City of Springfield

Agenda

City Council

revised

Ken McClure, Mayor

Zone Councilmembers	General Councilmembers
Monica Horton, Zone 1	Heather Hardinger, General A
Abe McGull, Zone 2	Craig Hosmer, General B
Brandon Jenson, Zone 3	Callie Carroll, General C
Matthew Simpson, Zone 4	Derek Lee, General D

December 16, 2024	**6:30 PM**	**Regional Police-Fire Training Center** **2620 West Battlefield Road** **Room 101, 102, and 103**

Rules and procedures.

1. ROLL CALL.

2. APPROVAL OF MINUTES.

2.1. Approval of Minutes. November 4, 2024, and November 18, 2024, City Council Meeting, and November 5, 2024, November 12, 2024, November 19, 2024, December 3, 2024, and December 9, 2024, Special City Council Meeting.

3. FINALIZATION AND APPROVAL OF CONSENT AGENDAS.

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. Except Items 6.3 and 6.4. Citizens May Speak.

6.1. Council Bill 2024-257 (Hardinger)
A general ordinance amending special Ordinance 6863 to reallocate $100,000 appropriated to the Department of Planning and Development for the Housing and Urban Development (“HUD”) five-year consolidated plan to support housing and the remaining balance from the $50,000 appropriated to the HUD consolidated plan for fair housing to fund the Sunshine Street Corridor Plan.

6.2. Council Bill 2024-258 (McClure)

A special ordinance authorizing the City of Springfield, Missouri, to enter into an agreement with Anita J. Cotter for the purpose of employing her as City Clerk; authorizing payment of salary and benefits in accordance with the provisions of said agreement; and authorizing the Mayor to execute the same by and on behalf of the City of Springfield.

6.3. Substitute Council Bill 2024-264 (Simpson)
A special ordinance authorizing the City of Springfield, Missouri, to enter into an Interagency Agreement with the Department of Public Works for the purpose of obligating American Rescue Plan Act ("ARPA") funds for use in the Historic City Hall Renovation project for the not to exceed price of $4,584,190.00; and amending the Fiscal Year 2024-2025 budget.

6.4. Council Bill 2024-265 (McClure)
A special ordinance authorizing the City Manager, or designee, to enter into a Letter of Intent and Cost-Share Agreement with the United Soccer Leagues, LLC, in an amount not to exceed $75,000.00 to conduct feasibility studies and other research necessary to determine potential site details for the property located at 1109 East Trafficway Street.

7. RESOLUTIONS.

Citizens May Speak. May Be Voted On.

7.1. Council Bill 2024-266 (Lee)
A resolution authorizing the City Manager, or designee, to apply for up to $5,000,000 in grant funds from the United States Environmental Protection Agency Solid Waste Infrastructure for Recycling Grant Program to fund a new drop-off recycling center and infrastructure improvements across the Integrated Solid Waste Management System.

7.2. Council Bill 2024-267 (Jenson)
A resolution granting a new liquor license to sell liquor by the drink at retail, including Sunday sales, to Amezquita LLC, d/b/a La Cabana, for the location at 631 South Kimbrough Avenue.

7.3. Council Bill 2024-268 (Horton)
A resolution approving the issuance of multifamily housing revenue bonds by the Industrial Development Authority of the City of Springfield, Missouri, in an amount not to exceed $8,000,000, to finance the acquisition and construction of certain commercial housing facilities, to be named Sankofa Apartments, located in the City of Springfield, Missouri.

7.4. Council Bill 2024-269 (Hardinger, Hosmer, Carroll, Lee)
A resolution amending Resolution 10760, the "2024 City of Springfield City Council Priorities"

7.5. Council Bill 2024-270 (City Council)
A resolution appointing Collin Quigley as Interim City Manager.

7.6. Council Bill 2024-289 (Jenson)

A resolution initiating the rezoning of approximately 2.6 acres of property generally located at 1739, 1745, and 1755 South National Avenue; 1138 East University Street; and 1111, 1119, 1133, and 1141 East Sunshine Street from R-SF, Single-Family Residential District to GR, General Retail District and establishing Conditional Overlay District.

8. EMERGENCY BILLS.

9. PUBLIC IMPROVEMENTS.

10. GRANTS. Citizens May Speak. May Be Voted On.

10.1. Council Bill 2024-271 (Carroll)
A special ordinance authorizing the City Manager, or designee, to accept a State Homeland Security Grant Program grant to support the sustainment and operation of the Springfield Fire Department/Region-D Hazardous Materials Team, Technical Rescue Team, and Bomb Squad, with a combined value of $123,473.93; and declaring that this Ordinance qualifies for approval in one reading under City Charter Section 2.16(25).

11. AMENDED BILLS.

12. COUNCIL BILLS FOR PUBLIC HEARING.

Citizens May Speak. Not Anticipated To Be Voted On.

12.1. Council Bill 2024-272 (Horton, Jenson)
A general ordinance amending Section 1-9 of the Springfield City Code, ‘City Limits,’ and Section 46-1 of the Springfield City Code, ‘Boundaries of wards, precincts and council zones,’ for the purpose of annexing approximately 39.5 acres of private property, generally located on the north side 4000 block and 4069 West Republic Road, and including the private properties at 3803-3949 South Timbercreek, 3808-3990 South Jonathan, 3801-3880 South York, 4022-4050 West Wilderness, and 3956 West Farm Road 168, the right-of-way within the Evergreen Park, Evergreen Park-Replat of Lots 3-12, Evergreen Park-Administrative Replat of Lots 47-49, and The Dell Townhomes on Wire Road Subdivisions into the City of Springfield as Annexation A-5-2024.

12.2. Council Bill 2024-273 (McGull, Jenson)
A general ordinance amending Section 1-9 of the Springfield City Code, ‘City Limits,’ and Section 46-1 of the Springfield City Code, ‘Boundaries of wards, precincts and council zones,’ for the purpose of annexing approximately 49.35 acres of private property generally located at 2916, 2936, and 3040 West Republic Road; 4233 and 4268 South Hillcrest; 5601 and 5617 South Campbell Avenue; the north side 3900 block and 3929 East State Highway D; 3146, 3166, the south side 3100 block, and 3250 West Battlefield Road; 3501, 3533, 3535, and 3601 West Sunshine Street; and 1739 and 1747 South West Bypass into the City of Springfield as Annexation A-4-2024.

12.3. Council Bill 2024-274 (Simpson)
A general ordinance amending Section 1-9 of the Springfield City Code, ‘City Limits,’ and Section 46-1 of the Springfield City Code, ‘Boundaries of wards, precincts and

council zones,' for the purpose of annexing approximately 25.7 acres of private property generally located at 6116 South Farm Road 175, and a portion of South Farm Road adjacent to the property, into the City of Springfield as Annexation A-6-2024.

12.4. Council Bill 2024-275 (Jenson)
A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 16.5 acres of property generally located at 315 East Weaver Road from R-SF, Single-Family Residential District to HC, Highway Commercial District; establishing Conditional Overlay District No. 260; and adopting an updated Official Zoning Map. (By: Ward Weaver Property, LLC; 315 East Weaver Road; Z-24-2024 with Conditional Overlay District No. 260.)

12.5. Council Bill 2024-276 (Horton)
A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 1.3 acres of property generally located at 1910 West Division Street and 1455 North Wabash Avenue from GM, General Manufacturing District to HC, Highway Commercial District; and adopting an updated Official Zoning Map. (By: David Rensch; 1910 West Division Street and 1455 North Wabash Avenue; Z-27-2024.)

12.6. Council Bill 2024-277 (McGull)
A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 3 acres of property generally located at 1914 East Blaine Street from GM, General Manufacturing District to IC, Industrial Commercial District; and adopting an updated Official Zoning Map. (By: AVS Sunset, LLC; 1914 East Blaine Street; Z-28-2024.)

13. FIRST READING BILLS. Requiring One Reading. Citizens May Speak. May Be Voted On.

13.1. Council Bill 2024-278 (Jenson, Horton)
A special ordinance authorizing the City Manager, or designee, to enter into a Financial Assistance Agreement with the Missouri Department of Natural Resources for the purpose of accepting American Rescue Plan Act grant funds to support construction of stormwater infrastructure on Scenic Avenue from Catalpa Street to Sunshine Street in an amount not to exceed $1,552,994.09; amending the Fiscal Year 2024-2025 budget; and declaring that this Ordinance qualifies for approval in one reading pursuant to Section 2.16(25) of the City Charter.

13.2. Council Bill 2024-279 (Jenson, Horton)
A special ordinance authorizing the City Manager, or designee, to enter into a Financial Assistance Agreement with the Missouri Department of Natural Resources for the purpose of accepting American Rescue Plan Act grant funds to support construction of stormwater infrastructure on Scenic Avenue from Olive Street to Catalpa Street in an amount not to exceed $1,876,871.34; amending the Fiscal Year 2024-2025 budget; and declaring that this Ordinance qualifies for approval in one reading pursuant to Section 2.16(25) of the City Charter.

13.3. Council Bill 2024-280 (Jenson, Horton)

A special ordinance approving the plans and specifications for a project consisting of stormwater and sidewalk improvements along Scenic Avenue from Olive Street to Sunshine Street; accepting the bid of Hartman and Company, Inc. for construction of the project for the not to exceed price of $4,341,601.81; authorizing the City Manager, or designee, to enter into a contract with such bidder; and declaring that this Ordinance qualifies for approval in one reading pursuant to Section 2.16(25) of the City Charter.

14. FIRST READING BILLS. Requiring Two Readings.

Citizens May Speak. Not Anticipated To Be Voted On.

14.1. Council Bill 2024-281 (Carroll)

A special ordinance authorizing the City Manager, or designee, to accept the United States Department of Justice, Edward Byrne Memorial Justice Assistance Grant, in the amount of $179,612.00, and to enter into an interlocal agreement with Greene County outlining the division of the grant funds; and amending the budget for the Springfield Police Department for Fiscal Year 2024-2025 in the amount of $179,612.00.

14.2. Council Bill 2024-282 (Lee)

A general ordinance amending the Springfield City Code, Chapter 106 'Traffic and Vehicles,' Article VI, 'Stopping Standing and Parking,' Division 3, 'Method of Parking,' by amending section 106-300, 'Stopping, standing or parking prohibited in certain places;' amending the Springfield City Code, Chapter 106 'Traffic and Vehicles,' Article II, 'Administration and Enforcement,' Division 1, 'Generally,' by amending section 106-78. 'Police and fire department officials authorized to enforce traffic regulations and direct traffic;' and amending the Springfield City Code, Chapter 106 'Traffic and Vehicles,' Article II, 'Administration and Enforcement,' Division 2, 'Violations and Procedure Upon Arrest,' by amending section 106-95. 'Placing of citations on illegally parked vehicles; presumption of responsibility for violation,' and section 106-96 "Authority of persons appointed as conservators of the peace.'

14.3. Council Bill 2024-283 (Hosmer)

A general ordinance amending the Springfield City Code, Chapter 54, 'Fire Prevention and Protection,' Article II, 'Fire Prevention Code,' Section 54-32, 'Amendments and additions,' Section 903.4.1, relating to monitoring of sprinkler systems.

14.4. Council Bill 2024-284 (Horton)

A special ordinance approving the First Amended and Restated Redevelopment Plan for the 521 Boonville Redevelopment Area, which is generally located along the west side of North Boonville Avenue between West Tampa Street and West Phelps Street; 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; and authorizing certain tax abatement within the plan area.

14.5. Council Bill 2024-285 (McGull)

A special ordinance authorizing the City Manager, or designee, to enter into a Cost Share Agreement for Roadway Improvements with Springfield Underground, Inc. d/b/a Erlen Group for the not to exceed price of $2,271,377.57 to coordinate participation in

the cost of constructing improvements to LeCompte Road from Division Street north to the BNSF Railroad tracks, an extension of Eastgate Avenue north of Division Street, and a shared use path along Eastgate Avenue and LeCompte Road.

14.6. Council Bill 2024-286 (Horton)
A special ordinance authorizing the City Manager, or designee, to enter into an agreement with BNSF Railway Company ("BNSF") for the purpose of accepting funds not to exceed $40,000 for evaluating the feasibility of proceeding with additional services to raise the Jefferson Avenue Footbridge as part of the Rehabilitation of the Jefferson Avenue Footbridge project; and approving a budget adjustment amending the Fiscal Year 2024-2025 budget of the Department of Public Works in the amount of $40,000 to appropriate the BNSF Railway funds for design services.

15. PETITIONS, REMONSTRANCES AND COMMUNICATIONS.

15.1. Tim Havens wishes to address City Council.

15.2. Josh Fox wishes to address City Council.

16. NEW BUSINESS.

16.1. The Mayor recommends the following reappointments to the Springfield Convention & Visitors Bureau, Inc.: Missy Handyside, Callie Linville, and Tim Rosenbury, with terms to expire January 1, 2028.

16.2. The Public Involvement Committee recommends the following appointment to the Citizens' Tax Oversight Committee: Daniel Furtak with term to expire May 1, 2025.

16.3. The Public Involvement Committee recommends the following appointment to the Citizens' Tax Oversight Committee: Sheila Wright with term to expire May 1, 2027.

16.4. The Public Involvement Committee recommends the following reappointment to the Landmarks Board: Nicole Falconer with term to expire November 1, 2027.

16.5. The Public Involvement Committee recommends the following reappointment to the Planning and Zoning Commission: Randall Doennig with term to expire January 1, 2028.

16.6. The Public Involvement Committee recommends the following reappointments to the Planning and Zoning Commission: Dan Scott and Carl Knuckles, with terms to expire January 1, 2027.

16.7. The Public Involvement Committee recommends the following reappointments to the Planning and Zoning Commission: Chris LeBeck and Bruce Colony, with terms to expire January 1, 2026.

16.8. The Public Involvement Committee recommends the following appointment to the Planning and Zoning Commission: Layne Hunton with term to expire January 1, 2028.

17. UNFINISHED BUSINESS.

18. MISCELLANEOUS.

19. CONSENT AGENDA – FIRST READING BILLS.

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

20.1. Council Bill 2024-287 (Hardinger)
A special ordinance authorizing the City Manager, or designee, to accept grant funds in the amount of $9,200 from a Show Me Zero Grant through the Missouri Highways and Transportation Commission to support the City's current pedestrian safety education program known as "SGF Yields" and enter into a Show Me Zero Program Agreement; amending the budget of the Department of Public Works for Fiscal Year 2024-2025 in the amount of $9,200 upon award of the grant; and declaring that this Ordinance qualifies as a one-reading bill pursuant to Section 2.16(25) of the City Charter.

20.2. Council Bill 2024-288 (Hardinger)
A resolution authorizing the City Manager, or designee, to apply for up to $30,000 in grant funds from Missouri Department of Natural Resources Solid Waste Management District "O" to fund recycling, donation, and repair events for waste diversion activities.

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

21.1. Council Bill 2024-260 (McClure)
A special ordinance authorizing the City Manager, or designee, to accept grant funds from the Musgrave Foundation, in the amount of $10,000, for the benefit and use of the Mayor's Commission for Children to help further the mission of the Commission in the upcoming year.

21.2. Council Bill 2024-261 (Simpson)
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 Jack Henry Subdivision, generally located at 3725 East Battlefield Road, upon the applicant filing and recording a final plat that substantially conforms to the preliminary plat; and authorizing the City Clerk to sign the final plat upon compliance with all the terms of this Ordinance.

21.3. Confirm the following appointments to the Board of Public Utilities: Jeffery Shore, Ryan Kruger, and Ryan Mooney, with terms to expire December 1, 2027.

21.4. Confirm the following reappointments to the Board of Public Utilities: Dr. Alina Lehnert and Steve Edwards, with terms to expire December 1, 2027.

22. END OF CONSENT AGENDA.

23. ADJOURN.

City of Springfield

Minutes

City Council

Ken McClure, Mayor

Zone Councilmembers	**General Councilmembers**
Monica Horton, Zone 1	Heather Hardinger, General A
Abe McGull, Zone 2	Craig Hosmer, General B
Brandon Jenson, Zone 3	Callie Carroll, General C
Matthew Simpson, Zone 4	Derek Lee, General D

November 4, 2024	**6:30 PM**	**Regional Police-Fire Training Center 2620 West Battlefield Road Room 101, 102, and 103**

1. ROLL CALL.

Present: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Absent: None.

Mayor McClure noted staff were watching the weather in case of an emergency. He reviewed the protocol in case of a weather emergency.

2. APPROVAL OF MINUTES.

2.1. Approval of Minutes. October 21, 2024, City Council Meeting, October 8, 2024, Special City Council Meeting, October 18, 2024, Special City Council Meeting, October 22, 2024, Special City Council Meeting, and October 29, 2024, Special City Council Meeting.

Mayor Pro Tem Simpson moved to approve the October 21, 2024, City Council Meeting, October 8, 2024, Special City Council Meeting, October 18, 2024, Special City Council Meeting, October 22, 2024, Special City Council Meeting, and October 29, 2024, Special City Council Meeting minutes as presented. Councilmember Horton seconded the motion, and it was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

3. FINALIZATION AND APPROVAL OF CONSENT AGENDAS.

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

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

4. CEREMONIAL MATTERS.

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

Jason Gage, City Manager, reminded everyone to vote on November 5. He noted polls were open from 6:00 a.m. to 7:00 p.m.

Mr. Gage noted the Ozarks Alliance to End Homelessness provided a presentation at the last City Council luncheon and noted a decline of nearly 17 percent of homeless persons served in Springfield from 2021 to 2023. He further noted they reported the estimate of homeless persons in the United States increased by approximately 13 percent during this time frame.

Mr. Gage noted Mayor McClure’s final Mayor’s Tree Lighting and Holiday Show would begin at 6:00 p.m. on November 23 on Park Central Square.

Mr. Gage noted Police Chaplains Jack McCormick and Glynn Hall were awarded the President's Volunteer Service Lifetime Achievement Award, and Chaplains Brandon Gardner and the Handicapped Enforcement Action Team volunteers Danny Mullen, David Rendall, and Joe Ferwass were awarded the President's Volunteer Service Bronze Award. He added Jack McCormack and Glynn Hall also received this award.

Mr. Gage noted Superintendent of Special Facilities Matt Coats and Parks Conservation Coordinator Caleb Sanders were recently awarded the Southwest Region Partnership Award by the Missouri Department of Conservation. The award recognized individuals for their collaborative support of conservation initiatives and included the successful administration of grant-funded conservation projects. Mr. Gage congratulated Mr. Coats and Mr. Sanders on their achievement.

Mr. Gage noted Assistant Director of Parks Kim Reser was recently elected as a fellow and inducted into the American Academy for Park and Recreation Administration.

Mr. Gage noted Professional Engineer Grady Porter was selected to be part of the Institute of Transportation Engineers' 11th class of the Leadership ITE Program. This program selects motivated individuals who have shown leadership in the transportation profession to take part in a high-level program only offered to approximately 25 individuals nationwide each year.

Mr. Gage noted Mayor Ken McClure, Director of Aviation Brian Weiler, and Police Chief Paul Williams were all included on Biz 417's 2024 Biz 100 list, which recognized those who influenced the future of Southwest Missouri through their businesses and leadership. Those who made the list will be honored at the Biz 100 Party on November 13.

Councilmember McGull asked for an update on plans for cold weather shelters in the upcoming months. Mr. Gage responded the update would be provided.

Chief Williams provided a Police Department update. Chief Williams provided an update on data from the National Incident Based Reporting System. He noted Crimes Against Persons was flat and Crimes Against Society was up significantly with an increase of 19 percent. Chief Williams reported crime had trended downward across all areas over the last four years. He noted there was an approximately 34 percent decrease in Crimes Against Property over the past four years, with significant efforts in combating auto theft. He expressed his belief the efforts in crime reduction were indicative of the increased enforcement investigative efforts, and the cooperation of the public in education and crime prevention campaigns.

Chief Williams provided an update on Crimes Against Society. He noted narcotics violations and drug equipment violations were up significantly. He added the Police Department was doing a good job seizing large shipments. He added the opioid, methamphetamine, and cocaine issues continued. Chief Williams noted Crimes Against Property showed a 2 percent decrease overall. He further noted shoplifting had increased by approximately 31.3 percent, and motor vehicle theft had decreased by approximately 23 percent. Chief Williams noted the Police Department partnered with Kia and Hyundai vehicle manufacturers to provide steering wheel locks and to provide education for keeping vehicles safe. He added they were working with retailers to make sure the shoplifting trend could be reversed.

Chief Williams provided an update on Crimes Against Persons. He highlighted aggravated assault and homicide, both of which had decreased. Chief Williams noted a decrease in injuries from firearms had a positive effect on decreasing the numbers. He added 90 percent of homicides last year were gun related. Chief Williams noted there was an average of approximately 25 municipal prisoners. He added the numbers had slowed recently due to working on outstanding municipal warrants. Chief Williams noted the year showed a decrease in shots fired calls and injuries from firearms. He further noted an education campaign was provided in efforts to decrease the numbers.

Chief Williams noted there had been a decrease in traffic citations due to retirements in the unit. He added the issues being focused on were speeding, vehicle registration, and

insurance. He further noted the number of miles each Police Officer drives per shift was an average of approximately 76 miles. Chief Williams noted the Drone Unit averaged approximately 60 to 70 deployments per month. He added drones had been successfully used to clear large buildings.

Chief Williams provided a staffing update. He noted there were 47 Sworn Officer vacancies, which had been consistent through the year. He further noted the current Police Academy class had 18 in the class. Chief Williams added four officers were rehired, five retirees were reinstated, and three former retired officers were rehired as lateral officers. Chief Williams noted there were currently 2 vacancies for Police Service Representatives. He added the time frame was shortened for hiring.

Mayor McClure thanked Chief Williams for the report and noted he was pleased with the numbers on gun violence. Mayor McClure noted one proposal for the upcoming Legislative Priorities was that Missouri Law be consistent with Federal Law regarding possession of handguns by minors. Chief Williams noted the issue of those between the ages of 14 and 18 with handguns continued to drive some of the gun and crime problems. He added the lack of State Statute to be able to seize the firearm was an issue.

Councilmember Jenson noted he would like to see a more systematic approach to the data brought forward by Chief Williams. He asked for data regarding the pipeline of enforcement to understand how crime was occurring, recidivism, and how cases moved through the system. Chief Williams responded recidivism was not tracked. He added calls for service and calls which result in reports could be provided. Chief Williams noted data could be difficult to provide due to cases taking years to be finalized, and could not be annually tracked.

Councilmember Hosmer asked if the number of companion citations that go with failure to register citations were tracked. Chief Williams responded a hand count may be needed to track the information. Councilmember Hosmer asked if everyone who was arrested was taken to the jail and if the number of offenders who were booked and released could be provided. Chief Williams responded everyone arrested was taken to jail, and the sheriff would have to provide the other information.

6. SECOND READING AND FINAL PASSAGE.

Citizens Have Spoken. May Be Voted On.

6.1. Council Bill 2024-215 (Horton)

A special ordinance to establish and define Sanitary Sewer District No. 222 of Section No. 16 of the main sewers of the City of Springfield, Missouri, located in the general vicinity of Miller Avenue and Mt. Vernon Street; authorizing acquisition of necessary right-of-way, including condemnation thereof, in accordance with the laws of the state; adopting the plans and specifications for the project; providing for the improvement; and authorizing the city manager to advertise for sealed bids therefor, according to the plans and specifications, by publication.

Ordinance 28056. Council Bill 2024-215 (Horton) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

6.2. Council Bill 2024-216 (Hardinger)

A special ordinance authorizing the City Manager, or designee, to enter into an agreement with the State of Missouri Department of Economic Development to accept $3,500,000 of state General Revenue Funds appropriated by the Missouri General Assembly to support maintenance and improvements to Hammons Field; and amending the budget for Fiscal Year 2024-2025 to appropriate funds for maintenance and improvements to Hammons Field.

Ordinance 28057. Council Bill 2024-216 (Hardinger) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

6.3. Council Bill 2024-217 (Lee)

A general ordinance amending the Springfield City Code, Section 2-92, known as the "Salary Ordinance," to add a provision for a shift differential for certain employees working in the Springfield-Greene County 9-1-1 Emergency Communications Department; and by adding the new job title of Health Support Services Supervisor and salary grade of PAT-6 to the Classifications of the Professional, Administrative and Technical Schedule.

Ordinance 6888. Council Bill 2024-217 (Lee) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

7. RESOLUTIONS.

Citizens May Speak. May Be Voted On.

7.1. Council Bill 2024-219 (Lee)

A resolution authorizing the City Manager, or designee, to apply for up to $5,000,000 in grant funds from the United States Department of Housing and Urban Development Continuum of Care Builds Grant Program, to assist in developing a specific permanent supportive housing project aimed at benefiting chronically homeless individuals.

Bob Jones, Grants Administrator, provided a brief overview of the proposed. Mr. Jones noted the proposed would allow the City to apply for the United States Department of Housing and Urban Development (HUD) Continuum of Care Builds grant for up to $5 million to develop a permanent supportive housing project to address chronic homelessness. He further noted the grant was a a unique competitive funding opportunity aimed at helping communities reduce chronic homelessness. He added the funding would cover capital costs for the development of

permanent supportive housing. Mr. Jones noted The Kitchen, Inc., was the only local organization to respond, and the funding would support the development of Maplewood Villas Phase 3, a 32-unit affordable development targeting those aged 55 and older. He added, if awarded, HUD would directly provide the funds to The Kitchen, Inc.

An opportunity was given for citizens to express their views.

Brandon Dake did not appear to address City Council.

Meleah Spencer, CEO of The Kitchen, Inc., spoke in support of the proposed. Ms. Spencer noted the new grant opportunity would be vital to addressing the issue of homelessness in the community. She added the two main goals of the program were to increase housing opportunities and to encourage collaboration between housing providers, healthcare organizations, and social service agencies.

Councilmember Horton thanked Ms. Spencer for attending and asked if there was an anticipated location for Maplewood Villas 3. Ms. Spencer responded there were a couple of options. She added the location would be determined by the time of the application and would be in close proximity to the current Maplewood Villas locations.

Councilmember Jenson expressed his appreciation for The Kitchen, Inc. He asked how often these funding opportunities occur. Ms. Spencer responded this was the first opportunity for this specific opportunity. Councilmember Jenson expressed his belief the City could not eliminate the housing crisis with funding that provided for 30 to 50 units at a time. He asked if a more flexible local funding source would generate a greater impact. Ms. Spencer responded affirmatively and noted federal funding could be restrictive.

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

Resolution 10790. Council Bill 2024-219 (Lee) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

7.2. Council Bill 2024-220 (Jenson)
A resolution granting a Short-Term Rental Type 2 permit for the property generally located at 507 West Ildereen 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.

Bob Hosmer, Planning Manager, provided a brief overview of the proposed. Mr. Hosmer noted the short-term rental process began with a neighborhood meeting process for those within 500 feet of the proposed. Mr. Hosmer further noted four people attended the neighborhood meeting, and 50 percent of the necessary signatures were obtained. He added 55 percent was required. Mr. Hosmer noted the applicant was identified through software as operating a short-term rental without a license, and the applicant had not paid any Hotel/Motel Tax for the dates booked from July 2023 to March 2024.

Mayor McClure asked the impact of the applicant not paying taxes. Mr. Gage responded the applicant would be operating illegally without a license or taxes paid.

Councilmember Hosmer asked the consequences for operating illegally in the City. He expressed his belief those who violate the law were not held to the same standard as those who operated legally. Mr. Gage noted there was not an obligation for taxes until recently. He added they were also recently able to identify violators through new software. Mr. Gage noted staff would not issue a business license until the taxes were paid. He added it would be a City Council decision on whether to approve the short-term rental. Jordan Paul, City Attorney, noted the appeal was in place to present the information to City Council, and it was their discretion on whether to approve the appeal based on the information provided. David Holtmann, Director of Finance, responded a business license would not be issued until the taxes were paid.

Councilmember Horton noted the explanation stated if approved, all other requirements of the section in the Code of the zoning ordinance must be met. She expressed her interest in knowing if the applicant had any intention on paying the back taxes.

Mayor Pro Tem Simpson noted City Council had asked for enforcement and the recent round of an increase in appeals was the direct result of this enforcement. He further noted back taxes would need to be paid before a license would be issued.

An opportunity was given for citizens to express their views.

Drew Barrett, a representative of the applicant, spoke in support of the proposed. Mr. Barrett noted the taxes could be paid. He added they would need to be compiled, and an amount owed would be needed.

Councilmember McGull asked if the City gave an amount to be paid and requested payment at the time of application. Steve Childers, Director of Planning and Development, responded the applicant's tax status was included in the staff report. A letter was sent to the applicant notifying them of any violation. He added the exact amount of taxes owed was not known. Mr. Holtmann noted a report for each month was to be filled out by the applicant reporting the number of nights times their rate times the tax. He added this amount was what the Finance Department would expect to be remitted. Councilmember McGull asked if there was anything in our ordinances that required paying back taxes to run a short-term rental. Mr. Jordan responded the short-term rental ordinance required an applicant to be in compliance with the code. Mr. Gage noted the ordinance would not prevent the application from moving forward to be considered. If approved, enforcement and compliance with the Code would be needed.

Councilmember Jenson expressed his struggle with short-term rentals reducing the number of units available for those that live here. He asked the applicant why they pursued a short-term rental. Mr. Barrett responded their property was damaged by long-term renters. He added with a short-term rental, they viewed the property several times per week and were more in control of the property.

Councilmember Horton asked Mr. Barrett if he knew what the tax rate was and how to calculate what was owed. Mr. Barrett responded he did not. Councilmember Horton responded some education may be needed and asked Mr. Barrett if they intended on bringing the taxes current. He responded affirmatively.

Councilmember Hosmer asked if the applicant had any other short-term rentals. Mr. Barrett responded the next proposed short-term rental on the meeting agenda, and one other. He noted the third short-term rental was on Walnut Street, and the license was in good standing. Councilmember Hosmer asked how long the short-term rentals had been in operation. Mr. Barrett responded approximately one year.

Mayor Pro Tem Simpson noted this was the first case of this type. He further noted the law was clear the applicant had to have paid their taxes and met other Code requirements before a permit could be granted. He expressed his belief the application was incomplete, and it would not be appropriate to decide.

Mayor Pro Tem Simpson moved to postpone Council Bill 2024-220 (Jenson) until the November 18, 2024, City Council meeting. Councilmember Carroll seconded the motion, and it was discussed.

Councilmember Lee noted the proposed would no longer be in compliance if the Short-Term Rental Amendments passed first. He expressed his belief that applicants were following what they were asked to do, which was to become compliant. Councilmember Lee asked that City Council know whether the short-term rentals would be eligible under the new regulations if they pass.

Councilmember Hosmer asked if the proposed could be considered before the proposed Short-Term Rental Amendment if postponed. Anita Cotter, City Clerk, responded the agenda would have to be taken out of order at the next meeting.

The motion to postpone Council Bill 2024-220 until the November 18, 2024, City Council Meeting was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, and Mayor McClure. Nays: Councilmember Lee. Absent: None. Abstain: None.

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

7.3. Council Bill 2024-221 (Jenson)
A resolution granting a Short-Term Rental Type 2 permit for the property generally located at 912 South Nettleton 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.

Bob Hosmer, Planning Manager, provided a brief overview of the proposed. He noted the proposed was the same situation as the previous council bill.

Mayor Pro Tem Simpson moved to postpone Council Bill 2024-221 (Jenson) until the November 18, 2024, City Council meeting. Councilmember Carroll seconded the motion, and discussion continued.

Councilmember Lee addressed the applicant's representative. He noted if the taxes weren't paid in the next two weeks, the proposed may not be approved. Councilmember Lee

suggested the applicant coordinate with the Planning and Development Department.

The motion to postpone Council Bill 2024-221 until the November 18, 2024, City Council Meeting was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, and Mayor McClure. Nays: Councilmember Lee. Absent: None. Abstain: None.

7.4. Council Bill 2024-222 (McClure)
A resolution adopting the City of Springfield's Legislative Priorities for 2025.

Jason Gage, City Manager, provided a brief overview of the proposed. Mr. Gage noted the proposed was reviewed annually. He further noted one of the purposes for the priorities was to provide guidance to City Council and to stay within that guidance as City Council chooses to support or not support items at the State Legislature. He added this could apply to federal items as well. Mr. Gage noted ther priorities were divided by General and Specific priorities. He noted general priorities included retaining local control, state legislation regarding issues outside the City would not apply, promotion of public safety, promotion of economic vitality, and promotion of fiscal responsibility. Mr. Gage added the promotion of quality of place items would also be included. Mr. Gage noted these items could be addressed in the next couple of sessions.

Mr. Gage further noted specific priorities that could be addressed included public safety. He added this would include dealing with mental illness and funding mental health services. He further noted this would include funding for pretrial witness protection, rape kit testing, and sexual assault reduction. Mr. Gage noted the second part would be specific to efforts to reduce gun violence in the community. He added this included amending state law to match federal law regarding possession of handguns by minors.

Mr. Gage noted there was success in the previous Land Bank legislation. He further noted a request to standardize language would be included and legislation to limit refinancing and cap the amount of interest that could be charged for payday loans and car title companies would be the same as prior years. Mr. Gage added the City would ask the following for Municipal Court: reinstate the Failure to Appear in Court for Traffic Violation; support legislation to clearly allow courts the ability to utilize bench warrants for defendants that fail to abide b the judgment of the court; and support language to allow municipal courts that utilize community service in lieu of traditional sentencing to obtain program cost recovery from non-indigent probationers and limit municipal liability for these programs. Mr. Gage added chronic property nuisances would allow a single, one-year notice for the abatement of tall grass and weed nuisances, allowing violation notices to be sent only to the property owner and allow for flexible notice mailing alternatives such as Fed Ex or UPS, as long as the recipient's signature was required. He noted language for dangerous buildings would remain the same. Mr. Gage further noted the City would ask the General Assembly to invest in community mental health services.

Mr. Gage noted there would be no change to the Home-based Business Law language or Transportation Development Districts. The City would ask that Video Lottery Terminals be lawfully defined as illegal gambling devices under State law and for State law to be amended to enhance the ability of cities to apply the voluntarily annexation process. Mr. Gage noted it

would be asked that everything possible be done to ensure vehicle owners register and license vehicles on time. He added the City would ask to ban or heavily regulate over-the-counter sales and use of hemp-derived Tetrahydrocannabinol (THC) infused products. Mr. Gage noted the City would ask the General Assembly and Missouri Highways and Transportation Commission to fully fund all projects and program requests contained within the Ozarks Transportation Organization's multi-year transportation improvement program.

Mayor McClure noted this was consistent with the October 15 City Council Luncheon discussion regarding the priorities.

Councilmember Hosmer asked the reason for the delay in processing rape kits given City Council appropriated funds a few years ago for rape kit testing. Chief Williams responded there were no backlog sexual assault kits in the City. He added the 239 that were unprocessed were current active cases working their way through the system. He noted those had all been submitted to the crime lab for testing. Chief Williams further noted the waiting time was a State Crime Lab issue. He noted current cases were required to go to the State Lab by statute.

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

Resolution 10791. Council Bill 2024-222 (McClure) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

8. EMERGENCY BILLS.

9. PUBLIC IMPROVEMENTS.

10. GRANTS.

Citizens May Speak. May Be Voted On.

10.1. Council Bill 2024-223 (Carroll)

A special ordinance authorizing the City Manager, or designee, to apply for and accept up to $500,000 in grant funds from the United States Environmental Protection Agency for the Community-wide Assessment Grants program, to address sites contaminated by, or potentially contaminated by, hazardous substances, pollutants, contaminants, or petroleum, to prepare these sites for cleanup and productive reuse.

Amanda Ohlensehlen, Director of Economic Vitality and Workforce Development, provided a brief overview of the proposed. Ms. Ohlensehlen noted the proposed would allow for application for a $500,000 grant through the Environmental Protection Agency's Community-Wide Assessment Program to provide an opportunity for assessment of sites that were potentially contaminated, and plan for sustainable and reuse and reinvestment to support the economy and create jobs. She further noted the program would help to address environmental, legal, and fiscal challenges that Brownfield's properties may face. Ms. Ohlensehlen added if selected for the grant, targeted areas would include sites north of Commercial Street on Chase Street in the Woodland Heights neighborhood, and College Street in the West Central neighborhood for remediation of the sites and support for new infrastructure projects and redevelopment.

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

Ordinance 28058. Council Bill 2024-223 (Carroll) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

10.2. Council Bill 2024-224 (Hardinger)
A special ordinance authorizing the City Manager, or designee, to accept Epidemiology and Laboratory Capacity Enhancing Detection Expansion grant funds in the amount of $596,733 from the Federal Department of Health and Human Services Centers for Disease Control and Prevention, through the Missouri Department of Health and Senior Services for use by the Springfield-Greene County Health Department to provide a regional communicable disease response team and to enter into necessary agreements to carry out the grant; amending the Fiscal Year 2024-2025 budget in the amount of $596,733 to appropriate the additional grant funds; and declaring this Ordinance qualifies for approval in one reading under City Charter Section 2.16(25).

Jon Mooney, Assistant Director of Health, provided a brief overview of the proposed. Mr. Mooney noted the proposed would allow acceptance of funding from the Centers for Disease Control to be passed through the Missouri Department of Health and Senior Services for development of a pilot project to stand up a regional team to control communicable diseases in Region D in southwest Missouri. He added the team would consist of three nurses, three communicable disease specialists, a data analyst, a communication specialist, and a coordinator. Mr. Mooney further noted the intent of the team would be to work with local public health agencies and hospitals through the region to be effective at controlling communicable diseases. He added there were approximately 120 reportable conditions to public health that required public health action. These included E. coli, measles, mumps, and hepatitis A. Mr. Mooney noted they would work with the Missouri Department of Health and Senior Services to evaluate the effectiveness of the project with the goal of a sustainable path forward for statewide implementation.

Councilmember McGull asked if the team would be ongoing. Mr. Mooney responded affirmatively. He noted there was a shortage of communicable disease professionals. Councilmember McGull asked about the chain of command structure. Mr. Mooney responded the team would be employed by the Health Department, with much direction coming from the

State Department of Health.

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

Ordinance 28059. Council Bill 2024-224 (Hardinger) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

11. AMENDED BILLS.

12. COUNCIL BILLS FOR PUBLIC HEARING.

Citizens May Speak. Not Anticipated To Be Voted On.

12.1. Council Bill 2024-225 (McGull)

A general ordinance amending General Ordinance No. 3645, as amended, establishing Urban Conservation District No. 2, generally referred to as the Rountree Urban Conservation District, Section 4 - Subarea A through D Regulations, Subarea D, to allow general office conversions as a permitted use in accordance with use-specific standards; and amending Subarea B, a. Build-to-Line, to allow for a minimum of fifteen (15) feet from the Primary Street.

Michael Sparlin, Senior City Planner, provided a brief overview of the proposed. Mr. Sparlin noted the proposed was a request to amend the Rountree Urban Conservation District subarea B and D. He further noted subarea B proposed a line to be shifted from 30 feet to 15 feet on the primary street, and subarea D would add general office conversion as a permitted use. Mr. Sparlin further noted subarea B was along National Avenue within the district. He added it would be consistent with subarea A, facilitate development by allowing space for parking, bufferyard, and landscaping, and reduce the tower effect. Mr. Sparlin noted the amendment to subarea D would only be allowed in existing single-family dwellings, and no exterior alterations that change the single-family character would be allowed.

Councilmember Lee asked if the build to line was moved in response to a specific development. Mr. Sparlin responded a property owner within the area was reviewing long-term redevelopment of the property. Councilmember Lee asked how many developments were allowed to move forward without going through rezoning or a text amendment. Mr. Sparlin responded this would be reviewed.

Councilmember Hosmer asked if subarea D was limited to existing single-family homes. Mr. Sparlin responded affirmatively. He expressed his belief general office would make sense with the existing single-family structures. Councilmember Hosmer asked if the neighborhood association was supportive of that change. Mr. Sparlin responded affirmatively.

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

12.2. Council Bill 2024-226 (Horton)
A special ordinance vacating the 400 block of West Hovey Street upon the occurrence of certain conditions. (By: General Council of Assemblies of God; 400 block of West Hovey Street; Vacation No. 841).

Council Bill 2024-226, 2024-227, and 2024-228 were read together. Summary was recorded under Council Bill 2024-228.

12.3. Council Bill 2024-227 (Horton)
A special ordinance vacating a portion of public right-of-way located at 1475 North Campbell Avenue, between the 400 block of West Division Street and West Hovey Street, upon the occurrence of certain conditions. (By: General Council of Assemblies of God; 1475 North Campbell Avenue; Vacation No. 840).

Council Bill 2024-226, 2024-227, and 2024-228 were read together. Summary was recorded under Council Bill 2024-228.

12.4. Council Bill 2024-228 (Horton)
A special ordinance vacating a portion of an east/west alley located between the 400 block of West Division Street and West Hovey Street upon the occurrence of certain conditions. (By: General Council of Assemblies of God; 431 & 435 West Hovey Street & 1475 North Campbell Avenue; Vacation No. 839).

Council Bill 2024-226, 2024-227, and 2024-228 were read together. Summary was recorded under Council Bill 2024-228.

Andrew Menke, Senior City Planner, provided a brief overview of the proposed. Mr. Menke noted the proposed was a request to vacate three portions of right-of-way in preparation for the development of the new Pipkin Middle School. Mr. Menke further noted Vacation 839, a portion of an east/west alley between Hovey Street and Division Street, was platted in 1891. He added there were public utilities within the easement that would need to be relocated or abandoned or placed within an easement prior to the vacation occurring. Mr. Menke noted Vacation 840 was a portion of a driveway between the alley and Hovey Street, which was dedicated in 1986 and had no known utilities within it. Mr. Menke further noted Vacation 841 was the 400 block of Hovey Street. He added all utility services would need to be relocated, abandoned, or placed within a replacement easement prior to the vacation. He further noted a fire apparatus turnaround would need to be constructed on the east end of Hovey Street, an application for an administrative replant approved, appropriate sight triangles dedicated, and all public improvements constructed on the perimeter of the site.

An opportunity was given for citizens to express their views.

Ricky Haase, a representative of the applicant, spoke in support of the proposed. Mr. Haase noted the project was on schedule to have design completed in January. He added they planned to dead end the alleyway, and dead-end Hovey Street with a turnaround for fire.

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

12.5. Council Bill 2024-229 (Jenson)

A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 5.4 acres of property generally located at 817 West El Camino Alto Drive from R-LD, Low-Density Multi-Family Residential District, with Conditional Overlay District 214, to O-1, Office District; establishing Conditional Overlay District No. 261; and adopting an updated Official Zoning Map. (By: Ridge HZ55, LLC; 817 West El Camino Alto Drive; Z-26-2024 with Conditional Overlay District No. 261).

Councilmember Carroll, Councilmember Lee, and Mayor McClure recused themselves from Council Bill 2024-229 and left the dais. Mayor Pro Tem Simpson assumed the chair.

Daniel Neal, Senior City Planner, provided a brief overview of the proposed. Mr. Neal noted the proposed was to restart a rezoning to allow for a senior living facility. He further noted there was a meeting with the neighborhood to recommend some restrictions that included additional evergreen bufferyard, a maximum of one-story to the building, and no amenities within 400 feet of the west property line. Mr. Neal noted the proposed was located in the city corridor placetype, which allowed for Office District.

An opportunity was given for citizens to express their views.

Lillie Bodeen, a representative of the owner and engineer for the project, spoke in support of the proposed. Ms. Bodeen noted all good faith efforts would be put into maintaining the landscape buffer, and 8 of the 9 in attendance at the neighborhood meeting expressed support for the proposed.

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

Councilmember Carroll, Councilmember Lee, and Mayor McClure returned to the dais. Mayor McClure resumed the chair.

13. FIRST READING BILLS. Requiring One Reading.

Citizens May Speak. May Be Voted On.

13.1. Council Bill 2024-230 (Hosmer)

A special ordinance authorizing the City Manager, or designee, to enter into an agreement with the Missouri Department of Natural Resources for the purpose of accepting American Rescue Plan Act grant funds to support construction of stormwater infrastructure on Pacific Street from Colgate Avenue to Golden Avenue in the amount of $477,924.14; amending the Fiscal Year 2024-2025 budget; and declaring that this Ordinance qualifies for approval in one reading pursuant to Section 2.16(25) of the City Charter.

Dan Smith, Director of Public Works, provided a brief overview of the proposed. Mr. Smith noted the proposed was one of several American Rescue Plan Act (ARPA) projects that were applied for. He further noted they had received approximately $17 million, which was utilized for several projects. Mr. Smith added the proposed would bring in $477,000, which would be matched with 1/4-cent and 1/8-cent funds, as well as some green infrastructure funds from Environmental Services. The proposed would allow the City to enter into the agreement.

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

Ordinance 28060. Council Bill 2024-230 (Hosmer) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

13.2. Council Bill 2024-231 (Horton)

A special ordinance approving the plans and specifications for the American Rescue Plan Act Sidewalk and Stormwater Improvements to West Pacific Street from North Golden Avenue to Colgate Avenue Project; accepting the bid of $604,967.27, from Radmacher Brothers Excavating Co. for construction of the Project; authorizing the City Manager, or designee, to enter into an agreement with such bidder; and declaring that this Ordinance qualifies for approval in one reading pursuant to Section 2.16(25) of the City Charter.

Dan Smith, Director of Public Works, provided a brief overview of the proposed. Mr. Smith noted the proposed would allow acceptance of the bid to provide for stormwater and water quality improvements along Pacific Avenue and crossing Golden Avenue. He added the project received three bids, and the low bid was from Radmacher Brothers for just under $605,000.

Mayor Pro Tem Simpson complimented the team on receiving a bid at 35 percent below the engineer's estimate.

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

Ordinance 28061. Council Bill 2024-231 (Horton) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

14. FIRST READING BILLS. Requiring Two Readings.

Citizens May Speak. Not Anticipated To Be Voted On.

14.1. Council Bill 2024-232 (Hardinger)

A special ordinance authorizing the City of Springfield, Missouri, through the City Manager, or designee, to enter into a Master Equipment Lease Purchase Agreement and related Schedule of Equipment, the proceeds of which will be used to pay the costs of acquiring and installing equipment for the City’s Parks Department and to do all things necessary to carry out the lease-purchase transaction, including the execution of certain documents in connection therewith; and amending the budget of the City for Fiscal Year 2024-2025 in the amount of $685,940.

David Holtmann, Director of Finance, provided a brief overview of the proposed. Mr. Holtmann noted the proposed would allow the City to enter into a new master lease agreement with U.S.

Bank to finance equipment and improvements needed within the Parks Department. He added the City had utilized a master lease program for years, allowing acquisition of much needed capital equipment and the ability to spread cost out over a five-year period. Mr. Holtmann further noted the lease schedule totaled approximately $686,000, requiring the Parks Department to make quarterly payments for five years, after which time they would own the equipment. He added the interest rate would be 3.94 percent.

Councilmember Horton asked if the expenditures for the proposed had already been budgeted for the fiscal year 2025. Mr. Holtmann responded affirmatively.

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

14.2. Council Bill 2024-233 (Carroll)

A general ordinance amending the Springfield City Code, Chapter 58, “Health and Sanitation,” Article II “Food and Food Establishments,” Division 2, “Restaurants,” Section 58-51. -Definitions. to create a new food service permit type definition to be referred to as Limited Food Establishment; and amending Springfield City Code, Chapter 58, “Health and Sanitation,” Article II “Food and Food Establishments,” Division 2, “Restaurants,” Section 58-53. -Permit required; fees, suspension or revocation; to add Limited Permit to the list of permits that are subject to permit fees based on the annual fee study.

Jon Mooney, Assistant Director of Health, provided a brief overview of the proposed. Mr. Mooney acknowledged growing facial hair to raise awareness for men's health during the month of November. Mr. Mooney noted the proposed would add a new permit type, the limited food permit, to allow food vendors to provide prepared food in a variety of venues on a limited basis. He further noted examples included pop-up dinners. He added the permit required specific dates and locations. Mr. Mooney noted the vendors were required to adhere to food safety requirements on food preparation and service.

Councilmember McGull asked how often facilities were inspected. Mr. Mooney responded the proposal would require inspection up to twice.

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

14.3. Council Bill 2024-234 (Lee)

A general ordinance amending the Springfield City Code, Chapter 58, “Health and Sanitation,” Article II “Food and Food Establishments,” Division 2, “Restaurants,” Section 58-53 “Permit required; fees, suspension or revocation” to change the length of a mobile food permit from six months to twelve-months.

Jon Mooney, Assistant Director of Health, provided a brief overview of the proposed. Mr. Mooney noted the proposed would require mobile food permits to be offered for one-year, up from the previous six-month period. He added this would save administrative staff time and put the vendors on a twelve-month schedule. Mr. Mooney further noted there were approximately 150 permit holders.

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

14.4. Council Bill 2024-235 (Carroll)

A special ordinance authorizing the City Manager, or designee, to accept the Local Law Enforcement Crime Gun Intelligence Center Integration Initiative Grant in the amount of $700,000 from the United States Department of Justice and to enter into an interlocal agreement with Greene County outlining the division of the grant funds; and amending the budget for the Springfield Police Department for Fiscal Year 2024-2025 in the amount of $700,000.

Paul Williams, Police Chief, provided a brief overview of the proposed. Chief Williams noted the City was awarded a grant from the Department of Justice to establish a Crime Gun Intelligence Center. He further noted the grant would provide funding for the department to purchase a National Integrated Ballistic (NIB) Information Network machine. Chief Williams noted having its own machine would allow the department to have results within days, and sometimes hours. He added the grant would allow three part-time crime analysts to be hired.

Councilmember Horton asked what the physical location would be. Chief Williams responded at the Police Headquarters. Councilmember Horton asked what the plans were for funding after the grant dollars were spent. Chief Williams responded the grant would run for three years, and the department would request additional funds when needed. Councilmember Horton asked in what ways the grant would promise racial equity in policing. Chief Williams responded the outcomes of the grant could show racial disparities regarding victims of violent crime.

Councilmember McGull thanked Chief Williams for the service the grant would provide. He asked if users of this regional center would contribute financially. Chief Williams noted area agencies bringing ballistic evidence to be run through the system would be the extent of the department's involvement with those agencies. Councilmember McGull asked if the Police Department would also provide training. Chief Williams responded affirmatively.

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

14.5. Council Bill 2024-236 (Hosmer, Jenson)

A general ordinance amending Section 78-111, “Definitions”; and enacting a new Section 78-117, “Vehicle owner responsibilities” of the City Code.

Jordan Paul, City Attorney, provided a brief overview of the proposed. Mr. Paul noted the proposed was drafted in response to complaints regarding noise downtown. He further noted the proposed would be an additional tool to supplement existing noise ordinances generally found in Chapter 78. Mr. Paul added with current noise ordinances, the City bears the burden of proof. The proposed would create an additional tool as an alternative civil framework and would create a rebuttable presumption that the owner of record was the person operating the vehicle, and there would be a civil penalty associated, which would be a $100 fine.

Paul Williams, Police Chief, noted the proposed would allow enforcement in two ways, officers observing a noise ordinance violation and the second would be citizens' evidence of the violation. He added the notice would then be issued to the registered owner.

Councilmember Jenson thanked them for their work on the issue. He recognized former Councilman Schilling for his work on the issue. Councilmember Jenson asked if a citizen called in with a make, model, and license plate number, would a complaint move forward. Chief Williams responded there had to be evidence provided, and/or the caller would serve as a witness. He added the call could not be anonymous. He further noted the report would be a civil penalty and go through the Police Department and the Law Department. Chief Williams noted the evidence provided could be the model, vehicle make, license number, and video, audio, and/or witness testimony of the violation. Mr. Paul noted the related hearing would be administrative. Councilmember Jenson asked if there was any conversation regarding an escalating fine structure. Mr. Paul responded there was not because if a fine reached a certain amount, it would become a criminal penalty. Councilmember Jenson asked if multiple fines would be sufficient to bring a criminal case against the owner. Mr. Paul responded these could be filed under a normal criminal procedure.

Councilmember McGull asked if there were any noise measuring receptors that would take a picture of the vehicle. Chief Williams responded there were devices being tested for gunshot noise which some cities had tried for other noise violations. He added he was not aware of any that had been successful.

Councilmember Hosmer asked if the only new language was the definition of owner. Mr. Paul responded that was the only change for that section and everything in Section 78-116 was new. Councilmember Hosmer expressed his belief the issue was not enforced and there was an issue with vehicles with no license plates. Chief Williams noted the proposed would allow the owner to be identified.

Councilmember Horton noted the civil penalty was enforceable by a state court's administrator according to the language, and the fine would go against their income taxes or lottery payout. Mr. Paul responded this was a method by which to enforce judgments.

Mayor Pro Tem Simpson asked for clarification regarding the City showing a preponderance of the evidence that the vehicle in question was the one involved and the vehicle was violating the noise limits. Mr. Paul responded affirmatively. Mayor Pro Tem Simpson asked if it was the same evidentiary standard of preponderance or a higher standard for the person responding to prove if someone else was operating the vehicle. Mr. Paul responded it would be the same.

Mr. Gage asked Chief Williams for an overview of how the ordinance would be enforced in the downtown area. Chief Williams responded there would be a direct patrol effort and aggressive enforcement for a brief period. After that, officers in the area would review camera footage and meet with residents. He noted the Police Department would set up a process for evidence that would regularly and routinely review the evidence. Chief Williams further noted education could be provided first, if desired, and then fall to regular enforcement.

An opportunity was given for citizens to express their views.

Jim Wilson spoke in support of the proposed. Mr. Wilson thanked City Council for hearing the issue. He noted there had been a reduction in noise lately due to enforcement efforts. Mr. Wilson expressed his belief the proposed was a great step forward in reduction of noise. He expressed his belief the majority of noise offenders did not have license plates. Mr. Wilson expressed his belief those without license plates had an advantage. He added the main noisemakers were the vehicles themselves. Mr. Wilson requested prohibition of motorcycles and mopeds in the downtown area.

Councilmember Hosmer asked Mr. Wilson if most of the vehicles were motorcycles. Mr. Wilson responded most of those making the noise were motorcycles, and most did not have license plates. He added he did not hear regular vehicles from his residence but did hear motorcycles. Councilmember Hosmer expressed his belief the proposed would penalize those with license plates more easily. Mr. Wilson noted there were several accidents around downtown, causing safety issues.

Rusty Worley spoke in support of the proposed. Mr. Worley noted there were frustrations regarding the noise and expressed his belief this was disruptive. He added the noise issue applied to the rest of the City, as well.

Mike Schilling spoke in support of the proposed. Mr. Schilling expressed his belief the ordinance would need aggressive enforcement. He thanked City Council for their work.

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

The Mayor called for a recess until 9:30 p.m.

The City Council reconvened in open session at 9:30 p.m.

14.6. Council Bill 2024-237 (McGull, Hosmer, Carroll, Lee)
A general ordinance amending Section 36-321, "Definitions," and Section 36-473, "Short-term rentals," of the City Code.

Daniel Neal, Senior City Planner, provided a brief overview of the proposed. Mr. Neal noted the Short-Term Rental (STR) Ordinance was approved and last went into effect January 28, 2019. On February 26, 2024, City Council referred the review of the ordinance to the Plans and Policies Committee. Mr. Neal further noted STR Type 3 revisions were reviewed and not included in the proposed. Mr. Neal noted the STR Type 1 changes would update language and definitions to provide consistency with zoning and to align with recent changes to the State Statutes regarding Home Occupations Laws. He added a survey was sent to the Neighborhood Advisory Council which showed they were supportive of short-term rentals in moderation, but not of continuing to add more in the future. Mr. Neal noted Springfield had a higher number of short-term rentals per dwelling unit and per population, with a high number of those being two- and three-bedroom homes. Mr. Neal further noted the 500-foot density requirement was a tool to reduce the impact of short-term rentals on neighborhoods. He added the Plans and Policies Committee recommended changing to a protest model requiring 2 or 30 percent, whichever was greater, of the immediately adjacent property owners to express opposition. Staff and the Planning and Zoning Commission recommended this percent be 45 percent. He further noted appeals were recommended to be sent to the Planning and Zoning Commission. Mr. Neal noted the last change would add a hosting platform responsibilities section, which would require the hosting platforms to disclose to the City each short-term rental listing located in the City, the persons responsible for the listing, the address of the listing, length of stay, and price for each stay. The violations would be enforced by the Director of Planning and Development.

An opportunity was given for citizens to express their views.

Rusty Worley noted he was supportive of short-term rentals in order to be competitive. However, the City should prioritize housing for homeowners and long-term residents. He added the playing field should be leveled to be consistent with hotels. He thanked staff for reaching out to the Neighborhood Advisory Council (NAC) and considering their input.

Pete Radecki expressed his support for the proposed. Mr. Radecki thanked staff for including input from the NAC. Mr. Radecki expressed his belief the 500-foot spacing went far to address the issues. He noted the changes would need better enforcement.

Councilmember Lee thanked Mr. Radecki for the time he spent on the issue.

Cameron LaBarr noted he was generally in support of the proposed. However, he requested consideration of an appeal process for the 500-foot rule and expressed his belief it could create a significant problem for investments he had made in the neighborhood to alleviate nuisance property.

Councilmember Jenson thanked Mr. LaBarr and acknowledged the work investors do in the community to fix vacant and dilapidated structures. He asked Mr. LaBarr to elaborate on the process. Mr. LaBarr responded perhaps an appeals process working with various stakeholders and some flexibility could be helpful.

Tracy Kimberlin, a representative of the Springfield Hotel Lodging Association, the Springfield Apartment and Housing Association, and the Convention and Visitors Bureau, expressed support for the amendments. He expressed his appreciation for Type 3 short-term rentals remaining at two per complex.

Nicholas Williams thanked City Council for bringing forth the amendments. He noted requiring the hosting platforms to collect the taxes could potentially cause short-term rentals to not be lucrative to operate. Jordan Paul, City Attorney, noted there were enforcement mechanisms in place to authorize to collect the tax.

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

14.7. Council Bill 2024-238 (Horton)

A special ordinance amending the Commercial Street Tax Increment Financing ("TIF") Redevelopment Plan to remove certain properties from the Redevelopment Area; accepting a deposit into the Commercial Street TIF Special Allocation Fund in connection with approval of said First Amendment to offset the subsequent reduction of future payments in lieu of taxes ("PILOTs") into the Special Allocation Fund; and directing the City Manager, or designee, to implement such changes to the Commercial Street TIF Redevelopment Plan.

Amanda Ohlensehlen, Director of Economic Vitality and Workforce Development, provided a brief overview of the proposed. Ms. Ohlensehlen noted the proposed would allow for the first amendment to the Commercial Street Tax Increment Financing (TIF) Redevelopment Plan. She further noted tax increment financing allowed the capture and redirection of incremental sales tax revenues within a redevelopment area. Ms. Ohlensehlen added the revenues could pay for eligible redevelopment project costs. Ms. Ohlensehlen noted the TIF could capture up to one hundred percent of new real property taxes (PILOTS), and up to fifty percent of new local economic activity taxes (EATS). She further noted the limit of a TIF district was 23 years. Ms. Ohlensehlen noted the Commercial Street TIF was first adopted by City Council on April 7, 2008, and its term would expire in 2031. She added the TIF was a pay-as-you-go, which meant revenues were allocated as funds became available. Ms. Ohlensehlen further noted City Council determined which projects to fund based on recommendations from City staff and stakeholder input. She added some projects had been completed or were currently underway, including improvements on Frisco Lane, various

streetscapes, and signage and parking lot projects. Ms. Ohlensehlen noted the total allocation to projects was $1.688 million, with expenditures of $950,000.

Ms. Ohlensehlen noted the Commercial Street TIF Special Allocation Fund had a balance of approximately $1.2 million, with a total of approximately $485,000 in unallocated funds. She added the Commercial Street Redevelopment Plan was approved in April 2024 for the Pacific Street redevelopment area. This area consisted of 17 parcels. Ms. Ohlensehlen further noted the applicant proposed to redevelop the area in phases for mixed use and multifamily residential use. She added the redevelopment plan established a framework by which individual redevelopment projects may qualify to receive up to 25 years of partial real property tax abatement. The plan currently authorized abatement for the Pacific South Project Area, with other property tax abatement areas to be subject to future amendments to the redevelopment plan.

Ms. Ohlensehlen noted the proposed would adjust the TIF boundaries to exclude areas overlapped by the Commercial Pacific Street redevelopment area, removing 14 parcels. She added the impact would be a reduction in the PILOTS, which would be offset by a buyout of the remaining PILOTS in the amount of $212,000. Ms. Ohlensehlen further noted the amount was derived by taking the 2023 assessed valuation of the removed properties that would be subject to PILOTS, which totaled $558,000, and taking the seven-year average of the tax levy for years 2017 through 2023, which was 5.4316 per 100 of assessed valuation, and calculating that for the remaining seven years of the TIF. The calculations were reviewed by a third party. Upon approval, the funds would be transferred to the TIF Special Allocation Fund.

An opportunity was given for citizens to express their views.

Titus Williams, the applicant, spoke in support of the proposed. Mr. Williams provided an update regarding the Pacific South redevelopment. Mr. Williams noted they were in the process of environmental remediation to start the demolition, and then could move toward construction. He noted there were issues due to increased cost.

Richard Walters, a representative of Spencer Fane, noted he represented entities that were seeking to withdraw from the TIF.

Councilmember Hosmer asked if it were possible to stack Chapter 353 and the TIF. Mr. Walters responded the two incentive programs were somewhat incompatible by design. Councilmember Hosmer asked if the only thing stopping them from being used in tandem were City policy. Mr. Walters responded affirmatively. He expressed his belief they could not be stacked because they were incompatible, and it was unclear how the County would interpret them together.

Councilmember Jenson asked for an explanation on how the TIF buyout was calculated. Mr. Walters responded they reviewed the 2023 assessment value for the fourteen parcels, which was approximately $558,000, and multiplied this by the average of the tax levy that had been imposed over the past seven years. This amount was multiplied by the total 2023 aggregate assessed values, which produced an amount of $30,358.03 and multiplied this amount by seven to arrive at $212,560. He added the amount was approved by the TIF Commission. Ms. Ohlensehlen noted the TIF Commission represented projects throughout the City.

Christine Schilling, a resident of Commercial Street, addressed City Council. Ms. Schilling expressed her belief the valuation was not sufficient. She noted the Pacific South project had no movement and asked City Council to consider if the proposed was as fair as possible.

Joseph Gidman, a Commercial Street property owner, addressed City Council. Mr. Gidman expressed his support for the proposed and noted he was ready for development of the property.

Irene Schaefer, a property and business owner on Commercial Street, addressed City Council in support of the proposed. Ms. Schaefer expressed her support for the boundary changes, and noted these would provide opportunity for the developer to move forward on the properties.

Mary Collette thanked City Council for their service. Ms. Collette expressed her belief the development was what was needed on Commercial Street. She expressed her opposition to removal of the properties from the TIF. Ms. Collette expressed her concern that the properties would be removed, and development would not be developed for a number of years.

Ron Bradshaw, a representative of the Commercial Club Board, expressed support for the redevelopment of the properties. He expressed his belief the condition of the buildings was not inviting or profitable for other businesses in the area.

Councilmember Hosmer asked if there was a way to put limitations on how long abatement could be in effect or a deadline for the developer. Ms. Ohlensehlen noted this could be controlled through Chapter 353 and parameters could be set at any future amendments to the redevelopment plan. Councilmember Hosmer expressed his belief this could alleviate some neighborhood concerns. Councilmember Hosmer asked if there was a timeframe set forth for completion of the Pacific South Project. Ms. Ohlensehlen responded December 31, 2025.

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

14.8. Council Bill 2024-239 (McClure)

A special ordinance authorizing the City of Springfield, Missouri, to enter into an agreement with Strategic Government Resources, Inc., a Texas Corporation, for the purpose of providing executive recruitment services for the not to exceed price of Thirty-Five Thousand and 00/100 Dollars ($35,000); and authorizing the Mayor to execute the same by and on behalf of the City of Springfield.

Darla Morrison, Director of Human Resources, provided a brief overview of the proposed. Ms. Morrison noted the proposed would allow the City to enter into an agreement with Strategic Government Resources to offer an executive search and recruitment services for the next City Manager. She added the Not To Exceed clause was $35,000.

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

15. PETITIONS, REMONSTRANCES AND COMMUNICATIONS.

Tim Havens addressed City Council. Mr. Havens noted Jenny Lind Apartments had been in the public eye most of the year for issues with both elevators. He noted the City codes require elevators be maintained. Mr. Havens further noted the City had a blighted building case against Jenny Lind. He added the landowner's representative reported the issues would be taken care of. Mr. Havens expressed his belief any agreement with the City should include repair of both elevators and the law enforced to protect citizens.

16. NEW BUSINESS.

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

16.2. The Public Involvement Committee recommends the following appointment to the Citizens' Advisory Committee for Community Development: Ramona Teeter with term to expire May 1, 2027.

16.3. The Mayor recommends the following appointment to the Mayor's Commission for Children: Emily Denniston with term to expire November 29, 2027.

16.4. The Mayor recommends the following reappointments to the Mayor's Commission for Children: Brandy Harris, Dr. Elizabeth Andrews, and Dr. Kaleen Long, with terms to expire November 29, 2027.

17. UNFINISHED BUSINESS.

18. MISCELLANEOUS.

19. CONSENT AGENDA – FIRST READING BILLS.

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

20.1. Council Bill 2024-240 (Lee)
A resolution confirming the appointment of Courtney Fadler and reappointments of Louie Michael and Mark Pickens to the Airport Plaza Community Improvement District Board of Directors.

Resolution 10792. Council Bill 2024-240 (Lee) was by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

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

21.1. Confirm the following appointment to the Springfield-Greene County Environmental Advisory Board: Nancy Williams with term to expire October 1, 2026.

22. END OF CONSENT AGENDA.

23. ADJOURN.

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

City of Springfield

Minutes

City Council

Ken McClure, Mayor

Zone Councilmembers	**General Councilmembers**
Monica Horton, Zone 1	Heather Hardinger, General A
Abe McGull, Zone 2	Craig Hosmer, General B
Brandon Jenson, Zone 3	Callie Carroll, General C
Matthew Simpson, Zone 4	Derek Lee, General D

November 18, 2024 | **6:30 PM** | **Regional Police-Fire Training Center 2620 West Battlefield Road Room 101, 102, and 103**

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1. ROLL CALL.

Present: Councilmember Jenson*, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Absent: None.

* Councilmember Jenson attended via Zoom.

2. APPROVAL OF MINUTES.

3. FINALIZATION AND APPROVAL OF CONSENT AGENDAS.

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

Councilmember Lee noted there was a sidewalk project on the consent agenda and asked if a location could be provided.

Jason Gage, City Manager, responded staff would provide a response.

The consent agenda was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

4. CEREMONIAL MATTERS.

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

Jason Gage, City Manager, provided an update. Mr. Gage thanked City Utilities crews for addressing a large water main break that occurred over the weekend.

Mr. Gage congratulated sisters Sheri Perkins and Renee Textor on the groundbreaking for The Table, a new restaurant coming to the former site of Springfield Flour Mill near National Avenue and Chestnut Expressway.

Mr. Gage noted the City would a public information session for the ongoing Galloway Street Widening Project from 4:30 to 6:00 p.m. on Tuesday, November 19, at All Saints Anglican Church located at 2751 E. Galloway Street. He further noted City staff would provide an update on construction and information on upcoming lane closures and other traffic impacts.

Mr. Gage noted the Mayor would host his eighth and final tree lighting holiday show at Park Central Square on Saturday, November 23. The free festivities were scheduled to begin at 6:00 p.m. The evening would be full of free activities for the whole family and concluded with a tree lighting and drone show.

Mr. Gage noted the 30th Annual Thanksgiving Day Turkey Trot 5K Run/Walk, presented by Hall Ansley PC, would take place on Thursday, November 28, at 8:00 a.m. in downtown Springfield. Registration could be completed online at parkboard.org.

Mr. Gage noted Gardens Aglow would occur on select dates between November 29 through December 29 from 5:00 p.m. to 8:30 p.m. at the Mizumoto Japanese Stroll Garden.

Mayor Pro Tem Simpson noted there were two short-term rental proposals that were postponed from the November 4, 2024, City Council meeting to allow the applicant an opportunity to pay delinquent taxes. Mayor Pro Tem Simpson asked if the taxes had been paid in full. Steve Childers, Director of Planning and Development, responded they had both been paid in full.

David Burton, Community Development Specialist with the University of Missouri Extension, presented a special award to the City of Springfield. Mr. Burton noted Missouri Good Neighbor Week ran from September 28 through October 4. He further noted a new addition for the year was a competition among cities. He added there were 118 cities that scored points and awards were given to the top five in each size category. Mr. Burton noted the City of Springfield achieved enough points in the large category, population 30,000 plus, to be awarded the Most Neighborly City in Missouri. He added citizens reported over 3,000 acts of neighboring during that time period. He noted 18 block parties were registered, and six individuals were selected as the most neighborly. Mr. Burton presented a plaque to Mayor McClure.

Mayor McClure thanked Mr. Burton for his leadership in the effort. He added Mr. Burton had been an inspiration for being a good neighbor.

Mayor Pro Tem Simpson moved to suspend the rules and take items 7.1 and 7.2 out of order. Councilmember Carroll seconded the motion, and it was approved with the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger,

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Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

Please see Item 7.1 and 7.2 for summary of action that took place at this point in the agenda.

6. SECOND READING AND FINAL PASSAGE.

Citizens Have Spoken. May Be Voted On.

6.1. Council Bill 2024-225 (McGull)

A general ordinance amending General Ordinance No. 3645, as amended, establishing Urban Conservation District No. 2, generally referred to as the Rountree Urban Conservation District, Section 4 - Subarea A through D Regulations, Subarea D, to allow general office conversions as a permitted use in accordance with use-specific standards; and amending Subarea B, a. Build-to-Line, to allow for a minimum of fifteen (15) feet from the Primary Street.

Ordinance 6889. Council Bill 2024-225 (McGull) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

6.2. Council Bill 2024-226 (Horton)

A special ordinance vacating the 400 block of West Hovey Street upon the occurrence of certain conditions. (By: General Council of Assemblies of God; 400 block of West Hovey Street; Vacation No. 841).

Ordinance 28063. Council Bill 2024-226 (Horton) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

6.3. Council Bill 2024-227 (Horton)

A special ordinance vacating a portion of public right-of-way located at 1475 North Campbell Avenue, between the 400 block of West Division Street and West Hovey Street, upon the occurrence of certain conditions. (By: General Council of Assemblies of God; 1475 North Campbell Avenue; Vacation No. 840).

Ordinance 28064. Council Bill 2024-227 (Horton) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None

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6.4. Council Bill 2024-228 (Horton)

A special ordinance vacating a portion of an east/west alley located between the 400 block of West Division Street and West Hovey Street upon the occurrence of certain conditions. (By: General Council of Assemblies of God; 431 & 435 West Hovey Street & 1475 North Campbell Avenue; Vacation No. 839).

Ordinance 28065. Council Bill 2024-228 (Horton) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

6.5. Council Bill 2024-229 (Jenson)

A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 5.4 acres of property generally located at 817 West El Camino Alto Drive from R-LD, Low-Density Multi-Family Residential District, with Conditional Overlay District 214, to O-1, Office District; establishing Conditional Overlay District No. 261; and adopting an updated Official Zoning Map. (By: Ridge HZ55, LLC; 817 West El Camino Alto Drive; Z-26-2024 with Conditional Overlay District No. 261).

Councilmember Carroll, Councilmember Lee, and Mayor McClure recused themselves from Council Bill 2024-229 and remained at the dais to comply with provisions of City Code. Mayor Pro Tem Simpson assumed the chair.

Ordinance 6890. Council Bill 2024-229 (Jenson) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, and Councilmember Hardinger. Nays: None. Absent: Councilmember Carroll, Councilmember Lee, and Mayor McClure. Abstain: None.

Mayor McClure resumed the chair.

6.6. Council Bill 2024-232 (Hardinger)

A special ordinance authorizing the City of Springfield, Missouri, through the City Manager, or designee, to enter into a Master Equipment Lease Purchase Agreement and related Schedule of Equipment, the proceeds of which will be used to pay the costs of acquiring and installing equipment for the City's Parks Department and to do all things necessary to carry out the lease-purchase transaction, including the execution of certain documents in connection therewith; and amending the budget of the City for Fiscal Year 2024-2025 in the amount of $685,940.

Ordinance 28066. Council Bill 2024-232 (Hardinger) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

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6.7. Council Bill 2024-233 (Carroll)

A general ordinance amending the Springfield City Code, Chapter 58, “Health and Sanitation,” Article II “Food and Food Establishments,” Division 2, “Restaurants,” Section 58-51. -Definitions. to create a new food service permit type definition to be referred to as Limited Food Establishment; and amending Springfield City Code, Chapter 58, “Health and Sanitation,” Article II “Food and Food Establishments,” Division 2, “Restaurants,” Section 58-53. -Permit required; fees, suspension or revocation; to add Limited Permit to the list of permits that are subject to permit fees based on the annual fee study.

Ordinance 6891. Council Bill 2024-233 (Carroll) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

6.8. Council Bill 2024-234 (Lee)

A general ordinance amending the Springfield City Code, Chapter 58, “Health and Sanitation,” Article II “Food and Food Establishments,” Division 2, “Restaurants,” Section 58-53 “Permit required; fees, suspension or revocation” to change the length of a mobile food permit from six months to twelve-months.

Ordinance 6892. Council Bill 2024-234 (Lee) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

6.9. Council Bill 2024-235 (Carroll)

A special ordinance authorizing the City Manager, or designee, to accept the Local Law Enforcement Crime Gun Intelligence Center Integration Initiative Grant in the amount of $700,000 from the United States Department of Justice and to enter into an interlocal agreement with Greene County outlining the division of the grant funds; and amending the budget for the Springfield Police Department for Fiscal Year 2024-2025 in the amount of $700,000.

Ordinance 28067. Council Bill 2024-235 (Carroll) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

6.10. Council Bill 2024-236 (Hosmer, Jenson)

A general ordinance amending Section 78-111, “Definitions”; and enacting a new Section 78-117, “Vehicle owner responsibilities” of the City Code.

Councilmember Hosmer asked if the definition of owner meant the owner of the registered vehicle, and what happened if someone were driving a vehicle that was not licensed or registered. Jordan Paul, City Attorney, noted the owner would be whoever was on the title. Councilmember Hosmer expressed his belief there were many unregistered vehicles, and this could cause an issue. Mr. Paul responded each vehicle should be able to be tracked to the owner.

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Ordinance 6893. Council Bill 2024-236 (Hosmer, Jenson) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

6.11. Council Bill 2024-237 (McGull, Hosmer, Carroll, Lee)
A general ordinance amending Section 36-321, "Definitions," and Section 36-473, "Short-term rentals," of the City Code.

Councilmember Jenson noted there was a concern regarding the 500-foot buffer preventing a model that allowed homes to be redeveloped for owner occupancy. He added these homes required a bit of investment and may not be able to be sold immediately, so a common practice was to utilize the home as a short-term rental. Councilmember Jenson noted he asked an amendment be prepared that would provide an administrative appeal process that could be approved by staff. He further noted the process would require a letter of support from the neighborhood association and that the short-term rental be converted into owner or long-term occupancy within ten years. He added the amendment would let staff make decisions that would impact homelessness and poverty.

Councilmember Hosmer expressed his belief such an amendment would require staff to calendar the properties for ten years. He expressed his belief this would exacerbate the issue by increasing the time staff spent processing short-term rentals. He further expressed his belief they should focus on encouraging homeownership.

Mayor Pro Tem Simpson asked if the bill were voted on, would that preclude City Council from potentially taking up a bill in the future to adopt further changes. Mr. Paul responded it would not.

Councilmember Jenson moved to postpone Council Bill 2024-237 to the December 16, 2024, City Council meeting. Councilmember Horton seconded the motion, and it failed by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember Hardinger, and Councilmember Lee. Nays: Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Carroll, and Mayor McClure. Absent: None. Abstain: None.

Ordinance 6894. Council Bill 2024-237 (McGull, Hosmer, Carroll, Lee) passed by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

6.12. Council Bill 2024-238 (Horton)
A special ordinance amending the Commercial Street Tax Increment Financing (“TIF”) Redevelopment Plan to remove certain properties from the Redevelopment Area; accepting a deposit into the Commercial Street TIF Special Allocation Fund in connection with approval of said First Amendment to offset the subsequent reduction of future payments in lieu of taxes (“PILOTs”) into the Special Allocation Fund; and directing the City Manager, or designee, to implement such changes to the Commercial Street TIF Redevelopment Plan.

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Councilmember Lee disclosed Titus Williams was a client of his company.

Councilmember Horton expressed her support for the proposed. She expressed her belief the redevelopment plan was at a point of no return as the redevelopment plan was approved in a way that it would not make sense to deny any phase of the plan.

Councilmember Hosmer asked why the proposed could not remain in the Tax Increment Financing (TIF) district. He expressed his belief removing property from the TIF would leave less dollars for people to do things on Commercial Street. Mr. Paul responded the information could be provided.

Ordinance 28068. Council Bill 2024-238 (Horton) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

7. RESOLUTIONS.

Citizens May Speak. May Be Voted On. Except Items 7.1 and 7.2. Citizens Have Spoken.

Note: Items 7.1 and 7.2 were taken out of order and heard before Second Reading and Final Passage.

7.1. Council Bill 2024-220 (Jenson) This item was postponed from the November 4, 2024, City Council Meeting until the November 18, 2024, City Council Meeting.
A resolution granting a Short-Term Rental Type 2 permit for the property generally located at 507 West Ildereen 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.

This item was taken out of order and considered before Second Reading and Final Passage items.

Councilmember Hosmer asked how the City determined the amount of taxes owed on a short-term rental. David Holtmann, Director of Finance, responded it was a matter of self-reporting by the entity. He further noted the owners were responsible for submitting the gross revenues for each month. Councilmember Hosmer asked if the City verified the amounts reported. Mr. Holtmann responded there were some ways to track blackout periods and vacancies on the compliance platform.

Resolution 10793. Council Bill 2024-220 (Jenson) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: Councilmember Hosmer. Absent: None. Abstain: None.

7.2. Council Bill 2024-221 (Jenson)This item was postponed from the November 4, 2024, City Council Meeting until the November 18, 2024, City Council Meeting.
A resolution granting a Short-Term Rental Type 2 permit for the property generally located at 912 South Nettleton 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.

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This item was taken out of order and considered before Second Reading and Final Passage items.

Resolution 10794. Council Bill 2024-221 (Jenson) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: Councilmember Hosmer. Absent: None. Abstain: None.

7.3. Council Bill 2024-241 (Horton)

A resolution granting a Short-Term Rental Type 2 permit for the property generally located at 1609 North National 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.

Anita Cotter, City Clerk, noted this item was ineligible for consideration due to the passage of General Ordinance 6894.

7.4. Council Bill 2024-242 (Jenson)

A resolution granting a Short-Term Rental Type 2 permit for the property generally located at 511 South Newton 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.

Anita Cotter, City Clerk, noted this item was ineligible for consideration due to the passage of General Ordinance 6894.

7.5. Council Bill 2024-244 (Hardinger)

A resolution declaring the official intent of the City of Springfield, Missouri to issue its special obligation bonds in a principal amount not to exceed $35,000,000 to finance the costs of expansion and improvement of the Noble Hill Sanitary Landfill.

Erick Roberts, Assistant Director of Environmental Services, provided a brief overview of the proposed. Mr. Roberts noted the proposed would declare the City's intent to issue $35 million in special obligation bonds to finance construction of improvements at the Noble Hill Sanitary Landfill. He added the Department of Environmental Services was in the final stages of preparing a bid package for construction of initial cells within the expansion area and would include construction of support activities. Mr. Roberts further noted the projects would provide approximately 15 to 25 years of disposal airspace for the region, and the debt service would be covered by landfill tipping fees. Mr. Roberts added a tentative schedule to issue a bid package and associated bonds in early 2025.

Mayor McClure asked for clarification that the proposed would not commit the City but would express the intent. Mr. Roberts responded affirmatively.

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

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Resolution 10795. Council Bill 2024-244 (Hardinger) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

7.6. Council Bill 2024-245 (Hosmer)
A resolution adopting the Springfield Brownfields Program Revolving Loan Fund Policy Manual.

Amanda Ohlensehlen, Director of Economic Vitality and Workforce Development, provided a brief overview of the proposed. Ms. Ohlensehlen noted the proposed would allow for adoption of the Springfield Brownfields Program Revolving Loan Fund Policy Manual. She further noted the manual had undergone several updates to enhance its effectiveness and alignment with evolving priorities. Ms. Ohlensehlen noted the manual provided information about program requirements, application procedures, site and applicant eligibility, eligible cost, and other program parameters. She added the manual included current Environmental Protection Agency (EPA) regulations, with an emphasis on flexibility of funds as a financing tool to support redevelopment and enhance guidance on program processes. Ms. Ohlensehlen noted the manual incorporated criteria that aligned with the City's priorities.

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

Resolution 10796. Council Bill 2024-245 (Hosmer) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

7.7. Council Bill 2024-259 (McClure)
A resolution declaring the results of the Special Municipal Election held on November 5, 2024, under the Home Rule Charter of the City of Springfield, Missouri, on the questions of whether to enact a city sales tax at the rate of three-quarters of one percent (3/4-cent), one-quarter for the purpose of funding public safety initiatives, to include funding the remaining obligation of the Springfield Police Officers' and Firefighters' Pension and increasing police officer and firefighter pay, with said one-quarter to not sunset, and two-quarters for the purpose of funding projects consistent with the City's comprehensive plan, to include capital improvements, community and neighborhood initiatives, and park projects, with said two-quarters to sunset after a period of ten years.

Jordan Paul, City Attorney, provided a brief overview of the proposed. Mr. Paul noted the proposed would declare the results of the November 5, 2024, election on the question of whether to enact a 3/4 of 1 percent sales tax for the purpose of funding public safety initiatives, which include funding the remaining obligation of the Springfield Police Officers' and Firefighters' pension and increasing Police Officer and Firefighter pay. He added this would be set to one-quarter and not sunset. Mr. Paul further noted two-quarters of the tax would be for the purpose of funding projects consistent with the City's Comprehensive Plan, including capital improvements, community and neighborhood initiatives, and park projects. This portion would sunset after ten years. Mr. Paul noted the City's 3/4-cent sales tax passed

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with 61.9 percent of the vote, 41,768 voting yes, and 25,696 voting no. The tax would be effective April 1, 2025.

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

Resolution 10797. Council Bill 2024-259 (McClure) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

8. EMERGENCY BILLS.

9. PUBLIC IMPROVEMENTS.

10. GRANTS. Citizens May Speak. May Be Voted On.

10.1. Council Bill 2024-246 (Hosmer)
A special ordinance authorizing the City Manager, or designee, to accept $1,000,000 in grant funds from the United States Environmental Protection Agency for the Revolving Loan Fund Grant Supplemental Funding Program to provide loans and subgrants for environmental cleanups in Springfield through the City's Brownfields Revolving Loan Fund; amending the budget for the Department of Economic Vitality and Workforce Development for Fiscal Year 2024-2025 in the amount of $1,000,000; and declaring that this Ordinance qualifies for approval in one reading pursuant to Section 2.16(25) of the City Charter.

Amanda Ohlensehlen, Director of Economic Vitality and Workforce Development, provided a brief overview of the proposed. Ms. Ohlensehlen noted the proposed would allow for acceptance of a $1 million grant from the Environmental Protection Agency to support the Brownfields Revolving Loan Fund. She further noted the funds help provide assistance to businesses or nonprofits that want to clean up potentially contaminated sites throughout the City.

Councilmember Horton asked how often the grant was applied for. Ms. Ohlensehlen responded the grant was not necessarily applied for yearly, and the funding had been more steadily available in recent years. She expressed her belief this was the highest award to date and noted they were attempting to take advantage of any potential programs that all the federal partners at region seven were releasing. Councilmember Horton asked if Ms. Ohlensehlen was aware of the creosote contamination in the process of being cleaned up in the Tom Watkins neighborhood. Ms. Ohlensehlen responded she was aware of the project. Councilmember Horton noted the neighborhood was in the phase to begin discussion of redevelopment. She expressed her belief Brownfield's funding could be beneficial to the area. Ms. Ohlensehlen encouraged anyone with questions to contact the Department of Economic Vitality as there were numerous other potential programs.

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

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Ordinance 28069. Council Bill 2024-246 (Hosmer) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

10.2. Council Bill 2024-247 (Hardinger)
A special ordinance authorizing the City Manager, or designee, to accept funds from the Missouri Humanities Trust Fund, through the Missouri Arts Council, in the amount of $10,000,000 to support the design and construction of the Springfield Art Museum's Renovation and Expansion Project; amending the Fiscal Year 2024-2025 budget in the amount of $10,000,000 to appropriate the funds; and declaring that this Ordinance qualifies for approval in one reading pursuant to Section 2.16(25) of the City Charter.

Nick Nelson, Art Museum Director, provided a brief overview of the proposed. Mr. Nelson noted the proposed would allow acceptance of funds from the Missouri Humanities Trust Fund through the Missouri Arts Council in the amount of $10 million. He added the funds would be used to support the design and construction of the Art Museum renovation and expansion project. Mr. Nelson further noted the funds would be transferred to the City in quarterly payments through the Missouri Humanities Trust Fund via the Missouri Arts Council.

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

Ordinance 28070. Council Bill 2024-247 (Hardinger) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

11. AMENDED BILLS.

12. COUNCIL BILLS FOR PUBLIC HEARING.

13. FIRST READING BILLS. Requiring One Reading. Citizens May Speak. May Be Voted On.

13.1. Council Bill 2024-248 (Horton)
A special ordinance authorizing the City Manager, or designee, to enter into an agreement with the Missouri Department of Natural Resources for the purpose of accepting American Rescue Plan Act grant funds to support construction of stormwater infrastructure on Hilton Avenue from Mt. Vernon Street to College Street in the amount of up to $466,099.21; amending the Fiscal Year 2024-2025 budget; and declaring that this Ordinance qualifies for approval in one reading pursuant to Section 2.16(25) of the City Charter

Anita Cotter, City Clerk, read Council Bills 2024-248 and 2024-249 together. The two bills were presented together. The two public hearings and votes were held separately.

Paula Brookshire, Principal Engineer, provided a brief overview of the proposed. Ms. Brookshire noted the proposed were both related to Hilton Avenue between Mount Vernon Street and College Street. She further noted Hilton Avenue was a narrow street with ditches

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on both sides and quite a bit of traffic due to the proximity to Westport school. Ms. Brookshire added the project included improvements that would widen the pavement, add curb and gutter, add stormwater inlets, and add piping. This would provide improvements to the stormwater infrastructure and safety to the roadway.

Ms. Brookshire noted the first item would allow the City to enter into an agreement with the Missouri Department of Natural Resources to accept American Rescue Plan Act (ARPA) funds in the amount of $466,099.21 to contribute to the construction. The second item would allow for acceptance of the bid from Radmacher Brothers Construction in the amount of $589,999. She further noted the bid from Radmacher Brothers Construction was the low bid, and the engineer's estimate was $810,556. She added the ARPA funds would cover approximately 79 percent of the construction, and the 1/4-cent capital improvement sales tax revenues would cover the remaining 21 percent.

Councilmember Hosmer asked if Hilton Avenue had sidewalks. Ms. Brookshire responded on one side and the project would add sidewalks to the other side.

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

Ordinance 28071. Council Bill 2024-248 (Horton) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

13.2. Council Bill 2024-249 (Horton)
A special ordinance approving the plans and specifications for American Rescue Plan Act (“ARPA”) sidewalk, road, and stormwater improvements for Hilton Avenue from Mt. Vernon Street to College Street; accepting the bid of Radmacher Brothers Excavating Co., Inc. for construction of the project in the amount of $589,999.00; authorizing the City Manager, or designee, to enter into a contract with such bidder; and declaring that this Ordinance qualifies for approval in one reading pursuant to Section 2.16(25) of the City Charter.

Anita Cotter, City Clerk, read Council Bills 2024-248 and 2024-249 together. The two bills were presented together. The two public hearings and votes were held separately.

The summary of the presentation for Council Bill 2024-249 was listed under Council Bill 2024-248.

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

Ordinance 28072. Council Bill 2024-249 (Horton) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

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13.3. Council Bill 2024-250 (Jenson)

A special ordinance approving the plans and specifications for the Replacement of the Walnut Street Bridge over Jordan Creek project; accepting the bid of Hartman and Company, Inc., in the amount of $3,234,217.60 for said project; authorizing the City Manager, or designee, to enter into a contract with such bidder; amending the Fiscal Year 2024-2025 budget of the Department of Public Works to appropriate additional federal funds; and declaring this Ordinance qualifies for approval in one reading pursuant to Charter Section 2.16(25).

Paula Brookshire, Principal Engineer, provided a brief overview of the proposed. Ms. Brookshire noted the proposed would allow for a complete bridge replacement for the Walnut Street Bridge over Jordan Creek, located just east of Kansas Expressway. She further noted the proposed did not include accommodations under the bridge. Ms. Brookshire added only one bid was received, and they did reach out to other plan holders to inquire why they did not bid. She noted the reasons given were not having the capacity to do the work. Ms. Brookshire further noted the engineer's estimate was $3,769,849.50. The project included $550,640.80 of gas and water improvements that would be paid by City Utilities, and the remainder would be funded with 80 percent from the Off System Bridge Program and 20 percent for the 1/4-cent Capital Improvement Sales Tax.

Councilmember Jenson requested the project schedule be a part of the previous data request he made for all projects in Zone 3.

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

Ordinance 28073. Council Bill 2024-250 (Jenson) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

13.4. Council Bill 2024-251 (Carroll)

A special ordinance authorizing the City Manager, or designee, to accept funds from the State of Missouri, through the Missouri Department of Social Services, in the amount of $970,000 for use by the Springfield-Greene County Health Department’s Family Connects program; amending the Fiscal Year 2024-2025 budget in the amount of $970,000 to appropriate the funds; and declaring this Ordinance qualifies for approval in one reading pursuant to Section 2.16(25) of the City Charter.

Katie Towns, Director of Public Health and Welfare, provided a brief overview of the proposed. Ms. Towns thanked City Council for their support of Family Connects. She noted the proposed would allow for acceptance of grant funds to sustain the Family Connects program. The funding was provided by the State Legislature to implement and sustain the program.

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

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Ordinance 28074. Council Bill 2024-251 (Carroll) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

13.5. Council Bill 2024-252 (Carroll)

A special ordinance accepting the bid of JD Wallace Contracting, LLC, in the amount of $1,133,944.50 for the construction of sanitary sewers in Sanitary Sewer District No. 217 of Section No. 15, located in the vicinity of Bagnell Street and Biloxi Avenue, as indicated on "Exhibit A;" authorizing the City Manager, or designee, to enter into a contract and to approve the bond for said improvement; authorizing progress payments to be made to the contractor; and declaring this Ordinance qualifies for approval in one reading pursuant to Section 10.15 of the City Charter.

Ron Petering, Assistant Director of Environmental Services, provided a brief overview of the proposed. Mr. Petering noted the proposed would make sewer available to 26 tracks and eliminate 19 septic tanks. He added bids were opened, and there were four responsive bidders. Mr. Petering further noted the engineer's estimate was $1,842,000, and the low bid from JD Wallace Contracting was $1,133,944.50. He added the required notice to property owners was made through direct mailings, advertisements, and postings within the district. Mr. Petering noted there were two property owners that recently inquired about the district. The Environmental Services Department responded to each of the inquiries, and no remonstrance was filed within the district. Once construction was complete, the cost would be assessed to properties within the district.

Councilmember Hosmer asked if the current cap was $8,300 for each property owner. Mr. Petering responded in the Code this was available to properties with single-family use under a financial assistance program. The property owner entered an agreement that the property would remain as single-family use. Councilmember Hosmer asked how many properties with septic systems existed within the City. Mr. Petering responded less than 300. He added the remaining properties were increasingly challenging, and it would need to be determined if removal of every septic system made sense.

Councilmember Lee noted JD Wallace Contracting was a client of his firm.

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

Ordinance 28075. Council Bill 2024-252 (Carroll) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

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14. FIRST READING BILLS. Requiring Two Readings.

Citizens May Speak. Not Anticipated To Be Voted On.

14.1. Council Bill 2024-253 (Lee)

A special ordinance amending the issuance of a Special Obligation Bond (State of Missouri – Direct Loan Program) Series 2024, of the City of Springfield, Missouri, in the maximum principal amount of $6,501,000; amending the Fiscal Year 2024-2025 budget of the City in the amount of $10,001,000; prescribing the form and details of the Bond; authorizing certain other actions and documents in connection therewith; and declaring an emergency.

Anita Cotter, City Clerk read Council Bills 2024-253, 2024-254, 2024-255, and 2024-256 together, and they were presented together. The summary was presented under Council Bill 2024-256.

14.2. Council Bill 2024-254 (Horton)

A special ordinance approving the plans and specifications for Project A – Renew Jordan Creek – Main to Boonville project; accepting the guaranteed maximum price proposed by Branco Enterprises, Inc. in the amount of $22,396,279 for said project; and authorizing the City Manager, or designee, to enter into a contract with Branco Enterprises, Inc.

Anita Cotter, City Clerk read Council Bills 2024-253, 2024-254, 2024-255, and 2024-256 together, and they were presented together. The summary was presented under Council Bill 2024-256.

14.3. Council Bill 2024-255 (Horton)

A special ordinance approving the plans and specifications for Project B – Renew Jordan Creek – Jordan Creek Box Culvert at Phelps and Boonville; accepting the guaranteed maximum price proposed by Branco Enterprises, Inc. in the amount of $4,409,483 for said project; and authorizing the City Manager, or designee, to enter into a contract with Branco Enterprises, Inc.

Anita Cotter, City Clerk read Council Bills 2024-253, 2024-254, 2024-255, and 2024-256 together, and they were presented together. The summary was presented under Council Bill 2024-256.

14.4. Council Bill 2024-256 (Horton)

A special ordinance authorizing the City Manager, or designee, to enter into a Cooperative Intergovernmental Agreement with the Board of Governors of Missouri State University for archaeological construction monitoring conducted in support of the Renew Jordan Creek project for the not to exceed price of $272,520.65.

Anita Cotter, City Clerk read Council Bills 2024-253, 2024-254, 2024-255, and 2024-256 together, and they were presented together. The summary was presented under Council Bill 2024-256.

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Kirkland Preston, Professional Engineer, provided a brief overview of the proposed. Mr. Preston noted the proposed would allow authorization for issuance of up to $6,501,000 in special obligation bonds associated with the Missouri State State Revolving Fund (SRF) Loan Fund for the Jordan Creek Project. Mr. Preston further noted it would amend the budget by $10,001,000 to include the bond principal issuance, financing costs, federal grant fund and federal grant funds totaling $3.5 million. He added the SRF loan and grants would support construction of Renew Jordan Creek from Main to Boonville and enhance water quality in the Jordan Creek watershed through green infrastructure and native plantings.

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

14.5. Council Bill 2024-257 (Hardinger)

A general ordinance amending special Ordinance 6863 to reallocate $100,000 appropriated to the Department of Planning and Development for the Housing and Urban Development ("HUD") five-year consolidated plan to support housing and the remaining balance from the $50,000 appropriated to the HUD consolidated plan for fair housing to fund the Sunshine Street Corridor Plan.

David Holtmann, Director of Finance, provided a brief overview of the proposed. Mr. Holtmann noted the proposed was a result of findings from the previous City Council American Rescue Plan Act (ARPA) Committee meeting. He further noted the proposed would allow for reallocation of approximately $100,000 awarded to the Planning Department to support housing and the remaining balance of $17,500 to fund the Sunshine Street Corridor Plan.

Mayor Pro Tem Simpson noted the recommendation was from the ARPA Committee and recommended the sponsorship be updated to reflect all members of the committee. Ms. Cotter responded the record would be updated to reflect the change.

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

14.6. Council Bill 2024-258 (McClure)

A special ordinance authorizing the City of Springfield, Missouri, to enter into an agreement with Anita J. Cotter for the purpose of employing her as City Clerk; authorizing payment of salary and benefits in accordance with the provisions of said agreement; and authorizing the Mayor to execute the same by and on behalf of the City of Springfield.

Jordan Paul, City Attorney, provided a brief overview of the proposed. Mr. Paul noted the proposed would allow approval of the contract agreement with Anita J. Cotter, City Clerk. Mr. Paul further noted the contract included employment to be continued at will for an indefinite term, the recommended raise, and that the annual performance review aligned with the budget cycle to occur in the fourth quarter of each year. He added the contract extended the notice requirement for termination without cause from 30 to 60 days.

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

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15. PETITIONS, REMONSTRANCES AND COMMUNICATIONS.

15.1. Terry Rucker wishes to address City Council.

Terry Rucker addressed City Council. Mr. Rucker read a statement on behalf of his wife regarding an incident at his residence on March 19. Mr. Rucker noted the statement read that a formal complaint was filed with the Springfield Police Department detailing allegations of use of force. It further noted his wife received a letter dismissing the complaint. The statement conveyed the belief there were concerns regarding procedural fairness. The statement requested a fair and independent review of the complaint and expressed the belief the community deserves better.

Mr. Rucker continued to address City Council after reading the statement. He expressed his belief the Police Civilian Review Board did not take into account what happened and they found everybody not guilty. Mr. Rucker expressed his belief police must be held accountable because accountability and transparency were what was needed.

15.2. Tim Havens wishes to address City Council.

Tim Havens addressed City Council. Mr. Havens noted an order was issued to the owners of the Jenny Lind Apartments to provide a copy of an executed contract with elevator contractor TK Elevator Company, which was to show proof of payment of deposit. He expressed his belief there was no proof of payment. Mr. Havens expressed his belief the issue had caused hardships for residents of Jenny Lind Apartments.

15.3. Josephine Grace wishes to address City Council.

Josephine Grace addressed City Council. Ms. Grace asked City Council to amend City Ordinance Section 78-257 to ban directed energy weapons. She expressed her belief these had been used for experimental reasons. Ms. Grace further expressed her belief research showed use of these weapons could injure the brain.

16. NEW BUSINESS.

16.1. The Committee of the Whole recommends the following appointments to the Board of Public Utilities: Jeffery Shore, Ryan Kruger, and Ryan Mooney, with terms to expire December 1, 2027. Recommended.

16.2. The Committee of the Whole recommends the following reappointments to the Board of Public Utilities: Dr. Alina Lehnert and Steve Edwards, with terms to expire December 1, 2027. Recommended.

17. UNFINISHED BUSINESS.

18. MISCELLANEOUS.

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

19.1. Council Bill 2024-260 (McClure)

A special ordinance authorizing the City Manager, or designee, to accept grant funds from the Musgrave Foundation, in the amount of $10,000, for the benefit and use of the Mayor's Commission for Children to help further the mission of the Commission in the upcoming year.

19.2. Council Bill 2024-261 (Simpson)

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 Jack Henry Subdivision, generally located at 3725 East Battlefield Road, upon the applicant filing and recording a final plat that substantially conforms to the preliminary plat; and authorizing the City Clerk to sign the final plat upon compliance with all the terms of this Ordinance.

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

20.1. Council Bill 2024-262 (Horton)

A special ordinance authorizing the City Manager, or designee, to enter into a Transportation Enhancements Funds Supplemental Agreement with the Missouri Highways and Transportation Commission for the purpose of funding preliminary engineering and right of way acquisition for the Mt. Vernon and Miller Sidewalks project; and to do those things necessary to obtain and disburse the funds; amending the Fiscal Year 2024-2025 budget of the Department of Public Works in the amount of $28,000 to appropriate the grant funds; and declaring that this Ordinance qualifies for approval in one reading pursuant to Section 2.16(25) of the City Charter.

Ordinance 28076. Council Bill 2024-262 (Horton) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

20.2. Council Bill 2024-263 (Horton)

A resolution approving the use of Zone 1 Minor Neighborhood Improvement Program funds from the 1/4-Cent Capital Improvements Sales Tax in the amount of $20,201 to fund improvements to Silver Springs Park that may include sidewalks, landscaping, signage, or parking lot overlay.

Resolution 10798. Council Bill 2024-263 (Horton) was approved by the following vote: Ayes: Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Lee, and Mayor McClure. Nays: None. Absent: None. Abstain: None.

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

21.1. Confirm the following appointment to the Citizens' Advisory Committee for Community Development: Ramona Teeter with term to expire May 1, 2027. Confirmed.

21.2. Confirm the following appointment to the Mayor's Commission for Children: Emily Denniston with term to expire November 29, 2027. Confirmed.

21.3. Confirm the following reappointments to the Mayor's Commission for Children: Brandy Harris, Dr. Elizabeth Andrews, and Dr. Kaleen Long, with terms to expire November 29, 2027. Confirmed.

22. END OF CONSENT AGENDA.

23. ADJOURN.

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

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November 5, 2024
Springfield, Missouri

The City Council met in special session on November 5, 2024, in the Councilman Denny Whayne Conference Room on the 4th Floor of the Busch Municipal Building. The meeting was called to order by Mayor McClure.

Roll Call

Present: Heather Hardinger, Callie Carroll, Derek Lee, Brandon Jenson, Monica Horton, Abe McGull, Craig Hosmer, and Ken McClure. Absent: Matthew Simpson.

Closed Session

Councilmember Hosmer moved City Council hold a closed meeting to discuss legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys pursuant to Section 610.021(1), RSMo.; and this meeting, record, and vote shall be closed and the City Council shall stand adjourned at the end of the closed session.

Councilmember Carroll seconded the motion, and it was approved by the following vote: Ayes: Carroll, Lee, Jenson, Horton, McGull, Hosmer, Hardinger, and McClure. Abstain: None. Absent: Simpson.

Prepared by
Michelle Kaasa

Anita J. Cotter, CMC/MRCC
City Clerk

City of Springfield

Agenda

City Council Special Meeting

Ken McClure, Mayor

Zone Councilmembers	**General Councilmembers**
Monica Horton, Zone 1	Heather Hardinger, General A
Abe McGull, Zone 2	Craig Hosmer, General B
Brandon Jenson, Zone 3	Callie Carroll, General C
Matthew Simpson, Zone 4	Derek Lee, General D

November 12, 2024	**11:00 AM**	**Councilman Denny Whayne Conference Room Busch Building, 4th Floor 840 Boonville Avenue**

1. ROLL CALL.

Present: Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger*, Councilmember Carroll, Councilmember Jenson, Councilmember McGull, and Mayor McClure. Absent: Councilmember Lee and Councilmember Horton.

*Councilmember Hardinger attended via Zoom.

2. SECOND READING AND FINAL PASSAGE.

Citizens Have Spoken. May Be Voted On.

2.1. Council Bill 2024-239 (McClure)
A special ordinance authorizing the City of Springfield, Missouri, to enter into an agreement with Strategic Government Resources, Inc., a Texas Corporation, for the purpose of providing executive recruitment services for the not to exceed price of Thirty-Five Thousand and 00/100 Dollars ($35,000); and authorizing the Mayor to execute the same by and on behalf of the City of Springfield.

Councilmember Hosmer asked if the City Manager search would not only include those in the City Manager silo and would include those with executive experience. Mayor McClure responded it would be a broad search. Councilmember Hosmer asked if the number of individuals to be interviewed would not be affected by the contract. Mayor McClure responded affirmatively.

Councilmember McGull asked if there would be any social media background checks on the individual. Darla Morrison, Director of Human Resources, responded affirmatively.

Councilmember Jenson asked if the Evaluation Committee would be a part of identifying stakeholders to interview. Ms. Morrison responded a listing was provided to the Mayor for review. For Community Groups, the Source Committee would make those decisions when the process was closer to that timeframe. Councilmember Jenson asked how City Council's feedback would be received. Ms. Morrison responded a meeting was set for the next week and a consultant would be on staff if approved.

Councilmember Carroll asked if candidates would be asked to list any conflict of interest with the company. Ms. Morrison responded the company had no conflict of interest and they would represent the employer and not the candidate.

Ordinance 28062. Council Bill 2024-239 (McClure) was approved by the following vote: Ayes: Councilmember Hosmer, Councilmember Hardinger, Councilmember Carroll, Councilmember Jenson, Councilmember McGull, Mayor Pro Tem Simpson, and Mayor McClure. Nays: None. Absent: Councilmember Lee and Councilmember Horton. Abstain: None

3. ADJOURN TO COMMITTEE OF THE WHOLE.

November 19, 2024
Springfield, Missouri

The City Council met in special session on November 19, 2024, in the Councilman Denny Whayne Conference Room on the 4th Floor of the Busch Municipal Building. The meeting was called to order by Mayor McClure.

Roll Call

Present: Callie Carroll, Derek Lee, Monica Horton, Abe McGull, Craig Hosmer, Matthew Simpson, and Ken McClure. Absent: Brandon Jenson and Heather Hardinger*.

*Heather Hardinger arrived at 11:34 a.m.

Closed Session

Councilmember Hosmer moved City Council hold a closed meeting to discuss legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys pursuant to Section 610.021(1), RSMo.; and to discuss hiring, firing, disciplining, or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded pursuant to Section 610.021(3) RSMo.; and this meeting, record, and vote shall be closed, and the City Council shall stand adjourned at the end of the closed session.

Councilmember Carroll seconded the motion, and it was approved by the following vote: Ayes: Lee, Horton, McGull, Hosmer, Hardinger, Simpson, Carroll, and McClure. Abstain: None. Absent: Jenson.

Prepared by
Michelle Kaasa

_____
Anita J. Cotter, CMC/MRCC
City Clerk

City of Springfield

Agenda

City Council Special Meeting

Ken McClure, Mayor

Zone Councilmembers	**General Councilmembers**
Monica Horton, Zone 1	Heather Hardinger, General A
Abe McGull, Zone 2	Craig Hosmer, General B
Brandon Jenson, Zone 3	Callie Carroll, General C
Matthew Simpson, Zone 4	Derek Lee, General D

Councilman Denny Whayne Conference Room

Busch Building , 4th Floor

840 Boonville Avenue

December 3, 2024 **11:30 a.m.**

1. ROLL CALL.

Present: Mayor Pro Tem Simpson, Councilmember Carroll, Councilmember Lee, Councilmember Jenson, Councilmember Horton, Councilmember McGull, and Mayor McClure. Absent: Councilmember Hosmer* and Councilmember Hardinger*.

*Councilmember Hosmer arrived at 11:40 a.m.
*Councilmember Hardinger arrived at 11:50 a.m.

2. SECOND READING AND FINAL PASSAGE.

Citizens Have Spoken. May Be Voted On.

2.1. Council Bill 2024-253 (Lee)
A special ordinance amending the issuance of a Special Obligation Bond (State of Missouri – Direct Loan Program) Series 2024, of the City of Springfield, Missouri, in the maximum principal amount of $6,501,000; amending the Fiscal Year 2024-2025 budget of the City in the amount of $10,001,000; prescribing the form and details of the Bond; authorizing certain other actions and documents in connection therewith; and declaring an emergency.

Mayor McClure noted Public Works requested the second reading for Council Bills 2024-253, 2024-254, 2024-255, and 2024-256 be held on December 3, 2024, to facilitate scheduling with the State Revolving Loan Fund to allow for a one-to-two-week lead time to coordinate with the Missouri Department of Natural Resources for the purpose of closing the loan in mid-December. He added the grant funds needed to be obligated before December 31, 2024.

Ordinance 28077. Council Bill 2024-253 (Lee) was approved by the following vote: Ayes: Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Carroll, Councilmember Lee, Councilmember Jenson, and Mayor McClure. Nays: None. Absent: Councilmember Hardinger. Abstain: None.

2.2. Council Bill 2024-254 (Horton)

A special ordinance approving the plans and specifications for Project A – Renew Jordan Creek – Main to Boonville project; accepting the guaranteed maximum price proposed by Branco Enterprises, Inc. in the amount of $22,396,279 for said project; and authorizing the City Manager, or designee, to enter into a contract with Branco Enterprises, Inc.

Ordinance 28078. Council Bill 2024-254 (Horton) was approved by the following vote: Ayes: Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Carroll, Councilmember Lee, Councilmember Jenson, Councilmember Horton, and Mayor McClure. Nays: None. Absent: Councilmember Hardinger. Abstain: None.

2.3. Council Bill 2024-255 (Horton)

A special ordinance approving the plans and specifications for Project B – Renew Jordan Creek – Jordan Creek Box Culvert at Phelps and Boonville; accepting the guaranteed maximum price proposed by Branco Enterprises, Inc. in the amount of $4,409,483 for said project; and authorizing the City Manager, or designee, to enter into a contract with Branco Enterprises, Inc.

Ordinance 28079. Council Bill 2024-255 (Horton) was approved by the following vote: Ayes: Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Carroll, Councilmember Lee, Councilmember Jenson, Councilmember Horton, Councilmember McGull, and Mayor McClure. Nays: None. Absent: Councilmember Hardinger. Abstain: None.

2.4. Council Bill 2024-256 (Horton)

A special ordinance authorizing the City Manager, or designee, to enter into a Cooperative Intergovernmental Agreement with the Board of Governors of Missouri State University for archaeological construction monitoring conducted in support of the Renew Jordan Creek project for the not to exceed price of $272,520.65.

Ordinance 28079. Council Bill 2024-256 (Horton) was approved by the following vote: Ayes: Councilmember Hosmer, Councilmember Carroll, Councilmember Lee, Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, and Mayor McClure. Nays: None. Absent: Councilmember Hardinger. Abstain: None.

3. FIRST READING BILLS. Requiring Two Readings.

Citizens May Speak. Not Anticipated to be Voted On.

3.1. Council Bill 2024-264 (Simpson, Carroll, McGull, Hardinger)

A special ordinance authorizing the City of Springfield, Missouri, to enter into an Interagency Agreement with the Department of Public Works for the purpose of obligating American Rescue Plan Act (“ARPA”) funds for use in the Historic City Hall Renovation project for the not to exceed price of $4,534,190.00.

David Holtmann, Director of Finance, provided a brief overview of the proposed. Mr. Holtmann noted the proposed was to formalize the obligation for Historic City Hall. He further noted the proposed was a direct allocation of American Rescue Plan Act (ARPA) funds. Mr. Holtmann added a Construction Manager at Risk (CMAR) was hired and had bid out all the packages. He noted the proposed would allow the City to enter into an Interagency agreement with Public Works to formally obligate the funds and move forward.

Councilmember Hosmer asked if the total cost was known. Mr. Holtmann responded some updates had been provided and this was one piece of the funding. He noted the approximate amount was approximately $10 million. Mr. Holtmann further noted he would provide a summary after the meeting.

Mayor Pro Tem Simpson moved to substitute Council Bill 2024-264 with Substitute Council Bill 2024-264. He noted the substitute would change the amount to reflect the reallocation of $50,000. Councilmember McGull seconded the motion, and it was discussed.

Mayor McClure noted the essential change was the amount of $4,534,190 changed to $4,584,190 to include the addition of the $50,000. Mr. Holtmann noted projects were not able to be approved in time for obligation. He added one thing discussed was to switch the funding from ARPA to a potential carryover allocation after the end of the calendar year. He further noted it was not ready at this point. Mr. Holtmann added given initial comments, this would be a feasible option enabling some work to continue and the ARPA restrictions would not be required. Mr. Gage noted the original $50,000 allocation, allocated by City Council and from the recommendation of the ARPA Committee to the Commercial Street CID, came in as a budget request that would typically be funded by the General Fund. He added where the revenues would fall was not certain at that time. Mr. Gage noted it was not an issue to move that back to the general fund which would allow the City to retain the $50,000 in ARPA funds and apply them to the Historic City Hall project, while providing the Commercial Street CID with more time to finalize their project scope. This item would be brought to City Council as an action item in January.

Mayor McClure asked if the Commercial Street CID was aware of the action. Mr. Holtmann responded this was communicated, and the CID was pleased.

Councilmember McGull asked if there were other dollars that need to be programmed before the end of the year. Mr. Gage responded the ARPA Committee recently reviewed the projects and had no concerns. He added there were some projects with the obligation to enter into an agreement by December 31, and there would be a question regarding the completion time. These would need to be reported back to the ARPA Committee.

The motion to substitute Council Bill 2024-264 with Substitute Council Bill 2024-264 was approved by the following vote: Ayes: Councilmember Carroll, Councilmember Lee, Councilmember Jenson, Councilmember Horton, Councilmember McGull, Mayor Pro Tem Simpson, Councilmember Hosmer, Councilmember Hardinger, and Mayor McCure. Nays: None. Absent: None. Abstain: None.

An opportunity was given for citizens to express their views. With no appearances, the public hearing was carried over to the December 16, 2024, City Council Meeting.

Mayor McClure noted the public hearing on Substitute Council Bill 2024-264 would be continued to the December 16, 2024, City Council Meeting.

3.2. Council Bill 2024-265 (McClure)
A special ordinance authorizing the City Manager, or designee, to enter into a Letter of Intent and Cost-Share Agreement with the United Soccer Leagues, LLC, in an amount not to exceed $75,000.00 to conduct feasibility studies and other research necessary to determine potential site details for the property located at 1109 East Trafficway Street.

Amanda Ohlensehlen, Director of Economic Vitality and Workforce Development, provided a brief overview of the proposed. Ms. Ohlensehlen noted the Department of Economic Vitality and Workforce Development had been in preliminary discussions with the United Soccer League (USL) regarding potentially bringing men's and women's professional soccer to the city. She further noted the information was shared through a letter of intent from the USL and would be a cost share agreement with the City. Ms. Ohlensehlen added the City would share the cost of any feasibility and research to evaluate the potential for binging a soccer stadium and teams to the City. She noted the maximum contribution of $75,000 would be the City's cost share portion and would be matched by the USL. Ms. Ohlensehlen further noted a variety of things, including a financial feasibility market analysis and better understanding of potential site conditions, would be included in the study. She added the preliminarily identified site was 1109 East Trafficway, which was at the corner of Trafficway and National Avenue.

Councilmember Horton asked how long the department had been in negotiations with the USL. Ms. Ohlensehlen responded initial communications had been ongoing for a couple of years, with more detailed discussions in recent months.

Mayor McClure asked what the City would hope to learn from a feasibility study. Ms. Ohlensehlen responded the next steps would be the site feasibility to look at geotechnical attributes, a legal and zoning review, and financial structure planning. She added the cost share agreement was structured in a way to better understand the site. Mayor McClure asked how long the study was expected to take. Ms. Ohlensehlen responded through December 2026, with the option to renew for two six-month terms. She added the USL would conduct the study.

Mayor Pro Tem Simpson noted this was very exciting and expressed his belief it would be a great compliment to the investments that had been made to youth soccer in the area. Mayor Pro Tem Simpson asked if there were considerations for temporary facilities. Ms. Ohlensehlen responded that nothing was determined yet as a timeline, and that would be part of the negotiations.

Councilmember Jenson asked if there was a way to expand the exclusive territory. Ms. Ohlensehlen responded the USL was expanding rapidly. She added the letter of intent came from USL and further discussions could be had.

Councilmember Lee asked if the potential site was the previous quarry. Ms. Ohlensehlen responded affirmatively. Councilmember Lee noted studies were done in past. Ms. Ohlensehlen responded the geotechnical report was updated. Ms. Ohlensehlen noted this process would go into more detail.

Mayor McClure asked if this was second tier/minor league soccer. Ms. Ohlensehlen responded affirmatively.

Councilmember Hosmer asked if the quarry was the only site to be considered. Ms. Ohlensehlen responded it was the initial site identified for consideration.

An opportunity was given for citizens to express their views. With no appearances, the public hearing was carried over to the December 16, 2024, City Council Meeting.

Mayor McClure noted the public hearing on Council Bill 2024-265 would be continued to the December 16, 2024, City Council Meeting.

4. CLOSED SESSION.

City Council will hold a closed meeting to discuss legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys pursuant to Section 610.021(1), RSMo.; and this meeting, record, and vote shall be closed and the City Council shall stand adjourned at the end of the closed session.

Councilmember Hosmer moved City Council hold a closed meeting to discuss legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys pursuant to Section 610.021(1), RSMo.; and this meeting, record, and vote shall be closed and the City Council shall stand adjourned at the end of the closed session.

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

4.1. SPECIAL MEETING NOTICE.

December 9, 2024
Springfield, Missouri

The City Council met in special session on December 9, 2024, in the Councilman Denny Whayne Conference Room on the 4th Floor of the Busch Municipal Building. The meeting was called to order by Mayor McClure.

Roll Call

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

Closed Session

Councilmember Hosmer moved City Council hold a closed meeting to discuss hiring, firing, disciplining, or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded pursuant to Section 610.021(3) RSMo.; and this meeting, record, and vote shall be closed, and the City Council shall stand adjourned at the end of the closed session.

Councilmember Carroll seconded the motion, and it was approved by the following vote: Ayes: Horton, McGull, Hosmer, Hardinger, Simpson, Carroll, Lee, Jenson, and McClure. Abstain: None. Absent: None.

Prepared by
Michelle Kaasa

_____
Anita J. Cotter, CMC/MRCC
City Clerk

EXPLANATION TO COUNCIL BILL 2024-257 (HARDINGER)

FILED: 11/19/2024

ORIGINATING DEPARTMENT: Finance

TITLE: A general ordinance amending special Ordinance 6863 to reallocate $100,000 appropriated to the Department of Planning and Development for the Housing and Urban Development ("HUD") five-year consolidated plan to support housing and the remaining balance from the $50,000 appropriated to the HUD consolidated plan for fair housing to fund the Sunshine Street Corridor Plan.

PURPOSE: Amending Special Ordinance 6863 to reallocate funding appropriated to the Planning Department for the HUD 5 year consolidated plan to support housing ($100,000) and unused funds from the HUD consolidated plan for fair housing (any remaining balance of the $50,000 not awarded for the project) and fund the Sunshine Street Corridor Plan with those funds, as recommended by the City Council ARPA Review Committee.

BACKGROUND INFORMATION: The American Rescue Plan Act ("ARPA") of 2021 was passed by Congress on March 10, 2021, and signed into law on March 11, 2021. The Act provided $1.9 trillion in aid to families, governments, businesses, schools, non-profits, and others impacted by COVID-19. The Act included, among other things, $656 billion for direct financial assistance to individuals, businesses and non-profits; $56 billion in assistance to individuals and families, $211 billion for education and childcare programs; $86 billion for health programs; $40 billion for transportation, including airports and rail; $61 billion for a variety of other programs and $350 billion for state and local governments in a Fiscal Recovery Fund.

Of the $350 billion in state and local ARPA Fiscal Recovery Fund administered by the U.S. Department of Treasury, the City of Springfield directly received an allocation of $40,276,290. The City award of $40,276,290 in ARPA Funds was accepted by City Council through Special Ordinance 27535 passed on July 26, 2021.

City Council, through Special Ordinance 6863, approved funding totaling $100,000 for the HUD five (5) year consolidated plan to support housing and $50,000 for the HUD consolidated plan for fair housing and amended the Planning Department's budget for the respective amounts. The Planning Department has determined that it will not be able to meet the December 31, 2024 obligation requirement for the HUD five (5) year consolidated plan to support housing and has decided to undertake the project in-house. In addition, the RFP for the HUD consolidated plan for fair housing has been issued and proposals received, which will result in some savings from the $50,000 budget. The Planning Department desires to redirect the unused funds for both projects to the Sunshine Street Corridor Plan which will be ready to award prior to

December 31, 2024 obligation requirement. No budget adjustment is necessary since the Planning Department has already received the prior budget authority from Special Ordinance 6863.

Submitted By: David Holtmann, Director of Finance

Authorized for inclusion on the agenda pursuant to City Code section 2-33:

Attachments: 1. Planning Department ARPA Reallocation 11.2024

One-rdg. _____
P. Hrngs. _____
Pgs. 4
Filed: 11-12-24

Sponsored by: Hardinger

First Reading: _____ Second Reading: _____

COUNCIL BILL 2024-257 GENERAL ORDINANCE _____

AN ORDINANCE

AMENDING Special Ordinance 6863 to reallocate $100,000 appropriated to the Department of Planning and Development for the Housing and Urban Development ("HUD") five-year consolidated plan to support housing and the remaining balance from the $50,000 appropriated to the HUD consolidated plan for fair housing to fund the Sunshine Street Corridor Plan.

WHEREAS, the City of Springfield received an award of $40,276,290 in the American Rescue Plan Act ("ARPA") Funds in July 2021; and

WHEREAS, the City Council, through Special Ordinance 6863, approved funding totaling $100,000 for the Housing and Urban Development ("HUD") five-year consolidated plan, to support housing, and $50,000 for the HUD consolidated plan for fair housing, and amended the budget of the Department of Planning and Development accordingly; and

WHEREAS, the Department of Planning and Development has determined that it will not be able to meet the December 31, 2024, ARPA obligation requirement for the HUD five-year consolidated plan to support housing and has decided to complete the project internally; and

WHEREAS, the Request for Proposals for the HUD consolidated plan for fair housing has been issued and proposals received, resulting in an estimated savings of $17,500 from the $50,000 budget previously allocated; and

WHEREAS, the Department of Planning and Development desires to redirect the unused funds from both projects to the Sunshine Street Corridor Plan, which will be ready to award prior to the December 31, 2024, ARPA obligation deadline; and

WHEREAS, no budget adjustment is necessary as the Department of Planning and Development has already received prior budget authority in Special Ordinance 6863.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, MISSOURI, as follows, that:

Section 1 – The American Rescue Plan Act ("ARPA") funds originally allocated for the Housing and Urban Development ("HUD") five-year consolidated plan to support housing pursuant to Special Ordinance 6863 are hereby reduced to $100,000 to $0.

Section 2 – The remaining ARPA funds from the original allocation of $50,000 for the HUD consolidated plan for fair housing is hereby reduced to $0.

Section 3 – The remaining balance of ARPA funds originally appropriated for the HUD five-year consolidated plan to support housing and the HUD consolidated plan for fair housing are hereby reallocated to fund the Sunshine Street Corridor Plan.

Section 4 – The City Manager, or designee, is hereby authorized and directed to execute agreements, approved as to form by the City Attorney, for said project by and on behalf of the City of Springfield.

Section 5 – This Ordinance shall be in full force and effect from and after passage.

Passed at meeting: _____

_____
Mayor

Attest: _____, City Clerk

Filed as Ordinance: _____

Approved as to form: Laura Vales, Assistant City Attorney

Approved for Council action: Jason A. Gage, City Manager

EXPLANATION TO COUNCIL BILL 2024-258 (MCCLURE)

FILED: 11/19/2024

ORIGINATING DEPARTMENT: Law

TITLE: A special ordinance authorizing the City of Springfield, Missouri, to enter into an agreement with Anita J. Cotter for the purpose of employing her as City Clerk; authorizing payment of salary and benefits in accordance with the provisions of said agreement; and authorizing the Mayor to execute the same by and on behalf of the City of Springfield.

PURPOSE: Authorizing the City of Springfield, Missouri, to enter into an agreement with Anita J. Cotter for the purpose of employing her as City Clerk; and authorizing payment of salary and benefits in accordance with the provisions of said agreement.

BACKGROUND INFORMATION: City Council appointed Anita J. Cotter ("Cotter") to serve as City Clerk effective May 17, 2015. The current Employment Agreement executed on December 10, 2018, was subsequently amended on September 4, 2019, April 19, 2021, January 24, 2022, January 17, 2023, and December 17, 2023.

This council bill will replace the current Employment Agreement, as amended, with the new Employment Agreement attached as "Exhibit 1." The Agreement sets forth the terms and conditions of employment of Cotter as City Clerk. The Agreement authorizes the payment of salary and benefits in accordance with the provisions of said agreement. The Agreement will be effective upon approval by the City Council.

In addition to a raise, changes to the Employment Agreement include a requirement that the annual performance review align with the budget cycle and occur in the fourth quarter of the fiscal year, i.e. April 1 – June 30 (no date or timeframe was previously specified), as well as changes to the termination clause, including that notice to terminate without cause / good reason has been extended from 30 to 60 days.

Submitted By: Jordan Paul, City Attorney

Authorized for inclusion on the agenda pursuant to City Code section 2-33:

Attachments:
1. City Clerk Employment K 2024_ Ord
2. Exh 1- 2024 Employment Contract

One-rdg. _____
P. Hrngs. _____
Pgs. 31
Filed: 11-12-24

Sponsored by: McClure

First Reading: _____ Second Reading: _____

COUNCIL BILL 2024-258 SPECIAL ORDINANCE _____

AN ORDINANCE

AUTHORIZING the City of Springfield, Missouri, to enter into an agreement with Anita J. Cotter for the purpose of employing her as City Clerk; authorizing payment of salary and benefits in accordance with the provisions of said agreement; and authorizing the Mayor to execute the same by and on behalf of the City of Springfield.

_____

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, MISSOURI, as follows, that:

Section 1 – That the agreement with Anita J. Cotter for the purpose of employing her as City Clerk, a true and accurate copy of said agreement being attached hereto and incorporated as “Exhibit 1,” be and the same is hereby approved and upon execution, payment of salary and benefits to Cotter in accordance therewith is hereby authorized.

Section 2 – That the Mayor of the City of Springfield, Missouri, is hereby authorized and directed to execute said agreement by and on behalf of the City of Springfield.

Section 3 – That this Ordinance shall become effective immediately upon its passage.

Passed at meeting: _____

_____
Mayor

Attest: _____, City Clerk

Filed as Ordinance: _____

Approved as to form: _____, City Attorney

Approved for Council action: _____, City Manager

Exhibit 1

EMPLOYMENT AGREEMENT

THIS EMPLOYMENT AGREEMENT ("this Agreement") is made and entered into this 17th day of December, 2024, by and between the City of Springfield, Missouri ("City"), and Anita J. Cotter ("Employee"), and with City and Employee being referred to collectively as "the Parties."

W I T N E S S E T H:

WHEREAS, City and Employee entered into an Employment Agreement on or about December 10, 2018, including five (5) amendments thereto, collectively attached hereto and incorporated by reference as Exhibit "A"; and

WHEREAS, City and Employee desire to contemporaneously terminate the Employment Agreement dated December 10, 2018 and enter into this Agreement in lieu thereof.

NOW, THEREFORE, in exchange for valuable consideration each received from the other, the receipt and sufficiency of which are hereby acknowledged, the Parties do hereby agree as follows:

1. Recitals Incorporated. The above recitals are incorporated as if restated in full herein.

2. Effective Date. The Employment Agreement dated December 10, 2018 shall terminate at 11:59 p.m. on December 16, 2024 and this Agreement shall be effective at 12:00 a.m. on December 17, 2024 ("the Effective Date").

3. Term. This Agreement is for employment-at-will under Missouri law for a term commencing on the Effective Date and continuing thereafter for an indefinite term, until terminated in accordance with the City Charter, this Agreement, or other law.

4. Employment. Employee shall serve as City Clerk and discharge the duties and responsibilities of such office in accordance with the City Charter, this Agreement, and as assigned by the City Council. Employee shall devote l00% of her business hours to City, except as otherwise provided in this Agreement. Pending approval from City Council, nothing in this Agreement shall preclude Employee from devoting reasonable periods as may be required for outside activities and engagements that will not reflect adversely on City, and that are not inconsistent with the City Charter, or the mission or purposes of City, including, but not limited to, such activities as the following: (a) fulfilling speaking engagements; or (b) engaging in charitable and community activities.

5. Performance. City Council shall annually review the performance of Employee, establishing specific performance goals for Employee, and shall make a reasonable effort to share with Employee City's desired performance review format, City's approach for successful performance, and the desired performance goals for Employee and how said goals relate to the overall success of City. Employee's performance review shall occur in the fourth quarter of the fiscal year.

6. <u>Compensation.</u> Beginning on the Effective Date, for all services provided to City by Employee, Employee shall be paid the following compensation:

A. Base Salary. Annual base salary in the amount of One Hundred Sixty-Five Thousand Dollars ($165,000.00), payable in equal installments not less often than biweekly. City Council shall annually review Employee's base salary in conjunction with her performance review and may increase said salary based on performance, budgetary guidelines, market comparability, or other reasons.

B. Fringe and Welfare Benefits.

i. Automobile Allowance. City agrees to provide Employee with an auto allowance equal to and on the same terms as that which is provided to other employees with said benefit. The current automobile allowance is $7,800 per year. Employee shall be eligible for travel reimbursement pursuant to City policy.

ii. Longevity Pay. City agrees to provide Employee with longevity pay in the amount of $1,200 per year pursuant to General Ordinance No. 3425.

iii. Paid Leave. City agrees to provide Employee with paid leave equal to and on the same terms as that which is provided to full time unclassified employees, including but not limited to vacation, sick leave, holidays, floating holidays, exempt leave, pin day, military leave, jury duty, and funeral leave; however, Employee shall accrue vacation leave at the rate of 160 hours per year and may carry over unused leave with a maximum accrual of 640 hours. Employee shall be eligible to participate in Sick Leave Redemption pursuant to Merit Rule 21.2.1. Employee's paid leave balances shall be carried over from the Employment Agreement dated December 10, 2018 and credited to this Agreement.

iv. Insurance. City agrees to offer Employee insurance plans equal to and on the same terms as those which are provided to full time unclassified employees, including but not limited to health, dental, vision, and life insurance, and subject to City's rights to amend or terminate any such plans at any time.

v. Retirement. City participates in the Missouri Local Government Employees Retirement System ("LAGERS"), specifically L-6. City agrees to make 100% of the required contributions on behalf of Employee. In addition to LAGERS, City participates in a supplementary Section 457 retirement plan ("457 Plan"). City agrees to annually contribute the maximum amount allowed by the Internal Revenue Service into Employee's 457 Plan account during May of each calendar year. Currently, the IRS maximum amount allowed is $30,500.

vi. Other Benefits. In addition to the fringe and welfare benefits set forth herein, Employee may participate, on the same terms, in any other fringe and welfare benefits offered to full time unclassified employees.

7. Job-Related Expenses and Professional Development. City agrees to pay for Employee's job-related expenses and professional development, subject to annual budget appropriation and City policy.

8. Termination. Notwithstanding anything contrary regarding Employee's employment as City Clerk as may be contained within the City Charter or any other source, this Agreement may be terminated by City (by majority vote of City Council), or by Employee, as follows:

A. Without Cause. This Agreement may be terminated without "Cause" (as defined below) by City, or by Employee without Good Reason (as defined below), upon 60 days' prior written notice to the other party. In the event of an involuntary termination without Cause by either party, City reserves the right, at its sole option, at any time within the 60-day notice period, to assign Employee transitional duties in addition to or in lieu of Employee's regular duties; provided, however, that City will not diminish Employee's Compensation before the involuntary termination without cause becomes effective as of the expiration of the 60-day notice period.

If City terminates this Agreement without Cause and requests a release, then conditioned on Employee executing a full release of any claims relating to Employee's employment with City, including the termination of that employment, City shall pay Employee for six (6) months after the effective date of notice of termination an amount equal to Employee's Base Salary in effect at the date of the notice of termination, to be paid in installments in accordance with the City's customary pay schedule. In addition to salary continuation, Employee will continue to receive for said six (6) month period any benefits Employee was receiving as of the date of notice. Other than as stated herein, all obligations of City to pay salary or benefits to Employee shall terminate six (6) months after the effective date of notice of termination.

In the event Employee voluntarily resigns or terminates her employment without providing the notice required pursuant to this paragraph and without Good Reason (as defined below), all obligations of City to Employee hereunder shall cease effective upon the date of notice by Employee of resignation or termination.

B. For Cause. City may terminate this Agreement at any time for Cause (as defined below), which termination shall be effective upon City's written notice to Employee of its election to terminate. For purposes of this Agreement, termination of Employee's employment by City would be for "Cause" in the event Employee: (i) commits an act of dishonesty, deceit, malfeasance, or breach of fiduciary duty in the performance of Employee's duties as an employee of City; (ii) neglects or fails to perform substantially to City Council's satisfaction Employee's job duties and responsibilities (provided that if there exists a performance event or condition that constitutes for Cause, Employee shall have thirty (30) days from the date notice of such performance deficiency is given to cure such event or condition and, if Employee does so, such event or condition shall not constitute for Cause hereunder); (iii) substantially violates any policy or reasonable

expectation of City Council regarding appropriate employee behavior or conduct (provided that if there exists a behavior or conduct issue that constitutes for Cause, Employee shall have thirty (30) days from the date notice of such issue is given to cure such issue and, if Employee does so, such issue shall not constitute for Cause hereunder); (iv) acts or fails to act in any way that reflects materially and adversely upon the City, including but not limited to a violation of any policy of City or the City Charter by Employee; (v) is convicted of, or pleads nolo contendre to any crime or offense involving dishonesty with respect to City, any felony, or any misdemeanor involving moral turpitude, or any illegal act involving personal gain to Employee; (vi) terminates her employment without Good Reason; or (vii) materially breaches any provision of this Agreement. Should Employee be terminated for Cause by City, City is not obligated nor required to pay severance. In the event City terminates this Agreement for Cause, all obligations of City to Employee hereunder shall cease effective upon the date of termination.

C. For Good Reason. Employee may terminate this Agreement at any time for Good Reason (as defined below), which termination shall be effective upon Employee's written notice to the City of Employee's election to terminate. For purposes of this Agreement, termination of this Agreement would be for "Good Reason" in the event the City: (i) acts to amend (or the citizens or legislature act to amend) any provisions of the City Charter, city ordinances, or Missouri law pertaining to the role, powers, duties, authority, responsibilities of Employee's position that substantially changes the form of government; (ii) imposes on Employee an involuntary material reduction in Compensation of more than 20%; or (iii) materially breaches any provision of this Agreement. Notwithstanding the foregoing, Good Reason shall not be deemed to exist unless written notice of termination on account thereof (specifying a termination date of sixty (60) days from the date of such notice) is given by Employee to City no later than sixty (60) days after the time at which the event or condition purportedly giving rise to Good Reason first occurs or arises; and, provided that if there exists an event or condition that constitutes Good Reason, City shall have thirty (30) days from the date notice of such a termination is given to cure such event or condition and, if City does so, such event or condition shall not constitute Good Reason hereunder.

If Employee terminates this Agreement for Good Reason and City requests a release, then conditioned on Employee executing a full release of any claims relating to Employee's employment with City, including the termination of that employment, City shall pay Employee for six (6) months after the effective date of notice an amount equal to Employee's Base Salary in effect at the date of the notice of termination, to be paid in installments in accordance with City's customary pay schedule. In addition to salary continuation, Employee will continue to receive for said six (6) month period any benefits Employee was receiving as of the date of notice. Other than as stated herein, all obligations of City to pay salary or benefits to Employee shall terminate six (6) months after the effective date of notice of termination.

D. Effect of Death. In the event of Employee's death during the period of her employment pursuant to this Agreement, this Agreement shall terminate, and Employee's

legal representative shall be entitled to the unpaid Base Salary earned by Employee through the date of death.

E. Effect of Disability. In the event of Employee's disability during the period of Employee's employment pursuant to this Agreement, City may terminate this Agreement by giving Employee written notice of termination, which termination shall be effective upon City providing Employee (or Employee's agent) written notice of its election to terminate. For purposes of this Agreement, the term "disability" shall mean Employee's mental or physical impairment occurring during the period of Employee's employment pursuant to this Employment Agreement which, as determined by City, renders Employee unable, with or without reasonable accommodation, to safely and effectively perform the essential duties and responsibilities of her position for a period of six (6) consecutive months. The City may make the disability determination prospectively and does not have to allow a period of six months of Employee being unable to perform before the City may terminate this Agreement under this provision.

In the event this Agreement is terminated in accordance with this paragraph (8)(E) of this Agreement, then Employee shall be entitled to the unpaid Base Salary earned by Employee through the date of termination.

9. Amendments. The covenants and obligations herein contained are the full and complete terms of this Agreement, and no alteration, amendments, or changes to such terms shall be binding unless first reduced to writing and executed with the same formality as this Agreement.

10. Assignment. This Agreement, including payment hereunder, shall not be sub-let, assigned, or otherwise disposed of, except with the prior written consent of City.

11. Choice of Law and Venue. This Agreement has been made, and its validity, performance and effect shall be determined, in accordance with the laws of the State of Missouri and venue for litigation between the Parties shall be solely and exclusively in Greene County, Missouri.

12. Compliance with Laws. Employee shall observe and comply with all Federal, State, and local laws.

13. Consequential Damages. In no event shall City be liable to Employee for special, indirect, or consequential damages.

14. Counterparts. This Agreement may be signed in counterparts, each of which shall be deemed an original, but all of which shall constitute one and the same instrument. Facsimile signatures shall be given the same force and effect as original signatures.

15. Joint Drafting. The Parties have participated jointly in the negotiation and drafting of this Agreement. In the event an ambiguity or question of intent or interpretation arises, this Agreement shall be construed as if drafted jointly by the Parties and no presumption or burden of

proof shall arise favoring or disfavoring any Party by virtue of the authorship of an of the provisions of this Agreement.

16. **Entire Agreement.** This Agreement constitutes the entire agreement between the Parties with respect to the matters covered and replaces any and all prior written and verbal agreements and negotiations with respect to such matters. Employee has not relied upon any promise or statement that is not specified in this Agreement.

17. **Headings.** The headings of paragraphs in this Agreement are for convenience only. The headings form no part of this Agreement and shall not affect its interpretation.

18. **Notices.** All notices required or permitted hereinunder and required to be in writing may be given by first class mail addressed to City and Employee at the addresses as follows:

City of Springfield, Missouri ATTN: City Attorney 840 N. Boonville Ave. Springfield, MO 65802	Anita J. Cotter 1811 W. Highland St. Springfield, MO 65807

The date of delivery of any notice given by mail shall be the date falling on the second full day after the day of its mailing.

19. **Representations.** The signatories hereto represent and warrant that they have read this Agreement, that they are fully authorized in the capacities shown, that they understand the terms of this Agreement, and that they are executing the same voluntarily and solely for the consideration described herein.

20. **Severability.** If any of the provisions of this Agreement shall be construed to be invalid or illegal, the legality or validity of the other provisions of this Agreement shall not be affected thereby. Any illegal or invalid provision of this Agreement shall be severable, and any other provisions shall remain in full force and effect.

21. **Third-Party Beneficiaries.** This Agreement shall not confer any rights or remedies upon any person other than the Parties and their respective successors and permitted assigns.

22. **Waiver.** Waiver of any provision of this Agreement or breach of this Agreement shall not thereafter be deemed to be a consent by the waiving party to any further waiver, modification or breach by the other party, whether new or continuing, of the same or any other covenant, condition or provision of this Agreement. Failure by one of the parties to this Agreement to assert its rights for any breach of this Agreement shall not be deemed a waiver of such rights.

[REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK]

IN WITNESS WHEREOF, the City of Springfield, Missouri, has caused this Agreement to be signed and executed on its behalf by Mayor Ken McClure, and duly attested by its Deputy City Clerk, and Employee has signed and executed this Agreement, in duplicate, the day and year first above written.

CITY OF SPRINGFIELD, MISSOURI	ANITA J. COTTER
_____	_____
Ken McClure, Mayor	Anita J. Cotter
ATTEST:	APPROVED AS TO FORM:
_____	_____
Julie Greer, Deputy City Clerk	Jordan L. Paul, City Attorney

Certification that this Employment Agreement is within the purpose of any appropriation to which it is to be charged and that there is an unencumbered balance to the credit of such appropriation sufficient to pay therefor:

_____
David Holtmann, Director of Finance

Exhibit A

CONTRACT

2019-0082

	Routing Order	Date	Initials
Contract Administrator	BUFFEE SMITH	01/16/2019	BMS
City Attorney	RHONDA LEWSADER	01/16/2019	RL
Mayor	KEN MCCLURE	01/15/2019	KM
City Clerk	ANITA COTTER	01/22/2019	NRW

✓ **New Contract** **Contract Renewal** ☐ **Auto Renew** **Addendum** **Change Order** ☐ **Void**

Type Of Contract: EMPLOYMENT

Contractor: COTTER, ANITA

Originating Dept: CITY COUNCIL/MAYOR

Contact Person: ANITA COTTER

Effective Date: 12/10/2018

Termination Date:

Amount: $ .00 **Requisition:** **PO:**

Additional Amt: $ .00

Notes:

Description: EMPLOYMENT AGREEMENT CITY CLERK

Council Bill: 2018-284 **Ordinance No.** 6486

2019 44976

1 - Karen Garrison 1 - Ken McClure 3 - City Clerk

EMPLOYMENT AGREEMENT

This Employment Agreement ("Agreement") is entered into as of the date first written below by and between the City of Springfield, Missouri ("the City" or "Employer") and Anita J. Cotter ("Cotter" or "Employee"). The parties agree as follows:

1. **Employment.** Pursuant to the terms and provisions of this Agreement, the City shall employ Cotter to serve as City Clerk of the City under the terms of this Agreement as of December 10, 2018 (the "Effective Date"), and as of the Effective Date, Cotter shall serve as City Clerk under the terms of this Agreement and shall discharge the duties and responsibilities of such office in accordance with the City Charter, and also in accordance with the terms, conditions and provisions of this Agreement.

2. **Term.** This Agreement is for employment-at-will under Missouri law for a term commencing on the Effective Date and continuing thereafter for an indefinite term, until terminated in accordance with law, the City Charter, or the provisions of termination contained in this Agreement.

3. **The Position.** At all times during Employee's employment hereunder, Employee shall serve as City Clerk at the purview and pleasure of City Council in accordance with and as required by the City Charter which, among other things, requires Employee to perform the duties of City Clerk as set forth in the City Charter and requires Employee to devote her entire time to the duties of her office. At all times, Employee shall report to and be subject to the direction of City Council, and in addition to the functions, duties, and responsibilities of the City Clerk as set forth in the City Charter, Employee shall oversee, discharge and coordinate such additional and further responsibilities as City Council may deem necessary.

4. **Performance.** City Council shall annually review the performance of Employee, establishing specific performance goals for Employee, and shall make a reasonable effort to share with Employee the City's desired performance review format, the City's approach for successful performance, and the desired performance goals for Employee and how said goals relate to the overall success of the City. Additionally, Employee will present to the Mayor and City Council a proposed plan for continued leadership and professional development relating to established goals and objectives identified at least annually.

Throughout Employee's employment pursuant to this Agreement, Employee agrees to and shall devote 100% of her professional and business hours and her undivided attention to the business and affairs of the City, except as otherwise provided in this Agreement. Provided that Employee timely discloses to City Council, and receives City Council's approval to engage in the activity, nothing in this Agreement shall preclude Employee from devoting reasonable periods as may be required for outside activities and engagements that will not reflect adversely on the City, and that are not inconsistent with the City Charter.

5. **Compensation.** For all services provided to the City by Employee during Employee's employment hereunder, Employee shall be paid the following compensation: Beginning the Effective Date, December 10, 2018 Dollars ($103,248.60) annually, payable in equal installments not less often than biweekly. Beginning the Effective Date, Employee's performance shall be evaluated by City Council annually, and increases in annual Base Compensation, if any, shall be based on Employee's performance, budgetary guidelines, market

comparability, or for other reasons as desired by City Council. Beginning in January 2019, Employee's annual salary will be reviewed in conjunction with the City's fiscal year. In addition, Employee shall receive longevity pay in the annual amount of $1,200.00 based on years of service. The compensation provided in this paragraph shall be in addition to the benefits and other remunerations that are set forth in this Agreement.

6. **Fringe and Welfare Benefits.**

(a) **Automobile Allowance.** Throughout Employee's employment under this Agreement, Employee shall receive a car allowance of $430.00 per month ($5,160.00 annually), in accordance with the car allowance available to other similarly-situated unclassified active employees of the City. Employee shall also be eligible for reimbursement for mileage for approved out-of-state travel in accordance with the reimbursement allowed for other similarly-situated unclassified active employees of the City. Should Employee travel outside of Greene County, Missouri for the purposes of necessary travel approved by the City, Employee shall have the option of using, from time-to-time, a vehicle owned by the City pursuant to the City's normal processes and practices available to other similarly-situated unclassified active employees of the City.

(b) **Leave Benefits.** In addition to leave authorized and allowed by law, including military leave and Family and Medical Leave, Employee shall receive the following leave benefits:

(i) Per Agreement annual term for the twelve (12) months following the Effective Date, twelve (12) days of sick leave. Employee may carry over unused sick leave with a maximum accrual of 180 days, or 1,440 hours. Maximum accrual amount may be less than 1,440 hours if sell-back provision is utilized.

(ii) Per Agreement Employee will accrue vacation at the rate of twenty (20) days annually subject to the rules of accrual which are applicable to all city employees hired after 1995.

(iii) Per calendar year, four (4) floating holidays, nine (9) city holidays, and five (5) days of exempt leave. All calendar year annual leave must be used by the end of the last full pay period of the calendar year and may not be carried over.

(c) **Health Insurance and Dental Insurance.** Employee is eligible to receive health insurance benefits and dental insurance benefits under the terms and conditions of the City's insurance plans under the same terms and conditions as other similarly-situated unclassified active employees of the City, and subject also to the City's right to amend or terminate any such plans at any time.

(d) **Retirement Benefits.** The parties agree and understand that the City participates in the Missouri Local Government Employees Retirement System ("LAGERS"). Upon Employee's qualification for participation under LAGERS, the City agrees to 100% of the required contributions on behalf of Employee with a two percent (2%) defined benefit multiplier. In addition to LAGERS, the parties agree and understand that the City participates in a supplementary Section 457 retirement plan ("457 Plan"). The City agrees to contribute up to $10.00 per pay period into Employee's 457 Plan account as long as Employee also contributes $10.00 per pay period.

(e) **Other Benefits.** In addition to the fringe and welfare benefits set forth herein, throughout the period of Employee's employment by the City under this Agreement, Employee may participate in all fringe and welfare benefit plans offered by the City, including but not limited to life insurance and enrollment in the Cafeteria Plan, subject to and in accordance with the provisions and eligibility requirements of each such plan, and subject also to the City's right to amend or terminate any such plan at any time. Any benefits to be provided are subject to change and will be offered to the extent, and on the terms, made available to other similarly-situated unclassified active employees.

7. **Bonding.** The City shall bear the cost of any fidelity or other bonds required of Employee under any law or ordinance.

8. **Termination.** Notwithstanding anything contrary regarding Employee's employment as City Clerk as may be contained within the City Charter, this Agreement may be terminated by the City (by majority vote of City Council), or by Employee, as follows:

(a) **Without Cause.** Notwithstanding any other provision of this Agreement or anything contained herein to the contrary, this Agreement may be terminated without Cause upon thirty (30) days' prior written notice by one party to the other party. In the event of a termination without Cause by either party, the City reserves the right, at its sole option, at any time within the 30-day notice period, to assign Employee transitional duties in addition to or in lieu of Employee's regular duties; provided, however, the City will not diminish Employee's Base Compensation or benefits before the expiration of the 30-day notice period.

In the event Employee voluntarily resigns or terminates her employment without providing the notice required pursuant to this paragraph ten (8)(a), all obligations of the City to Employee hereunder shall cease effective upon the date of notice by Employee of resignation or termination.

(b) **Effect of Death.** In the event of Employee's death during the period of her employment pursuant to this Agreement, all unpaid Base Compensation earned by Employee through the date of death will be paid to the Employee.

(d) **For Cause.** The City may terminate this Agreement at any time for Cause (as defined below), which termination shall be effective upon the City's written notice to Employee of its election to terminate. For purposes of this Agreement, termination of Employee's employment by the City would be "for

Cause" in the event Employee: (i) commits an act of dishonesty, deceit, malfeasance, or breach of fiduciary duty in the performance of Employee's duties as an employee of the City; (ii) neglects or fails to perform substantially to City Council's satisfaction Employee's job duties and responsibilities (provided that if there exists a performance event or condition that constitutes for Cause, Employee shall have thirty (30) days from the date notice of such performance deficiency is given to cure such event or condition and, if Employee does so, such event or condition shall not constitute for Cause hereunder); (iii) substantially violates any policy or reasonable expectation of City Council regarding appropriate employee behavior or conduct (provided that if there exists a behavior or conduct issue that constitutes for Cause, Employee shall have thirty (30) days from the date notice of such issue is given to cure such issue and, if Employee does so, such issue shall not constitute for Cause hereunder); (iv) acts or fails to act in any way that reflects materially and adversely upon the City, including but not limited to a violation of any policy of the City or the City Charter by Employee; (v) is convicted of, or pleads *nolo contendre* to any felony, or any misdemeanor involving moral turpitude, or any crime or offense involving dishonesty with respect to the City, or any illegal act involving personal gain to Employee; (vi) terminates her employment without cause; or (vii) materially breaches any provision of this Agreement. In the event the City terminates this Agreement for Cause, all obligations of the City to Employee hereunder shall cease effective upon the date of termination.

9. **Compliance with Applicable Laws and Regulations.** This Agreement is to be construed, and the compensation provided hereunder is to be paid, in such manner and at such times as shall comply with all applicable laws and regulations.

10. **Governing Law.** This Agreement is made and entered into in the State of Missouri and shall be interpreted, construed, enforced and applied pursuant to and in accordance with the laws of Missouri.

11. **Amendment and Waiver.** This Agreement shall not be modified or amended except upon the prior mutual written agreement of the parties. No term or provision of this Agreement shall be deemed to have been waived nor shall any estoppel operate against the enforcement of any provision of this Agreement except by written instrument of the party charged with such waiver or estoppel. No written wavier shall be a continuing waiver unless expressly so stated therein, and each waiver shall be effective only as to the specific term or condition waived, and shall not constitute a continuing wavier of any term or condition.

12. **Severability.** In the event that any provision of this Agreement is held or determined to be invalid or unenforceable for any reason, such invalidity shall not affect any other provision of this Agreement which shall at all times remain in full force and effect.

13. **Notices**. All notices required or permitted hereunder shall be immediately effective upon hand-delivery to the other party, or by electronic mail to the other party with a delivery and read receipt request, or by mail, postage prepaid, to the other party's last known address.

14. **Entire Agreement.** This Agreement constitutes the entire agreement between the parties respecting Employee's employment with the City on and after the Effective Date

superseding all prior agreements and negotiations with respect to the subject matter hereof. This Agreement may be executed and delivered in one or more counterparts, all of which together shall constitute a single agreement.

IN WITNESS WHEREOF, the parties have caused this Agreement to be duly executed as of the date first written below.

12-10-18
Date

Anita J. Cotter

"Cotter" or "Employee"

The City of Springfield, Missouri

By: _____
Ken McClure, Mayor

"the City" or "Employer"

APPROVED AS TO FORM:
BY _____
City Attorney or designee

CONTRACT

2019-0082-01

	Routing Order	Date	Initials
Contract Administrator	BUFFEE SMITH	09/17/2019	BMS
City Attorney	RHONDA LEWSADER	9/19/19	
Mayor	KEN MCCLURE	09/16/2019	KM
City Clerk	ANITA COTTER	9/25/19	

☐ New Contract ☐ Contract Renewal ☐ Auto Renew ☑ Addendum ☐ Change Order ☐ Void

Type Of Contract: EMPLOYMENT

Contractor: COTTER, ANITA

Originating Dept: CITY COUNCIL/MAYOR

Contact Person: ANITA COTTER

Effective Date: 12/10/2018

Termination Date: **Owned:**

Amount: $ .00 **Requisition:** **PO:**

Additional Amt: $ .00

Notes: AMENDING COMPENSATION

Description: EMPLOYMENT AGREEMENT CITY CLERK

Council Bill: 2019-175 **Ordinance No.** 27217

2019 46891

1- Karen Garrison 2- Anita Cotter 1- Ken McClure

2019-0082-01

FIRST AMENDMENT TO PARAGRAPH 5 – COMPENSATION OF THE EMPLOYMENT AGREEMENT BETWEEN THE CITY OF SPRINGFIELD, MISSOURI AND ANITA J. COTTER

THIS FIRST AMENDMENT to PARAGRAPH 5 of the EMPLOYMENT AGREEMENT between the City of Springfield, Missouri ("the City" or "Employer") and Anita J. Cotter, City Clerk ("Cotter" or "Employee"), dated December 10, 2018 (the "Agreement"), is entered into by and between the City and Cotter as of the date and year first written below (the "First Amendment").

WHEREAS, the City and Cotter are parties to a certain Employment Agreement executed and effective as of December 10, 2018 (the "Agreement"); and

WHEREAS, the City and Cotter wish to amend a certain provision of the Agreement as hereinafter provided.

NOW, THEREFORE, in consideration of the premises and the mutual covenants and obligations hereinafter contained, the parties do hereby agree to amend the Agreement as hereinafter provided:

1. Effective as of the date approved by City Council, Paragraph 5 – Compensation, of the Agreement, is hereby deleted in its entirety and the following is inserted in its place:

PARAGRAPH 5 – COMPENSATION

> 5. **Compensation.** For all services provided to the City by Employee during Employee's employment hereunder, Employee shall be paid the following compensation: Beginning August 12, 2019, One Hundred Six Thousand Seven Hundred Eight Dollars ($106,708.00) annually, payable in equal installments not less often than biweekly ("Base Compensation"). Thereafter, Employee's annual Base Compensation will be reviewed by City Council in conjunction with the City's fiscal year and Employee's performance shall also be evaluated by City Council, and increases in annual Base Compensation, if any, shall be based on Employee's performance, budgetary guidelines, market comparability, or for other reasons as desired by City Council. In addition, Employee shall receive longevity pay in the annual amount of One Thousand Two Hundred Dollars ($1,200.00) based on years of service. The compensation provided in this paragraph shall be in addition to the benefits and other remunerations that are set forth in this Agreement.

2. Unless otherwise indicated, all remaining provisions of the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this First Amendment as of the date and year first written below.

9/4/19
Date

Anita J. Cotter

"Cotter" or "Employee"

The City of Springfield, Missouri

By: Ken McClure
Ken McClure, Mayor

"the City" or "Employer"

APPROVED AS TO FORM

By: City Attorney or designee

CONTRACT

2019-0082-02

	Routing Order	Date	Initials
Director of Finance	DAVID HOLTMANN	05/04/2021	DH
Contract Administrator	BUFFEE SMITH	05/04/2021	BMS
City Attorney	RHONDA LEWSADER	05/04/2021	RL
Mayor	KEN MCCLURE	04/30/2021	KM
City Clerk	ANITA COTTER		

☐ **New Contract** ☐ **Contract Renewal** ☐ **Auto Renew** ☑ **Addendum** ☐ **Change Order** ☐ **Void**

Type Of Contract: EMPLOYMENT

Contractor: COTTER, ANITA

Originating Dept: CITY COUNCIL/MAYOR

Contact Person: ANITA COTTER

Effective Date: 12/10/2018

Termination Date: **Owned:**

Amount: $ .00 **Requisition:** **PO:**

Additional Amt: $ .00

Notes: AMENDING COMPENSATION

Description: EMPLOYMENT AGREEMENT CITY CLERK

Council Bill: 2021-088 **Ordinance No.** 27487

2019 52204

SECOND AMENDMENT TO PARAGRAPH 5 – COMPENSATION OF THE EMPLOYMENT AGREEMENT BETWEEN THE CITY OF SPRINGFIELD, MISSOURI AND ANITA J. COTTER

THIS SECOND AMENDMENT to PARAGRAPH 5 of the EMPLOYMENT AGREEMENT between the City of Springfield, Missouri ("the City" or "Employer") and Anita J. Cotter, City Clerk ("Cotter" or "Employee"), dated December 10, 2018 (the "Agreement"), is entered into by and between the City and Cotter as of the date and year first written below (the "Second Amendment").

WHEREAS, the City and Cotter are parties to a certain Employment Agreement executed and effective as of December 10, 2018 (the "Agreement"); and

WHEREAS, the City and Cotter wish to amend a certain provision of the Agreement as hereinafter provided.

NOW, THEREFORE, in consideration of the premises and the mutual covenants and obligations hereinafter contained, the parties do hereby agree to amend the Agreement as hereinafter provided:

1. Effective as of the date approved by City Council, Paragraph 5 – Compensation, of the Agreement, is hereby deleted in its entirety and the following is inserted in its place:

PARAGRAPH 5 – COMPENSATION

> 5. **Compensation.** For all services provided to the City by Employee during Employee's employment hereunder, Employee shall be paid the following compensation: Beginning April 19, 2021, One Hundred Eleven Thousand Six Hundred Seventeen Dollars ($111,617.00) annually, payable in equal installments not less often than biweekly ("Base Compensation"). Thereafter, Employee's annual Base Compensation will be reviewed by City Council in conjunction with the City's fiscal year and Employee's performance shall also be evaluated by City Council, and increases in annual Base Compensation, if any, shall be based on Employee's performance, budgetary guidelines, market comparability, or for other reasons as desired by City Council. In addition, Employee shall receive longevity pay in the annual amount of One Thousand Two Hundred Dollars ($1,200.00) based on years of service. The compensation provided in this paragraph shall be in addition to the benefits and other remunerations that are set forth in this Agreement.

2. Unless otherwise indicated, all remaining provisions of the Agreement shall remain in full force and effect.

EXHIBIT A

IN WITNESS WHEREOF, the parties hereto have executed this Second Amendment as of the date and year first written below.

4-19-21
Date

Anita J. Cotter
Anita J. Cotter

"Cotter" or "Employee"

The City of Springfield, Missouri

By: Ken McClure
Ken McClure, Mayor

"the City" or "Employer"

APPROVED AS TO FORM

Rhonda Lewsader
Rhonda Lewsader (May 4, 2021 09:41 CDT)

City Attorney or designee

CERTIFICATE OF DIRECTOR OF FINANCE

I certify that the expenditure contemplated by this document is within the purpose of the appropriation to which it is to be charged and that there is an unencumbered balance of appropriated and available funds to pay therefor.

David C Holtmann
David C Holtmann (May 4, 2021 10:05 CDT)

Director of Finance or Acting Director

THIRD AMENDMENT TO THE EMPLOYMENT AGREEMENT BETWEEN THE CITY OF SPRINGFIELD, MISSOURI, AND ANITA J. COTTER

THIS THIRD AMENDMENT to the Employment Agreement between the City of Springfield, Missouri ("City") and Anita J. Cotter, City Clerk ("Cotter") is entered into as of the date of execution.

WHEREAS, the City and Cotter are parties to a certain Employment Agreement dated December 10, 2018, which has been previously amended by First and Second amendments (collectively, the "Agreement"); and

WHEREAS, the City and Cotter wish to amend certain provisions of the Agreement as hereinafter provided.

NOW THEREFORE, in consideration of the premises and the mutual covenants and obligations hereinafter contained, the parties do hereby agree to amend the Agreement as hereinafter provided:

1. Effective January 30, 2022, the first paragraph of subpart (a) "Without Cause" of Paragraph 8. "Termination" is hereby deleted and the following paragraph is inserted in its place:
    a. **Without Cause**. Notwithstanding any other provision of this Agreement or anything contained herein to the contrary, this Agreement may be terminated without Cause by the City upon thirty (30) days prior written notice, and by Cotter upon sixty (60) days prior written notice. In the event of a termination without Cause by either party, the City reserves the right, at its sole option, at any time within the applicable notice period, to assign Employee transitional duties in addition to or in lieu of Employee's regular duties; provided, however, the City will not diminish Employee's Base Compensation before the expiration of the applicable notice period.

2. Effective January 30, 2022, Paragraph 5 – Compensation, of the Agreement is hereby deleted in its entirety and the following paragraph is inserted in its place:

    5. **Compensation.** For all services provided to the City by Employee during Employee's employment hereunder, Employee shall be paid the following compensation: Beginning January 30, 2022, One Hundred Sixteen Thousand and Eighty-Nine dollars and Twenty Three cents ($116,089.23) annually, payable in equal installments not less often than biweekly ("Base Compensation"). Thereafter, Employee's annual Base Compensation will be reviewed by City Council in conjunction with the City's fiscal year and Employee's performance shall also be evaluated by City Council, and increases in annual Base Compensation, if any, shall be based on Employee's performance, budgetary guidelines, market comparability, or for

other reasons as desired by City Council. If City Council so desires, it may review Employee's Base Compensation for possible increase at a greater frequency than in conjunction with the City's fiscal year. In addition, Employee shall receive longevity pay in the annual amount of One Thousand Two Hundred Dollars ($1,200.00) based on years of service. The compensation provided in this paragraph shall be in addition to the benefits and other renumerations that are set forth in this Agreement.

3. Unless otherwise indicated, all remaining provisions of the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this Third Amendment as of the date and year written below.

5-2-22
Date

Anita J. Cotter

The City of Springfield, Missouri

By: _____
Ken McClure, Mayor

CERTIFICATE OF DIRECTOR OF FINANCE
I certify that the expenditure contemplated by this document is within the purpose of the appropriation to which it is to be charged and that there is an unencumbered balance of appropriated and available funds to pay therefor.

_____
Director of Finance or Acting Director

APPROVED AS TO FORM

_____
City Attorney or designee

CONTRACT

2019-0082-04

	Routing Order	Date	Initials
Director of Finance	DAVID HOLTMANN	01/18/23	DH
Contract Administrator	BUFFEE SMITH	01/18/2023	BMS
City Attorney	RHONDA LEWSADER	01/18/23	RL
Mayor	KEN MCCLURE	1-19-23	KM
City Clerk	ANITA COTTER	1-19-23	AGC

☐ **New Contract** ☐ **Contract Renewal** ☐ **Auto Renew** ☑ **Addendum** ☐ **Change Order** ☐ **Void**

Type Of Contract: EMPLOYMENT

Contractor: COTTER, ANITA

Originating Dept: CITY COUNCIL/MAYOR

Contact Person: ANITA COTTER

Effective Date: 12/10/2018

Termination Date: **Owned:**

Amount: $ .00 **Requisition:** **PO:**

Additional Amt: $ .00

Notes: AMENDING LANGUAGE AND COMPENSATION

Description: EMPLOYMENT AGREEMENT CITY CLERK

Council Bill: 2022-300 **Ordinance No.** 27789

2019 59979

2019-0082-04

FOURTH AMENDMENT TO THE EMPLOYMENT AGREEMENT BETWEEN THE CITY OF SPRINGFIELD, MISSOURI, AND ANITA J. COTTER

THIS FOURTH AMENDMENT to the Employment Agreement between the City of Springfield, Missouri ("City") and Anita J. Cotter, City Clerk ("Cotter") is entered into as of the date of execution.

WHEREAS, the City and Cotter are parties to a certain Employment Agreement dated December 10, 2018, which has been previously amended by First, Second and Third amendments (collectively, the "Agreement"); and

WHEREAS, the City and Cotter wish to amend certain provisions of the Agreement as hereinafter provided.

NOW THEREFORE, in consideration of the premises and the mutual covenants and obligations hereinafter contained, the parties do hereby agree to amend the Agreement as hereinafter provided:

1. Effective January 15, 2023, Paragraph 5 – "Compensation," of the Agreement is hereby deleted in its entirety and the following paragraph is inserted in its place:

> 5. **Compensation.** For all services provided to the City by Employee during Employee's employment hereunder, Employee shall be paid the following compensation: Beginning January 15, 2023, One Hundred Twenty-Eight Thousand Seven Hundred Forty-Two dollars and ninety cents ($128,742.90) annually, payable in equal installments not less often than biweekly ("Base Compensation"). Thereafter, Employee's annual Base Compensation will be reviewed by City Council in conjunction with the City's fiscal year and Employee's performance shall also be evaluated by City Council, and increases in annual Base Compensation, if any, shall be based on Employee's performance, budgetary guidelines, market comparability, or for other reasons as desired by City Council. If City Council so desires, it may review Employee's Base Compensation for possible increase at a greater frequency than in conjunction with the City's fiscal year. In addition, Employee shall receive longevity pay in the amount of One Thousand Two Hundred Dollars ($1,200.00) based on years of service. The compensation provided for in this paragraph shall be in addition to the benefits and other renumerations that are set forth in this Agreement.

2. Effective January 15, 2023, Paragraph 6 – Fringe and Welfare Benefits, subparts (b) "Leave Benefits," (d) "Retirement Benefits," and (e) "Other Benefits" are amended by deleting the current provisions of said subparts and inserting the following in their place:

(b) **Leave Benefits**. In addition to leave authorized and allowed by law, including military leave and Family and Medical Leave, Employee shall receive the following leave benefits:

(i) Per Agreement annual term for the twelve (12) months following the Effective Date, twelve (12) days of sick leave. Employee may carry over unused sick leave with a maximum accrual of 180 days, or 1,440 hours. Maximum accrual amount may be less than 1,440 hours if the sell back provision currently authorized by Merit Rule 21.2.1 is utilized.

(ii) Per Agreement Employee will accrue vacation at the rate of twenty (20) days annually subject to the rules on maximum accumulation of accruals which are applicable to all City employees hired after 1995 (currently set forth in Merit Rule 21.1(g)).

(iii) Per calendar year, four (4) floating holidays, five (5) days of exempt leave, and the total number of holidays recognized by the City (currently set forth in Merit Rule 20.1). All calendar year annual leave must be used by the end of the last full pay period of the calendar year and may not be carried over.

. . .

(d) **Retirement Benefits**. The parties agree and understand that the City participates in the Missouri Local Government Employees Retirement System ("LAGERS"). Upon Employee's qualification for participation under LAGERS, the City agrees to 100% of the required contributions on behalf of Employee with a two percent (2%) defined benefit multiplier. In addition to LAGERS, the parties agree and understand that the City participates in a supplementary Section 457 retirement plan ("457 Plan"). The City agrees to contribute up to $10.00 per pay period into Employee's 457 Plan account as long as Employee also contributes $10.00 per pay period. Additionally, starting calendar year 2023, and for each calendar year thereafter, the City agrees to contribute $14,100.00 into Employee's 457 Plan account during the month of May.

(e) **Other Benefits.** In addition to the fringe and welfare benefits set forth herein, throughout the period of Employee's employment by the City under this Agreement, Employee may participate in all fringe and welfare benefit plans offered by the City, including but not limited to life insurance and enrollment in the Cafeteria Plan, subject to and in accordance with the provisions and eligibility requirements of each such plan, and subject also to the City's right to amend or

terminate any such plan at any time. Any benefits to be provided are subject to change and will be offered to the extent, and on the terms, made available to other similarly-situated unclassified active employees—including any increases to the benefits set forth in paragraphs (a) through (d) above.

3. Effective January 15, 2022, the first paragraph of subpart (a) "Without Cause" of Paragraph 8, "Termination" (as previously amended by the Third Amendment to this Agreement), is hereby deleted and the following paragraph is inserted in its place:

a. **Without Cause.** Notwithstanding any other provision of this Agreement or anything contained herein to the contrary, this Agreement may be terminated without Cause by either the City or Employee upon thirty (30) days prior written notice. In the event of a termination without Cause by either party, the City reserves the right, at its sole option, at any time within the 30-day notice period, to assign Employee transitional duties in addition to or in lieu of Employee's regular duties; provided, however, the City will not diminish Employee's Base Compensation before the expiration of the 30-day notice period.

4. All remaining provisions of the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this Third Amendment as of the date and year written below.

1-17-23 _____ Anita J. Cotter _____

Date

Anita J. Cotter

The City of Springfield, Missouri

By: _____

Ken McClure, Mayor

Certification of Director of Finance

I certify that the expenditure contemplated by this document is within the purpose of the appropriation to which it is to be charged and that there is an unencumbered balance of appropriated and available funds to pay therefor.

Director of Finance or Acting Director

APPROVED AS TO FORM

City Attorney or designee

FIFTH AMENDMENT TO THE EMPLOYMENT AGREEMENT BETWEEN THE CITY OF SPRINGFIELD, MISSOURI, AND ANITA J. COTTER

THIS FIFTH AMENDMENT to the Employment Agreement between the City of Springfield, Missouri ("City") and Anita J. Cotter, City Clerk ("Cotter") is entered into as of the date of execution.

WHEREAS, the City and Cotter are parties to a certain Employment Agreement dated December 10, 2018, which has been previously amended by First, Second, Third, and Fourth amendments (collectively, the "Agreement"); and

WHEREAS, the City and Cotter wish to amend certain provisions of the Agreement as hereinafter provided.

NOW THEREFORE, in consideration of the premises and the mutual covenants and obligations hereinafter contained, the parties do hereby agree to amend the Agreement as hereinafter provided:

1. Effective December 17, 2023, Paragraph 5 – "Compensation," of the Agreement is hereby deleted in its entirety and the following paragraph is inserted in its place:

> 5. Compensation. For all services provided to the City by Employee during Employee's employment hereunder, Employee shall be paid the following compensation: Beginning December 17, 2023, One Hundred Thirty-Nine Thousand Eight Hundred Ninety-Two dollars and twenty-two cents ($139,892.22) annually, payable in equal installments not less often than biweekly ("Base Compensation"). Thereafter, Employee's annual Base Compensation will be reviewed in conjunction with the City's fiscal year by City Council and Employee's performance shall also be evaluated by City Council, and increases in annual Base Compensation, if any, shall be based on Employee's performance, budgetary guidelines, market comparability, or for other reasons as desired by City Council. If City Council so desires, it may review Employee's Base Compensation for possible increase at a greater frequency than in conjunction with the City's fiscal year. In addition, Employee shall receive longevity pay in the amount of One Thousand Two Hundred Dollars ($1,200.00) based on years of service. The compensation provided for in this paragraph shall be in addition to the benefits and other renumerations that are set forth in this Agreement.

2. All other remaining provisions of the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this Third Amendment as of the date and year written below.

12-13-23

Date

Anita J. Cotter

Anita J. Cotter

The City of Springfield, Missouri

By:

Ken McClure, Mayor

Certification of Director of Finance

I certify that the expenditure contemplated by this document is within the purpose of the appropriation to which it is to be charged and that there is an unencumbered balance of appropriated and available funds to pay therefor.

Director of Finance or Acting Director

Approved as to form:

City Attorney or Assistant City Attorney

EXPLANATION TO SUBSTITUTE COUNCIL BILL 2024-264 (SIMPSON)

FILED: 12/04/2024

ORIGINATING DEPARTMENT: City Clerk

TITLE: A special ordinance authorizing the City of Springfield, Missouri, to enter into an Interagency Agreement with the Department of Public Works for the purpose of obligating American Rescue Plan Act ("ARPA") funds for use in the Historic City Hall Renovation project for the not to exceed price of $4,584,190.00; and amending the Fiscal Year 2024-2025 budget.

PURPOSE: To authorize the City of Springfield, Missouri, to enter into an Interagency Agreement with the Department of Public Works for the purpose of obligating American Rescue Plan Act ("ARPA") funds for use in the Historic City Hall Renovation project for the not to exceed price of $4,584,190.00; and amending the Fiscal Year 2024-2025 budget.

BACKGROUND INFORMATION: Explanation: Substitute Council Bill 2024-264 would increase the amount of the Interagency Agreement for the Historic City Hall Renovation project by $50,000 by reallocating the ARPA funds previously appropriated to the Commercial Street CID.

Submitted By: Jordan Paul, City Attorney

Authorized for inclusion on the agenda pursuant to City Code section 2-33:

Attachments:
1. CB 2024-264 Substitute
2. CB 2024-264 Substitute - Ex 1 - K
3. CB 2024-264 Substitute - Ex 2 - BA

One-rdg. _____
P. Hrngs. _____
Pgs. 8
Filed: 12-3-24

Sponsored by: Simpson

First Reading: _____ Second Reading: _____

COUNCIL BILL Substitute 2024-264 SPECIAL ORDINANCE _____

AN ORDINANCE

AUTHORIZING the City of Springfield, Missouri, to enter into an Interagency Agreement with the Department of Public Works for the purpose of obligating American Rescue Plan Act ("ARPA") funds for use in the Historic City Hall Renovation project for the not to exceed price of $4,584,190.00; and amending the Fiscal Year 2024-2025 budget.

_____

WHEREAS, the deadline for obligating ARPA State and Local Fiscal Recovery Funds ("SLFRF") is December 31, 2024; and

WHEREAS, $4,534,190.00 of ARPA funds received by the City have been allocated for the Historic City Hall Renovation project; and

WHEREAS, the City has elected to use the construction manager-at-risk ("CMAR") method for the Historic City Hall Renovation project and the CMAR is in the process of receiving additional bids for certain components of the project and requires additional time before submitting a guaranteed maximum price for the City's consideration; and

WHEREAS, $50,000 of ARPA funds received by the City have been allocated for certain eligible projects to be performed by the Commercial Street Community Improvement District ("CID"); and

WHEREAS, the Commercial Street CID has not committed to complying with the April 30, 2025 substantial progress deadline recommended by the ARPA Review Committee; and

WHEREAS, pursuant to Treasury, an Interagency Agreement will allow for the obligation of ARPA funds for the Historic City Hall Renovation project in advance of the December 31, 2024 deadline; and

WHEREAS, said Interagency Agreement imposes conditions on the use of funds by recipient agency, department, or part of government receiving funds to carry out the

program; governs provision of funds from one agency, department, or part of government to another to carry out an eligible use of SLFRF funds; and/or governs the procurement of goods or services by one agency, department, or part of government from another; and

WHEREAS, said Interagency Agreement sets forth specific requirements (e.g., scope of work and project deliverables); is signed by the parties or otherwise evidences assent of parties; and does not disclaim binding effect or state that it does not create rights or obligations.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, MISSOURI, as follows, that:

Section 1 – That the agreement with the Department of Public Works for the purpose of obligating American Rescue Plan Act ("ARPA") funds for use in the Historic City Hall Renovation project for the not to exceed price of $4,584,190.00, a true and accurate copy of said agreement being attached hereto and incorporated as Exhibit "1," be and the same is hereby approved.

Section 2 – That the Mayor of the City of Springfield, Missouri, is hereby authorized and directed to execute said agreement by and on behalf of the City of Springfield.

Section 3 – The budget of the City of Springfield for Fiscal Year 2024-2025 is hereby amended in the accounts and in the amounts as shown on Budget Adjustment No. 043, a copy of which is attached hereto and incorporated herein by reference as Exhibit "2."

Section 4 – City Council hereby finds that the budget adjustment made above has been recommended by the City Manager.

Section 5 – The City Manager, or designee, is directed to cause the appropriate accounting entries to be made in the books and records of the City.

Section 6 – That this Ordinance shall become effective immediately upon its passage.

Passed at meeting: _____

_____
Mayor

Attest: _____, City Clerk

Filed as Ordinance: _____

Approved as to form: _____, City Attorney

Approved for Council action: _____, City Manager

CITY OF SPRINGFIELD INTERAGENCY AGREEMENT (IAA) AGREEMENT BETWEEN DEPARTMENTS/AGENCIES

Section 1

Check all that apply

☒ : Imposes conditions on the use of funds by recipient agency, department, or part of government receiving funds to carry out the program.

☐ : Governs provision of funds from one agency, department, or part of government to another to carry out an eligible use of SLFRF funds.

☐ : Governs the procurement of goods or services by one agency, department, or part of government from another.

Is at least one item above checked?

- Yes, please proceed to Section 2.
- No, STOP - Interagency Agreement does not constitute an obligation per Treasury Guidance[1]

Section 2

Check all that apply

☒ : Sets forth specific requirements (e.g., scope of work and project deliverables).

☒ : Is signed by the parties or otherwise evidences assent of parties.

☒ : Does not disclaim binding effect or state that it does not create rights or obligations.

Are all of the items in Section 2 checked?

- Yes, please proceed to Section 3
- No, STOP – Interagency Agreement does not constitute an obligation per Treasury Guidance[2]

[1] Obligating SLFRF Funds Through an Interagency Agreement
[2] Obligating SLFRF Funds Through an Interagency Agreement

CITY OF SPRINGFIELD INTERAGENCY AGREEMENT (IAA) AGREEMENT BETWEEN DEPARTMENTS/AGENCIES

Section 3[3]

DEPARTMENT		
1. Departments Involved in the IAA		
	Department Requesting Products/Services	**Department Providing Products/Services**
Name	City of Springfield, Missouri by and through City Council	Department of Public Works, Springfield, Missouri
Address	840 Boonville Ave. Springfield, MO 65802	840 Boonville Ave. Springfield, MO 65802
2. Agreement Period Start Date 12/16/2024 (MM-DD-YY) and End Date 12/31/2026 (MM-DD-YY) of IAA or effective cancellation date.		
3. Estimated Agreement Amount Direct Cost: $4,584,190.00 Overhead Fees & Charges: N/A Total Estimated Amount: $4,584,190.00	Provide a general explanation of the Overhead Fees and Charges, if applicable: _____ _____	
4. **Requesting Department's Scope** Department shall implement the Historic City Hall Renovation Project ("Project") , including any milestones and deliverables, as described herein. Project includes upgrading the historic structure to meet the needs of the present-day City functions. The scope of work includes the addition of a new elevator, restroom core, upgrading the electrical and mechanical systems providing more efficiency, and reorganizing the layout to better accommodate the Finance Department, City Clerk, and City Council. The Project will continue the upgrade of Historic City Hall's HVAC as well as continue the exterior renovations. The Project includes demolition of the wood framed structure at the southeast corner of the building, restoration of the building facade, new entrance doors, roof replacement, window replacements, sidewalk improvements, exterior lighting and landscaping.		

[3] United States Government Interagency Agreement (IAA) Agreement Between Federal Agencies General Terms & Conditions (GT&C) Section

4.a. Contact Change Orders, Contingencies, and Amendments[4]

Executed contracts with the City of Springfield can be subject to change orders, contingencies and amendments.
☐ : Check this box indicating you read and agree to follow the above statement

The City of Springfield may use SLFRF funds to cover increased costs or use additive funds to preexisting obligations.
☐ : Check this box indicating you read and agree to follow the above statement

The City of Springfield may cover the cost of amendments to contracts if the amended contract is within substantially the same scope and for substantially the same purpose as the contract that was incurred by December 31, 2024. This flexibility aligns with recipients' ability to terminate a contract for convenience and to use SLFRF funds for costs associated with change orders and contingencies contemplated by their contracts and subawards.

☐ : Check this box indicating you read and agree to follow the above statement

5. Project Deliverables

- The Department will complete the Project by contracting with a Construction Manager at Risk or other contractors necessary to complete the renovation of Historic City Hall, providing monitoring and oversight of said contractors, and evaluating the work done in the course of the renovation to ensure the Project is completed. Any contracts that have not yet been authorized by City Council will be subject to review and approval by City Council.
- The Department will receive invoices from contractors, track expenditures, and complete any reports necessary to comply with ARPA rules and regulations.
- The Department will provide updates on the progress of the Project to City Council upon request.

6. Roles and Responsibilities for the Requesting Department and the Servicing Department

a. Subject to the availability of ARPA funding, City Council shall provide funds to the Department for the Project, in an amount not to exceed **$4,584,190.00**. Any expenses or costs incurred by the Department in excess of this amount shall be the sole responsibility of the Department.
b. The Department agrees that all expenditures are to be in accordance with the approved budget for the term of this Agreement.
c. City Council shall make ARPA funding as specified in this Agreement available for use. The ARPA funding shall be used to provide the services described in this Agreement. The Department shall comply with all ARPA funding requirements. Any ARPA funding advanced to Department prior to the execution of this Agreement which is related to this Agreement is subject to the terms and conditions of this Agreement.
d. The Department agrees to provide supporting documents and corresponding reports as requested by the U.S. Department of the Treasury and City Council to meet any reporting deadlines. The Department shall adhere to the instructions and format, including specific forms required by City Council and the U.S Department of Treasury for the ARPA funding.
e. The Department shall comply with all applicable provisions of the federal Uniform Guidance (2 CFR 200), including the Cost Principles and Single Audit Act requirements. At any time during business hours and as often as the City, State, or Federal agencies may deem necessary, there shall be made available to the government agency for examination, the Department's records with respect to matters covered by this Agreement. The Department shall permit the City, State, or Federal agencies to audit, examine, and make excerpts or transcripts from such records, and to make audits of all contracts, invoices, materials, records of personnel, conditions of employment and other data relating to matters covered by this Agreement.
f. The Department shall collect performance data from contractors and shall conduct regular, consistent, and documented monitoring and oversight of contractors to ensure compliance with City standards and progress toward completion of the Project.

7. Please Initial Below Stating the Parties Understand That This IAA Must Be Signed By All Parties

_____ (Initial)	_____ (Initial)
Mayor of Springfield, Missouri (Requesting Department Official)	Director of Public Works (Servicing Department Official)

[4] State and Local Fiscal Recovery Funds Obligation Interim Final Rule

CITY OF SPRINGFIELD INTERAGENCY AGREEMENT (IAA) AGREEMENT BETWEEN DEPARTMENTS/AGENCIES

8. Please Initial Below Stating the Parties Understand That This IAA Creates Rights and Does Not Disclaim Binding Effect

_____ (Initial)

Mayor of Springfield, Missouri
(Requesting Department Official)

_____ (Initial)

Director of Public Works
(Servicing Department Official)

DEPARTMENT OFFICIAL

The Department Official is the highest-level accepting authority or official as designated by the Requesting Department and Servicing Department to sign this agreement. Each Department Official must ensure that the terms and conditions are properly defined and, that the scope of work can be fulfilled as per the agreement.

9. Please Complete Below Acknowledging the Terms and Conditions Outline in the IAA

	City Council	**Department of Public Works**
Name	Ken McClure	Dan Smith
Title	Mayor of Springfield, Missouri	Director of Public Works
SIGNATURE		
Approval Date		

CITY OF SPRINGFIELD, MO
BUDGET ADJUSTMENT

Exhibit

Budget Adjustment
043

Revenues:

Fund	Dept	Org	Account	P&G	Location	Amount	Description
Net Revenue Adjustment						$ -	

Expenditures:

Fund	Dept	Org	Account	P&G	Location	Amount	Description
22520	09	18050	504580	103575	00000	$ (50,000)	Reallocate ARPA funding for Commercial Street CID to Historic City Hall
22520	20	18050	509110	100912	00000	50,000	Reallocate ARPA funding for Commercial Street CID to Historic City Hall
Net Expenditure Adjustment						$ -	

Fund Balance Appropriation:

Fund		Title	Amount

Explanation: To amend the FY2024-25 budget by reappropriating American Rescue Plan Act funds allocation from the Commercial Street CID to Historic City Hall project.

Requested By:

Dan Smith 12-10-2024
Department Head Date

Approved By:

12-10-2024
Director of Finance Date

City Manager Date

Authorization:

Council Bill No. Substitute 2024-264
Ordinance No. _____
1st Reading _____
2nd Reading _____
Journal Imp No. _____

EXPLANATION TO COUNCIL BILL 2024-265 (MCCLURE)

FILED: 12/03/2024

ORIGINATING DEPARTMENT: Economic Vitality

TITLE: A special ordinance authorizing the City Manager, or designee, to enter into a Letter of Intent and Cost-Share Agreement with the United Soccer Leagues, LLC, in an amount not to exceed $75,000.00 to conduct feasibility studies and other research necessary to determine potential site details for the property located at 1109 East Trafficway Street.

PURPOSE: The City of Springfield's Department of Economic Vitality and Workforce Development has been in preliminary discussions with the United Soccer Leagues, LLC ("USL"), regarding the possibility of bringing both men's and women's professional soccer teams to the City. The City-owned property located at 1109 East Trafficway Street has been identified as a promising potential site for a soccer stadium, and the USL is ready to begin conducting feasibility studies and other research regarding the potential development of the site. To this end, the USL has provided the City a Letter of Intent that would provide for exclusivity between the City and the USL during the feasibility phase, which would initially last through December 31, 2025, with an option to extend the partnership for two (2) additional six (6) month periods.

