



City of Springfield

Minutes

City Council

Ken McClure, Mayor

Zone Councilmembers

Monica Horton, Zone 1
Abe McGull, Zone 2
Brandon Jenson, Zone 3
Matthew Simpson, Zone 4

General Councilmembers

Heather Hardinger, General A
Craig Hosmer, General B
Callie Carroll, General C
Derek Lee, General D

May 8, 2023

6:30 PM

City Council Chambers

1. ROLL CALL.

Present: Brandon Jenson, Monica Horton, Abe McGull, Matthew Simpson, Craig Hosmer, Heather Hardinger, Callie Carroll, Derek Lee, and Ken McClure.
Absent: None.

2. APPROVAL OF MINUTES. (APPROVED AS PRESENTED)

- 2.1. Approval of Minutes. April 17, 2023, City Council Meeting, April 18, 2023, Special City Council Meeting, and April 25, 2023, Special City Council Meeting.

Mayor Pro Tem Simpson moved to approve the minutes of the April 17, 2023, City Council Meeting, April 18, 2023, Special City Council Meeting, and April 25, 2023, Special City Council Meeting. Councilwoman Horton seconded the motion, and it was approved by the following vote: Ayes: Jenson, Horton, McGull, Simpson, Hosmer, Hardinger, Carroll, Lee, and McClure. Nays: None. Absent: None. Abstain: None.

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.

The Consent Agenda was approved by the following vote: Ayes: Jenson, Horton, McGull, Simpson, Hosmer, Hardinger, Carroll, Lee, and McClure. Nays: None. Absent: None. Abstain: None.

4. CEREMONIAL MATTERS.

5. ELECTION OF MAYOR PRO TEMPORE. Councilman Simpson was elected.

Councilwoman Hardinger moved to nominate Matthew Simpson for the position of Mayor Pro Tempore.

Councilman McGull moved for nominations to cease. Councilman Hosmer seconded the motion, and it was approved by the following vote: Ayes: Jenson, Horton, McGull, Simpson, Hosmer, Hardinger, Carroll, Lee, and McClure. Nays: None. Absent: None. Abstain: None.

Councilman Simpson was elected Mayor Pro Tempore by the following vote: Ayes: Jenson, Horton, McGull, Simpson, Hosmer, Hardinger, Carroll, Lee, and McClure. Nays: None. Absent: None. Abstain: None.

6. SWEAR IN MAYOR PRO TEMPORE. Councilman Simpson was sworn in.

Anita Cotter, City Clerk, administered the oath of office to Mayor Pro Tempore Elect, Matthew Simpson. Mayor Ken McClure congratulated Mayor Pro Tempore Simpson.

7. CITY MANAGER REPORT, POLICE CHIEF REPORT, AND RESPONSES TO QUESTIONS RAISED AT THE PREVIOUS CITY COUNCIL MEETING.

Jason Gage noted more than 1,500 tires were collected at the Clean Green Springfield Tire Toss event as part of the City's anti-litter and beautification spring campaign. Mr. Gage further noted residents gathered for a cleanup along Jordan Creek and numerous locations across the city, as more than 1,200 people had registered.

Mr. Gage noted approximately 300 people attended the second public engagement meeting for the Lake Springfield planning process. City and City Utilities staff provided tours of the decommissioned power station for the public. He further noted the City earned an \$800,000 grant from the Economic Development Administration, and a \$200,000 donation from the Hatch Foundation, for this planning effort. The presentations from this meeting and a survey can be found at lakespringfieldplan.com.

Mr. Gage noted the Department of Public Information and Civic Engagement is working with ETC Consulting on a pair of citizen satisfaction and long-term needs surveys that will be administered in the coming weeks. These are both randomized surveys designed to create a representative sample of our community. A third survey will be conducted to allow all residents, and those who work or conduct business in Springfield, to provide their feedback.

Chief Williams provided a Police Chief's Update. Chief Williams noted the department uses the NIBRS System to collect data. The three categories of data collected are Crimes Against Persons, Crimes Against Property, and Crimes Against Society.

