

May 6, 2019
Springfield, Missouri

The City Council met in regular session May 6, 2019 in the Council Chambers at Historic City Hall. The meeting was called to order by Mayor Ken McClure. A moment of silence was observed.

Mayor Ken McClure expressed his condolences for the passing of former Councilman Ralph Manley who served on Springfield City Council from 1999 to 2009. Mayor McClure noted Councilman Manley was a World War II veteran paratrooper well known for his love of Springfield, enthusiasm, and handing out silver dollars to many citizens and visitors he met. Mayor McClure expressed his opinion former Councilman Manley will be greatly missed.

Roll Call Present: Andrew Lear, Phyllis Ferguson, Abe McGull, Mike Schilling, Jan Fisk, Craig Hosmer, Richard Ollis, and Ken McClure. Absent: Matthew Simpson.*

*Councilman Simpson arrived at approximately 6:35 p.m.

Minutes There being no additions, deletions, or corrections, the minutes of the April 22, 2019 City Council Meeting and April 30, 2019 Special City Council Meeting were approved as presented.

Consent Agenda The Consent Agenda was approved as presented.

CEREMONIAL MATTERS.

Drury Lady Panthers Sponsor. City Council. Council Bill 2019-107. A resolution recognizing the 2018-2019 Drury University Lady Panthers basketball team, under the guidance and leadership of Head Coach Molly Miller, Assistant Coaches Emily Ragsdale and Buck Scheel, and Graduate Assistant Coach Rachel Swartz, upon advancing to the NCAA 2019 Division II Women's Basketball Final Four.

Councilwoman Fisk read the resolution aloud in its entirety.

Jason Gage, City Manager, expressed his opinion the Drury Lady Panthers represented the Community well throughout their season and by reaching the Final Four.

Councilman Simpson stated Molly Miller, Drury University Women's Basketball Head Coach, was a product of Kickapoo High School in Zone 4 where she won several games as a player. Councilman Simpson expressed his opinion those residing in Zone 4 are proud of the Drury Lady Panthers.

Councilwoman Ferguson expressed her opinion those residing in Zone 1, where Drury University is located, are proud of the Lady Panthers and appreciate the trophies they bring home.

Ms. Miller expressed gratitude on behalf of the entire Lady Panther Basketball Program for the humbling honor of being recognized with the resolution. Ms. Miller expressed her opinion it was an exciting time and they felt a lot of Community support during their run to the Final Four. Ms. Miller thanked City Council for recognizing the team's accomplishments this season.

Mayor Ken McClure expressed congratulations to the Lady Panthers and provided Ms. Miller with a copy of the resolution.

Council Bill 2019-107. Resolution 10451 was approved by the following vote: Ayes: Lear, McGull, Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, and McClure. Nays: None. Abstain: None. Absent: None.

**Missouri State
Lady Bears**

Sponsor. City Council. Council Bill 2019-108. A resolution recognizing the 2018-2019 Missouri State University Lady Bears basketball team, under the guidance and leadership of Head Coach Kellie Harper, Assistant Coaches Jon Harper, Jessica Jackson, and Jackie Stiles, and Director of Operations Ashley Houts, upon advancing to the NCAA 2019 Division I Women's Basketball Tournament Sweet Sixteen.

Councilman Ollis read the resolution aloud in its entirety.

Jason Gage, City Manager, expressed his opinion it was exciting to watch the Missouri State Lady Bears basketball team evolve throughout the season and get better with each game.

Casey Hunt, Missouri State University Senior Associate Director of Athletics, expressed gratitude on behalf of the entire Lady Bear Program for the recognition. Ms. Hunt expressed her opinion this was a humbling honor and well deserved by the young women on the team who worked hard this season to accomplish a trip to the Sweet Sixteen.

Mayor Ken McClure expressed congratulations to the Lady Bears and provided Ms. Hunt with a copy of the resolution.

Council Bill 2019-108. Resolution 10452 was approved by the following vote: Ayes: Lear, McGull, Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, and McClure. Nays: None. Abstain: None. Absent: None.

City Managers Report and responses to questions raised at the previous City Council Meeting.

**City Manager's
Report**

Jason Gage, City Manager, noted a question was raised about Council Bill 2019-116: entering into a license agreement with Environmental Works, Inc., for the purpose of installing and maintaining three monitoring wells on public right-of-way to monitor groundwater conditions. Mr. Gage stated the monitoring wells are required to check for possible gas seepage from gas tanks because the location was formerly a gas station. He added, four monitoring wells are being placed on the property, and three monitoring wells need to be placed in the right-of-way to monitor groundwater. Additionally, the Missouri Department of Natural Resources has oversight of the environmental investigation and approved it, and Eric Claussen, Traffic Engineer, is at the meeting this evening to present on the bill and answer any additional questions or take note of additional questions that can be answered with further research.

Mr. Gage stated City budget workshops continue, with week three of the workshops beginning May 7, 2019 with the focus being on proposed expenditure for fiscal year 2019. He reminded citizens they can follow along at home or work, as all meetings are live streamed on Facebook and on the City's website, as well as on City cable access television channels. Mr. Gage stated copies of all presentations and a link to the proposed budget are available at springfieldmo.gov/budget.

Mr. Gage noted Mary Ann Rojas, Director of Workforce Development, and her team at the Missouri Job, Center launched a new program called, About Persons with Past Legal Issues in Employment (APPLIE), that helps those who are transitioning from a place of being incarcerated back into productive society. He added it helps employers needing to fill job openings and this is just the latest in a series of programs offered by the Workforce Development Department to help

provide jobs for people, and people for jobs. Additionally, Ms. Rojas provided packets of letters from people who have gone thru the program to City Council at their places.

Mr. Gage provided a Springfield Police update from Paul Williams, Chief of Police, featuring a story about the department's participation in the Police Foundation's Police Data Initiative. The report included an April Staffing Report and Quarterly Public Safety Report showing crime is slightly up compared with the first quarter last year.

Mr. Gage provided a Springfield Fire Department update, including the Quarterly Fire Safety Report with statistics from January through March 2019. He added, 1,361 Project RED Zone home visits, all in the Doling Neighborhood, included the installation of 240 smoke alarms and the testing of 336 existing smoke alarms.

Councilman Ollis thanked Ozark Greenways, Ozarks Transportation Organization, the Park Board, City Staff, and City Council for taking part in the recent Walkability Study Tour to Northwest Arkansas. Councilman Ollis expressed his opinion touring their Community provided ideas and inspiration for incorporating Walkability into our local Community.