The USL has also requested that the City enter into a Cost-Share Agreement. If approved, the Cost-Share Agreement would provide for a fifty-percent (50%) cost-share between the City and the USL, with a maximum initial City contribution of $75,000.00. This contribution would be paid using previously budget funds from the City Manager's Contingency Fund. The City would also retain a copy of any reports, studies, or other work product resulting from the Agreement.

BACKGROUND INFORMATION:

Submitted By:

Authorized for inclusion on the agenda pursuant to City Code section 2-33:

Attachments:
1. USL Cost Share Agreement and LOI (1)
2. Exhibit A - Letter of Intent
3. Exhibit B - Cost-Share Agreement

One-rdg. _____
P. Hrngs. _____
Pgs. 14
Filed 11-27-24

Sponsored by McClure

First Reading _____ Second Reading _____

COUNCIL BILL 2024-265 SPECIAL ORDINANCE _____

AN ORDINANCE

AUTHORIZING the City Manager, or designee, to enter into a Letter of Intent and Cost-Share Agreement with the United Soccer Leagues, LLC, in an amount not to exceed $75,000.00 to conduct feasibility studies and other research necessary to determine potential site details for the property located at 1109 East Trafficway Street.

WHEREAS, the City of Springfield's Department of Economic Vitality and Workforce Development has been in preliminary discussions with the United Soccer Leagues, LLC (the "USL"), regarding the possibility of bringing both men's and women's professional soccer teams to the City; and

WHEREAS, the City-owned property located at 1109 East Trafficway Street has been identified as a potential site for a soccer stadium; and

WHEREAS, the USL is ready to begin conducting feasibility studies and other necessary research to determine the development potential of the site; and

WHEREAS, the USL has provided the City with a Letter of Intent to allow for exclusivity between the City and the USL through at least December 31, 2025, with the possibility of extension through December 31, 2026, to complete all necessary research, attached hereto and incorporated herein by this reference as "Exhibit A"; and

WHEREAS, the USL has requested that the City enter into a Cost-Share Agreement, whereby the City would reimburse the USL at a rate up to fifty percent (50%), with a maximum initial contribution of $75,000.00, a copy of which is attached hereto and incorporated herein as "Exhibit B"; and

WHEREAS, previously budgeted funds from the City Manager's Contingency Fund will be used for the City's contribution.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, MISSOURI, as follows, that:

Section 1 – The City Manager, or designee, is hereby authorized to enter into a Letter of Intent with the United Soccer Leagues, LLC, substantially similar in form to that attached hereto as “Exhibit A.”

Section 2 – The City Manager, or designee, is hereby authorized to enter into a Cost-Share Agreement substantially similar to that attached hereto as “Exhibit B,” for the purpose of conducting feasibility studies and other research on the development potential of the City-owned property located at 1109 East Trafficway Street.

Section 3 – This Ordinance shall be in full force and effect from and after passage.

Passed at meeting: _____

_____
Mayor

Attest: _____, City Clerk

Filed as Ordinance: _____

Approved as to form: Laura Vales, Assistant City Attorney

Approved for Council Action: Jason A. Kage, City Manager

United Soccer League

[DATE]

[NAME]
[ADDRESS]

Dear [NAME]:

As you are aware, United Soccer Leagues, LLC (the "**USL**") and the City of Springfield, Missouri ("**Springfield**", and together with the USL, collectively, the "**Parties**") have engaged in preliminary discussions regarding a potential collaboration to establish professional soccer in Springfield and, in connection therewith, undertake a real estate development project that would result in a multi-purpose sports and entertainment district in Springfield anchored by the Stadium (as defined below) (collectively, the "**Proposed Transaction**"). This letter agreement (the "**Letter Agreement**") provides a brief summary of the principal terms and conditions of the Proposed Transaction. The parties agree to continue to engage in good faith discussions regarding a public-private partnership in an effort to enter into the Definitive Agreements (as defined below) and consummate the Proposed Transaction.

Quarry Site

The USL (or its designee) shall have the right of first refusal to serve with Springfield as "Master Developer" for the Proposed Transaction; *provided*, however, that the Parties will work in good faith to ensure that the Proposed Transaction remains in compliance with applicable local and state regulation. The real estate development portion of the Proposed Transaction may incorporate various asset classes including, but not limited to, multifamily, retail/restaurants, education, medical, cultural, transit, greenspace, hotel and/or entertainment. The Parties acknowledge and agree that the city-owned site located at 1109 E. Trafficway Street, Springfield, Missouri (the "**Quarry Site**") will serve as the primary location for the Stadium and the broader development resulting from the Proposed Transaction, with potential for related development in the surrounding area; *provided*, however, that the use of such site for the Proposed Transaction will be subject to certain diligence results and findings provided by a third party [Geotech] firm engaged by the USL to assess the feasibility of the site for such purpose. For clarity, the Parties will (i) split the cost 50/50 related to any such work that they agree upon in advance in writing, and (ii) work in good faith to review the feasibility assessment and make a final determination as to whether or not to proceed with the Proposed Transaction on the Quarry Site.

Stadium; USL Teams

As part of the Proposed Transaction, the Parties will work together in good faith towards the development of a soccer-specific stadium (the "**Stadium**"), which shall (i) have a minimum seating capacity of [5,000], with ability to expand to at least [10,000] seats, (ii) meet the then-current USL stadium requirements (the requirements in effect as of the date hereof are generally outlined in **Exhibit A**), (iii) serve as the home stadium for each of a (x) men's professional soccer team (the "**Men's Team**"), and (y) women's professional soccer team (the "**Women's Team**" and together with the Men's Team, the "**Teams**"). The Parties intend for the Men's Team to compete in the second tier of

the USL men's professional competition structure, in a league currently known as USL League One, and for Women's Team to compete in a league within the second tier of the USL women's professional competition structure, if and when the USL establishes any such league, in its sole discretion. For clarity, upon consummation of the Proposed Transaction, the USL (or its designee) will have the right to serve as both "anchor tenant" of the Stadium, and the right of first refusal to serve as Stadium operator/manager (in each case the USL will be permitted to assign its rights under certain terms).

Missouri State

During time period within which the Quarry Site is being assessed, remediated, and/or developed as part of the Proposed Transaction, Springfield will use its best efforts to cause Missouri State University to enter into a stadium lease/use agreement with the USL to permit the Teams to play their home games at Robert W. Plaster Stadium, commencing with the 2026 USL League One season and continuing thereafter until the Proposed Transaction is completed.

Definitive Agreements

The terms set forth herein are not intended to set forth a complete summary of all deal terms, and shall be superseded by the execution of the definitive agreements among the Parties that are required to complete the transactions contemplated in this Letter Agreement (collectively, the "**Definitive Agreements**"); *provided*, however, that, for clarity, the Parties acknowledge and agree that during the time period from the date hereof through the earlier of (a) execution of the Definitive Agreements, and (b) expiration of the Exclusivity Period (as defined below), including any extensions thereof (as set forth below), each Party's obligations set forth in this Letter Agreement related to the exclusive arrangement contemplated hereunder, including but not limited to, the obligation for each Party to exclusively discuss and negotiate in good faith with the other Party as it relates to the Proposed Transaction during the Exclusivity Period, shall be binding obligations.

Exclusivity; Protected Territory

From the date hereof through December 31, 2025 (such period of time, the "**Exclusivity Period**"), USL and Springfield shall engage in good faith discussion and negotiation, on an exclusive basis, with respect to the Proposed Transaction (or any alternative transaction substantially similar to the Proposed Transaction), and will exclusively negotiation in good faith the terms thereof as will be set forth in the Definitive Agreements. The Parties acknowledge and agree that if the Definitive Agreements have not been finalized and executed by the initial expiration date of the Exclusivity Period (as set forth above), unless they otherwise mutually agree in writing, the Exclusivity Period will automatically be extended for up two (2) consecutive six-month periods (through December 31, 2026); *provided*, however, either Party may terminate this Letter Agreement upon a material breach by the other Party that remains uncured for five (5) days after receipt of notice thereof.

During the Exclusivity Period, USL shall not, and shall not authorize or permit any of its Representatives to, directly or indirectly, solicit, initiate, or take any action to facilitate or encourage any inquiries or the making of any other proposals from third parties that may constitute, or could reasonably be expected to lead to, an alternative transaction for construction of a stadium where men's and women's professional soccer teams participating in the same USL-owned and operated leagues as the Teams would play their home games, at any other location within the defined territory outlined in

Exhibit B (the "**Protected Territory**") (collectively, an "**Alternative USL Transaction**"). Further, during the Exclusivity Period, the USL shall make good faith efforts to identify and negotiate with prospective USL teams, investors, and/or other relevant stakeholders interested in participating in the Proposed Transaction. The USL will work in good faith with Springfield to determine the particular details with respect to the use and programming of the Stadium.

During the Exclusivity Period, Springfield shall not, and shall not authorize or permit any of its Representatives to, directly or indirectly: (i) solicit, initiate, or take any action to facilitate or encourage any inquiries or the making of any proposal from a person or organization, or group of persons, other than USL, its affiliates, and prospective USL teams and/or investors identified by USL that may constitute, or could reasonably be expected to lead to an alternative transaction related to the construction or operation of a stadium where professional soccer teams (men's and women's) other than the Teams (or other teams participating in USL-owned and operated leagues) would play their home games, at any other location within Springfield, Missouri (an "**Alternative City Transaction**"); (ii) enter into or participate in any discussions or negotiations with any person or group of persons other than USL, its affiliates, and prospective USL teams and/or investors identified by USL regarding an Alternative City Transaction, (iii) furnish any information related to the USL or any of its subsidiaries, assets or businesses, or afford access to the assets, business, properties, books, or records of the USL or any of its subsidiaries to any person or group of persons other than the USL or its subsidiaries, in all cases for the purpose of assisting with or facilitating an Alternative City Transaction; or (iv) enter into an Alternative City Transaction or any agreement, arrangement, or understanding, including, without limitation, any letter of intent, term sheet, or other similar document, relating to an Alternative City Transaction. As of the date hereof, and continuing throughout the Exclusivity Period (as the same may be extended as set forth herein), Springfield shall, and shall cause its Representatives to, affirmatively terminate in writing any and all existing discussions or negotiations with any third party regarding an Alternative City Transaction.

As used herein, the term "**Representatives**" means a Party's members, shareholders, affiliates, directors, officers, employees, agents, investment bankers, attorneys, accountants, consultants, advisors and other representatives.

Subject to the 50/50 split of all costs related to the feasibility assessment of the Quarry Site as set forth above, the Parties acknowledge and agree that, during the Exclusivity Period, the Parties will mutually agree upon an equitable cost sharing arrangement for any and all commercially reasonable pre-development costs related to the Proposed Transaction that the Parties mutually agree in advance in writing are necessary (including but not limited to site surveys, additional feasibility studies, financial projections, lobbyist or consultant fees, necessary architect fees and necessary engineering fees). Both Parties further agree that Springfield shall receive a copy of all feasibility and pre-development studies and reports from any such task undertaken as a result of this Letter Agreement.

Miscellaneous Items

The Parties acknowledge and agree that a material breach of this Letter Agreement would cause irreparable harm for which monetary damages would be an inadequate remedy. Accordingly, either Party may seek equitable relief in the event of any breach or threatened breach of this Letter Agreement, including injunctive relief against any breach thereof and specific performance of any provision thereof, in addition to any other remedy to which the either Party may be entitled.

The Parties acknowledge and agree that the execution and delivery of this Letter Agreement does not create a binding obligation on the part of either Party to consummate the Proposed Transaction, and that this Letter Agreement is an expression of the Parties' interests in continuing discussions regarding the Proposed Transaction in accordance with the terms and conditions set forth herein, in a good faith effort to enter into the Definitive Agreements.

This Letter Agreement shall be governed by and construed in accordance with the internal laws of the State of Missouri without giving effect to any choice or conflict of law provision or rule (whether of the State of Missouri or any other jurisdiction) that would cause the application of laws of any jurisdiction other than those of the State of Missouri.

This Letter Agreement may be executed in counterparts, each of which shall be deemed an original, but all of which together shall be deemed to be one and the same agreement.

If this Letter Agreement accurately sets forth your understanding of the subject matter contained herein, kindly execute the enclosed copy of this Letter Agreement and return it to the undersigned.

[Signatures follow]

Very truly yours,

United Soccer Leagues, LLC

By:_____
Name: Justin Papadakis
Title: Deputy CEO & Chief Real Estate Officer

ACKNOWLEDGED AND AGREED:

City of Springfield, Missouri

By:_____
Name:
Title:

E

Exhibit A

USL Stadium Requirements[1]

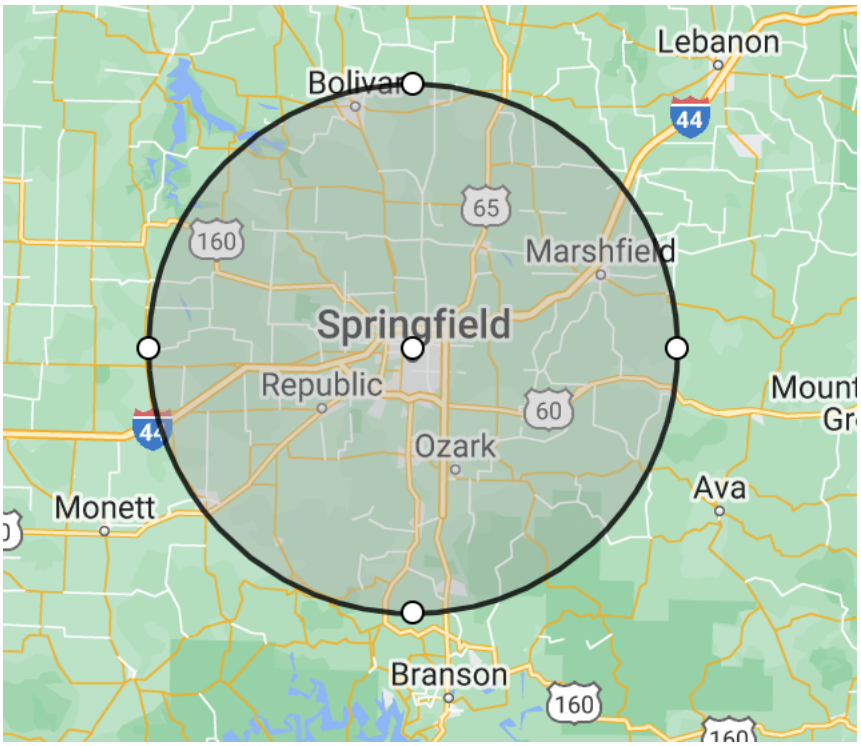
[*Attached*]

[1] The USL will provide this to Springfield under separate cover.

Exhibit B

Protected Territory

The Protected Territory consists of the geographic area within the 30-mile radius around Springfield City Hall located at 840 N Boonville Ave, Springfield, Missouri 65802 (as highlighted on the map below).



COST-SHARE AGREEMENT

This **COST-SHARE AGREEMENT** ("**Agreement**") is entered into this _____ day of _____, 2021, between the **CITY OF SPRINGFIELD, MISSOURI** (the "**City**") and **UNITED SOCCER LEAGUES, LLC** (the "**USL**") (collectively, the "Parties").

RECITALS

WHEREAS, the City is a constitutional charter city incorporated and exercising governmental functions and powers pursuant to the Constitution and the Revised Statutes of the State of Missouri; and

WHEREAS, the USL is a Florida limited liability company operating pre-professional and professional soccer organizations throughout the United States; and

WHEREAS, the City and USL have engaged in preliminary discussions regarding a potential collaboration to establish professional soccer in Springfield and, in connection therewith, undertake a real estate development project that would result in a multi-purpose sports and entertainment district in Springfield, anchored by a soccer-specific stadium (the "**Stadium**"); and

WHEREAS, the City-owned property at 1109 E. Trafficway St. (the "**Subject Property**") has been identified as the primary location for such Stadium in Springfield; and

WHEREAS, the Parties have signed a Letter of Intent, which is attached hereto and incorporated herein by reference as "Attachment 1"; and

WHEREAS, in furtherance of these objectives, the Parties desire to enter into this Cost-Share Agreement to establish a public-private partnership and cost-sharing arrangement for all costs associated with feasibility and pre-development studies.

NOW THEREFORE, the Parties hereby agree as follows:

1. All feasibility and pre-development studies and associated costs, the scope of which is defined in "Attachment 2," attached hereto and incorporated herein, shall be agreed to in advance and in writing by both Parties.

2. The USL shall engage with, and be the primary point of contact for, all third-party entities needed to conduct all agreed-upon feasibility and pre-development studies at and around the Subject Property, and shall pay all associated costs upfront.

3. The USL shall submit to the City for reimbursement of all such costs at a rate of up to fifty percent (50%).

4. The City shall reimburse USL for all agreed-upon costs at a rate of up to fifty percent (50%) within thirty (30) days of submission.

5. The City's initial contribution to such feasibility and pre-development studies shall not exceed a maximum of seventy-five thousand dollars ($75,000.00) unless additional funding is approved by the City of Springfield's legislative body.

6. The City shall be entitled to a copy of any and all items and information produced as a result of this Agreement, regardless of outcome.

7. **Unfeasibility.** Should the USL determine that the Subject Property is unfeasible for the Stadium, the Parties shall be released from any obligations hereunder.

8. **Modifications.** This Agreement may not be modified, amended, changed, or terminated except as otherwise provided herein, in whole or in part, other than by an agreement in writing, duly authorized and executed by both Parties.

9. **Termination.** This Agreement shall terminate at the time a feasibility determination is made or twenty-four (24) months from the date of execution, which is earlier.

10. **Governing Law.** This Agreement shall be governed and construed in accordance with the laws of the State of Missouri. Further, the Parties hereby agree that, should any part of this Agreement be litigated, venue shall be proper only in the Circuit Court of Greene County, Missouri.

11. **Enforcement.** The Parties acknowledge and agree that this Agreement may be enforced in law or equity by a decree of specific performance in those instances where damages or other equitable relief is unavailable, as well as by damages or other legal and equitable relief as may be available to either Party subject to the provisions of the laws of the State of Missouri.

12. **Notice.** Any notice required or permitted to be given hereunder must be in writing and shall be deemed to be given when (a) hand delivered with reasonable evidence of receipt; or (b) one business day after pickup by United Parcel Service (Overnight) or Federal Express, or another similar reputable overnight express service; or (c) sent by registered or certified mail, postage prepaid, return receipt requested; or (d) transmitted by e-mail, in any case addressed to the parties at their respective addressed set forth in this Agreement, or to other such address as either party may from time to time specify in writing to the other party. An email notice shall be deemed delivered and received same

day if delivered or transmitted before 5:00pm Central Time on a business day.

13. <u>Miscellaneous.</u>

a. The Parties to this Agreement represent that each has the authority to enter into and perform its obligations under this Agreement and that the person signing on each Party's behalf has the authority to do so.

b. The recitals are hereby incorporated into this Agreement.

c. This Agreement may be signed in counterparts and each counterpart will be considered an original. This Agreement may be executed by facsimile or electronic signature.

(Signatures appear on next page)

IN WITNESS WHEREOF, the Parties hereto have executed this Agreement on the date first listed above intending to be legally bound hereby.

CITY OF SPRINGFIELD

By:_____

Name:_____

Title:_____

UNITED SOCCER LEAGUES, LLC

By:_____

Name:_____

Title:_____

Certificate of Director of Finance

I certify that the expenditure contemplated by this document is within the purpose of the appropriation to which it has to be charged and that there is an unencumbered balance of appropriated and available funds to pay therefor.

_____

Director of Finance

Approved as to Form:_____

City Attorney or Designee

ATTACHMENT 2

Reimbursable Costs

a. Site Feasibility and Market Analysis
b. Land Surveying and Geotechnical Studies
c. Conceptual Design and Cost Estimation
d. Legal and Zoning Review
e. Traffic and Utility Infrastructure Assessment
f. Financial Feasibility Modeling and Tax Incentives
g. Community Engagement and Public Outreach
h. Entitlement and Permitting
i. Risk and Financial Structure Planning
j. Any other cost determined to be necessary by both Parties to determine the suitability of the Subject Property and surrounding area for the Stadium and associated anticipated development

EXPLANATION TO COUNCIL BILL 2024-266 (LEE)

FILED: 11/19/2024

ORIGINATING DEPARTMENT: Environmental Services

TITLE: A resolution authorizing the City Manager, or designee, to apply for up to $5,000,000 in grant funds from the United States Environmental Protection Agency Solid Waste Infrastructure for Recycling Grant Program to fund a new drop-off recycling center and infrastructure improvements across the Integrated Solid Waste Management System.

PURPOSE: Authorizing the City Manager, or designee, to apply for and accept up to $5,000,000 in grant funds from the United State Environmental Protection Agency ("EPA") Consumer Solid Waste Infrastructure for Recycling ("SWIFR") grant program to fund a new drop off recycling center and infrastructure improvements to the Integrated Solid Waste Management System ("ISWMS").

BACKGROUND INFORMATION: As part of the ISWMS, the Springfield Noble Hill Sanitary Landfill has a vested interest in ensuring waste diversion of potentially recyclable materials to facilitate landfill lifespan for future citizens of Springfield and the larger regional wasteshed. Over the past 4 years, neighboring communities have been forced to close 6 drop off recycling facilities within our region. As such, the Springfield ISWMS facilities continue to operate as a regional resource for not just Springfield citizens, but citizens from the surrounding 5 county area and beyond. As referenced in the 2017 Waste Composition Study performed by the Missouri Department of Natural Resources, over 70% of the materials sent to the landfill could have been recycled prior to their disposal, highlighting the need for continued investments and the expansion of existing and future recycling facilities, as well as continued investments in community education about recycling and the options available to citizens.

As the regional need for recycling continues to grow, access to convenient recycling options is essential to encourage community participation and increase overall recycling rates. Studies indicate that citizens are generally willing to travel no more than 2.5 miles to access drop-off recycling services. Recognizing this, staff have identified several locations throughout our community that currently fall outside this optimal services radius. These sites present promising opportunities for the development of additional drop-off recycling centers, ensuring that more residents have accessible, practical options for recycling. Infrastructure needs include the siting of a new recycling drop off facility, additional recycling collection and hauling vehicles, and enhanced signage at all sites. The SWIFR Grant program could provide the funding needed for this effort. It is anticipated that projects selected for this grant will be announced by July 2025.

This Grant would support the following City Council Priorities:

- Quality of Place
- Economic vitality

REMARKS: Environmental Services recommends passage of this bill.

Submitted By: Erick Roberts, Assistant Director of Environmental Services

Authorized for inclusion on the agenda pursuant to City Code section 2-33:
Maurice S. Jones, Deputy City Manager 12/5/2024

Attachments: 1. EPA 2024 SWIFR Grant_Res

One-rdg. X
P. Hrngs. _____
Pgs. 4
Filed: 12-10-24

Sponsored by: Lee

COUNCIL BILL 2024-266 RESOLUTION _____

A RESOLUTION

AUTHORIZING the City Manager, or designee, to apply for up to $5,000,000 in grant funds from the United States Environmental Protection Agency Solid Waste Infrastructure for Recycling Grant Program to fund a new drop-off recycling center and infrastructure improvements across the Integrated Solid Waste Management System.

WHEREAS, the United States Environmental Protect Agency ("EPA") Solid Waste Infrastructure for Recycling ("SWIFR") Grant Program put out a Request for Applications; and

WHEREAS, the SWIFR grant program provides funding to support high impact projects to increase recycling, reduce contamination, and promote a circular economy for sustainable materials management by making much-needed investments in solid waste management infrastructure; and

WHEREAS, the Integrated Solid Waste Management System is comprised of; the Noble Hill Sanitary landfill, 3 drop off recycling facilities, a household chemical collection facility, a yard waste recycling facility, education & market development programs, and a hauler operated curbside collection program; and

WHEREAS, these facilities continue to operate at an increased regional service level resulting in heightened infrastructure impacts; and

WHEREAS, grant funding, if awarded, would supplement existing local funding including but not limited to the Solid Waste Enterprise Fund.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, MISSOURI, as follows, that:

Section 1 – The City Manager, or designee, is authorized to apply for a SWIFR grant from the Environmental Protection Agency in an amount up to $5,000,000 to fund a new drop-off recycling center and to support the goals of the Integrated Solid Waste Management System.

Section 2 –This Resolution shall be in full force and effect from and after passage.

Passed at meeting: _____

_____
Mayor

Attest: _____, City Clerk

Filed as Resolution: _____

Approved as to form: _____, Deputy City Attorney

Approved for Council action: _____, City Manager

EXPLANATION TO COUNCIL BILL 2024-267 (JENSON)

FILED: 11/25/2024

ORIGINATING DEPARTMENT: Finance

TITLE: A resolution granting a new liquor license to sell liquor by the drink at retail, including Sunday sales, to Amezquita LLC, d/b/a La Cabana, for the location at 631 South Kimbrough Avenue.

PURPOSE: Granting a new liquor license to sell retail liquor by the drink, including Sunday sales, to Amezquite LLC, d/b/a La Cabana, for the location at 631 South Kimbrough Avenue.

BACKGROUND INFORMATION: Applicant, Amezquita LLC (Juan Manuel Espinoza, LLC member and Vivana Moreno Garcia, LLC member) d/b/a La Cabana, applied for a license to sell retail liquor by the drink, including Sunday sales, at its location at 631 South Kimbrough Avenue. The applicant's business is located within 200 feet of Missouri State University properties located at 618, 622, and 624 South Kimbrough Avenue.

Pursuant to Section 10-37(a) of the Springfield City Code, no license shall be granted for the sale of intoxicating liquor within 200 feet of any church, school, park, or building regularly used as a place of worship unless the applicant shall first obtain the consent in writing of City Council. As a result, City Council must determine whether it will issue a license to this business location.

Submitted By: Quincy Coovert, Licensing Supervisor

Authorized for inclusion on the agenda pursuant to City Code section 2-33:
Collin Quigley, Deputy City Manager 12/6/2024

Attachments: 1. Retail Liquor License - 631 S Kimbrough

One-rdg. X
P. Hrngs. _____
Pgs. 3
Filed: 12-10-24

Sponsored by: Jenson

COUNCIL BILL 2024-267 RESOLUTION _____

A RESOLUTION

GRANTING a new liquor license to sell liquor by the drink at retail, including Sunday sales, to Amezquita LLC, d/b/a La Cabana, for the location at 631 South Kimbrough Avenue.

WHEREAS, Amezquita LLC (Juan Manuel Espinoza, LLC member, and Vivana Moreno, LLC member), d/b/a La Cabana, filed an application for a license to sell liquor by the drink at retail, including Sunday sales, at the location at 631 South Kimbrough Avenue in the City of Springfield; and

WHEREAS, said location is within 200 feet of Missouri State University properties located at 618, 622, and 624 South Kimbrough Avenue; and

WHEREAS, pursuant to Section 10-37(a) of the Springfield City Code, no license shall be granted for the sale of intoxicating liquor within 200 feet of any school, church, park, or building regularly used as a place of worship unless the applicant shall first obtain the consent of City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, MISSOURI, as follows, that:

Section 1 – City Council consents to granting Amezquita LLC (Juan Manuel Espinoza, LLC member, and Vivana Moreno Garcia, LLC member), d/b/a La Cabana, a license to sell liquor by the drink at retail, including Sunday sales, at the location at 631 South Kimbrough Avenue, Springfield, Missouri.

Section 2 – This Resolution shall be in effect immediately upon adoption and passage.

Passed at meeting: _____

_____
Mayor

Attest: _____, City Clerk

Filed as Resolution: _____

Approved as to form: Laura Vales, Assistant City Attorney

Approved for Council action: Jason A. Kage, City Manager

EXPLANATION TO COUNCIL BILL 2024-268 (HORTON)

FILED: 12/02/2024

ORIGINATING DEPARTMENT: Economic Vitality

TITLE: A resolution approving the issuance of multifamily housing revenue bonds by the Industrial Development Authority of the City of Springfield, Missouri, in an amount not to exceed $8,000,000, to finance the acquisition and construction of certain commercial housing facilities, to be named Sankofa Apartments, located in the City of Springfield, Missouri.

PURPOSE: To approve the issuance of multifamily housing revenue bonds by the Industrial Development Authority of the City of Springfield, Missouri to finance the acquisition and construction of certain commercial housing facilities located in the City of Springfield, Missouri to be named Sankofa Apartments.

BACKGROUND INFORMATION: Sankofa 411, LLC, a Missouri liability company (the "Borrower") has requested the Industrial Development Authority of the City of Springfield, Missouri (the "Authority") to issue its multifamily housing revenue bonds to finance and/or reimburse the costs of the acquisition, construction, and equipping of a 42-unit multifamily residential housing project located in Springfield at 411 West Commercial Street for individuals with low and moderate incomes. On November 19, 2024, the Authority held a public hearing concerning the Borrower's request that the Authority issue its revenue bonds to finance the costs to acquire, construct, and equip the Project. All interested persons were given an opportunity to express their views with respect to the Project. Written comments were also allowed to be submitted to the Authority in advance of the hearing. Upon conclusion of the hearing, the Authority adopted a resolution declaring its intent to issue its multifamily housing revenue bonds for the Project in an amount not to exceed $8,000,000.

REMARKS: Bonds issued by the Authority are neither debts of the City nor is the City liable for the payment thereof. Staff recommends approval.

Submitted By: Matthew Schaefer, Senior City Planner

Authorized for inclusion on the agenda pursuant to City Code section 2-33:
Maurice S. Jones, Deputy City Manager 12/6/2024

Attachments: 1. Sankofa IDA Bond Issuance

One-rdg. X
P. Hrngs. _____
Pgs. 3
Filed: 12-10-24

Sponsored by: Horton

COUNCIL BILL 2024-268 RESOLUTION _____

A RESOLUTION

APPROVING the issuance of multifamily housing revenue bonds by the Industrial Development Authority of the City of Springfield, Missouri, in an amount not to exceed $8,000,000, to finance the acquisition and construction of certain commercial housing facilities, to be named Sankofa Apartments, located in the City of Springfield, Missouri.

WHEREAS, the Industrial Development Authority of the City of Springfield, Missouri (the "Authority"), is proposing to issue its Multifamily Housing Revenue Bonds for the Sankofa Apartment Project in one or more series in a stated principal amount not to exceed $8,000,000 (the "Bonds"), pursuant to Chapter 349 of the Revised Statutes of Missouri, as amended (the "Act"), for the purpose of making a loan to Sankofa 411, LLC, a Missouri limited liability company (the "Borrower"); and

WHEREAS, said loan will finance and reimburse the Borrower for costs of the acquisition, construction, and equipping of a 42-unit multifamily residential housing project for individuals with low and moderate incomes, located at 411 West Commercial Street in Springfield (the "Sankofa Apartment Project"), which will be owned and operated by the Borrower; and

WHEREAS, the Bonds will be special limited obligations of the Authority and will neither be obligations of the City nor constitute a debt or liability of the City; and

WHEREAS, the Project is located inside the city limits of the City; and

WHEREAS, on November 19, 2024, the Authority held a public hearing in accordance with Internal Revenue Service ("IRS") Revenue Procedure 2020-21 concerning the Borrower's request that the Authority issue its revenue bonds to finance the costs of the acquisition and construction of the Sankofa Apartment Project, with publication on the City's calendar on the City's primary public website used to inform residents about upcoming public meetings on November 11, 2024, seven (7) days prior to the public hearing date; and

WHEREAS, written comments were also allowed to be submitted prior to the public hearing; and

WHEREAS, the Authority voted unanimously to recommend issuance of the Bonds; and

WHEREAS, the Authority and Borrower have requested the City provide approval under Section 147(f) of the Internal Revenue Code, as amended, in connection with the issuance of the Bonds and the use of the sale proceeds of the Bonds for the Sankofa Apartment Project within the City.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, MISSOURI, as follows, that:

Section 1 – Based on the foregoing, the plan of finance, including the issuance of the Bonds by the Authority and the use of the Bond proceeds to finance the costs of the Sankofa Apartment Project as described herein is in the best interests of the City, and is hereby approved in accordance with the requirements of Section 147(f) of the Internal Revenue Code, as amended, in an amount not to exceed $8,000,000. This approval does not impose any liability on the City or in any way involve the City in the issuance of the Bonds or the proposed plan of finance for the Sankofa Apartment Project but is an accommodation by the City to satisfy the requirements of the Internal Revenue Code, as amended.

Section 2 – This Resolution shall be in effect immediately upon adoption and passage.

Passed at meeting: _____

_____
Mayor

Attest: _____, City Clerk

Filed as Resolution: _____

Approved as to form: Laura Vales, Assistant City Attorney

Approved for Council action: Jason A. Gage, City Manager

EXPLANATION TO COUNCIL BILL 2024-269 (HARDINGER, HOSMER, CARROLL,

FILED: 12/04/2024

ORIGINATING DEPARTMENT: City Clerk

TITLE: A resolution amending Resolution 10760, the “2024 City of Springfield City Council Priorities”

PURPOSE: To amend the City of Springfield’s City Council Priorities.

BACKGROUND INFORMATION: This Resolution amends the City of Springfield’s City Council Priorities, to include a new objective under the Quality Housing Options priority.

On May 20, 2024, City Council formally adopted its 2024 City Council Priorities. Subsequently, the City Council referred the priority of Quality Housing Options to its Community Involvement Community ("CIC") for recommendations regarding specific objectives. Since that time, the CIC has commenced its review of possible objectives. During the November 20th CIC meeting, the committee approved a recommendation to add an objective to address the provision of pre-approved residential home plans to be made available to those persons interested in building homes on Springfield’s neighborhood infill lots.

The CIC asked for this recommendation to be placed on an upcoming City Council agenda for consideration. The final language for this new Quality Housing Options objective is included in "Exhibit A."

Submitted By: Jason Gage, City Manager

Authorized for inclusion on the agenda pursuant to City Code section 2-33:
Jason Gage, City Manager 12/6/2024

Attachments:
1. CC 2024 Priorities Amend. 1_res
2. res10760_Ex 1
3. 2024 City Council Priorities_Exhib 2

One-rdg. X
P. Hrngs. _____
Pgs. 15
Filed: 12-10-24

Sponsored by: Hardinger, Hosmer, Carroll, Lee

COUNCIL BILL 2024-269 RESOLUTION _____

A RESOLUTION

AMENDING Resolution 10760, the "2024 City of Springfield City Council Priorities".

WHEREAS, City Council recognizes the need to establish organizational priorities to provide general guidance for the application of municipal time and resources; and

WHEREAS, the City Council recently referred to the Community Involvement Committee the task of creating a new priority related to housing and recommending related objectives; and

WHEREAS, on May 20, 2024, the City Council adopted Resolution 10760, establishing its 2024 City Council Priorities, a copy of which is attached hereto and incorporated by reference as "Exhibit 1," which included the new priority "Quality Housing Options"; and

WHEREAS, on November 20, 2024, the Community Involvement Committee recommended a new Quality Housing Options objective to address the provision of pre-approved residential home plans to be made available to those persons interested in building homes on Springfield's neighborhood infill lots; and

WHEREAS, adoption of the City Council priorities and objectives will empower City officials and staff as they work on the City's behalf.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, MISSOURI, as follows, that:

Section 1 – City Council hereby adopts "Exhibit 2- First Amendment to the 2024 City of Springfield City Council Priorities," a copy of which is attached hereto and incorporated herein by reference.

Section 2 – This Resolution shall be in effect immediately upon adoption.

Passed at meeting: _____

_____
Mayor

Attest: _____, City Clerk

Filed as Resolution: _____

Approved as to form: _____, City Attorney

Approved for Council action: _____, City Manager

Exhibit 1

RESOLUTION 10760
EXPLANATION TO COUNCIL BILL 2024-094 (MCCLURE)

FILED: 04/26/2024

ORIGINATING DEPARTMENT: City Manager

TITLE: A resolution adopting the 2024 City of Springfield City Council Priorities

PURPOSE: To adopt the 2024 City of Springfield's City Council Priorities.

BACKGROUND INFORMATION: This Resolution adopts the City of Springfield's City Council Priorities. These priorities, once adopted, will be a guide for City's elected officials and staff in their work 2024 and beyond, subject to further review and amendments.

On September 29, 2023, City Council reviewed and provided guidance for amendments to the proposed City Council Priorities at a City Council work session. Since that time, City Council provided direction to create a new housing priority. This priority was initially assigned to the Committee of the Whole and subsequently assigned to the Community Involvement Committee (CIC). On April 17, 2024, the CIC voted to ask the City Council to add the new housing priority, while the committee continues to work on the related objectives and tasks. This requested addition is included in the attached documents. Any prior housing-related objectives contained in this document remain in place until a finalized list of new housing priority objectives and tasks are presented to City Council for adoption.

The final version of the City Council Priorities is attached as "Exhibit A." Also provided is a markup version ("Exhibit B") so Council can see specific verbiage changes made. This exhibit is for informational purposes only.

Submitted By: Anita Cotter, City Clerk

Authorized for inclusion on the agenda pursuant to City Code section 2-33:
Jason Gage, City Manager 5/9/2024

Attachments:
1. City Council Priorities 2024_res
2. 2024 City Council Priorities_Exhib A_FINAL
3. 2024 City Council Priorities_Exhib B_FINAL MARKUP

One-rdg. X
P. Hrngs. _____
Pgs. 11
Filed: 05-14-24

Sponsored by: McClure

COUNCIL BILL 2024 -094 RESOLUTION 10760

A RESOLUTION

ADOPTING the 2024 City of Springfield City Council Priorities.

WHEREAS, City Council recognizes the need to establish organizational priorities to provide general guidance for the application of municipal time and resources; and

WHEREAS, at the City Council lunch meeting held on September 29, 2023, City Council identified several important priority items and related objectives they believe will support the future betterment of the community; and

WHEREAS, City Council initially directed the Committee of the Whole to recommend a new housing priority, subsequently referred to the Community Involvement Committee; and

WHEREAS, the Community Involvement Committee has made a recommendation for a new housing priority title and narrative, with objective and task detail to come to City Council at a later date; and

WHEREAS, adoption of City Council priorities and objectives will empower City officials and staff as they work on the City's behalf.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, MISSOURI, as follows, that:

Section 1 – City Council hereby adopts "Exhibit A," a copy of which is attached hereto and incorporated herein by reference, as its 2024 City of Springfield City Council Priorities.

Section 2 – This Resolution shall be in effect immediately upon adoption.

Passed at meeting: May 20, 2024

Mayor

Attest: _____, City Clerk

Filed as Resolution: May 20, 2024

Approved as to form: _____, City Attorney

Approved for Council action: _____, City Manager

Exhibit A

2024 City of Springfield City Council Priorities

PRIORITY: QUALITY OF PLACE

Those features of physical environment and qualities of life that make a location a desirable, competitive and economically vibrant place to live.

Objectives

- Formally emphasize an organizational and community culture of service, diversity, equity and inclusion by recognizing the inherent dignity, value and worth of each individual and through the application of the 5 Pillars of Change as affirmed by City Council Resolution No. 10710.
- Create an image campaign that communicates to and empowers citizens to get engaged with Quality of Place efforts
- Invest in projects that improve livability for Springfieldians; including the beautification of City property, roadways and entryways
- Revitalize Springfield's neighborhoods
- Invest in quality multi-modal transportation infrastructure, transit and trail systems
- Attract and retain Springfield's talent
- Incorporate, as appropriate, work of business community visioning group related to quality of place into the City's comprehensive planning process
- Proactively promote activities that instill community pride
- Foster activities that promote a clean, safe and friendly neighborhood
- Apply significantly stricter enforcement approach to major and minor criminal violations, traffic violations, noise violations and nuisance law violations, utilizing measurable outcomes (e.g., metrics) and specific benchmarks.

PRIORITY: GOVERNANCE and LEGISLATIVE ENGAGEMENT

The deliberate formation of a positive relationship with local and regional legislative delegates to affect positive outcomes in legislative policy.

Objectives

- Partner further with our region's cities and organization to create a unified legislative voice

- Serve as a subject matter trusted source for municipal issues
- Work closely with the Missouri General applicable legislative caucus groups
- More formally recognize the efforts of Springfield's legislative delegation
- Focus annually on the City's top and most impactful priorities to ensure a clear legislative priority message
- Take advantage of State and Federal funding opportunities
- Commence a review of the City Charter to determine necessary updates

PRIORITY: FISCAL SUSTAINABILITY and ACCOUNTABILITY

The ability of a municipal organization to adequately meet its primary service delivery needs and financial commitments over the long-term, while also preserving a healthy financial condition based on municipal association best practices including accountability and transparency.

Objectives

- Review existing revenue types, uses and limitations, and explore new revenue opportunities to meet future capital and operational needs
- Determine the most reasonable means to grow existing revenue sources, including revenue diversification
- Review bonding options and limitations to addressing future capital needs
- Encourage ideas for improving operational, energy and facility efficiencies
- Fully project and address deferred maintenance needs
- Examine enhanced cooperation opportunities with Greene County and other government entities
- Develop performance and financial accountability measures
- Prudently maximize idle funds investment options
- Enhance fiscal transparency
- Determine a strategy to strengthen the Parks financial position

PRIORITY: ECONOMIC VITALITY

A sustainable economic climate that fosters low poverty, affordable options for quality housing and wage levels that allow the opportunity for people to participate in quality of life endeavors.

Objectives

- Enhance Springfield's potential as a regional hub for business, transportation, culture, education, faith, and both traditional and sports tourism

- Improve the efficiency and value of the development process
- Implement the City's annexation strategy
- Enhance efforts to stabilize and revitalize Springfield's neighborhoods utilizing Forward SGF Comprehensive Plan objectives and strategies
- Review the provision of alternative forms of energy that are needed by business prospects
- Strategically market and apply a targeted use of economic development incentives for big impact projects, while considering the most flexible and strategic use of all economic development incentive tools
- Leverage the benefit of private, public, educational and medical partnerships
- Make proactive investments in public infrastructure for those areas with the highest potential for development and redevelopment
- Be a partner to help eliminate barriers to employment within our community, including but not limited to: skill attainment, legal, transportation and childcare
- Improve the community's attractiveness to business site selectors, with a focus on aggressively marketing our assets
- Align development interests with the priorities of place, design and safety
- Successfully complete the review of the City's land use plan and effectively implement the outcomes, recognizing the importance to vibrantly emerge and thrive in the post-COVID era.
- Support the development and preservation of quality, affordable housing stock to meet the needs of a growing and diverse community.

PRIORITY: PUBLIC SAFETY

The effective delivery of police, municipal court, fire, 911 and emergency management service, including prevention efforts and protection from events that could endanger the safety of the general public from significant injury/harm or damage, such as crimes or disasters.

Objectives

- Actively utilize existing public safety technology and review the application and benefit of new technology
- Address quality of life issues, with special emphasis on reducing chronic nuisance properties to ensure clean, safe neighborhoods
- Strongly encourage the empowerment of neighborhoods to identify community needs and concerns
- Enhance community engagement and participation to increase crime prevention and public education efforts

- Make efforts to reduce traffic accidents by emphasizing the Education, Engineering and Enforcement approach
- Continue to utilize, promote and recommend alternative sentencing approaches where relevant to reduce warrant-related activities
- Establish a strategic approach to ensure sufficient adequate short-term and long-term staffing levels utilizing new and innovative measures, and determine the most effective geographic application of staff resources
- Place additional emphasis on the diversity of staff
- Apply significantly stricter enforcement approach to major and minor criminal violations, traffic violations, noise violations and nuisance law violations, utilizing measurable outcomes (e.g., metrics) and specific benchmarks.
- Coordinate with local community justice partners to determine an agreed upon strategic approach to enhanced community crime prevention, investigation and enforcement
- Work with community partners to identify and address the root causes of mental health issues
- Continue to focus on reducing public safety response times
- Review alternative approaches to enhance compliance with municipal court orders
- Create a plan to transition from a complaint-based code enforcement approach to a City-initiated approach

PRIORITY: QUALITY HOUSING OPTIONS

A dedication to increasing access to quality housing options by promoting home ownership, improving rental housing conditions through code enforcement, supporting emergency housing needs, and expanding property reinvestment incentives to help meet the demands of a growing and diverse community.

Objectives

(NOTE: To be determined at a later date.)

Exhibit B

***markup version – for informational purposes only**

2024 City of Springfield City Council Priorities

PRIORITY: QUALITY OF PLACE

Those features of physical environment and qualities of life that make a location a desirable, competitive and economically vibrant place to live.

Objectives

- Formally emphasize an organizational and community culture of service, diversity, equity and inclusion by recognizing the inherent dignity, value and worth of each individual and through the application of the 5 Pillars of Change as ~~recommended by the Mayor's Initiative on Equity and Equality~~ **affirmed by City Council Resolution No. 10710**.
- Create an image campaign that communicates to and empowers citizens to get engaged with Quality of Place efforts
- Invest in projects that improve livability for Springfieldians; including the beautification of City property, roadways and entryways
- Revitalize Springfield's neighborhoods
- Invest in quality multi-modal transportation infrastructure**, transit and trail systems**
- Attract and retain Springfield's talent
- Incorporate, as appropriate, work of business community visioning group related to quality of place into the City's comprehensive planning process
- Proactively promote activities that instill community pride
- Foster activities that promote a clean, safe and friendly neighborhood
- Apply significantly stricter enforcement approach to major and minor criminal violations, traffic violations, noise violations and nuisance law violations, utilizing measurable outcomes (e.g., metrics) and specific benchmarks.

PRIORITY: GOVERNANCE and LEGISLATIVE ENGAGEMENT

The deliberate formation of a positive relationship with local and regional legislative delegates to affect positive outcomes in legislative policy.

Objectives

- Partner further with our region's cities and organization to create a unified legislative voice

- Serve as a subject matter trusted source for municipal issues
- Work closely with the Missouri General Assembly's ~~Local Government Caucus as well as other~~ applicable legislative caucus groups
- More formally recognize the efforts of Springfield's legislative delegation
- Focus annually on the City's top and most impactful priorities to ensure a clear legislative priority message
- Take advantage of State and Federal funding opportunities
- Commence a review of the City Charter to determine necessary updates

PRIORITY: FISCAL SUSTAINABILITY and ACCOUNTABILITY

The ability of a municipal organization to adequately meet its primary service delivery needs and financial commitments over the long-term, while also preserving a healthy financial condition based on municipal association best practices including accountability and transparency.

Objectives

- Review existing revenue types, uses and limitations, and explore new revenue opportunities to meet future capital and operational needs
- Determine the most reasonable means to grow existing revenue sources, including revenue diversification
- Review bonding options and limitations to addressing future capital needs
- Encourage ideas for improving operational, energy and facility efficiencies
- Fully project and address deferred maintenance needs
- Examine enhanced cooperation opportunities with Greene County and other government entities
- Develop performance and financial accountability measures
- Prudently maximize idle funds investment options
- Enhance fiscal transparency ~~through website functionality~~
- Determine a strategy to strengthen the Parks financial position

PRIORITY: ECONOMIC VITALITY

A sustainable economic climate that fosters low poverty, affordable options for quality housing and wage levels that allow the opportunity for people to participate in quality of life endeavors.

Objectives

- Enhance Springfield's potential as a regional hub for business, transportation, culture, education, faith, and both traditional and sports tourism
- Improve the efficiency and value of the development process
- **Implement** ~~Review and refine~~ the City's annexation strategy
- Enhance efforts to stabilize and revitalize Springfield's neighborhoods~~, recognizing we have some food desert challenges, and~~ utilizing **Forward SGF Comprehensive Plan objectives and strategies** ~~relevant Zone Blitz data and objectives~~
- Review the provision of alternative forms of energy that are needed by business prospects
- Strategically market and apply a targeted use of economic development incentives for big impact projects, while considering the most flexible and strategic use of all economic development incentive tools
- Leverage the benefit of private, public, educational and medical partnerships
- Make proactive investments in public infrastructure for those areas with the highest potential for development and redevelopment
- Be a partner to help eliminate barriers to employment within our community, including but not limited to: skill attainment, legal, transportation and childcare
- Improve the community's attractiveness to business site selectors, with a focus on aggressively marketing our assets
- Align development interests with the priorities of place, design and safety
- Successfully complete the review of the City's land use plan and effectively implement the outcomes, recognizing the importance to vibrantly emerge and thrive in the post-COVID era.
- Support the development and preservation of quality, affordable housing stock to meet the needs of a growing and diverse community

PRIORITY: PUBLIC SAFETY

The effective delivery of police, **municipal court,** fire, 911 and emergency management service, including prevention efforts and protection from events that could endanger the safety of the general public from significant injury/harm or damage, such as crimes or disasters.

Objectives

- Actively utilize existing public safety technology and review the application and benefit of new technology
- Address quality of life issues, with special emphasis on reducing chronic nuisance properties to ensure clean, safe neighborhoods

- Strongly encourage the empowerment of neighborhoods to identify community needs and concerns
- Enhance community engagement and participation to increase crime prevention and public education efforts
- Make efforts to reduce traffic accidents by emphasizing the Education, Engineering and Enforcement approach
- Continue to utilize, promote and recommend alternative sentencing approaches where relevant to reduce warrant-related activities
- Establish a strategic approach to ensure sufficient adequate short-term and long-term staffing levels utilizing new and innovative measures, and determine the most effective geographic application of staff resources
- Place additional emphasis on the diversity of staff
- Apply significantly stricter enforcement approach to major and minor criminal violations, traffic violations, noise violations and nuisance law violations, utilizing measurable outcomes (e.g., metrics) and specific benchmarks.
- Coordinate with local community justice partners to determine an agreed upon strategic approach to enhanced community crime prevention, investigation and enforcement
- Work with community partners to identify and address the root causes of mental health issues
- Continue to focus on reducing public safety response times
- Review alternative approaches to enhance compliance with municipal court orders
- Create a plan to transition from a complaint-based code enforcement approach to a City-initiated approach

PRIORITY: QUALITY HOUSING OPTIONS

A dedication to increasing access to quality housing options by promoting home ownership, improving rental housing conditions through code enforcement, supporting emergency housing needs, and expanding property reinvestment incentives to help meet the demands of a growing and diverse community.

Objectives

(NOTE: To be determined at a later date.)

Exhibit 2 – First Amendment to 2024 City of Springfield City Council Priorities

PRIORITY: QUALITY HOUSING OPTIONS

A dedication to increasing access to quality housing options by promoting home ownership, improving rental housing conditions through code enforcement, supporting emergency housing needs, and expanding property reinvestment incentives to help meet the demands of a growing and diverse community.

Objectives

- Create pre-approved, neighborhood compatible housing designs to expedite private infill housing project permitting, reduce construction cost and complement existing municipal housing programs.

EXPLANATION TO COUNCIL BILL 2024-270 (CITY COUNCIL)

FILED: 12/11/2024

ORIGINATING DEPARTMENT: Human Resources

TITLE: A resolution appointing Collin Quigley as Interim City Manager.

PURPOSE: to appoint Collin Quigley as Interim City Manager.

BACKGROUND INFORMATION: Sec. 2.7 of the City Charter provides that City Council shall appoint an officer who shall have the title of city manager and who shall have the powers and perform the duties provided in said Charter. The city manager position is scheduled to be vacant on January 12, 2025. City Council has engaged Strategic Government Resources, Inc., for the purpose of recruiting a new city manager. City Council desires to appoint an interim city manager to serve until such time as a new city manager is hired.

Specifically, City Council wishes to appoint Collin Quigley as Interim City Manager, who would have the powers and perform the duties of the city manager as provided in the City Charter, said appointment to be effective January 12, 2025. Collin Quigley would contemporaneously hold and would not vacate his current position of Deputy City Manager. As Deputy City Manager, Collin Quigley's base salary is $225,156.10. As compensation for his duties as Interim City Manager, his base salary would be increased by 15%, to $258,929.52, until such time as he no longer serves as interim city manager, at which time his base salary would revert to the budgeted salary for his position. This resolution would be in effect from and after passage.

Submitted By:

Authorized for inclusion on the agenda pursuant to City Code section 2-33:

Attachments: 1. COS CB 2024-### RE interim city manager res

One-rdg. X
P. Hrngs. _____
Pgs. 3
Filed: 12-11-24

Sponsored by: City Council

COUNCIL BILL 2024-270 RESOLUTION _____

A RESOLUTION

APPOINTING Collin Quigley as Interim City Manager.

WHEREAS, Sec. 2.7 of the City Charter provides that City Council shall appoint an officer who shall have the title of city manager and who shall have the powers and perform the duties provided in said Charter; and

WHEREAS, the city manager position is scheduled to be vacant on January 12, 2025; and

WHEREAS, City Council has engaged Strategic Government Resources, Inc., for the purpose of recruiting a new city manager; and

WHEREAS, City Council desires to appoint an interim city manager to serve until such time as a new city manager is hired.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, MISSOURI, as follows, that:

Section 1 – City Council hereby appoints Collin Quigley as Interim City Manager, who shall have the powers and perform the duties of the city manager as provided in the City Charter, said appointment to be effective January 12, 2025.

Section 2 – City Council acknowledges that Collin Quigley shall contemporaneously hold and shall not vacate his current position of Deputy City Manager.

Section 3 – As Deputy City Manager, Collin Quigley's base salary is $225,156.10. As compensation for his duties as Interim City Manager, his base salary shall be increased by 15%, to $258,929.52, until such time as he no longer serves as interim city manager, at which time his base salary shall revert to the budgeted salary for his position.

Section 4 – This Resolution shall be in effect from and after passage.

Passed at meeting: _____

_____
Mayor

Attest: _____, City Clerk

Filed as Resolution: _____

Approved as to form: _____, City Attorney

Approved for Council action: _____, City Manager

EXPLANATION TO COUNCIL BILL 2024-289 (JENSON)

FILED: 12/13/2024

ORIGINATING DEPARTMENT: Planning and Development

TITLE: A resolution initiating the rezoning of approximately 2.6 acres of property generally located at 1739, 1745, and 1755 South National Avenue; 1138 East University Street; and 1111, 1119, 1133, and 1141 East Sunshine Street from R-SF, Single-Family Residential District to GR, General Retail District and establishing Conditional Overlay District.

PURPOSE: To initiate the rezoning of approximately 2.6 acres of property generally located at 1739, 1745, and 1755 South National Avenue; 1138 East University Street; and 1111, 1119, 1133, and 1141 East Sunshine Street from R-SF, Single-Family Residential District to GR, General Retail District and establishing Conditional Overlay District.

BACKGROUND INFORMATION: On October 21, 2024,an application for rezoning of approximately 2.6 acres of property generally located at 1739, 1745, and 1755 South National Avenue; 1138 East University Street; and 1111, 1119, 1133, and 1141 East Sunshine Street from R-SF, Single-Family Residential District to GR, General Retail District and establishing Conditional Overlay District was denied by a vote of 4 to 4, with one recusal. City Code Section 36-367(13) prohibits an applicant from refiling an application for rezoning within six months of a denial, however, that same section allows City Council or the Planning and Zoning Commission to initiate such a refiling in conjunction with Section 36-367(2).

The passage of this Resolution would not guarantee approval of the proposed rezoning; rather, it would permit further discussion pertaining to the proposed rezoning prior to the six-month waiting period for refiling by the applicant.

Submitted By: Jordan Paul, City Attorney

Authorized for inclusion on the agenda pursuant to City Code section 2-33:
Jason Gage, City Manager 12/13/2024

Attachments: 1. Rezoning Initiation Sunshine and National

One-rdg. X
P. Hrngs. _____
Pgs. 3
Filed: 12-10-24

Sponsored by: Jenson

COUNCIL BILL 2024-289 RESOLUTION _____

A RESOLUTION

INITIATING the rezoning of approximately 2.6 acres of property generally located at 1739, 1745, and 1755 South National Avenue; 1138 East University Street; and 1111, 1119, 1133, and 1141 East Sunshine Street from R-SF, Single-Family Residential District to GR, General Retail District and establishing Conditional Overlay District.

WHEREAS, an application for rezoning of approximately 2.6 acres of property generally located at 1739, 1745, and 1755 South National Avenue; 1138 East University Street; and 1111, 1119, 1133, and 1141 East Sunshine Street from R-SF, Single-Family Residential District to GR, General Retail District and establishing Conditional Overlay District, brought by the property owner, was denied by a vote of 4 to 4 on October 21, 2024, with one recusal; and

WHEREAS, Section 36-367(13) generally precludes an applicant from refiling an application for rezoning within six (6) months of the denial of the rezoning of the same property; and

WHEREAS, Section 36-367(13), together with Section 36-367(2), grant the City Council the authority to initiate rezoning actions, and to refer such actions to the Planning and Zoning Commission for its report and recommendation; and

WHEREAS, the City Council now desires to initiate such a rezoning action for the property generally located at Sunshine Street and National Avenue.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, MISSOURI, as follows, that:

Section 1 – City Council hereby initiates the rezoning of approximately 2.6 acres of property generally located at 1739, 1745, and 1755 South National Avenue; 1138 East University Street; and 1111, 1119, 1133, and 1141 East Sunshine Street from R-SF, Single-Family Residential District to GR, General Retail District and establishing a Conditional Overlay District, and directs that this rezoning action be referred to the Planning and Zoning Commission for its report and recommendation.

Section 2 – This Resolution shall be in effect immediately upon adoption and passage.

Passed at meeting: _____

_____
Mayor

Attest: _____, City Clerk

Filed as Resolution: _____

Approved as to form: _____, City Attorney

Approved for Council action: _____, City Manager

EXPLANATION TO COUNCIL BILL 2024-271 (CARROLL)

FILED: 11/15/2024

ORIGINATING DEPARTMENT: Fire

TITLE: A special ordinance authorizing the City Manager, or designee, to accept a State Homeland Security Grant Program grant to support the sustainment and operation of the Springfield Fire Department/Region-D Hazardous Materials Team, Technical Rescue Team, and Bomb Squad, with a combined value of $123,473.93; and declaring that this Ordinance qualifies for approval in one reading under City Charter Section 2.16(25).

PURPOSE: A special ordinance authorizing the City Manager, or designee, to accept a State Homeland Security Grant Program grant to support the sustainment andoperation of the Springfield Fire Department/Region-D Hazardous Materials Team, Technical Rescue Team, and Bomb Squad, with a combined value of $123,473.93; and declaring that this Ordinance qualifies for approval in one reading.

BACKGROUND INFORMATION: To authorize the City Manager, or designee, to accept equipment, technical training, and extension of warranty support of equipment necessary for the sustainment and operation of the Springfield Fire Department/Homeland Security Region-D Hazardous Materials ("Hazmat") Team, TechnicalRescue Team, and the Bomb Squad, with a combined value of $123,473.93 from a State Homeland Security Grant Program ("SHSGP") Grant.

The Springfield Fire Department ("SFD") currently utilizes equipment provided through SHSGP grants to establish core capabilities in response to hazardous material spills or releases, weapons of mass destruction, collapse of structures, and incidents involving explosives within the City of Springfield, and Missouri Homeland Security Region-D.

These capabilities are identified as core requirements for the team by the State's Homeland Security Regional Response System ("HSRRS"); therefore, the sustainment of equipment and support requirements for this equipment are currently funded through this grant process.

This Grant will provide for the sustainment of critical diagnostic functions of the Hazmat Team ($63,737.00). This Grant will provide for the sustainment of the Technical Rescue Team's capabilities, providing equipment for the rescue of victims from collapsed structures ($24,987.93). This Grant will provide for the sustainment of the Bomb Squad, providing for the replacement of critical equipment necessary for the mitigation of incidents involving explosives ($34,749.00).

This Ordinance may be passed as a one-reading ordinance under City Charter Section

2.16(25) as it relates to a contract for the acceptance of grant funds from a state or federal agency.

REMARKS: The authorization of these grant funds is necessary to provide for the sustainment of mission-critical Hazmat, Technical Rescue, and Bomb Squad capabilities identified as core requirements for the SFD's role in the HSRRS.

There is no local match required.

Submitted By: David Pennington, Fire Chief

Authorized for inclusion on the agenda pursuant to City Code section 2-33:
Collin Quigley, Deputy City Manager 12/10/2024

Attachments:
1. Fire SHSGP Grant Ord 2024
2. Region D HSRRS HazMat Radiation Program Sustainment_Ex A
3. Region D HSRRS HazMat Sustainment_Ex B
4. Region D HSRRS Structure Collapse Sustainment_Ex C
5. Springfield Fire Department_Region D Bomb Squad Sustainment_ Ex D

One-rdg. X
P. Hrngs. _____
Pgs. 306
Filed: 12-10-24

Sponsored by: Carroll

First Reading: _____ Second Reading: _____

COUNCIL BILL 2024 -271 SPECIAL ORDINANCE _____

AN ORDINANCE

AUTHORIZING the City Manager, or designee, to accept a State Homeland Security Grant Program grant to support the sustainment and operation of the Springfield Fire Department/Region-D Hazardous Materials Team, Technical Rescue Team, and Bomb Squad, with a combined value of $123,473.93; and declaring that this Ordinance qualifies for approval in one reading under City Charter Section 2.16(25).

WHEREAS, General Ordinance 6072 authorized the City Manager to apply for the State Homeland Security Grant Program ("SHSGP") grant; and

WHEREAS, the Springfield Fire Department ("SFD") currently utilizes equipment that was purchased through SHSGP grants to establish core capabilities of response to hazardous material spills or releases, weapons of mass destruction, collapse of structures, and incidents involving explosives within the City of Springfield, and Missouri Homeland Security Region-D; and

WHEREAS, the core capabilities were identified as core requirements for critical incident response by the State's Homeland Security Regional Response System ("HSRRS"); and

WHEREAS, the SHSGP grant provides funding for sustainment of core capabilities necessary for critical incident response; and

WHEREAS, this Grant will provide the sustainment of critical diagnostic functions of the Hazmat Team, providing equipment for the rescue of victims from collapsed structures for use by the Technical Rescue Team, and for the replacement of critical equipment necessary for the mitigation of incidents involving explosives for sustainment of the Bomb Squad, with a combined total value of $123,473.93.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, MISSOURI, as follows, that:

Section 1 – The City Manager, or designee, is hereby authorized to accept a State Homeland Security Grant Program grant consisting of equipment with a total value of $123,473.93, and to do all things necessary to carry out the intent of the grant, including the execution of contracts upon approval as to form by the City attorney.

Section 2 – The City Council hereby finds and declares that this Ordinance authorizes the acceptance of equipment from the State Homeland Security Grant Program and may be passed as a one-reading ordinance under City Charter Section 2.16(25) as it relates to a contract for the acceptance of grant funds from a state or federal agency. Therefore, this Ordinance shall be in full force and effect from and after passage.

Passed at meeting: _____

_____
Mayor

Attest: _____, City Clerk

Filed as Ordinance: _____

Approved as to form: _____, Assistant City Attorney

Approved for Council action: _____, City Manager

Exhibit A

28958 - Region-D HSRRS HazMat Radiation Program Sustainment

Application Details

Funding Opportunity:	28464-FY 2024 State Homeland Security Program (SHSP) Region D
Funding Opportunity Due Date:	Jun 14, 2024 5:00 PM
Program Area:	State Homeland Security Program
Status:	Under Review
Stage:	Final Application
Initial Submit Date:	May 20, 2024 4:08 PM
Initially Submitted By:	David Pennington
Last Submit Date:	
Last Submitted By:	

Contact Information

Primary Contact Information

Name:	Salutation David (First Name) Pennington (Last Name)
Job Title*:	Fire Chief
Email*:	dpennington@springfieldmo.gov
Mailing Address*:	830 Boonville
	Springfield (City) Missouri (State/Province) 65802 (Postal Code/Zip)
Phone*:	(417) 874-2310 Ext. Phone ###-###-####
Fax:	(417) 864-1590 ###-###-####

Organization Information

Applicant Agency*:	Springfield, City of, Fire Department
Organization Type*:	Government
Organization Website:	http://www.springfieldmo.gov
Federal Tax ID#*:	446000268 (9 digits (no hyphen)) 0P (Tax ID Extension)
DUNS #:	781975784 (9-digit number)
Unique Entity ID*:	VMKPNYHAL941
SAM/CCR CAGE Code:	546Q1 05/03/2023 (Valid Until Date)

Mailing Address*:	830 N. Boonville
	Springfield (City) Missouri (State/Province) 65802- (Postal Code/Zip) 3832 (+4)
County*:	Greene
Congressional District*:	07 **Hold 'CTRL" to add additional districts**
Phone*:	**(417) 874-2310** Ext. ###-###-####
Fax:	**(417) 864-1505** ###-###-####

Contact Information

Contact Information

Authorized Official

The Authorized Official is the individual who has the authority to legally bind the applicant into a contract and is generally the applicant?s elected or appointed chief executive. For example:

? If the applicant agency is a city, the Mayor or City Administrator shall be the Authorized Official
? If the applicant agency is a county, the Presiding County Commissioner or County Executive shall be the Authorized Official
? If the applicant agency is a State Department, the Director shall be the Authorized Official
? If the applicant agency is a college/university, the President shall be the Authorized Official
? If the applicant agency is a nonprofit, the Board Chair/President shall be the Authorized Official
? If the applicant agency is an Regional Planning Commission or Council of Government, the Executive Director shall be the Authorized Official
? If the applicant agency is a special district, such as Fire Protection District or Ambulance District, the Board Chair/President shall be the Authorized Official
? If the applicant agency is a school district, the Superintendent or School Board President shall be the Authorized Official

If the Authorized Official has a different title, than those listed above, official documentation naming that position as the Authorized Official for your agency must be included in the application attachments or your application will not be considered for funding

This is not an all-inclusive list. If your agency does not fall into the above categories or you are unsure of who the Authorized Official should be for your agency, please contact the Missouri Department of Homeland Security (DPS)/Office of Homeland Security (OHS) at (573) 522-6125

Authorized Official*:	**Mr.** (Title (Mr.Ms.etc)) **Jason** (First Name) **Gage** (Last Name)
Job Title*:	**City Manager**
Agency*:	**City of Springfield**
Mailing Address*:	**840 N Boonville**
Street Address 1:	
Street Address 2:	
	Springfield (City) **Missouri** (State) **65802** (Zip Code)
Email*:	**jgage@springfieldmo.gov**
Phone*:	**417-864-1006** Ext. Cell Office
Fax:	

Applicant Project Director

Applicant Project Director*:	**Mr.** **David** **Pennington** Title (Mr.Ms.etc) First Name Last Name
Job Title*:	**Fire Chief**
Agency*:	**City of Springfield Fire Department**
Mailing Address*:	**2620 W Battlefield**
Street Address 1:	
Street Address 2:	
	Springfield **Missouri** **65807** City State Zip Code
Email*:	**dpennington@springfieldmo.gov**
Phone*:	**417-874-2310** Ext. Cell Office
Fax:	

Fiscal Officer

Fiscal Officer*:	**Mr.** **David** **Holtmann** Title (Mr.Ms.etc) First Name Last Name
Job Title*:	**Director, Finance Department**
Agency*:	**City of Springfield**
Mailing Address*:	**840 N Boonville**
Street Address 1:	
Street Address 2:	
	Springfield **Missouri** **65802** City State Zip Code
Email*:	**dholtmann@springfieldmo.gov**
Phone*:	**417-864-1632** Ext. Cell Office
Fax:	

Project Contact Person

Project Contact Person:	**Mr.** **David** **Pennington** Title (Mr.Ms.etc) First Name Last Name
Job Title:	**Fire Chief**
Agency:	**City of Springfield Fire Department**
Mailing Address:	**2620 W Battlefield**
Street Address 1:	
Street Address 2:	
	Springfield **Missouri** **65807** City State Zip Code
Email:	**dpennington@springfieldmo.gov**
Phone:	**417-874-2310** Ext. Cell Office
Fax:	

SHSP Project Package

Section A.1 through B.4

A.1 Region*:	D
A.2 County*:	Greene
A.3 Project Location Zip Code*:	65807
A.4 Project Activity Type*:	Enhance capabilities to respond to CBRNE events
A.5 Was this project previously funded with State Homeland Security Program (SHSP) funds?*:	Yes

A.5.a Please give a brief description and year of the ORIGINAL PROJECT.:

Sustainment of HazMat capabilities and the HazMat Team for Region-D has occurred nearly annually since 2015, with the most recent sustainment of the HazMat Team occurring in 2022. The sustainment of the SFD/Region-D HSRRS nuclear/radiological capability has been included in this sustainment.

A.5.b If you answered yes to Question A.5, please indicate if assets from your project have been deployed/shared in the past 12 months. Please be sure to include details about deployment/sharing that occurred.:

The Hazardous Materials Team has deployed to numerous hazardous materials incidents within Region-D in the past 12-months.Use of assets provided through the SHSGP and appropriated by the RHSOC were utilized during these responses to address industry hazards resulting from chlorine and ammonia leaks/releases., and following an incident which resulted in the injury and emergency transport of numerous SFD members.

A.6 Does this project increase capabilities (build/enhance), or does this project sustain capabilities at the current level?*:	Build/Enhance
A.6.a If you answered Build/Enhance to question A.6, has your agency coordinated with other agencies to determine if the resources requested are currently available within the region/state?:	Yes Coordination example: contacted other agencies within your region to see if this capability/asset currently exists and is available.

A.6.b Explain coordination efforts made by your agency, as well as the outcome of the coordination efforts.:

The SFD provides HazMat response capability to Missouri Homeland Security Region-D for HazMat/WMD/CBRNE/acts of terrorism. The Western Taney County Fire Protection District also provides resources for HazMat response within the Region; however, they do not possess the type and quantity of radiation detectors requested by this grant, and they do not exist anywhere in the Region.

A.7 Provide a brief overall description of the project.*:

This request will provide funding for the enhancement of capability for response by the HazMat Team/all SFD fire companies, to incidents resulting from nuclear/radiological sources which have the potential to impact the entire region. The resources requested in this application will provide for a means of assessment consistent with requirements of Phase 2 of the 72-Hour Nuclear Response Guidance and the Dept. of Homeland Security's Response and Recovery Federal Interagency Operational Plans.

A.8 Provide a summary of specific project actions/items that will be purchased with grant funds*:

If approved, this will provide for the purchase of 26 AccuRAD PRD monitors which will be deployed to all primary SFD fire companies and Chief Officers, providing equipment essential to the safety of responders and their ability to gather information to safely provide services to the community/Region following an incident involving a nuclear/radiological source. Actions taken will include the requisition, purchase, training, and deployment of these monitors throughout the City of Springfield.

A.9 Provide estimated duration of the project (how long will it take to complete this project)*:

Requirements for this project will be completed within the time period allowed and consistent with the period of performance for this grant. The duration of this project will be consistent with the period of time required to place and receive the order, and to provide payment (approximately 90 days).

A.10 What are the objectives this project is designed to accomplish? (the purpose of the project)*:

The objectives of this project are to provide necessary resources to the SFD / Region-D HSRRS, and in sufficient quantity, to be able to respond to acts of terrorism/WMD/CBRNE incidents resulting from a nuclear/radiologic source. By providing PRD radiological detectors to all fire companies and commanders, the SFD will be equipped and prepared for situational assessment and the ability to gather necessary data to initiate intermediate rescue operations consistent with OHS FIOP doctrine.

A.11 How does this project align with/increase terrorism preparedness for the state?*:

This project aligns with the mission of the Homeland Security enterprise and element of preparedness through ensuring a continuous cycle of equipping and providing for an effective and coordinated incident response. This project provides for the sustainment and expansion of the radiologic assessment capability necessary for emergency preparedness and response to HazMat/CBRNE/WMD/Acts of Terrorism resulting from a nuclear or radiologic emergency.

Please ensure to differentiate the project's alignment with terrorism preparedness in the state as a whole, rather than your region.

A.12 How does this project align with/increase terrorism preparedness for your region?*:

This project aligns with the mission and scope of regionalization of the Homeland Security enterprise and element of preparedness through ensuring a continuous cycle of equipping and providing for an effective and coordinated incident response. This project provides for the sustainment and expansion of the radiologic assessment capability necessary for emergency preparedness and response to HazMat/CBRNE/WMD/Acts of Terrorism resulting from a nuclear or radiologic emergency.

Please ensure to differentiate the project's alignment with terrorism preparedness in your region, rather than the state as a whole.

A.13 Why is this project necessary for the state?*:

This project is necessary for the State in that it supports a continuous cycle of providing for the sustainment of HS assets which provide for emergency preparedness and effective coordinated incident response to HazMat/CBRNE/WMD/Acts of Terrorism by a HazMat Team whose assets are available for response throughout the State if called upon. This project is necessary to address a gap in preparedness, ensuring assessment capability for such incidents and protection of the community/State.

Please ensure to differentiate why the project is necessary for the state as a whole, rather than your region.

A.14 Why is this project necessary for the region?*:

This project is necessary to address a gap in preparedness, providing sufficient assessment capability in a quantity necessary for situational assessment/initial response for incidents involving radiation, and to support the primary HazMat Team/HSRRS CBRNE component, providing for emergency preparedness and effective coordinated incident response to HazMat/CBRNE/WMD/Acts of Terrorism. Without the addition of these monitors, assessment capability will be limited at best.

Please ensure to differentiate why the project is necessary for your region, rather than the state as a whole.

A.15 How does your agency plan to financially sustain the requested items in the future without grant funding?*:

If grant funds were unavailable, sustainment for the Springfield Fire Department HazMat Team will come through the triage of financial needs and the application of available operating budget. The is implementing a HazMat Operating Permit to generate a reliable revenue source for the sustainment of the HazMat Team separate from the SHSGP.

B. Project Capability, THIRA and Dual Use

B.1 Did your agency participate in the development of your respective region's Threat and Hazard Identification and Risk Assessment (THIRA)?*: **Yes**

B.1.a Please explain your agency's participation in the development of the THIRA.:

The SFD provided subject matter expert(s) who reviewed key component of the THIRA who provided insight, advisement and suggestion for modification consistent with the needs of the Region.

Please review the State 2022 MO THIRA and 2023 MO SPR to determine the following:

B.2 Which Primary Core Capability best aligns to this project?*: Threats and Hazards Identification

B.3 Which POETE (Planning, Organization, Equipment, Training, and Exercise) category(s) does your project address? *: Equipment

B.4 How does this project impact the Capability Target listed on the State THIRA/SPR for the Core Capability selected in B.2 and the POETE category(s) selected in B.3?*:

This project addresses the POETE category of Equipment by providing funding for the sustainment and expansion of a current capability by providing equipment to meet the core capability of threat and hazard identification for HazMat/CBRNE/WMD/Acts of Terrorism.

B.5 Does the requested project support dual-use activities?*: Yes

Dual-use activities are those that support the achievement of core capabilities related to the national priorities and terrorism preparedness while also simultaneously supporting enhanced preparedness for other hazards unrelated to acts of terrorism.

B.5.a Please describe how the project supports terrorism preparedness and how this project increases preparedness for other hazards unrelated to terrorism.:

This project supports HazMat Team capability to assess threats & hazards of radiological emergencies from fixed facilities, such as a medical laboratory or hospital or an accidental release, or, as a result of an active of terrorism using CBRNE/WMD/nuclear weapons to create instability and panic, mass casualties, or the need for mass casualty decontamination. These monitors provide SFD Officers the ability to complete a situational assessment consistent with DHS incident operational phases.

Please review the National Priorities in the FY 2024 SHSP Notice of Funding Opportunity.

1. Enhancing the protection of soft targets/crowded places
2. Enhancing information and intelligence sharing and analysis
3. Combating domestic violent extremism
4. Enhancing cybersecurity
5. Enhancing community preparedness and resilience
6. Enhancing election security

B.6 Does your project align to a National Priority?*: Yes

Select the National Priority the project aligns with from the dropdown.

B.6.a National Priority: Enhancing the protection of soft targets/crowded places

Select the Core Capability associated with the National Priority that the project aligns with. Please ensure the Core Capability chosen in B.6.b aligns with the Core Capability chosen in B.2.

B.6.b Core Capability: Screening, search, and detection

B.6.c Please describe how this project aligns with the National Priority selected in question B.6.a.:

The Region/State face a complex and evolving threat from DVE groups, civil unrest, and acts of terrorism which include CBRNE/WMD. The risk posed by foreign terrorist organizations and state sponsors of terrorism who possess nuclear weapons to the US is significant. If a nuclear detonation or release of radiation occurred it would be catastrophic. Responders must be prepared with the appropriate equipment to achieve assessment and monitoring for decision making before responding.

C. Project Background

C.1 Was any portion of the proposed project funded with FY 2023 SHSP funds?*: No

C.2 Was any portion of the proposed project funded with FY 2022 SHSP funds?*: No

C.3 Was any portion of the proposed project funded with FY 2021 SHSP funds?*: **No**

D. Deployable/Shareable Resources

Deployable Resource: Identifies the availability and utility of an asset to multiple jurisdictions, regions, and the Nation; provides information on mobility of assets in an area. An asset that is physically mobile and can be used anywhere in the United States and territories via Emergency Management Assistance Compacts or other mutual aid/assistance agreements.

Shareable Resource: Provides information on the utility of a non-deployable shared asset in a region; identifies the asset's ability to augment and sustain a reinforced response within a region. An asset that can be utilized as a local, state, regional, or national capability, but is not physically deployable (i.e., fusion centers).

D.1 Does this project fund resources that are deployable or shareable?*: **Yes**

D.1.a Please select from the dropdown if the project funds resources that are deployable or shareable.: **Deployable Resource**

List the deployable/shareable resource.

D.1.b Item Name: **Hazardous Materials Response Team**

D.1.c Are there any special conditions/requirements on sharing the deployable/shareable resources(s)?: **No**

Example: Specific requirements of equipment, operator, etc.

FEMA Resource Typing Library Tool is located at https://rtlt.preptoolkit.org/Public.

D.1.d Is the deployable resource NIMS Kind & Typed?: **Yes**

D.1.d.1 Deployable Resources Kind & Type Name(s):

Hazardous Materials Response Team

Example: Mobile Communications Center

D.1.d.2 Deployable Resources Kind & Type ID(s) (ID x-xxx-xxxx):

4-508-1248

Example: ID 2-508-1053

E. Audit Details

E.1 Has the Applicant Agency exceeded the federal expenditure threshold of $750,000 in federal funds during agency's last fiscal year?*: **Yes**

If the applicant agency exceeded the federal expenditure threshold in their last fiscal year, they must have their Single Audit or Program Specific Audit completed and submitted to the DPS/OHS within nine (9) months after the end of the audited fiscal year.

E.2 Date last audit/financial statement completed.*: **12/13/2023**

If an agency has never had an audit, please enter the date of their last annual financial statement.

E.3 By checking this box the applicant agency understands they are required to upload a copy of the agency's most recent completed audit (or annual financial statement) in the Named Attachments section of this application*: **Yes**

F. Risk Assessment

F.1 Does the applicant agency have new personnel that will be working on this award?*: **No**

New personnel is defined as working with this award type less than 12 months.

F.2 Does the applicant agency have a new fiscal or time accounting system that will be used on this award?*:	**No** New fiscal or time accounting system is defined as a system being utilized less than 12 months within the applicant agency.
F.3 Does the applicant agency receive any direct Federal awards?*:	**No** Direct grants are grants that you apply directly to the federal government for and there is no intermediary agency such as OHS.

G. National Incident Management System (NIMS)

Please select Yes/No to questions G.1-G.14. If you answer no to any of these questions, explain planned activities during the grant period to strive towards being NIMS compliant in G.15.
If your agency is a Regional Planning Commission (RPC) or Council of Government (COG) and questions G.1-G.14 do not apply, select N/A.

G.1 Has the jurisdiction formally adopted the National Incident Management System (NIMS) throughout the jurisdiction or organization to prevent, protect against, mitigate, respond to, and recover from incidents?*:	**Yes**
G.2 Has the jurisdiction ensured training for the incident personnel incorporates NIMS training that is pertinent to each individuals incident responsibilities in alignment with the NIMS training program?*:	**Yes**
G.3 Does the jurisdiction develop, maintain, and implement mutual aid agreements (to include agreements with the private sector and nongovernmental organizations)?*:	**Yes**
G.4 Does the jurisdiction apply ICS as the standard approach to the on-scene command, control, and coordination of incidents?*:	**Yes**
G.6 Does the jurisdiction identify and inventory deployable incident resources consistently with national NIMS resource typing definitions and job titles/position qualifications, available through the Resource Typing Library Tool?*:	**Yes**
G.5 Does the jurisdiction enable effective and secure communications within and across jurisdictions and organizations?*:	**Yes**
G.7 Has your agency designated a point of contact to serve as the principal coordinator for the implementation of NIMS?*:	**Yes**
G.8 Has your agency adopted NIMS terminology for the qualification, certification, and credentialing of incident personnel?*:	**Yes**
G.9 Does your agency use the NIMS Resource Management Process during incidents? (identify requirements, order and acquire, mobilize, track and report, demobilize, reimburse and restock)*:	**Yes**

G.10 Does your agency implement JIS for the dissemination of incident information to the public, incident personnel, traditional and social media, and other stakeholders?*:	**Yes**
G.11 Does your agency use MAC Groups/Policy Groups during incidents to enable decision making among elected and appointed officials and support resource prioritization and allocation?*:	**Yes**
G.12 Does your agency organize and manage EOC's and EOC teams consistent with pertinent NIMS guidance?*:	**Yes**
G.13 Does your agency apply plain language and clear text communications standards?*:	**Yes**
G.14 Does your agency develop, maintain, and implement procedures for data collection, analysis, and dissemination to meet organizational needs for situational awareness?*:	**Yes**

If answered **No** to any questions G.1-G.14, please explain planned activities during grant period to strive towards being NIMS compliant.

G.15 Planned Activities:

H. Certified Assurances

To the best of my knowledge and belief, all data in this application is true and correct,
the document has been duly authorized by the governing body of the applicant,
and the applicant attests to and/or will comply with the following Certified Assurances
if the assistance is awarded:

SHSP Certified Assurances

H.1 By checking this box, I have read and agree to the terms and conditions of this grant*:	**Yes**

In order to be considered eligible for funding, the correct Authorized Official must be designated and have knowledge of the certified assurances associated with this funding opportunity.

If the incorrect Authorized Official is listed in H.2 and H.3 of the application, the application will be deemed ineligible for funding.

The Authorized Official is the individual who has the authority to legally bind the applicant into a contract and is generally the applicant?s elected or appointed chief executive. For example:

? If the applicant agency is a city, the Mayor or City Administrator shall be the Authorized Official
? If the applicant agency is a county, the Presiding County Commissioner or County Executive shall be the Authorized Official
? If the applicant agency is a State Department, the Director shall be the Authorized Official
? If the applicant agency is a college/university, the President shall be the Authorized Official
? If the applicant agency is a nonprofit, the Board Chair/President shall be the Authorized Official
? If the applicant agency is an Regional Planning Commission (RPC) or Council of Government (COG), the Executive Director shall be the Authorized Official
? If the applicant agency is a special district, such as Fire Protection District or Ambulance District, the Board Chair/President shall be the Authorized Official
? If the applicant agency is a school district, the Superintendent or School Board President shall be the Authorized Official

If a designee is being utilized to authorize the application, the Missouri Department of Public Safety (DPS) reserves the right to request documentation that indicates the designee has the authority to legally bind the applicant into a contract in lieu of the Authorized Official at the time of application submission.

****If the Authorized Official has a different title, than those listed above, official documentation naming that position as the Authorized Official for your agency must be included in the application attachments or your application will not be considered for funding****

The above list is not an all-inclusive list. If your agency does not fall into the above listed categories, or if you are unsure of who the Authorized Official is for your agency, please contact the Missouri Department of Public Safety (DPS)/Office of Homeland Security (OHS) at (573) 522-6125.

H.2 Authorized Official Name*:	**Mr. Jason Gage**
H.3 Title of Authorized Official*:	**City Manager**
H.4 Name of person completing this application*:	**David Pennington**
H.5 Title of person completing this application*:	**Fire Chief**
H.6 By checking this box, I certify I have read and understand that the correct Authorized Official MUST be designated on this form in question H.2 and H.3 in order to be eligible for funding*:	**Yes**
H.7 Date*:	**05/20/2024**

Interoperable Communications

Radio Interoperability

Refer to the **Radio Interoperability Guidelines** for Interoperable Communications Equipment Requirements that MUST be met in order to be eligible for funding.

1. Are you applying for interoperable communications equipment?:	**No**

Budget

Personnel

Name	Position Title	Position Status	Employment Status	%of time spent on this grant funded activities	Requested Personnel Cost	Discipline	Function	Allowable Activity

No Data for Table

Narrative Justification - Personnel

5000 Character Limit

Personnel Benefits

Narrative Justification - Benefits

5000 Character Limit

Travel

Item Name	Category	Explanation of Other Travel	Total Cost	Discipline	Function	Allowable Activity

No Data for Table

Narrative Justification - Travel

5000 Character Limit

Equipment

Line Item Name	AEL #	Qty	Unit Cost	Total Cost	Discipline	Function	Allowable Activity
AccuRAD PRD	03OE-03-KTCL	26.00	$0.00	$41,860.00	HazMat	Equipment	Detection
				$41,860.00			

Narrative Justification - Equipment

A detonation of a nuclear weapon in or above a city within Region D would result in a catastrophic incident of a size and scope of which we are unprepared for as an HSRRS. The equipment requested in this grant application will provide monitors necessary for the sustainment and expansion of a current capability for Operations level HazMat response personnel to provide essential support for the HazMat Team, obtain critical assessment data necessary to gain situational awareness and the ability to make informed decisions on when and how to leave shelter to begin assessing the scene and providing care for the injured. This monitoring equipment will provide a volume of radiation meters necessary for this initial assessment, and the implementation of the Department of Homeland Security's Response and Recovery Interagency Operational Plans (FIOP), specifically phase 2a, activation, situational assessment, and movement during the initial 72-hours following detonation or release of nuclear/radiologic weapons.The information provided by these monitors is critical to maximize lifesaving opportunity. During the initial response / 72-hours, because of the scope and scale of such an event, a decentralized and autonomous local response by SFD/HSRRS will be critical for initial action to not only protect our firefighters, but also to provide critical information for when and how a response may be initiated based upon incident conditions. Without these monitors, that would not be possible. In March, 2023, FEMA and DHS updated the Nuclear Detonation Response Guide and the Planning Guidance for Response to a Nuclear Detonation, to include elevating the planning to focus on two 100 kiloton bombs, as a result of their concerns about the global risk environment.

10000 Character Limit

Supplies/Operations

Item Name	Supply/Operation Type	Qty	Unit Cost	Total Supply or Operation Expense Cost	Discipline	Function	Allowable Activity

No Data for Table

Narrative Justification - Supplies/Operations

5000 Character Limit

Contractual

Item Name	Type of Contract	Contract Amount	Discipline	Function	Allowable Activity

No Data for Table

Narrative Justification - Contractual

5000 Character Limit

Total Budget

Total Personnel:	**$0.00**
Total Benefits:	**$0.00**
Total Travel:	**$0.00**
Total Equipment:	**$41,860.00**
Total Supplies/Operation:	**$0.00**
Total Contractual:	**$0.00**
Total Project Cost:	**$41,860.00**

Named Attachments

Named Attachment	Required	Description	File Name	Type	Size	Upload Date
Audit/Financial Statement (REQUIRED)*	✓	City of Springfield Annual Comprehensive Financial Report	City Springfield_2023_ACFR.pdf	pdf	1 MB	05/20/2024 09:22 AM
Quote or Cost Basis		Quote for 26 AccuRad PRD (NOTE: Item 2, URAD PRD, is also included with this quote, and is not being requested with this grant application)	Accurad QUOTE.pdf	pdf	22 KB	05/20/2024 09:24 AM
Other Supporting Information		City of Springfield 2023 Compliance Report	City Springfield_2023_ComplianceReport.pdf	pdf	265 KB	05/20/2024 09:24 AM
Other Supporting Information						
Other Supporting Information						
Other Supporting Information						
Other Supporting Information						

City of Springfield, Missouri

Compliance Report
Year Ended June 30, 2023

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Report on Internal Control Over Financial Reporting and on Compliance and Other Matters Based on an Audit of Financial Statements Performed in Accordance with *Government Auditing Standards*

Independent Auditor's Report

Honorable Mayor and Members of the City Council
City of Springfield, Missouri

We have audited, in accordance with the auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards* issued by the Comptroller General of the United States (*Government Auditing Standards*), the financial statements of the governmental activities, the business-type activities, the discretely presented component unit, each major fund and the aggregate remaining fund information of the City of Springfield, Missouri (the City), as of and for the year ended June 30, 2023, and the related notes to the financial statements, which collectively comprise the City's basic financial statements, and have issued our report thereon dated December 13, 2023. Our report includes a reference to other auditors who audited the financial statements of the City Utilities, the discretely presented component unit, as described in our report on the City's financial statements. This report does not include the results of the other auditor's testing of internal control over financial reporting or compliance and other matters that are reported on separately by those auditors.

Report on Internal Control Over Financial Reporting
In planning and performing our audit of the financial statements, we considered the City's internal control over financial reporting (internal control) as a basis for designing audit procedures that are appropriate in the circumstances for the purpose of expressing our opinions on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the City's internal control. Accordingly, we do not express an opinion on the effectiveness of the City's internal control.

A *deficiency in internal control* exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, misstatements on a timely basis. A *material weakness* is a deficiency, or a combination of deficiencies, in internal control, such that there is a reasonable possibility that a material misstatement of the entity's financial statements will not be prevented, or detected and corrected on a timely basis. A *significant deficiency* is a deficiency, or a combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance.

Our consideration of internal control was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control that might be material weaknesses or significant deficiencies. Given these limitations, during our audit we did not identify any deficiencies in internal control that we consider to be material weaknesses. However, material weaknesses or significant deficiencies may exist that were not identified.

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Report on Compliance and Other Matters
As part of obtaining reasonable assurance about whether the City's financial statements are free from material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements, noncompliance with which could have a direct and material effect on the financial statements. However, providing an opinion on compliance with those provisions was not an objective of our audit, and accordingly, we do not express such an opinion. The results of our tests disclosed no instances of noncompliance or other matters that are required to be reported under *Government Auditing Standards*.

Purpose of this Report
The purpose of this report is solely to describe the scope of our testing of internal control and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the City's internal control or on compliance. This report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the City's internal control and compliance. Accordingly, this communication is not suitable for any other purpose.

RSM US LLP

Kansas City, Missouri
December 13, 2023

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Report on Compliance for Each Major Federal Program,
Report on Internal Control Over Compliance and
Report on Schedule of Expenditures of
Federal Awards Required by the Uniform Guidance

Independent Auditor's Report

Honorable Mayor and Members of the City Council
City of Springfield, Missouri

Report on Compliance for Each Major Federal Program

Opinion on Each Major Federal Program

We have audited the City of Springfield, Missouri's (the City) compliance with the types of compliance requirements identified as subject to audit in the OMB *Compliance Supplement* that could have a direct and material effect on each of the City's major federal programs for the year ended June 30, 2023. The City's major federal programs are identified in the summary of auditor's results section of the accompanying schedule of findings and questioned costs.

The City's basic financial statements include the operations of the City Utilities discretely presented component unit, which expended federal awards which is not included in the City's schedule of expenditures of federal awards during the year ended June 30, 2023. Our audit, described below, did not include the operations of City Utilities because the discretely presented component unit engaged other auditors to perform their September 30, 2022 audit of compliance.

In our opinion, the City complied, in all material respects, with the compliance requirements referred to above that could have a direct and material effect on each of its major federal programs for the year ended June 30, 2023.

Basis for Opinion on Each Major Federal Program

We conducted our audit of compliance in accordance with auditing standards generally accepted in the United States of America (GAAS); the standards applicable to financial audits contained in *Government Auditing Standards* issued by the Comptroller General of the United States (*Government Auditing Standards*); and the audit requirements of Title 2 U.S. *Code of Federal Regulations* Part 200, *Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards* (Uniform Guidance). Our responsibilities under those standards and the Uniform Guidance are further described in the Auditor's Responsibilities for the Audit of Compliance section of our report.

We are required to be independent of the City and to meet our other ethical responsibilities, in accordance with relevant ethical requirements relating to our audit. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our opinion on compliance for each major federal program. Our audit does not provide a legal determination of the City's compliance with the compliance requirements referred to above.

Responsibilities of Management for Compliance

Management is responsible for compliance with the requirements referred to above and for the design, implementation, and maintenance of effective internal control over compliance with the requirements of laws, statutes, regulations, rules and provisions of contracts or grant agreements applicable to the City's federal programs.

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Auditor's Responsibilities for the Audit of Compliance
Our objectives are to obtain reasonable assurance about whether material noncompliance with the compliance requirements referred to above occurred, whether due to fraud or error, and express an opinion on the City's compliance based on our audit. Reasonable assurance is a high level of assurance but is not absolute assurance and therefore is not a guarantee that an audit conducted in accordance with GAAS, *Government Auditing Standards*, and the Uniform Guidance will always detect material noncompliance when it exists. The risk of not detecting material noncompliance resulting from fraud is higher than for that resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control. Noncompliance with the compliance requirements referred to above is considered material, if there is a substantial likelihood that, individually or in the aggregate, it would influence the judgment made by a reasonable user of the report on compliance about the City's compliance with the requirements of each major federal program as a whole.

In performing an audit in accordance with GAAS, *Government Auditing Standards*, and the Uniform Guidance, we:

- exercise professional judgment and maintain professional skepticism throughout the audit.
- identify and assess the risks of material noncompliance, whether due to fraud or error, and design and perform audit procedures responsive to those risks. Such procedures include examining, on a test basis, evidence regarding the City's compliance with the compliance requirements referred to above and performing such other procedures as we considered necessary in the circumstances.
- obtain an understanding of the City's internal control over compliance relevant to the audit in order to design audit procedures that are appropriate in the circumstances and to test and report on internal control over compliance in accordance with the Uniform Guidance, but not for the purpose of expressing an opinion on the effectiveness of the City's internal control over compliance. Accordingly, no such opinion is expressed.

We are required to communicate with those charged with governance regarding, among other matters, the planned scope and timing of the audit and any significant deficiencies and material weaknesses in internal control over compliance that we identified during the audit.

Report on Internal Control Over Compliance
A *deficiency in internal control over compliance* exists when the design or operation of a control over compliance does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, noncompliance with a type of compliance requirement of a federal program on a timely basis. A *material weakness in internal control over compliance* is a deficiency, or a combination of deficiencies, in internal control over compliance, such that there is a reasonable possibility that material noncompliance with a type of compliance requirement of a federal program will not be prevented, or detected and corrected, on a timely basis. A *significant deficiency in internal control over compliance* is a deficiency, or a combination of deficiencies, in internal control over compliance with a type of compliance requirement of a federal program that is less severe than a material weakness in internal control over compliance, yet important enough to merit attention by those charged with governance.

Our consideration of internal control over compliance was for the limited purpose described in the Auditor's Responsibilities for the Audit of Compliance section above and was not designed to identify all deficiencies in internal control over compliance that might be material weaknesses or significant deficiencies in internal control over compliance. Given these limitations, during our audit we did not identify any deficiencies in internal control over compliance that we consider to be material weaknesses, as defined above. However, material weaknesses or significant deficiencies in internal control over compliance may exist that were not identified.

Our audit was not designed for the purpose of expressing an opinion on the effectiveness of internal control over compliance. Accordingly, no such opinion is expressed.

The purpose of this report on internal control over compliance is solely to describe the scope of our testing of internal control over compliance and the results of that testing based on the requirements of the Uniform Guidance. Accordingly, this report is not suitable for any other purpose.

Report on Schedule of Expenditures of Federal Awards Required by the Uniform Guidance
We have audited the financial statements of the governmental activities, business-type activities, the discretely presented component unit, each major fund, and the aggregate remaining fund information of the City of Springfield, Missouri as of and for the year ended June 30, 2023, and the related notes to the financial statements, which collectively comprise the City's basic financial statements. We issued our report thereon dated December 13, 2023, which contained unmodified opinions on those financial statements. Our audit report includes a reference to other auditors who audited the financial statements of City Utilities, the discretely presented component unit, as described in our report on the City's financial statements. Our audit was conducted for the purpose of forming opinions on the financial statements that collectively comprise the basic financial statements. The accompanying schedule of expenditures of federal awards is presented for purposes of additional analysis as required by the Uniform Guidance and is not a required part of the basic financial statements. Such information is the responsibility of management and was derived from and relates directly to the underlying accounting and other records used to prepare the basic financial statements.

The information has been subjected to the auditing procedures applied in the audit of the financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the basic financial statements or to the basic financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America. In our opinion, the schedule of expenditures of federal awards is fairly stated in all material respects in relation to the basic financial statements as a whole.

RSM US LLP

Kansas City, Missouri
December 13, 2023

City of Springfield, Missouri

Schedule of Expenditures of Federal Awards
Year Ended June 30, 2023

Federal Grantor/ Pass-Through Grantor/Program Title	Federal AL Number	Grant Number or Pass-Through Entity Identifying Number	Amounts Provided to Subrecipients	Federal Expenditures
U.S. Department of Agriculture:				
Special Supplemental Nutrition Program for Women, Infants, and Children:				
Passed through the Missouri Department of Health and Senior Services:				
2022 – 23 WIC Local Agency Nutrition Services	10.557	ERS04522074	$ -	$ 412,897
2023 – 24 WIC Local Agency Nutrition Services	10.557	ERS04523056	-	1,229,214
Subtotal for AL 10.557			-	1,642,111
Child Nutrition Cluster:				
Summer Food Program for Children:				
Passed through the Missouri Department of Health and Senior Services:				
2022-23 Summer Food Service Grant	10.559	ERS21954094	-	1,335
Subtotal for AL 10.559 and Child Nutrition Cluster				1,335
Total U.S. Department of Agriculture			-	1,643,446
U.S. Department of Commerce:				
Economic Adjustment Assistance				
COVID-19-Good Jobs Challenge- Quadra-Regional Workforce Alliance	11.307	ED22HDQ3070090	53,993	646,443
COVID-19-Springfield Lake Master Plan	11.307	05-79-06149	-	488,549
Total U.S. Department of Commerce			53,993	1,134,992
U.S. Department of Housing and Urban Development:				
CDBG - Entitlement Grants Cluster:				
Community Development Block Grants/Entitlement Grants:				
2020-2021 Community Development Block Grant	14.218	B-20-MC-29-0007	2,241	416,143
COVID - 19 - Community Development Block Grant - CARES	14.218	B-20-MW-29-0007	162,592	165,711
2021-2022 Community Development Block Grant	14.218	B-21-MC-29-0007	476,966	1,651,307
2022-2023 Community Development Block Grant	14.218	B-22-MC-29-0007	42,849	42,849
Subtotal for AL 14.218			684,648	2,276,010
Home Investment Partnerships Program:				
2018 – 19 HOME Investment Partnerships	14.239	M-18-MC-29-0202	-	368,047
2019-2020 HOME Investment Partnership	14.239	M-19-MC-29-0202	-	802,545
COVID-19-Home Program:	14.239	M21-MP29-0202	-	79,305
Program Income	14.239	N/A	-	1,798,547
Subtotal for AL 14.239			-	3,048,444
Continuum of Care Program:				
Continuum of Care Planning Grant	14.267	MO0293L7P001900	18,922	18,922
Continuum of Care Planning Grant	14.267	MO0312L7P002000	14,223	14,223
Subtotal for AL 14.267			33,145	33,145
Total U.S. Department of Housing and Urban Development			717,793	5,357,599
U.S. Department of Justice:				
Office of Violence against Women				
Grants to Encourage Arrest Policies and Enforcement of Protection Orders Program:				
2019- Improving Criminal Justice Response Program	16.590	019-WE-AX-0005	6,635	5,772
Edward Byrne Memorial Justice Assistance Grant Program:				
2021 – 22 JAG Grant	16.738	15PBJA-21-GG-01616JAGX	71,388	139,469
2022 – 23 JAG Grant	16.738	15PBJA22GG02175JAGX	-	46,000
Subtotal for AL 16.738			71,388	185,469
Justice Department Confiscated Fund Program:				
Confiscated Funds - Equitable Sharing Program	16.922	N/A	-	16,616
Total U.S. Department of Justice			78,023	207,857

(Continued)

City of Springfield, Missouri

Schedule of Expenditures of Federal Awards
Year Ended June 30, 2023

Federal Grantor/ Pass-Through Grantor/Program Title	Federal Assistance Listing Number	Grant Number or Pass-Through Entity Identifying Number	Amounts Provided to Subrecipients	Federal Expenditures
U.S. Department of Labor:				
RESEA 21/23 - Unemployment Insurance	17.225	10-08-08-20	-	9,629
RESEA 22/23 - Unemployment Insurance	17.225	10-08-08-20	-	22,019
Subtotal for AL 17.225				31,648
Workforce Innovation and Opportunity Act (WIOA) Cluster:				
WIOA Adult Program:				
Passed through the Missouri Division of Higher Education and Workforce Development:				
WIOA Title -1 Adult Program FY21, PY21/22	17.258	10-08-08-21	-	50
WIOA Title -1 Adult Program FY22, PY21/22	17.258	10-08-08-21	-	103,465
WIOA Title -1 Adult Program PY22, PY22/23	17.258	10-08-08-22	-	104,572
WIOA Title -1 Adult Program FY23, PY22/23	17.258	10-08-08-22	-	369,676
Subtotal for AL 17.258			-	577,763
WIOA Youth Activities:				
Passed through the Missouri Division of Higher Education and Workforce Development:				
WIOA Title-1 Youth Program PY21, PY21/22	17.259	10-08-08-21	-	147,656
WIOA Title-1 Youth Program PY20, PY20/21	17.259	10-08-08-22	-	618,212
WIOA PY22/23 YOUTH EO	17.259	10-08-08-22	-	25,965
Subtotal for AL 17.259			-	791,833
WIOA Dislocated Worker Formula Grants:				
Passed through the Missouri Division of Higher Education and Workforce Development:				
WIA Title -1 DISLOCATED WORKER PROG FY22, PY21/22	17.278	10-08-08-21	-	101,002
WIA Title -1 DISLOCATED WORKER PROG PY22, PY22/23	17.278	10-08-08-22	-	97,761
WIA Title -1DISLOCATED WORKER PROG FY23, PY22/23	17.278	10-08-08-23	-	268,461
WIA Title -1DISLOCATED WORKER PROG FY23, WORKER SUPPLIES	12.278	10-08-08-23	-	16,646
SHOW ME HEROES AT HOME WIOA 25% RR PY21/22	17.278	10-08-08-20	-	2,513
MISSOURI HEROES CONNECT PY22/23	17.278	10-08-08-22	-	14,921
Subtotal for AL 17.278			-	501,304
Subtotal for Workforce Innovation and Opportunity Act (WIOA) Cluster			-	1,870,900
Employee Training Administration:				
Apprenticeship USA Grants - Registered Apprenticeship:				
ABA-AMERICA BUILDING APPRENTICESHIPS	17.285	AP-38630-22-60-A-29 / AP38630JX1	-	292,130
WIOA Dislocated Worker Formula Grants:				
Pathways Home 2-Reentry Employment Opportunities	17.270	PE-36545-21-60-A-29	-	571,517
Passed through the Missouri Division of Higher Education and Workforce Development:				
WIOA National Dislocated Worker Grant/ WIA National Emergency Grants	17.277	10-08-08-20	-	70,762
			-	70,762
Total U.S. Department of Labor			-	2,836,957

(Continued)

City of Springfield, Missouri
Schedule of Expenditures of Federal Awards
Year Ended June 30, 2023

Federal Grantor/ Pass-Through Grantor/Program Title	Federal Assistance Listing Number	Grant Number or Pass-Through Entity Identifying Number	Amounts Provided to Subrecipients	Federal Expenditures
U.S. Department of Transportation:				
Federal Aviation Administration:				
Airport Improvement Program:				
Airport Taxiway November, Bravo, Mike, GA Apron, and Taxiway edge Lights	20.106	3-29-0077-066-2022	-	4,048,504
Master Plan	20.106	3-29-0077-065-2022	-	781,434
COVID-19-Airport Rescue Grant	20.106	3-29-0077-063-2021	-	4,400,316
Reconstruct Central Portion of Cargo Apron (Design Only)	20.106	3-29-0077-067-2023	-	20,940
Subtotal for AL 20.106			-	9,251,194
Highway Planning and Construction:				
Passed through the Missouri Highways and Transportation Commission:				
Republic Road Phase 4 Improvements @ Campbell Ave Intersection	20.205	NHPP-S602 (27)	-	81,141
Republic Road Phase 5 Improvements - Campbell Int. to Chase	20.205	STBG-5901 (810)	-	190,991
Luster Ave. Sidewalk - Sunset Drive to Seminole Street (4)	20.205	TAP-5901 (814)	-	185
Fassnight Creek Greenway Trail - Jefferson Ave. to Phelps Grove Park	20.205	TAP-5901 (814)	-	(2,805)
National/Battlefield/Sunshine Resurfacing Overlay Improvements	20.205	STBG-5916 (807)	-	601,347
Fassnight Creek Greenway Trail - Clay/Brookside	20.205	STBG-5901(817)	-	217,461
Traffic Signal Battery Backup System Program	20.205	STBG-5901 (818)	-	151
Traffic Signal Battery Backup System Program*	20.205	STBG-5901 (818)	-	23,978
Traffic Management Center Salaries FY 2023	20.205	Contract #2022-1136	-	373,650
Traffic Signal Vehicle Detection System FY 2021	20.205	STBG-5901 (821)	-	385,648
FY 2023 Springfield Yields Safe Across Expansion Grant	20.205	Contract #2022-1035	-	22,249
Springfield Yields Expansion Grant	20.205	22-PS-02-001	-	16,553
Republic Road Phase 4 Improvements @ Campbell Ave Intersection (2)	20.205	NHPP-S602 (27)	-	114,926
BUILD Grant - Grant Ave Parkway Project	20.205	BUILD-5901(816)	-	5,957,152
FY 2023 Traffic Signal & Fiber Optic Communication Improvements	20.205	STBG-5901 (824)	-	10,813
21-22 MODOT WORK ZONE GRANT	20.205	GWZEM04Z	-	1,950
22-23 MODOT WORK ZONE GRANT	20.205	GWZEM04Z	-	57,514
Subtotal for AL 20.205			-	8,052,904
Highway Safety Cluster:				
State and Community Highway Safety:				
Passed through the Missouri Department of Transportation:				
21-22 HMV GRANT	20.600	22-PT-02-042	-	11,460
22-23 HMV GRANT	20.600	22-PT-02-042	-	109,722
22-23- Pedestrian HMV GRANT	20.600	22-PT-02-07	-	11,570
20-21 HMV GRANT*	20.600	21-PT-02-069	-	3,347
Subtotal for AL 20.600			-	136,099
National Priority Safety Programs:				
Passed through the Missouri Department of Transportation:				
21-22 DWI GRANT	20.616	22-M5HVE-03-008	-	34,419
22-23 DWI GRANT	20.616	22-M5HVE-03-008	-	95,753
20-21 DWI GRANT *	20.616	22-M5HVE-03-016	-	2,368
21-22 MOTORCYCLE SAFETY COURSE	20.616	22-M11X-12-002	-	6,569
22-23 MOTORCYCLE SAFETY COURSE	20.616	22-M11X-12-002	-	11,349
Subtotal for AL 20.616			-	150,458
Subtotal for Highway Safety Cluster			-	286,557
Alcohol Open Container Requirements:				
Passed through the Missouri Department of Transportation:				
20-21 UNDERAGE DRINKING GRANT*	20.607	21-154-AL-080	-	518
21-22 UNDERAGE DRINKING GRANT	20.607	22-154-AL-042	-	533
22-23 UNDERAGE DRINKING GRANT	20.607	22-154-AL-042	-	8,570
Subtotal for AL 20.607			-	9,621
Total U.S. Department of Transportation			-	17,600,276

*20-21 Grant expenditures not captured in correct year Missouri Department of Transportation requested they be added to this Schedule

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City of Springfield, Missouri

Schedule of Expenditures of Federal Awards
Year Ended June 30, 2023

Federal Grantor/ Pass-Through Grantor/Program Title	Federal Assistance Listing Number	Grant Number or Pass-Through Entity Identifying Number	Amounts Provided to Subrecipients	Federal Expenditures
U.S. Department of the Treasury:				
Treasury Forfeiture Program				
Treasury Forfeiture Program	21.000	N/A	-	62,403
Coronavirus State and Local Fiscal Recovery Funds:				
COVID-19-Retention Payments	21.027	103132	-	1,914,317
COVID-19-Historic City Hall Renovations	21.027	100912	-	6,703
COVID-19-Cooper Killian Soccer	21.027	103230	-	305,504
COVID-19-Ozark Empire Fair Grounds	21.027	103244	-	250,000
COVID-19-Ozark Greenways Chadwick Flyer Trail	21.027	103243		295,693
COVID-19-Burrell Behavioral Health Crisis Line	21.027	103249	-	21,649
COVID-19-Grant Compliance	21.027	103396		14,835
COVID-19-Respite Care - Connecting Grounds	21.027	103316	-	416,147
Subtotal for AL 21.027				3,224,848
Total U.S. Department of the Treasury			-	3,287,251
U.S. Environmental Protection Agency:				
Brownfields Job Training Cooperative Agreements:				
EPA BROWNSFIELD -FY20	66.815	JT-97780701-0	-	84,604
EPA BROWNSFIELD -FY22	66.815	JT-97795001-0	-	54,381
Subtotal for AL 66.815			-	138,985
Brownfields Multipurpose, Assessment, Revolving Loan Fund, and Cleanup Cooperative Agreements:				
Brownfields General	66.818	N/A	-	16,235
Brownfields Revolving Loan Fund	66.818	BF98788001	-	11,091
Subtotal for AL 66.818			-	27,326
Total U.S. Environmental Protection Agency			-	166,311

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City of Springfield, Missouri

Schedule of Expenditures of Federal Awards
Year Ended June 30, 2023

Federal Grantor/ Pass-Through Grantor/Program Title	Federal Assistance Listing Number	Grant Number or Pass-Through Entity Identifying Number	Amounts Provided to Subrecipients	Federal Expenditures
U.S. Department of Health and Human Services:				
Public Health Emergency Preparedness:				
Passed through the Missouri Department of Health and Senior Services:				
2020-21 Public Health Emergency Preparedness	93.069	DH210048566	-	297,041
Immunization Cooperative Agreements Grants:				
Passed through the Missouri Department of Health and Senior Services:				
COVID-19 & Adult Vaccination Supplemental	93.268	DH220049862	-	461,898
Epidemiology and Laboratory Capacity for Infectious Diseases:				
Passed through the Missouri Department of Health and Senior Services:				
FY 22 Epidemiology & Laboratory Capacity for Enhancing Detection Expansion	93.323	DH230052009	-	154,765
FY 23 Epidemiology & Laboratory Capacity for Enhancing Detection Expansion	93.323	DH230052009	-	190,074
Subtotal for AL 93.323			-	344,839
Public Health Emergency Response: Cooperative Agreement for Emergency Response:				
Passed through the Missouri Department of Health and Senior Services:				
FY23 Workforce Grant	93.354	DH240053441	-	489,147
Support State, Tribal, Local and Territorial (STLT) Health Department Response to Public Health				
Passed through the Missouri Department of Health and Senior Services:				
FY22 Disparities	93.391	DH220051692	-	446,581
Temporary Assistance for Needy Families:				
Passed through the Missouri Department of Social Services:				
MWA TANF PRFOGRAM PY21/22 JOPLIN STARTS 10/1/21	93.558	CS170472002	-	119,048
MWA TANF PRFOGRAM PY22/23 JOPLIN STARTS 10/1/22	93.558	CS170472002	-	404,249
MWA SKILL-UP JOPLIN PY21/22 (STARTS 10/1/21)	93.558	CS170472002	-	1,782
MWA SKILL-UP JOPLIN PY22/23 (STARTS 10/1/22)	93.558	CS170472002	-	2,965
DSS-FNS 100% SKILL UP PY22/23	93.558	AOC20380053	-	70,276
DSS-TANF SKILL UP PY22/23	93.558	AOC20380053	-	22,125
Passed through the Missouri Department of Workforce Development:				
DSS-JOB LEAGUE FY 23, PY22/23	93.558	AOC21380057	-	54,056
Subtotal for AL 93.558			-	674,501
Child Care and Development Fund Grant (CCDF Cluster):				
Passed through the Missouri Department of Health and Senior Services:				
Child Care Health Consultation FY22-23	93.575	80SPRINGFIELDGREENE	-	1,974
Passed through the Missouri Department of Elementary and Secondary Schools				
Children's Health Insurance Program Health Services Initiative FY22-23	93.575	CCHC2300084	-	7,963
Subtotal for AL 93.575 and CCDF Cluster			-	9,937
Children's Health Insurance Program:				
Passed through the Missouri Department of Health and Senior Services:				
Children's Health Insurance Program Health Services Initiative FY 22	93.767	DH220050523	-	155,877
Maternal and Child Health Services Block Grant to the States:				
Passed through the Missouri Department of Health and Senior Services:				
Maternal and Child Health Services Block Grant FY21-22	93.994	DH220051142	-	26,256
Maternal and Child Health Services Block Grant FY22-23	93.994	DH220051142	-	95,647
Subtotal for AL 93.994			-	121,903
Sexually Transmitted Diseases (STD) Prevention and Control Grants				
Passed through the Missouri Department of Health and Senior Services:				
Disease Intervention Specialist Workforce Program	93.977	DH230052592	-	14,920
Disease Intervention Specialist Workforce Program	93.977	DH230052592	-	134,462
Subtotal for AL 93.977			-	149,382
Total U.S. Department of Health and Human Services			-	3,151,106
Executive Office of the President:				
High Intensity Drug Trafficking Areas Program:				
Passed through the Missouri Department of Public Safety:				
21-22 HIDTA GRANT	95.001	G22MW0001A-J	-	156,186
22-23 HIDTA GRANT	95.001	G22MW0001A-J	-	56,089
Total Executive Office of the President			-	212,275

(Continued)

City of Springfield, Missouri
Schedule of Expenditures of Federal Awards
Year Ended June 30, 2023

Federal Grantor/ Pass-Through Grantor/Program Title	Federal Assistance Listing Number	Grant Number or Pass-Through Entity Identifying Number	Amounts Provided to Subrecipients	Federal Expenditures
U.S. Department of Homeland Security:				
Federal Emergency Management Agency Disaster Assistance				
Disaster Grants - Public Assistance (Presidentially Declared Disasters)				
Passed through the Missouri Department of Public Safety - Emergency Management Agency				
FY22 FEMA COVID CONTRACT/TEMP EMPLOYEES_JANUARY THRU JUNE	97.036	683754	-	723,967
FY22 FEMA COVID TESTING_JANUARY THRU JUNE	97.036	683704	-	471,042
FY22 FEMA COVID VACCINE_JANUARY THRU JUNE	97.036	683710	-	106,160
FY22 FEMA COVID CALL CENTER_JANUARY THRU JUNE	97.036	683745	-	33,475
FY22 FEMA COVID PUBLIC INFORMATION_JANUARY THRU JUNE	97.036	683729	-	195,025
Subtotal for AL 97.036			-	1,529,669
Homeland Security Grant Program:				
Passed through Missouri State University				
2020 Region D Regional Homeland Security Oversight Committee (RHSOC)	97.067	EMW-2020-SS-00051-05-04	-	73,907
2020 Region D Regional Homeland Security Oversight Committee (RHSOC)	97.067	EMW-2020-SS-00051-05-07	-	7,629
2021 Region D Regional Homeland Security Oversight Committee (RHSOC)	97.067	EMW-2021-SS-00038-05-16	-	2,415
2021 Region D Regional Homeland Security Oversight Committee (RHSOC)	97.067	EMW-2021-SS-00038-05-17	-	36,548
2021 Region D Regional Homeland Security Oversight Committee (RHSOC)	97.067	EMW-2021-SS-00038-05-18	-	5,866
2021 Region D Regional Homeland Security Oversight Committee (RHSOC)	97.067	EMW-2021-SS-00038-05-20	-	1,579
2021 Region D Regional Homeland Security Oversight Committee (RHSOC)	97.067	EMW-2021-SS-00038-05-22	-	3,860
2021 Region D Regional Homeland Security Oversight Committee (RHSOC)	97.067	EMW-2021-SS-00038-05-23	-	6,500
2021 Region D Regional Homeland Security Oversight Committee (RHSOC)	97.067	EMW-2021-SS-00038-05-24	-	6,431
Passed through Southwest Missouri Council of Governments :				
2022 Region D Regional Homeland Security Oversight Committee (RHSOC)	97.067	EMW-2022-SS-00094-04-11	-	9,775
Enhancing Cybersecurity Local Prep Grant				
Passed through MO Department of Public Safety/Office of Homeland Security :				
Springfield Information System Grant	97.067	EMW-2021-SS-00038-34	-	9,995
Subtotal for AL 97.067			-	164,505
Total U.S. Department of Homeland Security			-	1,694,174
Total expenditures of federal awards			$ 849,809	$ 37,292,244

See notes to schedule of expenditures of federal awards.

Note 1. Basis of Presentation

The accompanying schedule of expenditures of federal awards (the "Schedule") includes the federal award activity of the City of Springfield, Missouri (the City) under programs of the federal government for the year ended June 30, 2023. The schedule of expenditures of federal awards does not include the federal grant activity of the City Utilities, the discretely presented component unit of the City. All federal awards received by the City directly from federal agencies as well as federal awards passed through other governmental agencies are included in the schedule. The information in this Schedule is presented in accordance with the requirements of Title 2 U.S. *Code of Federal Regulations* Part 200, *Uniform Administrative Requirements, Cost Principles and Audit Requirements for Federal Awards* (Uniform Guidance). Because the schedule presents only a selected portion of the operations of the City, it is not intended to and does not present the financial position, changes in net position or cash flows of the City.

Note 2. Significant Accounting Policies

Expenditures of federal awards are recognized on the accrual basis of accounting. Such expenditures are recognized following the cost principles contained in the Uniform Guidance, wherein certain types of expenditures are not allowable or are limited as to reimbursement.

Note 3. Local Government Contributions

Local cost-sharing is required by certain federal grants. The amount of cost-sharing varies by program. Only the federal share of expenditures is presented in the schedule.

Note 4. Relationship to Basic Financial Statements

Federal award revenues and contributions are reported in the City's basic financial statements as follows:

AL	Program Title	General	Special Revenue	Capital Projects	Enterprise	Primary Government Total
10.557	Special Supplemental Nutrition Program for Women, Infants, and Children	$ -	$ 1,642,111	$ -	$ -	$ 1,642,111
10.559	Summer Food Program for Children:	-	1,335	-	-	1,335
11.307	Economic Adjustment Assistance	-	1,134,992	-	-	1,134,992
14.218	Community Development Block Grants/Entitlement Grants	-	2,276,010	-	-	2,276,010
14.239	Home Investment Partnerships Program	-	3,048,444	-	-	3,048,444
14.267	Continuum of Care Program	-	33,145	-	-	33,145
16.590	Improving Criminal Justice Response Program	-	5,772	-	-	5,772
16.738	Edward Byrne Memorial Justice Assistance Grant Program	-	185,469	-	-	185,469
16.922	Justice Department Confiscated Funds	-	16,616	-	-	16,616
17.225	Unemployment Insurance	-	31,648	-	-	31,648
17.258	WIA/WIOA Adult Program	-	577,763	-	-	577,763
17.259	WIA/WIOA Youth Activities	-	791,833	-	-	791,833
17.270	Pathways Home 2-Reentry Employment Opportunities	-	571,517	-	-	571,517
17.277	WIOA National Dislocated Worker Grant/ WIA National Emergency Grants	-	70,762	-	-	70,762
17.278	WIA/WIOA Dislocated Worker Formula Grants	-	501,304	-	-	501,304
17.285	ABA-AMERICA BUILDING APPRENTICESHIPS	-	292,130	-	-	292,130
20.106	Airport Improvement Program	-	-	-	4,850,878	4,850,878
20.106	Airport Improvement Program - CARES Funding	-	-	-	4,400,316	4,400,316
20.205	Highway Planning and Construction	-	-	8,052,904	-	8,052,904
20.600	State and Community Highway Safety	-	136,099	-	-	136,099
20.607	Alcohol Open Container Requirements	-	9,621	-	-	9,621
20.616	National Priority Safety Programs	-	150,458	-	-	150,458
21.000	Treasury Forfeiture Program	-	62,403	-	-	62,403
21.027	Coronavirus State and Local Fiscal Recovery Funds:	-	3,224,848	-	-	3,224,848
66.815	Environmental Workforce Development and Job Training Cooperative Agreements	-	138,985	-	-	138,985
66.818	Brownfields Assessment and Cleanup Cooperative Agreements	-	27,326	-	-	27,326
93.069	Public Health Emergency Preparedness	-	297,041	-	-	297,041
93.268	Immunization Cooperative Agreements Grants:	-	461,898	-	-	461,898
93.323	Epdemiology and Laboratory Capacity	-	344,839	-	-	344,839
93.354	Public Health Emergency Response: Cooperative Agreement for Emergency Response:	-	489,147	-	-	489,147
93.391	Public Health Emergency Response: Cooperative Agreement for Emergency Response:	-	446,581	-	-	446,581
93.558	Temporary Assistance For Needy Families	-	674,501	-	-	674,501
93.575	Child Care and Development Block Grant	-	9,937	-	-	9,937
93.767	Children's Health Insurance Program	-	155,877	-	-	155,877
93.977	Sexually Transmitted Diseases (STD) Prevention and Control Grants	-	149,382	-	-	149,382
93.994	Maternal and Child Health Services Block Grant to the States	-	121,903	-	-	121,903
95.001	High Intensity Drug Trafficking Areas Program	-	212,275	-	-	212,275
97.036	Federal Emergency Management Agency Disaster Assistance	-	1,529,669	-	-	1,529,669
97.067	Additional noncash federal awards not recorded as revenue in the fund financial statements, as they represent donated equipment	-	154,510	-	-	154,510
97.067	Enhancing Cybersecurity Local Prep Grant	-	9,995	-	-	9,995
	Total	$ -	$ 19,988,146	$ 8,052,904	$ 9,251,194	$ 37,292,244

Note 5. Federal Expenditures for MoDOT and Greene County Managed Projects

Certain highway and construction projects funded with federal awards are performed in conjunction with the Missouri Department of Transportation (MoDOT) and Greene County. MoDOT and Greene County lead some joint projects, incurring all expenditures and handling the reimbursement requests. In these instances, the City authorizes MoDOT and Greene County to use its awarded federal monies to complete the project. MoDOT and Greene County both accept responsibility for any compliance requirements related to the federal monies utilized for the project. The City does not actually expend the monies or receive reimbursement. Due to these factors, the MoDOT and Greene County led projects are not presented on the schedule.

During the fiscal year ended June 30, 2023, the following federal monies awarded to the City were expended on joint projects with MoDOT and Greene County.

Federal Grantor/Pass-Through Grantor/Program Title	Federal Listing Assistance Number	Grant/Contract Number	Federal Expenditures
U.S. Department of Transportation			
Highway Planning and Construction:			
Passed through the Missouri Highways and Transportation Commission:			
Kansas Expressway Extension South of Republic Road (1)	20.205	Contract #2016-0223	$ 25,600
Kansas Expressway Extension South of Republic Road (1)	20.205	Contract #2018-1423	1,049,370
Kansas Expressway & Sunset Intersection Improvement (2)	20.205	8P3087E (2019-08-52805)	2,181
Kansas Expressway & Walnut Lawn Intersection (2)	20.205	8P3087F (2019-08-52807)	84,017
West Bypass & Kearney Intersection Improvements (2)	20.205	8P3087D (2019-1254)	664,791
Highway 13 North Corridor Study (3)	20.205	Contract #2021-0800	35,661
Glenstone Sidewalks - Valley Water Mill to James River Freeway(2)	20.205	8S3160	98,804
			$ 1,960,424

(1) Managed by Greene County
(2) Managed by MoDOT
(3) Managed by Ozark Transportation Organization

Note 6. Outstanding Loan Principal Balances and Expenditures of Federal Awards

The following is a list of the outstanding principal balances related to program loans at June 30, 2023, because there are no continuing compliance requirements, the outstanding balances have not been included in the SEFA:

Community Development Block Grants/Entitlement Grants (14.218)	
Outstanding principal balances at June 30, 2023:	$ 17,214,780
Current year loans included in the SEFA:	1,197,240
Current year expenses included in the SEFA:	1,078,770
Neighborhood Stabilization Program Grants (14.228)	
Outstanding principal balances at June 30, 2023:	1,756,771
Current year loans included in the SEFA:	-
Current year expenses included in the SEFA:	-
HOME Investment Partnerships Program (14.239)	
Outstanding principal balances at June 30, 2023:	25,542,916
Current year loans included in the SEFA:	2,445,048
Current year expenses included in the SEFA:	524,091
Community Development Block Grants Section 108 Loan Guarantees (14.248)	
Outstanding principal balances at June 30, 2023:	1,575,741
Current year loans included in the SEFA:	-
Current year expenses included in the SEFA:	-
Brownfields Assessment and Cleanup Cooperative Agreements (66.818)	
Outstanding principal balances at June 30, 2023:	3,780
Current year loans included in the SEFA:	3,648
Current year expenses included in the SEFA:	23,677

Note 7. Indirect Cost Rate

The City elected not to use the 10% de minimis indirect cost rate allowed under the Uniform Guidance.

City of Springfield, Missouri

Summary Schedule of Prior Audit Findings
Year Ended June 30, 2023

The prior year single audit disclosed no findings in the schedule of findings and questioned costs and no uncorrected or unresolved findings exist from the prior audit's summary of prior audit findings.

City of Springfield, Missouri

Schedule of Findings and Questioned Costs
Year Ended June 30, 2023

I. Summary of Auditor's Results

Financial Statements

Type of report the auditor issued on whether the financial statements audited were prepared in accordance with GAAP: Unmodified

Internal control over financial reporting:

- Material weakness(es) identified? ___ Yes x No
- Significant deficiency(ies) identified? ___ Yes x None reported

Noncompliance material to financial statements noted? ___ Yes x No

Federal Awards

Internal control over major federal programs:

- Material weakness(es) identified? ___ Yes x No
- Significant deficiency(ies) identified? ___ Yes x None reported

Type of auditor's report issued on compliance for major federal programs: Unmodified

- Any audit findings disclosed that are required to be reported in accordance with Section 2 CFR 200.516(a)? ___ Yes x No

Identification of major federal programs:

Assistance Listing Number	Name of Federal Program or Cluster
11.307	Economic Adjustment Assistance
17.258, 17.259 and 17.278	Workforce Innovation and Opportunity Act (WIOA) Cluster
20.205	Highway Planning and Construction
21.027	COVID-19 - Coronavirus State and Local Fiscal Recovery Funds

Dollar threshold used to distinguish between type A and type B programs: $1,118,767

Auditee qualified as low-risk auditee? x Yes ___ No

(Continued)

II. Financial Statement Findings

A. Internal Control

No matters to report.

B. Compliance Findings

No matters to report.

III. Findings and Questioned Costs for Federal Awards

A. Internal Control

No matters to report.

B. Instance of Noncompliance

No matters to report.

CITY OF Springfield

Annual Comprehensive Financial Report

2023

City of Springfield, Missouri

For the Year Ended June 30, 2023

CITY OF SPRINGFIELD, MISSOURI

Annual Comprehensive Financial Report

For the Year Ended June 30, 2023

Prepared by the Department of Finance

David Holtmann, CPA
Director of Finance

Jody Vernon, CPA
Assistant Director of Finance & Comptroller

MISSION

The people of our community are the only
reason we are here.
Therefore,

We are committed to
WORKING WITH THE COMMUNITY
to provide ethical and responsible local government
so that everyone can enjoy the benefits
of living and working in Springfield.

We will achieve this through:

Integrity and Pride of Service
in everything we say and do, and with dedication to quality.

Cooperation and Communication
with one another and with citizens to ensure open government,
and open management with no surprises.

Continuous Improvement of Services
through cost-effective utilization of
people, materials, and technology.

Leadership and Knowledge
through staff training and development.

Innovation
in how we meet present and future needs of our city.

CITY OF
Springfield

CITY OF SPRINGFIELD, MISSOURI

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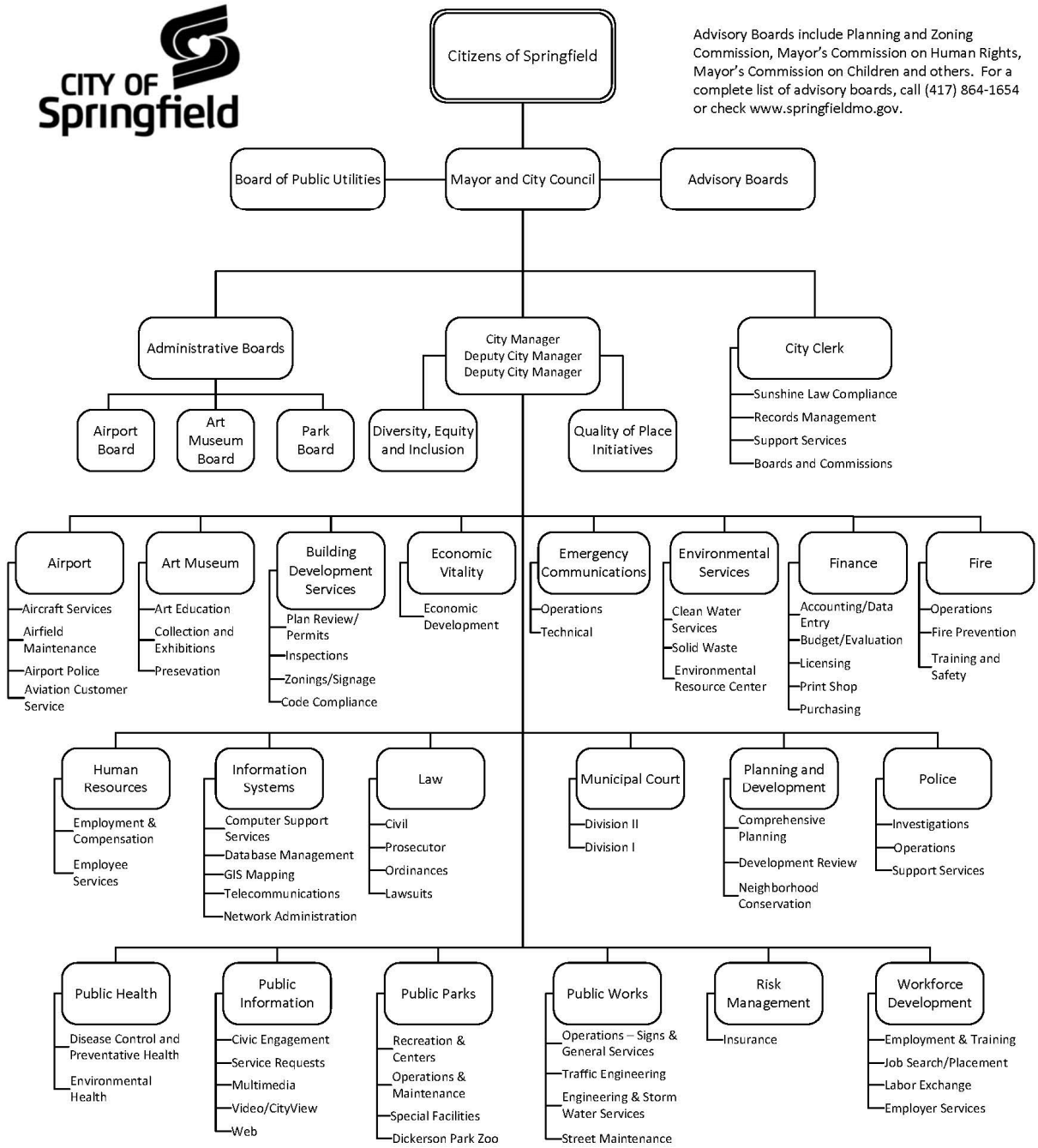
INTRODUCTORY SECTION

CITY OF SPRINGFIELD, MISSOURI

Organization Chart



Note: All Departments include an administrative section

City Government's Organization Chart

City of Springfield, Missouri

CITY OF SPRINGFIELD, MISSOURI

Annual Comprehensive Financial Report

Fiscal Year July 1, 2022 through June 30, 2023

Mayor

Ken McClure

City Council

Monica Horton	*Zone 1*
Abe McGull	*Zone 2*
Brandon Jenson	*Zone 3*
Matthew Simpson	*Zone 4*
Heather Hardinger	*General (A)*
Craig Hosmer	*General (B)*
Callie Carroll	*General (C)*
Derek Lee	*General (D)*

City Officials

Jason Gage	*City Manager*
Collin Quigley	*Deputy City Manager*
Maurice Jones	*Deputy City Manager*
Jan Millington	*Acting City Attorney*
Anita Cotter	*City Clerk*
Nick Nelson	*Director of Art Museum*
Brian Weiler	*Director of Aviation*
Brock Rowe	*Director of Building Development Services*
Taj Suleyman	*Director of Diversity, Equity & Inclusion*
Amanda Ohlensehlen	*Director of Economic Vitality*
April Ford	*Director of Emergency Communications*
Larry Woods	*Director of Emergency Management*
Errin Kemper	*Director of Environmental Services*
David Holtmann	*Director of Finance*
David Pennington	*Fire Chief*
Katie Towns	*Director of Public Health*
Darla Morrison	*Director of Human Resources*
Neil Slagle	*Director of Information Systems*
Wendy Garrison	*Chief Municipal Judge*
Bob Belote	*Director of Parks and Recreation*
Brendan Griesemer	*Interim Director of Planning and Development*
Paul Williams	*Chief of Police*
Cora Scott	*Director of Public Information & Civic Engagement*
Dan Smith	*Director of Public Works*
Tim Rosenbury	*Director of Quality of Place Initiatives*
Doug Stone	*Director of Risk Management*
Ericka Schmeeckle	*Interim Director of Workforce Development*

December 13, 2023

The Honorable Mayor
Members of the City Council
Citizens of the City of Springfield, Missouri

The Finance Department is pleased to present the Annual Comprehensive Financial Report (ACFR) for the City of Springfield, Missouri (the City) for the fiscal year ended June 30, 2023. This report is submitted to you in compliance with the City Charter, Section 5.2, which requires an annual report to the City Council on the financial condition of the City.

Responsibility to report financial data that is complete and accurate rests with the City. It is our belief that the information reported in this document fairly presents the financial position of the City, in all material aspects, on a government-wide and a fund basis. To enhance the reader's understanding of these financial statements, note disclosures have been included as an integral part of this document.

To provide a reasonable basis for making these representations, the City's management has established a comprehensive internal control framework that is designed both to protect the City's assets from loss, theft, or misuse and to compile sufficient reliable information for the preparation of the City's financial statements. Because the cost of internal controls should not exceed the anticipated benefits, the objective is to provide reasonable, rather than absolute, assurance that the financial statements are free from any material misstatements. Additionally, the Finance Department staff has prepared this report in conformity with U.S. generally accepted accounting principles (GAAP), which are standard guidelines for financial reporting, further ensuring that the financial position of the City is presented fairly.

The independent auditing firm of RSM US LLP (RSM) has audited the City's financial statements. The purpose of the audit conducted by RSM was to provide reasonable assurance that the City's financial statements for the year ended June 30, 2023 are free of material misstatements. The independent audit involved examining, on a test basis, evidence supporting the amounts and disclosures in the government-wide and fund financial statements; assessing the accounting principles used and significant estimates made by management; and evaluating the overall financial statement presentation.

In addition to the independent audit of the financial statements, a separate, federally mandated "Single Audit" was performed to meet the needs of specific grantor agencies. The standards governing Single Audit engagements require the independent auditor to report not only on the fair presentation of the financial statements but also on the audited government's internal controls and compliance with legal requirements with special emphasis on the administration of federal awards. These reports are available in the City's separately issued Single Audit Reports.

The ACFR is presented in three sections: introductory, financial, and statistical. The introductory section is designed to introduce the reader to the report and includes this transmittal letter, the City's organizational chart, a list of principal officials, and the Government Finance Officers Association Certificate of Achievement for Excellence in Financial Reporting for the 2022 ACFR.

Department of Finance
840 Boonville Avenue P.O. Box 8368, Springfield, Missouri 65801
(417)-864-1625 • Fax: (417)-864-1880 • springfieldmo.gov

CITY OF Springfield

The Honorable Mayor
Members of the City Council
Citizens of the City of Springfield, Missouri
December 13, 2023

The Government Finance Officers Association of the United States and Canada (GFOA) awarded a Certificate of Achievement for Excellence in Financial Reporting to the City of Springfield, Missouri for its annual comprehensive financial report for the fiscal year ended June 30, 2022. This was the 46th consecutive year that the government has achieved this prestigious award. In order to be awarded a Certificate of Achievement, a government must publish an easily readable and efficiently organized annual comprehensive financial report. This report must satisfy both GAAP and applicable legal requirements.

A Certificate of Achievement is valid for a period of one year only. We believe that our current ACFR continues to meet the Certificate of Achievement Program's requirements, and we are submitting it to the GFOA to determine its eligibility for another certificate.

The financial section begins with the independent auditor's report. The auditor's report discloses the opinion of the independent auditors with regard to the presentation of the financial statements. This section also includes management's discussion and analysis (MD&A), the basic financial statements and notes that provide an overview of the City's financial position and operating results, required supplementary information including budgetary and pension information, the combining statements for nonmajor funds, and other schedules that provide detailed information relative to the basic financial statements.

The statistical section includes selected financial and demographic information, generally presented on a multi-year basis. This section is designed to provide the user with a broader and more complete understanding of the City and its financial affairs than is possible from only the financial statements and supporting schedules presented in the financial section.

GAAP requires that management provide a narrative introduction, overview, and analysis to accompany the basic financial statements in the form of MD&A. This letter of transmittal is designed to complement the MD&A and should be read in conjunction with it. The City's MD&A can be found in the financial section immediately following the report of the independent auditors.

Profile of the City

The City is a home rule city, which incorporated on February 18, 1838. Springfield is the third largest city in Missouri with approximately 170,067 residents, and it serves as the county seat for Greene County. With an estimated 83.8 square miles of land, the City is at the center of a rapidly growing region in the southwestern corner of the state. It is approximately 170 miles southeast of Kansas City and 220 miles southwest of St. Louis. The City is empowered to levy property taxes on both real and personal property located within its boundaries and has the authority to extend its corporate limits through annexation when deemed appropriate and as approved by City Council.

The City has operated under the Council-Manager form of government since March 17, 1953. As the legislative body, the City Council is responsible for enacting all ordinances, resolutions, and regulations governing the City as well as for appointing the members of various statutory and ordinance boards, the City Manager, and the City Clerk.

The Honorable Mayor
Members of the City Council
Citizens of the City of Springfield, Missouri
December 13, 2023

The City Council consists of the Mayor and eight Council members who are elected on a nonpartisan basis. The Mayor serves a two-year term and Council members, four at-large and one from each of four zones within the City, each serve staggered four-year terms. As chief administrator, the City Manager is responsible for enforcement of the laws and ordinances as well as for the supervision of all offices and departments created by the Council.

The City provides the full range of services normally associated with a municipality including police and fire protection, an emergency communication center, public works and environmental services, public health services, parks and other recreational facilities, an art museum, and general administrative services. The City also operates the Springfield-Branson National Airport, sanitary sewerage and solid waste disposal systems, and municipal golf courses, all of which are accounted for in the financial statements as business-type funds.

This report presents data for the financial reporting entity, which includes all departments, funds, boards, and commissions of the primary government (the City, as legally defined), as well as all of its component units. Component units are legally separate entities for which the City is financially accountable. The component units of the City include the Public Building Corporation of the City of Springfield, Missouri; the Springfield Center City Development Corporation; and the Land Clearance for the Redevelopment Authority of the City of Springfield, Missouri, which are blended component units, and City Utilities of Springfield, Missouri, which is a discretely presented component unit. The financial reporting entity is discussed further in note 1 to the basic financial statements.

The Springfield R-12 School District and the Springfield Housing Authority do not meet the criteria for inclusion in the financial reporting entity and, accordingly, are not presented in this report.

The annual budget serves as the foundation for the City's financial planning and control. During the budget preparation process, each office, department, and agency of the reporting entity provides detailed estimates of revenue and expenditures for evaluation by the City Manager. The City Manager also reviews estimates of all pending capital projects and those recommended for approval in the next budget year and within the succeeding five years. The City Manager may revise the estimates as he deems necessary. At least 60 days prior to the beginning of each budget year, the City Manager submits to City Council a final budget. The budget is prepared by fund, function (e.g., public safety), and department (e.g., police). Department heads may make transfers of appropriations within their departments; however, transfers between departments require special approval of the City Council. Budget-to-actual comparisons for the general and special revenue funds are provided in this report.

Factors Affecting Financial Condition

Local Economy – The City is experiencing moderate population growth as is reflected in the 3.6% growth rate since 2014. Springfield's economy is highly diversified with major medical, manufacturing, and educational institutions keeping the City's unemployment rate below the national rate and similar to the state rate. The June 2023 unemployment rate for the metropolitan area was 2.9% as compared to the state rate of 2.6% and the national rate of 3.6%.

Some well-known companies with operations in Springfield are: Kraft Heinz Company; 3M; Bass Pro Shops (Headquarters); O'Reilly Auto Parts (Headquarters); Chase Card Services; Paul Mueller Company (Headquarters); Burlington Northern Santa Fe Railroad; Jack Henry & Associates; FORVIS (Headquarters); Springfield Remanufacturing Corporation (Headquarters); T-Mobile; Dairy Farmers of America; Prime (Headquarters); and Expedia. Springfield has what many businesses are looking for – a high quality of life, a well-trained workforce, and a low cost of living.

Missouri State University, with an enrollment of approximately 22,500 students, is located in Springfield along with 9 other colleges and universities including Drury University, Evangel University, Baptist Bible College, and Ozarks Technical Community College (OTC). OTC provides vocational and technical training services to approximately 10,900 students within the region surrounding the City.

Long-Term Financial Planning – The City utilizes a six-year capital improvement program to prioritize public projects that will be scheduled over a number of years, as financial resources are available. When possible, the City looks for creative funding solutions such as cost sharing with other governmental agencies, public-private cooperative efforts, special purpose taxes, and modifications to development regulations as methods of providing needed capital items. Capital projects and programs are prioritized based on their relationship to City Council adopted priorities including public safety, economic vitality, fiscal sustainability, quality of place, and legislative engagement.

The City Council has adopted policies for the application of the Neighborhood Improvement District (NID), Community Improvement District (CID), and for the use of the Tax Increment Finance (TIF) District. When appropriate, consideration is given to using these financing methods in addition to tax abatement programs. As defined by GASB 77, the City of Springfield, Missouri, provides tax abatements under five programs – Industrial Revenue Bonds (Chapter 100 bonds), TIF, the Urban Redevelopment Corporation Law (Chapter 353), the Land Clearance for Redevelopment Authority (LCRA) Law (Chapter 99), and Enhanced Enterprise Zones (EEZ). Chapter 100 tax abatement is intended to increase investment in the community, increasing the tax base, often creating jobs, and attracting or retaining major industries in our community. TIF is based on the premise that there will be an increase in the value of real property, new jobs, and other economic activity within the redevelopment area as development occurs. The benefit of Chapter 353 and Chapter 99 tax abatements is remediation of blighted properties and increased real property taxes after the term of the abatement ends. EEZ tax abatement is intended to generate new capital investment into distressed census tracts increasing real property taxes after the term of the abatement ends and often creating jobs as well. Additional information regarding tax abatement programs is included in the notes to the financial statements.

The 2023 Capital Improvements Program report contained 146 projects planned for 2023 with a total projected cost of $190,870,089 and 160 projects planned for 2024 through 2028 with a projected cost of $567,967,337. The report includes projects at the Springfield-Branson National Airport; numerous street, stormwater, sanitary sewer, and solid waste disposal improvements; fire station improvements; improvements of Parks facilities; targeted infrastructure improvements; walkability, bicycle, and safety improvements; and municipal buildings and grounds and traffic management/signal improvements. During the fiscal year, significant capital improvements were completed including Fire Station #13 construction; Division Street improvements from National Avenue to Glenstone Avenue; sidewalk, curb, gutter, and ramp improvements; and phase six of the Early Action Plan sanitary sewer overflow control program. The City also continued making improvements to streets, sidewalks, the sanitary and storm sewer systems, the solid waste facilities, and streetscapes.

Debt Management **–** Moody's Investors Service has assigned a rating of Aa1 on the City's outstanding general obligation bonds. This rating was affirmed in March 2023. Municipal issuers with an Aa rating demonstrate very strong creditworthiness relative to other U.S. municipal or tax-exempt issuers. The City's ratings on leasehold revenue/annual appropriation bonds are one to two notches below the general obligation rating. This small distinction reflects the essentiality of the bonded projects.

This strong rating is reflective of the City's diverse tax base and role as a regional economic hub. Moody's rating rationale noted, "The City's Aa1 general obligation rating reflects a large tax base anchored by healthcare, higher education, and manufacturing that serves as the economic center of southwest Missouri, stable financial operations with healthy operating reserves, and a manageable debt burden with significant support provided by the City's enterprise funds." Previous Moody's reports also recognized the City's efforts to increase the reserve balance, often referred to as the "rainy day fund". The City's general fund reserve balance is a solid 20% of the operating revenue.

American Rescue Plan Act of 2021 **–** The American Rescue Plan Act of 2021 (ARPA) was signed into law March 11, 2021. The goal is to provide needed relief to local governments, among others, to enable them to continue to support the public health response and lay the foundation for a strong and equitable economic recovery. It will also provide resources to invest in infrastructure including water, sewer, and broadband services. The City was awarded $40,276,290 in coronavirus state and local fiscal recovery funds under ARPA. City Council has approved the following projects:

Cooper/Killian Parks projects	$7,300,000
Employee retention – Police, Fire, Health	$5,900,000
Historic City Hall renovation	$4,000,000
Art Museum education wing	$3,000,000
Community Partnership of the Ozarks purpose-driven day center project	$3,000,000
Ozarks Greenways – Chadwick Flyer Trail development	$3,000,000
Non-congregate shelters	$2,785,297
Boys and Girls Clubs teen facility	$2,000,000
Restore SGF project	$1,000,000
MSU Grand Street underpass	$750,000
Ozarks Technical Community College airframe and powerplant maintenance facility	$750,000
Family Connects program	$650,000
The Connecting Grounds respite house, storage facility, showers, and outreach	$566,598
Affordable housing home-ownership program	$564,703
City-wide housing study	$500,000
Renew Jordan Creek	$500,000

Springfield – Greene County Library facilities projects	$500,000
ARPA grant compliance services	$320,000
Ozark Empire Fair arena project	$250,000
Court Appointed Special Advocate (CASA) clubhouse and playground project	$150,000
Burrell Behavioral Health Crisis Line	$100,000
Lincoln Cemetery maintenance	$100,000
Discovery Center infrastructure project	$50,000
Set-aside for Springfield-Greene County Health Department COVID-19 critical services	$2,539,692
Total ARPA monies allocated as of December 2023	$40,276,290

Quarterly compliance reports and the latest information regarding the City's ARPA projects can be found on the City's website at www.springfieldmo.gov/5500/American-Rescue-Plan-Act-of-2021.

Acknowledgements

Our appreciation is extended to the various elected officials, agency and department directors, and employees responsible for contributing to the sound financial condition of the City. Furthermore, the preparation of this report would not have been possible without the efficient and dedicated services of several members of the Finance Department. In particular, we would like to express appreciation to Jody Vernon, Assistant Director & Comptroller, and Financial Analysts Tona Bowen, Dori Hammer, Maryjo Kerringer, and Brian Stranghoener and the entire accounting staff for their unfailing efforts in production of this report.

Sincerely,

David Holtmann, CPA
Director of Finance

CITY OF SPRINGFIELD, MISSOURI

GFOA Certificate of Achievement

Government Finance Officers Association

Certificate of Achievement for Excellence in Financial Reporting

Presented to

City of Springfield Missouri

For its Annual Comprehensive Financial Report For the Fiscal Year Ended

June 30, 2022

Christopher P. Morrill

Executive Director/CEO

FINANCIAL SECTION

Independent Auditor's Report

Honorable Mayor and Members of City Council
City of Springfield, Missouri

Opinions

We have audited the financial statements of the governmental activities, the business-type activities, the discretely presented component unit, each major fund, and the aggregate remaining fund information of the City of Springfield, Missouri (the City), as of and for the year ended June 30, 2023, and the related notes to the financial statements, which collectively comprise the City's basic financial statements as listed in the table of contents.

In our opinion, based on our audit and the report of the other auditors, the accompanying financial statements referred to above present fairly, in all material respects, the respective financial position of the governmental activities, the business-type activities, the discretely presented component unit, each major fund, and the aggregate remaining fund information of the City, as of June 30, 2023, and the respective changes in financial position, and, where applicable, cash flows thereof for the year then ended in accordance with accounting principles generally accepted in the United States of America.

We did not audit the financial statements of the City Utilities, the discretely presented component unit of the City, which represents all of the assets, net position and revenues of the discretely presented component unit. Those statements were audited by other auditors whose report has been furnished to us, and in our opinion, insofar as it relates to the amounts included for the City Utilities, the discretely presented component unit, is based solely on the report of the other auditors.

Basis for Opinions

We conducted our audit in accordance with auditing standards generally accepted in the United States of America (GAAS). Our responsibilities under those standards are further described in the Auditor's Responsibilities for the Audit of the Financial Statements section of our report. We are required to be independent of the City and to meet our other ethical responsibilities, in accordance with the relevant ethical requirements relating to our audit. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinions.

Emphasis of Matter

As discussed in Note 3 (n) of the basic financial statements, the City adopted GASB Statement No. 96, *Subscription-Based Information Technology Arrangements*, as of July 1, 2022. As a result of the adoption, the City restated beginning capital assets and long-term liabilities of the governmental activities. Our opinions are not modified with respect to this matter.

As discussed in Note 3 (o) of the basic financial statements, the City Utilities discretely presented component unit adopted GASB Statement No. 87, *Leases*, as of October 1, 2021. Our opinions are not modified with respect to this matter.

RSM US LLP is the U.S. member firm of RSM International, a global network of independent audit, tax, and consulting firms. Visit rsmus.com/aboutus for more information regarding RSM US LLP and RSM International.

Responsibilities of Management for the Financial Statements
Management is responsible for the preparation and fair presentation of the financial statements in accordance with accounting principles generally accepted in the United States of America, and for the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

In preparing the financial statements, management is required to evaluate whether there are conditions or events, considered in the aggregate, that raise substantial doubt about the City's ability to continue as a going concern for 12 months beyond the financial statement date, including any currently known information that may raise substantial doubt shortly thereafter.

Auditor's Responsibilities for the Audit of the Financial Statements
Our objectives are to obtain reasonable assurance about whether the financial statements as a whole are free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes our opinions. Reasonable assurance is a high level of assurance but is not absolute assurance and therefore is not a guarantee that an audit conducted in accordance with GAAS will always detect a material misstatement when it exists. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control. Misstatements are considered material if there is a substantial likelihood that, individually or in the aggregate, they would influence the judgment made by a reasonable user based on the financial statements.

In performing an audit in accordance with GAAS, we

- Exercise professional judgment and maintain professional skepticism throughout the audit.

- Identify and assess the risks of material misstatement of the financial statements, whether due to fraud or error, and design and perform audit procedures responsive to those risks. Such procedures include examining, on a test basis, evidence regarding the amounts and disclosures in the financial statements.

- Obtain an understanding of internal control relevant to the audit in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the City's internal control. Accordingly, no such opinion is expressed.

- Evaluate the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluate the overall presentation of the financial statements.

- Conclude whether, in our judgment, there are conditions or events, considered in the aggregate, that raise substantial doubt about the City's ability to continue as a going concern for a reasonable period of time.

We are required to communicate with those charged with governance regarding, among other matters, the planned scope and timing of the audit, significant audit findings, and certain internal control-related matters that we identified during the audit.

Required Supplementary Information
Accounting principles generally accepted in the United States of America require that the Management's Discussion and Analysis, the pension schedules and the budgetary comparison schedules, as listed in the table of contents, be presented to supplement the basic financial statements. Such information is the responsibility of management and, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. We and other auditors have applied certain limited procedures to the required supplementary information in accordance with auditing standards generally accepted in the United States of America, which consisted of inquiries of management about the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We do not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance.

Supplementary Information
Our audit was conducted for the purpose of forming opinions on the financial statements that collectively comprise the City's basic financial statements. The accompanying combining nonmajor governmental fund financial statements and other schedules, listed in the table of contents as supplemental information, are presented for purposes of additional analysis and are not a required part of the basic financial statements. Such information is the responsibility of management and was derived from and relates directly to the underlying accounting and other records used to prepare the basic financial statements. The information has been subjected to the auditing procedures applied in the audit of the basic financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the basic financial statements or to the basic financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America. In our opinion, the accompanying combining nonmajor governmental fund financial statements and other schedules are fairly stated, in all material respects, in relation to the basic financial statements as a whole.

Other Information
Management is responsible for the other information included in the annual comprehensive financial report. The other information comprises the introductory and statistical sections, but does not include the basic financial statements and our auditor's report thereon. Our opinions on the basic financial statements do not cover the other information, and we do not express an opinion or any form of assurance thereon.

In connection with our audit of the basic financial statements, our responsibility is to read the other information and consider whether a material inconsistency exists between the other information and the basic financial statements, or the other information otherwise appears to be materially misstated. If, based on the work performed, we conclude that an uncorrected material misstatement of the other information exists, we are required to describe it in our report.

RSM US LLP

Kansas City, Missouri
December 13, 2023

As management of the City of Springfield, Missouri (the "City"), we offer readers this narrative overview and analysis of the financial activities of the City for the fiscal year ended June 30, 2023. We encourage readers to consider the information presented here in conjunction with the transmittal letter earlier in this report and the City's financial statements and notes, which follow this section.

Financial Highlights

- The net position of the City at the close of the most recent fiscal year was $1,196 million. Of this amount, $230 million (unrestricted net position) may be used to meet the government's ongoing obligations to citizens and creditors.
- The City's total net position increased approximately $107.0 million, $75.2 million in the current year from the City's "governmental activities" and $31.8 million from the "business-type activities."
- The City's net investment in capital assets has increased approximately $41 million in the current year to approximately $755 million.

Overview of the Financial Statements

This discussion and analysis is provided as an introduction to the basic financial statements. The basic financial statements consist of three components: government-wide financial statements, fund financial statements, and notes to the financial statements. This report also contains other supplementary information in addition to the basic financial statements.

Government-Wide Financial Statements. The *government-wide financial statements* are a broad overview of the City's finances in a manner similar to a private business.

The *statement of net position* presents all of the City's assets, liabilities, and deferred outflows and inflows of resources, with the difference between the four reported as *net position*. Net position is an important measure of the City's overall financial health. The increases and decreases in net position can be monitored to determine whether the City's financial position is improving or deteriorating.

The *statement of activities* presents information showing how the City's net position changed during the most recent fiscal year. All changes in net position are reported as soon as the underlying event giving rise to the change occurs, regardless of the timing of the related cash flow. Thus, revenues and expenses are reported in this statement for some items that will only result in cash flows in future fiscal periods, *e.g.,* uncollected taxes and earned but unused vacation leave.

Both of the government-wide financial statements report functions of the City that are principally supported by taxes and intergovernmental revenues (governmental activities) and other functions that are intended to recover all or a significant portion of their costs through user fees and charges (business-type activities). The governmental activities for the City include general government, public works, public safety, parks and recreation, public health, and planning and development. The business-type activities for the City include the airport, sanitary sewerage system, refuse disposal, and golf.

Fund Financial Statements. A fund is a grouping of related accounts that is used to maintain control over resources that have been segregated for specific activities or objectives. The City uses fund accounting to ensure compliance with finance-related legal requirements. These funds are divided into three categories: governmental funds, proprietary funds, and fiduciary funds.

Governmental Funds. *Governmental funds* are used to account for essentially the same functions reported as *governmental activities* in the government-wide financial statements. However, unlike the government-wide financial statements, governmental fund financial statements focus on *near-term inflows and outflows of spendable resources*, as well as on *balances of spendable resources* available at the end of the fiscal year. Such information may be useful in evaluating the City's near-term financing requirements.

Because the focus of governmental funds is narrower than that of the government-wide financial statements, it is useful to compare the information presented for *governmental funds* with similar information presented for *governmental activities* in the government-wide financial statements. By doing so, the reader may better understand the long-term impact of the government's near-term financing decisions. Both the governmental fund balance sheet and the governmental fund statement of revenues, expenditures, and changes in fund balances provide a reconciliation to facilitate this comparison between *governmental funds* and *governmental activities.*

Proprietary Funds. The City uses two different types of proprietary funds. *Enterprise funds* are used to report the same functions presented as business-type activities in the government-wide financial statements. *Internal service funds* are an accounting device used to accumulate and allocate costs internally among the City's various functions. The City uses internal service funds to account for its service center, print shop and self-insurance (health and workers' compensation insurance) activities. Because these services predominately benefit governmental rather than business-type functions, they have been primarily included within the *governmental activities* in the government-wide financial statements.

Fiduciary Funds. Fiduciary funds are used to account for resources held for the benefit of parties outside the government. Fiduciary funds are not reflected in the government-wide financial statements because the resources of those funds are not available to support the City's own programs. The accounting used for fiduciary funds is much like that used for proprietary funds.

***Notes to the Basic Financial Statements*.** The notes provide additional information that is essential to a full understanding of the data provided in the government-wide and fund financial statements.

Other Information. In addition to the basic financial statements and accompanying notes, this report also contains certain *required supplementary information* regarding budgetary and pension information. The combining statements for the nonmajor funds and internal service funds are presented immediately following the required supplementary information on pension benefits.

Government-Wide Financial Analysis

Net position may serve as a useful indicator of the City's financial position. As of June 30, 2023, assets plus deferred outflows of resources exceeded liabilities plus deferred inflows of resources by $1,196 million.

Net Position

The following table reflects the condensed schedule of net position as of June 30, 2023 and 2022, (in thousands):

	City of Springfield Net Position					
	Government activities		Business-type activities		Total	
	2023	2022	2023	2022	2023	2022
Assets						
Current and other assets	$ 416,998	403,311	211,430	195,603	628,428	598,914
Capital assets	467,668	434,182	480,283	482,709	947,951	916,891
Total assets	884,666	837,493	691,713	678,312	1,576,379	1,515,805
Deferred outflows of resources						
Deferred outflow of resources	57,696	68,002	7,741	3,935	65,437	71,937
Liabilities						
Long-term obligations	184,705	214,664	145,082	155,543	329,787	370,207
Other liabilities	73,574	82,261	8,005	8,109	81,579	90,370
Total liabilities	258,279	296,925	153,087	163,652	411,366	460,577
Deferred inflows of resources						
Deferred inflows of resources	14,854	14,535	19,714	23,700	34,568	38,235
Net position						
Net investment in capital assets	406,169	373,717	349,214	339,936	755,383	713,653
Restricted	183,645	37,864	27,315	28,638	210,960	66,502
Unrestricted	79,415	182,454	150,124	126,321	229,539	308,775
Total net position	$ 669,229	594,035	526,653	494,895	1,195,882	1,088,930

At the end of the current fiscal year, the City is able to report positive balances in all three categories of net position, both for the government as a whole, as well as for its separate governmental and business-type activities.

The largest portion of the City's net position, $755.4 million (63%), reflects its investment in capital assets, *e.g.,* land, construction in progress, buildings, improvements, machinery and equipment, right-to-use lease assets, right-to-use subscription assets, and infrastructure, less any related debt used to acquire those assets that are still outstanding. The City uses these capital assets to provide services to citizens; consequently, these assets are not available for future spending. An additional portion of the City's net position, $211 million (18%), represents resources that are subject to external restrictions on how they may be used. The remaining balance of the City's net position, $230 million (19%), represents unrestricted net position that may be used to meet the City's ongoing obligations to citizens and creditors.

Change in Net Position

The following table reflects the revenues and expenses from the City's activities (in thousands):

City of Springfield Changes in Net Position

	Governmental activities		Business-type activities		Total	
	2023	2022	2023	2022	2023	2022
Revenues:						
Program revenues:						
Charges for services	$ 32,888	17,526	109,551	96,959	142,439	114,485
Operating grants and contributions	32,711	24,349	4,603	6,326	37,314	30,675
Capital grants and contributions	10,670	9,325	8,141	6,507	18,811	15,832
General revenues:						
Property taxes	29,586	27,665	—	—	29,586	27,665
Sales and use taxes	178,950	171,193	—	—	178,950	171,193
Other revenues	45,027	31,207	3,898	(1,296)	48,925	29,911
Total revenues	329,832	281,265	126,193	108,496	456,025	389,761
Expenses:						
Public works	48,035	44,857	—	—	48,035	44,857
Public safety	107,559	126,952	—	—	107,559	126,952
Parks and recreation	42,498	34,763	—	—	42,498	34,763
Planning and development	5,255	4,920	—	—	5,255	4,920
Public health	12,092	16,200	—	—	12,092	16,200
General government	37,694	25,338	—	—	37,694	25,338
Interest and debt issuance costs	3,735	3,711	—	—	3,735	3,711
Airport	—	—	29,155	26,739	29,155	26,739
Sanitary sewerage system	—	—	48,145	42,411	48,145	42,411
Nonmajor	—	—	14,905	13,201	14,905	13,201
Total expenses	256,868	256,741	92,205	82,351	349,073	339,092
Increase in net position before transfers	72,964	24,524	33,988	26,145	106,952	50,669
Transfers	2,230	2,525	(2,230)	(2,525)	—	—
Increase in net position	75,194	27,049	31,758	23,620	106,952	50,669
Net position, beginning	594,035	566,986	494,895	471,275	1,088,930	1,038,261
Net position, ending	$ 669,229	594,035	526,653	494,895	1,195,882	1,088,930

Governmental Activities

Governmental activities increased the City's net position by $75.2 million. Sales and use tax revenues, the largest governmental category, were $179 million, or 54%, of total governmental revenues. Revenues from governmental activities total $330 million, or 72%, of the total City revenues. Sales tax increased approximately $7.8 million from last year due to strong consumer spending, low unemployment, inflation increasing the cost of taxable goods, and the remaining federal dollars related to the COVID-19 pandemic response working their way through the economy.

Certain revenues are generated that are specific to governmental program activity. These totaled $76.3 million. The following table shows expenses and program revenues of the governmental activities for the years ended June 30, 2023 and 2022 (in thousands):

	Net Cost of City of Springfield's Governmental Activities			
	Total cost of service		Net cost of service	
	2023	2022	2023	2022
Public works	$ 48,035	44,857	35,555	34,688
Public safety	107,559	126,952	97,697	117,390
Parks and recreation	42,498	34,763	31,932	25,897
Planning and development	5,255	4,920	1,198	2,916
Public health	12,092	16,200	(5,600)	6,202
General government	37,694	25,338	16,082	14,736
Interest and debt issuance costs	3,735	3,711	3,735	3,712
	$ 256,868	256,741	180,599	205,541

Expenses from governmental activities total $256.9 million. However, net costs of these services were $180.6 million. The difference represents direct revenues received from charges for services of $32.9 million, operating grants and contributions of $32.7 million and capital grants and contributions of $10.7 million. Taxes and other revenues of $253.6 million were collected to cover these net costs. The total cost and net cost of service for public safety decreased significantly in 2023 primarily due to pension expense associated with the Police Officers' and Fire Fighters' Retirement System. Pension expense decreased $34,090 million from 2022 to 2023 due to changing market conditions. There were assumption changes including a decrease in the discount rate and the investment rate of return from 6.5% to 6.0% in 2022 that resulted in an abnormally large pension expense for the year. The total cost of service for general government increased $12,356 million in 2023. Five million of this increase is due to a payment made to the Ozark Empire Fairgrounds on behalf of the State of Missouri. The City of Springfield served as a pass-through entity for this transaction. General government depreciation expense increased $2.8 million primarily due to the implementation of GASB 96 related to right-to-use subscription-based information technology assets.

Business-Type Activities

Business-type activities increased the City's net position by approximately $31.8 million. Individual fluctuations are as follows:

- The airport recorded an increase of $10.8 million in net position for the year, which is attributed to an increase of $2.9 million in operating revenue as passenger numbers continued to increase. Capital contributions and grant revenue increased $3.6 million. Investment income (loss) increased $1.8 million due to changing market conditions.
- The sewer system recorded an increase of $16.8 million in net position for the year, which is attributed primarily to current operating income of $15.1 million and an increase in investment income (loss) of $2.4 million due to changing market conditions.
- The nonmajor funds recorded an increase of $4.1 million in net position for the year, with refuse disposal's net position increasing $3.6 million and golf's net position increasing $558 thousand. For refuse disposal, landfill charges increased $2.8 million due to an increase in tipping fee and an increase in the average tons per day received and investment income (loss) increased $881 thousand due to changing market conditions.

Financial Analysis of the City's Funds

As of the end of the fiscal year, the City's governmental funds report a combined fund balance of $261.4 million. The fund balance of the General Fund increased to $48.7 million (an increase of $1.8 million). Revenues increased $8.1 million while expenditures increased $30.3 million. The purchase of Hammons Field and the associated parking areas increased expenditures by $12 million. The continued implementation of GASB 87 and the implementation GASB 96 related to lease agreement and subscription-based information technology arrangements, respectively, resulted in an additional $8.9 million in expenditures for the General Fund in 2023.

The fund balance in the Community Development Fund increased to $47.6 million (an increase of $1.1 million). Total revenues exceeded expenditures by approximately $1 million.

The Public Safety Pension Sales Tax Fund collected and remitted $44.5 million to the Pension Trust Fund, an increase of $1.7 million from last year.

The fund balance in the Public Parks Fund decreased to $5.3 million (a decrease of $2.0 million). Revenues increased $1.5 million from the prior year due to an increase of $1.1 million in charges for services. The City took over operations of the Fieldhouse Sportscenter during fiscal year 2022. Fiscal year 2023 was the first full year of operations for the Fieldhouse Sportscenter resulting in increased revenue. Increased fees for 2023 also resulted in more charges for services revenue. Total expenditures decreased $245 thousand.

The Coronavirus Fiscal Recovery Fund was a new fund for fiscal year 2021. The American Rescue Plan Act of 2021 (ARPA) was signed into law March 11, 2021. The goal is to provide needed relief to local governments, among others, to enable them to continue to support the public health response and lay the foundation for a strong and equitable economic recovery. It will also provide resources to invest in infrastructure including water, sewer, and broadband services. The City was awarded $40.3 million in coronavirus state and local fiscal recovery funds. The first payment of $20.15 million was received in June 2021, and the second payment of $20.15 million was received in June 2022. In 2022, $1.9 million was spent for public safety-related retention payments. In 2023, an additional $1.9 million was spent for public safety-related retention payments, $416 thousand for The Connecting Grounds' respite facility, $323 thousand for the Ozarks Greenways Chadwick Flyer Trail development, $306 thousand for Cooper/Killian Parks projects, and $250 thousand for the Ozark Empire Fair arena project. Additional monies were spent for the Burrell Behavioral Health crisis line, grant compliance services, and the renovation of Historic City Hall. The remaining amount of ARPA monies is reflected as unearned revenue. A complete list of approved ARPA-funded projects can be found in the letter of transmittal.

The National Airport Fund's net position increased $10.8 million in the current year. Operating revenue increased $2.9 million compared to fiscal year 2022. Enplanements increased 44.321 thousand or 8% compared to the previous fiscal year making fiscal year 2023 the busiest year in the history of the Airport. Capital contributions and grant revenue increased $3.6 million. Investment income (loss) increased $1.8 million due to changing market conditions.

The Sanitary Sewerage System Fund's net position increased $16.8 million in the current year attributed to the result of current year operating income of $15.1 million and an increase of $2.4 million in investment income. Sewer operating revenue increased approximately $5.1 million (9.1%) from the previous year primarily as a result of the third year of a three-year rate increase beginning July 1, 2020. The rate was scheduled to increase approximately 5% each year.

General Fund Budgetary Highlights

Differences between the original and the final amended budget can be summarized as follows:

- Actual revenue totaling $104.0 million exceeded the original budget of $98.4 million. Sales taxes were $5.1 million higher than budgeted. Sales taxes continued to come in above budget due to strong consumer spending, low unemployment, inflation increasing the cost of taxable goods, and the remaining federal dollars related to the COVID-19 pandemic response working their way through the economy. Payments in lieu of taxes exceeded the budgeted amount by $3.2 million.
- The total original expenditure budget of $98.2 million increased to $119.6 million (an increase of $21.4 million). The budget increase was primarily due to the acquisition of Hammons Field, the associated parking areas, and Major League Baseball required improvements. Actual expenditures were $113.6 million.

Capital Assets and Debt Administration

Capital Assets

The City's investment in capital assets for its governmental and business-type activities as of June 30, 2023, amounts to $948.0 million (net of accumulated depreciation). This investment in capital assets includes land, buildings, improvements, collections systems, machinery and equipment, and infrastructure. With the implementation of GASB Statements No. 87, *Leases*, and No. 96, *Subscription-Based Information Technology Arrangements*, investment in capital assets also includes right-to-use lease assets and right-to-use subscription assets. Capital assets increased $31.1 million during the period.

Major capital events during the current fiscal year included the following:

- Overflow control programs for the sanitary sewerage system totaling $7.9 million.
- Grant Avenue Parkway project creating an off-street pedestrian and bicycle pathway totaling $7.0 million.
- Reconstruction of taxiway B&N at the Springfield-Branson National Airport totaling $4.7 million.
- Division Street improvements from National Avenue to Glenstone Avenue totaling $4.1 million.
- Major street resurfacing and rehabilitation adding square footage totaling $2.6 million.
- Sidewalk, curb, gutter, and ramp improvements totaling $2.2 million.

City of Springfield Capital Assets
(amounts expressed in thousands, net of accumulated depreciation)

	Governmental activities		Business-type activities		Total	
	2023	2022	2023	2022	2023	2022
Land	$ 72,050	71,373	23,589	23,564	95,639	94,937
Construction in progress	53,865	33,758	26,727	16,013	80,592	49,771
Buildings	70,061	62,892	80,774	84,211	150,835	147,103
Improvements	54,860	52,384	73,198	81,420	128,058	133,804
Machinery and equipment	15,863	13,351	13,154	14,004	29,017	27,355
Right-to-use lease assets	7,497	1,531		—	7,497	1,531
Right-to-use subscription assets	1,708	—		—	1,708	—
Infrastructure/sewer collection system	191,764	198,893	262,841	263,497	454,605	462,390
Total	$ 467,668	434,182	480,283	482,709	947,951	916,891

Note: The City implemented GASB 96 in fiscal year 2023. Amounts reported for fiscal year 2022 have not be restated for the impact of GASB 96.

For additional information on capital assets, see *Note 2(c)* to the financial statements.

Debt Administration

The City, at the end of fiscal year 2023, had a total of $212.2 million of outstanding long-term debt (an increase of $2.1 million from the prior year). The City issued $14.155 million in special obligation improvement bonds during the year as part of the level property tax program.

City of Springfield Outstanding Debt (amounts expressed in thousands)

	Governmental activities		Business-type activities		Total	
	2023	2022	2023	2022	2023	2022
General obligation bonds **	$ 69,285	62,984	—	—	69,285	62,984
Revenue bonds	—	—	128,386	139,473	128,386	139,473
Section 108 Loan Program	2,281	2,874	—	—	2,281	2,874
Financed purchase obligations	1,229	1,227	1,673	1,985	2,902	3,212
Lease agreements liability	7,965	1,546	—	—	7,965	1,546
Subscription-based information technology liability	1,338	—	—	—	1,338	—
Total	$ 82,098	68,631	130,059	141,458	212,157	210,089

** Including Public Building Corporation bonds, certificates of participation and bond premium.

Note: The City implemented GASB 96 in fiscal year 2023. Amounts reported for fiscal year 2022 have not been restated for the impact of GASB 96.

For additional information on debt administration, see *Note 2(d)* to the financial statements.

Requests for Information

This financial report is designed to provide the reader a general overview of the City's finances. Questions or requests for more information concerning any of the information provided in this report should be directed to Jody Vernon, Assistant Director of Finance & Comptroller, Finance Department, City of Springfield, P.O. Box 8368, 840 Boonville Avenue, Springfield, Missouri, 65801.

CITY OF SPRINGFIELD, MISSOURI

Statement of Net Position

June 30, 2023

	Primary government			Component unit
	Governmental activities	Business-type activities	Total	City Utilities
Assets				
Cash and investments	$ 261,342,215	148,093,084	409,435,299	47,067,000
Property taxes receivable, net	27,220,459	—	27,220,459	—
Special assessments receivable, net	667,115	—	667,115	—
Accounts receivable, net	43,807,466	6,469,500	50,276,966	43,885,000
Unbilled revenue	—	2,945,614	2,945,614	14,628,000
Accrued interest receivable	806,545	459,525	1,266,070	—
Inventories	2,048,046	4,451,925	6,499,971	54,501,000
Due from other government agencies	10,599,288	362,008	10,961,296	—
Internal balances	(4,585,075)	4,585,075	—	—
Due from pension fund	21,629	—	21,629	—
Notes and loans receivable, net	46,192,246	—	46,192,246	—
Lease receivable	9,852,521	19,284,419	29,136,940	85,701,000
Prepaid expenses	430,074	—	430,074	2,160,000
Restricted assets:				
Cash and investments	14,632,972	18,779,790	33,412,762	195,477,000
Other	—	5,065,075	5,065,075	40,830,000
Net pension asset	3,962,354	933,984	4,896,338	60,551,000
Capital assets:				
Nondepreciable	125,914,203	50,316,751	176,230,954	158,867,000
Depreciable, net	341,754,053	429,966,614	771,720,667	1,537,103,000
Total assets	884,666,111	691,713,364	1,576,379,475	2,240,770,000
Deferred Outflows of Resources				
Deferred charge on refunding	314,745	—	314,745	12,372,000
Deferred outflows related to utilities	—	—	—	23,737,000
Deferred outflows related to pensions	57,381,542	7,741,246	65,122,788	17,392,000
Total deferred outflows	57,696,287	7,741,246	65,437,533	53,501,000
Liabilities				
Accounts payable and other current liabilities	15,867,456	4,068,822	19,936,278	28,697,000
Accrued payroll	7,622,302	—	7,622,302	—
Unearned revenue	35,279,114	102	35,279,216	—
Estimated liability for incurred but unreported claims	7,292,900	—	7,292,900	—
Other liabilities	—	—	—	20,173,000
Due to other governments	25	—	25	1,642,000
Due to pension fund	7,512,715	—	7,512,715	—
Utility customer deposits	—	—	—	5,151,000
Current liabilities payable from restricted assets	—	3,935,841	3,935,841	—
Long-term liabilities:				
Due within one year	17,106,990	323,986	17,430,976	43,138,000
Due within one year, payable from restricted assets	—	10,624,841	10,624,841	—
Due in more than one year	167,597,534	134,133,763	301,731,297	574,466,000
Total liabilities	258,279,036	153,087,355	411,366,391	673,267,000
Deferred Inflows of Resources				
Deferred inflows related to utilities	—	—	—	70,835,000
Deferred inflows related to pensions	4,903,487	1,155,822	6,059,309	63,494,000
Deferred inflows related to leases	9,950,993	18,557,884	28,508,877	84,760,000
Total deferred inflows	14,854,480	19,713,706	34,568,186	219,089,000
Net Position				
Net investment in capital assets	406,168,630	349,214,297	755,382,927	1,044,412,000
Restricted for:				
Debt service – expendable	3,876,772	12,238,940	16,115,712	6,422,000
Perpetual care – nonexpendable	1,338,671	—	1,338,671	—
Tourism promotion	4,014,737	—	4,014,737	—
Pension	31,900,518	7,519,408	39,419,926	60,551,000
Capital projects	64,756,226	7,556,952	72,313,178	—
Opioid remediation	8,050,271	—	8,050,271	—
Tax and grant funded projects and programs	69,708,317	—	69,708,317	—
Unrestricted	79,414,740	150,123,952	229,538,692	290,530,000
Total net position	$ 669,228,882	526,653,549	1,195,882,431	1,401,915,000

See accompanying notes to basic financial statements.

CITY OF SPRINGFIELD, MISSOURI

Statement of Activities

Year ended June 30, 2023

		Program revenues			Net revenue (expense) and changes in net position			
					Primary government			Component unit
Functions/programs	Expenses	Charges for services	Operating grants and contributions	Capital grants and contributions	Governmental activities	Business-type activities	Total	City Utilities
Primary government:								
Governmental activities:								
Public works	$ 48,035,439	1,810,440	—	10,670,393	(35,554,606)	—	(35,554,606)	—
Public safety	107,559,203	1,160,763	8,701,342	—	(97,697,098)	—	(97,697,098)	—
Parks and recreation	42,498,222	9,596,303	969,366	—	(31,932,553)	—	(31,932,553)	—
Planning and development	5,255,340	—	4,057,411	—	(1,197,929)	—	(1,197,929)	—
Public health	12,091,796	11,309,758	6,382,327	—	5,600,289	—	5,600,289	—
General government	37,694,165	9,010,999	12,600,835	—	(16,082,331)	—	(16,082,331)	—
Interest and fiscal charges	3,735,341	—	—	—	(3,735,341)	—	(3,735,341)	—
Total governmental activities	256,869,506	32,888,263	32,711,281	10,670,393	(180,599,569)	—	(180,599,569)	—
Business-type activities:								
National airport	29,154,804	29,401,079	4,404,166	4,640,678	—	9,291,119	9,291,119	—
Sanitary sewerage system	48,145,020	61,522,179	2,640	3,500,615	—	16,880,414	16,880,414	—
Refuse disposal	10,694,229	13,887,429	174,577	—	—	3,367,777	3,367,777	—
Golf	4,210,410	4,740,168	21,287	—	—	551,045	551,045	—
Total business-type activities	92,204,463	109,550,855	4,602,670	8,141,293	—	30,090,355	30,090,355	—
Total primary government	$ 349,073,969	142,439,118	37,313,951	18,811,686	(180,599,569)	30,090,355	(150,509,214)	—
Component unit:								
City Utilities	$ 494,168,000	529,701,000	—	751,000	—	—	—	36,284,000
General revenues:								
Property taxes					$ 29,586,459	—	29,586,459	—
Sales and use taxes					178,950,403	—	178,950,403	—
Franchise taxes					4,333,101	—	4,333,101	—
Room taxes					6,762,271	—	6,762,271	—
Payment in lieu of taxes					19,434,271	—	19,434,271	—
Investment income (loss)					4,653,286	3,587,597	8,240,883	(21,883,000)
Other revenue					9,843,735	310,773	10,154,508	4,149,000
Transfers					2,230,285	(2,230,285)	—	—
Total general revenues and transfers					255,793,811	1,668,085	257,461,896	(17,734,000)
Change in net position					75,194,242	31,758,440	106,952,682	18,550,000
Net position – beginning					594,034,640	494,895,109	1,088,929,749	1,383,365,000
Net position – ending					$ 669,228,882	526,653,549	1,195,882,431	1,401,915,000

See accompanying notes to basic financial statements.

CITY OF SPRINGFIELD, MISSOURI

Governmental Funds Balance Sheet

June 30, 2023

Assets	General	Community development	Public Safety Pension Sales Tax	Public parks	Coronavirus fiscal recovery	Nonmajor governmental funds	Total governmental funds
Cash and investments	$ 32,109,770	1,052,899	—	3,494,136	35,529,393	151,781,048	223,967,246
Property taxes receivable (net uncollectible amounts)	—	—	—	7,923,328	—	19,297,131	27,220,459
Special assessments receivable, net	—	—	—	—	—	667,115	667,115
Restricted cash and investments	10,647,141	—	—	109,059	—	3,876,772	14,632,972
Accrued interest receivable	333,292	—	—	49	—	364,322	697,663
Sales tax and other receivables, net	14,645,440	—	7,512,715	2,517,677	26,819	19,104,815	43,807,466
Lease receivable	9,852,521	—	—	—	—	—	9,852,521
Inventories	72,191	207,668	—	72,415	—	1,207,906	1,560,180
Prepaid items	—	166,695	—	—	—	263,379	430,074
Notes and loans receivable, net	—	46,192,246	—	—	—	—	46,192,246
Due from other funds	2,693,120	—	—	—	—	132,148	2,825,268
Due from other governments	—	701,830	—	188,835	—	9,708,623	10,599,288
Total assets	$ 70,353,475	48,321,338	7,512,715	14,305,499	35,556,212	206,403,259	382,452,498
Liabilities							
Accounts payable and other current liabilities	$ 4,013,176	229,065	—	1,068,724	405,213	9,448,007	15,164,185
Accrued payroll	7,622,302	—	—	—	—	—	7,622,302
Unearned revenue	—	—	—	—	35,150,999	128,115	35,279,114
Due to other funds	29,647	—	7,512,715	—	—	2,693,748	10,236,110
Due to other governments	25	—	—	—	—	—	25
Total liabilities	11,665,150	229,065	7,512,715	1,068,724	35,556,212	12,269,870	68,301,736
Deferred inflows of resources							
Unavailable revenue	9,950,993	488,508	—	7,964,656	26,819	34,283,809	52,714,785
Fund balances							
Nonspendable	72,191	374,363	—	72,415	—	2,809,956	3,328,925
Restricted	—	47,229,402	—	—	—	95,559,183	142,788,585
Committed	21,540,000	—	—	1,573,051	—	52,593,642	75,706,693
Assigned	20,639,331	—	—	3,626,653	—	11,696,713	35,962,697
Unassigned	6,485,810	—	—	—	(26,819)	(2,809,914)	3,649,077
Total fund balances	48,737,332	47,603,765	—	5,272,119	(26,819)	159,849,580	261,435,977
Total liabilities, deferred inflows of resources and fund balances	$ 70,353,475	48,321,338	7,512,715	14,305,499	35,556,212	206,403,259	382,452,498

See accompanying notes to basic financial statements.

CITY OF SPRINGFIELD, MISSOURI

Reconciliation of the Governmental Funds

Balance Sheet to the Statement of Net Position

June 30, 2023

Fund balances – total governmental funds	$ 261,435,977
Amounts reported for governmental activities in the statement of net position are different because:	
Capital assets used in governmental activities are not current financial resources and, therefore, are not reported in the funds:	
Governmental capital assets	1,027,836,044
Less accumulated depreciation/amortization	(560,475,866)
	467,360,178
The net pension liability is not due and payable in the current period and, therefore, is not reported in the funds. The following is the detail of the net effect of these differences in the treatment of the net pension liability and related deferred items:	
Net pension liability	(88,272,578)
Deferred outflows due to pensions	57,381,542
Deferred inflows due to pensions	(4,903,487)
The net pension asset reported in governmental activities is not a current financial resource and therefore is not reported in the funds	3,962,354
Other long-term assets are not available to pay for current period expenditures and, therefore, are reported as deferred inflows in the funds	42,763,792
Internal service funds are used by management to charge the costs of certain activities to individual funds. Certain assets and liabilities of the internal service funds are included in the governmental activities in the statement of net position	25,798,173
Long-term liabilities, including bonds payable, accrued compensated absences, lease agreement liabilities, subscription-based arrangements, and other liabilities are not due and payable in the current period and, therefore, are not reported in the funds, net of amortized premiums/discounts and gain/loss on refunding of bonds. Amount includes accrued interest payable of $348,106 and deferred charge on refunding of $314,745.	(96,297,069)
Net position of governmental activities	$ 669,228,882

See accompanying notes to basic financial statements.