Chief Williams noted in Quarter 1, there was an 8.2% reduction in Crimes Against Persons. There was a 24% reduction in Crimes Against Property, with a reduction in auto-related crime. Chief Williams attributed this reduction to the Crime Reduction campaign. Chief Williams noted there was an 11.2% increase in Crimes Against Society, noting an increase can be attributed to more crime reporting. Chief Williams noted the Policing Plan will focus on robbery in Quarter 1 and will increase efforts

against crime that increased last year. Quarter 2 will focus on Sexual Assaults, Quarter 3 will focus on Theft from Vehicles, and Quarter 4 will focus on Domestic Violence. Chief Williams highlighted there was a 33% overall decrease in robbery due to a combination of awareness and enforcement. Chief Williams noted gun violence remains an issue, but there is a downward trend of individuals being injured and an increase in illegal guns seized.

Chief Williams provided an update on Data-Driven Approaches to Crime and Traffic Safety (DDACTS). He noted there has been an increase in traffic stops and a decrease in traffic crashes in these areas. Chief Williams noted officers can use discretion for municipal arrests with the average number of arrests remaining stable.

Chief Williams provided an update for the Mental Health Co-Response Program. He noted there have been 96 calls received so far in 2023, with 49 of those referred to treatment, 23 refusing treatment, and 24 agreeing to follow up. He added 53 of the calls were handled without the Springfield Police Department.

Chief Williams noted there are 54 vacancies for sworn officers, with an academy class starting in June. He added there were 263 applicants for the academy class. Chief Williams noted there was one lateral hire. He further noted there are 10 or fewer vacancies in the Police Service Representatives positions. He added there were 49 applications in one week following a media push.

Councilman Hosmer asked how many vacancies there are for non-sworn staff. Chief Williams responded there are 17 to 18 vacancies.

Councilman Hosmer asked if the traffic stops referenced are probable cause stops. Chief Williams responded affirmatively and noted the policy regarding traffic tickets is still open to giving a warning.

Councilman Hosmer asked if there is a mechanism for enacting a 96-hour hold if mental health treatment is refused. Chief Williams responded they cannot mandate mental health treatment.

Councilman Hosmer asked if the department had enough Flock cameras. Chief Williams responded that the department could always use more of this technology.

Councilwoman Horton asked about property crimes, illegal guns, and homeless protocol. Councilwoman Horton asked if property crimes that include hate symbols are investigated as hate crimes. Chief Williams responded that in Missouri, hate is not a crime but an enhancement to a crime. Chief Williams will provide hate crime numbers for the last five years to City Council.

Councilwoman Horton asked for clarification regarding the best way to reduce the number of illegal guns. Chief Williams responded that this is done through law enforcement.

Councilwoman Horton asked if homeless protocol contact was being tracked. Chief Williams responded the protocol for tracking homeless contacts is also a city issue, and that the protocol works well when enacted and can assist those who want help. Mr. Gage noted the protocol is a means to connect homeless individuals to needed services.

Mayor Pro Tem Simpson asked if the City would continue to recruit nationally. Chief Williams responded a national firm was hired to assist with recruiting efforts.

Councilman McGull asked if the salary structure for Police Officers is competitive. Chief Williams responded that pay has increased over the last two years and negotiations with the union have concluded. He added the salary structure is still lower than it is for Federal officers and the Highway Patrol.

Councilman Jenson thanked Chief Williams for changes to the Neighborhood Watch programs. He asked if the Flock cameras contained any audio sensing equipment. Chief Williams responded that the cameras are license plate readers only.

8. SECOND READING AND FINAL PASSAGE.

Citizens Have Spoken. May Be Voted On.

8.1. Council Bill 2023-091 (Hardinger) **ORDINANCE 27829**

A special ordinance authorizing the City Manager, or his designee, to accept a Reducing Overdose through Community Approaches Mentorship Program grant from the National Association of County and City Health Officials in the amount of \$111,650 for use by the Springfield-Greene County Health Department in support of substance use and overdose prevention strategies and to enter into necessary agreements to carry out the grant; and amending the Fiscal Year 2022-2023 budget in the amount of \$111,650 to appropriate grant funds.

Council Bill 2023-091 (Hardinger) was approved by the following vote: Ayes: Jenson, Horton, McGull, Simpson, Hosmer, Hardinger, Carroll, Lee, and McClure. Nays: None. Absent: None. Abstain: None.

