November 30, 2020
Springfield, Missouri

The City Council met in regular session November 30, 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. Craig Hosmer*, Richard Ollis, Andrew Lear*, Abe McGull, Matthew Simpson, Mike Schilling, Phyllis Ferguson, Jan Fisk and Ken McClure. Absent. None.

*Members attending via videoconference.

Minutes

The minutes of November 16, 2020 City Council meeting and November 24, 2020 Special City Council meeting were approved as presented.

Consent Agenda

The Consent Agenda was approved as presented.

CEREMONIAL MATTERS

Mayor McClure recognized scout group Webelos 2, Den 5, from Pack 289. He noted the Webelos are working on badges by attending the City Council meeting via livestream.

City Manager Report

Jason Gage, City Manager, shared a few items of interest in the community. He noted the Springfield Police Department worked with the Public Information and Civic Engagement Department to create an annual calendar, the Downtown Springfield Community Improvement District funded a new photo-op sculpture, located across the street from Historic City Hall.

Mr. Gage noted the 26th Annual Turkey Trot 5K was a success, with an unofficial registration tally of 2,078. Mr. Gage noted participants were encouraged to register to receive their long-sleeved t-shirt and race bib, then complete a 5K at the location of their choice anytime over Thanksgiving weekend.

Mr. Gage further noted that Community Partnership of the Ozarks received notification of an award from the Missouri Housing Development Corporation to cover costs regarding homeless shelter expenses through the spring.

Clay Goddard, Director of Public Health and Welfare, provided an update on COVID-19. He noted the 7-day rolling average is down 9%. Mr. Goddard noted Wednesday was a reporting record day with 312 cases, however, there was a push to get results delivered before the holiday. He noted there are currently over 15,000 cases and 196 fatalities. Mr. Goddard reviewed statistics from September-November. He noted there are 228 people hospitalized, 109 are Greene County residents. Mr. Goddard added there are 58 patients requiring critical care from COVID-19, with 48 of those on ventilators. He noted more Missouri counties are implementing mask mandates and the news on vaccines is promising. Mr. Goddard noted anyone having

questions or concerns about COVID-19, the Coronavirus Call Center is staff Monday-Friday, 8:00am-5:00pm, 417-874-1211.

Councilman Simpson noted the state will provide testing on December 3 and 4, 2020 at the fairgrounds. He asked if the testing would be conducted for free. Mr. Goddard answered affirmatively and noted the testing is open to all Missouri residents. He noted toward the end of the summer contact tracing was becoming overwhelming; therefore, the Health Department changed techniques and utilized technology to keep up with the demand. Mr. Goddard noted the largest transmission vector is still within a household, some from the workplace when mitigation techniques are not used well, and then family gatherings where people let their guard down.

Councilman McGull asked if businesses are still required to ask patrons to mask and if the Health Department has coordinated with the Police Department for enforcement. Mr. Goddard answered affirmatively noting the requirement of face coverings is in the ordinance. He noted the Public Health Department has not coordinated with the Police Department to ensure compliance.

Jason Gage, City Manager, noted businesses are expected to educate patrons regarding the face covering requirements. He noted if a person does not comply with the ordinance, police do follow-up on complaints. He further noted the difficulty of catching a person refusing to follow the ordinance. Mr. Gage noted officers initially try to educate a person on the ordinance, but if called to the same establishment a second time, they are prepared to issue a citation. He expressed his belief the general compliance level is acceptable.

Councilman McGull recommended sending plain clothes officers into establishments without a face covering to see if the business requests one be used.

Mayor McClure reviewed several news articles related to COVID-19, statistics, fatalities, and statewide face covering ordinances.

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

Food Preparation as a Home Occupation

Sponsor: Schilling. Council Bill 2020-252.

A general ordinance amending Chapter 36 of the City Code, Article III, 'Zoning Regulations,' Section 36-451, 'Home Occupations,' to allow food preparation as a home occupation. (Staff and Planning and Zoning Commission both recommend approval.)

Councilman McGull expressed his concern there is no Health Department inspection, follow-up with labeling compliance, and liability insurance.

Mayor Pro Tem Ferguson expressed concern for the types of non-hazardous food items, as she believes there are possible hazards with each of them. She expressed her opinion science is involved with food preparation and oversight is needed.

Councilman Schilling noted he will be voting in favor of the proposed.

City Council Bill 2020-252. General ordinance 6624 was approved by the following vote: Ayes: Simpson, Schilling, Fisk, Hosmer, Ollis, and Lear. Nays: McGull, Ferguson and McClure. Abstain: None.

Donation from the Commercial Club of Springfield

Sponsor: Ferguson. Council Bill 2020-253.

A special ordinance authorizing the City Manager, or his designee, to accept a donation of $35,000 from the Commercial Club of Springfield, Missouri, for inclusion in the construction and maintenance costs of the Jefferson Avenue Footbridge; and amending the budget for Fiscal Year 2020-2021 to appropriate the donation funds.

Mayor Pro Tem Ferguson noted she will be supporting the proposed.

City Council Bill 2020-253. Special ordinance 27411 was approved by the following vote: Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull and McClure. Nays: None. Abstain: None.

Rehabilitation of Jefferson Avenue Foot Bridge

Sponsor: Ferguson. Council Bill 2020-254.

A special ordinance authorizing the City Manager, or his designee, to enter into Missouri Highways and Transportation Commission STP-Urban Program Supplemental Agreement #1 for an additional $560,000 of funding which requires a local match of $140,000; and amending the budget of the Department of Public Works in the total amount of $700,000 for Fiscal Year 2020-2021, for the purpose of appropriating funds to be used in the rehabilitation of the Jefferson Avenue Foot Bridge.

City Council Bill 2020-254. Special ordinance 27412 was approved by the following vote: Ayes: Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, Simpson and McClure. Nays: None. Abstain: None.

CARES Act Funding for Workforce Development

Sponsor: Lear. Council Bill 2020-255.

A special ordinance authorizing the City Manager, or his designee, to accept a Coronavirus Aid, Relief, and Economic Security Act grant through the U.S. Department of the Treasury and Greene County, Missouri, in the amount of $34,689 for use by the City of Springfield's Department of Workforce Development; and amending the Fiscal Year 2020-2021 budget in the amount of $34,689 for the purpose of appropriating the grant funds.

City Council Bill 2020-255. Special ordinance 27413 was approved by the following vote: Ayes: Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, Simpson, Schilling and McClure. Nays: None. Abstain: None.

Wastewater Treatment Plant Pond 2 Improvements Project

Sponsor: Schilling. Council Bill 2020-256.

A special ordinance approving the plans and specifications for the Southwest Wastewater Treatment Plant Pond 2 Improvements Project; accepting the bid of Branco Enterprises, Inc., in the amount of $887,718; authorizing the City Manager, or his designee, to enter into contracts necessary for completion of said Project; and approving a budget adjustment to amend the Fiscal Year 2020-2021 budget for the Department of Environmental Services for the contract price, plus a 10 percent contingency, in the amount of $976,490, and to appropriate retained earnings of the Clean Water Enterprise Fund.

City Council Bill 2020-256. Special ordinance 27414 was approved by the following vote: Ayes: Fisk, Hosmer, Ollis, Lear, McGull, Simpson, Schilling, Ferguson and McClure. Nays: None. Abstain: None.

Show Me Courts Statement of Expectations and Agreement

Sponsor: Hosmer. Council Bill 2020-257.

A special ordinance authorizing the City Manager, or designee, and the Chief Judge of Municipal Court to enter into a 'Show Me Courts Statement of Expectations and Agreement' with the Office of State Courts Administrator for the implementation of court automation software.

City Council Bill 2020-257. Special ordinance 27415 was approved by the following vote: Ayes: Hosmer, Ollis, Lear, McGull, Simpson, Schilling, Ferguson, Fisk and McClure. Nays: None. Abstain: None.

Amending Chapter 42 Adding Surcharge

Sponsor: Ollis. Council Bill 2020-258.

