

March 9, 2020
Springfield, Missouri

The City Council met in regular session March 9, 2020 in the Council Chambers at Historic City Hall. The meeting was called to order by Mayor Ken McClure. A moment of silence was observed.

- Roll Call** Present: Jan Fisk, Craig Hosmer, Richard Ollis, Abe McGull, Matthew Simpson, Mike Schilling, and Ken McClure. Absent: Phyllis Ferguson and Andrew Lear.
- Minutes** The minutes of February 24, 2020 City Council Meeting and February 25, 2020 Special City Council Meetings were approved as presented.
- Consent Agenda** The Consent Agenda was approved as presented.

CEREMONIAL MATTERS

- City Manager Report** Jason Gage, City Manager, noted from the City Council Meeting on February 24, 2020, the Council had asked about the Coronavirus and what actions would be taken if there were an outbreak in Springfield. Mr. Gage noted the Springfield-Greene County Health Department and the Springfield-Greene County Office of Emergency Management have formed a task force to advise the public health system, as to the evolving nature of what is known about COVID-19. He noted COVID-19 is the respiratory illness caused by the novel coronavirus. Mr. Gage added a media information session was held Friday, March 6, 2020 at the Springfield-Greene County Office of Emergency Management and there have been zero cases of COVID-19 in Greene County. He noted the task force will review and deploy existing plans for respiratory illness response as they apply to the potential for COVID-19 to emerge in our community. Mr. Gage noted these plans build upon what has been learned in the past from pandemics like H1N1 and other large-scale coordinated efforts. He also noted the Health Department has also set up a central phone line and email address to answer the public's questions about COVID-19.

Mr. Gage spoke about the Third African American Heritage Trail Marker Dedication. He noted the organizers of Springfield's African American Heritage Trail project unveiled the trail's third marker on Sunday at Gibson Chapel on East Tampa, commemorating the southern area of a "church square" including two historically African American churches – Gibson Chapel and Pitts Chapel at Benton and Tampa. Mr. Gage noted the mission of the trail is to continue to research and publish previously undocumented history and to involve the Springfield community in the identification and celebration of the contributions made by people of color to the community. He noted in pursuit of the goal, the trail's initial sites will follow along Jordan Creek Greenway and The Link with historical markers in partnership with sponsors, such as: Bass Pro Shops, City of Springfield, Community Foundation of the Ozarks, Missouri State University, Ozark Greenways and Springfield-Greene County Park Board.

Mr. Gage noted the community engagement process for the Grant Avenue Parkway process began with stakeholder visioning meetings last week and will continue through April with additional meetings and a community survey. He noted the parkway will create an off-street pedestrian and bicycle pathway/linear park along Grant Avenue between Sunshine Street and College Street and is funded primarily through a \$21million dollar BUILD Transportation Grant. Mr. Gage noted the City is required to provide a 20% match, which will be funded through a combination of funding sources, including the 1/4-cent Capital Improvement Sales Tax and the 1/8-cent Transportation Sales Tax.

Mr. Gage noted the Route 66 Festival partners held a press conference March 3, 2020 to kick off registration and announce the entertainment for the 10th annual festival, which will be held August 14 and 15, 2020. He noted there are already about 300 cars registered and last year's festival drew about 65,000 attendees over two days. Mr. Gage noted the headliners for the 2020 festival are Sixwire, featuring former lead singer of Kansas John Elefante and a former lead singer of Journey, Steve Augeri. He noted the parade will be held Friday evening and new to the festival this year is the Great Route 66 Talent Search.

**Citizens Tax
Oversight
Committee Report**

Bonnie Jenkins, Citizens Tax Oversight Committee Chair, noted the Committee meets quarterly to review and monitor the collection of sales taxes. She noted Dan Smith, Director of Public Works, and David Holtmann, Director of Finance, have provided detailed reports for committee meetings. Ms. Jenkins noted the collection of accounting of expenditures as reported by the City are in accordance with ballot language.