8.2. Council Bill 2023-092 (Hosmer) **ORDINANCE 27830**

A special ordinance amending the budget for Fiscal Year 2022-2023 for the Department of Environmental Services in the amount of \$4,000,000 to appropriate retained earnings from the Clean Water Fund for the construction of the Pea Ridge Creek Sanitary Sewer Improvements – Pea Ridge North Branch capital improvement project.

Council Bill 2023-092 (Hosmer) was approved by the following vote: Ayes: Jenson, Horton, McGull, Simpson, Hosmer, Hardinger, Carroll, Lee, and McClure. Nays: None. Absent: None. Abstain: None.

8.3. Council Bill 2023-093 (Hardinger) **ORDINANCE 27831**

A special ordinance authorizing the City Manager, or his designee, to enter into an agreement with the Missouri Department of Natural Resources, for the purpose of accepting matching state American Rescue Plan Act grant funds in the amount of \$700,000 to support construction of the Fairgrounds Green Infrastructure Project; and amending the budget for Fiscal Year 2022-2023 for the Department of Environmental Services in the amount of \$1,400,000 to appropriate grant funds and retained earnings from the Clean Water Fund for construction of the Project.

Council Bill 2023-093 (Hardinger) was approved by the following vote: Ayes: Jenson, Horton, McGull, Simpson, Hosmer, Hardinger, Carroll, Lee, and McClure. Nays: None. Absent: None. Abstain: None.

9. **RESOLUTIONS. Citizens May Speak. May Be Voted On.**

9.1. Council Bill 2023-094 (McGull) **RESOLUTION 10704**

A resolution granting a Short-Term Rental Type 2 permit for the property located at 2842 East Lombard Street for the purpose of allowing the establishment of a Short-Term Rental Type 2 pursuant to Section 36-473 of the Land Development Code.

Susan Istenes, Director of Planning and Development, provided a brief overview of the proposed. Ms. Istenes noted the proposed was an appeal for a short-term rental type 2. She further noted no signatures were obtained. A protest petition was sent out to applicable neighbors, and none were returned, which denotes approval.

An opportunity was given for citizens to express their views.

Sherrie Loveland spoke in support of the proposed. Ms. Loveland noted she attempted to contact neighbors and was unable to obtain any signatures.

Mayor McClure asked if any of the neighboring houses were rental properties. Ms. Loveland noted there are.

With no further appearances, the public hearing was declared closed.

Councilman McGull expressed his belief that those who follow the procedure are following the law and have fulfilled their obligation. Councilman McGull confirmed that short-term rentals type 2 are now able to be taxed.

Councilman Hosmer asked how many short-term rentals are in the area. Ms. Istenes responded there are three types of short-term rentals for a total of 266 actively licensed in the city. There are approximately 400 non-licensed short-term rentals. Councilman Hosmer expressed his opinion the laws should be enforced regarding short-term rentals. Councilman Hosmer asked if this was the first proposal that had come to City Council with no signatures. Mr. Gage responded he believed it was.

Mayor Pro Tem Simpson noted the closest short-term rental to the proposed is a few blocks to the east, and there are not many in the area.

Council Bill 2023-094 (McGull) was approved by the following vote: Ayes: Jenson, Horton, McGull, Simpson, Hardinger, Carroll, Lee, and McClure. Nays: Hosmer. Absent: None. Abstain: None.

9.2. Council Bill 2023-095 (Horton) **RESOLUTION 10705**

A resolution granting a Short-Term Rental Type 2 permit for the property located at 2040 North Hoffman Avenue for the purpose of allowing the establishment of a Short-Term Rental Type 2 pursuant to Section 36-473 of the Land Development Code.

Susan Istenes, Director of Planning and Development, provided a brief overview of the proposed. Ms. Istenes noted the proposed was an appeal for a short-term rental type 2. She further noted three signatures were obtained, for a total of 50% of the needed 55%. A protest petition was sent out to applicable neighbors, and none were returned, which denotes approval.

An opportunity was given for citizens to express their views.

Jeremy Hahn spoke in support of the proposed. He noted he had attempted to contact all of the neighbors. He added some are rental properties, and he was unable to contact the owners.

Councilwoman Horton expressed her belief the area is an interesting one for a short-term rental, and the signatures obtained show there is some interest in the proposed.

With no further appearances, the public hearing was declared closed.