A general ordinance amending the Springfield City Code, Chapter 42, 'Courts,' Section 42-41, 'Court costs,' Subsection (a) 'Fee schedule,' by adding a surcharge of $7 for the statewide automation fund and making certain corrections.

City Council Bill 2020-258. General ordinance 6625 was approved by the following vote: Ayes: Ollis, Lear, McGull, Simpson, Schilling, Ferguson, Fisk, Hosmer and McClure. Nays: None. Abstain: None.

2616 West Walnut Street

Sponsor: Ferguson. Council Bill 2020-259.

A special ordinance approving the sale of real property at 2616 West Walnut Street to Lloyd Babcock Construction for $12,600.00; authorizing the issuance of a deed for same; and approving a budget adjustment to amend the Fiscal Year 2020-2021 budget.

Councilman Ollis expressed his support for selling properties in need of development. He noted the US Census report indicates Springfield is second in the country for rentals, in the last decade Springfield now has more renters than homeowners, and in the last decade renters have increased 11% to 59% in our community. Councilman Ollis expressed his belief Springfield needs to find a way to promote homeownership.

Councilman McGull expressed his opinion if the statistics referenced were single family dwellings, then he too is concerned. He noted the universities in the community have been growing and could contribute to renters.

Mayor Pro Tem Ferguson noted in Zone 1 many homes have changed from owner occupied to rentals. She expressed her opinion since the housing market downturn in 2008, many homes were lost and picked up by landlords who have not acted responsibly resulting in an increase in nuisance properties.

Councilman Schilling expressed his opinion absentee ownership could be a problem with rentals.

Councilman Simpson noted there are some of the same issues in Zone 4 as the ones mentioned by Mayor Pro Tem Ferguson.

City Council Bill 2020-259. Special ordinance 27416 was approved by the following vote: Ayes: Lear, McGull, Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis and McClure. Nays: None. Abstain: None.

The following bills appeared on the agenda under Resolutions.

Annexation of 5544 and 6006 West State Highway 266

Sponsor: Ferguson. Council Bill 2020-271.

A resolution declaring the intent of the City of Springfield to annex approximately 239 acres of private property generally located at 5544 and 6006 West State Highway 266 into the City of Springfield. (Staff recommends approval.) (By: JJ&J Incorporated; 5544 and 6006 West State Highway 266; A-1-2021.)

Mary Lilly Smith, Director of Planning and Development, provided a brief overview of the proposed. She noted this is one of three bills related to a proposed athletic complex to be located on the west side of Springfield. Ms. Smith noted the proposed would begin the annexation process. She noted the proposed is within the urban service area, is compact and contiguous, and staff recommends approval. Ms. Smith noted the public hearing would be on January 11, 2021.

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

Council Bill 2020-271. Resolution 10534 was approved by the following vote: Ayes: McGull, Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear and McClure. Nays: None. Abstain: None. Absent: None.

Airport Overlay District

Sponsor: Ferguson. Council Bill 2020-272.

A resolution initiating amendments to the Springfield Land Development Code, Article III, 'Zoning Regulations,' for the purpose of allowing certain development inside the Airport Overlay District with review and recommendations by the Airport Board.

Mary Lilly Smith, Director of Planning and Development, provided a brief overview of the proposed. She noted this the second of three bills related to a proposed athletic complex. Ms. Smith noted all areas of Springfield have an overlay district which determines what type of activities are permitted. She noted the athletic complex would be located on the Airport Overlay District. Ms. Smith noted some portions of the Airport Overlay Zone are more restrictive than what the Federal Aviation Administration requires; therefore, staff are reviewing how to possibly modify the Overlay Zone to permit activity being proposed on the acreage to be annexed. She noted the proposed allows staff to continue to work with the Airport staff to determine recommendations to then be brought before City Council.

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

Council Bill 2020-272. Resolution 10535 was approved by the following vote: Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull and McClure. Nays: None. Abstain: None. Absent: None.

Sewer Service to Intersection of Highways 160 and CC in Christian County

Sponsor: Hosmer. Council Bill 2020-273.

A resolution authorizing a modification to the existing exception to the Urban Service Area to provide sanitary sewer service to an additional 13.4 acres at the intersection of Highways 160 and CC in Christian County, subject to certain conditions. (Planning and Zoning Commission and staff recommend approval).

Errin Kemper, Director of Environmental Services, provided a brief overview of the proposed. He noted proposed grants an exception to the Urban Service Area policy to potentially provide sewer service. Mr. Kemper noted the City provides wastewater treatment to English Village and the surrounding area. He noted the City is in the process of renegotiating the contract and there was a request to serve the other quadrant of the intersection. He noted there is the potential of increased revenue from potential customers and there is no additional cost to the City.

Councilman Simpson asked if annexation was possible as the area is in Christian County. Mary Lilly Smith, Director of Planning and Development, answered affirmatively. She noted the City does already hold other property in Christian County.

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

Council Bill 2020-273. Resolution 10536 was approved by the following vote: Ayes: Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, Simpson and McClure. Nays: None. Abstain: None. Absent: None.

Legislative Priorities for 2021

Sponsor: McClure. Council Bill 2020-274.

A resolution adopting the City of Springfield's Legislative Priorities for 2021.

Jason Gage, City Manager, provided a brief overview of the proposed. He noted the proposed allows City Council, as well as staff, to advocate for legislative priorities with the state legislative delegation. Mr. Gage reviewed various partners and stakeholders the City works with. In addition, he reviewed each of the priorities.

Mayor Pro Tem Ferguson thanked Mr. Gage for his work on adding the portion related to sexual assault and domestic violence. She noted in 2018, Springfield had the highest per capita rate of domestic violence crimes in the state of Missouri with 2,800 crimes.

Councilman Hosmer asked if funding for rape kit analysis and DNA analysis could be added. Mr. Gage noted language would need to be added to incorporate rape kit analysis and DNA analysis. He noted there is language broadly addressing rape kit analysis. Mr. Gage noted City Council would be able to decide if they want to pass the proposed or make changes and then bring the proposed back to City Council in a few weeks.

Mayor McClure noted time is of the essence as pre-filing begins tomorrow. He suggested approving the proposed and then amending the proposed in two weeks to include Councilman Hosmer's suggestions. Mayor McClure expressed his opinion the list this year is more compact compared to previous years. He expressed his opinion the voluminous lists sent in prior years may have done more harm than good.

Councilman Simpson noted he will be supporting the proposed. He expressed his opinion the priority related to internet sales tax is not a revenue issue, but a fairness issue. Councilman Simpson expressed his opinion brick and mortar retailers must pay sales tax, whereas online retailers do not, and this creates an uneven playing field.

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

Council Bill 2020-274. Resolution 10537 was approved by the following vote: Ayes: Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, Simpson, Schilling and McClure. Nays: None. Abstain: None. Absent: None.

Athletic Complex by Philcrest Properties

Sponsor: Ollis. Council Bill 2020-275.

A resolution declaring the intent of the City of Springfield, Missouri to financially assist with certain public improvements and incentives related to a private development project anchored by an athletic complex, to be developed by Philcrest Properties.

Sarah Kerner, Director of Economic Development, provided a brief overview of the proposed. She noted the proposed includes 12 outdoor soccer fields, 2 indoor soccer fields, and 4 indoor basketball courts. Ms. Kerner noted the proposed may lead to future commercial development along Chestnut and the total investment is $12-14 million dollars. She noted the developer has requested City assistance with sanitary sewer, water, gas, and road and sidewalk improvements. Ms. Kerner noted the proposed would express intent to pay up to $2 million dollars for costs associated with public improvements related to the project.

Mayor McClure clarified the proposed is an expression of intent.

Councilman Hosmer asked if the proposed was limited to a Community Improvement District (CID) and if it follows the policy City Council has established for CIDs. Ms. Kerner noted the proposed is a CID. She noted this project is different from typical CIDs. Ms. Kerner noted the developer would build the project, the City would pay up to $2 million dollars up front, and the developer would slowly repay the City. He asked if the project was going to be able to obtain the necessary status for hosting tournaments. Ms. Kerner noted the developer did not want to obtain the necessary status. He asked if a precedent would be set if the policy for CIDs were not followed for this project. Ms. Kerner expressed it is possible.