Council Bill 2019-078 Substitute 1

Councilman Ollis stated he would have a motion to add Substitute Council Bill 2019-078 to the agenda. Councilman Ollis expressed his opinion recent changes in the State definition of day care facilities triggered the drafting of a substitute bill, and the proposed makes the definition of day care facilities more congruent with the State draft definition. Councilman Ollis stated the proposed substitute bill aligns distance requirements from medical marijuana facilities for day cares and churches at 200 feet and 1,000 feet from elementary and secondary schools. Councilman Ollis thanked Councilman Schilling and City Staff for their work on the proposed.

Councilman Ollis moved to add Council Bill 2019-078 Substitute 1 to the agenda as was posted in the office of the City Clerk as a possible addition to the agenda on Friday, May 3, 2019. Councilman Lear seconded the motion.

Councilman Hosmer stated he would have a motion to table Council Bill 2019-078 Substitute 1 because he did not receive a copy of the proposed at the same time as the rest of the City Council. Councilman Councilman Hosmer expressed his opinion the proposed is not good public policy.

Councilman Hosmer moved to table Council Bill 2019-078 Substitute 1. The motion failed due to lack of a second.

The motion to add Council Bill 2019-078 Substitute 1 was approved by the following vote: Ayes: Lear, McGull, Simpson, Schilling, Ferguson, Fisk, Ollis, McClure. Nays: Hosmer. Abstain: None. Absent: None.

Anita Cotter, City Clerk, noted Council Bill 2019-078 Substitute 1 would become item number 28.25 on the agenda.

Councilman Schilling moved to move Second Amended Council Bill 2019-078 and Council Bill 2019-086 to items number 28.5 and 28.75 respectively on the agenda so they can be considered with Council Bill 2019-078 Substitute 1.

Councilman Ollis seconded the motion and it was approved by the following vote: Ayes: Lear, McGull, Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, McClure. Nays: None. Abstain: None. Absent: None.

Ms. Cotter noted Second Amended Council Bill 2019-078 would become item 28.5 and Council Bill 2019-086 would become item 28.75 on the agenda.

The following bills appeared on the agenda under Second Reading Bills.

**International
Association of Fire
Chiefs
International
Fellowship
Program**

Sponsor. Ollis. Council Bill 2019-096. A special ordinance authorizing the City Manager, or his designee, to enter into a Memorandum of Understanding between the International Association of Fire Chiefs and the City of Springfield for the purpose of the Fire Department serving as a host agency for the International Association of Fire Chiefs International Fellowship Program.

Council Bill 2019-096. Special Ordinance 27174 was approved by the following vote: Ayes: Lear, McGull, Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, and McClure. Nays: None. Abstain: None. Absent: None.

**Agreement with
Greene County for
cost share of
Accurint Crime
Analysis software**

Sponsor. Fisk. Council Bill 2019-098. A special ordinance authorizing the City Manager, or his designee, to enter into an Intergovernmental Agreement with Greene County to share in the costs related to the Accurint Crime Analysis software.

Council Bill 2019-098. Special Ordinance 27175 was approved by the following vote: Ayes: Lear, McGull, Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, and McClure. Nays: None. Abstain: None. Absent: None.

**Weed height
nuisance**

Sponsor. Ferguson. Council Bill 2019-099. A general ordinance amending Springfield City Code Chapter 74 – ‘Nuisance and Housing Code,’ by revising Section 74-31, ‘City manager’s authority,’ subsection (b), Section 74-33, ‘Notice requirements,’ subsections (d)(4) and (5), Section 74-403, ‘Weeds over 12 inches in height declared nuisance,’ and Section 74-404, ‘Permitting growth of weeds over 12 inches in height,’ for the purpose of accelerating nuisance abatement; and, revising Section 74-406, ‘Charges for abatement by city,’ subsections (b) and (c) for the purpose of enhancing cost recovery.

Councilwoman Ferguson stated it was brought to City Council’s attention there was a drafting error in the proposed. Councilwoman Ferguson moved to withdraw Council Bill 2019-099 from the agenda.

Councilman Schilling seconded the motion and it was approved by the following vote: Ayes: Lear, McGull, Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, and McClure. Nays: None. Abstain: None. Absent: None.

**Budget of
Department of
Planning and
Development**

Sponsor. Simpson. Council Bill 2019-100. A special ordinance authorizing the City Manager, or his designee, to execute a Preliminary Funding Agreement between the City of Springfield, Missouri, and RW Development, LLC; and amending the budget of the Department of Planning and Development for Fiscal Year 2018-2019, in the amount of \$100,000, for the purpose of funding the preparation and review of certain documents related to utilizing public funding mechanisms.

Council Bill 2019-100. Special Ordinance 27176 was approved by the following vote: Ayes: Lear, McGull, Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, and McClure. Nays: None. Abstain: None. Absent: None.

**Downtown
Springfield Special
Business District**

Sponsor. Schilling. A general ordinance authorizing the termination of the Downtown Springfield Special Business District and authorizing staff to complete the necessary steps to finalize termination of said District. (Staff and Planning and Zoning Commission recommend approval.)

Council Bill 2019-101. General Ordinance 6523 was approved by the following vote: Ayes: Lear, McGull, Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, and McClure. Nays: None. Abstain: None. Absent: None.

Salary Ordinance

Sponsor. Fisk. Amended Council Bill 2019-102. A general ordinance amending Chapter 2, Section 2-92 of the Springfield City Code, known as the ‘Salary Ordinance,’ for the purpose of adding seven new job titles and deleting three job titles from the Professional, Administrative and Technical Salary Schedule.

Council Bill 2019-102. General Ordinance 6524 was approved by the following vote: Ayes: Lear, McGull, Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, and McClure. Nays: None. Abstain: None. Absent: None.

**Police Officers and
Fire Fighters’
Retirement System**

Sponsor. Hosmer. Council Bill 2019-103. A general ordinance amending the Springfield City Code, Chapter 2, Administration, Article VI, Finances, Division 4, Police Officers’ and Fire Fighters’ Retirement System, by amending Section 2-455, ‘Amount of employee contributions; deductions from salary,’ by revising provisions regarding Police participants’ Additional Funding Contribution and Additional Three-Tenths Percent Multiplier and by amending Section 2-456, ‘Return of participant contributions upon leaving service or death’ by revising provisions regarding the return of contributions to certain Police participants.

Mayor Ken McClure thanked City Staff and members of the Police Officers’ and Fire Fighters’ Retirement System Board of Trustees for their work on the proposed. Mayor McClure expressed his opinion the proposed is a good solution to the issue.