Council Bill 2023-095 (Horton) was approved by the following vote: Ayes: Jenson, Horton, McGull, Simpson, Hosmer, Hardinger, Carroll, Lee, and McClure. Nays: None. Absent: None. Abstain: None.

9.3. Council Bill 2023-096 (Simpson) **FAILED**

A resolution granting a Short-Term Rental Type 2 permit for the property located at 1843 South Kimbrough Avenue for the purpose of allowing the establishment of a Short-Term Rental Type 2 pursuant to Section 36-473 of the Land Development Code.

Susan Istenes, Director of Planning and Development, provided a brief overview of the proposed. Ms. Istenes noted the proposed was an appeal for a short-term rental type 2. She further noted 50% of the needed signatures were obtained. A protest petition was sent out to applicable neighbors, and two were returned.

An opportunity was given for citizens to express their views.

Amy Bingham spoke in support of the proposed. Ms. Bingham noted her company uses a verification service for applicants, uses noise detectors, has weekly lawn service, and does not allow pets.

Pat Gibson spoke in opposition to the proposed. Ms. Gibson noted her property shares the backyard with the proposed. She further noted her tenant would like to stay long-term and is concerned a short-term rental would not be beneficial to the neighborhood.

Councilman McGull thanked Ms. Gibson for taking time to voice her opinion on the issue.

With no further appearances, the public hearing was declared closed.

Mayor Pro Tem Simpson confirmed there were two protest petitions received for the proposed. Ms. Istenes responded affirmatively.

Council Bill 2023-096 (Simpson) failed by the following vote: Ayes: Hardinger, Carroll, and Lee. Nays: Jenson, Horton, McGull, Simpson, Hosmer, and McClure. Absent: None. Abstain: None.

9.4. Council Bill 2023-097 (Jenson) **RESOLUTION 10706**

A resolution granting a new liquor license to sell retail liquor in the original package, including Sunday sales, to Bains & Sons LLC, d/b/a University Convenience Store, for its location at 601 South Kimbrough Avenue, Springfield, Missouri.

David Holtmann, Director of Finance, provided a brief overview of the proposed. Mr. Holtmann noted the proposed would grant a new liquor license to Bains & Sons, LLC. The issue is being brought before City Council because it is within 200 feet of property owned by Missouri State University, and the City Code states City Council must consent if the liquor sales occur within

200 feet of a church, school, or part of building used as a place of worship.

Councilwoman Carroll asked if the proposed location was previously a liquor store. Mr. Holtmann responded the property was previously a smoke shop and is next to an area that has a liquor store.

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

Council Bill 2023-097 (Jenson) was approved by the following vote: Ayes: Jenson, McGull, Simpson, Hosmer, Hardinger, Carroll, Lee, and McClure. Nays: Horton. Absent: None. Abstain: None.

10. EMERGENCY BILLS. Citizens May Speak. May Be Voted On.

10.1. Council Bill 2023-098 (Referendum Petition) **ORDINANCE 27832**

A special ordinance repealing Special Ordinance 27804, passed by City Council on February 21, 2023, said ordinance being entitled, "Declaring the necessity of acquiring by condemnation the real property herein described for the purpose of constructing and maintaining storm water and bridge infrastructure in the Renewal of Jordan Creek Improvements Phase 1 Project and the Main Avenue Bridge Replacement Project; and authorizing designated officers, or their designees, to do all things necessary to carry out the terms of this Ordinance"; and declaring an emergency.

Rhonda Lewsader, City Attorney, provided a brief overview of the proposed. Ms. Lewsader noted Special Ordinance 27804 authorized condemnation of property at North Main Street and was passed by City Council on February 21, 2023. A referendum petition was received and certified as valid. Ms. Lewsader further noted City Council must choose to either repeal the ordinance or hold an election.

Councilman Hosmer asked if negotiations with the owner can continue if the ordinance is repealed. Ms. Lewsader responded affirmatively.

An opportunity was given for citizens to express their views.

Danny Henderson spoke in opposition to the proposed. Mr. Henderson expressed his belief the name of the Hotel of Terror should be changed to make the name more peaceful.

Robert Cook spoke in support of the proposed. Mr. Cook asked City Council to repeal the ordinance and expressed his belief that sending the item to a vote is a waste of taxpayers' money. He expressed his belief the City should work with the Mathis family to negotiate a solution. He noted the community involvement of the Mathis family.