Councilman Ollis asked if exceptions to policy had been done before for specific projects. Ms. Kerner answered affirmatively.

Mayor McClure clarified the proposed is an expression of intent. He expressed his opinion this project works in tandem with Cooper Park/Lake Country.

Councilman Ollis expressed his support for the proposed. He expressed his opinion the project will improve the airport corridor, potentially spurring development in the area, and develops Springfield's amateur sports.

Councilman Lear echoed Councilman Ollis' sentiments.

Councilman Simpson expressed his support for the proposed. He expressed his opinion Lake Country will provide the anchor tournament facility and Philcrest will provide the anchor tournament facility for the West Chestnut corridor which is critical to the Forward SGF discussions.

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

Council Bill 2020-275. Resolution 10538 was approved by the following vote: Ayes: Fisk, Ollis, Lear, McGull, Simpson, Schilling, Ferguson and McClure. Nays: Hosmer. Abstain: None. Absent: None.

Cooper Park/Lake Country Soccer Complex and Facilities

Sponsor: Hosmer. Council Bill 2020-276.

A resolution declaring the intent of the City of Springfield to financially assist and fully support planned and developing improvements to its Cooper Park/Lake Country Soccer Complex and Facilities.

Bob Belote, Director of Parks and Recreation, provided a brief overview of the proposed. He noted the proposed is a $10 million dollar facility upgrade. Mr. Belote noted there are 18 flat fields. The proposed provides turf to 8 fields while enhancing the other 10 fields, provides spectator seating for 3,500, new locker rooms, restrooms, and team meeting areas, and a new spectator concourse. He noted the proposed would allow the City to bid on state championships, youth championships, and regional and national tournaments. Mr. Belote noted the upgrades would allow for high-level college play and professional soccer opportunities. He summarized the proposed noting the City would pay up to $10 million dollars for complex improvements, the City would provide $5 million dollars in direct project funds with a challenge to Lake Country Soccer to provide matching funds.

An opportunity was given for citizens to express their views.

Lance Kettering noted he is the Executive Director of the Springfield Sports Commission. He expressed his support for the proposed. Mr. Kettering noted a year ago the Huddle Up Group was commissioned to provide a study of the sports tourism in Springfield. He noted the report is available on the Springfield Sports Commission website. Mr. Kettering expressed his opinion many of the venues in Springfield need repairs. He expressed his excitement for a private developer to have an interest in developing the Chestnut corridor.

Tracy Kimberlin noted he is the President of the Springfield Convention and Visitors Bureau. He expressed his support for the two athletic projects. Mr. Kimberlin noted in the past Springfield has hosted the US Youth Soccer Association tournament, but now Springfield is not even considered because facilities in other communities far surpass the facilities in Springfield. He expressed his opinion the two athletic projects being considered will allow Springfield to host state, regional, and national tournaments for soccer. Mr. Kimberlin noted the two proposals are related to sports tourism. He noted the pandemic has devastated the travel industry and developments such as the proposed are greatly needed and appreciated by many businesses that need any help that can be given.

John Markey noted he is the Executive Director of Lake Country Soccer. He expressed his support for the proposed. Mr. Markey noted Lake Country is a designated 501c3 and is managed by a board. He read a statement from the Board President. Mr. Markey noted he has travel to facilities in four different states in order to try to bring events to Springfield. He noted Springfield is not often able to host events because there is only

one turf field. Mr. Markey expressed his opinion events hosted in Springfield are done professionally and all funds are reinvested in Lake Country.

Councilman Hosmer asked the probability of Lake Country's ability to raise $5 million dollars in private donations. Mr. Markey expressed his opinion once the project begins and people see the City is behind the project, raising funds will not be a problem. He also noted they have hired a capital campaign company.

Jan Stahle noted he is a board member of Cooper Park/Lake Country Soccer. He reviewed his history with soccer and the history of Cooper Park/Lake Country Soccer. Mr. Stahle expressed his support for the proposed.

Mayor McClure noted this is an expression of intent.

Councilman Ollis expressed his gratitude to the Cooper family, McQueary family, and the Park Board for their support of these facilities. He expressed his opinion the proposed increases the value of sports tourism and expand amateur sports in the community. Councilman Ollis noted he supports both of the proposed.

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

Council Bill 2020-276. Resolution 10539 was approved by the following vote: Ayes: Hosmer, Ollis, Lear, McGull, Simpson, Schilling, Ferguson, Fisk and McClure. Nays: None. Abstain: None. Absent: None.

The following bill appeared on the agenda under Emergency Bills.

Contract Tracing for Springfield Public Schools

Sponsor: Lear. Council Bill 2020-277.

A special ordinance authorizing the City Manager, or his designee, to enter into an Intergovernmental Agreement between the City of Springfield and the School District of Springfield R-12 to pay the costs of a third-party vendor to operate expanded contact tracing services for the School District of Springfield R-12, and to enter into an addendum to the City's contract with third-party vendor Maximus Federal Services, Inc., to carry out expanded contact tracing services; amending the budget of the City of Springfield for Fiscal Year 2020-2021 in the amount of $152,502; and declaring an emergency pursuant to City Charter Section 2.12.

Katie Towns, Assistant Director of Health, provided a brief overview of the proposed. She noted when Springfield Public Schools (SPS) returned to seated classes four days per week, they contacted the Health Department to inquire about resources to assist with contact tracing. Ms. Towns noted the Health Department is using Maximus Federal and believed Maximus Federal would be able to assist SPS. She noted the proposed would add five staff for contact tracing for SPS.

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

City Council Bill 2020-277. Special ordinance 27428 was approved by the following vote: Ayes: Ollis, Lear, McGull, Simpson, Schilling, Ferguson, Fisk, Hosmer and McClure. Nays: None. Abstain: None.

PUBLIC IMPROVEMENTS

The following bills appeared on the agenda under Grants.

CARES Act Funding for Expanded Epidemiology and Laboratory Capacity

Sponsor: Lear. Council Bill 2020-278.

A special ordinance authorizing the City Manager, or his designee, to accept a Coronavirus Aid, Relief, and Economic Security Act grant for expanded Epidemiology and Laboratory Capacity through the Missouri Department of Health and Senior Services in the amount of $71,150 for use by the Springfield-Greene County Health Department; amending the Fiscal Year 2020-2021 budget of the Springfield-Greene County Health Department in the amount of $71,150 for the purpose of appropriating the grant funds; and declaring that this bill qualifies for approval in one reading.

Katie Towns, Assistant Director of Health, provided a brief overview of the proposed. She noted the proposed gives permission to accept CARES Act funding to allow the Health Department to continue case investigations and supplement current contracts. Ms. Towns noted the funds would be used in 2021 once current CARES Act funding has expired.

Councilman Schilling requested a breakdown of all grants received related to COVID-19. Jason Gage, City Manager, noted the City has that information and will send it out to City Council.

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

City Council Bill 2020-278. Special ordinance 27429 was approved by the following vote: Ayes: Lear, McGull, Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis and McClure. Nays: None. Abstain: None.

Increasing Adult Influenza Vaccination Rates Grant

Sponsor: Ollis. Council Bill 2020-279.

A special ordinance authorizing the City Manager, or his designee, to accept an Increasing Adult Influenza Vaccination Rates grant from the Missouri Department of Health and Senior Services in the amount of $20,000 for use by the Springfield-Greene County Health Department; amending the Fiscal Year 2020-2021 budget of the Springfield-Greene County Health Department in the amount of $20,000 for the purpose of appropriating the grant funds; and declaring that this bill qualifies for approval in one reading.

Katie Towns, Assistant Director of Health, provided a brief overview of the proposed. She noted the proposed would allow flu vaccinations for those at highest risk for contracting the flu. Ms. Towns noted this is a new grant, vaccinations would be

provided at no cost, and the target population is food production workers, first responders, and law enforcement.

