



City of Springfield

Agenda

City Council

Ken McClure, Mayor

Zone Councilmembers

Monica Horton, Zone 1

Abe McGull, Zone 2

Mike Schilling, Zone 3

Matthew Simpson, Zone 4

General Councilmembers

Heather Hardinger, General A

Craig Hosmer, General B

Andrew Lear, General C

Richard Ollis, General D

April 3, 2023

6:30 PM

**Historic City Hall
City Council Chambers
830 Boonville Avenue**

[Rules and procedures.](#)

1. ROLL CALL.

2. APPROVAL OF MINUTES. (APPROVED AS PRESENTED)

- 2.1. Approval of Minutes. March 20, 2023, City Council Meeting and March 21, 2023, Special City Council Meeting.

3. FINALIZATION AND APPROVAL OF CONSENT AGENDAS. (APPROVED AS PRESENTED)

CITIZENS WISHING TO SPEAK TO OR REMOVE ITEMS FROM THE CONSENT AGENDAS MUST DO SO AT THIS TIME.

4. CEREMONIAL MATTERS.

5. CITY MANAGER REPORT AND RESPONSES TO QUESTIONS RAISED AT THE PREVIOUS CITY COUNCIL MEETING.

6. SECOND READING AND FINAL PASSAGE.

Citizens Have Spoken. May Be Voted On.

6.1. Council Bill 2023-064 (Ollis) **ORDINANCE 27817**

A special ordinance authorizing a budget adjustment to amend the budget of the Department of Public Works for Fiscal Year 2022-2023 in the amount of \$1,530,000 to appropriate fund balance reserves from the 1/4-cent Capital Improvement Sales Tax and the 1/8-cent Transportation Sales Tax to fund the design and right-of-way acquisition for six projects that have been awarded American Rescue Plan Act funds to be used for construction.

6.2. Council Bill 2023-065 (Horton) **ORDINANCE 27818**

A special ordinance amending the budget of the City of Springfield for Fiscal Year 2022-2023 in the amount of \$380,000 for the purpose of approving expenditures from the Commercial Street Tax Increment Financing Special Allocation Fund for certain public improvement projects within the Commercial Street Tax Increment Financing District; and amending the Capital Improvements Program to add the funded projects.

6.3. Council Bill 2023-066 (Hardinger) **ORDINANCE 27819**

A special ordinance authorizing the City Manager, or his designee, to execute Settlement Participation Forms from the National Opioids Settlement Administrator for the purpose of enlisting the City as a Participating Subdivision in additional settlements that are part of the national opioids litigation; and declaring an emergency pursuant to City Charter Section 2.12.

7. RESOLUTIONS. Citizens May Speak. May Be Voted On.

7.1. Council Bill 2023-070 (Ollis, McGull, McClure) **RESOLUTION 10697**

A resolution affirming City Council's support for the plan of the Missouri Department of Transportation ("MoDOT") to improve sidewalks, crosswalks, and intersections, repave the corridor and complete sidewalk segments, and work with area businesses regarding the closure of extra access points in the East Sunshine Street corridor; requesting MoDOT to suspend the portion of the project that would add medians at various locations along the corridor and to monitor safety data related to the East Sunshine Street corridor for the next three years after making improvements the City supports; and thanking MoDOT for its investment in this community and in East Sunshine Street, one of Springfield's significant commercial corridors.

8. EMERGENCY BILLS.

9. PUBLIC IMPROVEMENTS.

10. GRANTS.

Citizens May Speak. May Be Voted On.

10.1. Council Bill 2023-071 (Schilling) **ORDINANCE 27820**

A special ordinance authorizing the City Manager, or his designee, to enter into an Off-System Bridge Program Agreement with the Missouri Highways and Transportation Commission for the purpose of funding construction for the replacement of the Walnut Street Bridge over Jordan Creek; amending the budget of the Department of Public Works for Fiscal Year 2022-2023, in the amount of \$1,920,270 to appropriate federal Off-System Bridge Program grant funds; and declaring that this bill qualifies for approval in one reading.

11. AMENDED BILLS.

12. COUNCIL BILLS FOR PUBLIC HEARING.

Citizens May Speak. Not Anticipated To Be Voted On.

12.1. Council Bill 2023-073 (Simpson) **It is anticipated that City Council will vote on this bill at the April 17, 2023, City Council Meeting.**

A general ordinance amending the Springfield Land Development Code Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 2.4 acres of property generally located at 1760 East Bradford Parkway from Planned Development No. 117 Amendment 5 to Planned Development No. 385; and adopting and Official Zoning Map. (Planning and Zoning Commission and Staff recommend approval.) (By: Bibi Bradford, LLC; 1760 East Bradford Parkway; Planned Development No. 385.)