Sterling Mathis, the owner of the Hotel of Terror, spoke in support of the proposed. Mr. Mathis noted the cost to rebuild or move the property will cost far more than he has been offered. He further noted the dollar amount for renovations and attorney fees that he has spent over the years to satisfy the City requirements. Mr. Mathis added there were road closures near his business during his peak business season. Mr. Mathis expressed his belief the negotiations had failed because the money offered to him was not sufficient to move his business. Mr. Mathis noted last year approximately 15,000 people came through the Hotel of Terror. Mr. Mathis expressed his willingness to continue to negotiate. He asked City Council to repeal the ordinance.

Councilman McGull asked if the pictures were of the bridge by the Hotel of Terror. Mr. Mathis responded that the pictures are other bridges that are in disrepair. Councilman McGull asked if the reason Mr. Mathis has not agreed to negotiations because the price offered is not enough to move his business. Mr. Mathis responded he does have another location but would need to be sufficiently compensated. Councilman McGull asked if Mr. Mathis is willing to continue to negotiate with the City. Mr. Mathis responded affirmatively.

With no further appearances, the public hearing was declared closed.

Mayor Pro Tem Simpson asked if the City is still actively involved in negotiations with Mr. Mathis. Mr. Gage responded affirmatively. He added the negotiations are in two parts. The first being the price for the property, and the second for relocation expenses. Mayor Pro Tem Simpson expressed his support for repealing the proposed to allow more time for negotiations to continue. He noted the safety and flooding issues due to the bridge create a need for the negotiations to work.

Jason Gage, City Manager, noted the bridge and the Jordan Creek projects create a risk to the building and a redesign of the Jordan Creek project would be expensive.

Councilwoman Horton asked how the timeline is affected by repeal versus sending the issue to a vote. Mr. Gage responded that the timeframe is dependent on several issues.

Councilman Jenson expressed his support for the repeal of the ordinance. He asked for the monthly cost due to the delay in the project. Mr. Gage responded that would be dependent on inflation. Councilman Jenson asked that if the ordinance is repealed, that negotiations would be expedited. He also asked the City to be mindful of businesses that are seasonal when preparing for road closures.

Councilman Lee asked for clarification on the timeframe for the safety of the bridge and who does the bridge inspections. Dan Smith, Director of Public Works, responded the bridge was deemed safe for its intended use at this time, and the next inspection would be in two years by the Missouri Department of Transportation (MoDOT). Councilman Lee asked if grant funds with time requirements could be spent on other projects. Mr. Smith responded the American Rescue Plan Act (ARPA) funds need to be obligated by 2024, and noted the City still feels it can meet that deadline. He noted he would confirm if reallocation of funds would be an option. Councilman Lee expressed his support for the repeal.

Councilman Hosmer asked how long the City could allow negotiations to continue before the City can seek condemnation again. Ms. Lewsader responded there is no time restriction. Councilman Hosmer expressed his support for the repeal.

Mayor McClure thanked Mr. Mathis for his appearance. Mayor McClure expressed he has safety concerns regarding the bridge and stormwater issues, and that the property will need to be acquired. Mayor McClure expressed his belief the Hotel of Terror serves a real and valuable purpose.

Council Bill 2023-098 (Referendum Petition) was approved by the following vote: Ayes: Jenson, Horton, McGull, Simpson, Hosmer, Hardinger, Carroll, Lee, and McClure. Nays: None. Absent: None. Abstain: None.

10.2. Council Bill 2023-099 (Referendum Petition) **NOT CONSIDERED DUE TO PASSAGE OF COUNCIL BILL 2023-098**

A special ordinance calling an election on August 8, 2023, in the City of Springfield, Missouri, to submit to the qualified voters a question as to whether or not to approve Special Ordinance 27804, passed by City Council on February 21, 2023, said ordinance being entitled, "Declaring the necessity of acquiring by condemnation the real property herein described for the purpose of constructing and maintaining storm water and bridge infrastructure in the Renewal of Jordan Creek Improvements Phase 1 Project and the Main Avenue Bridge Replacement Project; and authorizing designated officers, or their designees, to do all things necessary to carry out the terms of this Ordinance"; and declaring an emergency.

Council Bill 2023-099 (Referendum Petition) was not considered due to the passage of Council Bill 2023-098.