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

**Official Zoning
Map and Rules for
Interpretation**

Sponsor: Simpson. Council Bill 2020-024. A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning 0.69 acres of property, generally located at 3750 South Campbell Avenue, from HC, Highway Commercial district to GR, General Retail district; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission both recommend approval.) (By: TRB Kickapoo, LLC; 3750 South Campbell Avenue; Z-1-2020.)

Councilman Simpson moved to table Council Bill 2020-024 indefinitely at the applicant's request. The motion was seconded by Councilman McGull.

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

**Conditional Use
Permit No. 442 –
3510 West
Sunshine**

Sponsor: Schilling. Council Bill 2020-037. A special ordinance granting Conditional Use Permit No. 442 for the purpose of authorizing an automotive service garage to operate within the GR, General Retail, district located at 3510 West Sunshine Street as a conditional use. (Staff and Planning and Zoning Commission recommend approval.)

Council Bill 2020-037. Special ordinance 27289 was approved by the following vote:
Ayes: Fisk, Hosmer, Ollis, McGull, Simpson, Schilling, and McClure. Nays: None.
Abstain: None.

**Intersection
Visibility**

Sponsor: Hosmer. Council Bill 2020-038. A general ordinance amending Chapter 36 of the Springfield, Missouri, City Code, 'Land Development Code,' Article III, 'Zoning Regulations,' Division 5, 'Supplemental District Regulations,' Section 36-453 'Supplemental Open Space and Yard Regulations,' and Chapter 106 of the Springfield, Missouri, City Code, 'Traffic and Vehicles,' Article 1, 'In General,' Section 106-32, 'Trees, Shrubs or other Vegetation obstructing visibility at Intersections,' both relating to vegetative obstructions in intersection sight triangles. (Planning and Zoning Commission and Staff recommend approval.)

Council Bill 2020-038. Ordinance 6576 was approved by the following vote: Ayes: Fisk, Hosmer, Ollis, McGull, Simpson, Schilling, and McClure. Nays: None. Absent: Ferguson and Lear. Abstain: None.

**Intersection
Visibility**

Sponsor: Fisk. Council Bill 2020-039. A general ordinance amending Chapter 114 of the Springfield, Missouri, City Code, 'Vegetation,' Article II, 'Trees,' Division 1, 'Generally,' Section 114-31 'Trees on private property creating hazard to public ways.' (Staff recommends approval.)

Council Bill 2020-039. Ordinance 6577 was approved by the following vote: Ayes: Fisk, Hosmer, Ollis, McGull, Simpson, Schilling, and McClure. Nays: None. Absent: Ferguson and Lear. Abstain: None.

**Stormwater
Improvements –
Linden Avenue
and Latoka Street**

Sponsor: Simpson. Council Bill 2020-040. A special ordinance approving the plans and specifications for Stormwater Improvements at Linden Avenue and Latoka Street; accepting the bid of Hartman & Company, Inc., in the amount of \$506,000.00, for the project; and authorizing the City Manager, or his designee, to enter into a contract with such bidder.

Council Bill 2020-040. Special ordinance 27290 was approved by the following vote: Ayes: Fisk, Hosmer, Ollis, McGull, Simpson, Schilling, and McClure. Nays: None. Absent: Ferguson and Lear. Abstain: None.

**Alcoholic
Beverages
Exception for
Downtown and
Commercial Street
Events**

Sponsor: Lear. Council Bill 2020-041. A general ordinance amending the Springfield City Code, Chapter 10, 'Alcoholic Beverages,' by revising Section 10-62, 'Exception for general merchandise stores, restaurants, and exempt organizations,' to remove text related to certain permitted events and by adding a Section 10-66, 'Exception for Downtown and Commercial Street Events,' to authorize in City Code certain permitted events previously authorized each year by adoption of an ordinance; amending Chapter 78, 'Offenses and Miscellaneous Provisions,' Section 78-4, 'Possession, sale or consumption of alcoholic beverages in public place,' to reference the new Section 10-66; and amending Chapter 106, 'Traffic and Vehicles,' Section 106-50, 'Use of City right-of-way during Artsfest,' to reference the new Section 10-66.