Council Bill 2019-103. General Ordinance 6525 was approved by the following vote: Ayes: Lear, McGull, Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, and McClure. Nays: None. Abstain: None. Absent: None.

Short-Term Loans

Sponsor. Schilling, Hosmer, Ollis, and Simpson. Council Bill 2019-104. A general ordinance adopting Springfield City Code Chapter 70, ‘Licenses, Permits and Miscellaneous Business Regulations,’ Article XVIII, ‘Short-Term Loan Establishments,’ to establish regulations for short-term loan establishments, including a permit requirement and registration fee.

Councilman McGull stated he would have a motion to table Council Bill 2019-104. Councilman McGull expressed his opinion the proposed could benefit from additional time taken by City Council for the study of laws and regulations potentially affecting businesses in the Community, and review by committee to ensure accuracy.

Mayor Ken McClure clarified with Councilman McGull that his proposed motion would include tabling Council Bills 2019-104 and 2019-104 Substitute 1. Councilman McGull confirmed.

Councilman Schilling expressed his support of City Council adopting the proposed. Councilman Schilling expressed his opinion the decision of implementing a registration fee for Short-Term Lending Establishments (STLE) should go to a vote of the people, and if passed, could do good for our Community as it has for other Communities nearby such as Saint Louis, Missouri and Kansas City, Missouri.

Councilman Hosmer expressed his opposition of the proposed motion to table Council Bill 2019-104. Councilman Hosmer expressed his opinion high interest rates charged by STLEs are contributing to the poverty rate in the area and by City Council implementing a fee through

passage of the proposed now, instead of later after further review, could help make a positive difference for citizens sooner.

Councilwoman Ferguson expressed her support of the proposed motion to table Council Bill 2019-104. Councilwoman Ferguson expressed her opinion potentially passing on additional fees to borrowers who cannot afford it by implementing a fee for STLEs via the proposed could exacerbate the issue of borrowers unable to pay back loans. Councilwoman Ferguson encouraged citizens to contact their State Legislators regarding STLE interest rates.

Councilman Lear expressed his support of the proposed motion to table Council Bill 2019-104. Councilman Lear expressed his opinion referring the proposed to the Committee of the Whole to allow City Council time to work on the issue together could be beneficial to developing the best solution possible for borrowers stuck in the STLE loan cycle.

Councilman Ollis expressed his support of the proposed motion to table Council Bill 2019-104. Councilman Ollis expressed his opinion a superior bill could be developed with further review by the Committee of the Whole, and State Legislation is where this issue should be reviewed and ruled upon to make the greatest change affecting the largest amount of people in need of assistance due to STLEs.

Councilman Simpson expressed his support of the proposed motion to table Council Bill 2019-104. Councilman Simpson expressed his opinion the interest rates charged by STLEs are predatory and contributing to a cycle of poverty in our Community. Councilman Simpson expressed his opinion City Council must be diligent but careful in the action it takes in the attempt to assist borrowers in need of protection. Councilman Simpson expressed his opinion State Legislature must do more to affect the interest rates charged by STLEs and encouraged citizens to reach out to State Representatives.

Councilman McGull moved to table Council Bill 2019-104 and 2019-104 Substitute 1 until the June 17, 2019 City Council Meeting and refer the issues to the City Council Committee of the Whole for recommendations.

Councilwoman Ferguson seconded the motion, and it was approved by the following vote: Ayes: Lear, McGull, Simpson, Ferguson, Fisk, Ollis, and McClure. Nays: Schilling and Hosmer. Abstain: None. Absent: None.

RESOLUTIONS

EMERGENCY BILLS.

PUBLIC IMPROVEMENTS.

GRANTS.

AMENDED BILLS.

The following bills appeared on the agenda under Public Hearing Bills.

**3250 E. Sunshine
Street**

Sponsor. Simpson. Council Bill 2019-109. A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation, by rezoning 2.39 acres of property, generally located at 3250 East Sunshine Street, from Planned Development No. 9 to GR, General Retail District; establishing Conditional Overlay District No. 172; and adopting an updated Official Zoning Map (Staff and Planning and Zoning Commission

recommend approval.) (By: Sunshine RE Holdings, LLC; 3250 East Sunshine Street; Z-11-2019 w/Conditional Overlay District No. 172.)

Brendan Griesemer, Assistant Director of Planning and Development, provided a brief overview of the proposed. Mr. Griesemer stated the proposed would rezone the area from Planned Development #9 to General Retail and Conditional Overlay District (COD) #172 and the Comprehensive Plan lists the area as appropriate for medium intensity retail, office, or housing. He added a Traffic Impact Study would be required at the time of development and a 15-foot bufferyard with plantings would be required. Mr. Griesemer stated a 20-foot bufferyard will be provided along the south property line and a six-foot wooden fence is required for building along Ingram Mill Road. Additionally; access to Washita Street would be prohibited, there would be removal of an existing driveway on Sunshine Street or limited to right-in/right-out only, and Ingram Mill Road access would be retained or aligned with adjacent eastern access if the existing building is demolished.

Mr. Griesemer stated the proposed includes five-foot of Right-of-Way on Sunshine Street, a 30-foot by 30-foot sight triangle at Sunshine Street and Ingram Mill Road, and four-foot of Right-of-Way on Ingram Mill Road if the building along Ingram Mill Road is demolished. He added Staff and the Planning and Zoning Commission recommend approval (7-0).

Councilman Lear asked for clarification on business types that would be considered Highway Commercial. Mr. Griesemer responded larger businesses that need access to highways and large arterial roadways are considered Highway Commercial and the proposed is located at the former Meeks Lumber site. He added large business that rely on visibility such as car lot businesses are considered Highway Commercial.

Councilman McGull asked for clarification on the location of the proposed. Mr. Griesemer referred to the map of the location and noted it was located south of Sunshine Street off Ingram Mill Road.

An opportunity was given for citizens to express their views.

Geoff Butler spoke in favor of the proposed. Mr. Butler stated he represents the applicant and the proposed would allow the property to be marketed, sold, and used as a location for General Retail business. Mr. Butler expressed his opinion new development at that location could be a good source of sales tax revenue for the City, and the existing building would not be re-used, but torn down. He stated a neighborhood meeting was held and area residents were in favor of the proposed development and opposed to any public access to the property via Washita Street.

With no additional speakers, the public hearing was declared closed.

**2745 S. Maple Leaf
Lane and 2700
block of South
Maple Leaf Lane**

Sponsor. Schilling. Council Bill 2019-110. A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 8 acres of property generally located at 2745 South Maple Leaf Lane and the 2700 Block of South Maple Leaf Lane from GR, General Retail to HC, Highway Commercial. (Staff and Planning and Zoning Commission both recommend approval.) (By: A&A West JSW LLC, Cornelius Datema; 2745 South Maple Leaf Lane and the 2700 Block of South Maple Leaf Lane (private street); Z-8-2019.)