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

City Council Bill 2020-279. Special ordinance 27430 was approved by the following vote: Ayes: McGull, Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear and McClure. Nays: None. Abstain: None.

AMENDED BILLS

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

Council Bills 2020-281 through 289 were read together.

Bolivar Apartments Public Housing Redevelopment Area

Sponsor: Ferguson. Council Bill 2020-281.

A special ordinance approving a Redevelopment Plan submitted by Keystone Family Homes, LP, for the Bolivar Apartments Public Housing Redevelopment Area; declaring the area in such plan to be a blighted area and its redevelopment necessary for the preservation of the public peace, prosperity, health, safety, morals, and welfare; authorizing certain tax abatement within the plan area; and authorizing the City Manager to execute an agreement with the Redevelopment Corporation relating to the implementation of the Redevelopment Plan. (The Land Clearance for Redevelopment Authority, the Planning and Zoning Commission, and Staff recommend approval.)

Cedarbrook Apartments Public Housing Redevelopment Area

Sponsor: McGull. Council Bill 2020-282.

A special ordinance approving a Redevelopment Plan submitted by Keystone Family Homes, LP, for the Cedarbrook Apartments Public Housing Redevelopment Area; declaring the area in such plan to be a blighted area and its redevelopment necessary for the preservation of the public peace, prosperity, health, safety, morals, and welfare; authorizing certain tax abatement within the plan area; and authorizing the City Manager to execute an agreement with the Redevelopment Corporation relating to the implementation of the Redevelopment Plan. (The Land Clearance for Redevelopment Authority, the Planning and Zoning Commission, and Staff recommend approval.)

Dogwood Apartments Public Housing Redevelopment Area

Sponsor: Schilling. Council Bill 2020-283.

A special ordinance approving a Redevelopment Plan submitted by Keystone Family Homes, LP, for the Dogwood Apartments Public Housing Redevelopment Area; declaring the area in such plan to be a blighted area and its redevelopment necessary for the preservation of the public peace, prosperity, health, safety, morals, and welfare; authorizing certain tax abatement within the plan area; and authorizing the City

Manager to execute an agreement with the Redevelopment Corporation relating to the implementation of the Redevelopment Plan. (The Land Clearance for Redevelopment Authority and the Planning and Zoning Commission recommend approval. Staff recommends denial on the basis of blight.)

Glenwood Apartments Public Housing Redevelopment Area

Sponsor: McGull. Council Bill 2020-284.

A special ordinance approving a Redevelopment Plan submitted by Keystone Family Homes, LP, for the Glenwood Apartments Public Housing Redevelopment Area; declaring the area in such plan to be a blighted area and its redevelopment necessary for the preservation of the public peace, prosperity, health, safety, morals, and welfare; authorizing certain tax abatement within the plan area; and authorizing the City Manager to execute an agreement with the Redevelopment Corporation relating to the implementation of the Redevelopment Plan. (The Land Clearance for Redevelopment Authority, the Planning and Zoning Commission, and Staff recommend approval.)

East High Street Public Housing Redevelopment Area

Sponsor: McGull. Council Bill 2020-285.

A special ordinance approving a Redevelopment Plan submitted by Keystone Family Homes, LP, for the East High Street Public Housing Redevelopment Area; declaring the area in such plan to be a blighted area and its redevelopment necessary for the preservation of the public peace, prosperity, health, safety, morals, and welfare; authorizing certain tax abatement within the plan area; and authorizing the City Manager to execute an agreement with the Redevelopment Corporation relating to the implementation of the Redevelopment Plan. (The Land Clearance for Redevelopment Authority and the Planning and Zoning Commission recommend approval. Staff recommends denial.)

North Delaware Public Housing Redevelopment Area

Sponsor: McGull. Council Bill 2020-286.

A special ordinance approving a Redevelopment Plan submitted by Keystone Family Homes, LP, for the North Delaware Public Housing Redevelopment Area; declaring the area in such plan to be a blighted area and its redevelopment necessary for the preservation of the public peace, prosperity, health, safety, morals, and welfare; authorizing certain tax abatement within the plan area; and authorizing the City Manager to execute an agreement with the Redevelopment Corporation relating to the implementation of the Redevelopment Plan. (The Land Clearance for Redevelopment Authority and the Planning and Zoning Commission recommend approval. Staff recommends denial.)

South Weaver Public Housing Redevelopment Area

Sponsor: Schilling. Council Bill 2020-287.

A special ordinance approving a Redevelopment Plan submitted by Keystone Family Homes, LP, for the South Weaver Public Housing Redevelopment Area; declaring the area in such plan to be a blighted area and its redevelopment necessary for the preservation of the public peace, prosperity, health, safety, morals, and welfare; authorizing certain tax abatement within the plan area; and authorizing the City Manager to execute an agreement with the Redevelopment Corporation relating to the

implementation of the Redevelopment Plan. (The Land Clearance for Redevelopment Authority and the Planning and Zoning Commission recommend approval. Staff recommends denial.)

West Sunset Street Public Housing Redevelopment Area

Sponsor: Schilling. Council Bill 2020-288.

A special ordinance approving a Redevelopment Plan submitted by Keystone Family Homes, LP, for the West Sunset Street Public Housing Redevelopment Area; declaring the area in such plan to be a blighted area and its redevelopment necessary for the preservation of the public peace, prosperity, health, safety, morals, and welfare; authorizing certain tax abatement within the plan area; and authorizing the City Manager to execute an agreement with the Redevelopment Corporation relating to the implementation of the Redevelopment Plan. (The Land Clearance for Redevelopment Authority and the Planning and Zoning Commission recommend approval. Staff recommends denial.)

Villa Marie Apartments Public Housing Redevelopment Area

Sponsor: McGull. Council Bill 2020-289.

A special ordinance approving a Redevelopment Plan submitted by Keystone Family Homes, LP, for the Villa Marie Apartments Public Housing Redevelopment Area; declaring the area in such plan to be a blighted area and its redevelopment necessary for the preservation of the public peace, prosperity, health, safety, morals, and welfare; authorizing certain tax abatement within the plan area; and authorizing the City Manager to execute an agreement with the Redevelopment Corporation relating to the implementation of the Redevelopment Plan. (The Land Clearance for Redevelopment Authority and the Planning and Zoning Commission recommend approval. Staff recommends denial.)

Sarah Kerner, Director of Economic Development, provided a brief overview of the proposed. She noted the Housing Authority and BGC Advantage are partnering as "Keystone Family Homes, LP" to enroll units into HUD Rental Assistance Demonstration (RAD) program to convert Public Housing to Section 8 Housing. Ms. Kerner noted this consists of 297 units and a $44 million dollar investment. She noted financing will include low-income housing tax credits and tax-exempt bonds. She further noted the properties are currently tax-exempt and pay the City a statutory PILOT. She noted both staff and the Planning and Zoning Commission recommend all nine redevelopment areas conform with the Comprehensive Plan.

Mayor McClure noted staff recommended denial on six of the redevelopment areas. He asked what happens if City Council follows staff recommendations.
Ms. Kerner noted the developer could decide whether to proceed with the project, but there would be no abatement.

Councilman Simpson expressed his opinion many of the photos of blight seemed to be due to a lack of maintenance. He asked if there was a plan for maintenance of the properties in the future to ensure the same issues do not arise. Ms. Kerner noted maintenance funds and rental reserves are built into the developer's budget.

Councilman Schilling asked for clarification of the ownership structure. Ms. Kerner noted the properties are owned by the Springfield Housing Authority and funded by federal tax dollars. She noted the proposed is a partnership between a private entity and the Housing Authority. Ms. Kerner explained the Housing Authority remains a co-owner but is no longer the landlord.

Councilman Shilling asked who receives the revenue. Ms. Kerner answered the limited partnership, Keystone Family Homes. She noted BCG Advantage is the majority owner. He asked where BCG Advantage is located. Ms. Kerner noted Louisiana.