CITY OF SPRINGFIELD, MISSOURI

Governmental Funds Statement of Revenues, Expenditures and Changes in Fund Balances

Year ended June 30, 2023

	General	Community development	Public Safety Pension Sales Tax	Public parks	Coronavirus fiscal recovery	Nonmajor governmental funds	Total governmental funds
Revenues:							
Taxes:							
Property	$ —	—	—	7,411,717	—	20,089,095	27,500,812
Sales and use	69,067,663	—	44,525,318	15,023,583	—	50,333,839	178,950,403
Franchise	4,333,101	—	—	—	—	—	4,333,101
Room	167,429	—	—	—	—	6,594,842	6,762,271
Licenses and permits	7,118,133	—	—	—	—	—	7,118,133
Intergovernmental	—	3,570,238	—	284,879	3,224,848	36,734,342	43,814,307
Charges for services	973,079	—	—	9,223,301	—	5,941,622	16,138,002
Fines and forfeitures	1,040,253	—	—	—	—	—	1,040,253
Special assessments	—	—	—	—	—	862,588	862,588
Investment income	1,323,489	50,669	—	278	—	3,278,850	4,653,286
Payments in lieu of taxes	19,434,271	—	—	—	—	—	19,434,271
Other	576,295	786,985	—	490,870	—	7,989,585	9,843,735
Total revenues	104,033,713	4,407,892	44,525,318	32,434,628	3,224,848	131,824,763	320,451,162
Expenditures:							
Current:							
Public works	9,538,060	—	—	—	—	15,743,467	25,281,527
Public safety	55,654,011	—	44,525,318	—	1,624,580	24,390,278	126,194,187
Parks and recreation	48,108	—	—	31,945,890	—	7,055,548	39,049,546
Planning and development	2,870,967	2,700,271	—	—	—	8,561	5,579,799
Public health	79,555	—	—	—	289,738	12,417,415	12,786,708
General government	19,795,331	—	—	—	1,025,143	12,029,256	32,849,730
Debt service:							
Principal	95,007	593,000	—	427,119	—	8,383,139	9,498,265
Financed purchase and bond issuance costs	—	—	—	5,684	—	250,742	256,426
Interest and other charges	20,761	74,924	—	35,793	—	3,815,868	3,947,346
Payments on lease agreements	3,791,047	—	—	—	—	—	3,791,047
Capital outlay:							
Public works	289,344	—	—	—	6,702	36,690,418	36,986,464
Public safety	84,225	—	—	—	—	—	84,225
Parks and recreation	—	—	—	2,114,212	305,504	252,474	2,672,190
Planning and development	26,802	—	—	—	—	64,285	91,087
Public health	—	—	—	—	—	100,250	100,250
General government	21,296,379	—	—	—	—	295,817	21,592,196
Total expenditures	113,589,597	3,368,195	44,525,318	34,528,698	3,251,667	121,497,518	320,760,993
Excess (deficiency) of revenues over (under) expenditures	(9,555,884)	1,039,697	—	(2,094,070)	(26,819)	10,327,245	(309,831)
Other financing sources (uses):							
Bond premium (discount)	—	—	—	—	—	1,101,309	1,101,309
Issuance of debt	—	—	—	—	—	14,155,000	14,155,000
Initiation of financed purchase	—	—	—	523,683	—	—	523,683
Initiation of lease obligation or subscription-based arrangement	8,854,203	—	—	—	—	—	8,854,203
Transfers in	5,761,444	88,000	—	350,213	—	17,145,287	23,344,944
Transfers out	(3,225,401)	(23,963)	—	(765,333)	—	(17,029,032)	(21,043,729)
Total other financing sources (uses)	11,390,246	64,037	—	108,563	—	15,372,564	26,935,410
Net change in fund balances	1,834,362	1,103,734	—	(1,985,507)	(26,819)	25,699,809	26,625,579
Fund balances – beginning	46,902,970	46,500,031	—	7,257,626	—	134,149,771	234,810,398
Fund balances – ending	$ 48,737,332	47,603,765	—	5,272,119	(26,819)	159,849,580	261,435,977

See accompanying notes to basic financial statements.

CITY OF SPRINGFIELD, MISSOURI

Reconciliation of the Change in Fund Balances

of Governmental Funds to the Statement of Activities

Year ended June 30, 2023

Net change in fund balances – total governmental funds	$ 26,625,579
Amounts reported for governmental activities in the statement of activities is different because:	
Governmental funds report capital outlays as expenditures. However, in the statement of activities, the cost of those assets (in excess of the capitalization threshold) is allocated over their estimated useful lives and reported as depreciation expense. The following is the detail of the amount by which depreciation/amortization exceeded capital outlays (in excess of the capitalization threshold) in the current period:	
Capital outlay	62,450,678
Capital contributions	3,638,593
Depreciation/amortization	(35,167,995)
	30,921,276
The net effect of various miscellaneous transactions involving capital assets *i.e.,* sales, trade-ins, donations and disposals, is to decrease net position	29,257
Revenues in the statement of activities that do not provide current financial resources are not reported as revenues in the funds	9,444,979
The issuance of long-term debt *e.g.* , bonds, loans, financed purchases, provides current financial resources to governmental funds, while the repayment of the principal of long-term debt consumes the current financial resources of governmental funds. Also, governmental funds report the effect of premiums, discounts and similar items when debt is first issued, whereas these amounts are deferred and amortized in the statement of activities. In the statement of activities, interest is accrued on outstanding bonds, whereas in the governmental funds, an interest expenditure is reported when due. The following is the detail of the net effect of these differences in the treatment of long-term debt and related items:	
Bond, financed purchase, and subscription-based arrangement issuance	(23,532,886)
Repayment of principal (bonds and financed purchase obligations)	9,498,265
Repayment of lease agreement and subscription-based arrangement liabilities	3,791,047
Amortization of premiums (discounts)	(529,075)
Amortization of gain (loss) on refundings	(134,749)
Accrued interest	30,946
	(10,876,452)
Some expenses reported in the statement of activities (pensions, claims and judgments and compensated absences) do not require the use of current financial resources, and therefore, are not reported as expenditures in governmental funds	
Change in net pension liability, net pension asset and related deferred outflows and inflows	18,332,010
Decrease in accrued claims and judgments	1,073,200
Increase in accrued compensated absences	(221,999)
	19,183,211
Internal service funds are used by management to charge the costs of various activities internally to individual funds. The net revenue of certain activities of internal service funds is reported with governmental activities	(133,608)
Change in net position of governmental activities	$ 75,194,242

See accompanying notes to basic financial statements.

CITY OF SPRINGFIELD, MISSOURI

Proprietary Funds Statement of Net Position

June 30, 2023

Assets	Enterprise funds: National airport	Enterprise funds: Sanitary sewerage system	Enterprise funds: Nonmajor	Enterprise funds: Total	Internal service funds
Current assets:					
Cash and cash equivalents	$ 6,571,134	10,860,460	3,777,031	21,208,625	5,280,274
Investments	31,680,568	52,367,378	18,182,863	102,230,809	26,138,488
Accrued interest receivable	162,253	223,404	73,868	459,525	108,882
Accounts receivable	2,170,713	4,281,757	17,030	6,469,500	—
Due from other governments	—	328,382	33,626	362,008	—
Lease receivable	1,363,963	—	—	1,363,963	—
Unbilled revenue	—	2,945,614	—	2,945,614	—
Inventories	894,321	3,183,866	373,738	4,451,925	487,866
Restricted assets:					
Cash and cash equivalents	8,474,999	1,448,904	113,072	10,036,975	—
Investments	6,190,277	467,991	—	6,658,268	—
Other	4,216,166	848,909	—	5,065,075	—
Total current assets	61,724,394	76,956,665	22,571,228	161,252,287	32,015,510
Noncurrent assets:					
Lease receivable	17,920,456	—	—	17,920,456	—
Restricted assets:					
Cash and cash equivalents	—	278,859	—	278,859	—
Investments	1,492,827	312,861	—	1,805,688	—
Investments	7,639,983	12,628,747	4,384,920	24,653,650	5,956,207
Net pension asset	274,535	475,482	183,967	933,984	—
Capital assets:					
Land and easements	15,876,463	4,940,793	2,772,327	23,589,583	23,614
Buildings	137,156,114	65,132,443	2,014,320	204,302,877	1,058,097
Collection system	—	491,627,397	—	491,627,397	—
Improvements other than buildings	157,792,545	33,822,679	43,072,844	234,688,068	684,399
Machinery and equipment	19,953,052	19,889,609	16,671,127	56,513,788	513,747
	330,778,174	615,412,921	64,530,618	1,010,721,713	2,279,857
Less accumulated depreciation	(197,948,685)	(319,144,958)	(40,071,873)	(557,165,516)	(1,971,779)
	132,829,489	296,267,963	24,458,745	453,556,197	308,078
Construction in progress	6,673,653	18,248,055	1,805,460	26,727,168	—
Total capital assets, net	139,503,142	314,516,018	26,264,205	480,283,365	308,078
Total noncurrent assets	166,830,943	328,211,967	30,833,092	525,876,002	6,264,285
Total assets	228,555,337	405,168,632	53,404,320	687,128,289	38,279,795
Deferred Outflows of Resources					
Deferred outflows related to pensions	2,275,457	3,940,998	1,524,791	7,741,246	—

CITY OF SPRINGFIELD, MISSOURI

Proprietary Funds Statement of Net Position

June 30, 2023

Liabilities	Enterprise funds: National airport	Sanitary sewerage system	Nonmajor	Total	Internal service funds
Current liabilities:					
Accounts payable	$ 602,045	2,292,775	743,295	3,638,115	355,165
Retainages payable	214,853	215,854	—	430,707	—
Accrued compensated absences	98,441	171,898	53,647	323,986	16,748
Due to other funds	—	69,249	—	69,249	10,995
Accrued interest payable	—	—	—	—	—
Unearned revenue	—	102	—	102	—
Estimated liability for incurred but unreported claims	—	—	—	—	7,292,900
Payables from restricted assets:					
Current maturities of long-term debt	5,020,632	5,551,200	53,009	10,624,841	—
Other payables	2,973,812	962,029	—	3,935,841	—
Total current liabilities	8,909,783	9,263,107	849,951	19,022,841	7,675,808
Long-term liabilities, less current maturities:					
Revenue bonds payable, net	57,831,774	60,333,195	—	118,164,969	—
Notes and financed purchase obligations payable	1,123,412	—	145,725	1,269,137	—
Accrued landfill closure/postclosure care costs	—	—	12,787,058	12,787,058	—
Accrued compensated absences	491,655	1,028,802	392,142	1,912,599	151,490
Total long-term liabilities	59,446,841	61,361,997	13,324,925	134,133,763	151,490
Total liabilities	68,356,624	70,625,104	14,174,876	153,156,604	7,827,298
Deferred Inflows of Resources					
Deferred inflows related to pensions	339,742	588,418	227,662	1,155,822	—
Deferred inflows related to leases	18,557,884	—	—	18,557,884	—
Total deferred inflows of resources	18,897,626	588,418	227,662	19,713,706	—
Net Position					
Net position:					
Net investment in capital assets	75,326,890	247,976,685	25,910,722	349,214,297	308,078
Restricted for debt service	9,843,505	2,395,435	—	12,238,940	—
Restricted for pension	2,210,250	3,828,062	1,481,096	7,519,408	—
Restricted for capital projects	7,556,952	—	—	7,556,952	—
Unrestricted	48,638,947	83,695,926	13,134,755	145,469,628	30,144,419
Total net position	$ 143,576,544	337,896,108	40,526,573	521,999,225	30,452,497
Some of the amounts reported for business-type activities in the statement of net position are different because certain internal service fund assets and liabilities are included with business-type activities				4,654,324	
Net position of business-type activities				$ 526,653,549	

See accompanying notes to basic financial statements.

CITY OF SPRINGFIELD, MISSOURI

Proprietary Funds Statement of Revenues, Expenses and Changes in Fund Net Position

Year ended June 30, 2023

	Enterprise funds				
	National airport	Sanitary sewerage system	Nonmajor	Total	Internal service funds
Operating revenues:					
Sewer service charges	$ —	60,650,017	—	60,650,017	—
Sewer connection charges	—	197,565	—	197,565	—
Sale of fuel and oil	5,494,448	—	—	5,494,448	—
Flight fees, airport facility rental and other charges	18,999,414	—	—	18,999,414	—
Golf course fees	—	—	4,741,076	4,741,076	—
Landfill charges	—	—	13,423,201	13,423,201	—
Yardwaste recycling sales	—	—	444,356	444,356	—
Billings to departments	—	—	—	—	10,850,440
Contributions – City and employees	—	—	—	—	14,384,281
Other	71,611	681,534	21,647	774,792	73,928
Total operating revenues	24,565,473	61,529,116	18,630,280	104,724,869	25,308,649
Operating expenses:					
Personnel services	7,448,428	14,883,542	5,526,088	27,858,058	1,447,213
Professional services	1,854,980	4,532,329	1,300,415	7,687,724	—
Insurance services	232,336	372,375	46,174	650,885	—
Utility services	1,613,660	3,934,085	353,124	5,900,869	—
Other services	613,876	3,223,488	1,833,896	5,671,260	22,262,299
Supplies	5,536,567	5,181,079	2,432,135	13,149,781	2,685,237
Other expenses	—	—	—	—	36,981
Depreciation and amortization	9,700,572	14,329,923	2,512,215	26,542,710	50,304
Total operating expenses	27,000,419	46,456,821	14,004,047	87,461,287	26,482,034
Operating income (loss)	(2,434,946)	15,072,295	4,626,233	17,263,582	(1,173,385)
Nonoperating revenues (expenses):					
Investment income (loss)	1,059,803	1,522,005	504,698	3,086,506	—
Interest income on lease assets	501,091	—	—	501,091	—
Interest on long-term debt	(2,145,385)	(1,554,630)	(6,982)	(3,706,997)	—
Administrative fees and other debt charges	(9,000)	(117,883)	(1,317)	(128,200)	—
Gain (loss) from disposal of capital assets	77,127	(15,686)	—	61,441	—
Claims and settlements	3,890	—	730	4,620	—
Rental car customer facility charge revenue	2,028,022	—	—	2,028,022	—
Rental car customer facility fuel sales	717,903	—	—	717,903	—
Passenger facility charge revenue	2,093,686	—	—	2,093,686	—
Contributions and grants	4,404,166	2,640	195,864	4,602,670	—
Other nonoperating income (expense)	90,404	129,925	(883,596)	(663,267)	1,097,082
Net nonoperating revenues (expenses)	8,821,707	(33,629)	(190,603)	8,597,475	1,097,082
Income before capital contributions and transfers	6,386,761	15,038,666	4,435,630	25,861,057	(76,303)
Capital contributions and grants	4,640,678	3,500,615	—	8,141,293	—
Transfers in	8,750	28,925	35,328	73,003	66,728
Transfers out	(200,000)	(1,766,805)	(336,483)	(2,303,288)	(137,658)
Change in net position	10,836,189	16,801,401	4,134,475	31,772,065	(147,233)
Net position, beginning of year	132,740,355	321,094,707	36,392,098	490,227,160	30,599,730
Net position, end of year	$ 143,576,544	337,896,108	40,526,573	521,999,225	30,452,497
Some of the amounts reported for business-type activities in the statement of activities are different because the net revenue of certain internal service funds are reported with business-type activities				(13,625)	
Change in net position of business-type activities				$ 31,758,440	

See accompanying notes to basic financial statements.

CITY OF SPRINGFIELD, MISSOURI

Proprietary Funds Statement of Cash Flows

Year ended June 30, 2023

	Enterprise funds				
	National airport	Sanitary sewerage system	Nonmajor	Total	Internal service funds
Cash flows from operating activities:					
Cash received from customers	$ 24,878,204	65,778,173	17,819,789	108,476,166	25,308,649
Cash paid to suppliers	(10,175,696)	(18,295,023)	(6,184,933)	(34,655,652)	(24,212,450)
Cash paid to employees	(7,625,316)	(14,923,172)	(5,642,512)	(28,191,000)	(1,422,196)
Net cash provided by (used in) operating activities	7,077,192	32,559,978	5,992,344	45,629,514	(325,997)
Cash flows from noncapital financing activities:					
Noncapital contributions and grants	4,404,166	2,640	195,864	4,602,670	—
Payments of due to other funds	—	—	—	—	(7,881)
Transfers in	8,750	28,925	35,328	73,003	66,728
Transfers out	(200,000)	(1,766,805)	(336,483)	(2,303,288)	(137,658)
Net cash provided by (used in) noncapital financing activities	4,212,916	(1,735,240)	(105,291)	2,372,385	(78,811)
Cash flows from capital and related financing activities:					
Principal payments on long-term debt	(4,745,956)	(9,177,700)	(92,601)	(14,016,257)	—
Proceeds from issuance of long-term debt	—	3,315,236	121,317	3,436,553	—
Administrative fees and other debt charges	(9,000)	(117,883)	(1,317)	(128,200)	—
Interest paid on long-term debt obligations	(2,549,317)	(2,273,010)	(7,214)	(4,829,541)	—
Additions to capital assets	(6,505,920)	(12,350,928)	(765,348)	(19,622,196)	(128,414)
Decrease (increase) in other restricted assets	43,885	(215,072)	—	(171,187)	—
Increase (decrease) in payables from restricted assets other than interest	1,587,210	(259,526)	—	1,327,684	—
Decrease in right-to-use lessor obligation	(416,707)	—	—	(416,707)	—
Interest received on lease assets	502,957	—	—	502,957	
Capital contributions	4,640,678	—	—	4,640,678	—
Rental car customer facility charge revenue	2,028,022	—	—	2,028,022	—
Rental car customer facility fuel sale revenue	717,903	—	—	717,903	—
Passenger facility charges received	2,093,686	—	—	2,093,686	—
Proceeds from sale of capital assets	77,127	—	—	77,127	236,478
Net cash provided by (used in) capital and related financing activities	(2,535,432)	(21,078,883)	(745,163)	(24,359,478)	108,064
Cash flows from investing activities:					
Sale of investments	31,961,781	43,166,075	14,499,738	89,627,594	29,652,209
Purchases of investments	(35,271,216)	(48,921,428)	(16,791,086)	(100,983,730)	(26,275,551)
Interest received	1,031,702	1,494,481	495,134	3,021,317	1,118,064
Net cash provided by (used in) investing activities	(2,277,733)	(4,260,872)	(1,796,214)	(8,334,819)	4,494,722
Net increase in cash and cash equivalents	6,476,943	5,484,983	3,345,676	15,307,602	4,197,978
Cash and cash equivalents, beginning of year	8,569,190	7,103,240	544,427	16,216,857	1,082,296
Cash and cash equivalents, end of year	$ 15,046,133	12,588,223	3,890,103	31,524,459	5,280,274
Reconciliation of operating income (loss) to net cash provided by (used in) operating activities:					
Operating income (loss)	$ (2,434,946)	15,072,295	4,626,233	17,263,582	(1,173,385)
Adjustments to reconcile operating income (loss) to net cash provided by (used in) operating activities:					
Depreciation and amortization	9,700,572	14,329,923	2,512,215	26,542,710	50,304
Other nonoperating income (expenses)	94,294	129,925	(882,866)	(658,647)	—
Decrease (increase) in:					
Inventories	(167,277)	(228,461)	(53,172)	(448,910)	6,633
Accounts receivable	218,437	4,289,976	2,240	4,510,653	—
Due from other governments	—	124,296	70,135	194,431	—
Unbilled revenue	—	(364,389)	—	(364,389)	—
Increase (decrease) in:					
Accounts payable	(371,853)	(786,990)	(1,158,903)	(2,317,746)	(147,866)
Retainage payable	214,853	(36,216)	—	178,637	—
Unearned revenue	—	—	—	—	—
Due to other funds	—	69,249	—	69,249	—
Accrued landfill closure/postclosure care costs	—	—	992,886	992,886	—
Estimated liability for incurred but unreported claims	—	—	—	—	913,300
Accrued compensated absences	7,571	(47,641)	(14,590)	(54,660)	25,017
Net pension liability and other pension related amounts	(184,459)	8,011	(101,834)	(278,282)	—
Total adjustments	9,512,138	17,487,683	1,366,111	28,365,932	847,388
Net cash provided by (used in) operating activities	$ 7,077,192	32,559,978	5,992,344	45,629,514	(325,997)
Noncash capital and related financing activities:					
Capital contribution	$ —	3,500,615	—	3,500,615	—
Construction and capital assets in accounts payable	200,434	627,405	154,749	982,588	—
Construction and capital assets in retainage payable	—	27,533	—	27,533	—

See accompanying notes to basic financial statements.

CITY OF SPRINGFIELD, MISSOURI

Fiduciary Funds Statement of Fiduciary Net Position

June 30, 2023

Assets	Pension Trust	Custodial Fund
Cash and short-term investments	$ 3,277,590	17,300
Receivables:		
Public safety pension sales tax due from City	7,512,715	—
Accrued interest and dividends	584,236	—
Total receivables	8,096,951	—
Investments, at fair value:		
Money market mutual funds	1,146,395	—
U.S. treasury securities	12,323,961	—
U.S. agency securities	98,918	—
Government-sponsored enterprise obligations	14,867,658	—
Corporate bonds	71,812,230	—
Municipal bonds	2,725,786	—
Common stock	16,015,977	—
Mutual fund - equity	7,728,430	—
Real estate investment trust mutual fund	10,650,404	—
International fixed income fund	23,778,414	—
Index funds - equities	132,360,429	—
International equity funds	132,778,652	—
International hedge fund	26,629,753	—
Real estate fund	19,501,151	—
Common collective trust	19,677,241	—
Limited partnership	90,931,253	—
Private equity - LGT Capital	21,514,059	—
Total investments	604,540,711	—
Total assets	615,915,252	17,300
Liabilities		
Accounts payable	230,136	—
Due to others	21,629	—
Total liabilities	251,765	—
Net Position		
Net position restricted for:		
Pension	$ 615,663,487	—
Municpal court	—	17,300

See accompanying notes to basic financial statements.

CITY OF SPRINGFIELD, MISSOURI

Fiduciary Funds Statement of Changes in Fiduciary Net Position

Year ended June 30, 2023

	Pension Trust	Custodial Fund
Additions:		
Contributions:		
Employer - public safety pension sales tax	$ 44,525,318	—
Employer	4,937,065	—
Plan members	2,379,544	—
Total contributions	51,841,927	—
Investment income:		
Net appreciation of fair value of investments	45,295,065	—
Interest and dividends	4,502,023	—
Total investment income	49,797,088	—
Less investment expense	(2,085,183)	—
Net investment income	47,711,905	—
Municipal court bonds received	—	62,200
Other revenue	322	—
Total additions	99,554,154	62,200
Deductions:		
Benefit payments	33,532,545	—
Refunds of contributions	4,530,361	—
Administrative expenses	496,493	—
Municipal court bonds released	—	67,700
Total deductions	38,559,399	67,700
Net increase (decrease) in net position	60,994,755	(5,500)
Net position – beginning	554,668,732	22,800
Net position – ending	$ 615,663,487	17,300

See accompanying notes to basic financial statements.

(1) Summary of Significant Accounting Policies

The following is a summary of significant accounting policies employed in the preparation of the accompanying basic financial statements.

(a) Reporting Entity

The City of Springfield, Missouri (the "City"), operates under the Council-Manager form of government with the council consisting of the Mayor and eight council members who are elected on a nonpartisan basis. The City provides a variety of general government services to residents including law enforcement, fire protection, community development, recreation, and various social services. Additionally, the City has several business-type operations that offer services associated with the National Airport, sanitary sewerage system, refuse disposal facilities and municipal golf courses.

The financial reporting entity consists of the primary government and its component units, entities for which the government is considered financially accountable. The determination of financial accountability includes consideration of a number of criteria, including: (1) the appointment of a voting majority of an entity's governing authority and the ability of the primary government to impose its will on the entity; (2) the potential for the entity to provide specific financial benefits to, or impose specific financial burdens on, the primary government; and (3) the entity's fiscal dependency on the primary government. Two types of component units are included within the government-wide financial statements:

Blended Component Units – The following legally separate entities are component units that are, in substance, a part of the City's general operations. These component units provide services entirely, or almost entirely, to the primary government or provide services that exclusively, or almost exclusively, benefit the primary government. Data from these units is combined with data of the primary government for financial reporting purposes.

The Public Building Corporation of the City of Springfield, Missouri (PBC) – The PBC, a not-for-profit corporation, was incorporated under the laws of the State of Missouri on October 2, 1989. The PBC was established to promote, acquire, develop, construct and own facilities within the City, which are approved by the City Council for the purpose of promoting the economic, social, industrial, cultural and commercial growth and for the general benefit of the City and its residents.

The board of directors of the PBC consists of nine persons appointed by the Mayor with the advice and consent of the City Council. Financial information for the PBC has been included within the governmental activities and governmental funds. Although it is legally separate from the City, the PBC is reported as if it were part of the primary government, because its sole purpose is to finance the construction of various capital projects within the City and the City is responsible for the repayment of the debt of the PBC. No separately issued financial statements are prepared for the PBC.

The Springfield Center City Development Corporation (SCCDC) – The SCCDC, a not-for-profit corporation, was incorporated under the laws of the State of Missouri on October 26, 1998. The SCCDC was established to consider the feasibility and finance the costs of certain improvements to be located in the center city area which will promote the public welfare by improving and enhancing the ability of the City to provide for the health, safety and welfare of its citizens and quality recreational services to the citizens and visitors of the City.

The board of directors of the SCCDC consists of nine citizens ultimately approved by the City Council. Financial information for the SCCDC has been included within the governmental activities and governmental funds. Although it is legally separate from the City, the SCCDC is reported as if it were part of the primary government, because its sole purpose is to finance the construction of various improvements located in the center city area and the City is responsible for the repayment of the debt of the SCCDC. No separately issued financial statements are prepared for the SCCDC.

The Land Clearance for the Redevelopment Authority of the City of Springfield, Missouri (The Authority) – The Authority was created under the laws of the State of Missouri (known as the Land Clearance for Redevelopment Authority Law) on August 21, 1961. The Authority was established to provide incentives to encourage investment and issue bonds to finance redevelopment and blight remediation.

The board of commissioners of the Authority consists of five citizens appointed by the City Council. Financial information for the Authority has been included within the governmental activities and governmental funds. Although it is legally separate from the City, the Authority is reported as if it were part of the primary government, because its sole purpose is to incentivize improvements within the designated blighted/redevelopment areas of the City as defined by state law and the City is responsible for the repayment of the debt of the Authority. No separately issued financial statements are prepared for the Authority.

Discretely Presented Component Unit – The below mentioned discretely presented component unit is reflected separately in the government-wide financial statements to emphasize that it is legally separate from the primary government.

City Utilities of Springfield, Missouri (City Utilities) – City Utilities is a legally separate municipally owned utility controlled by the Board of Public Utilities, which is appointed by the City Council in accordance with the City Charter.

The City Council approves the rates for user charges, the annual budget plan and bond issuance authorizations. Financial information for City Utilities is as of and for the year ended September 30, 2022. City Utilities is comprised of Electric, Natural Gas, Water, Transportation and Telecommunications/Broadband.

As required in Section 16.11 of the City Charter, the City Utilities component unit follows, in all significant respects, accounting policies and procedures established for investor-owned natural gas and electric utilities by the Federal Energy Regulatory Commission (FERC) and for investor-owned water utilities by the National Association of Regulatory Utility Commissioners (NARUC). The City Utilities' financial statements are reported using the economic resource measurement focus and the accrual basis of accounting.

Complete financial statements for the City Utilities are available from their general offices:

City Utilities of Springfield, Missouri
301 East Central
P. O. Box 551
Springfield, Missouri 65801-0551

No other entities met the criteria for inclusion as component units of the City.

Joint Venture – Both the City and the City Utilities component unit (along with other participants) participate in a joint venture. The City's cumulative investment in the joint venture has been included in the capital assets of the governmental activities, while City Utilities' equity interest in the joint venture is reported within its discrete component unit presentation.

(b) Government-Wide and Fund Financial Statements

The financial statements include both the government-wide (the statement of net position and the statement of activities) and fund financial statements. The financial statements of the City have been prepared in conformity with generally accepted accounting principles (GAAP) as applied to local governmental units.

Government-Wide Financial Statements – The government-wide financial statements display information about the primary government and its component unit, except for fiduciary activities. Eliminations of internal charges and interfund balances have been made to minimize the double counting of internal activities. However, interfund activity between governmental and enterprise funds has not been eliminated. Governmental activities, which are supported by taxes and intergovernmental revenues, are reported separately from business-type activities, which rely on fees and charges for services for support.

In the government-wide statement of net position, both the governmental and business-type activities are each consolidated and presented on the full accrual, economic resources basis of accounting. The consolidated presentation incorporates long-term assets and receivables, as well as long-term debt and obligations, and it provides valuable information for greater analysis and comparability.

The government-wide statement of activities presents a comparison between direct expenses and program revenues for each function of the City's governmental activities and for the business-type activities. Direct expenses are those that are specifically associated with a program or a function. Program revenues include (a) charges paid by recipients of goods or services offered by the programs and (b) grants and contributions that are restricted to meet operational or capital requirements of a particular program. Revenues that are not classified as program revenues, including all taxes, are presented as general revenues.

Fund Financial Statements – Separate fund financial statements report information on the City's governmental, proprietary, and fiduciary funds, though the latter are excluded from the government-wide financial statements. The emphasis of fund financial statements is on major governmental and enterprise funds, each displayed in a separate column. All remaining funds are aggregated and reported as nonmajor funds in their respective categories.

Governmental fund financial statements use the current financial resources measurement focus and the modified accrual basis of accounting. Consequently, the emphasis on near-term inflows and outflows of resources do not present the long-term impact of transactions. Revenues are recognized as soon as they are both measurable and available. Revenues are considered to be available when they are collectible within the current period or soon enough thereafter to pay liabilities of the current period. For this purpose, the City considers revenue to be available if they are collected within 60 days of the end of the current fiscal period. Expenditures generally are recorded when a liability is incurred, as under accrual accounting. However, debt service expenditures, as well as expenditures related to compensated absences and pension costs, are recorded only when payment is matured and is due and payable. Conversely, the proprietary and fiduciary fund statements incorporate the accrual basis of accounting and focus on the change in total economic resources. This presentation records long-term assets and liabilities and recognizes revenues and expenses when transactions occur, regardless of their impact on the flow of cash. Since the accounting differs significantly between the governmental funds and the proprietary funds, it is necessary to convert the governmental fund data to arrive at the government-wide financial statements. Therefore, reconciliations have been provided following the governmental funds balance sheet and the statement of revenues, expenditures and changes in fund balance identifying categories that required conversion from the fund financial statements.

Property taxes, sales taxes, franchise taxes, grants, payments in lieu of taxes and interest associated with the current fiscal period are considered to be susceptible to accrual. All other revenue items are considered to be measurable and available only when cash is received by the government.

Operating activities of the proprietary funds include all transactions and other events that are not defined as capital and related financing, noncapital financing or investing activities. More specifically, operating revenues consist of sales and charges for service. Operating expenses of the proprietary funds include personnel services, operating supplies and services incurred in conducting daily business. Airport customer facility charge revenue and passenger facility charge revenue are shown as nonoperating revenue as they are primarily used for debt service.

The City reports the following major governmental funds:

> **General Fund** – This fund is the City's primary operating fund. It accounts for all financial resources of the general government, except those required to be accounted for in another fund.

Community Development – This fund accounts for grants received from the Department of Housing and Urban Development (HUD) along with various revolving loans. The purpose of this fund is to improve neighborhoods in low to moderate income areas.

Public Safety Pension Sales Tax – This fund accounts for the proceeds from the ¾ cent public safety pension sales tax revenue.

Public Parks – The public parks fund was established by City Charter to account for the proceeds of an 18-cent ad valorem tax levy and operating sales tax, which partially funds the activities of the City's parks system. The parks system also receives substantial revenues from concessions, zoo admissions, swimming, and softball fees.

Coronavirus Fiscal Recovery – This fund was established in the fiscal year ended June 30, 2021 to account for the Coronavirus State and Local Fiscal Recovery Funds provided through the American Rescue Plan passed by Congress on March 10, 2021 and signed into law on March 11, 2021. The purpose of these funds is to support urgent COVID-19 response efforts, replace lost revenue for eligible local governments to strengthen support for vital public services and help retain jobs, support immediate economic stabilization for households and businesses, and address systemic public health and economic challenges that have contributed to the inequal impact of the pandemic.

The City reports the following major proprietary funds:

National Airport – This fund accounts for all operations and developmental improvements relating to the Springfield-Branson National Airport and the Ozark Airport site.

Sanitary Sewerage System – This fund accounts for the maintenance activities of the existing collection system and capital improvements pertaining to the Southwest Treatment Plant, Northwest Treatment Plant, lift stations and phosphorus treatment facilities.

The City reports the following fund types of nonmajor funds:

Special Revenue Funds – These funds account for specific revenue sources (other than major capital projects) that are legally restricted to expenditure for specified purposes.

Capital Projects Funds – These funds account for the expenditures and related financing sources of major City projects.

Debt Service Funds – These funds account for the resources accumulated and payments made for principal and interest on long-term general obligation debt of governmental funds.

Enterprise Funds – These funds account for the activities of the Refuse Disposal and the Golf funds.

The City also reports the following fund types:

Internal Service Funds – These funds account for the costs of the Service Center Garage, the Print Shop, and the Self-Insurance Funds on a cost-reimbursement basis.

Pension Trust Funds – These funds account for moneys held in trust by the City for pension benefits.

Permanent Fund – The permanent fund is used to report resources that are legally restricted to the extent that only earnings, not principal, may be used for purposes that support the City's programs. The Perpetual Care Fund was established to account for the activities of maintaining the City-owned cemetery.

Custodial Fund – This fund accounts for moneys held on behalf of the Municipal Court Bond Fund.

(c) Assets, Liabilities and Net Position or Fund Balance

a. Deposits and Investments

The City's investment policies are governed by the City Charter and management policies. City moneys are deposited in Federal Deposit Insurance Corporation (FDIC) – insured banks located within the state. The City is authorized to use demand and time deposits. Permissible investments include obligations of the U.S. government, State of Missouri, or City of Springfield; bonds, bills or notes guaranteed by the U.S., state or city governments; certificates of deposit; repurchase agreements; banker's acceptances; and commercial paper. The City purchases investments from Securities and Exchange Commission (SEC)-registered broker-dealers and banks.

Investment valuation and income recognition: Investments are recorded at fair value, cost, or contract value. Fair value is the price that would be received to sell an asset or paid to transfer a liability in an orderly transaction between market participants at the measurement date. Fair value is a market-based measurement, not an entity-specific measurement. For some assets and liabilities, observable market transactions or market information might be available; for others, it might not be available. However, the objective of a fair value measurement in both cases is the same—that is, to determine the price at which an orderly transaction to sell the asset or to transfer the liability would take place between the market participants at the measurement date under current market conditions. Fair value is an exit price at the measurement date from the perspective of a market participant that controls the asset or is obligated for the liability. In accordance with GASB Statement No. 72, certain investments should be recorded at cost or contract value, in lieu of fair value. The City reports repurchase agreements at cost, and collaterized guaranteed investment contracts at contract value in accordance with this Statement. Purchases and sales of securities are recorded on a trade-date basis. See Note 2b for additional information regarding the valuation of investments.

Collateral is pledged to secure the City's demand deposits and certificates of deposit. In accordance with the City Charter, collateral pledged must have a market value of at least 102% of deposits not covered by federal deposit insurance and may consist of the same type of obligations in which the City may invest. Obligations pledged to secure deposits are delivered to the bank's joint custody account at the Federal Reserve Bank.

Written custodial agreements are required that provide, among other things, that collateral be held separately from the assets of the custodial bank. At least quarterly, the City determines that the fair value of collateral pledged is adequate to cover deposits. The City also utilizes guaranteed investment contracts that have pledged securities backing the investments in excess of 100% of the investments held in the name of the City's trustee bank. The guaranteed investment contracts also contain voluntary liquidation clauses if the investment ratings fall below certain levels.

The City also maintains The Policemen and Firemen's Retirement Fund (the "Plan"), which is managed by a board of trustees. The Plan's investments are recorded at fair value. Purchases and sales of securities are recorded on a trade-date basis. Interest income is recorded on the accrual basis. Dividends are recorded on the ex-dividend date. Net appreciation (depreciation) includes the gains and losses on investments bought and sold during the year.

The City Utilities component unit also maintains cash and investment securities, which are carried at fair value plus accrued interest. Bond ordinances permit investments only in direct obligations of the U.S. government, such as bills, notes or bonds, and any other obligations guaranteed as to payment of principal and interest by the U.S. government or any agency or instrumentality thereof. City Utilities is also authorized to invest in interest-earning investment contracts, for which the underlying securities must be U.S. Treasury notes, bonds, bills, or other obligations guaranteed by the U.S. government or any agency or instrumentality thereof. City Utilities' investment portfolio includes securities that are either insured or registered, or for which the securities are held by City Utilities' agents in City Utilities' name.

For purposes of the statements of cash flows, the City's cash and cash equivalents are considered to be cash on hand, demand deposits and short-term investments with original maturities of three months or less from date of acquisition.

b. Receivables and Payables

Activity between funds that are representative of borrowing/lending arrangements outstanding at the end of the fiscal year is referred to as either "due to/due from other funds." Any residual balances outstanding between the governmental activities and business-type activities are reported in the government-wide financial statements as "internal balances."

All receivables are shown net of an allowance for uncollectible accounts. The allowance for uncollectible accounts is management's best estimate of the amount of credit losses based on account delinquencies and historical write-off experience.

Property taxes are assessed on January 1 and are finalized and levied by September 1 and become delinquent after December 31 each year. The City contracts with Greene County (the "County") to have its taxes billed, collected, and remitted each year. A lien attaches to all property on January 1. The City pays the County 2% of collections plus $10,000 per year as a fee for this service.

The City is permitted by state statute to levy taxes up to $1 per $100 of assessed valuation for general government services. Specific amounts beyond $1 may be voted upon by the public to support certain types of operations. The City also has the authority to levy taxes, without limit, to pay the annual principal and interest on general long-term debt as required.

The tax levy, per $100 assessed valuation, for the City during the fiscal year was as follows:

Parks department	$	0.1868
Health department		0.1274
Art museum		0.0391
Debt service		0.2667
Total tax levy	$	0.6200

Special assessments of $31,272,908 have been issued since 1980 (none issued during the year ended June 30, 2023), and collections have totaled 86.6%, or $27,082,548. Special assessments receivable of $667,115 includes delinquent accounts of $199,937.

The City has a 1% sales tax for general operations, a 0.25% sales tax for capital improvements, a 0.125% sales tax for transportation, and a 0.75% sales tax dedicated to the public safety pension plan. Sales tax is collected monthly by the State of Missouri and remitted to the City. The tax is collected by merchants, remitted to the State, and then paid to the City by the 10th of the month following collection from the merchants. A two-month lag exists between collection by the merchant and payment to the City by the State.

The City has issued a variety of loans for residential, rehabilitation and small businesses projects in low to moderate income areas funded by grants received from the Department of Housing and Urban Development (HUD). These notes and loans receivable have different repayment requirements and have provisions to attach liens to properties that go into default. As of June 30, 2023, the notes and loans receivable of $46,192,246 is net of a $117,532 reserve for doubtful accounts.

c. Inventories and Prepaid Items

Inventories are stated at cost, which approximates market, using the first-in, first-out (FIFO) method, the last-in, first-out (LIFO) method or the average cost method. The costs of governmental fund-type inventories are recorded as expenditures when consumed rather than when purchased.

Materials and supplies inventories and natural gas stored underground for the City Utilities component unit are stated at average cost. Coal inventory is stated at the lower of cost using the last-in, first-out (LIFO) method or market.

Certain payments to vendors reflect costs applicable to future accounting periods and are recorded as prepaid items in both the government-wide and fund financial statements. The costs of prepaid items are recognized as expenditures using the consumption method.

d. Restricted Assets

Certain proceeds of the City's bonds, as well as certain resources set aside for their repayment, are classified as restricted assets on the applicable balance sheets and statement of net position because they are maintained in separate bank accounts and their use is limited by applicable bond covenants.

All revenues received from passenger facility charges (PFC) during the year are reported as restricted assets in the National Airport Fund, no unexpended revenues remained at June 30, 2023. In accordance with federal regulations, PFC funds can only be expended on projects approved by the Federal Aviation Administration. Current approved projects include reimbursement for the PFC-qualified portion of the Midfield Replacement Terminal, which is estimated to expire January 1, 2036.

e. Capital Assets, Leases, and Subscription-Based Arrangement Assets

Capital assets include land, buildings, improvements, machinery and equipment and infrastructure assets, *e.g.,* roads, bridges, storm sewers and similar items, and are included in the applicable governmental or business-type activities columns in the government-wide financial statements. Capital assets, excluding land and infrastructure, are defined by the City as assets with a cost of $5,000 or greater and an estimated useful life of at least one year. All land purchases are capitalized regardless of cost. Infrastructure assets with a cost of $50,000 or greater and an estimated useful life of at least one year are capitalized. All purchased capital assets are valued at cost where historical records are available and at an estimated historical cost where no historical records exist. Donated capital assets are valued at their acquisition value on the date received. The costs of normal maintenance and repairs that do not add to the value of the asset or materially extend asset lives are not capitalized. (Information related to intangible right-to-use lease assets and subscription-based assets is discussed in the respective sections.)

Infrastructure assets, such as streets, intersections, and storm sewers, completed in the current year have been capitalized. Additionally, the City elected to depreciate its infrastructure assets. Infrastructure assets not completed by year end have been reported as construction in progress.

Costs for the City Utilities component unit's utility plant additions and betterments include the cost of material, labor, vehicle and equipment usage, related overhead items, capitalized interest, and certain administrative and general expenses. Currently, City Utilities has a capitalization threshold of $5,000 for plant assets and no capitalization threshold for mass composite assets. Major outlays for capital improvements are capitalized as projects are constructed.

City as Lessee: The City is the lessee for noncancellable leases of equipment and building space. The City has recognized a lease liability and an intangible right-to-use lease asset (lease asset) in the government-wide financial statements. The City recognizes lease liabilities with an initial, individual or aggregate value of $10,000 or more.

At the commencement of a lease, the City initially measures the lease liability at the present value of payments expected to be made during the lease term. Subsequently, the lease liability is reduced by the principal portion of lease payments made. The lease asset is initially measured as the initial amount of the lease liability, adjusted for lease payments made at or before the lease commencement date, plus certain initial direct costs. Subsequently, the lease asset is amortized on a straight-line basis over its useful life.

Key estimates and judgments related to leases include how the City determines the discount rate it uses to discount the expected lease payments to present value, lease term, and lease payments.

The City uses the interest rate charged by the lessor as the discount rate. When the interest rate charged by the lessor is not provided, the City generally uses its estimated incremental borrowing rate as the discount rate for leases.

The lease term includes the noncancellable period of the lease. Lease payments included in the measurement of the lease liability are composed of fixed payments and a purchase option price that the City is reasonably certain to exercise.

The City monitors changes in circumstances that would require a remeasurement of its lease and will remeasure the lease asset and liability if certain changes occur that are expected to significantly affect the amount of the lease liability.

Lease assets are reported with other capital assets and lease liabilities are reported with long-term debt on the statement of net position.

City as Subscription-Based Information Technology Arrangement End-User: The City is an end-user for noncancellable subscription-based information technology arrangements (SBITAs). The City has recognized a subscription liability and an intangible right-to-use subscription asset (subscription asset) in the government-wide financial statements. The City recognizes SBITA liabilities with an initial, individual or aggregate value of $10,000 or more.

At the commencement of a SBITA, the City initially measures the subscription liability at the present value of payments expected to be made during the subscription term. Subsequently, the subscription liability is reduced by the principal portion of payments made. The subscription asset is initially measured as the initial amount of the subscription liability, adjusted for subscription payments made at or before the SBITA commencement date, plus certain initial direct costs. Subsequently, the subscription asset is amortized on a straight-line basis over its useful life.

Key estimates and judgments related to SBITAs include how the City determines the discount rate it uses to discount the expected subscription payments to present value, arrangement term, and subscription payments.

The City uses the interest rate charged by the vendor as the discount rate. When the interest rate charged by the vendor is not provided, the City generally uses its estimated incremental borrowing rate as the discount rate for SBITAs.

The subscription term includes the noncancellable period of the subscription. Subscription payments included in the measurement of the subscription liability are composed of fixed payments and a purchase option price that the City is reasonably certain to exercise.

The City monitors changes in circumstances that would require a remeasurement of its subscription and will remeasure the subscription asset and liability if certain changes occur that are expected to significantly affect the amount of the subscription liability.

Subscription assets are reported with other capital assets and subscription liabilities are reported with long-term debt on the statement of net position.

City Utilities Component Unit as Lessee: Lease assets are initially recorded at the initial measurement of the lease liability, plus lease payments made at or before the commencement of the lease term, less any lease incentives received from the lessor at or before the commencement of the lease, plus initial direct costs that are ancillary to place the asset into service. Lease assets are amortized on a straight-line basis over the shorter of the lease term or the useful life of the underlying asset. No lease assets were impaired during the year ended September 30, 2022.

Property, plant, equipment, and infrastructure are depreciated using the straight-line method over the following estimated lives:

	Years
Primary government (excluding National Airport):	
Buildings	40
Improvements other than buildings	20
Sewer plant and collection system	40
Machinery and equipment	3-10
Infrastructure	20
Right-to-use lease assets	2-10
Right-to-use subscription assets	1-4
National Airport:	
Buildings	25-40
Improvements other than buildings	10-40
Machinery and equipment	3-20
City Utilities component unit:	
Electric utility plant	9-10
Gas utility plant	9-10
Water utility plant	9-10
Transportation plant and equipment	5-40
Common plant and equipment	5-71
Right-to-use lease assets	4-30

City as Lessor: The City is a lessor for noncancellable leases of the Ozark Empire Fairgrounds, farmland, and building space. The City recognizes a lease receivable and a deferred inflow of resources in the government-wide and governmental fund financial statements. Through the Springfield-Branson National Airport, the City is a lessor of farmland and building space. These leases are unrelated to aeronautical activity allowing for a lease receivable and a deferred inflow of resources to be recognized in the government-wide and governmental fund financial statements.

At the commencement of a lease, the City initially measures the lease receivable at the present value of payments expected to be received during the lease term. Subsequently, the lease receivable is reduced by the principal portion of lease payments received. The deferred inflow of resources is initially measured as the initial amount of the lease receivable, adjusted for lease payments received at or before the lease commencement date. Subsequently, the deferred inflow of resources is recognized as revenue over the life of the lease term.

Key estimates and judgments include how the City determines the discount rate it uses to discount the expected lease receipts to present value, lease term, and lease receipts.

The City uses its estimated incremental borrowing rate as the discount rate for leases.

The lease term includes the noncancellable period of the lease. Lease receipts included in the measurement of the lease receivable are comprised of fixed payments from the lessee.

The City monitors changes in circumstances that would require a remeasurement of its lease and will remeasure the lease receivable and deferred inflows of resources if certain changes occur that are expected to significantly affect the amount of the lease receivable.

f. Compensated Absences

All vested or accumulated vacation, scheduled holiday leave and vested accumulated sick leave is accrued when incurred in the government-wide and proprietary financial statements. A liability for these amounts is reported in governmental funds only if they have matured, for example, as a result of employee resignations and retirements.

g. Long-Term Obligations

In the government-wide financial statements and proprietary fund financial statements, long-term debt and obligations are reported in the applicable governmental activities and business-type activities or proprietary fund statement of net position. Bond premiums and discounts are deferred and amortized over the life of the bonds using a method which approximates the effective interest method. Bonds payable are reported net of the applicable bond premium or discount. Bond issuance costs are recognized as expenditures/expenses when incurred. In the fund financial statements, governmental fund types recognize bond premiums and discounts, as well as issuance costs, during the current period. The face amount of debt issued is reported as other financing sources. Premiums received on debt issuances are reported as other financing sources, while discounts on debt issuances are reported as other financing uses. Issuance costs, whether or not withheld from the actual debt proceeds received, are reported as debt service expenditures.

h. Deferred Outflows of Resources

In addition to assets, the statement of net position will sometimes report a separate section for deferred outflows of resources. This separate financial statement element, deferred outflows of resources, represents a consumption of net assets that applies to a future period(s) and so will not be recognized as an outflow of resources (expense/expenditure) until then. The City has three items that qualify for reporting in this category. They are the loss on refunding of bonds, deferred outflows related to utilities and deferred pension related amounts reported in the statement of net position. A loss on refunding of bonds results from the difference in the carrying value of the refunded debt and its acquisition price. This amount is deferred and amortized over the shorter of the life of the refunded or refunding debt. The utilities related deferred outflow consists of the fair value adjustment related to derivative instruments held for hedging volatility of natural gas costs. The pension related deferred outflow consists of the unamortized portion of the net difference between projected and actual investment earnings, change in assumptions, difference between expected and actual experience, and contributions to the plan subsequent to the measurement date.

i. Deferred Inflows of Resources

In addition to liabilities, the statement of net position will sometimes report a separate section for deferred inflows of resources. This separate financial statement element, deferred inflows of resources, represents an acquisition of net assets that applies to a future period(s) and so will not be recognized as an inflow of resources (revenue) until that time. The City has three items that qualify for reporting in this category. They are the deferred inflows related to utilities, deferred pension related amounts, and deferred lease related amounts reported in the statement of net position. The utilities related deferred inflow consists of contributions in aid of construction and electric fuel and purchased natural gas adjustments. The pension related deferred inflow consists of the unamortized portion of the difference between expected and actual experience on plan assumptions and the net difference between projected and actual investment earnings. The lease related deferred inflow consists of the amount of the lease receivable plus lease payments received from the lessee at or before commencement that relate to future periods less any lease incentives. The governmental funds also report unavailable revenues, these amounts are deferred and recognized as an inflow of resources in the period that the amounts become available.

j. Pensions

For purposes of measuring the net pension asset/liability, deferred outflows and inflows of resources and pension expense, information about the fiduciary net position of the Missouri Local Government Employees Retirement System (LAGERS) and the Police and Fire retirement funds and additions to/deductions from these fiduciary net positions have been determined on the same bases as they are reported by LAGERS and Police and Fire retirement funds. For this purpose, benefit payments (including refunds of employee contributions) are recognized when due and payable in accordance with the benefit terms. Plan contributions are recognized in the period that compensation is reported for the employee, which is when contributions are legally due. Investments are reported at fair value.

k. Fund Balances

In the fund financial statements, governmental funds report up to five components of fund balance from most restrictive in nature to least restrictive: nonspendable; restricted; committed; assigned and unassigned. These classifications are defined as follows:

Nonspendable – consists of amounts that cannot be spent because they are either not in spendable form or legally or contractually required to be maintained intact.

Restricted – consists of amounts where constraints are placed on their use either by (1) external groups such as creditors, grantors, contributors, or laws or regulations of other governments; or (2) law through constitutional provisions or enabling legislation.

Committed – consists of amounts which can only be used for specific purposes pursuant to constraints imposed by formal action (ordinance) of the City Council, which is the highest level of decision-making authority. Those committed amounts cannot be used for any other purpose unless the City Council removes or changes the specified amounts by use of the same formal action that it employed to previously commit the funds.

Assigned – consists of amounts which are constrained by City management's intent for these to be used for a specific purpose but are neither formally restricted by external sources nor committed by City Council action. The City Council passed an ordinance authorizing the City Manager and the Director of Finance to express assignments on behalf of the City to document the City's intent to use available resources. The applicable assignments do not require formal City Council approval.

Unassigned – consists of the residual fund balance that does not meet the requirements for the nonspendable, restricted, committed, or assigned classifications. The General Fund is the only fund that would report a positive amount in unassigned fund balances. Residual deficit amounts of other governmental funds are reported as unassigned.

The City recognizes the important nature of setting aside funds for use in emergency situations or when significant revenue shortages arise. The City has formally set its stabilization fund as "Committed" funds at the target range of 15-20% of the City's operating revenues for the General Fund. As such, stabilization funds can only be used when estimated revenue is expected to be 5% or more below budgeted revenues for a major revenue item, or in emergency situations requiring emergency action by City government. Emergency situations are not expected to occur routinely and should not be readily foreseeable by the City. Any amounts expended from stabilization funds should be replenished within a two- to five-year period of time following the end of the event prompting the need for such funds.

The City Council formally established and adopted the "default" spending policy, spending resources in the following manner when available: restricted, committed, assigned and unassigned. The default policy is meant to prioritize the flow of resources from most restrictive to least restrictive for normal business activities. The City Council may, with the passage of an ordinance, commit fund balance for a particular purpose.

l. Unbilled Revenue

Both the City's sanitary sewerage system and the City Utilities component unit bill their customers on a cyclical basis and, therefore, record estimated unbilled revenues at year end less allowance for uncollectible accounts.

m. Electric Fuel and Purchased Natural Gas Adjustments – City Utilities Component Unit

General Ordinance Numbers 6139 and 5780 require City Utilities to adjust customers' electric and natural gas bills, respectively, for changes between estimated and actual costs of electric fuel, purchased power and purchased natural gas to City Utilities. Such costs include amounts recognized in connection with financial instruments used to manage the overall cost of natural gas. An under-recovery of $13.4 million for electric fuel and an over-recovery of $4.4 million for purchased natural gas adjustment clauses were recorded at September 30, 2022, as a net deferred outflow or inflow of resources in the Statement of Net Position. Per Board resolution dated February 25, 2021, and approval by City Council, the gas under-recovery related to the polar vortex in February 2021 shall be recovered over a 24-month period beginning April 2022. As of September 30, 2022 the under-recovered balance is $14.8 million.

n. Capitalization of Interest

Net interest costs related to acquisition or construction are capitalized as part of the cost of the related asset for the City Utilities component unit. City Utilities has adopted GASB Statement No. 89 but has elected to continue including the interest incurred before the end of a construction period in the historical cost of the capital assets for Federal Emergency Regulatory Commission (FERC) records in accordance with GASB Statement No. 62. Total interest costs incurred by the City Utilities component unit were $20,805,000, of which $3,076,000 was capitalized. The City adopted GASB Statement No. 89, *Accounting for Interest Cost Incurred before the End of a Construction Period*, in 2018. The implementation of this Statement eliminated capitalized interest in the enterprise funds, prospectively.

o. Designated Improvement Account Investments and Escrow for Bonded Indebtedness – City Utilities Component Unit

Rates enacted by City Ordinance No. 4125, dated June 4, 1990, establish electric, natural gas and water revenue adjustment schedules. The revenues generated will contribute to the funding of major capital projects relating to Clean Air Act Amendments of 1990 requirements and natural gas transmission and supply. Other designated funds include funds set aside for self-insurance reserves and long-range plan for major project funding. In addition, in accordance with City Ordinances, City Utilities maintained funds in escrow for bonded indebtedness.

A summary of the designated improvement account and escrow for bonded indebtedness, which consists of U.S. government obligations, U.S. government agency obligations, repurchase agreements and mortgage-backed securities as of September 30, 2022, is as follows:

Funds for bonded indebtedness	$	6,422,000
Designated for improvement accounts		163,653,000
Working capital account		25,402,000
Total	$	195,477,000

p. Interfund and Related-Party Transactions

Transactions between the City's various funds are accounted for as revenues and expenditures or expenses in the funds involved if they are similar to transactions with organizations external to City government. Certain transactions between City Utilities and the City are also treated in this manner. The operations of City Utilities for the year ended September 30, 2022, reflect payments in lieu of taxes to the City of $17,799,000.

In addition, City Utilities also provides services, such as energy for street lighting and other electric, natural gas and water services, without charge to the City. The cost of providing such services was approximately $12,800,000 for the year ended September 30, 2022.

q. Net Position

In the government-wide and proprietary fund financial statements, net position is displayed in three components as follows:

Net Investment in Capital Assets – This consists of capital assets, net of accumulated depreciation, less the outstanding balances of any bonds, notes or other borrowings that are attributable to the acquisition, construction, or improvement of those assets. Net investment in capital assets excludes unspent bond proceeds.

Restricted – This consists of net position that is legally restricted by outside parties or by law through constitutional provisions or enabling legislation.

Unrestricted – This consists of net position that does not meet the definition of "restricted" or "net investment in capital assets."

When both restricted and unrestricted resources are available for use, it is generally the City's policy to use restricted resources first, then unrestricted resources as they are needed.

r. Use of Estimates

The preparation of financial statements in conformity with U.S. generally accepted accounting principles (GAAP) requires management to make estimates and assumptions that affect the amounts reported in the financial statements and accompanying notes. Actual results could differ from those estimates.

s. City Utilities New and Pending Accounting Pronouncements

GASB Statement No. 87, Leases was issued in June 2017 and is effective for periods starting after June 15, 2021. The requirements of this statement increased the usefulness of governmental financial statements by requiring lessees and lessors to report leases under a single model. This statement provides useful information by requiring footnote disclosure related to the timing, significance, and purpose of the leasing arrangement. City Utilities implemented this Statement beginning October 2021. The implementation of this Statement resulted in the recognition of a lease receivable and a deferred inflow of resources of $75,429,000 for lessor contracts and a lease asset and lease liability of $445,000 for lessee contracts as of October 1, 2021.

GASB Statement No. 96, *Subscription-Based Information Technology Arrangements* was issued May 2020 and is effective for fiscal years beginning after June 15, 2022. This Statement provides guidance on the accounting and financial reporting for subscription-based information technology arrangements (SBITAs) for government end users (governments). This Statement (1) defines a SBITA; (2) establishes that a SBITA results in a right-to-use subscription asset—an intangible asset—and a corresponding subscription liability; (3) provides the capitalization criteria for outlays other than subscription payments, including implementation costs of a SBITA; and (4) requires note disclosures regarding a SBITA. To the extent relevant, the standards for SBITAs are based on the standards established in Statement No. 87, *Leases*, as amended. City Utilities will be implementing this Statement for fiscal year ended 2023.

GASB Statement No. 99, *Omnibus 2022* was issued April 2022 and is effective for fiscal years beginning after June 15, 2022. The objectives of this Statement are to enhance the comparability in accounting and financial reporting and to improve consistency of authoritative literature by addressing (1) practice issues that have been identified during implementation and application of certain GASB Statements and (2) accounting and financial reporting of financial guarantees. This Statement provides clarification of provisions in Statement No. 87, *Leases* and Statement No. 96, *Subscription-Based Information Technology Arrangements (SBITA)*. This Statement also provides classification and reporting of derivative instruments within the scope of Statement No. 53, *Accounting and Financial Reporting for Derivative Instruments,* that do not meet the definition of either an investment derivative instrument or a hedging derivative instrument.

GASB Statement No. 100, *Accounting Changes and Error Corrections,* an amendment of GASB Statement No. 62 is effective for fiscal years beginning after June 15, 2023. The objective of this Statement is to enhance accounting and financial reporting

requirements for accounting changes and error corrections to provide more understandable, reliable, relevant, consistent, and comparable information for making decisions or assessing accountability.

GASB Statement No. 101, *Compensated Absences* is effective for fiscal years beginning after December 15, 2023. The objective of this Statement is to better meet the information needs of financial statement users by updating the recognition and measurement guidance for compensated absences. That objective is achieved by aligning the recognition and measurement guidance under a unified model and by amending certain previously required disclosures. Implementation of this Statement will result in a liability for compensated absences that more appropriately reflects when a government incurs an obligation. In addition, the model can be applied consistently to any type of compensated absence and will eliminate potential comparability issues between governments that offer different types of leave. The model also will result in a more robust estimate of the amount of compensated absences that a government will pay or settle, which will enhance the relevance and reliability of information about the liability for compensated absences.

t. City New Accounting Pronouncements

The City adopted four new accounting pronouncements in 2023.

GASB Statement No. 91, *Conduit Debt Obligations*, issued May 2019, was effective for the City beginning with its fiscal year ending June 30, 2023. The primary objectives of this Statement are to provide a single method of reporting conduit debt obligations by issuers and eliminate diversity in practice associated with (1) commitments extended by issuers, (2) arrangements associated with conduit debt obligations, and (3) related note disclosures. This Statement achieves those objectives by clarifying the existing definition of a conduit debt obligation; establishing that a conduit debt obligation is not a liability of the issuer; establishing standards for accounting and financial reporting of additional commitments and voluntary commitments extended by issuers and arrangements associated with conduit debt obligations; and improving required note disclosures. This Statement also addresses arrangements – often characterized as leases – that are associated with conduit debt obligations. In those arrangements, capital assets are constructed or acquired with the proceeds of a conduit debt obligation and used by third-party obligors in the course of their activities. Payments from third-party obligors are intended to cover and coincide with debt service payments. During those arrangements, issuers retain the titles to the capital assets. Those titles may or may not pass to the obligors at the end of the arrangements.

The implementation of GASB Statement No. 91 did not impact the City's financial statements.

GASB Statement 94, *Public-Private Partnerships and Availability Payment Arrangements,* issued in March 2020, was effective for the City beginning with its fiscal year ending June 30, 2023. The objective of this Statement is to improve financial reporting by addressing issues related to public-private and public-public partnership

arrangements (PPPs). This Statement also provides guidance for accounting and financial reporting for availability payment arrangements (APAs).

The implementation of GASB Statement No. 94 did not impact the City's financial statements.

GASB Statement 96, *Subscription-Based Information Technology Arrangements,* issued in May 2020, was effective for the City beginning with its fiscal year ending June 30, 2023. This Statement provides guidance on the accounting and financial reporting for subscription-based information technology arrangements (SBITAs) for government end users (governments). This Statement (1) defines a SBITA; (2) establishes that a SBITA results in a right-to-use subscription asset—an intangible asset—and a corresponding subscription liability; (3) provides the capitalization criteria for outlays other than subscription payments, including implementation costs of a SBITA; and (4) requires note disclosures regarding a SBITA. To the extent relevant, the standards for SBITAs are based on the standards established in Statement No. 86, *Leases*, as amended. This Statement requires a government to disclose descriptive information about its SBITAs other than short-term SBITAs such as the amount of the subscription asset, accumulated amortization, other payments not included in the measurement of a subscription liability, principal and interest requirements for the subscription liability, and other essential information.

The implementation of GASB Statement No. 96 revised certain asset and liability accounts related to subscription arrangements; however, it had no effect on the beginning net position for governmental or business-type activities.

GASB Statement No. 99, *Omnibus 2022*, addresses a variety of topics and practice issues that have been identified during implementation and application of certain GASB Statements. The new statement clarifies issues related to derivative instruments, leases, PPP and APA arrangements, SBITAs and various other topics. The requirements of this Statement was effective for the City beginning with its fiscal year ending June 30, 2023.

The implementation of GASB Statement No. 99 did not impact the City's financial statements.

u. Tax Abatements

As defined by GASB 77, the City of Springfield, Missouri provides tax abatements under five programs: Industrial Development Revenue Bonds (also referred to as "Chapter 100 bonds" in reference to the authorizing chapter of Missouri statutes), Tax Increment Financing (TIF), the Urban Redevelopment Corporations Law (Chapter 353), the Land Clearance for Redevelopment Authority (LCRA) Law (also referred to as "Chapter 99"), and Enhanced Enterprise Zones (EEZ).

- Industrial Development Revenue Bonds may be used to provide exemptions on real and personal property taxes, as well as sales taxes on certain purchases, associated with qualifying industrial development projects. This program is authorized under Chapter 100 of the Revised Statutes of Missouri. It provides

100% property tax abatement, but the payment of PILOTS and other performance measures (such as maintaining certain employment levels) may be required by agreement between the company receiving the benefit and the City.

- Tax Increment Financing (TIF) provides for the redirection of up to 50% of the incremental increase in economic activity (sales and use) taxes and up to 100% of the incremental increase in property tax revenue resulting from a redevelopment project for up to 23 years, to be used for approved project-related costs, infrastructure, and capital improvements. It is authorized by Sections 99.800 through 99.865, RSMo. The redirection of taxes generated in a redevelopment area into the TIF Special Allocation Fund begins upon activation of a TIF redevelopment project area by City Council upon request of the developer. In "pay as you go" TIFs, expenditure of TIF funds must be approved by City Council. In TIF projects using bond financing, the Special Allocation Fund is used to repay bond obligations.

- The Urban Redevelopment Corporations Law, authorized by Chapter 353, RSMo. and Chapter 40, Article III of the Springfield City Code, enables the City to utilize real property tax abatement to facilitate the redevelopment of blighted areas in accordance with an approved redevelopment plan. Under this program, real property taxes can be abated for a period up to 25 years.

  Years 1-10: 100% of the incremental increase in property taxes on the land and the improvements are abated. The property owner continues to pay property taxes during this period based on the assessed value of the land only (exclusive of improvements) during the year preceding the Urban Redevelopment Corporation obtaining title of the property. To preserve the existing tax base, the City typically requires the property owner to make annual payments in lieu of taxes (PILOTs) in an amount equal to the real property taxes on the improvements during the year preceding the Urban Redevelopment Corporation obtaining title of the property.

  Years 11-25: Up to 100%, but not less than 50% of the real property taxes on the land and improvements may be abated.

- The Land Clearance for Redevelopment Law, authorized by Sections 99.300 through 99.715, RSMo and Chapter 40, Article II of the Springfield City Code, permits constitutional charter cities, such as Springfield, to establish a Land Clearance for Redevelopment Authority, which has the power to prepare blight studies and redevelopment plans, review privately prepared blight studies and redevelopment plans, and recommend their approval to City Council. Within designated redevelopment areas, the LCRA reviews redevelopment projects for conformance with adopted redevelopment plans. Projects that conform to such plans are entitled to real property tax abatement on 100% of the assessed value of the new construction or rehabilitation for 10 years.

- The Enhanced Enterprise Zone (EEZ) program, authorized by Sections 135.950 through 135.973, RSMo., encourages business development and job creation by granting real property tax abatement on 50% of the assessed value of the new improvements for a period of ten (10) years to eligible business enterprises that locate or expand within designated enhanced enterprise zones. In order to encourage sustainable building practices, qualified businesses may also be entitled to an additional 25% real property tax abatement (75% total abatement) if the business facility achieves a LEED Silver rating or higher. Businesses that operate within the following business clusters are eligible for EEZ incentives provided they are located within an Enhanced Enterprise Zone and make improvements to their property: Mining, Quarrying, and Oil and Gas Extraction (NAICS 21), Utilities (NAICS 22), Construction (NAICS 23), Manufacturing (NAICS 31-33), Wholesale Trade (NAICS 42), Transportation and Warehousing (NAICS 48-49), Information (NAICS 51), Finance and Insurance (NAICS 52), Real Estate and Rental and Leasing (NAICS 53), Professional, Scientific, and Technical Services (NAICS 54), Enterprise Management (NAICS 55), Administrative and Support and Waste Management and Remediation Services (NAICS 56), Health Care and Social Assistance (NAICS 62), Arts, Entertainment, and Recreation (NAICS 71), Accommodation and Food Services; excluding eating and drinking establishments (NAICS 72), and Other Services (NAICS 81). The following types of businesses are specifically excluded by law from utilizing EEZ incentives: all gambling establishments (NAICS 7132), retail trade (NAICS 44 and 45), education services (NAICS 61), religious organizations (NAICS 8131), public administration (NAICS 92), and food and drinking places (NAICS 722), and headquarters or administrative offices of an otherwise excluded business if the offices serve a multistate territory. Service industries may be eligible only if the majority of annual revenues (>50%) are derived from out-of-state. This means that the revenues are earned from out-of-state projects or customers.

The City had tax abatement agreements with the following entities during the year ended June 30, 2023:

	Taxes Abated During Fiscal Year					
Taxing District	**Industrial Development Chapter 100**	**TIF**	**Urban RedevelopmentChapter 353**	**Land Clearance for Redevelopment**	**Enhanced Enterprise Zone**	**Total**
State of Missouri	$ 2,436	—	9,254	9,833	12,859	34,382
Greene County General Revenue	11,259	13,208	37,119	38,835	64,003	164,424
Greene County Road and Bridge	11,259	13,208	37,119	38,835	64,003	164,424
Greene County Sheltered Workshop	3,794	—	14,329	15,216	20,103	53,442
Springfield-Greene County Library	19,634	30,543	74,382	79,012	103,838	307,409
Ozarks Community Technical College	13,327	24,269	55,036	58,949	66,825	218,406
Springfield R-12 School District	314,903	422,055	1,228,810	1,309,137	1,010,264	4,285,169
City of Springfield	49,305	78,739	189,410	201,481	258,650	777,585
County Senior Services	3,396	6,185	14,025	15,023	17,030	55,659
Ash Grove R-4	115	—	205	195	795	1,310
City of Ash Grove	62	—	112	105	431	710
City of Republic	281	—	503	474	1,938	3,196
City of Walnut Grove	5	—	10	9	37	61
Fair Grove R-10	53	—	95	90	367	605
Logan-Rogersville R-8	110	—	197	186	760	1,253
Marion C Early R-5	—	—	—	—	1	1
Pleasant Hope R-6	1	—	3	2	9	15
Republic R-3	1,211	96,822	2,166	2,041	8,351	110,591
Strafford R-6	607	—	1,086	1,023	274,148	276,864
Walnut Grove R-5	8	—	14	14	56	92
Willard R-2	1,813	—	3,243	3,056	323,757	331,869
All Taxing Districts	$ 433,579	685,029	1,667,118	1,773,516	2,228,225	6,787,467

v. Future Changes in Accounting Principles

The GASB has issued several new accounting pronouncements which will be effective in future periods. Following is a description of future pronouncements which may impact the City's financial reporting.

GASB Statement No. 100, *Accounting Changes and Error Corrections- Amendment of GASB Statement No. 62*, this Statement prescribes the accounting and financial reporting for (1) each type of accounting change and (2) error corrections. This Statement requires that (a) changes in accounting principles and error corrections be reported retroactively by restating prior periods, (b) changes to or within the financial reporting entity be reported by adjusting beginning balances of the current period, and (c) changes in accounting estimates be reported prospectively by recognizing the change in the current period. The requirements of this Statement will be effective for the City beginning with its fiscal year ending June 30, 2024.

GASB Statement No. 101, *Compensated Absences*, this Statement clarifies the recognition and measurement guidance for compensated absences. This Statement requires that liabilities for compensated absences be recognized for (1) leave that has not been used and (2) leave that has been used but not yet paid in cash or settled through noncash means. The requirements of this Statement will be effective for the City beginning with its fiscal year ending June 30, 2025.

The City is evaluating the impact that adoption of these Statements will have on its financial position, results of operations and cash flows.

(2) Detailed Notes on All Funds

(a) City Deposits (Excluding Pension Trust and City Utilities)

The City maintains a cash and investment pool that is available for use by all funds. The pool is comprised of deposits, repurchase agreements and other investments with maturities of primarily less than one year. At June 30, 2023, the bank balance of the City's deposits was $61,559,197, which was covered by federal depository insurance or by collateral held by the City's agent in the City's name. A difference exists between bank and book balances of $688,519 due to deposits in transit and other reconciling items.

(b) Investments

i) City Investments (Excluding Pension Trust and City Utilities)

Statutes authorize the City to invest in investments that are:

a. Obligations of the U.S. government, the State of Missouri, this city;

b. In bonds, bills, notes, debentures, or other obligations guaranteed as to payment of principal and interest by the government of the United States or any agency or instrumentality thereof, the State of Missouri, or this city;

c. In revenue bonds of the City;

d. In certificates of deposit; savings accounts as defined in Chapter 369, Revised Missouri Statutes; or in interest-bearing time deposits when such funds are held in U.S. banks; state banks; savings and loan associations operating under Chapter 369, Revised Missouri Statutes; or savings and loan associations authorized by the U.S. government so long as such deposits, savings accounts and interest-bearing deposits are secured by one or more of the types of securities described in subparagraphs (a), (b) or (c) of this section;

e. Banker's acceptances issued by domestic commercial banks possessing the highest rating issued by a nationally recognized rating agency;

f. Commercial paper issued by domestic corporations that has received the highest rating issued by a nationally recognized rating agency; or

g. Investments permitted by the City Council that are authorized in the model investment policy prepared by the State of Missouri for political subdivisions.

Fair Value Measurements

The City categorizes it assets and liabilities measured at fair value within the hierarchy established by generally accepted accounting principles. Assets and liabilities valued at fair value are categorized based on inputs to valuation techniques as follows:

Level 1 input: Quoted prices for identical assets or liabilities in an active market that an entity has the ability to access at the measurement date.

Level 2 input: Significant other observable inputs - other than quoted prices included with Level 1 - that are observable for an asset or liability, either directly or indirectly. These inputs may include quoted prices for the identical instrument in an inactive market, prices for similar instruments and bond pricing models.

Level 3 input: Inputs that are unobservable for the asset or liability which are typically based upon the City's own assumptions as there is little, if any, related market activity.

Hierarchy: The fair value hierarchy gives the highest priority to Level 1 inputs and the lowest priority to Level 3 inputs.

Inputs: If the fair value of an asset or a liability is measured using inputs from more than one level of the fair value hierarchy, the measurement is considered to be based on the lowest priority level input that is significant to the entire measurement.

For the City, the following fair value techniques were utilized in measuring the fair value of its investments:

U.S. Treasury securities: These investments are reported at fair value using other observable significant inputs including but not limited to quoted prices for similar securities, interest rates and fixed-income pricing models.

Government-sponsored enterprises: U.S. Government securities are reported at fair value based on bullet (noncall) spread scale for each issuer for maturities going out to 40 years. These spreads represent credit risk and are obtained from the new issue market, secondary trading, and dealer quotes.

An Option Adjusted Spread (OAS) model is incorporated to adjust spreads of issues that have early redemption features. Final spreads are added to a U.S. Treasury curve. A cash discounting yield/price routine calculates prices from final yields to accommodate odd coupon payment dates typical of medium-term notes.

The City has no assets reported at fair value on a nonrecurring basis and no other investments meeting the fair value disclosure requirements of Governmental Accounting Standards Board (GASB) Statement No 72.

As of June 30, 2023, the City holds the following investments:

Investment type	Recorded Value	Investment maturities: Less than 1 year	Investment maturities: Less than 5 years	Investment maturities: Less than 10 years	Fair Value Hierarchy Level
Investments recorded at fair value:					
U.S. Treasury securities	$ 240,114,868	211,646,509	28,468,359	—	1
Government-sponsored enterprises:					
FFCB	18,825,808	—	18,825,808	—	2
FHLB	59,325,726	59,325,726		—	2
FHLMC	299,390	299,390	—	—	2
FAMC	29,041,117	29,041,117		—	2
Money market mutual funds	34,300,911	34,300,911	—	—	2
Investments recorded at contract value:					
Collateralized guaranteed investment contracts:					
FSA Cap Management Repo	200,005	3	200,000	2	
Total	$ 382,107,825	334,613,656	47,494,167	2	

The following is a listing of cash and investments held by the City as of June 30, 2023, excluding pension trusts and City Utilities:

Money market mutual funds	$	34,300,911
Deposits		60,558,923
Investments		347,806,914
Trustee accounts		139,541
Imprest funds		59,072
Total	$	442,865,361

The deposits and investments of the City at June 30, 2023, excluding pension trust funds and City Utilities are reflected in the financial statements as follows:

		Government-wide statement of net position	Fiduciary Funds statement of net position (Custodial fund)	Total
Cash and investments	$	409,435,299	17,300	409,452,599
Restricted cash and investments		33,412,762	—	33,412,762
	$	442,848,061	17,300	442,865,361

Custodial Credit Risk

Custodial credit risk is the risk that, in the event of the failure of the counterparty, the City will not be able to recover the value of its investments, deposits or collateral securities that are in the possession of an outside party. According to the City's policy, all trades, where applicable, will be executed by delivery vs. payment to ensure that fixed income securities are deposited in eligible financial institutions prior to the release of funds. In addition, all fixed income securities shall be perfected in the name or for the account of the City and shall be held by a third-party custodian as evidenced by safekeeping receipts. At June 30, 2023, approximately $2.7 million of underlying securities were held by the investments' counterparty, not in the name of the City. As of June 30, 2023, the City's deposits were insured by Federal depository insurance and all uninsured deposits were fully collateralized by securities held in the City's name by their financial institution's agent.

Interest Rate Risk

Interest rate risk is the risk that the fair value of the City's investments will decrease as a result of increase in interest rates. The City will minimize the risk that the fair value of fixed income securities in the portfolio will fall due to changes in the general interest rates by structuring the investment portfolio so that fixed income securities mature to meet cash requirements for ongoing operations and by investing operating funds primarily in shorter term fixed income securities. The City does not have a formal policy relating to a specific investment-related risk.

Foreign Currency Risk

Foreign currency risk is the risk that changes in exchange rates will adversely impact the fair value of an investment. The City does not have a formal policy relating to foreign currency risk and did not hold any investments or deposits subject to foreign currency risk during 2023.

Concentration of Credit Risk

The City places no limit on the amount that may be invested in any one issuer. At June 30, 2023, the City's investments in government-sponsored enterprises obligations of the following entities constituted the following percentages, greater than 5%, of total investments:

Federal Farm Credit Bank (FFCB)	5%
Federal Home Loan Bank (FHLB)	17%
Federal Agriculture Mortgage Corporation (FAMC)	8%

Credit Risk

Credit risk is the risk that the City will not recover its investments due to the inability of the counterparty to fulfill their obligations. The City will minimize credit risk by prequalifying the financial institutions, broker-dealers, intermediaries, and advisors with which the City will do business and by diversifying the portfolio so that potential losses on individual fixed income securities will be minimized. As of June 30, 2023, the City's investments were rated by Moody's Investment Service (Moody's) or Standard & Poor's as follows:

Investment Type	Rating
Government-sponsored enterprises obligations	Aaa
Collateralized guaranteed investment contracts	Aaa
Money market mutual funds	AAAm

ii) Police Officers' and Fire Fighters' Retirement Fund – Pension Trust (the "Plan")

Deposits and Investments

It is the objective of the Plan in managing its investment portfolio as a whole to realize an investment return that at a minimum equals the Plan's actuarial long-term rate of return assumption on an ongoing basis.

The City has delegated the authority to manage the Plan's investments to the Trustees. The City approves the investment guidelines and objectives for the Plan. Trustees recommend the appropriate asset types to the City for approval. The Trustees may add, delete, or change asset classes within those asset types at their discretion at any time within the parameters established by the City.

The asset type and classes, target asset allocation and ranges to be used in the Plan are shown below. All percentages are based on market values. The portfolio shall be reviewed on a quarterly basis and the Plan's Investment Consultant shall convey a recommended rebalancing plan to the Board, if necessary. The Investment Consultant's recommendation shall be conveyed to the Board within 30 days of each quarter end. The investment policy allows investment managers to use pooled investments to obtain the ranges and target percentages shown below.

The asset classes and targets at June 30, 2023, were as follows:

Asset Type and Class	Approved Allocation Range	Target Allocations
Equities	25%–75%	
U.S. Equity (Large Cap)		13%–21%
U.S. Equity (Small Cap)		1.5%–7.5%
Developed Non-U.S. Equity		7%–15%
Developed Non-U.S. Equity (Small Cap)		2%–7%
Emerging Market Equity		8%–14%
Fixed Income	20%–50%	
Core Fixed Income		7%–13%
Long Duration Fixed Income		7%–13%
Developed Non-U.S. Fixed Income		1%–4%
Emerging Market Fixed Income		2%–8%
Alternatives	0%–35%	
Private Real Estate		0%–6%
Global REITS		0%–4%
Multi-Asset Class Solutions		0%–8%
Hedge Fund of Funds		2%–8%
Hedge Funds - Credit/Event		0%–8%
Infrastructure		0%–5%

The Plan's deposits and investments are exposed to risks, including credit risks, concentration of credit risks, custodial risk and interest rate risk that have the potential to result in losses.

Credit Risk

Credit risk is the risk that the issuer or other counterparty to an investment will not fulfill its obligations. The Plan's investment policy requires its domestic fixed income investment managers to maintain an average quality of portfolio holdings of A- or better, as measured by at least one credit rating service, with no more than 20% of the portfolio being invested in securities rated below BBB. The Plan's investment policy limits its international fixed income investment managers to invest only in securities that are rated at BBB- or higher by one of the three established rating agencies. The Plan's investment policy requires commercial paper holdings be rated A-1 or P-1 by at least one established rating agency. However, the Plan's investment policy does not specifically limit the investment choices for any other type of securities based on ratings given by the rating agencies.

The following table provides information regarding Standard & Poor's credit ratings associated with the Plan's investments as of June 30, 2023:

Investment Type	Range of Ratings	Percentage of Total Portfolio
Domestic:		
Money market mutual funds	Not Rated	0.2%
U.S. treasury securities	AA+	2.0%
U.S. agency securities	AA+	0.0%
Government-sponsored enterprises obligations	AA+	2.3%
Corporate bonds	AAA to BB	11.9%
Municipal bonds	AAA to A-	0.5%
Real estate investment trust mutual fund	Not Rated	1.8%
Common stock	N/A	2.6%
Mutual fund—equity	N/A	1.3%
International fixed income fund:		
Fidelity Emerging Markets Fixed Income Fund	Not Rated	3.9%
Index funds—equities:		
S&P 500 Flagship Non-Lending Fund	N/A	21.9%
International equity funds:		
Fidelity International Index	N/A	9.8%
Wells Fargo Emerging Markets Equity Fund	N/A	8.6%
Brandes	N/A	3.5%
International hedge fund:		
EnTrust Capital Diversified Fund QP Ltd.	N/A	0.1%
Blackstone Alternative BPIF Nontax LP	N/A	4.3%
Real estate fund:		
Prudential—PRISA SA	N/A	3.2%
Common collective trust:		
Invesco	N/A	3.3%
Limited partnership:		
EnTrust Blue Ocean Fund	N/A	6.4%
Marathon	N/A	3.0%
Entrust Global Recovery	N/A	2.0%
IFM Investors	N/A	3.6%
Private Equity:		
LGT Capital	N/A	2.7%
PRIME Storage Fund III	N/A	0.9%

Concentration of Credit Risks

The Plan's investment policy mandates that no managed account may invest more than 5% of managed assets in the securities of a single issuer with the exception of issuers guaranteed by the U.S. government. As of June 30, 2023, the Plan was in compliance with its policy. Investments in mutual funds are not subject to concentration of credit risk disclosure.

Custodial Credit Risk

In the event of a failure of a financial institution or counterparty, custodial credit risk is the risk that the Plan would not be able to recover its deposits, investments, or collateral securities in the possession of an outside party. The Plan's investment policy requires assets held by a custodian as determined by the board of trustees be held in the name of the City of Springfield Police Officers' and Fire Fighters' Retirement Fund. In addition, the Plan addresses custodial credit risk by diversifying its investment portfolio and requiring all assets to be invested with the care, skill, and diligence that a prudent person familiar with such matters acting in a like capacity would use in a similar enterprise.

At June 30, 2023, the bank balances of the Plan's deposits totaled $3,277,590. The Plan's policy is to pledge collateral of at least 102% of deposits not covered by FDIC insurance. Obligations pledged to secure deposits may consist of the same type of obligations in which the Plan may invest. At June 30, 2023, the Plans deposits were insured by Federal depository insurance and uninsured deposits were fully collateralized by securities in excess of 102% of deposits. The Plan's investment securities were registered and held by the Plan's financial institution in the Plan's name.

Interest Rate Risk

Interest rate risk is the risk that changes in financial market rates of interest will adversely affect the value of an investment. As a means of limiting exposure to interest rate risk, the Plan diversifies its investments by security type and institution, and limits holdings in any one type of investment with any one issuer. The Plan coordinates its investment maturities to closely match cash flow needs. The investments presented below the maturity chart on page 65 are not subject to interest rate risk given they have no maturity dates.

Fair Value Measurements

The Plan categorizes it assets and liabilities measured at fair value within the hierarchy established by generally accepted accounting principles. Assets and liabilities valued at fair value are categorized based on inputs to valuation techniques as follows:

Level 1 input: Quoted prices for identical assets or liabilities in an active market that an entity has the ability to access at the measurement date.

Level 2 input: Significant other observable inputs - other than quoted prices included with Level 1 - that are observable for an asset or liability, either directly or indirectly. These inputs may include quoted prices for the identical instrument in an inactive market, prices for similar instruments and bond pricing models.

Level 3 input: Inputs that are unobservable for the asset or liability which are typically based upon the Plan's own assumptions as there is little, in any, related market activity.

Hierarchy: The fair value hierarchy gives the highest priority to Level 1 inputs and the lowest priority to Level 3 inputs.

Inputs: If the fair value of an asset or a liability is measured using inputs from more than one level of the fair value hierarchy, the measurement is considered to be based on the lowest priority level input that is significant to the entire measurement.

For the Plan, the following fair value techniques were utilized in measuring the fair value of its investments:

U.S. Treasury securities, common stock, and mutual funds: These investments are reported at fair value based on quoted market prices obtained from exchanges.

Corporate bonds: These investments are reported at fair value based on evaluation using market sources and integrating relative credit information, observed market movements, and sector news into the evaluated pricing applications and models.

U.S. Government agency securities and government-sponsored enterprises: U.S. Government securities are reported at fair value based on bullet (noncall) spread scale for each issuer for maturities going out to 40 years. These spreads represent credit risk and are obtained from the new issue market, secondary trading, and dealer quotes.

An Option Adjusted Spread (OAS) model is incorporated to adjust spreads of issues that have early redemption features. Final spreads are added to a U.S. Treasury curve. A cash discounting yield/price routine calculates prices from final yields to accommodate odd coupon payment dates typical of medium-term notes.

Municipal bonds: Municipal bonds are reported at fair value based on trades, bid price or spread, two-sided markets, quotes, benchmark curves, including but not limited to, treasury benchmarks and LIBOR and swap curves, market data feeds such as MSRB, financial statements, discount rate, capital rates and trustee reports.

The Plan has no assets reported at fair value on a nonrecurring basis and no other investments meeting the fair value disclosure requirements of Governmental Accounting Standards Board (GASB) Statement No. 72.

The Plan's investments at June 30, 2023, mature as follows:

		Maturities in Years				Fair Value Hierarchy
Type	Fair Value	Less than 1	1-5	6-10	More than 10	Level
Money market mutual funds	$ 1,146,395	$ 1,146,395	$ -	$ -	$ -	1
U.S. treasury securities	12,323,961	-	2,232,247	2,352,065	7,739,649	1
U.S. agency securities:						
Government National Mortgage Association	98,918	-	-	-	98,918	1 (a)
Government-sponsored enterprise obligations:						
Freddie Mac	486,404	-	-	-	486,404	1
Federal National Mortgage Association	11,368,717	-	279,151	1,562,021	9,527,545	1
Small Business Administration	2,270,498	-	-	360,710	1,909,788	1
Other Government	742,039	-	-	-	742,039	1
Corporate bonds	71,812,230	472,686	9,607,592	47,766,454	13,965,498	1 (b)
Municipal bonds	2,725,786	-	461,426	1,266,131	998,229	1
Real estate investment trust mutual fund	10,650,404	10,650,404	-	-	-	1
Common stock*	16,015,977	-	-	-	-	1
Mutual fund - equity*	7,728,430	-	-	-	-	1
Investments measured at net asset value:						
International fixed income fund	23,778,414	23,778,414	-	-	-	
		$ 36,047,899	$ 12,580,416	$ 53,307,381	$ 35,468,070	
Index fund - equities	132,360,429					
International equity funds	132,778,652					
International hedge fund	26,629,753					
Real estate fund	19,501,151					
Common collective trust	19,677,241					
Limited partnership	90,931,253					
Private equity	21,514,059					
	$ 604,540,711					

*Common stock and mutual fund - equity are not subject to interest rate risk or the maturity schedule as they have no set maturity date.

(a) Includes approximately $89,000 of level 2 investments.

(b) Includes approximately $308,000 of level 2 investments.

The following table sets forth additional disclosures of the Plan's investments whose fair value is estimated using net asset value per share (or its equivalent) as of June 30, 2023.

Per GASB 72, investments whose fair value is estimated using net asset value per share, should meet the following criteria and disclose the following: The disclosures in this paragraph apply to investments in entities that meet all of the following criteria: (a) calculate the NAV per share (or its equivalent), regardless of whether the method of determining fair value in the Statement has been applied; (b) do not have a readily determinable fair value; and (c) are measured at fair value on a recurring or nonrecurring basis during the period. A government should disclose information that addresses the nature and risks of the investments and whether the investments are probable of being sold at amounts different from the NAV per share (or its equivalent).

Investment	Fair Value at June 30, 2023	Unfunded Commitments	Redemption Frequency	Redemption Notice Period
International fixed income fund (A):				
Fidelity Emerging Markets Fixed Income Fund	$ 23,778,414	$ -	N/A	Five business days
Index fund—equities (B):				
S&P 500 Flagship Non-Lending Fund	132,360,429	-	N/A	One business day
International equity funds (C):				
Fidelity International Index	59,297,621	-	N/A	N/A
Wells Fargo Emerging Markets Equity Fund	52,126,469	-	Monthly	Ten business days
Brandes International Small Cap Equity	21,354,562	-	Monthly	Ten business days
International hedge funds (D):				
EnTrust Capital Diversified Fund QP Ltd.	540,382	-	N/A (in liquidation)	N/A (in liquidation)
Blackstone Alternative BPIF Nontax LP	26,089,371	-	Semiannual	95 days
Real estate funds (E):				
Prudential—PRISA SA	19,501,151	-	Quarterly	90 days
Common collective trust (F):				
Invesco	19,677,241	-	Daily	One business day
Limited Partnerships (G):				
EnTrust Blue Ocean Fund	38,874,293	609,526	None	None
Marathon	18,253,849	4,400,000	None	None
Entrust Global Recovery	12,013,739	-	None	None
IFM Investors	21,789,372	-	Quarterly	90 days
Private Equity (H):				
LGT Capital	16,076,232	5,083,750	None	None
PRIME Storage Fund III	5,437,827	19,832,938	None	None
	$ 467,170,952	$ 29,926,214		

(A) These funds are organized with the objective of achieving interest income and long-term capital appreciation by investing in non-U.S. debt securities. The funds concentrate investments in countries having the best value in the form of high real interest rates and in emerging countries.

(B) The investment objectives of these funds is to approximate the performance of the S&P 500 Index Russell 2000 Index over the long term by investing in marketable equity securities.

(C) These funds are organized with the objective of seeking long-term growth of capital by investing in large capitalization equity securities in international markets.

(D) These funds are organized with the objective of developing and managing an investment portfolio of non-traditional, international private investment entities.

(E) These funds are organized with the objective of managing a portfolio of investments comprised primarily of real estate investments either directly owned or through partnership interests and mortgage and other loans on income producing real estate.

(F) These funds are organized with the objective to provide exposure to stocks, bonds, and commodities, using a risk-balanced approach.

(G) These funds are organized with the objective of providing exposure to higher yielding, illiquid investment opportunities that cover a range of risk/return profiles, which includes debt that is secured and senior in the capital structure with fixed income characteristics and distressed debt that has equity like risk and returns.

(H) The investment objective of these funds are to provide investors with profit derived from ownership or interest in an entity that is not publicly listed or traded.

Foreign Currency Risk

Foreign currency risk is the risk that changes in exchange rates will adversely impact the fair value of an investment. The Plan does not have a formal policy relating to foreign currency risk since the Plan does not invest directly in foreign currency.

Annual Money-Weighted Rate of Return

For the year ended June 30, 2023, the annual money-weighted rate of return on pension plan investments, net of pension plan investment expenses, was 8.59%. The money-weighted rate of return expresses investment performance, net of investment expense, adjusted for the changing amounts actually invested.

iii) City Utilities Component Unit

City Utilities maintains cash and investment securities. The Utility bond ordinances permit investments only in direct obligations of the U.S. government such as bills, notes or bonds and any other obligations guaranteed as to payment of principal and interest by the U.S. government or any agency or instrumentality thereof. City Utilities is also authorized to invest in interest-earning investment contracts for which the underlying securities must be U.S. Treasury notes, bonds, bills, or other obligations guaranteed by the U.S. government or any agency or instrumentality thereof. Funds in the form of overnight bank deposits and cash on deposit are required to be insured by the FDIC or collateralized by permitted investments held by City Utilities' agents in City Utilities' name. The intention of the investment portfolio is to hold until maturity so any maturities within the year are reinvested and not reclassified as current, other than short term maturities.

City Utilities' investment portfolio includes securities that are either insured or registered, or for which the securities are held by the City Utilities' agents in City Utilities' name.

City Utilities investments are all held at fair value.

Interest Rate Risk

Interest rate risk is the risk that the fair value of City Utilities' fixed income investments will decrease as a result of increases in interest rates. As a means of limiting its exposure to interest rate risk, City Utilities' investment policy prohibits investments that are highly sensitive to interest rate changes.

Fair value is the exchange price that would be received to sell an asset or paid to transfer a liability (an exit price) in the principal or most advantageous market for the asset or liability in an orderly transaction between market participants at the measurement date.

GASB Statement No. 72, *Fair Value Measurement and Application,* establishes a fair value hierarchy that prioritizes the inputs used to measure fair value. The hierarchy gives the highest priority to unadjusted quoted prices in an active market for identical assets or liabilities and the lowest priority to unobservable inputs. Financial assets and liabilities are classified in their entirety based on the lowest level of input that is significant to the fair value measurement. The three levels of fair value hierarchy defined in GASB Statement No. 72 are as follows:

Level 1 - Quoted prices are available in active markets for identical assets or liabilities as of the reporting date. Active markets are those in which transactions for the asset or liability occur in sufficient frequency and volume to provide pricing information on an ongoing basis. City Utilities currently does not have Level 1 assets or liabilities.

Level 2 - Pricing inputs are other than quoted market prices in the active markets included in Level 1, which are either directly or indirectly observable for the asset or liability as of the reporting date. Level 2 inputs include the following:

- quoted prices for similar assets or liabilities in active markets;
- quoted prices for identical assets or liabilities in inactive markets;
- inputs other than quoted prices that are observable for the asset or liability; or
- inputs that are derived principally from or corroborated by observable market data by correlation or other means.

Level 2 assets and liabilities primarily include U.S. Treasury, federal agency securities and other U.S. government secured mortgage bonds, held in City Utilities funds and certain investments in current assets.

Level 3 - Pricing inputs include significant inputs that are unobservable and cannot be corroborated by market data. Level 3 assets and liabilities are valued based on internally developed models and assumptions or methodologies using significant unobservable inputs. City Utilities currently does not have Level 3 assets or liabilities.

City Utilities performs an analysis annually to determine the appropriate hierarchy level classification of the assets and liabilities that are included within the scope of GASB Statement No. 72. Financial assets and liabilities are classified in their entirety based on the lowest level of input that is significant to their fair value measurement.

As of September 30, 2022, City Utilities' investment portfolio matures as follows (in thousands):

		Investment Maturities					Fair value hierarchy level
		Recorded Value	Less than 1 year	2 - 3 years	4 - 5 years	More than 5 years	
U.S. Treasury securities	$	50,787	9,861	19,220	21,706	—	2
Mortgage-backed securities		144,124	15,528	25,704	20,045	82,847	2
Accrued interest		566	566	—	—	—	N/A
Total investments		195,477	25,955	44,924	41,751	82,847	
Cash		47,067	47,067	—	—	—	N/A
Total cash and investments	$	242,544	73,022	44,924	41,751	82,847	

Credit Risk

Credit risk is the risk that City Utilities will not recover its investment due to the inability of the counterparty to fulfill its obligations. As a means of limiting credit risk, City Utilities' investment policy permits investments in U.S. government-backed securities or in investment contracts collateralized by U.S. government-backed securities. As of September 30, 2022, City Utilities' investments in U.S. government agencies and mortgage-backed securities were all assigned long-term ratings of Aaa by Moody's Investors Service and AA+ by Standard and Poor's.

Concentration of Credit Risk

Concentration of credit risk is the risk of loss attributed to the magnitude of City Utilities' investment in a single issuer. As a means of limiting concentration of credit risk, City Utilities' investment policy sets a target concentration of no more than 40% in any one U.S. government agency security and includes a minimum of 10% Treasury securities on a book value basis. No securities held by City Utilities exceeded this threshold at September 30, 2022. At September 30, 2022, the City Utilities' investments greater than 5% of total investments, were as follows:

FNMA-MBS	25%
FHLMC-MBS	33%
US Treasury Bills & Notes	29%

(c) Capital Assets

Capital asset activity for the year ended June 30, 2023, was as follows:

Governmental Activities

	Restated Balance June 30, 2022	Additions	Deductions/ Transfers	Balance June 30, 2023
Nondepreciable capital assets:				
Land	$ 71,372,879	676,691	—	72,049,570
Construction in progress	33,758,313	37,290,298	(17,183,978)	53,864,633
Total nondepreciable capital assets	105,131,192	37,966,989	(17,183,978)	125,914,203
Depreciable capital assets:				
Buildings	110,801,095	9,871,289	(132,821)	120,539,563
Right-to-use leased building	354,003	5,412,522	(24,925)	5,741,600
Improvement other than buildings	129,758,585	8,084,001	(57,715)	137,784,871
Machinery and equipment	70,911,777	6,398,063	(2,024,064)	75,285,776
Right-to-use leased machinery and equipment	2,307,574	2,181,645	(726,420)	3,762,799
Right-to-use subscription-based information technology assets	2,694,195	1,152,396	—	3,846,591
Infrastructure	544,884,958	12,355,540	—	557,240,498
Total depreciable capital assets	861,712,187	45,455,456	(2,965,945)	904,201,698
Less accumulated depreciation/amortization:				
Buildings	(47,908,976)	(2,702,062)	132,821	(50,478,217)
Improvement other than buildings	(77,374,301)	(5,602,830)	51,943	(82,925,188)
Machinery and equipment	(57,560,910)	(3,778,770)	1,917,434	(59,422,246)
Right-to-use lease assets	(1,130,489)	(1,512,493)	635,744	(2,007,238)
Right-to-use subscription assets	—	(2,138,323)	—	(2,138,323)
Infrastructure	(345,992,612)	(19,483,821)	—	(365,476,433)
Total accumulated depreciation	(529,967,288)	(35,218,299)	2,737,942	(562,447,645)
Total depreciable capital assets, net	331,744,899	10,237,157	(228,003)	341,754,053
Total governmental activities, capital assets	$ 436,876,091	48,204,146	(17,411,981)	467,668,256

Note: The right-to-use subscription-based information technology arrangement assets were not previously reported. The June 30, 2022 balances are restated as part of the GASB 96 implementation.

Depreciation expense was charged to functions as follows:

General government	$	5,145,133
Public safety		3,180,053
Public works		21,623,171
Parks and recreation		4,853,609
Planning and development		198,156
Public health		167,873
Capital assets held by the government's internal service funds are charged to the various functions based on their usage of the assets		50,304
Total depreciation/amortization expense – governmental activities	$	35,218,299

Business-Type Activities

		Balance June 30, 2022	Additions	Deductions/ Transfers	Balance June 30, 2023
Nondepreciable capital assets:					
Land	$	23,564,583	25,000	—	23,589,583
Construction in progress		16,013,007	18,162,798	(7,448,637)	26,727,168
Total nondepreciable capital assets		39,577,590	18,187,798	(7,448,637)	50,316,751
Depreciable capital assets:					
Buildings		204,277,427	25,450	—	204,302,877
Sewer collection system		481,206,539	10,420,858	—	491,627,397
Improvement other than buildings		234,094,940	593,128	—	234,688,068
Machinery and equipment		55,015,196	2,354,334	(855,742)	56,513,788
Total depreciable capital assets		974,594,102	13,393,770	(855,742)	987,132,130
Less accumulated depreciation:					
Buildings		(120,066,108)	(3,463,104)	—	(123,529,212)
Sewer collection system		(217,710,085)	(11,075,991)	—	(228,786,076)
Improvements other than buildings		(152,675,488)	(8,814,791)	—	(161,490,279)
Machinery and equipment		(41,011,182)	(3,188,824)	840,057	(43,359,949)
Total accumulated depreciation		(531,462,863)	(26,542,710)	840,057	(557,165,516)
Total depreciable capital assets, net		443,131,239	(13,148,940)	(15,685)	429,966,614
Total business-type capital assets	$	482,708,829	5,038,858	(7,464,322)	480,283,365

Depreciation expense was charged to functions as follows:

National airport	$	9,700,572
Sanitary sewerage system		14,329,923
Nonmajor enterprise funds		2,512,215
Total depreciation expense – business-type activities	$	26,542,710

Component Unit – City Utilities

		Restated Balance September 30, 2021	Additions	Deductions/ Transfers	Balance September 30, 2022
Public Utility:					
Nondepreciable assets:					
Land	$	56,306,000	12,000	(6,000)	56,312,000
Construction work in progress		109,421,000	115,111,000	(121,977,000)	102,555,000
Total nondepreciable capital assets		165,727,000	115,123,000	(121,983,000)	158,867,000
Depreciable assets:					
Electric		1,474,280,000	43,593,000	(10,319,000)	1,507,554,000
Natural gas		288,720,000	18,562,000	(3,498,000)	303,784,000
Transportation		32,954,000	2,229,000	(1,137,000)	34,046,000
Water		423,470,000	25,971,000	(2,354,000)	447,087,000
Customer service		17,482,000	181,000	(48,000)	17,615,000
Telecommunication		133,827,000	39,682,000	(6,056,000)	167,453,000
Common		79,055,000	3,537,000	(1,189,000)	81,403,000
Right-to-use lease assets		445,000	—	—	445,000
Total depreciable capital assets		2,450,233,000	133,755,000	(24,601,000)	2,559,387,000
Less accumulated depreciation		(975,232,000)	(72,954,000)	26,049,000	(1,022,137,000)
Less accumulated amortization		—	(147,000)	—	(147,000)
Total depreciable capital assets, net		1,475,001,000	60,654,000	1,448,000	1,537,103,000
Net capital assets	$	1,640,728,000	175,777,000	(120,535,000)	1,695,970,000

Note: The right-to-use lease assets were not previously reported. The September 30, 2022 balances are restated as part of City Utilities' GASB 87 implementation.

(d) Long-Term Obligations

The following is a summary of changes in long-term obligations of the City for the year ended June 30, 2023:

Governmental activities	Restated beginning balance	Additions	Reductions	Ending balance	Amounts due within one year
Bonds payable:	$ 58,501,317	14,155,000	(8,383,139)	64,273,178	10,605,141
Plus bond premium (discount)	4,483,009	1,101,309	(572,233)	5,012,085	—
Total bonds payable	62,984,326	15,256,309	(8,955,372)	69,285,263	10,605,141
Financed purchase obligations	1,227,332	523,683	(522,127)	1,228,888	423,784
Lease agreements liability	1,545,770	7,701,807	(1,282,248)	7,965,329	1,988,897
Subscription-based information technology liability	2,694,195	1,152,396	(2,508,799)	1,337,792	621,173
Section 108 Loan Guarantee Assistance Programs	2,874,000	—	(593,000)	2,281,000	626,000
Accrued claims and judgments	2,050,000	279,800	(1,353,000)	976,800	976,800
Net pension liability Police and Fire	130,872,761	—	(42,600,183)	88,272,578	—
Accrued compensated absences	13,109,858	1,946,695	(1,699,679)	13,356,874	1,865,195
Total governmental activities long-term liabilities	$ 217,358,242	26,860,690	(59,514,408)	184,704,524	17,106,990

Note: The right-to-use subscription-based information technology arrangements were not previously reported. The June 30, 2022 balances are restated as part of the GASB 96 implementation.

The general fund and certain special revenue funds have typically been used in prior years to liquidate the compensated absences and pension liabilities for the governmental activities.

Internal service funds predominantly serve the governmental funds. Accordingly, long-term liabilities for them are included as part of the above totals for governmental activities. At year end, $168,238 for compensated absences of internal service funds is included in the above governmental activities amounts.

Business-type activities		Beginning balance	Additions	Reductions	Ending balance	Amounts due within one year
National airport fund:						
Revenue bonds	$	62,505,000	—	(4,405,000)	58,100,000	4,670,000
Plus bond premium		4,706,477	—	(304,703)	4,401,774	—
Total revenue bonds		67,211,477	—	(4,709,703)	62,501,774	4,670,000
Financed purchase obligation		1,815,000	—	(340,956)	1,474,044	350,632
Compensated absences		582,525	118,188	(110,617)	590,096	98,441
Total national airport fund		69,609,002	118,188	(5,161,276)	64,565,914	5,119,073
Sanitary sewerage system fund:						
Revenue bonds		67,953,945	3,315,236	(9,177,700)	62,091,481	5,551,200
Plus bond premium		4,307,557	—	(514,643)	3,792,914	—
Total revenue bonds		72,261,502	3,315,236	(9,692,343)	65,884,395	5,551,200
Compensated absences		1,248,341	122,163	(169,804)	1,200,700	171,898
Total sanitary sewerage system fund		73,509,843	3,437,399	(9,862,147)	67,085,095	5,723,098
Nonmajor enterprise fund:						
Accrued landfill closure/ postclosure care costs		11,794,172	992,886	—	12,787,058	—
Financed purchase obligation		170,017	121,317	(92,600)	198,734	53,009
Compensated absences		460,379	36,225	(50,815)	445,789	53,647
Total nonmajor enterprise fund		12,424,568	1,150,428	(143,415)	13,431,581	106,656
Total business-type activities long-term liabilities	$	155,543,413	4,706,015	(15,166,838)	145,082,590	10,948,827

Debt service requirements on long-term debt at June 30, 2023, are as follows:

	Governmental activities bonds	
	Principal	**Interest**
2024	$ 10,605,141	4,100,085
2025	7,530,137	3,796,529
2026	6,331,437	3,661,784
2027	6,767,866	3,541,078
2028	3,879,294	3,402,855
2029-2033	11,049,303	10,370,594
2034-2038	10,905,000	2,804,852
2039-2043	7,205,000	681,009
	$ 64,273,178	32,358,786

	Enterprise funds National airport Revenue bonds	
	Principal	**Interest**
2024	$ 4,670,000	2,281,001
2025	4,950,000	2,052,246
2026	3,395,000	1,855,344
2027	3,125,000	1,704,374
2028	3,305,000	1,555,519
2029-2033	16,770,000	5,532,356
2034-2038	19,540,000	2,077,753
2039-2043	2,345,000	122,850
	$ 58,100,000	17,181,443

	Sanitary sewerage system Revenue bonds	
	Principal	**Interest**
2024	$ 5,551,200	2,252,108
2025	5,756,900	2,039,578
2026	5,981,000	1,815,713
2027	6,207,400	1,584,183
2028	5,888,900	1,358,775
2029-2033	25,556,600	3,976,694
2034-2038	7,149,481	480,838
	$ 62,091,481	13,507,889

The City holds bonds that are subject to acceleration if the City defaults.

Governmental activities bonds payable at June 30, 2023, are comprised of the following individual issues:

5.300% to 6.125% Public Building Corporation of the City of Springfield, Missouri, Leasehold Revenue Bonds, Series 2000A (Jordan Valley Park Projects), due through June 1, 2021, secured by a deed of trust on the real estate purchased with the bond proceeds, callable in inverse order of maturity on or after June 1, 2010, at par	$	3,118,178
Variable Rate, as determined as the Weekly Rate (1.2% at June 30, 2017), not to exceed 11.00% or the maximum rate permitted by law, Public Building Corporation of the City of Springfield, Missouri, Taxable Variable Rate Demand Revenue Bonds, Series 2003 (Jordan Valley Ice Park Refunding), due through June 1, 2025, secured by an irrevocable direct pay letter of credit issued by U.S. Bank, callable at the City's direction at par		2,415,000
3.35% City of Springfield, Missouri, Lone Pine Greenspace Neighborhood Improvement District Bonds, Series 2003, due through March 1, 2024, callable in inverse order of maturity beginning March 1, 2005, at par		45,000
2.0% to 3.3% City of Springfield, Missouri, General Obligation Sewer Improvement Bonds, Series 2010, due through March 1, 2025, callable after March 1, 2019, at par		530,000
2.0% to 5.0% Special Obligation Refunding and Improvement Bonds of the Springfield, Missouri, Series 2011A and 2011B, due through June 1, 2031, callable on or after June 1, 2021 (Series 2011A only)		1,230,000
2.0% to 4.0% Special Obligation Refunding Bonds of the City of Springfield, Missouri, Series 2014, due through September 1, 2024		1,875,000
2.0% to 5.0% General Obligation Improvement and Refunding Bonds of the City of Springfield, Missouri, Series 2014B, due through September 1, 2029		1,480,000
2.0% to 4.0% Special Obligation Refunding Bonds of the City of Springfield, Missouri, Series 2016A and 2016B, due through May 1, 2027, callable on or after May 1, 2024		10,200,000

3.0% to 4.0% Special Obligation Refunding Bonds of the City of Springfield, Missouri, Series 2017C, due through May 1, 2028, callable on or after May 1, 2026	1,430,000
2.0% to 4.0% City of Springfield, Missouri, Special Obligation Refunding Bonds, College Station Garage Project, Series 2017D, due through November 1, 2027, callable on or after November 1, 2023, at par	3,180,000
2.0% to 4.0% City of Springfield, Missouri, Special Obligation Refunding Bonds, Heers Garage Project, Series 2017E, due through November 1, 2027, callable on or after November 1, 2023, at par	2,145,000
3.0% to 3.15% General Obligation Bonds of the City of Missouri, Series 2017F, due through December 1, 2037, callable on December 1, 2027 at par	1,920,000
3.0% to 4.0% Special Obligation Improvement Bonds of the City of Springfield, Missouri, Series 2020, due through November 1, 2039	14,455,000
4.0% Special Obligation Improvement Bonds, Fieldhouse Facility Project, of the City of Springfield, Missouri, Series 2021, due through December 1, 2036, callable on or after December 1, 2030, at par	4,105,000
0.63% to 2.0% Taxable Special Obligation Refunding Bonds of the City of Springfield, Missouri, Series 2021A, due through June 1, 2028, and are not subject to redemption prior to maturity	1,990,000
5.0% Special Obligation Improvement Bonds of the City of Springfield, Missouri, Series 2023, due through November 1, 2040 callable on or after November 1, 2033, at par	14,155,000
Total governmental activities bonds	$ 64,273,178

Business-type activities revenue bonds payable at June 30, 2023, are comprised of the following individual issues:

National airport fund:	
4.0% to 5.0% City of Springfield, Missouri, Special Obligation Refunding Bonds Series 2017A (NON-AMT) and Series 2017B (AMT), due through July 1, 2036, callable July 1, 2028.	$ 44,610,000
2.65% to 3.75% City of Springfield, Missouri, Taxable Special Obligation Refunding Bonds, Series 2018A, due through March 1, 2028, not subject to redemption prior to maturity	2,360,000
2.375% to 4.0% City of Springfield, Missouri, Special Obligation Improvement Bonds (Airport Hangar Facility), Series 2020A (AMT), due through September 1, 2040, callable on September 1, 2030, at par.	11,130,000
Sanitary sewerage system fund:	
3.0% to 5.0% State Environmental Improvement and Energy Resources Authority (State of Missouri) Water Pollution Control and Drinking Water Revenue Bonds State Revolving Fund – Series 2005A, due through July 1, 2026, callable on or after June 1, 2015, at par	2,075,000
4.00% to 4.75% State Environmental Improvement and Energy Resources Authority (State of Missouri) Water Pollution Control and Drinking Water Revenue Bonds State Revolving Fund, Series 2007A, due through January 1, 2028, callable on or after June 1, 2017, at par	2,630,000
1.49% Special Obligation Bonds (State of Missouri – Direct Loan Program – ARRA), Series 2010, City of Springfield, Not to Exceed $13 Million, due through July 1, 2030	5,592,000
3.0% to 5.0% Special Obligation Bonds City of Springfield, Missouri, Series 2015 (Sewer System Improvement Project), due through April 1, 2035, callable on or after April 1, 2025, at par	30,270,000
1.34% Special Obligation Bonds (State of Missouri – Direct Loan Program), Series 2021, City of Springfield, Not to Exceed $15,010,000, due through January 1, 2041	8,334,481
3.0% to 5.0% Special Obligation Refunding Bonds City of Springfield, Missouri, Series 2022, due through April 1, 2032, and are not subject to redemption prior to maturity	13,190,000
Total revenue bonds payable	$ 120,191,481

Financed Purchase Obligations

The City has entered into several financed purchase agreements through September 9, 2027, to purchase equipment and vehicles throughout the city with interest rates ranging from 2.48% thru 3.70%. The net book value of capital assets under financed purchase obligations was $1,016,382 at June 30, 2023. The future minimum financed purchase obligations and net present value of the minimum financed purchase payments as of June 30, 2023, were as follows:

		Governmental activities
2024	$	457,066
2025		375,960
2026		259,694
2027		177,484
2028		28,801
Total minimum financed purchase payments		1,299,005
Less amounts representing interest		(70,117)
Present value of minimum financed purchase payments	$	1,228,888

The City entered into a financed purchase agreement through May 1, 2027, to purchase a fire truck and wheel loader for the City's airport with an interest rate of 3.24%. The net book value of capital assets under financed purchase obligations was $1,499,926 at June 30, 2023. The future minimum financed purchase obligations and net present value of the minimum financed purchase payments as of June 30, 2023, were as follows:

		National airport fund
Year ending June 30:		
2024	$	394,159
2025		394,159
2026		394,159
2027		395,159
Total minimum financed purchase payments		1,577,636
Less amounts representing interest		(103,592)
Present value of minimum financed purchase payments	$	1,474,044

The City has entered into several financed purchase agreements through September 9, 2027, to purchase equipment for the City's golf courses with interest rates ranging from 2.67% to 3.70%. The net book value of capital assets under lease obligations was $86,115 at June 30, 2023. The future minimum financed purchase obligations and net present value of the minimum financed purchase payments as of June 30, 2023, were as follows:

		Nonmajor enterprise fund
Year ending June 30:		
2024	$	58,730
2025		53,384
2026		53,384
2027		40,036
2028		6,672
Total minimum financed purchase payments		212,206
Less amounts representing interest		(13,472)
Present value of minimum financed purchase payments	$	198,734

Section 108 Loan Guarantee Assistance Programs

During 2005, the City entered into a contract with the U.S. Department of Housing and Urban Development for Section 108 loan guarantee assistance totaling $8.1 million. Since that time, the following loans have been issued for the following projects:

- $2.4 million to 319 N. Main, LLC, 4.48% to 5.25%, paid in full
- $3.0 million to College Station, 4.48% to 5.34%, due through August 1, 2026
- $1.6 million for small business loan pool, 0.83% to 3.1%, due through August 1, 2026
- $1.1 million for Brick City, LP, Nanotechnology Partners, LLC and 28 Properties, LLC, 0.83% to 3.1%, paid in full

Principal and interest requirements for the combined Section 108 program notes are as follows:

		Principal	Interest
2024	$	626,000	38,736
2025		632,000	23,681
2026		504,000	12,657
2027		519,000	5,190
	$	2,281,000	80,264

Other Debt Information

The City has one outstanding series of variable rate bonds: Public Building Corporation Series 2003, which are included in the City's governmental activities bonds payable as of June 30, 2023. The variable rate bonds bear interest at a weekly rate. They are subject to purchase at the option of the owner and are required to be purchased in certain events. The principal and interest payments for the PBC Series 2003 bonds are supported by an irrevocable direct pay letter of credit issued by U.S. Bank. On October 12, 2023, the remaining bonds were fully redeemed, and the irrevocable letter of credit expired. The details of the remaining letter of credit are described below:

Issuer		Amount	Interest Rate	Expiration Date
U.S. Bank	$	2,415,000	Prime plus 1.50% Maximum rate = 10%	10/15/2023

Under current state statutes, the City's general obligation bonded debt issuances are subject to legal limitation based on total assessed value of real and personal property. General obligation debt issues are secured by the full faith and credit of the City. As of June 30, 2023, the City's legal debt margin limit was $1,059,252,159. The City has general obligation bonds of $3,975,000 outstanding as of June 30, 2023.

The PBC Leasehold Revenue Bonds (Civic Park Projects and Capital Improvement Programs) are payable solely from lease payments made by the City to the PBC, pursuant to lease agreements executed at the time the bonds were issued. These issues were used to finance various capital projects within the City.

At June 30, 2023, a total of $9,463,793 was available in the debt service funds for retirement of general obligation debt issues (reported in the level property tax issues nonmajor debt service fund). The remainder of these obligations will be repaid from future property tax levies and other general revenue sources.

Principal and interest on the PBC Leasehold Improvement Revenue Bonds are payable solely from lease payments made by the City to the PBC, pursuant to lease agreements executed at the time the bonds were issued.

The Sewer Improvement issues are payable, as to both principal and interest, first from interest-bearing special assessments levied and assessed against property benefited by sanitary sewer improvements financed with proceeds of the bonds and second from ad valorem taxes that may be levied without limitation as to rate or amount upon all the taxable tangible property, real and personal, within the territorial limits of the City. At June 30, 2023, $88,594 was available in the debt service funds for retirement of these obligations.

Conduit Debt

The City authorized the issuance of four Industrial Development Revenue Bonds to provide economic financial assistance to private entities. These bonds are secured by the improvements that are to be made. The debt service of these issues is paid solely from the private entities through lease agreements; therefore, the issues do not constitute a debt of the City and, accordingly, are not included in the City's statement of net position. The total principal balances for the Industrial Development Revenue Bonds as of June 30, 2023, are as follows:

Industrial Revenue Bonds by Project	Total Authorized	Total Outstanding
910 Springfield LLC, Series 2009	$ 21,500,000	17,492,523
Kraft Food Group, Inc., Series 2012	26,000,000	26,000,000
Vandivort Hotel , Series 2013	9,900,000	2,600,124
Kraft Heinz Food Company, Series 2016	36,000,000	29,874,791
3M Company, Series 2017	17,000,000	8,527,175
Kraft Heinz Food Company, Series 2020	48,000,000	101,000

Debt Defeasance

In prior years, the City issued refunding bonds to defease the 2004 PBC Leasehold Revenue Bonds and the 2000 PBC Leasehold Revenue Bonds. The outstanding balances on the bonds totaled $4,230,000 as of June 30, 2023. Securities were deposited in an irrevocable trust with an escrow agent (refunding that occurred in the current year, was called within 90 days) to provide for all future debt service payments. Therefore, these issues are considered defeased, and the liability has been removed from long-term debt.

Pledged Revenues

The City has pledged specific revenue streams to secure the repayment of certain outstanding debt issues. The following table lists those revenues and the corresponding debt issue along with the purpose of the debt, the amount of the pledge remaining, the current fiscal year principal and interest on the debt, the amount of pledged revenue collected during the current fiscal year and the approximate percentage of the revenue stream that has been committed if estimable:

Issue	Type of revenue pledged	Amount of revenue pledged	General purpose for debt	Term of commitment	Percentage of revenue pledged	Principal and interest for the year ended June 30, 2023	Revenue recognized for the year ended June 30, 2023
Lone Pine Greenspace							
Neighborhood Improvement District Series 2003	NID payments	46,507	Acquisition of greenspace	Through 2024	99	49,075	46,876

Issue	Type of revenue pledged	Amount of revenue pledged	General purpose for debt	Term of commitment	Percentage of revenue pledged	Principal and interest for the year ended June 30, 2023	Revenue recognized for the year ended June 30, 2023
Special Obligation Refunding Bonds Series 2017D College Station	Sales tax levied by the College Station Transportation Development District and by the College Station Community Improvement District	$ 3,412,950	College Station Parking Garage	Through 2028	100	$ 772,500	$ 234,888
Special Obligation Refunding Bonds Series 2017E Heers	Heers Tower Redevelopment Project Revenues	2,316,450	Heers Parking Garage	Through 2028	100	464,350	13,200

Issue	Type of revenue pledged	Amount of revenue pledged	General purpose for debt	Term of commitment	Percentage of revenue pledged	Principal and interest for the year ended June 30, 2023	Revenue recognized for the year ended June 30, 2023
State Environmental Improvement and Energy Resources (State of Missouri) Water Pollution Control and Drinking Water Revenue Bonds State Revolving Fund – Series 2002B, 2005A and 2007A	Sanitary sewerage system revenues	10,486,549	Finance and construction of sanitary sewerage system	Through 2028	10	5,220,106	56,392,507
Special Obligation Bonds (State of Missouri-Direct Loan Program) Series 2010	Sanitary sewerage system revenues	6,709,562	Extend and improve sanitary sewerage system	Through 2031	2	773,565	56,392,507

City Utilities Component Unit

The following is a summary of long-term obligations outstanding for the City Utilities component unit (in thousands):

		Balance September 30, 2022
Board of Public Utilities obligations under the October 2014 lease financing agreement; 3.00% to 5.00%; due September 1, 2015 to September 1, 2029	$	20,415
Public Utility Refunding Revenue Bonds, Series 2015; 3.25% to 5.00%; due August 1, 2015 to 2036		408,275
Board of Public Utilities taxable obligations under the October 2021 lease financing agreement; at 0.45% to 2.50%; due November 1, 2021 to November 1, 2036		129,400
Total City Utilities		558,090
Less current maturities of long-term obligations		(32,145)
Total City Utilities component unit	$	525,945

All long-term debt obligations are collateralized by the net income and revenues of the Public Utility.

Long-term liability activity for the year ended September 30, 2022, was as follows (in thousands):

		Restated Bonds and obligations payable September 30, 2021	Additions	Reductions	Bonds and obligations payable September 30, 2022	Amounts due in one year
Revenue bonds - Public Utility	$	429,120	—	(20,845)	408,275	21,890
Unamortized debt premium net of debt discount		30,440	—	(2,874)	27,566	—
Lease agreements liability		—	306	—	306	148
Other obligations		120,180	129,400	(99,765)	149,815	10,255
Compensated absences		24,980	13,269	(12,468)	25,781	10,845
Other		6,717	303	(1,159)	5,861	—
Total City Utilities	$	611,437	143,278	(137,111)	617,604	43,138

Note: The right-to-use lease obligations were not previously reported. The September 30, 2022 balances are restated as part of the GASB 87 implementation for City Utilities.

The debt service to maturity on outstanding bonds and obligations as of September 30, 2022, is summarized in the following table (in thousands):

	Bonds and other obligations	
	Principal	**Interest**
2023	$ 32,145	$ 19,775
2024	33,560	18,509
2025	34,895	17,163
2026	36,255	15,732
2027	37,705	14,243
2028-2032	196,310	53,408
2033-2037	187,220	17,205
	$ 558,090	$ 156,035

City Utilities has pledged specific revenue streams to secure the repayment of certain outstanding debt issues. The following table lists those revenues and the corresponding debt issue, the amount and term of pledge remaining, the current year principal and interest on the debt, the amount of pledged revenue recognized during the current fiscal year and the approximate percentage of the revenue stream that has been committed if estimable (dollars in thousands):

Issue	Type revenue pledged	Amount of pledge	Term of commitment	Percentage of revenue pledged	Principal and interest for the year ended 2022
City Utilities Debt Obligations	Operating Revenue	$ 714,124	Through 2037	9%	$ 50,790

Certain of City Utilities' long-term obligations contain restrictions that require the maintenance of coverage ratios as defined in the related agreements. City Utilities' calculations of these ratios are performed in accordance with the long-term obligation agreements and are used solely to determine compliance with such covenants. City Utilities was in compliance with these covenants as of September 30, 2022.

(e) Components of Fund Balance

The following presents the various components of fund balance within the governmental funds:

	General	Community development	Public parks	Coronavirus fiscal recovery	Nonmajor governmental funds	Total governmental funds
Fund balances:						
Nonspendable:						
Inventory	$ 72,191	207,668	72,415	—	1,207,906	1,560,180
Prepaid items	—	166,695	—	—	263,379	430,074
Permanent fund principal	—	—	—	—	1,338,671	1,338,671
Subtotal	72,191	374,363	72,415	—	2,809,956	3,328,925
Restricted:						
Roads and infrastructure	—	—	—	—	86,321,624	86,321,624
Parks and recreation	—	—	—	—	4,014,737	4,014,737
Long-term loans	—	46,192,246	—	—	—	46,192,246
Reserved for loans	—	1,037,156	—	—	—	1,037,156
Municipal court records/facility	—	—	—	—	1,212,671	1,212,671
Deposits held for services	—	—	—	—	133,479	133,479
Debt service reserve	—	—	—	—	3,876,672	3,876,672
Subtotal	—	47,229,402	—	—	95,559,183	142,788,585
Committed:						
Roads and infrastructure	—	—	—	—	28,161,601	28,161,601
Law enforcement	—	—	—	—	8,043,088	8,043,088
Art museum	—	—	—	—	1,397,824	1,397,824
Public health	—	—	—	—	20,319	20,319
Economic stabilization	21,540,000	—	1,573,051	—	—	23,113,051
Debt service	—	—	—	—	14,970,810	14,970,810
Subtotal	21,540,000	—	1,573,051	—	52,593,642	75,706,693
Assigned:						
Parks and recreation	—	—	3,626,653	—	—	3,626,653
Public health	—	—	—	—	11,191,375	11,191,375
Future projects - see detail	16,378,204	—	—	—	—	16,378,204
Debt service	—	—	—	—	505,338	505,338
Encumbrances - see detail	4,261,127	—	—	—	—	4,261,127
Subtotal	20,639,331	—	3,626,653	—	11,696,713	35,962,697
Unassigned	6,485,810	—	—	(26,819)	(2,809,914)	3,649,077
Total fund balances	$ 48,737,332	47,603,765	5,272,119	(26,819)	159,849,580	261,435,977

General fund future projects detail		
Cooper/Killian Complex project support	$	5,000,000
Hammons Field improvements - deposited into Springfield Cardinals capital bank account		3,770,267
Fieldhouse facility debt service payments		1,957,000
Firefighter life safety equipment sustainment		890,089
Fire stations #2 and #9 roof replacements		727,020
Fire station maintenance for various stations		399,700
Municipal facilities general preventative maintenance		315,000
Restore SGF program start-up commitment		298,977
Busch building 2nd floor improvements		271,068
Dangerous buildings		253,588
Election expense for August 2023 election		250,000
Busch building entrance window canopy replacement and concept design for new entrance		240,000
Fire apparatus level property tax allocation shortfall		200,000
Fire support services and emergency services sustainment needs		196,606
Police relocation/recruitment program		184,170
Police headquarters carpet replacement		167,441
Fieldhouse facility project		137,180
Municipal facilities ADA transition plan		135,000
Compensation study		130,000
Information systems replace two computer server generators		120,000
Special events - new and enhanced in fiscal year 2024		100,000
Economic vitality initiatives and recruitment efforts		87,750
Office of Emergency Management support		66,213
Police Special Response Team weapons system		60,000
Commercial Street organization's equipment needs		50,000
Cost allocation study		50,000
Building development services vehicle and office equipment for new staff		45,000
Police unmanned aerial vehicle/drones		40,448
Comprehensive plan implementation		35,000
Remodel Building Development Services offices for staffing increase		29,863
Fire suppression vehicle outfitting		29,770
Infrastructure maintenance and improvements between eCity and ePlans		26,600
Strategic planning resources and site readiness needs		25,000
New position one-time needs for various departments		17,500
Rehabilitate historic "Manor" into viable storage space		16,000
Airport route guarantee		15,000
GIS contract service needs		15,000
Support for Sculpture Walk Springfield		10,000
Clean Green Springfield initiative		9,154
Economic vitality staff professional development and training		6,800
Total future projects	$	16,378,204
Encumbrances detail		
General government	$	1,198,401
Planning and development		577,876
Public health		25,825
Public safety		1,918,481
Public works		540,544
Total encumbrances	$	4,261,127

(f) Encumbrances and Construction Commitments

City of Springfield

A summary of the City's encumbrances and commitments on uncompleted construction contracts and the amount which is expected to be funded by federal and state grants is as follows (the remaining amounts are expected to be funded by sales tax monies, bond proceeds, and the respective enterprise funds):

Fund		Encumbrances excluding construction	Construction contract amounts	Amount funded by grants
General	$	3,621,913	639,214	—
Community development		937,821	—	935,048
Public parks		2,101,308	—	—
Coronavirus fiscal recovery		19,189,345	651,633	19,840,978
National airport		3,589,543	7,558,600	1,798,036
Sanitary sewerage system		7,622,707	13,708,963	—
Nonmajor governmental		23,341,960	27,404,437	18,525,987
Nonmajor enterprise		3,015,587	2,401,293	—
Internal service		445,135	—	—
Total	$	63,865,319	52,364,140	41,100,049

City Utilities Component Unit

As of September 30, 2022, anticipated capital expenditures for extending and improving the Utility during the 2023 fiscal year are estimated to be approximately $62.3 million. Major capital initiatives include installation of advanced metering infrastructure for natural gas and water, replacement of natural gas mains, water mains, and electric poles.

The SpringNet fiber expansion project continues to be a major initiative to promote economic development by promoting highspeed broadband service. The SpringNet fiber expansion project, with a projected total cost of $147.8 million, will meet the needs for customer broadband services in Springfield through a third-party provider. Project-to-date expenditures through fiscal year 2022 are $143.8 million. This project is expected to be completed in fiscal year 2023.

Obligations to Purchase Electric Power and Energy

Diamond Vista Wind Project – Effective January 10, 2018, City Utilities has a purchased power agreement with Diamond Vista Wind Project to receive power through January 10, 2038. CU agrees to purchase power from the 97.65 MW capacity wind generation facility at a fixed price. The average cost was $519,000 per month for the fiscal year ended September 30, 2022.

Frontier Windpower – Effective November 2015, City Utilities signed a purchased power agreement with Frontier Windpower. The 22-year agreement allows City Utilities to purchase power from the 201.3 MW wind generation facility at an annual fixed price. For the fiscal year ended September 30, 2022, the average cost was $1,421,000 per month.

Southwestern Power Administration – City Utilities has a purchased power agreement with the Southwestern Power Administration (SWPA) effective through September 30, 2023. Under this agreement, City Utilities purchases 50 MW of generation and transmission capacity and must take a minimum of 3,000 MWh of peaking energy each month. City Utilities must also purchase a minimum of 60,000 MWh for the year. For the fiscal year ended September 30, 2022, the cost of peaking capacity was $2.7 million and the minimum for peaking energy was $970,000 for the year. The peaking rate is periodically adjusted.

Southwest Power Pool – In March 2014, City Utilities began buying and selling power in the Southwest Power Pool (SPP) Integrated Marketplace. As a Regional Transmission Operator ("RTO"), SPP is mandated by FERC to ensure reliable supplies of power, adequate transmission infrastructure, and competitive wholesale prices of electricity. SPP maintains a bid-based energy market, in which City Utilities offers essentially all of it generation and purchases much of its load requirement from the SPP market in accordance with the SPP Tariff. During the fiscal year ended September 30, 2022, City Utilities had sales of $29.5 million and purchased power of $6.3 million. City Utilities participates in the ancillary services market operated by SPP. The ancillary market is an extension of the existing energy market in which SPP assumes the responsibility of maintaining sufficient generation reserves. In the ancillary services market, SPP provides the reserves for City Utilities' load, and City Utilities may offer to sell reserves from its generating units.

Strata Solar – As of June 2014, City Utilities began receiving solar power from Strata Solar based on a 25-year agreement, signed in October 2013, that allows City Utilities to purchase all of the energy generated at a fixed price of $0.8 per Kwh. The 4.95 MW solar farm known as the CU Solar Farm was constructed on City Utilities' property but is owned by Strata Solar with an option for City Utilities to purchase in the future. During the fiscal year ended September 30, 2022, City Utilities' purchases were $695,000.

Smoky Hills Wind Project II – City Utilities has a purchased power agreement with Smoky Hills Wind Project II (Smoky Hills) to receive power through December 31, 2028. City Utilities will purchase 31.09% of the total energy output, up to 46.17 MW, of phase II of the Smoky Hills wind energy project. The average cost during fiscal year 2022 was $668,000 per month.

Obligations to Purchase Coal

Navajo Transitional Energy Company LLC – On October 28, 2020, a Confirmation Letter Agreement was executed for the purchase of coal from the Antelope Mine during the period of January 1, 2021 through December 31, 2023. Under the terms of the fifth amendment to this agreement dated October 12, 2022, City Utilities' coal tonnage purchase obligation is 540,000 tons for calendar year 2022. As of September 30, 2022, City Utilities had purchased 535,989 tons of coal for the contract period ending December 31, 2022. Management believes the minimum tonnage requirement will be met for calendar year 2022.

On June 7, 2021 a Confirmation Letter Agreement was executed for the purchase of coal from the Antelope Mine during the period of August 1, 2021 through December 31, 2024. Under the terms of the fourth amendment to this agreement dated October 12, 2022, City Utilities' coal tonnage purchase obligation is 940,000 tons for calendar year 2022. As of September 30, 2022, City Utilities had purchased 585,437 tons of coal for the contract period ending December 31, 2022. Management believes the minimum tonnage requirement will be met for calendar year 2022.

Obligations to Purchase Rail Services

Burlington Northern & Santa Fe (BNSF) Railway Co. – Effective December 17, 2014, City Utilities entered into an agreement with Burlington Northern and Santa Fe Railway Co. to purchase rail services for transporting coal to both City Utilities' power stations, terminating on December 31, 2019. On July 1, 2017, October 15, 2018, and September 15, 2020, amendments were made to the agreement. Under the terms of these agreements, City Utilities of Springfield's minimum tonnage declaration is 900,000 tons for January 1, 2022 through December 31, 2022. As of September 30, 2022, City Utilities has tendered coal tonnage of 1,199,509 for the agreement period ending December 31, 2022. Management confirms that the minimum tonnage requirement has been met for calendar year 2022.

Obligations for Transportation and Storage Services of Natural Gas

Southern Star Central Gas Pipeline, Inc. and Enable Gas Transmission, LLC

City Utilities has signed agreements with Southern Star Central Gas Pipeline, Inc. and Enable Gas Transmission, LLC for transportation and/or storage services of natural gas, with various terms expiring in 1 to 10 years. For the fiscal year ended September 30, 2022, the amount paid to Southern Star was $15.2 million. The amount paid to Enable was $2.2 million.

Obligations for Purchased Natural Gas

Public Energy Authority of Kentucky (PEAK) – During the fourth quarter of 2018, City Utilities entered into a 30-year natural gas supply contract with the Public Energy Authority of Kentucky (PEAK) for approximately 15 percent of their annual gas requirements. PEAK completed a 30-year natural gas pre-pay transaction using tax exempt bond financing that closed on September 25, 2018; City Utilities was a participant in the deal.

Natural gas flows began on April 1, 2019, where City Utilities contracted to purchase 6,558 MMBtu per day. City Utilities will achieve total natural gas savings of $3.4 million versus market prices over the initial term of the deal. The last date of natural gas flow in the initial term of the deal is November 30, 2024. At the conclusion of the initial term, PEAK, and the counterparty to the transaction, will negotiate an extension of the contractual natural gas discounts based on future interest rate levels at that time. City Utilities is not required to purchase natural gas after the initial term unless the discount to market is $0.20 per Dth or greater; parties to the agreement believe that it is probable that volumes will be taken for the full 30-year duration of the agreement. For fiscal year ended September 30, 2022, the amount paid to PEAK was $13.8 million.

Municipal Gas Authority of Georgia (MGAG) – Main Street and Citadel – During the second quarter of fiscal year 2022, City Utilities entered into a 30-year natural gas supply contract with the Municipal Gas Authority of Georgia (MGAG) for approximately 5 percent of their annual natural gas requirements. MGAG completed a 30-year natural gas pre-pay transaction using tax exempt bond financing that closed on February 1, 2022; City Utilities was a participant in the deal. MGAG has purchased the gas from Main Street, where Main Street has purchased the gas from Citadel.

Natural gas flows will begin on November 1, 2022. City Utilities contracted to purchase 5,000 MMBtu per day in the months of November through March. City Utilities will achieve total natural gas savings of $2.2 million versus market prices over the initial term of the deal. The last date of natural gas flow in the initial term of the deal is June 30, 2027. At the conclusion of the initial term, MGAG, and the counterparty to the transaction, will negotiate an extension of the contractual natural gas discounts based on future interest rate levels at that time. City Utilities is not required to purchase natural gas after the initial term unless the discount to market is $0.23 per Dth or greater; parties to the agreement believe that it is probable that volumes will be taken for the full 30-year duration of the agreement. For fiscal year ended September 30, 2022, no payments were made to MGAG.

Municipal Gas Authority of Georgia (MGAG) – Main Street and Citi Prepaid Energy LLC – During the second quarter of 2022, City Utilities entered into a 30-year natural gas supply contract with the Municipal Gas Authority of Georgia (MGAG) for approximately 16 percent of their annual natural gas requirements. MGAG completed a 30-year natural gas pre-pay transaction using tax exempt bond financing that closed on March 23, 2022; City Utilities was a participant in the deal. MGAG has purchased the gas from Main Street, where Main Street has purchased the gas from Citi Prepaid Energy LLC.

Natural gas flows began on August 1, 2022. City Utilities contracted to purchase 9,950 MMBtu per day in the months of December through February and 5,000 MMBtu per day in all other months of the year. City Utilities will achieve total natural gas savings of $5.6 million versus market prices over the initial term of the deal. The last date of natural gas flow in the initial term of the deal is November 30, 2029. At the conclusion of the initial term, MGAG, and the counterparty to the transaction, will negotiate an extension of the contractual natural gas discounts based on future interest rate levels at that time. City Utilities is not required to purchase natural gas after the initial term unless the discount to market is $0.23 per Dth or greater; parties to the agreement believe that it is probable that volumes will be taken for the full 30-year duration of the agreement. For fiscal year ended September 30, 2022, the amount paid to MGAG was $2.4 million.

(g) Interfund Receivables, Payables and Transfers

The composition of interfund balances as of June 30, 2023, is as follows:

Receivable fund	Payable fund		
General fund	Nonmajor governmental	$	2,682,125
General fund	Internal service		10,995
Nonmajor governmental	General fund		29,647
Nonmajor governmental	Fiduciary fund		21,629
Nonmajor governmental	Nonmajor governmental		11,623
Nonmajor governmental	Sanitary sewerage system		69,249
Fiduciary fund	Public Safety Pension Sales Tax		7,512,715
Total		$	10,337,983

Interfund payables and receivables are made for specific purposes for each fund and for overdraws of cash, both of which are made in the ordinary course of business. Interfund payables and receivables are intended to be repaid in future years.

Interfund transfers for the year ended June 30, 2023, are as follows:

	Transfers to:								
	General fund	Community development	Public parks	Nonmajor governmental	National airport	Sanitary sewerage	Nonmajor enterprise	Internal service	Total
Transfers from:									
General fund	$ —	88,000	350,213	2,671,854	—	13,588	35,018	66,728	3,225,401
Community development	—	—	—	23,963	—	—	—	—	23,963
Public parks	609,283	—	—	149,800	6,250	—	—	—	765,333
Nonmajor governmental	3,185,422	—	—	13,825,773	2,500	15,337	—	—	17,029,032
National airport	200,000	—	—	—	—	—	—	—	200,000
Sanitary sewerage system	1,294,184	—	—	472,311	—	—	310	—	1,766,805
Nonmajor enterprise	334,897	—	—	1,586	—	—	—	—	336,483
Internal service	137,658	—	—	—	—	—	—	—	137,658
Total transfers in	$ 5,761,444	88,000	350,213	17,145,287	8,750	28,925	35,328	66,728	23,484,675

Transfers are used to (1) move revenues from the fund that statute or budget requires to collect them to the fund that statute or budget requires to expend them, (2) move receipts restricted to debt service from funds collecting the receipts to the debt service fund as debt service payments become due, and (3) use unrestricted revenues collected in the general fund to finance various programs accounted for in other funds in accordance with budgetary authorizations.

In fiscal year 2023, significant transfers include the following: (1) a $2.20 million one-time transfer from a nonmajor governmental debt service fund, Level Property Tax Issues, to the General Fund for a portion of the Hammons Field purchase, (2) a $1.27 million ongoing cost allocation transfer from the Sanitary Sewerage System fund to the General Fund, (3) a $7.20 million ongoing transfer from a nonmajor governmental debt service fund, Level Property Tax Issues, to a nonmajor governmental special revenue fund, Law Enforcement, (4) a $1.86 million ongoing transfer from a nonmajor governmental special revenue fund,

Tourism/Convention Promotion, to a nonmajor governmental debt service fund, Jordan Valley Parks Issues, and (5) a $1.02 million ongoing transfer from a nonmajor capital projects fund, Community Improvement, to a nonmajor governmental debt service fund, Jordan Valley Parks Issues.

(h) Lease Receivables and Lease Liability Agreements

The City has entered into several lessee agreements through June 30, 2032, to rent building space with an incremental interest rate ranging from 2.13% to 2.52%. The net book value of capital assets under lease agreements was $5,033,568 at June 30, 2023. Future principal and interest payments as of June 30, 2023, were as follows:

	Governmental Activities	
	Principal	**Interest**
2024	$ 526,843	123,794
2025	509,642	110,975
2026	539,674	97,988
2027	550,497	84,269
2028	551,290	70,437
2029-2033	2,498,943	133,231
	$ 5,176,889	620,694

The City has entered into several lessee agreements through June 4, 2028, to lease vehicles and other machinery and equipment with interest rates ranging from 2.13% through 2.52%. The net book value of capital assets under lease agreements was $2,463,593 at June 30, 2023. Future principal and interest payments as of June 30, 2023, were as follows:

	Governmental Activities	
	Principal	**Interest**
2024	$ 1,462,054	47,523
2025	643,057	23,198
2026	403,712	11,702
2027	272,007	4,589
2028	7,610	79
	$ 2,788,440	87,091

The City has entered into lessor agreements through October 14, 2030, to lease land with an incremental interest rate of 2.13%. The City is to receive rent and interest annually as follows:

		Governmental Activities	
		Principal	**Interest**
2024	$	8,362	1,129
2025		8,538	950
2026		8,718	767
2027		8,794	582
2028		8,980	393
2029-2033		18,533	247
	$	61,925	4,068

The City has entered into several lessor agreements through December 31, 2037, to lease building space with an incremental interest rate ranging from 2.13% to 2.52%. The City is to receive rent and interest annually as follows:

		Governmental Activities	
		Principal	**Interest**
2024	$	465,916	240,229
2025		459,703	229,011
2026		491,831	217,069
2027		525,388	204,299
2028		560,429	190,666
2029-2033		3,344,075	717,267
2034-2038		3,943,254	232,903
	$	9,790,596	2,031,444

The Springfield-Branson National Airport has entered into several lessor agreements through August 31, 2036, to lease land and building space with a base interest rate of 3.24% and an alternative rate ranging between 1.43% and 3.65%. The Airport is to receive rent and interest annually as follows:

	National Airport Fund	
	Principal	**Interest**
2024	$ 1,363,963	470,508
2025	1,438,442	438,003
2026	1,416,935	404,062
2027	1,328,757	370,931
2028	1,364,346	337,405
2029-2033	7,030,492	1,164,108
2034-2038	5,341,484	230,078
	$ 19,284,419	3,415,095

The Airport has entered into several lessor agreements with the longest agreement ending August 31, 2036. Two leases will end in May of 2029. All other leases will end between 2025 and 2027. The building and land lease agreements use an alternative rate ranging between 1.43% and 3.65% to help determine the net present value of the future lease receivable as of June 30, 2023.

The total amount of lease revenue recognized, in relation to the measurement of the lease receivable, totaled $2,118,395 for the period ending June 30, 2023. This is $312,305 more than the scheduled minimum guaranteed requirements largely due to increased gross receipts for airport concession agreements.

There are various regulated leases relating to buildings and land that are excluded from the measurement of lease receivable for the Airport. The broad range includes agreements related to passenger airlines, hangars, cargo facilities, air taxi, charters, flight training, and other agreements related to the movement of passengers, baggage, mail, and cargo. The Department of Transportation and the Federal Aviation Administration (FAA), through Federal statutes, require the Airport to be available for public use on reasonable conditions and without unjust discrimination. This Federal regulation and other provisions ultimately provide the FAA final authority and oversight for many of the regulated agreements the Airport executes. For the year ending June 30, 2023, revenue totaling $1,021,384 was recognized for such regulated leases. The schedule of projected revenue for regulated agreements reflects projected future revenue related to these regulated agreements.

Schedule of Projected Revenue for Regulated Agreements

Year(s)		Total
2024	$	1,007,465
2025		838,950
2026		812,067
2027		812,067
2028		812,067
2029-2033		3,987,735
2034-2038		3,917,724
2039-2043		2,512,197
2044-2048		3,047,055
2049-2053		2,153,009
2054-2058		67,042
2059-2063		15,134
Total Projected Revenue for Regulated Agreements	**$**	**19,982,512**

In addition to regulated leases, the Airport has one concession agreement for parking services that is excluded from the lease receivable measurement and not reflected in the schedule of regulated agreements. Total revenue related to this agreement for the year ending June 30, 2023, totaled $5,527,077. After all extensions, this agreement would end in 2029.

(i) Lease Receivables and Lease Liability Agreements – City Utilities

City Utilities engages in lease contracts, either as the lessor or the lessee, in the normal course of doing business.

City Utilities leases fiber optic assets, pole space, water tower space and an electric substation. Lease terms range from 4 to 30 years and expire 2024 through 2049. The lease receivable balance as of September 30, 2022 was $85,701,000, of which $5,286,000 is current and $80,415,000 is long-term on the Statement of Net Position. City Utilities recognized revenue of $5,785,000 and interest income of $2,760,000 which is reported on the Statement of Revenue, Expenses, and Change in Net Position. City Utilities applied the average internal borrowing rate to the contracts because the lease agreements did not include specific interest rates. There were no variable lease payments received in 2022.

City Utilities leases office equipment and fiber optic communication equipment from a third party. Lease terms range from 5 to 10 years and expire in 2024. City Utilities has lease assets totaling $445,000 with associated accumulated amortization of $147,000 as of September 30, 2022 as shown on the Statement of Net Position. There were no payments recorded in the current period that were not included in the measurement of the lease liability, no commitments prior to the commencement of the lease contract, and no lease impairments as of September 30, 2022.

Future principal and interest payments as of September 30, 2022, were as follows:

	City Utilities	
	Principal	**Interest**
2023	$ 148,000	8,000
2024	158,000	3,000
	$ 306,000	11,000

(j) Subscription-Based Information Technology Arrangements

The City has entered into several subscription-based information technology arrangements through June 4, 2026, with an incremental borrowing rate of 2.52%. The net book value of capital assets under subscription-based agreements was $1,708,268 at June 30, 2023. Future principal and interest payments as of June 30, 2023, were as follows:

	Governmental Activities	
	Principal	**Interest**
2024	$ 621,173	23,540
2025	424,856	11,586
2026	291,763	2,263
	$ 1,337,792	37,389

(3) Other Information

(a) Employee Retirement Systems and Plans

The City maintains the Pension Trust Fund, which covers substantially all employees of the City's police and fire departments that were hired on or before June 1, 2006. Employees of the City's police and fire departments hired after June 1, 2006, participate in the Missouri Local Government Employees Retirement System (LAGERS), a statewide local government retirement system. LAGERS covers substantially all of the City's employees (not covered under the Pension Trust Fund) and the employees of the City Utilities component unit.

Below is a summary of amounts reported by the primary government of the City:

	LAGERS	Police & Firefighters	Total
Net pension liability	$ -	88,272,578	88,272,578
Net pension asset	4,896,337	-	4,896,337
Deferred outflows of resources	40,582,898	24,539,891	65,122,789
Deferred inflows of resources	(6,059,309)	-	(6,059,309)
Pension expense	14,121,274	34,217,246	48,338,520

Plan information is as follows. Unless otherwise described, amounts relate to the primary government of the City and exclude the discretely presented component unit.

I. Police Officers' and Fire Fighters' Retirement System (Plan)

General Information about the Plan

Plan Description - The City of Springfield, Missouri Police Officers' and Fire Fighters' Retirement Fund (the "Plan"), is a single-employer, defined benefit pension plan. Prior to the closing the Plan to new entrants on January 31, 2010, the City of Springfield, Missouri's (the "City") police officers and fire fighters became members in the Plan as a condition of their employment. Members hired on or after June 1, 2006, have voluntarily left the Plan and are currently members in the Local Government Employees Retirement System (LAGERS). These former members' contributions to this plan have been refunded and they are no longer due any benefits. Police officers and fire fighters hired on or after February 1, 2010, are provided a retirement plan through LAGERS.

Operations of the Plan are governed by City ordinance and are administered by the Plan's Board of Trustees (the "Trustees"). The Trustees consists of nine voting members: one current member of the police department, one current member of the fire department, one former employee who is currently receiving benefits from the system and six citizens recommended by the City Manager and approved by the City Council. The Trustees also include five nonvoting members, one of which is a member of the City Council designated by the Mayor to act as a liaison. The Plan is not subject to the provisions of the *Employee Retirement Income Security Act of 1974*. Sections 2-441 through 2-483 of the Springfield, Missouri Code of Ordinances should be referred to for complete details of the Plan. Members should also refer to the pamphlet, *City of Springfield Police Officers' and Fire Fighters' Retirement Fund Summary*, for a more complete description of the Plan's provisions.

A separate publicly available financial report is issued that includes financial statements and required supplementary information. The financial report may be obtained by writing to the City of Springfield, Finance Department, P.O. Box 8368, Springfield, Missouri, 65801-8368 or by calling (417) 864-1625.

Retirement Benefits - Members become vested in the Plan after five years of service. Members are entitled to retirement benefits after 25 years of service, at age 50 after 20 years of service, or at age 60. Members with at least five years of service may elect to receive early retirement reduced benefits at age 55. Normal retirement benefits are 2.8% multiplied by total years of credited service multiplied by the average of a member's highest three years of salary within the last 10 years, limited to 70% of average annual salary.

Disability Benefits - Nonduty disability benefits are available to members having at least three years of service who become totally and permanently disabled from nonduty causes. These benefits are 1.75% of the member's average salary if the member retired prior to January 1, 2005, and seven-eighths of the percentage multiplier rate for the normal service retirement benefit, including the additional three-tenths multiplier for each year of service, subject to a minimum of 25% and a maximum of 50% for members who are current employees of the police or fire departments on and before January 1, 2005.

With respect to any member commencing employment on or after January 1, 2005, and before June 1, 2006, and having at least five years of service who become totally and permanently disabled from nonduty causes shall be entitled to a nonduty disability. This pension shall be payable during the lifetime of the member, provided the disability continues. The pension for members commencing employment on or after January 1, 2005, and before June 1, 2006, shall be equal to seven-eighths of the percentage multiplier rate for the normal service retirement benefit in effect at the time of the granting of the nonduty disability pension, including the additional three-tenths multiplier amount times the average salary for each year of service, subject to a minimum benefit of 25% of average salary and a maximum benefit of 50% of average salary.

Duty disability benefits are available to members, irrespective of the length of service, who become disabled as a direct result of occupational duties. Duty disability benefits are 66 2/3% of the member's salary in effect at the date of the disability, with an offset for any amounts payable under worker's compensation.

Survivor Benefits - A pension equal to 50% of the member's average salary in effect at the date of death is payable to the surviving spouse if death occurs as a direct result of an act of duty. An additional allowance of 10% of the member's salary is payable for each surviving child under the age of 18, subject to a maximum payment to a surviving spouse and children of 75% of the member's salary, with an offset for any amounts payable under workers' compensation. Survivor's pensions for nonduty connected deaths are 25% of average salary plus 1 and 1/8% of average salary for each year of service, provided the member had at least five years of service, subject to a maximum of 50% of average salary paid to the surviving spouse. An additional 10% of the member's salary is payable for each surviving child under the age of 18, subject to a maximum payment of 60% of the member's salary to a surviving spouse and children for a nonduty death.

Termination - A member who terminates employment with the City and is not eligible for benefits from the Plan, is paid on demand and without interest his contributions to the Plan. If the member has five years of service, the member may remain vested and elect to receive benefits payable commencing at the member's normal retirement date.

Annual Adjustments - Plan members entering the Plan prior to June 1, 2006, will have pension benefits increased 3% each July over the amount paid in the preceding month of June, provided the pension has been paid at least 12 months prior to the July change. For age and service retirement pensions, the 3% increase does not begin until the calendar year of the employee's 56th birthday. Surviving spouses and dependent children receiving benefits are also eligible for the increase.

Members Covered by Benefit Terms - Membership in the Plan as of June 30, 2023, is comprised of the following:

	Police Officers	Firefighters	Total
Retirees and beneficiaries currently receiving benefits	341	309	650
Terminated vested members	11	1	12
Fully vested active members	69	49	118
Total	421	359	780

Contributions - The City's funding policy provides for periodic employer contributions at actuarially determined rates that, expressed as percentages of annual covered payroll, are designed to accumulate sufficient assets to pay benefits when due. Police members entering the Plan prior to June 1, 2006, were required to contribute a flat 8.50% rate plus an additional funding contribution of 11.5% for a total contribution rate to the Plan of 20.00% of their annual salary for the year ended June 30, 2023. Fire members entering the Plan prior to June 1, 2006, were required to contribute a flat 8.50% rate plus an additional funding contribution of 6.63% for a total contribution rate to the Plan of 15.13% of their annual salary for the year ended June 30, 2023. The City may, at its discretion, contribute the remaining amounts necessary to fund the Plan using the entry age normal actuarial method as specified by ordinance. For the year ended June 30, 2023, the City's contribution rate to the Plan was 35% of member salaries.

During the year ended June 30, 2023, contributions totaling $51,841,927 were made to the Plan. In 2023, the employer's actual contributions of $4,937,065 and $44,525,318 in public safety sales tax revenue exceeded the annual required employer's contributions of $11,917,967 as determined by the Plan's actuary. For the year ended June 30, 2023, employer contributions represented 41.4% and employee contributions represented 19.9% of covered payroll.

The amount of contributions relating to the public safety sales tax due from the City of Springfield at June 30, 2023, was $7,512,715. The public safety sales tax earned in May and June 2023 was $3,763,095 and $3,749,620, respectively. The Plan received these contributions subsequent to June 30, 2023.

Net Pension Liability

The City's net pension liability was measured at June 30, 2023, and the total pension liability used to calculate the net pension liability was determined by an actuarial valuation as of the date.

Actuarial Methods and Assumptions - The total pension liability was determined by an actuarial valuation prepared as of June 30, 2023, using the following actuarial assumptions applied to the period included in the measurement:

Actuarial cost method	Entry age normal cost	
Inflation	2.30%	
Salary increases	Range from 7.0% at hire to 2.5% at 13 years of service	
Investment rate of return	6.0%	
Cost of living adjustment	3.0%	
Retirement age		
	Age	Percentage retiring in the next year
	45-50	35%
	51-54	25%
	55-59	50%
	60+	100%
Turnover	Rates based on experience	
Mortality	Pub -2010 Safety Amount-Weighted Mortality Tables with generational projection from 2010 using 70% of Scale MP-2018	

The actuarial assumptions used in the June 30, 2023 valuations were based on the results of an actuarial experience study for the period July 1, 2014 – June 30, 2018.

The long-term expected rate of return on pension plan investments was determined by adding expected inflation to expected long-term real returns and reflecting expected volatility and correlation. The capital market assumptions as of June 30, 2023.

Asset Class	Index	Target Allocation	Long-Term Expected Arithmetic Real Rate of Return	Long-Term Expected Geometric Real Rate of Return
US Short Government/Credit Bonds	Bloomberg US Govt/Credit 1-3 Yr TR USD	6.00%	1.21%	1.16%
US Long Government/Credit Bonds	Bloomberg US Govt/Credit Long TR USD	3.00	2.82	2.28
US Interm Government/Credit Bonds	Bloomberg US Govt/Credit Interm TR USD	7.50	1.63	1.53
Private Credit	CDL Index	6.00	6.28	5.49
Global Bonds	FTSE WGBI USD	-	0.79	0.49
Emerging Markets Equity	JPM EMBI Plus TR USD	5.00	4.98	3.98
US Large Cap Equity	S&P 500 TR USD	21.00	5.42	3.87
US Small Cap Growth Equity	Russell 2000 Growth TR USD	3.00	7.65	4.44
US Small Cap Value Equity	Russell 2000 Value TR USD	3.00	6.52	4.13
Global Equity	MSCI AXWI NR USD	-	6.27	4.63
Foreign Developed Equity	MSCI EAFE NR USD	10.00	6.89	5.07
Non-US Equity Small Cap	MSCI EAFE Small Cap NR	6.00	7.49	5.24
Emerging Markets Equity	MSCI EM NR USD	10.00	9.58	6.18
Global REITs	FTSE EPRA Nareit Developed TR USD	2.50	7.34	5.16
Private Real Estate Property - Core	NCREIF Property	3.50	4.98	3.82
Infrastructure - Public	S&P Global Infrastructure TR USD	3.50	5.66	4.16
Hedge Fund of Funds - Conservative	HFRI FOF Conservative	5.00	2.82	2.57
Hedge Funds - Macro	HFRI Macro	5.00	3.04	2.76
Assumed Inflation- Mean			2.30	2.30
Assumed Inflation- Standard Deviation			1.42	1.42
Portfolio Real Mean Return			5.41	4.59
Portfolio Nominal Mean Return			7.73	7.05
Portfolio Standard Deviation				12.38
Long-Term Expected Rate of Return				6.00

Discount Rate - The discount rate used to measure the total pension liability at June 30, 2023, was 6.00 percent. As of June 30, 2020, the Plan's fiduciary net position was projected to be available to make all projected future benefit payments of current active and inactive members. The projection of cash flows used to determine the discount rate assumed (1) current active members contribute the required employee contribution amounts; (2) the employer contributes 35% of covered payroll; and (3) contributions from the sales tax are assumed to increase by 1% per year and cease at the end of the 5-year renewal period that was approved on November 5, 2019. Therefore, the long-term expected rate of return was applied to all periods of projected benefit payments to determine the total pension liability.

Changes in Net Pension Liability

	Increase (Decrease)		
	Total Pension Liability (a)	**Plan Fiduciary Net Position (b)**	**Changes in Net Pension Liability (a) - (b)**
Balances as of June 30, 2022	$ 685,541,493	554,668,732	130,872,761
Changes for the year:			
Service cost	4,810,425	—	4,810,425
Interest on total pension liability	40,295,861	—	40,295,861
Effect of economic/demographic gains	11,351,194	—	11,351,194
Effect of assumptions changes or inputs	—	—	—
Benefit payments	(38,062,908)	(38,062,906)	(2)
Employer contributions	—	49,462,383	(49,462,383)
Member contributions	—	2,379,544	(2,379,544)
Net investment income	—	47,215,734	(47,215,734)
Net changes	18,394,572	60,994,755	(42,600,183)
Balances as of June 30, 2023	$ 703,936,065	615,663,487	88,272,578

Sensitivity of the Net Pension Liability to Changes in the Discount Rate - The following sensitivity analysis presents the net pension liability of the City, calculated using the discount rate of 6.00% as well as what the City's net pension liability would be if it were calculated using a discount rate that is 1 percentage point lower (5.00%) or 1 percentage point higher (7.00%) than the current rate:

	1% Decrease (5.00%)	**Current Discount Rate (6.00%)**	**1% Increase (7.00%)**
Total pension liability	$ 802,921,288	703,936,065	624,093,539
Fiduciary net position	615,663,487	615,663,487	615,663,487
Net pension liability	$ 187,257,801	88,272,578	8,430,052

Pension Plan Fiduciary Net Position - Detailed information about the Plan's fiduciary net position is available in a separately issued, publicly available financial report that includes financial statements and required supplementary information. This report may be obtained by accessing the website at www.springfieldmo.gov.

Pension Expense and Deferred Outflows of Resources and Deferred Inflows of Resources Related to Pension

For the year ended June 30, 2023, the City recognized pension expense of $34,217,246 related to the Plan. The City reported deferred outflows of resources related to the Plan from the following sources:

	Deferred Outflows of Resources	Deferred Inflows of Resources
Differences between expected and actual experience	$ —	$ —
Changes of assumptions	—	—
Net difference between projected and actual investment earnings	24,539,891	—
Total	$ 24,539,891	$ —

Amounts reported as deferred outflows of resources related to the Plan will be recognized in pension expense as follows:

Year ended June 30:	
2024	$ 6,344,239
2025	1,857,126
2026	19,044,180
2027	(2,705,654)
Total	$ 24,539,891

Investment gains/losses are recognized in pension expense over a period of five years; economic/demographic gains/losses and assumption changes or inputs are recognized over the average remaining service life for all active and inactive members.

Payable to the Plan

At June 30, 2023, the City reported a payable of $7,512,715 due to the Pension Plan from the Public Safety Pension Sales Tax Fund collected for the year ended June 30, 2023.

II. Missouri Local Government Employees Retirement System (LAGERS) – The City

General Information about LAGERS

Plan Description - The City of Springfield defined benefit pension plan provides certain retirement, disability, and death benefits to plan members and beneficiaries. The City of Springfield participates in the Missouri Local Government Employees Retirement System (LAGERS). LAGERS is an agent multiple-employer, statewide public employee pension plan established in 1967 and administered in accordance with RSMo. 70.600-70.755. As such, it is LAGERS responsibility to administer the law in accordance with the expressed intent of the General Assembly. The plan is qualified under the Internal Revenue Code Section 401(a) and it is tax exempt. The responsibility for the operations and administration of LAGERS is vested in the LAGERS Board of Trustees consisting of seven persons. LAGERS issues a publicly available financial report that includes financial statements and required supplementary information. This report may be obtained by accessing the LAGERS website at www.molagers.org.

Benefits provided - LAGERS provides retirement, death, and disability benefits. Benefit provisions are adopted by the governing body of the employer, within the options available in the state statutes governing LAGERS. All benefits vest after 5 years of credited service. Employees who retire on or after age 60 (55 for police and fire) with 5 or more years of service are entitled to an allowance for life based upon the benefit program information provided below. Employees may retire with an early retirement benefit with a minimum of 5 years of credited service and after attaining age 55 (50 for police and fire) and receive a reduced allowance.

Benefit Multiplier:	2%
Final Average Salary:	3 years
Member Contribution Rate	0%

Benefit terms provide for annual postretirement adjustments to each member's retirement allowance subsequent to the member's retirement date. The annual adjustment is based on the increase in the Consumer Price Index and is limited to 4% per year.

Employees Covered by Benefit Terms - At June 30, 2023, the following employees were covered by benefit terms:

	General	Police Officers	Firefighters
Retirees and beneficiaries currently receiving benefits	976	16	1
Terminated vested members	417	51	15
Fully vested active members	1,221	225	163
Total	2,614	292	179

Contributions - The City is required to contribute amounts at least equal to the actuarially determined rate, as established by LAGERS. The actuarially determined rate is an estimated amount necessary to finance the cost of benefits earned by employees during the year, with an additional amount to finance an unfunded accrued liability. Full-time employees of the City do not contribute to LAGERS. Employer contribution rates are 16.9% (General), 22.6% (Police) and 24.3% (Fire) of annual covered payroll. The City's contribution to LAGERS for the year ended June 30, 2023 was $17,486,428.

Net Pension Liability (Asset)

The City's net pension liability (asset) was measured as of June 30, 2023, and the total pension liability used to calculate the net pension liability (asset) was determined by an actuarial valuation as of February 28, 2023. The roll-forward of total pension liability (asset) from February 28, 2023, to June 30, 2023, reflects expected service cost and interest reduced by actual benefit payments.

Actuarial Assumptions - The total pension liability in the February 28, 2023, actuarial valuation was determined using the following actuarial assumptions, applied to all periods included in the measurement:

Actuarial cost method	Entry age normal and modified terminal funding
Inflation	2.75% wage inflation, 2.25% price inflation
Salary increases	General - 2.75% to 6.75%, including wage inflation Police - 2.75% to 6.55%, including wage inflation Fire - 2.75% to 7.15%, including wage inflation
Net investment rate of return	7.00%, net of investment expenses
Retirement age	Experience-based table of rates that are specific to the type of eligibility condition.
Mortality	The healthy retiree mortality tables, for post-retirement mortality, used in evaluating allowances to be paid were 115% of the PubG-2010 Retiree Morality Table for males and females. The disabled retiree mortality tables, for post-retirement mortality, used in evaluating allowances to be paid were 115% of the PubNS-2010 Disabled Retiree Mortality Table for males and females. The pre-retirement mortality tables used were 75% of the PubG-2010 Employee Mortality Table for males and females of General groups and 75% of the PubS-2010 Employee Mortality Table for males and females of Police, Fire and Public Safety groups. Mortality rates for a particular calendar year are determined by applying the MP-2020 mortality improvement scale to the above described tables.

The actuarial assumptions used in the February 28, 2023, valuation were based on the results of an actuarial experience study for the period March 1, 2015, through February 29, 2020.

The long-term expected rate of return on pension plan investments was determined using a model method in which the best-estimate ranges of expected future real rates of returns (expected returns, net of investment expenses and inflation) are developed for each major asset class. These ranges are combined to produce the long-term expected rate of return by weighting the expected future real rates of return by the target asset allocation percentage and by adding expected inflation. The target allocation and best estimates of arithmetic real rates of return for each major asset class are summarized in the following table:

Asset Class	Target Allocation	Long-Term Expected Real Rate of Return
Equity	35.00%	4.78%
Fixed Income	31.00%	1.41%
Real Assets	36.00%	3.29%
Strategic Assets	8.00%	5.25%
Alpha	15.00%	3.67%
Cash/Leverage	-25.00%	-0.29%

Discount Rate - The discount rate used to measure the total pension liability is 7.00%. The projection of cash flows used to determine the discount rate assumes that employer and employee contributions will be made at the rates agreed upon for employees and the actuarially determined rates for employers. Based on these assumptions, the pensions plan's fiduciary net position was projected to be available to pay all projected future benefit payments of current active and inactive employees. Therefore, the long-term expected rate of return on pension plan investments was applied to all periods of projected benefit payment to determine the total pension liability.

Changes in the Net Pension Liability (Asset)

	Increase (Decrease)		
	Total Pension Liability (a)	**Plan Fiduciary Net Position (b)**	**Changes in Net Pension Liability (Asset) (a) - (b)**
Balances as of June 30, 2022	$ 440,249,900	474,602,808	(34,352,908)
Changes for the year:			
Service cost	12,154,080	—	12,154,080
Interest on total pension liability	30,493,203	—	30,493,203
Difference between expected and actual experience	20,766,415	—	20,766,415
Changes of Assumptions	—	—	—
Benefit payments	(21,578,902)	(21,578,902)	—
Employer contributions	—	17,486,428	(17,486,428)
Employee contributions	—	45,996	(45,996)
Net investment income	—	16,835,733	(16,835,733)
Administrative expenses	—	(443,166)	443,166
Other (Net Transfer)	—	32,136	(32,136)
Net changes	41,834,796	12,378,225	29,456,571
Balances as of June 30, 2023	$ 482,084,696	486,981,033	(4,896,337)

Sensitivity of the Net Pension Liability (Asset) to Changes in the Discount Rate - The following sensitivity analysis presents the net pension liability (asset) of the City, calculated using the discount rate of 7.00% as well as what the City's net pension liability (asset) would be if it were calculated using a discount rate that is 1 percentage point lower (6.00%) or 1 percentage point higher (8.00%) than the current rate:

	1% Decrease (6.00%)	**Current Discount Rate (7.00%)**	**1% Increase (8.00%)**
Total pension liability	$ 552,983,913	482,084,696	424,094,817
Fiduciary net position	486,981,033	486,981,033	486,981,033
Net pension liability (asset)	$ 66,002,880	(4,896,337)	(62,886,216)

Pension Expense and Deferred Outflows of Resources and Deferred Inflows of Resources Related to Pension

For the year ended June 30, 2023, the City recognized pension expense of $14,121,274 related to LAGERS. The City reported deferred outflows and inflows of resources related to LAGERS from the following sources:

	Deferred Outflows of Resources	Deferred Inflows of Resources
Differences between expected and actual experience	$ 32,649,390	$ (1,824,410)
Assumption changes	722,912	(4,234,899)
Net difference between projected and actual earnings	7,210,596	—
Total	$ 40,582,898	$ (6,059,309)

Amounts reported as deferred outflows and deferred inflows or resources related to LAGERS will be recognized in pension expense as follows:

Year ended June 30:	
2024	3,362,822
2025	(1,581,313)
2026	15,082,889
2027	7,858,020
2028	1,784,991
Thereafter	8,016,180
Total	$ 34,523,589

The deferred outflows of resources related to the difference between expected and actual investment earnings is being amortized over a closed five-year period. The remaining deferred outflows and inflows of resources are being amortized over a closed period equal to the average of the expected service lives of all employees as of the beginning of each measurement period.

Payable to LAGERS

At June 30, 2023, the City reported a payable of $1,359,402 for the outstanding amount of contributions to the pension plan required for the year ended June 30, 2023.

Allocation of LAGERS Net Pension Liability (Asset)

The City's full-time equivalents at June 30, 2023, was used to allocate the net pension liability (asset) and deferred inflows of resources and deferred outflows of resources related to pension.

III. Missouri Local Government Employees Retirement System (LAGERS) – City Utilities

General Information about LAGERS

Plan Description – City Utilities' defined benefit pension plan provides certain retirement, disability, and death benefits to plan members and beneficiaries. City Utilities participates in the Missouri Local Government Employees Retirement System (LAGERS). LAGERS is an agent multiple-employer, statewide public employee pension plan established in 1967 and administered in accordance with RSMo. 70.600-70.755. As such, it is LAGERS responsibility to administer the law in accordance with the expressed intent of the General Assembly. The plan is qualified under the Internal Revenue Code Section 401(a) and is tax exempt. The responsibility for the operations and administration of LAGERS is vested in the LAGERS Board of Trustees consisting of seven persons. LAGERS issues a publicly available financial report that includes financial statements and required supplementary information. This report may be obtained by accessing the LAGERS website at www.molagers.org.

Benefits provided – LAGERS provides retirement, death, and disability benefits. Benefit provisions are adopted by the governing body of City Utilities, within the options available in the state statutes governing LAGERS. All benefits vest after 5 years of credited service. Employees who retire on or after age 60 with 5 or more years of service are entitled to an allowance for life based upon the benefit program information provided below. Employees may retire with an early retirement benefit with a minimum of 5 years of credited service and after attaining age 55 and receive a reduced allowance.

Benefit Multiplier:	2%
Final Average Salary:	3 years
Member Contributions:	0%

Benefit terms provide for annual post-retirement adjustments to each member's retirement allowance subsequent to the member's retirement date. The annual adjustment is based on the increase in the Consumer Price Index and is limited to 4% per year.

Employees Covered by Benefit Terms - At June 30, 2022, the measurement date for the net pension liability at September 30, 2022, the following employees were covered by benefit terms:

	City Utilities
Inactive employees or beneficiaries currently receiving benefits	982
Inactive employees entitled to but not yet receiving benefits	96
Active employees	885
Total	1,963

Contributions – City Utilities is required to contribute amounts at least equal to the actuarially determined rate, as established by LAGERS. The actuarially determined rate is an estimated amount necessary to finance the cost of benefits earned by employees during the year, with an additional amount to finance an unfunded accrued liability. Full-time employees of City Utilities do not contribute to LAGERS. City Utilities' contribution rate is 24.5% of annual covered payroll. The City Utilities' contribution to LAGERS was $20.1 million during fiscal year 2022.

Net Pension Liability

City Utilities' net pension asset as of September 30, 2022 was measured as of June 30, 2022, and the total pension liability used to calculate the net pension liability was determined by an actuarial valuation as of February 28, 2022. The roll-forward of total pension liability from February 28, 2022, to June 30, 2022, reflects expected service cost and interest reduced by actual benefit payments and administrative expenses.

Actuarial Assumptions - The total pension liability in the February 28, 2022, actuarial valuation was determined using the following actuarial assumptions, applied to all periods included in the measurement:

Inflation	2.75% wage inflation, 2.25% price inflation
Salary increases	2.75% to 6.75%, including wage inflation
Investment rate of return	7.00%, net of investment expenses

Mortality rates were determined by applying the MP-2020 mortality improvement scale to 115% of the PubG-2010 Retiree mortality tables.

The actuarial assumptions used in the February 28, 2022, valuation were based on the results of an actuarial experience study for the period March 1, 2015, through February 29, 2020.

The long-term expected rate of return on pension plan investments was determined using a model method in which the best-estimate ranges of expected future real rates of returns (expected returns, net of investment and administrative expenses and inflation) were developed for each major asset class. These ranges are combined to produce the long-term expected rate of return by weighting the expected future real rates of return by the target asset allocation percentage and by adding expected inflation. The target allocation and best estimates of arithmetic real rates of return for each major asset class are summarized in the following table:

Asset Class	Target Allocation	Long-Term Expected Real Rate of Return
Alpha	15.00%	3.67%
Equity	35.00%	4.78%
Fixed Income	31.00%	1.41%
Real Assets	36.00%	3.29%
Strategic Assets	8.00%	5.25%
Cash/Leverage	-25.00%	-0.29%

Discount Rate - The discount rate used to measure the total pension liability is 7.00%. The projection of cash flows used to determine the discount rate assumes that employer contributions will be made at the actuarially determined rates for employers. Based on these assumptions, the pension plan's fiduciary net position was projected to be available to pay all projected future benefit payments of current active and inactive employees. Therefore, the long-term expected rate of return on pension plan investments was applied to all periods of projected benefit payment to determine the total pension liability.

Changes in the Net Pension Liability (Asset)

	Increase (Decrease)		
	Total Pension Liability (a)	**Plan Fiduciary Net Position (b)**	**Changes in Net Pension Liability (Asset) (a) - (b)**
Balances as of September 30, 2021	$ 683,032,000	787,067,000	(104,035,000)
Changes for the year:			
Service cost	9,821,000	—	9,821,000
Interest on total pension liability	46,735,000	—	46,735,000
Difference between expected and actual experience	8,980,000	—	8,980,000
Employer contributions	—	20,123,000	(20,123,000)
Employee contributions	—	157,000	(157,000)
Net investment income	—	565,000	(565,000)
Benefit payments, including refunds	(41,136,000)	(41,136,000)	—
Administrative expenses	—	(218,000)	218,000
Other changes	—	1,425,000	(1,425,000)
Net changes	24,400,000	(19,084,000)	43,484,000
Balances as of September 30, 2022	$ 707,432,000	767,983,000	(60,551,000)

Sensitivity of the Net Pension Liability (Asset) to Changes in the Discount Rate - The following sensitivity analysis presents the net pension liability (asset) of City Utilities, calculated using the discount rate of 7.00% as well as what City Utilities' net pension liability would be if it were calculated using a discount rate that is 1 percentage point lower (6.00%) or 1 percentage point higher (8.00%) than the current rate:

	1% Decrease (6.00%)	**Current Discount Rate (7.00%)**	**1% Increase (8.00%)**
Total pension liability	$ 793,516,000	707,432,000	635,230,000
Plan fiduciary net position	767,983,000	767,983,000	767,983,000
Net pension liability (asset)	$ 25,533,000	(60,551,000)	(132,753,000)

Pension Expense and Deferred Outflows of Resources and Deferred Inflows of Resources Related to Pension

For the year ended September 30, 2022, City Utilities elected to use regulatory accounting and deferred $31.9 million in pension income. City Utilities recognized $20.6 million in pension expense through contributions paid and accrued. City Utilities reported deferred outflows and inflows of resources related to LAGERS from the following sources:

	Deferred Outflows of Resources	Deferred Inflows of Resources
Differences in experience	$ 11,543,000	$ (5,071,000)
Differences in assumptions	—	(10,200,000)
Net difference between projected and actual earnings on pension plan investments	—	(16,300,000)
Contributions subsequent to the measurement date*	5,849,000	—
Regulatory Accounting - deferred pension income	—	(31,923,000)
Total	$ 17,392,000	$ (63,494,000)

*The amount reported as deferred outflows of resources resulting from contributions subsequent to the measurement date will be recognized as a reduction in the net pension liability for the year ending September 30, 2023.

City Utilities adopted the GASB accounting standards for the financial accounting and reporting of pension plans for fiscal year ended September 30, 2015. In 2022, the Board of Directors authorized the application of regulatory accounting for pension costs to establish a regulatory asset to match the pension expense to the amounts funded and the cost recovery through rates.

Amounts reported as deferred outflows and deferred inflows of resources related to LAGERS will be recognized in pension expense as follows:

Year ended September 30:	
2023	$ (6,808,000)
2024	(8,881,000)
2025	(16,623,000)
2026	12,284,000
Total	$ (20,028,000)

The deferred outflows of resources related to the difference between expected and actual investment earnings is being amortized over a closed five-year period. The remaining deferred outflows and inflows of resources are being amortized over a closed period equal to the average of the expected service lives of all employees as of the beginning of each measurement period.

Payable to LAGERS

At September 30, 2022, City Utilities reported a payable of $2.4 million for the outstanding amount of contributions to the pension plan required for the year end.

(b) Litigation and Contingent Liabilities

Amounts received or receivable from grant agencies are subject to audit and adjustment by grantor agencies, principally the federal government. Any disallowed claims, including amounts already collected, may constitute a liability of the applicable funds. The amount, if any, of expenditures that may be disallowed by the grantor cannot be determined at this time although the City and the City Utilities component unit expect such amounts, if any, to be immaterial.

In the normal course of business, both the City and the City Utilities component unit are involved in various legal proceedings. Although the outcome of these proceedings is not presently determinable, it is the opinion of the City and City Utilities' legal counsel and management that the resolution of these matters will not have a material adverse effect on the financial position of the City or City Utilities.

(c) Air Quality and Other Standards – City Utilities Component Unit

The Clean Air Act Amendments of 1990 (the Act) mandated reduced sulfur dioxide (SO2) and nitrogen dioxide (NOx) emissions from electric utility power plants. The Act established a market- based compliance program which allows the selling and trading of SO2 allowances. An "allowance" is the authorization to emit one ton of sulfur dioxide in a given year. Management believes that City Utilities is in full compliance with the emissions standards under the Act. No allowances were sold during the fiscal year ended September 30, 2022. City Utilities accounts for its allowances under the inventory method.

In July 2011, EPA promulgated the Cross-State Air Pollution Rule (CSAPR) to replace the Clean Air Interstate Rule (CAIR). CSAPR restricted emissions in the original 28 CAIR states and added three more states to the control region. Phase 1 of CSAPR began January 1, 2015, and Phase 2 implementation began on January 1, 2017.

Further, based on the "good neighbor" policy under the Act, Missouri's CSAPR ozone season (OS) NOx allowances were reduced an additional 27 percent from the original Phase 2 emission levels that began May 1, 2017. Although the "CSAPR Update" was challenged in the D.C. Circuit, these additional reductions are deemed necessary for downwind regions of the U.S. to meet the 2008 National Ambient Air Quality Standard (NAAQS) for ozone. Based on expected unit allocations (i.e., SO2, NOx, and OS NOx) and operational forecasts, City Utilities holds sufficient allowances for its generating assets. Management believes that City Utilities is in full compliance with current CSAPR requirements.

In February 2022, the EPA disapproved Missouri's revised "good neighbor" State Implementation Plan (SIP) and subsequently (in April 2022) proposed a Federal Implementation Plan (FIP) that will drastically reduce Missouri's CSAPR ozone season NOx allowances and by design those allowances to City Utilities. City Utilities provided written comments to the proposed rulemaking. A decision on the final FIP rule and EPA's responses to comments are expected by the end of 2022. Compliance under the FIP could begin as early as May 1, 2023. As part of a supplemental response to EPA, MDNR and the affected units in the state with add-on controls (including John Twitty Unit 1) agreed to limit NOx emissions during the ozone season and maintain a high control device availability in order to avoid the more draconian impacts imposed by the proposed FIP. City Utilities continues to be engaged in the process and is following EPA's actions. Management believes that City Utilities will remain in compliance with the revised CSAPR Update requirements regardless of the pending final actions.

EPA published the Mercury and Air Toxics Standard (MATS) in 2012. City Utilities examined the impacts of this rule along with promulgated rules pertaining to industrial boiler emissions and National Ambient Air Quality Standards. At that time, our analysis indicated the need to install new capital control equipment totaling $33 million spread over fiscal years 2013-16 to comply with these measures. The MATS compliance date began April 2015; however, utilities were afforded a one-year compliance extension to allow time for equipment installation. A contract to procure and install this equipment was awarded in fiscal 2013. JTEC completed installation of the control equipment in early 2015. JRPS units' upgrades were completed in September 2015. Additionally, semi-continuous mercury monitoring equipment was procured, installed and certified at JTEC ahead of the compliance deadline. In 2015, prior to the effective date of impending more stringent regulations, City Utilities decided to cease burning coal at JRPS. This allowed the facility to become an area (minor) source of hazardous air pollutant (HAP) emissions and removed the units as affected sources under MATS and the industrial boiler MACT provisions. These changes were approved by MDNR and codified in the Title V Operating Permit for JRPS (OP2016-003) dated January 29, 2016. On June 29, 2015, the Supreme Court in a 5-4 decision (Michigan v. EPA), decided that cost should be considered when EPA deemed it "appropriate and necessary" to regulate power plants under Section 112(n)(1)(A) of the Act. In so doing, the Court remanded EPA's MATS rule back to the United States Circuit Court of Appeals for the District of Columbia to decide the ultimate fate of the

rule. In February 2019, the Trump administration made efforts in a proposed rulemaking to address the Court's finding of "appropriate and necessary" that would include cost considerations. On May 22, 2020, EPA published a final rule in the Federal Register in response to the Michigan v. EPA decision to reconsider its Supplemental Cost Finding for MATS and determined that it was not "appropriate and necessary" to regulate HAP emissions from coal- and oil-fired EGUs. However, EPA determined that this correction did not remove the source category for the CAA section 112(n) listing. No revisions to the MATS rule were made following EPA's final residual risk and technology review (RTR) conducted as part of this process. The direct final rule was legally challenged by both industrial and environmental groups. Currently, the rule remains in effect. Subsequently, the Biden Administration reviewed the previous administration's position and is in the process of reconsidering previous actions regarding the "appropriate and necessary" finding, as well as the RTR process. Additionally, the Biden administration is considering revisions to the MATS rule would lower thresholds for HAPs or the surrogate parameters. Management believes that City Utilities is fully compliant with the MATS monitoring, reporting, and notification requirements and will continue to meet future regulatory standards should the current administration choose to adjust them.

In June 2014, EPA proposed regulations to govern emissions of carbon dioxide (CO2) from fossil fuel power plants. In August 2015, EPA finalized regulations referred to as the Clean Power Plan (CPP) for the sole purpose of reducing carbon dioxide emissions from the utility sector. On October 23, 2015, the final rule was published in the Federal Register requiring States to cut their CO2 emissions 32% from 2005 levels by 2030. The rule became effective December 22, 2015. In February 2016, the United States Supreme Court stayed implementation of the CPP rule until after all legal challenges were satisfied. In September 2016, the en banc U.S. Court of Appeals for the District of Columbia Circuit heard oral arguments on the merits of the CPP in West Virginia v. EPA. The court never issued a ruling on the merits due to the change in administrations. Further, on October 10, 2017, the EPA Administrator signed an advanced notice of proposed rulemaking (ANPRM) to repeal the final rule regulating greenhouse gas emissions from existing power plants under Section 111(d) of the Act. The proposed rule was published in the Federal Register on October 16, 2017. The ANPRM and other rule reviews are consistent with Executive Order 13783 that was issued by the President on March 28, 2017. Initially, the Court paused ruling on the litigation and later dismissed the case due to EPA's decision to reconsider and revise the rulemaking.