Council Bill 2020-041. Ordinance 6578 was approved by the following vote: Ayes: Fisk, Hosmer, Ollis, McGull, Simpson, Schilling, and McClure. Nays: None. Absent: Ferguson and Lear. Abstain: None.

**Collective
Bargaining
Agreement**

Sponsor: City Council. Council Bill 2020-046. A general ordinance approving the “First Amendment to Section 3.02 – Wages, Paragraph 3,” of the Collective Bargaining Agreement Between: The City of Springfield, Missouri, and Southern Missouri Professional Fire Fighters Local 152, the Bargaining Unit of the Springfield Fire Department; and authorizing the City Manager, or his designee, to execute and deliver the First Amendment on behalf of the City of Springfield, Missouri, to the Bargaining Unit.

Council Bill 2020-46. Ordinance 6579 was approved by the following vote: Ayes: Fisk, Hosmer, Ollis, McGull, Simpson, Schilling, and McClure. Nays: None. Absent: Ferguson and Lear. Abstain: None.

**Law Enforcement
Schedule**

Sponsor: City Council. Council Bill 2020-047. A general ordinance amending Chapter 2, Article III, Division 1 of the Springfield City Code, Section 2.92, known as the ‘Salary Ordinance,’ relating to specific salary grades within the Law Enforcement Schedule (“LES”).

Council Bill 2020-047. Ordinance 6580 was approved by the following vote: Ayes: Fisk, Hosmer, Ollis, McGull, Simpson, Schilling, and McClure. Nays: None. Absent: Ferguson and Lear. Abstain: None.

The following bill appeared on the agenda under Resolutions.

**Annexation of 4912
West State
Highway
266/Chestnut
Expressway**

Sponsor: Ferguson. Council Bill 2020-048. A resolution declaring the intent of the City of Springfield to annex and rezone approximately 4 acres of private property and approximately 7 acres of Missouri Department of Transportation right-of-way generally located at 4912 West State Highway 266/Chestnut Expressway. (Staff recommends approval.)

Mary Lilly Smith, Director of Planning and Development, provided a brief overview of the proposed. She noted this is four acres of private property and seven acres of MODOT and railroad right-of-way, if the proposed is passed it will initiate both the annexation and zoning, and staff recommends approval.

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

Council Bill 2020-048. Resolution 10498 was approved by the following vote: Ayes: Fisk, Hosmer, Ollis, McGull, Simpson, Schilling, and McClure. Nays: None. Absent: Ferguson and Lear. Abstain: None.

EMERGENCY BILLS

PUBLIC IMPROVEMENTS

GRANTS

AMENDED BILLS

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

Rezoning 2001 North Ramsey Ave

Sponsor: McGull. Council Bill 2020-049. A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning 0.16 acres of property generally located at 2001 North Ramsey Avenue, from GM, General Manufacturing District to R-TH, Residential Townhouse District. (Staff and Planning and Zoning Commission both recommend approval.) (By: R.A.L. Property Management, LLC; 2001 North Ramsey Ave.; Z-2-2020.)

Mary Lilly Smith, Director of Planning and Development, provided a brief overview of the proposed. She noted the applicant intends to construct a single-family home. She noted prior to General Manufacturing zoning, this lot was a single-family home and is appropriate for low density housing. Both staff and Planning and Zoning Commission recommend approval.

An opportunity was given for citizens to express their views.

Clifford Vannatta spoke in opposition of the proposed. He expressed his concern regarding trucks, tractor trailers and forklifts operating in the area. He noted there are 17 businesses nearby and children could be hurt. Mr. Vannatta believes this area is not conducive to a residential lot.

Councilman Simpson asked if the lot had been historically residential as a single-family home. Ms. Smith answered affirmatively, noting it had been since 2007 and was then demolished by the City. Councilman Simpson asked if the two lots to the north and five lots to the east are currently zoned General Manufacturing but are used as single-family homes. Ms. Smith answered affirmatively.