Mayor Pro Tem Ferguson asked if lack of landscaping has ever been a criterion for blight. Ms. Kerner answered it has not. She asked how staff recommended Bolivar, Glenwood, and Cedarbrook. Ms. Kerner answered staff believed these three had high environmental conditions that need to be remediated. She asked if Keystone Family Homes will continue to redevelop the properties even if they are not approved for blight. Ms. Kerner noted the developer would need to respond to the question.

Councilman Ollis asked if the Land Clearance for Redevelopment Authority (LCRA) and staff have received the same presentations related to blight studies. Ms. Kerner answered affirmatively. He asked if even though LCRA and staff received the same presentation, LCRA approved all nine properties. Ms. Kerner answered affirmatively. She noted LCRA was concerned with environmental contaminations. He asked if there is not blight, therefore there is not a tax abatement, doesn't the but-for test indicate the project is not financially feasible to redevelop the unit. Ms. Kerner noted the developer would modify their plans in order to create cash flow. He asked how long the six properties not recommended for blight by staff could continue to operate before they could be blighted. Ms. Kerner expressed there are many considerations including age of initial construction and building maintenance.

Councilman Hosmer asked if all units are currently occupied. Ms. Kerner answered affirmatively. He asked if without a change in ownership, abatement is not possible. Ms. Kerner answered affirmatively noting the Public Housing Authority does not pay taxes. He asked if the Public Housing Authority is selling the properties to Keystone Family Homes. Ms. Kerner answered the Public Housing Authority is putting their equity into the partnership. He asked for clarity if Public Housing Authority is not putting new money into the partnership, are they putting equity from the existing properties into the partnership. Ms. Kerner answered affirmatively. He asked what the guarantee properties will remain low-income housing. Ms. Kerner noted with the Low-Income Housing Tax Credits (LIHTC) being used there is a 40-year guarantee on low-income and there is a 20-year renewable contract for Section 8 housing. Councilman Hosmer noted there is a buy back option in which the Public Housing Authority can buy back the properties. He asked if this is the intent. Ms. Kerner deferred to Holly Knight.

Holly Knight noted at year 15 the tax investor, who owns 99.9% of the project, will exit the project and the Public Housing Authority then has the right of first refusal. Ms. Knight noted HUD requires the Public Housing Authority retain control of the project for 40 years. She noted the Public Housing Authority will not be the

management company. Ms. Knight noted public housing receives approximately $1,200 per unit per year for capital improvements. She also noted information on repayment, grants, energy credits, seller proceeds, and refinancing. Ms. Knight reviewed developer fees and deferred fees.

Councilman Lear asked if the previously approved bond amounts will be reduced if not all nine properties are approved. Ms. Knight answered affirmatively.

Councilman McGull asked the last time a project like the proposed occurred in Springfield. Ms. Kerner noted there has not been a RAD conversion in Springfield to date. She noted this RAD project would be the second RAD project in Missouri. He asked the total cost of the project. Ms. Kerner answered approximately $44 million dollars. He asked if $44 million federal dollars would be injected into the local economy. Ms. Kerner noted the money is private investment dollars. He asked if most of the work would be construction. Ms. Kerner answered affirmatively.

An opportunity was given for citizens to express their views.

Katerna Wolfram expressed her gratitude to City Council for their thoughtful questions. Ms. Wolfram noted the Public Housing Authority will be managing Section 8 Housing program, even though a management company will be managing the sites. She expressed her opinion Public Housing Authority is not giving up anything, just restructuring how public housing is provided with the assistance of an investor. Ms. Wolfram recommended City Council follow the recommendations of LCRA for all nine properties. She expressed her opinion the properties are blighted and need improvement; this is an opportunity to use investor money versus taxpayer money and is a win-win situation. Ms. Wolfram recommended City Council approve the projects.

Councilman McGull asked the age of the redevelopment structures. Ms. Wolfram noted most structures were built in the 1970s, with the youngest structure built in 1982.

Councilman Ollis asked if money for deferred maintenance is built into the project. Ms. Wolfram answered affirmatively.

Mayor Pro Tem Ferguson asked if there is a limit on blight requests. Ms. Kerner answered there is not a limit, but there is an application fee for every request, plus the cost of a blight study.

John Oke-Thomas noted he is an architect in Springfield who has worked with Keystone Family Homes for the past 24 months. He noted all nine properties were considered as one project because all the structures have similar problems. Mr. Oke-Thomas noted most structures are 40-50 years old and expressed his opinion many of the structures are in terrible shape. He expressed his opinion looking at blight in individual structures, the essence of blight in the area is not captured. Mr. Oke-Thomas expressed his opinion landscaping should not be considered blight, but he noted the mechanical structure, electrical, and foundations of the structures are in poor condition and demonstrate why the structure should be blighted. He noted the

structures need to be rehabilitated in order to be sustainable and to meet ADA standards.

Councilman McGull asked if the redevelopment of the structures would bring the buildings up to current code standards. Mr. Oke-Thomas answered affirmatively.

Alice Barber spoke in opposition to the proposed. Ms. Barber noted she is a representative of Springfield Tenants Unite. She asked City Council to vote no on the proposed because many of the properties do not meet the definition of blight, the properties constitute a large portion of the limited amount of low-income housing, and there will be changes in rent rates for tenants paying a flat rent rate. Ms. Barber expressed concern for the number of ADA units and the type of accessibility in the ADA units.

Debbie Tinen spoke in support of the proposed. She noted she is the Chairman of the Resident Council and is appearing on behalf of herself and the residents. She noted she has attended most of the RAD meetings and expressed her opinion the interactions have been positive. She expressed her opinion the properties are in dire need of rehabilitation.

Jahni Delmonico spoke in opposition of the proposed. She noted she is a representative of Springfield Tenants Unite. Ms. Delmonico expressed her opinion more attention is needed for ADA accessibility and there are not enough ADA units in the project plan. She read a statement from a Section 8 tenant with multiple disabilities.

Councilman Simpson asked how many ADA units are in the plans for the nine properties. Ms. Kerner deferred to Mr. Oke-Thomas. Mr. Oke-Thomas noted there are 16 ADA accessible units. He noted an invitation was extended to residents to view the plans for the ADA units three weeks ago, but no tenants have responded to the invitation.

Councilman Hosmer asked the cost to build an ADA unit meeting universal design. Mr. Oke-Thomas noted most of the properties are two story buildings and thus creates a complication for universal design. He noted ADA universal designs and ADA compliant are very similar with very few differences. Mr. Oke-Thomas noted he has worked to combine the two requirements to develop a unit that will be both ADA universal and ADA compliant. He noted the units are currently considered handicapped units, allowing for people in wheelchairs. Councilman Hosmer asked if these accommodations were in all units or the 16 ADA units. Mr. Oke-Thomas answered the 16 ADA units.

Councilman McGull expressed his opinion the proposed is a very important issue. He expressed his opinion these properties are rented by low-income citizens and the structures have not been updated in 40-50 years. Councilman McGull further expressed citizens want a clean, safe place to live and this is an opportunity to interject $44 million dollars for reconstruction for low-income housing to bring units up to date, where they should be. He noted this would be $44 million dollars injected to the construction industry during the pandemic. He further expressed the proposed would

accomplish two goals, helping the poor and enriching the community through housing and economy.

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

City Council recessed until 10:00 pm.

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

Repealing Section 2-477, "Reduction of disability benefits when beneficiary is gainfully employed."

Sponsors: Lear, Schilling, Fisk, and Simpson. Council Bill 2020-290.

A general ordinance amending the Springfield City Code, Chapter 2, Article VI, Division 4, "Police Officers' and Fire Fighters' Retirement System," by repealing Section 2-477, "Reduction of disability benefits when beneficiary is gainfully employed." (Recommended by the Finance and Administration Committee.)