11. PUBLIC IMPROVEMENTS.

12. GRANTS.

13. AMENDED BILLS.

14. COUNCIL BILLS FOR PUBLIC HEARING. - It is anticipated that City Council will vote on these bills at the May 22, 2023, City Council Meeting.

Citizens May Speak. Not Anticipated To Be Voted On.

Council Bill 2023-100 and 2023-101 were read and presented together.

14.1. Council Bill 2023-100 (McGull)

A general ordinance amending Section 1-9 of the Springfield City Code, 'City Limits,' and amending Section 46-1 of the Springfield City Code, 'Boundaries of wards, precincts and council zones,' for the purpose of annexing approximately 1 acre of private property generally located at 3710 and 3742 East Cherry Street and approximately 0.1 acre of Greene County right-of-way generally located at the 600 block of South Hickory Avenue and referenced as Annexation A-3-2023, into the City of Springfield. (Staff recommends approval.) (By: Hickory Village 55 Plus, LLC and Greene County (public ROW); 3710 and 3742 East Cherry Street and 600 block South Hickory Avenue; A-3-2023.)

14.2. Council Bill 2023-101 (McGull)

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. (By: Hickory Village 55 Plus, LLC; 3710 & 3742 E. Cherry Street; Z-7-2023.)

Susan Istenes, Director of Planning and Development, provided a brief overview of the proposed. Ms. Istenes noted the proposed would allow annexation and rezoning of approximately 1 acre of private property located at 3710 and 3742 East Cherry Street, and

0.1 acre of Greene County right-of-way generally located at 600 South Hickory. The property would be rezoned from multi-family residence district and Single-family residential district to Low-density multifamily residential district.

An opportunity was given for citizens to express their views.

Nathan Adams spoke in support of the proposed. Mr. Adams, a representative of the applicant, noted the owner wants to annex the location and rezone to combine the property with another development.

With no further appearances, the public hearing was declared closed.

14.3. Council Bill 2023-102 (McGull)

A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 14.8 acres of property generally located at 2238, 2250, and 2316 East Catalpa Street from R-TH, Residential Townhouse District, to R-LD, Low-density Multifamily Residential District, with Conditional Overlay District No. 223; establishing Conditional Overlay District No. 223; and adopting an updated Official Zoning Map. (By: NGA Holdings, LLC; 2238, 2250, 2316 East Catalpa Street; Z-3-2023 w/COD No. 223.)

Councilman Lee recused himself from Council Bill 2023-102.

Susan Istenes, Director of Planning and Development, provided a brief overview of the proposed. Ms. Istenes noted the proposed would rezone approximately 14.8 acres of property located at 2238, 2250, and 2316 East Catalpa from Residential Townhouse District to Low-density Multifamily Residential District, with Conditional Overlay District No. 223.

An opportunity was given for citizens to express their views.

Nathan Adams spoke in support of the proposed. Mr. Adams, a representative for the applicant, noted the development is in an area with industrial property and will serve as a transition between the industrial areas and the neighborhoods. He noted there are drainage issues which will be addressed, a traffic study was completed, and a multi-family development will be completed.

Leslie Vandenberg spoke in opposition to the proposed. Ms. Vandenberg, a representative of the Enchanted Woodlands neighborhood, noted they are not in opposition to growth and development, but are in opposition to this development without a solid plan to address flooding and traffic issues. Ms. Vandenberg expressed her belief flooding and sagging electrical lines need to be addressed along Catalpa Street.

Councilman McGull asked if there are sidewalks on either side of the street. Ms. Vandenberg responded there is a sidewalk on one side that stops before reaching Barnes Street.

Sherry Lincoln spoke in opposition to the proposed. Ms. Lincoln noted there were neighbors in support of Ms. Vandenberg and herself addressing City Council. Ms. Lincoln expressed her belief the property is fragile and has flooding issues. Ms. Lincoln asked that the development be done in phases to ensure the improvements are working.

With no further appearances, the public hearing was declared closed. Councilman Lee returned to the dais.

14.4. Council Bill 2023-103 (Horton)

A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 0.20 acres of property generally located at 718 West Division Street from R-SF, Single-family residential district, to R-TH, Residential townhouse district, with Conditional Overlay District No. 227; establishing Conditional Overlay District No. 227; and adopting an updated Official Zoning Map. (By: Teyie Miychelle, LLC; 718 W. Division Street; Z-9-2023 w/COD #227.)