Brendan Griesemer, Assistant Director of Planning and Development, provided a brief overview of the proposed. Mr. Griesemer stated the proposed would rezone the property from General Retail to Highway Commercial for the expansion of an existing self-storage facility. He added the Comprehensive Plan lists the property as appropriate for light industrial, office, and office-

warehouse and a Traffic Impact Study at time of development may be required. Additionally; the property is not located in a Federal Emergency Management Agency designated floodplain, there is an existing detention on-site, and Staff and Planning and Zoning Commission (6-1) recommend approval.

An opportunity was given for citizens to express their views. With no speakers, the public hearing was declared closed.

3303 W. Division Street

Sponsor. Ferguson. Council Bill 2019-111. A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation, by rezoning 5 acres of property, generally located at 3303 West Division Street from LI, Light Industrial District to CS, Commercial Service District; establishing Conditional Overlay District No. 171; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission recommend approval.) (By: Jet View, LLC; 3303 W. Division Street; Z-10-2019 w/Conditional Overlay District No. 171.)

Brendan Griesemer, Assistant Director of Planning and Development, provided a brief overview of the proposed. Mr. Griesemer stated the proposed would rezone the property from Light Industrial to Commercial Service with COD #171 for the development of a recreational vehicle park. He added the Comprehensive Plan lists the property as appropriate for Low-Density Housing land uses and it is adjacent to Industrial/Manufacturing districts on three sides. Additionally; on-site stormwater detention would be required, a minimum 20-foot wide bufferyard and 30-degree bulk plane would be required adjacent to Residential-Town House zoned use, and perimeter landscaping would be required if a parking lot is within 50 feet of the right-of-way and there is no intervening building.

Mr. Griesemer stated dedication of additional Right-of-Way would include 24 feet on Division Street, seven feet on O'Hara Street, and a 30-foot by 30-foot sight triangle at Division Street and O'Hara Street. He added the COD would include dedication of a stream buffer easement, construction of a sidewalk along O'Hara street, a Traffic Impact Study at time of development, and City Staff and Planning and Zoning Commission (7-0) recommend approval.

Anita Cotter, City Clerk, noted consistent with City Council policy, citizens wishing to speak would be allotted three minutes due to the number of citizens signed up to speak.

An opportunity was given for citizens to express their views.

Christina March spoke in favor of the proposed. Ms. March stated her mother is a resident of Eden Village after being homeless for five years and expressed her opinion the Eden Village Community has made a positive impact on her mother's life. Ms. March expressed her support of the proposed and hope that it could make a positive impact on many others in the City.

Lee Viorel spoke in opposition of the proposed. Mr. Viorel stated he represents several land owners surrounding the proposed property and expressed his opinion City Council has rushed its review of the proposed and should further review all details and studies of the COD prior to deciding on re-zoning of the property. He expressed his opinion the issue is premature and inconsistent with the surrounding zoning, and the intensity of the proposed 40 units for homeless individuals is too much for the area. Mr. Viorel expressed his opinion flooding in the area does not make it conducive to residential living and the proposed re-zoning is not appropriate for the area.

Michelle Garand spoke in favor of the proposed. Ms. Garand stated she is the Vice President of Affordable Housing and Homeless Prevention at the Community Partnership of the Ozarks, the

regional planning body to fight homelessness in the City and surrounding tri-county area. Ms. Garand expressed her opinion a Housing First model is an important assistance approach to those facing homelessness and for ending chronic homelessness especially. She expressed her opinion our Community cannot rely solely on Federal funding for the improvement of the homeless epidemic in the City, and projects like the proposed Eden Village are crucial to our community in the fight to end homelessness.

Bob Hopkins spoke in opposition of the proposed. Mr. Hopkins provided City Council with pictures showing the area in a flooded state, noted he has owned property in the area since 1973, and flooding has been a problem in the area for several years. Mr. Hopkins expressed his opinion the proposed development is not conducive to residential living due to being prone to flooding and being near commercial businesses.

Aaron Wiley Loyd spoke in favor of the proposed. Mr. Loyd stated he represented the company intending to donate the property for the proposed development and is available for any questions.

Vasily Lifanov spoke in opposition of the proposed. Mr. Lifanov stated he is a business owner of a developing manufacturing business off O'Hara Street. He expressed his opinion the noise and smoke generated through daily production and manufacturing processes would not make the area ideal for residential living. He noted he has halted the development of his business until a zoning decision is made by the City.

Aaron Greer spoke in opposition of the proposed. Mr. Greer provided packets of information to City Council and stated he chose the area for his business because of the current commercial zoning. He expressed his opinion the noise, lights, and hours of his business and other businesses makes the area inappropriate for residential zoning and living. Mr. Greer expressed concern for potential increases in theft and decreases in property value if a homeless Community were to be developed in the area.

Nate Schlueter spoke in favor of the proposed. Mr. Schlueter stated he is the Chief Operating Officer for Eden Village and is representing the Board of Eden Village, Staff of the Gathering Tree, and the Yes in My Backyard Movement. He stated the majority of current Eden Village residents are disabled, pay rent, and consent to criminal background checks prior to being admitted as residents. Mr. Schlueter expressed his opinion several more Eden Village locations are planned throughout the City and surrounding area.

Councilman Lear asked for clarification on concerned citizens having access to tour Eden Village facilities. Mr. Schlueter responded a neighborhood meeting was held for area residents and Community Tours are available several days per week by calling ahead or stopping by, and to his knowledge no surrounding neighbors have visited any Eden Village property.

Adam Dunlap spoke in opposition of the proposed. Mr. Dunlap stated he owns property in the area with intentions to utilize it to develop a construction or manufacturing business, and he chose the property for the current manufacturing zoning. He expressed his opinion the proposed being surrounded by commercial businesses on three sides makes it inappropriate for residential use. He expressed his opinion excluding the recreational vehicle use of the property would eliminate a loop-hole attempting to be utilized by developers on the proposed Eden Village project.

Robert Hopkins Jr. spoke in opposition of the proposed. Mr. Hopkins expressed his opinion the flood-prone area is not appropriate for residential living, and the dust and noise created by

surrounding businesses could pose a health threat for residents located in the area. He asked City Council to re-consider the proposed.