Janell Manley, Police & Fire Pension Board Administrative Director, provided a brief overview of the proposed. Ms. Manley noted the Pension Board recommended elimination of this ordinance in December 2019. She noted once a person is classified the disability pension remains in place until death, income is capped, and proof of annual income is required. Ms. Manley noted an annual medical exam can be required for persons under the age of 50 and persons over the age of 50 cannot be recalled to active service. She reviewed the number of pensioners affected. Ms. Manley noted an actuary was consulted to determine the impact to funds. The actuary noted there would not be a substantial proposed change as defined by state statutes.

Mayor McClure noted Councilman Lear is the City Council representative for the Police & Fire Pension Board.

Councilman Lear noted when the proposed was studied in the committee, it was apparent there was an issue of fairness. He noted if a person is injured performing their duties and claims a disability, their income is limited for life; whereas a person who can complete 25 years of active duty does not have the same restrictions.

Councilman Ollis asked if there is a limit to the amount a person can make. Ms. Manley noted it is over a certain amount as determined by the job classification connected to when the person moved to disability status. He asked if the disability is part of the Police & Fire Pension Board plan or is it a City insured item. Ms. Manley answered it is total funded by the Police & Fire Pension Board plan.

Mayor McClure expressed his gratitude to the Police & Fire Pension Board for looking into this matter.

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

Council Bills 2020-291 and 2020-292 were read together.

Repealing General Ordinance 6614 of Property, Generally Located at 3503, 3521, 3527, and 3535 South Lone Pine Avenue

Sponsor: Referendum Petition. Council Bill 2020-291.

A general ordinance repealing General Ordinance 6614, said ordinance being entitled, "Amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning 4.2 acres of property, generally located at 3503, 3521, 3527, and 3535 South Lone Pine Avenue from R-SF, Single-family Residential, GR, General Retail, and LB, Limited Business District to Planned Development No. 374; and adopting an updated Official Zoning Map."

Calling an Election on August 3, 2021, in the City of Springfield, to Submit to the Qualified Voters, Whether or Not to Approve General Ordinance 6614

Sponsor: Referendum Petition. Council Bill 2020-292.

A special ordinance calling an election on August 3, 2021, in the City of Springfield, Missouri, to submit to the qualified voters a question as to whether or not to approve General Ordinance 6614, passed by City Council on August 10, 2020, said ordinance being entitled, "Amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning 4.2 acres of property, generally located at 3503, 3521, 3527, and 3535 South Lone Pine Avenue from R-SF, Single-family Residential, GR, General Retail, and LB, Limited Business District to Planned Development No. 374; and adopting an updated Official Zoning Map"; and declaring an emergency.

Rhonda Lewsader, City Attorney, provided a brief overview of the proposed. She noted Council Bill 2020-291 would repeal Council's previously passed rezoning bill, General Ordinance 6614. She further noted if Council chooses to pass Council Bill 2020-292, the issue would go before voters in a special election slated for August 3, 2021. She also noted the City has not had a certified referendum petition on a zoning ordinance since 2013. In that case, City Council voted to place the referred ordinance on the ballot, however, the property owner filed a lawsuit.

Council Ollis asked if the case Ms. Lewsader was referring too was the Life360 case. Ms. Lewsader answered affirmatively. He asked if there have been any changes to the Charter or state zoning law since 2013. Ms. Lewsader answered no. He asked if she believes the Charter is inconsistent with state zoning law. Ms. Lewsader noted since the mid-1990's the City's position has been our Charter is regarded as inconsistent with state zoning law.

Councilman Hosmer noted the Life360 case was not contested. Ms. Lewsader agreed, noting the City and the property owner took the position the Charter was inconsistent with state law. He noted councilmembers swear an oath to uphold the Charter. He asked if the Charter specifies whether the issue should go to a vote of the people should it not be repealed. Ms. Lewsader answered affirmatively.

An opportunity was given for citizens to express their views.

Benjamin Shantz spoke in opposition of the proposed. He noted he represents Spencer Fane LLP, who represents Elevation Enterprises LLC. He expressed his belief

General Ordinance 6614 was passed correctly. He noted Spencer Fane's position is a referendum petition regarding the zoning ordinance is improper, and violates the constitutional rights of his client, Elevation Enterprises LLC. He highlighted a few legal concerns regarding the language of the petition and characterized said petition as defective.

Eric Pauly spoke in support of the proposed. He noted he is the president of the Phelps Grove Neighborhood Association. He noted the Phelps Grove Neighborhood Association has followed the situation that is occurring with the Galloway Neighborhood Association. They did not support General Ordinance 6614. Upon its passage, they assisted gathering petition signatures to stop the development. He encouraged councilmembers to overturn General Ordinance 6614 by passing Council Bill 2020-291.

Wendy Huscher spoke in support of the proposed. She noted she is the adjacent property owner to the proposed development. She noted she was heavily involved with gathering petition signatures and believes the language submitted to the City is correct. He further noted she had worked with City staff to verify the language was appropriate before gathering signatures. She asked councilmembers pass Council Bill 2020-291.

Melanie Bach spoke in support of the proposed. She noted she is the president of the Galloway Neighborhood Association. She expressed her concern that two years have been spent discussing and amending the proposed development plan and Council proceeded to move forward. She further expressed her belief citizens oppose the development due to the perception it requires excessive deviation from city code and policies. She believes citizens are being ignored in favor of business interests. She urged councilmembers to pass Council Bill 2020-291.

Rick Quint addressed the proposed. He noted he is an experienced contractor in the area. He expressed concern with the message it sends when someone goes through an extensive process to develop a property, Council approves the development, and then comes back to overturn its decision. He encouraged Council to continue promoting Springfield as a community that supports growth and development.

Megan Short addressed the proposed. She represents the Springfield Contractors Association. She expressed her belief that both proposals before Council send a signal that Springfield is not development friendly. She further expressed when developers talk with citizens, work with City staff, and redesign their development to meet all requirements set forth, there should be a certainty they can move forward. She thanked the developer, City staff, and councilmembers for their work on the development and urged Council to continue making choices for Springfield that spur growth and success.

Neil Brady addressed the proposed. He expressed every decision made regarding development, sends a signal to future developers. He expressed his belief that fifteen years ago Springfield was not developer friendly. He believes Springfield has improved since then and expressed concern with the message being sent with both proposals.

Matt Morrow addressed the proposed. He represented the Springfield Area Chamber of Commerce. He noted the developer went through a rigorous process and expressed concern with the message that is being sent to future developers with the two proposals before Council. He expressed both options are not developer friendly and understands Council is in a tough position due to Charter provisions.

Geoffrey Butler submitted written comments in support of the proposed. He expressed his support for Council Bill 2020-292. He further expressed his belief the zoning matter was not something that was arbitrary and capricious, but instead was a very long and carefully worked matter. He noted the applicant spent time and resources, meeting with the area neighborhood, engaged design professionals to work on the design to attempt to reconcile the design to the objections of the group. He urged Council to reexamine the Charter and try to correct any inequities so that future developers are not in similar positions.

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

Council Bills 2020-293 and 2020-293 S1 were read together.

General Ordinance Repealing Section 46-6

Sponsor: Ollis. Council Bill 2020-293.

A general ordinance amending the Springfield City Code, Chapter 46, 'Elections,' by repealing Section 46-6, 'Campaign Finance,' in its entirety.

General Ordinance Repealing Section 46-6 and Replacing it with Section 46-6

Sponsor: Hosmer. Council Bill 2020-293 S1.

A general ordinance amending the Springfield City Code, Chapter 46, 'Elections,' by repealing Section 46-6, 'Campaign Finance,' in its entirety and replacing it with a new Section 46-6.

Rhonda Lewsader, City Attorney, provided a brief overview of the proposed. She noted Council did not pass the recommendation from the Plans and Policies Committee last meeting. The recommendation would have revised City Code Section 46-6 regarding campaign finance. Subsequently, Councilman Ollis put forth Council Bill 2020-293. Shortly thereafter, Councilman Hosmer put forth a substitute to Council Bill 2020-293. Whereas Council Bill 2020-293 repeals campaign finance in its entirety, the substitute repeals the same, but replaces the section with a new Section 46-6. The new section caps political financial contributions at a specific level.