Susan Istenes, Director of Planning and Development, provided a brief overview of the proposed. Ms. Istenes noted the proposed would rezone approximately 0.2 acres at 718 West Division from Single-family residential district to Residential townhouse district, with Conditional Overlay District No. 227. The applicant intends to construct a duplex on the property and will be required to meet the City's Affordable Housing guidelines. The applicant will improve the pedestrian access along the frontage and vehicular access will be to the rear of the property.

Councilwoman Horton asked what the requirement is for the City's Affordable Housing Guidelines. Ms. Istenes responded the visual quality of the types of materials used must add to the appearance. Staff and the applicant have agreed to adhere to these guidelines.

Councilman Jenson asked who is responsible for maintaining the alleyway and expressed his belief the City should have some responsibility in maintaining access to the alleyway. Dan Smith, Director of Public Works, responded that this information will be provided before the next meeting.

An opportunity was given for citizens to express their views.

John Watson, the applicant, was available for questions. Councilman Jenson expressed his belief it is beneficial to the City that the applicant intends to improve the property.

With no further appearances, the public hearing was declared closed.

14.5. Council Bill 2023-104 (McGull)

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. (By: SFC Real Estate LLC; 2202 N. Belcrest Avenue; Z-5-2023 w/COD #226.)

Councilman Lee recused himself from Council Bill 2023-104.

Susan Istenes, Director of Planning and Development, provided a brief overview of the proposed. Ms. Istenes noted the proposed would rezone approximately 9.45 acres of property located within the 2200 block of North Belcrest Avenue from Heavy manufacturing district, with Conditional Overlay District No. 163, to Highway commercial district, with Conditional Overlay District No. 226. Retail services are acceptable as supportive. She further noted access will be limited to North Belcrest Avenue.

An opportunity was given for citizens to express their views.

Ricky Haase, a representative of the developer, spoke in support of the proposed. Mr. Haase noted a neighborhood meeting was held with one in attendance. He further noted a traffic study was also conducted.

With no further appearances, the public hearing was declared closed.

Councilman Lee returned to the dais.

15. FIRST READING BILLS. It is anticipated that City Council will vote on this bill at the May 22, 2023, City Council Meeting.

Citizens May Speak. Not Anticipated To Be Voted On.

15.1. Council Bill 2023-105 (Carroll)

A special ordinance amending Special Ordinance 27775 to revise funding appropriated for continuing COVID-19 services; amending the budget for Fiscal Year 2022-2023 to reappropriate \$320,000 of the City's Coronavirus State and Local Fiscal Recovery Funds, established by the American Rescue Plan Act of 2021, from the Springfield-Greene County Health Department COVID-19 response fund to grant compliance assistance services; and authorizing the City Manager to enter into agreements with FORVIS, LLP, for the purpose of providing grant compliance services and subrecipient monitoring services for certain external entities receiving American Rescue Plan Act funds from or through the City to perform certain projects.

David Holtmann, Director of Finance, provided a brief overview of the proposed. Mr. Holtmann noted the proposed would allow \$320,000 of the funds appropriated for continuing COVID-19 services to be reallocated to enter into agreements with FORVIS, LLP, for the purpose of providing grant compliance services and subrecipient monitoring services.

Councilman Jenson asked for clarification of the total amount reallocated. Mr. Holtmann responded the proposed is for reallocation of \$320,000 and noted FORVIS, LLP, has expertise in this area.

Mayor Pro Tem Simpson noted the \$2.7 million is the grand total and not only for administrative expenses.

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

16. PETITIONS, REMONSTRANCES AND COMMUNICATIONS.

16.1. Brian Paschall wishes to address City Council. **APPEARED.**

Brian Paschall addressed City Council. Mr. Paschall expressed his belief that homelessness is an issue in the City. Mr. Paschall asked if the city could do anything to move individuals from encampments to a more productive environment. He expressed his belief the encampments are a safety concern.

Mayor McClure thanked Mr. Paschall for speaking.

16.2. Jeremy Dean wishes to address City Council. **APPEARED.**

Jeremy Dean addressed City Council. Mr. Dean noted his purpose in speaking was to advocate for the LGBTQ community. He expressed his belief this community has long faced discrimination. Mr. Dean asked City Council to make a public statement in support of the LGBTQ community. He noted this statement would send the message that the City is an inclusive place.