Jim O'Neal spoke in favor of the proposed. Mr. O'Neal expressed his opinion caring for those citizens with least is important for our Community to eliminate the problem of homelessness and decrease the number of people living in homeless camps on the street. He expressed his opinion Eden Village is a beacon of hope for several Communities to look to for how to begin eliminating homelessness and provide shelter for the chronically homeless. Mr. O'Neal appealed to City Council for their support of the proposed.

With no additional speakers, the public hearing was declared closed.

**Medical Marijuana
zoning regulations
substitute**

Sponsor. Ollis and Schilling. Council Bill 2019-078 Substitute No. 1. A general ordinance amending Chapter 36 of the Springfield, Missouri, City Code, known as the 'Land 2 Development Code,' Article III, 'Zoning Regulations,' Divisions 1 through 5, Sections 36-303, 36-321, 36-363, 36-421, 36-422, 36-423, 36-424, 36-425, 36-430, 36-431, 36-432, 36-433, 36-434, and creating a new section 36-474; for the purpose of allowing the sale of Medical Marijuana as required by Article XIV of the Missouri Constitution. (Planning and Zoning Commission and Staff recommend approval.)

Councilman Ollis stated he would have a motion to amend Substitute Council Bill 2019-078. Councilman Ollis expressed his opinion the definitions of child day care center, church, elementary school, and secondary school should be amended to be consistent with the draft definitions set forth by the Missouri Department of Health and Senior Services. He added an amendment to the measurement standards in Section 36-474 would also allow for more consistency. Councilman Ollis clarified the proposed amendments would allow for definitions and measurement standards to be consistent with State draft definitions and standards.

Councilman Ollis moved to amend Substitute Council Bill 2019-078 to; strike from Section 36-474(2)(c)1) the text "property line of the facility" and replace it with "external wall of the facility structure closest in proximity to the school, child day center, or church," Strike from Section 36-474(2)(c)3) the text "by public right of way," Add Section 36-474(2)(c)4) which shall read, "for purposes of this section, a "child day care center" means a child-care facility, as defined by Section 210.201 RSMo., that is licensed by the state of Missouri," add Section 36-474(2)(c)5) which shall read, "for purposes of this section, a "church" means a permanent building regularly used as a place of religious worship," add Section 36-474(2)(c)6) which shall read, "for purposes of this section, an elementary or secondary school" means any public school, as defined in Section 160.011 RSMo., or any private school giving instruction in a grade or grades not higher than the twelfth grade, but does not include any private school in which education is primarily conducted in private homes," and amend Sections 36-363(10)7.D., E., and F. by striking the word "section" and replacing it with "subsection." Councilman Lear seconded the motion.

Councilman Hosmer asked for clarification on the definitions of a child day care facility and a school in Sections 210.201 RSMo and 160.011 RSMo. Rhonda Lewsader, City Attorney, responded the State statute defines an elementary school as a public-school giving instruction in a grade or grades not higher than the eighth grade. Councilman Hosmer expressed his opinion the proposed was not received by City Council in adequate time for thorough review and further review by the Committee of the Whole could assist City Council in understanding the proposed and allow for improved public policy.

Councilman Simpson asked for clarification on the City's ability to use discretion when determining the definitions of child day care facilities and schools. Ms. Lewsader responded according to State Amendment 2, local government cannot pass a definition in conflict with the

State regulations. She added the current State definitions are in draft status and the proposed substitute bill includes definitions matching the State draft definitions.

Councilman Ollis expressed his opinion the substitute bill would allow for the language of the definitions to be consistent and congruent with the State draft definitions.

Councilman Hosmer asked for clarification on the City receiving draft definition language from the State and if that language was considered finalized. Ms. Lewsader responded City Staff has not received draft language, but the State published it online, and it is not finalized, so if the State amends the language, the City would be required to do so too. Councilman Hosmer expressed his opinion City Council should wait for State definitions to be finalized to avoid potentially having to amend definitions again in the future.

Councilman Ollis expressed his opinion the City should follow State language associated with the proposed, including the State draft definitions currently in place.

Councilwoman Ferguson asked for clarification on the State's timeline for finalizing the language in the definitions. Ms. Lewsader responded there is a June 3, 2019 due date set for when medical marijuana dispensary applicants must submit information to the State, but that she was unaware of a date in place for the finalization of State draft definition language. Councilwoman Ferguson asked for clarification on medical marijuana business applicants utilizing the State draft definitions. Ms. Lewsader confirmed applicants would be able to use the draft definitions for information until they were finalized.

Ms. Lewsader stated 160.011 RSMo. defined a public school as all elementary and high schools operating at public expense. She noted the State's definition of day care is the statutory definition of child-care facility as a house or other place conducted or maintained by any person who advertises their wholesome self out to providing care for more than four children during the day time for compensation or otherwise, except those operated by a school system or in connection with a business establishment which provides child care as a convenience for its customers or its employees for no more than four hours per day. Additionally, a child-care facility shall not include any private or religious organization, elementary or secondary school, academic pre-school, or kindergarten for four and five-year old children, a home school as defined by Section 167.031 RSMo., a weekly Sunday or Sabbath school, vacation Bible school or child care made available while the parents or guardians are attending worship service or other meetings or activities conducted or sponsored by a religious organization.

Councilman Lear expressed his opinion providing clarity to the public by eliminating uncertainty in definitions would be good public policy.

Councilman Hosmer asked for clarification on the State draft definition of day care facility in Section 210-201 RSMo including in-home facilities. Ms. Lewsader responded the statute defines it as a house or other place providing care for more than four children and requires a State license. She added there is a list of exceptions included in the Statute. Councilman Hosmer expressed his opinion it is not good public policy for City Council to vote on the proposed amendments without full understanding of the State statutory definitions.

Councilman Schilling expressed his opinion the separation requirements in the proposed do not put children at risk for entering medical marijuana dispensaries illegally. Councilman Hosmer expressed his opinion if City Council adopts a child day care facility definition to include in-home facilities, it will trigger the separation requirements for those locations. Councilman Schilling expressed his opinion City Council should consider adopting the proposed as is.

Councilman Simpson asked for clarification on day care facilities requiring licensure under the definition, and if there is an accessible list of day care facility locations. Ms. Lewsader responded the State definition includes licensure by the State and the State would also have a list of all State-licensed facilities. Councilman Simpson asked for clarification on if a list of State-licensed child care facilities was available when City Staff was drafting definitions. Ms. Lewsader responded the original Council Bill 2019-078 defined child care facilities licensed by the City or State, but when that definition was removed, there was then no list available.

Councilman McGull asked for clarification on if the proposed amendments relate to definitions and separation requirements. Councilman Ollis responded the proposed addresses the separation requirements as 1,000 feet for schools and 200 feet for churches and day care facilities.