Mayor McClure asked who would prosecute any violation of the financial contribution limits. Ms. Lewsader noted it would be a municipal prosecutor. He asked if the municipal prosecutor would need to recuse themselves. Ms. Lewsader specified if it were a City Council member, they would need to recuse themselves. He asked if Council would then have to hire outside legal counsel. Ms. Lewsader answered affirmatively.

Councilman Simpson asked if the substitute proposal has been reviewed by Plans and Policies Committee. Ms. Lewsader noted it has not. He asked if certain political parties

or political action committees would be exempted. Ms. Lewsader noted they would not be exempted. She clarified the substitute proposal limits political contributions of an individual to $2,600.

Councilman Hosmer noted if a councilmember were to receive a traffic ticket, a municipal prosecutor would likely not recuse themselves. He believes the same would apply under his substitute bill. He noted the current limits have been in place since the mid-1990's and have been supported numerous times by the Missouri electorate at the ballot for state-wide implementation. He expressed concern with the message it may send to voters if Council were to repeal Section 46-4 in its entirety without a replacement. He moved for the adoption of Council Bill 2020-293 S1.

Mayor McClure asked Ms. Lewsader if this was a proper motion. Ms. Lewasder noted previous examples of Council handling the procedural motion in a different manner. She noted prior examples of a substitute bill being placed before Council, and should it pass, the original bill would die.

Councilman Hosmer expressed his disagreement with Ms. Lewsader's assessment.

Councilman Schilling noted if the motion were in order, he would like to second the motion.

Councilman Ollis asked if the current language in City Code regarding campaign finance is enforceable. Ms. Lewsader noted the contribution limits are not enforceable. He noted his intent for Council Bill 2020-293 was to clean up the confusion of unenforceability that the public may have. He asked if state-wide contribution limits have change in the last month. Ms. Lewsader noted they have marginally increased but was unsure of the specific amount. He proceeded to read pages of campaign contributions to state-wide political action committees and expressed that individuals wishing to subvert contribution caps will find a way to do so. He noted he is in favor of limits, but conceded he believes they are not pragmatic due to unenforceability.

Mayor McClure reiterated the question of whether Councilman Hosmer's motion was in order. Ms. Lewsader expressed her belief that it is in order, despite the procedural system she inherited upon becoming City Attorney. He asked if Council Bill 2020-293 S1 were to pass, what would be the next step. Ms. Lewsader noted it would be held over two weeks for second reading. He asked what would happen should Council Bill 2020-293 S1 fail. Ms. Lewsader noted the original would proceed to second reading in two weeks.

Councilman Lear asked for clarity regarding the differences between the two proposals. Ms. Lewsader reiterated the differences.

Councilman Schilling asked if unlimited contributions would be allowed should Council vote for Council Bill 2020-293. Councilman Ollis expressed his belief individuals currently have that ability due to unenforceability.

Councilman Simpson asked for clarity regarding next steps should either proposal pass. Ms. Lewsader reiterated her guidance.

Councilman Hosmer expressed his concern with the message being sent that we have no language on the books regarding campaign contributions. He urged councilmembers to support the substitute bill.

Councilman McGull asked for clarity regarding if candidates would need to limit contributions to themselves. Councilman Hosmer noted that is not the intent.

Councilman Ollis reiterated he is not opposed to campaign finance regulations, merely ones that do not work. He expressed it is obvious to him current language is ineffective and unenforceable.

Councilman Schilling expressed his disagreement with the United States Supreme Court Case Citizens United v. FEC, which permits unlimited contributions as a matter of protected speech. He urged Council pass the substitute proposal.

Mayor McClure expressed his belief the City is more transparent by not imposing contribution limits, as limits lead to a proliferation of unrestricted political action committees.

As a point of order, Councilman Hosmer requested as the bill sponsor to speak last. He expressed his belief the proposed is the best the City can do, as repealing the language without substitute language causes more harm.

Mayor McClure reiterated there is a motion before Council. He explained what would happen should either proposal pass or fail. With the motion by Councilman Hosmer and a second from Councilman Schilling, Council proceeded to vote.

The motion to substitute Council Bill 2020-293 for Council Bill 2020-293 S1 failed by the following vote: Ayes: Schilling and Hosmer. Nays: Simpson, Ferguson, Fisk, Ollis, Lear, McGull and McClure. Abstain: None.

As Council Bill 2020-293 S1 failed, Council proceeded to its public hearing of Council Bill 2020-293.

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

PETITIONS, REMONSTRANCES, AND COMMUNICATIONS

Lisa Meeks did not appear to address Council.

Heather Dietz spoke in opposition to face coverings requirements. She expressed concerns with the scientific evidence face coverings prevent the spread of COVID-19. She further expressed her belief masks specifically may pose health risks. She also

expressed her belief that citizens personal liberties have been taken away and urged Council to reinstate their liberty.

Darrel Day addressed Council regarding his 6-month suspension from riding the City bus. He noted he is a proponent of sustainability and recycling. He often takes his items with him on the bus due to limited transportation availability. He expressed concern with his suspension, believing it unfairly limits his mobility as well as his ability to recycle, which is important to him. Additionally, he encouraged Council to use public money to finance projects that assist homeless and disadvantaged citizens.

Carolyn McGhee addressed the issue of crime in Springfield. She noted there have been several personal issues she has experienced. She expressed her belief the Police Department is underequipped to handle the level of crime in the City.

Krista Pyle address the issue of crime in Springfield. She noted Missouri is one of ten states that does not collect information regarding adverse childhood effects (ACE's). She urged Council create a cohort of stakeholders aimed at data collection with the end goal of reducing violence against children.

Mayor Pro Tem Ferguson encouraged Ms. Pyle to contact Bridgett Marrs, Executive Director of the Mayors Commission for Children.

Robert Mondy addressed entertainment in Springfield. He expressed his belief Council has harmed the entertainment industry in the region with its decision to enact COVID-19 health measures. He further expressed he does not support the vaccination and would like to see Council repeal its ordinances regarding COVID-19.

The following items appeared on the agenda under New Business.

The Public Involvement Committee recommends the following appointment to the Board of Equalization: Courtney Pinkham-Martin with term to expire April 1, 2021.

The Public Involvement Committee recommends the following reappointments to the Citizens Advisory Committee for Community Development: David Carr and Brandy McShane with terms to expire May 1, 2023.

The Public Involvement Committee recommends the following appointments to the Citizens Advisory Committee for Community Development: Cynthia "Abby" Rea and Jenna deJong with terms to expire May 1, 2022.

The Public Involvement Committee recommends the following appointment to the Citizens' Tax Oversight Committee: Kenneth Williams with term to expire May 1, 2022.

The Public Involvement Committee recommends the following reappointments to the Landmarks Board: Randall Allen and Adam Letterman with terms to expire November 1, 2023.

The Public Involvement Committee recommends the following reappointments to the Personnel Board: Stephanie Appleby, Diana Day, and Philip Pulliam with terms to expire March 1, 2023.

The Public Involvement Committee recommends the following appointments to the Personnel Board: Erica Cook and Tyler Tooley with terms to expire March 1, 2021.

The Public Involvement Committee recommends the following reappointments to the Planning and Zoning Commission: Natalie Broekhoven and Britton Jobe with terms to expire January 1, 2025.

The Public Involvement Committee recommends the following appointments to the Planning and Zoning Commission: Zeke Hall, Kuleya Bruce, Bruce Colony, and Carl Knuckles with terms to expire January 1, 2025.

The Public Involvement Committee recommends the following reappointment to the Police Officers' & Fire Fighters' Retirement System Board of Trustees: James "Mike" Bridges with term to expire April 30, 2023.

The Public Involvement Committee recommends the following appointment to the Police Officers' & Fire Fighters' Retirement System Board of Trustees: Andy Stewart with term to expire April 30, 2023.

The Public Involvement Committee recommends the following reappointment to the Public Building Corporation: Austin Simpson with term to expire September 1, 2026.

The Mayor recommends the following reappointment to the Public Housing Authority: Rusty Worley with term to expire April 11, 2024.