Cynthia Rondini spoke in opposition to the proposed. She expressed concern about the safety of children in this area due to big trucks and forklifts. Ms. Rondini believes changing the zoning would be dangerous. Councilman Ollis asked if she would rather the lot remained General Manufacturing. Ms. Rondini answered affirmatively.

Councilman Ollis asked staff why rezone this lot as single-family when other lots in the area are manufacturing and retail. Ms. Smith noted the request is to rezone the lot to townhouse, which permits single-family. She noted the applicant is interested in building a single-family home and noted the two lots to the north are residential zoning and the proposed lot is appropriate for residential zoning.

Councilman Hosmer asked if the properties to the North are zoned General Manufacturing. Ms. Smith answered affirmatively but noted they are residential in use.

Councilman Hosmer asked if the houses were torn down, could they be replaced with businesses. Ms. Smith answered affirmatively. Councilman Hosmer asked if the zoning could be changed. Ms. Smith answered Council can initiate a zoning case. Councilman Hosmer expressed his belief staff should review the zoning in the area.

Councilman Simpson asked if the residential properties pre-dated the bulk of the General Manufacturing. Ms. Smith answered affirmatively. Councilman Simpson expressed his agreement with Councilman Hosmer.

There being no further speakers the public hearing was declared closed.

**Vacating 1500
Block of North
Sherman Avenue
and 900 Block of
East Division**

Sponsor: Ferguson. Council Bill 2020-050. A special ordinance vacating a public street and alley generally located in the 1500 Block of North Sherman Avenue and in the 900 Block of East Division Street. (Planning and Zoning Commission recommended denial and Staff recommends approval.)

Mary Lilly Smith, Director of Planning and Development, provided a brief overview of the proposed. She noted the request comes from Springfield Public Schools related to the construction of Boyd Elementary. Ms. Smith noted Planning and Zoning Commission has final authority and requires five affirmative votes. She noted in this instance Planning and Zoning had five members in attendance and four voted to approve and one to deny; therefore, Springfield Public Schools is appealing to City Council with staff recommending approval.

Councilman McGull asked if the proposed will help facilitate the construction of the new school. Ms. Smith answered affirmatively.

An opportunity was given for citizens to express their views.

Terry Schull spoke to the proposed. He expressed his concern if Sherman street is closed due to the vacation, a traffic light will need to be put in with Clay Street being the most likely choice. Mr. Shull expressed his concern for traffic and semi-trucks currently using Clay Street. He requested if a traffic light is put in on Clay Street, that no trucks be allowed to use the street.

There being no further speakers the public hearing was declared closed.

**Landmarks
Historical Status**

Sponsor: Simpson. Council Bill 2020-051. A general ordinance amending Chapter 36 of the Springfield City Code, known as the 'Land Development Code,' Article III, 'Zoning Regulations,' Division 3, 'Administration, Enforcement and Review,' Subdivision II, 'Commissions and Boards,' Section 36-353 'Landmarks Board' and Division 4, 'District Regulations,' Subdivision II, 'Office, Institutional and Special Districts,' Section 36-404 'Landmarks,' to address procedures regarding designation of Historic Status. (Planning and Zoning Commission and Staff recommend approval.)

Mary Lilly Smith, Director of Planning and Development, provided a brief overview of the proposed. She noted property owners are required to be notified by certified mail 15 days prior to submitting an application to the City and property owners are required

to be notified by certified mail 10 days prior to a Landmarks Board public hearing. She also noted the proposed provides authority for City Council to table Historic Site nominations and retains the provision that property owner consent is not required. Ms. Smith noted the proposed would modify the requirements for an architect position to mirror those of the National Park Service requirements. She noted the State Historic Preservation Office, Landmarks Board, Planning and Zoning, and staff recommend approval.

Mayor McClure asked for clarifications regarding the text amendments. Ms. Smith provided a brief overview.