Ms. Lewsader clarified for City Council that a substitute council bill was added to the agenda at the beginning of the meeting and that bill changed the separation requirements to 1,000 feet for schools and 200 feet for churches and day care facilities. She added, it amended the definitions and measuring standards in one portion of the bill. Ms. Lewsader expressed her opinion it should have amended it in two portions of the bill. She stated the motion Councilman Ollis made was to amend the definitions and standards in the portion of the bill that were inadvertently left out of the substitute bill when it was drafted.

The motion to amend Substitute Council Bill 2019-078 was approved by the following vote:
Ayes: Lear, McGull, Simpson, Schilling, Ferguson, Fisk, Ollis, and McClure. Nays: Hosmer.
Abstain: None. Absent: None.

Councilman Hosmer asked for clarification on jurisdictions that operate 24-hour medical marijuana dispensaries. Paul Williams, Chief of Police, expressed his opinion there were no jurisdictions that currently operate 24-hours or that have expressed interest to operate 24-hours. Councilman Hosmer asked for clarification on a 24-hour operation being at increased risk for criminal activity. Chief Williams expressed his opinion any 24-hour operation has increased potential for adverse activity after the midnight hour.

Councilman Hosmer asked for clarification on City Staff conducting research on medical marijuana dispensary laws. Brendan Griesemer, Assistant Director of Planning and Development, responded Staff conducted research and found the North Kansas City, Missouri jurisdiction implemented a restriction on dispensary hours. Councilman Hosmer asked for clarification on City Staff locating jurisdictions operating 24-hour dispensaries. Mr. Griesemer expressed his opinion Staff did not locate any jurisdictions currently operating 24 hours.

Councilman Hosmer moved to amend Substitute Council Bill 2019-078 to add the following text to the definitions of 'medical marijuana cultivation facility,' 'medical marijuana dispensary facility,' 'medical marijuana-infused products manufacturing facility,' and 'medical marijuana testing facility' in Section 36-321 and as a subsection to Section 36-474; All medical marijuana facilities shall be closed to the public between the hours of 10:00 p.m. and 6:00 a.m., no persons not employed by the business shall be on the premises, and no sales or distribution of marijuana shall occur upon the premises during that time. Councilwoman Ferguson seconded the motion.

Councilman Hosmer stated his motion would return definitions and separation requirements back to the original Staff recommended definitions and requirements. Councilman Hosmer expressed his opinion City Council could adopt more lenient hours at a later time if the City first experiences more restrictive hours without potential problems or increased criminal activity surrounding dispensaries. Councilman Hosmer expressed his opinion the City should not be the most lenient jurisdiction in the Nation for medical marijuana or potentially recreational marijuana.

Councilman Ollis asked for clarification on businesses that could potentially have to provide services to a medical marijuana facility during what could be considered non-business hours. Bob Hosmer, Principal Planner, responded contractors or sub-contractors hired by a medical marijuana dispensary business to provide repairs or other services could be excluded from operational hours restrictions if approved by City Council. He added the Planning and Zoning Commission discussed the possibility of amending the bill to account for these types of businesses.

Councilman McGull expressed his opinion employees of dispensary businesses should be excluded from operational hour restrictions.

Councilman Hosmer expressed his opinion the language of the proposed amendment would allow for employees and contractors to be on the premises during non-business hours, however, members of the public would not be allowed on the premises during non-business hours.

Councilwoman Ferguson asked for clarification on contract employees being allowed on medical marijuana business' premises during non-business hours. Ms. Lewsader expressed her opinion if a contractor is hired by the business to perform work they are considered an employee of the business and would be allowed on the premises during non-business hours, and only members of the public would be restricted.

The motion to amend Substitute Council Bill 2019-078 to require medical marijuana facilities to be closed to the public between the hours of 10:00 p.m. and 6:00 a.m. was approved by the following vote: Ayes: Lear, McGull, Simpson, Ferguson, Fisk, Hosmer, and Ollis. Nays: Schilling and McClure. Abstain: None. Absent: None.

Brendan Griesemer, Assistant Director of Planning and Development, provided a brief overview of the proposed. Mr. Griesemer stated the separation requirements in the proposed are 1,000 feet from elementary and secondary schools and 200 feet from churches and child day care centers for medical marijuana dispensaries and Type 2 post-extraction facilities. He displayed a map of the City showing buffer zones that would be required to meet proposed distance requirements.

An opportunity was given for citizens to express their views.

John Price spoke in support of the proposed. Mr. Price expressed his opinion a 1,000-foot separation distance from schools is a reasonable solution his clients can support, and the proposed provides more certainty by adopting State regulations. He expressed his opinion the proposed treats churches and private day care centers similarly, allowing the State database to be utilized for looking up and locating these types of facilities. Mr. Price expressed his opinion the public recreational use of marijuana will not be an issue because it is already outlined as illegal in previously adopted State Amendments. He stated he is in support of dispensaries being open 24 hours and asked City Council to support the proposed.

Councilman Hosmer asked for clarification on a pharmacist being employed by medical marijuana dispensaries. Mr. Price responded there will not be pharmacists located at dispensaries, but employees will be required to be licensed by the State and acquire a certification card to enter the facility. Councilman Hosmer asked for clarification on voters adopting recreational marijuana. Mr. Price expressed his opinion it is unlikely voters in Missouri would approve the sale and use of recreational marijuana anytime soon. Councilman Hosmer asked for clarification on Mr. Price's review of Section 210.201 RSMo. Mr. Price expressed his opinion it will be beneficial to be able to utilize the State database to look-up the locations of State licensed child day care facilities in the City.

Councilwoman Ferguson asked for clarification on the effect of separation requirements in States that have adopted both medical and recreational marijuana, and if the distances were altered when recreational use became legalized. Mr. Griesemer responded Staff would need to conduct research and provide City Council with information on a later date.

With no additional speakers the public hearing on the amendments only was carried over until the May 20, 2019 City Council Meeting.

Medical Marijuana zoning regulations

Sponsor. Schilling. Second Amended Council Bill 2019-078. A general ordinance amending Chapter 36 of the Springfield, Missouri, City Code, known as the 'Land 2 Development Code,' Article III, 'Zoning Regulations,' Divisions 1 through 5, Sections 36-303, 36-321, 36-363, 36-421, 36-422, 36-423, 36-424, 36-425, 36-430, 36-431, 36-432, 36-433, 36-434, and creating a new section 36-474; for the purpose of allowing the sale of Medical Marijuana as required by Article XIV of the Missouri Constitution. (Planning and Zoning Commission and Staff recommend approval.)