On August 21, 2018, the EPA proposed the Affordable Clean Energy (ACE) rule that would curb CO2 emissions from existing sources but not to the extent and levels proposed under the CPP. On July 8, 2019, EPA published in the Federal Register the proposed rule repealing the CPP, provided emission guidelines for controlling CO2 emissions from existing Electric Generating Units by finalizing the ACE rule, including revisions to the state implementing regulations. The rule became effective on September 6, 2019. The rule was legally challenged by environmental and public health groups, 21 state attorney generals, including the District of Columbia. Oral arguments in the U.S. Court of Appeals for the District of Columbia in the ACE litigation (American Lung Association, et al. v. EPA) were heard on October 8, 2020. On January 19. 2021, the U.S. Court of Appeals for the District of Columbia issued its ruling vacating the ACE rule, including changes to the implementing rule and remanded the matter back to EPA. On February 22, 2021, the D.C. Circuit issued an order to stay the mandate that

could have allow the 2015 Clean Power Plan (CPP) rule to be re-instated following the vacatur of the ACE rule. However, on October 29, 2021, the U.S. Supreme Court granted *certiorari* based on states' attorney generals and industry groups challenging the D.C. Circuit January decision (*West Virginia v. EPA*). In February 2022, the Supreme Court heard oral arguments and decided in June 2022, that the D.C. Circuit decision erred and remanded back to the lower court. The current order still allows the EPA to decide "afresh" how to regulate greenhouse gas emissions from coal-fired Electric Generating Units (EGUs). City Utilities continues to monitor closely both legislative and regulatory actions that may impact CU's units.

In addition to uncertainties over future SO2 and NOx rules, including the second implementation phase under the Regional Haze Rule (RHR), City Utilities is monitoring regulations on power plant waste disposal and effluent water quality. EPA proposed revisions to water effluent discharge guidelines in June 2013. The EPA Administrator signed the final rule for the Effluent Limitation Guidelines (ELG) for Steam Electric Generation Point Sources on September 30, 2015. The rule became effective 60 days after publication in the Federal Register. The rule required the dry handling of both bottom and fly ash from exiting coal-fired boilers with generation capacity greater than 50 MW. City Utilities addressed the ELG rule by designing and constructing a self-supporting, impervious basin (i.e., Bottom Ash Dewatering Tank) at its John Twitty Energy Center (JTEC).

Bottom ash is sluiced from JTEC Unit 1 to the holding tank and dewatered prior to removal to the permitted onsite landfill. Fly ash has been handled dry for some time at the power station. In April 2017, EPA paused future compliance dates under the rule for two (2) years, as EPA reconsidered the best available technology economically achievable (BAT) limits. On August 31, 2020, the EPA finalized the revised technology-based effluent limitations guidelines and standards for bottom ash transport water (BA). City Utilities has positioned itself to meet current and future compliance technology/limits that are included in our discharge permits. Further, EPA finalized the Coal Combustion Residuals (CCR) rule in April 2015 and the rule became effective on October 19, 2015. City Utilities determined to discontinue operation of its surface impoundments at both power stations. City Utilities awarded a consultant contract to assist with the multi-year, multifaceted provisions of the rule pertaining to the CCR landfills. At minimum, costs were incurred to investigate stability, location restrictions, install groundwater monitoring systems, and support annual or periodic compliance report requirements. By June 2017, the surface impoundments at both locations were completely empty of all remaining ash and soils have been capped with a vegetative cover. Groundwater monitoring installation provisions under the rule were met in October 2017. The initial and subsequent annual groundwater monitoring reports are certified and posted in January each year. CU continues to conduct required sampling, analyses and validation of the groundwater monitoring data. Currently, City Utilities is under assessment monitoring provisions for both its JRPS and JTEC utility waste landfills. Management expects to fully meet the on-going compliance schedule outlined in the federal regulation for CCR landfills, including requirements under the State program or future State CCR permitting program.

(d) Closure and Postclosure Care Costs

State and federal laws and regulations require the City's sanitary landfill to place a final cover on each cell of the landfill site when it stops accepting waste and to perform certain maintenance and monitoring functions on each cell for 30 years after closure. Although closure and postclosure care costs will be paid only near or after the date that each cell of the landfill stops accepting waste, the City reports a portion of these closure and postclosure care costs as an operating expense of the refuse disposal fund in each period based on landfill capacity used as of each period. As of June 30, 2023, a total of $12,787,058 is reported as landfill closure and postclosure liability on the statement of net position, included as a component of long-term liabilities in the business-type activities column. This is an increase of $992,886 to the liability reported as of June 30, 2022. During fiscal year 2003, construction was completed on the North Ravine Area (cell two) and the City received an "authorization to operate" from the MoDNR and began accepting waste in this area. During fiscal year 2007, construction was completed on the Compound Area and the City received an "authorization to operate" from MoDNR and began accepting waste in this area. During fiscal year 2011, construction was completed on the South Ravine Area - Phase One and the City received an "authorization to operate" from MoDNR and began accepting waste in it. During fiscal year 2014, construction was completed on the Cell 2 Phase 1 Area and the City received an "authorization to operate" from MoDNR and began accepting waste in it. During fiscal year 2018, construction was completed on the South Ravine Area – Phase Two and the City received an "authorization to operate" from MoDNR. During fiscal year 2021, construction was completed on the Cell 2 Phase 2 Area, and the City received an "authorization to operate" from MoDNR.

The closure and postclosure liability reported on the statement of net position represents the cumulative amount reported to date, based on the estimated capacity used of the existing constructed landfill cells. The City will recognize the remaining estimated cost of closure and postclosure care of $5,248,285 as the remaining capacity of the existing constructed and approved disposal areas are filled. This amount is based on what it would cost to perform all closure and postclosure care in 2023. Actual costs may be higher due to inflation, changes in technology or changes in regulations. The estimated remaining life of the existing constructed and approved landfill cells ranges from 8.9 years to 11.1 years based on average daily refuse received of 1,250 to 1,000 tons.

In December 2022, City Council authorized a new contract of obligation with the MoDNR for approximately $17.3 million related to closure and postclosure costs of the landfill. In 2024, City Council is expected to authorize a new contract of obligation with the MoDNR for approximately $18.0 million related to the closure and postclosure costs of the landfill.

The City expects that all closure and postclosure care costs, as well as future inflation costs, will be paid from available operating revenues, reserves and interest earnings on cash and short-term investments held in the refuse disposal fund when the costs are incurred. However, if these resources are inadequate or additional postclosure care requirements are determined (due to changes in technology or applicable laws or regulations, for example), these costs may need to be recovered through charges to future landfill users.

(e) Risk Management

The City is exposed to various risks, such as property exposures, automobile liability, workers' compensation claims, equipment losses, general liability claims, and the costs associated with an employee health plan. The City's risk financing plans consist of a combination of insurance and self-insurance for the various risks identified. The self-insurance funds, which are internal service funds, are comprised of three basic areas.

The health insurance program was established in fiscal year 1985. The health plan covers all fulltime City employees who work at least 30 hours per week. The program accounts for premiums received from employees, the City, and members on COBRA. The operating funds are charged a monthly rate per employee. Premium contributions (rates) are determined by the parameters outlined in the Merit Rules. Specific stop-loss insurance is currently purchased to cap exposure on claims at $285,000. No aggregate stop-loss coverage is purchased. Claims are handled by a third-party administrator.

The workers' compensation program was established in fiscal year 1988. The plan covers all City employees. The operating funds are charged a monthly rate per employee, which is determined by an outside actuary. Rates are determined by evaluating actual claims experience and hazards associated with each specific job duty. Excess workers' compensation insurance coverage is currently purchased to cap exposure on individual claims at $1,500,000 for police and fire class codes and $750,000 for all other class codes. Claims are handled by a third-party administrator.

The liability program was established in fiscal year 2014. This is a property and casualty fund that provides risk financing for general liability claims, auto liability claims, and property loss claims. The fund provides excess liability insurance to all departments, pays anticipated deductibles/retentions, and pays administrative costs. Each department makes an annual contribution to the fund based on exposure, claims history, and actual insurance costs. Deductible contributions are determined by an outside actuary. The City currently maintains a general liability insurance limit of $15,000,000 per occurrence with a $350,000 self-insured retention. Auto liability insurance is purchased with a limit equal to the statutory sovereign immunity cap with a $25,000 deductible. The comprehensive or collision exposure to City-owned vehicles is self-insured for most of the fleet. For property and equipment exposures, the City purchases an insurance policy with a total insured value of $500,000,000 with an "All Other Perils" deductible of $100,000 and a 2% wind/hail deductible per location. Neither liability claims nor property losses have exceeded the limits of coverage that comprise the City's risk financing plans. Liability claims are self-administered by the Department of Risk Management and the City Attorney's office for claims within insurance deductibles.

The premiums collected by the self-insurance funds are available to pay claims, claim reserves and administrative costs of the programs. Stop-loss reinsurance coverages are maintained by the City to eliminate the risk of unlimited claim liability and minimize claim fluctuations due to catastrophic losses. Liabilities of the self-insurance fund include an amount for claims that have been incurred but not reported.

Changes in the City's estimated liability for incurred but unreported claims in its self-insurance fund for fiscal years 2023 and 2022 were as follows:

	Liability balance, beginning of year	Current year claims, changes in estimates	Claims payments	Liability balance, end of year
Fiscal year ended:				
June 30, 2023	$ 6,379,600	23,462,223	(22,548,923)	7,292,900
June 30, 2022	5,952,900	24,943,335	(24,516,635)	6,379,600

Changes in the City's estimated liability for general government claims and judgments for fiscal years 2023 and 2022 were as follows:

	Liability balance, beginning of year	Current year claims, changes in estimates	Claims payments	Liability balance, end of year
Fiscal year ended:				
June 30, 2023	$ 2,050,000	279,800	(1,353,000)	976,800
June 30, 2022	595,000	1,530,000	(75,000)	2,050,000

The estimated liability for general government claims and judgments that are not expected to be liquidated with available expendable financial resources is recorded in the governmental activities column of the statement of net position when it is probable that a loss has occurred, and the amount can be reasonably estimated. Claim liabilities are calculated considering the effects of inflation, incremental costs, recent claim settlement trends (including frequency and amount of payouts) and other factors. Other nonincremental costs are not included in the basis of estimating the liability. Liabilities incurred for such losses or claims by a proprietary fund are recorded within the respective fund likewise when it is probable that a loss has occurred, and the amount can be reasonably estimated.

(f) Joint Ventures

On June 28, 1993, the City Council approved a partnership agreement among the City, the City Utilities component unit, the Springfield Area Chamber of Commerce and the Springfield Business and Industrial Development Corporation to form a public/private joint venture for purposes of developing an industrial park.

Under this agreement, the City is to provide appropriate municipal improvements, such as streets, sanitary and storm sewers, and infrastructure engineering. City Utilities is responsible for utility services, such as natural gas, water, electricity, and fiber optic telecommunication. In addition, City Utilities will pay for consulting services to prepare a design and overall concept plan for the industrial park, including parcel division, appropriate land use, transportation access and all related matters. At the request of the City Council, City Utilities has also acquired the land for the industrial center. The Chamber of Commerce, under terms of

the agreement, will provide general marketing guidance, services, and expertise. The Springfield Business and Industrial Development Corporation will be responsible for acquiring, from private sources, funds to construct a shell facility or facilities suitable for general manufacturing or industrial purposes.

The net profits or net losses of the partnership, as well as gains and losses realized upon the sale, lease, exchange, or other conversion of any part or all of the real estate controlled by the partnership, are to be allocated based upon each partner's percentage of the partnership's capital accounts.

Financial accountability for the industrial park is vested in a nine-member Administrative Council. The Council consists of one City Council member appointed by the Mayor, one member from the Board of Public Utilities appointed by the Chairman of its Board, one member of the Springfield Business and Industrial Development Corporation appointed by its president, one member from the board of directors of the Springfield Area Chamber of Commerce appointed by its chairman, the City Manager of the City of Springfield or a designee selected from senior City staff, the General Manager of City Utilities or a designee selected from senior Utility staff officials, the President of the Springfield Area Chamber of Commerce or designee selected from senior Chamber staff, one member of the Greene County Commission appointed by the Presiding Commissioner and the Chairman of the City Utilities' Citizens' Advisory Council or a designee selected from the membership of the Citizens' Advisory Council.

For the year ended June 30, 2023, the City did not expend any funds toward development of the industrial park and did not have any outstanding encumbrances.

The partnership has developed a second industrial park on the west side of Springfield, Missouri. City Utilities' participation in the second industrial park will be in the same capacity as the first industrial park, with the exception that land acquisitions will be made by the Springfield Business and Industrial Development Corporation. As of September 30, 2022, City Utilities had incurred $2.2 million for land and improvements, recognized losses of $150,000 and received $184,000 in distributions, for a net equity balance of $1.9 million.

The City received a distribution of $160,318 from the partnership for the year ended June 30, 2004. The City's cumulative investment in the joint venture, net of distributions received or receivable, is included within the capital assets section. City Utilities' equity interest is reported within its discrete component unit presentation.

Separate financial statements for the partnership are prepared and distributed to each partner on a quarterly basis. Copies of the statements are available from the Partnership Industrial Center Administrative Council, 320 North Jefferson Avenue, Springfield, Missouri 65802.

The City and City Utilities agreed to a joint venture to develop a landfill gas project at the City's Noble Hill Landfill. The project included an Electric Generation System (EGS) and a Gas Collection and Condensate Treatment System (GCCTS). City Utilities constructed and owns the EGS that includes power generation equipment with a target capacity of 3.2 MW with a total project cost of $3.7 million. City Utilities also constructed transmission lines with a total

cost of $1.1 million. City Utilities paid the City $1.5 million for the initial construction of the GCCTS. The City will retain ownership of all assets associated with the GCCTS.

(g) Equity Interest in the Energy Authority – City Utilities Component Unit

City Utilities is an equity member of The Energy Authority (TEA), a power marketing joint venture based in Jacksonville, Florida and incorporated in Georgia. As of September 30, 2022, TEA was comprised of seven municipal utilities with equity interests, including five large partners with ownership interests of 17.65% each. The large partners are JEA (formerly the Jacksonville Energy Authority) of Florida, the Municipal Energy Authority of Georgia (MEAG Power), the South Carolina Public Service Authority (Santee Cooper), the Nebraska Public Power District and American Municipal Power Inc (AMP). City Utilities and Gainesville Regional Utilities are medium equity partners with ownership interests of 5.88% each.

As a member of TEA, City Utilities benefits from the risk management strategies maintained by TEA that seek to avoid financial losses by limiting financial exposure as a result of unexpected unit outages and volatile market prices. City Utilities also receives resource management services from TEA. City Utilities uses the equity method of accounting to record its investment in TEA. The investment is recorded within other non-current assets on the statement of net position. In accordance with the membership agreement between City Utilities and its joint venture members, City Utilities has provided TEA with guarantees that result in a maximum exposure of $7.1 million to secure power-marketing transactions. Total guarantees including a letter of credit are $15.0 million. City Utilities' guarantees are effective until its participation in the joint venture ends. The membership agreement provides for the addition of new members with a 75% approval of the existing members voting rights.

For the year ended September 30, 2022, total net position of TEA was approximately $144 million, an increase of $75 million from the prior year.

Complete separate financial statements for TEA may be obtained at The Energy Authority, 301 W. Bay St., Suite 2600, Jacksonville, Florida 32202.

(h) Equity Interest in TEA Solutions – City Utilities Component Unit

In March 2022, City Utilities became a 1/5 equity member in TEA Solutions. The investment of $150,000 is accounted for using the equity method. Amounts expended to date include the membership fee and City Utilities' capital contribution in TEA Solutions. The net profits or losses of the partnership are allocated on a pro-rata basis between the five TEA Solutions members.

(i) Equity Interest in Prepaid Natural Gas Services – City Utilities Component Unit

City Utilities entered into a partnership agreement with American Municipal Power, Inc. (AMP) to participate in prepaid natural gas services to be managed by The Energy Authority (TEA). Amounts expended are accounted for using the equity method. The net profits or losses of the partnership will be allocated on a pro-rata basis divided equally between the Prepaid Gas Services (PGS) Members in the PGS Project. As of September 30, 2022, City Utilities had incurred $90,000 in expenses associated with the start-up of the partnership.

(j) Subsequent Events

The City issued $10,920,000 Special Obligation Bonds (State Environmental Improvement and Energy Resources Authority – Energy Facilities Revenue Bonds) on August 1, 2023. The bond proceeds will be used for the acquisition, construction, and expansion of the City's landfill biogas recovery system located at the City's Noble Hill Sanitary Landfill.

The City issued not to exceed $4,877,000 Special Obligation Bonds (State of Missouri – Direct Loan Program), Series 2023, on August 30, 2023. The proceeds will be used for work in Group Six of the City of Springfield's Public Sewer Rehabilitation and Inflow and Infiltration Reduction program. Project Group Six rehabilitation work is characterized as cured in place pipe lining.

(k) Deficits

The accumulated deficit in the Coronavirus Fiscal Recovery fund in the amount of $26,819 will be eliminated by future revenues. The accumulated deficit in the nonmajor special revenue funds in the amount of $597,811 in the Workforce Development fund will be eliminated by future revenues. The accumulated deficit in the nonmajor capital projects funds in the amount of $1,948,724 in the Public Works Improvement fund will also be eliminated by future revenues.

(l) Works of Art

The Springfield Art Museum is a general museum of fine art. The museum wishes to form and maintain collections of the highest possible aesthetic quality and significance, covering the entire range of the history of art. The collection consists of glass, metalwork, manuscripts, musical instruments, paintings, prints, silver, ceramics, and sculptures. In recognition of the museum's existing collections and limited acquisition funds, acquisitions of new collections generally focus on American art of all periods. It is assumed that all objects that become the property of the Springfield Art Museum, whether donated or purchased, are to remain in the museum's collection on a permanent basis. If an object or group of objects is sold, the monies derived from the sale shall be added to the museum's acquisition fund and expended in the appropriate fiscal year or deposited in the museum's endowment fund to be utilized at a future date. Since the collection is not held for financial gain, but is protected, preserved, and disposed only in order to acquire other works of art, the collections are excluded from the government-wide financial statements.

(m) Other Liabilities and Deferred Inflows of Resources – City Utilities

Other liabilities as of September 30, 2022, consist of the following:

Accruals		
Interest	$	3,819,000
Salaries and wages		1,582,000
Pension contributions and other		3,626,000
Electric purchased power		2,220,000
Natural gas, coal and other fuels		8,926,000
	$	20,173,000

Deferred inflows related to utilities of $70,835,000 as of September 30, 2022 consists of contributions in aid of construction.

(n) Accounting Change

Governmental Accounting Standards Board Statement No. 96, *Subscription-Based Information Technology Arrangements*, was implemented during fiscal year 2023. The new standard requires the reporting of certain subscription-based information technology assets and liabilities which were previously not reported. The result of these changes had no effect on the beginning net position.

		Governmental Activities	
		Capital Assets	**Long-Term Liabilities Subscription-Based Information Technology Agreements**
Balances June 30, 2022,	$		
as previously reported		434,181,896	214,664,047
Change to implement GASB No. 96		2,694,195	2,694,195
Balances July 1, 2022, as restated	$	436,876,091	217,358,242

(o) Accounting Change – City Utilities

Governmental Accounting Standards Board Statement No. 87, *Leases*, was implemented by City Utilities beginning October 1, 2021. The new standard requires the reporting of certain lease assets and liabilities which were not previously reported. The implementation of this Statement resulted in the recognition of a lease receivable and a deferred inflow of resources of $75,429,000 for lessor contracts and a lease asset and lease liability of $445,000 for lessee contracts as of October 1, 2021. The result of these changes had no effect on the beginning net position.

CITY OF SPRINGFIELD, MISSOURI

Required Supplementary Information

Budgetary Comparison Schedule – General Fund

Year ended June 30, 2023

	Budgeted amounts			Variance with
	Original	Final	Actual	final budget –
Revenues:				
Taxes:				
Sales	$ 63,965,000	63,965,000	69,067,663	5,102,663
Franchise	3,952,000	3,952,000	4,333,101	381,101
Room	570,000	570,000	167,429	(402,571)
Licenses and permits	6,292,000	6,292,000	7,118,133	826,133
Intergovernmental	—	1,200	—	(1,200)
Charges for services	675,000	759,495	973,079	213,584
Fines and forfeitures	860,000	860,000	1,040,253	180,253
Investment income (loss)	155,000	1,083,000	1,323,489	240,489
Payments in lieu of taxes	16,200,000	16,200,000	19,434,271	3,234,271
Other	5,773,999	19,040,183	576,295	(18,463,888)
Total revenues	98,442,999	112,722,878	104,033,713	(8,689,165)
Expenditures:				
Current:				
General government, parks and recreation and public health:				
Public records	659,569	796,561	790,791	5,770
Council	210,676	226,093	168,065	58,028
Public information office	852,229	935,904	917,988	17,916
City manager	7,089,808	3,208,101	2,822,795	385,306
Finance	4,311,992	5,110,792	1,146,041	3,964,751
Counsel, legal advice and prosecution	2,403,382	2,429,174	2,141,921	287,253
Human resources	2,156,876	2,398,228	2,091,292	306,936
Municipal court operations	1,811,811	1,890,791	1,779,643	111,148
Information systems	4,500,174	4,962,152	4,434,124	528,028
Inspection	3,632,147	4,603,329	3,471,857	1,131,472
Parks and recreation	90,000	90,000	48,108	41,892
Public health	80,000	103,290	79,555	23,735
Workforce development	75,000	118,825	30,814	88,011
Total general government, parks and recreation and public health	27,873,664	26,873,240	19,922,994	6,950,246
Public works:				
Engineering	1,538,173	1,489,925	1,326,585	163,340
Maintenance	8,119,910	8,810,151	8,211,475	598,676
Total public works	9,658,083	10,300,076	9,538,060	762,016
Public safety:				
Police	32,069,199	34,308,741	31,442,668	2,866,073
Fire	22,664,386	24,390,118	24,211,343	178,775
Total public safety	54,733,585	58,698,859	55,654,011	3,044,848
Planning and development services:				
Housing and redevelopment services	1,609,443	1,884,921	1,452,612	432,309
Zoning and subdivision services	695,956	1,207,427	708,812	498,615
Economic Vitality	1,071,559	799,563	709,543	90,020
Total planning and development services	3,376,958	3,891,911	2,870,967	1,020,944
Debt service:				
Principal	—	—	95,007	(95,007)
Interest and other charges	—	9,000	20,761	(11,761)
Payments on lease agreements	—	—	3,791,047	(3,791,047)
Total debt service	—	9,000	3,906,815	(3,897,815)
Capital outlay:				
Maintenance	1,179,466	—	280,669	(280,669)
Engineering	18,581	—	8,675	(8,675)
Fire	1,140,000	1,385,000	84,163	1,300,837
Police	—	167,503	62	167,441
General government and planning and development	222,703	18,293,219	21,323,181	(3,029,962)
Total capital outlay	2,560,750	19,845,722	21,696,750	(1,851,028)
Total expenditures	98,203,040	119,618,808	113,589,597	6,029,211
Excess (deficiency) of revenues over (under) expenditures	239,959	(6,895,930)	(9,555,884)	(2,659,954)
Other financing sources (uses):				
Initiation of lease obligation or subscription-based arrangement	—	—	8,854,203	8,854,203
Transfers in	3,719,333	5,919,333	5,761,444	(157,889)
Transfers out	(3,959,292)	(3,875,890)	(3,225,401)	650,489
Total other financing sources (uses)	(239,959)	2,043,443	11,390,246	9,346,803
Net change in fund balances	—	(4,852,487)	1,834,362	6,686,849
Fund balances – beginning	46,902,970	46,902,970	46,902,970	—
Fund balances – ending	$ 46,902,970	42,050,483	48,737,332	6,686,849

See note to required supplementary information.

CITY OF SPRINGFIELD, MISSOURI

Required Supplementary Information

Budgetary Comparison Schedule – Community Development Special Revenue Fund

Year ended June 30, 2023

	Budgeted amounts			Variance with
	Original	Final	Actual	final budget
Revenues:				
Intergovernmental	$ 2,650,000	14,726,369	3,570,238	(11,156,131)
Interest income	—	—	50,669	50,669
Other	4,891,244	5,051,244	786,985	(4,264,259)
Total revenues	7,541,244	19,777,613	4,407,892	(15,369,721)
Expenditures:				
Planning and development	7,510,244	19,743,474	3,368,195	16,375,279
Excess (deficiency) of revenues over (under) expenditures	31,000	34,139	1,039,697	1,005,558
Other financing sources (uses):				
Transfers in	79,000	79,000	88,000	9,000
Transfers out	(110,000)	(110,000)	(23,963)	86,037
Total other financing sources (uses)	(31,000)	(31,000)	64,037	95,037
Net change in fund balance	—	3,139	1,103,734	1,100,595
Fund balances – beginning	46,500,031	46,500,031	46,500,031	—
Fund balances – ending	$ 46,500,031	46,503,170	47,603,765	1,100,595

See note to required supplementary information.

CITY OF SPRINGFIELD, MISSOURI

Required Supplementary Information

Budgetary Comparison Schedule – Public Safety Pension Sales Tax Fund

Year ended June 30, 2023

		Original budget	Final budget	Actual	Variance with final budget
Revenues:					
Sales tax	$	41,975,275	41,975,275	44,525,318	2,550,043
Expenditures:					
Public safety		41,939,943	41,939,943	44,525,318	(2,585,375)
Excess (deficiency) of revenues over (under) expenditures		35,332	35,332	—	(35,332)
Other financing sources (uses)					
Transfers out		(35,332)	(35,332)	—	35,332
Total other financing sources (uses)		(35,332)	(35,332)	—	35,332
Net change in fund balance		—	—	—	—
Fund balances – beginning		—	—	—	—
Fund balances – ending	$	—	—	—	—

See note to required supplementary information.

CITY OF SPRINGFIELD, MISSOURI

Required Supplementary Information

Budgetary Comparison Schedule – Public Parks Special Revenue Fund

Year ended June 30, 2023

	Original budget	Final budget	Actual	Variance with final budget
Revenues:				
Property taxes	$ 6,948,000	7,198,000	7,411,717	213,717
Sales taxes	13,354,855	14,654,855	15,023,583	368,728
Charges for services	10,201,354	10,201,354	9,223,301	(978,053)
Intergovernmental	—	294,450	284,879	(9,571)
Investment income (loss)	—	—	278	278
Other	452,044	1,055,728	490,870	(564,858)
Total revenues	30,956,253	33,404,387	32,434,628	(969,759)
Expenditures:				
Parks and recreation	30,621,253	36,449,948	34,528,698	1,921,250
Excess (deficiency) of revenues over (under) expenditures	335,000	(3,045,561)	(2,094,070)	951,491
Other financing sources (uses):				
Initiation of financed purchase	—	—	523,683	523,683
Transfers in	300,000	300,000	350,213	50,213
Transfers out	(635,000)	(635,000)	(765,333)	(130,333)
Total other financing sources (uses)	(335,000)	(335,000)	108,563	443,563
Net change in fund balance	—	(3,380,561)	(1,985,507)	1,395,054
Fund balances – beginning	7,257,626	7,257,626	7,257,626	—
Fund balances – ending	$ 7,257,626	3,877,065	5,272,119	1,395,054

See note to required supplementary information.

CITY OF SPRINGFIELD, MISSOURI

Required Supplementary Information

Budgetary Comparison Schedule – Coronavirus Fiscal Recovery Fund

Year ended June 30, 2023

	Original budget	Final budget	Actual	Variance with final budget
Revenues:				
Intergovernmental	$ —	51,128,597	3,224,848	(47,903,749)
Expenditures:				
General government	—	51,128,597	3,251,667	47,876,930
Excess (deficiency) of revenues over (under) expenditures	—	—	(26,819)	(26,819)
Net change in fund balance	—	—	(26,819)	(26,819)
Fund balances – beginning	—	—	—	—
Fund balances – ending	$ —	—	(26,819)	(26,819)

See note to required supplementary information.

CITY OF SPRINGFIELD, MISSOURI

Required Supplementary Information

Notes to Budgetary Comparison Schedules

Year ended June 30, 2023

(1) Budgets and Budgetary Accounting

The City utilizes the following procedures in establishing the budgetary data reflected in the financial statements:

1. By May 1 of each year, the City Manager submits to the City Council a proposed operating budget for the fiscal year commencing the following July 1. The operating budget includes proposed expenditure plans for all fund types (except fiduciary funds, which are not subject to budgetary considerations) and the proposed means of financing them.

2. One public hearing is conducted by the City Council in late May or early June to obtain taxpayers' comments on the proposed budget and tax levy.

3. Prior to July 1, ordinances are passed by City Council that provide for legally adopted budgets in the City's general and special revenue funds. Plans approved for capital projects, debt service and proprietary fund types provide operating guidance subject to actual activity during the fiscal year.

4. The City operates on a program performance budget system, with legally adopted budgets prepared by fund, program, and department. The legal level of budgetary control is at the department level. The City's department heads may make transfers of appropriations within a department. Transfers of appropriations between departments require the approval of the City Council.

5. Formal budgetary integration is employed as a management control device in the general and special revenue funds. Formal budgetary integration is not employed for debt service funds since budgetary control is achieved though general obligation bond indenture provisions.

6. Budgets for the general and special revenue funds are adopted on a basis consistent with GAAP. Budgeted amounts may be amended by the City Council on approved budget adjustment forms.

CITY OF SPRINGFIELD, MISSOURI

Required Supplementary Information

Schedule of Changes in the City's Net Pension Liability and Related Ratios

Police Officers' and Fire Fighters' Retirement System

June 30, 2023

	2023	2022	2021	2020	2019	2018	2017	2016	2015	2014
Total Pension Liability										
Service cost	$ 4,810,425	4,407,304	4,789,072	5,330,810	4,627,387	4,857,515	5,124,179	6,186,917	6,421,328	6,435,458
Interest on total pension liability	40,295,861	39,695,952	38,413,177	37,607,138	34,758,613	33,801,335	32,752,550	31,689,760	30,102,570	28,172,681
Effect of plan changes	—	—	—	—	(71,511)	—	—	894,095	—	—
Effect of economic/demographic gains or (losses)	11,351,194	12,372,650	12,680,389	2,501,580	10,515,657	3,533,860	(25,688,781)	12,967,592	9,559,745	3,960,404
Effect of assumption changes or inputs	—	41,147,302	—	—	60,951,256	—	—	25,654,760	—	38,019,918
Benefit payments	(38,062,908)	(36,192,984)	(35,351,968)	(29,730,892)	(29,173,906)	(27,429,971)	(26,224,549)	(24,565,654)	(23,409,498)	(22,187,500)
Net Change in Total Pension Liability	18,394,572	61,430,224	20,530,670	15,708,636	81,607,496	14,762,739	(14,036,601)	52,827,470	22,674,145	54,400,961
Total Pension Liability - Beginning	685,541,493	624,111,269	603,580,599	587,871,963	506,264,467	491,501,728	505,538,329	452,710,859	430,036,714	375,635,753
Total Pension Liability - Ending (a)	703,936,065	685,541,493	624,111,269	603,580,599	587,871,963	506,264,467	491,501,728	505,538,329	452,710,859	430,036,714
Fiduciary Net Position										
Employer - public safety pension sales tax	44,525,318	42,813,789	37,101,896	34,063,300	33,691,589	33,237,631	32,264,970	31,993,126	30,772,390	29,315,082
Employer contributions	4,937,065	5,375,347	5,581,681	6,153,048	6,337,971	6,578,099	6,682,484	7,050,080	7,131,402	7,658,315
Member contributions	2,379,544	2,609,483	2,720,435	3,031,778	2,874,030	2,978,645	3,171,628	2,945,796	2,982,942	3,201,170
Net investment income (loss)	47,711,905	(68,280,085)	117,878,855	8,250,228	17,757,238	18,966,441	35,586,160	2,961,409	(4,344,668)	37,637,463
Other revenue	322	1,870	31,637	30,596	43,774	14,975	316,441	—	82,892	25,926
Benefit payments	(33,532,545)	(31,600,802)	(29,699,172)	(27,662,140)	(26,313,731)	(24,920,661)	(23,459,434)	(22,179,942)	(20,823,494)	(19,227,871)
Refunds of contributions	(4,530,361)	(4,592,182)	(5,652,790)	(2,068,752)	(2,860,175)	(2,509,310)	(2,765,114)	(2,385,712)	(2,586,004)	(2,959,629)
Administrative expenses	(496,493)	(433,374)	(376,427)	(397,763)	(407,504)	(387,743)	(377,530)	369,065	(335,340)	(354,745)
Net Change in Fiduciary Net Position	60,994,755	(54,105,954)	127,586,115	21,400,295	31,123,192	33,958,077	51,419,605	20,753,822	12,880,120	55,295,711
Fiduciary Net Position - Beginning	554,668,732	608,774,686	481,188,571	459,788,276	428,665,084	394,707,007	343,287,402	322,533,580	309,653,460	254,357,749
Fiduciary Net Position - Ending (b)	615,663,487	554,668,732	608,774,686	481,188,571	459,788,276	428,665,084	394,707,007	343,287,402	322,533,580	309,653,460
Net Pension Liability, Ending = (a) - (b)	88,272,578	130,872,761	15,336,583	122,392,028	128,083,687	77,599,383	96,794,721	162,250,927	130,177,279	120,383,254
Fiduciary Net Position as a Percentage of Total Pension Liability	87.46%	80.91%	97.54%	79.72%	78.21%	84.67%	80.30%	67.90%	71.23%	72.01%
Covered Payroll	11,927,613	12,788,884	13,621,013	14,922,980	16,089,920	16,588,735	17,337,474	19,031,138	18,844,060	18,770,274
Net Pension Liability as a Percentage of Covered Payroll	740.07%	1023.33%	112.60%	820.16%	796.05%	467.78%	558.30%	852.56%	690.81%	641.35%

Note: In 2016, amounts reported as changes in assumptions resulted primarily from the change in discount rate. In 2019, amounts reported as assumption changes resulted primarily from a decrease in the discount rate and investment rate of return from 7.0% to 6.5%, change in the mortality table, decrease in the inflation rate from 2.5% to 2.3% and change in retirement rates. In 2021, amounts reported as changes in assumptions resulted primarily from the change in the mortality table and decrease in the long-term rate of return. In 2022, amounts reported as assumption changes resulted from decrease in discount rate and investment rate of return from 6.5% to 6.0%.

CITY OF SPRINGFIELD, MISSOURI

Required Supplementary Information

Schedule of City Contributions

Police Officers' and Fire Fighters' Retirement System

Ten Years Ended June 30, 2023

Fiscal Year Ending June 30	Actuarially Determined Contribution	Actual Employer Contribution	Contribution Deficiency (Excess)	Covered Payroll	Contribution as a % of Covered Payroll
2014	$ 19,607,474	36,973,397	(17,365,923)	18,770,274	196.98%
2015	16,267,747	37,903,792	(21,636,045)	18,844,060	201.14%
2016	18,370,494	39,043,206	(20,672,712)	19,031,138	205.15%
2017	16,423,634	38,947,454	(22,523,820)	17,337,474	224.64%
2018	14,546,713	39,815,730	(25,269,017)	16,588,735	240.02%
2019	12,862,864	40,029,560	(27,166,696)	16,089,920	248.79%
2020	11,265,000	40,216,348	(28,951,348)	14,922,980	269.49%
2021	16,890,789	42,683,577	(25,792,788)	13,621,013	313.37%
2022	15,663,555	48,189,136	(32,525,581)	12,788,884	376.80%
2023	11,917,967	49,462,384	(37,544,417)	11,927,613	414.69%

Notes to Schedule:

Valuation date: Actuarially determined contribution rates are calculated as of June 30, one year prior to the end of the fiscal year which the contributions are reported. Methods and assumptions used to determine contribution rates:

Actuarial cost method	Entry age normal
Amortizing method	Level dollar, closed
Remaining amortization period	7 years
Asset valuation method	4 years, non-asymptotic
Inflation	2.3%
Salary increases	Range from 7.0% at hire to 2.5% at 13 years of service
Net investment rate of return	6.0%
Cost of living adjustment	3%

Retirement age

Age	Percentage retiring in the next year
45-50	35%
51-54	25%
55-59	50%
60+	100%

Turnover	Rates based on experience
Mortality	Pub-2010 Safety Amount-Weighted Mortality Tables with generational projection from 2010 using 70% of Scale MP-2018

CITY OF SPRINGFIELD, MISSOURI

Required Supplementary Information

Schedule of Changes in the City's Net Pension Liability and Related Ratios

Missouri Local Government Employees Retirement System

June 30, 2023

	2023	2022	2021	2020	2019	2018	2017	2016	2015
Total Pension Liability									
Service cost	$ 12,154,080	$ 11,108,120	$ 10,635,426	$ 10,031,226	$ 9,422,651	8,876,187	$ 8,383,463	$ 7,711,405	$ 7,314,005
Interest on total pension liability	30,493,203	28,286,671	28,667,258	27,025,315	25,519,207	24,242,444	23,161,065	21,258,824	20,338,603
Difference between expected and actual experience	20,766,415	12,332,930	(2,522,488)	3,939,749	3,723,636	1,278,339	(1,089,907)	331,826	(327,941)
Effect of assumption changes or inputs	—	—	—	—	—	—	—	—	—
Changes of assumptions	—	—	(9,062,952)	—	—	—	—	11,682,483	—
Benefit payments	(21,578,902)	(19,889,599)	(18,656,074)	(18,635,531)	(17,760,867)	(16,373,225)	(15,209,331)	(14,948,976)	(14,709,597)
Net Change in Total Pension Liability	41,834,796	31,838,122	9,061,170	22,360,759	20,904,627	18,023,745	15,245,290	26,035,562	12,615,070
Total Pension Liability - Beginning	440,249,899	408,411,777	399,350,607	376,989,848	356,085,221	338,061,476	322,816,186	296,780,624	284,165,554
Total Pension Liability - Ending (a)	482,084,695	440,249,899	408,411,777	399,350,607	376,989,848	356,085,221	338,061,476	322,816,186	296,780,624
Fiduciary Net Position									
Employer contributions	17,486,428	15,987,744	14,456,078	13,374,427	12,706,096	11,911,247	10,712,413	10,730,032	10,393,079
Employee contrtibutions	45,996	17,877	—	—	57,701	—	39,487	835,088	—
Net investment income (loss)	16,835,733	493,131	102,597,079	4,983,921	23,461,238	39,860,875	35,144,124	(190,858)	5,869,623
Benefit payments	(21,578,902)	(19,889,599)	(18,656,074)	(18,635,531)	(17,760,867)	(16,373,225)	(15,209,331)	(14,948,976)	(14,709,597)
Administrative expenses	(443,166)	(312,502)	(284,823)	(369,525)	(320,387)	(219,064)	(209,536)	(200,224)	(212,878)
Other (net transfer)	32,136	(1,596,948)	(406,452)	796,127	184,429	567,621	402,304	1,311,867	(3,482,136)
Net Change in Fiduciary Net Position	12,378,225	(5,300,297)	97,705,808	149,419	18,328,210	35,747,454	30,879,461	(2,463,071)	(2,141,909)
Fiduciary Net Position - Beginning	474,602,808	479,903,105	382,197,297	382,047,878	363,719,668	327,972,214	297,092,753	299,555,824	301,697,733
Fiduciary Net Position - Ending (b)	486,981,033	474,602,808	479,903,105	382,197,297	382,047,878	363,719,668	327,972,214	297,092,753	299,555,824
Net Pension Liability (Asset), Ending = (a) - (b)	(4,896,338)	$ (34,352,909)	$ (71,491,328)	$ 17,153,310	$ (5,058,030)	$ (7,634,447)	$ 10,089,262	$ 25,723,433	$ (2,775,200)
Fiduciary Net Position as a Percentage of Total Pension Liability	101.02%	107.80%	117.50%	95.70%	101.34%	102.14%	97.02%	92.03%	100.94%
Covered Payroll	98,884,492	87,357,574	$ 82,235,745	$ 79,244,662	$ 74,373,640	$ 70,497,960	$ 66,876,221	$ 63,399,882	$ 58,419,529
Net Pension Liability (Asset) as a Percentage of Covered Payroll	-4.95%	-39.32%	-86.93%	21.65%	-6.80%	-10.83%	15.09%	40.57%	-4.75%

This schedule presents the information available to the City and will include ten-year trend information once available.

Note: In 2016, amounts reported as changes in assumptions resulted primarily from the change in the mortality table, inflation rate and salary increase.

In 2021, amounts reported as changes in assumptions resulted primarily from the change in the mortality table and decrease in the long-term rate of return.

CITY OF SPRINGFIELD, MISSOURI

Required Supplementary Information

Schedule of City Contributions

Missouri Local Government Employees Retirement System

Ten Years Ended June 30, 2023

Fiscal Year Ending June 30	Actuarially Determined Contribution	Actual Employer Contribution	Contribution Deficiency (Excess)	Covered Payroll	Contribution as a % of Covered Payroll
2014	$' 10,029,737	10,029,738	(1)	57,081,234	17.57%
2015	10,389,477	10,389,477	—	59,111,940	17.58%
2016	10,728,152	10,728,151	1	66,207,880	16.20%
2017	10,712,822	10,712,822	—	68,066,639	15.74%
2018	12,072,598	11,911,247	161,351	70,497,960	16.90%
2019	12,758,009	12,706,096	51,913	75,352,876	16.86%
2020	13,370,999	13,371,000	(1)	80,386,305	16.63%
2021	14,460,966	14,460,966	—	84,198,974	17.17%
2022	15,974,142	15,974,143	(1)	90,771,581	17.60%
2023	17,487,519	17,487,517	2	101,021,235	17.31%

CITY OF SPRINGFIELD, MISSOURI

Required Supplementary Information

Schedule of City Contributions

Missouri Local Government Employees Retirement System

Ten Years Ended June 30, 2023

Notes to Schedule:

Valuation date: Actuarially determined contribution rates are calculated as of February 28, two years and four months prior to the end of the fiscal year which the contributions are reported.

Methods and assumptions used to determine contribution rates:

Actuarial cost method	Entry age normal and modified terminal funding
Amortization method	A level percentage of payroll amortization methiod is used to amortize the UAAL over a closed period of years. If the UAAL (excluding the UAAL associated with benefit changes) is negative, then this amount is amortized over the greater of (i) the remaining initial amortization period or (ii) 15 years.
Remaining amortization period	General - Multiple bases from 8 to 15 years Police & Fire - Multiple bases from 7 to 17 years
Asset valuation method	5 year smoothed market, 20% corridor
Inflation	2.75% wage inflation, 2.25% price inflation
Salary increases	General - 2.75% to 6.75%, including wage inflation Police - 2.75% to 6.55%, including wage inflation Fire - 2.75 to 7.15% including wage inflation
Net investment rate of return	7.00%, net of investment expenses
Retirement age	Experience-based table of rates that are specific to the type of eligibility condition.
Mortality	The healthy retiree mortality tables, for post-retirement mortality, used in evaluating allowances to be paid were 115% of the PubG-2010 Retiree Morality Table for males and females. The disabled retire mortality tables, for post-retirement mortality, used in evaluating allowances to be paid were 115% of the PubNS-2010 Disabled Retiree Mortality Table for males and females. The pre-retirement mortality tables used were 75% retirement mortality tables used were 75% of the PubG-2010 Employees Mortality Table for males and females of General groups and 75% of the PubS-2010 Employee Mortality Table for males and females of Police, Fire and Public Safety groups. Mortality rates for a particular calendar year are determined by applying the MP-2020 mortality improvement scale to the above described tables.
Other information	None

Note: UAAL is the Unfunded Actuarial Accrued Liability.

CITY OF SPRINGFIELD, MISSOURI

Required Supplementary Information

Schedule of Changes in City Utilities Net Pension Liability and Related Ratios

Missouri Local Government Employees Retirement System

September 30, 2022

	2022	2021	2020	2019	2018	2017	2016	2015
Total Pension Liability								
Service cost	$ 9,821,000	$ 9,806,000	$ 9,545,000	$ 9,418,000	$ 9,355,000	$ 9,198,000	$ 9,188,000	$ 8,936,000
Interest on total pension liability	46,735,000	48,891,000	46,759,000	44,968,000	43,369,000	41,854,000	39,582,000	37,903,000
Difference between expected and actual experience	8,980,000	(8,754,000)	9,442,000	4,707,000	1,420,000	(460,000)	(10,678,000)	4,040,000
Effect of assumption changes or inputs	—	—	—	—	—	—	—	—
Changes of assumptions	—	(17,610,000)	—	—	—	—	21,480,000	—
Benefit payments	(41,136,000)	(37,057,000)	(35,863,000)	(33,103,000)	(31,161,000)	(28,445,000)	(28,026,000)	(27,684,000)
Net Change in Total Pension Liability	24,400,000	(4,724,000)	29,883,000	25,990,000	22,983,000	22,147,000	31,546,000	23,195,000
Total Pension Liability - Beginning	683,032,000	687,756,000	657,873,000	631,883,000	608,900,000	586,753,000	555,207,000	532,012,000
Total Pension Liability - Ending (a)	707,432,000	683,032,000	687,756,000	657,873,000	631,883,000	608,900,000	586,753,000	555,207,000
Fiduciary Net Position								
Employer contributions	20,123,000	19,440,000	18,374,000	18,199,000	17,893,000	17,583,000	16,984,000	17,178,000
Employee contrtibutions	157,000	68,000	—	—	215,000	349,000	119,000	—
Net investment income (loss)	565,000	170,762,000	8,370,000	39,757,000	68,867,000	59,811,000	(993,000)	10,265,000
Benefit payments	(41,136,000)	(37,057,000)	(35,863,000)	(33,103,000)	(31,161,000)	(28,445,000)	(28,026,000)	(27,684,000)
Administrative expenses	(218,000)	(200,000)	(259,000)	(229,000)	(159,000)	(157,000)	(155,000)	(170,000)
Other (net transfer)	1,425,000	(60,000)	3,575,000	(37,000)	379,000	1,270,000	42,000	(5,652,000)
Net Change in Fiduciary Net Position	(19,084,000)	152,953,000	(5,803,000)	24,587,000	56,034,000	50,411,000	(12,029,000)	(6,063,000)
Fiduciary Net Position - Beginning	787,067,000	634,113,000	639,916,000	615,329,000	559,295,000	508,884,000	520,913,000	526,976,000
Fiduciary Net Position - Ending (b)	767,983,000	787,066,000	634,113,000	639,916,000	615,329,000	559,295,000	508,884,000	520,913,000
Net Pension Liability (Asset), Ending = (a) - (b)	(60,551,000)	$ (104,034,000)	$ 53,643,000	$ 17,957,000	$ 16,554,000	$ 49,605,000	$ 77,869,000	$ 34,294,000
Fiduciary Net Position as a Percentage of Total Pension Liability	108.56%	115.23%	92.20%	97.27%	97.38%	91.85%	86.73%	93.82%
Covered Payroll	80,973,000	$ 82,873,000	$ 80,981,000	$ 78,710,000	$ 78,335,000	$ 77,436,000	$ 75,517,000	$ 74,330,000
Net Pension Liability as a Percentage of Covered Payroll	-74.78%	-125.53%	66.24%	22.81%	21.13%	64.06%	103.11%	46.14%

This schedule presents the information available to City Utilities and will include ten-year trend information once available.

In accordance with GASB 68, information presented in this schedule was determined as of the measurement date (June 30) of the net pension liability.

In 2016, amounts reported as changes in assumptions resulted primarily from a change in the mortality tables. In 2021, amounts reported as change in assumptions resulted primarily from a decrease in the discount rate from 7.25 % to 7.00%.

CITY OF SPRINGFIELD, MISSOURI

Required Supplementary Information

Schedule of City Utilities' Contributions

Missouri Local Government Employees Retirement System

Ten Years Ended September 30, 2022

Fiscal Year Ending September 30	Actuarially Determined Contribution	Actual Employer Contribution	Contribution Deficiency (Excess) *	Covered Payroll	Contribution as a % of Covered Payroll
2013	$ 16,369,192	15,389,838	979,354	69,953,809	22.00%
2014	16,977,181	16,903,685	73,495	73,494,286	23.00%
2015	17,250,031	17,250,032	(1)	75,327,646	22.90%
2016	17,224,630	17,224,628	2	78,293,772	22.00%
2017	17,299,688	17,299,689	—	79,356,369	21.80%
2018	18,088,924	18,088,925	(2)	79,337,384	22.80%
2019	18,151,516	18,151,517	(1)	79,962,624	22.70%
2020	18,510,818	18,510,819	(1)	81,187,795	22.80%
2021	19,671,240	19,671,240	—	83,707,401	23.50%
2022	20,870,358	20,785,520	84,839	84,838,855	24.50%

* Deficiency is a result of the limitation of Missouri State Statute 70.730, which limits increases to the contribution percentage to 1% per year.

In accordance with GASB 68, information presented in this schedule was determined as of City Utilities' fiscal year end (September 30).

CITY OF SPRINGFIELD, MISSOURI

Required Supplementary Information

Schedule of City Utilities' Contributions

Missouri Local Government Employees Retirement System

Ten Years Ended September 30, 2022

Valuation date	February 28, 2022
Notes	The roll-forward of total pension liability from February 28, 2022 to June 30, 2022 reflects expected service cost and interest reduced by actual benefit payments.
Actuarial cost method	Entry Age Normal and Modified Terminal Funding
Amortization method	Level percentage of payroll, closed
Remaining amortization period	Multiple bases from 7 to 15 years
Asset valuation method	5 year smoothed market, 20% corridor
Inflation	2.75% wage inflation, 2.25% price inflation
Salary increases	2.75% to 6.75%, including wage inflation
Net investment rate of return	7.00%, net of investment expenses
Retirement age	Experience-based table of rates that are specific to the type of eligibility condition.
Mortality	The healthy retiree mortality tables, for post-retirement mortality, used in evaluating allowance to be paid were 115% of the PubG-2010 Retiree Mortality Table for males and females. The disabled retiree mortality tables, for post-retirement mortality, used in evaluating allowances to be paid were 115% of the PubNS-2010 Disabled Mortality Table for males and females. The pre-retirement mortality tables used were 75% of the PubG-2010 Employee Mortality Table for males and females of General Group and 75% of the PubS-2010 Employee Mortality Table for males and females of Police, Fire and Public Safety groups. Mortality rates for a particular calendar year are determined by applying the MP-2020 mortality improvement scale to the above described tables.
Other Information	None

In accordance with GASB 68, information presented in this schedule was determined as of City Utilities' fiscal year-end (September 30).

CITY OF SPRINGFIELD, MISSOURI

Combining Balance Sheet

Nonmajor Governmental Funds

June 30, 2023

Assets		Special revenue	Debt service	Capital projects	Permanent	Total nonmajor governmental funds
Cash and investments	$	46,624,536	15,323,436	88,083,732	1,749,344	151,781,048
Accrued interest receivable		112,360	61,885	184,999	5,078	364,322
Special assessments receivable		—	667,115	—	—	667,115
Property taxes receivable:						
Current		6,857,165	10,981,524	919,913	—	18,758,602
Delinquent		238,077	381,273	—	—	619,350
		7,095,242	11,362,797	919,913	—	19,377,952
Less allowance for uncollectible amounts		(31,241)	(49,580)	—	—	(80,821)
Net property taxes receivable		7,064,001	11,313,217	919,913	—	19,297,131
Restricted cash and investments		—	3,876,772	—	—	3,876,772
Sales tax and other receivables, net		15,229,424	107,500	3,767,891	—	19,104,815
Inventories		1,207,906	—	—	—	1,207,906
Prepaid expenses		263,379	—	—	—	263,379
Due from other funds		132,148	—	—	—	132,148
Due from other governments		3,607,469	—	6,101,154	—	9,708,623
Total assets	$	74,241,223	31,349,925	99,057,689	1,754,422	206,403,259
Liabilities						
Accounts payable and other accrued liabilities	$	3,609,132	2,434	5,836,441	—	9,448,007
Unearned revenue		80,927	—	47,188	—	128,115
Due to other funds		1,313,244	84,007	1,296,497	—	2,693,748
Total liabilities		5,003,303	86,441	7,180,126	—	12,269,870
Deferred inflows of resources						
Unavailable revenue		17,736,524	11,910,664	4,636,621	—	34,283,809
Fund balances						
Nonspendable		1,471,285	—	—	1,338,671	2,809,956
Restricted		26,437,760	3,876,672	65,244,751	—	95,559,183
Committed		13,677,917	14,970,810	23,944,915	—	52,593,642
Assigned		10,775,624	505,338	—	415,751	11,696,713
Unassigned		(861,190)	—	(1,948,724)	—	(2,809,914)
Total fund balances		51,501,396	19,352,820	87,240,942	1,754,422	159,849,580
Total liabilities, deferred inflows of resources and fund balances	$	74,241,223	31,349,925	99,057,689	1,754,422	206,403,259

CITY OF SPRINGFIELD, MISSOURI

Combining Statement of Revenues, Expenditures and

Changes in Fund Balances – Nonmajor Governmental Funds

Year ended June 30, 2023

	Special revenue	Debt service	Capital projects	Permanent	Total nonmajor governmental funds
Revenues:					
Property taxes	$ 8,811,382	10,585,260	692,453	—	20,089,095
Sales taxes	27,589,116	—	22,744,723	—	50,333,839
Room taxes	6,594,842	—	—	—	6,594,842
Intergovernmental	25,575,424	—	11,158,918	—	36,734,342
Charges for current services and rent	5,916,013	—	—	25,609	5,941,622
Special assessments	—	862,588	—	—	862,588
Investment income (loss) and rent	791,820	565,287	1,879,432	42,311	3,278,850
Other	2,904,965	13,200	5,071,420	—	7,989,585
Total revenues	78,183,562	12,026,335	41,546,946	67,920	131,824,763
Expenditures:					
Current:					
Public works	15,743,467	—	—	—	15,743,467
Public safety	24,390,278	—	—	—	24,390,278
Parks and recreation	7,055,548	—	—	—	7,055,548
Planning and development	8,561	—	—	—	8,561
Public health	12,417,415	—	—	—	12,417,415
General government	12,029,256	—	—	—	12,029,256
Debt service:					
Principal	—	8,383,139	—	—	8,383,139
Bond issuance costs	—	250,742	—	—	250,742
Interest and other charges	—	3,815,868	—	—	3,815,868
Capital outlay:					
Public works	—	—	36,690,418	—	36,690,418
Parks and recreation	—	—	252,474	—	252,474
Planning and development	—	—	64,285	—	64,285
Public health	—	—	100,250	—	100,250
General government	—	—	295,817	—	295,817
Total expenditures	71,644,525	12,449,749	37,403,244	—	121,497,518
Excess (deficiency) of revenues over (under) expenditures	6,539,037	(423,414)	4,143,702	67,920	10,327,245
Other financing sources (uses):					
Issuance of debt	—	256,309	13,898,691	—	14,155,000
Bond premium (discount)	—	—	1,101,309	—	1,101,309
Transfers in	9,329,738	6,635,982	1,179,567	—	17,145,287
Transfers out	(3,853,463)	(9,575,000)	(3,600,569)	—	(17,029,032)
Total other financing sources (uses)	5,476,275	(2,682,709)	12,578,998	—	15,372,564
Net change in fund balance	12,015,312	(3,106,123)	16,722,700	67,920	25,699,809
Fund balance - beginning	39,486,084	22,458,943	70,518,242	1,686,502	134,149,771
Fund balance - ending	$ 51,501,396	19,352,820	87,240,942	1,754,422	159,849,580

CITY OF SPRINGFIELD, MISSOURI

Nonmajor Governmental Funds

Special Revenue Funds

Art Museum – The art museum fund was established by City Charter to account for the proceeds of a four-cent ad valorem tax levy and contributions, which represent the primary sources of funding for the activities of the art museum.

Public Health Services – The public health services fund was established by City Charter to account for the proceeds of an 11-cent ad valorem tax levy, which partially funds the operation of the Springfield-Greene County Health Department. Substantial revenues are received from the federal, state and Greene County governments to augment the tax levy to support the varied activities of the Health Department.

Public Works Transportation – The public works transportation fund was established to account for the City's street maintenance and traffic signalization activities. Operating revenues in this fund come primarily from state gasoline taxes and utility cut charges.

Tourism/Convention Promotion – The tourism/convention fund accounts for the proceeds of the City's 5% hotel/motel tax. These funds are used exclusively by the tourism/convention board to promote the Springfield area throughout the Midwest as a convention center and family vacation area.

Miscellaneous Special Revenue – This fund was established to account for miscellaneous grants and special activities of the City that are designated for a specific purpose or period of time.

Law Enforcement – This fund accounts for the proceeds from the law enforcement sales tax revenue.

WIC Program – The WIC program fund accounts for federal grants from the United States Department of Agriculture for the Women, Infant's, and Children's Supplemental Food Program.

Workforce Development – The workforce development fund accounts for federal grants from the United States Department of Labor in support of adult and youth jobs training under the Workforce Investment Act of 1998, as well as miscellaneous state grants.

Road and Bridge Maintenance – The road and bridge maintenance fund accounts for the City's portion of the Greene County road and bridge tax. The funds are expended for local street repair and resurfacing.

CITY OF SPRINGFIELD, MISSOURI

Combining Balance Sheet

Nonmajor Special Revenue Funds

June 30, 2023

Assets	Art museum	Public health services	Public works transportation	Tourism/ convention promotion	Miscellaneous special revenue	Law enforcement	WIC program	Workforce development	Road and bridge maintenance	Total
Cash and investments	$ 1,439,467	10,716,882	16,282,132	3,619,218	3,719,694	5,499,968	—	81,227	5,265,948	46,624,536
Accrued interest receivable	4,362	29,397	44,136	16,829	4,521	503	—	—	12,612	112,360
Property taxes receivable:										
Current	1,609,506	5,247,659	—	—	—	—	—	—	—	6,857,165
Delinquent	55,968	182,109	—	—	—	—	—	—	—	238,077
	1,665,474	5,429,768	—	—	—	—	—	—	—	7,095,242
Less allowance for uncollectible amounts	(7,342)	(23,899)	—	—	—	—	—	—	—	(31,241)
Net property taxes receivable	1,658,132	5,405,869	—	—	—	—	—	—	—	7,064,001
Sales tax and other receivables, net	—	1,921	3,220,471	855,207	8,131,448	3,006,374	—	14,003	—	15,229,424
Inventories	22,796	—	1,171,568	—	13,542	—	—	—	—	1,207,906
Prepaid expenses	—	—	—	—	—	—	—	263,379	—	263,379
Due from other funds	—	—	69,249	—	62,899	—	—	—	—	132,148
Due from other governments	—	1,182,974	—	—	874,866	115,725	206,014	1,227,890	—	3,607,469
Total assets	$ 3,124,757	17,337,043	20,787,556	4,491,254	12,806,970	8,622,570	206,014	1,586,499	5,278,560	74,241,223
Liabilities										
Due to other funds	$ —	—	809	—	—	—	81,450	1,230,985	—	1,313,244
Accounts payable	56,218	157,211	805,563	476,517	254,883	555,697	17,586	223,583	1,061,874	3,609,132
Unearned revenue	—	—	—	—	—	—	—	80,927	—	80,927
Total liabilities	56,218	157,211	806,372	476,517	254,883	555,697	99,036	1,535,495	1,061,874	5,003,303
Deferred inflows of resources										
Unavailable revenue	1,647,919	6,404,208	—	—	8,925,138	23,785	86,659	648,815	—	17,736,524
Fund balances (deficit)										
Nonspendable	22,796	—	1,171,568	—	13,542	—	—	263,379	—	1,471,285
Restricted	—	—	18,809,616	4,014,737	3,613,407	—	—	—	—	26,437,760
Committed	1,397,824	—	—	—	—	8,043,088	20,319	—	4,216,686	13,677,917
Assigned	—	10,775,624	—	—	—	—	—	—	—	10,775,624
Unassigned	—	—	—	—	—	—	—	(861,190)	—	(861,190)
Total fund balances (deficit)	1,420,620	10,775,624	19,981,184	4,014,737	3,626,949	8,043,088	20,319	(597,811)	4,216,686	51,501,396
Total liabilities, deferred inflows of resources and fund balances	$ 3,124,757	17,337,043	20,787,556	4,491,254	12,806,970	8,622,570	206,014	1,586,499	5,278,560	74,241,223

CITY OF SPRINGFIELD, MISSOURI

Combining Statement of Revenues, Expenditures and Changes in Fund Balances

Nonmajor Special Revenue Funds

Year ended June 30, 2023

	Art museum	Public health services	Public works transportation	Tourism/ convention promotion	Miscellaneous special revenue	Law enforcement	WIC program	Workforce development	Road and bridge maintenance	Total
Revenues:										
Sales taxes	$ —	—	15,785,608	—	1,221,936	10,581,572	—	—	—	27,589,116
Property taxes	1,552,948	5,056,417	—	—	—	—	—	—	2,202,017	8,811,382
Room taxes	—	—	—	6,594,842	—	—	—	—	—	6,594,842
Investment income (loss)	51,270	260,193	225,172	159,255	16,608	2,296	—	—	54,488	769,282
Rent	3,607	—	18,876	—	55	—	—	—	—	22,538
Charges for services	77,215	3,264,235	1,134,402	305,407	901,817	152,551	—	—	80,386	5,916,013
Intergovernmental	39,913	4,125,843	—	616,230	6,541,695	8,675,526	1,742,354	3,833,863	—	25,575,424
Other	193,889	11,695	367,024	60,534	1,873,288	8,250	1,250	389,035	—	2,904,965
Total revenues	1,918,842	12,718,383	17,531,082	7,736,268	10,555,399	19,420,195	1,743,604	4,222,898	2,336,891	78,183,562
Expenditures:										
Current:										
Public works	—	—	13,166,297	—	—	—	—	—	2,577,170	15,743,467
Public safety	—	—	—	—	45,433	24,344,845	—	—	—	24,390,278
Parks and recreation	2,226,328	—	—	4,829,220	—	—	—	—	—	7,055,548
Planning and development	—	—	—	—	8,561	—	—	—	—	8,561
Public health	—	10,337,196	—	—	343,076	—	1,737,143	—	—	12,417,415
General government	—	—	—	—	7,356,799	—	—	4,672,457	—	12,029,256
Total expenditures	2,226,328	10,337,196	13,166,297	4,829,220	7,753,869	24,344,845	1,737,143	4,672,457	2,577,170	71,644,525
Excess (deficiency) of revenues over (under) expenditures	(307,486)	2,381,187	4,364,785	2,907,048	2,801,530	(4,924,650)	6,461	(449,559)	(240,279)	6,539,037
Other financing sources (uses):										
Transfers in	—	1,530,585	9,128	—	68,902	7,200,000	11,393	—	509,730	9,329,738
Transfers out	—	(696,464)	(40,624)	(2,592,252)	(143,017)	(258,762)	—	—	(122,344)	(3,853,463)
Total other financing sources (uses)	—	834,121	(31,496)	(2,592,252)	(74,115)	6,941,238	11,393	—	387,386	5,476,275
Net change in fund balance	(307,486)	3,215,308	4,333,289	314,796	2,727,415	2,016,588	17,854	(449,559)	147,107	12,015,312
Fund balance (deficit) - beginning	1,728,106	7,560,316	15,647,895	3,699,941	899,534	6,026,500	2,465	(148,252)	4,069,579	39,486,084
Fund balance (deficit) - ending	$ 1,420,620	10,775,624	19,981,184	4,014,737	3,626,949	8,043,088	20,319	(597,811)	4,216,686	51,501,396

CITY OF SPRINGFIELD, MISSOURI

Budgetary Comparison Schedule – Art Museum Special Revenue Fund

Year ended June 30, 2023

		Original budget	Final budget	Actual	Variance with final budget – positive (negative)
Revenues:					
Property taxes	$	1,520,173	1,520,173	1,552,948	32,775
Investment income (loss)		17,217	17,217	51,270	34,053
Rent		5,000	5,000	3,607	(1,393)
Charges for services		122,000	122,000	77,215	(44,785)
Intergovernmental		41,500	601,500	39,913	(561,587)
Other		294,500	644,500	193,889	(450,611)
Total revenues		2,000,390	2,910,390	1,918,842	(991,548)
Expenditures:					
Parks and recreation		1,957,910	2,561,718	2,226,328	335,390
Excess (deficiency) of revenues over (under) expenditures		42,480	348,672	(307,486)	(656,158)
Other financing sources (uses):					
Transfers out		(42,480)	(42,480)	—	42,480
Total other financing sources (uses)		(42,480)	(42,480)	—	42,480
Net change in fund balance		—	306,192	(307,486)	(613,678)
Fund balances – beginning		1,728,106	1,728,106	1,728,106	—
Fund balances – ending	$	1,728,106	2,034,298	1,420,620	(613,678)

CITY OF SPRINGFIELD, MISSOURI

Budgetary Comparison Schedule – Public Health Services Special Revenue Fund

Year ended June 30, 2023

	Original budget	Final budget	Actual	Variance with final budget – positive (negative)
Revenues:				
Property taxes	$ 4,685,556	4,685,556	5,056,417	370,861
Investment income (loss)	—	—	260,193	260,193
Charges for services	2,592,955	2,932,608	3,264,235	331,627
Intergovernmental	1,245,719	1,245,719	4,125,843	2,880,124
Other	888,000	2,239,463	11,695	(2,227,768)
Total revenues	9,412,230	11,103,346	12,718,383	1,615,037
Expenditures:				
Public health	10,243,520	14,802,131	10,337,196	4,464,935
Excess (deficiency) of revenues over (under) expenditures	(831,290)	(3,698,785)	2,381,187	6,079,972
Other financing sources (uses):				
Transfers in	868,805	868,805	1,530,585	661,780
Transfers out	(37,515)	(80,626)	(696,464)	(615,838)
Total other financing sources (uses)	831,290	788,179	834,121	45,942
Net change in fund balance	—	(2,910,606)	3,215,308	6,125,914
Fund balances – beginning	7,560,316	7,560,316	7,560,316	—
Fund balances – ending	$ 7,560,316	4,649,710	10,775,624	6,125,914

CITY OF SPRINGFIELD, MISSOURI

Budgetary Comparison Schedule – Public Works Transportation Special Revenue Fund

Year ended June 30, 2023

		Original budget	Final budget	Actual	Variance with final budget – positive (negative)
Revenues:					
Sales taxes	$	14,903,000	14,903,000	15,785,608	882,608
Investment income (loss)		97,500	97,500	225,172	127,672
Rent		—	—	18,876	18,876
Charges for services		1,275,000	1,275,000	1,134,402	(140,598)
Other		624,500	624,500	367,024	(257,476)
Total revenues		16,900,000	16,900,000	17,531,082	631,082
Expenditures:					
Public works		16,875,000	18,511,521	13,166,297	5,345,224
Excess (deficiency) of revenues over (under) expenditures		25,000	(1,611,521)	4,364,785	5,976,306
Other financing sources (uses):					
Transfers in		—	—	9,128	9,128
Transfers out		(25,000)	(25,000)	(40,624)	(15,624)
Total other financing sources (uses)		(25,000)	(25,000)	(31,496)	(6,496)
Net change in fund balance		—	(1,636,521)	4,333,289	5,969,810
Fund balances – beginning		15,647,895	15,647,895	15,647,895	—
Fund balances – ending	$	15,647,895	14,011,374	19,981,184	5,969,810

CITY OF SPRINGFIELD, MISSOURI

Budgetary Comparison Schedule – Tourism/Convention Promotion Special Revenue Fund

Year ended June 30, 2023

		Original budget	Final budget	Actual	Variance with final budget – positive (negative)
Revenues:					
Room taxes	$	6,532,416	6,436,916	6,594,842	157,926
Investment income (loss)		12,500	12,500	159,255	146,755
Charges for services		856,000	859,150	305,407	(553,743)
Intergovernmental		—	19,650	616,230	596,580
Other		55,300	630,750	60,534	(570,216)
Total revenues		7,456,216	7,958,966	7,736,268	(222,698)
Expenditures:					
Parks and recreation		5,035,612	5,555,862	4,829,220	726,642
Excess (deficiency) of revenues over (under) expenditures		2,420,604	2,403,104	2,907,048	503,944
Other financing sources (uses):					
Transfers out		(2,420,604)	(2,420,604)	(2,592,252)	(171,648)
Net change in fund balance		—	(17,500)	314,796	332,296
Fund balances – beginning		3,699,941	3,699,941	3,699,941	—
Fund balances – ending	$	3,699,941	3,682,441	4,014,737	332,296

CITY OF SPRINGFIELD, MISSOURI

Budgetary Comparison Schedule – Miscellaneous Special Revenue Fund

Year ended June 30, 2023

	Original budget	Final budget	Actual	Variance with final budget – positive (negative)
Revenues:				
Sales taxes	$ 1,175,000	1,175,000	1,221,936	46,936
Investment income (loss)	1,000	1,000	16,608	15,608
Rent	—	—	55	55
Charges for services	907,300	907,300	901,817	(5,483)
Intergovernmental	—	11,773,398	6,541,695	(5,231,703)
Other	1,296,369	2,900,600	1,873,288	(1,027,312)
Total revenues	3,379,669	16,757,298	10,555,399	(6,201,899)
Expenditures:				
Public safety	22,000	57,786	45,433	12,353
Planning and development	—	51,147	8,561	42,586
Public health	—	1,289,000	343,076	945,924
General government	3,340,169	15,894,979	7,356,799	8,538,180
Total expenditures	3,362,169	17,292,912	7,753,869	9,539,043
Excess (deficiency) of revenues over (under) expenditures	17,500	(535,614)	2,801,530	3,337,144
Other financing sources (uses):				
Transfers in	32,500	32,500	68,902	36,402
Transfers out	(50,000)	(50,000)	(143,017)	(93,017)
Total other financing sources (uses)	(17,500)	(17,500)	(74,115)	(56,615)
Net change in fund balance	—	(553,114)	2,727,415	3,280,529
Fund balances – beginning	899,534	899,534	899,534	—
Fund balances – ending	$ 899,534	346,420	3,626,949	3,280,529

CITY OF SPRINGFIELD, MISSOURI

Budgetary Comparison Schedule – Law Enforcement Special Revenue Fund

Year ended June 30, 2023

		Original budget	Final budget	Actual	Variance with final budget – positive (negative)
Revenues:					
Sales taxes	$	16,975,360	16,975,360	10,581,572	(6,393,788)
Investment income (loss)		—	—	2,296	2,296
Charges for services		1,000,000	943,434	152,551	(790,883)
Intergovernmental		731,720	924,216	8,675,526	7,751,310
Other		3,416,503	3,486,251	8,250	(3,478,001)
Total revenues		22,123,583	22,329,261	19,420,195	(2,909,066)
Expenditures:					
Public safety		27,228,978	34,666,621	24,344,845	10,321,776
Excess (deficiency) of revenues (over) under expenditures		(5,105,395)	(12,337,360)	(4,924,650)	7,412,710
Other financing sources (uses):					
Transfers in		5,617,157	6,567,157	7,200,000	632,843
Transfers out		(511,762)	(258,762)	(258,762)	—
Total other financing sources (uses)		5,105,395	6,308,395	6,941,238	632,843
Net change in fund balance		—	(6,028,965)	2,016,588	8,045,553
Fund balances – beginning		6,026,500	6,026,500	6,026,500	—
Fund balances – ending	$	6,026,500	(2,465)	8,043,088	8,045,553

CITY OF SPRINGFIELD, MISSOURI

Budgetary Comparison Schedule – WIC Program Special Revenue Fund

Year ended June 30, 2023

		Original budget	Final budget	Actual	Variance with final budget – positive (negative)
Revenues:					
Charges for services	$	70,000	70,000	—	(70,000)
Intergovernmental		1,695,415	1,695,415	1,742,354	46,939
Other		—	—	1,250	1,250
Total revenues		1,765,415	1,765,415	1,743,604	(21,811)
Expenditures:					
Public health		1,765,415	1,818,216	1,737,143	81,073
Excess (deficiency) of revenues (over) under expenditures		—	(52,801)	6,461	59,262
Other financing sources (uses):					
Transfers in		—	—	11,393	11,393
Transfers out		—	—	—	—
Total other financiang sources (uses)		—	—	11,393	11,393
Net change in fund balance		—	(52,801)	17,854	70,655
Fund balances – beginning		2,465	2,465	2,465	—
Fund balances – ending	$	2,465	(50,336)	20,319	70,655

Note: The deficiency of budgeted revenues compared to budgeted expenditures was covered by unspent encumbrances and a fund balance appropriation from the prior fiscal year rolling into the current fiscal year.

CITY OF SPRINGFIELD, MISSOURI

Budgetary Comparison Schedule – Workforce Development Special Revenue Fund

Year ended June 30, 2023

		Original budget	Final budget	Actual	Variance with final budget – positive (negative)
Revenues:					
Intergovernmental	$	3,857,650	24,470,650	3,833,863	(20,636,787)
Other		1,527,507	1,527,507	389,035	(1,138,472)
Total revenues		5,385,157	25,998,157	4,222,898	(21,775,259)
Expenditures:					
General government		5,385,157	26,305,061	4,672,457	21,632,604
(Excess) deficiency of revenues over (under) expenditures		—	(306,904)	(449,559)	(142,655)
Fund balances (deficit) – beginning		(148,252)	(148,252)	(148,252)	—
Fund balances (deficit) – ending	$	(148,252)	(455,156)	(597,811)	(142,655)

CITY OF SPRINGFIELD, MISSOURI

Budgetary Comparison Schedule – Road and Bridge Maintenance Special Revenue Fund

Year ended June 30, 2023

		Original budget	Final budget	Actual	Variance with final budget – positive (negative)
Revenues:					
Property taxes	$	2,075,000	2,075,000	2,202,017	127,017
Investment income (loss)		31,000	31,000	54,488	23,488
Charges for services		—	—	80,386	80,386
Other		275,000	275,000	—	(275,000)
Total revenues		2,381,000	2,381,000	2,336,891	(44,109)
Expenditures:		—			
Public works		2,633,801	6,344,407	2,577,170	3,767,237
Excess (deficiency) of revenues over (under) expenditures		(252,801)	(3,963,407)	(240,279)	3,723,128
Other financing sources (uses):					
Transfers in		533,801	533,801	509,730	(24,071)
Transfers out		(281,000)	(281,000)	(122,344)	158,656
Total other financing sources (uses)		252,801	252,801	387,386	134,585
Net change in fund balance		—	(3,710,606)	147,107	3,857,713
Fund balances – beginning		4,069,579	4,069,579	4,069,579	—
Fund balances – ending	$	4,069,579	358,973	4,216,686	3,857,713

Jordan Valley Park Issues – This debt service fund accounts for the resources accumulated and payments made for principal and interest on the Public Building Corporation bonds issued on behalf of the Jordon Valley Park and the Springfield Recreational Ice Project. The Park will be owned by the City and operated by its Park Board.

Heers/College Station – This debt service fund accounts for the resources accumulated and payments made for principal and interest on the bonds used for the Heers/College Station Projects.

LEST Issues – This debt service fund accounts for the resources accumulated and payments made for principal and interest on the certificates of participation issued for the 800 Megahertz Trunked Radio System Project.

Level Property Tax Issues – This fund accounts for the debt service and refunding transactions on the City's level property tax bond issues. Debt service on these issues is funded by general property taxes.

Special Assessment Issues – This fund accounts for the combined activity in the various special assessment districts established from the City's special assessment bond issues, as well as for the City's neighborhood improvement districts. Proceeds from debt issuances are used to construct sanitary sewer districts and neighborhood improvement projects, with the cost of these improvements billed to the benefited property owners upon completion. Proceeds from these special tax bills are then used for debt service purposes.

Fairgrounds – This debt service fund accounts for the resources accumulated and payments made for principal and interest on the bond issue related to the Ozarks Empire Fairground. Debt service for the Fairground is funded by lease payments made by the Ozarks Empire Fairground.

Parks Issues – This debt service fund accounts for the resources accumulated and payments made for principal and interest on the Public Building Corporation bonds used for the Cooper Park Indoor Tennis Facility and park improvements at Cooper Park, Killian Park and Dickerson Park Zoo. Debt service for this issue is funded by transfers from the Public Parks Fund.

SBD Loan Program – This debt service fund accounts for the resources accumulated and payments made for principal and interest on loans that provide funding for small business developments in the community.

CITY OF SPRINGFIELD, MISSOURI

Combining Balance Sheet

Nonmajor Debt Service Funds

June 30, 2023

Assets	Jordan Valley Park issues	Heers/ College station	LEST issues	Level property tax issues	Special assessments	Fairgrounds	Parks issues	SBD loan program	Total
Cash and investments	$ 5,406,956	—	2,563	9,344,615	82,424	74	3,842	482,962	15,323,436
Accrued interest receivable	11,267	—	5	43,216	6,170	1	9	1,217	61,885
Accounts receivable	—	107,500	—	—	—	—	—	—	107,500
Special assessments receivable	—	—	—	—	667,115	—	—	—	667,115
Property taxes receivable:									
Current	—	—	—	10,981,524	—	—	—	—	10,981,524
Delinquent	—	—	—	381,273	—	—	—	—	381,273
	—	—	—	11,362,797	—	—	—	—	11,362,797
Less allowance for uncollectible amounts	—	—	—	(49,580)	—	—	—	—	(49,580)
Net property taxes receivable	—	—	—	11,313,217	—	—	—	—	11,313,217
Restricted cash and investments	3,712,005	100	—	6,294	—	—	158,373	—	3,876,772
Total assets	$ 9,130,228	107,600	2,568	20,707,342	755,709	75	162,224	484,179	31,349,925
Liabilities									
Due to other funds	$ —	84,007	—	—	—	—	—	—	84,007
Other accrued liabilities	—	2,434	—	—	—	—	—	—	2,434
Total liabilities	—	86,441	—	—	—	—	—	—	86,441
Deferred inflows of resources									
Unavailable revenue	—	—	—	11,243,549	667,115	—	—	—	11,910,664
Fund balances									
Restricted	3,712,005	—	—	6,294	—	—	158,373	—	3,876,672
Committed	5,418,223	—	2,568	9,457,499	88,594	75	3,851	—	14,970,810
Assigned	—	21,159	—	—	—	—	—	484,179	505,338
Total fund balances	9,130,228	21,159	2,568	9,463,793	88,594	75	162,224	484,179	19,352,820
Total liabilities, deferred inflows of resources and fund balances	$ 9,130,228	107,600	2,568	20,707,342	755,709	75	162,224	484,179	31,349,925

CITY OF SPRINGFIELD, MISSOURI

Combining Statement of Revenues, Expenditures and Changes in Fund Balances

Nonmajor Debt Service Funds

Year ended June 30, 2023

	Jordan Valley Park issues	Heers/ College station	LEST issues	Level property tax issues	Special assessments	Fairgrounds	Parks issues	SBD loan program	Total
Revenues:									
Property taxes	$ —	—	—	10,585,260	—	—	—	—	10,585,260
Investment income (loss)	156,517	(12,896)	27	328,886	85,106	32	343	7,272	565,287
Special assessments	—	597,865	—	—	264,723	—	—	—	862,588
Other	—	13,200	—	—	—	—	—	—	13,200
Total revenues	156,517	598,169	27	10,914,146	349,829	32	343	7,272	12,026,335
Expenditures:									
Debt service:									
Principal	2,958,139	1,050,000	130,200	3,224,800	575,000	—	355,000	90,000	8,383,139
Bond issuance costs	—	—	—	250,742	—	—	—	—	250,742
Interest and other charges	2,073,673	189,350	9,184	1,142,734	215,116	—	180,700	5,111	3,815,868
Total expenditures	5,031,812	1,239,350	139,384	4,618,276	790,116	—	535,700	95,111	12,449,749
Excess (deficiency) of revenues over (under) expenditures	(4,875,295)	(641,181)	(139,357)	6,295,870	(440,287)	32	(535,357)	(87,839)	(423,414)
Other financing sources (uses):									
Issuance of debt	—	—	—	256,309	—	—	—	—	256,309
Transfers in	4,668,708	806,500	139,500	—	466,311	—	531,000	23,963	6,635,982
Transfers out	—	(175,000)	—	(9,400,000)	—	—	—	—	(9,575,000)
Total other financing sources (uses)	4,668,708	631,500	139,500	(9,143,691)	466,311	—	531,000	23,963	(2,682,709)
Net change in fund balance	(206,587)	(9,681)	143	(2,847,821)	26,024	32	(4,357)	(63,876)	(3,106,123)
Fund balance - beginning	9,336,815	30,840	2,425	12,311,614	62,570	43	166,581	548,055	22,458,943
Fund balance - ending	$ 9,130,228	21,159	2,568	9,463,793	88,594	75	162,224	484,179	19,352,820

CITY OF SPRINGFIELD, MISSOURI

Nonmajor Governmental Funds

Capital Project Funds

Transportation Sales Tax – This fund accounts for the proceeds of the City's one-eighth cent transportation sales tax, which was initially approved by voters in November 1996 and took effect April 1, 1997, with a four-year sunset. This tax has been renewed for additional four-year programs ever since it was passed in 1996. Proceeds are used to construct transportation improvements.

Public Parks Improvement – This fund accounts for the proceeds of the Parks capital improvement sales tax. Proceeds are used to construct various capital improvement projects throughout the Parks system.

Public Works Improvement – This fund accounts for various public works improvement projects constructed from various federal and state grants and other revenues. This fund also accounts for the City's joint venture expenditures related to the development of an industrial park.

Capital Improvements Sales Tax – This fund accounts for the proceeds of the City's one-quarter cent capital improvements sales tax, which was initially approved by voters in August 1989, and first went into effect October 1, 1989. This tax has been renewed for additional three-year programs ever since it was passed in 1989. Proceeds are used to construct various capital improvement projects throughout the City.

Property Tax Projects – This fund accounts for the City's capital improvement projects funded by property tax revenues.

Sanitary and Storm Sewer Projects – This fund accounts for the City's sanitary and storm sewer construction projects.

Heers/College Station – This fund accounts for the resources accumulated for the Heers/College Station Projects.

Miscellaneous Capital Projects – These funds account for the City's LEST Radios Bond Issue 2000 and 2004 and the proceeds of the capital leases. Construction of an 800 Megahertz Trunked Radio System to provide improved law enforcement and public safety communications that will allow for encryption of messages and facilitate in-building coverage. This project is a combined effort between the City of Springfield, City Utilities and Greene County. The capital lease proceeds are used to finance various equipment purchases and capital improvement projects.

Community Improvement – This fund accounts for the proceeds of the improvement districts, which are to be used to finance community improvements for a Civic Park Project.

CITY OF SPRINGFIELD, MISSOURI

Combining Balance Sheet

Nonmajor Capital Project Funds

June 30, 2023

Assets	Transportation sales tax	Public parks improvement	Public works improvement	Capital improvement sales tax	Property tax projects	Sanitary and storm sewer projects	Heers/ College station	Miscellaneous capital projects	Community improvement	Total
Cash and investments	$ 25,414,641	547,220	47,188	33,094,223	24,473,452	2,167,981	312,108	1,698,351	328,568	88,083,732
Accrued interest receivable	74,052	1,247	4,251	95,927	377	725	911	3,594	3,915	184,999
Property taxes receivable	—	—	—	—	—	—	—	—	919,913	919,913
Sales tax and other receivables, net	1,252,142	—	—	2,504,283	—	—	—	11,466	—	3,767,891
Due from other governments	505,316	—	5,595,838	—	—	—	—	—	—	6,101,154
Total assets	$ 27,246,151	548,467	5,647,277	35,694,433	24,473,829	2,168,706	313,019	1,713,411	1,252,396	99,057,689
Liabilities										
Due to other funds	$ 3,605	—	1,285,683	7,209	—	—	—	—	—	1,296,497
Accounts payable	1,041,906	—	2,539,197	932,708	804,616	—	—	6,501	—	5,324,928
Retainages payable	8,728	—	7,225	438,779	56,781	—	—	—	—	511,513
Unearned revenue	—	—	47,188	—	—	—	—	—	—	47,188
Total liabilities	1,054,239	—	3,879,293	1,378,696	861,397	—	—	6,501	—	7,180,126
Deferred inflows of resources										
Unavailable revenue	—	—	3,716,708	—	—	—	—	—	919,913	4,636,621
Fund balances										
Restricted	26,191,912	548,467	—	34,315,737	—	2,168,706	313,019	1,706,910	—	65,244,751
Committed	—	—	—	—	23,612,432	—	—	—	332,483	23,944,915
Unassigned	—	—	(1,948,724)	—	—	—	—	—	—	(1,948,724)
Total fund balances	26,191,912	548,467	(1,948,724)	34,315,737	23,612,432	2,168,706	313,019	1,706,910	332,483	87,240,942
Total liabilities, deferred inflows of resources and fund balances	$ 27,246,151	548,467	5,647,277	35,694,433	24,473,829	2,168,706	313,019	1,713,411	1,252,396	99,057,689

CITY OF SPRINGFIELD, MISSOURI

Combining Statement of Revenues, Expenditures and Changes in Fund Balances

Nonmajor Capital Project Funds

Year ended June 30, 2023

	Transportation sales tax	Public parks improvement	Public works improvement	Capital improvement sales tax	Property tax projects	Sanitary and storm sewer projects	Heers/ College station	Miscellaneous capital projects	Community improvement	Total
Revenues:										
Property taxes	$ —	—	—	—	—	—	—	—	692,453	692,453
Sales taxes	7,421,328	—	—	14,842,655	—	—	—	—	480,740	22,744,723
Investment income (loss)	533,659	4,802	45,803	769,628	464,612	7,105	7,779	21,082	24,962	1,879,432
Intergovernmental	—	—	11,158,918	—	—	—	—	—	—	11,158,918
Other	509,190	385,929	3,269,666	6,985	157,320	—	—	742,330	—	5,071,420
Total revenues	8,464,177	390,731	14,474,387	15,619,268	621,932	7,105	7,779	763,412	1,198,155	41,546,946
Expenditures:										
Capital outlay:										
Public works	5,351,187	—	14,045,487	14,184,074	3,109,468	202	—	—	—	36,690,418
Parks and recreation	—	25,508	—	226,966	—	—	—	—	—	252,474
Planning and development	—	—	—	—	—	—	—	64,285	—	64,285
Public health	—	—	—	—	100,000	—	—	250	—	100,250
General government	—	—	—	255,704	—	40,113	—	—	—	295,817
Total expenditures	5,351,187	25,508	14,045,487	14,666,744	3,209,468	40,315	—	64,535	—	37,403,244
Excess (deficiency) of revenues over (under) expenditures	3,112,990	365,223	428,900	952,524	(2,587,536)	(33,210)	7,779	698,877	1,198,155	4,143,702
Other financing sources (uses):										
Issuance of debt	—	—	—	—	13,898,691	—	—	—	—	13,898,691
Bond premium (discount)	—	—	—	—	1,101,309	—	—	—	—	1,101,309
Transfers in	—	—	498,181	681,386	—	—	—	—	—	1,179,567
Transfers out	(279,840)	—	(674,463)	(574,071)	(157,320)	—	—	(723,465)	(1,191,410)	(3,600,569)
Total other financing sources (uses)	(279,840)	—	(176,282)	107,315	14,842,680	—	—	(723,465)	(1,191,410)	12,578,998
Net change in fund balance	2,833,150	365,223	252,618	1,059,839	12,255,144	(33,210)	7,779	(24,588)	6,745	16,722,700
Fund balance - beginning	23,358,762	183,244	(2,201,342)	33,255,898	11,357,288	2,201,916	305,240	1,731,498	325,738	70,518,242
Fund balance - ending	$ 26,191,912	548,467	(1,948,724)	34,315,737	23,612,432	2,168,706	313,019	1,706,910	332,483	87,240,942

Refuse Disposal – This fund reports the activities and capital improvements for the Landfill, the Recycling Centers, and the Yardwaste Recycling Center.

Golf – This fund accounts for all operating revenues and expenses associated with the operation of the City's municipal golf courses, including all golf course capital improvements and related debt service.

CITY OF SPRINGFIELD, MISSOURI

Combining Statement of Net Position

Nonmajor Enterprise Funds

June 30, 2023

Assets	Refuse disposal	Golf	Total
Current assets:			
Cash and cash equivalents	$ 3,653,977	123,054	3,777,031
Investments	17,601,439	581,424	18,182,863
Inventories	169,915	203,823	373,738
Accounts receivable	17,030	—	17,030
Due from other governments	33,626	—	33,626
Accrued interest receivable	72,353	1,515	73,868
Restricted cash and cash equivalents	—	113,072	113,072
Total current assets	21,548,340	1,022,888	22,571,228
Investments	4,244,706	140,214	4,384,920
Net pension asset	121,701	62,266	183,967
Capital assets:			
Land	2,391,666	380,661	2,772,327
Buildings	1,341,581	672,739	2,014,320
Improvements other than buildings	34,139,394	8,933,450	43,072,844
Machinery and equipment	14,783,702	1,887,425	16,671,127
	52,656,343	11,874,275	64,530,618
Less accumulated depreciation	(29,499,156)	(10,572,717)	(40,071,873)
	23,157,187	1,301,558	24,458,745
Construction in progress	1,805,460	—	1,805,460
Total capital assets, net	24,962,647	1,301,558	26,264,205
Total noncurrent assets	29,329,054	1,504,038	30,833,092
Total assets	50,877,394	2,526,926	53,404,320
Deferred Outflows of Resources			
Deferred outflows related to pensions	1,008,708	516,083	1,524,791
Liabilities			
Current liabilities:			
Accounts payable	630,608	112,687	743,295
Accrued compensated absences and other accrued costs	39,941	13,706	53,647
Current maturities of long-term debt	—	53,009	53,009
Total current liabilities	670,549	179,402	849,951
Long-term debt, less current maturities:			
Financed purchase obligations payable	—	145,725	145,725
Accrued landfill closure/postclosure care costs	12,787,058	—	12,787,058
Accrued compensated absences	261,525	130,617	392,142
Total long-term liabilities	13,048,583	276,342	13,324,925
Total liabilities	13,719,132	455,744	14,174,876
Deferred Inflows of Resources			
Deferred inflows related to pensions	150,607	77,055	227,662
Net Position			
Net position:			
Net investment in capital assets	24,845,422	1,065,300	25,910,722
Restricted for pension	979,802	501,294	1,481,096
Unrestricted	12,191,139	943,616	13,134,755
Total net position	$ 38,016,363	2,510,210	40,526,573

CITY OF SPRINGFIELD, MISSOURI

Combining Statement of Revenues, Expenses and Changes in Net Position

Nonmajor Enterprise Funds

Year ended June 30, 2023

	Refuse disposal	Golf	Total
Operating revenues:			
Landfill charges	$ 13,423,201	—	13,423,201
Yardwaste recycling sales	444,356	—	444,356
Golf course fees	—	4,741,076	4,741,076
Other	21,647	—	21,647
Total operating revenues	13,889,204	4,741,076	18,630,280
Operating expenses:			
Personnel services	3,483,352	2,042,736	5,526,088
Professional services	842,887	457,528	1,300,415
Insurance services	46,174	—	46,174
Utility services	205,128	147,996	353,124
Other services	1,386,263	447,633	1,833,896
Supplies	1,487,209	944,926	2,432,135
Depreciation and amortization	2,350,923	161,292	2,512,215
Total operating expenses	9,801,936	4,202,111	14,004,047
Operating income (loss)	4,087,268	538,965	4,626,233
Nonoperating revenues (expenses):			
Investment income (loss)	508,374	(3,676)	504,698
Interest on long-term debt	—	(6,982)	(6,982)
Administrative fees and other debt charges	—	(1,317)	(1,317)
Claims and settlements	—	730	730
Contributions and grants	174,577	21,287	195,864
Other nonoperating income (expense)	(892,293)	8,697	(883,596)
Net nonoperating revenues (expenses)	(209,342)	18,739	(190,603)
Income (loss) before transfers	3,877,926	557,704	4,435,630
Transfers in	35,018	310	35,328
Transfers out	(336,483)	—	(336,483)
Change in net position	3,576,461	558,014	4,134,475
Total net position – beginning	34,439,902	1,952,196	36,392,098
Total net position – ending	$ 38,016,363	2,510,210	40,526,573

CITY OF SPRINGFIELD, MISSOURI

Combining Statement of Cash Flows

Nonmajor Enterprise Funds

Year ended June 30, 2023

	Refuse disposal	Golf	Total
Cash flows from operating activities:			
Cash received from users	$ 13,069,286	4,750,503	17,819,789
Cash paid to suppliers	(4,142,015)	(2,042,918)	(6,184,933)
Cash paid to employees	(3,623,100)	(2,019,412)	(5,642,512)
Net cash provided by operating activities	5,304,171	688,173	5,992,344
Cash flows from noncapital financing activities:			
Noncapital contributions and grants	174,577	21,287	195,864
Transfers in	35,018	310	35,328
Transfers out	(336,483)	—	(336,483)
Net cash provided by (used in) noncapital financing activities	(126,888)	21,597	(105,291)
Cash flows from capital and related financing activities:			
Interest paid on long-term debt obligations	—	(7,214)	(7,214)
Principal payments made on long-term financed purchase	—	(92,601)	(92,601)
Proceeds from issuance of long-term debt	—	121,317	121,317
Administrative fees and other debt charges	—	(1,317)	(1,317)
Additions to capital assets	(765,348)	—	(765,348)
Net cash provided by (used in) capital and related financing activities	(765,348)	20,185	(745,163)
Cash flows from investing activities:			
Sale of investments	14,499,738	—	14,499,738
Purchase of investments	(16,293,708)	(497,378)	(16,791,086)
Interest received (lost)	500,325	(5,191)	495,134
Net cash used in investing activities	(1,293,645)	(502,569)	(1,796,214)
Net increase (decrease) in cash and cash equivalents	3,118,290	227,386	3,345,676
Cash and cash equivalents, beginning of year	535,687	8,740	544,427
Cash and cash equivalents, end of year	$ 3,653,977	236,126	3,890,103
Reconciliation of operating income (loss) to net cash provided by operating activities:			
Operating income (loss)	$ 4,087,268	538,965	4,626,233
Adjustments to reconcile operating income (loss) to net cash provided by operating activities:			
Depreciation and amortization	2,350,923	161,292	2,512,215
Other nonoperating income (expenses)	(892,293)	9,427	(882,866)
Decrease (increase) in:			
Accounts receivable	2,240	—	2,240
Due from other governments	70,135	—	70,135
Inventories	(16,463)	(36,709)	(53,172)
Increase (decrease) in:			
Accounts payable	(1,150,777)	(8,126)	(1,158,903)
Accrued landfill closure/postclosure care costs	992,886	—	992,886
Accrued compensated absences	(21,985)	7,395	(14,590)
Net pension liability and other pension related amounts	(117,763)	15,929	(101,834)
Total adjustments	1,216,903	149,208	1,366,111
Net cash provided by operating activities	$ 5,304,171	688,173	5,992,344
Noncash capital and related financing activities:			
Construction and capital assets in accounts payable	$ 117,225	37,524	154,749

Service Center – This fund accounts for the operations of the City's central garage. Revenues are generated almost exclusively from billings to other City departments.

Print Shop – This fund accounts for the operations of the City's print shop. Revenues are generated almost exclusively from billings to other City departments.

Self-Insurance – The Self-Insurance Fund was established to account for the City's employee medical and workers' compensation insurance programs. All contributions, both City and employee, are held by this fund to pay medical expenses of the participants, as well as medical and indemnity claims related to workers' compensation.

CITY OF SPRINGFIELD, MISSOURI

Combining Statement of Net Position

Internal Service Funds

June 30, 2023

Assets	Service center	Print shop	Self-insurance	Total
Current assets:				
Cash and cash equivalents	$ 158,384	—	5,121,890	5,280,274
Investments	—	—	26,138,488	26,138,488
Inventories	465,174	22,692	—	487,866
Accrued interest receivable	—	—	108,882	108,882
Total current assets	623,558	22,692	31,369,260	32,015,510
Investments	—	—	5,956,207	5,956,207
Capital assets:				
Land	23,614	—	—	23,614
Buildings	1,058,097	—	—	1,058,097
Improvements other than buildings	684,399	—	—	684,399
Machinery and equipment	404,745	18,116	90,886	513,747
	2,170,855	18,116	90,886	2,279,857
Less accumulated depreciation	(1,896,830)	(18,116)	(56,833)	(1,971,779)
Total capital assets (net of accumulated depreciation)	274,025	—	34,053	308,078
Total assets	897,583	22,692	37,359,520	38,279,795
Liabilities				
Current liabilities:				
Accounts payable	60,943	57	294,165	355,165
Accrued compensated absences and other accrued costs	10,635	2,234	3,879	16,748
Due to other funds	—	10,995	—	10,995
Estimated liability for incurred but unreported claims	—	—	7,292,900	7,292,900
Total current liabilities	71,578	13,286	7,590,944	7,675,808
Long-term debt, less current maturities:				
Accrued compensated absences	106,945	9,406	35,139	151,490
Total long-term liabilities	106,945	9,406	35,139	151,490
Total liabilities	178,523	22,692	7,626,083	7,827,298
Net Position				
Net position (deficit):				
Net investment in capital assets	274,025	—	34,053	308,078
Unrestricted	445,035	—	29,699,384	30,144,419
Total net position (deficit)	$ 719,060	—	29,733,437	30,452,497

CITY OF SPRINGFIELD, MISSOURI

Combining Statement of Revenues, Expenses and

Changes in Net Position

Internal Service Funds

Year ended June 30, 2023

	Service center	Print shop	Self-insurance	Total
Operating revenues:				
Billings to departments	$ 4,173,636	177,689	6,499,115	10,850,440
Contributions – City	—	—	11,391,630	11,391,630
Contributions – employees	—	—	2,992,651	2,992,651
Miscellaneous	39,343	—	34,585	73,928
Total operating revenues	4,212,979	177,689	20,917,981	25,308,649
Operating expenses:				
Cost of materials used:				
Beginning inventory	467,310	27,189	—	494,499
Net purchases	2,636,424	42,180	—	2,678,604
	3,103,734	69,369	—	3,173,103
Ending inventory	(465,174)	(22,692)	—	(487,866)
Total cost of materials used	2,638,560	46,677	—	2,685,237
Other operating expenses:				
Personnel services	812,357	144,187	490,669	1,447,213
Charges for services	342,388	3,099	21,916,812	22,262,299
Rent	—	36,981	—	36,981
Depreciation	46,520	—	3,784	50,304
Total other operating expenses	1,201,265	184,267	22,411,265	23,796,797
Total operating expenses	3,839,825	230,944	22,411,265	26,482,034
Operating income (loss)	373,154	(53,255)	(1,493,284)	(1,173,385)
Nonoperating revenues (losses)	—	—	1,097,082	1,097,082
Income (loss) before transfers	373,154	(53,255)	(396,202)	(76,303)
Transfers in	—	53,255	13,473	66,728
Transfers out	—	—	(137,658)	(137,658)
Change in net position	373,154	—	(520,387)	(147,233)
Total net position (deficit) – beginning	345,906	—	30,253,824	30,599,730
Total net position (deficit) – ending	$ 719,060	—	29,733,437	30,452,497

CITY OF SPRINGFIELD, MISSOURI

Combining Statement of Cash Flows

Internal Service Funds

Year ended June 30, 2023

		Service center	Print shop	Self-insurance	Total
Cash flows from operating activities:					
Cash received from users	$	4,212,979	177,689	20,917,981	25,308,649
Cash paid to suppliers		(3,340,723)	(83,480)	(20,788,247)	(24,212,450)
Cash paid to employees		(799,963)	(139,583)	(482,650)	(1,422,196)
Net cash provided by (used in) operating activities		72,293	(45,374)	(352,916)	(325,997)
Cash flows from noncapital financing activities:					
Payments of due to other fund		—	(7,881)	—	(7,881)
Transfers in		—	53,255	13,473	66,728
Transfers out		—	—	(137,658)	(137,658)
Net cash provided by (used in) noncapital financing activities		—	45,374	(124,185)	(78,811)
Cash flows from capital and related financing activities:					
Additions to capital assets		(90,577)	—	(37,837)	(128,414)
Proceeds from transfer of capital assets		—	—	236,478	236,478
Net cash provided by (used in) capital and related financing activities		(90,577)	—	198,641	108,064
Cash flows from investing activities:					
Sale of investments		—	—	29,652,209	29,652,209
Purchase of investments		—	—	(26,275,551)	(26,275,551)
Interest received		—	—	1,118,064	1,118,064
Net cash provided by investing activities		—	—	4,494,722	4,494,722
Net increase (decrease) in cash and cash equivalents		(18,284)	—	4,216,262	4,197,978
Cash and cash equivalents, beginning of year		176,668	—	905,628	1,082,296
Cash and cash equivalents, end of year	$	158,384	—	5,121,890	5,280,274
Reconciliation of operating income (loss) to net cash provided by (used in) operating activities:					
Operating income (loss)	$	373,154	(53,255)	(1,493,284)	(1,173,385)
Adjustments to reconcile operating income (loss) to net cash provided by (used in) operating activities:					
Depreciation		46,520	—	3,784	50,304
Decrease (increase) in:					
Inventories		2,136	4,497	—	6,633
Increase (decrease) in:					
Accounts payable		(361,911)	(1,220)	215,265	(147,866)
Estimated liability for incurred but unreported claims		—	—	913,300	913,300
Accrued compensated absences		12,394	4,604	8,019	25,017
Total adjustments		(300,861)	7,881	1,140,368	847,388
Net cash provided by (used in) operating activities	$	72,293	(45,374)	(352,916)	(325,997)

STATISTICAL SECTION

CITY OF SPRINGFIELD, MISSOURI

Statistical Section (Unaudited)

June 30, 2023

This part of the City's annual comprehensive financial report presents detailed information as a context for understanding what the information in the financial statements, note disclosures, and required supplementary information says about the City's overall financial health.

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Financial Trends

These schedules contain trend information to help the reader understand how the City's financial performance and well-being have changed over time. 172

Revenue Capacity

These schedules contain information to help the reader assess the City's most significant local revenue source: sales tax and property tax. 177

Debt Capacity

These schedules present information to help the reader assess the affordability of the City's current levels of outstanding debt and the City's ability to issue additional debt in the future. 186

Demographic and Economic Information

These schedules offer demographic and economic indicators to help the reader understand the environment within which the City's financial activities takes place. 191

Operating Information

These schedules contain service and infrastructure data to help the reader understand how the information in the City's financial report relates to the services the city provides and the activities it performs. 193

Sources: Unless otherwise noted, the information in these pages are derived from the comprehensive financial reports for the relevant year.

Schedule 1

CITY OF SPRINGFIELD, MISSOURI

Net Position by Component

Last Ten Fiscal Years

(Accrual Basis of Accounting)

	Fiscal year									
	2023	2022	2021	2020	2019	2018	2017	2016	2015	2014
Governmental activities:										
Net investment in capital assets	$ 406,168,630	373,717,203	367,576,293	368,151,552	358,062,191	351,254,278	347,638,567	337,970,899	319,819,011	300,622,699
Restricted	183,645,512	37,863,693	28,027,382	14,576,197	11,128,950	7,194,376	9,810,598	8,805,260	10,097,473	13,601,071
Unrestricted	79,414,740	182,453,744	171,382,122	136,825,969	142,396,131	138,302,196	99,025,505	85,465,204	82,818,141	239,138,014
Total governmental activities net position	$ 669,228,882	594,034,640	566,985,797	519,553,718	511,587,272	496,750,850	456,474,670	432,241,363	412,734,625	553,361,784
Business-type activities:										
Net investment in capital assets	$ 349,214,297	339,935,709	328,543,328	321,724,777	308,264,931	306,058,428	305,920,857	291,546,148	278,599,445	279,503,145
Restricted	27,315,300	28,638,054	29,160,220	23,907,398	29,847,406	24,495,847	23,156,648	38,112,809	44,490,758	45,165,696
Unrestricted	150,123,952	126,321,346	113,571,830	99,018,200	94,248,573	82,736,189	74,951,607	67,828,070	62,443,180	44,998,191
Total business-type activities net position	$ 526,653,549	494,895,109	471,275,378	444,650,375	432,360,910	413,290,464	404,029,112	397,487,027	385,533,383	369,667,032
Primary government:										
Net investment in capital assets	$ 755,382,927	713,652,912	696,119,621	689,876,329	666,327,122	657,312,706	653,559,424	629,517,047	598,418,456	580,125,844
Restricted	210,960,812	66,501,747	57,187,602	38,483,595	40,976,356	31,690,223	32,967,246	46,918,069	54,588,231	58,766,767
Unrestricted	229,538,692	308,775,090	284,953,952	235,844,169	236,644,704	221,038,385	173,977,112	153,293,274	145,261,321	284,136,205
Total primary government net position	$ 1,195,882,431	1,088,929,749	1,038,261,175	964,204,093	943,948,182	910,041,314	860,503,782	829,728,390	798,268,008	923,028,816

Note: The City implemented GASB 65 in fiscal year 2014. Amounts reported for fiscal year 2013 have not been restated for the impact for GASB 65.
The City implemented GASB 68 in fiscal year 2015. Amounts reported for fiscal year 2014 and prior have not been restated for the impact of GASB 68.
The City implemented GASB 87 in fiscal year 2022. Amounts reported for fiscal year 2021 and prior have not been restated for the impact of GASB 87.
The City implemented GASB 96 in fiscal year 2023. Amounts reported for fiscal year 2022 and prior have not been restated for the impact of GASB 96.

Schedule 2

CITY OF SPRINGFIELD, MISSOURI

Changes in Net Position

Last Ten Fiscal Years

(Accrual Basis of Accounting)

	Fiscal year									
	2023	2022	2021	2020	2019	2018	2017	2016	2015	2014
Expenses:										
Governmental activities:										
Public works	$ 48,035,439	44,856,557	39,577,268	35,782,785	42,352,595	38,393,468	40,536,951	39,280,721	40,360,909	41,233,375
Public safety	107,559,203	126,952,136	83,586,816	115,319,759	108,272,197	80,592,406	90,470,074	97,708,095	79,891,443	77,185,379
Parks and recreation	42,498,222	34,762,611	31,259,402	34,221,230	34,878,728	32,721,189	35,011,333	31,622,598	32,082,863	28,024,993
Planning and development	5,255,340	4,919,653	6,014,856	4,666,872	4,159,283	6,335,841	4,137,766	6,350,196	4,237,549	5,851,714
Public health	12,091,796	16,200,398	14,718,040	10,077,157	9,124,689	9,082,697	9,225,182	9,955,081	10,037,156	9,193,588
General government	37,694,165	25,337,890	26,966,909	26,894,998	28,781,005	27,994,576	26,046,974	27,594,564	25,564,020	22,244,989
Interest on long-term debt	3,735,341	3,711,343	2,598,151	2,356,606	3,006,740	3,473,971	3,974,681	5,898,220	4,933,538	6,215,928
Total governmental activities expenses	256,869,506	256,740,588	204,721,442	229,319,407	230,575,237	198,594,148	209,402,961	218,409,475	197,107,478	189,949,966
Business-type activities:										
Airport	29,154,804	26,739,263	24,223,181	25,037,022	25,724,221	25,473,920	28,617,089	26,003,882	26,133,627	26,743,391
Sanitary sewerage system	48,145,020	42,410,934	40,796,387	42,366,828	40,866,793	39,466,097	35,057,809	32,041,809	29,938,198	28,250,741
Refuse disposal	10,694,229	9,790,870	7,519,657	8,457,769	6,419,849	6,376,810	6,225,270	5,735,450	5,949,148	5,817,642
Golf	4,210,410	3,410,220	3,266,371	3,094,393	3,116,605	3,239,238	3,147,174	3,169,676	3,032,797	2,967,873
Total business-type activities expenses	92,204,463	82,351,287	75,805,596	78,956,012	76,127,468	74,556,065	73,047,342	66,950,817	65,053,770	63,779,647
Total primary government expenses	$ 349,073,969	339,091,875	280,527,038	308,275,419	306,702,705	273,150,213	282,450,303	285,360,292	262,161,248	236,902,936
Program revenues:										
Governmental activities:										
Charges for services:										
Public works	$ 1,810,440	843,371	1,642,978	1,810,302	2,005,056	2,664,795	3,268,845	2,365,547	2,198,684	1,629,434
Public safety	1,160,763	—	—	1,789,790	2,943,946	3,198,897	3,216,252	2,724,001	3,307,886	3,404,417
Parks and recreation	9,596,303	7,673,151	5,982,685	6,647,379	8,811,396	9,234,847	9,195,494	8,788,997	8,546,492	7,790,288
Planning and development	—	—	—	30,837	69,040	79,110	81,377	65,155	68,768	65,115
Public health	11,309,758	2,457,108	2,460,032	2,519,315	1,818,062	2,423,453	3,101,049	2,796,474	2,283,735	2,176,914
General government	9,010,999	6,552,520	7,493,876	7,345,525	7,226,830	7,415,732	7,205,757	6,785,222	6,892,369	7,009,319
Operating grants and contributions	32,711,281	24,348,881	25,202,001	20,924,404	20,390,019	19,681,763	18,897,790	22,270,106	21,233,665	20,722,308
Capital grants and contributions	10,670,393	9,325,003	3,015,817	1,099,044	1,373,473	2,383,279	2,901,568	10,231,561	9,902,673	5,120,949
Total governmental activities program revenues	76,269,937	51,200,034	45,797,389	42,166,596	44,637,822	47,081,876	47,868,132	56,027,063	54,434,272	47,918,744
Business-type activities:										
Charges for services:										
Airport	29,401,079	26,185,310	17,949,679	21,378,394	24,110,720	22,966,022	21,210,853	19,596,397	19,340,874	15,448,866
Sanitary sewerage system	61,522,179	55,782,802	51,999,780	49,191,709	46,696,008	44,002,655	41,358,607	40,357,088	38,773,691	36,305,265
Refuse disposal	13,887,429	10,939,976	11,272,784	10,003,533	8,835,100	8,208,464	7,305,947	8,408,000	7,182,846	6,723,584
Golf	4,740,168	4,051,237	3,751,868	3,090,253	2,910,134	2,634,119	2,693,126	2,831,345	2,812,144	2,662,596
Operating grants and contributions	4,602,670	6,325,779	9,670,957	447,478	3,689,447	3,557,336	3,970,083	3,920,653	3,006,912	128,425
Capital grants and contributions	8,141,293	6,507,299	8,452,404	5,613,087	3,262,827	2,138,921	3,001,955	2,637,699	5,462,909	3,849,034
Total business-type activities program revenues	122,294,818	109,792,403	103,097,472	89,724,454	89,504,236	83,507,517	79,540,571	77,751,182	76,579,376	65,117,770
Total primary government program revenues	$ 198,564,755	160,992,437	148,894,861	131,891,050	134,142,058	130,589,393	127,408,703	133,778,245	131,013,648	113,036,514

Note: The City implemented GASB 65 in fiscal year 2014. Amounts reported for fiscal year 2013 have not been restated for the impact for GASB 65.
The City implemented GASB 68 in fiscal year 2015. Amounts reported for fiscal year 2014 and prior have not been restated for the impact of GASB 68.
The City implemented GASB 87 in fiscal year 2022. Amounts reported for fiscal year 2021 and prior have not been restated for the impact of GASB 87.
The City implemented GASB 96 in fiscal year 2023. Amounts reported for fiscal year 2022 and prior have not been restated for the impact of GASB 96.

Schedule 2

CITY OF SPRINGFIELD, MISSOURI

Changes in Net Position

Last Ten Fiscal Years

(Accrual Basis of Accounting)

	Fiscal Year									
	2023	2022	2021	2020	2019	2018	2017	2016	2015	2014
Net (expense) revenue:										
Governmental activities	$ (180,599,569)	(205,540,554)	(158,924,053)	(187,152,811)	(185,937,415)	(151,512,272)	(161,534,829)	(162,382,412)	(142,673,206)	(142,031,222)
Business-type activities	30,090,355	27,441,116	27,291,876	10,768,442	13,376,768	8,951,452	6,493,229	10,800,365	11,525,606	1,347,123
Total primary government expenses	$ (150,509,214)	(178,099,438)	(131,632,177)	(176,384,369)	(172,560,647)	(142,560,820)	(155,041,600)	(151,582,047)	(131,147,600)	(140,684,099)
General revenues and other changes in net position:										
Governmental activities:										
Taxes:										
Property taxes	$ 29,586,459	27,665,195	25,491,811	25,107,924	24,942,136	24,398,478	23,391,375	22,545,981	21,095,072	20,368,798
Sales and use taxes	178,950,403	171,193,277	147,723,659	135,346,511	134,114,371	130,985,291	126,354,623	125,376,292	120,805,757	116,226,539
Franchise taxes	4,333,101	4,474,321	4,439,452	4,894,046	5,874,574	5,310,829	5,563,604	6,155,032	6,256,900	6,246,747
Room taxes	6,762,271	6,587,151	4,707,434	4,457,787	5,788,246	5,612,242	5,058,708	4,886,427	4,544,337	4,202,045
Payments in lieu of taxes	19,434,271	17,384,658	16,714,053	14,624,793	15,204,078	15,346,219	14,494,549	13,531,080	14,462,942	14,050,489
Revenues from use of money and property	4,653,286	(3,685,370)	171,224	3,065,141	3,707,490	708,040	466,965	1,583,274	1,003,474	573,933
Other revenue	9,843,735	6,445,633	5,275,183	5,158,462	10,067,378	8,207,721	8,947,895	6,720,478	4,570,995	8,740,579
Transfers	2,230,285	2,524,532	1,833,316	2,464,593	1,075,564	1,219,632	1,490,417	1,090,586	1,588,187	1,352,424
Total governmental activities revenues	255,793,811	232,589,397	206,356,132	195,119,257	200,773,837	191,788,452	185,768,136	181,889,150	174,327,664	171,761,554
Business-type activities:										
Revenues from use of money and property	3,587,597	(1,422,564)	178,582	3,257,263	3,953,841	1,529,532	1,539,273	2,167,365	2,135,369	2,194,288
Other revenue	310,773	125,711	987,861	728,353	2,815,401	—	—	76,500	117,936	3,572,819
Transfers	(2,230,285)	(2,524,532)	(1,833,316)	(2,464,593)	(1,075,564)	(1,219,632)	(1,490,417)	(1,090,586)	(1,588,187)	(1,352,424)
Total business-type activities revenues	1,668,085	(3,821,385)	(666,873)	1,521,023	5,693,678	309,900	48,856	1,153,279	665,118	4,414,683
Total primary government revenues	257,461,896	228,768,012	205,689,259	196,640,280	206,467,515	192,098,352	185,816,992	183,042,429	174,992,782	176,176,237
Changes in net position:										
Governmental activities	75,194,242	27,048,843	47,432,079	7,966,446	14,836,422	40,276,180	24,233,307	19,506,738	31,654,458	29,730,332
Business-type activities	31,758,440	23,619,731	26,625,003	12,289,465	19,070,446	9,261,352	6,542,085	11,953,644	12,190,724	5,761,806
Total primary government	$ 106,952,682	50,668,574	74,057,082	20,255,911	33,906,868	49,537,532	30,775,392	31,460,382	43,845,182	35,492,138

Note: The City implemented GASB 65 in fiscal year 2014. Amounts reported for fiscal year 2013 have not been restated for the impact for GASB 65.
The City implemented GASB 68 in fiscal year 2015. Amounts reported for fiscal year 2014 and prior have not been restated for the impact of GASB 68.
The City implemented GASB 87 in fiscal year 2022. Amounts reported for fiscal year 2021 and prior have not been restated for the impact of GASB 87.
The City implemented GASB 96 in fiscal year 2023. Amounts reported for fiscal year 2022 and prior have not been restated for the impact of GASB 96.

Schedule 3

CITY OF SPRINGFIELD, MISSOURI

Fund Balances, Governmental Funds

Last Ten Fiscal Years

(Modified Accrual Basis of Accounting)

	Fiscal year 2014	Fiscal year 2015	Fiscal year 2016	Fiscal year 2017	Fiscal year 2018	Fiscal year 2019	Fiscal year 2020	Fiscal year 2021	Fiscal year 2022	Fiscal year 2023
General fund:										
Nonspendable	$ 24,928	134,030	141,047	131,729	137,824	127,194	12,810	12,567	55,990	72,191
Restricted	—	—	—	—	—	—	—	—	—	—
Committed	15,400,000	16,000,000	16,180,000	16,300,000	17,000,000	17,225,386	17,225,386	17,425,000	19,600,000	21,540,000
Assigned	10,154,587	9,642,338	10,337,976	9,483,743	10,266,184	11,939,297	9,727,478	18,105,496	27,246,980	20,639,331
Unassigned	—	—	—	—	—	—	—	6,485,810	—	6,485,810
Total general fund	$ 25,579,515	25,776,368	26,659,023	25,915,472	27,404,008	29,291,877	26,965,674	42,028,873	46,902,970	48,737,332
All other governmental funds:										
Nonspendable	$ 43,417,074	42,003,731	3,202,073	3,114,587	3,006,641	3,063,086	3,194,816	3,059,894	3,390,625	3,256,734
Restricted	73,141,855	68,185,952	111,062,038	110,942,290	115,992,141	118,841,879	120,949,449	123,820,191	130,159,640	142,788,585
Committed	21,192,650	25,014,679	16,882,449	17,855,617	22,418,199	22,270,026	43,781,109	45,260,006	42,880,413	54,166,693
Assigned	5,526,721	6,501,885	7,734,335	8,102,845	8,481,365	9,740,771	12,246,462	17,714,737	14,129,693	15,323,366
Unassigned	(328,844)	(112,277)	(137,408)	(28,942)	(409,140)	(778,041)	(433,127)	(2,451,419)	(2,652,943)	(2,836,733)
Total all other governmental funds	$ 142,949,456	141,593,970	138,743,487	139,986,397	149,489,206	153,137,721	179,738,709	187,403,409	187,907,428	212,698,645

Schedule 4

CITY OF SPRINGFIELD, MISSOURI

Changes in Fund Balances, Governmental Funds

Last Ten Fiscal Years

(Modified Accrual Basis of Accounting)

	2014	2015	2016	2017	2018	2019	2020	2021	2022	2023
Revenues:										
Taxes (see schedule 5)	$ 146,805,271	152,370,746	158,160,943	159,619,306	165,268,974	169,821,365	169,527,032	182,195,791	207,922,460	217,546,587
Licenses and permits	4,808,605	5,286,559	5,448,047	5,663,518	5,880,871	5,761,503	5,902,834	6,474,354	7,127,642	7,118,133
Intergovernmental	26,204,790	31,541,996	30,858,384	23,183,934	22,065,091	20,822,275	20,584,496	30,603,467	27,044,805	43,814,307
Charges for services	11,904,562	12,512,858	13,142,424	14,074,832	12,771,861	11,685,721	11,406,978	11,873,217	14,001,913	16,138,002
Fines and forfeitures	1,471,874	1,192,139	817,672	809,397	976,631	1,011,491	945,426	952,458	1,016,634	1,040,253
Special assessments	618,573	665,292	705,309	1,089,940	990,019	1,128,661	755,609	711,150	659,394	862,588
Revenues from use of money and property	573,933	1,003,474	1,583,274	466,965	708,040	3,707,490	3,065,141	171,224	(3,685,370)	4,653,286
Payments in lieu of taxes	14,050,489	14,462,942	13,531,080	14,494,549	15,346,219	15,204,078	14,624,793	16,714,053	17,384,658	19,434,271
Other	8,740,579	4,570,995	6,720,478	8,947,895	8,207,721	10,067,378	5,158,462	5,275,183	6,445,633	9,843,735
Total revenues	215,178,676	223,607,001	230,967,611	228,350,336	232,215,427	239,209,962	231,970,771	254,970,897	277,917,769	320,451,162
Expenditures:										
Public works	19,370,004	18,879,250	19,506,184	21,542,262	19,487,147	23,743,101	21,532,074	21,223,958	22,780,308	25,281,527
Public safety	90,226,165	90,421,565	93,767,677	95,625,882	97,130,394	102,301,773	105,774,999	107,244,584	115,930,919	126,194,187
Parks and recreation	26,881,139	27,808,504	28,957,186	29,982,122	29,909,353	30,454,010	29,191,196	29,810,590	33,654,887	39,049,546
Planning and development	3,666,423	3,629,423	3,605,736	3,818,341	3,697,214	4,043,017	4,982,686	5,934,725	4,795,913	5,579,799
Public health	9,092,519	9,806,358	9,722,386	9,402,085	9,142,419	9,230,468	9,819,972	15,864,438	16,989,621	12,786,708
General government	23,018,539	25,608,442	24,972,898	26,430,264	26,686,475	28,444,499	26,592,376	26,530,596	25,408,485	32,849,730
Debt service:										
Principal	9,441,953	13,366,675	35,740,410	14,257,748	25,766,914	15,559,503	9,272,939	9,827,896	11,806,667	9,498,265
Bond issuance costs	227,097	97,085	401,391	80,147	220,287	5,752	277,472	—	173,326	256,426
Interest and other charges	6,078,224	5,208,066	5,803,158	4,087,659	3,793,128	3,303,880	2,431,129	2,897,167	3,954,591	3,947,346
Payments on lease agreements	—	—	—	—	—	—	—	—	1,118,946	3,791,047
Capital outlay	33,238,343	38,044,042	33,113,250	28,059,526	20,566,112	18,493,697	20,159,393	21,789,158	40,422,883	61,526,412
Total expenditures	221,240,406	232,869,410	255,590,276	233,286,036	236,399,443	235,579,700	230,034,236	241,123,112	277,036,546	320,760,993
Excess of revenues over (under) expenditures	(6,061,730)	(9,262,409)	(24,622,665)	(4,935,700)	(4,184,016)	3,630,262	1,936,535	13,847,785	881,223	(309,831)
Other financing sources (uses):										
Bond proceeds	—	2,472,666	—	—	2,430,000	—	16,360,000	—	4,320,000	14,155,000
Bond premium (discount)	1,151,278	628,749	1,451,350	254,717	580,006	—	2,411,359	—	777,849	1,101,309
Issuance of refunding bonds	13,645,000	4,487,334	26,300,000	2,860,000	10,195,000	—	—	—	2,675,000	—
Loan proceeds	—	—	—	—	—	—	—	—	—	—
Initiation of financed purchase	520,000	926,840	338,100	425,724	396,690	452,752	517,250	373,817	581,192	523,683
Initiation of lease obligation or subscription-based arrangement	—	—	—	—	—	—	—	—	—	8,854,203
Payment to escrow agent	(17,707,066)	—	(6,040,121)	—	—	—	—	—	—	—
Transfers in	25,116,425	16,955,426	22,840,935	13,599,524	14,160,134	13,937,839	20,486,723	24,495,565	30,342,032	23,344,944
Transfers out	(23,764,001)	(17,367,239)	(22,235,427)	(11,704,906)	(12,586,469)	(12,484,469)	(17,437,082)	(22,475,078)	(27,713,370)	(21,043,729)
Total other financing sources	(1,038,364)	8,103,776	22,654,837	5,435,059	15,175,361	1,906,122	22,338,250	2,394,304	10,982,703	26,935,410
Net change in fund balances	$ (7,100,094)	(1,158,633)	(1,967,828)	499,359	10,991,345	5,536,384	24,274,785	16,242,089	11,863,926	26,625,579
Debt service as a percentage of noncapital expenditures	8.3%	9.5%	18.7%	9.1%	13.8%	8.9%	5.9%	5.8%	7.2%	6.7%

Note: The City implemented GASB 87 in fiscal year 2022. Amounts reported for fiscal year 2021 and prior have not been restated for the impact of GASB 87.
The City implemented GASB 96 in fiscal year 2023. Amounts reported for fiscal year 2022 and prior have not been restated for the impact of GASB 96.

Schedule 5

CITY OF SPRINGFIELD, MISSOURI

Tax Revenues by Source, Governmental Funds

Last Ten Fiscal Years

(Modified Accrual Basis of Accounting)

Fiscal year	Sales	Use	Property	Franchise	Cigarette	Room	Total
2014	108,534,082	6,899,786	20,129,940	6,246,747	792,671	4,202,045	146,805,271
2015	114,150,536	5,866,657	20,763,752	6,256,900	788,564	4,544,337	152,370,746
2016	117,675,559	6,920,901	21,743,192	6,155,032	779,832	4,886,427	158,160,943
2017	118,737,951	6,873,897	22,642,371	5,563,604	742,775	5,058,708	159,619,306
2018	122,406,428	7,857,419	23,360,612	5,310,829	721,444	5,612,242	165,268,974
2019	124,136,243	9,296,479	24,044,174	5,874,574	681,649	5,788,246	169,821,365
2020	124,963,094	9,737,297	24,828,688	4,894,046	646,120	4,457,787	169,527,032
2021	136,277,660	10,781,825	25,325,246	4,439,452	664,174	4,707,434	182,195,791
2022	156,555,205	14,023,201	25,667,711	4,474,321	614,871	6,587,151	207,922,460
2023	163,630,136	14,761,258	27,500,812	4,333,101	559,009	6,762,271	217,546,587
Change:							
2014 – 2023	50.76%	113.94%	36.62%	-30.63%	-29.48%	60.93%	48.19%

Schedule 6

CITY OF SPRINGFIELD, MISSOURI

Assessed Value and Estimated Actual Value of Taxable Property

Last Ten Fiscal Years

(In thousands of dollars)

Fiscal year	Real property	Personal property	Total taxable assessed property	Total direct tax rate	Estimated actual taxable value	Taxable assessed value as a percentage of actual taxable value
2014	2,188,816	467,758	2,656,574	0.6144	10,605,017	0.251
2015	2,242,393	463,584	2,705,977	0.6163	10,780,910	0.251
2016	2,328,147	515,196	2,843,343	0.6094	11,286,045	0.252
2017	2,343,377	544,283	2,887,660	0.6177	11,432,568	0.253
2018	2,437,156	576,335	3,013,491	0.6177	11,928,246	0.253
2019	2,454,547	584,148	3,038,695	0.6218	11,991,499	0.253
2020	2,600,602	599,577	3,200,179	0.6129	12,754,687	0.251
2021	2,635,436	567,722	3,203,158	0.6196	12,809,995	0.250
2022	2,749,976	508,882	3,258,858	0.6196	13,149,135	0.248
2023	2,804,742	726,426	3,531,168	0.6200	14,020,932	0.252

Source: Notice of Aggregate Assessed Valuation from County Clerk of Greene County

Schedule 7

CITY OF SPRINGFIELD, MISSOURI

Direct and Overlapping Property Tax Rates

Last Ten Fiscal Years

(Rate per $100 of assessed value)

	City direct rates				
Fiscal year	**Art Museum**	**Parks**	**Health**	**Combined debt service**	**Total direct rate**
2014	0.0388	0.1852	0.1262	0.2642	0.6144
2015	0.0389	0.1858	0.1266	0.2650	0.6163
2016	0.0385	0.1837	0.1252	0.2620	0.6094
2017	0.0390	0.1862	0.1269	0.2656	0.6177
2018	0.0390	0.1862	0.1269	0.2656	0.6177
2019	0.0393	0.1874	0.1277	0.2674	0.6218
2020	0.0387	0.1847	0.1259	0.2636	0.6129
2021	0.0391	0.1867	0.1273	0.2665	0.6196
2022	0.0391	0.1867	0.1273	0.2665	0.6196
2023	0.0391	0.1868	0.1274	0.2667	0.6200

Source: Certification letter from County Clerk of Greene County

Schedule 7

CITY OF SPRINGFIELD, MISSOURI

Direct and Overlapping Property Tax Rates

Last Ten Fiscal Years

(Rate per $100 of assessed value)

	Overlapping rates							
Fiscal year	**Springfield R-12 School District**	**Greene County**	**Greene County Road and Bridge**	**Senior Citizens' Services**	**Sheltered Workshop**	**Springfield-Greene County Library**	**Vocational College District**	**State of Missouri**
2014	3.9095	0.1370	0.1370	0.0500	0.0473	0.2469	0.1479	0.0300
2015	4.0719	0.1288	0.1288	0.0500	0.0474	0.2472	0.1494	0.0300
2016	4.0693	0.1160	0.1160	0.0494	0.0468	0.2443	0.1494	0.0300
2017	4.1110	0.1137	0.1137	0.0500	0.0473	0.2471	0.1500	0.0300
2018	4.0928	0.1290	0.1290	0.0498	0.0471	0.2459	0.1498	0.0300
2019	4.1058	0.1218	0.1218	0.0500	0.0473	0.2467	0.2023	0.0300
2020	4.1361	0.1177	0.1177	0.0489	0.0463	0.2413	0.1990	0.0300
2021	4.2727	0.1248	0.1248	0.0493	0.0467	0.2434	0.1996	0.0300
2022	4.0740	0.1075	0.1075	0.0486	0.0461	0.2400	0.1875	0.0300
2023	4.0767	0.1040	0.1040	0.0487	0.0462	0.2405	0.1911	0.0300

Source: https://greenecountymo.gov/collector/levies.php

Schedule 8

CITY OF SPRINGFIELD, MISSOURI
Principal Property Tax Payors
Current Year and Nine Years Ago

Taxpayer	2023 Taxable assessed value	2023 Percentage of total city taxable assessed value	2014 Taxable assessed value	2014 Percentage of total city taxable assessed value
Lester E Cox Medical Center	$ 15,145,120	0.35%	9,333,170	0.34%
Simon Property Group (Battlefield Mall)	14,967,140	0.34%	14,930,920	0.55%
St Johns Health Systems (Mercy)	12,915,740	0.30%	19,660,630	0.72%
JDHQ Hotels LLC	11,431,554	0.26%	19,530,860	0.71%
Menards	10,454,730	0.24%		
New Prime	10,021,920	0.23%	5,106,800	0.19%
Ozarks Coca Cola	9,085,700	0.21%		
OZMA VA Company	7,968,280	0.18%		
O'reilly Automotive	7,466,660	0.17%		
SGF Sports	7,408,480	0.17%		
Loren Cook Company	7,302,630	0.17%		
SRC Holdings	6,908,510	0.16%		
Jack Henry & Associates	6,812,060	0.16%		
Battlefield Plaza LLC	6,799,140	0.16%	7,028,290	0.26%
	$ 134,687,664	3.10%	$ 75,590,670	2.77%

Source: Greene County Assessor. (Beacon website)

Schedule 9

CITY OF SPRINGFIELD, MISSOURI

Property Tax Levies and Collections

Last Ten Fiscal Years

Fiscal year ended June 30	Taxes levied for the fiscal year	Collected within the fiscal year of the levy		Collections in subsequent years	Total collections to date	
		Amount	Percentage of levy		Amount	Percentage of levy
2013	18,781,943	17,835,012	95%	911,133	18,746,145	100%
2014	18,631,335	18,082,925	97%	536,087	18,619,012	100%
2015	19,212,392	18,698,818	97%	454,986	19,153,804	100%
2016	19,843,596	19,365,431	98%	427,046	19,792,477	100%
2017	20,560,895	20,011,059	97%	511,490	20,522,549	100%
2018	21,117,676	20,545,325	97%	496,202	21,041,527	100%
2019	21,837,061	21,235,581	97%	566,663	21,802,244	100%
2020	22,370,527	21,836,384	98%	502,893	22,339,277	100%
2021	22,716,871	22,047,616	97%	522,913	22,570,529	99%
2022	24,068,905	23,648,425	98%	—	23,648,425	98%

Schedule 10

CITY OF SPRINGFIELD, MISSOURI

Taxable Sales by Category

Last Ten Fiscal Years

(Dollars are in thousands)

	Fiscal year									
	2023	**2022**	**2021**	**2020**	**2019**	**2018**	**2017**	**2016**	**2015**	**2014**
Apparel stores	$ 200,692	201,721	135,926	157,309	174,776	177,215	177,264	176,745	170,335	171,893
General merchandise	1,183,301	1,115,405	529,156	1,210,232	1,102,261	972,118	955,470	948,714	910,031	884,637
Food stores	248,749	240,800	223,167	223,717	206,766	207,147	369,925	363,605	364,457	369,686
Eating and drinking establishments	737,118	687,076	594,058	599,517	620,906	599,601	588,735	552,813	521,069	489,906
Home furnishings and appliances	147,024	143,114	134,526	116,980	113,914	117,669	274,776	255,569	209,397	245,791
Building materials and farm tools	547,443	538,939	482,154	545,175	548,930	379,693	407,420	387,486	250,966	307,168
Auto dealers and supplies	117,383	109,771	86,516	88,911	87,111	85,394	113,482	112,361	102,518	105,495
Service stations	192,101	181,940	158,892	147,579	147,066	138,639	92,057	84,841	79,022	75,782
Other retail stores	620,209	566,101	386,990	352,530	395,602	428,461	446,948	464,232	434,015	454,774
All other outlets	1,995,152	1,818,915	2,040,005	1,382,174	1,524,884	1,431,739	1,027,707	1,088,514	1,056,508	994,741
Total	$ 5,989,172	5,603,782	4,771,390	4,824,124	4,922,216	4,537,676	$ 4,453,784	4,434,880	4,098,318	4,099,873
City direct sales tax rate	2.125%	2.125%	2.125%	2.125%	2.125%	2.125%	2.125%	2.125%	2.125%	2.125%

Source: Missouri Department of Revenue

Schedule 11

CITY OF SPRINGFIELD, MISSOURI

Direct and Overlapping Sales Tax Rates

Last Ten Fiscal Years

Fiscal year	City direct rate	Greene County
2014	2.125	7.600
2015	2.125	7.600
2016	2.125	7.600
2017	2.125	7.600
2018	2.125	8.100
2019	2.125	8.100
2020	2.125	8.100
2021	2.125	8.100
2022	2.125	8.100
2023	2.125	8.100

Schedule 12

CITY OF SPRINGFIELD, MISSOURI

Principal Sales Taxpayers

June 30, 2023

The City of Springfield, Missouri's largest own-source revenue is sales taxes. According to Missouri State Statues, the City is required to keep the identity of individual taxpayers confidential. Therefore, the City of Springfield, Missouri is not able to identify the top 10 taxpayers.

For the fiscal year ended June 30, 2023, the City of Springfield's one cent general sales tax generated approximately $61.9 million in revenue.

Springfield Top Ten Taxpayers by Industry		Tax Collected	% of Total
Department Stores	$	16,013,591	25.87%
Eating Establishments		7,222,893	11.67%
Motor Vehicle Sales		4,327,089	6.99%
Grocery Stores		3,776,793	6.10%
Lumber and other Building Materials		6,992,919	11.30%
Personal Credit Institutions		5,855,105	9.46%
Clothing Stores		1,409,535	2.28%
Sporting Goods, Hobby and Specialty Shops		1,588,287	2.57%
Home Furnishings Stores		1,594,599	2.58%
Convenience Stores		1,755,927	2.84%
	$	50,536,738	81.66%

Schedule 13

CITY OF SPRINGFIELD, MISSOURI

Ratios of Outstanding Debt by Type

Last Ten Fiscal Years

(Dollars in thousands, except per capita)

	Governmental activities								Business-type activities				
Fiscal year	General obligation bonds	Special assessment bonds	Revenue bonds	Special obligation bonds	Neighborhood improvement district bonds	Financed purchase obligations	Lease obligations/ subscription-based arrangements	Loans	Revenue bonds	Notes payable/ financed purchases	Total primary government	Percentage of personal income	Per capita
2014	$ —	$ 8,935	$ 63,361	$ 47,652	$ 390	$ 976	$ —	$ —	$ 170,373	$ 28,678	$ 320,365	5.82	1,975
2015	—	11,563	59,686	45,137	355	1,608	—	—	212,889	25,635	356,873	5.96	2,094
2016	—	9,670	26,366	67,162	320	1,517	—	5,866	202,624	18,766	332,291	5.44	2,009
2017	—	8,340	21,041	63,300	285	1,381	—	5,431	180,428	18,313	298,519	4.98	1,790
2018	—	9,380	17,481	50,405	250	1,303	—	4,970	161,301	15,377	260,467	4.43	1,557
2019	—	8,300	12,715	44,716	210	1,186	—	4,487	159,608	12,229	243,451	3.55	1,382
2020	—	6,215	11,676	57,917	170	1,177	—	3,970	147,567	8,999	237,691	3.97	1,416
2021	—	5,190	10,661	46,343	130	1,072	—	3,437	150,760	433	218,026	3.64	1,299
2022	—	4,763	6,831	51,300	90	1,227	1,546	2,874	139,473	1,985	210,089	2.89	1,233
2023	—	4,190	5,568	59,482	45	1,229	9,303	2,281	128,386	1,673	212,157	3.33	1,247

Note: The City implemented GASB 87 in fiscal year 2022. Amounts reported for fiscal year 2021 and prior have not been restated for the impact of GASB 87.
The City implemented GASB 96 in fiscal year 2023. Amounts reported for fiscal year 2022 and prior have not been restated for the impact of GASB 96.

Schedule 14

CITY OF SPRINGFIELD, MISSOURI

Ratios of General Bonded Debt Outstanding

Last Ten Fiscal Years

(Dollars in thousands, except per capita)

	General bonded debt outstanding						
Fiscal year	General obligation bonds	Special assessment bonds	Total	Percentage of actual taxable value of property	Per capita	Total taxable assessed property	Population
2014	bonds	8,935	#VALUE!	#VALUE!	#VALUE!	2,656,574	164,122
2015	—	11,563	11,563	0.43%	69.92	2,705,977	165,378
2016	—	9,670	9,670	0.34%	57.97	2,843,343	166,810
2017	—	8,340	8,340	0.29%	49.84	2,887,660	167,319
2018	—	9,380	9,380	0.31%	56.04	3,013,491	167,376
2019	—	8,300	8,300	0.27%	49.37	3,038,695	168,122
2020	—	6,215	6,215	0.19%	37.02	3,200,179	167,882
2021	—	5,190	5,190	0.16%	30.68	3,203,158	169,176
2022	—	4,763	4,763	0.15%	28.06	3,258,858	169,724
2023	—	3,930	3,930	0.11%	23.11	3,531,168	170,067

Source: See Schedule 18 for population source.

Schedule 15

CITY OF SPRINGFIELD, MISSOURI

Direct and Overlapping Governmental Activities Debt

June 30, 2023

(Dollars in thousands)

Governmental unit	Debt outstanding	Estimated percentage applicable	Estimated share of direct and overlapping debt
Debt repaid with property taxes:			
Springfield R-12 School District	$ 492,969	81.43%	$ 401,425
Ozarks Technical Community College	47,328	38.78%	18,354
Greene County	181,504	57.39%	104,165
Greene County Library District	—	57.39%	—
Subtotal, overlapping debt			523,944
City direct debt			82,098
Total direct and overlapping debt			$ 606,042

Note: Overlapping governments are those that coincide, at least in part, with the geographic boundaries of the City. This schedule estimates the portion of the outstanding debt of those overlapping governments that is borne by the residents and businesses of the City of Springfield. This process recognizes that, when considering the City's ability to issue and repay long-term debt, the entire debt burden borne by the residents and businesses should be taken into account. However, this does not imply that every taxpayer is a resident, and therefore responsible for repaying the debt, or each overlapping government.

Source: Assessed value data used to estimate applicable percentages provided by Greene County and each governmental unit
Debt outstanding data provided by each governmental unit

Schedule 16

CITY OF SPRINGFIELD, MISSOURI

Legal Debt Margin Information

Last Ten Fiscal Years

(Dollars in thousands)

Legal Debt Margin Calculation

Assessed value	$ 3,531,168
Debt limit (30% of assessed value)	$ 1,059,350
Debt applicable to limit:	
Total bonded debt:	
General obligation and special assessment	64,273
Less amount in debt service funds available for retirement of general obligation debt	(3,877)
Public building corporation bonds outstanding	(5,533)
Land clearance for redevelopment authority bonds outstanding	-
Special obligation bonds outstanding	(54,765)
Total net debt applicable to limit	98
Legal debt margin	$ 1,059,252

	Fiscal year									
	2014	2015	2016	2017	2018	2019	2020	2021	2022	2023
Debt limit	$ 796,972	811,792	866,297	866,297	904,046	911,605	960,053	960,948	1,059,350	1,059,350
Total net debt applicable to limit	1,451	830	5,866	5,866	1,577	1,750	116	923	673	98
Legal debt margin	$ 795,521	810,962	860,431	860,431	902,469	909,855	959,937	960,025	1,058,677	1,059,252
Total net debt applicable to the limit as a percentage of debt limit	0.18%	0.10%	0.68%	0.68%	0.17%	0.19%	0.01%	0.10%	0.06%	0.01%

Schedule 17

CITY OF SPRINGFIELD, MISSOURI

Pledged-Revenue Coverage

Last Ten Fiscal Years

(Dollars in thousands)

	Sanitary sewerage revenue bond coverage						National airport revenue bond coverage						Special assessment bonds			
		Less	Net	Debt service				Non-	Net	Debt service			Special	Debt service		
Fiscal year	Gross revenues	operating expense	available revenue	Principal	Interest	Coverage	Operating contributions	operating contributions	available revenue	Principal	Interest	Coverage	assessment revenue	Principal	Interest	Coverage
2014	$ 36,075	15,728	20,496	6,205	2,115	2.46	4,066	4,912	8,978	2,425	4,359	1.32	567	1,160	442	0.35
2015	38,504	15,977	22,527	6,386	1,937	2.71	4,356	5,004	9,360	2,585	4,235	1.37	598	530	457	0.61
2016	40,096	18,840	21,256	7,000	3,263	2.07	5,515	5,026	10,541	2,750	4,103	1.54	636	1,315	390	0.37
2017	40,963	21,183	19,780	7,325	3,457	1.83	4,258	5,454	9,712	2,935	3,969	1.41	817	1,365	336	0.48
2018	43,604	22,382	21,222	7,562	3,298	1.95	4,576	5,301	9,877	3,125	3,681	1.45	644	1,425	324	0.37
2019	46,330	23,702	22,628	7,839	3,080	2.07	4,685	5,887	10,572	3,205	2,881	1.74	846	1,590	298	0.45
2020	49,020	25,233	23,787	8,027	2,838	2.19	3,850	5,597	9,447	3,330	2,606	1.59	415	1,655	248	0.22
2021	52,227	23,321	28,906	8,214	2,729	2.64	4,995	5,550	10,545	3,530	2,461	1.76	443	1,065	255	0.34
2022	56,393	26,633	29,760	8,787	2,446	2.65	6,053	4,173	10,226	4,155	2,698	1.49	202	770	205	0.21
2023	61,529	32,127	29,402	9,178	2,261	2.57	5,728	6,840	12,568	4,405	2,496	1.82	265	575	215	0.34

Schedule 18

CITY OF SPRINGFIELD, MISSOURI

Demographic and Economic Statistics

Last Ten Calendar Years

Calendar year	Population	Personal income	Per capita personal income	Median age	Education level in years of schooling	Public school enrollment	Unemployment rate
2013	164,122	5,570,793	33,943	36.30	13	24,849	5.7
2014	165,378	5,807,248	35,115	37.60	13	24,905	5.1
2015	166,810	5,993,650	35,931	37.60	13	24,905	4.4
2016	167,319	5,875,407	35,115	37.60	13	24,884	2.9
2017	167,376	6,276,935	37,502	37.10	13	24,944	2.3
2018	168,122	6,551,378	38,968	32.80	13	24,955	2.2
2019	167,882	5,989,022	35,674	37.40	13	24,920	3.4
2020	169,176	7,207,743	42,605	37.10	13	24,681	2.0
2021	169,724	6,364,989	37,502	37.10	13	24,905	3.2
2022	170,067	6,377,853	37,502	37.10	13	23,428	2.8

Source: Information provided by the Springfield Area Chamber of Commerce, Springfield, Missouri and the U.S. Census Bureau.
https://www.springfieldregion.com
https://www.census.gov

Schedule 19

CITY OF SPRINGFIELD, MISSOURI

Principal Employers

Current Year and Three Years Ago

	2023		2020	
	Employees	**Percentage of total city employment**	**Employees**	**Percentage of total city employment**
Employer:				
Cox Health Systems	12,178	4.82%	11,669	5.05%
Mercy Health System (St. Johns)	9,214	3.65%	10,950	4.74%
Wal-Mart Stores & Sams Club	4,981	1.97%	5,372	2.32%
Springfield Public Schools	3,685	1.46%	4,100	1.77%
State of Missouri	5,411	2.14%	4,018	1.74%
Bass Pro Shops/Tracker Marine	2,989	1.18%	3,341	1.45%
United States Government	2,425	0.96%	3,005	1.30%
Missouri State University	1,861	0.74%	2,874	1.24%
Jack Henry & Associates	2,349	0.93%	2,174	0.94%
O'Reilly Auto Parts	2,631	1.04%	2,042	0.88%
Citizens Memorial Healthcare	2,038	0.81%	1,900	0.82%
Burrell Behavior Health	1,872	0.74%		
	51,634	20.44%	51,445	22.25%

Source: Springfield Chamber of Commerce
https://www.springfieldregion.com/data/major-employers/
The most recent stats as of winter 2023

Schedule 20

CITY OF SPRINGFIELD, MISSOURI

Full-Time Equivalent City Government Employees by Function/Program

Last Ten Fiscal Years

	2014	2015	2016	2017	2018	2019	2020	2021	2022	2023
General operating fund departments:										
Building development services	32.50	32.70	35.00	36.70	37.70	36.20	36.20	36.20	37.20	41.00
City attorney	21.00	22.00	22.00	21.00	21.00	17.40	19.40	22.00	18.40	20.00
City clerk	5.50	5.50	6.00	5.50	5.50	5.50	5.50	5.50	6.50	6.50
City manager	9.50	9.50	9.00	8.50	8.50	6.00	7.50	7.50	6.50	10.50
Economic Vitality										6.50
Finance	35.75	35.75	36.00	36.10	36.10	35.10	35.10	37.00	35.10	35.10
Fire	218.00	227.00	228.00	228.00	228.00	227.00	228.00	235.00	226.89	228.65
Human resources	16.50	16.50	18.00	17.50	17.50	18.50	18.50	18.50	19.10	21.50
Information systems	28.00	28.20	29.00	29.20	30.20	27.20	27.20	30.20	26.95	27.95
Mayor and Council	1.00	1.00	1.00	1.00	1.00	1.00	—	—	—	
Mayor's commission	—	—	—	—	—	—	—	—	—	
Municipal court	25.00	25.00	26.00	26.00	26.00	25.00	23.00	23.00	22.00	22.00
Planning and development	19.29	19.49	19.00	20.49	20.49	19.16	19.86	32.20	19.86	20.35
Police	306.50	322.00	327.00	327.00	327.00	335.00	349.50	455.50	350.50	352.92
Public health services	—	—	—	—	—	—	—	—	—	
Public information office	7.50	8.50	8.00	8.50	8.50	6.25	6.25	14.00	6.25	6.25
Public parks	—	—	—	—	—	—	—	—	—	
Public works	95.90	95.10	95.00	95.35	95.35	83.70	83.70	216.40	89.20	94.04
Public works – transportation	—	—	—	—	—	—	—	—	—	
Grants and special revenue funds:										
Art museum	13.50	13.50	14.00	15.50	15.50	11.00	12.00	12.00	16.00	18.00
Emergency communications	73.00	77.00	77.00	77.00	77.00	77.50	83.50	83.50	83.50	84.00
Law enforcement	73.00	73.00	73.00	73.00	73.00	73.00	73.00	73.00	73.00	76.20
Level Property Tax	—	—	—	—	—	11.00	30.00	30.00	32.11	22.00
Public health services	78.00	78.00	83.00	83.00	80.80	81.20	85.20	85.20	86.70	87.90
Hotel/motel tax	—	—	—	—	—	—	—	—	—	
Drury/SMSU	10.00	10.00	10.00	10.00	10.00	10.00	10.00	10.00	10.00	10.00
Public parks	83.97	85.87	86.00	86.87	86.87	79.57	80.57	80.57	87.57	101.17
Parks sales tax	119.53	121.63	123.00	122.63	123.63	121.43	121.43	121.43	123.43	136.83
Public works - car park operations	—	—	—	—	—	—	1.00	1.00	4.00	4.00
Public works - transportation	102.10	102.10	102.00	102.35	102.35	102.75	105.00	105.00	108.45	120.60
Telecable	8.00	8.00	8.00	8.00	8.00	7.00	7.00	7.00	7.00	7.00
Grants:										
Community development	11.65	11.65	12.00	11.65	11.65	9.98	9.28	9.28	9.28	9.28
Fire department	9.00	—	—	—	—	7.00	—	—	—	
Home investment	3.01	3.01	3.00	3.01	3.01	3.01	3.01	3.01	3.01	3.01
Planning	0.05	0.05	—	—	0.05	0.05	0.05	0.05	0.05	—
Police	22.00	7.00	12.00	23.00	23.00	15.50	2.00	2.00	2.00	2.00
Public health	6.00	5.00	4.00	4.00	6.20	5.00	5.00	5.00	5.00	3.80
WIC program	16.00	16.00	19.00	20.00	22.00	21.00	21.00	21.00	21.00	21.00
Workforce development	57.25	57.25	58.00	58.10	58.10	47.10	47.10	47.10	46.35	47.35
Capital project funds	—	—	—	—	—	—	3.00	3.00	4.00	7.00
Enterprise and internal service funds:										
Golf	18.00	18.00	18.00	18.00	18.00	16.00	16.00	16.00	17.00	23.00
National airport	93.00	93.00	93.00	97.00	97.00	96.00	97.00	97.00	97.00	108.00
Clean water services	108.55	108.75	120.00	131.15	154.15	164.30	177.45	177.45	185.95	202.75
Solid waste	38.45	38.45	38.00	38.55	41.55	41.30	42.45	42.45	48.95	50.65
Print shop	2.00	2.00	2.00	1.80	1.80	1.80	1.80	1.80	1.80	1.80
Self-insurance	3.00	3.00	4.00	5.00	5.00	6.00	6.00	6.00	6.40	6.40
Service center	23.00	23.00	23.00	23.00	23.00	17.00	16.00	16.00	16.00	16.00
Total	1,794.00	1,803.50	1,841.00	1,873.45	1,904.50	1,868.50	1,915.55	2,188.84	1,960.00	2,063.00

Source: City of Springfield Annual Budget

Schedule 21

CITY OF SPRINGFIELD, MISSOURI
Operating Indicators by Function/Program
Last Ten Fiscal Years

Function/program:	2014	2015	2016	2017	2018	2019	2020	2021	2022	2023
Public works:										
Street signs manufactured	2,969	3,787	4,409	3,798	7,558	4,530	1,938	2,820	2,265	2,345
Streets resurfaced (miles)	67	49	56	26	54	41	38	40	52	23
Trees maintained (Tree City USA)	3,127	1,767	3,660	3,480	4,729	4,180	4,719	7,490	3,777	3,821
Street cleaning – curb miles	1,062	1,309	6,545	1,308	1,308	1,308	1,087	4,941	4,616	6,234
Street cleaning – times per year	5	5	5	3	5	3	4	4	3	5
Right-of-way mowing (acres)	1,049	1,050	1,050	1,050	1,050	1,050	1,050	7,016	9,121	1,025
Right-of-way mowing – times per year	5	5	5	5	5	4	5	5	9	5
Refuse collection:										
Refuse collected (tons per day)	673	709	883	680	839	899	1,104	1,131	1,079	1,283
Sanitary services:										
Average daily sewage treatment (thousands of gallons)	32,500	35,220	36,850	34,188	32,700	40,700	46,900	42,700	42,400	38,000
Police:										
Moving violations	22,790	16,624	16,103	16,713	13,996	14,179	8,245	9,389	11,688	16,095
Parking violations	4,908	5,763	6,040	5,416	4,981	4,208	2,666	1,652	465	612
Accident summary	7,863	7,160	7,246	7,206	7,122	7,154	7,560	6,619	6,693	6,216
Fire:										
Calls for service	14,923	15,506	16,260	17,108	17,766	17,991	16,656	22,467	15,293	12,895
Smoke detectors installed	681	595	521	2,171	2,392	3,060	1,650	1,844	1,033	1,241
Fire safety information contacts	30,345	36,011	52,574	32,756	28,385	33,916	26,277	12,126	15,081	25,265
Parks and recreation:										
Rounds of golf played at City golf courses	93,082	96,006	96,529	91,612	88,790	92,024	96,047	100,815	105,110	112,610
Visitors to the City's Dickerson Park Zoo	217,633	208,061	190,761	196,302	171,615	164,336	118,532	202,627	207,631	193,791
Admissions to baseball/softball complexes	125,971	127,637	136,781	139,354	138,541	119,600	54,056	64,910	74,006	125,171
Admissions to City pool facilities	68,567	68,768	66,707	65,434	69,453	55,803	34,378	15,801	24,843	30,399
Public health:										
Vaccinations provided	11,913	12,089	9,525	9,494	5,671	5,720	6,644	65,201	3,337	9,947
Public water supply tests	1,229	1,220	1,410	1,220	1,481	1,302	1,429	1,297	1,808	1,309
Impounded animals	2,881	2,656	2,453	2,181	1,822	2,040	1,446	1,523	1,718	1,836
Certified copies of birth certificates issued	13,120	13,424	12,363	12,995	11,196	12,157	11,095	15,693	14,793	16,460
Licensing division:										
New permanent businesses	1,339	1,388	1,581	1,361	1,533	1,595	1,405	1,161	1,457	1,411
New temporary businesses	3,390	3,366	2,907	2,910	2,944	2,803	1,183	1,713	2,003	2,143
Business license renewals	11,858	11,942	12,103	12,409	12,600	12,812	12,565	13,572	13,879	13,591
Building development services:										
Building permits issued	957	1,150	1,145	1,085	1,085	1,102	1,072	979	1,203	1,308
Building inspections conducted	7,137	13,086	4,496	4,022	4,022	3,094	9,977	3,320	5,133	5,762
Airport Services:										
Aviation activity (total number of flights)	8,003	7,825	8,818	8,839	9,598	10,413	9,279	7,311	8,838	8,784
Aviation activity (total number of passengers)	799,910	864,944	917,241	979,636	1,038,742	1,119,187	919,847	730,828	1,084,471	1,173,603
Enplanements	399,990	433,659	458,582	491,115	518,674	560,498	459,944	366,224	541,881	586,202
Number of Cargo Flights	759	733	744	8,839	698	582	603	640	698	583
Cargo Landed weights	220,913,174	197,250,171	194,330,000	248,293,000	179,500,000	132,326,000	131,070,640	139,684,000	149,228,000	137,824,134

Source: Data maintained by applicable City departments

Schedule 22

CITY OF SPRINGFIELD, MISSOURI

Capital Asset Statistics by Function/Program

Last Ten Fiscal Years

	2014	2015	2016	2017	2018	2019	2020	2021	2022	2023
Function/program:										
Public works:										
Dump trucks	66	48	43	43	39	41	40	39	35	45
Street sweepers	7	7	6	6	7	6	6	6	6	6
Backhoes	13	8	9	9	9	9	7	7	7	9
Tractors/mowers	58	30	42	29	27	27	33	30	27	10
Police:										
Stations	2	2	2	2	2	2	2	2	2	2
Patrol cars	147	94	112	119	108	103	100	77	170	147
Fire:										
Stations	12	12	12	12	12	12	12	11	12	12
Emergency response vehicles	26	28	28	31	16	16	16	16	19	16
Parks:										
Acreage	3,200	3,200	3,200	3,200	3,200	3,200	3,200	3,200	3,200	3,200
Park facilities	102	102	102	102	102	102	102	102	105	105
Baseball diamonds	11	11	11	11	11	11	11	11	11	11
Softball diamonds	28	28	28	28	28	28	28	28	28	28
Community centers	6	6	6	6	6	6	6	6	7	7
Wastewater:										
Sanitary sewers (miles)	1,194	1,196	1,197	1,200	1,205	1,211	1,274	1,278	1,278	1,289
Sanitary sewer manholes	28,193	28,289	28,693	28,847	29,009	29,154	29,325	29,449	29,533	30,323
Storm sewers (miles)	652	693	695	697	697	697	703	708	710	714
Treatment capacity (thousands of gallons)	121,000	117,000	117,000	117,000	117,000	117,000	117,000	117,000	117,000	117,000
Refuse collection:										
Bulldozers	5	6	5	5	5	5	5	5	5	6
Compactors	2	2	2	2	2	2	2	2	2	2
Loaders	2	3	3	3	3	3	4	3	3	2

Source: Data maintained by applicable City departments

CITY OF SPRINGFIELD, MISSOURI
Area's Largest Banks and Savings
Last Three Calendar Years
(Dollars in thousands)

Schedule 23

	2023	2022	2021
Great Southern Bank			
Deposits	2,127,148	1,830,862	1,968,703
Market Share	13.59%	12.04%	13.48%
Local Offices	21	21	21
Central Bank Trust Bank			
Deposits	1,576,330	1,660,777	1,573,455
Market Share	10.07%	10.92%	10.77%
Local Offices	23	23	23
Guaranty Bank			
Deposits	1,467,457	1,340,799	793,117
Market Share	9.38%	8.82%	5.43%
Local Offices	9	11	10
Commerce Bank			
Deposits	1,308,059	1,515,976	1,612,396
Market Share	8.36%	9.97%	11.04%
Local Offices	10	10	11
Oakstar Bank			
Deposits	1,104,021	1,127,877	1,036,776
Market Share	7.06%	7.42%	7.10%
Local Offices	7	7	7
Legacy Bank and Trust			
Deposits	1,028,444	690,059	
Market Share	6.57%	4.54%	
Local Offices	3	3	
OMB Bank			
Deposits	897,891		
Market Share	5.74%		
Local Offices	6		
Bank of America			
Deposits	760,716	787,094	743,526
Market Share	4.86%	5.18%	5.03%
Local Offices	4	4	4
US Bank			
Deposits	546,071		
Market Share	3.49%		
Local Offices	8		
Southern Bank			
Deposits	522,659	560,763	
Market Share	3.34%	3.69%	
Local Offices	9	10	

Source: www.fdic.gov

Schedule 24

CITY OF SPRINGFIELD, MISSOURI

Certain Sanitary Sewerage Operating Data - Historical Customers, Usage, and Revenues

Last Seven Fiscal Years

	2017	2018	2019	2020	2021	2022	2023
Customer classification:							
Residential	73,252	73,516	73,777	74,214	74,774	74,743	74,967
Commercial	6,941	6,922	6,930	7,000	7,090	7,021	7,012
Total customers	80,193	80,438	80,707	81,214	81,864	81,764	81,979
Usage - 100 Cubic Feet:							
Residential	4,814,460	4,838,412	4,806,272	4,686,076	4,705,724	4,728,532	4,659,185
Commercial	4,939,798	5,050,216	5,024,261	4,845,052	4,845,868	5,538,998	5,707,738
Total CCF	9,754,258	9,888,628	9,830,533	9,531,128	9,551,592	10,267,530	10,366,923
Revenue:							
Residential	$ 24,514,854	26,080,013	27,344,730	28,871,893	30,496,147	32,057,231	33,237,943
Commercial	14,655,950	15,694,148	17,306,274	18,105,915	17,768,936	18,289,284	21,717,506
Intermunicipal	1,342,301	1,365,201	1,267,106	1,486,256	1,582,567	1,660,770	1,350,032
Hauled waste	608,814	704,190	1,247,373	1,662,589	1,968,749	2,065,616	3,269,578
Other	1,185,504	959,985	1,672,365	1,378,580	1,256,265	1,595,625	1,074,958
Total revenue	$ 42,307,423	44,803,537	48,837,848	51,505,233	53,072,664	55,668,526	60,650,017

This schedule presents the number of customers served, usage, and revenue for the sanitary seweage system for each desingated fiscal year. It will include ten-year trend information once available.

Source: City of Springfield Environmental Services Department

CITY OF Springfield

Mirion Technologies (Canberra), Inc.
800 Research Parkway
Meriden, CT 06450 - USA
Tel: 800-243-3955
Fax: 203-235-1347
Service: 800-255-6370

Quote Number - Q-51095
Opportunity Number - AM-HLS-24259243

Customer Information		General Information	
Customer	Springfield Fire Department - Mo	Issue Date	5/17/2024
Contact	Christopher Roush	Expiration Date	6/16/2024
Phone Number		Est. Shipment ARO	TBD
Email	croush@springfieldmo.gov	Incoterm	FOB - Origin
Address	830 North Boonville Avenue Springfield, Missouri 65802-0000	Shipping Method	
		Freight Terms	Prepay and Add
		Payment Terms	

Item	Product Code	Product Name	Description	Qty	Unit Price	Total Price
1	ACCURAD	AccuRad PRD	AccuRad PRD, individual packaging Equipped with belt clip and screen protector. The box also contains 2xAA alkaline batteries, a quick start guide, a quick card, and a spare clip, Note: also available in bulk packaging for large orders (>50). Please inquire.	26.00	$1,610.00	$41,860.00
2	URAD-PLUS-R/Y/NC	ULTRARADIAC-PLUS, YELLOW, R UNIT, NO DC CONNECTOR	Includes yellow R meter without DC charging port, pouch, manual, and batteries, direct replacement for MRAD113	26.00	$1,536.00	$39,936.00

Subtotal: USD 81,796.00

Total Price: USD 81,796.00

Please authorize partial shipments in your purchase order.

Contact Information

Account Manager	Carol McGowan	Prepared By	Tami Nolting
Phone Number	470 795 9046	Phone Number	(470) 795-9088
Email	cmcgowan@mirion.com	Email	tnolting@mirion.com

If you would like to move forward with an order, please provide your purchase order/payment information to meriden-orders@mirion.com or feel free to call us at (203) 639-2630.

The products, technology and pricing referenced herein are for US sale and installation only, unless otherwise specified. All exports require compliance with the U.S. Export Administration Regulations, as well as all other applicable regulations. To see Canberra's standard terms of condition of sale and warranty, please visit https://www.mirion.com/assets/mirion_tech_-canberra-_terms_of_sale.pdf

Exhibit B

28922 - Region-D HSRRS HazMat Sustainment

Application Details

Funding Opportunity:	28464-FY 2024 State Homeland Security Program (SHSP) Region D
Funding Opportunity Due Date:	Jun 14, 2024 5:00 PM
Program Area:	State Homeland Security Program
Status:	Submitted
Stage:	Final Application
Initial Submit Date:	May 17, 2024 3:21 PM
Initially Submitted By:	David Pennington
Last Submit Date:	
Last Submitted By:	

Contact Information

Primary Contact Information

Name:	Salutation David Pennington First Name Last Name
Job Title*:	Fire Chief
Email*:	dpennington@springfieldmo.gov
Mailing Address*:	830 Boonville
	Springfield Missouri 65802 City State/Province Postal Code/Zip
Phone*:	(417) 874-2310 Ext. Phone ###-###-####
Fax:	(417) 864-1590 ###-###-####

Organization Information

Applicant Agency*:	Springfield, City of, Fire Department
Organization Type*:	Government

Organization Website:	http://www.springfieldmo.gov
Federal Tax ID#*:	446000268 0P 9 digits (no hyphen) Tax ID Extension
DUNS #:	781975784 9-digit number
Unique Entity ID*:	VMKPNYHAL941
SAM/CCR CAGE Code:	546Q1 05/03/2023 Valid Until Date
Mailing Address*:	830 N. Boonville
	Springfield Missouri 65802- 3832 City State/Province Postal Code/Zip + 4
County*:	Greene
Congressional District*:	07 **Hold 'CTRL" to add additional districts**
Phone*:	**(417) 874-2310** Ext. ~~###-###-####~~
Fax:	**(417) 864-1505** ~~###-###-####~~

Contact Information

Contact Information

Authorized Official

The Authorized Official is the individual who has the authority to legally bind the applicant into a contract and is generally the applicant's elected or appointed chief executive. For example:

- If the applicant agency is a city, the Mayor or City Administrator shall be the Authorized Official
- If the applicant agency is a county, the Presiding County Commissioner or County Executive shall be the Authorized Official
- If the applicant agency is a State Department, the Director shall be the Authorized Official
- If the applicant agency is a college/university, the President shall be the Authorized Official
- If the applicant agency is a nonprofit, the Board Chair/President shall be the Authorized Official
- If the applicant agency is an Regional Planning Commission or Council of Government, the Executive Director shall be the Authorized Official
- If the applicant agency is a special district, such as Fire Protection District or Ambulance District, the Board Chair/President shall be the Authorized Official
- If the applicant agency is a school district, the Superintendent or School Board President shall be the Authorized Official

If the Authorized Official has a different title, than those listed above, official documentation naming that position as the Authorized Official for your agency must be included in the application attachments or your application will not be considered for funding

This is not an all-inclusive list. If your agency does not fall into the above categories or you are unsure of who the Authorized Official should be for your agency, please contact the Missouri Department of Homeland Security (DPS)/Office of Homeland Security (OHS) at (573) 522-6125

Authorized Official*:	**Mr.**	**Jason**	**Gage**
	Title (Mr.Ms.etc)	First Name	Last Name
Job Title*:	**City Manager**		
Agency*:	**City of Springfield**		
Mailing Address*:	**840 N Boonville**		
Street Address 1:			
Street Address 2:			
	Springfield	**Missouri**	**65802**
	City	State	Zip Code
Email*:	**jgage@springfieldmo.gov**		
Phone*:	**417-874-1006** Ext. Cell Office		
Fax:			

Applicant Project Director

Applicant Project Director*:	**Mr.**	**David**	**Pennington**
	Title (Mr.Ms.etc)	First Name	Last Name
Job Title*:	**Fire Chief**		
Agency*:	**City of Springfield Fire Department**		
Mailing Address*:	**2620 W Battlefield**		
Street Address 1:			
Street Address 2:			
	Springfield	**Missouri**	**65807**
	City	State	Zip Code
Email*:	**dpennington@springfieldmo.gov**		
Phone*:	**417-874-2310** Ext. Cell Office		
Fax:			

Fiscal Officer

Fiscal Officer*:	**Mr.**	**David**	**Holtmann**
	Title (Mr.Ms.etc)	First Name	Last Name
Job Title*:	**Director, Finance Department**		
Agency*:	**City of Springfield**		
Mailing Address*:	**840 N Boonville**		
Street Address 1:			
Street Address 2:			
	Springfield	**Missouri**	**65802**
	City	State	Zip Code
Email*:	**dholtmann@springfieldmo.gov**		

Phone*:	**417-864-1632** Ext. Cell Office
Fax:	

Project Contact Person

Project Contact Person:	**Mr.** **David** **Pennington** Title (Mr.Ms.etc) First Name Last Name
Job Title:	**Fire Chief**
Agency:	**City of Springfield Fire Department**
Mailing Address:	**2620 W Battlefield**
Street Address 1:	
Street Address 2:	
	Springfield **Missouri** **65807** City State Zip Code
Email:	**dpennington@springfieldmo.gov**
Phone:	**417-874-2310** Ext. Cell Office
Fax:	

SHSP Project Package

Section A.1 through B.4

A.1 Region*:	**D**
A.2 County*:	**Greene**
A.3 Project Location Zip Code*:	**65807**
A.4 Project Activity Type*:	**Enhance capabilities to respond to CBRNE events**
A.5 Was this project previously funded with State Homeland Security Program (SHSP) funds?*:	**Yes**

A.5.a Please give a brief description and year of the ORIGINAL PROJECT.:

Sustainment of HazMat capabilities and the HazMat Team for Region-D has occurred nearly annually since 2015, with the most recent sustainment occurring in 2022.

A.5.b If you answered yes to Question A.5, please indicate if assets from your project have been deployed/shared in the past 12 months. Please be sure to include details about deployment/sharing that occurred.:

The Hazardous Materials Team has deployed to numerous hazardous materials incidents within Region-D in the past 12-months. Use of assets provided through the SHSGP and appropriated by the RHSOC were utilized during these responses to address industry hazards resulting from chlorine and ammonia leaks/releases, and following an incident which resulted in the injury and emergency transport of numerous SFD members.

A.6 Does this project increase capabilities (build/enhance), or does this project sustain capabilities at the current level? *:

Sustain

A.6.a If you answered Build/Enhance to question A.6, has your agency coordinated with other agencies to determine if the resources requested are currently available within the region/state?:

Coordination example: contacted other agencies within your region to see if this capability/asset currently exists and is available.

A.6.b Explain coordination efforts made by your agency, as well as the outcome of the coordination efforts.:

A.7 Provide a brief overall description of the project.*:

This request will provide necessary funding for the sustainment of capability for response by the HazMat Team, providing financial resources necessary for sustainment of factory warranty needed to ensure proper function of RHSOC provided monitors and equipment, provide for required annual instrument calibration, and for the sustainment of equipment sensors required for the operations of monitoring equipment critical for incident mitigation within Region D.

A.8 Provide a summary of specific project actions/items that will be purchased with grant funds*:

If approved this will provide for the purchase of warranty support for one monitor, provide calibration for required annual calibration for 21 monitors/detectors, for sustainment of equipment required for incident mitigation, and training required for technicians trained through RHSOC funding to maintain and repair RHSOC funded RAE monitors.

A.9 Provide estimated duration of the project (how long will it take to complete this project)*:

Requirements for this project will be completed within the time period allowed and consistent with the rolling calibration requirements of the equipment. Training provided through this grant will be completed within the period of performance.

A.10 What are the objectives this project is designed to accomplish? (the purpose of the project)*:

The objectives of this project is to provide for the sustainment of hazardous materials response capabilities of an established hazmat team providing the only HazMat and CBRNE response capability within Region D.

A.11 How does this project align with/increase terrorism preparedness for the state?*:

This project aligns with the mission of the Missouri Homeland Security enterprise and the element of preparedness through ensuring a continuous cycle of equipping and providing for an effective and coordinated incident response. This project provides for sustainment of equipment and resources necessary for emergency preparedness and response to a HazMat/CBRNE/WMD/Acts of Terrorism.

Please ensure to differentiate the project's alignment with terrorism preparedness in the state as a whole, rather than your region.

A.12 How does this project align with/increase terrorism preparedness for your region?*:

This project aligns with the mission and scope of regionalization of Homeland Security enterprise and the element of preparedness through ensuring a continuous cycle of equipping and providing for an effective and coordinated incident response. This project provides for sustainment of equipment and resources necessary for emergency preparedness and response to a HazMat/CBRNE/WMD/Acts of Terrorism

Please ensure to differentiate the project's alignment with terrorism preparedness in your region, rather than the state as a whole.

A.13 Why is this project necessary for the state?*:

This project is necessary for the State in that it supports a continuous cycle of planning, organizing, training, equipping, exercising, and evaluation by providing for the sustainment of Homeland Security assets which provide for emergency preparedness and effective and coordinated incident response to HazMat/CBRNE/WMD/Acts of Terrorism by a HazMat Team whose assets are available for response within the State of Missouri.

Please ensure to differentiate why the project is necessary for the state as a whole, rather than your region.

A.14 Why is this project necessary for the region?*:

This project is necessary for the region in that it supports a continuous cycle of planning, organizing, training, equipping, exercising, and evaluation by providing for the sustainment of Homeland Security assets which provide for emergency preparedness and effective and coordinated incident response to HazMat/CBRNE/WMD/Acts of Terrorism by a HazMat Team whose assets are available for response within Region D.

Please ensure to differentiate why the project is necessary for your region, rather than the state as a whole.

A.15 How does your agency plan to financially sustain the requested items in the future without grant funding?*:

If grant funds were unavailable, sustainment for the Springfield Fire Department HazMat Team will come through the triage of financial needs and the application of available operating budget. The SFD has been in the process of implementing a Hazardous Materials Operating Permit to generate a reliable revenue source for the sustainment of the HazMat Team separate from the SHSGP.

B. Project Capability, THIRA and Dual Use

B.1 Did your agency participate in the development of your respective region's Threat and Hazard Identification and Risk Assessment (THIRA)?*: **Yes**

B.1.a Please explain your agency's participation in the development of the THIRA.:

The SFD provided subject matter expert(s) who reviewed key components of the THIRA who provided insight, advisement and suggestion for modification consistent with the needs of the Region.

B.1.a Please explain why your agency did not participate.:

Please review the State 2022 MO THIRA and 2023 MO SPR to determine the following:

B.2 Which Primary Core Capability best aligns to this project?*: **Threats and Hazards Identification**

B.3 Which POETE (Planning, Organization, Equipment, Training, and Exercise) category(s) does your project address? *: **Equipment**

B.4 How does this project impact the Capability Target listed on the State THIRA/SPR for the Core Capability selected in B.2 and the POETE category(s) selected in B.3?*:

This project addresses the POETE category of Equipment by providing funding for the sustainment of equipment to meet the core capability of threat and hazard identification for a HazMat/CBRNE/WMD incident.

B.5 Does the requested project support dual-use activities?*:

Yes

Dual-use activities are those that support the achievement of core capabilities related to the national priorities and terrorism preparedness while also simultaneously supporting enhanced preparedness for other hazards unrelated to acts of terrorism.

B.5.a Please describe how the project supports terrorism preparedness and how this project increases preparedness for other hazards unrelated to terrorism.:

This project supports the HazMat Team capability to asses threats and hazards of hazardous materials common to industry and transportation in addition to risk associated with CBRNE/WMD/acts of terrorism.

Please review the National Priorities in the FY 2024 SHSP Notice of Funding Opportunity.

1. Enhancing the protection of soft targets/crowded places
2. Enhancing information and intelligence sharing and analysis
3. Combating domestic violent extremism
4. Enhancing cybersecurity
5. Enhancing community preparedness and resilience
6. Enhancing election security

B.6 Does your project align to a National Priority?*: **Yes**

Select the National Priority the project aligns with from the dropdown.

B.6.a National Priority: **Enhancing the protection of soft targets/crowded places**

Select the Core Capability associated with the National Priority that the project aligns with. Please ensure the Core Capability chosen in B.6.b aligns with the Core Capability chosen in B.2.

B.6.b Core Capability: **Screening, search, and detection**

B.6.c Please describe how this project aligns with the National Priority selected in question B.6.a.:

The Region/State face a complex and evolving threat from DVE groups, civil unrest, and acts of terrorism which include attacks using CBRNE/WMD/complex coordinated attacks where chemicals and hazardous materials may be used as a weapon to further their agenda, create instability and panic, and/or mass casualties or need for mass casualty decontamination. This project provides sustainment for the equipment necessary to monitor, analyze, detect, and mitigate during community and emergency events.

C. Project Background

C.1 Was any portion of the proposed project funded with FY 2023 SHSP funds?*: **No**

What was the last major accomplishment/milestone that was completed with FY 2023 funds?

C.1.a FY 2023 Prior Accomplishments:

C.2 Was any portion of the proposed project funded with FY 2022 SHSP funds?*: **Yes**

What was the last major accomplishment/milestone that was completed with FY 2022 funds?

C.2.a FY 2022 Prior Accomplishments:

The 2022 grant for the sustainment of the Region D Hazmat Team accomplished the stated project goals, sustaining RHSOC funded monitors through calibration, parts replacement, and repair and maintenance training.

C.3 Was any portion of the proposed project funded with FY 2021 SHSP funds?*: **Yes**

What was the last major accomplishment/milestone that was completed with FY 2021 funds?

C.3.a FY 2021 Prior Accomplishments:

The 2021 grant for the sustainment of the Region D Hazmat Team accomplished the stated project goals, sustaining RHSOC funded monitors through calibration, and parts replacement.

D. Deployable/Shareable Resources

Deployable Resource: Identifies the availability and utility of an asset to multiple jurisdictions, regions, and the Nation; provides information on mobility of assets in an area. An asset that is physically mobile and can be used anywhere in the United States and territories via Emergency Management Assistance Compacts or other mutual aid/assistance agreements.

Shareable Resource: Provides information on the utility of a non-deployable shared asset in a region; identifies the asset's ability to augment and sustain a reinforced response within a region. An asset that can be utilized as a local, state, regional, or national capability, but is not physically deployable (i.e., fusion centers).

D.1 Does this project fund resources that are deployable or shareable?*: **Yes**

D.1.a Please select from the dropdown if the project funds resources that are deployable or shareable.: **Deployable Resource**

D.1.a Does this project fund resources that are a regional asset?:

Projects must support a deployable/shareable resource or be a regional asset to be eligible for funding.

D.1.b. Please explain how the requested project is a regional asset.:

List the deployable/shareable resource.

D.1.b Item Name: **Hazardous Materials Response Team**

D.1.c Are there any special conditions/requirements on sharing the deployable/shareable resources(s)?: **No**

Example: Specific requirements of equipment, operator, etc.

D.1.c.1 Please explain the special conditions/requirements on sharing the deployable/shareable resource.:

FEMA Resource Typing Library Tool is located at https://rtlt.preptoolkit.org/Public.

D.1.d Is the deployable resource NIMS Kind & Typed?: **Yes**

D.1.d.1 Deployable Resources Kind & Type Name(s):

Hazardous Materials Response Team
Example: Mobile Communications Center

D.1.d.2 Deployable Resources Kind & Type ID(s) (ID x-xxx-xxxx):

4-508-1248
Example: ID 2-508-1053

E. Audit Details

E.1 Has the Applicant Agency exceeded the federal expenditure threshold of $750,000 in federal funds during agency's last fiscal year?*:

Yes
If the applicant agency exceeded the federal expenditure threshold in their last fiscal year, they must have their Single Audit or Program Specific Audit completed and submitted to the DPS/OHS within nine (9) months after the end of the audited fiscal year.

E.2 Date last audit/financial statement completed.*:

12/13/2023
If an agency has never had an audit, please enter the date of their last annual financial statement.

E.3 By checking this box the applicant agency understands they are required to upload a copy of the agency's most recent completed audit (or annual financial statement) in the Named Attachments section of this application*: **Yes**

F. Risk Assessment

F.1 Does the applicant agency have new personnel that will be working on this award?*: **No**
New personnel is defined as working with this award type less than 12 months.

F.1.a If you answered yes to Question F.1, please list the name(s) of new personnel and their title(s):

F.2 Does the applicant agency have a new fiscal or time accounting system that will be used on this award?*:

No

New fiscal or time accounting system is defined as a system being utilized less than 12 months within the applicant agency.

F.2.a Please describe the new fiscal or time accounting system that will be used on this award.:

F.3 Does the applicant agency receive any direct Federal awards?*:

No

Direct grants are grants that you apply directly to the federal government for and there is no intermediary agency such as OHS.

F.3.a Please list the direct Federal awards the agency receives.:

F.4 Did the applicant agency receive any Federal monitoring on a direct federal award in their last fiscal year?:

F.4.a Please list the direct awards that were monitored and indicate if there were any findings or recommendations.:

G. National Incident Management System (NIMS)

Please select Yes/No to questions G.1-G.14. If you answer no to any of these questions, explain planned activities during the grant period to strive
towards being NIMS compliant in G.15.
If your agency is a Regional Planning Commission (RPC) or Council of Government (COG) and questions G.1-G.14 do not apply, select N/A.

G.1 Has the jurisdiction formally adopted the National Incident Management System (NIMS) throughout the jurisdiction or organization to prevent, protect against, mitigate, respond to, and recover from incidents?*:

Yes

G.2 Has the jurisdiction ensured training for the incident personnel incorporates NIMS training that is pertinent to each individuals incident responsibilities in alignment with the NIMS training program? *:	**Yes**
G.3 Does the jurisdiction develop, maintain, and implement mutual aid agreements (to include agreements with the private sector and nongovernmental organizations)?*:	**Yes**
G.4 Does the jurisdiction apply ICS as the standard approach to the on-scene command, control, and coordination of incidents?*:	**Yes**
G.6 Does the jurisdiction identify and inventory deployable incident resources consistently with national NIMS resource typing definitions and job titles/position qualifications, available through the Resource Typing Library Tool?*:	**Yes**
G.5 Does the jurisdiction enable effective and secure communications within and across jurisdictions and organizations?*:	**Yes**
G.7 Has your agency designated a point of contact to serve as the principal coordinator for the implementation of NIMS?*:	**Yes**
G.8 Has your agency adopted NIMS terminology for the qualification, certification, and credentialing of incident personnel?*:	**Yes**

G.9 Does your agency use the NIMS Resource Management Process during incidents? (identify requirements, order and acquire, mobilize, track and report, demobilize, reimburse and restock)*:	**Yes**
G.10 Does your agency implement JIS for the dissemination of incident information to the public, incident personnel, traditional and social media, and other stakeholders?*:	**Yes**
G.11 Does your agency use MAC Groups/Policy Groups during incidents to enable decision making among elected and appointed officials and support resource prioritization and allocation?*:	**Yes**
G.12 Does your agency organize and manage EOC's and EOC teams consistent with pertinent NIMS guidance?*:	**Yes**
G.13 Does your agency apply plain language and clear text communications standards?*:	**Yes**
G.14 Does your agency develop, maintain, and implement procedures for data collection, analysis, and dissemination to meet organizational needs for situational awareness?*:	**Yes**

If answered **No** to any questions G.1-G.14, please explain planned activities during grant period to strive towards being NIMS compliant.

G.15 Planned Activities:

H. Certified Assurances

To the best of my knowledge and belief, all data in this application is true and correct, the document has been duly authorized by the governing body of the applicant, and the applicant attests to and/or will comply with the following Certified Assurances if the assistance is awarded:

SHSP Certified Assurances

H.1 By checking this box, I have read and agree to the terms and conditions of this grant*:	**Yes**

In order to be considered eligible for funding, the correct Authorized Official must be designated and have knowledge of the certified assurances associated with
this funding opportunity.
If the incorrect Authorized Official is listed in H.2 and H.3 of the application, the application will be deemed ineligible for funding.

The Authorized Official is the individual who has the authority to legally bind the applicant into a contract and is generally the applicant's elected or appointed chief executive. For example:

- If the applicant agency is a city, the Mayor or City Administrator shall be the Authorized Official
- If the applicant agency is a county, the Presiding County Commissioner or County Executive shall be the Authorized Official
- If the applicant agency is a State Department, the Director shall be the Authorized Official
- If the applicant agency is a college/university, the President shall be the Authorized Official
- If the applicant agency is a nonprofit, the Board Chair/President shall be the Authorized Official
- If the applicant agency is an Regional Planning Commission (RPC) or Council of Government (COG), the Executive Director shall be the Authorized Official
- If the applicant agency is a special district, such as Fire Protection District or Ambulance District, the Board Chair/President shall be the Authorized Official
- If the applicant agency is a school district, the Superintendent or School Board President shall be the Authorized Official

If a designee is being utilized to authorize the application, the Missouri Department of Public Safety (DPS) reserves the right to request documentation that indicates
the designee has the authority to legally bind the applicant into a contract in lieu of the Authorized Official at the time of application submission.