12.2. Council Bill 2023-074 (Horton) **AMENDED.**

A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 1.5 acres of property generally located at 1409 to 1429 North Washington Avenue from R-SF, Single-family residential district, to Planned Development No. 384; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission recommend approval.) (By: Boyd School Redevelopment Corp; 1409-1429 N. Washington Avenue; Planned Development No. 384.)

12.3. Council Bill 2023-075 (McGull) **This bill was remanded to the Planning and Zoning Commission.**

A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 9.45 acres of property generally located within the 2200 block of North Belcrest Avenue from HM, Heavy manufacturing district, with Conditional Overlay District No. 163 to HC, Highway commercial district, with Conditional Overlay District No. 226; establishing Conditional Overlay District No. 226; and adopting an updated Official Zoning Map. (Staff is requesting that this item be referred back to the Planning and Zoning Commission.) (By: SFC Real Estate LLC; 2202 N. Belcrest; Z-5-2023 w/COD #226.)

12.4. Council Bill 2023-076 (Schilling) **This bill was remanded to the Planning and Zoning Commission.**

A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 22.4 acres of property generally located at 3444 West Sunshine Street, 1819 South Moore Road, 1903 South Farm Road 133, and 3503 West Washita Street from Greene County C-2, General commercial district, Greene County R-1, Suburban residence district, Greene County Plot Assignment District No. 1901, and City of Springfield GR, General retail district, to HC, Highway commercial district, with Conditional Overlay District No. 225; establishing Conditional Overlay District No. 225; and adopting an updated Official Zoning Map. (Staff is requesting that this item be referred back to the Planning and Zoning Commission.) (By: Donald L. & Patricia L McCurry Trust; 3444 W. Sunshine Street, 1819 S. Moore Road, 1903 S. Farm Road 133, and 3503 W. Washita Street; Z-4-2023 w/COD #225.)

12.5. Council Bill 2023-077 (Schilling) **This bill was postponed until the June 5, 2023, City Council Meeting.**

A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 0.21 acre of property generally located at 3503 West Washita Street from Greene County

Plot Assignment District No. 1901 to R-SF, Single-family residential district; and adopting an updated Official Zoning Map. (Staff is requesting that this item be postponed.) (By: South Creek Development Corp; 3503 W. Washita Street; Z-6-2023.)

12.6. Council Bill 2023-078 (McGull) **This bill was postponed until the May 8, 2023, City Council Meeting.**

A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 1.37 acres of property generally located at 3710 and 3742 East Cherry Street from Greene County R-3, Multi-family residence district, and City of Springfield R-SF, Single-family residential district, to R-LD, Low-density multifamily residential district; and adopting an updated Official Zoning Map. (Staff is requesting that this item be referred back to the Planning and Zoning Commission.) (By: Hickory Village 55 Plus, LLC; 3710 & 3742 E. Cherry Street; Z-7-2023.)

13. **FIRST READING BILLS. It is anticipated that City Council will vote on these bills at the April 17, 2023, City Council Meeting.**

Citizens May Speak. Not Anticipated To Be Voted On.

13.1. Council Bill 2023-072 (Hosmer)

A special ordinance authorizing the City Manager, or his designee, to apply to the United States Department of Housing and Urban Development for Federal Fiscal Year 2023 Community Development Block Grant and HOME Investment Partnership Program funds under the Consolidated Plan, to accept Community Development Block Grant and HOME Investment Partnership Program funds, to enter into any necessary agreements to carry out the grants, and to exercise any and all powers necessary to implement selected projects; selecting projects for funding for the City of Springfield Fiscal Year 2023-2024; and reaffirming the City Council Objectives and Community Development Priorities.

13.2. Council Bill 2023-079 (Horton)

A special ordinance approving the plans and specifications for the Pea Ridge Creek Sanitary Sewer Improvements – Doling Park Branch Project, generally located from Talmage Street to Bethany Drive east of Grant Avenue, and generally referred to as Plan No. 2020PW0044; accepting the bid of Rosetta Construction, LLC, in the amount of \$5,626,850 for said project; authorizing the City Manager, or his designee, to enter into a contract for said project; and approving a budget adjustment in the amount of the bid, plus a contingency, to amend the Fiscal Year 2022-2023 budget of the Department of Environmental Services Clean Water Enterprise Fund by appropriating reserves of said fund in the amount of \$6,752,220.

13.3. Council Bill 2023-080 (Hardinger)

A special ordinance approving the Letter of Understanding regarding the July 1, 2021, Collective Bargaining Agreement between the City and the International Association of Fire Fighters, Southern Missouri Professional Fire Fighters Local 152, the Exclusive Representative of a certain Bargaining Unit within the Springfield Fire Department, and authorizing the City Manager to execute and deliver the Letter of Understanding to the Collective Bargaining Agreement to the Exclusive Representative.