An opportunity was given for citizens to express their views.

Sterling Mathis spoke in favor of the proposed. Mr. Mathis stated he was in search clarification on distance requirements because he is interested in owning and operating a medical marijuana cultivation and manufacturing facility. He added the building for his potential facility is approximately 70,000 square feet, concrete, and approximately 550 feet from a local church. Mr. Mathis expressed his opinion opening the facility is a good revenue opportunity for himself and the City and he does not want to miss out on the opportunity due to possible confusion about separation distance requirements.

Mayor Ken McClure recommended to Mr. Mathis he contact City Staff to get clarification on separation distance requirements and definitions.

Ann Seigel spoke in favor of the proposed. Ms. Seigel expressed concern for the City's population that lives in poverty and those citizens having accessibility to medical marijuana dispensaries. She expressed her opinion the local poverty rate being so high compared to the National poverty rate will make it difficult for medical marijuana patients to access their medicine if dispensaries are required to be located 1,000 feet from schools, churches, and day care centers.

Councilwoman Ferguson expressed her opinion the majority of citizens living in poverty in the City are accustomed to walking distances longer than 1,000 feet, or approximately a block and a half, to commute places, so the 1,000-foot separation requirement would probably not be a barrier for the majority of medical marijuana patients. Ms. Seigel expressed her opinion her experience working as a home health care professional has convinced her the 1,000-foot distance requirement could be a barrier for the majority of medical marijuana patients.

With no additional speakers, the public hearing was declared closed.

Councilman Lear moved to table Second Amended Council Bill 2019-078 and Council Bill 2019-086 until the May 20, 2019 City Council Meeting. Councilman Simpson seconded the motion and it was discussed.

Councilman McGull expressed his appreciation for the work of City Council and City Staff on the proposed and their research on other communities that have adopted the use of medical marijuana. Councilman McGull expressed his opinion the City's public safety resources could be the most heavily inundated resources due to the recent legalization of medical marijuana, and tax

revenue from the sale of medical marijuana could be utilized by the City to employ additional public safety professionals.

The motion to table Second Amended Council Bill 2019-078 and Council Bill 2019-086 was approved by the following vote: Ayes: Lear, McGull, Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, and McClure. Nays: None. Abstain: None. Absent: None.

The following bills appeared under First Reading Bills on the agenda.

**Police Department
Fiscal Year 2018-
2019 budget**

Sponsor. Fisk. Council Bill 2019-097. A special ordinance amending the budget of the Springfield Police Department for Fiscal Year 2018-2019 by appropriating \$1,100,000 in sales and use tax revenue received during the current Fiscal Year, for the purpose of funding the housing of City prisoners pursuant to an agreement with Vernon County, Missouri.

Paul Williams, Chief of Police, provided a brief overview of the proposed. Chief Williams stated the estimated cost of housing prisoners was originally budgeted low for Fiscal Year 2018-2019, and the proposed would cover the 300,000-dollar shortage this Fiscal Year and total cost of 800,000 dollars for the following Fiscal Year. He added, the 1.1 million dollars being requested is based on current estimates and would be used to fund the housing of municipal prisoners in Vernon County, Missouri.

Councilman Hosmer asked for clarification on a timeline for City inmates to return to being housed in Greene County facilities. Chief Williams responded housing municipal inmates in Greene County would begin occurring on approximately August 1, 2020 after the expiration of the City's current agreement with Greene County.

Councilman McGull asked for clarification on the cost of healthcare for prisoners affecting this Fiscal Year's shortage in funds. Chief Williams responded health care costs were not a factor, however, the cost of housing inmates for longer periods of time due to not making bond, being charged with multiple offenses, and other factors all contribute to the increase in costs, which caused a shortage in budgeted funds for the year. He expressed his opinion the Police Department does not anticipate a shortage in funds moving forward as the number of municipal inmates levels out and the City gains access to Greene County facilities again.

An opportunity was given for citizens to express their views. With no speakers, the public hearing was declared closed.

**Reed Enterprises,
LLC.**

Sponsor. Fisk. Council Bill 2019-112. A special ordinance authorizing the City Manager, or his designee, to refund \$1,000 in earnest money to Reed Enterprises, LLC; and repealing Special Ordinance 27114.

Collin Quigley, Deputy City Manager, provided a brief overview of the proposed. Mr. Quigley stated the property involving the proposed was acquired by the City as a Dangerous Building in 2016 and it is surplus property zoned Residential-Town Home. He stated the City bid out the property three times with a lower price each time and located a buyer affiliated with Reed Enterprises, LLC. Mr. Quigley added the City was unable to move forward with the sale because the buyer was unable to attain Title Insurance on the property, therefore, the proposed would allow for the refund of the sale and return of the 1,000 dollars in earnest money to the buyer.

An opportunity was given for citizens to express their views. With no speakers, the public hearing was declared closed.

Urban Program Agreement with the Missouri Highways and Transportation Commission

Sponsor. Hosmer. Council Bill 2019-113. A special ordinance authorizing the City Manager, or his designee, to enter into a Surface Transportation Program-Urban Program Agreement with the Missouri Highways and Transportation Commission; and amending the budget of the Department of Public Works for Fiscal Year 2018-2019, in the amount of \$332,000.00, for the purpose of partially reimbursing the base salaries of up to six City employees who operate and manage the Transportation Management Center.

Eric Claussen, Traffic Engineer, provided a brief overview of the proposed. Mr. Claussen stated the proposed would cover approximately 80 percent of the base salary for City Transportation Management Center (TMC) staff and reduce the salary expenses otherwise budgeted through the transportation fund. He added City TMC salaries have been funded with Federal funds since 2008 and the Missouri Department of Transportation and the cities of Kansas City, Missouri and Saint Louis, Missouri also utilize Federal funding for TMC salaries.

An opportunity was given for citizens to express their views. With no speakers, the public hearing was declared closed.

Proceeds from 1/4-cent Capital Improvements Sales Tax

Sponsor. Lear. Council Bill 2019-114. A special ordinance amending the budget of the City of Springfield, Missouri, for Fiscal Year 2018-2019 in the amount of \$50,800,000, to appropriate the estimated proceeds of the first five years of the 1/4-Cent Capital Improvements Sales Tax; and authorizing the City Manager to exercise any necessary powers to complete capital projects funded by the 1/4-Cent Capital Improvements Sales Tax for the purpose of funding and completing those projects funded herein.