****If the Authorized Official has a different title, than those listed above, official documentation naming that position as the Authorized Official for your agency must be included in the application attachments
or your application will not be considered for funding****

**The above list is not an all-inclusive list. If your agency does not fall into the above listed categories, or if you are unsure of who the Authorized Official is for your agency,
please contact the Missouri Department of Public Safety (DPS)/Office of Homeland Security (OHS) at (573) 522-6125.**

H.2 Authorized Official Name*:	**Mr. Jason Gage**
H.3 Title of Authorized Official*:	**City Manager**
H.4 Name of person completing this application*:	**David Pennington**
H.5 Title of person completing this application*:	**Fire Chief**
H.6 By checking this box, I certify I have read and understand that the correct Authorized Official MUST be designated on this form in question H.2 and H.3 in order to be eligible for funding*:	**Yes**
H.7 Date*:	**05/17/2024**

Budget

Personnel

Name	Position Title	Position Status	Employment Status	%of time spent on this grant funded activities	Requested Personnel Cost	Discipline	Function	Allowable Activity
No Data for Table								

Narrative Justification - Personnel

5000 Character Limit

Personnel Benefits

Name	Benefits % of Salary	Requested Benefit Cost	Discipline	Function	Allowable Activity
No Data for Table					

Narrative Justification - Benefits

5000 Character Limit

Travel

Item Name	Category	Explanation of Other Travel	Total Cost	Discipline	Function	Allowable Activity
No Data for Table						

Narrative Justification - Travel

5000 Character Limit

Equipment

Line Item Name	AEL #	Qty	Unit Cost	Total Cost	Discipline	Function	Allowable Activity
AreaRAE Sensors	03OE-03-KTCL	8.00	$0.00	$2,352.00	HazMat	Equipment	Detection
AreaRAE Sensors	03OE-03-KTCL	5.00	$0.00	$1,470.00	HazMat	Equipment	Detection
AreaRAE Sensors	03OE-03-KTCL	5.00	$0.00	$1,470.00	HazMat	Equipment	Detection
AreaRAE Sensors	03OE-03-KTCL	8.00	$0.00	$2,920.00	HazMat	Equipment	Detection
				$31,967.00			

Line Item Name	AEL #	Qty	Unit Cost	Total Cost	Discipline	Function	Allowable Activity
AreaRAE Sensors	03OE-03-KTCL	8.00	$0.00	$2,352.00	HazMat	Equipment	Detection
AreaRAE Sensors	03OE-03-KTCL	8.00	$0.00	$2,352.00	HazMat	Equipment	Detection
AreaRAE Sensors	03OE-03-KTCL	8.00	$0.00	$9,216.00	HazMat	Equipment	Detection
AreaRAE Sensors	03OE-03-KTCL	5.00	$0.00	$1,470.00	HazMat	Equipment	Detection
AreaRAE Sensors	03OE-03-KTCL	5.00	$0.00	$1,470.00	HazMat	Equipment	Detection
AreaRAE Sensors	03OE-03-KTCL	5.00	$0.00	$4,095.00	HazMat	Equipment	Detection
Canberra Instrument Calibration	03OE-03-KTCL	14.00	$0.00	$1,610.00	HazMat	Equipment	Detection
Ludlum Calibration	03OE-03-KTCL	7.00	$0.00	$1,190.00	HazMat	Equipment	Detection
				$31,967.00			

Narrative Justification - Equipment

The cost basis for the sustainment of the items noted here is provided in detail in the budget section of this grant application. Items requested are of various type and quantity.

Instrument Calibration (Sustainment): 21 monitors with a total cost for sustainment of $2,800.

All our RHSOC funded instruments require annual or semi-annual calibration to operate effectively. In addition, any findings which might support criminal cases or investigation may be called into question if certified calibrations are not available for the instruments. While we can calibrate some air monitors in-house, radiological devices must be sent out. In recent years, Canberra has raised their calibration and assessment prices – as such, and to conserve funds, we have started sending all radiological devices to Ludlum Measurements for calibration. We also endeavor to ship multiple monitors together to maximize the effect of this funding.

Honeywell Repair and Maintenance Supplies (Sustainment). Supplies for sustainment of AreaRAE adn MultiRAE monitors totals $31,967 for 65 sensors.

Springfield Fire Department has seen several changes over the past ten years regarding repair and maintenance of our Honeywell detectors (AreaRAE and MultiRAE units). In 2022, we leveraged RHSOC funding to train in-house repair technicians, saving thousands of dollars annually on repair and assessment. As a follow-up measure, we are requesting funding to purchase sensors, calibration gas, and filters; most of the units will need all sensors replaced within the next two years, which we

expect to recur approximately every four years. In addition to the needed sensors and filters, and with Logan-Rogersville Fire Protection District no longer providing calibration gas, we have a need to acquire gas going forward.

10000 Character Limit

Supplies/Operations

Item Name	Supply/Operation Type	Qty	Unit Cost	Total Supply or Operation Expense Cost	Discipline	Function	Allowable Activity
AreaRAE Calibration Gas	Other (computer, projector, chair, etc.)	2.00	$0.00	$130.00	HazMat	Equipment	Detection
AreaRAE Calibration Gas	Other (computer, projector, chair, etc.)	2.00	$0.00	$720.00	HazMat	Equipment	Detection
				$850.00			

Narrative Justification - Supplies/Operations

This request is for a quantity of four cylinders of calibration gas specific to AreaRAE and MultiRAE monitors provided for and in use by the Region-D HSRRS and the SFD HazMat Team. This gas is necessary to ensure these monitors are appropriately calibrated, with a total cost for all products of $850.00.

5000 Character Limit

Contractual

Item Name	Type of Contract	Contract Amount	Discipline	Function	Allowable Activity
RAE Certified Technician - Classroom	Services	$3,120.00	HazMat	Training	Training workshops and conferences
Thermo Gemini Analyzer Instrument Warranty	Subscriber Fees	$11,700.00	HazMat	Equipment	Other Authorized Equipment
		$14,820.00			

Narrative Justification - Contractual

The request for grant funding for contractual support will provide for classroom training for the renewal of RAE maintenance technician certification, and the sustainment of warranty support for an RHSOC funded monitor.

RAE Materials Technician Certification Renewal (Sustainment)

In December 2022, SFD utilized RHSOC funding to certify personnel in the maintenance and repair of Honeywell RAE monitors, including all gas monitors and software currently deployed by the Hazardous Materials team for regional availability. Having in-house certified technicians saves considerable time and money compared to sending monitors to Honeywell directly for repair, and having trained technicians on staff also elevates the level of monitoring training offered. The online renewal option is available after two years of certification (2024), but technicians must attend an in-person renewal at the 4-year mark (2026).

Thermo-Scientific Gemini Analyzer Warranty (Sustainment)

The Gemini Analyzer is a handheld Raman and FTIR chemical analyzer with very few user-serviceable parts. As such, any damage or failure of a component would render the device unusable to our HazMat and Bomb Squad teams. This device is our primary instrument for identifying unknown chemicals and explosives and confirming evidence-based chemical identification. Removing this device from service would severely limit our ability to identify chemical hazards.

5000 Character Limit

Total Budget

Total Personnel:	**$0.00**
Total Benefits:	**$0.00**
Total Travel:	**$0.00**
Total Equipment:	**$31,967.00**
Total Supplies/Operation:	**$850.00**
Total Contractual:	**$14,820.00**
Total Project Cost:	**$47,637.00**

Interoperable Communications

Radio Interoperability

Refer to the **Radio Interoperability Guidelines** for Interoperable Communications Equipment Requirements that MUST be met in order to be eligible for funding.

1. Are you applying for interoperable communications equipment?: **No**

2. Does your agency currently utilize the Missouri Statewide Interoperability Network (MOSWIN) for interoperability ONLY (i.e., mutual aid/statewide communications only, not day-to-day operations)?:

2.a If no, describe your agency's internal use of the MOSWIN.:

3. Does your agency have long term plans to fully integrate communications to the MOSWIN? :

4. Are you applying for a mobile radio(s) (vehicle dash mounted, remote mount or base station)?:

4.a Will the mobile radio be installed in a vehicle?:

4.a.1 Is the vehicle the mobile radio will be installed in agency owned?:

Mobile radios purchased with SHSP funds CANNOT be installed in personal vehicles.

4.b Please provide the agency's current ratio of MOSWIN mobile radios to response vehicles.:

For Example: Agency has 10 response vehicles and 6 mobile radios for the vehicles.

4.c Eligible mobile radios are listed in the dropdown menu. Please select the model you are applying for:

5. Are you applying for a portable radio(s) (handheld)?:

5.a Please provide the agency's current ratio of MOSWIN portable radios to personnel.:

For Example: Agency has 10 first responders and 6 portable radios.

5.b Eligible portable radios are listed in the dropdown menu. Please select the model you are applying for:

5.c As required by the MO DPS Radio Interoperability Guidelines, portable radios must be paired with an existing agency-owned and installed MOSWIN mobile radio via a public safety grade in-car repeater. Do you currently have a MOSWIN mobile radio to pair with portable radio(s) being requested?:

5.c.1 If yes, please provide the model and manufacturer of the mobile radio.:

5.c.1 Is this application also requesting a MOSWIN mobile radio to pair with the portable radio(s) being requested?:

5.d As required by the MO DPS Radio Interoperability Guidelines, portable radios must be paired with an existing agency-owned and installed MOSWIN mobile radio via a public safety grade in-car repeater. Do you currently have a public safety grade in-car repeater? :

5.d.1 If yes, please provide the model and manufacturer of the in-car repeater.:

5.d.1 Are you applying for a public safety grade in-car repeater or in the process of acquiring one through other funding sources?:

5.d.1(a) Please provide the agency's current ratio of in-car repeaters to response vehicles.:

For Example: Agency has 10 vehicles and 6 in-car repeaters.

5.d.1(b) If yes, please provide the funding source, manufacturer, and model you are in process of acquiring. :	
6. Does the vendor quote for the requested radios include the encryption requirements as listed on the Radio Interoperability Guidelines?:	
7. By checking this box, the applicant agency understands they are required to upload a quote for the requested interoperable communications equipment in the Named Attachments Component of the application.:	No

Named Attachments

Named Attachment	Required	Description	File Name	Type	Size	Upload Date
Audit/Financial Statement (REQUIRED)*	✓	City of Springfield 2023 Annual Comprehensive Financial Report	City Springfield_2023_ACFR.pdf	pdf	1 MB	05/16/2024 03:28 PM
Quote or Cost Basis		Costing and Quote for HazMat sustainment request.	Region D HazMat Costing.pdf	pdf	1 MB	05/17/2024 02:24 PM
Other Supporting Information		City of Springfield 2023 Compliance Report	City Springfield_2023_ComplianceReport.pdf	pdf	265 KB	05/16/2024 03:28 PM
Other Supporting Information						
Other Supporting Information						
Other Supporting Information						

Named Attachment	Required Description	File Name	Type Size	Upload Date
Other Supporting Information				

Exhibit C

28921 - Region-D HSRRS Structure Collapse Sustainment

Application Details

Funding Opportunity:	28464-FY 2024 State Homeland Security Program (SHSP) Region D
Funding Opportunity Due Date:	Jun 14, 2024 5:00 PM
Program Area:	State Homeland Security Program
Status:	Submitted
Stage:	Final Application
Initial Submit Date:	May 29, 2024 11:38 AM
Initially Submitted By:	David Pennington
Last Submit Date:	
Last Submitted By:	

Contact Information

Primary Contact Information

Name:	Salutation David Pennington First Name Last Name
Job Title*:	Fire Chief
Email*:	dpennington@springfieldmo.gov
Mailing Address*:	830 Boonville
	Springfield Missouri 65802 City State/Province Postal Code/Zip
Phone*:	(417) 874-2310 Ext. Phone ###-###-####
Fax:	(417) 864-1590 ###-###-####

Organization Information

Applicant Agency*:	Springfield, City of, Fire Department
Organization Type*:	Government

Organization Website:	http://www.springfieldmo.gov
Federal Tax ID#*:	446000268 0P 9 digits (no hyphen) Tax ID Extension
DUNS #:	781975784 9-digit number
Unique Entity ID*:	VMKPNYHAL941
SAM/CCR CAGE Code:	546Q1 05/03/2023 Valid Until Date
Mailing Address*:	830 N. Boonville
	Springfield Missouri 65802- 3832 City State/Province Postal Code/Zip + 4
County*:	Greene
Congressional District*:	07 **Hold 'CTRL" to add additional districts**
Phone*:	**(417) 874-2310** Ext. ~~###-###-####~~
Fax:	**(417) 864-1505** ~~###-###-####~~

Contact Information

Contact Information

Authorized Official

The Authorized Official is the individual who has the authority to legally bind the applicant into a contract and is generally the applicant's elected or appointed chief executive. For example:

- If the applicant agency is a city, the Mayor or City Administrator shall be the Authorized Official
- If the applicant agency is a county, the Presiding County Commissioner or County Executive shall be the Authorized Official
- If the applicant agency is a State Department, the Director shall be the Authorized Official
- If the applicant agency is a college/university, the President shall be the Authorized Official
- If the applicant agency is a nonprofit, the Board Chair/President shall be the Authorized Official
- If the applicant agency is an Regional Planning Commission or Council of Government, the Executive Director shall be the Authorized Official
- If the applicant agency is a special district, such as Fire Protection District or Ambulance District, the Board Chair/President shall be the Authorized Official
- If the applicant agency is a school district, the Superintendent or School Board President shall be the Authorized Official

If the Authorized Official has a different title, than those listed above, official documentation naming that position as the Authorized Official for your agency must be included in the application attachments or your application will not be considered for funding

This is not an all-inclusive list. If your agency does not fall into the above categories or you are unsure of who the Authorized Official should be for your agency, please contact the Missouri Department of Homeland Security (DPS)/Office of Homeland Security (OHS) at (573) 522-6125

Authorized Official*:	**Mr.** **Jason** **Gage** Title (Mr.Ms.etc) First Name Last Name
Job Title*:	**City Manager**
Agency*:	**City of Springfield**
Mailing Address*:	**840 N Boonville**
Street Address 1:	
Street Address 2:	
	Springfield **Missouri** **65802** City State Zip Code
Email*:	**jgage@springfieldmo.gov**
Phone*:	**417-874-1006** Ext. Cell Office
Fax:	

Applicant Project Director

Applicant Project Director*:	**Mr.** **David** **Pennington** Title (Mr.Ms.etc) First Name Last Name
Job Title*:	**Fire Chief**
Agency*:	**City of Springfield Fire Department**
Mailing Address*:	**2620 W Battlefield**
Street Address 1:	
Street Address 2:	
	Springfield **Missouri** **65807** City State Zip Code
Email*:	**dpennington@springfieldmo.gov**
Phone*:	**417-874-2310** Ext. Cell Office
Fax:	

Fiscal Officer

Fiscal Officer*:	**Mr.** **David** **Holtmann** Title (Mr.Ms.etc) First Name Last Name
Job Title*:	**Director, Finance Department**
Agency*:	**City of Springfield**
Mailing Address*:	**840 N Boonville**
Street Address 1:	
Street Address 2:	
	Springfield **Missouri** **65802** City State Zip Code
Email*:	**dholtmann@springfieldmo.gov**

Phone*:	**417-864-1632** Ext. Cell Office
Fax:	

Project Contact Person

Project Contact Person:	**Mr.** **David** **Pennington** Title (Mr.Ms.etc) First Name Last Name
Job Title:	**Fire Chief**
Agency:	**City of Springfield Fire Department**
Mailing Address:	**2620 W Battlefield**
Street Address 1:	
Street Address 2:	
	Springfield **Missouri** **65807** City State Zip Code
Email:	**dpennington@springfieldmo.gov**
Phone:	**417-874-2310** Ext. Cell Office
Fax:	

SHSP Project Package

Section A.1 through B.4

A.1 Region*:	**D**
A.2 County*:	**Greene**
A.3 Project Location Zip Code*:	**65807**
A.4 Project Activity Type*:	**Establish/enhance regional response teams**
A.5 Was this project previously funded with State Homeland Security Program (SHSP) funds?*:	**Yes**

A.5.a Please give a brief description and year of the ORIGINAL PROJECT.:

Sustainment of the structure collapse program through the SHSGP has been ongoing since approved by OHS for funding as a program within HSRRS. The most recent funding for sustainment of the structure collapse capability occurred in 2020.

A.5.b If you answered yes to Question A.5, please indicate if assets from your project have been deployed/shared in the past 12 months. Please be sure to include details about deployment/sharing that occurred.:

Equipment and training provided to the SFD Technical Rescue Team specific to structure collapse was deployed most recently to the City of Ozark in 2023 following the spontaneous collapse of a structural brick building on the historic city square. The equipment provided by the SHSGP was deployed with the Team as a component of the Region-D HSRRS.

A.6 Does this project increase capabilities (build/enhance), or does this project sustain capabilities at the current level? *:

Sustain

A.6.a If you answered Build/Enhance to question A.6, has your agency coordinated with other agencies to determine if the resources requested are currently available within the region/state?:

Coordination example: contacted other agencies within your region to see if this capability/asset currently exists and is available.

A.6.b Explain coordination efforts made by your agency, as well as the outcome of the coordination efforts.:

A.7 Provide a brief overall description of the project.*:

This project will provide for the sustainment of capability for response by the SFD/Region D HSRRS Technical Rescue Team, providing financial resources necessary for the sustainment of the structure collapse capability within Region-D through the replacement and addition of shoring equipment needed to operate at the Technician level for structure collapse.

A.8 Provide a summary of specific project actions/items that will be purchased with grant funds*:

If approved, this grant will provide for the purchase of equipment necessary for response and mitigation of incidents involving the collapse of structures resulting from civil unrest, acts of violence or terrorism, and/or natural disasters such as a tornado, providing the ability for responders to rapidly stabilize walls and structures to prevent further collapse and allow rescues to occur.

A.9 Provide estimated duration of the project (how long will it take to complete this project)*:

The requirements for this project will be completed within the period of performance of this grant, with the duration required to provide for ordering and receipt of equipment approved for purchase.

A.10 What are the objectives this project is designed to accomplish? (the purpose of the project)*:

The objective of this project is to provide equipment necessary for the sustainment of the structure collapse capability through the provision of Paratech brand equipment necessary for the stabilization of a collapsed structure.

A.11 How does this project align with/increase terrorism preparedness for the state?*:

This project aligns with the mission of the Missouri Homeland Security enterprise and the element of preparedness through ensuring a continuous cycle of equipping and providing for an effective and coordinated response. This project provides for sustainment of equipment necessary for emergency preparedness and response consistent with the needs for Homeland Security Strategy Goal 4 (Response) to structure collapse incidents resulting from civil unrest, acts of terrorism, or natural disaster.

Please ensure to differentiate the project's alignment with terrorism preparedness in the state as a whole, rather than your region.

A.12 How does this project align with/increase terrorism preparedness for your region?*:

This project aligns with the mission and scope of regionalization of the Homeland Security enterprise and the element of preparedness through ensuring a continuous cycle of equipping and providing for an effective and coordinated incident response. This project provides for sustainment of equipment necessary for response and rescue of trapped persons as a result of a collapses structure resulting from civil unrest, acts of violence or terrorism, and/or natural disasters such as a tornado.

Please ensure to differentiate the project's alignment with terrorism preparedness in your region, rather than the state as a whole.

A.13 Why is this project necessary for the state?*:

This project is necessary for the sustainment of capability for the SFD Technical Rescue Team to respond to incidents involving collapse of structures at the Technician level to properly stabilize the structure and rescue trapped persons. Without this equipment, the capability of the team will be eliminated, as would be the Team's ability to respond to regional/statewide emergency needs.

Please ensure to differentiate why the project is necessary for the state as a whole, rather than your region.

A.14 Why is this project necessary for the region?*:

This project is necessary for the Region in that it supports a continuous cycle of planning, organizing, training, equipping, exercising, and evaluation by providing for the sustainment of Homeland Security assets which provide for emergency preparedness and effective and coordinated incident response to structure collapse incidents by a technical rescue team whose unique assets and capabilities are available for response throughout Region-D.

Please ensure to differentiate why the project is necessary for your region, rather than the state as a whole.

A.15 How does your agency plan to financially sustain the requested items in the future without grant funding?*:

If grant funds were unavailable , sustainment for the Springfield Fire Department Technical Rescue Team will come through the triage of financial needs and the application of available operating budget, and through the annual budget request process to the City Manager.

B. Project Capability, THIRA and Dual Use

B.1 Did your agency participate in the development of your respective region's Threat and Hazard Identification and Risk Assessment (THIRA)?*: **Yes**

B.1.a Please explain your agency's participation in the development of the THIRA.:

The SFD provided subject matter expert(s) who reviewed key components of the THIRA who provided insight, advisement, and suggestion for modification consistent with the needs of the Region.

B.1.a Please explain why your agency did not participate.:

Please review the State 2022 MO THIRA and 2023 MO SPR to determine the following:

B.2 Which Primary Core Capability best aligns to this project?*: **Mass Search and Rescue Operations**

B.3 Which POETE (Planning, Organization, Equipment, Training, and Exercise) category(s) does your project address? *: **Equipment**

B.4 How does this project impact the Capability Target listed on the State THIRA/SPR for the Core Capability selected in B.2 and the POETE category(s) selected in B.3?*:

The sustainment of this capability provides the Technical Rescue Team the ability to meet the capability target of conducting search and rescue operations for those requiring rescue within 14 hour(s) of an incident.

B.5 Does the requested project support dual-use activities?*:

Yes

Dual-use activities are those that support the achievement of core capabilities related to the national priorities and terrorism preparedness while also simultaneously supporting enhanced preparedness for other hazards unrelated to acts of terrorism.

B.5.a Please describe how the project supports terrorism preparedness and how this project increases preparedness for other hazards unrelated to terrorism.:

This equipment is dual use in that it may be used to respond to structure collapse resulting from acts of civil unrest, acts of violence or terrorism, and/or natural disasters such as a tornado.

Please review the National Priorities in the FY 2024 SHSP Notice of Funding Opportunity.

1. Enhancing the protection of soft targets/crowded places
2. Enhancing information and intelligence sharing and analysis
3. Combating domestic violent extremism
4. Enhancing cybersecurity
5. Enhancing community preparedness and resilience
6. Enhancing election security

B.6 Does your project align to a National Priority?*: **Yes**

Select the National Priority the project aligns with from the dropdown.

B.6.a National Priority: **Enhancing the protection of soft targets/crowded places**

Select the Core Capability associated with the National Priority that the project aligns with. Please ensure the Core Capability chosen in B.6.b aligns with the Core Capability chosen in B.2.

B.6.b Core Capability: **Operational coordination**

B.6.c Please describe how this project aligns with the National Priority selected in question B.6.a.:

The Region/State face a complex and evolving threat from DVE groups, civil unrest, and acts of terrorism which include attacks on critical infrastructure, fixed facilities, and public places which may result in the collapse of structures or require building stabilization for search and rescue of events which can result in mass casualties. This project provides sustainment for equipment necessary to enhance community preparedness and resilience for such events.

C. Project Background

C.1 Was any portion of the proposed project funded with FY 2023 SHSP funds?*: **No**

What was the last major accomplishment/milestone that was completed with FY 2023 funds?

C.1.a FY 2023 Prior Accomplishments:

C.2 Was any portion of the proposed project funded with FY 2022 SHSP funds?*: **No**

What was the last major accomplishment/milestone that was completed with FY 2022 funds?

C.2.a FY 2022 Prior Accomplishments:

C.3 Was any portion of the proposed project funded with FY 2021 SHSP funds?*: **No**

What was the last major accomplishment/milestone that was completed with FY 2021 funds?

C.3.a FY 2021 Prior Accomplishments:

D. Deployable/Shareable Resources

Deployable Resource: Identifies the availability and utility of an asset to multiple jurisdictions, regions, and the Nation; provides information on mobility of assets in an area. An asset that is physically mobile and can be used anywhere in the United States and territories via Emergency Management Assistance Compacts or other mutual aid/assistance agreements.

Shareable Resource: Provides information on the utility of a non-deployable shared asset in a region; identifies the asset's ability to augment and sustain a reinforced response within a region. An asset that can be utilized as a local, state, regional, or national capability, but is not physically deployable (i.e., fusion centers).

D.1 Does this project fund resources that are deployable or shareable?*: **Yes**

D.1.a Please select from the dropdown if the project funds resources that are deployable or shareable.: **Deployable Resource**

D.1.a Does this project fund resources that are a regional asset?:

Projects must support a deployable/shareable resource or be a regional asset to be eligible for funding.

D.1.b. Please explain how the requested project is a regional asset.:

List the deployable/shareable resource.

D.1.b Item Name: **Technical Rescue Team**

D.1.c Are there any special conditions/requirements on sharing the deployable/shareable resources(s)?: **No**

Example: Specific requirements of equipment, operator, etc.

D.1.c.1 Please explain the special conditions/requirements on sharing the deployable/shareable resource.:

FEMA Resource Typing Library Tool is located at https://rtlt.preptoolkit.org/Public.

D.1.d Is the deployable resource NIMS Kind & Typed?: **Yes**

D.1.d.1 Deployable Resources Kind & Type Name(s):

Structure Collapse Rescue Team
Example: Mobile Communications Center

D.1.d.2 Deployable Resources Kind & Type ID(s) (ID x-xxx-xxxx):

8-508-1159
Example: ID 2-508-1053

E. Audit Details

E.1 Has the Applicant Agency exceeded the federal expenditure threshold of $750,000 in federal funds during agency's last fiscal year?*:

Yes
If the applicant agency exceeded the federal expenditure threshold in their last fiscal year, they must have their Single Audit or Program Specific Audit completed and submitted to the DPS/OHS within nine (9) months after the end of the audited fiscal year.

E.2 Date last audit/financial statement completed.*:

12/13/2023
If an agency has never had an audit, please enter the date of their last annual financial statement.

E.3 By checking this box the applicant agency understands they are required to upload a copy of the agency's most recent completed audit (or annual financial statement) in the Named Attachments section of this application*: **Yes**

F. Risk Assessment

F.1 Does the applicant agency have new personnel that will be working on this award?*: **No**
New personnel is defined as working with this award type less than 12 months.

F.1.a If you answered yes to Question F.1, please list the name(s) of new personnel and their title(s):

F.2 Does the applicant agency have a new fiscal or time accounting system that will be used on this award?*:

No

New fiscal or time accounting system is defined as a system being utilized less than 12 months within the applicant agency.

F.2.a Please describe the new fiscal or time accounting system that will be used on this award.:

F.3 Does the applicant agency receive any direct Federal awards?*:

No

Direct grants are grants that you apply directly to the federal government for and there is no intermediary agency such as OHS.

F.3.a Please list the direct Federal awards the agency receives.:

F.4 Did the applicant agency receive any Federal monitoring on a direct federal award in their last fiscal year?:

F.4.a Please list the direct awards that were monitored and indicate if there were any findings or recommendations.:

G. National Incident Management System (NIMS)

Please select Yes/No to questions G.1-G.14. If you answer no to any of these questions, explain planned activities during the grant period to strive
towards being NIMS compliant in G.15.
If your agency is a Regional Planning Commission (RPC) or Council of Government (COG) and questions G.1-G.14 do not apply, select N/A.

G.1 Has the jurisdiction formally adopted the National Incident Management System (NIMS) throughout the jurisdiction or organization to prevent, protect against, mitigate, respond to, and recover from incidents?*:

Yes

G.2 Has the jurisdiction ensured training for the incident personnel incorporates NIMS training that is pertinent to each individuals incident responsibilities in alignment with the NIMS training program?*:

Yes

G.3 Does the jurisdiction develop, maintain, and implement mutual aid agreements (to include agreements with the private sector and nongovernmental organizations)?*:	**Yes**
G.4 Does the jurisdiction apply ICS as the standard approach to the on-scene command, control, and coordination of incidents?*:	**Yes**
G.6 Does the jurisdiction identify and inventory deployable incident resources consistently with national NIMS resource typing definitions and job titles/position qualifications, available through the Resource Typing Library Tool?*:	**Yes**
G.5 Does the jurisdiction enable effective and secure communications within and across jurisdictions and organizations?*:	**Yes**
G.7 Has your agency designated a point of contact to serve as the principal coordinator for the implementation of NIMS?*:	**Yes**
G.8 Has your agency adopted NIMS terminology for the qualification, certification, and credentialing of incident personnel?*:	**Yes**
G.9 Does your agency use the NIMS Resource Management Process during incidents? (identify requirements, order and acquire, mobilize, track and report, demobilize, reimburse and restock)*:	**Yes**

G.10 Does your agency implement JIS for the dissemination of incident information to the public, incident personnel, traditional and social media, and other stakeholders?*: Yes

G.11 Does your agency use MAC Groups/Policy Groups during incidents to enable decision making among elected and appointed officials and support resource prioritization and allocation?*: Yes

G.12 Does your agency organize and manage EOC's and EOC teams consistent with pertinent NIMS guidance?*: Yes

G.13 Does your agency apply plain language and clear text communications standards?*: Yes

G.14 Does your agency develop, maintain, and implement procedures for data collection, analysis, and dissemination to meet organizational needs for situational awareness?*: Yes

If answered **No** to any questions G.1-G.14, please explain planned activities during grant period to strive towards being NIMS compliant.

G.15 Planned Activities:

H. Certified Assurances

To the best of my knowledge and belief, all data in this application is true and correct, the document has been duly authorized by the governing body of the applicant, and the applicant attests to and/or will comply with the following Certified Assurances if the assistance is awarded:

SHSP Certified Assurances

H.1 By checking this box, I have read and agree to the terms and conditions of this grant*: Yes

In order to be considered eligible for funding, the correct Authorized Official must be designated and have knowledge of the certified assurances associated with
this funding opportunity.
If the incorrect Authorized Official is listed in H.2 and H.3 of the application, the application will be deemed ineligible for funding.

The Authorized Official is the individual who has the authority to legally bind the applicant into a contract and is generally the applicant's elected or appointed chief executive. For example:

• If the applicant agency is a city, the Mayor or City Administrator shall be the Authorized Official
• If the applicant agency is a county, the Presiding County Commissioner or County Executive shall be the Authorized Official
• If the applicant agency is a State Department, the Director shall be the Authorized Official
• If the applicant agency is a college/university, the President shall be the Authorized Official
• If the applicant agency is a nonprofit, the Board Chair/President shall be the Authorized Official
• If the applicant agency is an Regional Planning Commission (RPC) or Council of Government (COG), the Executive Director shall be the Authorized Official
• If the applicant agency is a special district, such as Fire Protection District or Ambulance District, the Board Chair/President shall be the Authorized Official
• If the applicant agency is a school district, the Superintendent or School Board President shall be the Authorized Official

If a designee is being utilized to authorize the application, the Missouri Department of Public Safety (DPS) reserves the right to request documentation that indicates
the designee has the authority to legally bind the applicant into a contract in lieu of the Authorized Official at the time of application submission.

****If the Authorized Official has a different title, than those listed above, official documentation naming that position as the Authorized Official for your agency must be included in the application attachments or your application will not be considered for funding****

**The above list is not an all-inclusive list. If your agency does not fall into the above listed categories, or if you are unsure of who the Authorized Official is for your agency,
please contact the Missouri Department of Public Safety (DPS)/Office of Homeland Security (OHS) at (573) 522-6125.**

H.2 Authorized Official Name*:	**Mr. Jason Gage**
H.3 Title of Authorized Official*:	**City Manager**
H.4 Name of person completing this application*:	**David Pennington**
H.5 Title of person completing this application*:	**Fire Chief**
H.6 By checking this box, I certify I have read and understand that the correct Authorized Official MUST be designated on this form in question H.2 and H.3 in order to be eligible for funding*:	**Yes**
H.7 Date*:	**05/29/2024**

Budget

Personnel

Name	Position Title	Position Status	Employment Status	%of time spent on this grant funded activities	Requested Personnel Cost	Discipline	Function	Allowable Activity
				No Data for Table				

Narrative Justification - Personnel

5000 Character Limit

Personnel Benefits

Name	Benefits % of Salary	Requested Benefit	Cost Discipline	Function	Allowable Activity
No Data for Table					

Narrative Justification - Benefits

5000 Character Limit

Travel

Item Name	Category	Explanation of Other Travel	Total Cost	Discipline	Function	Allowable Activity
No Data for Table						

Narrative Justification - Travel

5000 Character Limit

Equipment

Line Item Name	AEL #	Qty	Unit Cost	Total Cost	Discipline	Function	Allowable Activity
Shoring Equipment	03SR-01-SHOR	4.00	$0.00	$3,120.00	Fire Service	Equipment	CBRNE Operational Search and Rescue Equipment
Shoring Equipment	03SR-01-SHOR	2.00	$0.00	$3,102.00	Fire Service	Equipment	CBRNE Operational Search and Rescue Equipment
Shoring Equipment	03SR-01-SHOR	5.00	$0.00	$800.00	Fire Service	Equipment	CBRNE Operational Search and Rescue Equipment
Shoring Equipment	03SR-01-SHOR	5.00	$0.00	$902.00	Fire Service	Equipment	CBRNE Operational Search and Rescue Equipment
Shoring Equipment	03SR-01-SHOR	2.00	$0.00	$14,924.00	Fire Service	Equipment	CBRNE Operational Search and Rescue Equipment
Shoring Equipment	03SR-01-SHOR	35.00	$0.00	$2,139.93	Fire Service	Equipment	CBRNE Operational Search and Rescue Equipment
				$24,987.93			

Narrative Justification - Equipment

Shoring Equipment:

The requested equipment will provide for sustainment of collapse rescue capability and increases the effectiveness and safety of the shoring equipment currently available that, while highly effective, is limited to a degree by the "bare bones" number of components available. Adding B23 braces will ensure the systems fit a wider degree of collapse applications. The channel bases ensure teams can safely shore collapsed structures more quickly and with a higher degree of safety than currently available.

Paratech Rescue Guardian Load Cell

The Rescue Guardian is critical equipment for ensuring shored loads are not shifting. Shifting loads can result in injury or death, and our current systems rely on antiquated visual indicators. The Rescue Guardian removes the guess work and will alert rescuers of any change in dynamics which require an immediate change in strategy or posture.

Ellis Shoring Systems

Ellis shoring jacks and clamps are industry standard for supporting loads during new construction and remodel, and many FEMA USAR teams have adopted their use; this allows for rapid deployment of (relatively) inexpensive hardware so our teams can continue moving through the disaster site. The Ellis clamps and jacks are designed to be left in-place and minimize the need for time-consuming, precise cutting and measurement when moments matter.

This equipment is necessary to effectively function as a technician level response team and is necessary for sustainment of the collapse rescue capability.

10000 Character Limit

Supplies/Operations

Item Name	Supply/Operation Type	Qty	Unit Cost	Total Supply or Operation Expense Cost	Discipline	Function	Allowable Activity
				No Data for Table			

Narrative Justification - Supplies/Operations

5000 Character Limit

Contractual

Item Name	Type of Contract	Contract Amount	Discipline	Function	Allowable Activity
		No Data for Table			

Narrative Justification - Contractual

5000 Character Limit

Total Budget

Total Personnel:	**$0.00**
Total Benefits:	**$0.00**
Total Travel:	**$0.00**
Total Equipment:	**$24,987.93**
Total Supplies/Operation:	**$0.00**
Total Contractual:	**$0.00**
Total Project Cost:	**$24,987.93**

Interoperable Communications

Radio Interoperability

Refer to the **Radio Interoperability Guidelines** for Interoperable Communications Equipment Requirements that MUST be met in order to be eligible for funding.

1. Are you applying for interoperable communications equipment?:	**No**
2. Does your agency currently utilize the Missouri Statewide Interoperability Network (MOSWIN) for interoperability ONLY (i.e., mutual aid/statewide communications only, not day-to-day operations)?:	
2.a If no, describe your agency's internal use of the MOSWIN.:	
3. Does your agency have long term plans to fully integrate communications to the MOSWIN? :	
4. Are you applying for a mobile radio(s) (vehicle dash mounted, remote mount or base station)?:	
4.a Will the mobile radio be installed in a vehicle?:	

4.a.1 Is the vehicle the mobile radio will be installed in agency owned?:

Mobile radios purchased with SHSP funds CANNOT be installed in personal vehicles.

4.b Please provide the agency's current ratio of MOSWIN mobile radios to response vehicles.:

For Example: Agency has 10 response vehicles and 6 mobile radios for the vehicles.

4.c Eligible mobile radios are listed in the dropdown menu. Please select the model you are applying for:

5. Are you applying for a portable radio(s) (handheld)?:

5.a Please provide the agency's current ratio of MOSWIN portable radios to personnel.:

For Example: Agency has 10 first responders and 6 portable radios.

5.b Eligible portable radios are listed in the dropdown menu. Please select the model you are applying for:

5.c As required by the MO DPS Radio Interoperability Guidelines, portable radios must be paired with an existing agency-owned and installed MOSWIN mobile radio via a public safety grade in-car repeater. Do you currently have a MOSWIN mobile radio to pair with portable radio(s) being requested?:

5.c.1 If yes, please provide the model and manufacturer of the mobile radio.:

5.c.1 Is this application also requesting a MOSWIN mobile radio to pair with the portable radio(s) being requested?:

5.d As required by the MO DPS Radio Interoperability Guidelines, portable radios must be paired with an existing agency-owned and installed MOSWIN mobile radio via a public safety grade in-car repeater. Do you currently have a public safety grade in-car repeater? :

5.d.1 If yes, please provide the model and manufacturer of the in-car repeater.:

5.d.1 Are you applying for a public safety grade in-car repeater or in the process of acquiring one through other funding sources?:

5.d.1(a) Please provide the agency's current ratio of in-car repeaters to response vehicles.:

For Example: Agency has 10 vehicles and 6 in-car repeaters.

5.d.1(b) If yes, please provide the funding source, manufacturer, and model you are in process of acquiring. :

6. Does the vendor quote for the requested radios include the encryption requirements as listed on the Radio Interoperability Guidelines?:

7. By checking this box, the applicant agency understands they are required to upload a quote for the requested interoperable communications equipment in the Named Attachments Component of the application.: No

Named Attachments

Named Attachment	Required Description	File Name	Type Size	Upload Date

Named Attachment	Required	Description	File Name	Type	Size	Upload Date
Audit/Financial Statement (REQUIRED)*	✓	City of Springfield Annual Comprehensive Financial Report	City Springfield_2023_ACFR.pdf	pdf	1 MB	05/16/2024 03:15 PM
Quote or Cost Basis		Paratech Quote	Paratech Quote.pdf	pdf	61 KB	05/29/2024 09:38 AM
Other Supporting Information		City of Springfield 2023 Compliance Report	City Springfield_2023_ComplianceReport.pdf	pdf	265 KB	05/16/2024 03:16 PM
Other Supporting Information		Ellis Shoring Equipment Quote	Ellis_Shoring Quote.pdf	pdf	82 KB	05/29/2024 10:59 AM
Other Supporting Information						
Other Supporting Information						
Other Supporting Information						

Exhibit D

28919 - Springfield Fire Department / Region-D Bomb Squad Sustainment

Application Details

Funding Opportunity:	28464-FY 2024 State Homeland Security Program (SHSP) Region D
Funding Opportunity Due Date:	Jun 14, 2024 5:00 PM
Program Area:	State Homeland Security Program
Status:	Submitted
Stage:	Final Application
Initial Submit Date:	May 23, 2024 3:09 PM
Initially Submitted By:	David Pennington
Last Submit Date:	
Last Submitted By:	

Contact Information

Primary Contact Information

Name:	Salutation	David First Name	Pennington Last Name
Job Title*:	Fire Chief		
Email*:	dpennington@springfieldmo.gov		
Mailing Address*:	830 Boonville		
	Springfield City	Missouri State/Province	65802 Postal Code/Zip
Phone*:	(417) 874-2310 Ext. Phone ###-###-####		
Fax:	(417) 864-1590 ###-###-####		

Organization Information

Applicant Agency*:	Springfield, City of, Fire Department

Organization Type*:	Government
Organization Website:	http://www.springfieldmo.gov
Federal Tax ID#*:	446000268 0P 9 digits (no hyphen) Tax ID Extension
DUNS #:	781975784 9-digit number
Unique Entity ID*:	VMKPNYHAL941
SAM/CCR CAGE Code:	546Q1 05/03/2023 Valid Until Date
Mailing Address*:	830 N. Boonville
	Springfield Missouri 65802- 3832 City State/Province Postal Code/Zip + 4
County*:	Greene
Congressional District*:	07 **Hold 'CTRL" to add additional districts**
Phone*:	**(417) 874-2310** Ext. ~~### ### ####~~
Fax:	**(417) 864-1505** ~~### ### ####~~

Contact Information

Contact Information

Authorized Official

The Authorized Official is the individual who has the authority to legally bind the applicant into a contract and is generally the applicant's elected or appointed chief executive. For example:

• If the applicant agency is a city, the Mayor or City Administrator shall be the Authorized Official
• If the applicant agency is a county, the Presiding County Commissioner or County Executive shall be the Authorized Official
• If the applicant agency is a State Department, the Director shall be the Authorized Official
• If the applicant agency is a college/university, the President shall be the Authorized Official
• If the applicant agency is a nonprofit, the Board Chair/President shall be the Authorized Official
• If the applicant agency is an Regional Planning Commission or Council of Government, the Executive Director shall be the Authorized Official
• If the applicant agency is a special district, such as Fire Protection District or Ambulance District, the Board Chair/President shall be the Authorized Official
• If the applicant agency is a school district, the Superintendent or School Board President shall be the Authorized Official

If the Authorized Official has a different title, than those listed above, official documentation naming that position as the Authorized Official for your agency must be included in the application attachments or your application will not be considered for funding

**This is not an all-inclusive list. If your agency does not fall into the above categories or you are unsure of who the Authorized

Official should be for your agency, please contact the Missouri Department of Homeland Security (DPS)/Office of Homeland Security (OHS) at (573) 522-6125**

Authorized Official*:	**Mr.**	**Jason**	**Gage**
	Title (Mr.Ms.etc)	First Name	Last Name
Job Title*:	**City Manager**		
Agency*:	**City of Springfield**		
Mailing Address*:	**840 N Boonville**		
Street Address 1:			
Street Address 2:			
	Springfield	**Missouri**	**65802**
	City	State	Zip Code
Email*:	**jgage@springfieldmo.gov**		
Phone*:	**417-864-1006** Ext. Cell Office		
Fax:			

Applicant Project Director

Applicant Project Director*:	**Mr.**	**David**	**Pennington**
	Title (Mr.Ms.etc)	First Name	Last Name
Job Title*:	**Fire Chief**		
Agency*:	**City of Springfield Fire Department**		
Mailing Address*:	**2620 W Battlefield**		
Street Address 1:			
Street Address 2:			
	Springfield	**Missouri**	**65807**
	City	State	Zip Code
Email*:	**dpennington@springfieldmo.gov**		
Phone*:	**417-874-2310** Ext. Cell Office		
Fax:			

Fiscal Officer

Fiscal Officer*:	**Mr.**	**David**	**Holtmann**
	Title (Mr.Ms.etc)	First Name	Last Name
Job Title*:	**Director, Finance Department**		
Agency*:	**City of Springfield**		
Mailing Address*:	**840 N Boonville**		
Street Address 1:			
Street Address 2:			
	Springfield	**Missouri**	**65802**
	City	State	Zip Code

Email*:	**dholtmann@springfieldmo.gov**
Phone*:	**417-864-1632** Ext. Cell Office
Fax:	

Project Contact Person

Project Contact Person:	**Mr.** Title (Mr.Ms.etc)	**David** First Name	**Pennington** Last Name
Job Title:	**Fire Chief**		
Agency:	**City of Springfield Fire Department**		
Mailing Address:	**2620 W Battlefield**		
Street Address 1:			
Street Address 2:			
	Springfield City	**Missouri** State	**65807** Zip Code
Email:	**dpennington@springfieldmo.gov**		
Phone:	**417-874-2310** Ext. Cell Office		
Fax:			

SHSP Project Package

Section A.1 through B.4

A.1 Region*:	**D**
A.2 County*:	**Greene**
A.3 Project Location Zip Code*:	**65807**
A.4 Project Activity Type*:	**Establish/enhance explosive ordnance disposal units/bomb squads**
A.5 Was this project previously funded with State Homeland Security Program (SHSP) funds?*:	**Yes**

A.5.a Please give a brief description and year of the ORIGINAL PROJECT.:

The capabilities of the Region-D Bomb Squad have been sustained by the RHSOC since 2015. The X-Ray component was replaced through SHSGP funds in 2021. The items requested in this grant application are necessary components for the X-Ray process.

A.5.b If you answered yes to Question A.5, please indicate if assets from your project have been deployed/shared in the past 12 months. Please be sure to include details about deployment/sharing that occurred.:

The Region-D Bomb Squad deployed to requests or incidents within Region-D 66 times in 2023.

A.6 Does this project increase capabilities (build/enhance), or does this project sustain capabilities at the current level? *:

Sustain

A.6.a If you answered Build/Enhance to question A.6, has your agency coordinated with other agencies to determine if the resources requested are currently available within the region/state?:

Coordination example: contacted other agencies within your region to see if this capability/asset currently exists and is available.

A.6.b Explain coordination efforts made by your agency, as well as the outcome of the coordination efforts.:

A.7 Provide a brief overall description of the project.*:

X-ray is one of the essential capabilities for EOD response teams to provide visual information about a suspected device and is foundational to responder safety and successful mitigation. This grant will provide 2 of the 3 required components necessary for X-ray images, replacing the panel scanners and x-ray panels which have exceeded their usable life (>10years). Without sustainment, the Bomb Squad will lose a core capability required by FBI/EOD Commander requirements.

A.8 Provide a summary of specific project actions/items that will be purchased with grant funds*:

This project will provide for the sustainment of the Bomb Squad X-Ray capability through the replacement of the panel scanners and X-Ray panels, and supporting equipment necessary to successfully deploy and and obtain X-Rays, to include plates and plate protector. The X-Ray device was sustained through RHSOC funding in 2021, these are the remaining items necessary to sustain the capability.

A.9 Provide estimated duration of the project (how long will it take to complete this project)*:

Project duration will be the time required for requisition and receipt of the equipment requested. This project will be completed within the period of performance of this grant.

A.10 What are the objectives this project is designed to accomplish? (the purpose of the project)*:

The objective(s) of this project are to provide the equipment necessary to sustain the X-Ray capability of the Region-D Bomb Squad through the replacement of supplemental equipment required to complete the process of obtaining an X-Ray of a suspected explosive device.

A.11 How does this project align with/increase terrorism preparedness for the state?*:

This request will sustain the previously established Region-D Bomb Squad response asset and capability and aligns with and sustains the regional/state preparedness for response to terrorist events resulting in the need for explosive device mitigation.

Please ensure to differentiate the project's alignment with terrorism preparedness in the state as a whole, rather than your region.

A.12 How does this project align with/increase terrorism preparedness for your region?*:

This project aligns with the mission and scope of regionalization of the Homeland Security enterprise and the elements of preparedness through ensuring a continuous cycle of equipping and providing for an effective and coordinated incident response. This project provides for sustainment of equipment and resources necessary for emergency preparedness and response to CBRNE/WMD/Acts of Terrorism and most specifically to incidents involving explosives.

Please ensure to differentiate the project's alignment with terrorism preparedness in your region, rather than the state as a whole.

A.13 Why is this project necessary for the state?*:

This project is necessary for the State in that it supports a continuous cycle of equipping and providing for an effective and coordinated incident response. This project provides for sustainment of equipment and resources necessary for emergency preparedness and response to CBRNE/WMD/Acts of Terrorism and most specifically to incidents involving explosives. The Bomb Squad is the busiest EOD Team in the State, and routinely deploying throughout the Region, and available for statewide response.

Please ensure to differentiate why the project is necessary for the state as a whole, rather than your region.

A.14 Why is this project necessary for the region?*:

This project is necessary for the Region to sustain an existing capability essential to the safe and effective deployment of the Bomb Squad and mitigation of incidents involving explosives, to include IED's and other WMD. This project furthers a capability essential to the Region and supports the busiest Bomb Squad in the State. Without the sustainment of this equipment, the Bomb Squad will lose the capability to effectively x-ray unknown items.

Please ensure to differentiate why the project is necessary for your region, rather than the state as a whole.

A.15 How does your agency plan to financially sustain the requested items in the future without grant funding?*:

If grant funds become unavailable, sustainment for the SFD Bomb Squad will come through the triage of financial needs and the application of available budget, and inclusion of sustainment needs in the annual

budget process for the City of Springfield.

B. Project Capability, THIRA and Dual Use

B.1 Did your agency participate in the development of your respective region's Threat and Hazard Identification and Risk Assessment (THIRA)?*: **Yes**

B.1.a Please explain your agency's participation in the development of the THIRA.:

The SFD provided subject matter expert(s) who reviewed key components of the THIRA who provided insight, advisement, and suggestion for modification consistent with the needs of the Region.

B.1.a Please explain why your agency did not participate.:

Please review the State 2022 MO THIRA and 2023 MO SPR to determine the following:

B.2 Which Primary Core Capability best aligns to this project?*: **Screening, Search, and Detection**

B.3 Which POETE (Planning, Organization, Equipment, Training, and Exercise) category(s) does your project address? *: **Equipment**

B.4 How does this project impact the Capability Target listed on the State THIRA/SPR for the Core Capability selected in B.2 and the POETE category(s) selected in B.3?*:

This project addresses the POETE category of Equipment by providing funding for the sustainment of equipment to meet the core capability of screening, search, and detection of potentially hazardous, hazardous, improvised explosive, explosive devices and WMD.

B.5 Does the requested project support dual-use activities?*:

Yes

Dual-use activities are those that support the achievement of core capabilities related to the national priorities and terrorism preparedness while also simultaneously supporting enhanced preparedness for other hazards unrelated to acts of terrorism.

B.5.a Please describe how the project supports terrorism preparedness and how this project increases preparedness for other hazards unrelated to terrorism.:

This equipment may be used during the screening, search, and detection of devices or suspected devices which may contain explosives and be used for terrorism purposes, and/or may be used to address explosives used in the commercial blasting and fireworks industry.

Please review the National Priorities in the FY 2024 SHSP Notice of Funding Opportunity.

1. Enhancing the protection of soft targets/crowded places
2. Enhancing information and intelligence sharing and analysis
3. Combating domestic violent extremism
4. Enhancing cybersecurity
5. Enhancing community preparedness and resilience
6. Enhancing election security

B.6 Does your project align to a National Priority?*: **Yes**

Select the National Priority the project aligns with from the dropdown.

B.6.a National Priority: **Enhancing the protection of soft targets/crowded places**

Select the Core Capability associated with the National Priority that the project aligns with. Please ensure the Core Capability chosen in B.6.b aligns with the Core Capability chosen in B.2.

B.6.b Core Capability: **Screening, search, and detection**

B.6.c Please describe how this project aligns with the National Priority selected in question B.6.a.:

The Region/State face a complex and evolving threat from DVE groups, civil unrest, and acts of terrorism which include attacks using improvised explosives and explosive devices against others to further their agenda, creates instability and panic, and /or mass casualties. This project provides sustainment for the equipment necessary to screen and detect the presence of explosives or improvise explosive devices designed to injure or kill others, ensuring the Bomb Squad can mitigate these events.

C. Project Background

C.1 Was any portion of the proposed project funded with FY 2023 SHSP funds?*: **No**

What was the last major accomplishment/milestone that was completed with FY 2023 funds?

C.1.a FY 2023 Prior Accomplishments:

C.2 Was any portion of the proposed project funded with FY 2022 SHSP funds?*: **No**

What was the last major accomplishment/milestone that was completed with FY 2022 funds?

C.2.a FY 2022 Prior Accomplishments:

C.3 Was any portion of the proposed project funded with FY 2021 SHSP funds?*: **Yes**

What was the last major accomplishment/milestone that was completed with FY 2021 funds?

C.3.a FY 2021 Prior Accomplishments:

In 2021, the RHSOC funded the replacement of an X-Ray source which the items in this grant request support to allow an X-Ray to be taken.

D. Deployable/Shareable Resources

Deployable Resource: Identifies the availability and utility of an asset to multiple jurisdictions, regions, and the Nation; provides information on mobility of assets in an area. An asset that is physically mobile and can be used anywhere in the United States and territories via Emergency Management Assistance Compacts or other mutual aid/assistance agreements.

Shareable Resource: Provides information on the utility of a non-deployable shared asset in a region; identifies the asset's ability to augment and sustain a reinforced response within a region. An asset that can be utilized as a local, state, regional, or national capability, but is not physically deployable (i.e., fusion centers).

D.1 Does this project fund resources that are deployable or shareable?*: **Yes**

D.1.a Please select from the dropdown if the project funds resources that are deployable or shareable.: **Deployable Resource**

D.1.a Does this project fund resources that are a regional asset?:

Projects must support a deployable/shareable resource or be a regional asset to be eligible for funding.

D.1.b. Please explain how the requested project is a regional asset.:

List the deployable/shareable resource.

D.1.b Item Name: **Bomb Squad**

D.1.c Are there any special conditions/requirements on sharing the deployable/shareable resources(s)?: **Yes**

Example: Specific requirements of equipment, operator, etc.

D.1.c.1 Please explain the special conditions/requirements on sharing the deployable/shareable resource.:

This equipment is deployable with members of the Bomb Squad who are certified hazardous device technicians.

FEMA Resource Typing Library Tool is located at https://rtlt.preptoolkit.org/Public.

D.1.d Is the deployable resource NIMS Kind & Typed?: Yes

D.1.d.1 Deployable Resources Kind & Type Name(s):

Bomb Response Team
Example: Mobile Communications Center

D.1.d.2 Deployable Resources Kind & Type ID(s) (ID x-xxx-xxxx):

6-508-1176
Example: ID 2-508-1053

E. Audit Details

E.1 Has the Applicant Agency exceeded the federal expenditure threshold of $750,000 in federal funds during agency's last fiscal year?*:

Yes
If the applicant agency exceeded the federal expenditure threshold in their last fiscal year, they must have their Single Audit or Program Specific Audit completed and submitted to the DPS/OHS within nine (9) months after the end of the audited fiscal year.

E.2 Date last audit/financial statement completed.*:

12/13/2023
If an agency has never had an audit, please enter the date of their last annual financial statement.

E.3 By checking this box the applicant agency understands they are required to upload a copy of the agency's most recent completed audit (or annual financial statement) in the Named Attachments section of this application*: Yes

F. Risk Assessment

F.1 Does the applicant agency have new personnel that will be working on this award?*: No
New personnel is defined as working with this award type less than 12 months.

F.1.a If you answered yes to Question F.1, please list the name(s) of new personnel and their title(s):

F.2 Does the applicant agency have a new fiscal or time accounting system that will be used on this award?*:

No

New fiscal or time accounting system is defined as a system being utilized less than 12 months within the applicant agency.

F.2.a Please describe the new fiscal or time accounting system that will be used on this award.:

F.3 Does the applicant agency receive any direct Federal awards?*:

No

Direct grants are grants that you apply directly to the federal government for and there is no intermediary agency such as OHS.

F.3.a Please list the direct Federal awards the agency receives.:

F.4 Did the applicant agency receive any Federal monitoring on a direct federal award in their last fiscal year?:

F.4.a Please list the direct awards that were monitored and indicate if there were any findings or recommendations.:

G. National Incident Management System (NIMS)

Please select Yes/No to questions G.1-G.14. If you answer no to any of these questions, explain planned activities during the grant period to strive
towards being NIMS compliant in G.15.
If your agency is a Regional Planning Commission (RPC) or Council of Government (COG) and questions G.1-G.14 do not apply, select N/A.

G.1 Has the jurisdiction formally adopted the National Incident Management System (NIMS) throughout the jurisdiction or organization to prevent, protect against, mitigate, respond to, and recover from incidents?*:

Yes

G.2 Has the jurisdiction ensured training for the incident personnel incorporates NIMS training that is pertinent to each individuals incident responsibilities in alignment with the NIMS training program? *:

Yes

G.3 Does the jurisdiction develop, maintain, and implement mutual aid agreements (to include agreements with the private sector and nongovernmental organizations)?*:	**Yes**
G.4 Does the jurisdiction apply ICS as the standard approach to the on-scene command, control, and coordination of incidents?*:	**Yes**
G.6 Does the jurisdiction identify and inventory deployable incident resources consistently with national NIMS resource typing definitions and job titles/position qualifications, available through the Resource Typing Library Tool?*:	**Yes**
G.5 Does the jurisdiction enable effective and secure communications within and across jurisdictions and organizations?*:	**Yes**
G.7 Has your agency designated a point of contact to serve as the principal coordinator for the implementation of NIMS?*:	**Yes**
G.8 Has your agency adopted NIMS terminology for the qualification, certification, and credentialing of incident personnel?*:	**Yes**
G.9 Does your agency use the NIMS Resource Management Process during incidents? (identify requirements, order and acquire, mobilize, track and report, demobilize, reimburse and restock)*:	**Yes**

G.10 Does your agency implement JIS for the dissemination of incident information to the public, incident personnel, traditional and social media, and other stakeholders?*: Yes

G.11 Does your agency use MAC Groups/Policy Groups during incidents to enable decision making among elected and appointed officials and support resource prioritization and allocation?*: Yes

G.12 Does your agency organize and manage EOC's and EOC teams consistent with pertinent NIMS guidance?*: Yes

G.13 Does your agency apply plain language and clear text communications standards?*: Yes

G.14 Does your agency develop, maintain, and implement procedures for data collection, analysis, and dissemination to meet organizational needs for situational awareness?*: Yes

If answered **No** to any questions G.1-G.14, please explain planned activities during grant period to strive towards being NIMS compliant.

G.15 Planned Activities:

H. Certified Assurances

To the best of my knowledge and belief, all data in this application is true and correct, the document has been duly authorized by the governing body of the applicant, and the applicant attests to and/or will comply with the following Certified Assurances if the assistance is awarded:

SHSP Certified Assurances

H.1 By checking this box, I have read and agree to the terms and conditions of this grant*: Yes

In order to be considered eligible for funding, the correct Authorized Official must be designated and have knowledge of the certified assurances associated with
this funding opportunity.
If the incorrect Authorized Official is listed in H.2 and H.3 of the application, the application will be deemed ineligible for funding.

The Authorized Official is the individual who has the authority to legally bind the applicant into a contract and is generally the applicant's elected or appointed chief executive. For example:

• If the applicant agency is a city, the Mayor or City Administrator shall be the Authorized Official
• If the applicant agency is a county, the Presiding County Commissioner or County Executive shall be the Authorized Official
• If the applicant agency is a State Department, the Director shall be the Authorized Official
• If the applicant agency is a college/university, the President shall be the Authorized Official
• If the applicant agency is a nonprofit, the Board Chair/President shall be the Authorized Official
• If the applicant agency is an Regional Planning Commission (RPC) or Council of Government (COG), the Executive Director shall be the Authorized Official
• If the applicant agency is a special district, such as Fire Protection District or Ambulance District, the Board Chair/President shall be the Authorized Official
• If the applicant agency is a school district, the Superintendent or School Board President shall be the Authorized Official

If a designee is being utilized to authorize the application, the Missouri Department of Public Safety (DPS) reserves the right to request documentation that indicates
the designee has the authority to legally bind the applicant into a contract in lieu of the Authorized Official at the time of application submission.

****If the Authorized Official has a different title, than those listed above, official documentation naming that position as the Authorized Official for your agency must be included in the application attachments or your application will not be considered for funding****

**The above list is not an all-inclusive list. If your agency does not fall into the above listed categories, or if you are unsure of who the Authorized Official is for your agency,
please contact the Missouri Department of Public Safety (DPS)/Office of Homeland Security (OHS) at (573) 522-6125.**

H.2 Authorized Official Name*:	**Mr. Jason Gage**
H.3 Title of Authorized Official*:	**City Manager**
H.4 Name of person completing this application*:	**David Pennington**
H.5 Title of person completing this application*:	**Fire Chief**
H.6 By checking this box, I certify I have read and understand that the correct Authorized Official MUST be designated on this form in question H.2 and H.3 in order to be eligible for funding*:	**Yes**
H.7 Date*:	**05/23/2024**

Budget

Personnel

Name	Position Title	Position Status	Employment Status	%of time spent on this grant funded activities	Requested Personnel Cost	Discipline	Function	Allowable Activity
				No Data for Table				

Narrative Justification - Personnel

5000 Character Limit

Personnel Benefits

Name	Benefits % of Salary	Requested Benefit	Cost	Discipline	Function	Allowable Activity
No Data for Table						

Narrative Justification - Benefits

5000 Character Limit

Travel

Item Name	Category	Explanation of Other Travel	Total Cost	Discipline	Function	Allowable Activity
No Data for Table						

Narrative Justification - Travel

5000 Character Limit

Equipment

Line Item Name	AEL #	Qty	Unit Cost	Total Cost	Discipline	Function	Allowable Activity
Scanna ScanX Scout with Plates and Plate Protector	02EX-01-XRAP	1.00	$0.00	$34,749.00	Fire Service	Equipment	Explosive Device Mitigation and Remediation Equipment
				$34,749.00			

Narrative Justification - Equipment

Scanna Scan X Scout ($29,985)

X-ray is one of the essential capabilities for EOD response teams that is required by the FBI and National Bomb Squad Commanders Advisory Board. X-ray images provide visual information about the suspected device that is foundational to successful mitigation, responder safety, and the safety of the public at large. To obtain x-ray images, three separate pieces of equipment are required: a source, a panel scanner, and the x-ray panels. The department has recently received updated x-ray sources to sustain this essential function of EOD response and this request is to replace the existing scanners and panels. The department currently has two LOGOS scanners, one in each EOD vehicle. These devices are believed to be more than 10 years old and are no

longer produced, repaired, or supported by the manufacturer. In the event one of these devices ceases to function, the bomb squad would lose half of its x-ray capabilities. The team has a mandated ability of responding to two separate but concurrent incidents so each response vehicle must have x-ray capabilities to be a viable response asset. The Scanna Scan X Scout would replace the LOGOS scanners on each EOD response vehicle. The Scanna Scan X Scout is the primary scanner used by the FBI at their Hazardous Device School, is actively being produced and supported by the manufacturer, and is the equipment our EOD technicians are trained on at the FBI's HDS School.

PSP X-Ray Plate 14" x 17" and Plate Protector ($4,764)

X-ray plates must be compatible with the x-ray scanner so if the Scanna Scan X Scout is funded, new plates are required. These PSP plates are produced by the manufacturer of the Scanna Scan X Scout to be compatible with their scanner system and are sold separately to allow EOD teams to choose the size that best fits their team needs. The 14" x 17" panel is the standard-size for this device but is almost twice the size of our current panels. The size of these panels is ideal for over 80% of images taken by SFD and will better accommodate the most commonly encountered suspicious items like backpacks, briefcases, and duffle bags.

10000 Character Limit

Supplies/Operations

Item Name	Supply/Operation Type	Qty	Unit Cost	Total Supply or Operation Expense Cost	Discipline	Function	Allowable Activity
No Data for Table							

Narrative Justification - Supplies/Operations

5000 Character Limit

Contractual

Item Name	Type of Contract	Contract Amount	Discipline	Function	Allowable Activity
No Data for Table					

Narrative Justification - Contractual

5000 Character Limit

Total Budget

Total Personnel:	**$0.00**
Total Benefits:	**$0.00**
Total Travel:	**$0.00**
Total Equipment:	**$34,749.00**
Total Supplies/Operation:	**$0.00**
Total Contractual:	**$0.00**
Total Project Cost:	**$34,749.00**

Interoperable Communications

Radio Interoperability

Refer to the **Radio Interoperability Guidelines** for Interoperable Communications Equipment Requirements that MUST be met in order to be eligible for funding.

1. Are you applying for interoperable communications equipment?:	**No**
2. Does your agency currently utilize the Missouri Statewide Interoperability Network (MOSWIN) for interoperability ONLY (i.e., mutual aid/statewide communications only, not day-to-day operations)?:	
2.a If no, describe your agency's internal use of the MOSWIN.:	
3. Does your agency have long term plans to fully integrate communications to the MOSWIN? :	
4. Are you applying for a mobile radio(s) (vehicle dash mounted, remote mount or base station)?:	
4.a Will the mobile radio be installed in a vehicle?:	
4.a.1 Is the vehicle the mobile radio will be installed in agency owned?:	

Mobile radios purchased with SHSP funds CANNOT be installed in personal vehicles.

4.b Please provide the agency's current ratio of MOSWIN mobile radios to response vehicles.:

For Example: Agency has 10 response vehicles and 6 mobile radios for the vehicles.

4.c Eligible mobile radios are listed in the dropdown menu. Please select the model you are applying for:

5. Are you applying for a portable radio(s) (handheld)?:

5.a Please provide the agency's current ratio of MOSWIN portable radios to personnel.:

For Example: Agency has 10 first responders and 6 portable radios.

5.b Eligible portable radios are listed in the dropdown menu. Please select the model you are applying for:

5.c As required by the MO DPS Radio Interoperability Guidelines, portable radios must be paired with an existing agency-owned and installed MOSWIN mobile radio via a public safety grade in-car repeater. Do you currently have a MOSWIN mobile radio to pair with portable radio(s) being requested?:

5.c.1 If yes, please provide the model and manufacturer of the mobile radio.:

5.c.1 Is this application also requesting a MOSWIN mobile radio to pair with the portable radio(s) being requested?:

5.d As required by the MO DPS Radio Interoperability Guidelines, portable radios must be paired with an existing agency-owned and installed MOSWIN mobile radio via a public safety grade in-car repeater. Do you currently have a public safety grade in-car repeater? :

5.d.1 If yes, please provide the model and manufacturer of the in-car repeater.:

5.d.1 Are you applying for a public safety grade in-car repeater or in the process of acquiring one through other funding sources?:

5.d.1(a) Please provide the agency's current ratio of in-car repeaters to response vehicles.:

For Example: Agency has 10 vehicles and 6 in-car repeaters.

5.d.1(b) If yes, please provide the funding source, manufacturer, and model you are in process of acquiring. :

6. Does the vendor quote for the requested radios include the encryption requirements as listed on the Radio Interoperability Guidelines?:

7. By checking this box, the applicant agency understands they are required to upload a quote for the requested interoperable communications equipment in the Named Attachments Component of the application.: No

Named Attachments

Named Attachment	Required	Description	File Name	Type	Size	Upload Date
Audit/Financial Statement (REQUIRED)*	✓	City of Springfield Annual Comprehensive Financial Report	City Springfield_2023_ACFR.pdf	pdf	1 MB	05/16/2024 03:07 PM
Quote or Cost Basis		Scanna Scan X Scout	Scanna Scan X Scout.pdf	pdf	104 KB	05/16/2024 03:21 PM
Other Supporting Information		City of Springfield 2023 Compliance Report	City Springfield_2023_ComplianceReport.pdf	pdf	265 KB	05/16/2024 03:07 PM
Other Supporting Information		MED-ENG HAL Kit Quote	MED_ENG HAL Kit Quote.pdf	pdf	89 KB	05/16/2024 03:21 PM

Named Attachment	Required Description	File Name	Type Size	Upload Date
Other Supporting Information				
Other Supporting Information				
Other Supporting Information				

EXPLANATION TO COUNCIL BILL 2024-272 (HORTON, JENSON)

FILED: 11/25/2024

ORIGINATING DEPARTMENT: Planning and Development

TITLE: A general ordinance amending Section 1-9 of the Springfield City Code, 'City Limits,' and Section 46-1 of the Springfield City Code, 'Boundaries of wards, precincts and council zones,' for the purpose of annexing approximately 39.5 acres of private property, generally located on the north side 4000 block and 4069 West Republic Road, and including the private properties at 3803-3949 South Timbercreek, 3808-3990 South Jonathan, 3801-3880 South York, 4022-4050 West Wilderness, and 3956 West Farm Road 168, the right-of-way within the Evergreen Park, Evergreen Park-Replat of Lots 3-12, Evergreen Park-Administrative Replat of Lots 47-49, and The Dell Townhomes on Wire Road Subdivisions into the City of Springfield as Annexation A-5-2024.

PURPOSE: To adopt an ordinance to annex approximately 39.5 acres of private property generally located on the north side 4000 block and 4069 W Republic, and the private properties at 3803-3949 S Timbercreek, 3808-3990 S Jonathan, 3801-3880 S York, 4022-4050 W Wilderness and 3956 W Farm Road 168 and right-of-way within the Evergreen Park, Evergreen Park-Replat of Lots 3-12, Evergreen Park-Admin Replat of Lots 47, 48 & 49 and The Dell Townhomes on Wire Road Subdivisions into the city of Springfield as Annexation A-5-2024 (Staff recommends approval).

BACKGROUND INFORMATION: The properties within this request have Irrevocable Petition and Consent to Annexation Agreements recorded in exchange for sanitary sewer services to the property. The City is moving forward on the annexation of these properties that are compact and contiguous into the city of Springfield. The City will process a rezoning request to rezone the subject properties to the most closely related city zoning district to the existing Greene County District for each property. The subject properties are located within a Priority One area for annexation as identified in Forward SGF and the annexation is consistent with the recommendation that the City should prioritize annexation of properties with an Irrevocable Petition and Consent to Annexation Agreement that are located along major corridors and areas of potential economic activity.

City Council is required to hold a public hearing to determine whether the annexation is reasonable and necessary for the proper development of the city and whether the city can furnish normal city services within a reasonable period. If no written objection is filed within fourteen (14) days of the public hearing, the City may annex the property by ordinance without further action.

REMARKS: The area to be annexed is contiguous to the City of Springfield. See "Exhibit B" for the location of the private property to be annexed.

RECOMMENDATIONS:

1. The area to be annexed is within the City's Urban Service Area and is consistent with its policies.

2. The area to be annexed is contiguous and compact to the City of Springfield.

3. The Forward SGF Comprehensive Plan supports this annexation request.

4. The properties have Irrevocable Petition and Consent to Annexation Agreement recorded for the property.

5. All City services can be provided to the property.

The City will receive property tax revenue upon annexation of the private property. This request is consistent with the recommendations of Chapter 6, Growth Areas and Annexation, of the Forward SGF Comprehensive Plan that the City should prioritize annexation of properties with an Irrevocable Petition and Consent to Annexation Agreement that are located along major corridors and areas of potential economic activity and staff supports this request.

Submitted By: Alana Owen, Senior City Planner

Authorized for inclusion on the agenda pursuant to City Code section 2-33:
Maurice S. Jones, Deputy City Manager 12/6/2024

Attachments:
1. A-5-2024 North Side 4000 Block and 4069 W Republic, 3803-3949 S Timbercreek, 3808-3990 S Jonathan, 3801-3880 S York, 4022-4050 W Wilderness, 3956 W FR
2. A-5-2024_ExhA
3. A-5-2024_ExhB
4. A-5-2024_ExhC

One-rdg. _____
P. Hrngs. X
Pgs. 43
Filed: 12-10-24

Sponsored by: Horton, Jenson

First Reading: _____ Second Reading: _____

COUNCIL BILL 2024-272 GENERAL ORDINANCE _____

AN ORDINANCE

AMENDING Section 1-9 of the Springfield City Code, 'City Limits,' and Section 46-1 of the Springfield City Code, 'Boundaries of wards, precincts and council zones,' for the purpose of annexing approximately 39.5 acres of private property, generally located on the north side 4000 block and 4069 West Republic Road, and including the private properties at 3803-3949 South Timbercreek, 3808-3990 South Jonathan, 3801-3880 South York, 4022-4050 West Wilderness, and 3956 West Farm Road 168, the right-of-way within the Evergreen Park, Evergreen Park-Replat of Lots 3-12, Evergreen Park-Administrative Replat of Lots 47-49, and The Dell Townhomes on Wire Road Subdivisions into the City of Springfield as Annexation A-5-2024.

WHEREAS, the properties generally located: on the north side 4000 block and 4069 West Republic Road, including private properties at 3803-3949 South Timbercreek, 3808-3990 South Jonathan, 3801-3880 South York, 4022-4050 West Wilderness, and 3956 West Farm Road 168, each have Irrevocable Petition and Consent to Annexation Agreements recorded in exchange for sanitary sewer service to each property, respectively, as shown in "Exhibit C," attached hereto and incorporated herein by this reference; and

WHEREAS, the right(s)-of-way within the Evergreen Park, Evergreen Park-Replat of Lots 3-12, Evergreen Park-Administrative Replat of Lots 47-49, and The Dell Townhomes on Wire Road Subdivisions, is also part of this annexation; and

WHEREAS, the subject properties are located within priority areas for annexation in the City of Springfield's Comprehensive Plan, Forward SGF; and

WHEREAS, the subject properties are within the City of Springfield's Urban Service Area and are compact and contiguous to the City, as shown in the Staff Report identified as "Exhibit B," and attached hereto and incorporated herein by this reference; and

WHEREAS, proper notice was published at least seven (7) days prior to the

public hearing; and

WHEREAS, City Council does find and determine that: (1) said annexation is reasonable and necessary to the proper development of the City; (2) the City either already furnishes normal municipal services to the area annexed, or is able to furnish such services within a reasonable time after annexation; and (3) the area annexed herein is contiguous and compact to the existing corporate boundaries of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, MISSOURI, as follows, that:

Section 1 – City Council, after holding a public hearing, hereby determines that annexation of the property described in "Exhibit A," which is attached hereto and incorporated herein by this reference, is reasonable and necessary to the proper development of the City; the City either already furnishes normal municipal services to the area annexed or is able to furnish such services within a reasonable time after annexation; and the area is contiguous and compact to the existing boundaries of the City as shown in “Exhibit B.”

Section 2 – Pursuant to the provisions of Section 71.012 RSMo., the property described in “Exhibit A” is hereby annexed into the City of Springfield, Missouri.

Section 3 – Section 1-9 of the Springfield City Code, ‘City Limits,’ is hereby amended by adding thereto the land described in "Exhibit A."

Section 4 – Section 46-1 of the Springfield City Code, ‘Boundaries of wards, precincts and council zones,’ is hereby amended by placing the property described in "Exhibit A" into the appropriate ward and precinct as determined by the County Clerk in accordance with the provisions of State law.

Section 5 – The City Clerk is directed to: (1) file certified copies of this Annexation Ordinance with the Clerk of Greene County; (2) file certified copies of this Annexation Ordinance with the Assessor of Greene County; and (3) forward to the Missouri Director of Revenue, by certified mail, certified copies of this Ordinance, and any other information that the Director of Revenue may require. The City Clerk is further authorized and empowered to perform any other administrative acts which are consistent with the intent of this Ordinance.

Section 6 – This Ordinance shall be in full force and effect from and after passage.

Passed at meeting: _____

_____
Mayor

Attest: _____, City Clerk

Filed as Ordinance: _____

Approved as to form: Laura Vales, Assistant City Attorney

Approved for Council action: Jason A. Gage, City Manager

EXHIBIT A
ANNEXATION A-5-2024
LEGAL DESCRIPTION

All of the Northeast quarter of the Southwest Quarter of Section Eight, Township Twenty-eight, Range Twenty-two, Except the East 660 feet thereof, all in Greene County, Missouri, except that part taken or used for roads, more particularly described as follows:

A tract of land as described in Book 2923 at page 73 in the Greene County Recorder's Office, being a part of the Northeast Quarter of the Southwest Quarter of Section 8, Township 28 North, Range 22 West, Greene County, Missouri, BEGINNING 660 feet West of the Northeast comer of said Northeast Quarter of the Southwest Quarter; THENCE South 02 degrees 10 minutes 25 seconds West a distance of 1,312.43 feet to an existing iron pin capped LS 2153 for corner; THENCE North 87 degrees 30 minutes 46 seconds West a distance of 630.38 feet to an existing iron pin capped LS314-D for corner; THENCE North 08 degrees 15 minutes 35 seconds East a distance of 152.82 feet to a right-of-way marker for corner; THENCE North 08 degrees 15 minutes 35 seconds East a distance of 85.00 feet to an iron pin for corner; THENCE North O1 degrees 37 minutes 41 seconds West a distance of 300.01 feet to a right-of- way marker for corner; THENCE North 05 degrees 25 minutes 23 seconds West a distance of 198.29 feet to a right-of-way marker for corner; THENCE North 06 degrees 48 minutes 05 seconds East a distance of 490.35 feet to a right-of-way marker for corner; THENCE North 51 degrees 37 minutes 11 seconds East a distance of 69.83 feet to a right-of-way marker for corner; THENCE North 85 degrees 23 minutes 30 seconds East a distance of 335.32 feet to a right-of-way marker for corner; THENCE South 88 degrees 32 minutes 52 seconds East a distance of 225.68 feet to an existing iron pin capped LS 2153 which is the POINT OF BEGINNING

And also the following;

A TRACT OF LAND AS BEING A PART OF NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 8, TOWNSHIP 28 NORTH, RANGE 22 WEST, AS DESCRIBED IN THE GREENE COUNTY, MISSOURI RECORDER'S OFFICE IN BOOK 2021, PAGE 004808-21 AND SAID TRACT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 8, TOWNSHIP 28 NORTH, RANGE 22 WEST, THENCE ALONG THE NORTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 8 NORTH 88°39'14" WEST, 329.85 FEET TO THE NORTHEAST CORNER OF THE WEST 10 ACRES OF THE EAST ONE-HALF OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 8 SAID POINT ALSO BEING THE POINT OF BEGINNING; THENCE LEAVING SAID NORTH LINE AND ALONG THE EAST LINE OF SAID WEST 10 ACRES SOUTH 01°55'27" WEST, 1329.40 FEET TO THE SOUTH LINE SAID NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 8; THENCE ALONG SAID SOUTH LINE NORTH 88°38'58" WEST, 329.94 FEET TO THE WEST LINE OF SAID WEST 10 ACRES, SAID POINT ALSO BEING THE SOUTHEAST CORNER EVERGREEN PARK SUBDIVISION; THENCE ALONG SAID WEST LINE OF SAID WEST 10 ACRES NORTH 01°55'40" EAST, 1329.38 FEET TO THE NORTH LINE OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 8; THENCE ALONG SAID NORTH LINE

SOUTH 88°39'14" EAST, 329.86 FEET TO THE POINT OF BEGINNING. CONTAINING 10.07 ACRES, MORE OR LESS. ALL LYING IN THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 8 TOWNSHIP 28 NORTH, RANGE 22 WEST, GREENE COUNTY, MISSOURI. BEARINGS BASED ON GRID NORTH OF THE MISSOURI COORDINATE SYSTEM OF 1983, CENTRAL ZONE. DATE OF ADJUSTMENT 2002. EXCEPT ANY PART USED OR TAKEN FOR ROAD RIGHT-OF-WAY.

And also the following;

ALL OF LOT ONE, FINAL PLAT OF SILVERLEAF, A SUBDIVISION BEING PART OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 8, TOWNSHIP 28 NORTH, RANGE 22 WEST, GREENE COUNTY, MISSOURI, ACCORDING TO THE RECORDED PLAT THEREOF IN PLAT BOOK AAA, AT PAGE 613.

EXCEPT THE FOLLOWING DESCRIBED TRACT OF LAND:

A TRACT OF LAND BEING A PART OF LOT 1 OF SILVERLEAF SUBDIVISION AS DESCRIBED IN THE GREENE COUNTY, MISSOURI RECORDER'S OFFICE IN PLAT BOOK AAA, PAGE 613 AND SAID TRACT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 1 OF SILVERLEAF SUBDIVISION SAID POINT ALSO LYING ON THE NORTH RIGHT-OF-WAY OF REPUBLIC ROAD; THENCE ALONG THE SOUTH LINE OF SAID LOT 1, NORTH 87°56'45" WEST, 462.71 FEET; THENCE LEAVING SAID SOUTH LINE, NORTH 01°52'38" EAST, 220.71 FEET TO A POINT LYING ON THE SOUTH LINE OF LOT 2 OF SAID SILVERLEAF SUBDIVISION; THENCE ALONG SAID SOUTH LINE OF LOT 2, SOUTH 88°41'13" EAST, 460.90 FEET TO A POINT LYING ON THE WEST RIGHT-OF-WAY OF FARM ROAD 125; THENCE LEAVING SAID SOUTH LINE AND ALONG SAID WEST RIGHT-OF-WAY, SOUTH 01°24'52" WEST, 226.68 FEET TO THE POINT OF BEGINNING. CONTAINING 2.37 ACRES, MORE OR LESS. ALL LYING IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 8, TOWNSHIP 28 NORTH, RANGE 22, GREENE COUNTY, MISSOURI.

And also the following;

A TRACT OF LAND BEING A PART OF LOT 1 OF SILVERLEAF SUBDIVISION AS DESCRIBED IN THE GREENE COUNTY, MISSOURI RECORDER'S OFFICE IN PLAT BOOK AAA, PAGE 613, AND SAID TRACT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 1 OF SILVERLEAF SUBDIVISION SAID POINT ALSO LYING ON THE NORTH RIGHT-OF-WAY OF REPUBLIC ROAD; THENCE ALONG THE SOUTH LINE OF SAID LOT 1, NORTH 87°56'45" WEST, 462.71 FEET; THENCE LEAVING SAID SOUTH LINE, NORTH 01°52'38" EAST, 220.71 FEET TO A POINT LYING ON THE SOUTH LINE OF LOT 2 OF SAID SILVERLEAF SUBDIVISION; THENCE ALONG SAID SOUTH LINE OF LOT 2, SOUTH 88°41'13" EAST, 460.90 FEET TO A POINT LYING ON THE WEST RIGHT-OF-WAY OF FARM ROAD 125; THENCE LEAVING SAID SOUTH LINE AND

ALONG SAID WEST RIGHT-OF-WAY, SOUTH 01°24'52" WEST, 226.68 FEET TO THE POINT OF BEGINNING. CONTAINING 2.37 ACRES, MORE OR LESS. ALL LYING IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 8, TOWNSHIP 28 NORTH, RANGE 22, GREENE COUNTY, MISSOURI.

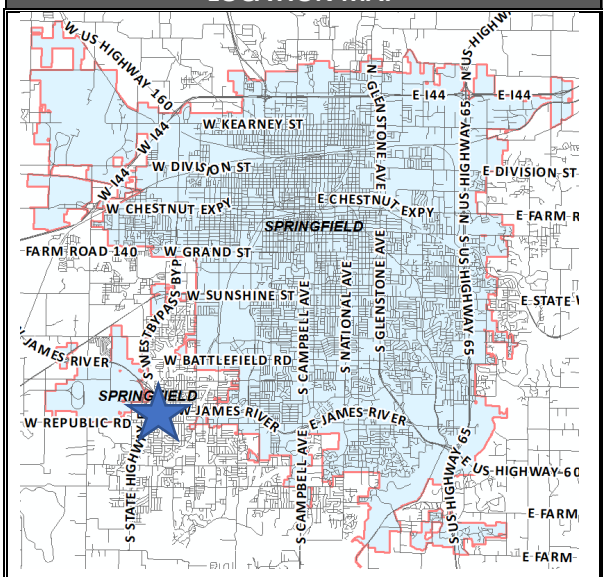
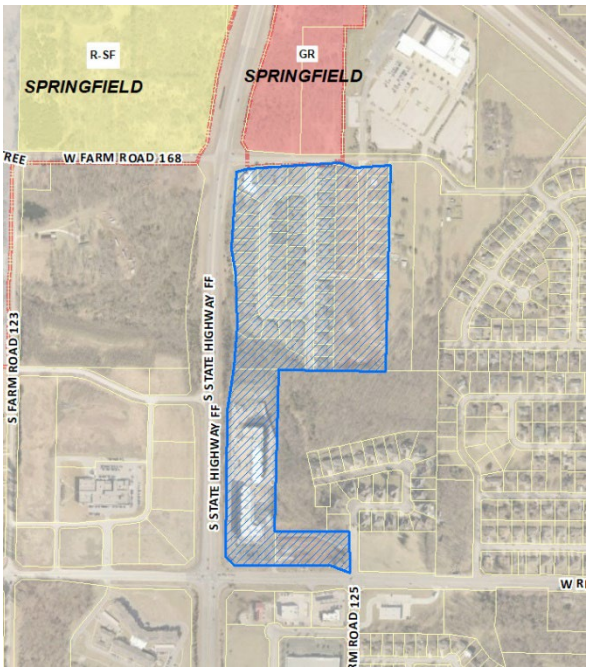
EXHIBIT B

DEVELOPMENT REVIEW STAFF REPORT

PROJECT INFORMATION	
Case Number:	A-5-2024
Location:	n/s 4000 block W Republic Road, 4069 W Republic Road, 3803–3949 S Timbercreek, 3808–3990 S Jonathan, 3801-3880 S York, 4022-4050 W Wilderness; 3956 W Farm Road 168
Total Acres:	Approximately 39.5 acres
Applicant:	City of Springfield
Existing Land Use:	Apartments, duplexes, single-family homes, and offices
City Council:	December 16, 2024
Public Notification:	Mail and legal in Daily Events
Staff:	Alana Owen, AICP, Principal Planner
Staff recommendation:	Staff recommends approval

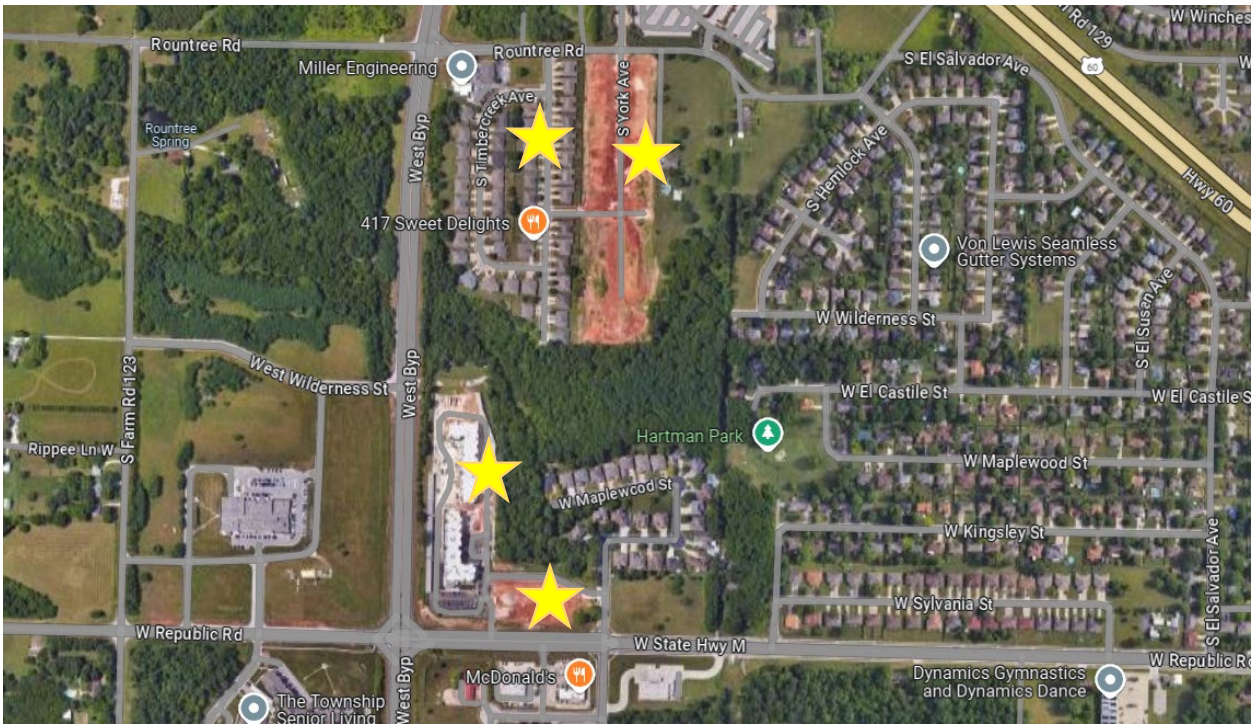
PROJECT SUMMARY:

Request to annex approximately 39.5 acres of private property generally located on the n/s 4000 block W Republic Road, 4069 W Republic Road, 3803–3949 S Timbercreek, 3808–3990 S Jonathan, 3801-3880 S York, 4022-4050 W Wilderness; and 3956 W Farm Road 168 into the City of Springfield. An Irrevocable Petition and Consent to Annexation Agreement was signed and recorded prior to the platting of the property now known as Evergreen Park, Evergreen Park – Replat of Lots 3-12, Evergreen Park – Admin Replat of Lots 47, 48 & 49 and The Dell Townhomes on Wire Road. Annexation of these subdivisions includes the annexation of the now right-of-way for Timbercreek Avenue, Jonathan Avenue, York Avenue, and Wilderness and Timberline Streets within those subdivisions.

LOCATION MAP	CITY LIMIT & ZONING MAP
	

DEVELOPMENT REVIEW STAFF REPORT

GOOGLE MAPS AND STREET VIEW:



View from Republic Road looking north

View from West Bypass looking northeast

View from intersection of West Bypass and Farm Road 168 looking east

View from Farm Road 168 looking south

DEVELOPMENT REVIEW STAFF REPORT

PROPERTY HISTORY:

The subject properties are outside the city limits in unincorporated Greene County. The properties have existing Irrevocable Petition and Consent to Annexation Agreements recorded and the City is moving forward with the annexation of the properties into the city of Springfield. . The entire area will need to be annexed for all the properties to be compact and contiguous to the existing city limits. The subject properties will be rezoned to city zoning in a separate process following annexation.

COMPATIBILITY WITH COMPREHENSIVE PLAN:

These properties are located within a Priority One strategic annexation area identified in Chapter 6, Growth Areas and Annexation, of the Forward SGF Comprehensive Plan. The Plan indicates that the City should prioritize short-term and long-term areas for future annexation. While not every property identified in Priority One and Two areas can or should be annexed immediately, each represent areas where opportunities for economic and job growth are promising due to varying combinations of available infrastructure, city services, proximity to major transportation corridors, and advantageous land patterns and As outlined above, some of these areas offer advantages over others, such as shorter response times for emergency services and lower utility costs and taxes. Short-term annexation areas target business development and job growth, while long-term annexation areas are primarily focused on residential growth.

The offices, single family and duplex dwelling units that are included in this request are located within a Traditional Neighborhood placetype and the Silverleaf apartments along with the undeveloped property along Republic Road are within a City Corridor placetype as identified in Forward SGF.

Annexation Considerations

The following strategies help to further guide the prioritization of annexations:

1. The City should prioritize annexation of City, City Utilities, Park Board, and Ozark Greenways-owned properties.
2. The City should prioritize annexation of properties with an “Irrevocable Petition and Consent to Annexation Agreement” that are revenue-generating and located along major corridors and areas of potential economic activity.
3. The City should evaluate annexation proposals on a property-by-property or case-by-case basis but work to coordinate annexation of multiple properties simultaneously, when possible, to maximize the time and cost efficiency involved in processing.
4. The City should engage with area Fire Protection Districts in evaluation of potential impact resulting from annexation of property by the City.
5. The City should be conscious of impractical boundary configurations created when annexing properties on only one side of a street, skipping over properties, or creating islands of unincorporated properties.
6. The City should weigh the anticipated impact of annexation on the ability to provide timely and professional emergency services, including personnel requirements, capital

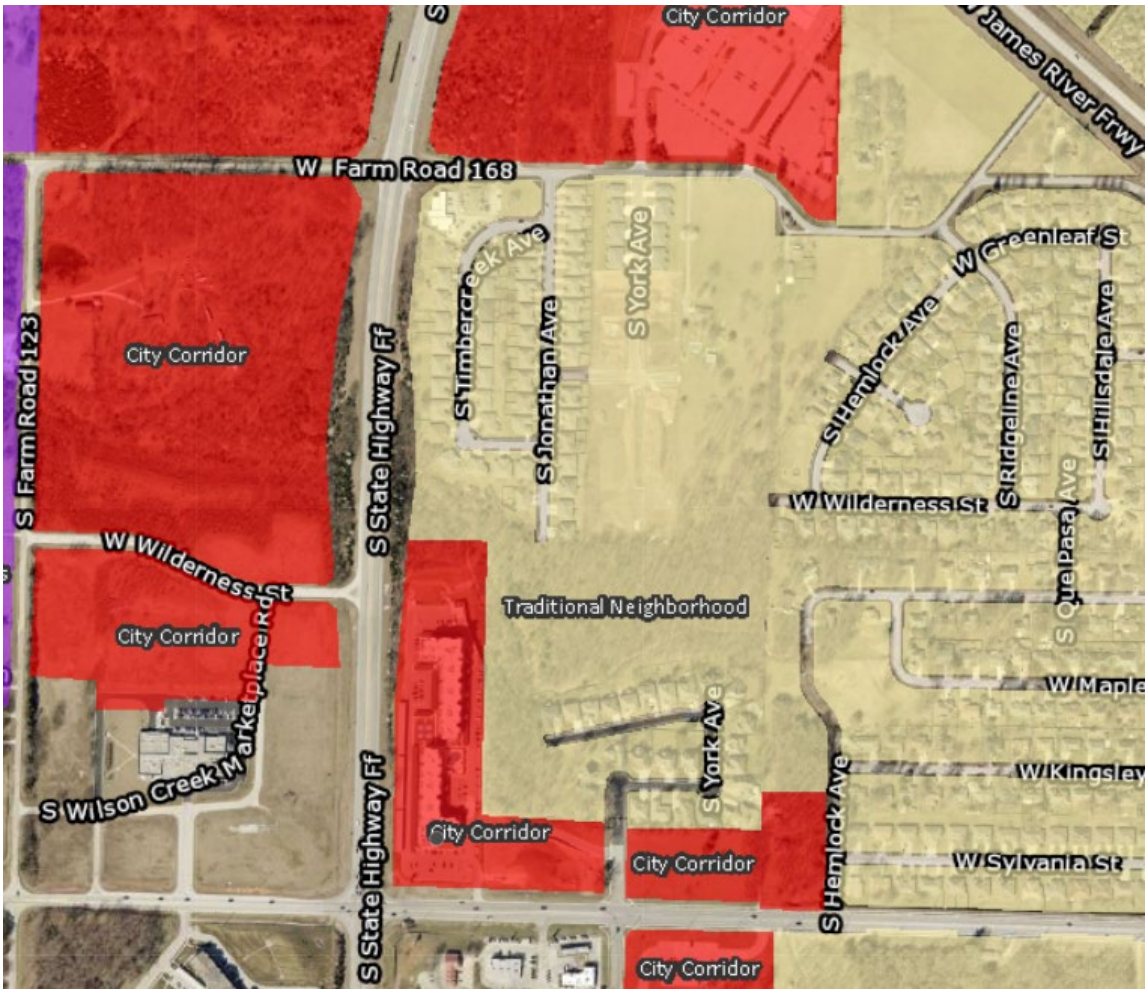
requirements, necessary and available infrastructure, call volume, and standards of cover.

7. The City should evaluate the age and condition of existing infrastructure in areas desired for annexation, as well as future maintenance costs.
8. The City should weigh the comprehensive advantages of both long-term revenue growth and population growth, including a variety of demographic considerations associated with providing services to new residents and property owners.
9. The City should weigh the fiscal impacts of annexation against the opportunity to grow the population base, increase resident participation in city elections, tax referendums, and expand the reach of citizens to serve on city advisory boards and committees.
10. The City should weigh the strategic value of incorporating geographic areas that facilitate growth in new areas.

The properties involved in this annexation all have Irrevocable Petition and Consent to Annexation Agreements that were previously recorded in exchange for the provision of sanitary sewer services to their property. The Irrevocable Petition and Consent to Annexation Agreements the property the offices, single-family and duplexes are located on were completed and recorded prior to the property being subdivided and developed as individual lots. This proposed annexation includes the private property and right-of-way included within the Evergreen Park, Evergreen Park – Replat of Lots 3-12, Evergreen Park – Admin Replat of Lots 47, 48 & 49 and The Dell Townhomes on Wire Road subdivisions.

DEVELOPMENT REVIEW STAFF REPORT

FUTURE PLACETYPE MAP:



DEVELOPMENT REVIEW STAFF REPORT

DEPARTMENT COMMENTS:

1. DEPARTMENT OF BUILDING DEVELOPMENT SERVICES:
   No comments.

2. CITY UTILITIES:
   No issues with the proposed annexation. All subject properties have access to CU electric, gas and water or are already served.

3. DEPARTMENT OF ENVIRONMENTAL SERVICES CLEAN WATER SERVICES DIVISION:
   No issues with annexation. All properties are served by public sewer and are in approved sewer districts except for the property south of Timberline. That property will require a sewer extension and easement across the neighbor to the south or a private lift station.

4. EMERGENCY 911:
   No comments.

5. GREENE COUNTY HIGHWAY DEPARTMENT:
   No comments.

6. POLICE DEPARTMENT:
   No comments.

7. FIRE DEPARTMENT:

   Service – The primary Fire Station responding to this area would be Station #6 located at 2620 W Battlefield, which is approximately 3.4 miles from the southeast corner of the property. Fire Station #8 located at 1405 S Scenic is the secondary station responding to the location, which is 4.9 miles from the southeast corner of the property.

   ISO area – The proposed annexation is currently outside the recommended ISO 1.5 mile (ISO diamond) response distance by 1.8 miles for the 1st due unit. *This will negatively impact our ISO rating.*

   Response times/Standards of Cover – Estimated response time was calculated mathematically with an assumed travel speed of 45 miles per hour by the fire apparatus. The 1st due company has an estimated total response time of 6 minutes, 52 seconds. The 2nd due company has an estimated total response time of 8 minutes, 52 seconds. It is likely the standard of coverage benchmark could be met for single company responses and unlikely the benchmark could be met for a full 1st alarm response which requires 3 engines, 2 Trucks, 1 Rescue and 1 Battalion Chief to arrive on scene within 11 minutes and 24 seconds. An automatic aid agreement for this area is in place with the Battlefield Fire Protection District and the City of Republic Fire Department. *The*

department expects that it will meet the initial unit but not the ERF benchmarks. This will negatively impact our accreditation.

		Estimated Total Response Time	Benchmark*	Baseline**
1st Due Company	Station 6	6-7 minutes	6 minutes 20 seconds	8 minutes 13 seconds
Total Effective Response Force	Station 6,8,9,13,1	13-14 minutes	10 minutes 20 seconds	13 minutes 18 seconds

Water Supply – Existing development in the area is served by multiple CU water mains. The apartment complex also has a private fire service main and hydrants. *The Fire Department does not have any concerns with the water supply for this proposed annexation.*

Impact – The area of proposed annexation contains an area of single-family homes and a 2 building 4 story apartment complex. *The Fire Department does not have any concerns regarding the impact to daily service requirements. At least one Knox Box will need to be rekeyed.*

Fire Department Recommendation: *Based upon all of the relevant factors, the Fire Department is supportive of this annexation.*

8. DEPARTMENT OF PUBLIC WORKS STORMWATER ENGINEERING DIVISION:

SITE DESCRIPTION & DRAINAGE PATTERN
The property is in the Wilsons Creek drainage basin. The property is located in a FEMA designated floodplain. Staff is aware of flooding problems in the local or downstream area. The city is not aware of a sinkhole or other karst feature at this location. The property does have a stream buffer on site. A fee in lieu of on-site stormwater detention is not applicable because detention is already provided.

Please note that development of the property will be subject to the following conditions at the time of development:

All chapter and section references below are to the City's Flood Control and Water Quality Protection Manual Version April 2022.

DETENTION AND DISCHARGE REQUIREMENTS
1. Any development or redevelopment that increases runoff, through the increase in impervious surface, current detention requirements must be met per Chapter 3 Sec. 2.3.3. Existing flood control infrastructure is provided for the built out developments.

WATER QUALITY REQUIREMENTS

1. Water Quality is required for new development projects or redevelopment projects, with new or increased impervious surfacing, within the city limits of Springfield that disturb 1 acre or greater. Including projects less than 1 acre that are part of a larger common plan of development or sale that will disturb 1 or more acres over the life of the project. Chapter 10 Sec. 2.0. a. The proposed area is already built out. Any redevelopment with a disturbance of 1 acre may require new water quality stormwater control measures.

2. Water Quality Credits are available to use in design for preserved trees and new planted trees. Landscaping and Bufferyards trees required by planning cannot be used for the water quality credits unless it is part of a SCM. Chapter 10, Section 3.1.

FLOODPLAIN

The proposed annexed property has Floodplain and Floodway present on the two subdivisions. The floodplain is from the Wilsons Creek stream. The site is already built out but any new construction within the floodplain may require a Floodplain Permit.

NATURAL CHANNEL & STREAM BUFFERS

1. The proposed property has the Wilsons Creek stream crossing west to east on the property. The stream will require a steam buffer easement recorded prior to approval of the annexation by PW-Stormwater.
   a. This part of the stream is a Category B Small Stream, it requires a 160 feet wide buffer with 80 feet from top of bank on both sides. The Silverleaf and Evergreen Park subdivisions have encroachments inside of the stream buffer which do not require

any changes. The stream buffer should follow the normal streamline and conform to the buffer size as much as possible.
b. Chapter 8, Sec 4.1.3 Ownership and Recording: Stream buffers consisting of the stream and approved buffer zones shall be designated as a Stream Buffer Area on any replat, preliminary plat, or final plat in accordance with City Code Sec. 36-253, or recorded in a stream buffer easement.

SINKHOLES & KARST FEATURES
N/A

ADDITIONAL STORMWATER REQUIREMENTS

Stormwater Control Measures are the responsibility of the property owner or property owners' association to maintain, repair, and update unless the agreement is made with the City to operate. Operation and maintenance agreements are required for any permanent stormwater control measures.

9. DEPARTMENT OF PUBLIC WORKS TRAFFIC DIVISION:

No issues with proposed annexation.

TRAFFIC REPORT

	Street Name	Street Classification	Jurisdiction	ROW from Centerline (ft.)		Traffic Count (vehicles per day)	On-Street Parking	Sidewalk	
				Required	Existing			Required	Existing
Street 1	W. Republic Road	Primary Arterial	County	50	80	NA	No	Yes	No
Street 2	W. Farm Road 168	Local	City/County	25	25	NA	No	Yes	Yes
Street 3	S. Jonathan Avenue	Local	County	25	25	NA	Yes	Yes	Yes
Street 4	S. Timbercreek Avenue	Local	County	25	25	NA	Yes	Yes	Yes
Street 5	S. York Avenue	Local	County	25	25	NA	Yes	Yes	Yes
Street 6	W. Wilderness Street	Local	County	25	25	NA	Yes	Yes	Yes
Street 7	W. Timberline Street	Local	County	25	25	NA	Yes	Yes	Yes
Street 8	S. State Highway FF	Expressway	State	65	65	NA	No	No	No

ACCESS – All new or modified driveway approaches shall comply with current City of Springfield standards for the street classification.

TRAILS, BUS STOPS AND ADDOTIONAL INFORMATION - There is one Greenway Trail near the property. There are no bus stops near the property.

IMPROVEMENTS – No improvements are required for this annexation. A traffic study may be required for this property at the time of development.

STAFF ANALYSIS AND RECOMMENDATION:

1. In conformance with the recommendations of Forward SGF, the City is moving forward on the annexation of properties that have an existing Irrevocable Petition and Consent to Annexation Agreement recorded. There are 69 individual properties identified for annexation as part of this request and right-of-way for Timbercreek Avenue, Jonathan Avenue, York Avenue, Wilderness Street and Timberline Street dedicated within those subdivisions. All the properties included in this request are covered under 4 agreements signed between 2004 and 2021. All the properties will need to be annexed for all the properties included in this request to be compact and contiguous to the existing city limits.

2. The total area of annexation for the private property included in this annexation is approximately 39.5 acres. Staff will process a rezoning request to rezone the annexed

property to City zoning which most closely resembles the existing Greene County zoning for each property following the annexation.

3. The *Growth Areas & Annexation* chapter of the *Comprehensive Plan* supports the annexation because it meets the objective to prioritize the annexation of properties with an "Irrevocable Petition and Consent to Annexation Agreement" that are located along major corridors and areas of potential economic activity. These properties are located within a Priority One area for annexation, which represents an area of short-term growth.

4. The *Comprehensive Plan's Land Use & Development* chapter identifies the subject property as being located within the City Corridor and Traditional Neighborhood placetype. The City Corridor placetype predominantly consists of commercial and service-related development, varying in scale, ranging from standalone businesses to large retail centers. City Corridors contribute significantly to Springfield's economy and local tax base with a regional customer draw. The primary land-use within the Traditional Neighborhood placetype is single-family detached dwellings and supporting uses include single-family attached dwellings such as duplexes or townhomes and low-intensity neighborhood commercial.

5. The area to be annexed is within the City's Urban Service Area and is consistent with its policies.

6. The area to be annexed is contiguous and compact to the City of Springfield.

7. The City will receive property tax revenue upon annexation of the private property.

<u>STAFF RECOMMENDATION:</u>

1. Staff recommends approval of the annexation request based on its compatibility with the *Comprehensive Plan's* Annexation policies.

ATTACHMENT 1
Annexation Schedule

ANNEXATION:

City Council first reading and public hearing .....December 16, 2024

City Council second reading and vote ..... January 13, 2025

EXHIBIT C

008383-20 10 Mar 2020 10:11:07AM

Book:2020
Page:008383-20
6 pages

jjackson

REAL ESTATE DOCUMENT
GREENE COUNTY, MISSOURI
RECORDERS CERTIFICATION

RECORDER OF DEEDS

IRREVOCABLE PETITION AND CONSENT TO ANNEXATION

This Irrevocable Petition and Consent to Annexation, made and entered into this 4th day of Feb, 2020, by and between **James Reynolds** and **Andrea Reynolds**, spouses, and **Nathan Reynolds** and **Brittany Reynolds**, spouses and **Jeffery Boyce**, an unmarried person, of the County of Greene, State of Missouri hereinafter referred to as **"Grantor(s),"** and **The City of Springfield, Missouri,** a Municipal Corporation and duly organized Constitutional Charter City, of the County of Greene, State of Missouri, hereinafter referred to as **"Grantee."** The mailing address of the Grantor(s) is, **7057 S. State Highway FF, Battlefield MO 65619**. The mailing address of the Grantee is City of Springfield, Department of Public Works, 840 Boonville Ave., Springfield, MO 65802.

KNOW ALL PERSONS BY THESE PRESENTS THAT: The Grantor(s), for and in consideration of the provision of sanitary sewer services, being the owner of all of the fee interest in the real property commonly known as a portion of Lot 1 of Silverleaf Subdivision Greene County, Missouri, and more fully described as follows:

Exhibit A - Legal Description and Exhibit B - Location Map

does hereby irrevocably petition and consent to the future annexation of said property in the corporate limits of the City of Springfield, Missouri, Grantee herein.

At such time as the City Council of the City of Springfield may by resolution or ordinance declare that annexation is in the interest of the City of Springfield, Grantor and Grantor's heirs, legal representatives, successors and assigns, shall cause this petition to be presented to the governing body of the City of Springfield, and do all things necessary to meet the requirements of the State Annexation Statutes to cause such property to be annexed into the City. Provided, however, that annexation of the property will not be effective until such

MAIL TO

RETURN TO COS RIGHT OF WAY

time as sewer service is available to the property.

Any objection to such annexation filed by Grantor(s), by any succeeding property owner(s), or by any occupant or resident of the property, shall relieve the City of any obligation to provide sewer service to the property, and the City may thereafter, upon reasonable notice, terminate sewer service and disconnect the property from the City of Springfield's sanitary sewer system. It is expressly stated and understood by Grantor(s) that but for the execution of this irrevocable consent to annexation and the commitment of Grantor(s) to do all things necessary to complete the annexation at such future date, the City would not extend sewer service to the real estate described in Exhibit A and any objection to annexation shall constitute complete and total failure of consideration for extending sewer service to property outside the City's limits in advance of annexation.

Failure to consummate annexation at any time during the term of this Irrevocable Petition and Consent to Annexation shall not cause this Petition and Consent to lapse and the same shall continue in full force and effect until such time as annexation is fully and lawfully consummated.

In the event of any breach or default by Grantor(s), this Irrevocable Petition and Consent to Annexation shall be enforceable by specific performance and, if litigated, venue shall be proper only in the Circuit Court of Greene County, Missouri. The parties expressly waive any rights to venue inconsistent herewith, and agree attorney's fees will be reimbursed to Grantee.

This Irrevocable Petition and Consent to Annexation shall be deemed to be a covenant running with the land to succeeding owners and shall be deemed to be the Petition and Consent to Annexation of succeeding owners, their heirs, legal representatives, successors, and assigns until annexation is fully lawfully consummated as in this instrument provided.

IN WITNESS WHEREOF, the said Grantor(s) has/have hereunto set his/her/their hand(s) 3 day of February, 20 20.

GRANTOR(S)

By: James Reynolds

By: Andrea Reynolds

By: Nathan Reynolds

By: Brittany Reynolds

By: Jeffrey Boyce

Approved as to form for Grantee by:

(Printed Name)
KYLE TOLBERT

VERIFICATION AND ACKNOWLEDGMENT

STATE OF MISSOURI
COUNTY OF GREENE SS.

PERSONAL ACKNOWELEDGEMENT

On this 3 day of February, 2020, before me, a Notary Public in and for said state, personally **James Reynolds**, a person know to me, who executed the foregoing document, and acknowledged that he executed the same as his free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal at my office in Springfield the day and year first above written.

Notary Public: _____

Print Name: Rochelle Aldrich

"Notary Seal"
ROCHELLE ALDRICH
Notary Public - Notary Seal
STATE OF MISSOURI
Comm. Number 15395743
Greene County
My Commission Expires: Apr. 6, 2023

STATE OF MISSOURI
COUNTY OF GREENE SS.

PERSONAL ACKNOWELEDGEMENT

On this 3 day of February, 2020, before me, a Notary Public in and for said state, personally **Andrea Reynolds**, a person know to me, who executed the foregoing document, and acknowledged that he executed the same as his free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal at my office in Springfield the day and year first above written.

Notary Public: _____

Print Name: Rochelle Aldrich

"Notary Seal"

ROCHELLE ALDRICH
Notary Public - Notary Seal
STATE OF MISSOURI
Comm. Number 15395743
Greene County
My Commission Expires: Apr. 6, 2023

STATE OF MISSOURI
COUNTY OF GREENE SS.

PERSONAL ACKNOWELEDGEMENT

On this 4 day of February, 2020, before me, a Notary Public in and for said state, personally **Nathan Reynolds**, a person know to me, who executed the foregoing document, and acknowledged that he executed the same as his free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal at my office in Springfield the day and year first above written.

Notary Public: _____

Print Name: Rochelle Aldrich

"Notary Seal"
ROCHELLE ALDRICH
Notary Public - Notary Seal
STATE OF MISSOURI
Comm. Number 15395743
Greene County
My Commission Expires: Apr. 6, 2023

STATE OF MISSOURI
COUNTY OF GREENE SS.

PERSONAL ACKNOWELEDGEMENT

On this 4 day of February, 2020, before me, a Notary Public in and for said state, personally **Brittany Reynolds**, a person know to me, who executed the foregoing document, and acknowledged that he executed the same as his free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal at my office in Springfield the day and year first above written.

Notary Public: _____

Print Name: Rochelle Aldrich

"Notary Seal"
ROCHELLE ALDRICH
Notary Public - Notary Seal
STATE OF MISSOURI
Comm. Number 15395743
Greene County
My Commission Expires: Apr. 6, 2023

STATE OF MISSOURI
COUNTY OF GREENE SS.

UNMARRIEDERSON'S ACKNOWELEDGEMENT

On this 29 day of January, 2020, before me, a Notary Public in and for said state, personally **Jeffrey Boyce**, a person know to me, who executed the foregoing document, and acknowledged that he executed the same as his free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal at my office in Springfield the day and year first above written.

Notary Public: _____

Print Name: Rochelle Aldrich

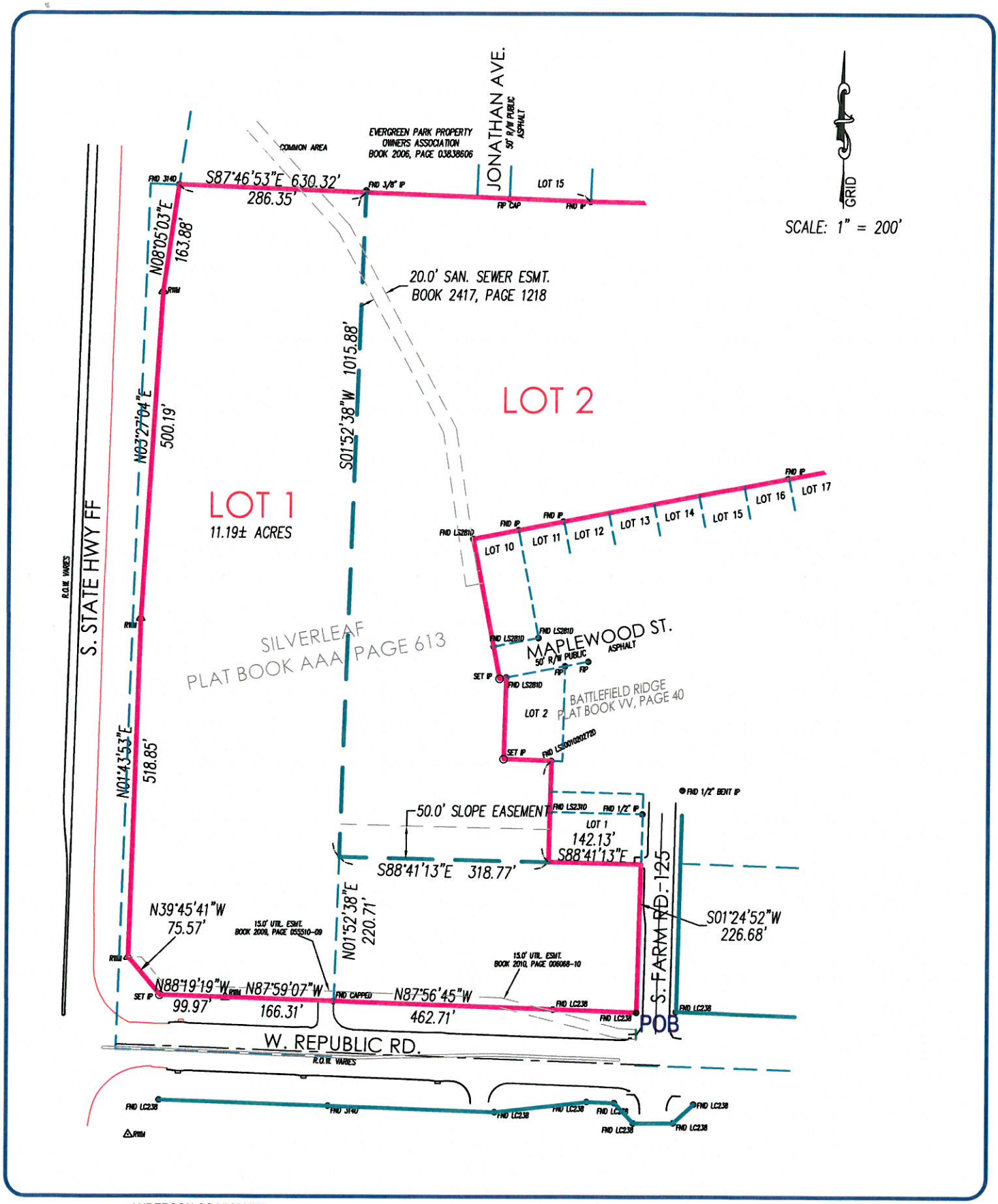
"Notary Seal"
ROCHELLE ALDRICH
Notary Public - Notary Seal
STATE OF MISSOURI
Comm. Number 15395743
Greene County
My Commission Expires: Apr. 6, 2023

File No. 19-64341

EXHIBIT A

A TRACT OF LAND BEING A PART OF LOT 1 OF SILVERLEAF SUBDIVISION AS DESCRIBED IN THE GREENE COUNTY, MISSOURI RECORDER'S OFFICE IN PLAT BOOK AAA, PAGE 613, AND SAID TRACT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 1 OF SILVERLEAF SUBDIVISION SAID POINT ALSO LYING ON THE NORTH RIGHT-OF-WAY OF REPUBLIC ROAD; THENCE ALONG THE SOUTH LINE OF SAID LOT 1, NORTH 87°56'45" WEST, 462.71 FEET; THENCE LEAVING SAID SOUTH LINE, NORTH 01°52'38" EAST, 220.71 FEET TO A POINT LYING ON THE SOUTH LINE OF LOT 2 OF SAID SILVERLEAF SUBDIVISION; THENCE ALONG SAID SOUTH LINE OF LOT 2, SOUTH 88°41'13" EAST, 460.90 FEET TO A POINT LYING ON THE WEST RIGHT-OF-WAY OF FARM ROAD 125; THENCE LEAVING SAID SOUTH LINE AND ALONG SAID WEST RIGHT-OF-WAY, SOUTH 01°24'52" WEST, 226.68 FEET TO THE POINT OF BEGINNING. CONTAINING 2.37 ACRES, MORE OR LESS. ALL LYING IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 8, TOWNSHIP 28 NORTH, RANGE 22, GREENE COUNTY, MISSOURI.



ANDERSON COA# 000062

ANDERSON ENGINEERING
EMPLOYEE OWNED
ENGINEERS • SURVEYORS • LABORATORIES • DRILLING
2045 W. WOODLAND • SPRINGFIELD, MISSOURI 65807 • PHONE (417) 866-2741

SILVERLEAF PLAT

SITE SKETCH

REPUBLIC ROAD, GREENE COUNTY, MO.

DRAWN BY: BAC
DATE: 1-24-2020
CLIENT NO: 19SP10102

008384-20 10 Mar 2020 10:11:07AM

Book:2020
Page:008384-20
5 pages

jjackson

REAL ESTATE DOCUMENT
GREENE COUNTY, MISSOURI
RECORDERS CERTIFICATION

RECORDER OF DEEDS

IRREVOCABLE PETITION AND CONSENT TO ANNEXATION

This Irrevocable Petition and Consent to Annexation, made and entered into this 28th day of February, 2020, by and between **Silverleaf Apartments a Missouri Limited Liability Company** hereinafter referred to as **"Grantor(s),"** and **The City of Springfield, Missouri**, a Municipal Corporation and duly organized Constitutional Charter City, of the County of Greene, State of Missouri, hereinafter referred to as **"Grantee."** The mailing address of the Grantor(s) is, 4173 W. Farm Rd 172, Brookline Station, MO 65619. The mailing address of the Grantee is City of Springfield, Department of Public Works, 840 Boonville Ave., Springfield, MO 65802.

KNOW ALL PERSONS BY THESE PRESENTS THAT: The Grantor(s), for and in consideration of the provision of sanitary sewer services, being the owner of all of the fee interest in the real property commonly known as a portion of Lot 1 of Silverleaf Plat Greene County, Missouri, and more fully described as follows:

Exhibit A - Legal Description and Exhibit B - Location Map

does hereby irrevocably petition and consent to the future annexation of said property in the corporate limits of the City of Springfield, Missouri, Grantee herein.

At such time as the City Council of the City of Springfield may by resolution or ordinance declare that annexation is in the interest of the City of Springfield, Grantor and Grantor's heirs, legal representatives, successors and assigns, shall cause this petition to be presented to the governing body of the City of Springfield, and do all things necessary to meet the requirements of the State Annexation Statutes to cause such property to be annexed into the City. Provided, however, that annexation of the property will not be effective until such time as sewer service is available to the property.

Any objection to such annexation filed by Grantor(s), by any succeeding property owner(s), or by any occupant or resident of the property, shall relieve the City of any obligation to provide sewer service to the property, and the City

MAIL TO

RETURN TO COS RIGHT-OF-WAY

may thereafter, upon reasonable notice, terminate sewer service and disconnect the property from the City of Springfield's sanitary sewer system. It is expressly stated and understood by Grantor(s) that but for the execution of this irrevocable consent to annexation and the commitment of Grantor(s) to do all things necessary to complete the annexation at such future date, the City would not extend sewer service to the real estate described in Exhibit A and any objection to annexation shall constitute complete and total failure of consideration for extending sewer service to property outside the City's limits in advance of annexation.

Failure to consummate annexation at any time during the term of this Irrevocable Petition and Consent to Annexation shall not cause this Petition and Consent to lapse and the same shall continue in full force and effect until such time as annexation is fully and lawfully consummated.

In the event of any breach or default by Grantor(s), this Irrevocable Petition and Consent to Annexation shall be enforceable by specific performance and, if litigated, venue shall be proper only in the Circuit Court of Greene County, Missouri. The parties expressly waive any rights to venue inconsistent herewith, and agree attorney's fees will be reimbursed to Grantee.

This Irrevocable Petition and Consent to Annexation shall be deemed to be a covenant running with the land to succeeding owners and shall be deemed to be the Petition and Consent to Annexation of succeeding owners, their heirs, legal representatives, successors, and assigns until annexation is fully lawfully consummated as in this instrument provided.

IN WITNESS WHEREOF, the said Grantor(s) has/have hereunto set his/her/their hand(s) 28 day of February, 2020.

GRANTOR(S)

Jeffrey Boyce Jeffrey Boyce member LLC
(Printed Name)

Approved as to form for Grantee by:

(Printed Name)
KYLE TOLBERT

VERIFICATION AND ACKNOWLEDGMENT

STATE OF MISSOURI)
COUNTY OF GREENE)

On this 28 day of February, 2020, before me personally appeared to me known to be the person(s) described herein and who executed the Irrevocable Petition and Consent to Annexation , and being duly sworn according to law, deposes and states that Jeffrey Boyce is the owner(s) in fee of the property described herein and the facts set forth in this Irrevocable Petition and Consent to Annexation are true and correct to the best of his/her/their knowledge, information and belief, and acknowledged to me that he/she/they executed same, as his/her/their free act and deed.

Subscribed and sworn to before me, a notary public, this 28 day of February, 2020.

ROCHELLE ALDRICH
Notary Public - Notary Seal
STATE OF MISSOURI
Comm. Number 15395743
Greene County
My Commission Expires: Apr. 6, 2023

ALL OF LOT ONE, FINAL PLAT OF SILVERLEAF, A SUBDIVISION BEING PART OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 8, TOWNSHIP 28 NORTH, RANGE 22 WEST, GREENE COUNTY, MISSOURI, ACCORDING TO THE RECORDED PLAT THEREOF IN PLAT BOOK AAA, AT PAGE 613.

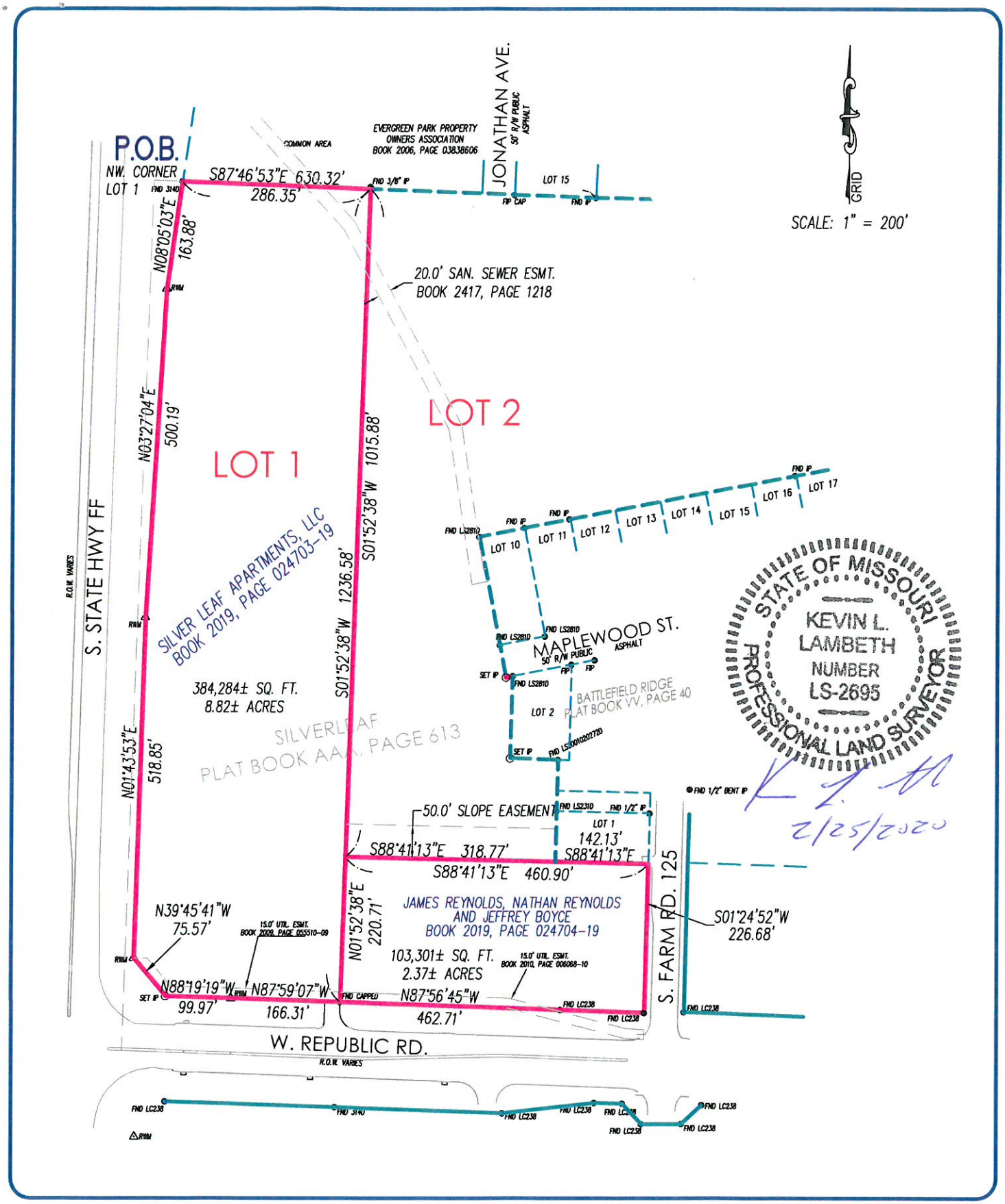
EXCEPT THE FOLLOWING DESCRIBED TRACT OF LAND:

A TRACT OF LAND BEING A PART OF LOT 1 OF SILVERLEAF SUBDIVISION AS DESCRIBED IN THE GREENE COUNTY, MISSOURI RECORDER'S OFFICE IN PLAT BOOK AAA, PAGE 613 AND SAID TRACT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 1 OF SILVERLEAF SUBDIVISION SAID POINT ALSO LYING ON THE NORTH RIGHT-OF-WAY OF REPUBLIC ROAD; THENCE ALONG THE SOUTH LINE OF SAID LOT 1, NORTH 87°56'45" WEST, 462.71 FEET; THENCE LEAVING SAID SOUTH LINE, NORTH 01°52'38" EAST, 220.71 FEET TO A POINT LYING ON THE SOUTH LINE OF LOT 2 OF SAID SILVERLEAF SUBDIVISION; THENCE ALONG SAID SOUTH LINE OF LOT 2, SOUTH 88°41'13" EAST, 460.90 FEET TO A POINT LYING ON THE WEST RIGHT-OF-WAY OF FARM ROAD 125; THENCE LEAVING SAID SOUTH LINE AND ALONG SAID WEST RIGHT-OF-WAY, SOUTH 01°24'52" WEST, 226.68 FEET TO THE POINT OF BEGINNING. CONTAINING 2.37 ACRES, MORE OR LESS. ALL LYING IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 8, TOWNSHIP 28 NORTH, RANGE 22, GREENE COUNTY, MISSOURI.

STATE OF MISSOURI
KEVIN L.
LAMBETH
NUMBER
LS-2695
PROFESSIONAL LAND SURVEYOR

2/25/2020



ANDERSON COA# 000062

ANDERSON ENGINEERING
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ENGINEERS • SURVEYORS • LABORATORIES • DRILLING
2045 W. WOODLAND • SPRINGFIELD, MISSOURI 65807 • PHONE (417) 866-2741

SILVERLEAF PLAT

ANNEXATION SKETCH

REPUBLIC ROAD, GREENE COUNTY, MO.

DRAWN BY: BAC
DATE: 1-24-2020
CLIENT NO: 19SP10102

MT

MAPPED

BY PLANNING DEPARTMENT

SEE MICHAEL SPARLIN

005505-04 02 FEB 2004 03:59:20pm

Book:2004
Page:005505-04
3 pages

recsmb

REAL ESTATE DOCUMENT
GREENE COUNTY, MISSOURI
RECORDERS CERTIFICATION

Linda S. Montgomery
RECORDER OF DEEDS

IRREVOCABLE PETITION AND CONSENT TO ANNEXATION

This Irrevocable Petition and Consent to Annexation, made this 26 day of January, 2003.

For and in consideration of the extension of Sanitary Sewer Services, know all persons by these presents that **EVERGREEN PARK DEVELOPMENT, L.L.C., A LIMITED LIABILITY COMPANY (GRANTOR)**,(hereinafter "Owner") being owner(s) of all FEE INTEREST in the following described real property, does hereby IRREVOCABLY PETITION AND CONSENT TO ANNEXATION of said property into the CITY OF SPRINGFIELD, MISSOURI (GRANTEE). P.O. BOX 8368, SPRINGFIELD, MO. 65802

SEE ATTACHED LEGAL DESCRIPTION ON PAGE 3.

At such time as the SPRINGFIELD CITY COUNCIL may by resolution or ordinance declare that ANNEXATION is in the interest of the CITY OF SPRINGFIELD, owner and owner's heirs, legal representatives, successors and assigns, shall cause this petition to be represented to the governing body of the CITY OF SPRINGFIELD, and do all things necessary to cause such property to be annexed into the CITY.

Any objection to such annexation filed by the owner, by any succeeding property owner, or by any occupant or resident of the property, shall relieve the CITY of any obligation to provide further sewer services to the property, and the CITY may thereafter, upon reasonable notice, terminate sewer service and disconnect the property from the CITY OF SPRINGFIELD sanitary sewer system.

Failure to consummate annexation at any time during the term of the IRREVOCABLE PETITION AND CONSENT TO ANNEXATION shall not cause this petition and consent to lapse and the same shall continue in full force and effect until such time as annexation is fully and lawfully consummated.

In event of any breach or default by the OWNER, this IRREVOCABLE PETITION AND CONSENT TO ANNEXATION shall be enforceable by specific performance and, if litigated, venue shall be proper only in the CIRCUIT COURT OF GREENE COUNTY, and the parties expressly waive any rights to venue inconsistent therewith.

This IRREVOCABLE PETITION AND CONSENT TO ANNEXATION shall be deemed to be a covenant running with the land to succeeding owners shall be deemed to be the petition and consent to annexation of succeeding owners, their heirs, legal representatives, successors and assigns until annexation is fully lawfully consummated as in this instrument provided.

BY: Terry McKee
Terry McKee

APPROVED AS TO FORM:
ASST. CITY ATTORNEY GARY T. NELMS

RETURN TO CITY HALL
RIGHT-OF-WAY SECTION

STATE OF MISSOURI)
) SS. ON THIS 26 DAY OF January, 2004
GREENE COUNTY)

BEFORE ME PERSONALLY APPEARED Terry McKee, TO ME PERSONALLY KNOWN, WHO BY ME BEING DULY SWORN, DID SAY THAT HE/SHE/THEY IS/ARE THE President OF Evergreen Park L.L.C. A MISSOURI LIMITED LIABILITY COMPANY, AND THAT SAID INSTRUMENT WAS SIGNED BY THE ABOVE NAMED ON BEHALF OF SAID COMPANY, THAT HE/SHE/THEY IS/ARE THE PROPER AND AUTHORIZED LEGAL REPRESENTATIVE(S) FOR SIGNING SAID INSTRUMENT UNDER THE ARTICLES OF ORGANIZATION AND OPERATING AGREEMENT, AND THE SAID President ACKNOWLEDGED SAID INSTRUMENT TO BE THE FREE ACT AND DEED OF SAID COMPANY. IN TESTIMONY WHEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIXED MY OFFICIAL SEAL, AT MY OFFICE IN Springfield Missouri, THE DAY AND YEAR FIRST ABOVE WRITTEN.

MY COMMISSION EXPIRES: April 18, 2006

Susanne K. Ross
NOTARY PUBLIC

Susanne K. Ross
Notary Public – Notary Seal
State of Missouri
Greene County
My Commission Expires April 18, 2006

STATE OF MISSOURI)
) SS. ON THIS _____ DAY OF _____, _____
GREENE COUNTY)

BEFORE ME PERSONALLY APPEARED _____ TO ME PERSONALLY KNOWN, WHO BY ME BEING DULY SWORN DID STATE THAT HE/SHE/THEY IS/ARE THE SOLE AND ONLY OWNERS OF _____, A MISSOURI LIMITED LIABILITY COMPANY, THAT SAID INSTRUMENT WAS SIGNED BY THE ABOVE NAMED ON BEHALF OF SAID COMPANY, AND SAID _____ ACKNOWLEDGED SAID INSTRUMENT TO BE THE FREE ACT AND DEED OF SAID COMPANY. IN TESTIMONY WHEREOF, I HAVEUNTO SET MY HAND AND AFFIXED MY OFFICIAL SEAL AT MY OFFICE IN _____ THE DAY AND YEAR FIRST ABOVE WRITTEN.

MY COMMISSION EXPIRES _____

NOTARY PUBLIC

IRREVOCABLE PETITION AND CONSENT TO ANNEXATION

LEGAL DESCRIPTION

All of the Northeast quarter of the Southwest Quarter of Section Eight, Township Twenty-eight, Range Twenty-two, Except the East 660 feet thereof, all in Greene County, Missouri, except that part taken or used for roads, more particularly described as follows:

A tract of land as described in Book 2923 at page 73 in the Greene County Recorder's Office, being a part of the Northeast Quarter of the Southwest Quarter of Section 8, Township 28 North, Range 22 West, Greene County, Missouri, BEGINNING 660 feet West of the Northeast corner of said Northeast Quarter of the Southwest Quarter; THENCE South 02 degrees 10 minutes 25 seconds West a distance of 1,312.43 feet to an existing iron pin capped LS 2153 for corner; THENCE North 87 degrees 30 minutes 46 seconds West a distance of 630.38 feet to an existing iron pin capped LS 314-D for corner; THENCE North 08 degrees 15 minutes 35 seconds East a distance of 152.82 feet to a right-of-marker for corner; THENCE North 08 degrees 15 minutes 35 seconds East a distance of 85.00 feet to an iron pin for corner; THENCE North 01 degrees 37 minutes 41 seconds West a distance of 300.01 feet to a right-of-way marker for corner; THENCE North 05 degrees 25 minutes 23 seconds West a distance of 198.29 feet to a right-of-way marker for corner; THENCE North 06 degrees 48 minutes 05 seconds East a distance of 490.35 feet to a right-of-way marker for corner; THENCE North 51 degrees 37 minutes 11 seconds East a distance of 69.83 feet to a right-of-way marker for corner; THENCE North 85 degrees 23 minutes 30 seconds East a distance of 335.32 feet to a right-of-way marker for corner; THENCE South 88 degrees 32 minutes 52 seconds East a distance of 225.68 feet to an existing iron pin capped LS 2153 which is the POINT OF BEGINNING.

005505-04 02 FEB 2004 03:59:20pm

Book:2004
Page:005505-04
3 pages

recsmb

REAL ESTATE DOCUMENT
GREENE COUNTY, MISSOURI
RECORDERS CERTIFICATION

Linda S. Montgomery
RECORDER OF DEEDS

IRREVOCABLE PETITION AND CONSENT TO ANNEXATION

This Irrevocable Petition and Consent to Annexation, made this 26 day of January, 2003.

For and in consideration of the extension of Sanitary Sewer Services, know all persons by these presents that **EVERGREEN PARK DEVELOPMENT, L.L.C., A LIMITED LIABILITY COMPANY (GRANTOR)**,(hereinafter "Owner") being owner(s) of all FEE INTEREST in the following described real property, does hereby IRREVOCABLY PETITION AND CONSENT TO ANNEXATION of said property into the CITY OF SPRINGFIELD, MISSOURI (GRANTEE). P.O. BOX 8368, SPRINGFIELD, MO. 65802

SEE ATTACHED LEGAL DESCRIPTION ON PAGE 3.

At such time as the SPRINGFIELD CITY COUNCIL may by resolution or ordinance declare that ANNEXATION is in the interest of the CITY OF SPRINGFIELD, owner and owner's heirs, legal representatives, successors and assigns, shall cause this petition to be represented to the governing body of the CITY OF SPRINGFIELD, and do all things necessary to cause such property to be annexed into the CITY.

Any objection to such annexation filed by the owner, by any succeeding property owner, or by any occupant or resident of the property, shall relieve the CITY of any obligation to provide further sewer services to the property, and the CITY may thereafter, upon reasonable notice, terminate sewer service and disconnect the property from the CITY OF SPRINGFIELD sanitary sewer system.

Failure to consummate annexation at any time during the term of the IRREVOCABLE PETITION AND CONSENT TO ANNEXATION shall not cause this petition and consent to lapse and the same shall continue in full force and effect until such time as annexation is fully and lawfully consummated.

In event of any breach or default by the OWNER, this IRREVOCABLE PETITION AND CONSENT TO ANNEXATION shall be enforceable by specific performance and, if litigated, venue shall be proper only in the CIRCUIT COURT OF GREENE COUNTY, and the parties expressly waive any rights to venue inconsistent therewith.

This IRREVOCABLE PETITION AND CONSENT TO ANNEXATION shall be deemed to be a covenant running with the land to succeeding owners shall be deemed to be the petition and consent to annexation of succeeding owners, their heirs, legal representatives, successors, and assigns until annexation is fully lawfully consummated as in this instrument provided.

BY: Terry McKee
Terry McKee

APPROVED AS TO FORM:
ASST. CITY ATTORNEY GARY T. NELMS

RETURN TO CITY HALL
RIGHT-OF-WAY SECTION

STATE OF MISSOURI)
) SS. ON THIS 26 DAY OF January, 2004
GREENE COUNTY)

BEFORE ME PERSONALLY APPEARED Terry McKee, TO ME PERSONALLY KNOWN, WHO BY ME BEING DULY SWORN, DID SAY THAT HE/SHE/THEY IS/ARE THE President OF Evergreen Park L.L.C. A MISSOURI LIMITED LIABILITY COMPANY, AND THAT SAID INSTRUMENT WAS SIGNED BY THE ABOVE NAMED ON BEHALF OF SAID COMPANY, THAT HE/SHE/THEY IS/ARE THE PROPER AND AUTHORIZED LEGAL REPRESENTATIVE(S) FOR SIGNING SAID INSTRUMENT UNDER THE ARTICLES OF ORGANIZATION AND OPERATING AGREEMENT, AND THE SAID President ACKNOWLEDGED SAID INSTRUMENT TO BE THE FREE ACT AND DEED OF SAID COMPANY. IN TESTIMONY WHEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIXED MY OFFICIAL SEAL, AT MY OFFICE IN Springfield Missouri, THE DAY AND YEAR FIRST ABOVE WRITTEN.

MY COMMISSION EXPIRES: April 18, 2006

Susanne K Ross
NOTARY PUBLIC

Susanne K. Ross
Notary Public – Notary Seal
State of Missouri
Greene County
My Commission Expires April 18, 2006

STATE OF MISSOURI)
) SS. ON THIS _____ DAY OF _____, _____
GREENE COUNTY)

BEFORE ME PERSONALLY APPEARED _____ TO ME PERSONALLY KNOWN, WHO BY ME BEING DULY SWORN DID STATE THAT HE/SHE/THEY IS/ARE THE SOLE AND ONLY OWNERS OF _____, A MISSOURI LIMITED LIABILITY COMPANY, THAT SAID INSTRUMENT WAS SIGNED BY THE ABOVE NAMED ON BEHALF OF SAID COMPANY, AND SAID _____ ACKNOWLEDGED SAID INSTRUMENT TO BE THE FREE ACT AND DEED OF SAID COMPANY. IN TESTIMONY WHEREOF, I HAVEUNTO SET MY HAND AND AFFIXED MY OFFICIAL SEAL AT MY OFFICE IN _____ THE DAY AND YEAR FIRST ABOVE WRITTEN.

MY COMMISSION EXPIRES _____

_____
NOTARY PUBLIC

IRREVOCABLE PETITION AND CONSENT TO ANNEXATION

LEGAL DESCRIPTION

All of the Northeast quarter of the Southwest Quarter of Section Eight, Township Twenty-eight, Range Twenty-two, Except the East 660 feet thereof, all in Greene County, Missouri, except that part taken or used for roads, more particularly described as follows:

A tract of land as described in Book 2923 at page 73 in the Greene County Recorder's Office, being a part of the Northeast Quarter of the Southwest Quarter of Section 8, Township 28 North, Range 22 West, Greene County, Missouri, BEGINNING 660 feet West of the Northeast corner of said Northeast Quarter of the Southwest Quarter; THENCE South 02 degrees 10 minutes 25 seconds West a distance of 1,312.43 feet to an existing iron pin capped LS 2153 for corner; THENCE North 87 degrees 30 minutes 46 seconds West a distance of 630.38 feet to an existing iron pin capped LS 314-D for corner; THENCE North 08 degrees 15 minutes 35 seconds East a distance of 152.82 feet to a right-of-marker for corner; THENCE North 08 degrees 15 minutes 35 seconds East a distance of 85.00 feet to an iron pin for corner; THENCE North 01 degrees 37 minutes 41 seconds West a distance of 300.01 feet to a right-of-way marker for corner; THENCE North 05 degrees 25 minutes 23 seconds West a distance of 198.29 feet to a right-of-way marker for corner; THENCE North 06 degrees 48 minutes 05 seconds East a distance of 490.35 feet to a right-of-way marker for corner; THENCE North 51 degrees 37 minutes 11 seconds East a distance of 69.83 feet to a right-of-way marker for corner; THENCE North 85 degrees 23 minutes 30 seconds East a distance of 335.32 feet to a right-of-way marker for corner; THENCE South 88 degrees 32 minutes 52 seconds East a distance of 225.68 feet to an existing iron pin capped LS 2153 which is the POINT OF BEGINNING.

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Book:2021
Page:061599 – 21
5 pages

jjackson

REAL ESTATE DOCUMENT
GREENE COUNTY, MISSOURI
RECORDERS CERTIFICATION

RECORDER OF DEEDS

IRREVOCABLE PETITION AND CONSENT TO ANNEXATION

This Irrevocable Petition and Consent to Annexation, made and entered into this 1st day of November 2021, by and between Wire Road Development, LLC, **a Missouri Limited Liability Company,** hereinafter referred to as **"Grantor,"** and the **City of Springfield, Missouri,** a Municipal Corporation and duly organized Constitutional Charter City, of the County of Greene, State of Missouri, hereinafter referred to as **"Grantee."** The mailing address of the Grantor(s) is, 221 South Ave. Springfield MO, 65806. The mailing address of the Grantee is City of Springfield, 840 N. Boonville Ave., Springfield, MO 65802.

KNOW ALL PERSONS BY THESE PRESENTS THAT: The Grantor(s), for and in consideration of the provision of sanitary sewer services, being the owner of all of the fee interest in the real property more fully described as follows:

Exhibit A for Legal Description and Exhibit B - Location Map are attached hereto and incorporated herein by this reference

does hereby irrevocably petition and consent to the future annexation of said property in the corporate limits of the City of Springfield, Missouri, Grantee herein.

At such time as the City Council of the City of Springfield may by resolution or ordinance declare that annexation is in the interest of the City of Springfield, Grantor and Grantor's heirs, legal representatives, successors and assigns, shall cause this petition to be presented to the governing body of the City of Springfield, and do all things necessary to meet the requirements of the State Annexation Statutes to cause such property to be annexed into the City.

Provided, however, that annexation of the property will not be effective until such time as sewer service is available to the property.

Any objection to such annexation filed by Grantor(s), by any succeeding property owner(s), or by any occupant or resident of the property, shall relieve the City of any obligation to provide sewer service to the property, and the City may thereafter, upon reasonable notice, terminate sewer service and disconnect the property from the City of Springfield's sanitary sewer system. It is expressly stated and understood by Grantor(s) that but for the execution of this irrevocable consent to

MAIL TO

RETURN TO COS
RIGHT-OF-WAY

annexation and the commitment of Grantor(s) to do all things necessary to complete the annexation at such future date, the City would not extend sewer service to the real estate described in Exhibit A and any objection to annexation shall constitute complete and total failure of consideration for extending sewer service to property outside the City's limits in advance of annexation.

Failure to consummate annexation at any time during the term of this Irrevocable Petition and Consent to Annexation shall not cause this Petition and Consent to lapse and the same shall continue in full force and effect until such time as annexation is fully and lawfully consummated.

In the event of any breach or default by Grantor(s), this Irrevocable Petition and Consent to Annexation shall be enforceable by specific performance and, if litigated, venue shall be proper only in the Circuit Court of Greene County, Missouri. The parties expressly waive any rights to venue inconsistent herewith, and agree attorney's fees will be reimbursed to Grantee.

This Irrevocable Petition and Consent to Annexation shall be deemed to be a covenant running with the land to succeeding owners and shall be deemed to be the Petition and Consent to Annexation of succeeding owners, their heirs, legal representatives, successors, and assigns until annexation is fully lawfully consummated as in this instrument provided.

IN WITNESS WHEREOF, the said Grantor has hereunto set their hands this 1st day of November 2021.

GRANTOR/LANDOWNER

By: _____

Name (print): Cade Rogers

Title (print): Wire Road Development, LLC Owner

GRANTEE/CITY OF SPRINGFIELD, MISSOURI

APPROVED AS TO FORM:

_____
City Attorney or Assistant City Attorney

Name (print): Kyle Tolbert

VERIFICATION AND ACKNOWLEDGMENT

STATE OF MISSOURI)
COUNTY OF Greene)

On this 1st day of November 2021, before me personally appeared to me known to be the person(s) described herein and who executed the Irrevocable Petition and Consent to Annexation, and being duly sworn according to law, deposes and states that Wire Road Development, LLC, a Missouri Limited Liability Company, are the owner(s) in fee of the property described herein and the facts set forth in this Irrevocable Petition and Consent to Annexation are true and correct to the best of their knowledge, information and belief, and acknowledged to me that they executed same, as their free act and deed.

Subscribed and sworn to before me, a notary public, this 1st day of November 2021.

"Notary Seal"

CHRISTINA M. BAIRD
Notary Public – Notary Seal
STATE OF MISSOURI
Greene County
My Commission Expires June 10, 2022
Commission #14396232

Notary Public: _____

Type Name: Christina M. Baird

My Commission Expires: 06/10/2022

Exhibit "A"

Legal Description of Property:

A TRACT OF LAND AS BEING A PART OF NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 8, TOWNSHIP 28 NORTH, RANGE 22 WEST, AS DESCRIBED IN THE GREENE COUNTY, MISSOURI RECORDER'S OFFICE IN BOOK 2021, PAGE 004808-21 AND SAID TRACT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 8, TOWNSHIP 28 NORTH, RANGE 22 WEST, THENCE ALONG THE NORTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 8 NORTH 88°39'14" WEST, 329.85 FEET TO THE NORTHEAST CORNER OF THE WEST 10 ACRES OF THE EAST ONE-HALF OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 8, SAID POINT ALSO BEING THE POINT OF BEGINNING; THENCE LEAVING SAID NORTH LINE AND ALONG THE EAST LINE OF SAID WEST 10 ACRES SOUTH 01°55'27" WEST, 1329.40 FEET TO THE SOUTH LINE SAID NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 8; THENCE ALONG SAID SOUTH LINE NORTH 88°38'58" WEST, 329.94 FEET TO THE WEST LINE OF SAID WEST 10 ACRES, SAID POINT ALSO BEING THE SOUTHEAST CORNER EVERGREEN PARK SUBDIVISION; THENCE ALONG SAID WEST LINE OF SAID WEST 10 ACRES NORTH 01°55'40" EAST, 1329.38 FEET TO THE NORTH LINE OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 8; THENCE ALONG SAID NORTH LINE SOUTH 88°39'14" EAST, 329.86 FEET TO THE POINT OF BEGINNING. CONTAINING 10.07 ACRES, MORE OR LESS. ALL LYING IN THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 8, TOWNSHIP 28 NORTH, RANGE 22 WEST, GREENE COUNTY, MISSOURI. BEARINGS BASED ON GRID NORTH OF THE MISSOURI COORDINATE SYSTEM OF 1983, CENTRAL ZONE. DATE OF ADJUSTMENT 2002.

EXHIBIT B - LOCATION MAP

ANDERSON ENGINEERING
EMPLOYEE OWNED
ENGINEERS • SURVEYORS • LABORATORIES • DRILLING
3213 S WEST BYPASS • SPRINGFIELD, MISSOURI 65807 • PHONE (417) 866-2741
ANDERSON COA# 000062 • JARED M. DAVIS, PE-2016017614

EXPLANATION TO COUNCIL BILL 2024-273 (MCGULL, JENSON)

FILED: 11/25/2024

ORIGINATING DEPARTMENT: Planning and Development

TITLE: A general ordinance amending Section 1-9 of the Springfield City Code, 'City Limits,' and Section 46-1 of the Springfield City Code, 'Boundaries of wards, precincts and council zones,' for the purpose of annexing approximately 49.35 acres of private property generally located at 2916, 2936, and 3040 West Republic Road; 4233 and 4268 South Hillcrest; 5601 and 5617 South Campbell Avenue; the north side 3900 block and 3929 East State Highway D; 3146, 3166, the south side 3100 block, and 3250 West Battlefield Road; 3501, 3533, 3535, and 3601 West Sunshine Street; and 1739 and 1747 South West Bypass into the City of Springfield as Annexation A-4-2024.

PURPOSE: To adopt an ordinance to annex approximately 49.35 acres of private property generally located at 2916, 2936 and 3040 W Republic Road; 4233 and 4268 S Hillcrest; 5601 and 5617 S Campbell; north side 3900 block and 3929 E State Highway D; 3146, 3166, south side 3100 block and 3250 W Battlefield; 3501, 3533, 3535 and 3601 W Sunshine; and 1739 and 1747 S West Bypass into the city of Springfield as Annexation A-4-2024 (Staff recommends approval).

BACKGROUND INFORMATION: The properties within this request have Irrevocable Petition and Consent to Annexation Agreements recorded in exchange for sanitary sewer services to the property. The City is moving forward on the annexation of these properties that are compact and contiguous into the city of Springfield. The City will process a rezoning request to rezone the subject properties to the most closely related city zoning district to the existing Greene County District for each property. The subject properties are located within priority areas for annexation in Forward SGF and the annexation is consistent with the recommendation that the City should prioritize annexation of properties with an Irrevocable Petition and Consent to Annexation Agreement that are revenue-generating and located along major corridors and areas of potential economic activity.

City Council is required to hold a public hearing to determine whether the annexation is reasonable and necessary for the proper development of the city and whether the city can furnish normal city services within a reasonable period. If no written objection is filed within fourteen (14) days of the public hearing, the City may annex the property by ordinance without further action.

REMARKS: The area to be annexed is contiguous to the City of Springfield. See "Exhibit B" for the location of the private property to be annexed.

RECOMMENDATIONS:

1. The area to be annexed is within the City's Urban Service Area and is consistent with its policies.
2. The area to be annexed is contiguous and compact to the City of Springfield.
3. The Forward SGF Comprehensive Plan supports this annexation request.
4. The property owner(s) have signed an Irrevocable Petition and Consent to Annexation Agreement for the property.
5. All City services can be provided to the property.

The City will receive property tax revenue upon annexation of the private property. This request is consistent with the recommendations of Chapter 6, Growth Areas and Annexation, of the Forward SGF Comprehensive Plan that the City should prioritize annexation of properties with an Irrevocable Petition and Consent to Annexation Agreement that are revenue-generating and located along major corridors and areas of potential economic activity and staff supports this request.

Submitted By: Alana Owen, Senior City Planner

Authorized for inclusion on the agenda pursuant to City Code section 2-33:
Maurice S. Jones, Deputy City Manager 12/6/2024

Attachments:
1. A-4-2024 2916, 2936 and 3040 W. Republic Road; 4233 and 4268 S. Hillcrest; 5601 and 5617 S. Campbell; north side 3900 block and 3929 E. State Highway
2. A-4-2024_ExhA
3. A-4-2024_ExhB
4. A-4-2024_ExhC

One-rdg. _____
P. Hrngs. X
Pgs. 82
Filed: 12-10-24

Sponsored by: McGull, Jenson

First Reading: _____ Second Reading: _____

COUNCIL BILL 2024-273 GENERAL ORDINANCE _____

AN ORDINANCE

AMENDING Section 1-9 of the Springfield City Code, 'City Limits,' and Section 46-1 of the Springfield City Code, 'Boundaries of wards, precincts and council zones,' for the purpose of annexing approximately 49.35 acres of private property generally located at 2916, 2936, and 3040 West Republic Road; 4233 and 4268 South Hillcrest; 5601 and 5617 South Campbell Avenue; the north side 3900 block and 3929 East State Highway D; 3146, 3166, the south side 3100 block, and 3250 West Battlefield Road; 3501, 3533, 3535, and 3601 West Sunshine Street; and 1739 and 1747 South West Bypass into the City of Springfield as Annexation A-4-2024.

WHEREAS, the properties generally located at 2916, 2936, and 3040 West Republic Road; 4233 and 4268 South Hillcrest; 5601 and 5617 South Campbell Avenue; the north side 3900 block, and 3929 East State Highway D; 3146, 3166, the south side 3100 block, and 3250 West Battlefield Road; 3501, 3533, 3535, and 3601 West Sunshine Street; and 1739 and 1747 South West Bypass, have Irrevocable Petition and Consent to Annexation Agreements recorded in exchange for sanitary sewer service to each property, respectively, as shown in "Exhibit C," attached hereto and incorporated herein by this reference; and

WHEREAS, the subject properties are located within priority areas for annexation in the City of Springfield's Comprehensive Plan, Forward SGF; and

WHEREAS, the subject properties are within the City of Springfield's Urban Service Area and are compact and contiguous to the City, as shown in "Exhibit B," attached hereto and incorporated herein by this reference; and

WHEREAS, proper notice was published at least seven (7) days prior to the public hearing; and

WHEREAS, City Council does find and determine that: (1) said annexation is reasonable and necessary to the proper development of the City; (2) the City either

already furnishes normal municipal services to the area annexed, or is able to furnish such services within a reasonable time after annexation; and (3) the area annexed herein is contiguous and compact to the existing corporate boundaries of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, MISSOURI, as follows, that:

Section 1 – City Council, after holding a public hearing, hereby determines that annexation of the property described in "Exhibit A," which is attached hereto and incorporated herein by this reference, is reasonable and necessary to the proper development of the City; the City either already furnishes normal municipal services to the area annexed, or is able to furnish such services within a reasonable time after annexation; and the area is contiguous and compact to the existing boundaries of the City as shown in “Exhibit B.”

Section 2 – Pursuant to the provisions of Section 71.012 RSMo., the property described in “Exhibit A” is hereby annexed into the City of Springfield, Missouri.

Section 3 – Section 1-9 of the Springfield City Code, ‘City Limits,’ is hereby amended by adding thereto the land described in "Exhibit A."

Section 4 – Section 46-1 of the Springfield City Code, ‘Boundaries of wards, precincts and council zones,’ is hereby amended by placing the property described in "Exhibit A" into the appropriate ward and precinct as determined by the County Clerk in accordance with the provisions of State law.

Section 5 – The City Clerk is directed to: (1) file certified copies of this Annexation Ordinance with the Clerk of Greene County; (2) file certified copies of this Annexation Ordinance with the Assessor of Greene County; and (3) forward to the Missouri Director of Revenue, by certified mail, certified copies of this Ordinance, and any other information that the Director of Revenue may require. The City Clerk is further authorized and empowered to perform any other administrative acts which are consistent with the intent of this Ordinance.

Section 6 – This Ordinance shall be in full force and effect from and after passage.

Passed at meeting: _____

_____
Mayor

Attest: _____, City Clerk

Filed as Ordinance: _____

Approved as to form: Laura Vales, Assistant City Attorney

Approved for Council action: Jason A. Gage, City Manager

EXHIBIT A
ANNEXATION A-4-2024
LEGAL DESCRIPTION

All of the west one hundred ten (110) feet of the following described tract lying south of Missouri Highway “M”, except the south 62.51 feet thereof:

The north one-half (N ½) of the east one-half (E ½) of the Northwest Quarter (NE ¼) of the Northeast Quarter (NE ¼), except the east 409.2 feet thereof; also the east one-half (E ½) of the Northwest Quarter (NW ¼) of the Northwest Quarter (NW ¼) of the Northeast Quarter (NE ¼), all in Section Sixteen (16), Township twenty-eight (28), Range Twenty-two (22) , in Greene County, Missouri, except any part used for roads.

And also the following;

BEGINNING AT THE NORTHWEST CORNER OF TRACT SIXTEEN (16), MICKEY OWEN SUBDIVISION, A RECORDED SUBDIVISION IN GREENE COUNTY, MISSOURI, SAID POINT BEING ON THE SOUTH RIGHT-OF-WAY LINE OF REPUBLIC ROAD (M HIGHWAY); THENCE SOUTH 89"30'35" EAST, ALONG SAID SOUTH RIGHT-OF-WAY LINE, A DISTANCE OF 164.90 FEET TO THE NORTHWEST CORNER OF HELEN'S ADDITION, A RECORDED SUBDIVISION IN GREENE COUNTY, MISSOURI; THENCE SOUTH 02"23'39" WEST ALONG THE WEST LINE OF SAID HELEN'S ADDITION A DISTANCE OF 420.63 FEET; THENCE NORTH 88°33'43" WEST A DISTANCE OF 299.00 FEET; THENCE NORTH 02°23'07" EAST A DISTANCE OF 416.54 FEET TO THE SOUTH RIGHT-OF-WAY LINE, OF REPUBLIC ROAD (M HIGHWAY); THENCE SOUTH 89"34'08" EAST ALONG THE SOUTH RIGHT-OF-WAY LINE, A DISTANCE OF 134.29 FEET TO THE POINT OF BEGINNING, ALL BEING IN GREENE COUNTY, MISSOURI.

LESS AND EXCEPT:

A TRACT OF LAND FOR REPUBLIC ROAD, BEING A PART OF THE GRANTOR'S LAND IN SECTION SIXTEEN (16), TOWNSHIP TWENTY-EIGHT (28) NORTH, RANGE TWENTY-TWO (22) WEST, IN GREENE COUNTY, MISSOURI AS DESCRIBED IN BOOK 2531, PAGE 2083 AT THE GREENE COUNTY RECORDER'S OFFICE, THE WIDTHS OF SAID TRACT HEREINAFTER DESCRIBED FROM THE SURVEYED CENTERLINE OF REPUBLIC ROAD, THE SURVEYED CENTERLINE OF REPUBLIC ROAD IS DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF THE NORTHEAST QUARTER (NE¼) OF SECTION SIXTEEN (16), TOWNSHIP TWENTY-EIGHT (28) NORTH, RANGE TWENTY-TWO (22) WEST; THENCE SOUTH 01°58'31" WEST ALONG THE WEST LINE OF THE NORTHEAST QUARTER (NE1/4) OF SAID SECTION SIXTEEN (16), A DISTANCE OF 11.94 FEET TO

THE NEW CENTER LINE OF REPUBLIC ROAD AT CENTERLINE STATION 40+00 FOR THE POINT OF BEGINNING OF THE CENTER LINE DESCRIBED HEREIN; THENCE SOUTH 88°41'50" EAST, 2694.70 FEET TO CENTER LINE STATION 66+94.70 FEET FOR THE POINT OF TERMINATION, SAID POINT BEING SOUTH 05°14'37" WEST, 12.08 FEET FROM THE NORTHEAST CORNER OF SAID SECTION SIXTEEN (16). THE WIDTHS OF THE TRACT OF LAND HEREIN CONVEYED ON THE RIGHT OR SOUTHERLY SIDE OF THE ABOVE-DESCRIBED CENTERLINE ARE AS FOLLOWS: BEGINNING WITH A WIDTH OF 50.00 FEET AT STATION 52+41.75 AT THE WEST LINE OF GRANTOR'S LAND, MAINTAINING A WIDTH OF 50.00 FEET TO STATION 55+13.98 AT THE EAST LINE OF GRANTOR'S LAND. ALSO A PERPETUAL UTILITY EASEMENT 15 FEET IN WIDTH LYING SOUTH OF, PARALLEL WITH, AND ADJOINING THE ABOVE-DESCRIBED TRACT, THE SIDE LINES OF SAID UTILITY EASEMENT EXTENDING TO THE EAST AND WEST LINES OF GRANTOR'S LAND.

And also the following;

Beginning at a point on the south right-of-way line of Highway “M” 134.2 feet west of the east line of the East Half (E1/2) of the Northwest Quarter (NW1/4) of the Northeast Quarter of Section 16, Township Twenty-Eight (28), Range Twenty-Two (22); thence south 320 feet; thence west 141 feet; thence north 310.8 feet to the south line of Highway “M”; thence easterly to beginning, in Greene County, Missouri; Except any part taken or deeded for road right-of-way

And also the following;

Commencing at the Northwest corner of Tract 16, Mickey Owen Subdivision, a recorded subdivision in Greene County, Missouri, said point being on the South right-of-way line of Republic Road (M Highway); thence S89°30'35"E along said right-of-way line, a distance of 164.90 feet to the Northwest corner of Helen's Addition, a recorded subdivision in Greene County, Missouri;thence S02°23'39"W along the West line of said Helen's Addition a distance of 420.63 feet for a point of beginning; thence Continuing S02°23'39"W, along said West line, a distance of

396.53 feet to the Northeast corner of Sydney Place Subdivision, as recorded in Greene County,' Missouri; thence N89°09'40"W along said North line of Sydney Place Subdivision, a distance of

554.28 feet to the East right-of-way line of Hilcrest Avenue; thence N02°26'53"E along said East right-of-way line, a distance of 402.33 feet; thence S88°33'43"Ea distance of 553.77 feet to the point of beginning, all being in Greene County, Missouri.

And also the following;

A TRACT OF LAND BEING PART OF THE NORTH ONE-HALF (Nl/2) OF THE EAST ONE-HALF (El/2) OF THE NORTHWEST QUARTER (NWl/4) OF THE NORTHEAST QUARTER (NEl/4) IN SECTION SIXTEEN (16), TOWNSHIP TWENTY-EIGHT (28) NORTH, RANGE TWENTY-TWO (22) WEST, ALL IN GREENE COUNTY, MISSOURI. BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT AN EXISTING IRON PIN AT THE SOUTHWEST CORNER OF SAID NORTH ONE-HALF (N1/2) OF THE EAST ONE-HALF (E1/2), ALSO BEING THE NORTHWEST CORNER OF SYDNEY PLACE 1ST ADDITION, A SUBDIVISION IN GREENE COUNTY MISSOURI; THENCE SOUTH 88°44'29" EAST A DISTANCE OF 39.77 FEET TO THE POINT OF BEGINNING; THENCE NORTH 01°17'50" EAST A DISTANCE OF 389.00 FEET; THENCE SOUTH 88°44'29" EAST A DISTANCE OF 199.66 FEET TO A POINT ON THE WEST RIGHT-OF-WAY OF HILLCREST AVENUE AS NOW EXIST; THENCE SOUTH 01°28'47" WEST ALONG SAID RIGHT-OF-WAY A DISTANCE OF 389.00 FEET; THENCE LEAVING SAID RIGHT-OF-WAY NORTH 88°44'29" WEST A DISTANCE OF 198.42 FEET TO THE POINT OF BEGINNING, CONTAINING I. 78 ACRES, 77425.62 SQUARE FEET MORE OR LESS.

And also the following;

THAT CERTAIN PARCEL OR TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER OF SECTION 23, TOWNSHIP 28 NORTH, RANGE 22 WEST, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

COMMENCING AT AN EXISTING IRON PIN AT THE SOUTHEAST CORNER OF SAID SECTION 23; THENCE N02° 7'59"E, ALONG THE EAST LINE OF SAID SECTION 23, A DISTANCE OF 1039.15 FEET; THENCE N87°52'01"W, 39.55 FEET TO AN EXISTING IRON PIN ON THE WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY# 160 FOR A POINT OF BEGINNING; THENCE, N88°38'44"W, 620.23 FEET TO AN EXISTING IRON PIN AT THE NORTHEAST CORNER OF LOT 14, RIVERBREEZE, A RECORDED SUBDIVISION IN GREENE COUNTY, MISSOURI; THENCE, N88°39'59"W, 609.51 FEET TO AN EXISTING IRON PIN AT THE NORTHWEST CORNER OF LOT 20, IN SAID RIVERBREEZE; THENCE, N02°08'42"E, ALONG THE EAST LINE OF BROOKSIDE 3RD ADDITION, A RECORDED SUBDIVISION IN GREENE COUNTY, MISSOURI, 199.97 FEET TO AN EXISTING IRON PIN AT THE NORTHEAST CORNER OF LOT 33 IN SAID BROOKSIDE 3RD ADDITION; THENCE, N88°41'45"W, ALONG THE NORTH LINE OF SAID

BROOKSIDE 3RD ADDITION, 66.31 FEET TO AN.EXISTING IRON PIN; THENCE, N02°13'01"E, 165.05 FEET TO AN EXISTING IRON PIN; THENCE S88°39'32"E, 1310.80 FEET TO AN EXISTING IRON PIN ON SAID WEST RIGHT-OF- WAY; THENCE, S07°14'2l"W, ALONG SAID WEST RIGHT-OF-WAY LINE, 163.16 FEET TO AN EXISTING RIGHT-OF-WAY MARKER; THENCE, S02°18'15"W, CONTINUING ALONG SAID WEST RIGHT-OF-WAY LINE 202.74 FEET TO THE POINT OF BEGINNING.

CONTAINING 461,039 SQ. FT. (10.58 ACRES MORE OR LESS)

And also the following;

All that part of the Southwest Quarter of the Southeast Quarter of Section 27, Township 29 North, Range 21 West of the Fifth Principal Meridian, Greene County, Missouri, being more particularly described as follows: BEGINNING at an existing iron pin at the intersection of the North right-of-way of State Route "D" (Sunshine Street) and the West line of the East 198 feet of the West 624 feet of the South 660 feet of the Southwest Quarter of the Southeast Quarter of said Section 27; said point lying 426 feet East and 74.5 feet North of the Southwest corner of the Southwest Quarter of the Southeast Quarter; thence, North 01°28'07" East, along and with the aforementioned West line, a distance of 225.00 feet; thence, South 87°20'20" East, leaving said West line, a distance of 185.00; thence, South 01°28'07" West, a distance of 225.00 feet to the North right-of-way line of State Route "D" (Sunshine Street); thence, North 87°20'20" West, along and with said North line, a distance of 185.00 feet to the POINT OF BEGINNING, containing 0.96 acres and being subject to easements, restrictions or rights-of- way, if any.

And also the following;

BEGINNING AT THE SOUTHWEST CORNER OF THE SOUTHWEST QUARTER (SW1/4) OF THE SOUTHEAST QUARTER (SE1/4) OF SECTION TWENTY-SEVEN (27), TOWNSHIP TWENTY-NINE (29), RANGE TWENTY-ONE (21), THENCE EAST 822 FEET FOR A POINT OF BEGINNING, THENCE EAST 198 FEET, THENCE NORTH 660 FEET, THENCE WEST 198 FEET, THENCE SOUTH 660 FEET TO THE POINT OF BEGINNING, IN GREENE COUNTY, MISSOURI, EXCEPT ANY PART TAKEN, DEEDED OR USED FOR ROAD OR HIGHWAY PUPOSES.

And also the following;

BEGINNING AT AN IRON PIN SET IN THE WEST LINE OF A NORTH AND SOUTH COUNTY ROAD AS NOW DEDICATED, 467.5 FEET NORTH OF THE NORTHWEST CORNER OF THE INTERSECTION OF HIGHWAY "D"

(SUNSHINE ROAD) WITH SAID NORTH AND SOUTH COUNTY ROAD; THENCE RUNNING SOUTH WITH THE WEST LINE OF SAID COUNTY ROAD TO ITS INTERSECTION WITH HIGHWAY "D"; THENCE RUNNING WEST WITH THE NORTH LINE OF HIGHWAY "D", 273.25 FEET TO AN IRON PIN; THENCE NORTH PARALLEL WITH THE WEST LINE OF SAID NORTH AND SOUTH COUNTY ROAD, 466.5 FEET TO AN IRON PIN; THENCE EAST PARALLEL WITH THE NORTH LINE OF HIGHWAY "D", 272.06 FEET TO THE POINT OF BEGINNING ALL LOCATED IN THE SOUTHWEST QUARTER (SW1/4) OF THE SOUTHEAST QUARTER (SE1/4) OF SECTION TWENTY-SEVEN (27), TOWNSHIP TWENTY-NINE (29), RANGE TWENTY-ONE (21), IN GREENE COUNTY, MISSOURI, EXCEPT ANY PART TAKEN, DEEDED OR USED FOR ROADS.

And also the following;

All of Lot Five (5) and Six (6) except the West 400 feet thereof and all of Lots Eleven (11), Twelve (12), Thirteen (13), Fourteen (14) and Fifteen (15) and all of the South 578.5 feet of Lot Sixteen (16) In Hampden Park, a subdivision In Greene County, Missouri. Except: Beginning at the Southwest corner of Lot Eleven (11) in Hampden Park, a subdivision In Greene County, Missouri; thence North 230 feet; thence East 175 feet; thence South to a point 150 feet South of the North line of Lot Twelve (12); thence East to the East line of said Lot Twelve (12); thence South to the Southeast corner of said Lot Twelve (12); thence West to the point of beginning.
Except all that part taken or used for road right-of-way.
This area has been re-platted, and is currently described as: All of Lots 1, 2, 3, and 4 of “Replat of Colonial Corners & Colonial Corners First Addition and Parts of Lots 11 & 12 Hampden Park” a recorded subdivision in Greene County, Missouri.

And also the following;

All of Lots 9 & 10 in Hampden Park, a subdivision located in Greene County, Missouri, according to the recorded plat thereof.

And also the following;

All of lots two (2) and three (3) of Westminster First Addition, Greene County, Missouri.

And also the following;

A parcel of land located in the Southwest Quarter (SW1/4) of Section Four (4), Township Twenty-eight (28) North, Range Twenty-two (22) West, Greene County, Missouri, more particularly described as follows: Commencing at a railroad spike at the Northeast comer of the Southwest Quarter (SW 1/4) of Section 4, Township 28 North, Range 22 West, also being the Northeast corner of Westminster Subdivision First Addition, Greene County, Missouri; thence N89°02'24"W along the North line of said subdivision, also being the North line of said Southwest Quarter of said Section 4, a distance of 509.48 feet for a point of beginning; thence leaving said North line of the Southwest Quarter of Section 4,

S00°59’12”W a distance of 227.48 feet to a 5/8” iron pin LS 1734 found; thence S88°58’29”E a distance of 85.12 feet; thence S01°47’48”W a distance of 344.92 feet; thence N88°56’53”W a distance of 374.02 feet; thence N01°36’29”E a distance of 130.99 feet to the point of curvature of a non-tangent curve to the right having a radius of 50 feet, a central angle of 80°20’43”, with a chord bearing of N41°34’55”E; thence along said curve an arc distance of 70.11 feet; thence N55°26’06”E a distance of 283.16 feet; thence N88°57’06” W a distance of 521.49 feet to a 5/8” iron pin LS 1756 found; thence N88°54’20”W a distance of 79.56 feet; thence N01° 36'39"E a distance of 216.63 feet to the point of tangency of a curve to the right having a radius of 15 feet, a central angle of 89°21’07”, with a chord bearing of N46°17’03”E: thence along said curve an arc distance of 23.39 feet; thence N00°57'36"E a distance of 45 feet to a point on the north line of said Southwest Quarter (SW l/4) of Section 4; thence S89°02'24"E along said North line of the Southwest Quarter (SW l/4) of Section 4 a distance of 603.75 feet to the point of beginning, all being in Greene County, Missouri, subject to easements and any parts used for road purposes. Except all of Lot 7, and except and all of the area labeled “Park” on the final plat of “A Replat of Lot 7 in Westminster Sub. Fifth Addition”, a recorded subdivision in Greene County, Missouri.

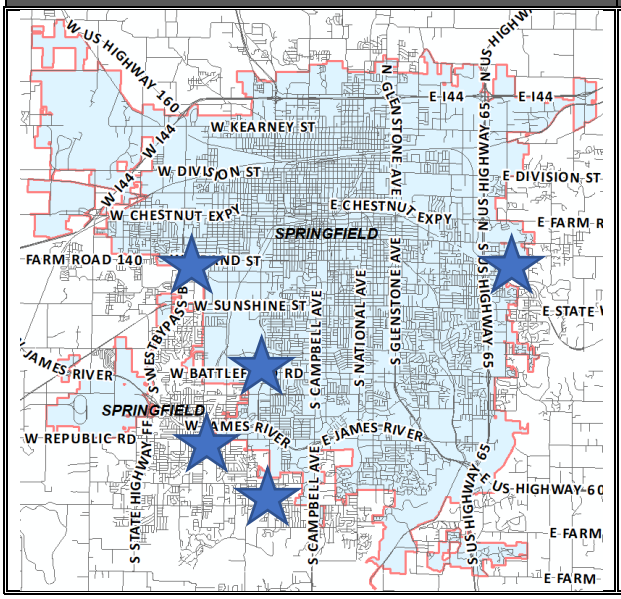
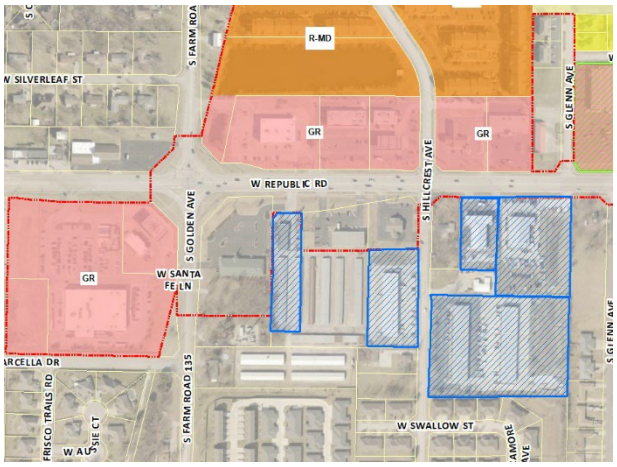
EXHIBIT B

DEVELOPMENT REVIEW STAFF REPORT

PROJECT INFORMATION	
Case Number:	A-4-2024
Location:	2916, 2936 and 3040 W Republic Road; 4233 and 4268 S Hillcrest; 5601 and 5617 S Campbell; north side 3900 block and 3929 E State Highway D; 3146, 3166, south side 3100 block and 3250 W Battlefield; 3501, 3533, 3535 and 3601 W Sunshine; 1739 and 1747 S West Bypass
Total Acres:	Approximately 49.35 acres of private property
Applicant:	City of Springfield
Existing Land Use:	Office, retail, and service uses
City Council:	December 16, 2024
Public Notification:	Mail and legal in Daily Events
Staff:	Alana Owen, AICP, Principal Planner
Staff recommendation:	Staff recommends approval

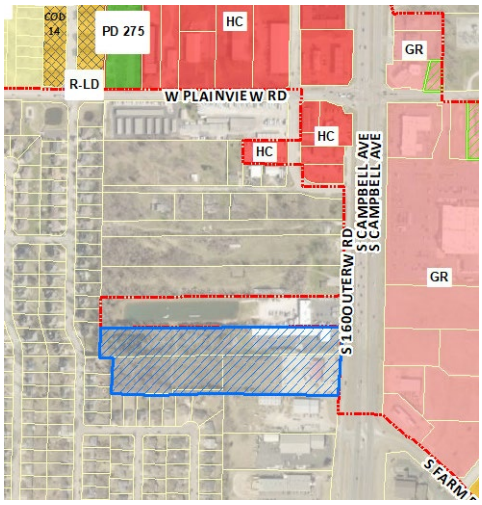
PROJECT SUMMARY:

Request to annex approximately 49.35 acres of private property generally located at 2916, 2936 and 3040 W Republic Road; 4233 and 4268 S Hillcrest; 5601 and 5617 S Campbell; north side 3900 block and 3929 E State Highway D; 5601 and 5617 S Campbell; 3146, 3166, south side 3100 block and 3250 W Battlefield; 3501, 3533, 3535 and 3601 W Sunshine; 1739 and 1747 S West Bypass into the City of Springfield.