Councilman Ollis asked what “the authority to review” means. Ms. Smith noted the Landmark Ordinance has a clause allowing the Landmark Board to review the application for buildings 50 years or older being taken over by a public agency. Councilman Ollis asked what other communities have done related to landowner consent. Ms. Smith expressed other approaches are eclectic. She noted the City has a two-tier system, while other communities do not.

Councilman McGull expressed his support for a notification requirement.

An opportunity was given for citizens to express their views.

Paden Chambers, Chair of Springfield Landmark Board, spoke in favor of the proposed. He expressed his opinion the Landmark Board is pleased with what has been put together. H expressed his belief the proposed will improve the process, address how nominations work, and provide a means for disagreements to be resolved beforehand.

Councilman Ollis expressed his concern about the balance between property owners and preserving landmarks.

Councilman McGull asked if during the 60-day period, would public documents be available to a perspective buyer noting the intent for a property to be listed as historic. Mr. Chambers noted he was unsure but expressed they may be listed in the property disclosures.

There being no further speakers the public hearing was declared closed.

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

The following bills were read and discussed simultaneously.

**Street Overlay
Improvements**

Sponsor: Fisk. Council Bill 2020-052. 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 2019-2020, in the amount of \$2,392,000.00, for the purpose of appropriating federal funds to be used in street overlay improvements.

**ADA
Improvements**

Sponsor: Lear. Council Bill 2020-053. 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 2019-2020, in the amount of \$1,288,000.00, for the purpose of appropriating federal funds to be used in ADA Improvements.

Paula Brookshire, Principal Engineer, provided a brief overview of the proposed. Ms. Brookshire noted Council Bill 2020-052 provides for milling the pavement and for street overlay for portions of National, Battlefield, and Sunshine. She also noted Council Bill 2020-053 provides for ADA improvements along the same streets. She noted both proposals would be 80% federally funded with 20% coming from the Capital Improvement Sales Tax.

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

**Millwood East
Development
Sewer
Infrastructure**

Sponsor: Simpson. Council Bill 2020-054. A special ordinance authorizing the City Manager, or his designee, to enter into a sewer improvement developer and construction cost reimbursement agreement with Ridge Investment Group, LLC, for the purpose of constructing sewer infrastructure serving the Millwood East Development and paying the cost difference between the more expensive gravity sewer and the lift station, force main, including associated fees; and utilizing no more than \$393,541.37 from the Fiscal Year 2019-2020 Clean Water Services Fund.

Ron Petering, Assistant Director of Environmental Services, provided a brief overview of the proposed. Mr. Petering noted a portion of the proposed is outside the city limits and would require annexation. He noted the developer has looked at two options. Mr. Petering noted the first option is a lift station with a cost of \$581,000 and the second option is a gravity sewer following the terrain with a cost of \$722,000. He noted staff are recommending the gravity sewer option. Mr. Petering expressed his belief as this area develops the City should take advantage of leveraging the investment and allow property owners to lock in the costs at today's pricing while not being obligated to connect until a future need. Mr. Petering noted there are time constraints and the City could utilize eminent domain for the acquisition of easements if needed.

Mayor McClure asked for clarification on eminent domain. Mr. Petering provided a brief overview and noted the City hopes to not need to use eminent domain. Mayor McClure asked if eminent domain was used would they not be required to come back to Council. Mr. Petering answered affirmatively.

Councilman Simpson asked about differences in each system. Mr. Petering noted differences in mechanical versus gravity. Councilman Simpson asked about the difference in maintenance costs in the two systems. Mr. Petering answered the costs are built into the cost numbers given and 10 years of maintenance costs are built in and paid up front by the developer. Mr. Simpson clarified current property owners would be able to connect at the current cost, but not required to connect. Mr. Petering

answered affirmatively. Councilman Simpson asked if the 45 acres of single-family development would also have a voluntary agreement. Mr. Petering answered affirmatively.