Dan Smith, Director of Public Works, provided a brief overview of the proposed. Mr. Smith stated the proposed is a follow-up to the renewal of the 1/4-cent sales tax in April 2019 and would provide the funds necessary to move forward in delivering the promised projects and programs approved by voters. He added the proposed would allow the City Manager or his designee to enter into contracts with design firms and purchase Right-of-Way necessary to complete projects.

Mayor Ken McClure asked for clarification on the number of years the proposed would be appropriating funds for and if additional funds would be available later. Mr. Smith clarified it would be the first five years of the 20-year renewal period and City Staff is hopeful the City will receive additional funds later. Mayor McClure asked for clarification on the timeline for planning and development of projects with the funding. Mr. Smith confirmed it would allow for City Staff to have a longer review period and planning process while utilizing the funding.

An opportunity was given for citizens to express their views. With no speakers, the public hearing was declared closed.

Department of Public Works Fiscal Year 2018-2019

Sponsor. Ferguson. Council Bill 2019-115. A special ordinance authorizing the City Manager, or his designee, to enter into an Agreement with the Missouri Highways and Transportation Commission; and amending the budget of the Department of Public Works for Fiscal Year 2018-2019 in the total amount of \$1,045,803 for the purpose of sharing the costs of improvements to the US 160 and MO 744 intersection.

Dan Smith, Director of Public Works, provided a brief overview of the proposed. Mr. Smith stated the proposed was approved with the 1/4-cent sales tax renewal and would be a 50-50 cost-share agreement with the Missouri Department of Transportation. He added 80 percent of the City's cost would be covered by Federal Surface Transportation Block Grant Program (STBG) funds, and 20 percent of the City's cost would come from the 1/4-cent sales tax renewal fund. Additionally, the proposed would improve capacity, signals, and Americans with Disabilities Act (ADA) upgrades at the intersection of Kearney Street and West By-Pass.

Mayor Ken McClure expressed his opinion it is good for citizens to already be witnessing the positive impact of the ¼-cent sales tax renewal.

An opportunity was given for citizens to express their views. With no speakers, the public hearing was declared closed.

**Monitory wells by
Environmental
Works, Inc.**

Sponsor. Ollis. Council Bill 2019-116. A special ordinance authorizing the City Manager, or his designee, to enter into a license agreement with Environmental Works, Inc., for the purpose of installing and maintaining three monitoring wells on public right-of-way to monitor groundwater conditions.

Eric Claussen, Traffic Engineer, provided a brief overview of the proposed. Mr. Claussen stated the proposed encroachment agreement would be for the installation of three monitoring wells, two along Campbell Avenue and one on Central Street, for the collection of soil and groundwater samples to test for potential contamination. Additionally, four more wells would be located on Greene County property on the northeast corner of the intersection of Campbell Avenue and Central Street. He stated Environmental Works, Inc. would manage the project on investigation of potential gasoline release in the area, and the Missouri Department of Natural Resources would have oversight of the project. Mr. Claussen added the wells would be in place approximately two to three years on Public Right-of-Way.

Mayor Ken McClure asked for clarification on the location of the property. Mr. Claussen confirmed the property is located to the west of the City Government Plaza.

Councilwoman Ferguson asked for clarification on the availability of information from existing wells and the reason for the addition of the new wells. Mr. Claussen responded he did not have information pertaining to the existing wells or the reason for the addition of new wells at this time. Councilwoman Ferguson stated she would like to be briefed with information on wells in Zone 1 going forward.

Councilman Hosmer asked for clarification on what the wells would be used for. Mr. Claussen confirmed they would be used to collect information on potential contamination of soil and groundwater from gasoline by-products. Councilman Hosmer asked for clarification on what occurs once the wells are drilled and fulfill their useful life. Mr. Claussen responded a hole is drilled, Polyvinyl chloride (PVC) pipe is placed in the hole, and the well is capped to allow water and soil samples to be taken multiple times throughout the useful life of the well. He added once the wells have reached their useful life they are filled with cement to create a plug that fills up the space. Councilman Hosmer asked for clarification on well plugs creating difficulty for the City during potential future expansion of roads. Mr. Claussen expressed his opinion there would be no issues with future street expansion caused by the wells.

Councilman Ollis asked for clarification on the proposed granting access to City Right-of-Way. Mr. Claussen confirmed the project cost would be the responsibility of the property owner and the proposed is an encroachment agreement for the use of Public Right-of-Way.

An opportunity was given for citizens to express their views. With no speakers, the public hearing was declared closed.

PETITIONS, REMONSTRANCES, AND COMMUNICATIONS.

NEW BUSINESS.

As per RSMo. 109.230 (4), City records that are on file in the City Clerk's office and have met the retention schedule will be destroyed in compliance with the guidelines established by the Secretary of State's office.

UNFINISHED BUSINESS.

MISCELLANEOUS.

CONSENT AGENDA FIRST READING BILLS.

CONSENT AGENDA ONE READING BILLS.

Southern Hills CID Sponsor. Simpson. Council Bill 2019-117. A resolution confirming the appointment of Robert Lowe, Jr., to the Southern Hills Community Improvement District Board of Directors. (Staff recommends approval).

Council Bill 2019-117. Resolution 10453 was approved by the following vote: Ayes: Lear, McGull, Schilling, Ferguson, Fisk, Hosmer, Ollis, and McClure. Nays: None. Abstain: None. Absent: Simpson.*

CONSENT AGENDA SECOND READING BILLS.

LiveScan Station Sponsor. Lear. Council Bill 2019-105. A special ordinance authorizing the City Manager, or his designee, to accept the donation of a LiveScan Station, valued at \$18,125.00, from the Missouri Police Chiefs Charitable Foundation

Council Bill 2019-105. Special Ordinance 27177 was approved by the following vote: Ayes: Lear, McGull, Schilling, Ferguson, Fisk, Hosmer, Ollis, and McClure. Nays: None. Abstain: None. Absent: Simpson.*

3044 E. Gasconade Street Sponsor. Simpson. Council Bill 2019-106. A special ordinance approving the conveyance of real property generally located at 3044 East Gasconade Street, to the heirs of Velmar M. Hill; and authorizing the issuance of a quit claim deed for same.

Council Bill 2019-106. Special Ordinance 27178 was approved by the following vote: Ayes: Lear, McGull, Schilling, Ferguson, Fisk, Hosmer, Ollis, and McClure. Nays: None. Abstain: None. Absent: Simpson.*

END OF CONSENT AGENDA.

ADJOURN.

There being no further business, the meeting adjourned at approximately 9:05 p.m.

Prepared by
Melissa Carman


Anita J. Cotter, CMC/MRCC
City Clerk