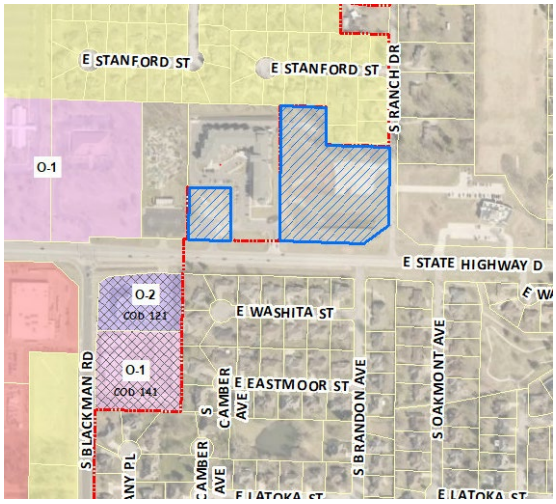
LOCATION MAP	CITY LIMIT & ZONING MAP
	Location: 2916, 2936 and 3040 W Republic Road and 4233 and 4268 S Hillcrest 

DEVELOPMENT REVIEW STAFF REPORT

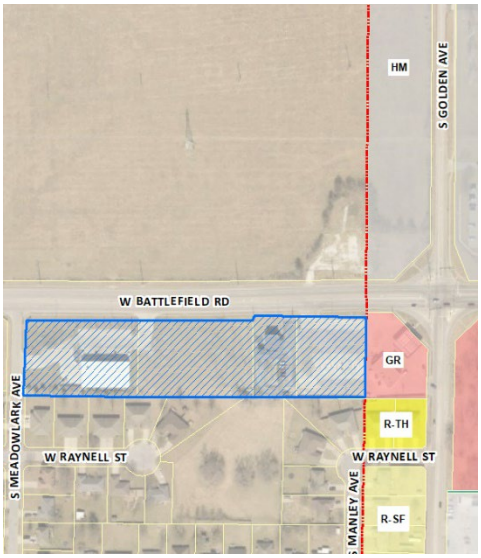
Location: 5601, 5617 S Campbell



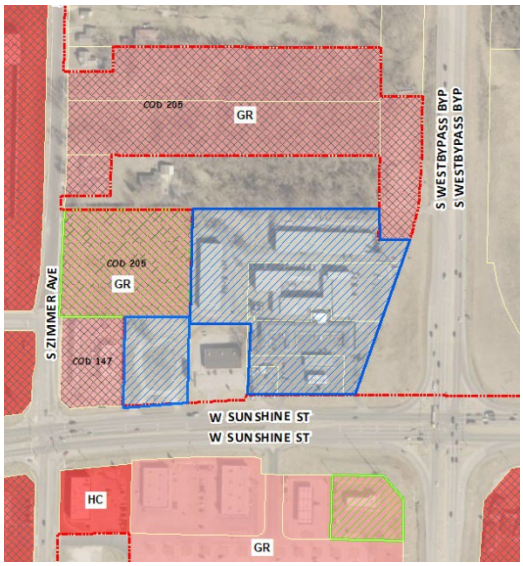
Location: n/s 3900 block and 3929 E State Highway D



Location: 3146, 3166 and 3250 W Battlefield



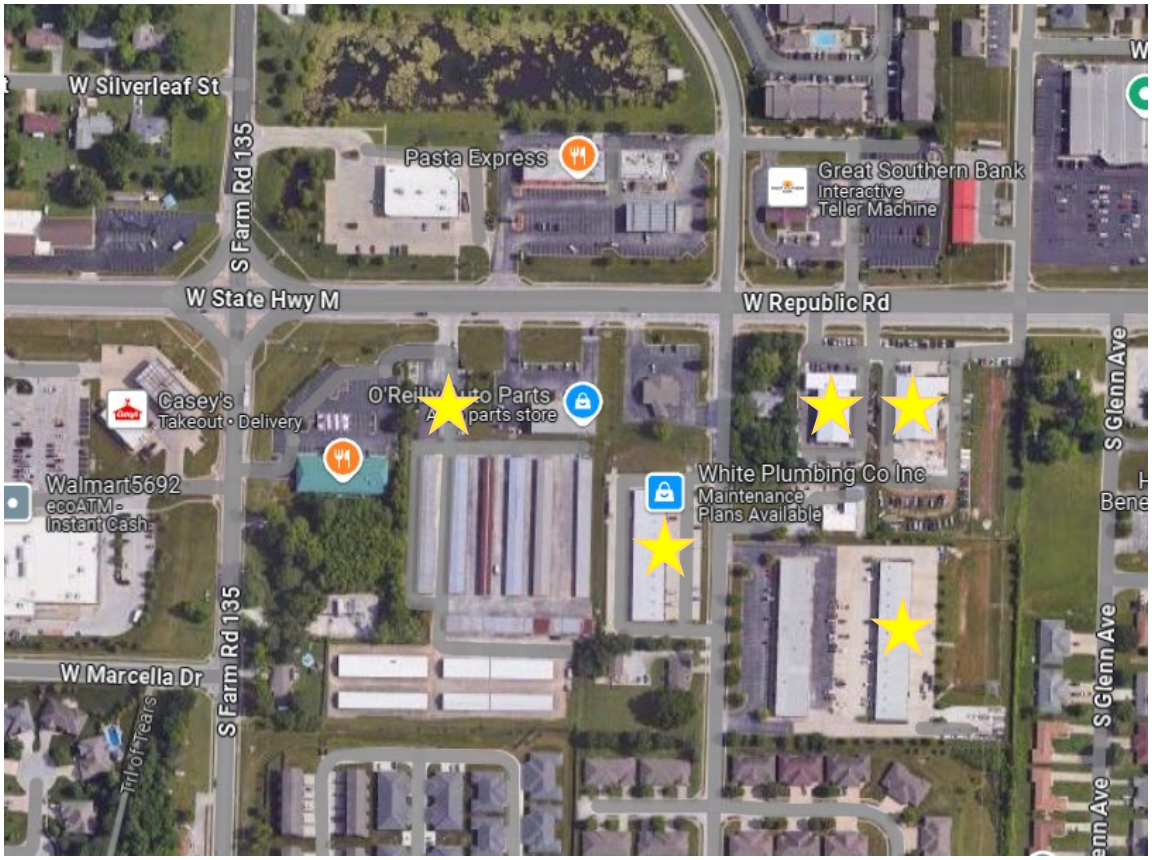
Location: 3501, 3533, 3535 and 3601 W Sunshine and 1739 and 1747 S West Bypass

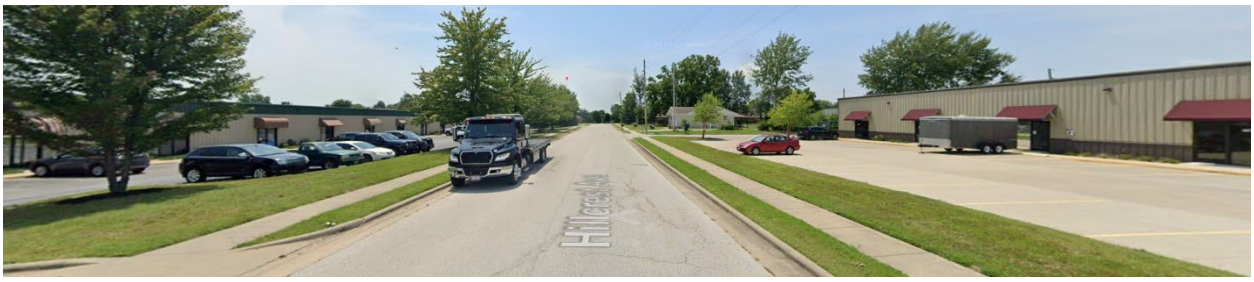


DEVELOPMENT REVIEW STAFF REPORT

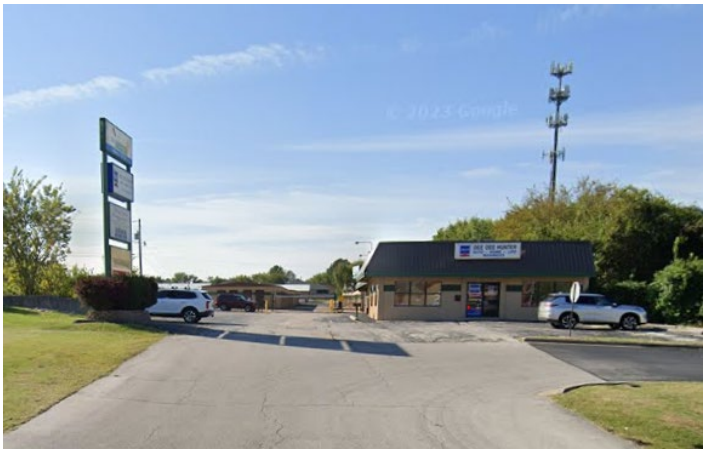
GOOGLE MAPS AND STREET VIEW:

Location: 2916, 2936 and 3040 W Republic Road and 4233 and 4268 S Hillcrest

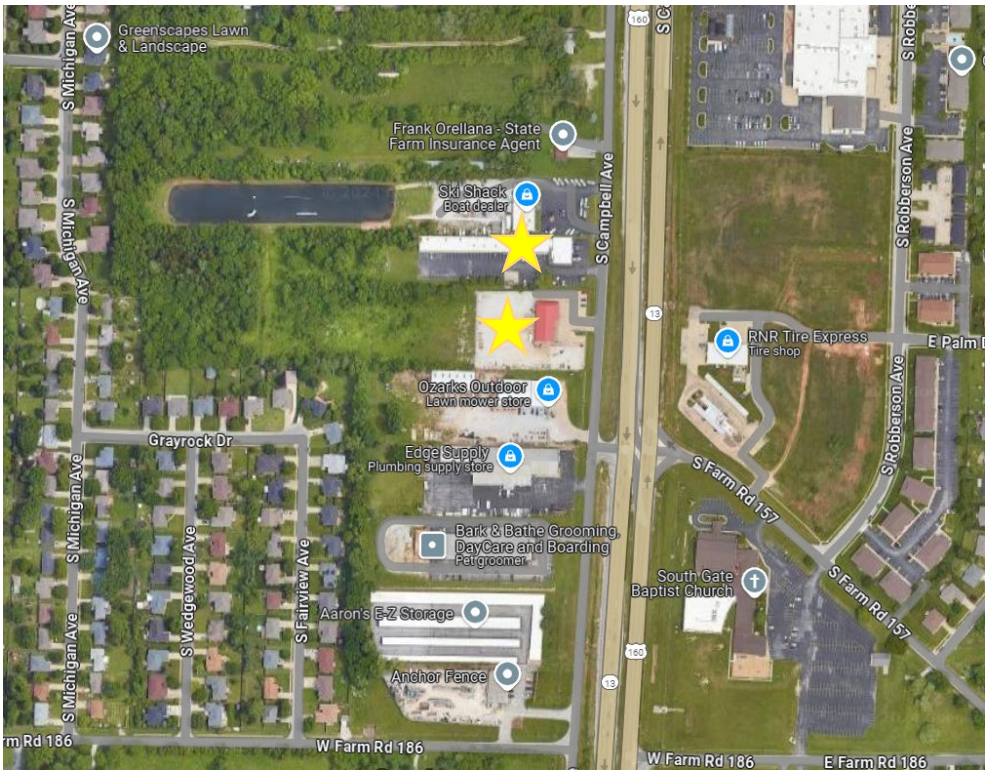




DEVELOPMENT REVIEW STAFF REPORT



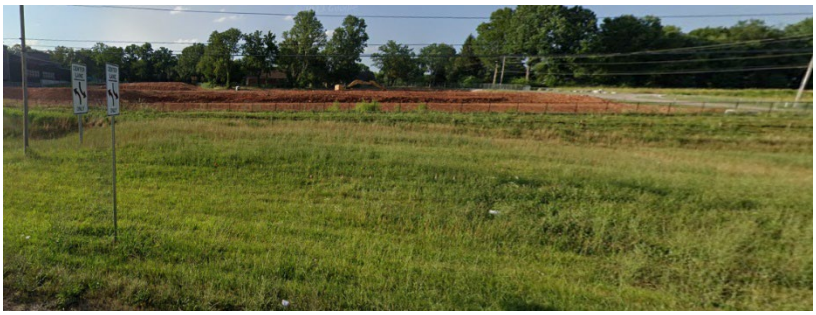
Location: 5601 and 5617 S Campbell Avenue



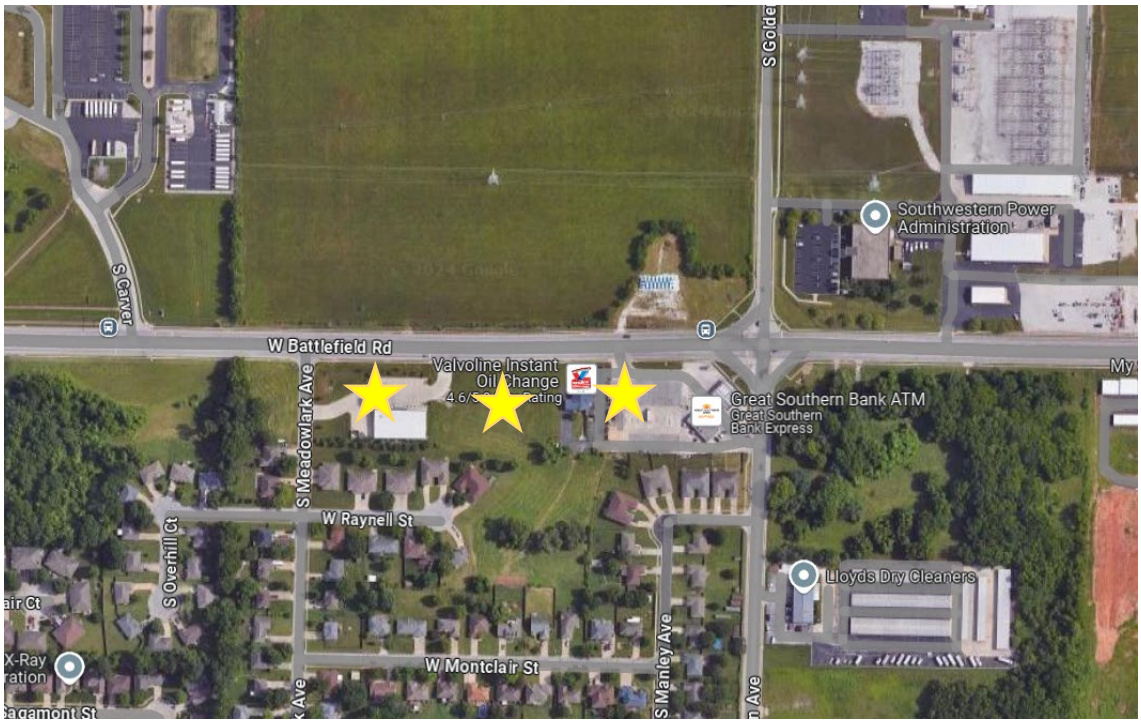
DEVELOPMENT REVIEW STAFF REPORT

Location: north side 3900 block and 3929 E State Highway D

DEVELOPMENT REVIEW STAFF REPORT



Location: 3146, 3166 and 3250 W Battlefield



DEVELOPMENT REVIEW STAFF REPORT

Location: 3501, 3533, 3535 and 3601 W Sunshine and 1739 and 1747 S West Bypass

DEVELOPMENT REVIEW STAFF REPORT

PROPERTY HISTORY:

The subject properties are outside the city limits in unincorporated Greene County. The properties have existing Irrevocable Petition and Consent to Annexation Agreements recorded and are compact and contiguous to the existing city limits. The City is moving forward with the annexation of the properties into the city of Springfield. The subject properties will be rezoned to city zoning in a separate process following annexation.

COMPATIBILITY WITH COMPREHENSIVE PLAN:

The subject properties, except for one area, are located within a Priority One strategic annexation area identified in Chapter 6, Growth Areas and Annexation, of the Forward SGF Comprehensive Plan. The Plan indicates that the City should prioritize short-term and long-term areas for future annexation. While not every property identified in Priority One and Two areas can or should be annexed immediately, each represent areas where opportunities for economic and job growth are promising due to varying combinations of available infrastructure, city services, proximity to major transportation corridors, and advantageous land patterns and As outlined above, some of these areas offer advantages over others, such as shorter response times for emergency services and lower utility costs and taxes. Short-term annexation areas target business development and job growth, while long-term annexation areas are primarily focused on residential growth. The properties on East State Highway D are not located within a

Priority One area, however they are located along a major corridor and entryway into the city and within an area of additional economic growth opportunity.

The properties included in this request are located within the City Corridor placetype as identified in Forward SGF. City Corridors contribute significantly to Springfield's economy and local tax base with a regional customer draw. City corridors are also locations of significant redevelopment opportunity.

Annexation Considerations

The following strategies help to further guide the prioritization of annexations:

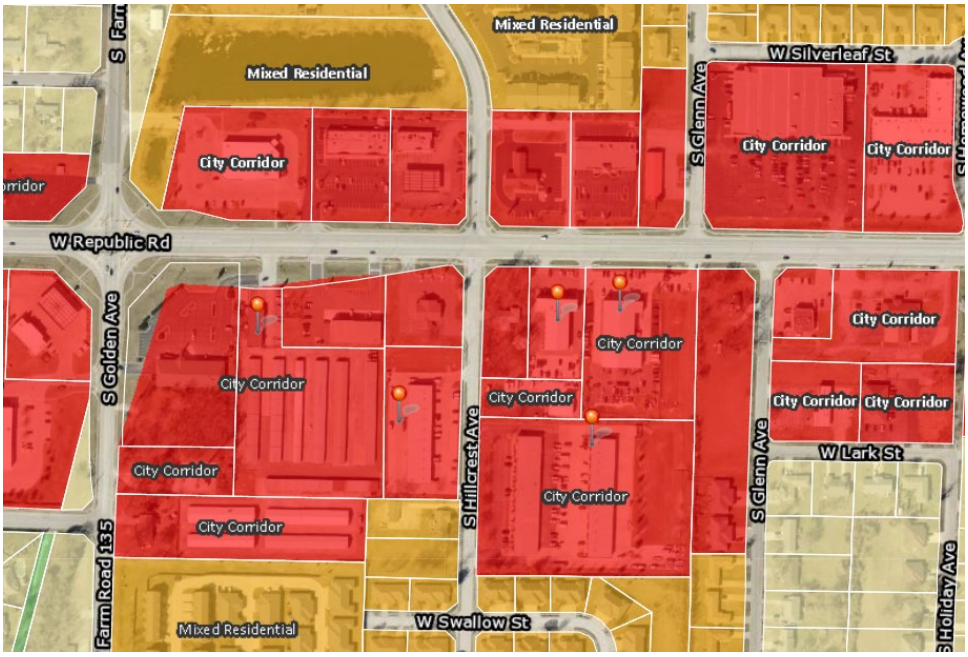
1. The City should prioritize annexation of City, City Utilities, Park Board, and Ozark Greenways-owned properties.
2. The City should prioritize annexation of properties with an "Irrevocable Petition and Consent to Annexation Agreement" that are revenue-generating and located along major corridors and areas of potential economic activity.
3. The City should evaluate annexation proposals on a property-by-property or case-by-case basis but work to coordinate annexation of multiple properties simultaneously, when possible, to maximize the time and cost efficiency involved in processing.
4. The City should engage with area Fire Protection Districts in evaluation of potential impact resulting from annexation of property by the City.
5. The City should be conscious of impractical boundary configurations created when annexing properties on only one side of a street, skipping over properties, or creating islands of unincorporated properties.
6. The City should weigh the anticipated impact of annexation on the ability to provide timely and professional emergency services, including personnel requirements, capital requirements, necessary and available infrastructure, call volume, and standards of cover.
7. The City should evaluate the age and condition of existing infrastructure in areas desired for annexation, as well as future maintenance costs.
8. The City should weigh the comprehensive advantages of both long-term revenue growth and population growth, including a variety of demographic considerations associated with providing services to new residents and property owners.
9. The City should weigh the fiscal impacts of annexation against the opportunity to grow the population base, increase resident participation in city elections, tax referendums, and expand the reach of citizens to serve on city advisory boards and committees.
10. The City should weigh the strategic value of incorporating geographic areas that facilitate growth in new areas.

The properties involved in this annexation all have Irrevocable Petition and Consent to Annexation Agreements that were previously recorded in exchange for the provision of sanitary sewer services to the property.

DEVELOPMENT REVIEW STAFF REPORT

FUTURE PLACETYPE MAP:

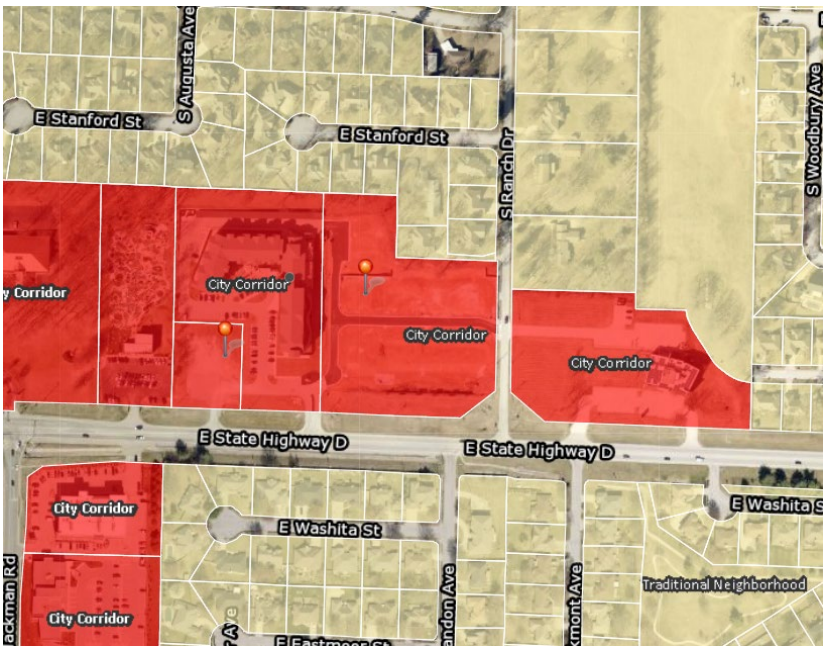
Location: 2916, 2936 and 3040 W Republic Road and 4233 and 4268 S Hillcrest



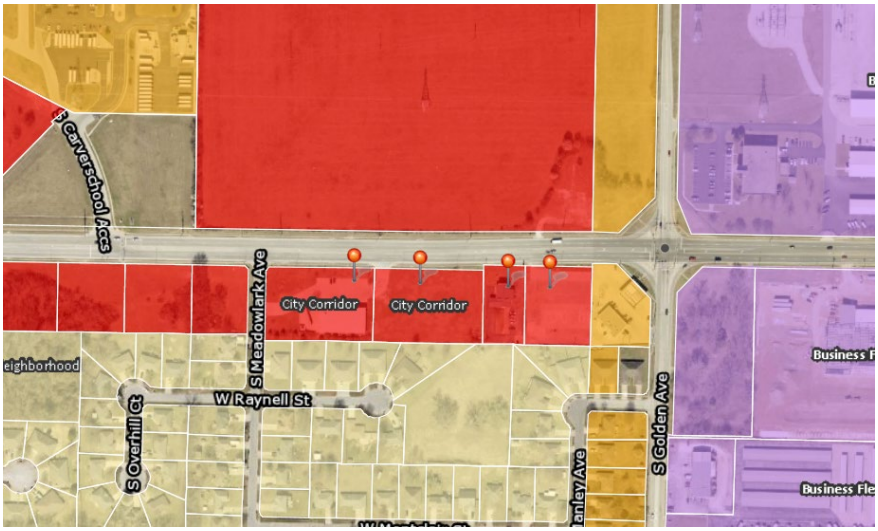
Location: 5601 and 5617 South Campbell Avenue

DEVELOPMENT REVIEW STAFF REPORT

Location: north side 3900 block and 3929 E State Highway D

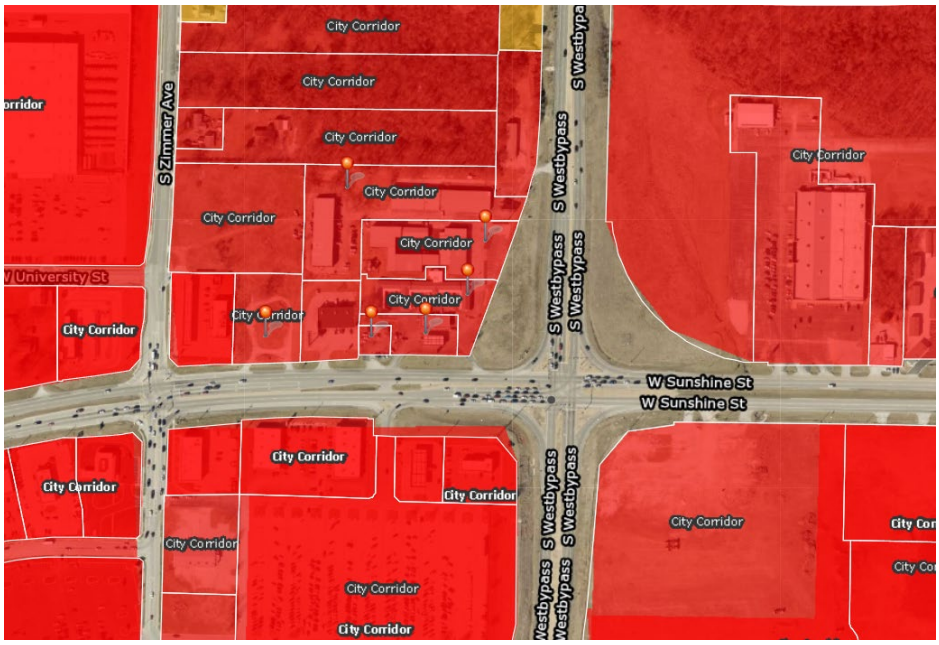


Location: 3126, 3166 and 3250 W Battlefield



DEVELOPMENT REVIEW STAFF REPORT

Location: 3501, 3533, 3535 and 3601 W Sunshine and 1739 and 1747 S West Bypass



DEPARTMENT COMMENTS:

1. DEPARTMENT OF BUILDING DEVELOPMENT SERVICES:
   No comments.

2. CITY UTILITIES:
   No issues with the proposed annexations in the E State Highway D, S Campbell and W Sunshine areas. CU Electric/Gas/Water are available to all the properties proposed to be annexed.

   The properties in the west Republic Road area include several buildings currently served by Ozark Electric. Pursuant to RSMO 386.800. CU may be required to negotiate with Ozark to expand our electric service territory, or the territory may remain with Ozark. CU Gas/Water is available to the properties indicated, but CU electric is not currently available to 2916 and 2936 W Republic due to Ozark providing the current service.

3. DEPARTMENT OF ENVIRONMENTAL SERVICES CLEAN WATER SERVICES DIVISION:
   No objection to the annexation of the West Battlefield area. Each property is in a sewer district although 3166 must have been re-platted at some point after sewer was extended removing sewer access. It is probably connected to sewer, but the manhole is 15' east of the property line. The other addresses all have sewer available.

   No Objection to annexation of the East State Highway D area. Each lot has access to sewer and is in an approved sewer district.

No objection to annexation of the West Republic area. Each lot has access to public sewer and is in an approved sewer district, except to the south and east portion of A&B Self Storage which is not in a sewer district. The north and west portion of this property is in a sewer district.

No objection to annexation of the South Campbell area. All these parcels have access to public sewer and are in an approved sewer district.

No objection to annexation of the West Sunshine area. Each parcel has access to public sewer. Each parcel is in an approved sewer district except for 3533 W Sunshine.

4. EMERGENCY 911:
   No comments.

5. GREENE COUNTY HIGHWAY DEPARTMENT:
   No comments.

6. POLICE DEPARTMENT:
   No comments.

7. FIRE DEPARTMENT:

   Location: 2916, 2936 and 3040 W Republic Road and 4233 and 4268 S Hillcrest

   Service – The primary Fire Station responding to this area would be Station #6 located at 2620 W Battlefield, which is approximately 2.1 miles from Hillcrest and Republic Road. Fire Station #8 located at 1405 S Scenic is the secondary station responding to this location, which is 3.8 miles from Hillcrest and Republic Road.

   ISO area – The proposed annexation is currently outside the recommended ISO 1.5 mile (ISO diamond) response distance by .5 miles for the 1st due unit. *This could have a minor impact on our ISO rating.*

   Response times/Standards of Cover – Estimated response time was calculated mathematically with an assumed travel speed of 45 miles per hour by the fire apparatus. The 1st due company has an estimated total response time of 5 minutes, 8 seconds. The 2nd due company has an estimated total response time of 7 minutes, 24 seconds. It is likely the standard of coverage benchmark could be met for single company responses and likely the benchmark could be met for a full 1st alarm response which requires 3 engines, 2 Trucks, 1 Rescue and 1 Battalion Chief to arrive on scene within 11 minutes and 24 seconds. *The department expects that it will meet the initial unit and ERF benchmarks. This will not impact our accreditation.*

		Estimated Total Response Time	Benchmark*	Baseline**
1st Due Company	Station 6	5-6 minutes	6 minutes 20 seconds	8 minutes 13 seconds
Total Effective Response Force	Station 13,11,9,8,6,1	7-8 minutes	10 minutes 20 seconds	13 minutes 18 seconds

Water Supply – Existing water supply consists of multiple mains from 8" to 12" diameter in the area and should supply sufficient fire flow. *The Fire Department does not have any concerns with the water supply for this proposed annexation. Future development may require additional water supply for specific projects.*

Impact – The existing businesses do not appear to have increased levels of call volume associated with their use groups. *The Fire Department is not concerned about additional call volume for this area.*

Fire Department Recommendation: *Based upon all of the relevant factors, the Fire Department is supportive of this annexation.*

Location: 5601 and 5617 South Campbell Avenue

Service – The primary Fire Station responding to this area would be Station #11 located at 4940 S Fremont, which is approximately 2.1 miles from the intersection of S Campbell and FR 157. Fire Station #9 located at 450 Walnut Lawn is the secondary station responding to this location, which is 2.9 miles from the intersection of S Campbell and FR 157.

ISO area – The proposed annexation is currently outside the recommended ISO 1.5 mile (ISO diamond) response distance by .7 miles for the 1st due unit. *This could have minor impact on our ISO rating.*

Response times/Standards of Cover – Estimated response time was calculated mathematically with an assumed travel speed of 45 miles per hour by the fire apparatus. The 1st due company has an estimated total response time of 5 minutes, 8 seconds. The 2nd due company has an estimated total response time of 6 minutes, 12 seconds. It is likely the standard of coverage benchmark could be met for single company responses and likely the benchmark could be met for a full 1st alarm response which requires 3 engines, 2 Trucks, 1 Rescue and 1 Battalion Chief to arrive on scene within 11 minutes and 24 seconds. *The department expects that it will meet the initial unit and ERF benchmarks. This will not impact our accreditation.*

		Estimated Total Response Time	Benchmark*	Baseline**
1st Due Company	Station 11	5-6 minutes	6 minutes 20 seconds	8 minutes 13 seconds
Total Effective Response Force	Station 11,10,9,7,6,1	10-11 minutes	10 minutes 20 seconds	13 minutes 18 seconds

Water Supply – Currently there are 8" and 16" water mains in the area of S Campbell and FR 157 which will provide sufficient fire flow. *The Fire Department does not have any concerns with the water supply for this proposed annexation. Future development will likely require additional water supply for specific projects.*

Impact - The existing businesses do not appear to have increased levels of call volume associated with their use. *The Fire Department is not concerned about additional call volume from this area.*

Fire Department Recommendation: *Based upon all the relevant factors, the Fire Department is supportive of this annexation.*

Location: north side 3900 block and 3929 E State Highway D

Service – The primary Fire Station responding to this area would be Station #12 located at 2455 S Blackman Road, which is approximately 1.2 miles from Ranch and Hwy D. Fire Station #7 located at 2129 E Sunshine is the secondary station responding to this location, which is 2.3 miles from Ranch and Hwy D.

ISO area – The proposed annexation falls within the recommended ISO 1.5 mile (ISO diamond) response distance for the 1st due unit. *This will not impact our ISO rating.*

Response times/Standards of Cover – Estimated response time was calculated mathematically with an assumed travel speed of 45 miles per hour by the fire apparatus. The 1st due company has an estimated total response time of 3 minutes, 56 seconds. The 2nd due company has an estimated total response time of 5 minutes, 24 seconds. It is likely the standard of coverage benchmark could be met for single company responses and likely the benchmark could be met for a full 1st alarm response which requires 3 engines, 2 Trucks, 1 Rescue and 1 Battalion Chief to arrive on scene within 11 minutes and 24 seconds. *The department expects that it will meet the initial unit and ERF benchmarks. This will not impact our accreditation. This area is also covered by an auto-aid agreement with Logan-Rogersville Fire Protection District.*

		Estimated Total Response Time	Benchmark*	Baseline**
1st Due Company	Station 12	4-5 minutes	6 minutes 20 seconds	8 minutes 13 seconds
Total Effective Response Force	Station 12,10,9,7,3,1	9-10 minutes	10 minutes 20 seconds	13 minutes 18 seconds

Water Supply – Existing water supply consists of multiple mains from 8" to 24" in diameter are in the area and should supply sufficient fire flow. *The Fire Department does have any concerns with the water supply for this proposed annexation. Future development will necessitate specific fire code requirements are met for site specific structures.*

Impact – The area of annexation is currently undeveloped. *The Fire Department is not concerned about additional call volume for this specific area.*

Fire Department Recommendation: *Based upon all the relevant factors, the Fire Department is supportive of this annexation.*

Location: 3501, 3533, 3535 and 3601 W Sunshine and 1739 and 1747 S West Bypass

Service – The primary Fire Station responding to this area would be Station #8 located at 1405 S Scenic, which is approximately 1.6 miles from the southeast corner of the furthest west property. Fire Station #6 located at 2620 W Battlefield is the secondary station responding to this location, which is 3.0 miles from the southeast corner of the further west property.

ISO area – The proposed annexation locations are on either side of the recommended ISO 1.5 mile (ISO diamond) response distance line. *This could have a minor impact on our ISO rating.*

Response times/Standards of Cover – Estimated response time was calculated mathematically with an assumed travel speed of 45 miles per hour by the fire apparatus. The 1st due company has an estimated total response time of 4 minutes, 28 seconds. The 2nd due company has an estimated total response time of 6 minutes, 20 seconds. It is likely the standard of coverage benchmark could be met for single company responses and likely the benchmark could be met for a full 1st alarm response which requires 3 engines, 2 Trucks, 1 Rescue and 1 Battalion Chief to arrive on scene within 11 minutes and 24 seconds. *The department expects that it will be able to meet the initial unit baseline and benchmark, and probable it will meet the baseline and benchmark for the effective response force. This will not impact our accreditation.*

		Estimated Total Response Time	Benchmark*	Baseline**
1st Due Company	Station 8	4-5 minutes	6 minutes 20 seconds	8 minutes 13 seconds
Total Effective Response Force	Station 13,8,9,6,1	8-10 minutes	10 minutes 20 seconds	13 minutes 18 seconds

Water Supply – Existing water supply consists of multiple mains from 8" to 16" in the area and should supply sufficient fire flow. *The Fire Department does have any concerns with the water supply for this proposed annexation. Future development will necessitate specific fire code requirements are met for site specific structures.*

Impact – A variety of existing businesses are within this area of proposed annexation. None of those businesses present an anticipated high volume of Fire Department responses. *The Fire Department is not concerned about impact from this area.*

Fire Department Recommendation: *Based upon all of the relevant factors, the Fire Department is supportive of this annexation.*

Location: 3146, 3166 and 3250 W Battlefield

Service – The primary Fire Station responding to this area would be Station #6 located at 2620 W Battlefield, which is approximately .75 miles from the northeast corner of the property. Fire Station #8 located at 1405 S Scenic is the secondary station responding to this location, which is 2.6 miles from the northeast corner of the property.

ISO area – The proposed annexation is currently inside the recommended ISO 1.5 mile (ISO diamond) response distance for the 1st due unit. *This will not impact on our ISO rating.*

Response times/Standards of Cover – Estimated response time was calculated mathematically with an assumed travel speed of 45 miles per hour by the fire apparatus. The 1st due company has an estimated total response time of 3 minutes, 20 seconds. The 2nd due company has an estimated total response time of 5 minutes, 48 seconds. It is unlikely the standard of coverage benchmark could be met for single company responses and unlikely the benchmark could be met for a full 1st alarm response which requires 3 engines, 2 Trucks, 1 Rescue and 1 Battalion Chief to arrive on scene within 11 minutes and 24 seconds. *The department expects that it will meet the initial unit and ERF benchmarks. This will not impact our accreditation.*

		Estimated Total Response Time	Benchmark*	Baseline**
1st Due Company	Station 6	8-9 minutes	6 minutes 20 seconds	8 minutes 13 seconds
Total Effective Response Force	Station 13,8,9,6,1	10-11 minutes	10 minutes 20 seconds	13 minutes 18 seconds

Water Supply – Currently there are multiple CU water mains in the area ranging from 8" to 12" in diameter that should supply sufficient fire flow. *The Fire Department does not have any concerns with the water supply for this proposed annexation. Future development may require additional water supply for specific projects.*

Impact – The existing businesses do not appear to have increased levels of call volume associated with their use. *The Fire Department is not concerned about additional call volume from this area.*

Fire Department Recommendation: *Based upon all of the relevant factors, the Fire Department is supportive of this annexation*.

8. DEPARTMENT OF PUBLIC WORKS STORMWATER ENGINEERING DIVISION:

SITE DESCRIPTION & DRAINAGE PATTERN

<u>2916, 2936 and 3040 W Republic Road and 4233 and 4268 S Hillcrest</u>
The are some stormwater control measures present on the proposed properties. The property is in the Wilsons Creek drainage basin. The property is not located in a FEMA designated floodplain. Staff is not aware of flooding problems in the local or downstream area. The city is not aware of a sinkhole or other Karst feature at this location. The property does not have a stream buffer on site. A fee in lieu of on-site stormwater detention will not be allowed, and detention is required.

<u>5601 and 5617 S Campbell</u>
The property is in the Ward Branch drainage basin. The property is not located in a FEMA designated floodplain. Staff is not aware of flooding problems in the local or downstream area. The city is not aware of a sinkhole or other Karst feature at this location. The property does not have a stream buffer on site. A fee in lieu of on-site stormwater detention will not be allowed, and detention is required.

<u>North side 3900 block and 3929 E. State Highway D</u>
Several existing stormwater control measures are present on the proposed properties. The property is in the Pierson Creek drainage basin. The property is not located in a FEMA designated floodplain. Staff is not aware of flooding problems in

the local or downstream area. The city is not aware of a sinkhole or other Karst feature at this location. The property does not have a stream buffer on site. A fee in lieu of on-site stormwater detention will not be allowed, and detention is required.

3501, 3533, 3535 and 3601 W Sunshine and 1739 and 1747 S West Bypass
The existing properties contain some stormwater control measures, and the majority of the properties drain to the Northwest. The property is in the Wilsons Creek drainage basin. The property is not located in a FEMA designated floodplain. Staff is not aware of flooding problems in the local or downstream area. The city is not aware of a sinkhole or other Karst feature at this location. The property does not have a stream buffer on site. A fee in lieu of on-site stormwater detention will not be allowed, and detention is required.

3126, 3166 and 3250 W Battlefield
The property is in the Inman Creek drainage basin. The property is not located in a FEMA designated floodplain. Staff is not aware of flooding problems in the local or downstream area. The city is not aware of a sinkhole or other Karst feature at this location. The property does not have a stream buffer on site. A fee in lieu of on-site stormwater detention will not be allowed, and detention is required.

DETENTION AND DISCHARGE REQUIREMENTS
1. Any development or redevelopment that increases runoff, through the increase in impervious surface, current detention requirements must be met per Chapter 3 Sec. 2.3.3.

a. The only exception to building detention is a Fee in Lieu of detention application per the City of Springfield Code and the manual dependent on approvable by the Director of Public Works. Each of the identified properties drains to Right-Of-Way. New developments adding significant impervious area through one project, or multiple projects will require detention.

WATER QUALITY REQUIREMENTS
1. Water Quality is required for new development projects or redevelopment projects, with new or increased impervious surfacing, within the city limits of Springfield that disturb 1 acre or greater. Including projects less than 1 acre that are part of a larger common plan of development or sale that will disturb 1 or more acres over the life of the project. Chapter 10 Sec. 2.0.

2. A land disturbance permit will be required with disturbing 1 acre or greater per Chapter 4 Section 5 of the City's Flood Control and Water Quality Protection Manual. All the proposed properties would require an LDP if the entire lot is disturbed.

3. Water Quality Credits are available to use in design for preserved trees and new planted trees. Landscaping and Bufferyards trees required by planning cannot be

used for the water quality credits unless it is part of a SCM. Chapter 10, Section 3.1.

FLOODPLAIN
N/A

NATURAL CHANNEL & STREAM BUFFERS
N/A

SINKHOLES & KARST FEATURES

1. There are no identified sinkholes or karst features on the proposed properties. The 3146-3250 W Battlefield Rd properties drain to the Sinkhole, S133, in the Westminster 5th Add Replat. The sinkhole is used as a partial flood control stormwater control measure. Further developments in the area will need to meet flood control or water quality standards before approval of building permits in the proposed annex area. This sinkhole drains to parcel 881227400370. At time of development the sinkhole boundary will require identification and a 25 feet wide sinkhole buffer would be designed.

ADDITIONAL STORMWATER REQUIREMENTS

1. Stormwater Control Measures are the responsibility of the property owner or property owners' association to maintain, repair, and update unless the agreement is made with the City to operate. Operation and maintenance agreements are required for any permanent stormwater control measures.

9. DEPARTMENT OF PUBLIC WORKS TRAFFIC DIVISION:

No issues with proposed annexation.

STAFF ANALYSIS AND RECOMMENDATION:

1. In conformance with the recommendations of Forward SGF, the City is moving forward on the annexation of properties that have an existing Irrevocable Petition and Consent to Annexation Agreement recorded. There are 7 properties identified for annexation at this time, all of which are owned by the same property owner that signed the Irrevocable Petition and Consent to Annexation Agreement for the property. The agreements were signed between 2004 and 2017 for the subject properties. All the properties are compact and contiguous to the existing city limits and are located within priority areas for annexation.

2. The total area of annexation for the private property included in this annexation is approximately 21.64 acres. Staff will process a rezoning request to rezone the annexed property to City zoning which most closely resembles the existing Greene County zoning for each property. This request also includes approximately 0.7 acres of right-of-way for South Farm Road 135 adjacent to private property included in this request.

3. The *Growth Areas & Annexation* chapter of the *Comprehensive Plan* supports the annexation because it meets the objective to prioritize the annexation of properties with an "Irrevocable Petition and Consent to Annexation Agreement" that are revenue-generating and located along major corridors and areas of potential economic activity.

4. The *Comprehensive Plan's Land Use & Development* chapter identifies the subject property as being located within the City Corridor placetype. The City Corridor placetype predominantly consists of commercial and service-related development, varying in scale, ranging from standalone businesses to large retail centers. City Corridors contribute significantly to Springfield's economy and local tax base with a regional customer draw.

5. The area to be annexed is within the City's Urban Service Area and is consistent with its policies.

6. The area to be annexed is contiguous and compact to the City of Springfield.

7. The City will receive property tax revenue upon annexation of the private property and sales tax revenue.

STAFF RECOMMENDATION:

1. Staff recommends approval of the annexation request based on its compatibility with the *Comprehensive Plan's* Annexation policies.

ATTACHMENT 1
Annexation Schedule

ANNEXATION:

City Council first reading and public hearing .....December 16, 2024

City Council public hearing and vote ..... January 13, 2025

EXHIBIT C

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Book:2005
Page:006760-05
3 pages

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REAL ESTATE DOCUMENT
GREENE COUNTY, MISSOURI
RECORDERS CERTIFICATION

Linda S. Montgomery
RECORDER OF DEEDS

Lincoln-Evans Land Title Company
File No. 04-G05746

IRREVOCABLE PETITION AND CONSENT TO ANNEXATION

This Irrevocable Petition and Consent to Annexation, made this 10th day of January, 2005.

For and in consideration of the extension of Sanitary Sewer Services, know all persons by these presents that **JUDITH L. COWHERD AND JAMES W. COWHERD, TRUSTEES OF THE JUDITH L. COWHERD LIVING TRUST DATED SEPTEMBER 24, 2004 (GRANTOR)**, (hereinafter "Owner") being owner(s) of all FEE INTEREST in the following described real property, does hereby Irrevocably PETITION AND CONSENT TO Annexation of said property into the **CITY OF SPRINGFIELD, Missouri (GRANTEE)**, P.O. BOX 8368, Springfield, MO. 65802, situated in the County of **GREENE** and State of **Missouri**, to wit:

SEE ATTACHED EXHIBIT "A"

At such time as the SPRINGFIELD CITY COUNCIL may by resolution or ordinance declare that ANNEXATION is in the interest of the CITY OF SPRINGFIELD, owner and owner's heirs, legal representatives, successors and assigns, shall cause this petition to be represented to the governing body of the CITY OF SPRINGFIELD, and do all things necessary to cause such property to be annexed into the CITY.

Any objection to such annexation filed by the owner, by any succeeding property owner, or by any occupant or resident of the property, shall relieve the CITY of any obligation to provide further sewer services to the property, and the CITY may thereafter, upon reasonable notice, terminate sewer service and disconnect the property from the CITY OF SPRINGFIELD sanitary sewer system.

Failure to consummate annexation at any time during the term of the IRREVOCABLE PETITION AND CONSENT TO ANNEXATION shall not cause this petition and consent to lapse and the same shall continue in full force and effect until such time as annexation is fully and lawfully consummated.

In event of any breach or default by the OWNER, this IRREVOCABLE PETITION AND CONSENT TO ANNEXATION shall be enforceable by specific performance and, if litigated, venue shall be proper only in the CIRCUIT COURT OF GREENE COUNTY, and the parties expressly waive any rights to venue inconsistent therewith.

This IRREVOCABLE PETITION AND CONSENT TO ANNEXATION shall be deemed to be a covenant running with the land to succeeding owners shall be deemed to be the petition and consent to

MAIL TO

RETURN TO CITY HALL
RIGHT-OF-WAY SECTION

annexation of succeeding owners, their heirs, legal representatives, successors, and assigns until annexation is fully lawfully consummated as in this instrument provided.

APPROVED AS TO FORM:

ASST. CITY ATTORNEY GARY T. NELMS

JUDITH L. COWHERD

JAMES W. COWHERD

STATE OF MISSOURI)
) ss
COUNTY OF Greene)

On this 10th **day of** January, 2005 before me, the undersigned, a Notary Public in and for said County and State, personally appeared **JUDITH L. COWHERD AND JAMES W. COWHERD** to me known to be the persons described in and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed, and in their capacity as trustee under the provisions of that certain trust agreement dated September 24, 2004. In testimony whereof I have hereunto set my hand and affiixed my offiicial seal at my office in Springfield, MO 65807 the year and day first above written.

Notary Public KAREN J. NOBLE

My Term Expires: 2-4-07

Notary Public Notary Seal State of Missouri

KAREN J. NOBLE
Greene County
My Commission Expires
February 4, 2007

EXHIBIT "A"

TRACT I:
All of the West One Hundred Ten (110) feet of the following described tract lying South of Missouri Highway "M", except the South 62.51 feet thereof:

The North One-half (N½) of the East One-half (E½) of the Northwest Quarter (NE¼) of the Northeast Quarter (NE¼), except the East 409.2 feet thereof; also the East One-half (E½) of the Northwest Quarter (NW¼) of the Northwest Quarter (NW¼) of the Northeast Quarter (NE¼), all in Section Sixteen (16), Township Twenty-eight (28), Range Twenty-two (22), in Greene County, Missouri, except any part used for roads.

034026-16 25 Aug 2016 10:51:32AM

Book:2016
Page:034026-16
5 pages

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REAL ESTATE DOCUMENT
GREENE COUNTY, MISSOURI
RECORDERS CERTIFICATION

RECORDER OF DEEDS

IRREVOCABLE PETITION AND CONSENT TO ANNEXATION

This Irrevocable Petition and Consent to Annexation, made and entered into this 12TH day of August, 2016, by and between Dodson and Williams Automotive, Inc., hereinafter referred to as "**Grantor(s)**," and **The City of Springfield, Missouri**, a Municipal Corporation and duly organized Constitutional Charter City, of the County of Greene, State of Missouri, hereinafter referred to as "**Grantee**." The mailing address of the Grantor(s) is, 502 W. Walnut St., Springfield, MO 65806. The mailing address of the Grantee is City of Springfield, Department of Public Works, 840 Boonville Ave., Springfield, MO 65802.

KNOW ALL PERSONS BY THESE PRESENTS THAT: The Grantor(s), for and in consideration of the provision of sanitary sewer services, being the owner of all of the fee interest in the real property commonly known as 2916 & 2936 W. Republic Road, in Springfield, Greene County, Missouri, and more fully described in the attached ***Exhibit A***, which is incorporated herein as if copied verbatim, does hereby irrevocably petition and consent to the future annexation of said property in the corporate limits of the City of Springfield, Missouri, Grantee herein.

At such time as the City Council of the City of Springfield may by resolution or ordinance declare that annexation is in the interest of the City of Springfield, Grantor and Grantor's heirs, legal representatives, successors and assigns, shall cause this petition to be presented to the governing body of the City of Springfield, and do all things necessary to meet the requirements of the State Annexation Statutes to cause such property to be annexed into the City. Provided, however, that annexation of the property will not be effective until such time as sewer service is available to the property.

Any objection to such annexation filed by Grantor(s), by any succeeding property owner(s), or by any occupant or resident of the property, shall relieve the City of any obligation to provide sewer service to the property, and the City may thereafter, upon reasonable notice, terminate sewer service and disconnect

RETURN TO ENVIRONMENTAL SERVICES MAIL TO

the property from the City of Springfield's sanitary sewer system. It is expressly stated and understood by Grantor(s) that but for the execution of this irrevocable consent to annexation and the commitment of Grantor(s) to do all things necessary to complete the annexation at such future date, the City would not extend sewer service to the real estate described in Exhibit A and any objection to annexation shall constitute complete and total failure of consideration for extending sewer service to property outside the City's limits in advance of annexation.

Failure to consummate annexation at any time during the term of this Irrevocable Petition and Consent to Annexation shall not cause this Petition and Consent to lapse and the same shall continue in full force and effect until such time as annexation is fully and lawfully consummated.

In the event of any breach or default by Grantor(s), this Irrevocable Petition and Consent to Annexation shall be enforceable by specific performance and, if litigated, venue shall be proper only in the Circuit Court of Greene County, Missouri, and the parties expressly waive any rights to venue inconsistent therewith.

This Irrevocable Petition and Consent to Annexation shall be deemed to be a covenant running with the land to succeeding owners and shall be deemed to be the Petition and Consent to Annexation of succeeding owners, their heirs, legal representatives, successors, and assigns until annexation is fully lawfully consummated as in this instrument provided.

IN WITNESS WHEREOF, the said Grantor(s) has/have hereunto set his/her/their hand(s) 12TH day of August, 2016.

GRANTOR(S)

Keith Neal, President
Dodson and Williams Automotive, Inc.

Approved as to form for Grantee by:

Jan Millington

VERIFICATION AND ACKNOWLEDGMENT

STATE OF MISSOURI)
COUNTY OF GREENE)

On this 12TH day of August, 2016, before me personally appeared to me Keith Neal, known to be the person(s) described herein and who executed the Irrevocable Petition and Consent to Annexation, and being duly sworn according to law, deposes and states that he is the President of Dodson and Williams Automotive, Inc. and that they are the owner(s) in fee of the property described herein and the facts set forth in this Irrevocable Petition and Consent to Annexation are true and correct to the best of his/her/their knowledge, information and belief, and acknowledged to me that he/she/they executed same, as his/her/their free act and deed.

Subscribed and sworn to before me, a notary public, this 12TH day of August, 2016.

Notary Public

NOTARY PUBLIC NOTARY SEAL STATE OF MISSOURI

RANDALL O. DOENNIG
My Commission Expires
June 22, 2019
Greene County
Commission #15421700

After recording, return to:
City of Springfield
Department of Public Works
Attn: Matt Taylor
840 Boonville Ave.
Springfield, MO 65802

EXHIBIT A

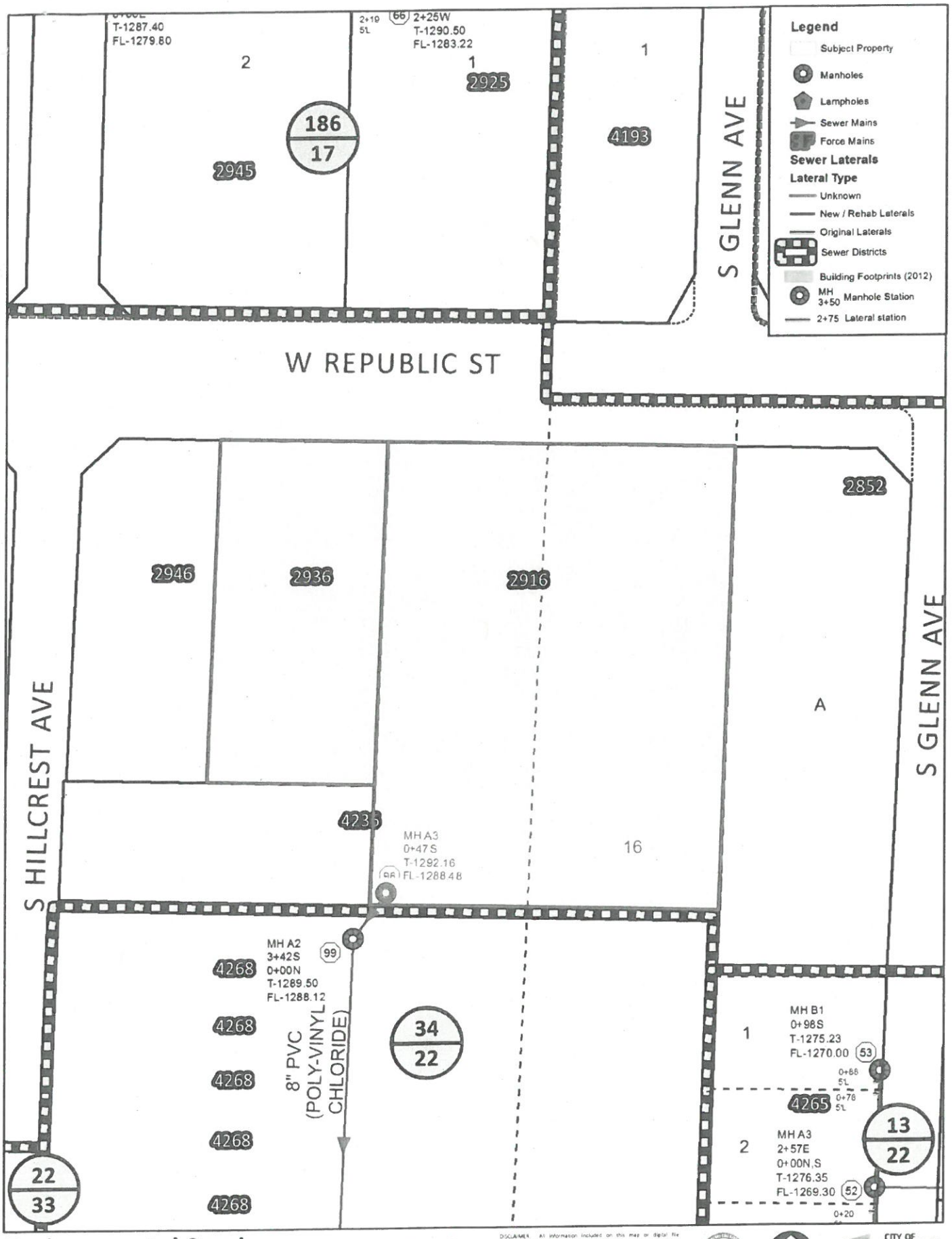
PROPERTY DESCRIPTION

TRACT I:
BEGINNING AT THE NORTHWEST CORNER OF TRACT SIXTEEN (16), MICKEY OWEN SUBDIVISION, A RECORDED SUBDIVISION IN GREENE COUNTY, MISSOURI, SAID POINT BEING ON THE SOUTH RIGHT-OF-WAY LINE OF REPUBLIC ROAD (M HIGHWAY); THENCE SOUTH 89°30'35" EAST, ALONG SAID SOUTH RIGHT-OF-WAY LINE, A DISTANCE OF 164.90 FEET TO THE NORTHWEST CORNER OF HELEN'S ADDITION, A RECORDED SUBDIVISION IN GREENE COUNTY, MISSOURI; THENCE SOUTH 02°23'39" WEST ALONG THE WEST LINE OF SAID HELEN'S ADDITION A DISTANCE OF 420.63 FEET; THENCE NORTH 88°33'43" WEST A DISTANCE OF 299.00 FEET; THENCE NORTH 02°23'07" EAST A DISTANCE OF 415.54 FEET TO THE SOUTH RIGHT-OF-WAY LINE, OF REPUBLIC ROAD (M HIGHWAY); THENCE SOUTH 89°34'08" EAST ALONG THE SOUTH RIGHT-OF-WAY LINE, A DISTANCE OF 134.29 FEET TO THE POINT OF BEGINNING, ALL BEING IN GREENE COUNTY, MISSOURI.

LESS AND EXCEPT:
A TRACT OF LAND FOR REPUBLIC ROAD, BEING A PART OF THE GRANTOR'S LAND IN SECTION SIXTEEN (16), TOWNSHIP TWENTY-EIGHT (28) NORTH, RANGE TWENTY-TWO (22) WEST, IN GREENE COUNTY, MISSOURI AS DESCRIBED IN BOOK 2531, PAGE 2083 AT THE GREENE COUNTY RECORDER'S OFFICE, THE WIDTHS OF SAID TRACT HEREINAFTER DESCRIBED FROM THE SURVEYED CENTERLINE OF REPUBLIC ROAD, THE SURVEYED CENTERLINE OF REPUBLIC ROAD IS DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF THE NORTHEAST QUARTER (NE¼) OF SECTION SIXTEEN (16), TOWNSHIP TWENTY-EIGHT (28) NORTH, RANGE TWENTY-TWO (22) WEST; THENCE SOUTH 01°58'31" WEST ALONG THE WEST LINE OF THE NORTHEAST QUARTER (NE¼) OF SAID SECTION SIXTEEN (16), A DISTANCE OF 11.94 FEET TO THE NEW CENTER LINE OF REPUBLIC ROAD AT CENTERLINE STATION 40+00 FOR THE POINT OF BEGINNING OF THE CENTER LINE DESCRIBED HEREIN; THENCE SOUTH 88°41'50" EAST, 2694.70 FEET TO CENTER LINE STATION 66+94.70 FEET FOR THE POINT OF TERMINATION, SAID POINT BEING SOUTH 05°14'37" WEST, 12.08 FEET FROM THE NORTHEAST CORNER OF SAID SECTION SIXTEEN (16). THE WIDTHS OF THE TRACT OF LAND HEREIN CONVEYED ON THE RIGHT OR SOUTHERLY SIDE OF THE ABOVE-DESCRIBED CENTERLINE ARE AS FOLLOWS: BEGINNING WITH A WIDTH OF 50.00 FEET AT STATION 52+41.75 AT THE WEST LINE OF GRANTOR'S LAND, MAINTAINING A WIDTH OF 50.00 FEET TO STATION 55+13.98 AT THE EAST LINE OF GRANTOR'S LAND. ALSO A PERPETUAL UTILITY EASEMENT 15 FEET IN WIDTH LYING SOUTH OF, PARALLEL WITH, AND ADJOINING THE ABOVE-DESCRIBED TRACT, THE SIDE LINES OF SAID UTILITY EASEMENT EXTENDING TO THE EAST AND WEST LINES OF GRANTOR'S LAND.

TRACT II:
BEGINNING AT A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF HIGHWAY "M", 134.2 FEET WEST OF THE EAST LINE OF THE EAST HALF (E½) OF THE NORTHWEST QUARTER (NW¼) OF THE NORTHEAST QUARTER (NE¼) OF SECTION SIXTEEN (16), TOWNSHIP TWENTY-EIGHT (28), RANGE TWENTY-TWO (22); THENCE SOUTH 320 FEET; THENCE WEST 141 FEET; THENCE NORTH 310.8 FEET TO THE SOUTH LINE OF HIGHWAY "M"; THENCE EASTERLY TO BEGINNING, IN GREENE COUNTY, MISSOURI.



Environmental Services

SEWER INFORMATION Date: 8/19/2016

0 30 60 90 120 Feet

1 inch = 104 feet

DISCLAIMER: All information included on this map or digital file is provided "as is" for general information purposes only. The City of Springfield, and all other contributing data suppliers, make no warranties, expressed or implied, concerning the accuracy, completeness, reliability, or suitability of the data for any particular use. Furthermore, the City of Springfield, and all other contributing data suppliers, assume no liability whatsoever associated with the use or misuse of the data.

CITY OF Springfield ENVIRONMENTAL SERVICES

MAPPED

BY PLANNING DEPARTMENT

SEE MICHAEL SPARLIN

056976-04 14 OCT 2004 04:03:44pm

Book:2004
Page:056976-04
4 pages

recslh

REAL ESTATE DOCUMENT
GREENE COUNTY, MISSOURI
RECORDERS CERTIFICATION

Linda S. Montgomery
RECORDER OF DEEDS

Lincoln-Evans Land Title Company
File No. 04-G05506

IRREVOCABLE PETITION AND CONSENT TO ANNEXATION

This Irrevocable Petition and Consent to Annexation, made this 7 day of Oct, 2004.

For and in consideration of the extension of Sanitary Sewer Services, know all persons by these presents that **HORIZON PROPERTIES, LLC (GRANTOR)**, (hereinafter "Owner") being owner(s) of all FEE INTEREST in the following described real property, does hereby Irrevocably PETITION AND CONSENT TO Annexation of said property into the **CITY OF SPRINGFIELD, Missouri (GRANTEE)**, P.O. BOX 8368, Springfield, MO. 65802, situated in the County of **GREENE** and State of **Missouri**, to wit:

SEE ATTACHED EXHIBIT "A"

At such time as the SPRINGFIELD CITY COUNCIL may by resolution or ordinance declare that ANNEXATION is in the interest of the CITY OF SPRINGFIELD, owner and owner's heirs, legal representatives, successors and assigns, shall cause this petition to be represented to the governing body of the CITY OF SPRINGFIELD, and do all things necessary to cause such property to be annexed into the CITY.

Any objection to such annexation filed by the owner, by any succeeding property owner, or by any occupant or resident of the property, shall relieve the CITY of any obligation to provide further sewer services to the property, and the CITY may thereafter, upon reasonable notice, terminate sewer service and disconnect the property from the CITY OF SPRINGFIELD sanitary sewer system.

Failure to consummate annexation at any time during the term of the IRREVOCABLE PETITION AND CONSENT TO ANNEXATION shall not cause this petition and consent to lapse and the same shall continue in full force and effect until such time as annexation is fully and lawfully consummated.

In event of any breach or default by the OWNER, this IRREVOCABLE PETITION AND CONSENT TO ANNEXATION shall be enforceable by specific performance and, if litigated, venue shall be proper only in the CIRCUIT COURT OF GREENE COUNTY, and the parties expressly waive any rights to venue inconsistent therewith.

This IRREVOCABLE PETITION AND CONSENT TO ANNEXATION shall be deemed to be a covenant running with the land to succeeding owners shall be deemed to be the petition and consent to

MAIL TO

RETURN TO CITY HALL
RIGHT-OF-WAY SEC

WHITE STRIP CTR

annexation of succeeding owners, their heirs, legal representatives, successors, and assigns until annexation is fully lawfully consummated as in this instrument provided.

APPROVED AS TO FORM:

ASST. CITY ATTORNEY GARY T. NELMS

HORIZON PROPERTIES, LLC

BY Paul White

BY Deanna Fleck

Just notarizing for Paul White & Deanna Fleck

STATE OF MISSOURI)
COUNTY OF MGreene) ss

On this 7 **day of** oct, **20**04, before me, appeared Paul White & Deanna Fleck, to me personally known, who being by me duly sworn, did say that he/she is the manager of **HORIZON PROPERTIES, LLC**, a Limited Liability Company, and that said instrument was signed on behalf of said Limited Liability Company, and said manager acknowledged said instrument to be the free act and deed of said Limited Liability Company.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal at my office in Springfield Missouri, the day and year last above written.

Sarah K Miller
Notary Public

My Term Expires: 1/28/05

SARAH K. MILLER
Notary Public - Notary Seal
STATE OF MISSOURI
Webster County
My Commission Expires Jan. 28, 2005

STATE OF MISSOURI)
) ss
COUNTY OF _____)

On this _____ **day of** _____**, 20**___, before me, appeared _____, to me personally known, who being by me duly sworn, did say that he/she is the _____ of **HORIZON PROPERTIES, LLC**, a Limited Liability Company, and that said instrument was signed on behalf of said Limited Liability Company, and said _____ acknowledged said instrument to be the free act and deed of said Limited Liability Company.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal at my office in _____, Missouri, the day and year last above written.

_____
Notary Public

My Term Expires: _____

EXHIBIT "A"

Commencing at the Northwest corner of Tract 16, Mickey Owen Subdivision, a recorded subdivision in Greene County, Missouri, said point being on the South right-of-way line of Republic Road (M Highway); thence S89°30'35"E along said right-of-way line, a distance of 164.90 feet to the Northwest corner of Helen's Addition, a recorded subdivision in Greene County, Missouri; thence S02°23'39"W along the West line of said Helen's Addition a distance of 420.63 feet for a point of beginning; thence Continuing S02°23'39"W, along said West line, a distance of 396.53 feet to the Northeast corner of Sydney Place Subdivision, as recorded in Greene County, Missouri; thence N89°09'40"W along said North line of Sydney Place Subdivision, a distance of 554.28 feet to the East right-of-way line of Hilcrest Avenue; thence N02°26'53"E along said East right-of-way line, a distance of 402.33 feet; thence S88°33'43"E a distance of 553.77 feet to the point of beginning, all being in Greene County, Missouri.

030802-17 01 Aug 2017 10:23:58AM

Book:2017
Page:030802-17
4 pages

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REAL ESTATE DOCUMENT
GREENE COUNTY, MISSOURI
RECORDERS CERTIFICATION

RECORDER OF DEEDS

IRREVOCABLE PETITION AND CONSENT TO ANNEXATION

This Irrevocable Petition and Consent to Annexation, made and entered into this 10th day of May, 2016, by and between **SOUTHERN BANK** hereinafter referred to as **"Grantor(s),"** and **The City of Springfield, Missouri,** a Municipal Corporation and duly organized Constitutional Charter City, of the County of Greene, State of Missouri, hereinafter referred to as **"Grantee."** The mailing address of the Grantor(s) is **4803 S. NATIONAL AVE, STE 100, SPRINGFIELD, MO 65810**,

The mailing address of the Grantee is City of Springfield, Department of Public Works, 840 Boonville Ave., Springfield, MO 65810.

KNOW ALL PERSONS BY THESE PRESENTS THAT: The Grantor(s), for and in consideration of the provision of sanitary sewer services, being the owner of all of the fee interest in the real property commonly known as 3000 W. Republic Rd Springfield MO 65807 Greene County, Missouri, and more fully described as follows:

THE NORTH ONE-HALF (N½) OF THE EAST ONE-HALF (E½) OF THE NORTHWEST QUARTER (NW¼) OF THE NORTHEAST QUARTER (NE¼), EXCEPT THE EAST 409.2 FEET THEREOF, GREENE COUNTY, MISSOURI, EXCEPT THAT PART TAKEN OR USED FOR HIGHWAY AND ANY PART USED FOR ROADS.

ALSO, THE EAST ONE-HALF (E½) OF THE NORTHWEST QUARTER (NW¼) OF THE NORTHWEST QUARTER (NW¼) OF THE NORTHEAST QUARTER (NE¼), ALL IN SECTION SIXTEEN (16), TOWNSHIP TWENTY-EIGHT (28), RANGE TWENTY-TWO (22), EXCEPT THAT PART DEEDED TO GREENE COUNTY, MISSOURI BY WARRANTY DEED FILED IN BOOK 2009, AT PAGE 033384-09, RECORDER OF DEEDS, GREENE COUNTY, MISSOURI, AND EXCEPT THAT PART TAKEN OR USED FOR HIGHWAY AND ANY PART USED FOR ROADS

AND
Exhibit B - Location Map

does hereby irrevocably petition and consent to the future annexation of said property inthe corporate limits of the City of Springfield, Missouri, Grantee herein.

MAIL TO

RETURN TO CITY HALL
RIGHT-OF-WAY SECTION

At such time as the City Council of the City of Springfield may by resolution or ordinance declare that annexation is in the interest of the City of Springfield, Grantor and Grantor's heirs, legal representatives, successors and assigns, shall cause this petition to be presented to the governing body of the City of Springfield, and do all things necessary to meet the requirements of the State Annexation Statutes to cause such property to be annexed into the City. Provided, however, that annexation of the property will not be effective until such time as sewer service is available to the property.

Any objection to such annexation filed by Grantor(s), by any succeeding property owner(s), or by any occupant or resident of the property, shall relieve the City of any obligation to provide sewer service to the property, and the City may thereafter, upon reasonable notice, terminate sewer service and disconnect the property from the City of Springfield's sanitary sewer system. It is expressly stated and understood by Grantor(s) that but for the execution of this irrevocable consent to annexation and the commitment of Grantor(s) to do all things necessary to complete the annexation at such future date, the City would not extend sewer service to the real estate described in Exhibit A and any objection to annexation shall constitute complete and total failure of consideration for extending sewer service to property outside the City's limits in advance of annexation.

Failure to consummate annexation at any time during the term of this Irrevocable Petition and Consent to Annexation shall not cause this Petition and Consent to lapse and the same shall continue in full force and effect until such time as annexation is fully and lawfully consummated.

In the event of any breach or default by Grantor(s), this Irrevocable Petition and Consent to Annexation shall be enforceable by specific performance and, if litigated, venue shall be proper only in the Circuit Court of Greene County, Missouri, and the parties expressly waive any rights to venue inconsistent therewith.

This Irrevocable Petition and Consent to Annexation shall be deemed to be a covenant running with the land to succeeding owners and shall be deemed to be the Petition and Consent to Annexation of succeeding owners, their heirs, legal representatives, successors, and assigns until annexation is fully lawfully consummated as in this instrument provided.

IN WITNESS WHEREOF, the said Grantor(s) has/have hereunto set his/her/their hand(s) 10th day of May, 2016.

GRANTOR(S)

SOUTHERN BANK

BY: JUSTIN COX, Regional President

Approved as to form for Grantee by:

Justin Cox
(Printed Name)

VERIFICATION AND ACKNOWLEDGMENT

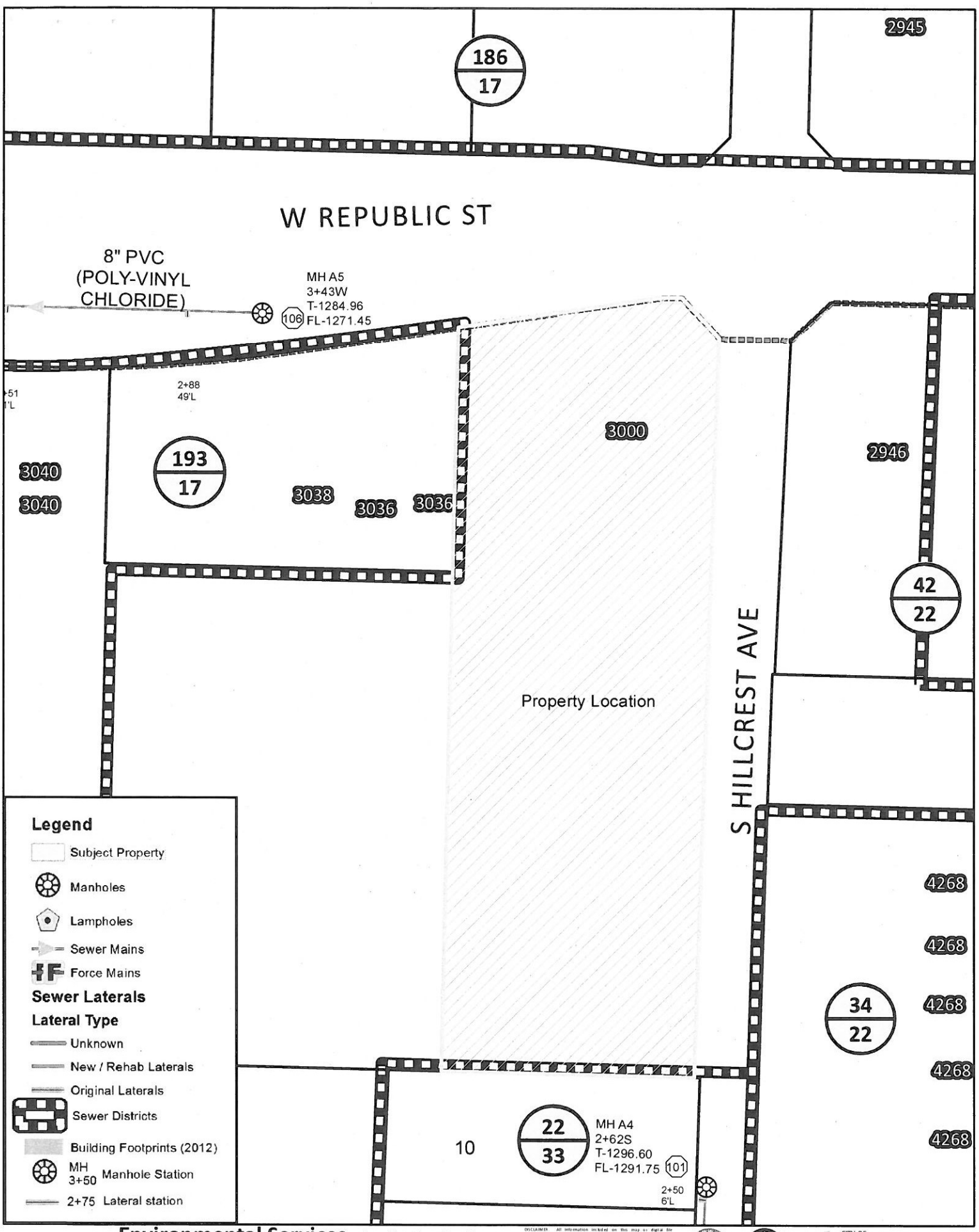
STATE OF MISSOURI)
COUNTY OF GREENE)

On this 25th day of July, 2017, before me personally appeared **JUSTIN COX,** to me known personally known, who being duly sworn, did say that HE is Regional President of **SOUTHERN BANK** and who executed the Irrevocable Petition and Consent to Annexation , and being duly sworn according to law, deposes and states the facts set forth in this Irrevocable Petition and Consent to Annexation are true and correct to the best of his knowledge, and that said instrument was signed in behalf of said corporation by authority of its Board of Directors, and **JUSTIN COX** acknowledged said instrument to be the free act and deed of said corporation.

Subscribed and sworn to before me, a notary public, this 25th day of July, 2017.

Linda Carlson
Linda Carlson Notary Public

LINDA CARLSON
Notary Public - Notary Seal
State of Missouri, Greene County
Commission Number 12456403
My Commission Expires Jun 18, 2020



Environmental Services

SEWER INFORMATION Date: 7/31/2017

0 20 40 60 80 Feet

1 inch = 94 feet

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CITY OF Springfield ENVIRONMENTAL SERVICES

T-O.C to recorders
6-2-00

MAPPED

BY PLANNING DEPARTMENT

SEE MICHAEL SPARLIN

CITY of SPRINGFIELD

TRANSMITTAL

From the Desk of Keith Francis
Tel: 417-864-1988

To: Mr. Gary Nelms, Assistant City Attorney

From: Keith A. Francis, P.E.

Date: June 1, 2000

Subject: Aqua Sports
Investors United (Don Peterson), Owner/Developer
Dist 13 of Sect 23
0PW4765

For Your

O review/comment O approval O your use O record O information

Item	Description
1	Consent to Annexation
1	" " Returned 6/14/00 to Keith

REMARKS:

Please feel free to contact me should you have any questions, comments or desire additional information.

By: Keith A. Francis
Keith A. Francis, P.E.

DEPARTMENT OF PUBLIC WORKS
840 Boonville Avenue, P.O. Box 8368 Springfield, Missouri 65801-8368
phone: (417) 864-1900
homepage: springfield.missouri.org/gov e-mail:city@ci.springfield.mo.us

BK2748PG1428

2174B

IRREVOCABLE PETITION AND CONSENT TO ANNEXATION

This Irrevocable Petition and Consent to Annexation, made this 30th day of May, 2000.

For and in consideration of the extension of Sanitary Sewer Services, know all persons by these presents that **INVESTORS UNITED, INC.**,(hereinafter "Owner") being owner(s) of all FEE INTEREST in the following described real property, does hereby IRREVOCABLY PETITION AND CONSENT TO ANNEXATION of said property into the CITY OF SPRINGFIELD, MISSOURI.

SEE ATTACHED LEGAL DESCRIPTION

At such time as the SPRINGFIELD CITY COUNCIL may by resolution or ordinance declare that ANNEXATION is in the interest of the CITY OF SPRINGFIELD, owner and owner's heirs, legal representatives, successors and assigns, shall cause this petition to be represented to the governing body of the CITY OF SPRINGFIELD, and do all things necessary to cause such property to be annexed into the CITY.

Any objection to such annexation filed by the owner, by any succeeding property owner, or by any occupant or resident of the property, shall relieve the CITY of any obligation to provide further sewer services to the property, and the CITY may thereafter, upon reasonable notice, terminate sewer service and disconnect the property from the CITY OF SPRINGFIELD sanitary sewer system.

Failure to consummate annexation at any time during the term of the IRREVOCABLE PETITION AND CONSENT TO ANNEXATION shall not cause this petition and consent to lapse and the same shall continue in full force and effect until such time as annexation is fully and lawfully consummated.

In event of any breach or default by the OWNER, this IRREVOCABLE PETITION AND CONSENT TO ANNEXATION shall be enforceable by specific performance and, if litigated, venue shall be proper only in the CIRCUIT COURT OF GREENE COUNTY, and the parties expressly waive any rights to venue inconsistent therewith.

This IRREVOCABLE PETITION AND CONSENT TO ANNEXATION shall be deemed to be a covenant running with the land to succeeding owners shall be deemed to be the petition and consent to annexation of succeeding owners, their heirs, legal representatives, successors, and assigns until annexation is fully lawfully consummated as in this instrument provided.

BY: Don Peterson

TITLE: President

APPROVED AS TO FORM:

Asst. CITY ATTORNEY

STATE OF MISSOURI)
) SS.
GREENE COUNTY)

ON THIS 30th DAY OF May,
BEFORE ME PERSONALLY APPEARED DON PETERSON, TO ME PERSONALLY KNOWN, WHO BEING BY ME DULY SWORN, DID SAY THAT HE/SHE IS THE PRESIDENT OF Investors United Inc. A CORPORATION, AND THAT THE SEAL AFFIXED TO THE FOREGOING INSTRUMENT IS THE CORPORATE SEAL OF SAID CORPORATION AND THAT SAID INSTRUMENT WAS SIGNED AND SEALED IN BEHALF OF SAID CORPORATION BY AUTHORITY OF ITS BOARD OF DIRECTORS, AND SAID Don Peterson President ACKNOWLEDGED THAT SAID INSTRUMENT TO BE THE FREE ACT AND DEED OF SAID CORPORATION. IN TESTIMONY WHEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIXED MY OFFICIAL SEAL, AT MY OFFICE IN Springfield, Mo., THE DAY AND YEAR FIRST ABOVE WRITTEN.

MY COMMISSION EXPIRES: 10/10/03

Saundra S. Dane
NOTARY PUBLIC

" NOTARY SEAL "
Saundra S. Dane, Notary Public
Greene County, State of Missouri
My Commission Expires 10/10/2003

LAW - City of Sp'fld.

Sanitary Sewer District 13 of Section 23
Don Peterson, Owner
AquaSports
File No. 0PW4765

THAT CERTAIN PARCEL OR TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER OF SECTION 23, TOWNSHIP 28 NORTH, RANGE 22 WEST, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

COMMENCING AT AN EXISTING IRON PIN AT THE SOUTHEAST CORNER OF SAID SECTION 23; THENCE N02°07'59"E, ALONG THE EAST LINE OF SAID SECTION 23, A DISTANCE OF 1039.15 FEET;
THENCE N87°52'01"W, 39.55 FEET TO AN EXISTING IRON PIN ON THE WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #160 FOR A POINT OF BEGINNING;
THENCE, N88°38'44"W, 620.23 FEET TO AN EXISTING IRON PIN AT THE NORTHEAST CORNER OF LOT 14, RIVERBREEZE, A RECORDED SUBDIVISION IN GREENE COUNTY, MISSOURI;
THENCE, N88°39'59W, 609.51 FEET TO AN EXISTING IRON PIN AT THE NORTHWEST CORNER OF LOT 20, IN SAID RIVERBREEZE;
THENCE, N02°08'42"E, ALONG THE EAST LINE OF BROOKSIDE 3RD ADDITION, A RECORDED SUBDIVISION IN GREENE COUNTY, MISSOURI, 199.97 FEET TO AN EXISTING IRON PIN AT THE NORTHEAST CORNER OF LOT 33 IN SAID BROOKSIDE 3RD ADDITION;
THENCE, N88°41'45"W, ALONG THE NORTH LINE OF SAID BROOKSIDE 3RD ADDITION, 66.31 FEET TO AN EXISTING IRON PIN;
THENCE, N02°13'01"E, 165.05 FEET TO AN EXISTING IRON PIN;
THENCE S88°39'32"E, 1310.80 FEET TO AN EXISTING IRON PIN ON SAID WEST RIGHT-OF-WAY;
THENCE, S07°14'21"W, ALONG SAID WEST RIGHT-OF-WAY LINE, 163.16 FEET TO AN EXISTING RIGHT-OF-WAY MARKER;
THENCE, S02°18'15"W, CONTINUING ALONG SAID WEST RIGHT-OF-WAY LINE 202.74 FEET TO THE POINT OF BEGINNING.

CONTAINING 461,039 SQ. FT. (10.58 ACRES MORE OR LESS)

Sanitary Sewer District 13 of Section 23
Don Peterson, Owner
AquaSports
File No. 0PW4765

THAT CERTAIN PARCEL OR TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER OF SECTION 23, TOWNSHIP 28 NORTH, RANGE 22 WEST, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

COMMENCING AT AN EXISTING IRON PIN AT THE SOUTHEAST CORNER OF SAID SECTION 23; THENCE N02°07'59"E, ALONG THE EAST LINE OF SAID SECTION 23, A DISTANCE OF 1039.15 FEET;
THENCE N87°52'01"W, 39.55 FEET TO AN EXISTING IRON PIN ON THE WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #160 FOR A POINT OF BEGINNING;
THENCE, N88°38'44"W, 620.23 FEET TO AN EXISTING IRON PIN AT THE NORTHEAST CORNER OF LOT 14, RIVERBREEZE, A RECORDED SUBDIVISION IN GREENE COUNTY, MISSOURI;
THENCE, N88°39'59W, 609.51 FEET TO AN EXISTING IRON PIN AT THE NORTHWEST CORNER OF LOT 20, IN SAID RIVERBREEZE;
THENCE, N02°08'42"E, ALONG THE EAST LINE OF BROOKSIDE 3RD ADDITION, A RECORDED SUBDIVISION IN GREENE COUNTY, MISSOURI, 199.97 FEET TO AN EXISTING IRON PIN AT THE NORTHEAST CORNER OF LOT 33 IN SAID BROOKSIDE 3RD ADDITION;
THENCE, N88°41'45"W, ALONG THE NORTH LINE OF SAID BROOKSIDE 3RD ADDITION, 66.31 FEET TO AN EXISTING IRON PIN;
THENCE, N02°13'01"E, 165.05 FEET TO AN EXISTING IRON PIN;
THENCE S88°39'32"E, 1310.80 FEET TO AN EXISTING IRON PIN ON SAID WEST RIGHT-OF-WAY;
THENCE, S07°14'21"W, ALONG SAID WEST RIGHT-OF-WAY LINE, 163.16 FEET TO AN EXISTING RIGHT-OF-WAY MARKER;
THENCE, S02°18'15"W, CONTINUING ALONG SAID WEST RIGHT-OF-WAY LINE 202.74 FEET TO THE POINT OF BEGINNING.

CONTAINING 461,039 SQ. FT. (10.58 ACRES MORE OR LESS)

RECORDER OF DEEDS SEAL GREENE COUNTY, MISSOURI

'00 JUN 2 AM 11 27

RECORDER OF DEEDS

STATE OF MISSOURI
COUNTY OF GREENE
RECORDER'S CERTIFICATION
BOOK 2748 PAGE 1428

021742

TITLE SEARCH

File Number: **00-05-04**

SCHEDULE A

1. Effective Date **April 26, 2000** at **8:00 a.m.**

2. Policy or Policies to be issued: NONE

   Proposed Lender:

3. The estate or interest in the land described or referred to in this report and shown herein is **FEE SIMPLE** and is at the effective date hereof vested in:

   INVESTORS UNITED, INC.

4. The land referred to in this report is situated in the County of Greene, State of Missouri, and described as follows:

   See Appendix A for Legal Description

COUNTERSIGNED: _____
AUTHORIZED OFFICER OR AGENT

Schedule A
Commitment
ALTA-LL CMT

SCHEDULE B

MATTERS FOUND OF RECORD AFFECTING SUBJECT PROPERTY:

Taxes for the year 2000 and thereafter, taxes for the year 1999 are marked paid. Tax number 88-18-23-400-133; Valuation $286730.00; Tax amount $14450.19.

Highway Easement/Right-of-way granted to State Highway Commission of Missouri, as shown in Book 1328, Page 396.

Assignment of Rents from INVESTORS UNITED, INC., dated September 7, 1993 recorded September 8, 1993, in Book 2275, Page 710, Recorder's Office, Greene County, Missouri, in favor of Boatmen's Bank of Southern Missouri, securing a promissory note in the amount of $211,418.00.

Deed of Trust from INVESTORS UNITED, INC., dated March 15, 1994 recorded March 18, 1994, in Book 2312, Page 1321, Recorder's Office, Greene County, Missouri, in favor of Boatmen's Bank of Southern Missouri, securing a promissory note in the amount of $573,417.80. Trustee: Debra M. Shantz.

This Commitment/Report is being issued for the purpose of information only, requirements will be made and additional fees will be charged to issue a policy.

016574-16 04 May 2016 09:12:44AM

Book:2016
Page:016574-16
6 pages

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REAL ESTATE DOCUMENT
GREENE COUNTY, MISSOURI
RECORDERS CERTIFICATION

RECORDER OF DEEDS

IRREVOCABLE PETITION AND CONSENT TO ANNEXATION

This Irrevocable Petition and Consent to Annexation, made and entered into this 30th day of March, 2016, by and between David R. Pavlin and Ruscell Pavlin, husband and wife, and Brian Pavlin and Stacey Pavlin, husband and wife, hereinafter referred to as "**Grantor(s)**," and **The City of Springfield, Missouri**, a Municipal Corporation and duly organized Constitutional Charter City, of the County of Greene, State of Missouri, hereinafter referred to as "**Grantee**." The mailing address of the Grantor(s) is, 999 W. Valley Way, Springfield, MO 65810. The mailing address of the Grantee is City of Springfield, Department of Public Works, 840 Boonville Ave., Springfield, MO 65802.

KNOW ALL PERSONS BY THESE PRESENTS THAT: The Grantor(s), for and in consideration of the provision of sanitary sewer services, being the owner of all of the fee interest in the real property commonly known as 3929 E. State Highway D, in Springfield, Greene County, Missouri, and more fully described in the attached ***Exhibit A***, which is incorporated herein as if copied verbatim, does hereby irrevocably petition and consent to the future annexation of said property in the corporate limits of the City of Springfield, Missouri, Grantee herein.

At such time as the City Council of the City of Springfield may by resolution or ordinance declare that annexation is in the interest of the City of Springfield, Grantor and Grantor's heirs, legal representatives, successors and assigns, shall cause this petition to be presented to the governing body of the City of Springfield, and do all things necessary to meet the requirements of the State Annexation Statutes to cause such property to be annexed into the City. Provided, however, that annexation of the property will not be effective until such time as sewer service is available to the property.

Any objection to such annexation filed by Grantor(s), by any succeeding property owner(s), or by any occupant or resident of the property, shall relieve the City of any obligation to provide sewer service to the property, and the City may thereafter, upon reasonable notice, terminate sewer service and disconnect the property from the City of Springfield's sanitary sewer system. It is expressly

MAIL TO RETURN TO ENVIRONMENTAL SERVICES

stated and understood by Grantor(s) that but for the execution of this irrevocable consent to annexation and the commitment of Grantor(s) to do all things necessary to complete the annexation at such future date, the City would not extend sewer service to the real estate described in Exhibit A and any objection to annexation shall constitute complete and total failure of consideration for extending sewer service to property outside the City's limits in advance of annexation.

Failure to consummate annexation at any time during the term of this Irrevocable Petition and Consent to Annexation shall not cause this Petition and Consent to lapse and the same shall continue in full force and effect until such time as annexation is fully and lawfully consummated.

In the event of any breach or default by Grantor(s), this Irrevocable Petition and Consent to Annexation shall be enforceable by specific performance and, if litigated, venue shall be proper only in the Circuit Court of Greene County, Missouri, and the parties expressly waive any rights to venue inconsistent therewith.

This Irrevocable Petition and Consent to Annexation shall be deemed to be a covenant running with the land to succeeding owners and shall be deemed to be the Petition and Consent to Annexation of succeeding owners, their heirs, legal representatives, successors, and assigns until annexation is fully lawfully consummated as in this instrument provided.

IN WITNESS WHEREOF, the said Grantor(s) has/have hereunto set his/her/their hand(s) 30th day of March, 2016.

GRANTOR(S)

David R. Pavlin

Ruscell Pavlin

Approved as to form for Grantee by:

AMANDA CALLAWAY

VERIFICATION AND ACKNOWLEDGMENT

STATE OF MISSOURI)
COUNTY OF GREENE)

On this 30th day of March, 2016, before me personally appeared to me David R. Pavlin and Ruscell Pavlin known to be the person(s) described herein and who executed the Irrevocable Petition and Consent to Annexation, and being duly sworn according to law, deposes and states that they are the owner(s) in fee of the property described herein and the facts set forth in this Irrevocable Petition and Consent to Annexation are true and correct to the best of his/her/their knowledge, information and belief, and acknowledged to me that he/she/they executed same, as his/her/their free act and deed.

Subscribed and sworn to before me, a notary public, this 30th day of March, 2016.

Notary Public

NOTARY PUBLIC NOTARY SEAL STATE OF MISSOURI

RANDALL O. DOENNIG
My Commission Expires
June 22, 2019
Greene County
Commission #15421700

GRANTOR(S)

Brian Pavlin

Stacey Pavlin

VERIFICATION AND ACKNOWLEDGMENT

STATE OF OHIO)
COUNTY OF Hamilton)

On this 18 day of April, 2016, before me personally appeared to me Brian Pavlin and Stacey Pavlin, known to be the person(s) described herein and who executed the Irrevocable Petition and Consent to Annexation, and being duly sworn according to law, deposes and states that they are the owner(s) in fee of the property described herein and the facts set forth in this Irrevocable Petition and Consent to Annexation are true and correct to the best of his/her/their knowledge, information and belief, and acknowledged to me that he/she/they executed same, as his/her/their free act and deed.

Subscribed and sworn to before me, a notary public, this 18 day of April, 2016.

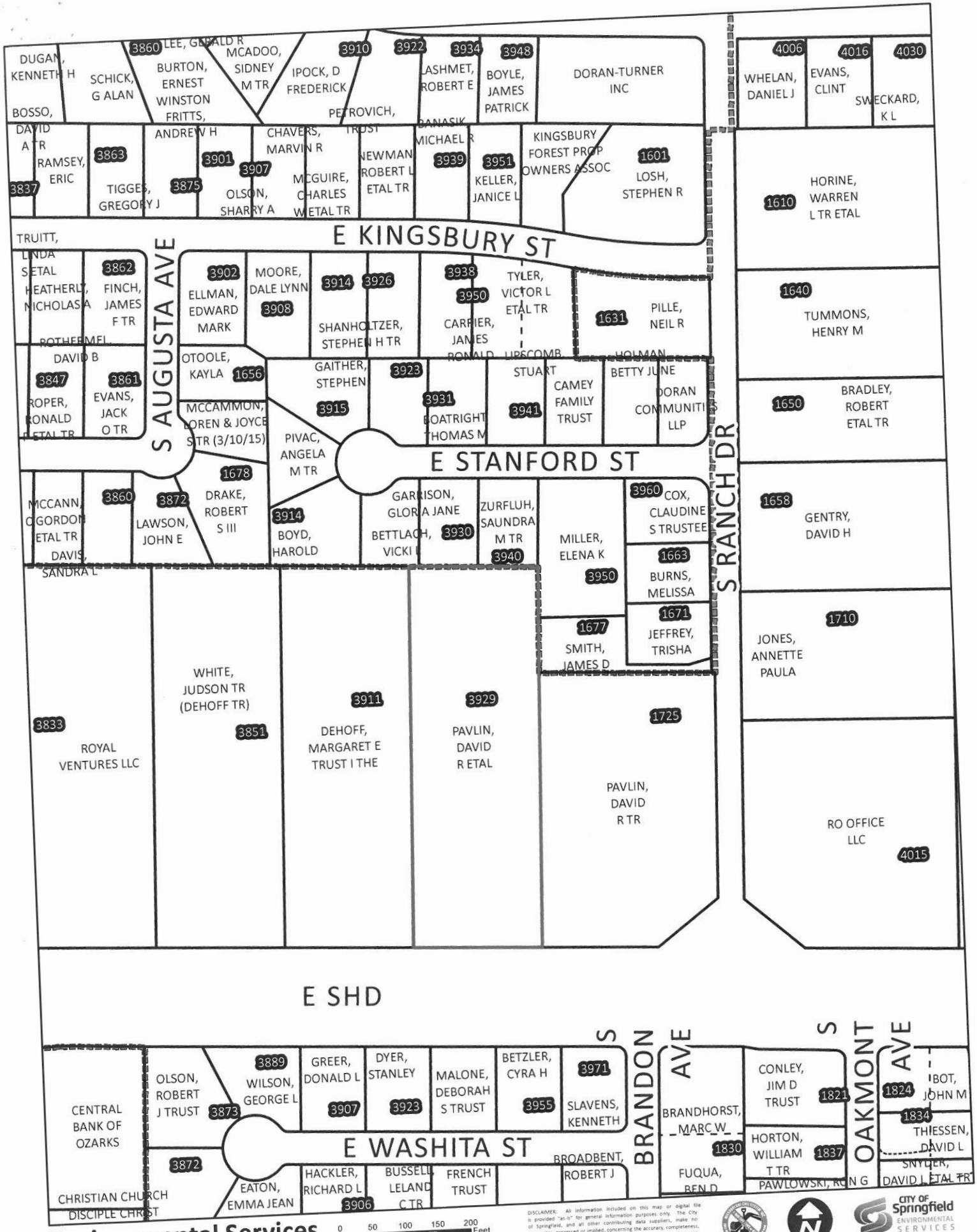
Notary Public

C. DANIELLE HOLSCHER
NOTARY PUBLIC
STATE OF OHIO
My Commission Expires
December 10, 2019

After recording, return to:
City of Springfield
Department of Public Works
Attn: Matt Taylor
840 Boonville Ave.
Springfield, MO 65802

EXHIBIT A

BEGINNING AT THE SOUTHWEST CORNER OF THE SOUTHWEST QUARTER (SW1/4) OF THE SOUTHEAST QUARTER (SE1/4) OF SECTION TWENTY-SEVEN (27), TOWNSHIP TWENTY-NINE (29), RANGE TWENTY-ONE (21), THENCE EAST 822 FEET FOR A POINT OF BEGINNING, THENCE EAST 198 FEET, THENCE NORTH 660 FEET, THENCE WEST 198 FEET, THENCE SOUTH 660 FEET TO THE POINT OF BEGINNING, IN GREENE COUNTY, MISSOURI, EXCEPT ANY PART TAKEN, DEEDED OR USED FOR ROAD OR HIGHWAY PUPOSES.



Environmental Services

SEWER INFORMATION Date: 4/26/2016

013303-16 12 Apr 2016 01:46:34PM

Book:2016
Page:013303-16
4 pages

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REAL ESTATE DOCUMENT
GREENE COUNTY, MISSOURI
RECORDERS CERTIFICATION

RECORDER OF DEEDS

IRREVOCABLE PETITION AND CONSENT TO ANNEXATION

This Irrevocable Petition and Consent to Annexation, made and entered into this 31st day of March, 2016, by and between David R. Pavlin and/or Ruscell D. Pavlin, jointly or indvidiually, as Trustees under the David R. Pavlin Trust dated November 17, 2011, hereinafter referred to as "**Grantor(s)**," and **The City of Springfield, Missouri**, a Municipal Corporation and duly organized Constitutional Charter City, of the County of Greene, State of Missouri, hereinafter referred to as "**Grantee**." The mailing address of the Grantor(s) is, 999 W. Valley Way, Springfield, MO 65810. The mailing address of the Grantee is City of Springfield, Department of Public Works, 840 Boonville Ave., Springfield, MO 65802.

KNOW ALL PERSONS BY THESE PRESENTS THAT: The Grantor(s), for and in consideration of the provision of sanitary sewer services, being the owner of all of the fee interest in the real property commonly known as 1725 S. Ranch Drive, in Springfield, Greene County, Missouri, and more fully described in the attached ***Exhibit A***, which is incorporated herein as if copied verbatim, does hereby irrevocably petition and consent to the future annexation of said property in the corporate limits of the City of Springfield, Missouri, Grantee herein.

At such time as the City Council of the City of Springfield may by resolution or ordinance declare that annexation is in the interest of the City of Springfield, Grantor and Grantor's heirs, legal representatives, successors and assigns, shall cause this petition to be presented to the governing body of the City of Springfield, and do all things necessary to meet the requirements of the State Annexation Statutes to cause such property to be annexed into the City. Provided, however, that annexation of the property will not be effective until such time as sewer service is available to the property.

Any objection to such annexation filed by Grantor(s), by any succeeding property owner(s), or by any occupant or resident of the property, shall relieve the City of any obligation to provide sewer service to the property, and the City may thereafter, upon reasonable notice, terminate sewer service and disconnect

MAIL TO

RETURN TO ENV. SERVICES, CLEAN WATER DIVISION

Approved as to form for Grantee by:

JAN MILLINGTON

VERIFICATION AND ACKNOWLEDGMENT

STATE OF MISSOURI)
COUNTY OF GREENE)

On this 31ST day of March, 2016, before me personally appeared to me David R. Pavlin and Ruscell D. Pavlin, known to be the person(s) described herein and who executed the Irrevocable Petition and Consent to Annexation, and being duly sworn according to law, deposes and states that they are the Trustees under the David R. Pavlin Trust dated November 17, 2011, and they are the owner(s) in fee of the property described herein and the facts set forth in this Irrevocable Petition and Consent to Annexation are true and correct to the best of his/her/their knowledge, information and belief, and acknowledged to me that he/she/they executed same, as his/her/their free act and deed.

Subscribed and sworn to before me, a notary public, this 31ST day of March, 2016.

Notary Public

NOTARY PUBLIC NOTARY SEAL STATE OF MISSOURI

RANDALL O. DOENNIG
My Commission Expires
June 22, 2019
Greene County
Commission #15421700

After recording, return to:
City of Springfield
Department of Public Works
Attn: Matt Taylor
840 Boonville Ave.
Springfield, MO 65802

EXHIBIT A

BEGINNING AT AN IRON PIN SET IN THE WEST LINE OF A NORTH AND SOUTH COUNTY ROAD AS NOW DEDICATED, 467.5 FEET NORTH OF THE NORTHWEST CORNER OF THE INTERSECTION OF HIGHWAY "D" (SUNSHINE ROAD) WITH SAID NORTH AND SOUTH COUNTY ROAD; THENCE RUNNING SOUTH WITH THE WEST LINE OF SAID COUNTY ROAD TO ITS INTERSECTION WITH HIGHWAY "D"; THENCE RUNNING WEST WITH THE NORTH LINE OF HIGHWAY "D", 273.25 FEET TO AN IRON PIN; THENCE NORTH PARALLEL WITH THE WEST LINE OF SAID NORTH AND SOUTH COUNTY ROAD, 466.5 FEET TO AN IRON PIN; THENCE EAST PARALLEL WITH THE NORTH LINE OF HIGHWAY "D", 272.06 FEET TO THE POINT OF BEGINNING ALL LOCATED IN THE SOUTHWEST QUARTER (SW1/4) OF THE SOUTHEAST QUARTER (SE1/4) OF SECTION TWENTY-SEVEN (27), TOWNSHIP TWENTY-NINE (29), RANGE TWENTY-ONE (21), IN GREENE COUNTY, MISSOURI, EXCEPT ANY PART TAKEN, DEEDED OR USED FOR ROADS.

028863-16 22 Jul 2016 10:55:16AM

Book:2016
Page:028863-16
6 pages

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REAL ESTATE DOCUMENT
GREENE COUNTY, MISSOURI
RECORDERS CERTIFICATION

RECORDER OF DEEDS

IRREVOCABLE PETITION AND CONSENT TO ANNEXATION

This Irrevocable Petition and Consent to Annexation, made and entered into this 12 day of July, 2016, by and between 70-AL Senior Living, LLC, hereinafter referred to as "**Grantor(s)**," and **The City of Springfield, Missouri**, a Municipal Corporation and duly organized Constitutional Charter City, of the County of Greene, State of Missouri, hereinafter referred to as "**Grantee**." The mailing address of the Grantor(s) is, c/o Miller Commerce, 431 S. Jefferson Ave., Suite 105, Springfield, MO 65806. The mailing address of the Grantee is City of Springfield, Department of Public Works, 840 Boonville Ave., Springfield, MO 65802.

KNOW ALL PERSONS BY THESE PRESENTS THAT: The Grantor(s), for and in consideration of the provision of sanitary sewer services, being the owner of all of the fee interest in the real property commonly known as 3851 E. State Highway D and 3911 E. Sunshine Street, in Springfield, Greene County, Missouri, and more fully described in the attached ***Exhibit A***, which is incorporated herein as if copied verbatim, does hereby irrevocably petition and consent to the future annexation of said property in the corporate limits of the City of Springfield, Missouri, Grantee herein.

At such time as the City Council of the City of Springfield may by resolution or ordinance declare that annexation is in the interest of the City of Springfield, Grantor and Grantor's heirs, legal representatives, successors and assigns, shall cause this petition to be presented to the governing body of the City of Springfield, and do all things necessary to meet the requirements of the State Annexation Statutes to cause such property to be annexed into the City. Provided, however, that annexation of the property will not be effective until such time as sewer service is available to the property.

Any objection to such annexation filed by Grantor(s), by any succeeding property owner(s), or by any occupant or resident of the property, shall relieve the City of any obligation to provide sewer service to the property, and the City may thereafter, upon reasonable notice, terminate sewer service and disconnect

MAIL TO RETURN TO ENVIRONMENTAL SERVICES

the property from the City of Springfield's sanitary sewer system. It is expressly stated and understood by Grantor(s) that but for the execution of this irrevocable consent to annexation and the commitment of Grantor(s) to do all things necessary to complete the annexation at such future date, the City would not extend sewer service to the real estate described in Exhibit A and any objection to annexation shall constitute complete and total failure of consideration for extending sewer service to property outside the City's limits in advance of annexation.

Failure to consummate annexation at any time during the term of this Irrevocable Petition and Consent to Annexation shall not cause this Petition and Consent to lapse and the same shall continue in full force and effect until such time as annexation is fully and lawfully consummated.

In the event of any breach or default by Grantor(s), this Irrevocable Petition and Consent to Annexation shall be enforceable by specific performance and, if litigated, venue shall be proper only in the Circuit Court of Greene County, Missouri, and the parties expressly waive any rights to venue inconsistent therewith.

This Irrevocable Petition and Consent to Annexation shall be deemed to be a covenant running with the land to succeeding owners and shall be deemed to be the Petition and Consent to Annexation of succeeding owners, their heirs, legal representatives, successors, and assigns until annexation is fully lawfully consummated as in this instrument provided.

IN WITNESS WHEREOF, the said Grantor(s) has/have hereunto set his/her/their hand(s) 12 day of July, 2016.

GRANTOR(S)

by Matthew E. Miller, Manager of Miller Commerce Assets, LLC,
Sole Member of 70-AL Senior Living, LLC

Approved as to form for Grantee by:

Jan Millington

JAN MILLINGTON

VERIFICATION AND ACKNOWLEDGMENT

STATE OF MISSOURI)
COUNTY OF Greene)

On this 12 day of July, 2016, before me personally appeared to me Matthew E. Miller, known to be the person(s) described herein and who executed the Irrevocable Petition and Consent to Annexation, and being duly sworn according to law, deposes and states that he is the Manager of Miller Commerce Assets, LLC, the sole Member of 70-AL Senior Living, LLC, and that it is the owner(s) in fee of the property described herein and the facts set forth in this Irrevocable Petition and Consent to Annexation are true and correct to the best of his/her/their knowledge, information and belief, and acknowledged to me that he/she/they executed same, as his/her/their free act and deed.

Subscribed and sworn to before me, a notary public, this 12 day of July, 2016.

GLENDA K. SCOGGINS
Notary Public – Notary Sea
STATE OF MISSOURI
Greene County
My Commission Expires June 16, 2017
Commission #13541939

Glenda K Scoggins
Notary Public
Glenda K. Scoggins

After recording, return to:
City of Springfield
Department of Public Works
Attn: Matt Taylor
840 Boonville Ave.
Springfield, MO 65802

EXHIBIT A

BEGINNING 624 FEET EAST OF THE SOUTH WEST CORNER OF THE COUTH WEST QUARTER OF THE SOUTH EAST QUARTER OF SECTION 27, TOWNSHIP 29, RANGE 21, THENCE EAST 198 FEET, THENCE NORTH 660 FEET, THENCE WEST 198 FEET, THENCE SOUTH 660 FEET TO THE PLACE OF BEGINNING, EXCEPT THE ROADWAY OFF THE SOUTH END IN GREENE COUNTY, MISSOURI.

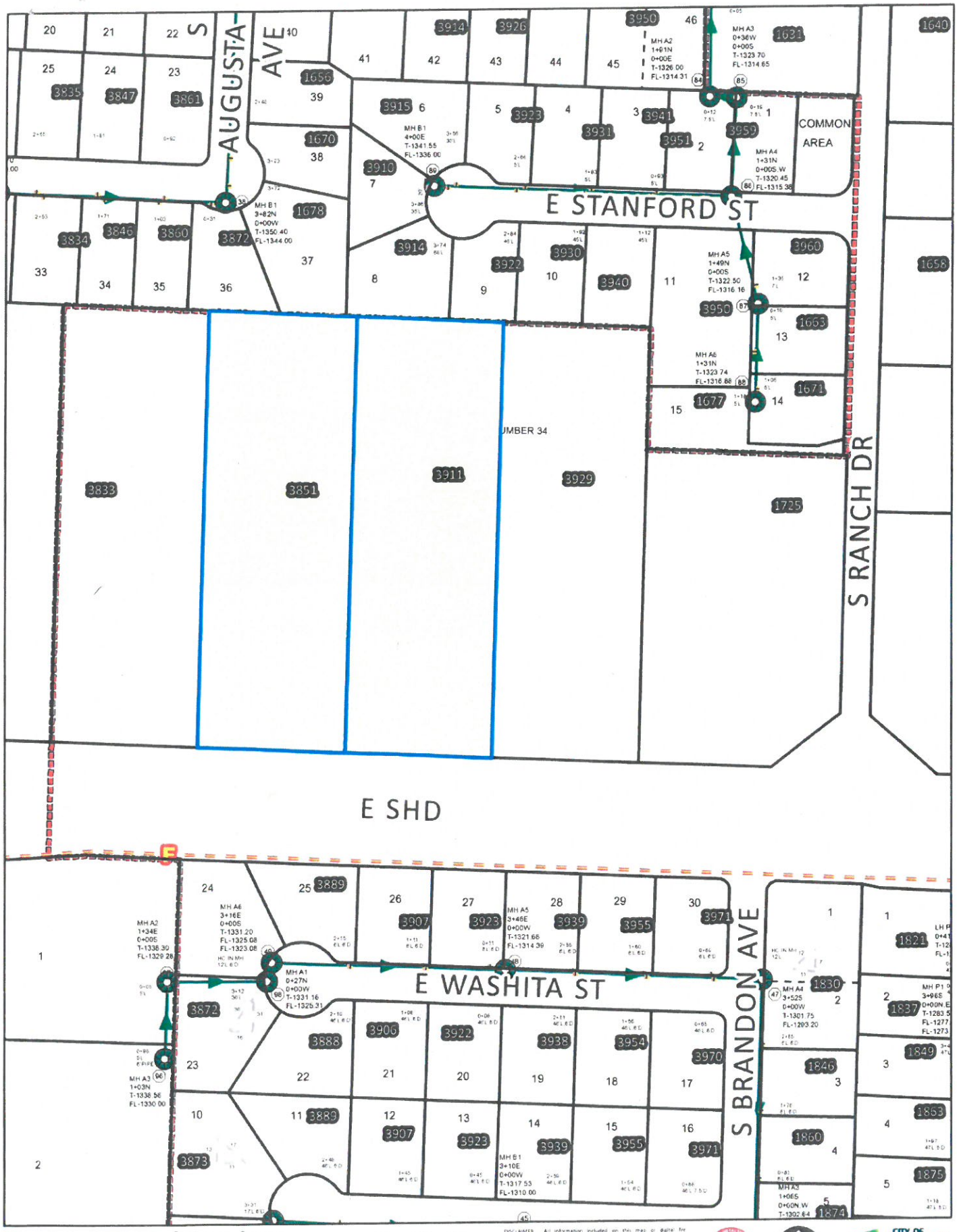
ALSO

EAST 198 FEET WEST 624 FEET SOUTH 660 FEET SOUTHWEST (1/4) SOUTHEAST (1/4) 27-29-21, (EXCEPT SOUTH 45 FEET FOR HIGHWAY), GREENE COUNTY, MISSOURI.

EXHIBIT A

TRACT I:
BEGINNING 624 FEET EAST OF THE SOUTHWEST CORNER OF THE SOUTHWEST QUARTER (SW¼) OF THE SOUTHEAST QUARTER (SE¼) OF SECTION TWENTY-SEVEN (27), TOWNSHIP TWENTY-NINE (29), RANGE TWENTY-ONE (21); THENCE EAST 198 FEET; THENCE NORTH 660 FEET; THENCE WEST 198 FEET; THENCE SOUTH 660 FEET TO PLACE OF BEGINNING, ALL IN GREENE COUNTY, MISSOURI.

TRACT II:
ALL OF THE EAST 198 FEET OF THE WEST 624 FEET OF THE SOUTH 660 FEET OF THE SOUTHWEST QUARTER (SW¼) OF THE SOUTHEAST QUARTER (SE¼) OF SECTION TWENTY-SEVEN (27), TOWNSHIP TWENTY-NINE (29) RANGE TWENTY-ONE (21), EXCEPT THE SOUTH 45 FEET THEREOF FOR HIGHWAY, ALL IN GREENE COUNTY, MISSOURI.


S AUGUSTA AVE
E STANFORD ST
S RANCH DR
E SHD
E WASHITA ST
S BRANDON AVE
COMMON AREA
UMBER 34
MH A2 1+91N 0+00E T-1326.00 FL-1314.31
MH A3 0+36W 0+00S T-1323.70 FL-1314.65
MH A4 1+31N 0+00S.W T-1320.45 FL-1315.38
MH B1 4+00E T-1341.55 FL-1336.00
MH B1 3+82N 0+00W T-1350.40 FL-1344.00
MH A5 1+49N 0+00S T-1322.50 FL-1316.16
MH A6 1+31N T-1323.74 FL-1316.88
MH A6 3+16E 0+00S T-1331.20 FL-1325.08 FL-1323.08
MH A5 3+46E 0+00W T-1321.66 FL-1314.39
MH A2 1+34E 0+00S T-1338.30 FL-1329.28
MH A1 0+27N 0+00W T-1331.16 FL-1325.31
MH A3 1+03N T-1338.56 FL-1330.00
MH A4 3+52S 0+00W T-1301.75 FL-1293.20
MH B1 3+10E 0+00W T-1317.53 FL-1310.00
MH A3 1+06S 0+00N.W T-1302.64
Environmental Services
SEWER INFORMATION
Date: 7/12/2016
0 50 100 150 200 Feet
1 inch = 167 feet
CITY OF Springfield ENVIRONMENTAL SERVICES

BK2935PG2018

26 APR 2002 01:31:50pm

REAL ESTATE DOCUMENT NUMBER
023289-02

STATE OF MISSOURI
COUNTY OF GREENE
RECORDERS CERTIFICATION

Linda S. Montgomery
RECORDER OF DEEDS

RECORDER OF DEEDS SEAL GREENE COUNTY, MISSOURI

recjkm

IRREVOCABLE PETITION AND CONSENT TO ANNEXATION

This Irrevocable Petition and Consent to Annexation, made this 17th day of April, 2002.

For and in consideration of the extension of Sanitary Sewer Services, know all persons by these presents that GRANTORS **TONY S. STILL AND ANDREA STILL, HUSBAND AND WIFE, HOLDERS OF AN UNDIVIDED ONE- HALF INTEREST, (hereinafter "Owner") being part owner(s) of all FEE INTEREST in the following described real property,** does hereby IRREVOCABLY PETITION AND CONSENT TO ANNEXATION of said property into the CITY OF SPRINGFIELD, MISSOURI. GRANTee P.O. Box 8368, Springfield, Mo. 65802

SEE ATTACHED LEGAL DESCRIPTION page 2

At such time as the SPRINGFIELD CITY COUNCIL may by resolution or ordinance declare that ANNEXATION is in the interest of the CITY OF SPRINGFIELD, owner and owner's heirs, legal representatives, successors and assigns, shall cause this petition to be represented to the governing body of the CITY OF SPRINGFIELD, and do all things necessary to cause such property to be annexed into the CITY.

Any objection to such annexation filed by the owner, by any succeeding property owner, or by any occupant or resident of the property, shall relieve the CITY of any obligation to provide further sewer services to the property, and the CITY may thereafter, upon reasonable notice, terminate sewer service and disconnect the property from the CITY OF SPRINGFIELD sanitary sewer system.

Failure to consummate annexation at any time during the term of the IRREVOCABLE PETITION AND CONSENT TO ANNEXATION shall not cause this petition and consent to lapse and the same shall continue in full force and effect until such time as annexation is fully and lawfully consummated.

In event of any breach or default by the OWNER, this IRREVOCABLE PETITION AND CONSENT TO ANNEXATION shall be enforceable by specific performance and, if litigated, venue shall be proper only in the CIRCUIT COURT OF GREENE COUNTY, and the parties expressly waive any rights to venue inconsistent therewith.

This IRREVOCABLE PETITION AND CONSENT TO ANNEXATION shall be deemed to be a covenant running with the land to succeeding owners shall be deemed to be the petition and consent to annexation of succeeding owners, their heirs, legal representatives, successors, and assigns until annexation is fully lawfully consummated as in this instrument provided.

Tony Still
TONY S. STILL

Andrea Still
ANDREA STILL

APPROVED AS TO FORM:

ASST CITY ATTORNEY
Gary T. Nelms

2/2

MAIL TO City

BK2935PG2019

STATE OF MISSOURI)
) SS. ON THIS 11th DAY OF April,
GREENE COUNTY)
BEFORE ME PERSONALLY APPEARED TONY S. STILL AND ANDREA STILL, HUSBAND AND WIFE, TO ME PERSONALLY KNOWN TO BE THE PERSONS DESCRIBED IN AND ACKNOWLEDGED THAT THEY EXECUTED THE SAME AS THEIR FREE ACT AND DEED. IN TESTIMONY WHEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIXED MY OFFICIAL SEAL, AT MY OFFICE IN Springfield, MO, THE DAY AND YEAR FIRST ABOVE WRITTEN.

MY COMMISSION EXPIRES:

10-1-04

NOTARY PUBLIC

Maria L. DeWitt

MARIA L. DeWITT

IRREVOCABLE PETITION AND CONSENT TO ANNEXATION

LEGAL DESCRIPTION

All of Lot Five (5) and Six (6) except the West 400 feet thereof and all of Lots Eleven (11), Twelve (12), Thirteen (13), Fourteen (14) and Fifteen (15) and all of the South 578.5 feet of Lot Sixteen (16) in Hampden Park, a subdivision in Greene County, Missouri. Except: Beginning at the Southwest corner of Lot Eleven (11) in Hampden Park, a subdivision in Greene County, Missouri; thence North 230 feet; thence East 175 feet; thence South to a point 150 feet South of the North line of Lot Twelve (12); thence East to the East line of said Lot Twelve (12); thence South to the Southeast corner of said Lot Twelve (12); thence West to the point of beginning.

NOTE: Part of Hampden Park Subdivision has been replatted as Colonial Corner Subdivision and further partially replatted as Colonial Corner 1st Addition. This should be reflected in the legal description.

MARIA L. DeWITT
Notary Public - Notary Seal
STATE OF MISSOURI
Christian County
My Commission Expires Oct. 1, 2004

035335-19 07 Oct 2019 02:59:22PM

Book:2019
Page:035335-19
4 pages

jjackson

REAL ESTATE DOCUMENT
GREENE COUNTY, MISSOURI
RECORDERS CERTIFICATION

RECORDER OF DEEDS

IRREVOCABLE PETITION AND CONSENT TO ANNEXATION

This Irrevocable Petition and Consent to Annexation, made and entered into this 9th day of August 2019, by and between **Tony Still AND Doug Still in equal shares as tenants in common,** hereinafter referred to as **"Grantors,"** and **The City of Springfield, Missouri,** a Municipal Corporation and duly organized Constitutional Charter City, of the County of Greene, State of Missouri, hereinafter referred to as **"Grantee."** The mailing address of the Grantor(s) is, 1918 E. Meadowmere St., Suite 10, Springfield, MO 65804.

The mailing address of the Grantee is City of Springfield, Department of Public Works, 840 Boonville Ave., Springfield, MO 65802.

KNOW ALL PERSONS BY THESE PRESENTS THAT: The Grantor(s), for and in consideration of the provision of sanitary sewer services, being the owner of all of the fee interest in the real property commonly known as 3601 W. Sunshine St., Springfield, MO, Greene County, Missouri, and more fully described as follows:

All of Lots 9 & 10 in Hampden Park, a subdivision located in Greene County, Missouri, according to the recorded plat thereof.

Exhibit A - Location Map

does hereby irrevocably petition and consent to the future annexation of said property inthe corporate limits of the City of Springfield, Missouri, Grantee herein.

At such time as the City Council of the City of Springfield may by resolution or ordinance declare that annexation is in the interest of the City of Springfield, Grantor and Grantor's heirs, legal representatives, successors and assigns, shall cause this petition to be presented to the governing body of the City of Springfield, and do all things necessary to meet the requirements of the State Annexation Statutes to cause such property to be annexed into the City.
Provided, however, that annexation of the property will not be effective until such time as sewer service is available to the property.

RETURN TO CITY HALL
RIGHT-OF-WAY SECTION

MAIL TO

Any objection to such annexation filed by Grantor(s) , by any succeeding property owner(s), or by any occupant or resident of the property, shall relieve the City of any obligation to provide sewer service to the property, and the City may thereafter, upon reasonable notice, terminate sewer service and disconnect the property from the City of Springfield's sanitary sewer system. It is expressly stated and understood by Grantor(s) that but for the execution of this irrevocable consent to annexation and the commitment of Grantor(s) to do all things necessary to complete the annexation at such future date, the City would not extend sewer service to the real estate described in Exhibit A and any objection to annexation shall constitute complete and total failure of consideration for extending sewer service to property outside the City's limits in advance of annexation.

Failure to consummate annexation at any time during the term of this Irrevocable Petition and Consent to Annexation shall not cause this Petition and Consent to lapse and the same shall continue in full force and effect until such time as annexation is fully and lawfully consummated.

In the event of any breach or default by Grantor(s), this Irrevocable Petition and Consent to Annexation shall be enforceable by specific performance and, if litigated, venue shall be proper only in the Circuit Court of Greene County, Missouri, and the parties expressly waive any rights to venue inconsistent therewith.

This Irrevocable Petition and Consent to Annexation shall be deemed to be a covenant running with the land to succeeding owners and shall be deemed to be the Petition and Consent to Annexation of succeeding owners, their heirs, legal representatives, successors, and assigns until annexation is fully lawfully consummated as in this instrument provided.

IN WITNESS WHEREOF, the said Grantor has hereunto set his hand this 9th day of August 2019.

GRANTORS

(Tony Still)

(Doug Still)

Approved as to form for Grantee by:

(Don Willoh)

VERIFICATION AND ACKNOWLEDGMENT

STATE OF MISSOURI)
COUNTY OF GREENE)

On this 9th day of August 2019, before me personally appeared to me known to be the persons described herein and who executed the Irrevocable Petition and Consent to Annexation , and being duly sworn according to law, deposes and states that Tony Still and Doug Still are the owners in fee of the property described herein and the facts set forth in this Irrevocable Petition and Consent to Annexation are true and correct to the best of their knowledge, information and belief, and acknowledged to me that they executed same, as their free act and deed.

Subscribed and sworn to before me, a notary public, this 9th day of August 2019.

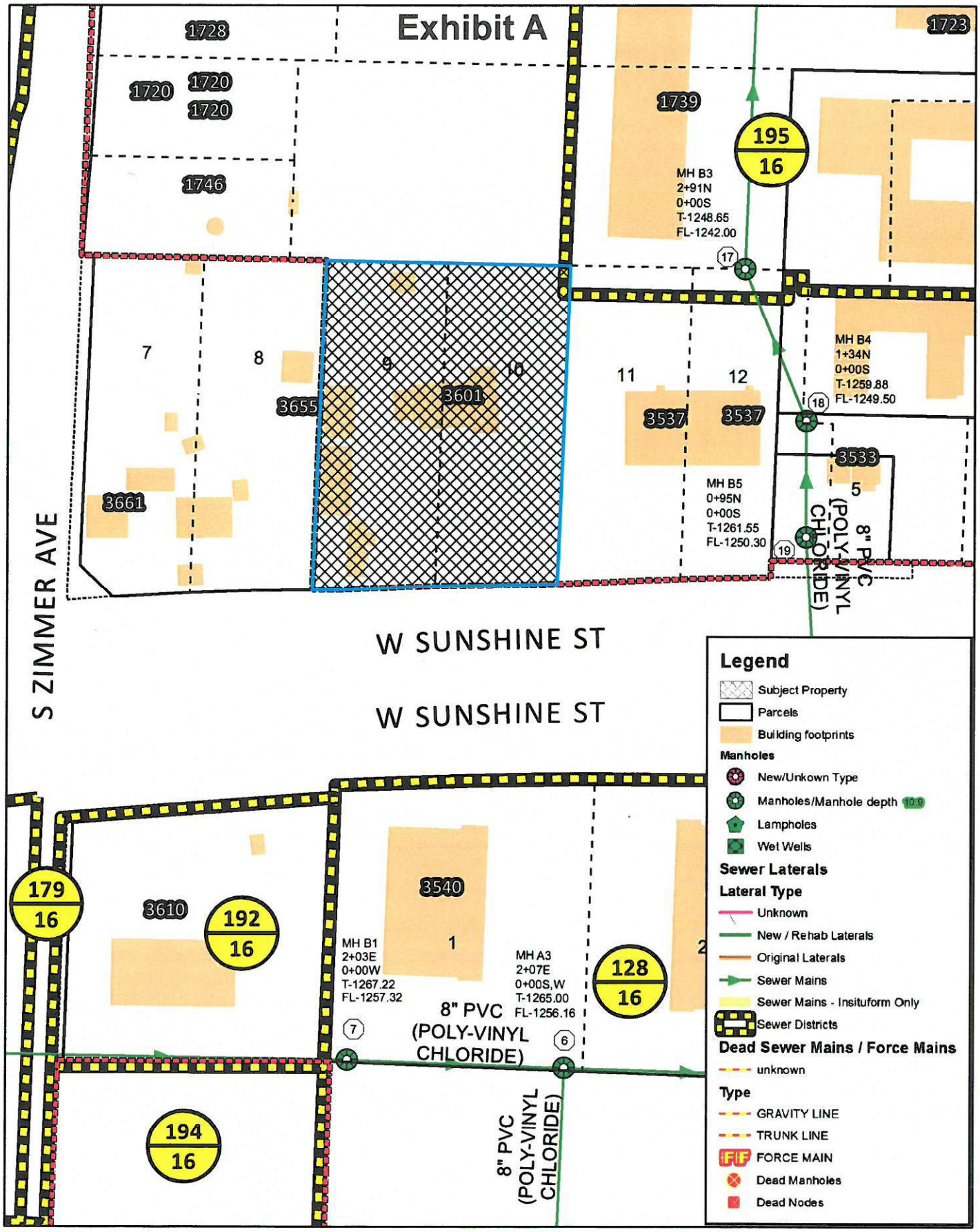
Mollie S. Jessen

Notary Public, Mollie S. Jessen

My commission expires: May 21, 2023

NOTARY PUBLIC NOTARY SEAL STATE OF MISSOURI

MOLLIE S. JESSEN
My Commission Expires
May 21, 2023
Christian County
Commission #15408440



Environmental Services
SEWER INFORMATION

0 30 60 90 120 Feet
1 inch = 104 feet

DISCLAIMER: All information included on this map or digital file is provided "as-is" for general information purposes only. The City of Springfield, and all other contributing data suppliers, make no warranties, expressed or implied, concerning the accuracy, completeness, reliability, or suitability of the data for any particular use. Furthermore, the City of Springfield, and all other contributing data suppliers, assume no liability whatsoever associated with the use or misuse of the data.

City of Springfield ENVIRONMENTAL SERVICES

BOOK 2311 PAGE 2543

10168

MAPPED
WESTMINSTER 1ST, LOTS 2 & 3
BY PLANNING DEPARTMENT
SEE MICHAEL SPARLIN

1200

IRREVOCABLE PETITION AND CONSENT TO ANNEXATION

This Irrevocable Petition and Consent to Annexation, made this 28 day of February, 1994.

Know all men by these presents that Julian R. Goodwin, Trustee under Revocable Living Trust Agreement of Julian R. Goodwin, Dated September 8, 1986, being the owner of all fee interest in the following described real property, does hereby irrevocably petition and consent to annexation of said property into the City of Springfield, Missouri.

All of Lots Two (2) and Three (3) of Westminster First Addition, Springfield, Greene County, Missouri.

At such time as the Springfield City Council may by resolution or ordinance declare that annexation is in the interest of the City of Springfield, Julian R. Goodwin, Trustee under Revocable Living Trust Agreement of Julian R. Goodwin, Dated September 8, 1986, its successors and assigns shall cause this petition to be presented to the governing body of the City of Springfield, and do all things necessary to cause such property to be annexed into the City.

Failure to consummate annexation at any time during the term of this Irrevocable Petition and Consent to Annexation shall not cause this Petition and Consent to lapse and the same shall continue in full force and effect until such time as annexation is fully and lawfully consummated.

In the event of any breach or default by the undersigned, this Irrevocable Petition and Consent to Annexation shall be enforceable by specific performance and, if litigated, venue shall be proper only in the Circuit Court of Greene County, and the parties expressly waive any rights to venue inconsistent therewith.

This Irrevocable Petition and Consent to Annexation shall be deemed to be a covenant running with the land to succeeding owners and shall be deemed to be the Petition and Consent to Annexation of succeeding owners, their heirs, legal representatives, successors, and assigns until annexation is fully lawfully consummated as in this instrument provided.

Julian R. Goodwin

Approved as to form:

City Attorney

STATE OF MISSOURI
GREENE COUNTY
FILE FOR RECORD
MAR 15 3 09 PM '94
RUSSELL HELLER
RECORDER

0 1 0 1 6 8

City Attorney

ACKNOWLEDGMENT OF TRUSTEE OR REVOCABLE LIVING TRUST

STATE OF MISSOURI)
) ss
COUNTY OF GREENE)

On this 28th day of February, 1994, before me personally appeared Julian R. Goodwin, to me personally known, who, being by me duly sworn did say that he is Trustee under Revocable Living Trust Agreement of Julian R. Goodwin, Dated September 8, 1986, and that said instrument was signed and sealed in behalf of said Trust and said Trustee acknowledged said instrument to be the free act and deed of said Trust.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed by official seal, at my office in Springfield, Missouri the day and year first above written.

James E. Miller NOTARY PUBLIC

My term of office expires: May 12, 1996

JAMES E. MILLER
Notary Public - Notary Seal
STATE OF MISSOURI
Greene County
My Commission Expires May 12, 1996

STATE OF MISSOURI
COUNTY OF GREENE } ss. IN THE RECORDER'S OFFICE
I, RUSSELL H. KELLER, Recorder of said County, do hereby certify that the within instrument of writing was on the 15 day of March A.D. 19 94, at 3 o'clock 09 minutes P.M. duly filed for record, and is recorded in the records of this office, in Book 2311 Page 2543
IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal at Springfield, Missouri, this 15 day of March A.D. 19 94
RUSSELL H. KELLER Recorder
Deputy

RECORDING FEE $ 8.00
STATE USER FEE $ 4.00
TOTAL $ 12.00

MAPPED

BY PLANNING DEPARTMENT
SEE MICHAEL SPARLIN

027927-14 13 Aug 2014 11:26:14AM

Book:2014
Page:027927-14
4 pages

recksk

REAL ESTATE DOCUMENT
GREENE COUNTY, MISSOURI
RECORDERS CERTIFICATION

Cheryl L. Dawson
RECORDER OF DEEDS

IRREVOCABLE PETITION AND CONSENT TO ANNEXATION

This Irrevocable Petition and Consent to Annexation, made and entered into this 30th day of June, 2014, by and between Citizen's Bank of Newburg, a Missouri Banking Corporation, hereinafter referred to as "**Grantor(s)**," and **The City of Springfield, Missouri**, a Municipal Corporation and duly organized Constitutional Charter City, of the County of Greene, State of Missouri, hereinafter referred to as "**Grantee**." The mailing address of the Grantor(s) is, P O Box H, Newburg, MO 65550. The mailing address of the Grantee is City of Springfield, Department of Public Works, 840 Boonville Ave., Springfield, MO 65802.

KNOW ALL PERSONS BY THESE PRESENTS THAT: The Grantor(s), for and in consideration of the provision of sanitary sewer services, being the owner of all of the fee interest in the real property commonly known as a part of Section 4, Township 28 North, Range 22 West, in Springfield, Greene County, Missouri, and more fully described in the attached ***Schedule C***, which is incorporated herein as if copied verbatim, does hereby irrevocably petition and consent to the future annexation of said property in the corporate limits of the City of Springfield, Missouri, Grantee herein.

At such time as the City Council of the City of Springfield may by resolution or ordinance declare that annexation is in the interest of the City of Springfield, Grantor and Grantor's heirs, legal representatives, successors and assigns, shall cause this petition to be presented to the governing body of the City of Springfield, and do all things necessary to meet the requirements of the State Annexation Statutes to cause such property to be annexed into the City. Provided, however, that annexation of the property will not be effective until such time as sewer service is available to the property.

Any objection to such annexation filed by Grantor(s), by any succeeding property owner(s), or by any occupant or resident of the property, shall relieve the City of any obligation to provide sewer service to the property, and the City may thereafter, upon reasonable notice, terminate sewer service and disconnect

MAIL TO

RETURN TO ENVIRONMENTAL SERVICES ADMIN - RSBC SUB.

RETURN TO CITY HALL
RIGHT-OF-WAY SECTION

2014 PW0031

the property from the City of Springfield's sanitary sewer system. It is expressly stated and understood by Grantor(s) that but for the execution of this irrevocable consent to annexation and the commitment of Grantor(s) to do all things necessary to complete the annexation at such future date, the City would not extend sewer service to the real estate described in Exhibit A and any objection to annexation shall constitute complete and total failure of consideration for extending sewer service to property outside the City's limits in advance of annexation.

Failure to consummate annexation at any time during the term of this Irrevocable Petition and Consent to Annexation shall not cause this Petition and Consent to lapse and the same shall continue in full force and effect until such time as annexation is fully and lawfully consummated.

In the event of any breach or default by Grantor(s), this Irrevocable Petition and Consent to Annexation shall be enforceable by specific performance and, if litigated, venue shall be proper only in the Circuit Court of Greene County, Missouri, and the parties expressly waive any rights to venue inconsistent therewith.

This Irrevocable Petition and Consent to Annexation shall be deemed to be a covenant running with the land to succeeding owners and shall be deemed to be the Petition and Consent to Annexation of succeeding owners, their heirs, legal representatives, successors, and assigns until annexation is fully lawfully consummated as in this instrument provided.

IN WITNESS WHEREOF, the said Grantor(s) has/have hereunto set his/her/their hand(s) 30th day of June, 2014.

GRANTOR(S)

Citizen's Bank of Newburg by Aaron Espinoza, It's President

Approved as to form for Grantee by:

Jan Millington

VERIFICATION AND ACKNOWLEDGMENT

STATE OF MISSOURI)
COUNTY OF Phelps)

On this 30th day of June, 2014, before me personally appeared to me known to be the person(s) described herein and who executed the Irrevocable Petition and Consent to Annexation, and being duly sworn according to law, deposes and states that Aaron Espinoza is the President of Citizen's Bank of Newburg, and they are the owner(s) in fee of the property described herein and the facts set forth in this Irrevocable Petition and Consent to Annexation are true and correct to the best of his/her/their knowledge, information and belief, and acknowledged to me that he/she/they executed same, as his/her/their free act and deed.

Subscribed and sworn to before me, a notary public, this 30th day of June, 2014.

Notary Public

LORIANNE EYBERG
Notary Public, Notary Seal
State of Missouri
Phelps County
Commission # 10000551
My Commission Expires August 01, 2014

After recording, return to:
City of Springfield
Department of Public Works
Attn: Matt Taylor
840 Boonville Ave.
Springfield, MO 65802

SCHEDULE C

A parcel of land located in the Southwest Quarter (SW1/4) of sSection Four (4), Township Twenty-eight (28) North, Range Twenty-two (22) West, Greene County, Missouri, more particularly described as follows: Commencing at a railroad spike at the Northeast corner of the Southwest Quarter (SW1/4) of Section 4, Township 28 North, Range 22 West, also being the Northeast corner of Westminister Subdivision First Addition, Greene County, Missouri; thence N89°02'24"W along the North line of said subdivision, also being the North line of said Southwest Quarter of said Section 4, a distance of 509.48 feet for a point of beginning: thence leaving said North line of the Southwest Quarter of Section 4, S00°59'12"W a distance of 227.48 feet to a 5/8" iron pin ls1734 found; thence S88°58'29"E a distance of 85.12 feet; thence S01°47'48"W a distance of 344.92 feet; thence N88°56'53"W a distance of 374.02 feet; thence N01°36'29"E a distance of 130.99 feet to the point of curvature of a non-tangent curve to the right having a radius of 50 feet, a central angle of 80°20'43", with a chord bearing of N41°34'55"E; thence along said curve an arc distance of 70.11 feet; thence N55°26'06"E a distance of 283.16 feet; thence N88°57'06"W a distance of 521.49 feet to a 5/8" iron pin ls1756 found; thence N88°54'20"W a distance of 79.56 feet; thence N01°36'39"E a distance of 216.63 feet to the point of tangency of a curve to the right having a radius of 15 feet, a central angle of 89°21'07", with a chord bearing of N46°17'03"E; thence along said curve an arc distance of 23.39 feet; thence N00°57'36"E a distance of 45.00 feet to a point on the North line of said Southwest Quarter (SW1/4) of Section 4; thence S89°02'24"E along said North line of the Southwest Quarter (SW1/4) of Section 4 a distance of 603.75 feet to the point of beginning, all being in Greene County, Missouri, subject to easements and any parts used for road purposes. Also that part of the West 160 feet of the Northeast Quarter (NE1/4) of the Southwest Quarter (SW1/4) of Section Four (4), Township Twenty-eight (28) North, Range Twenty-two (22) located West of Meadolark Avenue and North of the North boundary line of Lot Nine (9) in the Final Plat of Westminster Second Addition Subdivision, a subdivision in Greene County, Missouri, less and except any part thereof taken, deeded or used roads or right of ways.

EXPLANATION TO COUNCIL BILL 2024-274 (SIMPSON)

FILED: 11/26/2024

ORIGINATING DEPARTMENT: Planning and Development

TITLE: A general ordinance amending Section 1-9 of the Springfield City Code, 'City Limits,' and Section 46-1 of the Springfield City Code, 'Boundaries of wards, precincts and council zones,' for the purpose of annexing approximately 25.7 acres of private property generally located at 6116 South Farm Road 175, and a portion of South Farm Road adjacent to the property, into the City of Springfield as Annexation A-6-2024.

PURPOSE: To adopt an ordinance to annex approximately 25.7 acres of private property generally located at 6116 South Farm Road 175 and a portion of South Farm Road adjacent to the property into the City of Springfield as Annexation A-6-2024. (Staff recommends approval.)

BACKGROUND INFORMATION: The owner(s) of the private property generally located at 6116 South Farm Road 175 are requesting annexation into the City of Springfield. The owner(s) of the private property have signed a petition to request annexation of approximately 25.7 acres into the City of Springfield. A portion of South Farm Road 175 adjacent to the property to the west is also part of this annexation request. The owner of the private property is proposing to annex and rezone for a new residential development.

City Council is required to hold a public hearing to determine whether the annexation is reasonable and necessary for the proper development of the city and whether the city can furnish normal city services within a reasonable period. If no written objection is filed within fourteen (14) days of the public hearing, the City may annex the property by ordinance without further action.

REMARKS: The area to be annexed is contiguous to the City of Springfield. See "Exhibit B" for the location of the private property and right-of-way to be annexed.

RECOMMENDATIONS:
1. The area to be annexed is within the City's Urban Service Area and is consistent with its policies.
2. The area to be annexed is contiguous and compact to the City of Springfield.
3. The Forward SGF Comprehensive Plan supports this annexation request.
4. The property owner(s) have petitioned the City for annexation.
5. All City services can be provided to the property.

The City will receive property tax revenue upon annexation of the private property. Based on the subject property's location in proximity to the existing city limits within an

unincorporated island and the recommendations of Chapter 6, Growth Areas, and Annexation, of the Forward SGF Comprehensive Plan, staff supports this request.

Submitted By: Alana Owen, Senior City Planner

Authorized for inclusion on the agenda pursuant to City Code section 2-33:
Maurice S. Jones, Deputy City Manager 12/6/2024

Attachments:
1. A-6-2024 6116 South Farm Road 175 and a Portion of South Farm Road Adjacent to the Property
2. A-6-2024_ExhA
3. A-6-2024_ExhB

One-rdg. _____
P. Hrngs. X
Pgs. 20
Filed: 12-10-24

Sponsored by: Simpson

First Reading: _____ Second Reading: _____

COUNCIL BILL 2024-274 GENERAL ORDINANCE _____

AN ORDINANCE

AMENDING Section 1-9 of the Springfield City Code, 'City Limits,' and Section 46-1 of the Springfield City Code, 'Boundaries of wards, precincts and council zones,' for the purpose of annexing approximately 25.7 acres of private property generally located at 6116 South Farm Road 175, and a portion of South Farm Road adjacent to the property, into the City of Springfield as Annexation A-6-2024.

_____

WHEREAS, the owners of the private property generally located at 6116 South Farm Road 175 have signed a petition requesting the voluntary annexation of approximately 25.7 acres into the City of Springfield, as shown in "Exhibit A," attached hereto and incorporated herein; and

WHEREAS, a portion of South Farm Road 175 adjacent to the subject property is also included as part of this request; and

WHEREAS, the subject property is located within priority areas for annexation in the City of Springfield's Comprehensive Plan, Forward SGF; and

WHEREAS, the subject property is within the City of Springfield's Urban Service Area and is compact and contiguous to the City, as shown in "Exhibit B," attached hereto and incorporated herein by this reference; and

WHEREAS, proper notice was published at least seven (7) days prior to the public hearing; and

WHEREAS, City Council does find and determine that: (1) said annexation is reasonable and necessary to the proper development of the City; (2) the City either already furnishes normal municipal services to the area annexed, or is able to furnish such services within a reasonable time after annexation; and (3) the area annexed herein is contiguous and compact to the existing corporate boundaries of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, MISSOURI, as follows, that:

Section 1 – City Council, after holding a public hearing, hereby determines that annexation of the property described in "Exhibit A," is reasonable and necessary to the proper development of the City; the City either already furnishes normal municipal services to the area annexed, or is able to furnish such services within a reasonable time after annexation; and the area is contiguous and compact to the existing boundaries of the City as shown in “Exhibit B.”

Section 2 – Pursuant to the provisions of Section 71.012 RSMo., the property described in “Exhibit A,” and the portion of South Farm Road 175 adjacent to the subject property, are hereby annexed into the City of Springfield, Missouri.

Section 3 – Section 1-9 of the Springfield City Code, ‘City Limits,’ is hereby amended by adding thereto the land described in "Exhibit A" and the portion of South Farm Road 175 adjacent to the subject property.

Section 4 – Section 46-1 of the Springfield City Code, ‘Boundaries of wards, precincts and council zones,’ is hereby amended by placing the property described in "Exhibit A" and the portion of South Farm Road 175 adjacent to the subject property into the appropriate ward and precinct as determined by the County Clerk in accordance with the provisions of State law.

Section 5 – The City Clerk is directed to: (1) file certified copies of this Annexation Ordinance with the Clerk of Greene County; (2) file certified copies of this Annexation Ordinance with the Assessor of Greene County; and (3) forward to the Missouri Director of Revenue, by certified mail, certified copies of this Ordinance, and any other information that the Director of Revenue may require. The City Clerk is further authorized and empowered to perform any other administrative acts which are consistent with the intent of this Ordinance.

Section 6 – This Ordinance shall be in full force and effect from and after passage.

Passed at meeting: _____

_____
Mayor

Attest: _____, City Clerk

Filed as Ordinance: _____

Approved as to form: Laura Vales, Assistant City Attorney

81 Approved for Council action: _____, City Manager

EXHIBIT A
ANNEXATION A-6-2024
LEGAL DESCRIPTION

6116 South Farm Road 175

ALL THAT PART OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 28, IN TOWNSHIP 28 NORTH, RANGE 21 WEST, GREENE COUNTY, MISSOURI, BEING A PART OF THE LANDS DESCRIBED IN THE WARRANTY DEED DULY RECORDED IN THE GREENE COUNTY RECORDER'S OFFICE IN BOOK 2726, AT PAGE 179, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 28, TOWNSHIP 28 NORTH, RANGE 21 WEST, GREENE COUNTY, MISSOURI; THENCE NORTH 87 DEGREES 46 MINUTES 31 SECONDS WEST ALONG THE SOUTH LINE OF SAID QUARTER- QUARTER, A DISTANCE OF 792.24 FEET TO THE SOUTHEAST COMER OF THE TRACT OF LAND DESCRIBED IN THE GENERAL WARRANTY DEED DULY RECORDED IN THE GREENE COUNTY RECORDER'S OFFICE IN BOOK 2261, AT PAGE 1047 (BRIGHT TRACT); THENCE DEPARTING SAID SOUTH LINE NORTH 01 DEGREES 36 MINUTES 55 SECONDS EAST ALONG THE EAST LINE OF SAID BRIGHT TRACT, A DISTANCE OF 47.19 FEET TO THE POINT OF BEGINNING; THENCE DEPARTING SAID EAST LINE NORTH 87 DEGREES 50 MINUTES 30 SECONDS EAST, A DISTANCE OF 269.77 FEET TO A POINT; THENCE NORTH 42 DEGREES 59 MINUTES 39 SECONDS EAST, A DISTANCE OF 143.91 FEET TO A POINT; THENCE NORTH 00 DEGREES 07 MINUTES 54 SECONDS WEST, A DISTANCE OF 108.56 FEET TO A POINT; THENCE NORTH 15 DEGREES 08 MINUTES 29 SECONDS EAST, A DISTANCE OF 169.97 FEET TO A POINT; THENCE NORTH 31 DEGREES 20 MINUTES 05 SECONDS EAST, A DISTANCE OF 460.59 FEET TO A POINT OF CURVATURE; THENCE ALONG A TANGENT CURVE TO THE LEFT HAVING A RADIUS OF 735.00 FEET AND AN INTERNAL ANGLE OF 28 DEGREES 49 MINUTES 36 SECONDS, A DISTANCE OF 369.79 FEET TO A POINT; THENCE NORTH 43 DEGREES 00 MINUTES 44 SECONDS WEST, A DISTANCE OF 71.35 FEET TO A POINT; THENCE NORTH 87 DEGREES 29 MINUTES 29 SECONDS WEST, A DISTANCE OF 88.58 FEET TO A POINT; THENCE NORTH 80 DEGREES 38 MINUTES 13 SECONDS WEST, A DISTANCE OF 100.54 FEET TO A POINT; THENCE NORTH 87 DEGREES 29 MINUTES 29 SECONDS WEST, A DISTANCE OF 128.72 FEET TO A POINT; THENCE NORTH 82 DEGREES 41 MINUTES 47 SECONDS WEST, A DISTANCE OF 246.52 FEET TO A POINT; THENCE NORTH 77 DEGREES 02 MINUTES 15 SECONDS WEST, A DISTANCE OF 33.83 FEET TO A POINT; THENCE NORTH 87 DEGREES 18 MINUTES 44 SECONDS WEST, A DISTANCE OF 80.20 FEET TO A POINT; THENCE NORTH 02 DEGREES 28 MINUTES 07 SECONDS EAST, A DISTANCE OF 22.80 FEET TO A POINT THE NORTH LINE OF SAID QUARTER-QUARTER; THENCE ALONG SAID NORTH LINE NORTH 87 DEGREES 31 MINUTES 53 SECONDS WEST, A DISTANCE OF 541.85 FEET TO THE NORTHWEST COMER THEREOF; THENCE SOUTH 01 DEGREES 31 MINUTES 11 SECONDS WEST ALONG THE WEST LINE OF SAID QUARTER-QUARTER, A DISTANCE OF 891.17 FEET TO THE NORTHWEST COMER OF SAID BRIGHT TRACT; THENCE DEPARTING SAID WEST LINE SOUTH 87 DEGREES 40 MINUTES 02 SECONDS EAST ALONG THE NORTH LINE OF SAID BRIGHT TRACT, A DISTANCE OF 540.01 FEET TO THE NORTHEAST COMER THEREOF; THENCE SOUTH 01 DEGREES 36 MINUTES 55 SECONDS WEST ALONG THE EAST LINE OF SAID BRIGHT TRACT, A DISTANCE OF 385.69 FEET TO THE POINT OF BEGINNING AND CONTAINING 1,122,159 SQUARE FEET OR 25.761 ACRES OF LAND, MORE OR LESS, EXCEPT ANY PART THEREOF TAKEN, DEEDED OR USED FOR ROAD OR HIGHWAY PURPOSES. SUBJECT TO ANY EASEMENTS OR RESTRICTIONS OF RECORD.

South Farm Road 175

A PART OF THE FARM ROAD 175 RIGHT-OF-WAY IN THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 28, TOWNSHIP 28 NORTH, RANGE 21 WEST, AND IN THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 29, TOWNSHIP 28 NORTH RANGE 21 WEST, ALL IN GREENE COUNTY, MISSOURI, MORE PARTICULARLY DESCRIBED AS FOLLOWS:
ALL OF SAID FARM ROAD 175 RIGHT-OF-WAY THAT LIES IN THE NORTH 891.17 FEET OF SAID SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 28, AND IN NORTH 891.17 FEET OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 29.

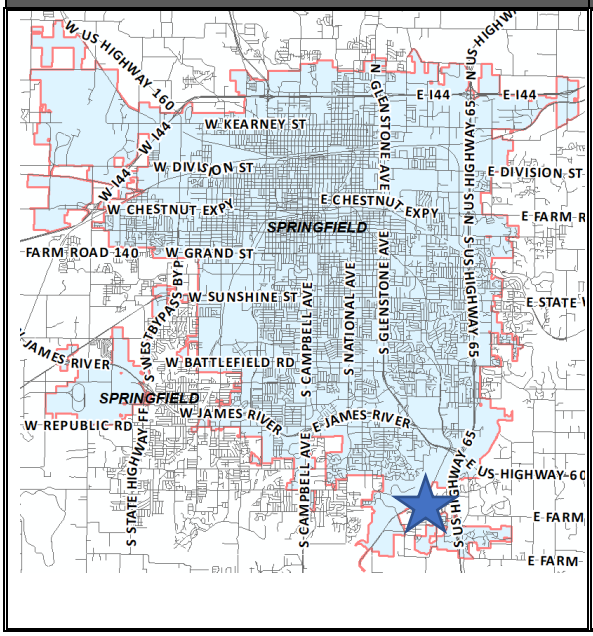
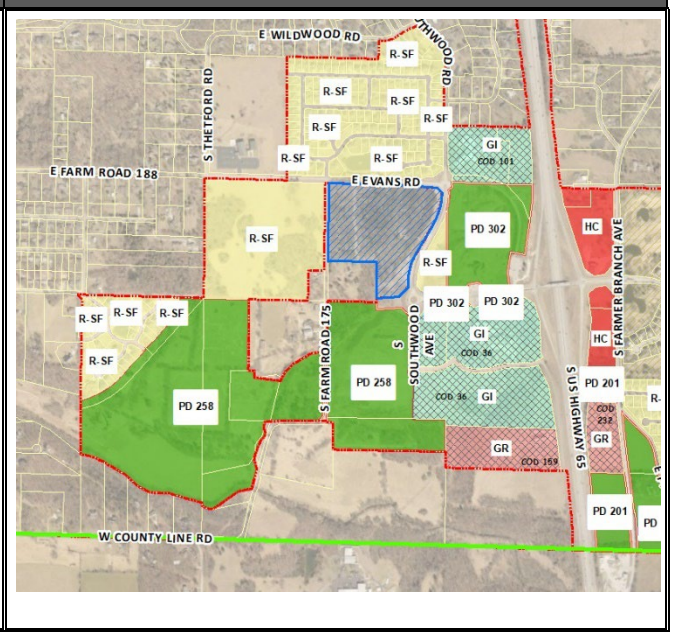
EXHIBIT B

DEVELOPMENT REVIEW STAFF REPORT

PROJECT INFORMATION	
Case Number:	A-6-2024
Location:	6116 South Farm Road 175
Total Acres:	25.7 acres
Applicant:	TAG Property Management LLC
Existing Land Use:	Undeveloped
City Council:	December 16, 2024
Public Notification:	Mail and legal in Daily Events
Staff:	Alana Owen, AICP, Principal Planner
Staff recommendation:	Staff recommends approval

PROJECT SUMMARY:

Request to annex approximately 25.7 acres of private property generally located at 6116 South Farm Road 175, and a portion of South Farm Road 175 into the city of Springfield.

LOCATION MAP	CITY LIMIT & ZONING MAP
	

DEVELOPMENT REVIEW STAFF REPORT

GOOGLE AERIAL OF LANDMARKS, BUSINESSES, AND ATTRACTIONS:

GOOGLE MAPS STREET VIEW:

DEVELOPMENT REVIEW STAFF REPORT

PROPERTY HISTORY:

The subject property is outside the city limits in unincorporated Greene County. The subject property is zoned Greene County R-1, Suburban Residence District. The annexation is being processed with the intent to rezone the property for residential development immediately following. A portion of South Farm Road 175 adjacent to this property to the west is also being proposed to be annexed.

COMPATIBILITY WITH COMPREHENSIVE PLAN:

The subject property is in a Priority Three annexation area identified in Chapter 6, Growth Areas and Annexation, of the Forward SGF Comprehensive Plan. Priority Three areas represent long-term growth areas. While these areas are not net revenue generators, they may be equally valuable in terms of growing the city's population base and expanding the city's reach in a community involvement capacity. Some of these areas are also strategically important to help access potential growth areas that are currently not contiguous to the city.

Annexation Considerations

The following strategies will help to further guide the prioritization of annexations:

1. The City should prioritize annexation of City, City Utilities, Park Board, and Ozark Greenways-owned properties.
2. The City should prioritize annexation of properties with an "Irrevocable Petition and Consent to Annexation Agreement" that are revenue-generating and located along major corridors and areas of potential economic activity.
3. The City should evaluate annexation proposals on a property-by-property or case-by-case basis but work to coordinate annexation of multiple properties simultaneously, when possible, to maximize the time and cost efficiency involved in processing.
4. The City should engage with area Fire Protection Districts in evaluation of potential impact resulting from annexation of property by the City.
5. The City should be conscious of impractical boundary configurations created when annexing properties on only one side of a street, skipping over properties, or creating islands of unincorporated properties.
6. The City should weigh the anticipated impact of annexation on the ability to provide timely and professional emergency services, including personnel requirements, capital requirements, necessary and available infrastructure, call volume, and standards of cover.
7. The City should evaluate the age and condition of existing infrastructure in areas desired for annexation, as well as future maintenance costs.
8. The City should weigh the comprehensive advantages of both long-term revenue growth and population growth, including a variety of demographic considerations associated with providing services to new residents and property owners.
9. The City should weigh the fiscal impacts of annexation against the opportunity to grow the population base, increase resident participation in city elections, tax referendums, and expand the reach of citizens to serve on city advisory boards and committees.

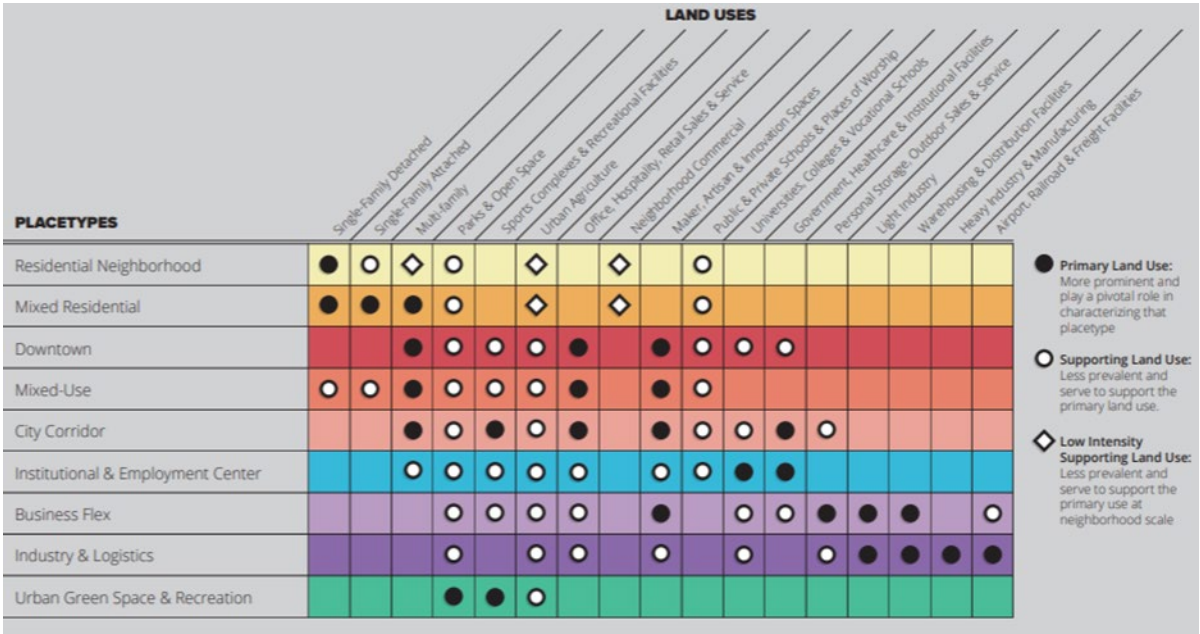
10. The City should weigh the strategic value of incorporating geographic areas that facilitate growth in new areas.

The subject property is part of an island of unincorporated area and annexation of this property starts to reduce the gap within the city limits and reduce jurisdictional confusion. The city is already providing services to the area and annexation of the subject property is in conformance with the City's annexation policy.

The property involved in this annexation request was identified as Traditional Neighborhood placetype during the formation of the Forward SGF Comprehensive Plan (see the Future Placetype Map on page 7). Housing in Traditional Neighborhoods range from bungalows to expansive ranch-style homes constructed with a variety of materials and methods. Neighborhood parks, schools, and churches are dispersed throughout to serve nearby residents. These neighborhoods can follow a gridded block pattern or curvilinear streets and are well-connected internally with sidewalks and trails. Planning for Traditional Neighborhoods should strive to increase and integrate quality of place and complete neighborhood characteristics. The primary land-use within the Traditional Neighborhood placetype is single-family detached dwellings and supporting uses include single-family attached dwellings such as duplexes or townhomes and low-intensity neighborhood commercial.

DEVELOPMENT REVIEW STAFF REPORT

FUTURE PLACETYPE MAP:



DEVELOPMENT REVIEW STAFF REPORT

SURROUNDING ZONING, LAND USES AND PLACETYPES:

	NORTH	SOUTH	EAST	WEST
ZONING	R-SF	PD 258	R-SF and PD 302	R-SF
LAND USE	Single-family homes	undeveloped	undeveloped	undeveloped
PLACETYPES	Traditional Neighborhood	Institutional and Employment	Institutional and Employment	Traditional Neighborhood

DEPARTMENT COMMENTS:

1. DEPARTMENT OF BUILDING DEVELOPMENT SERVICES:
   No comments.

2. CITY UTILITIES:
   No issues with the proposed annexation. City Utilities has 3-phase electric, gas and water available to the property.

3. DEPARTMENT OF ENVIRONMENTAL SERVICES CLEAN WATER SERVICES DIVISION:
   No objection to the annexation. Following are comments for then the site develops:

   Development Comments:
   1. Public sewer is available to the parent tract but needs to be extended to each proposed lot if subdivided. Public improvement plans will need to be designed, submitted and constructed to city standards. The public improvements must be approved, filed and constructed or escrowed before any building permits or plats can be issued according to city code section 98-12(b)(c) Private Construction of Public Improvements and section 98-14- Assurance for completion of Public Improvements.
   2. There is a trunkline connection fee for Farmer/Hunt Branch of $0.0075 per square foot. This is based on the area of the property or subdivision.
   3. This fee will be added to the engineering and inspection fees which are 5.34% of the approved construction estimate for all required public improvements.

4. EMERGENCY 911:
   No comments.

5. GREENE COUNTY HIGHWAY DEPARTMENT:
   No comments.

6. POLICE DEPARTMENT:
   No comments.

7. FIRE DEPARTMENT:

Service – The primary Fire Station responding to this area would be Station #11 located at 4940 S Fremont, which is approximately 2.7 miles from the northwest corner of the property. Fire Station #10 located at 2245 E Galloway is the secondary station responding to this location, which is 4.8 miles from the southeast corner of the property.

ISO area – The proposed annexation is currently outside the recommended ISO 1.5-mile (ISO diamond) response distance by approximately 1.4 miles for the 1st due unit. ***This will have a negative impact on our ISO rating.***

Response times/Standards of Cover – Estimated response time was calculated mathematically with an assumed travel speed of 45 miles per hour by the fire apparatus. The 1st due company has an estimated total response time of 5 minutes, 59 seconds The 2nd due company has an estimated total response time of 8 minutes, 6 seconds. It is likely the standard of coverage benchmark could be met for single company responses and unlikely the benchmark could be met for a full 1st alarm response which requires 3 engines, 2 Trucks, 1 Rescue and 1 Battalion Chief to arrive on scene within 11 minutes and 24 seconds. ***The department expects that it will meet the initial unit benchmark but not the ERF benchmarks. This will negatively impact our accreditation.***

		Estimated Total Response Time	Benchmark*	Baseline**
1st Due Company	Station 11	5-6 minutes	6 minutes 20 seconds	8 minutes 13 seconds
Total Effective Response Force	Station 11, 10, 12,9,7,1	13-14 minutes	10 minutes 20 seconds	13 minutes 18 seconds

Water Supply – City Utilities maintains a 12" water main on the north side of the property and a 16" main on the east side of the property. ***The Fire Department does not have any concerns with the water supply for this proposed annexation.***

Impact – The Fire Department does not expect a high call volume for this area. ***The Fire Department is not concerned about extended response times to this address from existing stations.***

Fire Department Recommendation: ***Based upon all relevant factors, the Fire Department is supportive of this annexation.***

8. DEPARTMENT OF PUBLIC WORKS STORMWATER ENGINEERING DIVISION:

SITE DESCRIPTION & DRAINAGE PATTERN
The property is in the Farmer Branch drainage basin. The property is not located in a FEMA designated floodplain. Staff is aware of flooding problems in the local or downstream area. The city is aware of a sinkhole or other Karst feature at this location. The property does have a stream buffer on site. A fee in lieu of on-site stormwater detention will not be allowed and detention is required.

Please note that development of the property will be subject to the following conditions at the time of development:

All chapter and section references below are to the City's Flood Control and Water Quality Protection Manual Version April 2022.

DETENTION AND DISCHARGE REQUIREMENTS
1. Any development or redevelopment that increases runoff, through the increase in impervious surface, current detention requirements must be met per Chapter 3 Sec. 2.3.3.
   a. A fee in lieu of detention application would not be permitted. The site drains south through adjacent properties that have resident structures near the stream.

WATER QUALITY REQUIREMENTS
1. Water Quality is required for new development projects or redevelopment projects, with new or increased impervious surfacing, within the city limits of Springfield that disturb 1 acre or greater. Including projects less than 1 acre that are part of a larger common plan of development or sale that will disturb 1 or more acres over the life of the project. Chapter 10 Sec. 2.0.
2. 2. A land disturbance permit will be required with disturbing 1 acre or greater per Chapter 4 Section 5 of the City's Flood Control and Water Quality Protection Manual.
3. 3. Water Quality Credits are available to use in design for preserved trees and new planted trees. Landscaping and Bufferyards trees required by planning cannot be used for the water quality credits unless it is part of a SCM. Chapter 10, Section 3.1.

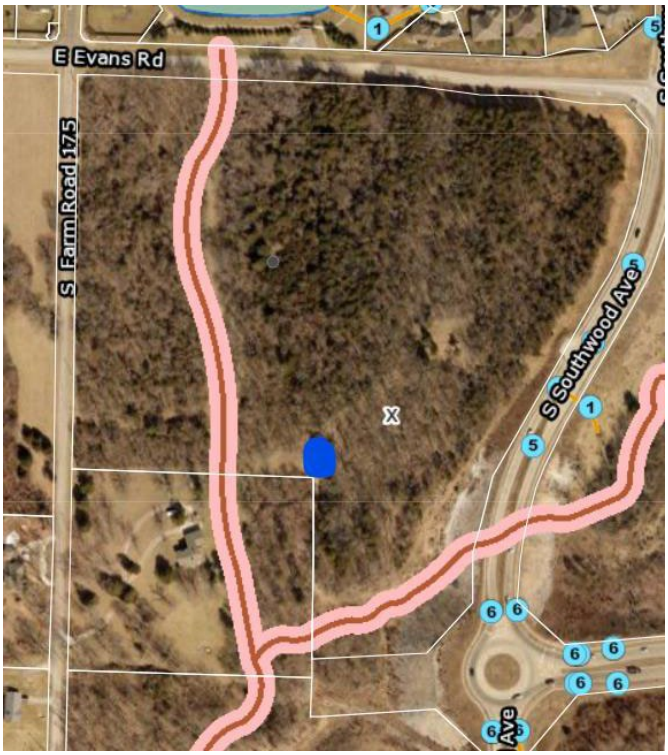
FLOODPLAIN
N/A

NATURAL CHANNEL & STREAM BUFFERS
1. The proposed property has two tributaries of the Farmers Branch stream crossing the property. The streams will require a steam buffer easement recorded prior to approval of the annexation by PW-Stormwater.
   a. Both parts of the stream are Category D Small Tributaries, it requires a 60 feet wide buffer with 30 feet from top of bank on both sides.

b. Chapter 8, Sec 4.1.3 Ownership and Recording: Stream buffers consisting of the stream and approved buffer zones shall be designated as a Stream Buffer Area on any replat, preliminary plat, or final plat in accordance with City Code Sec. 36-253, or recorded in a stream buffer easement.

SINKHOLES & KARST FEATURES

There is a sinkhole present on the SW corner of the property. At time of development the sinkhole will require a 25 feet wide buffer around the sinkhole.



ADDITIONAL STORMWATER REQUIREMENTS

Stormwater Control Measures are the responsibility of the property owner or property owners' association to maintain, repair, and update unless the agreement is made with the City to operate. Operation and maintenance agreements are required for any permanent stormwater control measures.

9. DEPARTMENT OF PUBLIC WORKS TRAFFIC DIVISION:

TRAFFIC REPORT

	Street Name	Street Classification	Jurisdiction	ROW from Centerline (ft.)		Traffic Count (vehicles per day)	On-Street Parking	Sidewalk	
				Required	Existing			Required	Existing
Street 1	E. Riverbluff Boulevard	Primary Arterial	City	50	50	NA	No	Yes	No
Street 2	E. Farm Road 188 (Evans)	Secondary Arterial	City	35	35	NA	No	Yes	No
Street 3	S. Farm Road 175	Secondary Arterial	County	35	20	NA	Yes	Yes	No
Street 4	S. Southwood Avenue	Collector	City	30	30	NA	Yes	Yes	Yes

ACCESS - All new or modified driveway approaches shall comply with current City of Springfield standards for the street classification.

TRAILS, BUS STOPS, AND ADDITIONAL INFORMATION - There are no Greenway Trails near the property. There are no bus stops along E. Farm Road 104 near the property.

IMPROVEMENTS - No improvements are required for this annexation. A traffic study may be required for this property at the time of development.

STAFF ANALYSIS AND RECOMMENDATION:

1. The applicant, TAG Property Management LLC, has petitioned for the City of Springfield to annex approximately 25.7 acres of private property generally located at 6116 South Farm Road 175 into the City. The applicant is concurrently processing a rezoning request to rezone the annexed property to the City's R-SF, Single Family Residential district, with the intent to develop the property for residential use.

2. The *Growth Areas & Annexation* chapter of the *Comprehensive Plan* supports the annexation because it meets the objective to prioritize areas for annexation where development will provide a positive benefit to potential new residents, businesses, and property owners without unduly high infrastructure costs or creating a long-term fiscal strain on City resources.

3. The subject property is located within an unincorporated island within the city. Annexation of this property will begin to fill in the gap in the city limits in this area.

4. The *Comprehensive Plan's Land Use & Development* chapter identifies the subject property as being located within the Traditional Neighborhood placetype. The primary land-use within the Traditional Neighborhood placetype is single-family detached dwellings and supporting uses include single-family attached dwellings such as duplexes or townhomes and low-intensity neighborhood commercial.

5. There are adequate utility and sewer and water facilities existing or that can be provided to serve the uses that would be permitted if the property was annexed.

6. The area to be annexed is within the City's Urban Service Area and is consistent with its policies.

7. The area to be annexed is contiguous and compact to the City of Springfield and is bounded on three sides by the City of Springfield.

8. The City will receive property tax revenue upon annexation of the private property.

9. A portion of South Farm Road 175 will be annexed as part of this request.

STAFF RECOMMENDATION:

1. Staff recommends approval of the annexation request based on its compatibility with the *Comprehensive Plan's* Annexation policies.

DEVELOPMENT REVIEW STAFF REPORT

ATTACHMENT 1
Annexation Schedule

ANNEXATION:

City Council public hearing..... December 16, 2014

City Council vote ..... January 13, 2025

EXPLANATION TO COUNCIL BILL 2024-275 (JENSON)

FILED: 11/19/2024

ORIGINATING DEPARTMENT: Planning and Development

TITLE: A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 16.5 acres of property generally located at 315 East Weaver Road from R-SF, Single-Family Residential District to HC, Highway Commercial District; establishing Conditional Overlay District No. 260; and adopting an updated Official Zoning Map. (By: Ward Weaver Property, LLC; 315 East Weaver Road; Z-24-2024 with Conditional Overlay District No. 260.)

PURPOSE: Amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 16.5 acres of property generally located at 315 East Weaver Road from R-SF, Single-Family Residential District to HC, Highway Commercial District and establishing Conditional Overlay District No. 260 (Staff and Planning and Zoning Commission recommend approval).

BACKGROUND INFORMATION:

ZONING CASE NUMBER Z-24-2024/ CONDITIONAL OVERLAY DISTRICT NO. 260

The applicant is requesting to rezone approximately 16.5 acres of property generally located at 315 East Weaver Road from R-SF, Single-Family Residential District to HC, Highway Commercial District and establishing Conditional Overlay District No. 260. The applicant is proposing a tree and plant nursery and garden center.

REMARKS: The Planning and Zoning Commission held a public hearing on November 7, 2024, and recommended to approve, by a vote of 6 to 1.

The Planning and Development staff recommends the application be approved (see the attached Development Review Staff Report).

FINDINGS FOR STAFF RECOMMENDATION:

1. The Comprehensive Plan's Land Use & Development chapter identifies the subject property within the City Corridor placetype.

2. This placetype consists of commercial and service-related development varying in scale, ranging from standalone businesses to large retail centers. City Corridors are also key locations to support and encourage multi-family

developments that rely on proximity to retail, commercial services, and employment centers. Each of these use groups are best located along major roadways with high volumes of traffic. This placetype is not only highly accessible by car, but also by walking, biking, and transit. City Corridors provide a wide range of shopping, service, entertainment, and employment destinations for both residents and visitors. Common uses within the placetype include chain restaurants, gas stations, hotels, national retailers, movie theaters, smaller offices, and a variety of support services.

3. The Highway Commercial District is consistent with the goals and objectives of the City Corridor placetype.

4. The applicant is proposing a HC Conditional Overlay District to limit uses that are like the GR District and uses that are opened 24/7 such as convenience stores with fuel pumps, self-service storage facilities and temporary lodging uses. It will also require a maximum building height of 45 feet in addition to the 30-degree bulk plane, provide bufferyard restrictions, require stream buffer easements, traffic study at time of development and prohibit development activity or land disturbance north of the stream buffer. This language is detailed in Attachment 1.

5. The applicant will need to provide a tree survey to allow for the provisions in Section 36-482, Bufferyards and Landscaping, that states: *Credit for existing trees.* Any trees preserved on a site in required bufferyards and perimeter landscaping areas and meeting the specifications in this section may, at the discretion of the director, be credited toward meeting the tree requirements of any landscaping provision of this section. Any tree for which credit is given shall be in a condition that encourages long-term survival and in a location that conforms to the intent and standards of this section.

6. There are also provisions in Section 36-482 that allow: *[Waiver of rules.]* The director may waive rules regarding setbacks and bufferyards to preserve trees of exceptional quality due to size, large canopy cover, trunk diameter, rareness, age, or species when written consent has been received from all owners of abutting property. Where such written consent is not filed, waiver may be granted by the board of adjustment, as a variance according to standards, notice requirements, and procedures pertaining to variances.

7. The area to the north is outside the city limits in unincorporated Greene County and zoned PAD, Plot Assignment District. It is owned by Ozarks Greenways, Inc. and would not require a bufferyard per the Zoning Ordinance.

8. The subject property is in an area that has other retail, office and service uses that take advantage of easy access to Weaver Rd. and Campbell Avenue.

9. The subject property has access to City Utilities' infrastructure, and any necessary extension of such services can be provided via City Utilities' extension policy, though new easements may be necessary to accommodate this.

10. There are changing conditions in the area affected that make the proposed rezoning necessary. The relocation of Weaver Road occurred in 2012-2013 which split the property and brought the street further onto the property. The other corners of Campbell and Weaver have been rezoned to GR and O-2 since 2014. A CUP for the SE corner was recently approved to allow for an automotive service garage. The GR property across the street is currently being developed as a dental office.

11. The range of uses in the proposed HC district are compatible with the uses permitted on other property in the immediate vicinity. The properties to the south and west are zoned GR, General Retail District. The applicant is proposing to use the COD to prohibit certain uses allowed in the HC District other than nursery and garden stores.

12. There are adequate utility and sewer and water facilities existing or can be provided to serve the uses that would be permitted on the property if it were rezoned.

13. The impact the uses, which would be permitted if the property were rezoned, is not expected to significantly increase the volume of vehicular and pedestrian traffic or reduce traffic safety in the vicinity. This application may require a traffic study based on the proposed use at the time of development.

14. The proposed zoning will not correct an error in the application of this article, but rather will provide a viable use of the property subject to the provisions of the zoning district.

15. A reasonably viable economic use of the subject property will not be precluded if the proposed rezoning is denied. If the R-SF property is not rezoned it could be developed into approximately 116 single-family homes or cluster development.

STAFF RECOMMENDATION: Staff recommends approval of the rezoning request based on its compatibility with the *Comprehensive Plan's* City Corridor Placetype

Submitted By: Daniel Neal, Senior City Planner

Authorized for inclusion on the agenda pursuant to City Code section 2-33:
Maurice S. Jones, Deputy City Manager 12/5/2024

Attachments:

1. Z-24-2024 COD 260 - 315 East Weaver Road_Ord
2. Z-24-2024 COD 260_exh A
3. Z-24-2024 COD 260_exh B
4. Z-24-2024 COD 260_exh C
5. Z-24-2024 COD 260_exh D

One-rdg. _____
P. Hrngs. X
Pgs. 37
Filed: 12-10-24

Sponsored by: Jenson

First Reading: _____ Second Reading: _____

COUNCIL BILL 2024-275 GENERAL ORDINANCE_____

AN ORDINANCE

AMENDING the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 16.5 acres of property generally located at 315 East Weaver Road from R-SF, Single-Family Residential District to HC, Highway Commercial District; establishing Conditional Overlay District No. 260; and adopting an updated Official Zoning Map.

WHEREAS, an application has been filed for a zoning change of the property generally located at 315 East Weaver Road from R-SF, Single-Family Residential District, to HC, Highway Commercial District, and establishing Conditional Overlay District No. 260; and

WHEREAS, Conditional Overlay District No. 260 shall modify the requirements of the Springfield Land Development Code Section 36-422, HC – Highway Commercial District, by requiring that the property described in "Exhibit B" comply with the requirements described in "Exhibit A," both attached hereto and incorporated herein by this reference; and

WHEREAS, following proper notice, the Planning and Zoning Commission held a public hearing on November 7, 2024, a copy of the Record of Proceedings from said public hearing being attached hereto and incorporated herein by this reference as "Exhibit C," and said Commission made its recommendation of approval with a vote of 7 to 0; and

WHEREAS, the City has reviewed the applicant's request and prepared a staff report concerning the application, which is attached hereto and incorporated herein by this reference as "Exhibit D"; and

WHEREAS, proper notice was given of a public hearing before City Council, and said hearing was held in accordance with the law.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF

SPRINGFIELD, MISSOURI, as follows, that:

Section 1 – The property described in "Exhibit B" is hereby rezoned from R-SF, Single-Family Residential District, to HC, Highway Commercial District, with Conditional Overlay District No. 260. Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' is hereby amended, changed, and modified consistent with this Ordinance.

Section 2 – City Council hereby establishes Conditional Overlay District No. 260, which shall contain the requirements and standards provided in "Exhibit A." The requirements of Conditional Overlay District No. 260 shall modify the requirements of the Springfield Land Development Code Section 36-422, HC – Highway Commercial District, by requiring the property described in "Exhibit B" to comply with the requirements contained in "Exhibit A."

Section 3 – City Council hereby directs the City Manager, or designee, to update the City's digital zoning map to reflect this rezoning, and City Council adopts the map thereby amended as the Official Zoning Map of Springfield, Missouri, as provided for in the Springfield Land Development Code, Section 36-306, 'Official zoning maps and rules of interpretation.'

Section 4 – The Official Zoning Map herein adopted shall be maintained and archived in the same digital form in which this Council has approved its adoption.

Section 5 – This Ordinance shall be in full force and effect from and after passage.

Passed at meeting: _____

_____
Mayor

Attest: _____, City Clerk

Filed as Ordinance: _____

Approved as to form: _Laura Vales___, Assistant City Attorney

Approved for Council action: Jason A. Gage, City Manager

EXHIBIT A
CONDITIONAL OVERLAY DISTRICT PROVISIONS
ZONING CASE Z-24-2024 COD 260

The requirements of Section 36-422. of the Springfield Zoning Ordinance shall be modified herein for development within this district to include the following:

1. The following uses shall be <u>prohibited</u>:

    a. Ambulance services.

    b. Auction sales and flea markets entirely within enclosed buildings.

    c. Automobile service garages.

    d. Automobile service stations.

    e. Automobile washing businesses, including automatic, coin-operated, and moving-line facilities.

    f. Awning and canvas sales and rental.

    g. Boarding, rooming, and lodging houses.

    h. Bus stations.

    i. Campgrounds and recreational vehicle parks.

    j. Catering businesses.

    k. Cemeteries.

    l. Civic, convention, and cultural centers.

    m. Commercial off-street parking lots and structures.

    n. Commercial outdoor recreation use group.

    o. Convenience stores with fuel pumps.

    p. Household resource recovery collection centers.

    q. Manufactured housing (mobile home) and trailer sales, leasing and service.

    r. Medical or comprehensive marijuana cultivation facility or microbusiness marijuana wholesale facility.

    s. Medical, comprehensive or microbusiness marijuana dispensary facility.

    t. Medical or comprehensive marijuana-infused products manufacturing type 2 post-extraction facility.

    u. Telecommunication Towers of any height.

    v. Miniature golf courses and driving ranges.

w. Self-service storage facilities.

x. Swimming pool sales and displays.

y. Taxi dispatch yards and offices.

z. Taxidermists.

aa. Temporary lodging use group.

bb. Overnight shelters or transitional service shelters.

cc. Conditional Uses per Section 36-422, subsection (3).

2. The maximum height for any buildings shall not exceed 45 feet above finished grade.

3. A bufferyard type F is required along the east property line. This bufferyard shall maintain existing native and healthy trees and vegetation. A twenty (25) foot wide bufferyard or wider shall be maintained which includes existing trees and vegetation.

4. Stream buffer easements are required at time of development per the Flood Control and Water Quality Protection Manual.

5. A traffic study may be required at the time of development as determined by the Director of Public Works.

6. The uses permitted in the HC district (except those prohibited above) are allowed south of the Ward Branch Small Stream buffer area. There shall be no development activity or land disturbance north of the Ward Branch Small Stream buffer area without a future rezoning amendment to the COD.

EXHIBIT B
LEGAL DESCRIPTION

TRACT I:
ALL THAT PART OF LOT ONE (1) OF WARD B. KING, A SUBDIVISION RECORDED IN PLAT BOOK WW, PAGE 53 IN THE GREENE COUNTY, MISSOURI RECORDER'S OFFICE, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
COMMENCING AT A FOUND IRON PIN CAPPED "LS 164D" AT THE SOUTHWEST CORNER OF SAID LOT ONE (1); THENCE NORTH 00°52'59" EAST ALONG THE WEST LINE OF SAID LOT ONE (1), 379.14 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID WEST LINE OF LOT ONE (1), NORTH 00°52'59" EAST, 939.41 FEET TO A SET IRON PIN AT THE NORTHWEST CORNER OF SAID LOT ONE (1); THENCE SOUTH 89°56'48" EAST ALONG THE NORTH LINE OF SAID LOT ONE (1), 646.64 FEET TO A FOUND IRON PIN CAPPED "LS 1918" AT THE NORTHEAST CORNER OF SAID LOT ONE (1); THENCE SOUTH 02°01'42" WEST, 19.93 FEET (21.21' PLAT) TO A FOUND IRON PIN CAPPED "LS 1918"; THENCE SOUTH 0°16'47" WEST, 142.50 FEET (141.53' PLAT) TO A FOUND IRON PIN CAPPED "LS 2334"; THENCE SOUTH 02°27'42" WEST, 411.63 FEET (411.46' PLAT) TO A FOUND IRON PIN CAPPED "LS 2334"; THENCE SOUTH 01°51'42" WEST, 115.19 FEET (115.21' PLAT) TO A SET IRON PIN; THENCE SOUTH 01°52'35" WEST, 617.83 FEET TO A POINT ON THE PROPOSED NORTH RIGHT-OF-WAY LINE OF WEAVER ROAD (FARM ROAD 178); THENCE ALONG SAID RIGHT-OF-WAY LINE, 361.89 FEET ALONG A 565.00 FOOT RADIUS NON-TANGENT CURVE RIGHT WHOSE CHORD BEARS NORTH 60°32'22" WEST, 355.73 FEET; THENCE NORTH 47°48'35" EAST, 5.00 FEET; THENCE 370.07 FEET ALONG A 640.00 FOOT RADIUS NON-TANGENT CURVE LEFT WHOSE CHORD BEARS NORTH 58°45'19" WEST, 364.93 FEET TO THE POINT OF BEGINNING.

EXHIBIT C
RECORD OF PROCEEDINGS
Planning and Zoning Commission – November 7, 2024

Z-24-2024 COD 260
315 East Weaver Road
Applicant: Ward Weaver Property, LLC

Mr. Daniel Neal stated that this is a request to rezone approximately 16.5 acres of property R-SF, Single-Family Residential District to HC, Highway Commercial District and establishing Conditional Overlay District No. 260.

Mr. Pauly asked about the homes outside of the city's limits and noted that most look like they are on private wells. He asked how many will be on private wells and septic.

Mr. Neal noted that he does not know how many residents will be on a well and septic and that Public Works may be able to answer those questions, however he is not here tonight.

Mr. Eric Petty, 610 Shady Oaks Drive standing in for Michael Fessenden the owner of the property and noted that they have been in business since 1995 as a plant nursery and greenhouses and wants to open a retail garden center. He also noted that he will be preserving as many trees as possible and using the city water supply.

Mr. Pauly asked about using the city water supply and not a well.

Mr. Petty noted that this is correct and they plan on using the city water supply but may in the future dig well.

Ms. Broekhoven closed the meeting.

Mr. Pauly noted that he has asked about using a well due to using one himself in the past and the possibility of having to redrill again to go deeper or losing the water supply and wanted to make this point.

Mr. Hosmer noted that if they are developing in the City of Springfield, they will be required to tap into the city's water supply and for the sewer.

COMMISSION ACTION:
Planning and Zoning Commissioner Knuckles moved to approve Z-24-2024 COD 260; Commissioner Pauly seconded the motion. It **Passed** with the following vote: Ayes: Commissioner Broekhoven, Commissioner Gunther, Commissioner Colony, Commissioner Knuckles, Commissioner Doennig and Commissioner Scott. Nays: Commissioner Pauly. Absent: Commissioner Lebeck and Commission Ridge. Abstain: None.

Bob Hosmer, AICP
Planning Manager

Exhibit D

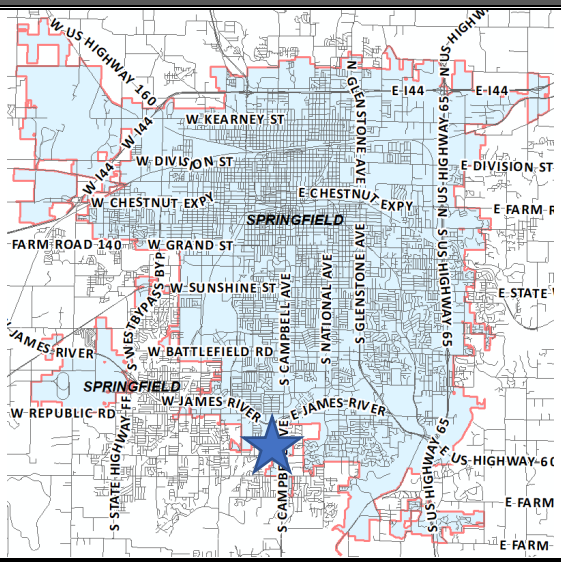
DEVELOPMENT REVIEW STAFF REPORT

PROJECT INFORMATION

Case Number:	Z-24-2024 with Conditional Overlay District No. 260
Location:	315 E. Weaver Road
Total Acres:	16.5 acres
Applicant:	Ward Weaver Property, LLC
Existing Land Use:	Vacant/undeveloped land
Neighborhood Meeting:	October 17, 2024
Planning and Zoning Commission:	November 7, 2024
City Council:	December 16, 2024
Public Notification:	Mail, posted property, and legal in Daily Events
Staff:	Daniel Neal, Senior Planner
Staff recommendation:	Staff recommends approval
Proposed motion:	I move to recommend approval of rezoning case Z-24-2024 with Conditional Overlay District No. 260 as set forth in Attachment 1. (All commission motions are made in the affirmative).
Required Vote:	A majority of those present (5 members are a quorum).

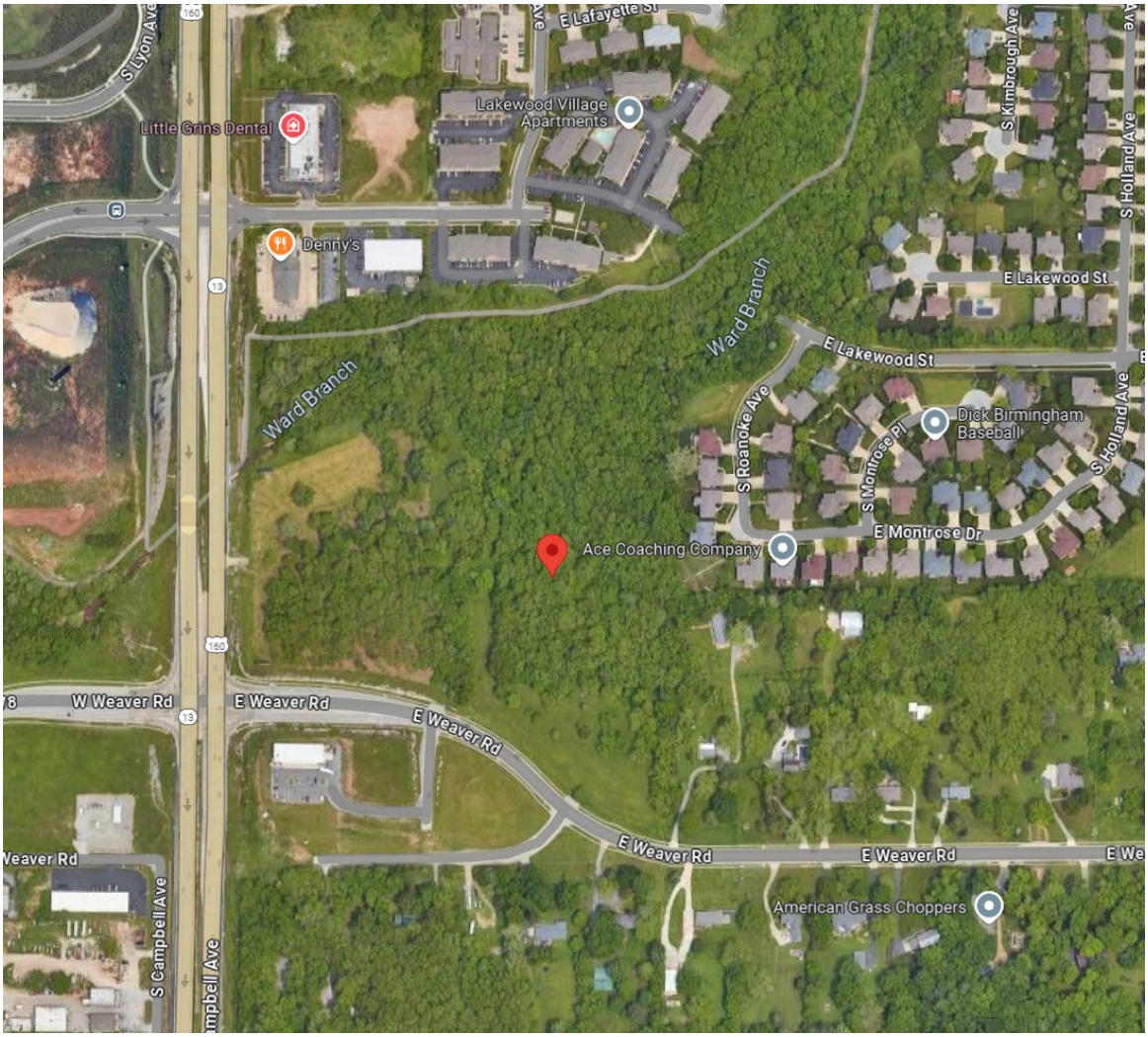
PROJECT SUMMARY:

Request to rezone approximately 16.5 acres of property generally located at 315 East Weaver Road from R-SF, Single-Family Residential District to HC, Highway Commercial District and establishing Conditional Overlay District No. 260.

LOCATION MAP	ZONING MAP
	

DEVELOPMENT REVIEW STAFF REPORT

GOOGLE AERIAL OF LANDMARKS, BUSINESSES, AND ATTRACTIONS:



GOOGLE MAPS STREET VIEW:

DEVELOPMENT REVIEW STAFF REPORT

PROPERTY HISTORY:

The subject property has been zoned R-SF, Single-Family Residential since it was annexed in 1998.

PLANNING AND ZONING COMMISSION AUTHORITY:

Sec. 36-367. – Amendments

(7) Findings by the commission.

(a) Rezonings. If the application is for a reclassification of property to a different zoning district classification on the zoning map, the report of the planning and zoning commission may consider:

1. Whether the proposed zoning district classification is consistent with the Springfield Comprehensive Plan;
2. Whether there are any changed or changing conditions in the area affected that make the proposed rezoning necessary;
3. Whether the range of uses in the proposed zoning district classification are compatible with the uses permitted on other property in the immediate vicinity;
4. Whether adequate utility and sewer and water facilities exist or can be provided to serve the uses that would be permitted on the property if it were rezoned;
5. The impact the uses, which would be permitted if the property were rezoned, will have upon the volume of vehicular and pedestrian traffic and traffic safety in the vicinity;
6. Whether the proposed rezoning would correct an error in the application of this article as applied to the subject property;
7. Whether a reasonably viable economic use of the subject property will be precluded if the proposed rezoning is denied; and
8. Information submitted at the public hearing.