Councilman Ollis asked if consent to annex was required prior to development. Mr. Petering answered affirmatively and noted it would allow the developer to work with City staff. Councilman Ollis asked the number of required acres to be exempt from connecting to City sewer. Mr. Petering answered three acres. Councilman Ollis asked how many existing structures could connect to the sewer. Mr. Petering answered 10 properties could connect. Councilman Ollis asked if the 10 properties were on lots of at least three acres. Mr. Petering answered he did not know if all properties were three acres or more, but noted he believed they were over the three acres. Councilman Ollis clarified the City is asking for eminent domain if needed and require Council to decide regarding annexing the property prior to development. Mr. Petering answered affirmatively.

Jason Gage, City Manager, noted the City can trigger the annexation, but is not required to do so. Councilman Ollis asked if the City chose not to annex the property would the City lose the right to do so in the future. Mr. Gage noted the City has the option to annex before or after development. Councilman Ollis asked if the City only had the right to annex if the property owner connected to sewer. Mr. Petering noted for the properties off site, yes; for the properties within the development all would be required to execute a consent to annex.

Councilman Hosmer asked if a property owner wanted to connect to the sewer, the City could require them to annex. Mr. Petering answered affirmatively. Councilman Hosmer asked how many residential properties are in the development. Mr. Petering noted he believed 100 lots. Councilman Hosmer asked if the City did not build a sewer, would septic be used. Mr. Petering answered the development would use the lift station and the rest of the properties would be served by septic. Councilman Hosmer expressed his belief it would be to the City's benefit to use sewer in as much of the area as possible.

An opportunity was given for citizens to express their views.

Donna Pearson spoke in opposition of the proposed. She requested the proposed be tabled for 60 days to allow property owners to address their concerns. She expressed her belief the notification time was too short. Ms. Pearson expressed her concern for the effects on the streams and habitat.

Dan Pearson spoke in opposition of the proposed. He expressed concern for the lack of notification time and requested the proposed be tabled for 60 days to allow for time to review and research. He noted some neighbors are "snowbirds" and therefore not available to speak to the proposed.

Paul Rollinson spoke in opposition of the proposed. He expressed concern regarding lack of timely notification of property owners and asked for at least 60 days to review the proposed. He also expressed concern for the environmental impact of the

proposed, damage to habitat, and a stream providing run-off. Mr. Rollinson expressed his belief other agencies need to be consulted and assessments need to be done so an informed decision to be made.

Councilman Simpson asked staff about the difference in water quality and the environmental impact between the two sewer systems. Mr. Petering noted there is not a difference, as the goal of both is to contain the sewage and deliver it to the collection system. Councilman Simpson asked if the lift system required eminent domain to be constructed to serve the 45-acre development. Mr. Petering answered it would not because it follows roadways. Councilman Simpson asked if the developer preferred the lift system. Mr. Petering answered affirmatively. Councilman Simpson asked if it would require Council action to construct the lift option. Mr. Petering answered he did not believe there would be a need for Council action, but there are two options and one needs to be chosen. Mr. Petering noted the gravity system would allow the City to leverage the developer's capital. Councilman Simpson asked if the gravity system is also a better option because of the ongoing maintenance costs associate with a lift system. Mr. Petering answered affirmatively and noted there is a need to serve this region and the line is going to be built and the topography of this area dictates the gravity system.

Mr. Gage noted the differences between lift and gravity systems. He expressed when possible, a gravity system is the better option.

Councilman Ollis asked as development continues, would a gravity system need to be installed. Mr. Gage answered affirmatively and expressed his belief gravity systems are the better option from a cost and maintenance perspective. Councilman Ollis asked if septic systems would be removed and if this would have a positive environmental impact. Mr. Gage noted eliminating septic systems is considered environmentally positive. Councilman Ollis asked if the timeframe for notices sent to property owners was correct. Mr. Petering answered affirmatively and noted notifications to property owners were mailed the last week of February and most notifications were received on Saturday, March 1, 2020.

Debbie Rollinson spoke in opposition of the proposed. She noted all properties are outside of City limits. She noted there is a rock quarry in the area, often blasting, and expressed concern how the blasts may affect the lift system. Ms. Rollinson expressed concern for possible environmental impacts, and the perceived lack of timely notification. She requested Council take time to review and make an informed decision.