The Mayor recommends the following reappointments to the Springfield Convention and Visitors Bureau, Inc.: Bob Belote and Joe Wadkins with terms to expire January 1, 2024.

The Mayor recommends the following appointment to the Springfield Convention and Visitors Bureau, Inc.: Brad Beattie with term to expire January 1, 2024.

UNFINISHED BUSINESS

MISCELLANEOUS

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

Preliminary Plat of Green Corners

Sponsor: Simpson. Council Bill 2020-294.

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 Green Corners, generally located at 4625 South

Biloxi Avenue, upon the filing and recording of a final plat which 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.) (By: Robert Green; 4625 Biloxi Avenue; Preliminary Plat of Green Corners.)

Preliminary Plat of Kramer West 2nd Addition

Sponsor: Ferguson. Council Bill 2020-295.

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 Kramer West 2nd Addition, generally located at 3638 West Division Street, upon the filing and recording of a final plat which 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.) (By: Kramer Enterprises Division, LLC; 3638 West Division Street; Preliminary Plat of Kramer West 2nd Addition.)

Preliminary Plat of Scott-Farmer Addition

Sponsor: Ferguson. Council Bill 2020-296.

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 Scott-Farmer Addition, generally located at 1633 West Scott Street, upon the filing and recording of a final plat which 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.) (By: RAL Property Management, LLC; 1633 West Scott Street, Preliminary Plat of Scott-Farmer Addition.)

The following bill appeared on the agenda under Consent Agenda One Reading Bills.

Show Me Courts Records System

Sponsor: Simpson. Council Bill 2020-297.

A special ordinance authorizing the City Manager, or his designee, to enter into an Intergovernmental Agreement on behalf of the City with the REJIS Commission for the acquisition of a Prosecuting Attorney Management System for use with the Show Me Courts records system; and declaring an emergency.

City Council Bill 2020-297. Special ordinance 27431 was approved by the following vote: Ayes: Lear, McGull Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis and McClure. Nays: None. Abstain: None.

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

2051 North Summit Avenue

Sponsor: Ferguson. Council Bill 2020-260.

A special ordinance approving the sale of real property at 2051 North Summit Avenue to Lloyd Babcock Construction for $12,075.00; authorizing the issuance of a deed for same; and approving a budget adjustment to amend the Fiscal Year 2020-2021 budget.

City Council Bill 2020-260. Special ordinance 27417 was approved by the following vote: Ayes: Lear, McGull Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis and McClure. Nays: None. Abstain: None.

1325 West Brower Street

Sponsor: Ferguson. Council Bill 2020-261.

A special ordinance approving the sale of real property at 1325 West Brower Street to Lloyd Babcock Construction for $8,400.00; authorizing the issuance of a deed for same; and approving a budget adjustment to amend the Fiscal Year 2020-2021 budget.

City Council Bill 2020-261. Special ordinance 27418 was approved by the following vote: Ayes: Lear, McGull Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis and McClure. Nays: None. Abstain: None.

1216 North Forest Avenue

Sponsor: Ferguson. Council Bill 2020-262.

A special ordinance approving the sale of real property at 1216 North Forest Avenue to Lloyd Babcock Construction for $8,925.00; authorizing the issuance of a deed for same; and approving a budget adjustment to amend the Fiscal Year 2020-2021 budget.

City Council Bill 2020-262. Special ordinance 27419 was approved by the following vote: Ayes: Lear, McGull Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis and McClure. Nays: None. Abstain: None.

1114 South Hillcrest Avenue

Sponsor: Schilling. Council Bill 2020-263.

A special ordinance approving the sale of real property at 1114 South Hillcrest Avenue to Lloyd Babcock Construction for $15,120.00; authorizing the issuance of a deed for same; and approving a budget adjustment to amend the Fiscal Year 2020-2021 budget.

City Council Bill 2020-263. Special ordinance 27420 was approved by the following vote: Ayes: Lear, McGull Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis and McClure. Nays: None. Abstain: None.

528 North Homewood Avenue

Sponsor: Ferguson. Council Bill 2020-264.

A special ordinance approving the sale of real property at 528 North Homewood Avenue to David Hamilton for $4,000.00; authorizing the issuance of a deed for same; and approving a budget adjustment to amend the Fiscal Year 2020-2021 budget.

City Council Bill 2020-264. Special ordinance 27421 was approved by the following vote: Ayes: Lear, McGull Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis and McClure. Nays: None. Abstain: None.

1634 West Nichols Street

Sponsor: Ferguson. Council Bill 2020-265.

A special ordinance approving the sale of real property at 1634 West Nichols Street to Randall Gear for $10,500.00; authorizing the issuance of a deed for same; and approving a budget adjustment to amend the Fiscal Year 2020-2021 budget.

City Council Bill 2020-265. Special ordinance 27422 was approved by the following vote: Ayes: Lear, McGull Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis and McClure. Nays: None. Abstain: None.

1311 North Clay Avenue

Sponsor: Ferguson. Council Bill 2020-266.

A special ordinance approving the sale of real property at 1311 North Clay Avenue to Stirling Properties, LLC, for $16,550.00; authorizing the issuance of a deed for same; and approving a budget adjustment to amend the Fiscal Year 2020-2021 budget.

City Council Bill 2020-266. Special ordinance 27423 was approved by the following vote: Ayes: Lear, McGull Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis and McClure. Nays: None. Abstain: None.

631 West Tampa Street

Sponsor: Ferguson. Council Bill 2020-267.

A special ordinance approving the sale of real property at 631 West Tampa Street to Educational Investments, LLC, for $6,300.00; authorizing the issuance of a deed for same; and approving a budget adjustment to amend the Fiscal Year 2020-2021 budget.

City Council Bill 2020-267. Special ordinance 27424 was approved by the following vote: Ayes: Lear, McGull Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis and McClure. Nays: None. Abstain: None.

525 North Westgate Avenue

Sponsor: Ferguson. Council Bill 2020-268.

A special ordinance approving the sale of real property at 525 North Westgate Avenue to Larry Williams for $4,000.00; authorizing the issuance of a deed for same; and approving a budget adjustment to amend the Fiscal Year 2020-2021 budget.

City Council Bill 2020-268. Special ordinance 27425 was approved by the following vote: Ayes: Lear, McGull Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis and McClure. Nays: None. Abstain: None.

1036 West Division Street

Sponsor: Ferguson. Council Bill 2020-269.

A special ordinance approving the sale of real property at 1036 West Division Street to Master Auto Mechanic for Less, LLC, for $5,000.00; authorizing the issuance of a deed

for same; authorizing the acceptance of a sight-triangle easement; and approving a budget adjustment to amend the Fiscal Year 2020-2021 budget.

City Council Bill 2020-269. Special ordinance 27426 was approved by the following vote: Ayes: Lear, McGull Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis and McClure. Nays: None. Abstain: None.

Supplemental Agreement with Missouri Highways and Transportation Commission and TransCore ITS, LLC

Sponsor: Fisk. Council Bill 2020-270.

A special ordinance authorizing the City Manager, or his designee, to enter into a supplemental agreement with Missouri Highways and Transportation Commission and TransCore ITS, LLC, in the amount of $23,987.89 to allow for additional services and to set out terms of the financial obligations between the parties.

City Council Bill 2020-270. Special ordinance 27427 was approved by the following vote: Ayes: Lear, McGull Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis and McClure. Nays: None. Abstain: None.

The Committee of the Whole confirms the following reappointments to the Board of Public Utilities: Mark Millsap, Nancy Williams, and Donald Woody with terms to expire December 1, 2023.

The Committee of the Whole confirms the following appointment to Board of Public Utilities: Clifton Smart with term to expire December 1, 2023.

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: Simpson, Schilling, Ferguson, Fisk, Ollis, Lear and McClure. Nays: Hosmer and McGull. Abstain: None.
The meeting adjourned at 11:55 p.m.

Anita J. Cotter

Prepared by
Monica Paxton

Anita J. Cotter, CMC/MRCC
City Clerk