ZONING ORDINANCE REQUIREMENTS:

CODE ITEM	REQUIREMENTS FOR HC
Use Limitations	(a) Streets through adjacent residential areas shall not be used to provide principal access for truck traffic to any nonresidential use in this district except on streets classified as expressways, arterials, or collectors. (b)No motor vehicle repair or maintenance work shall take place outdoors within 150 feet of the boundary of any residential district. (c)All sales, display or outdoor storage areas that would be routinely disturbed because of the nature of the activity being conducted or because of vehicular traffic, except those areas of nurseries and garden centers where living plants are located, shall be paved or otherwise improved with an all-weather, dust-free surface. (d)All uses shall operate in accordance with the noise standards contained in section 36-485, noise standards. (e)No use shall emit an odor that creates a nuisance as determined by chapter 2A, article X, Springfield City Code.

	(f)Uses on parcels not served by public water and public sewer shall meet the requirements of subsection 36-303(22).
Maximum Structure Height	None, except that all structures shall remain below a 30-degree bulk plane as measured from the boundary of any R-SF or R-TH district.
Minimum Open Space	Not less than 20 percent

COMPATIBILITY WITH COMPREHENSIVE PLAN:

PLACETYPE:

The *Comprehensive Plan's Land Use & Development* chapter identifies the subject property within the City Corridor placetype.

The City Corridor placetype predominantly consists of commercial and service-related development varying in scale, ranging from standalone businesses to large retail centers. City Corridors are also key locations to support and encourage multi-family developments that rely on proximity to retail, commercial services, and employment centers. Each of these use groups are best located along major roadways with high volumes of traffic. This placetype is not only highly accessible by car, but also by walking, biking, and transit. City Corridors provide a wide range of shopping, service, entertainment, and employment destinations for both residents and visitors. Common uses within the placetype include chain restaurants, gas stations, hotels, national retailers, movie theaters, smaller offices, and a variety of support services.

Primary Land Uses:
- Office, hospitality, retail sales and service
- Multi-family
- Sports complexes and recreation facilities
- Maker, artisan, and innovation spaces

Supporting Land Uses:
- Public and private schools and places of worship
- Parks, greenways, and open space
- Urban agriculture
- Universities, colleges, and vocational schools
- Personal and outdoor storage

Characteristics

TRANSPORTATION & INFRASTRUCTURE
- Access management is improved for vehicles through curb cut consolidation and cross-access between commercial properties, reducing traffic conflicts and backups.

- Electric vehicle charging facilities, pedestrian and bicycle infrastructure, and automated vehicle parking and loading spaces are integrated along major corridors, installed at key destinations, and incorporated into private development plans.
- As technology, trends, and funds permit, utilities are buried or consolidated along rear property lines, reducing conflicts with street trees, pedestrian infrastructure, and viewsheds.
- Transit service is expanded along key commercial corridors over the long term with bus stops enhanced with shelters and live timetables.

URBAN DESIGN - BUILDING AND SITE TYPOLOGY:

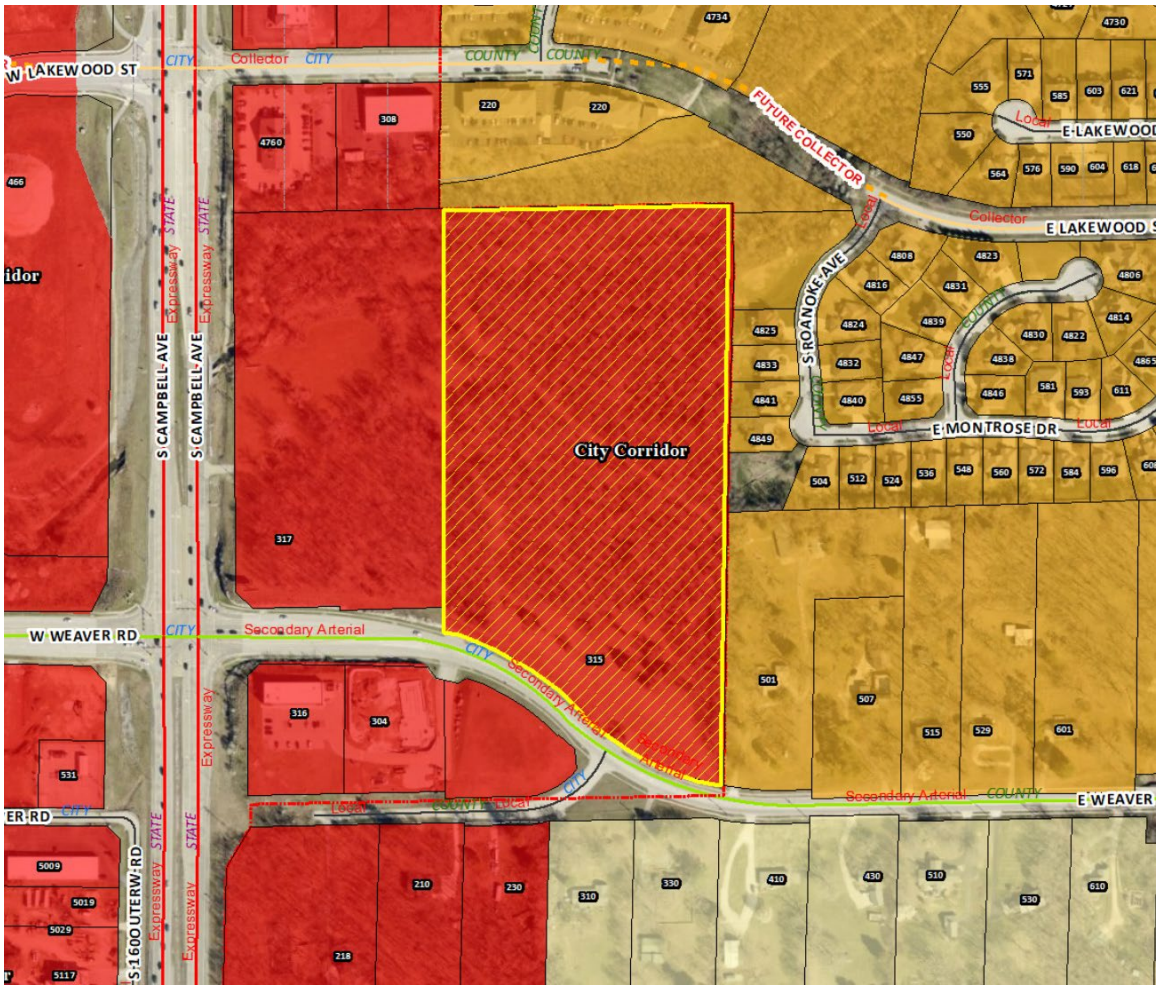
- Residential development and commercial buildings should be oriented to the street.
- Parking should be located behind or beside the primary buildings with abundant landscaping and screening to encourage greater interest and interaction between the adjoining street and the building, that contributes to community-wide quality of place.
- Pedestrian pathways within large parking lots provide safe access to business entrances.
- A greater focus on site design, parking access, massing, and building orientation are adopted to ensure development that is complementary to adjacent lower density residential development.
- Multi-story buildings designed with active ground floor spaces should be visible and inviting to increase a vibrant pedestrian environment.
- Use of quality materials, construction methods, workmanship, and design should be incorporated into new development and redevelopment.
- A mix of building heights is supported through structured site and building design strategies to soften the impact on adjacent lower intensity residential development.
- Lighting, landscaping, signage, mail, and delivery accommodations should also be proactively incorporated into the site design.
- Design should avoid the placement of mechanical equipment along major roadways or should be completely screened, along with adequate spacing for storage of waste receptacles.
- Best management practices for stormwater management are required in development projects and within public rights-of-way, such as permeable paving, rain gardens, green roofs, native landscaping, and other low impact design strategies.
- Encourage code adjustments regarding parking minimums instead of parking maximums.

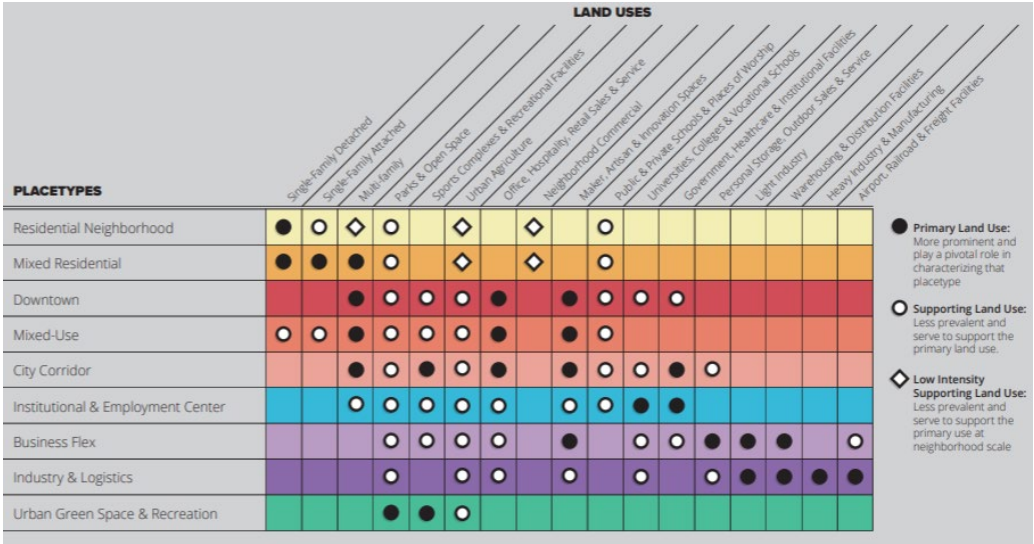
TRANSITIONS:

- Office and multifamily uses can be placed on the periphery of the placetype to transition into adjacent lower density residential Placetypes.
- Higher density residential development should be integrated along existing commercial corridors in need of reinvestment, transitioning aging commercial properties to new uses and focusing future commercial development at high activity nodes.
- Commercial and higher density residential is sufficiently screened and buffered between low-density residential development.
- Multi-story buildings should be sited and designed to reduce the impact on adjacent lower intensity residential development.

DEVELOPMENT REVIEW STAFF REPORT

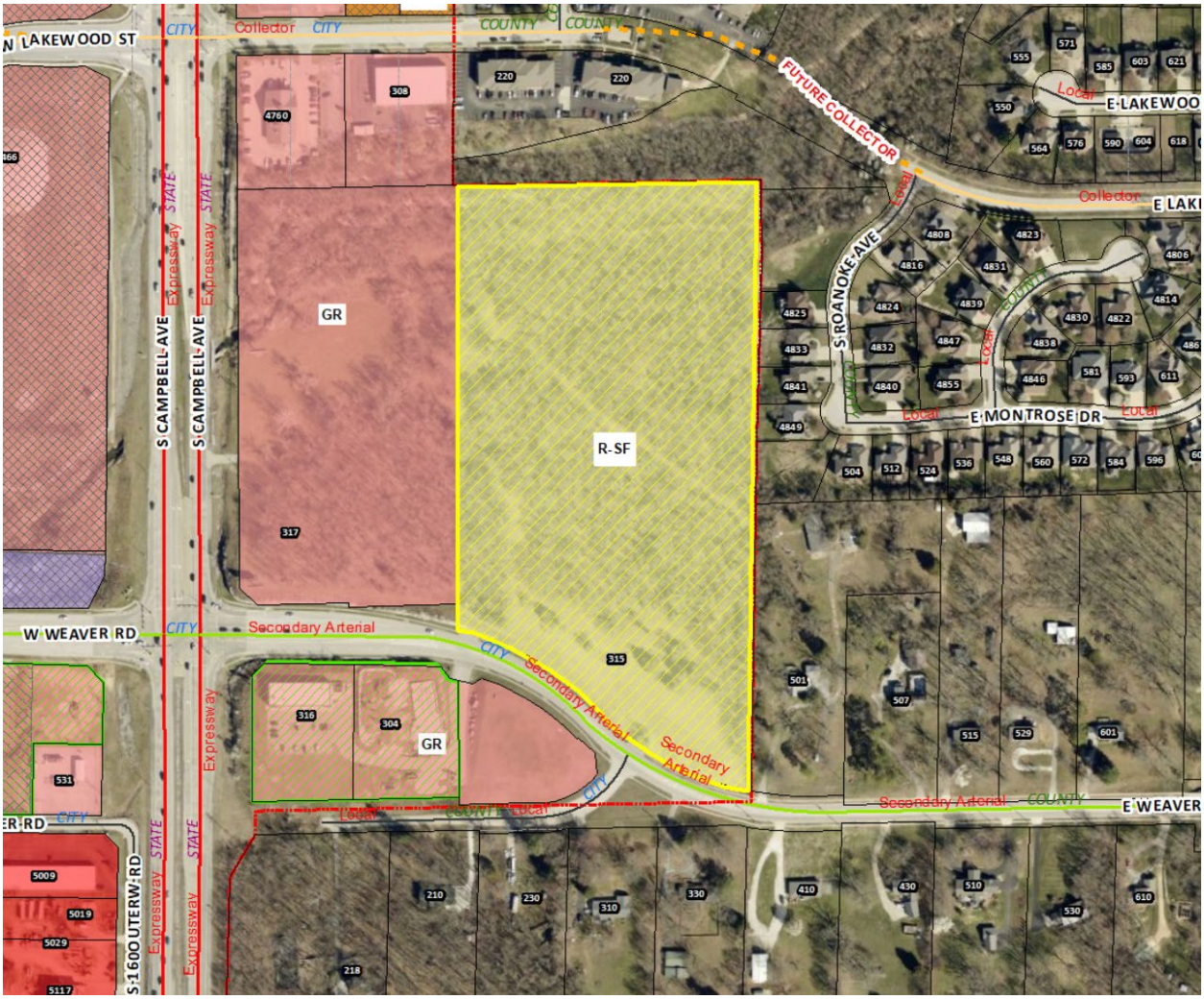
FUTURE PLACETYPE MAP:





DEVELOPMENT REVIEW STAFF REPORT

MAJOR THOROUGHFARE MAP:



SURROUNDING ZONING, LAND USES AND PLACETYPES:

	NORTH	SOUTH	EAST	WEST
ZONING	County PAD	GR, County R-1	County R-1	GR
LAND USE	Greenways Trail	Retail uses, single-family residential	Single-family residential	Vacant/ undeveloped
PLACETYPES	Mixed Residential	City Corridor, Traditional Neighborhood	Mixed Residential	City Corridor

DEVELOPMENT REVIEW STAFF REPORT

DEPARTMENT COMMENTS:

DEPARTMENT OF BUILDING DEVELOPMENT SERVICES:

No comments.

CITY UTILITIES:

No issues with rezoning or COD provisions. CU has 3-Phase Electric, Gas & Water available to the property.

DEPARTMENT OF ENVIRONMENTAL SERVICES WASTEWATER MANAGEMENT DIVISION:

No objections with the rezoning.

FIRE DEPARTMENT:

No comments.

DEPARTMENT OF PUBLIC WORKS TRAFFIC ENGINEERING DIVISION:

TRAFFIC REPORT

	Street Name	Street Classification	Jurisdiction	ROW from Centerline (ft.)		Traffic Count (vehicles per day)	On-Street Parking	Sidewalk	
				Required	Existing			Required	Existing
Street 1	E. Weaver Road	Secondary Arterial	City	35	35	NA	No	Yes	Yes

ACCESS - All new or modified driveway approaches shall comply with current City of Springfield standards for the street classification.

TRAILS, BUS STOPS, AND ADDITIONAL INFORMATION - There is the Ward Branch Greenway Trail near the property. There are no bus stops near the property.

IMPROVEMENTS - No improvements are required for this rezoning. A traffic study is not required for this rezoning.

DEPARTMENT OF PUBLIC WORKS STORMWATER ENGINEERING DIVISION:

SITE DESCRIPTION & DRAINAGE PATTERN

No existing detention or water quality Stormwater Control Measures are present. The property is in the **Ward Branch** drainage basin. The property **is** located in a FEMA designated floodplain. Staff **is** aware of flooding problems in the local or downstream area. The city **is not** aware of a sinkhole or other Karst feature at this location. The property **does have a stream**

buffer on site. A fee in lieu of on-site stormwater detention **will be dependent on further analysis of the surrounding stormwater infrastructure and downstream impacts.**

Please note that development of the property will be subject to the following conditions at the time of development:

All chapter and section references below are to the City's Flood Control and Water Quality Protection Manual Version April 2022.

DETENTION AND DISCHARGE REQUIREMENTS

1. Any development or redevelopment that increases runoff, through the increase in impervious surface, current detention requirements must be met per Chapter 3 Sec. 2.3.3. The only exception to building detention is a Fee in Lieu of detention application per the City of Springfield Code and the manual dependent on approvable by the Director of Public Works.
a. The Ward Branch Floodplain and Floodway are present on the property. Analysis of the downstream impact for flooding is required before a fee in lieu of detention application is approved.

WATER QUALITY REQUIREMENTS

1. Water Quality is required for new development projects or redevelopment projects, with new or increased impervious surfacing, within the city limits of Springfield that disturb 1 acre or greater. Including projects less than 1 acre that are part of a larger common plan of development or sale that will disturb 1 or more acres over the life of the project. Chapter 10 Sec. 2.0.

2. A land disturbance permit will be required with disturbing 1 acre or greater per Chapter 4 Section 5 of the City's Flood Control and Water Quality Protection Manual.

3. Water Quality Credits are available to use in design for preserved trees and new planted trees. Landscaping and Bufferyards trees required by planning cannot be used for the water quality credits unless it is part of a SCM. Chapter 10, Section 3.1.

FLOODPLAIN

1. The Ward Branch 100 yr. Floodplain and Floodway are present on the property The Floodplain is within the area of the Stream Buffer. Any construction within the floodplain will require a floodplain permit.

NATURAL CHANNEL & STREAM BUFFERS

1. The Ward Branch stream and one tributary are present on the property. The Ward Branch stream on the north side is a Category B Small Steam requiring 160 feet wide buffer (80 feet each side). The Tributary crossing from SE to NW is a Category C Large Tributary requiring 100 feet wide buffer (50 feet each side).

DEVELOPMENT REVIEW STAFF REPORT

STAFF ANALYSIS AND RECOMMENDATION:

1. The applicant is requesting to rezone approximately 16.5 acres of property generally located at 315 East Weaver Road from R-SF, Single-Family Residential District to HC, Highway Commercial District and establishing Conditional Overlay District No. 260. The applicant is proposing a tree and plant nursery and garden center.

2. The *Comprehensive Plan's Land Use & Development* chapter identifies the subject property as the City Corridor placetype. This placetype consists of commercial and service-related development varying in scale, ranging from standalone businesses to large retail centers. City Corridors are also key locations to support and encourage multi-family developments that rely on proximity to retail, commercial services, and employment centers. Each of these use groups are best located along major roadways with high volumes of traffic. This placetype is not only highly accessible by car, but also by walking, biking, and transit. City Corridors provide a wide range of shopping, service, entertainment, and employment destinations for both residents and visitors. Common uses within the placetype include chain restaurants, gas stations, hotels, national retailers, movie theaters, smaller offices, and a variety of support services.

3. The Highway Commercial District is consistent with the goals and objectives of the City Corridor placetype.

4. The applicant is proposing a HC Conditional Overlay District to limit uses that are like the GR District and uses that are opened 24/7 such as convenience stores with fuel pumps, self-service storage facilities and temporary lodging uses. It will also require a maximum building height of 45 feet in addition to the 30-degree bulk plane, provide bufferyard restrictions, require stream buffer easements, traffic study at time of development and prohibit development activity or land disturbance north of the stream buffer. This language is detailed in Attachment 1.

5. The applicant will need to provide a tree survey to allow for the provisions in Section 36-482, Bufferyards and Landscaping, that states: *Credit for existing trees.* Any trees preserved on a site in required bufferyards and perimeter landscaping areas and meeting the specifications in this section may, at the discretion of the director, be credited toward meeting the tree requirements of any landscaping provision of this section. Any tree for which credit is given shall be in a condition that encourages long-term survival and in a location that conforms to the intent and standards of this section.

6. There are also provisions in Section 36-482 that allow: *[Waiver of rules.]* The director may waive rules regarding setbacks and bufferyards to preserve trees of exceptional quality due to size, large canopy cover, trunk diameter, rareness, age, or species when written consent has been received from all owners of abutting property. Where such written consent is not filed, waiver may be granted by the board of adjustment, as a variance according to standards, notice requirements, and procedures pertaining to variances.

7. The area to the north is outside the city limits in unincorporated Greene County and zoned PAD, Plot Assignment District. It is owned by Ozarks Greenways, Inc. and would not require a bufferyard per the Zoning Ordinance.

8. The subject property is in an area that has other retail, office and service uses that take advantage of easy access to Weaver Rd. and Campbell Avenue.

9. The subject property has access to City Utilities infrastructure, and any necessary extension of such services can be provided via City Utilities' extension policy, though new easements may be necessary to accommodate this.

10. There are changing conditions in the area affected that make the proposed rezoning necessary. The relocation of Weaver Road occurred in 2012-2013 which split the property and brought the street further onto the property. The other corners of Campbell and Weaver have been rezoned to GR and O-2 since 2014. A CUP for the SE corner was recently approved to allow for an automotive service garage. The GR property across the street is currently being developed as a dental office.

11. The range of uses in the proposed HC district are compatible with the uses permitted on other property in the immediate vicinity. The properties to the south and west are zoned GR, General Retail District. The applicant is proposing to use the COD to prohibit certain uses allowed in the HC District other than nursery and garden stores.

12. There are adequate utility and sewer and water facilities existing or can be provided to serve the uses that would be permitted on the property if it were rezoned.

13. The impact the uses, which would be permitted if the property were rezoned, is not expected to significantly increase the volume of vehicular and pedestrian traffic or reduce traffic safety in the vicinity. This application may require a traffic study based on the proposed use at the time of development.

14. The proposed zoning will not correct an error in the application of this article, but rather will provide a viable use of the property subject to the provisions of the zoning district.

15. A reasonably viable economic use of the subject property will not be precluded if the proposed rezoning is denied. If the R-SF property is not rezoned it could be developed into approximately 116 single-family homes or cluster development.

STAFF RECOMMENDATION:

1. Staff recommends approval based on the proposal's general conformance to the Comprehensive Plan's City Corridor Placetype and on the finding of facts above.

PLANNING AND ZONING OPTIONS:

The planning and zoning commission shall make one of the following recommendations in connection with each proposed change in zoning district classification of this article:

1. Recommend against the proposed change in the zoning district classification.
2. Recommend a change in the zoning district classification.
3. Recommend a change in the zoning district classification together with recommendations which, in the judgment of the planning and zoning commission, will protect adjacent property and ensure that the proposed amendment is consistent with the purpose and intent of this article.

ATTACHMENT 1
CONDITIONAL OVERLAY DISTRICT PROVISIONS NO. 260

The requirements of Section 36-422. of the Springfield Zoning Ordinance shall be modified herein for development within this district to include the following:

1. The following uses shall be prohibited:

    a. Ambulance services.

    b. Auction sales and flea markets entirely within enclosed buildings.

    c. Automobile service garages.

    d. Automobile service stations.

    e. Automobile washing businesses, including automatic, coin-operated, and moving-line facilities.

    f. Awning and canvas sales and rental.

    g. Boarding, rooming, and lodging houses.

    h. Bus stations.

    i. Campgrounds and recreational vehicle parks.

    j. Catering businesses.

    k. Cemeteries.

    l. Civic, convention, and cultural centers.

    m. Commercial off-street parking lots and structures.

    n. Commercial outdoor recreation use group.

    o. Convenience stores with fuel pumps.

    p. Household resource recovery collection centers.

    q. Manufactured housing (mobile home) and trailer sales, leasing and service.

    r. Medical or comprehensive marijuana cultivation facility or microbusiness marijuana wholesale facility.

    s. Medical, comprehensive or microbusiness marijuana dispensary facility.

    t. Medical or comprehensive marijuana-infused products manufacturing type 2 post-extraction facility.

u. Telecommunication Towers of any height.

v. Miniature golf courses and driving ranges.

w. Self-service storage facilities.

x. Swimming pool sales and displays.

y. Taxi dispatch yards and offices.

z. Taxidermists.

aa. Temporary lodging use group.

bb. Overnight shelters or transitional service shelters.

cc. Conditional Uses per Section 36-422, subsection (3).

2. The maximum height for any buildings shall not exceed 45 feet above finished grade.
3. A bufferyard type F is required along the east property line. This bufferyard shall maintain existing native and healthy trees and vegetation. A twenty (25) foot wide bufferyard or wider shall be maintained which includes existing trees and vegetation.
4. Stream buffer easements are required at time of development per the Flood Control and Water Quality Protection Manual.
5. A traffic study may be required at the time of development as determined by the Director of Public Works.
6. The uses permitted in the HC district (except those prohibited above) are allowed south of the Ward Branch Small Stream buffer area. There shall be no development activity or land disturbance north of the Ward Branch Small Stream buffer area without a future rezoning amendment to the COD.

AFFIDAVIT OF NEIGHBORHOOD NOTIFICATION AND MEETING SUMMARY

1. Request change to zoning from: Single Family Residential / Highway Commercial
   (existing zoning) *(proposed zoning)*
2. Meeting Date & Time: OCTOBER 17, 2024 4 pm to 6:30 pm.
3. Meeting Location: 315 East Weaver Road, SPRINGFIELD, MO 65810
4. Number of invitations that were sent: 66
5. How the mailing list was generated: Planning & Zoning in City of Springfield generated list
6. Number of neighbors in attendance (attach a sign-in sheet): 12-13 people plus Mer Zihan
7. List the verbal comments and how you plan to address any issues:
   (City Council does not expect all the issues to be resolved to the neighborhood's satisfaction; however, the developer must explain why the issues cannot be resolved).

   - Use City Water & Not a Well to Water plants
   CONCERNS: - Drilling a Well cause water table to Drop & Affecting their Well, Cutting Down Trees, Preserving Natural Look
   Increased TRAFFIC & Water RUN OFF
   Property Values NOT Go Down.

8. List or attach the written comments and how you plan to address any issues:

   - See Letter I wrote to Daniel - Attached
   - Also I think I will write a letter Explaining & Assuring My plans to keep as many trees as possible & that I purchased the Land Because of its Natural Beauty & want to keep it Beautiful - Send it ONLY to those who attended the Meeting
   I already Explained the city Reasons For COD Language & gave Examples

I, Michael Fessenden (*print name*), attest that the neighborhood meeting was held on October, 17, 2024 (*month/date/year*), and is at least twenty-one (21) days prior to the Planning and Zoning Commission public hearing and in accordance with the attached "Neighborhood Notification and Meeting Process."

Michael Fessenden
Signature of person completing affidavit

Michael Fessenden
Printed name of person completing affidavit

epetty@myronroycegardens.com

From: michael@417mrg.com
Sent: Friday, October 18, 2024 12:23 PM
To: 'Neal, Daniel'
Cc: epetty@myronroycegardens.com
Subject: RE: SUBJECT: PROPOSED CHANGES: To change the Zoning from Single Family Residential to Highway Commercial for the purpose of constructing a

Daniel,

Overall it went well. A few angry at the beginning, but by the end many were joking that their wife would be coming over to buying plants from us. About 12 in attendance. 9 families, 9 men and 3 female spouses.

The couple who wrote you the letter by email Richard Williams, 4833 South Roanoke were there. I told them there was no plan to build behind their house for now. It was a no build area. They asked me to talk to them about buying the land directly behind them. They thought that piece of land was in the county, I explained it was all inside the Springfield city limits. I guess most of Iron bridge subdivision is in the city, except for 12 houses which are in the county.

My closest neighbor to the east, Kelly Walker, 501 East Weaver Road, was most vocal against it, the other neighbors told me after he left that's just the way he is. But by the time he was leaving, Kelly even seemed to be ok with it. He was concerned about extra water coming on to his property, and his property value going down. I told him that extra water wouldn't happen. All new construction is designed with curbs and stormwater drainage to keep water from not flowing onto the neighbors property. And I said for now I planned to just grow mums up by his corner near Weaver Road on top of the buried Star gas lines, and would use Drip irrigation, and ground cover cloth under the mums that would allow the water to pass through and be absorbed into the ground.

I don't know what the neighbors future response will be, but overall I only feel I have two or three against me, but more friendly at the end of the meeting. I showed my neighbors the simple plan of greenhouse on the West side and parking area. Many took pictures of the Stream buffer and floodplain diagram I had with me, they found that interesting. Someone asked what percentage of trees I planned to cut down. I said I don't really know, but I didn't plan to cut any tree's I didn't need to cut because it costs money to cut trees, and there is no point in doing that.

Other concerns were about increased traffic flow, property values, and a few families with water wells wanted to know if I was going to put in a water well. They were concerned with the water table dropping and affecting their well. I said, I wanted to put in a well, but was not sure about the rules for doing that, and for now I will plan to use City water, although I did not promise I would never consider installing a water well. They asked me about traffic. I said it would be really busy in April and especially in the month of May but I didn't know how much in other months. They neighbors talked out loud among themselves and decided that it wouldn't increase the traffic anymore. It was interesting to me that after they all voiced their opinions and talked among themselves they seemed to make each other more comfortable with it.

I explained that by re-zoning it commercial, they would get more protection and restrictions because of the rules and regulations involved. I explained why the city requires paved parking lots, no gravel to avoid dust, buffer screens for privacy, headlights, noise etc. I said that if it's private property the only rule is to plant a few trees in the front yard. So a private residence could cut down all the trees, and have only 2 trees in the front of their house and grass, and no stream buffer rules, so there were more benefits to them of going this way.

After everyone left, Don Dishman, 410 East Weaver Road, & Craig Rector, 310 East Weaver Road stayed behind to chit chat. And they asked me why I bought the property, their question made me realize I forgot to mention this very

important point to the neighbors. I should have explained to the neighbors that I bought the property because it is beautiful and has character, and I like the trees, and rolling hills so I can create landscaped areas to inspire people to want to do that in their own yard. Including demonstration gardens for Shade gardening, Deer and wildlife resistant plant gardens, gardens that grow under walnut trees etc. I did tell the neighbors I was planning to plant lots of new more beautiful trees that would show customers examples of what of what mature trees that we sell look like. Craig was supportive of what I was doing, and although Don Dishman's comment card said he was not a fan of commercial development, in the end he was joking his wife would be over to buy plants from us and said he was ok with what I planning to do.

The neighbors were glad it was a garden center nursery business, and not a gas station.

Anyway, We will write up the report and send it back.

Thank you for your helpful advice and support,

Michael Fessenden
Landscape Maintenance Manager
MYRON ROYCE GARDENS
430 Shady Oaks Drive
Ozark, MO 65721
Mobile: 417-880-1547
Office: 417-443-2648

Public Neighborhood Meeting Attendance Sheet

Applicant: Michael Fesseden, Ward Weaver Property, LLC

Location: (On Site) 315 East Weaver Road, Springfield MO 65810

Time: October 17th, 2024 - 4:00p to 6:30p

	Name	Address	Phone #
1	Kelly Walker	501 E Weaver Rd	417-425-6210
2	Neal Manes	309 E Nottingham Rd	417-881-0563
3	Steve Lambert	507 E Weaver Rd	417-849-8354
4	Richard + Marilyn Williams	4833 S Roanoke	417-836-3744
5	Ron Deffendorfer	210 E Weaver Rd	417-838-6792
6	Bill Horst	515 E Weaver Rd	417-881-1467
7	Don Dishman	410 E Weaver Rd	417-459-0229
8	Craig Rector	310 E Weaver Rd	573-619-7826
9	Michael + Jen Wirth	4841 S Roanoke	417-529-1574
10			
11			
12			
13			

DEVELOPMENT REVIEW NOTICE/COMMENT CARD

Enclosed you have received a notice of a "Neighborhood Meeting" submitted by the applicant to discuss a change in land use or zoning in your neighborhood. For all development applications involving an advertised public hearing, City Council requires developers to hold a neighborhood meeting and invite the property owners within 500 feet of the property and to the officers of neighborhood association on file with the Department.

A "Neighborhood Meeting" is held early enough to provide adequate time for the developer to negotiate with the neighborhood in order to resolve any issues and provide any proposed changes to City staff to evaluate and include in City staff reports.

If the developer submits an application for a change in land use or zoning, the property will be posted and there will be public notifications in the newspaper and notification by mail to the property owners within 185 feet of the project.

The Land Use or Zoning Change Process:

1. Application
2. Neighborhood Meeting (500 feet notification from subject property)
3. Planning and Zoning Commission Public Hearing (185 feet notification from subject property)
4. 1st City Council Public Hearing (185 feet notification from subject property)
5. 2nd City Council Meeting to decide either to approve or to deny the change in land use or zoning

City staff is available to meet with you or your neighborhood association representative(s) to discuss the proposed change in land use or zoning and answer questions at 417-864-1611.

Staff submits a report with a recommendation one week prior to the date of the public hearing at the Planning and Zoning Commission. You can provide comments on the attached "Comment Card" by mail or by email at zoning@springfieldmo.gov. Please include your name, address and telephone number as well as the address of the project in your correspondence.

Bob Hosmer, AICP Planning Manager
City of Springfield Development Review Office
840 Boonville Avenue
Springfield, Missouri 65801

Comment Card: Mail comments to the address above or email comments to zoning@springfieldmo.gov

DATE:	10/17/2024	**Telephone No.**	417-838-6792
YOUR NAME:	RON DEFFENDERFER		
YOUR ADDRESS:	210 E. WEAVER RD		
PROJECT ADDRESS:	315 E. WEAVER RD		

COMMENTS:

I HAVE LITTLE IF ANY OBJECTIONS TO MYRON ROGLE GARDENS.
BUT IF THIS ZONING WERE TO RESULT, IN THE FUTURE WHERE A BUSINESS THAT COULD BE 24 HRS/DAY THAT WOULD BE A CONCERN FOR ME.

City of Springfield, Missouri - Development Review Office - 840 Boonville, Springfield, MO 65802 - 417.864.1611
Application for Zoning Map Amendment & Planned Developments
*Fees are non-refundable

Staff submits a report with a recommendation one week prior to the date of the public hearing at the Planning and Zoning Commission. You can provide comments on the attached "Comment Card" by mail or by email at zoning@springfieldmo.gov. Please include your name, address and telephone number as well as the address of the project in your correspondence.

Bob Hosmer, AICP Planning Manager
City of Springfield Development Review Office
840 Boonville Avenue
Springfield, Missouri 65801

Comment Card: Mail comments to the address above or email comments to zoning@springfieldmo.gov

DATE:	10/17/24	**Telephone No.**	417-830-3744
YOUR NAME:	Richard Guillams		
YOUR ADDRESS:	4833 S. Roanoke		
PROJECT ADDRESS:	Springfield, Mo 65810		

COMMENTS:

Requesting a SITE MAP.

City of Springfield, Missouri - Development Review Office - 840 Boonville, Springfield, MO 65802 - 417.864.1611
Application for Zoning Map Amendment & Planned Developments
*Fees are non-refundable

Staff submits a report with a recommendation one week prior to the date of the public hearing at the Planning and Zoning Commission. You can provide comments on the attached "Comment Card" by mail or by email at zoning@springfieldmo.gov. Please include your name, address and telephone number as well as the address of the project in your correspondence.

Bob Hosmer, AICP Planning Manager
City of Springfield Development Review Office
840 Boonville Avenue
Springfield, Missouri 65801

Comment Card: Mail comments to the address above or email comments to zoning@springfieldmo.gov

DATE:	10/17/2024	**Telephone No.**	417-425-6210
YOUR NAME:	Kelly Walker		
YOUR ADDRESS:	501 E. Weaver Rd.		
PROJECT ADDRESS:	315 E. " "		

COMMENTS: My home is east of this development and will be significantly impacted by it. Storm Water run-off is already bad. My property value will go down. I am against any change in zoning

City of Springfield, Missouri - Development Review Office - 840 Boonville, Springfield, MO 65802 - 417.864.1611
Application for Zoning Map Amendment & Planned Developments
*Fees are non-refundable

Staff submits a report with a recommendation one week prior to the date of the public hearing at the Planning and Zoning Commission. You can provide comments on the attached "Comment Card" by mail or by email at zoning@springfieldmo.gov. Please include your name, address and telephone number as well as the address of the project in your correspondence.

Bob Hosmer, AICP Planning Manager
City of Springfield Development Review Office
840 Boonville Avenue
Springfield, Missouri 65801

Comment Card: Mail comments to the address above or email comments to zoning@springfieldmo.gov

DATE:	10/17/24	**Telephone No.**	417-849-8354
YOUR NAME:	Steve Lambert		
YOUR ADDRESS:	507 E. Weaver Rd.		
PROJECT ADDRESS:			

COMMENTS:

There is a concern about a reduction in water table for residential properties if the business chooses to drill a well for purposes of watering the nursery inventory. This concern is for properties currently using a well for their water supply

City of Springfield, Missouri - Development Review Office - 840 Boonville, Springfield, MO 65802 - 417.864.1611
Application for Zoning Map Amendment & Planned Developments
*Fees are non-refundable

Staff submits a report with a recommendation one week prior to the date of the public hearing at the Planning and Zoning Commission. You can provide comments on the attached "Comment Card" by mail or by email at zoning@springfieldmo.gov. Please include your name, address and telephone number as well as the address of the project in your correspondence.

Bob Hosmer, AICP Planning Manager
City of Springfield Development Review Office
840 Boonville Avenue
Springfield, Missouri 65801

Comment Card: Mail comments to the address above or email comments to zoning@springfieldmo.gov

DATE:	10-17-24	**Telephone No.**	
YOUR NAME:	Manes		
YOUR ADDRESS:	309 E. Nottingham Lane		
PROJECT ADDRESS:			

COMMENTS:

Very concerned if you drill a well. Don't want to lose our water. Lived here 57 yrs. & have had to lower pump before. More traffic is also a concern.

City of Springfield, Missouri - Development Review Office - 840 Boonville, Springfield, MO 65802 - 417.864.1611
Application for Zoning Map Amendment & Planned Developments
*Fees are non-refundable

Staff submits a report with a recommendation one week prior to the date of the public hearing at the Planning and Zoning Commission. You can provide comments on the attached "Comment Card" by mail or by email at zoning@springfieldmo.gov. Please include your name, address and telephone number as well as the address of the project in your correspondence.

Bob Hosmer, AICP Planning Manager
City of Springfield Development Review Office
840 Boonville Avenue
Springfield, Missouri 65801

Comment Card: Mail comments to the address above or email comments to zoning@springfieldmo.gov

DATE:	10/17/24	**Telephone No.**	417 459 0229
YOUR NAME:	Don Dishman		
YOUR ADDRESS:	410 E Weaver		
PROJECT ADDRESS:	315 E Weaver		

COMMENTS:

I'm not a fan of commercial development in the neighborhood
Homes only please

From:	marilyn guilliams
To:	Zoning@springfieldmo.gov
Subject:	SUBJECT: PROPOSED CHANGES: To change the Zoning from Single Family Residential to Highway Commercial for the purpose of constructing a
Date:	Monday, October 14, 2024 12:55:36 PM

This is the first time you received an email from this sender (mvguilliams@yahoo.com). Exercise caution when clicking links, opening attachments or taking further action, before validating its authenticity.

Secured by Check Point

Greenhouse and Nursery Garden Center for Myron Gardens,Inc, Open to the Public for Retail Sale

DATE: October 14, 2024 Telephone No, (417) 830-3744

Name: Richard and Marilyn Guilliams, 4833 South Roanoke Avenuem, Springfield, Mo 65810

COMMENTS: Please accept our reasons to deny this proposal:

1. Will affcet our home values here in Ironbridge Subdivision.

2. The surronding woods abound with wildlife such as deer, turkey, fox, etc.

3. The surrounding woods is now a perfect buffer to Campbell traffic and noise.

4. Why is it so important to change zoning when neighbors are impacted so a business can invade our quiet neighborhood?

Respectfully,

Marilyn & Richard Guilliams
4833 South Roanoke Akvenue,
Springfield, MO 65810
Telephone: (417) 830-3744

Note; Our property is in the county, and our woods should be in the county as well..

From: marita.thomas@sbcglobal.net
To: Zoning@springfieldmo.gov
Subject: Public meeting 315 East Weaver Road, Springfield, MO 65810
Date: Tuesday, October 22, 2024 7:10:59 AM

This is the first time you received an email from this sender (marita.thomas@sbcglobal.net). Exercise caution when clicking links, opening attachments or taking further action, before validating its authenticity.

Secured by Check Point

I am writing today to express my displeasure with the zoning request to change the above-mentioned property from Single Family Residential to Highway Commercial. I am adamantly opposed to this zoning request.

We bought our home knowing that the surrounding area was zoned residential, and we absolutely do not want the noise and traffic that would be created with this requested zoning change. Additionally, the woods surrounding our neighborhood provide a sound buffer from the traffic on S. Campbell. Both sides of Weaver Road are zoned residential except for the SW corner facing S. Campbell.

I urge the Planning and Zoning Commission to deny this rezoning request by Michael Fessenden, Ward Weaver Property, LLC.

Respectfully submitted,
Marita J. Thomas
417-838-9568
4855 S. Montrose PL
Springfield, MO 65810

From: randythomas5@sbcglobal.net
To: Zoning@springfieldmo.gov
Subject: 315 E. Weaver Rd. 65810
Date: Saturday, October 26, 2024 11:52:46 AM

This is the first time you received an email from this sender (randythomas5@sbcglobal.net). Exercise caution when clicking links, opening attachments or taking further action, before validating its authenticity.

Secured by Check Point

It is my understanding that there is a request for zoning change at 315 E. Weaver Rd. in Springfield from residential to commercial.

We purchased our home in the west end of Iron Bridge subdivision next to where this rezoning is to take place. When choosing our home we counted on the mentioned property to stay wooded and provide a buffer from Campbell Ave. Allowing commercial business, or any development, will bring more noise and traffic to our neighborhood. The corner of Campbell and Weaver is already getting too busy.

Campbell has become a speedway and we see an increase of traffic on Weaver. Adding more commercial traffic is only adding to the problem. The location of the mentioned property would have an entrance from Weaver at the start of the curve in the roadway. I feel that would be a danger for traffic coming in and out of the property on to Weaver, especially with the current increased traffic and the speed traveled. On the other side of this mentioned property there is a driveway on Weaver Rd. in to other businesses. That driveway is at a dangerous angle for east bound traffic as the roadway narrows at that entrance. Having two entrances at that curve with increased traffic will create a problem.

We opposed any commercial zoning, or even apartment building, which would create a situation of increased noise, traffic, and possible hazards.

Randy Thomas
4855 S. Montrose Pl.
Springfield, MO 65810
randythomas5@sbcglobal.net
417-861-8019

EXPLANATION TO COUNCIL BILL 2024-276 (HORTON)

FILED: 11/25/2024

ORIGINATING DEPARTMENT: Planning and Development

TITLE: A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 1.3 acres of property generally located at 1910 West Division Street and 1455 North Wabash Avenue from GM, General Manufacturing District to HC, Highway Commercial District; and adopting an updated Official Zoning Map. (By: David Rensch; 1910 West Division Street and 1455 North Wabash Avenue; Z-27-2024.)

PURPOSE: Amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 1.3 acres generally located at 1910 West Division Street and 1455 North Wabash Avenue from GM, General Manufacturing to HC, Highway Commercial. (Staff and Planning and Zoning Commission recommend approval.)

BACKGROUND INFORMATION:

ZONING CASE NUMBER Z-27-2024

The applicant is requesting to rezone approximately 1.3 acres generally located at 1910 West Division Street and 1455 North Wabash Avenue from GM, General Manufacturing to HC, Highway Commercial. The applicant intends to sell the property for development of a Dollar General store.

REMARKS: The Planning and Zoning Commission held a public hearing on November 7, 2024, and recommended approval, by a vote of 7 to 0.

The Planning and Development staff recommends the application be approved (see the attached Development Review Staff Report).

FINDINGS FOR STAFF RECOMMENDATION:

1. The *Comprehensive Plan's Land Use & Development* chapter identifies the north portion of the subject property as the Business Flex placetype and the south portion as center city neighborhood placetype.

2. The Business Flex placetype includes areas with an eclectic mix of light industrial, office, storage, warehouse, and distribution centers, complemented by the occasional commercial sales and services. The property is proposed to allow

HC uses, which would allow more commercial sales and services that is intended to complement the existing uses in the area.

3. Center City Neighborhoods are Springfield's oldest residential neighborhoods, dating to before WWII. They are typically characterized by a diverse range of single-family homes with varying architectural styles, setbacks, compact and shared spaces and parcel sizes.

4. This application is consistent with the Business Flex placetype that lists retail sales as a supporting land use. This application is also consistent with the center city neighborhood placetype that lists low-intensity, neighborhood commercial as a supporting land use. This placetype recommends that neighborhood commercial should be located along higher-classification roadways on the edges of the neighborhood. The subject property is located on Division Street, a primary arterial, and on the edge of the Heart of the Westside neighborhood.

5. The range of uses in the proposed HC district is compatible with the uses permitted on other property in the immediate vicinity. The property to the west is zoned HC and has the same depth lot as the subject property.

6. The subject property has access to City Utilities infrastructure, and any necessary extension of such services can be provided via City Utilities' extension policy, though new easements may be necessary to accommodate this.

7. There are few changing conditions in the area affected that make the proposed rezoning necessary.

8. The range of uses in the proposed HC district is compatible with the uses permitted on other property in the immediate vicinity.

9. There are adequate utility and sewer and water facilities existing or can be provided to serve the uses that would be permitted on the property if it were rezoned.

10. The impact of the uses, which would be permitted if the property were rezoned, is not expected to significantly increase the volume of vehicular and pedestrian traffic or reduce traffic safety in the vicinity.

11. The proposed zoning will not correct an error in the application of this article, but rather will provide a viable use of the property subject to the provisions of the zoning district.

STAFF RECOMMENDATION: Staff recommends approval based on the proposal's general conformance to the Comprehensive Plan's Business Flex placetype, center city neighborhood placetype and on the finding of facts above.

Submitted By: Michael Sparlin, Senior City Planner

Authorized for inclusion on the agenda pursuant to City Code section 2-33:
Maurice S. Jones, Deputy City Manager 12/5/2024

Attachments:
1. Z-27-2024 - 1910 West Division Street and 1455 North Wabash Avenue
2. Z-27-2024_exh A
3. Z-27-2024_exh B
4. Z-27-2024_exh C

One-rdg. _____
P. Hrngs. X
Pgs. 24
Filed: 12-10-24

Sponsored by: Horton

First Reading: _____ Second Reading: _____

COUNCIL BILL 2024-276 GENERAL ORDINANCE _____

AN ORDINANCE

AMENDING the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 1.3 acres of property generally located at 1910 West Division Street and 1455 North Wabash Avenue from GM, General Manufacturing District to HC, Highway Commercial District; and adopting an updated Official Zoning Map.

WHEREAS, an application has been filed for a zoning change of the property generally located at 1910 West Division Street and 1455 North Wabash Avenue from GM, General Manufacturing District to HC, Highway Commercial District; and

WHEREAS, following proper notice, the Planning and Zoning Commission held a public hearing on November 7, 2024, a copy of the Record of Proceedings from said public hearing being attached hereto and incorporated herein by this reference as "Exhibit B," and said Commission made a recommendation of approval by a vote of 7 to 0; and

WHEREAS, the City has reviewed the applicant's request and prepared a staff report concerning the application, which is attached hereto and incorporated herein by this reference as "Exhibit C"; and

WHEREAS, proper notice was given of a public hearing before City Council, and said hearing was held in accordance with the law.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, MISSOURI, as follows, that:

Section 1 – The property generally located at 1910 West Division Street and 1455 North Wabash Avenue and described in "Exhibit A," which is attached hereto and incorporated herein by this reference, is hereby rezoned from GM, General Manufacturing District to HC, Highway Commercial District. Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' is

hereby amended, changed, and modified consistent with this Ordinance.

Section 2 – City Council hereby directs the City Manager, or designee, to update the City's digital zoning map to reflect this rezoning, and City Council adopts the map thereby amended as the Official Zoning Map of Springfield, Missouri, as provided for in the Springfield Land Development Code, Section 36-306, 'Official zoning maps and rules of interpretation.'

Section 3 – The Official Zoning Map herein adopted shall be maintained and archived in the same digital form in which this Council has approved its adoption.

Section 4 – This Ordinance shall be in full force and effect from and after passage.

Passed at meeting: _____

_____
Mayor

Attest: _____, City Clerk

Filed as Ordinance: _____

Approved as to form: _Laura Vales___, Assistant City Attorney

Approved for Council action: Jason A. Gage, City Manager

EXHIBIT A
LEGAL DESCRIPTION

All of Lots 1, 2, 3, 4, 5 and 6; and the E1/2 of the vacated 20 feet wide alley adjacent west, all in Block 1 of Fairmount Addition to the City of Springfield, the plat of which is recorded in Greene County Plat Book D at Page 14, all in the NE1/4 of the NW1/4 of Section 15, Township 29 North, Range 22 West of the Fifth Principal Meridian, in the City of Springfield, Greene County, Missouri, being more particularly described as follows; BEGINNING at an existing 5/8” rebar at the southeast corner of said Lot 6; thence northerly, along the east line of said Block 1, also being the west right-of-way line of North Wabash Avenue, North 01°56'42" East, 299.11 feet to a 1/2" rebar set at the northeast corner of said Lot 1, said rebar being on the south right-of-way line of West Division Street; thence westerly, along said south right-of-way line, North 87°42'53" West, 190.00 feet to a cross cut in concrete driveway approach at the centerline of said vacated 20 feet wide alley; thence southerly, along said alley centerline, South 01°58'24" West, 299.77 feet to a 1/2" rebar set; thence westerly, along the westerly prolongation of the south line of said Lot 6, and along the south line of said Lot 6, South 87°54'48" East, 190.15 feet to the point of beginning, containing 1.31 acres.

EXHIBIT B
RECORD OF PROCEEDING – November 7, 2024

Z-27-2024
1910 West Division Street and 1455 South Wabash Avenue
Applicant: David Rensch

Mr. Michael Sparlin stated that this is a request to rezone approximately 1.3 acres from GM, General Manufacturing to HC, Highway Commercial.

Mr. Jordan Ryan, 2215 W. Chesterfield here to answer any questions and representing the developer.

Ms. Broekhoven closed the meeting.

Mr. Pauly expressed his appreciation for this project.

COMMISSION ACTION:
Planning and Zoning Commissioner Knuckles moved to approve Z-27-2024; Commissioner Pauly seconded the motion. It **Passed** with the following vote: Ayes: Commissioner Broekhoven, Commissioner Gunther, Commissioner Pauly, Commissioner Colony, Commissioner Knuckles, Commissioner Doennig and Commissioner Scott. Nays: None. Absent: Commissioner Lebeck and Commission Ridge. Abstain: None.

Bob Hosmer, AICP
Planning Manager

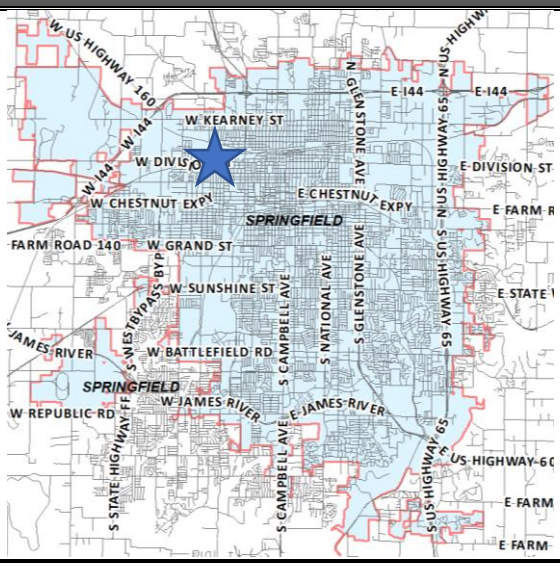
DEVELOPMENT REVIEW STAFF REPORT

PROJECT INFORMATION

Case Number:	Z-27-2024
Location:	1910 West Division Street and 1455 North Wabash Avenue
Total Acres:	1.3 acres
Applicant:	David Rensch
Existing Land Use:	Commercial vacant land
Neighborhood Meeting:	October 17, 2024
Planning and Zoning Commission:	November 7, 2024
City Council:	December 16, 2024
Public Notification:	Mail, posted property, and legal in Daily Events
Staff:	Michael Sparlin, Senior Planner
Staff recommendation:	Staff recommends approval
Proposed motion:	I move to recommend approval of rezoning case Z-27-2024 (All commission motions are made in the affirmative).
Required Vote:	A majority of those present (5 members are a quorum).

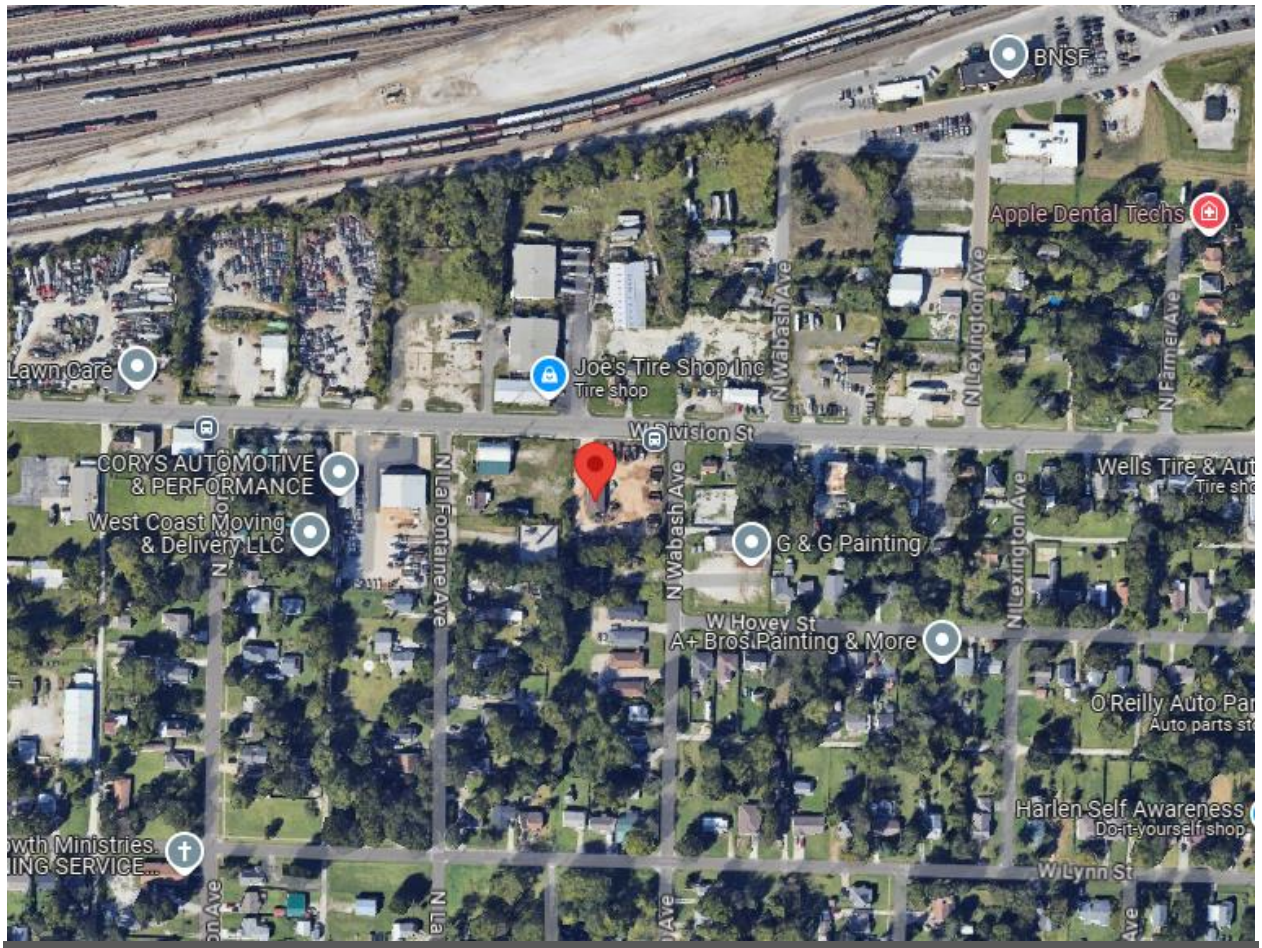
PROJECT SUMMARY:

Request to rezone approximately 1.3 acres generally located at 1910 West Division Street and 1455 North Wabash Avenue from GM, General Manufacturing to HC, Highway Commercial.

LOCATION MAP	ZONING MAP
	

DEVELOPMENT REVIEW STAFF REPORT

GOOGLE AERIAL OF LANDMARKS, BUSINESSES, AND ATTRACTIONS:



GOOGLE STREETVIEW:

DEVELOPMENT REVIEW STAFF REPORT

PROPERTY HISTORY:

The subject property was zoned GM in the 1995 city-wide remapping.

PLANNING AND ZONING COMMISSION AUTHORITY:

Sec. 36-367. – Amendments

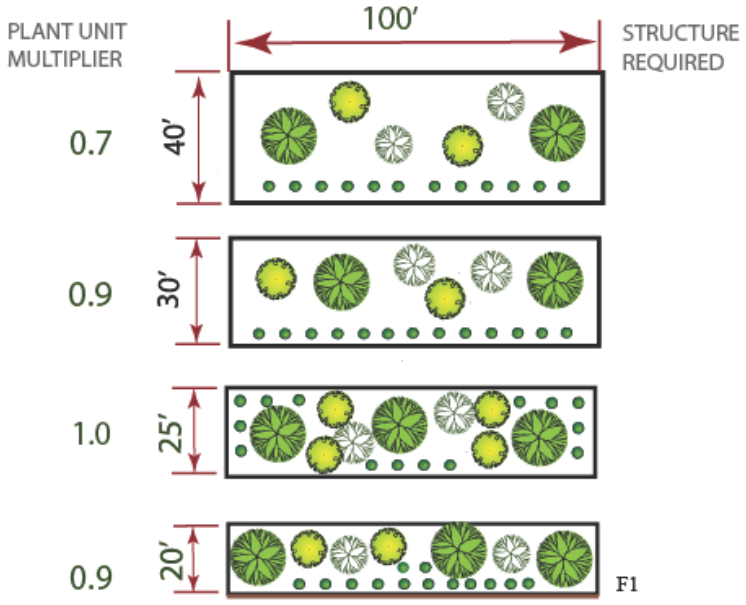
(7) Findings by the commission.

(a) Rezonings. If the application is for a reclassification of property to a different zoning district classification on the zoning map, the report of the planning and zoning commission may consider:

1. Whether the proposed zoning district classification is consistent with the Springfield Comprehensive Plan;
2. Whether there are any changed or changing conditions in the area affected that make the proposed rezoning necessary;
3. Whether the range of uses in the proposed zoning district classification are compatible with the uses permitted on other property in the immediate vicinity;
4. Whether adequate utility and sewer and water facilities exist or can be provided to serve the uses that would be permitted on the property if it were rezoned;
5. The impact the uses, which would be permitted if the property were rezoned, will have upon the volume of vehicular and pedestrian traffic and traffic safety in the vicinity;
6. Whether the proposed rezoning would correct an error in the application of this article as applied to the subject property;
7. Whether a reasonably viable economic use of the subject property will be precluded if the proposed rezoning is denied; and
8. Information submitted at the public hearing.

ZONING ORDINANCE REQUIREMENTS:

CODE ITEM	REQUIREMENTS FOR HC
Use Limitations	(a) Streets through adjacent residential areas shall not be used to provide principal access for truck traffic to any nonresidential use in this district except on streets classified as expressways, arterials, or collectors. (b)No motor vehicle repair or maintenance work shall take place outdoors within 150 feet of the boundary of any residential district. (c)All sales, display or outdoor storage areas that would be routinely disturbed because of the nature of the activity being conducted or because of vehicular traffic, except those areas of nurseries and garden centers where living plants are located, shall be paved or otherwise improved with an all-weather, dust-free surface. (d)All uses shall operate in accordance with the noise standards contained in section 36-485, noise standards.

	(e)No use shall emit an odor that creates a nuisance as determined by chapter 2A, article X, Springfield City Code. (f)Uses on parcels not served by public water and public sewer shall meet the requirements of subsection 36-303(22).
Maximum Structure Height	None, except that all structures shall remain below a 30-degree bulk plane as measured from the boundary of any R-SF or R-TH district.
Minimum Open Space	Not less than 20 percent
Bufferyard	A bufferyard type F will be required along the south property line adjacent to R-TH zoned property. 

COMPATIBILITY WITH COMPREHENSIVE PLAN:

PLACETYPE:

The *Comprehensive Plan's Land Use & Development* chapter identifies the north portion of the subject property within the Business Flex placetype.

This placetype includes areas with an eclectic mix of light industrial, office, storage, warehouse, and distribution centers, complemented by the occasional commercial sales and services. Business Flex areas are located on secondary roadways, where good street connectivity and access to major roadways and distribution routes can be easily accessed. Located in expanded areas adjacent to higher, more intense industrial uses and city corridors,

Business Flex provide support services, sales, service, and supply of goods to consumers and contractors, where high visibility road frontage is not a priority. Planning for this placetype focuses on ensuring Business Flex operations have sufficient land available to expand and grow, while not dominating corridors where high visibility, retail frontage is prioritized.

Placetypes are not as rigid as zoning districts and allow for supporting or ancillary uses which complement and enhance its sense of place; as an extension of this, a single placetype is not likely to be defined by a single zoning district or even a collection of closely related zoning districts (e.g. industrial districts), but rather a mix of tangentially related zoning districts which together form a cohesive sense of place when developed with similar character, scale, and form.

Primary Land Uses:

- Maker spaces, artisan, and innovation spaces
- Personal and outdoor storage
- Light industry
- Warehousing and distribution facilities

Supporting Land Uses:

- Parks, greenways and open space
- Sports complexes and recreational facilities
- Urban agriculture
- Office, hospitality, retail sales and service
- Universities, colleges, and vocational schools Government, healthcare and institutional facilities
- Airport, railroad, and freight facilities

Characteristics

Transportation and Infrastructure

- Access management is improved for vehicles through curb cut consolidation and cross-access between commercial properties, reducing traffic conflicts and backups.
- Electric vehicle charging facilities are integrated and incentivized into development plans.
- As technology, trends, and funds permit, utilities are buried or consolidated along rear property lines, reducing conflicts with street trees, pedestrian infrastructure, and viewsheds.
- Best management practices for stormwater management are required in development projects and within public rights-of-way, such as permeable paving, rain gardens, green roofs, native landscaping, and other low impact design strategies.
- Pedestrian and bicycle infrastructure, and micro-mobility are integrated.

Urban Design- Building and Site Typology

- Perimeter landscaping screens surface parking lots that accommodate the high number of employees, vehicles, delivery, and large truck traffic.

- Outside storage, auto oriented, or light industrial uses are screened from view from the right-of-way.
- Use of quality materials, construction methods, workmanship, and design should be incorporated into new development and redevelopment.
- A mix of building heights is supported through structured site and building design strategies to soften the impact on adjacent lower intensity residential development.
- Lighting, landscaping, signage, mail, and delivery accommodations should also be proactively incorporated into the site design.
- Design should discourage the placement of mechanical equipment along major roadways or should be completely screened, along with trash receptacles, and recycling bins.

Transitions

- Appropriate site design, parking access, massing, building orientation, screening, buffering, and separation standards are adopted and used to mitigate adjacent incompatible uses.
- Commercial and smaller office uses within the placetype are directed to its perimeter to provide a gradual transition into surrounding placetypes.

The *Comprehensive Plan's Land Use & Development* chapter identifies the south portion of the subject property as the Center City neighborhood placetype.

Center City Neighborhoods are Springfield's oldest residential neighborhoods, dating to before WWII. They are typically characterized by a diverse range of single-family homes with varying architectural styles, setbacks, compact and shared spaces and parcel sizes. Center City neighborhoods historically had small scale neighborhood supporting retail services provided at key intersection, streetcar routes, and neighborhood centers. These building types and commercial uses were integrated into the neighborhood fabric. Most Center City Neighborhoods follow a gridded block pattern with alleys, tree-lined streets, and a well-connected sidewalk network that allows residents to walk to nearby neighborhood amenities. Due to their compact form and proximity to urban centers, these neighborhoods are places where residents should reasonably be able to walk, bike, or ride transit to meet some of their educational, employment, shopping, and recreational needs. Center City Neighborhoods are also integrated with key cultural and institutional uses, such as schools and places of worship that serve surrounding residents. Center City Neighborhoods consist of housing of varying conditions, age, affordability, and vacancies. Opportunities for infill development are pursued where appropriate, diversifying the housing stock. Much of the housing stock uses traditional stick-framed construction with lap siding or masonry veneer. Elevated porches with columns and stoops are focal points common to homes in these areas. Infill can include higher density residential development that should blend with the surrounding character. Vacant and underutilized properties are considered for new uses, such as pocket parks, community gardens, or small neighborhood commercial nodes as well as housing. The creation of neighborhood-scale commercial should focus on the incorporation of context sensitive designs and low intensity uses to ensure integration into the surrounding area. These low intensity uses could include dining, personal services, office, and essential goods. These nodes could be located along historic streetcar routes or higher classification roadways on the edges of the

neighborhood. Priority is given to the pedestrian environment to foster a walkable neighborhood. Planning for Center City Neighborhoods should strive to improve infrastructure and support the building types and uses that make these neighborhoods more complete, diverse, and accessible to residents.

PRIMARY USES

1. Single-family detached

SUPPORTING USES

1. Single-family attached
2. Low-intensity multifamily
3. Low-intensity, neighborhood commercial
4. Parks, greenways, and open space
5. Public and private schools and places of worship
6. Low-intensity urban agriculture

CHARACTERISTICS TRANSPORTATION & INFRASTRUCTURE

1. Traffic-calming measures, such as speed-humps, bump-outs, roundabouts, landscaped chicanes with integrated stormwater management, and on-street parking are used to slow traffic.
2. Best management practices for stormwater management are required in development projects and within public rights-of-way, such as permeable paving, rain gardens, green roofs, native landscaping, and other low impact design strategies.
3. Sidewalk gaps are filled, and sidewalks connect to transit routes, greenways and trails, and supportive uses are located within the neighborhood and around the perimeter.
4. Alleys provide pedestrian connections, alternative access to rear yards, detached garages, and other approved accessory uses.
5. Sense of place and identity is enhanced through neighborhood organization efforts, preservation and planting trees, neighborhood identification signs, and traffic calming improvements that double as streetscape elements.
6. As technology, trends, and funds permit, utilities are buried or are consolidated along rear property lines, reducing conflicts with street trees, pedestrian infrastructure, and viewsheds.
7. Major entrances into neighborhoods are marked by identification signs and landscaping.

URBAN DESIGN - BUILDING AND SITE TYPOLOGY - Urban design characteristics that apply to both Center City and Traditional Neighborhoods include:

1. The main entrances of new residential developments are oriented towards the primary street.
2. Preservation and adaptive reuse of neighborhood schools and surplus buildings are encouraged.
3. When appropriate, adaptive reuse of residential structures for low-intensity, neighborhood-scale nonresidential uses, including missing middle housing types, is encouraged at neighborhood nodes and along edges.

4. Accommodations are made to allow expanded home occupations, without detracting from the character of the neighborhood, being conscious of changing trends and advances in technologies.
5. New and infill buildings maintain the proportions and architectural features common in the existing block.
6. When commercial buildings are located within or adjacent to the neighborhood, they are oriented to the street, focus on pedestrian-scale, and provide limited vehicle parking.

Center City Neighborhood Urban design characteristics unique to Center City Neighborhood character area include:

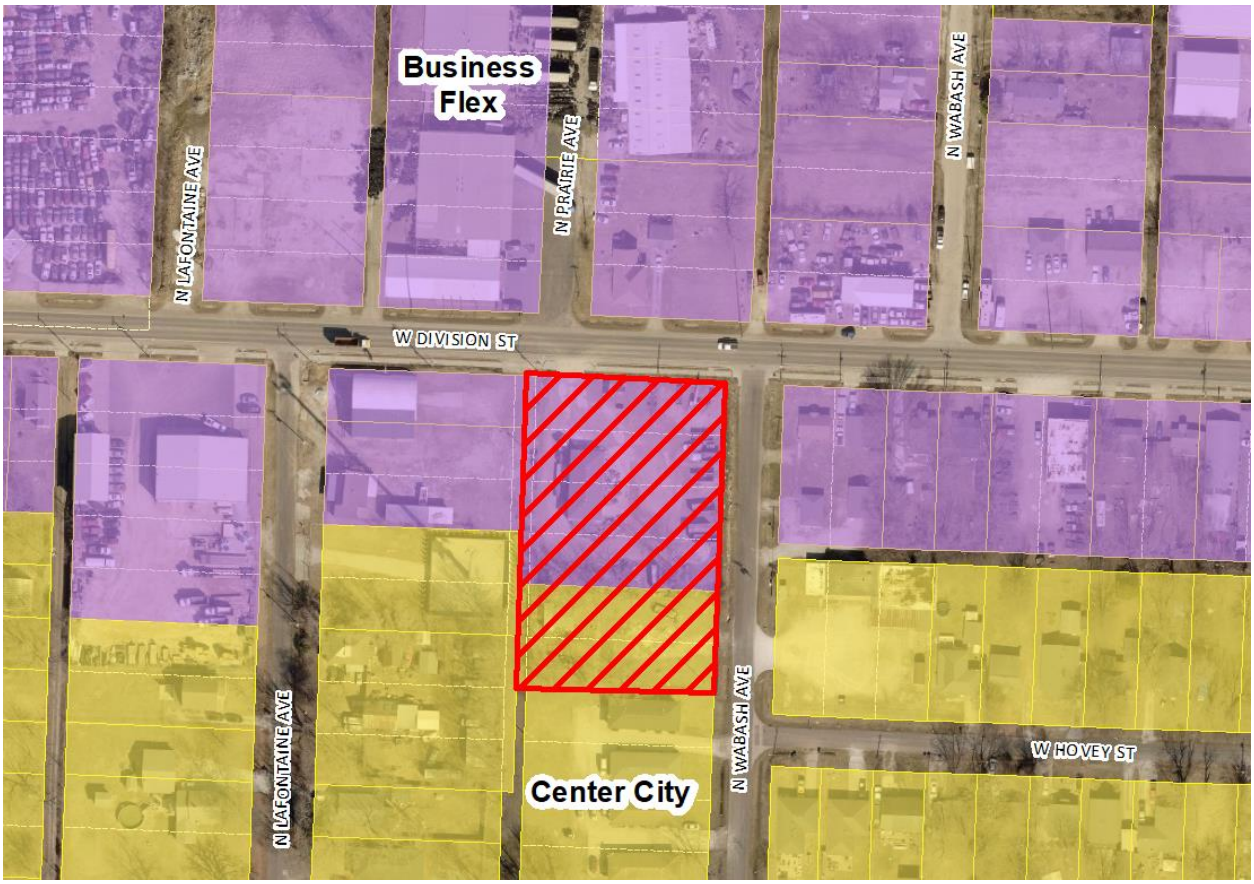
1. Residential subdivisions are designed and platted in more conventional layouts with shorter blocks.
2. Lots have a variety of widths, depths, and setbacks creating unique identity from neighborhood to neighborhood.
3. While not as common, attached and detached garages provide limited parking options and create a greater demand for on-street parking.
4. Garages reflect the architectural style and scale of the primary buildings and are often setback well behind the front facade.
5. Driveways are often accessed from the rear alley and are shared or absent in exchange for sidewalks to the front door or porch, which provides increased on-street parking opportunities.
6. Properties and neighborhoods eligible for local historic designation are continually identified and preserved.
7. Key corridors that offer transit and other multimodal, trail, or greenway connections can be enhanced with increased housing and neighborhood scale services, shops, and dining.
8. Low-impact, neighborhood-scale commercial uses should be considered at locations where community facilities and amenities or other informal neighborhood hubs already exist, at former streetcar stops, along the edges of the neighborhood or at other significant neighborhood destinations.
9. Neighborhood parks, community centers, greenway or trailheads, museums, gardens, schools, and churches can serve as anchors for neighborhood commercial hubs.

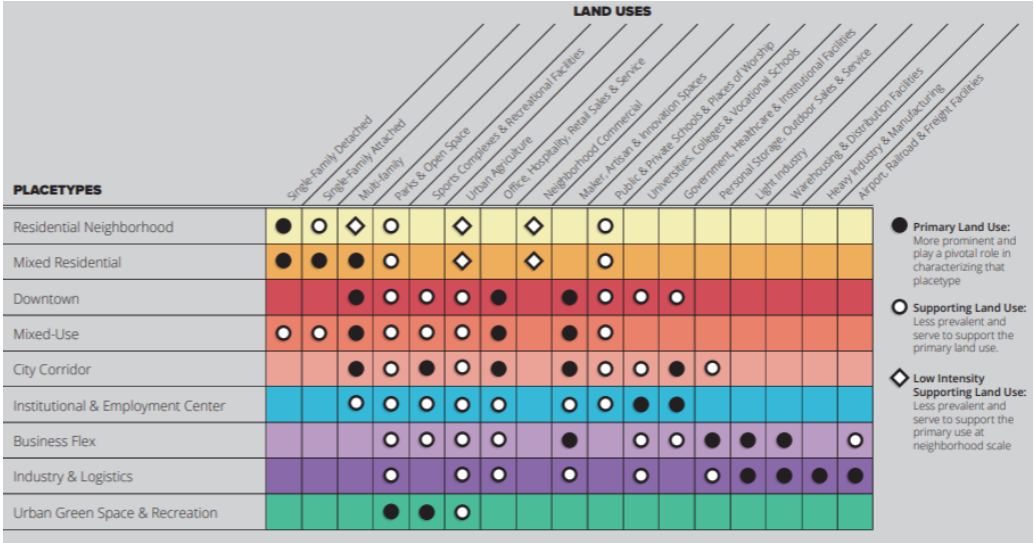
Transitions:

1. A “stepped down” approach is used to transition from higher density/intensity residential and non-residential uses to single-family residential homes and uses, with greater densities/intensities located on higher functioning roadways, at the periphery of the neighborhood.
2. Lower density residential uses are sufficiently screened and buffered between higher density housing and nonresidential uses.
3. The design of higher density residential uses integrated into the Residential Neighborhood Placetype should complement the scale and character of the surrounding neighborhood. Attention should be given to building height, orientation, architectural style, and setback to ensure the existing neighborhood character is retained.

DEVELOPMENT REVIEW STAFF REPORT

FUTURE PLACETYPE MAP:





DEVELOPMENT REVIEW STAFF REPORT

MAJOR THOROUGHFARE MAP:

SURROUNDING ZONING, LAND USES AND PLACETYPES:

	NORTH	SOUTH	EAST	WEST
ZONING	HM	R-TH	GM	HC
LAND USE	Residential, auto sales and services	Duplex	Residential single-family, commercial warehouse	Roofing business
PLACETYPES	Business Flex	Center City neighborhood	Business flex, Center City neighborhood	Business flex, Center City neighborhood

DEPARTMENT OF BUILDING DEVELOPMENT SERVICES:

No comments.

DEVELOPMENT REVIEW STAFF REPORT

CITY UTILITIES:

No issues

DEPARTMENT OF ENVIRONMENTAL SERVICES WASTEWATER MANAGEMENT DIVISION:

No issues. Tract has access to public sewer.

FIRE DEPARTMENT:

No objections to rezoning.

DEPARTMENT OF PUBLIC WORKS TRAFFIC ENGINEERING DIVISION:

	Street Name	Street Classification	Jurisdiction	ROW from Centerline (ft.)		Traffic Count (vehicles per day)	On-Street Parking	Sidewalk	
				Required	Existing			Required	Existing
Street 1	W. Division Street	Primary Arterial	City	50	30	6,846	No	Yes	Yes
Street 2	N. Wabash Avenue	Local	City	30	30	NA	Yes	Yes	No

ACCESS - All new or modified driveway approaches shall comply with current City of Springfield standards for the street classification.

TRAILS, BUS STOPS, AND ADDITIONAL INFORMATION - There are no Greenway Trails near the property. There is one (1) bus stop on Division Street near the property.

IMPROVEMENTS - No improvements are required for this rezoning. A traffic study is not required for this rezoning.

DEPARTMENT OF PUBLIC WORKS STORMWATER ENGINEERING DIVISION:

SITE DESCRIPTION & DRAINAGE PATTERN
No existing detention or water quality Stormwater Control Measures are present. The property is in the **Upper WIlsons Creek** drainage basin. The property **is not** located in a FEMA designated floodplain. Staff **is not** aware of flooding problems in the local or downstream area. The city **is not** aware of a sinkhole or other Karst feature at this location. The property **does not have a stream buffer on site.**
A fee in lieu of on-site stormwater detention **will not be allowed and detention is required.**

Please note that development of the property will be subject to the following conditions at the time of development:

All chapter and section references below are to the City's Flood Control and Water Quality Protection Manual Version April 2022.

DETENTION AND DISCHARGE REQUIREMENTS

1. Any development or redevelopment that increases runoff, through the increase in impervious surface, current detention requirements must be met per Chapter 3 Sec. 2.3.3. Detention for flood control is required and no fee in lieu of detention application is supported.

2. A 10' wide drainage easement is on Lot 4 of the rezoned area. This drainage easement is transferring runoff from the roadside culvert to the west. During permitting this drainage easement and culvert will have to be accommodated or replaced with similar infrastructure to continue drainage pattern to the west.

WATER QUALITY REQUIREMENTS

1. Water Quality is required for new development projects or redevelopment projects, with new or increased impervious surfacing, within the city limits of Springfield that disturb 1 acre or greater. Including projects less than 1 acre that are part of a larger common plan of development or sale that will disturb 1 or more acres over the life of the project. Chapter 10 Sec. 2.0.

2. A land disturbance permit will be required with disturbing 1 acre or greater per Chapter 4 Section 5 of the City's Flood Control and Water Quality Protection Manual.

3. Water Quality Credits are available to use in design for preserved trees and new planted trees. Landscaping and Bufferyards trees required by planning cannot be used for the water quality credits unless it is part of a SCM. Chapter 10, Section 3.1.

FLOODPLAIN

N/A

NATURAL CHANNEL & STREAM BUFFERS

N/A

SINKHOLES & KARST FEATURES

N/A

ADDITIONAL STORMWATER REQUIREMENTS

1. Stormwater Control Measures are the responsibility of the property owner or property owners' association to maintain, repair, and update unless the agreement is made with the City to operate. Operation and maintenance agreements are required for any permanent stormwater control measures.

STAFF ANALYSIS AND RECOMMENDATION:

1. The applicant is requesting to rezone approximately 1.3 acres generally located at 1910 West Division Street and 1455 North Wabash Avenue from GM, General Manufacturing to HC, Highway Commercial. The applicant intends to sell the property for a Dollar General store.

2. The *Comprehensive Plan's Land Use & Development* chapter identifies the north portion of the subject property as the Business Flex placetype and the south portion as center city neighborhood placetype.

3. The Business Flex placetype includes areas with an eclectic mix of light industrial, office, storage, warehouse, and distribution centers, complemented by the occasional commercial sales and services. The property is proposed to allow HC uses which would allow more commercial sales and services that is intended to complement the existing uses in the area.

4. Center City Neighborhoods are Springfield's oldest residential neighborhoods, dating to before WWII. They are typically characterized by a diverse range of single-family homes with varying architectural styles, setbacks, compact and shared spaces and parcel sizes.

5. This application is consistent with the Business Flex placetype that lists retail sales as a supporting land use. This application is also consistent with the center city neighborhood placetype that lists low-intensity, neighborhood commercial as a supporting land use. This placetype recommends that neighborhood commercial should be located along higher classification roadways on the edges of the neighborhood. The subject property is located on Division Street, a primary arterial, and on the edge of the Heart of the Westside neighborhood.

6. The range of uses in the proposed HC district is compatible with the uses permitted on other property in the immediate vicinity. The property to the west is zoned HC and has the same depth lot as the subject property.

7. The subject property has access to City Utilities infrastructure, and any necessary extension of such services can be provided via City Utilities' extension policy, though new easements may be necessary to accommodate this.

8. There are few changing conditions in the area affected that make the proposed rezoning necessary.

9. The range of uses in the proposed HC district is compatible with the uses permitted on other property in the immediate vicinity.

10. There are adequate utility and sewer and water facilities existing or can be provided to serve the uses that would be permitted on the property if it were rezoned.

11. The impact of the uses, which would be permitted if the property were rezoned, is not expected to significantly increase the volume of vehicular and pedestrian traffic or reduce traffic safety in the vicinity.

12. The proposed zoning will not correct an error in the application of this article, but rather will provide a viable use of the property subject to the provisions of the zoning district.

13. A reasonably viable economic use of the subject property will not be precluded if the proposed rezoning is denied.

STAFF RECOMMENDATION:

1. Staff recommends approval based on the proposal's general conformance to the Comprehensive Plan's Business Flex placetype, center city neighborhood placetype and on the finding of facts above.

PLANNING AND ZONING OPTIONS:

The planning and zoning commission shall make one of the following recommendations in connection with each proposed change in zoning district classification of this article:

1. Recommend against the proposed change in the zoning district classification.
2. Recommend a change in the zoning district classification.
3. Recommend a change in the zoning district classification together with recommendations which, in the judgment of the planning and zoning commission, will protect adjacent property and ensure that the proposed amendment is consistent with the purpose and intent of this article.

Attachment 1

AFFIDAVIT OF NEIGHBORHOOD NOTIFICATION AND MEETING SUMMARY

1. Request change to zoning from: GM *(existing zoning)* to HC *(proposed zoning)*
2. Meeting Date & Time: October 17, 4:00pm to 6:30 pm
3. Meeting Location: 1910 W. Division
4. Number of invitations that were sent: _____
5. How the mailing list was generated: City of Springfield
6. Number of neighbors in attendance (attach a sign-in sheet): 4
7. List the verbal comments and how you plan to address any issues:
(City Council does not expect all the issues to be resolved to the neighborhood's satisfaction; however, the developer must explain why the issues cannot be resolved).

1. Brian Paschall 510 North Fulbright--He was a former president of a northside neighborhood association and was supportive of the project due to a lack of grocery options in the area.
2. Matt Hurd--1446 North Lafontaine--Neighbor to the rear was concerned that it might attract homeless people. (security lighting will be part of project)
3. Jim and Rhonda Blakey--Neighbors to the rear cam e to see what was proposed and were thrilled that it would be a new store as the old one is in horrible shape.

8. List or attach the written comments and how you plan to address any issues:

No written comments

I, Rusty Doss *(print name)*, attest that the neighborhood meeting was held on 10/17/2024 *(month/date/year)*, and is at least twenty-one (21) days prior to the Planning and Zoning Commission public hearing and in accordance with the attached "Neighborhood Notification and Meeting Process."

Signature of person completing affidavit

Rusty Doss

Printed name of person completing affidavit

Petitioner (1) Brian Paschall 510 N. Fulbright Ave.
Springfield MO 65802-4540 417-861-4954

Neighbor (2) Matt Hurd 1446 N. Lafontaine, Springfield, MO

Petitioner (3) Jann Blakey
Rhonda Blakey

(4.)

DATE:	10-2-24	Telephone No.	417-831-4836
YOUR NAME:	Rebecca L. Hardaway		
YOUR ADDRESS:	2007 W. Lynn Street		
PROJECT ADDRESS:	1910 west Division Street		

COMMENTS: Due to health issues I am unable to attend meeting. I depend on this Dollar General Store as do a lot of people in the neighborhood; elderly that walk, people on bicycles, single mothers walking with small children + babies in strollers. When gas tank low, I can coast down there + have enough gas in tank to get home. "Saves a trip to Walmart!!" The bypass is way too far. Please buy both buildings there + make one large store. So many of us rely on this store daily! Thank you!

City of Springfield, Missouri - Development Review Office - 840 Boonville, Springfield, MO 65802 - 417.864.1611

Application for Zoning Map Amendment & Planned Developments

*Fees are non-refundable

Rebecca Hardaway

EXPLANATION TO COUNCIL BILL 2024-277 (MCGULL)

FILED: 11/25/2024

ORIGINATING DEPARTMENT: Planning and Development

TITLE: A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 3 acres of property generally located at 1914 East Blaine Street from GM, General Manufacturing District to IC, Industrial Commercial District; and adopting an updated Official Zoning Map. (By: AVS Sunset, LLC; 1914 East Blaine Street; Z-28-2024.)

PURPOSE: Amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 3 acres generally located at 1914 East Blaine Street from GM, General Manufacturing to IC, Industrial Commercial. (Staff and Planning and Zoning Commission recommend approval.)

BACKGROUND INFORMATION:

ZONING CASE NUMBER Z-28-2024

The applicant is requesting to rezone approximately 3 acres generally located at 1914 East Blaine Street from GM, General Manufacturing to IC, Industrial Commercial. The applicant intends to operate a car sales business on the subject property. The existing GM district does not allow retail sales.

REMARKS: The Planning and Zoning Commission held a public hearing on November 7, 2024, and recommended approval, by a vote of 7 to 0.

The Planning and Development staff recommends the application be approved (see the attached Development Review Staff Report).

FINDINGS FOR STAFF RECOMMENDATION:

1. The applicant is requesting to rezone approximately 3 acres generally located at 1914 East Blaine Street from GM, General Manufacturing to IC, Industrial Commercial. The applicant intends to operate a car sales business on the subject property. The existing GM district does not allow retail sales.

2. The *Comprehensive Plan's Land Use & Development* chapter identifies the subject property as the Business Flex placetype. This placetype includes areas

with an eclectic mix of light industrial, office, storage, warehouse, and distribution centers, complemented by the occasional commercial sales and services. The property is proposed to allow HC uses, which would allow more commercial sales and services that is intended to complement the existing uses in the area.

3. This application is consistent with the Business Flex placetype that lists retail sales as a supporting land use.

4. Located in expanded areas adjacent to higher, more intense industrial uses and city corridors, Business Flex provides support services, sales, service, and supply of goods to consumers and contractors, where high visibility road frontage is not a priority. The IC uses can support the uses in this area while not dominating or needing high visibility.

5. The IC district is intended to allow industrial operations and activities in combination with commercial uses in those areas where the combination of such uses is consistent with adopted policies and plans.

6. The range of uses in the proposed IC district is compatible with the uses permitted on other property in the immediate vicinity.

7. The subject property has access to City Utilities infrastructure, and any necessary extension of such services can be provided via City Utilities' extension policy, though new easements may be necessary to accommodate this.

8. There are few changing conditions in the area affected that make the proposed rezoning necessary.

9. The range of uses in the proposed IC district is compatible with the uses permitted on other property in the immediate vicinity.

10. There are adequate utility and sewer and water facilities existing or can be provided to serve the uses that would be permitted on the property if it were rezoned.

11. The impact of the uses, which would be permitted if the property were rezoned, is not expected to significantly increase the volume of vehicular and pedestrian traffic or reduce traffic safety in the vicinity.

12. The proposed zoning will not correct an error in the application of this article, but rather will provide a viable use of the property subject to the provisions of the zoning district.

13. A reasonably viable economic use of the subject property will not be precluded if the proposed rezoning is denied.

STAFF RECOMMENDATION: Staff recommends approval based on the proposal's general conformance to the Comprehensive Plan's Business Flex placetype and on the finding of facts above.

Submitted By: Michael Sparlin, Senior City Planner

Authorized for inclusion on the agenda pursuant to City Code section 2-33:
Maurice S. Jones, Deputy City Manager 12/6/2024

Attachments:
1. Z-28-2024 - 1914 East Blaine Street
2. Z-28-2024_exh A
3. Z-28-2024_exh B
4. Z-28-2024_exh C

One-rdg. _____
P. Hrngs. X
Pgs. 23
Filed: 12-10-24

Sponsored by: McGull

First Reading: _____ Second Reading: _____

COUNCIL BILL 2024-277 GENERAL ORDINANCE _____

AN ORDINANCE

AMENDING the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 3 acres of property generally located at 1914 East Blaine Street from GM, General Manufacturing District to IC, Industrial Commercial District; and adopting an updated Official Zoning Map.

WHEREAS, an application has been filed for a zoning change of the property generally located at 1914 East Blaine Street from GM, General Manufacturing District to IC, Industrial Commercial District; and

WHEREAS, following proper notice, the Planning and Zoning Commission held a public hearing on November 7, 2024, a copy of the Record of Proceedings from said public hearing being attached hereto and incorporated herein by this reference as "Exhibit B," and said Commission made a recommendation of approval by a vote of 7 to 0; and

WHEREAS, the City has reviewed the applicant's request and prepared a staff report concerning the application, which is attached hereto and incorporated herein by this reference as "Exhibit C"; and

WHEREAS, proper notice was given of a public hearing before City Council, and said hearing was held in accordance with the law.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, MISSOURI, as follows, that:

Section 1 – The property generally located at 1914 East Blaine Street and described in "Exhibit A," which is attached hereto and incorporated herein by this reference, is hereby rezoned from GM, General Manufacturing District to IC, Industrial Commercial District. Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' is hereby amended, changed, and modified consistent with this Ordinance.

Section 2 – City Council hereby directs the City Manager, or designee, to update the City's digital zoning map to reflect this rezoning, and City Council adopts the map thereby amended as the Official Zoning Map of Springfield, Missouri, as provided for in the Springfield Land Development Code, Section 36-306, 'Official zoning maps and rules of interpretation.'

Section 3 – The Official Zoning Map herein adopted shall be maintained and archived in the same digital form in which this Council has approved its adoption.

Section 4 – This Ordinance shall be in full force and effect from and after passage.

Passed at meeting: _____

_____
Mayor

Attest: _____, City Clerk

Filed as Ordinance: _____

Approved as to form: Laura Vales, Assistant City Attorney

Approved for Council action: Jason A. Gage, City Manager

EXHIBIT A
LEGAL DESCRIPTION

Lot 1 of Reed's Subdivision, a subdivision in Springfield, Greene County, Missouri.

EXHIBIT B
RECORD OF PROCEEDING – November 7, 2024

Z-28-2024
1914 East Blaine Street
Applicant: AVS Sunset, LLC

Michael Sparlin stated that this is a request to rezone approximately 3 acres from GM, General Manufacturing to IC, Industrial Commercial.

Mr. Anatoliy Svidenko, 1914 E. Blaine Street and here to answer any questions.

Ms. Broekhoven closed the meeting.

COMMISSION ACTION:
Planning and Zoning Commissioner Knuckles moved to approve Z-287-2024; Commissioner Colony seconded the motion. It **Passed** with the following vote: Ayes: Commissioner Broekhoven, Commissioner Gunther, Commissioner Colony, Commissioner Knuckles, Commission Pauly, Commissioner Doennig, and Commissioner Scott. Nays: None. Absent: Commissioner Lebeck and Commission Ridge. Abstain: None.

Bob Hosmer, AICP
Planning Manager

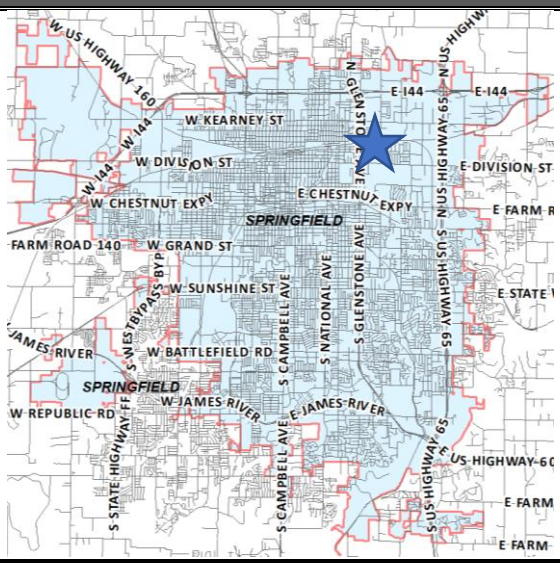
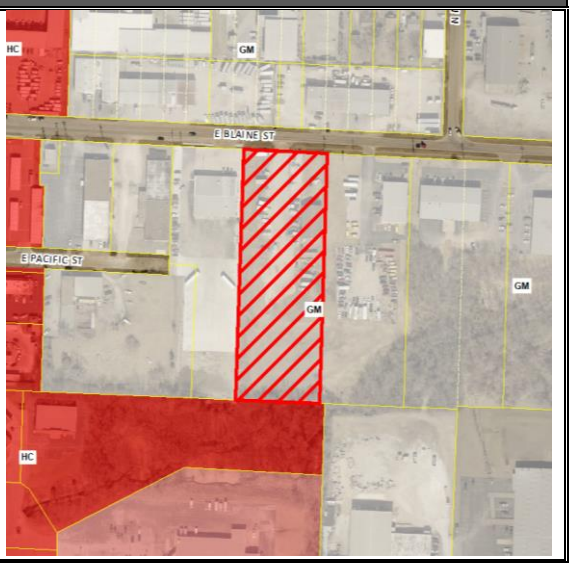
DEVELOPMENT REVIEW STAFF REPORT

PROJECT INFORMATION

Case Number:	Z-28-2024
Location:	1914 East Blaine Street
Total Acres:	3 acres
Applicant:	AVS Sunset LLC
Existing Land Use:	Commercial garages
Neighborhood Meeting:	October 17, 2024
Planning and Zoning Commission:	November 7, 2024
City Council:	December 16, 2024
Public Notification:	Mail, posted property, and legal in Daily Events
Staff:	Michael Sparlin, Senior Planner
Staff recommendation:	Staff recommends approval
Proposed motion:	I move to recommend approval of rezoning case Z-28-2024 (All commission motions are made in the affirmative).
Required Vote:	A majority of those present (5 members are a quorum).

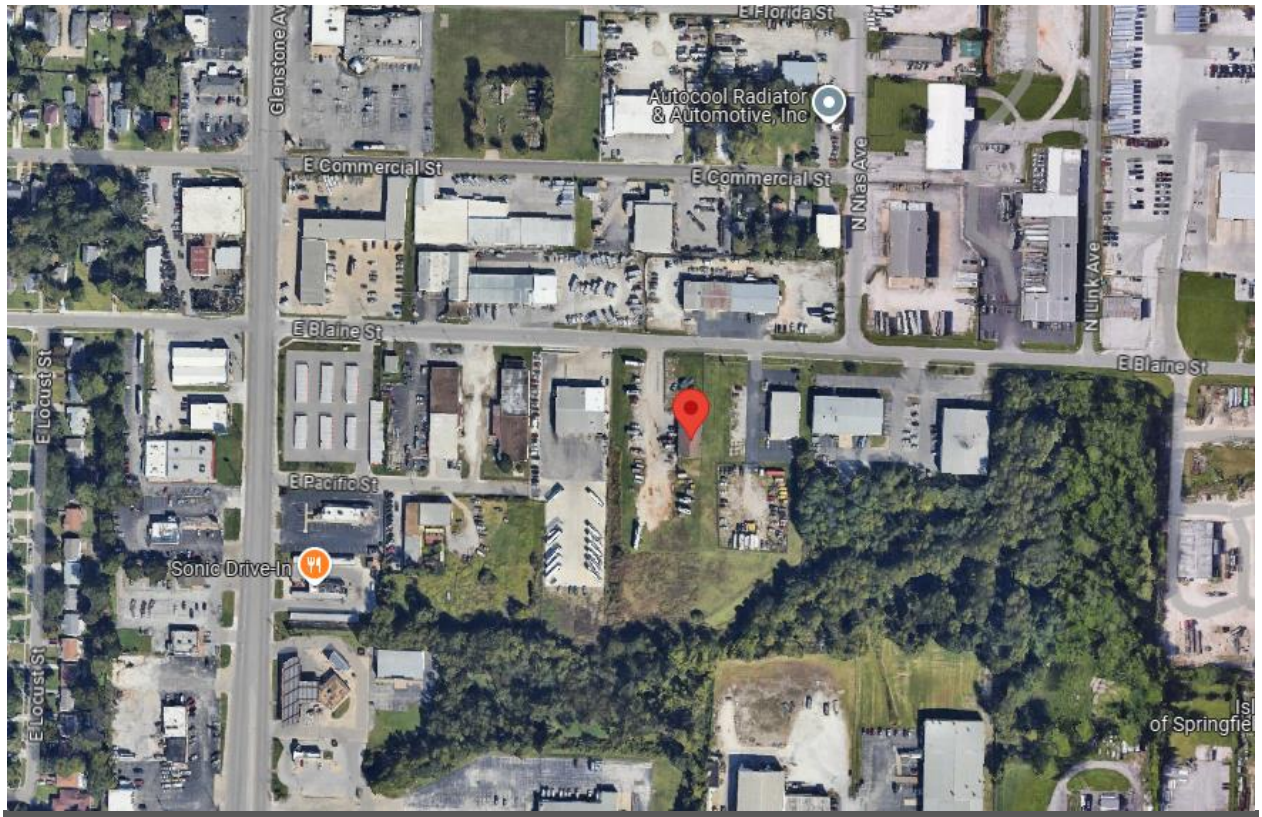
PROJECT SUMMARY:

Request to rezone approximately 3 acres generally located at 1914 East Blaine Street from GM, General Manufacturing to IC, Industrial Commercial.

LOCATION MAP	ZONING MAP
	

DEVELOPMENT REVIEW STAFF REPORT

GOOGLE AERIAL OF LANDMARKS, BUSINESSES, AND ATTRACTIONS:



GOOGLE STREETVIEW:

DEVELOPMENT REVIEW STAFF REPORT

PROPERTY HISTORY:

The subject property was zoned GM in the 1995 city-wide remapping.

PLANNING AND ZONING COMMISSION AUTHORITY:

Sec. 36-367. – Amendments

(7) Findings by the commission.

(a) Rezonings. If the application is for a reclassification of property to a different zoning district classification on the zoning map, the report of the planning and zoning commission may consider:

1. Whether the proposed zoning district classification is consistent with the Springfield Comprehensive Plan;
2. Whether there are any changed or changing conditions in the area affected that make the proposed rezoning necessary;
3. Whether the range of uses in the proposed zoning district classification are compatible with the uses permitted on other property in the immediate vicinity;
4. Whether adequate utility and sewer and water facilities exist or can be provided to serve the uses that would be permitted on the property if it were rezoned;
5. The impact the uses, which would be permitted if the property were rezoned, will have upon the volume of vehicular and pedestrian traffic and traffic safety in the vicinity;
6. Whether the proposed rezoning would correct an error in the application of this article as applied to the subject property;
7. Whether a reasonably viable economic use of the subject property will be precluded if the proposed rezoning is denied; and
8. Information submitted at the public hearing.

ZONING ORDINANCE REQUIREMENTS:

CODE ITEM	REQUIREMENTS FOR IC DISTRICT
Use Limitations	(a) No dust, particulate matter, or noxious or toxic matter of any sort shall be emitted or discharged at any time. (b) All uses shall operate in accordance with the noise standards contained in section 36-485, noise standards. (c) All industrial operations and activities, except off-street parking and loading facilities and storage, shall be conducted wholly inside a building, or buildings. (d) Storage may be maintained outside a building inside yards or rear yards if such storage area is screened from public streets, designated arterials, or greater street classifications, and from other property, except property located in an IC, LI, GM, or HM district. (e) All outdoor storage shall be at least 100 feet from any residential district boundary.

	(f) No use shall emit an odor that creates a nuisance as determined by chapter 2A, article X, Springfield City Code. (g) No building shall be used for residential purposes except that a watchman or custodian may reside on the premises. (h) Uses on parcels not served by public water and public sewer shall meet the requirements of subsection 36-303(22).
Minimum Lot Size	Not applicable to the IC District
Maximum Height	Not applicable to the IC District
Bulk Plane	None, except that all structures shall remain below a 30-degree bulk plane as measured from the boundaries of any R-SF or R-TH district.
Minimum Yard Requirements	1. *Front yard:* a. Twenty-five feet along a street classified as a collector or higher classification street or as required by section 36-453, supplemental open space, and yard regulations. b. Fifteen feet along a street classified as a local street or as required by section 36-453, supplemental open space, and yard regulations. 2. *Side yards:* None, except as required by section 36-453, supplemental open space, and yard regulations, and the bufferyard requirements in subsection (8). 3. *Rear yards:* None, except as required by the bufferyard requirements in subsection (8)).
Minimum Open Space	Not less than 15 percent of the total lot area shall be devoted to open space including required yards and bufferyards unless modified in accordance with subsection 36-482(15). Open space shall not include areas covered by buildings, structures, parking, loading and other paved areas and internal streets. Open space shall contain living ground cover and other landscaping materials.
Design Requirements	(a) A site plan meeting the requirements of section 36-360, site plan review, shall be submitted and approved. (b) A landscape plan meeting the requirements of section 36-482, landscaping and bufferyards, and 36-483, off-street parking and loading area design standards, shall be submitted, and approved.

	(c) All off-street parking and vehicular use areas shall be screened from all residential uses in accordance with section 36-480, screening, and fencing. (d) All outdoor storage and refuse storage areas shall be screened from view in accordance with section 36-480, screening, and fencing. (e) Mechanical and electrical equipment, including air conditioning units, shall be screened from view in accordance with section 36-480, screening, and fencing. (f) Lighting shall be designed to reflect away from any adjacent or nearby residential area and in accordance with section 36-484, lighting standards. (g) Accessory buildings and structures shall meet the requirements of section 36-450, accessory structures and uses.
Buffering and Landscaping	Whenever any development in an IC industrial commercial district is located adjacent to a different zoning district, screening and a bufferyard shall be provided in accordance with sections 36-480, screening, and fencing, and 36-482, landscaping and bufferyards.

COMPATIBILITY WITH COMPREHENSIVE PLAN:

PLACETYPE:

The *Comprehensive Plan's Land Use & Development* chapter identifies the north portion of the subject property within the Business Flex placetype.

This placetype includes areas with an eclectic mix of light industrial, office, storage, warehouse, and distribution centers, complemented by the occasional commercial sales and services. Business Flex areas are located on secondary roadways, where good street connectivity and access to major roadways and distribution routes can be easily accessed. Located in expanded areas adjacent to higher, more intense industrial uses and city corridors, Business Flex provide support services, sales, service, and supply of goods to consumers and contractors, where high visibility road frontage is not a priority. Planning for this placetype focuses on ensuring Business Flex operations have sufficient land available to expand and grow, while not dominating corridors where high visibility, retail frontage is prioritized.

Placetypes are not as rigid as zoning districts and allow for supporting or ancillary uses which complement and enhance its sense of place; as an extension of this, a single placetype is not likely to be defined by a single zoning district or even a collection of closely related zoning districts (e.g. industrial districts), but rather a mix of tangentially related zoning districts which

together form a cohesive sense of place when developed with similar character, scale, and form.

Primary Land Uses:

- Maker spaces, artisan, and innovation spaces
- Personal and outdoor storage
- Light industry
- Warehousing and distribution facilities

Supporting Land Uses:

- Parks, greenways and open space
- Sports complexes and recreational facilities
- Urban agriculture
- Office, hospitality, retail sales and service
- Universities, colleges, and vocational schools Government, healthcare and institutional facilities
- Airport, railroad, and freight facilities

Characteristics

Transportation and Infrastructure

- Access management is improved for vehicles through curb cut consolidation and cross-access between commercial properties, reducing traffic conflicts and backups.
- Electric vehicle charging facilities are integrated and incentivized into development plans.
- As technology, trends, and funds permit, utilities are buried or consolidated along rear property lines, reducing conflicts with street trees, pedestrian infrastructure, and viewsheds.
- Best management practices for stormwater management are required in development projects and within public rights-of-way, such as permeable paving, rain gardens, green roofs, native landscaping, and other low impact design strategies.
- Pedestrian and bicycle infrastructure, and micro-mobility are integrated.

Urban Design- Building and Site Typology

- Perimeter landscaping screens surface parking lots that accommodate the high number of employees, vehicles, delivery, and large truck traffic.
- Outside storage, auto oriented, or light industrial uses are screened from view from the right-of-way.
- Use of quality materials, construction methods, workmanship, and design should be incorporated into new development and redevelopment.
- A mix of building heights is supported through structured site and building design strategies to soften the impact on adjacent lower intensity residential development.
- Lighting, landscaping, signage, mail, and delivery accommodations should also be proactively incorporated into the site design.

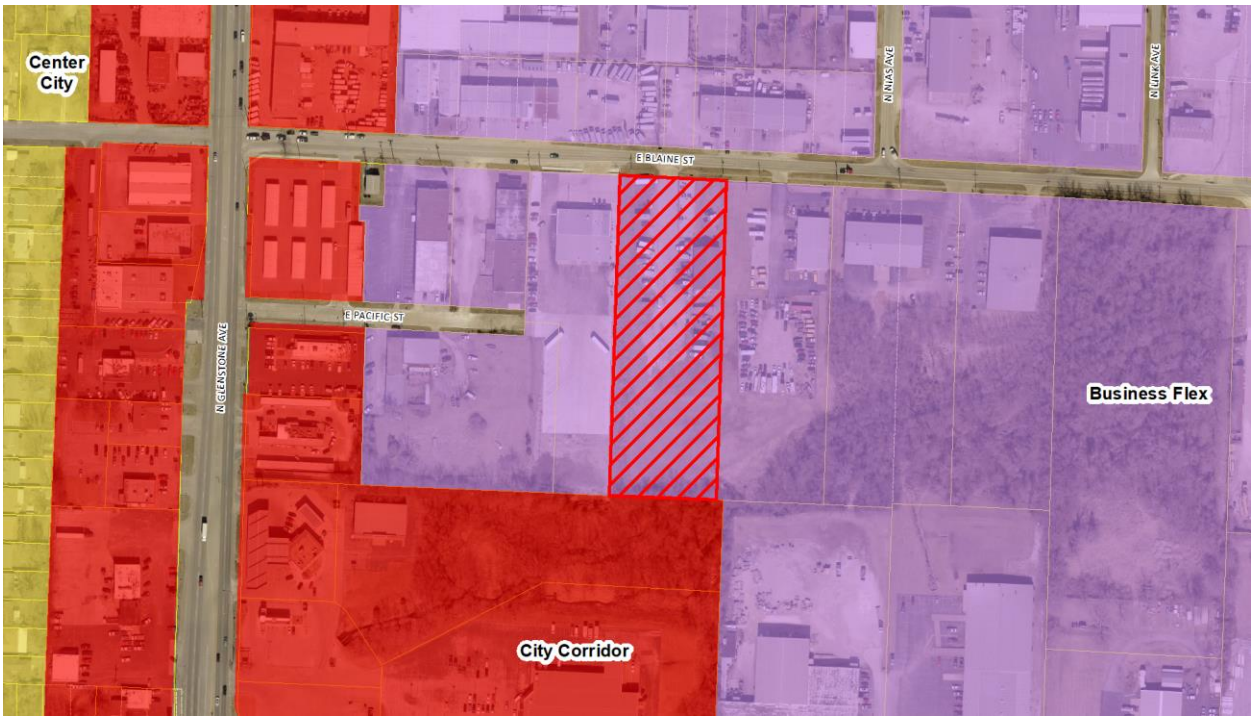
- Design should discourage the placement of mechanical equipment along major roadways or should be completely screened, along with trash receptacles, and recycling bins.

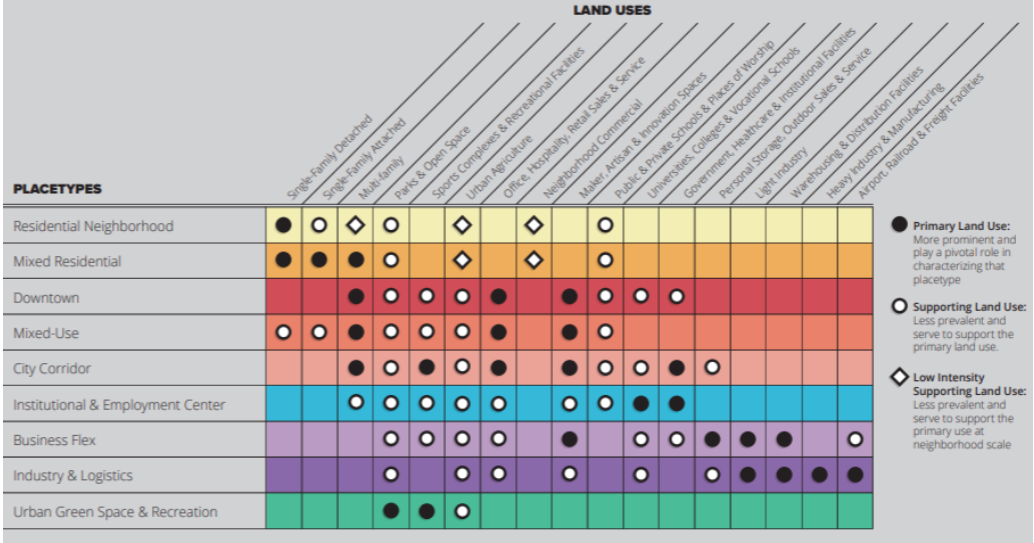
Transitions

- Appropriate site design, parking access, massing, building orientation, screening, buffering, and separation standards are adopted and used to mitigate adjacent incompatible uses.
- Commercial and smaller office uses within the placetype are directed to its perimeter to provide a gradual transition into surrounding placetypes.

DEVELOPMENT REVIEW STAFF REPORT

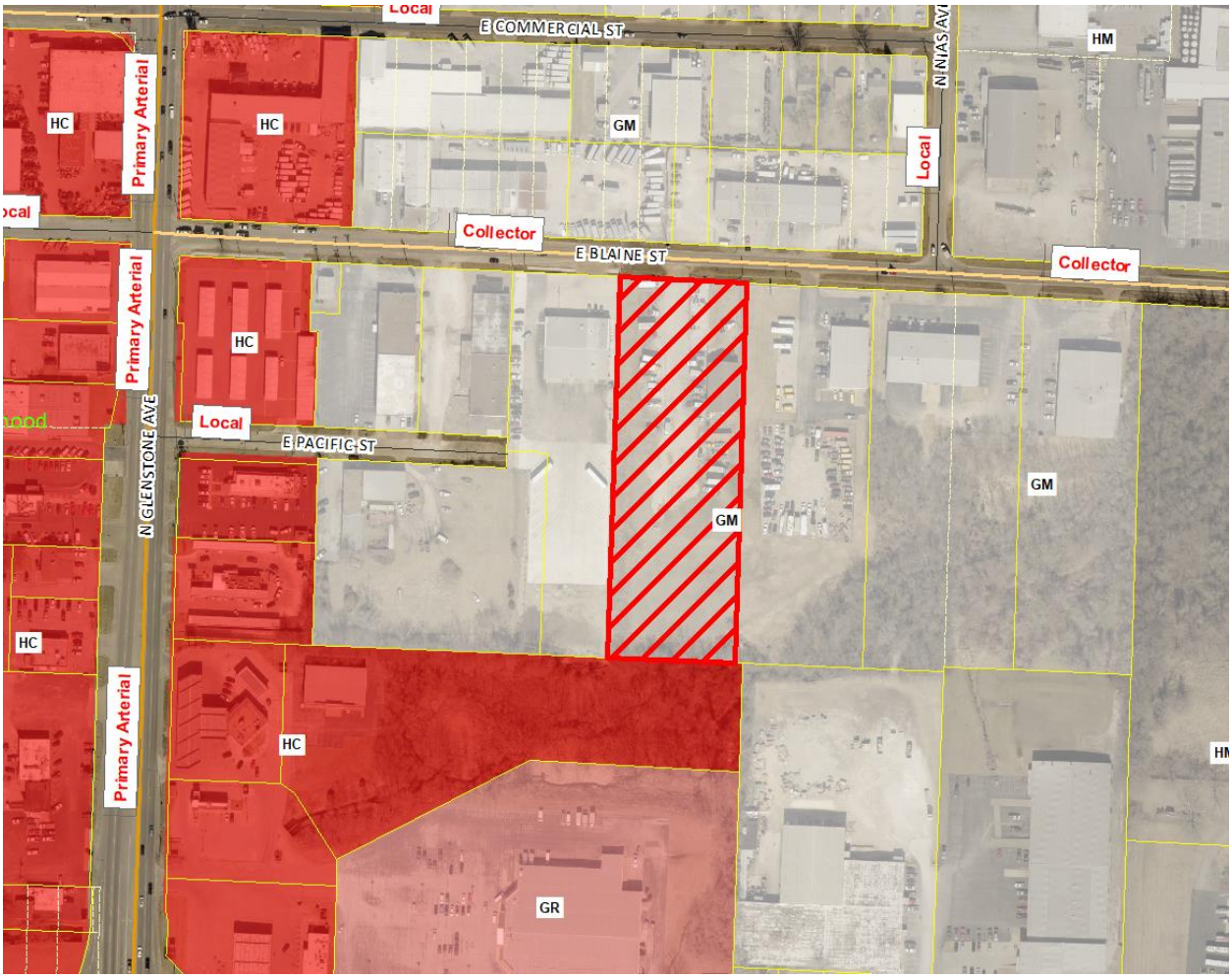
FUTURE PLACETYPE MAP:





DEVELOPMENT REVIEW STAFF REPORT

MAJOR THOROUGHFARE MAP:



SURROUNDING ZONING, LAND USES AND PLACETYPES:

	NORTH	SOUTH	EAST	WEST
ZONING	GM	HC	GM	GM
LAND USE	Commercial garages	Vacant land	Commercial warehouses	Commercial garages
PLACETYPES	Business Flex	City Corridor	Business Flex	Business Flex

DEPARTMENT OF BUILDING DEVELOPMENT SERVICES:

No comments.

CITY UTILITIES:

No issues

DEPARTMENT OF ENVIRONMENTAL SERVICES WASTEWATER MANAGEMENT DIVISION:

No issues. Tract has access to public sewer.

FIRE DEPARTMENT:

No objections to rezoning.

DEPARTMENT OF PUBLIC WORKS TRAFFIC ENGINEERING DIVISION:

	Street Name	Street Classification	Jurisdiction	ROW from Centerline (ft.)		Traffic Count (vehicles per day)	On-Street Parking	Sidewalk	
				Required	Existing			Required	Existing
Street 1	E. Blaine Street	Collector	City	30	30	NA	No	Yes	No

ACCESS - All new or modified driveway approaches shall comply with current City of Springfield standards for the street classification.

TRAILS, BUS STOPS, AND ADDITIONAL INFORMATION - There are no Greenway Trails near the property. There are three (3) bus stops on Glenstone Avenue near the property.

IMPROVEMENTS - No improvements are required for this rezoning. A traffic study is not required for this rezoning.

DEPARTMENT OF PUBLIC WORKS STORMWATER ENGINEERING DIVISION:

SITE DESCRIPTION & DRAINAGE PATTERN
The property has an existing regional basin on the south side. The property is in the **Jordan Creek North Branch** drainage basin. The property **is** located in a FEMA designated floodplain. Staff **is** aware of flooding problems in the local or downstream area. The city **is not** aware of a sinkhole or other Karst feature at this location. The property **does have a stream buffer on site.**
A fee in lieu of on-site stormwater detention **is not applicable because detention is already provided.**

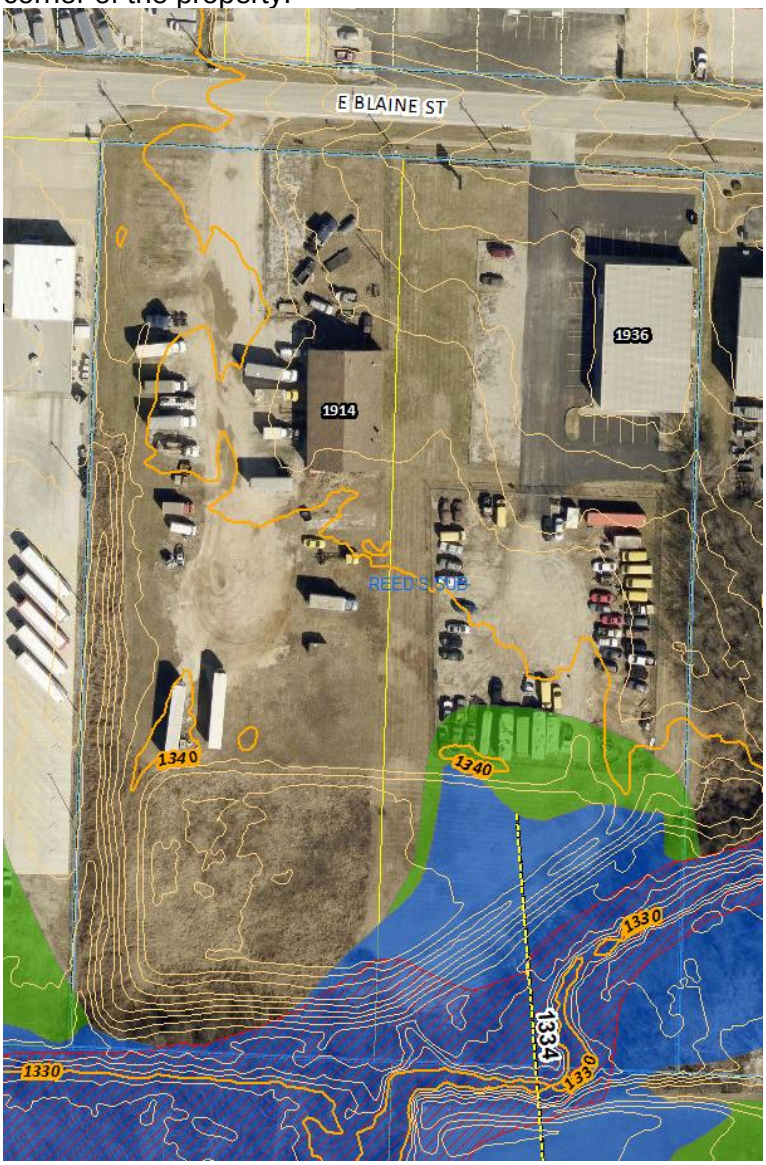
Please note that development of the property will be subject to the following conditions at the time of development:

All chapter and section references below are to the City's Flood Control and Water Quality Protection Manual Version April 2022.

DETENTION AND DISCHARGE REQUIREMENTS
1. Detention for flood control provided by Reed's Subdivision Lots 1-2 (6PW5763).

WATER QUALITY REQUIREMENTS
1. Water Quality is provided by Reed's Subdivision Lots 1-2 (6PW5763).

FLOODPLAIN
1. The Jordan Creek North Branch 100-year Floodplain and Floodway is present on the SE corner of the property.



NATURAL CHANNEL & STREAM BUFFERS
1. Category C Large Tributary Stream located on the SE corner of the property. The Stream requires a 50 feet wide Stream Buffer Easement on both sides. At time of development the Stream Buffer Easement requires recording.

SINKHOLES & KARST FEATURES
N/A

ADDITIONAL STORMWATER REQUIREMENTS
1. Stormwater Control Measures are the responsibility of the property owner or property owners' association to maintain, repair, and update unless the agreement is made with the City to operate. Operation and maintenance agreements are required for any permanent stormwater control measures.

DEVELOPMENT REVIEW STAFF REPORT

STAFF ANALYSIS AND RECOMMENDATION:

1. The applicant is requesting to rezone approximately 3 acres generally located at 1914 East Blaine Street from GM, General Manufacturing to IC, Industrial Commercial. The applicant intends to operate a car sales business on the subject property. The existing GM district does not allow retail sales.

2. The *Comprehensive Plan's Land Use & Development* chapter identifies the subject property as the Business Flex placetype. This placetype includes areas with an eclectic mix of light industrial, office, storage, warehouse, and distribution centers, complemented by the occasional commercial sales and services. The property is proposed to allow HC uses which would allow more commercial sales and services that is intended to complement the existing uses in the area.

3. This application is consistent with the Business Flex placetype that lists retail sales as a supporting land use.

4. Located in expanded areas adjacent to higher, more intense industrial uses and city corridors, Business Flex provide support services, sales, service, and supply of goods to consumers and contractors, where high visibility road frontage is not a priority. The IC uses can support the uses in this area while not dominating or needing high visibility.

5. The IC district is intended to allow industrial operations and activities in combination with commercial uses in those areas where the combination of such uses is consistent with adopted policies and plans.

6. The range of uses in the proposed IC district is compatible with the uses permitted on other property in the immediate vicinity.

7. The subject property has access to City Utilities infrastructure, and any necessary extension of such services can be provided via City Utilities' extension policy, though new easements may be necessary to accommodate this.

8. There are few changing conditions in the area affected that make the proposed rezoning necessary.

9. The range of uses in the proposed IC district is compatible with the uses permitted on other property in the immediate vicinity.

10. There are adequate utility and sewer and water facilities existing or can be provided to serve the uses that would be permitted on the property if it were rezoned.

11. The impact of the uses, which would be permitted if the property were rezoned, is not expected to significantly increase the volume of vehicular and pedestrian traffic or reduce traffic safety in the vicinity.

12. The proposed zoning will not correct an error in the application of this article, but rather will provide a viable use of the property subject to the provisions of the zoning district.

13. A reasonably viable economic use of the subject property will not be precluded if the proposed rezoning is denied.

STAFF RECOMMENDATION:

1. Staff recommends approval based on the proposal's general conformance to the Comprehensive Plan's Business Flex placetype and on the finding of facts above.

PLANNING AND ZONING OPTIONS:

The planning and zoning commission shall make one of the following recommendations in connection with each proposed change in zoning district classification of this article:

1. Recommend against the proposed change in the zoning district classification.
2. Recommend a change in the zoning district classification.
3. Recommend a change in the zoning district classification together with recommendations which, in the judgment of the planning and zoning commission, will protect adjacent property and ensure that the proposed amendment is consistent with the purpose and intent of this article.

AFFIDAVIT OF NEIGHBORHOOD NOTIFICATION AND MEETING SUMMARY

1. Request change to zoning from: General Manufacturing to Industrial Commercial
   (existing zoning) *(proposed zoning)*
2. Meeting Date & Time: 10-17-24 4:00pm - 6:30 pm
3. Meeting Location: 1914 E Blaine st. Springfield, MO 65803
4. Number of invitations that were sent: _____
5. How the mailing list was generated: _____
6. Number of neighbors in attendance (attach a sign-in sheet): One
7. List the verbal comments and how you plan to address any issues:
   (City Council does not expect all the issues to be resolved to the neighborhood's satisfaction; however, the developer must explain why the issues cannot be resolved).

   No comments by neigbor. She was Just curious what the meeting was about.

8. List or attach the written comments and how you plan to address any issues:

   No issues or comments by neighbors

I, Anatoliy Svidenko *(print name)*, attest that the neighborhood meeting was held on 10-17-24 *(month/date/year)*, and is at least twenty-one (21) days prior to the Planning and Zoning Commission public hearing and in accordance with the attached "Neighborhood Notification and Meeting Process."

Anatoliy Svidenko
Signature of person completing affidavit

Anatoliy Svidenko
Printed name of person completing affidavit

Sign-In Sheet 10-17-24

Lizzy Cook | 870 350 1994 | 1900 E. Blaine St. Springfield MO 65803

EXPLANATION TO COUNCIL BILL 2024-278 (JENSON, HORTON)

FILED: 11/20/2024

ORIGINATING DEPARTMENT: Public Works

TITLE: A special ordinance authorizing the City Manager, or designee, to enter into a Financial Assistance Agreement with the Missouri Department of Natural Resources for the purpose of accepting American Rescue Plan Act grant funds to support construction of stormwater infrastructure on Scenic Avenue from Catalpa Street to Sunshine Street in an amount not to exceed $1,552,994.09; amending the Fiscal Year 2024-2025 budget; and declaring that this Ordinance qualifies for approval in one reading pursuant to Section 2.16(25) of the City Charter.

PURPOSE: Authorizing the City Manager, or his designee, to enter into an agreement with the Missouri Department of Natural Resources ("Exhibit A" and "Exhibit B") for the purpose of accepting American Rescue Plan Act ("ARPA") federal grant funds in an amount not to exceed $1,552,994.09 to support stormwater infrastructure construction on Scenic Avenue from Catalpa Street to Sunshine Street; approving a budget adjustment amending the Fiscal Year 2024-2025 budget of the Department of Public Works in the amount of $1,552,994.09 to appropriate the federal grant funds, and amending the Fiscal Year 2024-2025 budget of the Department of Environmental Services ("ES") in the amount of $262,909.80 to appropriate reserves of the ES Clean Water Green Infrastructure Fund for construction; and declaring that this Ordinance qualifies for approval in one reading pursuant to Section 2.16(25) of the City Charter.

BACKGROUND INFORMATION: Resolution 10636 authorized the City to apply for the State ARPA Water Infrastructure Community Grant Program on June 13, 2022. The objective of the project is to provide stormwater infrastructure along Scenic Avenue and provide safe passage for pedestrians. The project will upgrade and install stormwater infrastructure featuring concrete curb and gutter, stormwater inlets, stormwater pipe, and bioretention features. Additionally, there will be sidewalk and driveway replacements to enhance accessibility and safety.

The requested budget adjustment of $1,815,903.89 will budget $1,552,994.09 of ARPA federal grant funds and $262,909.80 of ES Clean Water Green Infrastructure Fund reserves to provide funding for the construction. Additional funding of this project of $149,911.41 is being provided by the 1/4-cent Capital Improvement Sales Tax and the 1/8-cent Transportation Sales Tax and is already budgeted.

Supports the following City Council Priorities:

- Public Safety

- Fiscal sustainability
- Quality of Place

REMARKS: As this council bill is for a state grant contract for federal funds, we request that it be passed as a one-reading bill under City Charter Section 2.16(25). Public Works and Environmental Services recommend approval of this Council bill and budget adjustment.

Submitted By: Brett Foster, Assistant Director of Public Works

Authorized for inclusion on the agenda pursuant to City Code section 2-33:
Maurice S. Jones, Deputy City Manager 12/5/2024

Attachments:
1. Scenic-Catalpa to Sunshine ARPA_Ord
2. Scenic-Catalpa to Sunshine ARPA Stormwater Agreement_ExhA
3. Scenic-Catalpa to Sunshine ARPA Stormwater Agreement_ExhB
4. BA _ EXH C

One-rdg. X
P. Hrngs. _____
Pgs. 90
Filed: 12-10-24

Sponsored by: Jenson, Horton

First Reading: _____ Second Reading: _____

COUNCIL BILL 2024-278 SPECIAL ORDINANCE _____

AN ORDINANCE

AUTHORIZING the City Manager, or designee, to enter into a Financial Assistance Agreement with the Missouri Department of Natural Resources for the purpose of accepting American Rescue Plan Act grant funds to support construction of stormwater infrastructure on Scenic Avenue from Catalpa Street to Sunshine Street in an amount not to exceed $1,552,994.09; amending the Fiscal Year 2024-2025 budget; and declaring that this Ordinance qualifies for approval in one reading pursuant to Section 2.16(25) of the City Charter.

WHEREAS, City Council authorized the City Manager in Resolution 10636, adopted on June 13, 2022, to apply with the Missouri Department of Natural Resources ("MDNR") for American Rescue Plan Act ("ARPA") Water Infrastructure Community Grant Program funds to be used on stormwater and wastewater infrastructure projects; and

WHEREAS, MDNR has awarded the City up to $1,552,994.09 in ARPA funds for stormwater improvements on Scenic Avenue from Catalpa Street to Sunshine Street; and

WHEREAS, matching funds for construction will be provided through the City's 1/4-cent Capital Improvements Sales Tax and 1/8-cent Transportation Sales Tax funds, in the amount of $149,911.41 already budgeted, and $262,909.80 of Environmental Services Clean Water Green Infrastructure Fund reserves.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, MISSOURI, as follows, that:

Section 1 – The City Manager, or designee, is authorized to enter into an agreement with the Missouri Department of Natural Resources for the purpose of accepting American Rescue Plan Act grant funds to support construction of stormwater infrastructure on Scenic Avenue from Catalpa Street to Sunshine Street in an amount not to exceed $1,552,994.09, a true and accurate copy of said Agreement and its terms

being attached hereto and incorporated as “Exhibit A” and “Exhibit B,” and the same is hereby approved.

Section 2 – The budget of the City of Springfield for Fiscal Year 2024-2025 is hereby amended in the accounts and in the amounts as shown on Budget Adjustment No. 042, a copy of which is attached hereto and incorporated herein by reference as “Exhibit C.”

Section 3 – City Council hereby finds that the budget adjustment made above has been recommended by the City Manager.

Section 4 – The City Manager, or designee, is directed to cause the appropriate accounting entries to be made in the books and records of the City.

Section 5 – City Council hereby finds and declares that this Ordinance may be passed as a one-reading ordinance under City Charter Section 2.16(25) as it relates to a contract for the acceptance of grant funds from a state or federal agency. This Ordinance shall be in full force and effect from and after passage.

Passed at meeting: _____

_____
Mayor

Attest: _____, City Clerk

Filed as Ordinance: _____

Approved as to form: _____, Assistant City Attorney

Approved for Council action: _____, City Manager

MISSOURI DEPARTMENT OF NATURAL RESOURCES

FINANCIAL ASSISTANCE AGREEMENT

Assistance as described herein is hereby offered and accepted effective upon signature of authorized officials for the dates indicated in Budget Period and Project Period below.

RECIPIENT INFORMATION

RECIPIENT NAME	RECIPIENT TELEPHONE NUMBER WITH AREA CODE
City of Springfield	417-864-2069

ADDRESS	CITY	STATE	ZIP CODE
840 N. Boonville Ave	Springfield	MO	65802

UNIQUE ENTITY ID	AWARD NUMBER	BUDGET PERIOD	PROJECT PERIOD
VMKPNYHAL941	E3744C2050F5	12/1/2024 to 11/30/2026	12/1/2024 to 11/30/2026

RECIPIENT PROJECT MANAGER NAME	RECIPIENT PROJECT EMAIL ADDRESS	PROJECT MANAGER TELEPHONE NUMBER WITH AREA CODE
Leree Reese	lreese@springfieldmo.gov	417-864-2069

PROJECT INFORMATION

RECIPIENT PROJECT TITLE AND PROJECT DESCRIPTION (ATTACH ADDITIONAL PAGES AS NECESSARY)

City of Springfield Stormwater Infrastructure - Full Award
This project will upgrade existing storm sewer systems along Scenic Ave and install discharge infrastructure improvements into Wilson's Creek.
The grant to the city is consistent with the requirements described in the Notice of Funding Opportunity.

TYPE OF ASSISTANCE	SOURCE OF FUNDING	CFDA NUMBER	CFDA NAME
New Award ☑ Amendment ☐	Federal ☑ State ☐ Other ☐	21.027	Coronavirus State and Local Fiscal Recovery Funds

STATE PROJECT MANAGER NAME	STATE PROJECT MANAGER TELEPHONE NUMBER WITH AREA CODE	INDIRECT COST RATE FOR RECIPIENT
Ross Strickland	573-526-6906	0%

RESEARCH AND DEVELOPMENT	RESEARCH AND DEVELOPMENT COMMENTS IF NEEDED
YES ☐ NO ☑	

PROJECT FUNDING	Original Amount	Original Percentage	Amended Amount	Amended Percentage	Total Amount	Total Percentage
Federal Award:	$ 1,552,994.09	79.00 %	$	%	$ 1,552,994.09	79.00 %
State/Other Award:	$	%	$	%	$ 0.00	%
Recipient Match:	$ 412821.21	21.00 %	$	%	$ 412,821.21	21.00 %
Total Award:	$ 1,965,815.30	100.00 %	$ 0	0.00 %	$ 1,965,815.30	100.00 %

AGREEMENT ADMINISTRATION

THE ATTACHMENTS IDENTIFIED BELOW ARE INCORPORATED BY REFERENCE AS THOUGH FULLY RESTATED HEREIN. THE RECIPIENT AGREES TO ADMINISTER THIS AGREEMENT IN ACCORDANCE WITH ALL APPLICABLE FEDERAL AND STATE LAWS AND REGULATIONS INCLUDING, BUT NOT LIMITED TO:

APPLICABLE PROGRAM GUIDELINES	APPLICATION NUMBER	RECIPIENT APPLICATION, AS NEGOTIATED, DATED
*See Federal Award Information Section	E3744C2050F5	7/14/2022

BUDGET PLAN	DETAILED SCOPE OF WORK	SPECIAL CONDITIONS	GENERAL TERMS AND CONDITIONS	SUSPENSION/DEBARMENT	PUBLIC LAW
Attachment #	Attachment #	Attachment # 2	Attachment # 1	Attachment #	Attachment #

PUBLICATIONS	EPA MBE/WBE UTILIZATION	CERTIFICATE REGARDING LOBBYING	INVOICE	ADDITIONAL ATTACHMENTS	
Attachment #	Attachment # _____	Attachment #	Attachment #	Attachment # 3	Attachment # 4

AMENDMENT INFORMATION

AMENDMENT ID	AMENDMENT DESCRIPTION (ATTACH ADDITIONAL PAGES AS NECESSARY)

FEDERAL AWARD INFORMATION (ATTACH ADDITIONAL PAGES AS NECESSARY)

FEDERAL AWARD PROJECT TITLE AND DESCRIPTION

U.S. Department of Treasury, Coronavirus State Fiscal Recovery Fund

*Section 603(b) of the Social Security Act as added by Section 9901 of the American Rescue Plan Act (ARPA), Pub. L. No. 117-2 (March 11, 2021) and implementing regulations and guidance.

FEDERAL AWARDING AGENCY	FEDERAL AWARD ID NUMBER	PASS THROUGH ENTITY NAME
United States Department of Treasury	073134579	MoDNR, and State of Missouri, Office of Administration

FEDERAL FUNDING YEAR	FEDERAL AWARD DATE	TOTAL AMOUNT OF FEDERAL AWARD	INDIRECT COST RATE FOR MoDNR
2022	07/28/21	$ 2,685,296,130.80	0.00 %

HAVE YOU OR AN IMMEDIATE FAMILY MEMBER EVER SERVED IN THE U.S. ARMED FORCES? YES ☐ NO ☐
*This question is optional.

IF YES, WOULD YOU LIKE INFORMATION ABOUT MILITARY-RELATED SERVICES IN MISSOURI? YES ☐ NO ☐
*This question is optional.

APPROVAL		
I am at least 18 years old, and certify I am duly authorized to accept this award for recipient using electronic signature. The recipient understands and agrees it is a condition precedent to receive reimbursement that recipient comply with and is not in breach or default of all terms and conditions of this award stated above and attached hereto, and that no request for reimbursement will be processed unless it is presented in proper form.		
RECIPIENT ORGANIZATION AUTHORIZED OFFICIAL NAME AND TITLE (TYPED) Dan Smith	SIGNATURE	DATE
DEPARTMENT OF NATURAL RESOURCES DIRECTOR OR DESIGNEE NAME (TYPED) Darcy Bybee	SIGNATURE	DATE

780-2664 (04/23)

Instructions for MoDNR staff completing Financial Assistance Agreement Form

Recipient Information: complete all fields

- Recipient Name – Must match the registered name in the System for Award Management (SAM). If the recipient is not yet registered in SAM, then they should be provided with information on how to register (http://www.sam.gov).
- Unique Identifier – Must match the unique identifier number in SAM. Currently it is the recipient's Data Universal Numbering System (DUNS) number which the recipient must have prior to the award. DUNS numbers may be obtained without charge at http://fedgov.dnb.com/webform.

Project Information: complete all fields

- CFDA Number – The Catalog of Federal Domestic Assistance (CFDA) number is found on the Notice of Award.
- CDFA Name – Is found on the Notice of Award.
- Research and Development Comments – Complete field if checking "Yes" in the Research and Development field.
- Project Funding – The Original Amount, Original Percent, Total Amount and Total Percentage fields must be completed. If the original agreement amount is being amended, the Amended Amount and Amended Percentage fields must also be completed.

Agreement Administration: complete all applicable fields.
Attachments included in the agreement packet should all be identified in this section.

Amendment Information: complete all fields if amending the agreement

- Amendment ID – Enter the amendment number (i.e., enter "1" if it is the first amendment, enter "2" if it is the second amendment, etc.).
- Amendment Description – Summarize what is being amended. Example: Original agreement amount is being increased by $500,000 and the Budget Period and Project Periods are being extended six months.

Federal Award Information: Complete all fields if using federal funds for any part of the award. If the award is being funded by multiple federal grants, information on each grant must be included as an attachment.

- Federal Award Project Title and Description – Refer to the Notice of Award from the federal agency.
- Federal Awarding Agency – Designate from which federal agency MoDNR received pass through funds.
- Federal Award ID Number – Refer to the Notice of Award.
- Pass Through Entity Name – Enter information in this format: *Division*, *Program.*
- Federal Funding Year – Federal year the funding is provided.
- Federal Award Date – Date the federal award is signed by the authorized official of the Federal awarding agency. Refer to the Notice of Award.
- Total Amount of Federal Award – Enter the total amount awarded by the federal agency to include any amended amounts. Refer to the Notice of Award.
- Indirect Cost Rate for MoDNR – Current MoDNR rates can be found at http://n-nr1ntra.ads.state.mo.us/das/rates-current.htm .

Approval: complete fields below

- Department of Natural Resources Director Or Designee – Enter the name of the MoDNR director.
- Recipient Organization Authorized Official Name and Title – Enter the name and title of the person who will be signing on behalf of the recipient organization, if known.

TERMS AND CONDITIONS FOR GRANTEE RECEIPT OF FEDERAL ARPA SFRF FUNDS

I. Use of Funds: City of Springfield ("Grantee") understands and agrees that the funds disbursed under this grant may only be used in compliance with section 602(c) of the Social Security Act ("Act"), as added by Section 9901 of the American Rescue Plan Act ("ARPA"), Pub. L. No. 117-2 (March 11, 2021), 135 Stat. 4, 223–26, and the U.S. Department of the Treasury ("Treasury")'s regulations implementing that section and guidance, and in compliance with all other restrictions and specifications on use set forth in or applicable through this agreement. Grantee will determine prior to engaging in any project using this assistance that it has the institutional, managerial, and financial capability to ensure proper planning, management,and completion of the project.

Period of Performance: The period of performance for this award begins on the date hereof and ends on 11/30/2026. Grantee may use funds granted under this agreement to cover eligible costs incurred during the period of performance, but no later than 11/30/2026.

Reporting: Grantee agrees to comply with any reporting obligations established by Treasury or the State of Missouri ("State"), as it relates to this grant. Those reporting obligations shall include, without limitation, the following: reporting that is necessary for the State to comply with the Treasury's Project and Expenditure Report User Guide for State and Local Fiscal Recovery Funds, Version: 2, dated April 1, 2022 and any later versions of that publication.[1]

Maintenance of and Access to Records: Grantee shall maintain records and financial documents sufficient to evidence compliance with section 602(c) of the Act and Treasury's regulations implementing that section and guidance regarding the eligible uses of funds. Grantee shall also maintain records and financial documents: 1. sufficient for the State, with respect to Grantee's participation in this grant agreement, to evidence compliance with section 602(c) of the Act and Treasury's regulations implementing that section and guidance regarding the eligible uses of funds; and 2. necessary for the State, with respect to Grantee's participation in this grant agreement, to comply with obligations under 2 C.F.R. Part 200 and any other applicable law. For subrecipients, Grantee shall further maintain all records and financial documents necessary for: 1. Grantee to comply with obligations as a subrecipient under 2 C.F.R. Part 200; and 2. the State to comply with obligations as a pass-through entity under 2 C.F.R. Part 200. The Treasury Office of Inspector General, the Government Accountability Office, their authorized representatives, the State, or its authorized representatives, shall have the right of access to records and documents (electronic and otherwise) of Grantee in order to conduct audits or other investigations or reviews.[2]

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[1] For subrecipients, in the case of an additional reporting requirement imposed by the State under 2 C.F.R. § 200.332(a)(3), this agreement shall be amended.

[2] For subrecipients, the State's right of access in this paragraph includes, but is not limited to, the right set forth at 2 C.F.R. § 200.332(a)(5) that "the pass-through entity and auditors [shall] have

Records shall be maintained by Grantee for a period of five (5) years after all funds have been expended or returned to the State, whichever is later. Wherever practicable, records should be collected, transmitted, and stored in open and machine-readable formats. Grantee's obligations under this section shall include, without limitation, maintenance of the following specified types of records and financial documents: documents that are necessary for the State to comply with the Treasury's Project and Expenditure Report User Guide for State and Local Fiscal Recovery Funds, Version: 2, dated April 1, 2022 and any later versions of that publication.[3]

Pre-award Costs: Pre-award costs, as defined at 2 C.F.R. § 200.458, may not be paid with funding from this grant.

Conflicts of Interest: For subrecipients only, Grantee understands and agrees that it must maintain a conflict of interest policy consistent with 2 C.F.R. § 200.318(c) and that such conflict of interest policy is applicable to each activity funded under this grant. Grantee must disclose in writing to Treasury or the State, as appropriate, any potential conflict of interest affecting the granted funds in accordance with 2 C.F.R. § 200.112.

Compliance with Applicable Law and Regulations: Grantee agrees to comply with the requirements of section 602 of the Act, regulations adopted by Treasury pursuant to section 602(f) of the Act, guidance issued by Treasury regarding the foregoing, and all other restrictions and specifications set forth in or applicable through this agreement. Grantee also agrees to comply with all other applicable state and federal statutes, regulations, and executive orders, and Grantee shall provide for such compliance by other parties in any agreements it enters into with other parties relating to this grant.

Federal regulations applicable to this grant include, without limitation, the following:

i. For subrecipients only, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards, 2 C.F.R. Part 200, other than such provisions as Treasury may determine are inapplicable to this grant and subject to such exceptions as may be otherwise provided by Treasury. Excepting for-profit subrecipients, Subpart F – Audit Requirements of Uniform Guidance, implementing the Single Audit Act, shall apply to this grant;

ii. For subrecipients only, Universal Identifier and System for Award Management ("SAM"), 2 C.F.R. Part 25, pursuant to which the award term set forth at Appendix A to 2 C.F.R. Part 25 is hereby incorporated by reference;

iii. For subrecipients only, Reporting Subaward and Executive Compensation Information, 2 C.F.R. Part 170, pursuant to which the award term set forth at Appendix A to 2 C.F.R. Part 170 is hereby incorporated by reference;

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access to the subrecipient's records and financial statements as necessary for the pass-through entity to meet the requirements of this part."

[3] For subrecipients, in the case of an additional record-keeping requirement imposed by the State under 2 C.F.R. § 200.332(a)(3), this agreement shall be amended.

iv. OMB Guidelines to Agencies on Governmentwide Debarment and Suspension (Nonprocurement), 2 C.F.R. Part 180, and Treasury's implementing regulation at 31 C.F.R. Part 19, including both the requirement to comply with that part's Subpart C as a condition of participation in this transaction, and the requirement to pass the requirement to comply with that subpart to each person with whom the participant enters into a covered transaction at the next lower tier;

v. Recipient Integrity and Performance Matters, pursuant to which the award term set forth at 2 C.F.R. Part 200, Appendix XII, is hereby incorporated by reference;

vi. For subrecipients only, Governmentwide Requirements for Drug-Free Workplace, 31 C.F.R. Part 20;

vii. For subrecipients only, New Restrictions on Lobbying, 31 C.F.R. Part 21;

viii. Uniform Relocation Assistance and Real Property Acquisitions Act of 1970 (42 U.S.C. §§ 4601–4655) and implementing regulations; and

ix. Generally applicable federal environmental laws and regulations.

Federal statutes and regulations prohibiting discrimination applicable to this grant include, without limitation, the following:

i. Title VI of the Civil Rights Act of 1964 (42 U.S.C. §§ 2000d *et seq*.) and Treasury's implementing regulations at 31 C.F.R. Part 22, which prohibit discrimination on the basis of race, color, or national origin under programs or activities receiving federal financial assistance;

ii. the Fair Housing Act, Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§ 3601 *et seq*.) which prohibits discrimination in housing on the basis of race, color, religion, national origin, sex, familial status, or disability;

iii. Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. § 794), which prohibits discrimination on the basis of disability under any program or activity receiving federal financial assistance;

iv. the Age Discrimination Act of 1975, as amended (42 U.S.C. §§ 6101 *et seq*.) and Treasury's implementing regulations at 31 C.F.R. Part 23, which prohibit discrimination on the basis of age in programs or activities receiving federal financial assistance; and

v. For subrecipients and local governments only, Title II of the Americans with Disabilities Act of 1990, as amended (42 U.S.C. §§ 12101 *et seq*.), which prohibits discrimination on the basis of disability under programs, activities, and services provided or made available by state and local governments or instrumentalities or agencies thereto.

<u>Remedial Actions</u>: The State reserves the right to impose additional conditions or requirements on Grantee's receipt of this grant, as the State deems necessary or advisable, in order

to facilitate compliance with any existing or additional conditions or requirements imposed upon the State by Treasury for the State's receipt of ARPA funds. The State also reserves the right to seek recoupment or repayment of this grant in whole or in part, in the event that Treasury seeks recoupment or repayment of payments made to the State, for reasons relating to Grantee's acts or omissions respecting this grant. These reservations are expressed without limitation to any other rights the State may hold, either to impose additional conditions or requirements on Grantee's receipt of this grant or to recoup this grant in whole or in part, under this agreement or other applicable law.

Hatch Act: Grantee agrees to comply, as applicable, with requirements of the Hatch Act (5 U.S.C. §§ 1501–1508 and 7324–7328), which limit certain political activities of State or local government employees whose principal employment is in connection with an activity financed in whole or in part by this federal assistance.

False Statements: Grantee understands that making false statements or claims in connection with this award is a violation of federal law and may result in criminal, civil, or administrative sanctions, including fines, imprisonment, civil damages and penalties, debarment from participating in federal awards or contracts, and/or any other remedy available by law.

Publications: Any publications produced with funds from this grant must display the following language: "This product [is being] [was] supported, in whole or in part, by federal award number [enter project FAIN] awarded to State of Missouri by the U.S. Department of the Treasury."

Debts Owed State and Federal Government: Any funds paid to Grantee (1) in excess of the amount to which Grantee is finally determined to be authorized to retain under the terms of this grant; (2) that are determined by the Treasury Office of Inspector General to have been misused; or (3) that are determined by Treasury to be subject to a repayment obligation pursuant to sections 602(e) and 603(b)(2)(D) of the Act and have not been repaid by Grantee shall constitute a debt owed by the State to the federal government. In such instance, the funds constituting the State's debt to the federal government shall also constitute Grantee's debt to the State. Debts owed by Grantee to the State must be paid promptly by Grantee. A debt owed the State by Grantee under this agreement is delinquent if it has not been paid by the date specified in the State's initial demand for payment, unless other satisfactory arrangements have been made or if Grantee knowingly or improperly retains funds that are a debt as defined in this paragraph. The State will take any actions available to it to collect such a debt, including but not limited to actions available to it under the "Remedial Actions" paragraph found in this same section (I) above. The rights of the State as expressed in this paragraph are in addition to, and do not imply the exclusion of, any other rights the State may have under applicable law to collect a debt or seek damages from Grantee.

Disclaimer: In its award of federal financial assistance to the State, Treasury provides that the United States expressly disclaims any and all responsibility or liability to the State or third persons for the actions of the State or third persons resulting in death, bodily injury, property damages, or any other losses resulting in any way from the performance of this award or any other losses resulting in any way from the performance of this award or any contract or subcontract under this award. Furthermore, in its award of federal financial assistance to the State, Treasury

also states that the acceptance of this award by the State does not in any way establish an agency relationship between the United States and the State. This disclaimer applies with equal force to this grant.

Protections for Whistleblowers: For grants to subrecipients exceeding $250,000: In accordance with 41 U.S.C. § 4712, Grantee may not discharge, demote, or otherwise discriminate against an employee in reprisal for disclosing to any of the list of persons or entities provided below, information that the employee reasonably believes is evidence of gross mismanagement of a federal contract or grant, a gross waste of federal funds, an abuse of authority relating to a federal contract or grant, a substantial and specific danger to public health or safety, or a violation of law, rule, or regulation related to a federal contract (including the competition for or negotiation of a contract) or grant. The list of persons and entities referenced in the statement above includes the following:

i. a member of Congress or a representative of a committee of Congress;

ii. an Inspector General;

iii. the Government Accountability Office;

iv. a Treasury employee responsible for contract or grant oversight or management;

v. an authorized official of the Department of Justice or other law enforcement agency;

vi. a court or grand jury;

vii. a management official or other employee of the State or Grantee who has the responsibility to investigate, discover, or address misconduct.

Grantee shall inform its employees in writing of the rights and remedies provided under this section, in the predominant native language of the workforce.

Increasing Seat Belt Use in the United States: Pursuant to Executive Order 13043, 62 FR 19217 (Apr. 18, 1997), Grantee should encourage its contractors to adopt and enforce on-the-job seat belt policies and programs for their employees when operating company-owned, rented or personally owned vehicles.

Reducing Text Messaging While Driving: Pursuant to federal Executive Order 13513, 74 FR 51225 (Oct. 6, 2009), the State hereby encourages Grantee to adopt and enforce policies that ban text messaging while driving.[4]

II. By entering into this agreement, Grantee ensures its current and future compliance with Title VI of the Civil Rights Act of 1964, as amended, which prohibits exclusion from participation,

[4] Section I is based on requirements set forth in Treasury's Coronavirus State Fiscal Recovery Fund Award Terms and Conditions document, executed by the State on July 26, 2021.

denial of the benefits of, or subjection to discrimination under programs and activities receiving federal funds, of any person in the United States on the ground of race, color, or national origin (42 U.S.C. § 2000d et seq.), as implemented by Treasury Title VI regulations at 31 C.F.R. Part 22 and other pertinent executive orders such as federal Executive Order 13166; directives; circulars; policies; memoranda and/or guidance documents.

Grantee acknowledges that federal Executive Order 13166, "Improving Access to Services for Persons with Limited English Proficiency," seeks to improve access to federally assisted programs and activities for individuals who, because of national origin, have Limited English Proficiency ("LEP"). Grantee understands that denying a person access to its programs, services, and activities because of LEP is a form of national origin discrimination prohibited under Title VI of the Civil Rights Act of 1964 and Treasury's implementing regulations. Accordingly, Grantee shall initiate reasonable steps, or comply with Treasury's directives, to ensure that LEP persons have meaningful access to its programs, services, and activities. Grantee understands and agrees that meaningful access may entail providing language assistance services, including oral interpretation and written translation where necessary, to ensure effective communication in Grantee's programs, services, and activities.

Grantee agrees to consider the need for language services for LEP persons during development of applicable budgets and when conducting programs, services, and activities. As a resource, Treasury has published its LEP guidance at 70 FR 6067. For more information on LEP, please visit http://www.lep.gov.

Grantee acknowledges and agrees that compliance with this assurance constitutes a condition of continued receipt of federal financial assistance and is binding upon Grantee and Grantee's successors, transferees, and assignees for the period in which such assistance is provided.

Grantee shall comply with Title VI of the Civil Rights Act of 1964, which prohibits recipients of federal financial assistance from excluding from a program or activity, denying benefits of, or otherwise discriminating against a person on the basis of race, color, or national origin (42 U.S.C. § 2000d et seq.*), as implemented by the Department of the Treasury's Title VI regulations, 31 C.F.R. Part 22, which are herein incorporated by reference and made a part of this agreement. Title VI also includes protection to persons with "Limited English Proficiency" in any program or activity receiving federal financial assistance, 42 U.S.C. § 2000d* et seq.*, as implemented by the Department of the Treasury's Title VI regulations 31 C.F.R. Part 22, and herein incorporated by reference and made a part of this agreement.*

Grantee shall cooperate in any enforcement or compliance review activities by Treasury or the State of the aforementioned obligations. Enforcement may include investigation, arbitration, mediation, litigation, and monitoring of any settlement agreements that may result from these actions. That is, Grantee shall comply with information requests, on-site compliance review, and reporting requirements.

Grantee shall maintain and provide to applicants, beneficiaries, their representatives, or any other party requesting the same, information on how to file a Title VI complaint of discrimination with the State of Missouri.

Grantee shall provide to the State documentation of an administrative agency's or court's findings of non-compliance of Title VI and efforts to address the non-compliance, including any voluntary compliance or other agreements between Grantee and the administrative agency that makes any such finding. If Grantee settles a case or matter alleging such discrimination, Grantee must provide to the State documentation of the settlement. If Grantee has not been the subject of any court or administrative agency finding of discrimination, Grantee shall so state.

The United States of America has the right to seek judicial enforcement of the terms of this assurances section and nothing in this section alters or limits the federal enforcement measures that the United States may take in order to address violations of this section or applicable federal law.

Under penalty of perjury, the undersigned certifies that he/she has read and understood this section's obligations as herein described, that any information submitted in conjunction with this assurance document is accurate and complete, and that Grantee is in compliance with the aforementioned nondiscrimination requirements.

By signing this certification, the undersigned represents his or her intention, and legal authorization, to do so on behalf of Grantee.[5]

_____ Date:_____

Signature of Grantee's Authorized Representative

Dan Smith

Printed Name of Authorized Representative

************THE SECTIONS BELOW APPLY ONLY TO SUBRECIPIENTS************

III. This grant to Springfield ("Grantee") constitutes a subaward[6] of federal financial assistance[7] provided to the State of Missouri ("State") by the U.S. Department of Treasury.

[5] Section II is based on requirements set forth in Treasury's Assurance of Compliance with Civil Rights Requirements document, executed by the State on July 26, 2021.

[6] "Subaward" is defined at 2 C.F.R. § 200.1.

[7] "Federal financial assistance" is defined at 2 C.F.R. § 200.1.

the Treasury ("Treasury") pursuant to Section 602(b) of the Social Security Act ("Act"), as added by Section 9901 of the American Rescue Plan Act ("ARPA"), Pub. L. No. 117-2 (March 11, 2021), 135 Stat. 4, 223–26. Grantee is a subrecipient[8] and the State is a pass-through entity[9] for purposes of the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards set forth at 2 C.F.R. Part 200. The following is provided to Grantee pursuant to 2 C.F.R. § 200.332(a)(1):

- Subrecipient name (which must match the name associated with its unique entity identifier): City of Springfield
- Subrecipient's unique entity identifier: VMKPNYHAL941
- Federal Award Identification Number (FAIN): 073134579
- Federal Award Date of award to the recipient by the Federal agency: 07/28/2021
- Subaward Period of Performance Start and End Date: 12/1/2024 to 11/30/2026
- Subaward Budget Period Start and End Date: 12/1/2024 to 11/30/2026
- Amount of Federal Funds Obligated by this action by the pass-through entity to the subrecipient: $1,552,994.09
- Total Amount of Federal Funds Obligated to the subrecipient by the pass-through entity including the current financial obligation: $1,552,994.09
- Total Amount of the Federal Award committed to the subrecipient by the pass-through entity: $1,552,994.09
- Federal award project description: ARPA appropriated $195.3 billion for payments from the Coronavirus State Fiscal Recovery Fund ("SFRF") to states through Treasury. Act § 602(a)(3)(A), ARPA § 9901, 135 Stat. 4, 224. Those monies are for states "to mitigate the fiscal effects stemming from the public health emergency with respect to [COVID-19]." Act § 602(a)(1), ARPA § 9901, 135 Stat. 4, 223. The State has received more than $2.6 billion in ARPA SFRF funds, separate from local government allocations. In accordance with the budget passed by the Missouri legislature, the State intends that these funds be utilized for the purposes set forth in ARPA, consistent with other applicable federal law. As part of this effort, the State has elected to distribute a portion of its SFRF funding to appropriate subrecipients.

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[8] "Subrecipient" is defined at 2 C.F.R. § 200.1.

[9] "Pass-through entity" is defined at 2 C.F.R. § 200.1.

- Name of Federal awarding agency: U.S. Department of Treasury.

- Name of pass-through entity: State of Missouri.

- Contact information for awarding official of pass-through entity:
    - Name: Ross Strickland
    - Phone Number: 573-526-6906
    - Email Address: Ross.Strickland@dnr.mo.gov

- Assistance Listings number and Title (pass-through entity must identify the dollar amount made available under each Federal award and the Assistance Listings Number at time of disbursement): 21.027 Coronavirus State and Local Fiscal Recovery Funds

- Identification of whether the award is R & D: No

- Indirect cost rate for the Federal award (including if the de minimis rate is charged) per § 200.414: 0.0%

IV. For grants exceeding $100,000:

The undersigned certifies, to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form–LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

(3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who

fails to file the required certification shall be subject to a civil penalty of not less than $10,000 and not more than $100,000 for each such failure.

By signing this certification, the undersigned represents his or her intention, and legal authorization, to do so on behalf of Grantee.[10]

_____ Date:_____

Signature of Grantee's Authorized Representative

Dan Smith

Printed Name of Authorized Representative

V. In addition to the other authorities identified in this agreement, Grantee must comply with 2 C.F.R. Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards ("Uniform Guidance"). The Uniform Guidance is an extensive body of federal rules, and so will not be recited here comprehensively. However, **Grantee must perform this agreement in compliance with the entirety of the Uniform Guidance, not just the provisions discussed in this section.**[11]

Beyond its definitions and acronym identifications (Subpart A), the Uniform Guidance contains five subparts. Subpart B, "General Provisions," includes a statement of purpose (which provides a general outline of the Part), 2 C.F.R. § 200.100, a provision on conflicts of interest (*see* Section III above), 2 C.F.R. § 200.112, and a provision on mandatory disclosures, 2 C.F.R. § 200.113. Subpart D, "Post Federal Award Requirements," itself covers a range of topics. 2 C.F.R. § 200.302 requires, *inter alia*, that "financial management systems . . . must be sufficient to permit the preparation of reports required by general and program-specific terms and conditions; and the tracing of funds to a level of expenditures adequate to establish that such funds have been used according to the Federal statutes, regulations, and the terms and conditions of the Federal award." *Id*. at (a). 2 C.F.R. § 200.303 requires, *inter alia*, "[e]valuat[ion] and monitor[ing]" of "compliance with statutes, regulations and the terms and conditions of Federal awards," as well as the "[t]ak[ing] [of] prompt action when instances of noncompliance are identified including noncompliance identified in audit findings." *Id*. at (c) and (d), respectively. Subpart D also includes "Property Standards." 2 C.F.R. §§ 200.310–.327. These sections address Grantee's interaction

[10] Section II is based on requirements set forth at 31 C.F.R. Part 21. Appendix A of that part sets forth this certification.

[11] 2 C.F.R. Part 200, Subpart F does not apply to for-profit entities. However, "[f]or-profit entities that receive SLFRF subawards . . . are subject to other audits as deemed necessary by authorized governmental entities, including Treasury and Treasury's [Office of Inspector General]." Treasury's *Compliance and Reporting Guidance: State and Local Fiscal Recovery Funds*, published February 28, 2022 (Version 3.0), p.12, n.7. Such other audits may be imposed by the State. *Id*. *See also* 2 C.F.R. § 200.501. For-profit subrecipients shall comply with any audit requirements imposed by the State.

with equipment and real property, as well as providing standards for procurement. 2 C.F.R. § 200.329 addresses the monitoring and reporting of program performance. Beginning at 2 C.F.R. § 200.334, Subpart D lists numerous requirements for "Record Retention and Access," which should be read in concert with the several terms and conditions of this agreement. Subpart E, "Cost Principles," begins with provisions providing a basic framework for understanding and applying the bulk of these requirements. *See* 2 C.F.R. §§ 200.400 and .401. Subpart E includes a rule on "Reasonable Costs," 2 C.F.R. § 200.404, which provides a definitional authority as well as primary factors for consideration. *Id*. This subpart also provides a considerable listing of "Selected Items of Cost," and "General Provisions" for each. 2 C.F.R. §§ 200.420–.476. Subpart F is dedicated to the topic of audits. *See* 2 C.F.R. § 200.500 *et seq*. With certain qualifications, subrecipients are subject to audit pursuant to the federal Single Audit Act and this subpart of the Uniform Guidance. *See* n.12 above, and the authorities there cited.

Special Terms and Conditions for Recipient
Missouri ARPA Water Infrastructure Grant Program
Grant Award Number: E3744C2050F5
Entity Name: City of Springfield

The following are special terms and conditions in addition to the federal terms and conditions for recipients.

I. Administrative Terms

1. **Method of Payment:** The recipient will request reimbursement through the American Rescue Plan Act (ARPA) Grant Management Portal at https://moarpa.mo.gov and will be reimbursed by the State of Missouri. The recipient agrees to submit requests for reimbursement along with supporting documentation no more frequently than monthly.

   The Department allows the following reimbursement methods.

   a. Reimbursement of incurred costs:

   The recipient can request reimbursement of incurred costs. For reimbursement of incurred costs, the recipient must submit either paid or unpaid invoices with the request through the portal. Requests for reimbursement will be paid proportional to the Federal Award and Recipient Match percentages per the executed Financial Assistance Agreement (FAA). No reimbursement will be made for expenditures prior to award. No reimbursements will be made for expenditures incurred after the budget period end date unless a budget time period extension has been granted by the Department prior to the budget period end date.

   The recipient shall be responsible for local cost share funds to pay all remaining eligible invoice amounts. In addition, the recipient is responsible for paying any ineligible costs and costs that exceed the grant award amount listed on the FAA.

   b. Advance reimbursement:

   The recipient can request a single advance payment of twenty-five percent of the total project cost. To request an advance payment the recipient must submit a cost estimate of the project. As work is completed, actual invoices equal to the advance payment must be submitted through the portal. On a case by case basis, the Department reserves the right to hold future reimbursement of incurred costs until invoices equal to the amount of the advance payment are submitted. No reimbursement will be made for advance payments prior to award. No reimbursements will be made for advance payments after the budget period end date unless a budget time period extension has been granted by the Department prior to the budget period end date.

   c. Applicable to both methods:

   All requests for reimbursement of incurred costs or advance payments must be approved by the authorized representative of the project. By submitting a request for reimbursement through the portal, the recipient is acknowledging that the project cost estimate or invoices are true, complete and accurate and are for the purposes and

objectives set forth in the terms and conditions of the FAA. You are aware that any false, fictitious, or fraudulent information, or the omission of any material fact, may subject you to criminal, civil or administrative penalties for fraud, false statements, false claims or otherwise.

The Department will not reimburse expenses or disburse advance payments under any contracts until the Department has reviewed and approved said contracts. The Uniform Act requires applicable contract clauses required by 2 CFR 200.327, and recipients must follow the procurement standards in 2 CFR 200.318 through 200.327, including ensuring that the procurement methods used for the contracts are appropriate.

2. **Local Cost Share Funding:** Failure by the applicant to provide 100% of the local cost share that it committed to contribute to the project, as identified in the FAA, may cause the recipient to become ineligible to receive additional financial assistance from the Department. Failure to provide the required local cost share may also result in other enforcement remedies as stated in the federal rules found in 2 CRF Part 200 Subpart D, "Post Federal Award Requirements".

3. **Changes in Budget, Scope of Work, or Period of Performance**: The following is a non-exhaustive listing of when a recipient must request approval from the Department, in writing or through the messaging feature in the portal, to amend project budgets, scope of work, or period of performance:

    a. When subcontracting, subgranting, or otherwise obtaining a third party to perform activities which are central to the purpose of the award.

    b. To extend the budget or payment periods listed in the FAA. For these extensions, the recipient must notify the Department in writing or through the messaging feature in the portal. The request must include justification for the extension request, and a revised period of performance at least 90 calendar days before the end of the period of performance specified in the FAA.

4. **Disputes**: The recipient and the Department should attempt to resolve disagreements concerning the administration or performance of the FAA. If an agreement cannot be reached, the Department will provide a written decision. Such decision of the Department shall be final unless a request for review is submitted to the Division Director within ten (10) business days after the decision. Such request shall include:
    (1) a copy of the Department's final decision; (2) a statement of the amount in dispute; (3) a brief description of the issue(s) involved; and (4) a concise statement of the objections to the final decision. A decision by the Department shall constitute final action.

5. **Termination**:

    a. Termination for Cause: The Department may terminate any FAA, in whole or in part, at any time before the date of completion, whenever it is determined that the recipient has failed to comply with the terms and conditions of the FAA. The Department shall promptly notify the recipient in writing of such a

determination and the reasons for the termination, together with the effective date. The Department reserves the right to withhold all or a portion of agreement funds if the recipient violates any term or condition of this FAA. Termination for cause may be considered for evaluating future applications. The recipient may object to terminations with cause and may provide information and documentation challenging the termination.

b. Termination for Convenience: Both the Department and the recipient may terminate the FAA, in whole or in part, when both parties agree that the continuation of the project would not produce beneficial results commensurate with the further expenditure of funds.

c. FAAs are not transferable to any person or entity.

d. Department and recipient remain responsible for compliance with all closeout requirements.

6. **Enforcement; Remedies for Noncompliance**: If the recipient falsifies any award document or materially fails to comply with any term of this FAA, the Department may take one or more of the following actions, as appropriate:

   a. Suspend or terminate, in whole or part, the current agreement;

   b. Disallow all or part of the cost of the activity or action not in compliance;

   c. Temporarily withhold payments pending the recipient's correction of the deficiency;

   d. Withhold further awards from the recipient;

   e. Order the recipient not to transfer ownership of equipment purchased with assistance money without prior Department approval; or

   f. Take other remedies that may be legally available, including cost recovery, breach of contract, and suspension or debarment.

7. The recipient agrees to ensure that all space for conferences, meetings, conventions or training funded in whole or in part with Federal funds comply with the Hotel and Motel Fire Safety Act of 1990.

8. The recipient agrees to follow the requirements set out in Section 6002 of the Resource Conservation and Recovery Act (RCRA) (42 U.S.C. § 6962). RCRA Section 6002 states that preference be given in procurement programs to the purchase of specific products containing recycled materials identified in the guidelines contained in 40 CFR 247.

9. The recipient agrees that funds expended for the purposes of this FAA must be appropriated and made available by the Missouri General Assembly for each fiscal year included within the FAA period. Therefore, the FAA shall automatically terminate without penalty or termination costs if such funds are not appropriated and/or granted. In the event that funds are not appropriated and/or granted , the recipient shall not prohibit or otherwise limit the Department's right to pursue alternate solutions and remedies as deemed necessary for the conduct of state government affairs. The requirements stated in this paragraph shall apply to any amendment or the execution of any option to extend the FAA.

II. Programmatic Terms

1. The recipient understands that the use of their work force to perform ARPA funded engineering or construction oversight is not eligible for reimbursement under Missouri's State ARPA program.

2. The recipient agrees to meet the project schedule provided with the funding application or the most recent amended schedule approved by the Department project manager unless justifiable delays occur due to unexpected circumstances. Whenever significant schedule changes occur, the recipient will provide the Department project manager with an amended schedule and an explanation for the changes.

3. In accordance with 8.960, RSMo, the recipient agrees to make prompt payment to its contractor(s) of sums due under this funding agreement and to retain only amounts as may be justified by specific circumstances and provisions of this funding agreement or the construction contract(s).

4. The recipient agrees that a manual or manuals describing the proper operation and maintenance of each system will be prepared prior to works in operation.

5. Generally Accepted Accounting Principles. The recipient shall maintain project accounts in accordance with generally accepted government accounting standards, including standards relating to the reporting of infrastructure assets.

III. Preaward

Costs incurred prior to the signing of the grant award may be reimbursed under specific circumstances.

a. The costs must fall within all general eligibility requirements that are applicable to costs incurred after grant award. This includes state and federal procurement requirements for engineering expenses.

b. ARPA funds may only be used to pay for preapproved costs incurred after March 03, 2021.

c. Costs must be consistent with 2 CFR 200.458.

Stormwater Infrastructure - DNR-SW-E3744C2050F5

Contacts & Representatives

Applicant / Continuing Authority	City of Springfield (COSgrantapp@springfieldmo.gov) - 840 N. Boonville Ave
Authorized Representative	Dan Smith (dsmith@springfieldmo.gov) - 840 N. Boonville Ave.
Application Completed By	Nicholas Edelman (nicholas.edelman@springfieldmo.gov) - 840 N. Boonville Ave
Architectural and Engineering Consultant	Select Contact...

Applicant / Continuing Authority

Applicant Type	Incorporated Municipality
Missouri Operating Permit No.	MO-0126322

General and Financial Information

Population	169,176
Population of area to be served (if different from the population of the entire service area)	2,544
Median Household Income (MHI) (per most recent ACS data)	28,429.00
Unemployment Rate (per most recent ACS data)	7.10
Percentage of households that meet the low-to-moderate income definition (per most recent ACS data)	
Percentage of households in poverty (per most recent ACS data)	42.90
11-Digit Census Tract Number(s) for Project	29077005802
50% of population is served by the project part of a qualified census tract?	Yes
System Outstanding Debt (Stormwater-related debt only)	17,226,836.00
Does the applicant have a dedicated repayment source that can be used for Stormwater projects?	Yes
Does the applicant assess a fee for Stormwater service?	No
If yes, please describe how it is assessed.	

Project Description

Project Description	This project will upgrade the existing storm sewer system along Scenic Avenue from Catalpa Street to Sunshine. This project will not replace the existing bridge over Wilson's Creek. This project will provide a storm sewer system along Scenic Avenue from Catalpa to Wilson's Creek and Sunshine Street to Wilson's Creek. This project will also bring the right of way up to City Standards.
Will the project address a schedule of compliance or Administrative Order on Consent? Will the project bring a non-compliant system into compliance?	Yes
If yes, please provide information below describing the current compliance issue.	The existing storm drainage ditches and infrastructure discharge water onto private property along Scenic. The proposed improvements will install a storm drainage system to be dischaged into Wilson's Creek.
Has the applicant updated their Stormwater Management Plan (SWMP) to include a description of this project?	No
Does the project tie to one of the minimum control measures (MCM)?	Yes
Does the project create resiliency by mitigating hazardous wet weather events to improve operations and service?	Yes
If yes, please explain.	Existing storm events cause issues to existing property. This project will install a storm sewer system in this area.
For minimum control measures, does the project tie to MCM 3: Illicit Discharge Detection and Elimination	No
For minimum control measures, does the project tie to MCM 5: Management of Post Construction Runoff	No
For minimum control measures, does the project tie to MCM 8: Flood Control Projects	Yes
For minimum control measures, does the project tie to Other	No
Please describe Other MCM	
Is this a Design-Build Project?	No

Engineering Assessment

Has the applicant completed an engineering assessment?	No
If no, please enter the anticipated completion date for the engineering assessment.	01/01/2024

Architectural and Engineering Consultant

Has the applicant procured engineering services? (If yes, attach procurement documentation)	No

Estimated Project Cost

Date of Cost Estimate	07/10/2022
Engineering (Planning and Design)	0.00
Engineering (Construction Phase)	0.00
Engineering (Inspection)	0.00
Land and Easements	0.00
Construction	2,506,978.00
Equipment	
Other Cost	
Specify Other Cost	
Contingencies (estimate 10%)	250,698.00
Total Estimated Project Costs	2,757,676.00
Local Cost Share (Documentation committing other funds for cost share must be uploaded with the application. See Applicant Assurance of Local Share Form.)	579,112.00
ARPA Funding Request (this application only)	2,178,564.00

Expenditure Categories

Expenditure Categories: Please select the option that is most applicable to your project.	5.6-Clean Water: Stormwater
Other Problems Addressed	

Estimated Project Schedule

Engineering Assessment complete date	01/01/2024
Engineering Plans and Specifications completed date	10/31/2024
Construction start date	04/01/2025
Initiation of operation date	
Project completion date	08/31/2026

Files

Project Location Map	Scenic - Catalpa to Sunshine Location Map.pdf

Engineering Report	
Compliance Schedule or Other Enforcement Document	
Procurement Documentation	Procurement Form Letter SW ARPA_Signed_07072022.pdf
Resolution of Governing Body of Applicant	Resolution of Governing Body of Applicant 10636 certificate_withAuthRepLetter_wil
Local Cost Share	Scenic Sunshine to Catalpa Proof of Funding.pdf
Supplemental	Scenic Catalpa to Sunshine Compliance issues.pdf
Supplemental	Scenic Catalpa to Sunshing Engineering Assessment.pdf

Notice of Funding Opportunity for State American Rescue Plan Act Water Infrastructure Community Grant Programs

Financial Assistance Center
Division of Environmental Quality

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Notice of Funding Opportunity for State American Rescue Plan Act Water Infrastructure Community Grant Programs

Purpose:
This guidance document describes the Missouri Department of Natural Resources' Financial Assistance Center's (FAC) procedure for soliciting, evaluating, and awarding State of Missouri American Rescue Plan Act (ARPA) grants to eligible recipients. It provides potential applicants important information necessary to understand the state ARPA water infrastructure community grant programs.

Authority:
On March 11, 2021, the President signed the American Rescue Plan Act of 2021 (the Act) into law (Section 602(b) of the Social Security Act, as added by section 9901 of the American Rescue Plan Act (ARPA), Pub. L. No. 117-2). The Act will fund a multitude of efforts aimed at alleviating the COVID-19 pandemic and associated economic downturn. As part of those efforts, the ARPA provided over $2.6 billion dollars to the State of Missouri for a number of uses, including funding "to make necessary investments in water, sewer, and broadband infrastructure."

Based on a recommendation by the Governor, the state legislature appropriated $410 million dollars of state ARPA funds to the Department in state fiscal year 2023 to invest in Missouri's water infrastructure through community grant programs.

Intent:
The U.S. Department of Treasury's (Treasury) Final Rule (31 CFR Part 35[1]) (the Final Rule) states that ARPA investments in water and sewer must be necessary. Treasury considers a necessary investment in infrastructure be one that is (1) responsive to an identified need to achieve or maintain an adequate minimum level of service, which may include a reasonable projection of increased need, whether due to population growth or otherwise and (2) a cost-effective means for meeting that need, taking into account available alternatives. The Department is offering a competitive, reimbursement grant opportunity for communities with infrastructure affordability challenges to complete necessary drinking water, wastewater, and stormwater capital-improvement infrastructure projects as well as lead service line inventories.

Program Details:
The Department's FAC will administer four separate ARPA grant programs for water and sewer infrastructure. Program-specific details can be found in the appendices to this document. These grant programs and their available funding amounts are listed below.

- Drinking water infrastructure projects: $125 million
- Wastewater infrastructure projects: $125 million
- Stormwater infrastructure projects: $150 million
- Lead service line inventories: $10 million

The maximum grant award for a drinking water, wastewater, or stormwater project will be $5,000,000. The maximum grant award for a lead service line inventory project will be $200,000. For drinking water, wastewater, and lead service line inventory funding, applicants may only apply for a single project within a particular grant category, but may submit separate applications for projects in different grant categories.

[1] https://www.govinfo.gov/content/pkg/FR-2022-01-27/pdf/2022-00292.pdf

For instance, a city could apply for a wastewater grant and a lead service line inventory grant, but could not apply for two separate wastewater grants.

Additionally, the scoring criteria also prioritizes drinking water, wastewater, and stormwater projects that have a completed engineering report, facility plan, or other planning document. A professional engineer or similar professional must have reviewed and/or stamped these reports no more than three years prior to the application submission date. Older reports are acceptable if the report has been updated within the last three years and has been stamped by a professional engineer.

Local Cost Share (or "local match"):
Local cost share (or "local match"), of no less than one dollar, must be provided by the applicant for a project to be eligible for state ARPA funding. Each applicant must identify the amount of local cost share it intends to contribute to the project on the grant application. The applicant is required to provide an attestation committing local funds to the project, prior to award, with the "Assurance of Local Funds" form.

The Department will provide preference, through the awarding of additional points as described within the scoring criteria, to projects for which the applicant plans to contribute a local match greater than 1 percent.

Failure to contribute the promised local cost share may result in the Department withdrawing grant funding from a project.

Eligible Applicants:
The types of entities eligible to apply for each grant program vary by grant type. Applicants should review the eligibility lists in the appendices 1 through 4 for each grant program to ensure they are eligible to apply.

Eligible Costs:
A number of different types of projects are deemed eligible for ARPA funding under the Final Rule. The Final Rule states that all projects eligible under the State Revolving Fund (SRF) program are also eligible for ARPA funding. Following are links to the Drinking Water and Clean Water SRF Eligibility Handbooks.

EPA's Drinking Water SRF Eligibility Handbook: https://www.epa.gov/sites/default/files/2019-10/documents/dwsrf_eligibility_handbook_june_13_2017_updated_508_versioni.pdf

EPA's Clean Water SRF Eligibility Handbook: https://www.epa.gov/sites/default/files/2016-07/documents/overview_of_cwsrf_eligibilities_may_2016.pdf

Applicants are strongly encouraged to review the handbooks before submitting a state ARPA grant application. Additionally, the final rule allows for several project types above and beyond those allowed by the SRF programs.

The Final Rule does place some specific restrictions on the use of ARPA funds. Specifically, an applicant cannot use ARPA funds to pay off debt service, fund judicial settlements or judgments, or replenish cash reserves. Additionally, an applicant may only use ARPA funds to pay for project costs incurred after March 03, 2021. All ARPA funds must be obligated to a project by December 31, 2024 and spent by December 31, 2026. Obligated means the applicant has entered into a signed state financial assistance agreement.

The State of Missouri will invest ARPA funds in Missouri's water infrastructure through construction grant programs for communities to address their capital infrastructure needs. Thus, certain project types allowed under the Final Rule will not be fundable through Missouri's ARPA grant programs. Generally, these not-fundable projects include projects serving individual homeowners and schools, chemical monitoring, educational programs, or projects exclusively for planning purposes that do not include construction work (with the exception of lead service line inventories). You can find specific examples of some Missouri ARPA fundable and not-fundable project types in the appendices for each grant program.

Local cost share (either cash on hand or local ARPA dollars) is required in order to submit an application for State ARPA funding. Applicants will receive priority during the scoring process based on the percent of local cost share contributed. Refer to the scoring rubrics for each funding program in appendices 1 through 4 for more information. Only cash on hand or local ARPA funds can be used as cost share for State ARPA funding. In-kind services and Federal funds* will not be accepted as cost share. Applicants will need to submit the Applicant Assurance of Local Cost Share Form with their application. Failure to commit the funds indicated on this form could result in the withdrawal of grant funding.

*The Department may consider granting an exception to allow use of Federal funds as local cost share for projects that are designed and ready to bid, and for which the federal funds have been awarded or will be within 30 days of the ARPA grant award. Such exceptions may be made at the Department's sole discretion at the time of application. Exceptions will be based on the Department's assessment of project readiness, including an estimated project schedule indicating the project completion date is prior to December 31, 2026.

Application Processing:
Applications will be accepted from May 16, 2022 to July 14, 2022. The Department will not consider applications submitted after July 14, 2022. Applicants must submit all applications through an online web portal at https://moarpa.mo.gov. The online application will include instructions throughout the form. There will not be a separate document for instructions. A sample application for each grant program for demonstration purposes only is found in the appendices. If an applicant does not have the ability to submit an online application, they may contact the Department at 573-751-1192 or at DNR.ARPA@dnr.mo.gov to discuss options.

The applicant will also be required to submit the following: Authorized Representative Form, Procurement Certification Form (not required with a lead service line inventory application), and Local Cost Share Form. The forms will be available through the online web portal and provided to applicants who do not have the ability to submit online.

Applicants are strongly encouraged to read this Notice of Funding Opportunity in its entirety, including all appendices and exhibits before completing an application.

Application scoring will begin July 15, 2022, and will conclude on or before October 12, 2022. The Department will conduct a preliminary review of all applications for completeness and will notify applicants of any missing information or documents. Failure to respond to this notification within two weeks will result in the disqualification of the application.

The Department will score applications for each of the four grant programs according to the criteria indicated for that program, found in appendices 1 through 4. The categories of scoring criteria are: affordability and financial capability, necessity of project to maintain reliable service, and engineering capability.

In the event of a tie, applicants will be evaluated first on their financial capability (excluding local cost share), then the status of their engineering report/facility plan, then on the application submission date, and finally on the size of the community.

Once scoring is complete a list of all applications and scores (including tie-breakers) will be publically posted. Applicants, successful and unsuccessful, will be listed in order according to their score. The highest scoring unsuccessful applicants will be placed on a waiting list. In the event that a successful applicant is unable to accept or complete a project, they will be bypassed and those grant funds will be made available to the applicants on the waiting list, starting with the highest scoring communities.

Though not required at the time of application, complete engineering reports, facility plans (unless exempt under 10 CSR 20-6.010(4)(B)), and stormwater planning documents must be submitted within 90 days after the submission of an application in order to be considered. Facility plans that require an anti-degradation review must have completed that process to be considered complete. Applications lacking the completed report by the deadline risk the possibility of not being considered for funding.

The Department will notify successful applicants through the online web portal shortly after the completion of the scoring period. A list of all successful applicants will be available on the online web portal.

Federal and State Requirements:
A number of federal and state laws apply to projects receiving Missouri ARPA funding through the FAC. The federal Uniform Rule at 2 CFR Part 200 applies to all ARPA funding. This includes requirements for contractor procurement, acquisition of real property, and single audit requirements, among others. In the case of capital expenditures in particular, this includes environmental and permitting laws and regulations. Uniform administrative requirements regarding procurement require applicable contract clauses required by 2 CFR 200.327, and subrecipients must follow the procurement standards in 2 CFR 200.318 through 200.327, including ensuring that the procurement method used for the contracts are appropriate based on the dollar amount and the conditions specified in 2 CFR 200.320.

In addition to federal requirements, several state requirements also apply to projects receiving state ARPA funding, including state prevailing wages and engineering procurement requirements under §§ 8.287 – 8.291, RSMo. Lead service line work is not considered an “engineering service” according to § 327.181, RSMo, so state engineering procurement requirements will not apply to this work.

Several requirements that are common to federal contracting do not apply to ARPA projects. This includes National Environmental Protection Act (NEPA) reviews and American Iron and Steel (AIS) requirements. The Final Rule encourages the use of strong labor practices, including wages at or above prevailing wage and use of contractors without recent violations, but the Davis Bacon federal prevailing wage rates are not required for projects under $10 million in cost (ARPA grant and local cost share combined). Projects in excess of $100,000 with respect to employment of mechanics and laborers must comply with the Contract Work Hours and Safety Act (29 CFR, Part 5).

Refer to the ARPA Subrecipient Terms and Conditions and Special ARPA Terms and Conditions in the exhibits for further requirements.

Other Resources:
Applicants are strongly encouraged to review the State of Missouri ARPA Frequently Asked Questions exhibit available at https://moarpa.mo.gov/faq-contact-us/.