Dane Seeler, CJW Consultant, spoke in favor of the proposed. He noted he is assisting the developer. He noted they view this as a partnership and share concerns regarding the environment. He further noted the development is 100 lots and they would like to know if the lots will be annexed in order to determine which standards to build to. Mr. Seeler noted the largest obstacle the developer is facing is time, and they are working to move the project forward.

Councilman Hosmer asked why the project is rushed. Mr. Seeler answered while rules and regulations are being addressed, the developer is incurring costs. Councilman Hosmer expressed his support for development and the positive effects on the City, the environment, and property owners.

Councilman McGull asked what a 30-day delay would do to this project. Mr. Seeler answered the project is not moving forward until the sewer project has been decided.

There being no speakers the public hearing was declared closed.

Merit System Rules and Regulations

Sponsor: Ollis. Council Bill 2020-055. A general ordinance amending Chapter 2, Article III, Division 1 of the City Code, Section 2-91, known as the 'Merit System Rules and Regulations,' by amending Merit Rule 26, 'Substance Abuse Policy;' and Merit Rule 13, 'Appeals,' Subsection 13.6, 'Personnel Board Hearing;' and establishing an effective date for said Merit Rule changes. (The Personnel Board recommends these changes.)

Darla Morrison, Director of Human Resources, provided a brief overview of the proposed. She noted two changes addressing substance abuse and appeals. She noted the Department of Transportation implemented a new drug and alcohol clearinghouse and the City needs to update their policies to be in alignment. Ms. Morrison noted the substance abuse policy needs to be updated to reflect the changes to medicinal cannabis. She noted the changes requested to the Merit System specifically address employee's abandoned appeals.

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

Business Development Loan

Sponsor: Fisk. Council Bill 2020-056. A special ordinance authorizing the Loan Committee, by vote, to lower the interest rate of the Business Development Loan, within the Commercial Loan Program, if the prime rate decreases throughout the year.

Sarah Kerner, Economic Development Director, provided a brief overview of the proposed. She noted the Business Development Loan program is funded by HUD and the loans have a fixed interest rate with up to a 20-year term. Projects must meet HUD requirements and be used for eligible activities. She noted the loan interest rate is set once a year and is half of prime plus 1%. She noted in the past the City's loan rates have tracked with federal rates, but in the past year they City has had difficulty offering loans as the federal rates have dropped and the City has more application requirements than a bank loan. She noted the proposed would allow an opportunity for the committee to adjust the loan rates as needed to remain competitive.

Councilman Ollis clarified if the formula is half of prime plus 1%. Ms. Kerner answered affirmatively. She noted currently the rate is only adjusted once a year and they would like to be able to adjust the rates as needed. Councilman Ollis asked if making these changes would be enough to keep the City competitive and encourage businesses to apply even though there are additional requirements. Ms. Kerner answered affirmatively.

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

Trespass onto Real Property

Sponsor: McClure, Hosmer and Ferguson. Council Bill 2020-057. A general ordinance amending the Springfield City Code, Chapter 78, 'Offenses and Miscellaneous Provisions,' Article VII, 'Offenses Against Property,' by the addition of a new Section 78-285.5, "Trespass onto real property."

Carl Yendes, Assistant City Attorney, provided a brief overview of the proposed. He noted the current City trespass ordinance requires the trespasser be put on notice. He noted the proposed eliminates the notice and make this type of trespass a strict or liability offense. He noted this does not replace the current two trespass ordinances the City has, and this gives law enforcement another tool to use. Mr. Yendes noted the proposed mirrors the state statutes punishments.

Councilman Schilling asked how people who are trespassing are going to have the means to pay fines. Mr. Yendes answered the maximum fine is \$400 and added trespassers have the defense of proving permission to be on premises. He also noted people breaking into unoccupied homes has become an issue in Springfield and the proposed offers a means to address the issue.