16.3. John Stinson wishes to address City Council. **APPEARED.**

Mr. Stinson addressed City Council. Mr. Stinson asked City Council to support the proposed administrative delay for Z-27-23 and requested that positions for the Plans and Policies Committee be filled prior to any decision being made for Z-27-23. Mr. Stinson asked City Council to vote no on the issue.

16.4. Donna Hemann wishes to address City Council. **APPEARED.**

Ms. Hemann addressed City Council. Ms. Hemann, President of the University Heights Neighborhood Association, welcomed the new Councilmembers. She asked that City Council honor the whole Comprehensive Plan. Ms. Hemann brought forth suggestions to modify zoning applications and processes, to continue working with neighborhood leaders, to continue to accept input, which is alignment with the Comprehensive Plan, and to strengthen trust. Ms. Hemann expressed her belief there could be an option to use the property as a park. She expressed her belief that the Mayor's intent would be to recuse himself from Z-27-23.

Mayor McClure noted that he obtained a legal opinion that he is not required by State Law or City Code to recuse himself from the Sunshine and National issue.

17. NEW BUSINESS.

17.1. The City Manager recommends the following appointment to the Airport Board: Monte McNew with term to expire June 1, 2026. **RECOMMENDED.**

17.2. The City Manager recommends the following reappointments to the Airport Board: Jamie Holstein and Dr. Andrea Weber with terms to expire June 1, 2026. **RECOMMENDED.**

18. UNFINISHED BUSINESS.

19. MISCELLANEOUS.

20. CONSENT AGENDA – FIRST READING BILLS. See Item #3. It is anticipated that City Council will vote on these bills at the May 22, 2023, City Council Meeting.

20.1. Council Bill 2023-106 (McGull)

A special ordinance authorizing the Director of Planning and Development to accept the dedication of public streets and easements to the City of Springfield, as shown on the Preliminary Plat of Perimeter Health Subdivision, generally located at 2828 North National Avenue, upon the applicant filing and recording a final plat that substantially

conforms to the preliminary plat; and authorizing the City Clerk to sign the final plat upon compliance with all the terms of this Ordinance.

20.2. Council Bill 2023-107 (Hosmer)

A special ordinance amending the budget of the Springfield Fire Department Fiscal Year 2022-2023 in the amount of \$30,000 to appropriate funds from the Fire Training Program Fund for expenses associated with the Fire Department Pre-Apprentice training program.

20.3. Council Bill 2023-108 (Lee)

A special ordinance authorizing the General Manager of City Utilities to enter into an agreement with Bank of America, N.A. to provide depository and related banking services to City Utilities of Springfield, Missouri.

20.4. Council Bill 2023-109 (Hardinger)

A special ordinance authorizing the General Manager of City Utilities to enter into an agreement with Central Bank to provide safekeeping services to City Utilities of Springfield, Missouri.

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

21.1. Council Bill 2023-110 (Hosmer) **ORDINANCE 27833**

A special ordinance authorizing the City Manager, or his designee, to enter into a Surface Transportation Block Grant Program Agreement with the Missouri Highways and Transportation Commission for the purpose of appropriating federal funds to partially reimburse the base salaries of up to seven City employees who work at the Transportation Management Center; and declaring that this council bill qualifies for approval in one reading.

Council Bill 2023-110 (Hosmer) was approved by the following vote: Ayes: Jenson, Horton, McGull, Simpson, Hosmer, Hardinger, Carroll, Lee, and McClure. Nays: None. Absent: None. Abstain: None.

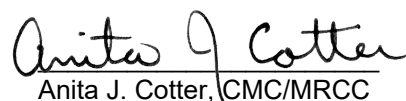
22. CONSENT AGENDA – SECOND READING BILLS.

23. END OF CONSENT AGENDA.

24. ADJOURN.

Mayor Pro Tem Simpson moved to adjourn. Councilwoman Horton seconded the motion, and it was approved by the following vote: Ayes: Jenson, Horton, McGull, Simpson, Hardinger, Carroll, Lee, and McClure. Nays: Hosmer. Absent: None. Abstain: None.

Prepared by Michelle Brown


Anita J. Cotter, CMC/MRCC
City Clerk