13.4. Council Bill 2023-081 (Lear)

A general ordinance amending the Springfield City Code, Chapter 78, 'Offenses and Miscellaneous Provisions,' Article VI, 'Offenses Against Public Health and Safety,' by amending Section 78-260, 'Possession of narcotics paraphernalia;' amending Section 78-261, "Possession of thirty-five grams or less of marijuana;" enacting Section 78-262, 'Public consumption of marijuana;' enacting Section 78-263, 'Consumption of marijuana in a motor vehicle;' and enacting Section 78-268, 'Marijuana accessories,' to regulate the possession and consumption of marijuana following recent amendments to the Missouri Constitution.

14. PETITIONS, REMONSTRANCES AND COMMUNICATIONS.

14.1. Steven Bishop wishes to address City Council. **DID NOT APPEAR.**

14.2. Stephanie Stenger wishes to address City Council. **APPEARED.**

15. NEW BUSINESS.

15.1. Certification of referendum petition. **CERTIFIED.**

15.2. The Finance and Administration Committee recommends referring the draft City Charter Section 19.16 amendment, presented at the March 29, 2023, Finance and Administration Committee, as revised per the Committee's instructions to the City Council Committee of the whole. **REFERRED.**

15.3. The Public Involvement Committee recommends the following removal from the Citizens' Advisory Committee for Community Development: Shawna Batty based on a failure to take the oath of office as recommended by the Public Involvement Committee. **RECOMMENDED.**

15.4. The Public Involvement Committee recommends the following reappointment to the Citizens' Advisory Committee for Community Development: Dr. Earle Doman with term to expire May 1, 2026. **RECOMMENDED.**

15.5. The Public Involvement Committee recommends the following appointments to the Citizens' Advisory Committee for Community Development: Matthew Whitehead with term to expire May 1, 2025; Larry Flenoid II with term to expire May 1, 2026. **RECOMMENDED.**

- 15.6. The Public Involvement Committee recommends the following reappointment to the Police Officers' and Fire Fighters' Retirement System Board of Trustees: Andy Stewart, Financial Representative, with term to expire April 30, 2026. **RECOMMENDED.**
- 15.7. The Public Involvement Committee recommends the following appointments to the Police Officers' and Fire Fighters' Retirement System Board of Trustees: Laura Robinson, Attorney Representative, with term to expire April 30, 2026; Ann Young, Medical Representative, with term to expire April 30, 2025. **RECOMMENDED.**
- 15.8. The Public Involvement Committee recommends the following appointment to the Public Building Corporation: Zack Speague with term to expire September 1, 2024. **RECOMMENDED.**
- 15.9. The Public Involvement Committee recommends the following appointments to the Greene County Environmental Advisory Board: Alyssa Lindsay with term to expire October 1, 2025; Kathleen Murnan with term to expire October 1, 2024. **RECOMMENDED.**

16. UNFINISHED BUSINESS.

17. MISCELLANEOUS.

18. CONSENT AGENDA – FIRST READING BILLS. See Item #3. It is anticipated that City Council will vote on this bill at the April 17, 2023, City Council Meeting.

18.1. Council Bill 2023-082 (McGull)

A special ordinance authorizing the City Manager, or his designee, to enter into an Intergovernmental Agreement with the Board of Governors of Missouri State University for the purpose of continuing to provide enhanced law enforcement services within and around the Missouri State University campus.

19. CONSENT AGENDA – ONE READING BILLS. See Item #3.

19.1. Council Bill 2023-083 (Hosmer) **ORDINANCE 27821**

A special ordinance authorizing the City Manager, or his designee, to accept a grant in the amount of \$8,100 from the State of Missouri, Department of Public Safety, for replacement of a Springfield Police Department canine; amending the budget for the Police Department for Fiscal Year 2022-2023 in the amount of \$8,100; and declaring this bill qualifies as a one-reading bill pursuant to Charter Section 2.16(25).

20. CONSENT AGENDA – SECOND READING BILLS. See Item #3.

20.1. Council Bill 2023-067 (Lear) **ORDINANCE 27822**

A special ordinance authorizing the City Manager, or his designee, to accept pass-through federal grant funds from the Watershed Committee of the Ozarks, which received a Section 319 Nonpoint Source Grant from the Missouri Department of Natural Resources for the purpose of constructing stormwater green infrastructure projects; entering into an agreement with the Watershed Committee of the Ozarks; and amending the budget of the Department of Environmental Services for Fiscal Year 2022-2023 in the amount of \$40,000.

21. END OF CONSENT AGENDA.

22. ADJOURN.