Councilman Ollis asked if the proposed would allow authorities to remove trespassers from the property. Mr. Yendes answered affirmatively and noted usually trespassers are asked to leave and often cited. He noted trespassers are usually only arrested if they refuse to leave or come back. Councilman Ollis asked how the proposed is different from current ordinances. Mr. Yendes noted the proposed would be used in instances where people are on property they do not own and do not have permission to be on but authorities have difficulty proving the premises were fenced, enclosed, property was posted, or trespassers were told on a prior occasion to stay off of the property.

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

PETITIONS, REMONSTRANCES, AND COMMUNICATIONS

NEW BUSINESS

UNFINISHED BUSINESS

MISCELLANEOUS

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

Preliminary Plat of Doling Landing	Sponsor: Ferguson. Council Bill 2020-058. A special ordinance authorizing the Director of Planning and Development to accept the dedication of public streets and easements to the City of Springfield, Missouri, as shown on the Preliminary Plat of Doling Landing, generally located at 2520 North Bolivar Road, upon the applicant filing and recording a final plat that substantially conforms to the preliminary plat; and authorizing the City Clerk to sign the final plat upon compliance with all the terms of this Ordinance. (Staff recommends that City Council accept the public streets and easements.)
Fire and Life Safety Education Programs Donation	Sponsor: Schilling. Council Bill 2020-059. A special ordinance authorizing the City Manager, or his designee, to accept a donation in the amount of \$10,000 from Mrs. Merrily Parker to support the Fire and Life Safety education programs.
The following bill appeared on the agenda under Consent Agenda One Reading Bills.	
Tax Increment Finance Advisory Commission Appointment	Sponsor: McClure. Council Bill 2020-060. A resolution acknowledging the appointment of Travis Shaw by the School District of Springfield to the Tax Increment Finance Advisory Commission. Council Bill 2020-060. Resolution 10499 was approved by the following vote: Ayes: Fisk, Hosmer, Ollis, McGull, Simpson, Schilling, and McClure. Nays: None. Absent: Ferguson and Lear. Abstain: None.
The following bills appeared on the agenda under Consent Agenda Second Reading Bills.	
Sale of Real Property - 2017 North National Avenue	Sponsor: McGull. Council Bill 2020-042. A special ordinance approving the sale of real property at 2017 North National Avenue to Blackard Rentals, LLC, for \$2,500.00; and authorizing the issuance of a deed for same. Council Bill 2020-042. Special ordinance 27291 was approved by the following vote: Ayes: Fisk, Hosmer, Ollis, McGull, Simpson, Schilling, and McClure. Nays: None. Absent: Ferguson and Lear. Abstain: None.
Police Department Budget Expenses	Sponsor: Hosmer. Council Bill 2020-043. A special ordinance authorizing the City Manager, or his designee, to enter into a Memorandum of Understanding with the United States Department of Homeland Security, Homeland Security Investigations and the Springfield Police Department for reimbursement of overtime expenses for Springfield Police Department officers participating in joint operations with the United States Department of Homeland Security, Homeland Security Investigations; and amending the budget of the Springfield Police Department in the amount of \$4,000.00. Council Bill 2020-043. Special ordinance 27292 was approved by the following vote: Ayes: Fisk, Hosmer, Ollis, McGull, Simpson, Schilling, and McClure. Nays: None. Absent: Ferguson and Lear. Abstain: None.

END OF CONSENT AGENDA.

Motion to Adjourn Councilman Simpson moved to Adjourn. Councilman McGull seconded the motion, and it was approved by the following vote. Ayes: Fisk, Ollis, McGull, Simpson, Schilling, and McClure. Nays: Hosmer. Absent: Ferguson and Lear. Abstain: None. The meeting adjourned at 8:31 p.m.

A handwritten signature in black ink that reads "Anita J. Cotter". The signature is fluid and cursive, with the first name "Anita" and last name "Cotter" clearly legible.

Anita J. Cotter, CMC/MRCC
City Clerk

Prepared by
Monica Paxton