If applicants still have questions they can contact the Financial Assistance Center at 573-751-1192 or by email at DNR.APRA@dnr.mo.gov

Appendix 1: Drinking Water ARPA Grant Guidance

Eligible Applicants:

- Incorporated Municipality
- Public Water or Sewer District (if they operate a drinking water utility)
- Quasi-Governmental Agency (e.g., irrigation, telephone, oil, gas, water, and electric companies)
- Privately Owned Utilities or Nonprofit Organizations whose sole purpose is to provide drinking water or wastewater service
- Joint Municipal Utility Commissions

Eligible Drinking Water Project Types:

- Dam and reservoir repair and restoration projects, if the primary purpose is for drinking water supply and necessary for continued supply;
- Drinking water projects to support population growth and must be a sustainable source of drinking water over its estimated useful life;
- Broad range of projects that improve drinking water infrastructure, such as building or upgrading facilities and transmission, distribution, and storage systems;
- Projects that address present or prevent future violations of health-based drinking water standards;
- Interconnecting water systems or rehabilitating existing wells in cases of natural disaster;
- Projects needed to maintain compliance with existing national primary drinking water regulations for contaminants with acute and chronic health effects;
- Projects to replace aging infrastructure;
- Treatment projects, including installation or upgrade of facilities to improve the quality of drinking water to comply with primary or secondary standards;
- Transmission and distribution projects, including installation or replacement of transmission and distribution pipes to improve water pressure to safe levels or to prevent contamination caused by leaks or breaks in the pipes;
- Source projects, including rehabilitation of public wells or development of eligible sources to replace contaminated sources;
- Storage projects, including installation or upgrade of eligible storage facilities, including finished water reservoirs, to prevent microbiological contaminants from entering a public water system; and
- System consolidation projects.
- Projects to fund private wells for residents of disbanding districts or districts no longer providing water

Ineligible Drinking Water Project Types:

- Measures to conserve and reuse water;
- Treatment projects related to point of entry;
- Creation of a new drinking water system;
- Rehabilitation of private wells and testing initiatives to identify contaminants in wells, and treatment activities and remediation strategies that address contamination in private wells;
- Lead line replacement and lead remediation, due to available lead funding through the Bipartisan Infrastructure Law;
- Water quality testing, compliance monitoring, and remediation activities in schools and other childcare facilities, as well as activities necessary to respond to a contaminant;
- Remediation activities such as replacement of faucets, internal plumbing, and fixtures in schools and childcare facilities;

- Bottled water in areas with an action level exceedance for lead in water;
- Water filtration systems for point of entry use;
- Conducting remediation, follow-up monitoring, and conducting public education and outreach about the availability of infrastructure programs, such as water testing and fixture replacement programs; and
- Drinking water development and implementation of incentive and educational programs that address and promote water conservation, source water protection, and efficiency related to infrastructure improvements.

Drinking Water Scoring Criteria

AFFORDABILITY AND FINANCIAL CAPABILITY	
Total population of project area	
Population 3,300 or less	15 points
Population of 3,301 to 7,500	10 points
Population of 7,501 to 20,000	5 points
Population > 20,000	0 points
Comparison of project area unemployment rate with state average	
Unemployment Rate > 5.6%	10 points
Unemployment Rate > 4.6% and ≤ 5.6%	5 points
Unemployment Rate ≤ 4.6%	0 points
Comparison of project area percent of households in poverty with state average	
Households in Poverty > 18.7%	10 points
Households in Poverty > 13.7% and ≤ 18.7%	5 points
Households in Poverty ≤ 13.7%	0 points
Percent of project area population with Low- and Moderate-Income (LMI)	
LMI at or above 51%	10 points
LMI below 51%	0 points
Comparison of project area Median Household Income (MHI) with state average	
MHI at or below $42,108.75	10 points
MHI above $42,108.75	0 points
Current User Rates in project area as percentage of MHI	
User Rates ≥ 2% MHI	15 points
User Rates 1.5% to < 2%	10 points
User Rates 1% to < 1.5%	5 points
User Rates < 1% MHI	0 points
Disadvantaged (MHI ≤ 75% of state MHI, User Charge ≥ 2% of MHI, & ≤ 3,300 people)	
Disadvantaged (must meet all 3 requirements)	10 points
Not Disadvantaged	0 points
Qualified Census Tract contains 50% or more of population served by the project	
Yes, 50% or more of the population served is within a Qualified Census Tract (QCT)	10 points
No, less than 50% of the population served is in a Qualified Census Tract (QCT)	0 points
System's outstanding debt	
Yes, the applicant's system has outstanding debt for the water system	5 points
No, the applicant's water system has no outstanding debt	0 points

Applicant's local share	
Local Share is > 20%	5 points
Local Share is > 10% and ≤ 20%	3 points
Local Share is > 1% and ≤ 10%	2 points
Local Share is $1 up to > 1%	0 points
PROJECT NEED	
Proposed project brings the system back into compliance or is to help comply with enforcement action	
The system is under enforcement	10 points
The system is non-compliant but not under enforcement	5 points
The project will not affect a compliance issue	0 points
Proposed improvements will treat impaired source water	
Yes, improvements will directly affect source of impairment	5 points
No, improvements will not directly affect source of impairment	0 points
Project will replace/improve infrastructure that is past its useful life/significantly deteriorated	
Yes, project directly affects deteriorated/aged infrastructure	5 points
No, project does not directly affect deteriorated/aged infrastructure	0 points
Engineering Report	
Progress has been made towards finalizing an engineering report	
Engineering report is complete	5 points
Engineering report is not complete	0 points

The following application is for demonstration purposes only. Applicants must submit all applications through the online web portal at https://moarpa.mo.gov. The online application will include the same questions.

MISSOURI DEPARTMENT OF NATURAL RESOURCES
FINANCIAL ASSISTANCE CENTER

DRINKING WATER AMERICAN RESCUE PLAN ACT (ARPA) APPLICATION

EXAMPLE ONLY

1. APPLICANT/CONTINUING AUTHORITY

☐ Incorporated Municipality ☐ Public Water or Sewer District ☐ Quasi-Governmental Agency
☐ Privately Owned Utility ☐ Nonprofit Organization ☐ Other: _____

NAME OF APPLICANT/CONTINUING AUTHORITY	PUBLIC WATER SUPPLY ID NO.	
TELEPHONE NUMBER WITH AREA CODE	FAX NUMBER WITH AREA CODE	SAM.GOV UNIQUE ENTITY INDENTIFIER
MAILING ADDRESS	EMAIL ADDRESS	
CITY	STATE	ZIP CODE + FOUR	COUNTY

2. AUTHORIZED REPRESENTATIVE/APPLICATION CONTACT

AUTHORIZED REPRESENTATIVE NAME	TITLE
EMAIL ADDRESS	TELEPHONE NUMBER WITH AREA CODE
NAME OF PERSON TO CONTACT ABOUT THIS APPLICATION (IF DIFFERENT FROM AUTHORIZED REPRESENTATIVE)	TITLE
EMAIL ADDRESS	TELEPHONE NUMBER WITH AREA CODE

OPTIONAL QUESTIONS REGARDING MILITARY SERVICE (§42.390 RSMo. 2021)

a) Have you or an immediate family member ever served in the U.S. Armed Forces? ☐ Yes ☐ No
b) If yes, would you like information about military-related services in Missouri? ☐ Yes ☐ No

3. GENERAL AND FINANCIAL INFORMATION

POPULATION (MOST CURRENT FOR EACH) Population: _____	POPULATION OF AREA TO BE SERVED (IF DIFFERENT FROM THE POPULATION OF THE ENTIRE SERVICE AREA) MEDIAN HOUSEHOLD INCOME (MHI) (PER MOST RECENT ACS DATA)

UNEMPLOYMENT RATE (PER MOST RECENT ACS DATA)	PERCENTAGE OF HOUSEHOLDS THAT MEET THE LOW-TO-MODERATE INCOME (LMI) DEFINITION (PER MOST RECENT ACS DATA)	PERCENTAGE OF HOUSEHOLDS IN POVERTY (PER MOST RECENT ACS DATA)
CURRENT MONTHLY WATER RATE (FOR 5,000 GAL) $	11-DIGIT CENSUS TRACT NUMBER(S) FOR PROJECT	SYSTEM OUTSTANDING DEBT $
IS 50% OF THE POPULATION SERVED BY THE PROJECT PART OF A QUALIFIED CENSUS TRACT? SEE LINK IN DIRECTIONS ☐ Yes ☐ No		EXISTING ANNUAL DEBT SERVICE $

4. PROJECT DESCRIPTION: DESCRIBE THE MAJOR COMPONENTS OF THE PROJECT.

Will the proposed improvements help treat impaired source water?

☐ Yes (Please provide information below describing the impaired source water and how the project will treat it.) ☐ No

Will the project address a schedule of compliance or Administrative Order on Consent? Will the project bring a non-compliant system into compliance?

☐ Yes (Please provide information below describing the current compliance issue.) ☐ No

Does the project address system reliability by replacement or improvement of infrastructure that is at or past its useful life and shows significant deterioration?

☐ Yes (Please provide information below describing the age and condition of the facility.) ☐ No

Is this a Design-Build Project? ☐ Yes ☐ No

5. ENGINEERING REPORT

Please check one of the following boxes

☐ An Engineering Report is complete and attached with this application.

☐ An Engineering Report has not been completed for this project.

Please enter the anticipated completion date for the Engineering Report. _____

6. ARCHITECTURAL AND ENGINEERING CONSULTANT

HAS THE APPLICANT PROCURED ENGINEERING SERVICES?

☐ Yes (attach procurement documentation and complete section) ☐ No (skip the rest of Section 6)

CONSULTING FIRM'S NAME		PROJECT CONSULTANT'S NAME	
MAILING ADDRESS		EMAIL ADDRESSS	
CITY	STATE	ZIP CODE + FOUR	DUNS NUMBER
TELEPHONE NUMBER WITH AREA CODE		FAX NUMBER WITH AREA CODE	

7. ESTIMATED PROJECT COST	
Date of Cost Estimate:	
Engineering (Planning and Design)	$
Engineering (Construction Phase)	$
Engineering (Inspection)	$
Land and Easements	$
Construction	$
Equipment	$
Other Costs (specify_____)	$
Contingencies (estimate 10%)	$
Total Estimated Project Costs	$
Local Cost Share*	$
ARPA Funding Request (this application only)	$

* Documentation committing other funds for cost share must be submitted with the application. See Applicant Assurance of Local Share Form.

8. Expenditure Categories: Please check the box that is most applicable to your project. Only check one.

- ☐ 5.10 Treatment
- ☐ 5.11 Transmission and Distribution
- ☐ 5.12 Transmission and Distribution: Lead Remediation
- ☐ 5.13 Source
- ☐ 5.14 Storage
- ☐ 5.15 Other Water Infrastructure

OTHER PROBLEMS ADDRESSED:

9. ESTIMATED PROJECT SCHEDULE

Milestone (attach compliance schedule, if applicable)	Anticipated Date
A. Engineering Report complete	
B. Engineering Plans and Specifications complete	
C. Construction start date	
D. Initiation of operation (*date the first working component is capable of being used for its intended purpose)*	
E. Project completion date	

10. RESOLUTION OF GOVERNING BODY OF APPLICANT	
☐ Attach a completed Resolution of Governing Body of Applicant form.	
11. CERTIFICATION:	
The authorized representative certifies that the information submitted in this application is true and correct to the best of their knowledge, that they are over the age of 18, authorized to sign and submit this application on behalf of the applicant, and agree to the use of electronic signature. The applicant understands that any false, fictitious, or fraudulent information, or the omission of any material fact on this application may lead to termination of a financial assistance award and other penalties. The applicant agrees, if a grant is awarded on the basis of this application, to comply with all applicable terms, conditions, and procedures of the State of Missouri, and the Missouri Department of Natural Resources; the applicable rules and regulations of the Missouri Clean Water Commission; and the terms and conditions of the grant agreement.	
SIGNATURE OF AUTHORIZED REPRESENTATIVE	DATE
12. PREPARER'S NAME AND SIGNATURE (IF APPLICABLE)	
SIGNATURE OF PREPARER	DATE
NAME AND TITLE (PRINT OR TYPE)	TELEPHONE NUMBER WITH AREA CODE

Appendix 2: Wastewater ARPA Grant Guidance

Eligible Applicants:

- Incorporated Municipality
- Public Sewer or Water District (if they operate a wastewater utility)
- Quasi-Governmental Agency (e.g., irrigation, telephone, oil, gas, water, and electric companies)
- Privately Owned Utilities or Nonprofit Organizations whose sole purpose is to provide drinking water or wastewater service
- Joint Municipal Utility Commissions

Eligible Project Types:

- Construction, repair, or replacement of a permitted[2] centralized or decentralized wastewater treatment system that treats municipal wastewater or domestic sewage;
- Measures to reduce the demand for publicly owned treatment works capacity through water conservation, efficiency, or reuse. Projects include, but are not limited to, the installation, replacement, or upgrade of water meters and gray water recycling. Equipment to reuse effluent (e.g., gray water, condensate, and wastewater effluent reuse systems);
- Measures to reduce the energy consumption needs for publicly owned treatment works. Projects may include, but are not limited to, the installation of energy efficient lighting, HVAC, process equipment, and electronic equipment and systems at publicly owned treatment works;
- Projects involving the reuse or recycling of wastewater, which includes the purchase and installation of treatment equipment, piping the effluent on the property of a private consumer, recharge transmission lines, injection wells, and equipment to reuse effluent;
- Measures to increase the security of publicly owned treatment works. Security measures for publicly owned treatment works might include, but are not limited to, fencing, security cameras/lighting, motion detectors, redundancy (systems and power), secure chemical and fuel storage, laboratory equipment, securing large sanitary sewers, and tamper-proof manholes;
- Allow a public or non-profit to apply for and administer the installation, repair, or replacement of private on-site/septic units. Projects include those that address groundwater contamination resulting from faulty units and those that would connect failing on-site systems to centralized wastewater treatment. The applicant could not administer the funds as a separate grant program and would be responsible for directly paying for the installation, repair, or replacement of the on-site units; and
- Domestic wastewater irrigation projects.

Ineligible Project Types:

- Implementation of a management program established under section 319 of the Clean Water Act (CWA);
- Development and implementation of a conservation and management plan under section 320 of the CWA;
- Development and implementation of watershed projects meeting the criteria set forth in section 122 of the CWA[3] ;
- Water audits and water conservation plans;
- Projects for plumbing fixture retrofits or replacement;

[2] National Pollutant Discharge Elimination System or Missouri State Operating Permit (not Department of Health and Senior Services or local health department permit)
[3] §1274 in 33 USC. https://www.govinfo.gov/content/pkg/USCODE-2020-title33/pdf/USCODE-2020-title33.pdf (page 393).

- Development of watershed projects;
- Planning activities, such as energy audits and optimization studies;
- Planning measures related to security, excluding vulnerability assessments and contingency/emergency response plans that are part of the project development process for a construction project;
- Individual grants for work on one private septic system including the installation, repair, or replacement of unit; and
- Clean water development and implementation of incentive and educational programs that address and promote water conservation, source water protection, and efficiency related to infrastructure improvements.

Wastewater Scoring Criteria

AFFORDABILITY AND FINANCIAL CAPABILITY	
Total population of project area	
Population 3,300 or less	15 points
Population of 3,301 to 7,500	10 points
Population of 7,501 to 20,000	5 points
Population > 20,000	0 points
Comparison of project area unemployment rate with state average	
Unemployment Rate > 5.6%	10 points
Unemployment Rate > 4.6% and ≤ 5.6%	5 points
Unemployment Rate ≤ 4.6%	0 points
Comparison of project area percent of households in poverty with state average	
Households in Poverty > 18.7%	10 points
Households in Poverty > 13.7% and ≤ 18.7%	5 points
Households in Poverty ≤ 13.7%	0 points
Percent of project area population with Low- and Moderate-Income (LMI)	
LMI at or above 51%	10 points
LMI below 51%	0 points
Comparison of project area Median Household Income (MHI) with state average	
MHI at or below $42,108.75	10 points
MHI above $42,108.75	0 points
Current User Rates in project area as percentage of MHI	
User Rates ≥ 2% MHI	15 points
User Rates 1.5% to < 2%	10 points
User Rates 1% to < 1.5%	5 points
User Rates < 1% MHI	0 points
Disadvantaged (MHI ≤ 75% of state MHI, User Charge ≥ 2% of MHI, & ≤ 3,300 people)	
Disadvantaged (must meet all 3 requirements)	10 points
Not Disadvantaged	0 points
Qualified Census Tract contains 50% or more of population served by the project	
Yes, 50% or more of the population served is within a Qualified Census Tract (QCT)	10 points
No, less than 50% of the population served is in a Qualified Census Tract (QCT)	0 points

System's outstanding debt	
Yes, the applicant's system has outstanding debt for the sewer system	5 points
No, the applicant's sewer system has no outstanding debt	0 points
Applicant's local share	
Local Share is > 20%	5 points
Local Share is > 10% and ≤ 20%	3 points
Local Share is > 1% and ≤ 10%	2 points
Local Share is $1 up to > 1%	0 points
PROJECT NEED	
The project is to meet new permit conditions or bring non-compliant infrastructure into compliance	
The system is under enforcement	10 points
The system is non-compliant but not under enforcement	5 points
The project will not affect a compliance issue	0 points
Proposed improvements likely to directly affect a source of waterbody impairment (TMDL/303d)	
Yes, improvements will directly affect source of impairment	5 points
No, improvements will not directly affect source of impairment	0 points
Project will replace/improve infrastructure that is past its useful life/significantly deteriorated	
Yes, project directly affects deteriorated/aged infrastructure	5 points
No, project does not directly affect deteriorated/aged infrastructure	0 points
Engineering Report	
Progress has been made towards finalizing an engineering report or one is not required for project	
Engineering report is complete/is not required for this project [10 CSR 20-6.010(4)(B)]	5 points
Engineering report is required and is not complete	0 points

The following application is for demonstration purposes only. Applicants must submit all applications through the online web portal at https://moarpa.mo.gov. The online application will include the same questions.

MISSOURI DEPARTMENT OF NATURAL RESOURCES
FINANCIAL ASSISTANCE CENTER

WASTEWATER AMERICAN RESCUE PLAN ACT (ARPA) APPLICATION

EXAMPLE ONLY

1. APPLICANT/CONTINUING AUTHORITY

☐ Incorporated Municipality ☐ Public Water or Sewer District ☐ Quasi-Governmental Agency
☐ Privately Owned Utility ☐ Nonprofit Organization ☐ Other: _____

NAME OF APPLICANT/CONTINUING AUTHORITY			
TELEPHONE NUMBER WITH AREA CODE	FAX NUMBER WITH AREA CODE		SAM.GOV UNIQUE ENTITY INDENTIFIER
MAILING ADDRESS		EMAIL ADDRESS	
CITY	STATE	ZIP CODE + FOUR	COUNTY

2. AUTHORIZED REPRESENTATIVE/APPLICATION CONTACT

AUTHORIZED REPRESENTATIVE NAME	TITLE
EMAIL ADDRESS	TELEPHONE NUMBER WITH AREA CODE
NAME OF PERSON TO CONTACT ABOUT THIS APPLICATION (IF DIFFERENT FROM AUTHORIZED REPRESENTATIVE)	TITLE
EMAIL ADDRESS	TELEPHONE NUMBER WITH AREA CODE

OPTIONAL QUESTIONS REGARDING MILITARY SERVICE (§42.390 RSMo. 2021)

a) Have you or an immediate family member ever served in the U.S. Armed Forces? ☐ Yes ☐ No
b) If yes, would you like information about military-related services in Missouri? ☐ Yes ☐ No

3. GENERAL AND FINANCIAL INFORMATION

POPULATION (MOST CURRENT FOR EACH) Population: _____		POPULATION OF AREA TO BE SERVED (IF DIFFERENT FROM THE POPULATION OF THE ENTIRE SERVICE AREA) MEDIAN HOUSEHOLD INCOME (MHI) (PER MOST RECENT ACS DATA)
UNEMPLOYMENT RATE (PER MOST RECENT ACS DATA)	PERCENTAGE OF HOUSEHOLDS THAT MEET THE LOW-TO-MODERATE INCOME (LMI) DEFINITION (PER MOST RECENT ACS DATA)	PERCENTAGE OF HOUSEHOLDS IN POVERTY (PER MOST RECENT ACS DATA)
CURRENT MONTHLY SEWER RATE (FOR 5,000 GAL) $	11-DIGIT CENSUS TRACT NUMBER(S) FOR PROJECT	SYSTEM OUTSTANDING DEBT $
IS 50% OF THE POPULATION SERVED BY THE PROJECT PART OF A QUALIFIED CENSUS TRACT? SEE LINK IN DIRECTIONS ☐ Yes ☐ No		EXISTING ANNUAL DEBT SERVICE $

4. PROJECT DESCRIPTION: DESCRIBE THE MAJOR COMPONENTS OF THE PROJECT.

Will the project allow a system to meet a new or existing permit limit?
☐ Yes (Please provide information below describing the permit limits.) ☐ No

Will the project address a schedule of compliance or Administrative Order on Consent? Will the project bring a non-compliant system into compliance?
☐ Yes (Please provide information below describing the current compliance issue.) ☐ No

Is the project likely to impact a source water impairment (TMDL or 303D List)?
☐ Yes (Please provide information below describing the specific water body and how the improvements will impact it.) ☐ No

Does the project address system reliability by replacement or improvement of infrastructure that is at or past its useful life and shows significant deterioration?
☐ Yes (Please provide information below describing the age and condition of the facility.) ☐ No

Is this a Design-Build Project? ☐ Yes ☐ No

5. ENGINEERING REPORT

Please check one of the following boxes
☐ An Engineering Report is not required for this project because it meets the criteria of 10 CSR 20-6.010(4)(B).
☐ An Engineering Report is required for this project and is complete and attached with this application.
☐ An Engineering Report is required for this project and has not been completed for this project.
Please enter the anticipated completion date for the Engineering Report. _____

6. ARCHITECTURAL AND ENGINEERING CONSULTANT

HAS THE APPLICANT PROCURED ENGINEERING SERVICES?
☐ Yes (attach procurement documentation and complete section) ☐ No (skip the rest of Section 6)

CONSULTING FIRM'S NAME		PROJECT CONSULTANT'S NAME	
MAILING ADDRESS		EMAIL ADDRESSS	
CITY	STATE	ZIP CODE + FOUR	DUNS NUMBER
TELEPHONE NUMBER WITH AREA CODE		FAX NUMBER WITH AREA CODE	

7. FACILITY INFORMATION

DOES THE APPLICANT/CONTINUING AUTHORITY OWN ITS WASTEWATER TREATMENT FACILITY AND/OR COLLECTION SYSTEM?

☐ Yes, both.
☐ Yes, only wastewater treatment facility.
☐ Yes, only collection system (i.e., applicant is a satellite system).
☐ No. Please explain: _____

LIST ALL MISSOURI STATE OPERATING PERMIT NUMBER(S) OF WATER OR WASTEWATER FACILITIES THAT ARE OR WILL BE AFFECTED BY THIS PROJECT, INCLUDING THOSE RECEIVING WASTEWATER IF THE CONTINUING AUTHORITY IS A SATELLITE SYSTEM:

MO-	MO-	MO-
MO-	MO-	MO-

8. ESTIMATED PROJECT COST

Date of Cost Estimate:

Engineering (Planning and Design)	$
Engineering (Construction Phase)	$
Engineering (Inspection)	$
Land and Easements	$
Construction	$
Equipment	$
Other Costs (specify_____)	$
Contingencies (estimate 10%)	$
Total Estimated Project Costs	$
Local Cost Share*	$
ARPA Funding Request (this application only)	$

* Documentation committing other funds for cost share must be submitted with the application. See Applicant Assurance of Local Share Form.

9. Expenditure Categories: Please check the box that is most applicable to your project. Only check one.

☐ 5.1 Centralized Wastewater Treatment
☐ 5.2 Centralized Wastewater Collection and Conveyance
☐ 5.3 Decentralized Wastewater
☐ 5.4 Combined Sewer Overflows
☐ 5.5 Other Sewer Infrastructure
☐ 5.7 Energy Conservation
☐ 5.8 Water Conservation
☐ 5.9 Nonpoint Source

OTHER PROBLEMS ADDRESSED:

10. ESTIMATED PROJECT SCHEDULE	
Milestone (attach compliance schedule, if applicable)	**Anticipated Date**
A. Antidegradation Report (any new, expanded or upgraded wastewater treatment) submitted or complete	
B. Engineering Report and Facility Plan complete	
C. Engineering Plans and Specifications complete	
D. Construction start date	
E. Initiation of operation (*date the first working component is capable of being used for its intended purpose)*	
F. Project completion date	

11. RESOLUTION OF GOVERNING BODY OF APPLICANT

☐ Attach a completed Resolution of Governing Body of Applicant form.

12. CERTIFICATION:

The authorized representative certifies that the information submitted in this application is true and correct to the best of their knowledge, that they are over the age of 18, authorized to sign and submit this application on behalf of the applicant, and agree to the use of electronic signature. The applicant understands that any false, fictitious, or fraudulent information, or the omission of any material fact on this application may lead to termination of a financial assistance award and other penalties. The applicant agrees, if a grant is awarded on the basis of this application, to comply with all applicable terms, conditions, and procedures of the State of Missouri, and the Missouri Department of Natural Resources; the applicable rules and regulations of the Missouri Clean Water Commission; and the terms and conditions of the grant agreement.

SIGNATURE OF AUTHORIZED REPRESENTATIVE	DATE

13. PREPARER'S NAME AND SIGNATURE (IF APPLICABLE)

SIGNATURE OF PREPARER	DATE
NAME AND TITLE (PRINT OR TYPE)	TELEPHONE NUMBER WITH AREA CODE

Appendix 3: Stormwater ARPA Grant Guidance

Eligible Applicants: Only entities that manage stormwater infrastructure for a permitted MS4 or CSO system are eligible to apply for state ARPA stormwater funding.

- Incorporated Municipality
- County
- Public Sewer District

Eligible Project Types:

- Projects for Municipal Separate Storm Sewer Systems (MS4s) and Combined Sewer Overflow Systems (CSOs) to manage, reduce, treat, or recapture stormwater or subsurface drainage water for publicly and privately owned, permitted and unpermitted projects. Projects may include, but are not limited to roadside plantings, porous pavement, and rainwater harvesting;
- Projects that support stormwater system resiliency including bioretention basins that provide water storage and filtration benefits, and green streets, where vegetation, soil, and engineered systems are combined to direct and filter rainwater from impervious surfaces;
- Projects involving the reuse or recycling of stormwater;
- A broad range of stormwater infrastructure projects: such as, gray infrastructure projects (traditional pipe, storage, and treatment systems); projects that manage, reduce, treat, or recapture stormwater or subsurface drainage water, including real-time control systems for combined sewer overflow management, and sediment control; culvert infrastructure projects if they implement a nonpoint source management plan, implement National Estuary Program Comprehensive Conservation and Management Plan, or implement a stormwater management plan with the goal of providing a water quality benefit;
- Other project types are: green roofs, green streets, and green walls; rainwater harvesting collection; storage, management, and distribution systems; real-time control systems for harvested rainwater; infiltration basins; constructed wetlands, including surface flow and subsurface flow (e.g., gravel) wetlands; bioretention/bioswales (e.g., bioretention basins, tree boxes); permeable pavement; wetland, riparian, or shoreline creation, protection, and restoration; establishment or restoration of urban tree canopy; and replacement of gray infrastructure with green infrastructure including purchase and demolition costs;
- Dam removal projects and associated stream and habitat restoration projects when the removal implements either a Nonpoint Source Management Program Plan or a National Estuary Program Comprehensive Conservation and Management Plan or when the removal will provide a water quality benefit;
- Repair, replacement, or removal of culverts or other road-stream crossing infrastructure to the extent the purpose of the project is to manage stormwater;
- Road repairs and upgrades that interact directly with an eligible stormwater infrastructure project; and
- Projects to receive and distribute reclaimed water for irrigation systems or other agricultural use.

Ineligible Project Types:

- Rain barrels implemented on private property across a watershed to reduce the amount of runoff; and
- Costs for planning and design only.

Stormwater Scoring Criteria

AFFORDABILITY AND FINANCIAL CAPABILITY	
Total population of project area	
Population 5,000 or less	10 points
Population of 5,001 to 10,000	5 points
Population of 10,001 to 20,000	3 points
Population > 20,000	0 points
Comparison of project area unemployment rate with state average	
Unemployment Rate > 5.6%	10 points
Unemployment Rate > 4.6% and ≤ 5.6%	5 points
Unemployment Rate ≤ 4.6%	0 points
Comparison of project area percent households in poverty with state average	
Households in Poverty > 18.7%	10 points
Households in Poverty > 13.7% and ≤ 18.7%	5 points
Households in Poverty ≤ 13.7%	0 points
Percent of project area population with Low- and Moderate-Income (LMI)	
LMI at or above 51%	10 points
LMI below 51%	0 points
Comparison of project area Median Household Income (MHI) with state average	
MHI at or below $42,108.75	10 points
MHI above $42,108.75	0 points
Qualified Census Tract contains 50% or more of population served by the project	
Yes, 50% or more of the population served is within a Qualified Census Tract (QCT)	10 points
No, less than 50% of the population served is in a Qualified Census Tract (QCT)	0 points
System's outstanding debt	
Yes, the applicant has outstanding debt for the stormwater system	5 points
No, The applicant's stormwater system does not have outstanding debt	0 points
Applicant's local share	
Local Share is > 20%	10 points
Local Share is > 10% and ≤ 20%	5 points
Local Share is > 1% and ≤ 10%	3 points
Local Share is $1 up to > 1%	0 points
PROJECT NEED	
The project brings non-compliant infrastructure into compliance	
The system is under enforcement	10 points
The system is non-compliant but not under enforcement	5 points
The project will not affect a compliance issue	0 points
Proposed project will likely mitigate hazardous wet-weather events to improve operations and service	
Yes, improvements will likely mitigate hazardous wet-weather events	5 points
No, improvements will not mitigate hazardous wet-weather events	0 points
Engineering Assessment	
Assessment performed by an engineer or other qualified professional with an investigation and problem statement, project scope, evaluation of alternatives, cost estimate, and map(s).	
Assessment is complete	5 points
Assessment is not complete	0 points

The following application is for demonstration purposes only. Applicants must submit all applications through the online web portal at https://moarpa.mo.gov. The online application will include the same questions.

MISSOURI DEPARTMENT OF NATURAL RESOURCES
FINANCIAL ASSISTANCE CENTER

STORMWATER AMERICAN RESCUE PLAN ACT (ARPA) APPLICATION

EXAMPLE ONLY

1. APPLICANT/CONTINUING AUTHORITY

☐ Incorporated Municipality ☐ County ☐ Sewer District

NAME OF APPLICANT/CONTINUING AUTHORITY	MISSOURI OPERATING PERMIT NUMBER MO -	
TELEPHONE NUMBER WITH AREA CODE	FAX NUMBER WITH AREA CODE	SAM.GOV UNIQUE ENTITY INDENTIFIER
MAILING ADDRESS	EMAIL ADDRESS	
CITY	STATE	ZIP CODE + FOUR	COUNTY

2. AUTHORIZED REPRESENTATIVE/APPLICATION CONTACT

AUTHORIZED REPRESENTATIVE NAME	TITLE
EMAIL ADDRESS	TELEPHONE NUMBER WITH AREA CODE
NAME OF PERSON TO CONTACT ABOUT THIS APPLICATION (IF DIFFERENT FROM AUTHORIZED REPRESENTATIVE)	TITLE
EMAIL ADDRESS	TELEPHONE NUMBER WITH AREA CODE

OPTIONAL QUESTIONS REGARDING MILITARY SERVICE (§42.390 RSMo. 2021)

a) Have you or an immediate family member ever served in the U.S. Armed Forces? ☐ Yes ☐ No

b) If yes, would you like information about military-related services in Missouri? ☐ Yes ☐ No

3. GENERAL AND FINANCIAL INFORMATION

POPULATION (MOST CURRENT FOR EACH) Population: _____	POPULATION OF AREA TO BE SERVED (IF DIFFERENT FROM THE POPULATION OF THE ENTIRE SERVICE AREA) MEDIAN HOUSEHOLD INCOME (MHI) (PER MOST RECENT ACS DATA)

UNEMPLOYMENT RATE (PER MOST RECENT ACS DATA)	PERCENTAGE OF HOUSEHOLDS THAT MEET THE LOW-TO-MODERATE INCOME (LMI) DEFINITION (PER MOST RECENT ACS DATA)	PERCENTAGE OF HOUSEHOLDS IN POVERTY (PER MOST RECENT ACS DATA)
DOES THE APPLICANT HAVE A DEDICATED REPAYMENT SOURCE THAT CAN BE USED FOR STORMWATER PROJECTS? ☐ Yes ☐ No	SYSTEM OUTSTANDING DEBT (STORMWATER REALATED DEBT ONLY) $	11-DIGIT CENSUS TRACT NUMBER(S) FOR PROJECT

DOES THE APPLICANT ASSESS A FEE FOR STORMWATER SERVICE?

☐ Yes (Please describe how it is assessed.) ☐ No

IS 50% OF THE POPULATION SERVED BY THE PROJECT PART OF A QUALIFIED CENSUS TRACT? SEE LINK IN DIRECTIONS

☐ Yes ☐ No

4. PROJECT DESCRIPTION: DESCRIBE THE MAJOR COMPONENTS OF THE PROJECT.

Does the project create resiliency by mitigating hazardous wet weather events to improve operations and service?

☐ Yes (Please explain.) ☐ No

Will the project address a schedule of compliance or Administrative Order on Consent? Will the project bring a non-compliant system into compliance?

☐ Yes (Please provide information below describing the current compliance issue.) ☐ No

Has the applicant updated their Stormwater Management Plan (SWMP) to include a description of this project?

☐ Yes ☐ No

NOTE: Stormwater management plans (SWMPs) will need to be updated to reflect the work completed as part of this project. However, applicants do not need to amend their SWMP prior to applying for a state ARPA grant and these amendments are not considered during the scoring process.

Does the project tie to one of the minimum control measures (MCM)?

☐ Yes (select one or more below)

- ☐ MCM 3: Illicit Discharge Detection and Elimination
- ☐ MCM 5: Management of Post Construction Runoff
- ☐ MCM 8: Flood Control Projects
- ☐ Other, please describe _____

☐ No

Is this a Design-Build Project? ☐ Yes ☐ No

5. ENGINEERING ASSESSMENT

Please check one of the following boxes.

Does the applicant have an assessment, performed by an engineer, with an investigation and problem statement, project scope, evaluation of alternatives, cost estimate, and map(s)?

☐ Yes, it is attached with this application.

☐ No. Please enter the anticipated completion date for the engineering assessment. _____

6. ARCHITECTURAL AND ENGINEERING CONSULTANT

HAS THE APPLICANT PROCURED ENGINEERING SERVICES?

☐ Yes (attach procurement documentation and complete section) ☐ No (skip the rest of Section 6)

CONSULTING FIRM'S NAME		PROJECT CONSULTANT'S NAME	
MAILING ADDRESS		EMAIL ADDRESSS	
CITY	STATE	ZIP CODE + FOUR	DUNS NUMBER
TELEPHONE NUMBER WITH AREA CODE		FAX NUMBER WITH AREA CODE	

7. ESTIMATED PROJECT COST

Date of Cost Estimate:

Engineering (Planning and Design)	$
Engineering (Construction Phase)	$
Engineering (Inspection)	$
Land and Easements	$
Construction	$
Equipment	$
Other Costs (specify_____)	$
Contingencies (estimate 10%)	$
Total Estimated Project Costs	$
Local Cost Share*	$
ARPA Funding Request (this application only)	$

*Documentation committing other funds for cost share must be submitted with the application. See Applicant Assurance of Local Share Form.

8. Expenditure Categories: Please check the box that is most applicable to your project. Only check one.

☐ 5.6 Stormwater

☐ 5.9 Nonpoint Source

OTHER PROBLEMS ADDRESSED:

9. ESTIMATED PROJECT SCHEDULE	
Milestone (attach compliance schedule, if applicable)	**Anticipated Date**
A. Engineering Assessment	
B. Engineering Plans and Specifications complete	
C. Construction start date	
D. Initiation of operation (*date the first working component is capable of being used for its intended purpose)*	
E. Project completion date	

10. RESOLUTION OF GOVERNING BODY OF APPLICANT

☐ Attach a completed Resolution of Governing Body of Applicant form.

11. CERTIFICATION:

The authorized representative certifies that the information submitted in this application is true and correct to the best of their knowledge, that they are over the age of 18, authorized to sign and submit this application on behalf of the applicant, and agree to the use of electronic signature. The applicant understands that any false, fictitious, or fraudulent information, or the omission of any material fact on this application may lead to termination of a financial assistance award and other penalties. The applicant agrees, if a grant is awarded on the basis of this application, to comply with all applicable terms, conditions, and procedures of the State of Missouri, and the Missouri Department of Natural Resources; the applicable rules and regulations of the Missouri Clean Water Commission; and the terms and conditions of the grant agreement.

SIGNATURE OF AUTHORIZED REPRESENTATIVE	DATE

12. PREPARER'S NAME AND SIGNATURE (IF APPLICABLE)

SIGNATURE OF PREPARER	DATE
NAME AND TITLE (PRINT OR TYPE)	TELEPHONE NUMBER WITH AREA CODE

Appendix 4: Lead Service Line Inventory ARPA Grant Guidance

Eligible Applicants:

- Incorporated Municipality
- Public Water or Sewer District (if they operate a drinking water utility)
- Quasi-Governmental Agency (e.g., irrigation, telephone, oil, gas, water, and electric companies)
- Privately Owned Utility

Inventory Guidance and Requirements:

- All water systems must use the Service Line Inventory Spreadsheet developed by the Department, which will be provided at the time of award.
- The inventory must include all service lines connected to the public water supply distribution system regardless of ownership status (e.g., where service line ownership is shared, the inventory would include both the portion of the service line owned by the water system **and** the customer-owned portion of the service line).
- The inventory must be made available for public review. Systems over 50,000 population served shall make their inventory accessible by a website. It's recommended that systems create a map of their inventories that is able to be made available for the public to review.
- A water system must report any information on lead and galvanized iron or steel that it has identified when conducting the inventory of service lines in its distribution system for the initial inventory.
- The water system should review the following sources of information to identify service line materials for the inventory. The water system may use other sources of information not listed if approved by the state.
    - All construction and plumbing codes, permits, and existing records or other documentation that indicates the service line materials used to connect structures to the distribution system.
    - All water system records, including distribution system maps and drawings, historical records on each service connection, meter installation records, historical capital improvement or master plans, and standard operating procedures.
    - All inspections and records of the distribution system that indicate the material composition of the service connections that connect a structure to the distribution system.
    - Any resource, information, or identification method provided or required by the state to asses service line materials.
- Each service line, or portion of the service line where ownership is split, must be categorized in the following manner:
    - "Lead" where the service line is made of lead.
    - "Galvanized Requiring Replacement" where a galvanized service line is or was at any time downstream of a lead service line or is currently downstream of a ''Lead Status Unknown'' service line. If the water system is unable to demonstrate that the galvanized service line was never downstream of a lead service line, it must presume there was an upstream lead service line. For the initial inventory, the Department advises the system to inventory any sources of lead including pigtails, goosenecks and lead service lines.
    - "Non-lead" where the service line is determined through an evidence based record, method, or technique not to be lead or galvanized requiring replacement. The water system will classify the actual material of the service line (i.e., plastic or copper) as an alternative to classifying it as "Non-lead."

  - "Lead Status Unknown" where the service line material is not known to be lead, galvanized requiring replacement, or a non-lead service line, such as where there is no documented evidence supporting material classification. The water system may classify the line as "Unknown" as an alternative to classifying it as "Lead Status Unknown", however, all requirements that apply to "Lead Status Unknown" service lines must also apply to those classified as "Unknown". Water systems may elect to provide more information regarding their unknown lines as long as the inventory clearly distinguishes unknown service lines from those where the material has been verified through records or inspection.
- Water systems must update the inventory based on all applicable sources described in these requirements and any lead service line replacements or service line material inspections that may have been conducted. The water system may use other sources of information if approved by the state. Water systems must submit the updated inventory to the state. The inventory updates must be reflected in the publicly accessible inventory when submitted to the state.
  - Water systems whose inventories contain only non-lead service lines (both the public water systems and private) are not required to provide inventory updates to the state or to the public. However, if in the future, such a water system finds "lead" within its system, it must prepare an updated inventory on a schedule established by the state.

Lead Service Line Inventory Scoring Criteria

AFFORDABILITY AND FINANCIAL CAPABILITY	
Total population of project area	
Population 3,300 or less	15 points
Population of 3,301 to 7,500	10 points
Population of 7,501 to 20,000	5 points
Population > 20,000	0 points
Comparison of project area unemployment rate with state average	
Unemployment Rate > 5.6%	10 points
Unemployment Rate > 4.6% and ≤ 5.6%	5 points
Unemployment Rate ≤ 4.6%	0 points
Comparison of project area percent households in poverty with state average	
Households in Poverty > 18.7%	10 points
Households in Poverty > 13.7% and ≤ 18.7%	5 points
Households in Poverty ≤ 13.7%	0 points
Percent of project area population with Low- and Moderate-Income (LMI)	
LMI at or above 51%	10 points
LMI below 51%	0 points
Comparison of project area Median Household Income (MHI) with state average	
MHI at or below $42,108.75	10 points
MHI above $42,108.75	0 points

Qualified Census Tract contains 50% or more of population served by the project	
Yes, 50% or more of the population served is within a Qualified Census Tract (QCT)	10 points
No, less than 50% of the population served is in a Qualified Census Tract (QCT)	0 points
System's outstanding debt	
Yes, the applicant's system has outstanding debt for the water system	5 points
No, the applicant's water system has no outstanding debt	0 points
Applicant's local share	
Local Share is > 20%	5 points
Local Share is > 10% and ≤ 20%	3 points
Local Share is > 1% and ≤ 10%	2 points
Local Share is $1 up to > 1%	0 points
PROJECT NEED	
Applicant has service lines that have not been replaced since 1989	
Yes, applicant has service lines that pre-date 1989	5 points
No, applicant does not have lines that pre-date 1989	0 points
Applicant has a system in place for addressing lead service lines	
Yes, applicant has a system in place	5 points
No, applicant does not have a system in place	0 points
Applicant has had Action Level/Trigger Level Exceedances for Lead over the last 5 years	
Yes, applicant has had exceedances over last 5 years	5 points
No, applicant has not had exceedances over last 5 years	0 points

The following application is for demonstration purposes only. Applicants must submit all applications through the online web portal at https://moarpa.mo.gov. The online application will include the same questions.

MISSOURI DEPARTMENT OF NATURAL RESOURCES
FINANCIAL ASSISTANCE CENTER

LEAD SERVICE LINE INVENTORY AMERICAN RESCUE PLAN ACT (ARPA) APPLICATION

EXAMPLE ONLY

1. APPLICANT/CONTINUING AUTHORITY

☐ Incorporated Municipality ☐ Public Water or Sewer District ☐ Privately Owned Utility
☐ Quasi-Governmental Agency ☐ Other: _____

NAME OF APPLICANT/CONTINUING AUTHORITY	PUBLIC WATER SUPPLY ID NO.	
TELEPHONE NUMBER WITH AREA CODE	FAX NUMBER WITH AREA CODE	SAM.GOV UNIQUE ENTITY INDENTIFIER
MAILING ADDRESS	EMAIL ADDRESS	
CITY	STATE	ZIP CODE + FOUR	COUNTY

2. AUTHORIZED REPRESENTATIVE/APPLICATION CONTACT

AUTHORIZED REPRESENTATIVE NAME	TITLE
EMAIL ADDRESS	TELEPHONE NUMBER WITH AREA CODE
NAME OF PERSON TO CONTACT ABOUT THIS APPLICATION (IF DIFFERENT FROM AUTHORIZED REPRESENTATIVE)	TITLE
EMAIL ADDRESS	TELEPHONE NUMBER WITH AREA CODE

OPTIONAL QUESTIONS REGARDING MILITARY SERVICE (§42.390 RSMo. 2021)

a) *Have you or an immediate family member ever served in the U.S. Armed Forces?* ☐ Yes ☐ No
b) *If yes, would you like information about military-related services in Missouri?* ☐ Yes ☐ No

3. GENERAL AND FINANCIAL INFORMATION

POPULATION (MOST CURRENT FOR EACH) Population: _____	POPULATION OF AREA TO BE SERVED (IF DIFFERENT FROM THE POPULATION OF THE ENTIRE SERVICE AREA) MEDIAN HOUSEHOLD INCOME (MHI) (PER MOST RECENT ACS DATA)

UNEMPLOYMENT RATE (PER MOST RECENT ACS DATA)	PERCENTAGE OF HOUSEHOLDS THAT MEET THE LOW-TO-MODERATE INCOME (LMI) DEFINITION (PER MOST RECENT ACS DATA)	PERCENTAGE OF HOUSEHOLDS IN POVERTY (PER MOST RECENT ACS DATA)

11-DIGIT CENSUS TRACT NUMBER(S) FOR PROJECT	SYSTEM OUTSTANDING DEBT $
IS 50% OF THE POPULATION SERVED BY THE PROJECT PART OF A QUALIFIED CENSUS TRACT? SEE LINK IN DIRECTIONS ☐ Yes ☐ No	EXISTING ANNUAL DEBT SERVICE $

4. PROJECT DESCRIPTION: DESCRIBE THE MAJOR COMPONENTS OF THE PROJECT.

Does the applicant already have a policy in place for dealing with lead service lines by assisting with replacements and/or providing financial assistance for replacements?

☐ Yes (Please provide information below describing the policy) ☐ No

Were some or all of the applicant's existing service lines installed prior to 1989? ☐ Yes ☐ No

Has the applicant had action level exceedances or trigger level exceedances for lead in the last 5 years? ☐ Yes ☐ No

5. ESTIMATED PROJECT COST

Date of Cost Estimate:

Inventory Cost	$
Total Estimated Project Costs	$
Local Cost Share*	$
ARPA Funding Request (this application only)	$

* Documentation committing other funds for cost share must be submitted with the application. See Applicant Assurance of Local Share Form.

6. RESOLUTION OF GOVERNING BODY OF APPLICANT

☐ Attach a completed Resolution of Governing Body of Applicant form.

7. CERTIFICATION:

The authorized representative certifies that the information submitted in this application is true and correct to the best of their knowledge, that they are over the age of 18, authorized to sign and submit this application on behalf of the applicant, and agree to the use of electronic signature. The applicant understands that any false, fictitious, or fraudulent information, or the omission of any material fact on this application may lead to termination of a financial assistance award and other penalties. The applicant agrees, if a grant is awarded on the basis of this application, to comply with all applicable terms, conditions, and procedures of the State of Missouri, and the Missouri Department of Natural Resources; the applicable rules and regulations of the Missouri Clean Water Commission; and the terms and conditions of the grant agreement.

SIGNATURE OF AUTHORIZED REPRESENTATIVE	DATE

8. PREPARER'S NAME AND SIGNATURE (IF APPLICABLE)

SIGNATURE OF PREPARER	DATE
NAME AND TITLE (PRINT OR TYPE)	TELEPHONE NUMBER WITH AREA CODE

Appendix 5: The applicant will also be required to submit the following forms at the time of application: 1) Resolution of Governing Body of Applicant Form (Authorized Representative Form), 2) Procurement Certification Form (not required with a lead service line inventory application), and 3) Local Cost Share Form. The forms will be available through the online web portal and provided to applicants who do not have the ability to submit online.

RESOLUTION OF GOVERNING BODY OF APPLICANT
RESOLUTION NO.

(Suggested Form for Applicant use)

Resolution authorizing the filing of an application with the Missouri Department of Natural Resources, Financial Assistance Center's State ARPA Grant Programs for subaward of federal financial assistance provided to the State of Missouri by the U.S. Department of the Treasury ("Treasury") pursuant to Section 602(b) of the Social Security Act, as added by Section 9901 of the American Rescue Plan Act, (Pub. L. No. 117-2 (March 11, 2021), 135 Stat. 4, 223-26.

WHEREAS under the terms of section 602(c) of the Act and Treasury's regulations, the State of Missouri has authorized the making of grants to authorized applicants to aid in the completion of specific public projects.

NOW, THEREFORE, be it resolved by _____
(governing body of applicant)

1. **That**_____**be and he/she is hereby authorized to execute and**
   (designated official)
   file an application(s) on behalf of_____
   (legal name of applicant)
   with the State of Missouri for grant funding to aid in the completion of: a lead service line inventory, or a drinking water, wastewater, and/or a stormwater project.

   _____
   (Brief description of project(s))

   _____

2. **That**_____, _____
   (name of authorized official) *(Title)*

   is hereby authorized and directed to furnish such information as the Missouri Department of Natural Resources may reasonably request in connection with the application which is herein authorized, to sign all necessary documents on behalf of the applicant, to furnish such assurances to the Missouri Department of Natural Resources as may be required by law or regulation, and to receive payment on behalf of the applicant.

CERTIFICATE OF RECORDING OFFICER

The undersigned, duly qualified and acting_____**of the**
(title of officer)

_____**, does hereby certify: That the attached resolution is a**
(legal name of applicant)

true and correct copy of the resolution adopted at a legally convened meeting of the

_____ **held on the**_____**day of**_____**,**_____**;**
(name of the governing body of applicant)

and further that such resolution has been fully recorded in the journal of proceedings and records in my office. IN WITNESS WHEREOF, I have hereunto set my hand this_____**day of**_____**,**_____**.**

SEAL (If applicant has an official seal, impress here.)

_____
(signature of recording officer)

_____
(title of recording officer)

Procurement of Architectural and Engineering Services with DBE Certification Form

Project Name: _____

FAC Project No.: _____

Missouri Law (Sections 8.285 to 8.291, RSMo) requires that political subdivisions of the State, such as counties, municipalities, and water or sewer districts procuring professional design and engineering services follow a qualifications based selection process.

Federal Law (2 C.F.R. Part 200 Subpart D Procurement Standards) requires that federal funding recipients must have and use documented procurement procedures, consistent with State, local, and tribal laws and regulations and the standards of this section, for the acquisition of property or services required under a Federal award or sub-award. The non-federal entity's documented procurement procedures must conform to the procurement standards identified in §200.317 through 200.327.

Federal Law (40 C.F.R. Part 33) requires that federal funding recipients entering into contracts to seek and encourage bids from Disadvantaged Business Enterprises (DBEs). DBEs are for-profit small businesses with at least 51 percent ownership by socially and economically disadvantaged individuals who also control management and daily business operations.

The Missouri Department of Natural Resources' Financial Assistance Center intends applicants seeking financial assistance to use this form in documenting that proper procurement of professional design and engineering services and a good faith effort to solicit DBEs for their project has occurred.

Applicants are required to certify all of the following:

- ☐ Made a good faith effort to seek the most-qualified firm for professional services, by seekinga Request for Qualifications (RFQ) from 3-5 firms (see attached example). Allow at least 30 days for the solicitation period. Check your local phone directory, search the internet, or visit www.acecmo.org/membership/acecmo-directory/ to find engineering firms.
  - ☐ **RFQ attached**
- ☐ Evaluated the proposals or qualifications and selected a firm based on professional competency, past performance, specialized experience, and other factors deemed critical for success of the project.
- ☐ Followed the DBE six good faith efforts for procurement of engineering services**.**
- ☐ Used a documented procurement procedure consistent with State, local, and tribal laws and regulations and the standards identified in 2 C.F.R. §200.317 through 200.327.

Name and Title of Authorized Representative (Please Print or Type)

_____ _____

Signature of Authorized Representative Date

Last Revised: March 17, 2022

Applicant Assurance of Local Cost Share Form
Missouri Department of Natural Resources
Financial Assistance Center
State ARPA Grant Program

The Financial Assistance Center (FAC) has indicated that applicants to the state American Rescue Plan Act (ARPA) grant program are required to provide local cost share funds to the project and will receive preference during the application scoring process based on the percent contributed. Only cash on hand and local ARPA grant dollars will be accepted as local cost share. Other state or federal grants (USDA, CDBG, SRF, etc) or private lines of credit, will not be accepted, unless approved by the Department at the time of application. Applicants will need to indicate the amount of cost share that they are allocating to their proposed state ARPA project. Failure to provide the cost share indicated on this form toward the project will result in the withdrawal of state ARPA grant funds.

Please indicate what kind of local funds the applicant intends to contribute to the project. Check all that apply and complete the table as appropriate.

☐ Cash On-Hand

	Applicant's Information	Example
Name of Account		Water Fund
Current Account Balance	$	$750,000
Amount of Funds Allocated to Local Cost Share	$	**$250,000**

☐ Local ARPA grant funds

	Applicant's Information	Example
Name of Account		ARPA Grant Account
1st Tranche of Funding	$	$20,000
2nd Tranche of Funding (received or anticipated)	$	$20,000
Amount of Funds Allocated to Local Cost Share	$	**$36,000**

Total Amount of Local Cost Share (sum of the two tables above): $_____ Example: **$286,000**

_____ _____

Signature (Authorized Representative) Legal Name of Applicant

_____

Date

Appendix 6: Document Submittal Checklist

ARPA Document Submittal Checklist		
CHECKLIST	**SUBMITTAL TIMELINE**	
	WITH APPLICATION	**AFTER SCORING and PRIOR TO AWARD**
Application	X	
Resolution for Authorized Representative	X	
Facility Plan (if needed)	X (if completed)	
Applicant Assurance of Local Funds	X	
Certificate Regarding Debarment and Suspension Form		X
Business Entity Certification / E-Verify MOU		X
Affidavit of Work Authorization / Business Entity Certification from applicant		X
Intermunicipal Agreement (if applicable)		X-if two cities are connecting
Procurement and A/E Agreement		
---Request for Qualifications	X	
---Procurement Certification Form	X	
---Engineer's Business Entity / E-Verify MOU		X
---Engineer's Affidavit of Work Authorization		X
---AE Contract Agreement-Planning		X
---AE Contract Agreement-Design		X
---AE Contract Agreement-Construction		X
---Certificate Regarding Debarment and Suspension Form		X
Applicant Assurance of Acquisition with Respect to the Uniform Relocation Act		X
Construction Permit Application & Fee		X
Plans and Specifications (If applicable)		
---Contract 1		X
---Contract 2		X
Bid Documents		
---Affidavit of Publication		X
---Bid Tab		X
---Bid Form		X
---Recommendation of award		X
---Addenda and bidders acknowledgement		X
---MBE/WBE Utilization Form		X
---Bid Bond		X
---Affidavit of Work Authorization from Contractor		X
---Contractor's Business Entity / E-Verify MOU		
---Domestic Products Procurement Act Certification		X
Executed Construction Contract		X
Notice to Proceed		X
Affidavit of Compliance with the Prevailing Wage Law (before final payment)		X
Statement of Work Complete		X

Additional Exhibits

Exhibit 1: ARPA Subrecipient Terms and Conditions

Exhibit 2: Missouri ARPA Water Infrastructure Special Terms and Conditions

Exhibit 3: Frequently Asked Questions (FAQ) (https://moarpa.mo.gov/faq-contact-us/)

EXHIBIT 1

TERMS AND CONDITIONS FOR GRANTEE RECEIPT OF FEDERAL ARPA SFRF FUNDS

I. Use of Funds: _____ ("Grantee") understands and agrees that the funds disbursed under this grant may only be used in compliance with section 602(c) of the Social Security Act ("Act"), as added by Section 9901 of the American Rescue Plan Act ("ARPA"), Pub. L. No. 117-2 (March 11, 2021), 135 Stat. 4, 223–26, and the U.S. Department of the Treasury ("Treasury")'s regulations implementing that section and guidance, and in compliance with all other restrictions and specifications on use set forth in or applicable through this agreement. Grantee will determine prior to engaging in any project using this assistance that it has the institutional, managerial, and financial capability to ensure proper planning, management, and completion of the project.

Period of Performance: The period of performance for this award begins on the date hereof and ends on [END DATE NO LATER THAN 12/31/26]. Grantee may use funds granted under this agreement to cover eligible costs incurred during the period of performance, but no later than [END DATE NO LATER THAN 12/31/24].

Reporting: Grantee agrees to comply with any reporting obligations established by Treasury or the State of Missouri ("State"), as it relates to this grant. Those reporting obligations shall include, without limitation, the following: reporting that is necessary for the State to comply with the Treasury's Project and Expenditure Report User Guide for State and Local Fiscal Recovery Funds, Version: 2, dated April 1, 2022 and any later versions of that publication.[1]

Maintenance of and Access to Records: Grantee shall maintain records and financial documents sufficient to evidence compliance with section 602(c) of the Act and Treasury's regulations implementing that section and guidance regarding the eligible uses of funds. Grantee shall also maintain records and financial documents: 1. sufficient for the State, with respect to Grantee's participation in this grant agreement, to evidence compliance with section 602(c) of the Act and Treasury's regulations implementing that section and guidance regarding the eligible uses of funds; and 2. necessary for the State, with respect to Grantee's participation in this grant agreement, to comply with obligations under 2 C.F.R. Part 200 and any other applicable law. For subrecipients, Grantee shall further maintain all records and financial documents necessary for: 1. Grantee to comply with obligations as a subrecipient under 2 C.F.R. Part 200; and 2. the State to comply with obligations as a pass-through entity under 2 C.F.R. Part 200. The Treasury Office of Inspector General, the Government Accountability Office, their authorized representatives, the State, or its authorized representatives, shall have the right of access to records and documents (electronic and otherwise) of Grantee in order to conduct audits or other investigations or reviews.[2]

[1] For subrecipients, in the case of an additional reporting requirement imposed by the State under 2 C.F.R. § 200.332(a)(3), this agreement shall be amended.

[2] For subrecipients, the State's right of access in this paragraph includes, but is not limited to, the right set forth at 2 C.F.R. § 200.332(a)(5) that "the pass-through entity and auditors [shall] have

Records shall be maintained by Grantee for a period of five (5) years after all funds have been expended or returned to the State, whichever is later. Wherever practicable, records should be collected, transmitted, and stored in open and machine-readable formats. Grantee's obligations under this section shall include, without limitation, maintenance of the following specified types of records and financial documents: documents that are necessary for the State to comply with the Treasury's Project and Expenditure Report User Guide for State and Local Fiscal Recovery Funds, Version: 2, dated April 1, 2022 and any later versions of that publication.[3]

Pre-award Costs: Pre-award costs, as defined at 2 C.F.R. § 200.458, may not be paid with funding from this grant.

Conflicts of Interest: For subrecipients only, Grantee understands and agrees that it must maintain a conflict of interest policy consistent with 2 C.F.R. § 200.318(c) and that such conflict of interest policy is applicable to each activity funded under this grant. Grantee must disclose in writing to Treasury or the State, as appropriate, any potential conflict of interest affecting the granted funds in accordance with 2 C.F.R. § 200.112.

Compliance with Applicable Law and Regulations: Grantee agrees to comply with the requirements of section 602 of the Act, regulations adopted by Treasury pursuant to section 602(f) of the Act, guidance issued by Treasury regarding the foregoing, and all other restrictions and specifications set forth in or applicable through this agreement. Grantee also agrees to comply with all other applicable state and federal statutes, regulations, and executive orders, and Grantee shall provide for such compliance by other parties in any agreements it enters into with other parties relating to this grant.

Federal regulations applicable to this grant include, without limitation, the following:

i. For subrecipients only, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards, 2 C.F.R. Part 200, other than such provisions as Treasury may determine are inapplicable to this grant and subject to such exceptions as may be otherwise provided by Treasury. Excepting for-profit subrecipients, Subpart F – Audit Requirements of Uniform Guidance, implementing the Single Audit Act, shall apply to this grant;

ii. For subrecipients only, Universal Identifier and System for Award Management ("SAM"), 2 C.F.R. Part 25, pursuant to which the award term set forth at Appendix A to 2 C.F.R. Part 25 is hereby incorporated by reference;

iii. For subrecipients only, Reporting Subaward and Executive Compensation Information, 2 C.F.R. Part 170, pursuant to which the award term set forth at Appendix A to 2 C.F.R. Part 170 is hereby incorporated by reference;

access to the subrecipient's records and financial statements as necessary for the pass-through entity to meet the requirements of this part."

[3] For subrecipients, in the case of an additional record-keeping requirement imposed by the State under 2 C.F.R. § 200.332(a)(3), this agreement shall be amended.

iv. OMB Guidelines to Agencies on Governmentwide Debarment and Suspension (Nonprocurement), 2 C.F.R. Part 180, and Treasury's implementing regulation at 31 C.F.R. Part 19, including both the requirement to comply with that part's Subpart C as a condition of participation in this transaction, and the requirement to pass the requirement to comply with that subpart to each person with whom the participant enters into a covered transaction at the next lower tier;

v. Recipient Integrity and Performance Matters, pursuant to which the award term set forth at 2 C.F.R. Part 200, Appendix XII, is hereby incorporated by reference;

vi. For subrecipients only, Governmentwide Requirements for Drug-Free Workplace, 31 C.F.R. Part 20;

vii. For subrecipients only, New Restrictions on Lobbying, 31 C.F.R. Part 21;

viii. Uniform Relocation Assistance and Real Property Acquisitions Act of 1970 (42 U.S.C. §§ 4601–4655) and implementing regulations; and

ix. Generally applicable federal environmental laws and regulations.

Federal statutes and regulations prohibiting discrimination applicable to this grant include, without limitation, the following:

i. Title VI of the Civil Rights Act of 1964 (42 U.S.C. §§ 2000d *et seq*.) and Treasury's implementing regulations at 31 C.F.R. Part 22, which prohibit discrimination on the basis of race, color, or national origin under programs or activities receiving federal financial assistance;

ii. the Fair Housing Act, Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§ 3601 *et seq*.) which prohibits discrimination in housing on the basis of race, color, religion, national origin, sex, familial status, or disability;

iii. Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. § 794), which prohibits discrimination on the basis of disability under any program or activity receiving federal financial assistance;

iv. the Age Discrimination Act of 1975, as amended (42 U.S.C. §§ 6101 *et seq*.) and Treasury's implementing regulations at 31 C.F.R. Part 23, which prohibit discrimination on the basis of age in programs or activities receiving federal financial assistance; and

v. For subrecipients and local governments only, Title II of the Americans with Disabilities Act of 1990, as amended (42 U.S.C. §§ 12101 *et seq*.), which prohibits discrimination on the basis of disability under programs, activities, and services provided or made available by state and local governments or instrumentalities or agencies thereto.

Remedial Actions: The State reserves the right to impose additional conditions or requirements on Grantee's receipt of this grant, as the State deems necessary or advisable, in order

to facilitate compliance with any existing or additional conditions or requirements imposed upon the State by Treasury for the State's receipt of ARPA funds. The State also reserves the right to seek recoupment or repayment of this grant in whole or in part, in the event that Treasury seeks recoupment or repayment of payments made to the State, for reasons relating to Grantee's acts or omissions respecting this grant. These reservations are expressed without limitation to any other rights the State may hold, either to impose additional conditions or requirements on Grantee's receipt of this grant or to recoup this grant in whole or in part, under this agreement or other applicable law.

Hatch Act: Grantee agrees to comply, as applicable, with requirements of the Hatch Act (5 U.S.C. §§ 1501–1508 and 7324–7328), which limit certain political activities of State or local government employees whose principal employment is in connection with an activity financed in whole or in part by this federal assistance.

False Statements: Grantee understands that making false statements or claims in connection with this award is a violation of federal law and may result in criminal, civil, or administrative sanctions, including fines, imprisonment, civil damages and penalties, debarment from participating in federal awards or contracts, and/or any other remedy available by law.

Publications: Any publications produced with funds from this grant must display the following language: "This product [is being] [was] supported, in whole or in part, by federal award number [enter project FAIN] awarded to State of Missouri by the U.S. Department of the Treasury."

Debts Owed State and Federal Government: Any funds paid to Grantee (1) in excess of the amount to which Grantee is finally determined to be authorized to retain under the terms of this grant; (2) that are determined by the Treasury Office of Inspector General to have been misused; or (3) that are determined by Treasury to be subject to a repayment obligation pursuant to sections 602(e) and 603(b)(2)(D) of the Act and have not been repaid by Grantee shall constitute a debt owed by the State to the federal government. In such instance, the funds constituting the State's debt to the federal government shall also constitute Grantee's debt to the State. Debts owed by Grantee to the State must be paid promptly by Grantee. A debt owed the State by Grantee under this agreement is delinquent if it has not been paid by the date specified in the State's initial demand for payment, unless other satisfactory arrangements have been made or if Grantee knowingly or improperly retains funds that are a debt as defined in this paragraph. The State will take any actions available to it to collect such a debt, including but not limited to actions available to it under the "Remedial Actions" paragraph found in this same section (I) above. The rights of the State as expressed in this paragraph are in addition to, and do not imply the exclusion of, any other rights the State may have under applicable law to collect a debt or seek damages from Grantee.

Disclaimer: In its award of federal financial assistance to the State, Treasury provides that the United States expressly disclaims any and all responsibility or liability to the State or third persons for the actions of the State or third persons resulting in death, bodily injury, property damages, or any other losses resulting in any way from the performance of this award or any other losses resulting in any way from the performance of this award or any contract or subcontract under this award. Furthermore, in its award of federal financial assistance to the State, Treasury

also states that the acceptance of this award by the State does not in any way establish an agency relationship between the United States and the State. This disclaimer applies with equal force to this grant.

Protections for Whistleblowers: For grants to subrecipients exceeding $250,000: In accordance with 41 U.S.C. § 4712, Grantee may not discharge, demote, or otherwise discriminate against an employee in reprisal for disclosing to any of the list of persons or entities provided below, information that the employee reasonably believes is evidence of gross mismanagement of a federal contract or grant, a gross waste of federal funds, an abuse of authority relating to a federal contract or grant, a substantial and specific danger to public health or safety, or a violation of law, rule, or regulation related to a federal contract (including the competition for or negotiation of a contract) or grant. The list of persons and entities referenced in the statement above includes the following:

i. a member of Congress or a representative of a committee of Congress;

ii. an Inspector General;

iii. the Government Accountability Office;

iv. a Treasury employee responsible for contract or grant oversight or management;

v. an authorized official of the Department of Justice or other law enforcement agency;

vi. a court or grand jury;

vii. a management official or other employee of the State or Grantee who has the responsibility to investigate, discover, or address misconduct.

Grantee shall inform its employees in writing of the rights and remedies provided under this section, in the predominant native language of the workforce.

Increasing Seat Belt Use in the United States: Pursuant to Executive Order 13043, 62 FR 19217 (Apr. 18, 1997), Grantee should encourage its contractors to adopt and enforce on-the-job seat belt policies and programs for their employees when operating company-owned, rented or personally owned vehicles.

Reducing Text Messaging While Driving: Pursuant to federal Executive Order 13513, 74 FR 51225 (Oct. 6, 2009), the State hereby encourages Grantee to adopt and enforce policies that ban text messaging while driving.[4]

II. By entering into this agreement, Grantee ensures its current and future compliance with Title VI of the Civil Rights Act of 1964, as amended, which prohibits exclusion from participation,

[4] Section I is based on requirements set forth in Treasury's Coronavirus State Fiscal Recovery Fund Award Terms and Conditions document, executed by the State on July 26, 2021.

denial of the benefits of, or subjection to discrimination under programs and activities receiving federal funds, of any person in the United States on the ground of race, color, or national origin (42 U.S.C. § 2000d et seq.), as implemented by Treasury Title VI regulations at 31 C.F.R. Part 22 and other pertinent executive orders such as federal Executive Order 13166; directives; circulars; policies; memoranda and/or guidance documents.

Grantee acknowledges that federal Executive Order 13166, "Improving Access to Services for Persons with Limited English Proficiency," seeks to improve access to federally assisted programs and activities for individuals who, because of national origin, have Limited English Proficiency ("LEP"). Grantee understands that denying a person access to its programs, services, and activities because of LEP is a form of national origin discrimination prohibited under Title VI of the Civil Rights Act of 1964 and Treasury's implementing regulations. Accordingly, Grantee shall initiate reasonable steps, or comply with Treasury's directives, to ensure that LEP persons have meaningful access to its programs, services, and activities. Grantee understands and agrees that meaningful access may entail providing language assistance services, including oral interpretation and written translation where necessary, to ensure effective communication in Grantee's programs, services, and activities.

Grantee agrees to consider the need for language services for LEP persons during development of applicable budgets and when conducting programs, services, and activities. As a resource, Treasury has published its LEP guidance at 70 FR 6067. For more information on LEP, please visit http://www.lep.gov.

Grantee acknowledges and agrees that compliance with this assurance constitutes a condition of continued receipt of federal financial assistance and is binding upon Grantee and Grantee's successors, transferees, and assignees for the period in which such assistance is provided.

Grantee shall comply with Title VI of the Civil Rights Act of 1964, which prohibits recipients of federal financial assistance from excluding from a program or activity, denying benefits of, or otherwise discriminating against a person on the basis of race, color, or national origin (42 U.S.C. § 2000d et seq.*), as implemented by the Department of the Treasury's Title VI regulations, 31 C.F.R. Part 22, which are herein incorporated by reference and made a part of this agreement. Title VI also includes protection to persons with "Limited English Proficiency" in any program or activity receiving federal financial assistance, 42 U.S.C. § 2000d* et seq.*, as implemented by the Department of the Treasury's Title VI regulations 31 C.F.R. Part 22, and herein incorporated by reference and made a part of this agreement.*

Grantee shall cooperate in any enforcement or compliance review activities by Treasury or the State of the aforementioned obligations. Enforcement may include investigation, arbitration, mediation, litigation, and monitoring of any settlement agreements that may result from these actions. That is, Grantee shall comply with information requests, on-site compliance review, and reporting requirements.

Grantee shall maintain and provide to applicants, beneficiaries, their representatives, or any other party requesting the same, information on how to file a Title VI complaint of discrimination with the State of Missouri.

Grantee shall provide to the State documentation of an administrative agency's or court's findings of non-compliance of Title VI and efforts to address the non-compliance, including any voluntary compliance or other agreements between Grantee and the administrative agency that makes any such finding. If Grantee settles a case or matter alleging such discrimination, Grantee must provide to the State documentation of the settlement. If Grantee has not been the subject of any court or administrative agency finding of discrimination, Grantee shall so state.

The United States of America has the right to seek judicial enforcement of the terms of this assurances section and nothing in this section alters or limits the federal enforcement measures that the United States may take in order to address violations of this section or applicable federal law.

Under penalty of perjury, the undersigned certifies that he/she has read and understood this section's obligations as herein described, that any information submitted in conjunction with this assurance document is accurate and complete, and that Grantee is in compliance with the aforementioned nondiscrimination requirements.

By signing this certification, the undersigned represents his or her intention, and legal authorization, to do so on behalf of Grantee.[5]

Date:

Signature of Grantee's Authorized Representative

_____

Printed Name of Authorized Representative

************THE SECTIONS BELOW APPLY ONLY TO SUBRECIPIENTS************

III. This grant to _____ ("Grantee") constitutes a subaward[6] of federal financial assistance[7] provided to the State of Missouri ("State") by the U.S. Department of

[5] Section II is based on requirements set forth in Treasury's Assurance of Compliance with Civil Rights Requirements document, executed by the State on July 26, 2021.

[6] "Subaward" is defined at 2 C.F.R. § 200.1.

[7] "Federal financial assistance" is defined at 2 C.F.R. § 200.1.

the Treasury ("Treasury") pursuant to Section 602(b) of the Social Security Act ("Act"), as added by Section 9901 of the American Rescue Plan Act ("ARPA"), Pub. L. No. 117-2 (March 11, 2021), 135 Stat. 4, 223–26. Grantee is a subrecipient[8] and the State is a pass-through entity[9] for purposes of the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards set forth at 2 C.F.R. Part 200. The following is provided to Grantee pursuant to 2 C.F.R. § 200.332(a)(1):

- Subrecipient name (which must match the name associated with its unique entity identifier): _____.
- Subrecipient's unique entity identifier: _____.
- Federal Award Identification Number (FAIN): _____.
- Federal Award Date of award to the recipient by the Federal agency: _____.
- Subaward Period of Performance Start and End Date: _____.
- Subaward Budget Period Start and End Date: _____.
- Amount of Federal Funds Obligated by this action by the pass-through entity to the subrecipient: _____.
- Total Amount of Federal Funds Obligated to the subrecipient by the pass-through entity including the current financial obligation: _____.
- Total Amount of the Federal Award committed to the subrecipient by the pass-through entity: _____.
- Federal award project description: ARPA appropriated $195.3 billion for payments from the Coronavirus State Fiscal Recovery Fund ("SFRF") to states through Treasury. Act § 602(a)(3)(A), ARPA § 9901, 135 Stat. 4, 224. Those monies are for states "to mitigate the fiscal effects stemming from the public health emergency with respect to [COVID-19]." Act § 602(a)(1), ARPA § 9901, 135 Stat. 4, 223. The State has received more than $2.6 billion in ARPA SFRF funds, separate from local government allocations. In accordance with the budget passed by the Missouri legislature, the State intends that these funds be utilized for the purposes set forth in ARPA, consistent with other applicable federal law. As part of this effort, the State has elected to distribute a portion of its SFRF funding to appropriate subrecipients.

[8] "Subrecipient" is defined at 2 C.F.R. § 200.1.

[9] "Pass-through entity" is defined at 2 C.F.R. § 200.1.

- Name of Federal awarding agency: U.S. Department of Treasury.

- Name of pass-through entity: State of Missouri.

- Contact information for awarding official of pass-through entity:
  - Name: _____.
  - Phone Number: _____.
  - Email Address: _____.

- Assistance Listings number and Title (pass-through entity must identify the dollar amount made available under each Federal award and the Assistance Listings Number at time of disbursement): _____.

- Identification of whether the award is R & D: _____.

- Indirect cost rate for the Federal award (including if the de minimis rate is charged) per § 200.414: _____.

IV. For grants exceeding $100,000:

The undersigned certifies, to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form–LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

(3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who

fails to file the required certification shall be subject to a civil penalty of not less than $10,000 and not more than $100,000 for each such failure.

By signing this certification, the undersigned represents his or her intention, and legal authorization, to do so on behalf of Grantee.[10]

Date:

Signature of Grantee's Authorized Representative

Printed Name of Authorized Representative

V. In addition to the other authorities identified in this agreement, Grantee must comply with 2 C.F.R. Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards ("Uniform Guidance"). The Uniform Guidance is an extensive body of federal rules, and so will not be recited here comprehensively. However, **Grantee must perform this agreement in compliance with the entirety of the Uniform Guidance, not just the provisions discussed in this section.**[11]

Beyond its definitions and acronym identifications (Subpart A), the Uniform Guidance contains five subparts. Subpart B, "General Provisions," includes a statement of purpose (which provides a general outline of the Part), 2 C.F.R. § 200.100, a provision on conflicts of interest (*see* Section III above), 2 C.F.R. § 200.112, and a provision on mandatory disclosures, 2 C.F.R. § 200.113. Subpart D, "Post Federal Award Requirements," itself covers a range of topics. 2 C.F.R. § 200.302 requires, *inter alia*, that "financial management systems . . . must be sufficient to permit the preparation of reports required by general and program-specific terms and conditions; and the tracing of funds to a level of expenditures adequate to establish that such funds have been used according to the Federal statutes, regulations, and the terms and conditions of the Federal award." *Id*. at (a). 2 C.F.R. § 200.303 requires, *inter alia*, "[e]valuat[ion] and monitor[ing]" of "compliance with statutes, regulations and the terms and conditions of Federal awards," as well as the "[t]ak[ing] [of] prompt action when instances of noncompliance are identified including noncompliance identified in audit findings." *Id*. at (c) and (d), respectively. Subpart D also includes "Property Standards." 2 C.F.R. §§ 200.310–.327. These sections address Grantee's interaction

[10] Section II is based on requirements set forth at 31 C.F.R. Part 21. Appendix A of that part sets forth this certification.

[11] 2 C.F.R. Part 200, Subpart F does not apply to for-profit entities. However, "[f]or-profit entities that receive SLFRF subawards . . . are subject to other audits as deemed necessary by authorized governmental entities, including Treasury and Treasury's [Office of Inspector General]." Treasury's *Compliance and Reporting Guidance: State and Local Fiscal Recovery Funds*, published February 28, 2022 (Version 3.0), p.12, n.7. Such other audits may be imposed by the State. *Id*. *See also* 2 C.F.R. § 200.501. For-profit subrecipients shall comply with any audit requirements imposed by the State.

with equipment and real property, as well as providing standards for procurement. 2 C.F.R. § 200.329 addresses the monitoring and reporting of program performance. Beginning at 2 C.F.R. § 200.334, Subpart D lists numerous requirements for "Record Retention and Access," which should be read in concert with the several terms and conditions of this agreement. Subpart E, "Cost Principles," begins with provisions providing a basic framework for understanding and applying the bulk of these requirements. *See* 2 C.F.R. §§ 200.400 and .401. Subpart E includes a rule on "Reasonable Costs," 2 C.F.R. § 200.404, which provides a definitional authority as well as primary factors for consideration. *Id*. This subpart also provides a considerable listing of "Selected Items of Cost," and "General Provisions" for each. 2 C.F.R. §§ 200.420–.476. Subpart F is dedicated to the topic of audits. *See* 2 C.F.R. § 200.500 *et seq*. With certain qualifications, subrecipients are subject to audit pursuant to the federal Single Audit Act and this subpart of the Uniform Guidance. *See* n.12 above, and the authorities there cited.

Exhibit 2

Special Terms and Conditions for Subrecipient
Missouri ARPA Water Infrastructure Community Grant Program
Grant Award Number:
Entity Name:

The following are special terms and conditions in addition to the federal terms and conditions for subrecipients.

I. Administrative Terms

1. **Method of Payment**. The recipient will be reimbursed by the Missouri Department of Natural Resources for all allowable expenses incurred in performing the scope of services. The recipient shall report project expenses and submit to the Department original payment requests as required per the financial assistance agreement. The form must be completed with the Department payment request amount and local cost share detailed. Payment requests must provide a breakdown of project expenses by contract line item. Payment requests must be received by the Department per the financial assistance agreement. No reimbursement will be made for expenditures prior to award unless approval for pre-award costs has been granted. No reimbursements will be made for expenditures incurred after the budget period end date unless a budget time period extension has been granted by the Department prior to the budget period end date.

    a. The recipient agrees to submit the reimbursement form along with supporting documentation no more frequently than monthly. The Department will reimburse eligible invoices proportionally to the grants percentage of the total project cost. The recipient shall be responsible for local cost share funds to pay all remaining eligible invoice amounts. In addition, the recipient is responsible for paying any ineligible costs and costs that exceed the grant award amount listed on the Financial Assistance Agreement.

    b. All payment requests must have the following certification by the authorized recipient official: By signing this report, I certify to the best of my knowledge and belief the report is true, complete and accurate and the expenditures, disbursements and cash receipts are for the purposes and objectives set forth in the terms and conditions of the financial assistance agreement. I am aware that any false, fictitious, or fraudulent information, or the omission of any material fact, may subject me to criminal, civil or administrative penalties for fraud, false statements, false claims or otherwise.

    c. The Department will not reimburse expenses under any contracts until the Department has reviewed and approved said contracts. The Uniform Act requires applicable contract clauses required by 2 CFR 200.327, and subrecipients must follow the procurement standards in 2 CFR 200.318 through 200.327, including ensuring that the procurement methods used for the contracts are appropriate.

d. The recipient should submit documentation through the online web portal at: https://moarpa.mo.gov.

2. **Local Cost Share Funding:** Failure by the applicant to provide 100% of the local cost share that it committed to contribute to the project, as identified in the financial assistance agreement, may cause the recipient to become ineligible to receive additional financial assistance from the Department. Failure to provide the required local cost share may also result in other enforcement remedies as stated in the federal rules found in 2 CRF Part 200 Subpart D, "Post Federal Award Requirements".

3. **Changes in Budget, Scope of Work, or Period of Performance**: The following is a non-exhaustive listing of when a recipient must request approval from the Department, in writing, to amend project budgets, scope of work, or period of performance:

   a. For any budget revision, which would result in the need for additional funds. The request must include an acceptable justification for the increase, such as materials cost increase.

   b. When contracting out, subgranting, or otherwise obtaining a third party to perform activities which are central to the purpose of the award

   c. To extend the budget or payment periods listed in the financial assistance agreement. For these extensions, the recipient must notify the Department in writing. The request must include justification for the extension request, and a revised period of performance at least 90 calendar days before the end of the period of performance specified in the financial assistance agreement.

4. **Disputes**: The recipient and the Department should attempt to resolve disagreements concerning the administration or performance of the financial assistance agreement. If an agreement cannot be reached, the Department will provide a written decision. Such decision of the Department shall be final unless a request for review is submitted to the Division Director within ten (10) business days after the decision. Such request shall include: (1) a copy of the Department's final decision; (2) a statement of the amount in dispute; (3) a brief description of the issue(s) involved; and (4) a concise statement of the objections to the final decision. A decision by the Department shall constitute final action.

5. **Termination**:

   a. Termination for Cause: The Department may terminate any financial assistance agreement, in whole or in part, at any time before the date of completion, whenever it is determined that the recipient has failed to comply with the terms and conditions of the financial assistance agreement. The Department shall promptly notify the recipient in writing of such a determination and the reasons for the termination, together with the effective date. The Department reserves the right to withhold all or a portion of agreement funds if the recipient violates any term or condition of this financial assistance agreement. Termination for cause may be considered for evaluating future applications. The recipient may object to

terminations with cause and may provide information and documentation challenging the termination.

b. Termination for Convenience: Both the Department and the recipient may terminate the financial assistance agreement, in whole or in part, when both parties agree that the continuation of the project would not produce beneficial results commensurate with the further expenditure of funds.

c. Financial Assistance Agreements are not transferable to any person or entity.

d. Department and recipient remain responsible for compliance with all closeout requirements.

6. **Enforcement; Remedies for Noncompliance**: If the recipient falsifies any award document or materially fails to comply with any term of this financial assistance agreement, the Department may take one or more of the following actions, as appropriate:

   a. Suspend or terminate, in whole or part, the current agreement;

   b. Disallow all or part of the cost of the activity or action not in compliance;

   c. Temporarily withhold cash payments pending the recipient's correction of the deficiency;

   d. Withhold further awards from the recipient;

   e. Order the recipient not to transfer ownership of equipment purchased with assistance money without prior Department approval; or

   f. Take other remedies that may be legally available, including cost recovery, breach of contract, and suspension or debarment.

7. The recipient agrees to ensure that all space for conferences, meetings, conventions or training funded in whole or in part with Federal funds comply with the Hotel and Motel Fire Safety Act of 1990.

8. The recipient agrees to follow the requirements set out in Section 6002 of the Resource Conservation and Recovery Act (RCRA) (42 U.S.C. § 6962). RCRA Section 6002 states that preference be given in procurement programs to the purchase of specific products containing recycled materials identified in the guidelines contained in 40 CFR 247.

9. The recipient agrees that funds expended for the purposes of this subgrant must be appropriated and made available by the Missouri General Assembly for each fiscal year included within the subgrant period. Therefore, the subgrant shall automatically terminate without penalty or termination costs if such funds are not appropriated and/or granted. In the event that funds are not appropriated and/or granted for the subgrant, the subgrantee

shall not prohibit or otherwise limit DNR's right to pursue alternate solutions and remedies as deemed necessary for the conduct of state government affairs. The requirements stated in this paragraph shall apply to any amendment or the execution of any option to extend the subgrant.

II. Programmatic Terms

1. The recipient understands that the use of their work force to perform American Rescue Plan Act (ARPA) funded construction oversight is not eligible for reimbursement under Missouri's State ARPA program.

2. The recipient agrees to meet the project schedule provided with the funding application or the most recent amended schedule approved by the Department project manager unless justifiable delays occur due to unexpected circumstances. Whenever significant schedule changes occur, the recipient will provide the Department project manager with an amended schedule and an explanation for the changes.

3. In accordance with 34.057 RSMo., the recipient agrees to make prompt payment to its contractor(s) of sums due under this funding agreement and to retain only amounts as may be justified by specific circumstances and provisions of this funding agreement or the construction contract(s).

4. The recipient agrees that a manual or manuals describing the proper operation and maintenance of each system will be prepared prior to works in operation.

5. Generally Accepted Accounting Principles. The recipient shall maintain project accounts in accordance with generally accepted government accounting standards, including standards relating to the reporting of infrastructure assets.

III. Preaward

Costs incurred prior to the signing of the grant award may be reimbursed under specific circumstances.

a. The costs must fall within all general eligibility requirements that are applicable to costs incurred after grant award. This includes state and federal procurement requirements for engineering expenses.

b. Costs must be preapproved by the Department and must have been incurred after March 03, 2021.

c. Costs must be consistent with 2 CFR 200.458

Exhibit 3

Missouri Department of Natural Resources
Community Water, Wastewater, Stormwater, and
Lead Service Line Inventory Grant Programs
State of Missouri American Rescue Plan Act (ARPA)
Frequently Asked Questions

I thought I applied for state ARPA grants in fall 2021. What did I respond to if that was not an application?

From October 20 – November 30, 2021, the Department invited communities to submit project descriptions and costs as part of a Request for Information (RFI) survey[1]. This was not a grant application. The Department used that survey information to describe the statewide need for water infrastructure grants. Based on the survey submissions, the demand for grant funding was approximately 10 times the amount recommended by the Governor.

When can I apply? How long will the application period be open?

The Department will accept applications from May 16, 2022 to July 14, 2022.

How will I know if I submitted a complete application?

The online application portal will not allow an entity to submit an application if all required fields are not populated.

Who are eligible applicants?

Each state ARPA grant program has a specific list of eligible applicants. Each funding program has a unique list of eligible applicants, found in the appendices of the Notice of Funding Opportunity and summarized below.

Eligible applicants for Lead Service Line Inventories, Drinking Water ARPA Grants and Wastewater ARPA Grants are: Incorporated Municipalities, Public Water or Sewer Districts (if they operate a drinking water utility), Quasi-Governmental Agencies (e.g., irrigation, telephone, oil, gas, water, and electric companies), and Joint Municipal Utility Commissions. Privately Owned Utilities or Nonprofit Organizations whose sole purpose is to provide drinking water or wastewater service are also eligible to apply for Drinking Water ARPA Grants and Wastewater ARPA Grants.

Eligible Applicants for Stormwater ARPA Grants are Incorporated Municipalities, Counties, and Public Sewer Districts.

Businesses, individuals, or households are not eligible to apply for the water infrastructure grant programs.

What are eligible project types?

[1] https://dnr.mo.gov/communications/news/department-natural-resources-seeks-information-water-infrastructure-funding-needs

Generally, capital infrastructure construction projects are eligible for the state ARPA grant programs, especially if they are eligible for the State Revolving Fund program, with the exception of the lead service line inventory projects. Please see the Notice of Funding Opportunity document for a detailed list of eligible and ineligible project types by grant program.

Is an applicant eligible for grant funding to connect another system if their treatment works is at or above the facility's design capacity?

No, an applicant must be able to document that their system has unused capacity that is sufficient to accept the additional flow from the facility or facilities to be connected, and must also be meeting permit effluent limits.

Will a community score higher for ARPA water grants if they are currently on the State Revolving Fund Intended Use Plan?

No, the state ARPA grant programs are separate from the Clean Water or Drinking Water State Revolving Funds and their associated Project Priority Lists and Intended Use Plans. A community does not need to be on the Intended Use Plan to be eligible for ARPA water grants.

Who will score the applications?

The Department will select a team of current employees, including both project managers and engineers, with experience in reviewing capital improvement projects in the fields of drinking water, wastewater, and stormwater.

How will the Department score projects?

The Department's team will score applications using the factors listed in the appendices of the Notice of Funding Opportunity document. The Department anticipates the scoring process to take up to 3 months to complete, depending on the number of applications submitted. Application scoring will begin July 15, 2022, and is expected to conclude on or before October 12, 2022.

What factors are included in the scoring sheet?

Factors include assessing affordability and financial capability, necessity of project to maintain reliable service, and engineering capability. Complete details, including factor weighting, are contained in appendices 1 through 4.

How will the census data for my project's scoring be selected?

The project area is defined as the geographic area impacted by and/or benefiting from the applicant's project within:

(a) An incorporated municipality's political boundary for non-entitlement communities or
(b) One or multiple census tracts for public water or sewer districts, counties, quasi-governmental agencies (e.g., irrigation, telephone, oil, gas, water, and electric companies), privately owned utilities, non-profit organizations, or entitlement communities. If multiple census tracts are impacted or benefit from the project, the Department will sum or average the census data as appropriate.

Non-entitlement units of local government, defined in section 603(g)(5) of the Social Security Act, as added by section 9901 of the American Rescue Plan Act of 2021, are local governments typically serving populations of less than 50,000.

Missouri's metropolitan cities/entitlement communities are Blue Springs, Cape Girardeau city, Columbia, Florissant, Independence, Jefferson City, Joplin, Kansas City, Lee's Summit, O'Fallon, Springfield, St. Joseph, St. Louis, St. Charles city, and St. Peters city.[2]

Is a local match or cost share required?

Yes, local cost share is required to be provided in order to be eligible for state funds. The preferred cost share sources are the applicant's local ARPA allocation funds or cash on hand. The higher percent of local cost share provided will earn additional points in the scoring process, which makes that project more competitive (see scoring sheet for additional information). Each applicant will be required to submit a certification, the Assurance of Local Funds form, committing those local funds to the project at the time of application. If selected for funding, that applicant will be required to provide that exact cost share as part of the grant agreement.

For example: City ABC received $200,000 in local ARPA funds. However, a needed wastewater project costs $3 million. City ABC could apply for a state ARPA grant in the amount of $2,800,000 with an Assurance of Local Funds in the amount of $200,000 from local ARPA grant money.

Are in-kind services or force account work (e.g., work by the city's own staff with our own equipment) allowed as part of our local cost share?

No. Applicants must have cash-on-hand or local ARPA funds to offer as their local cost share, not in-kind services.

The Department does not consider Federal funds*, such as State Revolving Fund loans, U.S. Department of Agriculture – Rural Development loans and Community Development Block Grants an appropriate local cost share source for ARPA grants because the cumbersome federal requirements associated with these programs will slow project progress, and will jeopardize the ability of the applicant to meet the very aggressive federal ARPA deadlines.

*The Department may consider granting an exception to allow use of Federal funds as local cost share for projects that are designed and ready to bid, and for which the federal funds have been awarded or will be within 30 days. Such exceptions may be made at the Department's sole discretion at the time of application. Exceptions will be based on the Department's assessment of project readiness, including an estimated project schedule indicating the project completion date is prior to December 31, 2026.

Will the Department give priority to communities that utilize their local ARPA allocation funding as local cost share for the state ARPA grant programs versus cash on hand?

No. Local ARPA money and cash on hand will receive the same weighting in the scoring process.

[2] https://home.treasury.gov/system/files/136/fiscalrecoveryfunds-metrocitiesfunding1-508A.pdf

What data will the Department use for assessing affordability and financial capability?

The Department utilizes the most current publicly available 5-year American Community Survey (ACS) data gathered by the U.S. Census Bureau because it is periodically updated, publicly available on the Census Bureau website (www.census.gov/programs-surveys/acs/), and is the most comprehensive source.

Does my project need to be shovel-ready to apply or be competitive?

No, a project does not need to be "shovel-ready" to be eligible to apply. However, an applicant *will* need to be confident it and its contractors are able to meet the aggressive timelines outlined in ARPA (funds must be obligated to a project by December 31, 2024 and spent by December 31, 2026). The Department's ARPA grant scoring provides additional points for project readiness (having a completed engineering report).

Is an engineering report, facility plan, or other document required?

No. However, additional prioritization points are available for projects with an engineering report or facility plan (if required). Wastewater projects must follow the design guidelines outlined in 10 CSR 20-8.110[3] and drinking water projects must follow the Minimum Design Standards for Missouri Community Water Systems[4]. For most wastewater or drinking water improvements, an engineering report or facility plan is usually required, unless the project is a:

- wastewater improvement that is exempt per 10 CSR 20-6.010(4)(B)[5],
- the drinking water project is a meter-only replacement project, or
- the project is a lead service line inventory project.

Stormwater projects must have documentation of an investigation and problem statement, project scope statement, benefit evaluation, cost estimate, and map(s) of the project area to receive additional prioritization points.

Can an applicant apply for a state ARPA grant if the proposed project does not have a completed engineering report or facility plan?

Yes. If the Department selects a project without an engineering report for grant funding, and the project scores well enough to be assigned funding, the applicant will be required to submit an acceptable engineering report or facility plan no later than October 12, 2022. If a wastewater project requires an anti-degradation review, the applicant must request that review and submit the analysis with the report or plan no later than October 12, 2022. The Department does not need to have approved the report or plan by that date.

Can I apply for a state ARPA grant to complete an engineering report, facility plan, capital improvement plan, integrated plan, or other planning activity besides a lead service line inventory?

No, the state ARPA grant programs are for capital improvements related to the construction and security of drinking water, wastewater, and stormwater systems. In addition, projects involving operation and maintenance are not allowable. The only planning activity allowed is for the lead service line inventory program.

[3] https://www.sos.mo.gov/cmsimages/adrules/csr/current/10csr/10c20-8.pdf, page 3
[4] https://dnr.mo.gov/document-search/minimum-design-standards-missouri-community-water-systems-pub2489
[5] https://www.sos.mo.gov/cmsimages/adrules/csr/current/10csr/10c20-6.pdf, page 4

How old can an engineering report or facility plan be and still be valid?

The Department generally accepts an engineering report or facility plan that is less than 3 years since its last update. If the costs are no longer accurate or different alternatives are considered, an update will be required. A community and their consultant would need to document any changes in a revised report or plan. For engineering reports or facility plans older than 3 years old, the Department may require updates. An update would be necessary if a report or plan does not address regulations implemented after its initial drafting.

For example: If a community completed a facility plan in July 2019, that plan would be acceptable. However, it would likely need a cost update due to recent increases in professional services and construction materials.

What is the ARPA procurement process for professional services (e.g., engineering)?

Engineering procurement will need to follow local, state, and federal requirements. Applicants must procure engineering services in accordance with state statutes found at Sections 8.285 through 8.291, RSMo. and federal rules found in 2 CRF Part 200 Subpart D[6]. Procurement of engineering services must be task-specific, which means procurement for general engineering services is not eligible.

As applicants could be in various stages of planning and design, not all will need to do a new request for qualifications (RFQs). If the RFQ for a facility plan included design and construction oversite services as part of the scope, then the applicant would not need an additional RFQ. If the RFQ was only for the development of a facility plan or engineering report, then an applicant should complete a new RFQ for design and construction oversight services. This would also apply to applicants who moved on from the engineering firm who completed their facility plan or engineering report. Applicants who have already procured design and construction oversight services with an appropriate qualification based selection (QBS) method would not need to do a new RFQ.

Does an applicant have to post an RFQ publically or may they directly solicit?

An applicant must publically advertise an RFQ[7]. Be sure to announce broadly to include disadvantaged (e.g., minor and women-owed) business enterprises in the solicitation.

What happens if an applicant did not properly procure?

There are two options. Option one; an applicant would need to re-procure per the proper procedure. The Department can provide an RFQ template and guidance, but cannot advice or participate in the process. Option two; an applicant may use its own funding (not state or local ARPA grants or local cost share obligated as part of the project) to pay for engineering services and not ask for reimbursement.

Can an applicant use the consultant they have on retainer?

No, an applicant cannot use a consultant they have on retainer, and instead must go through a new procurement process. After proper soliciting and scoring the RFQ submittals, the

[6] https://revisor.mo.gov/main/OneChapter.aspx?chapter=8 (state) & https://www.govinfo.gov/content/pkg/FR-2020-08-13/pdf/2020-17468.pdf (federal)

[7] 2 C.F.R. §200.320(b)2(i), https://www.ecfr.gov/current/title-2/subtitle-A/chapter-II/part-200/subpart-D/subject-group-ECFR45ddd4419ad436d/section-200.320

applicant may chose the consultant who was previously on retainer if they meet the needs outlined in the RFQ, are the most qualified, etc.

Can an applicant ask a consultant they are familiar with to help them draft the RFQ?

Yes, but that consultant may not submit a response to the RFQ.

Does the applicant need to complete engineering services procurement prior to applying for a state ARPA grant?

No, the applicant does not need to procure prior to application submittal. Applicants may choose to procure services after notification of selection for a state ARPA grant. However, the Department will require applicants who have completed procurement prior to application to provide a certification of proper procurement along with any required supporting documents at the time of state ARPA grant application.

Will the Department be reviewing and approving contracts for the ARPA-funded program?

The Department will review contracts (e.g., engineering, construction) to determine eligible project costs and compliance with program requirements. The State of Missouri will only reimburse costs based on approved contracts.

Does ARPA allow for design-build or design-bid-build delivery methods?

Federal grant rules allow design-bid-build delivery methods. Fixed price design-build contracts appear to also meet the requirements contained in 2 CRF Part 200 Subpart D[8]. The Department currently has an inquiry into U.S. Treasury to determine if progressive design-build would be allowable.

What happens if the cost of the project increases between the time of application and grant award?

The Department will only award the state ARPA grant based on the amount requested on the application up to the cap or grant monies available. Should the cost of the project increase in the interim, the applicant will be responsible for that increased cost. For this reason, the Department encourages applicants to review their engineering reports and facility plans to ensure that costs are up-to-date and any necessary contingencies are addressed in order to prevent situations like this.

Can an applicant increase their contingency from the customary 10% to 20%?

No. Contingency will remain at 10%. The Department encourages applicants to have up-to-date cost proposals that take into account the current professional services and construction markets.

Can a community apply for a State Revolving Fund (SRF) low-interest loan or a Small Borrower Loan to fund the gap between a state ARPA grant allocation and total project cost?

No. The Department recommends not comingling other funding sources (e.g., SRF, U.S. Department of Agriculture - Rural Development, Community Development Block Grant,

[8] https://www.govinfo.gov/content/pkg/FR-2020-08-13/pdf/2020-17468.pdf

etc.) with ARPA grants. Recipients must expend ARPA funds in a relatively short timeframe, and ARPA has fewer requirements in order to encourage economic stimulation. Pairing ARPA funding with another state or federal funding program would add all the requirements from that other funding source to the ARPA grants, likely resulting in increased steps, protracted timelines, and additional coordination among agencies. The added requirements of other state or federal funding programs could cause project delays that jeopardize a project's ability to meet ARPA's aggressive funding deadlines; December 31, 2024 to obligate funds, and December 31 2026 to spend all funding.

Can a community take out a private line of credit/loan or Certificate of Participation (COP) to provide local cost-share for an APRA grant?

No, since ARPA is to help communities that may not be able to afford their project through other means.

How will a grant cap work if the Department is looking to avoid comingling other funding sources with state ARPA grants?

The maximum grant award for a drinking water, wastewater, or stormwater project will be $5,000,000. The maximum grant award for a lead service line inventory project will be $200,000. The Department researched current planning, design, and construction costs as well as analyzed data from the 2021 RFI to determine a grant cap for each of the state ARPA programs. A significant amount of projects would fall under each grant cap. For those projects that do not, the Department recommends looking at phasing a project, establishing tiers of priority related to specific project components, and/or funding the remainder through local funds such as cash on hand and local ARPA allocations.

For example: The state ARPA grant cap is $5 million for the wastewater program, of which approximately 75% of applicants and their projects would be under that amount per the RFI. Should a community have a $6 million project, they may request the max $5 million state ARPA grant while offering $1 million in cost share funds in the form of their local ARPA allocation. If that same community does not have funds above the grant cap, they would need to phase or reduce the project based on priority components to fit within the grant allowances.

Can a community submit an application for multiple projects?

For drinking water, wastewater, and lead service line programs, communities can only submit one application for each individual program. However, they can submit applications for multiple programs. For instance a city could submit an application for a drinking water project and a separate application for a wastewater project, but could not submit two applications for wastewater projects. It is possible that a community could receive multiple grants.

The Department encourages applicants with multiple projects in one category to submit only the project with the highest priority or review the scoring rubric prior to submittal to self-assess the competitiveness of each application and submit the one they assess to be most competitive. If the applicant does submit multiple applications for one category, the Department will reach out to the applicant prior to scoring to determine which project is the

priority or if the applicant wishes to consolidate their projects into a single application up to the maximum grant amount.

What requirements must an applicant comply with regarding wages?

Recipients are encouraged to use strong labor standards on projects under $10 million that utilize ARPA funding (state or local). For those ARPA projects with total costs more than $10 million, the Final Rule requires applicants to pay Davis Bacon Federal Prevailing Wage Rates. State prevailing wage rate requirements apply to all public works projects over $75,000.

Do the National Environmental Protection Act (NEPA), American Iron and Steel (AIS), and Build America, Buy American Act (BABAA) requirements apply to state ARPA grant funds?

No, these are not required as part of ARPA grants. Grant recipients will be required to follow the terms and conditions of the award, which includes compliance with 2 CRF Part 200[9] and other applicable federal, state, and local laws and regulations[10].

How will the Department notify applicants of their status?

The Department will notify all applicants, successful and unsuccessful, in writing after completing the scoring process. The highest scoring unsuccessful applicants will be placed on a waiting list. If successful applicants fail to make adequate progress toward completing their project, their grant funds may be withdrawn and awarded to an applicant on the waiting list. This process is called bypass. Waiting list applicants will receive available bypass funding according to their application's score.

If approved, will an applicant receive the entire approved state ARPA grant funding upfront?

No, applicants will request reimbursement of expenses incurred through a request for reimbursement process.

Can an applicant request reimbursement for costs incurred prior to state ARPA grant awards?

Costs incurred prior to notice of a grant award may only be reimbursed if they are consistent with 2 CFR. 200.458. There are a number of requirements that will apply to these projects that will be provided to awardees once selected. No costs incurred prior to March 3, 2021 may be reimbursed.

If my community took out an interim loan to pay for planning or design of the proposed ARPA project, can we seek reimbursement for those expenses?

As stated in the previous answer, the Department recommends applicants be cautious about expenses incurred prior to the state ARPA grant award. The Department may reimburse eligible expenses incurred after March 3, 2021 consistent with 2 CFR 200.458.

[9] Uniform Grant Requirements: https://www.govinfo.gov/content/pkg/FR-2020-08-13/pdf/2020-17468.pdf
[10] Final ARPA Rule: https://www.govinfo.gov/content/pkg/FR-2022-01-27/pdf/2022-00292.pdf, page 4374 & 4431

If an applicant needs to phase a project using other funding sources such as SRF, how is that approached?

An applicant may want or need to phase a project in order to be under the state ARPA grant cap or for other reasons. The ARPA phase of a project would need to be at the point of construction contract award in order to be considered as separate from a planning or subsequent phase. However, phasing a project is not always possible. If construction phases overlap, the funding agencies may consider the two phases to be one; and therefore, the requirements from both funding sources would apply to both phases.

For example: If an applicant received state ARPA grant funding for Phase 1 that entails a drinking water plant improvement, the Department would consider that project completed when the applicant has submitted and the Department concurred with all the proper closeout certification forms. The Department could then award an SRF low-interest loan/grant package for Phase 2 to address distribution system improvements. The SRF requirements would not transfer to the Phase 1 project funded through ARPA.

What happens if an applicant is not responsive to a request for information within a reasonable time or cannot complete project milestones by the designated dates?

The Department may bypass a higher ranked project that could not be reasonably awarded grant funding by December 31, 2024, and/or completed construction by December 31, 2026, for the next lower ranked project that will meet those timeframes.

Regarding stormwater projects, does the applicant need to apply for a permit modification or change their Stormwater Management Plan (SWMP)?

The stormwater grant program is for those permitted Municipal Separate Storm Sewer (MS4) and Combined Sewer Overflow (CSO) communities that have capital improvement needs related to stormwater and not CSO separation projects. An MS4 applicant would not need to request a permit modification to capture the proposed project, but it would need to be part of the community's SWMP. If the project is not part of the SWMP, then an update would be needed within 6 months of grant award.

Who is responsible for completing the project upon grant award?

Upon grant award, the applicant is responsible for completing the project. If the applicant does not complete the project but has received grant funds for a portion of the work, the applicant must repay, to the Department, any funds disbursed.

After construction is complete, who is responsible for what has been constructed?

The applicant is responsible for any grant-funded related infrastructure.

If my project ranks low, what other funding is available?

Outside of the state ARPA grant programs, funding in the form of low-interest loans paired with grants are available through the Department's Clean Water and Drinking Water State Revolving Funds including potentially new programs and increased funding from the Infrastructure Investment and Jobs Act, otherwise known as the Bipartisan Infrastructure Law (BIL). Additionally, the U.S. Department of Agriculture's Rural Development offers low-interest loans and both they and Missouri Department of Economic Development's Community Development Block Grant offer grant programs.

If you have additional questions, contact the Department's Financial Assistance Center available online at https://dnr.mo.gov/water/business-industry-other-entities/financial-opportunities/financial-assistance-center, call 800-361-4827 or 573-751-1192, or email fac@dnr.mo.gov.

Nothing in this document may be used to implement any enforcement action or levy any penalty unless promulgated by rule under chapter 536 or authorized by statute.

For more information

Missouri Department of Natural Resources
Financial Assistance Center
P.O. Box 176
Jefferson City, MO 65102-0176
800-361-4827 or 573-751-1192
573-751-9396 fax
https://dnr.mo.gov/water/business-industry-other-entities/financial-opportunities/financial-assistance-center

CITY OF SPRINGFIELD, MO
BUDGET ADJUSTMENT

Exhibit C

Budget Adjustment
042

Revenues:

Fund	Dept	Org	Account	P&G	Location	Amount	Description
22540	20	73020	416010	103354	00000	$1,552,994.09	American Rescue Plan Act (ARPA) Federal Grant Revenues through Missouri Department of Natural Resources
Net Revenue Adjustment						$1,552,994.09	

Expenditures:

Fund	Dept	Org	Account	P&G	Location	Amount	Description
22540	20	73020	509110	103354	00000	$1,552,994.09	Scenic Avenue from Catalpa Street to Sunshine Street Stormwater Infrastructure Improvements
53300	08	33520	509110	103354	00000	262,909.80	Scenic Avenue from Catalpa Street to Sunshine Street Green Infrastructure Improvements
Net Expenditure Adjustment						$1,815,903.89	

Fund Balance Appropriation:

Fund		Title	Amount
53300	08	ES Green Infrastructure Fund	($262,909.80)

Explanation: To amend the FY2024-25 budget by appropriating $1,552,994.09 of federal ARPA grant funds and $262,909.80 of ES Clean Water Green Infrastructure fund balance reserves for the Scenic Avenue from Catalpa Street to Sunshine Street stormwater improvement project.

Requested By:

Dan Smith 12-10-2024
Department Head Date

Approved By:

12-10-2024
Director of Finance Date

City Manager Date

Authorization:

Council Bill No. 2024-278
Ordinance No.
1st Reading
2nd Reading
Journal Imp No.

EXPLANATION TO COUNCIL BILL 2024-279 (JENSON, HORTON)

FILED: 11/20/2024

ORIGINATING DEPARTMENT: Public Works

TITLE: A special ordinance authorizing the City Manager, or designee, to enter into a Financial Assistance Agreement with the Missouri Department of Natural Resources for the purpose of accepting American Rescue Plan Act grant funds to support construction of stormwater infrastructure on Scenic Avenue from Olive Street to Catalpa Street in an amount not to exceed $1,876,871.34; amending the Fiscal Year 2024-2025 budget; and declaring that this Ordinance qualifies for approval in one reading pursuant to Section 2.16(25) of the City Charter.

PURPOSE: Authorizing the City Manager, or designee, to enter into an agreement with the Missouri Department of Natural Resources ("Exhibit A" and "Exhibit B") for the purpose of accepting American Rescue Plan Act ("ARPA") federal grant funds in an amount not to exceed $1,876,871.34 to support stormwater infrastructure construction on Scenic Avenue from Olive Street to Catalpa Street; approving a budget adjustment amending the Fiscal Year 2024-2025 budget of the Department of Public Works in the amount of $1,876,871.34 to appropriate the federal grant funds, and amending the Fiscal Year 2024-2025 budget of the Department of Environmental Services ("ES") in the amount of $180,836.60 to appropriate reserves of the ES Clean Water Green Infrastructure Fund for construction; and declaring that this Ordinance qualifies for approval in one reading pursuant to Section 2.16(25) of the City Charter.

BACKGROUND INFORMATION: Resolution 10636 authorized the City to apply for the State ARPA Water Infrastructure Community Grant Program on June 13, 2022. The objective of the project is to provide stormwater infrastructure along Scenic Avenue and provide safe passage for pedestrians. The project will upgrade and install stormwater infrastructure featuring concrete curb and gutter, stormwater inlets, stormwater pipe, and bioretention features. Additionally, there will be sidewalk and driveway replacements to enhance accessibility and safety.

The requested budget adjustment of $2,057,707.94 will budget $1,876,871.34 of ARPA federal grant funds and $180,836.60 of ES Clean Water Green Infrastructure Fund reserves to provide funding for the construction and contingency if needed. Additional funding of this project of $318,078.57 is being provided by the 1/4-cent Capital Improvement Sales Tax and the 1/8-cent Transportation Sales Tax and is already budgeted.

Supports the following City Council Priorities:

- Public Safety
- Fiscal sustainability
- Quality of Place

REMARKS: As this council bill is for a state grant contract for federal funds, we request that it be passed as a one-reading bill under City Charter Section 2.16(25). Public Works and Environmental Services recommend approval of this Council bill and budget adjustment.

Submitted By: Brett Foster, Assistant Director of Public Works

Authorized for inclusion on the agenda pursuant to City Code section 2-33:
Maurice S. Jones, Deputy City Manager 12/5/2024

Attachments:
1. Scenic-Olive to Catalpa ARPA_Ord
2. Scenic-Olive to Catalpa ARPA Stormwater Agreement_ExhA
3. Scenic-Olive to Catalpa ARPA Stormwater Agreement_ExhB
4. BA_ Exh C

One-rdg. X
P. Hrngs. _____
Pgs. 90
Filed: 12-10-24

Sponsored by: Jenson, Horton

First Reading: _____ Second Reading: _____

COUNCIL BILL 2024-279 SPECIAL ORDINANCE _____

AN ORDINANCE

AUTHORIZING the City Manager, or designee, to enter into a Financial Assistance Agreement with the Missouri Department of Natural Resources for the purpose of accepting American Rescue Plan Act grant funds to support construction of stormwater infrastructure on Scenic Avenue from Olive Street to Catalpa Street in an amount not to exceed $1,876,871.34; amending the Fiscal Year 2024-2025 budget; and declaring that this Ordinance qualifies for approval in one reading pursuant to Section 2.16(25) of the City Charter.

WHEREAS, City Council authorized the City Manager in Resolution 10636, adopted on June 13, 2022, to apply with the Missouri Department of Natural Resources ("MDNR") for American Rescue Plan Act ("ARPA") Water Infrastructure Community Grant Program funds to be used on stormwater and wastewater infrastructure projects; and

WHEREAS, MDNR has awarded the City up to $1,876,871.34 in ARPA funds for stormwater improvements on Scenic Avenue from Olive Street to Catalpa Street; and

WHEREAS, matching funds for construction will be provided through the City's 1/4-cent Capital Improvements Sales Tax and 1/8-cent Transportation Sales Tax funds, in the amount of $318,078.57 already budgeted, and $180,836.60 of Environmental Services Clean Water Green Infrastructure Fund reserves.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, MISSOURI, as follows, that:

Section 1 – The City Manager, or designee, is authorized to enter into an agreement with the Missouri Department of Natural Resources for the purpose of accepting American Rescue Plan Act grant funds to support construction of stormwater infrastructure on Scenic Avenue from Olive Street to Catalpa Street, in an amount not to exceed $1,876,871.34, a true and accurate copy of said Agreement and its terms being

attached hereto and incorporated herein as “Exhibit A” and “Exhibit B,” and the same is hereby approved.

Section 2 – The budget of the City of Springfield for Fiscal Year 2024-2025 is hereby amended in the accounts and in the amounts as shown on Budget Adjustment No. 041, a copy of which is attached hereto and incorporated herein by reference as “Exhibit C.”

Section 3 – City Council hereby finds that the budget adjustment made above has been recommended by the City Manager.

Section 4 – The City Manager, or designee, is directed to cause the appropriate accounting entries to be made in the books and records of the City.

Section 5 – City Council hereby finds and declares that this Ordinance may be passed as a one-reading ordinance under City Charter Section 2.16(25) as it relates to a contract for the acceptance of grant funds from a state or federal agency. This Ordinance shall be in full force and effect from and after passage.

Passed at meeting: _____

_____
Mayor

Attest: _____, City Clerk

Filed as Ordinance: _____

Approved as to form: _____, Assistant City Attorney

Approved for Council action: _____, City Manager

MISSOURI DEPARTMENT OF NATURAL RESOURCES

FINANCIAL ASSISTANCE AGREEMENT

Assistance as described herein is hereby offered and accepted effective upon signature of authorized officials for the dates indicated in Budget Period and Project Period below.

RECIPIENT INFORMATION

RECIPIENT NAME	RECIPIENT TELEPHONE NUMBER WITH AREA CODE
City of Springfield	417-864-2069

ADDRESS	CITY	STATE	ZIP CODE
840 N. Boonville Ave	Springfield	MO	65802

UNIQUE ENTITY ID	AWARD NUMBER	BUDGET PERIOD	PROJECT PERIOD
VMKPNYHAL941	3224C75DBC7E	12/1/2024 to 11/30/2026	12/1/2024 to 11/30/2026

RECIPIENT PROJECT MANAGER NAME	RECIPIENT PROJECT EMAIL ADDRESS	PROJECT MANAGER TELEPHONE NUMBER WITH AREA CODE
Leree Reese	lreese@springfieldmo.gov	417-864-2069

PROJECT INFORMATION

RECIPIENT PROJECT TITLE AND PROJECT DESCRIPTION (ATTACH ADDITIONAL PAGES AS NECESSARY)

City of Springfield Stormwater Infrastructure - Full Award
This project includes replacing roadside ditches with storm drainage pipes, inlets and curbs to reduce flooding along Scenic Ave and Lombard Street in the city.
The grant to the city is consistent with the requirements described in the Notice of Funding Opportunity.

TYPE OF ASSISTANCE	SOURCE OF FUNDING	CFDA NUMBER	CFDA NAME
New Award ☑ Amendment ☐	Federal ☑ State ☐ Other ☐	21.027	Coronavirus State and Local Fiscal Recovery Funds

STATE PROJECT MANAGER NAME	STATE PROJECT MANAGER TELEPHONE NUMBER WITH AREA CODE	INDIRECT COST RATE FOR RECIPIENT
Ross Strickland	573-526-6906	0%

RESEARCH AND DEVELOPMENT	RESEARCH AND DEVELOPMENT COMMENTS IF NEEDED
YES ☐ NO ☑	

PROJECT FUNDING	Original Amount	Original Percentage	Amended Amount	Amended Percentage	Total Amount	Total Percentage
Federal Award:	$ 1,876,871.34	79.00 %	$	%	$ 1,876,871.34	79.00 %
State/Other Award:	$	%	$	%	$ 0.00	%
Recipient Match:	$ 498915.17	21.00 %	$	%	$ 498,915.17	21.00 %
Total Award:	$ 2,375,786.51	100.00 %	$ 0	0.00 %	$ 2,375,786.51	100.00 %

AGREEMENT ADMINISTRATION

THE ATTACHMENTS IDENTIFIED BELOW ARE INCORPORATED BY REFERENCE AS THOUGH FULLY RESTATED HEREIN. THE RECIPIENT AGREES TO ADMINISTER THIS AGREEMENT IN ACCORDANCE WITH ALL APPLICABLE FEDERAL AND STATE LAWS AND REGULATIONS INCLUDING, BUT NOT LIMITED TO:

APPLICABLE PROGRAM GUIDELINES	APPLICATION NUMBER	RECIPIENT APPLICATION, AS NEGOTIATED, DATED
*See Federal Award Information Section	3224C75DBC7E	7/14/2022

BUDGET PLAN	DETAILED SCOPE OF WORK	SPECIAL CONDITIONS	GENERAL TERMS AND CONDITIONS	SUSPENSION/DEBARMENT	PUBLIC LAW
Attachment #	Attachment #	Attachment # 2	Attachment # 1	Attachment #	Attachment #

PUBLICATIONS	EPA MBE/WBE UTILIZATION	CERTIFICATE REGARDING LOBBYING	INVOICE	ADDITIONAL ATTACHMENTS	
Attachment #	Attachment # _____	Attachment #	Attachment #	Attachment # 3	Attachment # 4

AMENDMENT INFORMATION

AMENDMENT ID	AMENDMENT DESCRIPTION (ATTACH ADDITIONAL PAGES AS NECESSARY)

FEDERAL AWARD INFORMATION (ATTACH ADDITIONAL PAGES AS NECESSARY)

FEDERAL AWARD PROJECT TITLE AND DESCRIPTION

U.S. Department of Treasury, Coronavirus State Fiscal Recovery Fund

*Section 603(b) of the Social Security Act as added by Section 9901 of the American Rescue Plan Act (ARPA), Pub. L. No. 117-2 (March 11, 2021) and implementing regulations and guidance.

FEDERAL AWARDING AGENCY	FEDERAL AWARD ID NUMBER	PASS THROUGH ENTITY NAME
United States Department of Treasury	073134579	MoDNR, and State of Missouri, Office of Administration

FEDERAL FUNDING YEAR	FEDERAL AWARD DATE	TOTAL AMOUNT OF FEDERAL AWARD	INDIRECT COST RATE FOR MoDNR
2022	07/28/21	$ 2,685,296,130.80	0.00 %

HAVE YOU OR AN IMMEDIATE FAMILY MEMBER EVER SERVED IN THE U.S. ARMED FORCES? YES ☐ NO ☐
*This question is optional.

IF YES, WOULD YOU LIKE INFORMATION ABOUT MILITARY-RELATED SERVICES IN MISSOURI? YES ☐ NO ☐
*This question is optional.

APPROVAL		
I am at least 18 years old, and certify I am duly authorized to accept this award for recipient using electronic signature. The recipient understands and agrees it is a condition precedent to receive reimbursement that recipient comply with and is not in breach or default of all terms and conditions of this award stated above and attached hereto, and that no request for reimbursement will be processed unless it is presented in proper form.		
RECIPIENT ORGANIZATION AUTHORIZED OFFICIAL NAME AND TITLE (TYPED) Dan Smith	SIGNATURE	DATE
DEPARTMENT OF NATURAL RESOURCES DIRECTOR OR DESIGNEE NAME (TYPED) Darcy Bybee	SIGNATURE	DATE

780-2664 (04/23)

Instructions for MoDNR staff completing Financial Assistance Agreement Form

Recipient Information: complete all fields

- Recipient Name – Must match the registered name in the System for Award Management (SAM). If the recipient is not yet registered in SAM, then they should be provided with information on how to register (http://www.sam.gov).
- Unique Identifier – Must match the unique identifier number in SAM. Currently it is the recipient's Data Universal Numbering System (DUNS) number which the recipient must have prior to the award. DUNS numbers may be obtained without charge at http://fedgov.dnb.com/webform.

Project Information: complete all fields

- CFDA Number – The Catalog of Federal Domestic Assistance (CFDA) number is found on the Notice of Award.
- CDFA Name – Is found on the Notice of Award.
- Research and Development Comments – Complete field if checking "Yes" in the Research and Development field.
- Project Funding – The Original Amount, Original Percent, Total Amount and Total Percentage fields must be completed. If the original agreement amount is being amended, the Amended Amount and Amended Percentage fields must also be completed.

Agreement Administration: complete all applicable fields.
Attachments included in the agreement packet should all be identified in this section.

Amendment Information: complete all fields if amending the agreement

- Amendment ID – Enter the amendment number (i.e., enter "1" if it is the first amendment, enter "2" if it is the second amendment, etc.).
- Amendment Description – Summarize what is being amended. Example: Original agreement amount is being increased by $500,000 and the Budget Period and Project Periods are being extended six months.

Federal Award Information: Complete all fields if using federal funds for any part of the award. If the award is being funded by multiple federal grants, information on each grant must be included as an attachment.

- Federal Award Project Title and Description – Refer to the Notice of Award from the federal agency.
- Federal Awarding Agency – Designate from which federal agency MoDNR received pass through funds.
- Federal Award ID Number – Refer to the Notice of Award.
- Pass Through Entity Name – Enter information in this format: *Division*, *Program.*
- Federal Funding Year – Federal year the funding is provided.
- Federal Award Date – Date the federal award is signed by the authorized official of the Federal awarding agency. Refer to the Notice of Award.
- Total Amount of Federal Award – Enter the total amount awarded by the federal agency to include any amended amounts. Refer to the Notice of Award.
- Indirect Cost Rate for MoDNR – Current MoDNR rates can be found at http://n-nr1ntra.ads.state.mo.us/das/rates-current.htm .

Approval: complete fields below

- Department of Natural Resources Director Or Designee – Enter the name of the MoDNR director.
- Recipient Organization Authorized Official Name and Title – Enter the name and title of the person who will be signing on behalf of the recipient organization, if known.

TERMS AND CONDITIONS FOR GRANTEE RECEIPT OF FEDERAL ARPA SFRF FUNDS

I. Use of Funds: City of Springfield ("Grantee") understands and agrees that the funds disbursed under this grant may only be used in compliance with section 602(c) of the Social Security Act ("Act"), as added by Section 9901 of the American Rescue Plan Act ("ARPA"), Pub. L. No. 117-2 (March 11, 2021), 135 Stat. 4, 223–26, and the U.S. Department of the Treasury ("Treasury")'s regulations implementing that section and guidance, and in compliance with all other restrictions and specifications on use set forth in or applicable through this agreement. Grantee will determine prior to engaging in any project using this assistance that it has the institutional, managerial, and financial capability to ensure proper planning, management,and completion of the project.

Period of Performance: The period of performance for this award begins on the date hereof and ends on 11/30/2026. Grantee may use funds granted under this agreement to cover eligible costs incurred during the period of performance, but no later than 11/30/2026.

Reporting: Grantee agrees to comply with any reporting obligations established by Treasury or the State of Missouri ("State"), as it relates to this grant. Those reporting obligations shall include, without limitation, the following: reporting that is necessary for the State to comply with the Treasury's Project and Expenditure Report User Guide for State and Local Fiscal Recovery Funds, Version: 2, dated April 1, 2022 and any later versions of that publication.[1]

Maintenance of and Access to Records: Grantee shall maintain records and financial documents sufficient to evidence compliance with section 602(c) of the Act and Treasury's regulations implementing that section and guidance regarding the eligible uses of funds. Grantee shall also maintain records and financial documents: 1. sufficient for the State, with respect to Grantee's participation in this grant agreement, to evidence compliance with section 602(c) of the Act and Treasury's regulations implementing that section and guidance regarding the eligible uses of funds; and 2. necessary for the State, with respect to Grantee's participation in this grant agreement, to comply with obligations under 2 C.F.R. Part 200 and any other applicable law. For subrecipients, Grantee shall further maintain all records and financial documents necessary for: 1. Grantee to comply with obligations as a subrecipient under 2 C.F.R. Part 200; and 2. the State to comply with obligations as a pass-through entity under 2 C.F.R. Part 200. The Treasury Office of Inspector General, the Government Accountability Office, their authorized representatives, the State, or its authorized representatives, shall have the right of access to records and documents (electronic and otherwise) of Grantee in order to conduct audits or other investigations or reviews.[2]

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[1] For subrecipients, in the case of an additional reporting requirement imposed by the State under 2 C.F.R. § 200.332(a)(3), this agreement shall be amended.

[2] For subrecipients, the State's right of access in this paragraph includes, but is not limited to, the right set forth at 2 C.F.R. § 200.332(a)(5) that "the pass-through entity and auditors [shall] have

Records shall be maintained by Grantee for a period of five (5) years after all funds have been expended or returned to the State, whichever is later. Wherever practicable, records should be collected, transmitted, and stored in open and machine-readable formats. Grantee's obligations under this section shall include, without limitation, maintenance of the following specified types of records and financial documents: documents that are necessary for the State to comply with the Treasury's Project and Expenditure Report User Guide for State and Local Fiscal Recovery Funds, Version: 2, dated April 1, 2022 and any later versions of that publication.[3]

Pre-award Costs: Pre-award costs, as defined at 2 C.F.R. § 200.458, may not be paid with funding from this grant.

Conflicts of Interest: For subrecipients only, Grantee understands and agrees that it must maintain a conflict of interest policy consistent with 2 C.F.R. § 200.318(c) and that such conflict of interest policy is applicable to each activity funded under this grant. Grantee must disclose in writing to Treasury or the State, as appropriate, any potential conflict of interest affecting the granted funds in accordance with 2 C.F.R. § 200.112.

Compliance with Applicable Law and Regulations: Grantee agrees to comply with the requirements of section 602 of the Act, regulations adopted by Treasury pursuant to section 602(f) of the Act, guidance issued by Treasury regarding the foregoing, and all other restrictions and specifications set forth in or applicable through this agreement. Grantee also agrees to comply with all other applicable state and federal statutes, regulations, and executive orders, and Grantee shall provide for such compliance by other parties in any agreements it enters into with other parties relating to this grant.

Federal regulations applicable to this grant include, without limitation, the following:

i. For subrecipients only, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards, 2 C.F.R. Part 200, other than such provisions as Treasury may determine are inapplicable to this grant and subject to such exceptions as may be otherwise provided by Treasury. Excepting for-profit subrecipients, Subpart F – Audit Requirements of Uniform Guidance, implementing the Single Audit Act, shall apply to this grant;

ii. For subrecipients only, Universal Identifier and System for Award Management ("SAM"), 2 C.F.R. Part 25, pursuant to which the award term set forth at Appendix A to 2 C.F.R. Part 25 is hereby incorporated by reference;

iii. For subrecipients only, Reporting Subaward and Executive Compensation Information, 2 C.F.R. Part 170, pursuant to which the award term set forth at Appendix A to 2 C.F.R. Part 170 is hereby incorporated by reference;

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access to the subrecipient's records and financial statements as necessary for the pass-through entity to meet the requirements of this part."

[3] For subrecipients, in the case of an additional record-keeping requirement imposed by the State under 2 C.F.R. § 200.332(a)(3), this agreement shall be amended.

iv. OMB Guidelines to Agencies on Governmentwide Debarment and Suspension (Nonprocurement), 2 C.F.R. Part 180, and Treasury's implementing regulation at 31 C.F.R. Part 19, including both the requirement to comply with that part's Subpart C as a condition of participation in this transaction, and the requirement to pass the requirement to comply with that subpart to each person with whom the participant enters into a covered transaction at the next lower tier;

v. Recipient Integrity and Performance Matters, pursuant to which the award term set forth at 2 C.F.R. Part 200, Appendix XII, is hereby incorporated by reference;

vi. For subrecipients only, Governmentwide Requirements for Drug-Free Workplace, 31 C.F.R. Part 20;

vii. For subrecipients only, New Restrictions on Lobbying, 31 C.F.R. Part 21;

viii. Uniform Relocation Assistance and Real Property Acquisitions Act of 1970 (42 U.S.C. §§ 4601–4655) and implementing regulations; and

ix. Generally applicable federal environmental laws and regulations.

Federal statutes and regulations prohibiting discrimination applicable to this grant include, without limitation, the following:

i. Title VI of the Civil Rights Act of 1964 (42 U.S.C. §§ 2000d *et seq*.) and Treasury's implementing regulations at 31 C.F.R. Part 22, which prohibit discrimination on the basis of race, color, or national origin under programs or activities receiving federal financial assistance;

ii. the Fair Housing Act, Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§ 3601 *et seq*.) which prohibits discrimination in housing on the basis of race, color, religion, national origin, sex, familial status, or disability;

iii. Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. § 794), which prohibits discrimination on the basis of disability under any program or activity receiving federal financial assistance;

iv. the Age Discrimination Act of 1975, as amended (42 U.S.C. §§ 6101 *et seq*.) and Treasury's implementing regulations at 31 C.F.R. Part 23, which prohibit discrimination on the basis of age in programs or activities receiving federal financial assistance; and

v. For subrecipients and local governments only, Title II of the Americans with Disabilities Act of 1990, as amended (42 U.S.C. §§ 12101 *et seq*.), which prohibits discrimination on the basis of disability under programs, activities, and services provided or made available by state and local governments or instrumentalities or agencies thereto.

<u>Remedial Actions</u>: The State reserves the right to impose additional conditions or requirements on Grantee's receipt of this grant, as the State deems necessary or advisable, in order

to facilitate compliance with any existing or additional conditions or requirements imposed upon the State by Treasury for the State's receipt of ARPA funds. The State also reserves the right to seek recoupment or repayment of this grant in whole or in part, in the event that Treasury seeks recoupment or repayment of payments made to the State, for reasons relating to Grantee's acts or omissions respecting this grant. These reservations are expressed without limitation to any other rights the State may hold, either to impose additional conditions or requirements on Grantee's receipt of this grant or to recoup this grant in whole or in part, under this agreement or other applicable law.

Hatch Act: Grantee agrees to comply, as applicable, with requirements of the Hatch Act (5 U.S.C. §§ 1501–1508 and 7324–7328), which limit certain political activities of State or local government employees whose principal employment is in connection with an activity financed in whole or in part by this federal assistance.

False Statements: Grantee understands that making false statements or claims in connection with this award is a violation of federal law and may result in criminal, civil, or administrative sanctions, including fines, imprisonment, civil damages and penalties, debarment from participating in federal awards or contracts, and/or any other remedy available by law.

Publications: Any publications produced with funds from this grant must display the following language: "This product [is being] [was] supported, in whole or in part, by federal award number [enter project FAIN] awarded to State of Missouri by the U.S. Department of the Treasury."

Debts Owed State and Federal Government: Any funds paid to Grantee (1) in excess of the amount to which Grantee is finally determined to be authorized to retain under the terms of this grant; (2) that are determined by the Treasury Office of Inspector General to have been misused; or (3) that are determined by Treasury to be subject to a repayment obligation pursuant to sections 602(e) and 603(b)(2)(D) of the Act and have not been repaid by Grantee shall constitute a debt owed by the State to the federal government. In such instance, the funds constituting the State's debt to the federal government shall also constitute Grantee's debt to the State. Debts owed by Grantee to the State must be paid promptly by Grantee. A debt owed the State by Grantee under this agreement is delinquent if it has not been paid by the date specified in the State's initial demand for payment, unless other satisfactory arrangements have been made or if Grantee knowingly or improperly retains funds that are a debt as defined in this paragraph. The State will take any actions available to it to collect such a debt, including but not limited to actions available to it under the "Remedial Actions" paragraph found in this same section (I) above. The rights of the State as expressed in this paragraph are in addition to, and do not imply the exclusion of, any other rights the State may have under applicable law to collect a debt or seek damages from Grantee.

Disclaimer: In its award of federal financial assistance to the State, Treasury provides that the United States expressly disclaims any and all responsibility or liability to the State or third persons for the actions of the State or third persons resulting in death, bodily injury, property damages, or any other losses resulting in any way from the performance of this award or any other losses resulting in any way from the performance of this award or any contract or subcontract under this award. Furthermore, in its award of federal financial assistance to the State, Treasury

also states that the acceptance of this award by the State does not in any way establish an agency relationship between the United States and the State. This disclaimer applies with equal force to this grant.

Protections for Whistleblowers: For grants to subrecipients exceeding $250,000: In accordance with 41 U.S.C. § 4712, Grantee may not discharge, demote, or otherwise discriminate against an employee in reprisal for disclosing to any of the list of persons or entities provided below, information that the employee reasonably believes is evidence of gross mismanagement of a federal contract or grant, a gross waste of federal funds, an abuse of authority relating to a federal contract or grant, a substantial and specific danger to public health or safety, or a violation of law, rule, or regulation related to a federal contract (including the competition for or negotiation of a contract) or grant. The list of persons and entities referenced in the statement above includes the following:

i. a member of Congress or a representative of a committee of Congress;

ii. an Inspector General;

iii. the Government Accountability Office;

iv. a Treasury employee responsible for contract or grant oversight or management;

v. an authorized official of the Department of Justice or other law enforcement agency;

vi. a court or grand jury;

vii. a management official or other employee of the State or Grantee who has the responsibility to investigate, discover, or address misconduct.

Grantee shall inform its employees in writing of the rights and remedies provided under this section, in the predominant native language of the workforce.

Increasing Seat Belt Use in the United States: Pursuant to Executive Order 13043, 62 FR 19217 (Apr. 18, 1997), Grantee should encourage its contractors to adopt and enforce on-the-job seat belt policies and programs for their employees when operating company-owned, rented or personally owned vehicles.

Reducing Text Messaging While Driving: Pursuant to federal Executive Order 13513, 74 FR 51225 (Oct. 6, 2009), the State hereby encourages Grantee to adopt and enforce policies that ban text messaging while driving.[4]

II. By entering into this agreement, Grantee ensures its current and future compliance with Title VI of the Civil Rights Act of 1964, as amended, which prohibits exclusion from participation,

[4] Section I is based on requirements set forth in Treasury's Coronavirus State Fiscal Recovery Fund Award Terms and Conditions document, executed by the State on July 26, 2021.

denial of the benefits of, or subjection to discrimination under programs and activities receiving federal funds, of any person in the United States on the ground of race, color, or national origin (42 U.S.C. § 2000d et seq.), as implemented by Treasury Title VI regulations at 31 C.F.R. Part 22 and other pertinent executive orders such as federal Executive Order 13166; directives; circulars; policies; memoranda and/or guidance documents.

Grantee acknowledges that federal Executive Order 13166, "Improving Access to Services for Persons with Limited English Proficiency," seeks to improve access to federally assisted programs and activities for individuals who, because of national origin, have Limited English Proficiency ("LEP"). Grantee understands that denying a person access to its programs, services, and activities because of LEP is a form of national origin discrimination prohibited under Title VI of the Civil Rights Act of 1964 and Treasury's implementing regulations. Accordingly, Grantee shall initiate reasonable steps, or comply with Treasury's directives, to ensure that LEP persons have meaningful access to its programs, services, and activities. Grantee understands and agrees that meaningful access may entail providing language assistance services, including oral interpretation and written translation where necessary, to ensure effective communication in Grantee's programs, services, and activities.

Grantee agrees to consider the need for language services for LEP persons during development of applicable budgets and when conducting programs, services, and activities. As a resource, Treasury has published its LEP guidance at 70 FR 6067. For more information on LEP, please visit http://www.lep.gov.

Grantee acknowledges and agrees that compliance with this assurance constitutes a condition of continued receipt of federal financial assistance and is binding upon Grantee and Grantee's successors, transferees, and assignees for the period in which such assistance is provided.

Grantee shall comply with Title VI of the Civil Rights Act of 1964, which prohibits recipients of federal financial assistance from excluding from a program or activity, denying benefits of, or otherwise discriminating against a person on the basis of race, color, or national origin (42 U.S.C. § 2000d et seq.*), as implemented by the Department of the Treasury's Title VI regulations, 31 C.F.R. Part 22, which are herein incorporated by reference and made a part of this agreement. Title VI also includes protection to persons with "Limited English Proficiency" in any program or activity receiving federal financial assistance, 42 U.S.C. § 2000d* et seq.*, as implemented by the Department of the Treasury's Title VI regulations 31 C.F.R. Part 22, and herein incorporated by reference and made a part of this agreement.*

Grantee shall cooperate in any enforcement or compliance review activities by Treasury or the State of the aforementioned obligations. Enforcement may include investigation, arbitration, mediation, litigation, and monitoring of any settlement agreements that may result from these actions. That is, Grantee shall comply with information requests, on-site compliance review, and reporting requirements.

Grantee shall maintain and provide to applicants, beneficiaries, their representatives, or any other party requesting the same, information on how to file a Title VI complaint of discrimination with the State of Missouri.

Grantee shall provide to the State documentation of an administrative agency's or court's findings of non-compliance of Title VI and efforts to address the non-compliance, including any voluntary compliance or other agreements between Grantee and the administrative agency that makes any such finding. If Grantee settles a case or matter alleging such discrimination, Grantee must provide to the State documentation of the settlement. If Grantee has not been the subject of any court or administrative agency finding of discrimination, Grantee shall so state.

The United States of America has the right to seek judicial enforcement of the terms of this assurances section and nothing in this section alters or limits the federal enforcement measures that the United States may take in order to address violations of this section or applicable federal law.

Under penalty of perjury, the undersigned certifies that he/she has read and understood this section's obligations as herein described, that any information submitted in conjunction with this assurance document is accurate and complete, and that Grantee is in compliance with the aforementioned nondiscrimination requirements.

By signing this certification, the undersigned represents his or her intention, and legal authorization, to do so on behalf of Grantee.[5]

_____ Date:_____

Signature of Grantee's Authorized Representative

Dan Smith

Printed Name of Authorized Representative

************THE SECTIONS BELOW APPLY ONLY TO SUBRECIPIENTS************

III. This grant to Springfield ("Grantee") constitutes a subaward[6] of federal financial assistance[7] provided to the State of Missouri ("State") by the U.S. Department of Treasury.

[5] Section II is based on requirements set forth in Treasury's Assurance of Compliance with Civil Rights Requirements document, executed by the State on July 26, 2021.

[6] "Subaward" is defined at 2 C.F.R. § 200.1.

[7] "Federal financial assistance" is defined at 2 C.F.R. § 200.1.

the Treasury ("Treasury") pursuant to Section 602(b) of the Social Security Act ("Act"), as added by Section 9901 of the American Rescue Plan Act ("ARPA"), Pub. L. No. 117-2 (March 11, 2021), 135 Stat. 4, 223–26. Grantee is a subrecipient[8] and the State is a pass-through entity[9] for purposes of the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards set forth at 2 C.F.R. Part 200. The following is provided to Grantee pursuant to 2 C.F.R. § 200.332(a)(1):

- Subrecipient name (which must match the name associated with its unique entity identifier): City of Springfield
- Subrecipient's unique entity identifier: VMKPNYHAL941
- Federal Award Identification Number (FAIN): 073134579
- Federal Award Date of award to the recipient by the Federal agency: 07/28/2021
- Subaward Period of Performance Start and End Date: 12/1/2024 to 11/30/2026
- Subaward Budget Period Start and End Date: 12/1/2024 to 11/30/2026
- Amount of Federal Funds Obligated by this action by the pass-through entity to the subrecipient: $1,876,871.34
- Total Amount of Federal Funds Obligated to the subrecipient by the pass-through entity including the current financial obligation: $1,876,871.34
- Total Amount of the Federal Award committed to the subrecipient by the pass-through entity: $1,876,871.34
- Federal award project description: ARPA appropriated $195.3 billion for payments from the Coronavirus State Fiscal Recovery Fund ("SFRF") to states through Treasury. Act § 602(a)(3)(A), ARPA § 9901, 135 Stat. 4, 224. Those monies are for states "to mitigate the fiscal effects stemming from the public health emergency with respect to [COVID-19]." Act § 602(a)(1), ARPA § 9901, 135 Stat. 4, 223. The State has received more than $2.6 billion in ARPA SFRF funds, separate from local government allocations. In accordance with the budget passed by the Missouri legislature, the State intends that these funds be utilized for the purposes set forth in ARPA, consistent with other applicable federal law. As part of this effort, the State has elected to distribute a portion of its SFRF funding to appropriate subrecipients.

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[8] "Subrecipient" is defined at 2 C.F.R. § 200.1.

[9] "Pass-through entity" is defined at 2 C.F.R. § 200.1.

- Name of Federal awarding agency: U.S. Department of Treasury.

- Name of pass-through entity: State of Missouri.

- Contact information for awarding official of pass-through entity:
    - Name: Ross Strickland
    - Phone Number: 573-526-6906
    - Email Address: Ross.Strickland@dnr.mo.gov

- Assistance Listings number and Title (pass-through entity must identify the dollar amount made available under each Federal award and the Assistance Listings Number at time of disbursement): 21.027 Coronavirus State and Local Fiscal Recovery Funds

- Identification of whether the award is R & D: No

- Indirect cost rate for the Federal award (including if the de minimis rate is charged) per § 200.414: 0.0%

IV. For grants exceeding $100,000:

The undersigned certifies, to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form–LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

(3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who

fails to file the required certification shall be subject to a civil penalty of not less than $10,000 and not more than $100,000 for each such failure.

By signing this certification, the undersigned represents his or her intention, and legal authorization, to do so on behalf of Grantee.[10]

_____ Date:_____

Signature of Grantee's Authorized Representative

Dan Smith

Printed Name of Authorized Representative

V. In addition to the other authorities identified in this agreement, Grantee must comply with 2 C.F.R. Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards ("Uniform Guidance"). The Uniform Guidance is an extensive body of federal rules, and so will not be recited here comprehensively. However, **Grantee must perform this agreement in compliance with the entirety of the Uniform Guidance, not just the provisions discussed in this section.**[11]

Beyond its definitions and acronym identifications (Subpart A), the Uniform Guidance contains five subparts. Subpart B, "General Provisions," includes a statement of purpose (which provides a general outline of the Part), 2 C.F.R. § 200.100, a provision on conflicts of interest (*see* Section III above), 2 C.F.R. § 200.112, and a provision on mandatory disclosures, 2 C.F.R. § 200.113. Subpart D, "Post Federal Award Requirements," itself covers a range of topics. 2 C.F.R. § 200.302 requires, *inter alia*, that "financial management systems . . . must be sufficient to permit the preparation of reports required by general and program-specific terms and conditions; and the tracing of funds to a level of expenditures adequate to establish that such funds have been used according to the Federal statutes, regulations, and the terms and conditions of the Federal award." *Id*. at (a). 2 C.F.R. § 200.303 requires, *inter alia*, "[e]valuat[ion] and monitor[ing]" of "compliance with statutes, regulations and the terms and conditions of Federal awards," as well as the "[t]ak[ing] [of] prompt action when instances of noncompliance are identified including noncompliance identified in audit findings." *Id*. at (c) and (d), respectively. Subpart D also includes "Property Standards." 2 C.F.R. §§ 200.310–.327. These sections address Grantee's interaction

[10] Section II is based on requirements set forth at 31 C.F.R. Part 21. Appendix A of that part sets forth this certification.

[11] 2 C.F.R. Part 200, Subpart F does not apply to for-profit entities. However, "[f]or-profit entities that receive SLFRF subawards . . . are subject to other audits as deemed necessary by authorized governmental entities, including Treasury and Treasury's [Office of Inspector General]." Treasury's *Compliance and Reporting Guidance: State and Local Fiscal Recovery Funds*, published February 28, 2022 (Version 3.0), p.12, n.7. Such other audits may be imposed by the State. *Id*. *See also* 2 C.F.R. § 200.501. For-profit subrecipients shall comply with any audit requirements imposed by the State.

with equipment and real property, as well as providing standards for procurement. 2 C.F.R. § 200.329 addresses the monitoring and reporting of program performance. Beginning at 2 C.F.R. § 200.334, Subpart D lists numerous requirements for "Record Retention and Access," which should be read in concert with the several terms and conditions of this agreement. Subpart E, "Cost Principles," begins with provisions providing a basic framework for understanding and applying the bulk of these requirements. *See* 2 C.F.R. §§ 200.400 and .401. Subpart E includes a rule on "Reasonable Costs," 2 C.F.R. § 200.404, which provides a definitional authority as well as primary factors for consideration. *Id*. This subpart also provides a considerable listing of "Selected Items of Cost," and "General Provisions" for each. 2 C.F.R. §§ 200.420–.476. Subpart F is dedicated to the topic of audits. *See* 2 C.F.R. § 200.500 *et seq*. With certain qualifications, subrecipients are subject to audit pursuant to the federal Single Audit Act and this subpart of the Uniform Guidance. *See* n.12 above, and the authorities there cited.

Special Terms and Conditions for Recipient
Missouri ARPA Water Infrastructure Grant Program
Grant Award Number: 3224C75DBC7E
Entity Name: City of Springfield

The following are special terms and conditions in addition to the federal terms and conditions for recipients.

I. Administrative Terms

1. **Method of Payment:** The recipient will request reimbursement through the American Rescue Plan Act (ARPA) Grant Management Portal at https://moarpa.mo.gov and will be reimbursed by the State of Missouri. The recipient agrees to submit requests for reimbursement along with supporting documentation no more frequently than monthly.

   The Department allows the following reimbursement methods.

   a. Reimbursement of incurred costs:

   The recipient can request reimbursement of incurred costs. For reimbursement of incurred costs, the recipient must submit either paid or unpaid invoices with the request through the portal. Requests for reimbursement will be paid proportional to the Federal Award and Recipient Match percentages per the executed Financial Assistance Agreement (FAA). No reimbursement will be made for expenditures prior to award. No reimbursements will be made for expenditures incurred after the budget period end date unless a budget time period extension has been granted by the Department prior to the budget period end date.

   The recipient shall be responsible for local cost share funds to pay all remaining eligible invoice amounts. In addition, the recipient is responsible for paying any ineligible costs and costs that exceed the grant award amount listed on the FAA.

   b. Advance reimbursement:

   The recipient can request a single advance payment of twenty-five percent of the total project cost. To request an advance payment the recipient must submit a cost estimate of the project. As work is completed, actual invoices equal to the advance payment must be submitted through the portal. On a case by case basis, the Department reserves the right to hold future reimbursement of incurred costs until invoices equal to the amount of the advance payment are submitted. No reimbursement will be made for advance payments prior to award. No reimbursements will be made for advance payments after the budget period end date unless a budget time period extension has been granted by the Department prior to the budget period end date.

   c. Applicable to both methods:

   All requests for reimbursement of incurred costs or advance payments must be approved by the authorized representative of the project. By submitting a request for reimbursement through the portal, the recipient is acknowledging that the project cost estimate or invoices are true, complete and accurate and are for the purposes and

objectives set forth in the terms and conditions of the FAA. You are aware that any false, fictitious, or fraudulent information, or the omission of any material fact, may subject you to criminal, civil or administrative penalties for fraud, false statements, false claims or otherwise.

The Department will not reimburse expenses or disburse advance payments under any contracts until the Department has reviewed and approved said contracts. The Uniform Act requires applicable contract clauses required by 2 CFR 200.327, and recipients must follow the procurement standards in 2 CFR 200.318 through 200.327, including ensuring that the procurement methods used for the contracts are appropriate.

2. **Local Cost Share Funding:** Failure by the applicant to provide 100% of the local cost share that it committed to contribute to the project, as identified in the FAA, may cause the recipient to become ineligible to receive additional financial assistance from the Department. Failure to provide the required local cost share may also result in other enforcement remedies as stated in the federal rules found in 2 CRF Part 200 Subpart D, "Post Federal Award Requirements".

3. **Changes in Budget, Scope of Work, or Period of Performance**: The following is a non-exhaustive listing of when a recipient must request approval from the Department, in writing or through the messaging feature in the portal, to amend project budgets, scope of work, or period of performance:

    a. When subcontracting, subgranting, or otherwise obtaining a third party to perform activities which are central to the purpose of the award.

    b. To extend the budget or payment periods listed in the FAA. For these extensions, the recipient must notify the Department in writing or through the messaging feature in the portal. The request must include justification for the extension request, and a revised period of performance at least 90 calendar days before the end of the period of performance specified in the FAA.

4. **Disputes**: The recipient and the Department should attempt to resolve disagreements concerning the administration or performance of the FAA. If an agreement cannot be reached, the Department will provide a written decision. Such decision of the Department shall be final unless a request for review is submitted to the Division Director within ten (10) business days after the decision. Such request shall include:
    (1) a copy of the Department's final decision; (2) a statement of the amount in dispute; (3) a brief description of the issue(s) involved; and (4) a concise statement of the objections to the final decision. A decision by the Department shall constitute final action.

5. **Termination**:

    a. Termination for Cause: The Department may terminate any FAA, in whole or in part, at any time before the date of completion, whenever it is determined that the recipient has failed to comply with the terms and conditions of the FAA. The Department shall promptly notify the recipient in writing of such a

determination and the reasons for the termination, together with the effective date. The Department reserves the right to withhold all or a portion of agreement funds if the recipient violates any term or condition of this FAA. Termination for cause may be considered for evaluating future applications. The recipient may object to terminations with cause and may provide information and documentation challenging the termination.

b. Termination for Convenience: Both the Department and the recipient may terminate the FAA, in whole or in part, when both parties agree that the continuation of the project would not produce beneficial results commensurate with the further expenditure of funds.

c. FAAs are not transferable to any person or entity.

d. Department and recipient remain responsible for compliance with all closeout requirements.

6. **Enforcement; Remedies for Noncompliance**: If the recipient falsifies any award document or materially fails to comply with any term of this FAA, the Department may take one or more of the following actions, as appropriate:

   a. Suspend or terminate, in whole or part, the current agreement;

   b. Disallow all or part of the cost of the activity or action not in compliance;

   c. Temporarily withhold payments pending the recipient's correction of the deficiency;

   d. Withhold further awards from the recipient;

   e. Order the recipient not to transfer ownership of equipment purchased with assistance money without prior Department approval; or

   f. Take other remedies that may be legally available, including cost recovery, breach of contract, and suspension or debarment.

7. The recipient agrees to ensure that all space for conferences, meetings, conventions or training funded in whole or in part with Federal funds comply with the Hotel and Motel Fire Safety Act of 1990.

8. The recipient agrees to follow the requirements set out in Section 6002 of the Resource Conservation and Recovery Act (RCRA) (42 U.S.C. § 6962). RCRA Section 6002 states that preference be given in procurement programs to the purchase of specific products containing recycled materials identified in the guidelines contained in 40 CFR 247.

9. The recipient agrees that funds expended for the purposes of this FAA must be appropriated and made available by the Missouri General Assembly for each fiscal year included within the FAA period. Therefore, the FAA shall automatically terminate without penalty or termination costs if such funds are not appropriated and/or granted. In the event that funds are not appropriated and/or granted , the recipient shall not prohibit or otherwise limit the Department's right to pursue alternate solutions and remedies as deemed necessary for the conduct of state government affairs. The requirements stated in this paragraph shall apply to any amendment or the execution of any option to extend the FAA.

II. Programmatic Terms

1. The recipient understands that the use of their work force to perform ARPA funded engineering or construction oversight is not eligible for reimbursement under Missouri's State ARPA program.

2. The recipient agrees to meet the project schedule provided with the funding application or the most recent amended schedule approved by the Department project manager unless justifiable delays occur due to unexpected circumstances. Whenever significant schedule changes occur, the recipient will provide the Department project manager with an amended schedule and an explanation for the changes.

3. In accordance with 8.960, RSMo, the recipient agrees to make prompt payment to its contractor(s) of sums due under this funding agreement and to retain only amounts as may be justified by specific circumstances and provisions of this funding agreement or the construction contract(s).

4. The recipient agrees that a manual or manuals describing the proper operation and maintenance of each system will be prepared prior to works in operation.

5. Generally Accepted Accounting Principles. The recipient shall maintain project accounts in accordance with generally accepted government accounting standards, including standards relating to the reporting of infrastructure assets.

III. Preaward

Costs incurred prior to the signing of the grant award may be reimbursed under specific circumstances.

a. The costs must fall within all general eligibility requirements that are applicable to costs incurred after grant award. This includes state and federal procurement requirements for engineering expenses.

b. ARPA funds may only be used to pay for preapproved costs incurred after March 03, 2021.

c. Costs must be consistent with 2 CFR 200.458.

Stormwater Infrastructure - DNR-SW-3224C75DBC7E

Contacts & Representatives

Applicant / Continuing Authority	City of Springfield (COSgrantapp@springfieldmo.gov) - 840 N. Boonville Ave
Authorized Representative	Dan Smith (dsmith@springfieldmo.gov) - 840 N. Boonville Ave.
Application Completed By	Nicholas Edelman (nicholas.edelman@springfieldmo.gov) - 840 N. Boonville Ave
Architectural and Engineering Consultant	Select Contact...

Applicant / Continuing Authority

Applicant Type	Incorporated Municipality
Missouri Operating Permit No.	MO-0126322

General and Financial Information

Population	169,176
Population of area to be served (if different from the population of the entire service area)	9,390
Median Household Income (MHI) (per most recent ACS data)	29,684.00
Unemployment Rate (per most recent ACS data)	17.40
Percentage of households that meet the low-to-moderate income definition (per most recent ACS data)	
Percentage of households in poverty (per most recent ACS data)	32.30
11-Digit Census Tract Number(s) for Project	29077003100, 29077001700, 29077005802
50% of population is served by the project part of a qualified census tract?	Yes
System Outstanding Debt (Stormwater-related debt only)	17,226,836.00
Does the applicant have a dedicated repayment source that can be used for Stormwater projects?	Yes
Does the applicant assess a fee for Stormwater service?	No
If yes, please describe how it is assessed.	

Project Description

Project Description	This project will make storm water improvements along Scenic Avenue from Olive Street to Catalpa Street. This project will also make improvements along Lombard Street. This project removes some deep concrete ditches along side the roadway. It will reduce flooding complaints along Lombard Street since the existing ditch along Scenic Avenue discharges into a ditch that ends on Lombard Street. This project will install storm drainage pipe, inlets, and curb and gutter along Scenic Avenue and part of Lombard Street.
Will the project address a schedule of compliance or Administrative Order on Consent? Will the project bring a non-compliant system into compliance?	Yes
If yes, please provide information below describing the current compliance issue.	The existing ditch on Lombard Street ends with no collection point. The storm drainage causes road flooding complaints and flooding complaints. This project will improve the storm drainage by installing curb and gutter, storm drainage culvert, and curb inlets.
Has the applicant updated their Stormwater Management Plan (SWMP) to include a description of this project?	No
Does the project tie to one of the minimum control measures (MCM)?	Yes
Does the project create resiliency by mitigating hazardous wet weather events to improve operations and service?	Yes
If yes, please explain.	This project will reducing flooding issues seen on Lombard Street and other storm drainage issues on Scenic Avenue.
For minimum control measures, does the project tie to MCM 3: Illicit Discharge Detection and Elimination	No
For minimum control measures, does the project tie to MCM 5: Management of Post Construction Runoff	No
For minimum control measures, does the project tie to MCM 8: Flood Control Projects	Yes
For minimum control measures, does the project tie to Other	No
Please describe Other MCM	
Is this a Design-Build Project?	No

Engineering Assessment

Has the applicant completed an engineering assessment?	No
If no, please enter the anticipated completion date for the engineering assessment.	01/01/2024

Architectural and Engineering Consultant

Has the applicant procured engineering services? (If yes, attach procurement documentation)	No

Estimated Project Cost

Date of Cost Estimate	07/10/2022
Engineering (Planning and Design)	0.00
Engineering (Construction Phase)	0.00
Engineering (Inspection)	0.00
Land and Easements	0.00
Construction	2,524,900.00
Equipment	0.00
Other Cost	0.00
Specify Other Cost	0
Contingencies (estimate 10%)	252,490.00
Total Estimated Project Costs	2,777,390.00
Local Cost Share (Documentation committing other funds for cost share must be uploaded with the application. See Applicant Assurance of Local Share Form.)	583,252.00
ARPA Funding Request (this application only)	2,194,138.00

Expenditure Categories

Expenditure Categories: Please select the option that is most applicable to your project.	5.6-Clean Water: Stormwater
Other Problems Addressed	

Estimated Project Schedule

Engineering Assessment complete date	01/01/2024
Engineering Plans and Specifications completed date	10/31/2024
Construction start date	04/01/2025
Initiation of operation date	
Project completion date	08/31/2026

Files

Project Location Map	Scenic - Olive to Catalpa Location Map.pdf
Engineering Report	
Compliance Schedule or Other Enforcement Document	
Procurement Documentation	Procurement Form Letter SW ARPA_Signed_07072022.pdf
Resolution of Governing Body of Applicant	Resolution of Governing Body of Applicant 10636 certificate_withAuthRepLetter_wil
Local Cost Share	Scenic Catalpa to Olive Street Proof of Funding.pdf
Supplemental	Scenic Olive to Catalpa compliance issues.pdf
Supplemental	Scenic Olive Street to Catalpa Engineering Assessment.pdf

Notice of Funding Opportunity for State American Rescue Plan Act Water Infrastructure Community Grant Programs

Financial Assistance Center
Division of Environmental Quality

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Notice of Funding Opportunity for State American Rescue Plan Act Water Infrastructure Community Grant Programs

Purpose:
This guidance document describes the Missouri Department of Natural Resources' Financial Assistance Center's (FAC) procedure for soliciting, evaluating, and awarding State of Missouri American Rescue Plan Act (ARPA) grants to eligible recipients. It provides potential applicants important information necessary to understand the state ARPA water infrastructure community grant programs.

Authority:
On March 11, 2021, the President signed the American Rescue Plan Act of 2021 (the Act) into law (Section 602(b) of the Social Security Act, as added by section 9901 of the American Rescue Plan Act (ARPA), Pub. L. No. 117-2). The Act will fund a multitude of efforts aimed at alleviating the COVID-19 pandemic and associated economic downturn. As part of those efforts, the ARPA provided over $2.6 billion dollars to the State of Missouri for a number of uses, including funding "to make necessary investments in water, sewer, and broadband infrastructure."

Based on a recommendation by the Governor, the state legislature appropriated $410 million dollars of state ARPA funds to the Department in state fiscal year 2023 to invest in Missouri's water infrastructure through community grant programs.

Intent:
The U.S. Department of Treasury's (Treasury) Final Rule (31 CFR Part 35[1]) (the Final Rule) states that ARPA investments in water and sewer must be necessary. Treasury considers a necessary investment in infrastructure be one that is (1) responsive to an identified need to achieve or maintain an adequate minimum level of service, which may include a reasonable projection of increased need, whether due to population growth or otherwise and (2) a cost-effective means for meeting that need, taking into account available alternatives. The Department is offering a competitive, reimbursement grant opportunity for communities with infrastructure affordability challenges to complete necessary drinking water, wastewater, and stormwater capital-improvement infrastructure projects as well as lead service line inventories.

Program Details:
The Department's FAC will administer four separate ARPA grant programs for water and sewer infrastructure. Program-specific details can be found in the appendices to this document. These grant programs and their available funding amounts are listed below.

- Drinking water infrastructure projects: $125 million
- Wastewater infrastructure projects: $125 million
- Stormwater infrastructure projects: $150 million
- Lead service line inventories: $10 million

The maximum grant award for a drinking water, wastewater, or stormwater project will be $5,000,000. The maximum grant award for a lead service line inventory project will be $200,000. For drinking water, wastewater, and lead service line inventory funding, applicants may only apply for a single project within a particular grant category, but may submit separate applications for projects in different grant categories.

[1] https://www.govinfo.gov/content/pkg/FR-2022-01-27/pdf/2022-00292.pdf

For instance, a city could apply for a wastewater grant and a lead service line inventory grant, but could not apply for two separate wastewater grants.

Additionally, the scoring criteria also prioritizes drinking water, wastewater, and stormwater projects that have a completed engineering report, facility plan, or other planning document. A professional engineer or similar professional must have reviewed and/or stamped these reports no more than three years prior to the application submission date. Older reports are acceptable if the report has been updated within the last three years and has been stamped by a professional engineer.

Local Cost Share (or "local match"):
Local cost share (or "local match"), of no less than one dollar, must be provided by the applicant for a project to be eligible for state ARPA funding. Each applicant must identify the amount of local cost share it intends to contribute to the project on the grant application. The applicant is required to provide an attestation committing local funds to the project, prior to award, with the "Assurance of Local Funds" form.

The Department will provide preference, through the awarding of additional points as described within the scoring criteria, to projects for which the applicant plans to contribute a local match greater than 1 percent.

Failure to contribute the promised local cost share may result in the Department withdrawing grant funding from a project.

Eligible Applicants:
The types of entities eligible to apply for each grant program vary by grant type. Applicants should review the eligibility lists in the appendices 1 through 4 for each grant program to ensure they are eligible to apply.

Eligible Costs:
A number of different types of projects are deemed eligible for ARPA funding under the Final Rule. The Final Rule states that all projects eligible under the State Revolving Fund (SRF) program are also eligible for ARPA funding. Following are links to the Drinking Water and Clean Water SRF Eligibility Handbooks.

EPA's Drinking Water SRF Eligibility Handbook: https://www.epa.gov/sites/default/files/2019-10/documents/dwsrf_eligibility_handbook_june_13_2017_updated_508_versioni.pdf

EPA's Clean Water SRF Eligibility Handbook: https://www.epa.gov/sites/default/files/2016-07/documents/overview_of_cwsrf_eligibilities_may_2016.pdf

Applicants are strongly encouraged to review the handbooks before submitting a state ARPA grant application. Additionally, the final rule allows for several project types above and beyond those allowed by the SRF programs.

The Final Rule does place some specific restrictions on the use of ARPA funds. Specifically, an applicant cannot use ARPA funds to pay off debt service, fund judicial settlements or judgments, or replenish cash reserves. Additionally, an applicant may only use ARPA funds to pay for project costs incurred after March 03, 2021. All ARPA funds must be obligated to a project by December 31, 2024 and spent by December 31, 2026. Obligated means the applicant has entered into a signed state financial assistance agreement.

The State of Missouri will invest ARPA funds in Missouri's water infrastructure through construction grant programs for communities to address their capital infrastructure needs. Thus, certain project types allowed under the Final Rule will not be fundable through Missouri's ARPA grant programs. Generally, these not-fundable projects include projects serving individual homeowners and schools, chemical monitoring, educational programs, or projects exclusively for planning purposes that do not include construction work (with the exception of lead service line inventories). You can find specific examples of some Missouri ARPA fundable and not-fundable project types in the appendices for each grant program.

Local cost share (either cash on hand or local ARPA dollars) is required in order to submit an application for State ARPA funding. Applicants will receive priority during the scoring process based on the percent of local cost share contributed. Refer to the scoring rubrics for each funding program in appendices 1 through 4 for more information. Only cash on hand or local ARPA funds can be used as cost share for State ARPA funding. In-kind services and Federal funds* will not be accepted as cost share. Applicants will need to submit the Applicant Assurance of Local Cost Share Form with their application. Failure to commit the funds indicated on this form could result in the withdrawal of grant funding.

*The Department may consider granting an exception to allow use of Federal funds as local cost share for projects that are designed and ready to bid, and for which the federal funds have been awarded or will be within 30 days of the ARPA grant award. Such exceptions may be made at the Department's sole discretion at the time of application. Exceptions will be based on the Department's assessment of project readiness, including an estimated project schedule indicating the project completion date is prior to December 31, 2026.

Application Processing:
Applications will be accepted from May 16, 2022 to July 14, 2022. The Department will not consider applications submitted after July 14, 2022. Applicants must submit all applications through an online web portal at https://moarpa.mo.gov. The online application will include instructions throughout the form. There will not be a separate document for instructions. A sample application for each grant program for demonstration purposes only is found in the appendices. If an applicant does not have the ability to submit an online application, they may contact the Department at 573-751-1192 or at DNR.ARPA@dnr.mo.gov to discuss options.

The applicant will also be required to submit the following: Authorized Representative Form, Procurement Certification Form (not required with a lead service line inventory application), and Local Cost Share Form. The forms will be available through the online web portal and provided to applicants who do not have the ability to submit online.

Applicants are strongly encouraged to read this Notice of Funding Opportunity in its entirety, including all appendices and exhibits before completing an application.

Application scoring will begin July 15, 2022, and will conclude on or before October 12, 2022. The Department will conduct a preliminary review of all applications for completeness and will notify applicants of any missing information or documents. Failure to respond to this notification within two weeks will result in the disqualification of the application.

The Department will score applications for each of the four grant programs according to the criteria indicated for that program, found in appendices 1 through 4. The categories of scoring criteria are: affordability and financial capability, necessity of project to maintain reliable service, and engineering capability.

In the event of a tie, applicants will be evaluated first on their financial capability (excluding local cost share), then the status of their engineering report/facility plan, then on the application submission date, and finally on the size of the community.

Once scoring is complete a list of all applications and scores (including tie-breakers) will be publically posted. Applicants, successful and unsuccessful, will be listed in order according to their score. The highest scoring unsuccessful applicants will be placed on a waiting list. In the event that a successful applicant is unable to accept or complete a project, they will be bypassed and those grant funds will be made available to the applicants on the waiting list, starting with the highest scoring communities.

Though not required at the time of application, complete engineering reports, facility plans (unless exempt under 10 CSR 20-6.010(4)(B)), and stormwater planning documents must be submitted within 90 days after the submission of an application in order to be considered. Facility plans that require an anti-degradation review must have completed that process to be considered complete. Applications lacking the completed report by the deadline risk the possibility of not being considered for funding.

The Department will notify successful applicants through the online web portal shortly after the completion of the scoring period. A list of all successful applicants will be available on the online web portal.

Federal and State Requirements:
A number of federal and state laws apply to projects receiving Missouri ARPA funding through the FAC. The federal Uniform Rule at 2 CFR Part 200 applies to all ARPA funding. This includes requirements for contractor procurement, acquisition of real property, and single audit requirements, among others. In the case of capital expenditures in particular, this includes environmental and permitting laws and regulations. Uniform administrative requirements regarding procurement require applicable contract clauses required by 2 CFR 200.327, and subrecipients must follow the procurement standards in 2 CFR 200.318 through 200.327, including ensuring that the procurement method used for the contracts are appropriate based on the dollar amount and the conditions specified in 2 CFR 200.320.

In addition to federal requirements, several state requirements also apply to projects receiving state ARPA funding, including state prevailing wages and engineering procurement requirements under §§ 8.287 – 8.291, RSMo. Lead service line work is not considered an “engineering service” according to § 327.181, RSMo, so state engineering procurement requirements will not apply to this work.

Several requirements that are common to federal contracting do not apply to ARPA projects. This includes National Environmental Protection Act (NEPA) reviews and American Iron and Steel (AIS) requirements. The Final Rule encourages the use of strong labor practices, including wages at or above prevailing wage and use of contractors without recent violations, but the Davis Bacon federal prevailing wage rates are not required for projects under $10 million in cost (ARPA grant and local cost share combined). Projects in excess of $100,000 with respect to employment of mechanics and laborers must comply with the Contract Work Hours and Safety Act (29 CFR, Part 5).

Refer to the ARPA Subrecipient Terms and Conditions and Special ARPA Terms and Conditions in the exhibits for further requirements.

Other Resources:
Applicants are strongly encouraged to review the State of Missouri ARPA Frequently Asked Questions exhibit available at https://moarpa.mo.gov/faq-contact-us/.

If applicants still have questions they can contact the Financial Assistance Center at 573-751-1192 or by email at DNR.APRA@dnr.mo.gov

Appendix 1: Drinking Water ARPA Grant Guidance

Eligible Applicants:

- Incorporated Municipality
- Public Water or Sewer District (if they operate a drinking water utility)
- Quasi-Governmental Agency (e.g., irrigation, telephone, oil, gas, water, and electric companies)
- Privately Owned Utilities or Nonprofit Organizations whose sole purpose is to provide drinking water or wastewater service
- Joint Municipal Utility Commissions

Eligible Drinking Water Project Types:

- Dam and reservoir repair and restoration projects, if the primary purpose is for drinking water supply and necessary for continued supply;
- Drinking water projects to support population growth and must be a sustainable source of drinking water over its estimated useful life;
- Broad range of projects that improve drinking water infrastructure, such as building or upgrading facilities and transmission, distribution, and storage systems;
- Projects that address present or prevent future violations of health-based drinking water standards;
- Interconnecting water systems or rehabilitating existing wells in cases of natural disaster;
- Projects needed to maintain compliance with existing national primary drinking water regulations for contaminants with acute and chronic health effects;
- Projects to replace aging infrastructure;
- Treatment projects, including installation or upgrade of facilities to improve the quality of drinking water to comply with primary or secondary standards;
- Transmission and distribution projects, including installation or replacement of transmission and distribution pipes to improve water pressure to safe levels or to prevent contamination caused by leaks or breaks in the pipes;
- Source projects, including rehabilitation of public wells or development of eligible sources to replace contaminated sources;
- Storage projects, including installation or upgrade of eligible storage facilities, including finished water reservoirs, to prevent microbiological contaminants from entering a public water system; and
- System consolidation projects.
- Projects to fund private wells for residents of disbanding districts or districts no longer providing water

Ineligible Drinking Water Project Types:

- Measures to conserve and reuse water;
- Treatment projects related to point of entry;
- Creation of a new drinking water system;
- Rehabilitation of private wells and testing initiatives to identify contaminants in wells, and treatment activities and remediation strategies that address contamination in private wells;
- Lead line replacement and lead remediation, due to available lead funding through the Bipartisan Infrastructure Law;
- Water quality testing, compliance monitoring, and remediation activities in schools and other childcare facilities, as well as activities necessary to respond to a contaminant;
- Remediation activities such as replacement of faucets, internal plumbing, and fixtures in schools and childcare facilities;

- Bottled water in areas with an action level exceedance for lead in water;
- Water filtration systems for point of entry use;
- Conducting remediation, follow-up monitoring, and conducting public education and outreach about the availability of infrastructure programs, such as water testing and fixture replacement programs; and
- Drinking water development and implementation of incentive and educational programs that address and promote water conservation, source water protection, and efficiency related to infrastructure improvements.

Drinking Water Scoring Criteria

AFFORDABILITY AND FINANCIAL CAPABILITY	
Total population of project area	
Population 3,300 or less	15 points
Population of 3,301 to 7,500	10 points
Population of 7,501 to 20,000	5 points
Population > 20,000	0 points
Comparison of project area unemployment rate with state average	
Unemployment Rate > 5.6%	10 points
Unemployment Rate > 4.6% and ≤ 5.6%	5 points
Unemployment Rate ≤ 4.6%	0 points
Comparison of project area percent of households in poverty with state average	
Households in Poverty > 18.7%	10 points
Households in Poverty > 13.7% and ≤ 18.7%	5 points
Households in Poverty ≤ 13.7%	0 points
Percent of project area population with Low- and Moderate-Income (LMI)	
LMI at or above 51%	10 points
LMI below 51%	0 points
Comparison of project area Median Household Income (MHI) with state average	
MHI at or below $42,108.75	10 points
MHI above $42,108.75	0 points
Current User Rates in project area as percentage of MHI	
User Rates ≥ 2% MHI	15 points
User Rates 1.5% to < 2%	10 points
User Rates 1% to < 1.5%	5 points
User Rates < 1% MHI	0 points
Disadvantaged (MHI ≤ 75% of state MHI, User Charge ≥ 2% of MHI, & ≤ 3,300 people)	
Disadvantaged (must meet all 3 requirements)	10 points
Not Disadvantaged	0 points
Qualified Census Tract contains 50% or more of population served by the project	
Yes, 50% or more of the population served is within a Qualified Census Tract (QCT)	10 points
No, less than 50% of the population served is in a Qualified Census Tract (QCT)	0 points
System's outstanding debt	
Yes, the applicant's system has outstanding debt for the water system	5 points
No, the applicant's water system has no outstanding debt	0 points

Applicant's local share	
Local Share is > 20%	5 points
Local Share is > 10% and ≤ 20%	3 points
Local Share is > 1% and ≤ 10%	2 points
Local Share is $1 up to > 1%	0 points
PROJECT NEED	
Proposed project brings the system back into compliance or is to help comply with enforcement action	
The system is under enforcement	10 points
The system is non-compliant but not under enforcement	5 points
The project will not affect a compliance issue	0 points
Proposed improvements will treat impaired source water	
Yes, improvements will directly affect source of impairment	5 points
No, improvements will not directly affect source of impairment	0 points
Project will replace/improve infrastructure that is past its useful life/significantly deteriorated	
Yes, project directly affects deteriorated/aged infrastructure	5 points
No, project does not directly affect deteriorated/aged infrastructure	0 points
Engineering Report	
Progress has been made towards finalizing an engineering report	
Engineering report is complete	5 points
Engineering report is not complete	0 points

The following application is for demonstration purposes only. Applicants must submit all applications through the online web portal at https://moarpa.mo.gov. The online application will include the same questions.

MISSOURI DEPARTMENT OF NATURAL RESOURCES
FINANCIAL ASSISTANCE CENTER

DRINKING WATER AMERICAN RESCUE PLAN ACT (ARPA) APPLICATION

EXAMPLE ONLY

1. APPLICANT/CONTINUING AUTHORITY

☐ Incorporated Municipality ☐ Public Water or Sewer District ☐ Quasi-Governmental Agency
☐ Privately Owned Utility ☐ Nonprofit Organization ☐ Other: _____

NAME OF APPLICANT/CONTINUING AUTHORITY	PUBLIC WATER SUPPLY ID NO.	
TELEPHONE NUMBER WITH AREA CODE	FAX NUMBER WITH AREA CODE	SAM.GOV UNIQUE ENTITY INDENTIFIER
MAILING ADDRESS	EMAIL ADDRESS	
CITY	STATE	ZIP CODE + FOUR	COUNTY

2. AUTHORIZED REPRESENTATIVE/APPLICATION CONTACT

AUTHORIZED REPRESENTATIVE NAME	TITLE
EMAIL ADDRESS	TELEPHONE NUMBER WITH AREA CODE
NAME OF PERSON TO CONTACT ABOUT THIS APPLICATION (IF DIFFERENT FROM AUTHORIZED REPRESENTATIVE)	TITLE
EMAIL ADDRESS	TELEPHONE NUMBER WITH AREA CODE

OPTIONAL QUESTIONS REGARDING MILITARY SERVICE (§42.390 RSMo. 2021)

a) Have you or an immediate family member ever served in the U.S. Armed Forces? ☐ Yes ☐ No
b) If yes, would you like information about military-related services in Missouri? ☐ Yes ☐ No

3. GENERAL AND FINANCIAL INFORMATION

POPULATION (MOST CURRENT FOR EACH) Population: _____	POPULATION OF AREA TO BE SERVED (IF DIFFERENT FROM THE POPULATION OF THE ENTIRE SERVICE AREA) MEDIAN HOUSEHOLD INCOME (MHI) (PER MOST RECENT ACS DATA)

UNEMPLOYMENT RATE (PER MOST RECENT ACS DATA)	PERCENTAGE OF HOUSEHOLDS THAT MEET THE LOW-TO-MODERATE INCOME (LMI) DEFINITION (PER MOST RECENT ACS DATA)	PERCENTAGE OF HOUSEHOLDS IN POVERTY (PER MOST RECENT ACS DATA)
CURRENT MONTHLY WATER RATE (FOR 5,000 GAL) $	11-DIGIT CENSUS TRACT NUMBER(S) FOR PROJECT	SYSTEM OUTSTANDING DEBT $
IS 50% OF THE POPULATION SERVED BY THE PROJECT PART OF A QUALIFIED CENSUS TRACT? SEE LINK IN DIRECTIONS ☐ Yes ☐ No		EXISTING ANNUAL DEBT SERVICE $

4. PROJECT DESCRIPTION: DESCRIBE THE MAJOR COMPONENTS OF THE PROJECT.

Will the proposed improvements help treat impaired source water?

☐ Yes (Please provide information below describing the impaired source water and how the project will treat it.) ☐ No

Will the project address a schedule of compliance or Administrative Order on Consent? Will the project bring a non-compliant system into compliance?

☐ Yes (Please provide information below describing the current compliance issue.) ☐ No

Does the project address system reliability by replacement or improvement of infrastructure that is at or past its useful life and shows significant deterioration?

☐ Yes (Please provide information below describing the age and condition of the facility.) ☐ No

Is this a Design-Build Project? ☐ Yes ☐ No

5. ENGINEERING REPORT

Please check one of the following boxes

☐ An Engineering Report is complete and attached with this application.

☐ An Engineering Report has not been completed for this project.

Please enter the anticipated completion date for the Engineering Report. _____

6. ARCHITECTURAL AND ENGINEERING CONSULTANT

HAS THE APPLICANT PROCURED ENGINEERING SERVICES?

☐ Yes (attach procurement documentation and complete section) ☐ No (skip the rest of Section 6)

CONSULTING FIRM'S NAME		PROJECT CONSULTANT'S NAME	
MAILING ADDRESS		EMAIL ADDRESSS	
CITY	STATE	ZIP CODE + FOUR	DUNS NUMBER
TELEPHONE NUMBER WITH AREA CODE		FAX NUMBER WITH AREA CODE	

7. ESTIMATED PROJECT COST	
Date of Cost Estimate:	
Engineering (Planning and Design)	$
Engineering (Construction Phase)	$
Engineering (Inspection)	$
Land and Easements	$
Construction	$
Equipment	$
Other Costs (specify_____)	$
Contingencies (estimate 10%)	$
Total Estimated Project Costs	$
Local Cost Share*	$
ARPA Funding Request (this application only)	$

* Documentation committing other funds for cost share must be submitted with the application. See Applicant Assurance of Local Share Form.

8. Expenditure Categories: Please check the box that is most applicable to your project. Only check one.

- ☐ 5.10 Treatment
- ☐ 5.11 Transmission and Distribution
- ☐ 5.12 Transmission and Distribution: Lead Remediation
- ☐ 5.13 Source
- ☐ 5.14 Storage
- ☐ 5.15 Other Water Infrastructure

OTHER PROBLEMS ADDRESSED:

9. ESTIMATED PROJECT SCHEDULE

Milestone (attach compliance schedule, if applicable)	Anticipated Date
A. Engineering Report complete	
B. Engineering Plans and Specifications complete	
C. Construction start date	
D. Initiation of operation (*date the first working component is capable of being used for its intended purpose)*	
E. Project completion date	

10. RESOLUTION OF GOVERNING BODY OF APPLICANT	
☐ Attach a completed Resolution of Governing Body of Applicant form.	
11. CERTIFICATION:	
The authorized representative certifies that the information submitted in this application is true and correct to the best of their knowledge, that they are over the age of 18, authorized to sign and submit this application on behalf of the applicant, and agree to the use of electronic signature. The applicant understands that any false, fictitious, or fraudulent information, or the omission of any material fact on this application may lead to termination of a financial assistance award and other penalties. The applicant agrees, if a grant is awarded on the basis of this application, to comply with all applicable terms, conditions, and procedures of the State of Missouri, and the Missouri Department of Natural Resources; the applicable rules and regulations of the Missouri Clean Water Commission; and the terms and conditions of the grant agreement.	
SIGNATURE OF AUTHORIZED REPRESENTATIVE	DATE
12. PREPARER'S NAME AND SIGNATURE (IF APPLICABLE)	
SIGNATURE OF PREPARER	DATE
NAME AND TITLE (PRINT OR TYPE)	TELEPHONE NUMBER WITH AREA CODE

Appendix 2: Wastewater ARPA Grant Guidance

Eligible Applicants:

- Incorporated Municipality
- Public Sewer or Water District (if they operate a wastewater utility)
- Quasi-Governmental Agency (e.g., irrigation, telephone, oil, gas, water, and electric companies)
- Privately Owned Utilities or Nonprofit Organizations whose sole purpose is to provide drinking water or wastewater service
- Joint Municipal Utility Commissions

Eligible Project Types:

- Construction, repair, or replacement of a permitted[2] centralized or decentralized wastewater treatment system that treats municipal wastewater or domestic sewage;
- Measures to reduce the demand for publicly owned treatment works capacity through water conservation, efficiency, or reuse. Projects include, but are not limited to, the installation, replacement, or upgrade of water meters and gray water recycling. Equipment to reuse effluent (e.g., gray water, condensate, and wastewater effluent reuse systems);
- Measures to reduce the energy consumption needs for publicly owned treatment works. Projects may include, but are not limited to, the installation of energy efficient lighting, HVAC, process equipment, and electronic equipment and systems at publicly owned treatment works;
- Projects involving the reuse or recycling of wastewater, which includes the purchase and installation of treatment equipment, piping the effluent on the property of a private consumer, recharge transmission lines, injection wells, and equipment to reuse effluent;
- Measures to increase the security of publicly owned treatment works. Security measures for publicly owned treatment works might include, but are not limited to, fencing, security cameras/lighting, motion detectors, redundancy (systems and power), secure chemical and fuel storage, laboratory equipment, securing large sanitary sewers, and tamper-proof manholes;
- Allow a public or non-profit to apply for and administer the installation, repair, or replacement of private on-site/septic units. Projects include those that address groundwater contamination resulting from faulty units and those that would connect failing on-site systems to centralized wastewater treatment. The applicant could not administer the funds as a separate grant program and would be responsible for directly paying for the installation, repair, or replacement of the on-site units; and
- Domestic wastewater irrigation projects.

Ineligible Project Types:

- Implementation of a management program established under section 319 of the Clean Water Act (CWA);
- Development and implementation of a conservation and management plan under section 320 of the CWA;
- Development and implementation of watershed projects meeting the criteria set forth in section 122 of the CWA[3] ;
- Water audits and water conservation plans;
- Projects for plumbing fixture retrofits or replacement;

[2] National Pollutant Discharge Elimination System or Missouri State Operating Permit (not Department of Health and Senior Services or local health department permit)
[3] §1274 in 33 USC. https://www.govinfo.gov/content/pkg/USCODE-2020-title33/pdf/USCODE-2020-title33.pdf (page 393).

- Development of watershed projects;
- Planning activities, such as energy audits and optimization studies;
- Planning measures related to security, excluding vulnerability assessments and contingency/emergency response plans that are part of the project development process for a construction project;
- Individual grants for work on one private septic system including the installation, repair, or replacement of unit; and
- Clean water development and implementation of incentive and educational programs that address and promote water conservation, source water protection, and efficiency related to infrastructure improvements.

Wastewater Scoring Criteria

AFFORDABILITY AND FINANCIAL CAPABILITY	
Total population of project area	
Population 3,300 or less	15 points
Population of 3,301 to 7,500	10 points
Population of 7,501 to 20,000	5 points
Population > 20,000	0 points
Comparison of project area unemployment rate with state average	
Unemployment Rate > 5.6%	10 points
Unemployment Rate > 4.6% and ≤ 5.6%	5 points
Unemployment Rate ≤ 4.6%	0 points
Comparison of project area percent of households in poverty with state average	
Households in Poverty > 18.7%	10 points
Households in Poverty > 13.7% and ≤ 18.7%	5 points
Households in Poverty ≤ 13.7%	0 points
Percent of project area population with Low- and Moderate-Income (LMI)	
LMI at or above 51%	10 points
LMI below 51%	0 points
Comparison of project area Median Household Income (MHI) with state average	
MHI at or below $42,108.75	10 points
MHI above $42,108.75	0 points
Current User Rates in project area as percentage of MHI	
User Rates ≥ 2% MHI	15 points
User Rates 1.5% to < 2%	10 points
User Rates 1% to < 1.5%	5 points
User Rates < 1% MHI	0 points
Disadvantaged (MHI ≤ 75% of state MHI, User Charge ≥ 2% of MHI, & ≤ 3,300 people)	
Disadvantaged (must meet all 3 requirements)	10 points
Not Disadvantaged	0 points
Qualified Census Tract contains 50% or more of population served by the project	
Yes, 50% or more of the population served is within a Qualified Census Tract (QCT)	10 points
No, less than 50% of the population served is in a Qualified Census Tract (QCT)	0 points

System's outstanding debt	
Yes, the applicant's system has outstanding debt for the sewer system	5 points
No, the applicant's sewer system has no outstanding debt	0 points
Applicant's local share	
Local Share is > 20%	5 points
Local Share is > 10% and ≤ 20%	3 points
Local Share is > 1% and ≤ 10%	2 points
Local Share is $1 up to > 1%	0 points
PROJECT NEED	
The project is to meet new permit conditions or bring non-compliant infrastructure into compliance	
The system is under enforcement	10 points
The system is non-compliant but not under enforcement	5 points
The project will not affect a compliance issue	0 points
Proposed improvements likely to directly affect a source of waterbody impairment (TMDL/303d)	
Yes, improvements will directly affect source of impairment	5 points
No, improvements will not directly affect source of impairment	0 points
Project will replace/improve infrastructure that is past its useful life/significantly deteriorated	
Yes, project directly affects deteriorated/aged infrastructure	5 points
No, project does not directly affect deteriorated/aged infrastructure	0 points
Engineering Report	
Progress has been made towards finalizing an engineering report or one is not required for project	
Engineering report is complete/is not required for this project [10 CSR 20-6.010(4)(B)]	5 points
Engineering report is required and is not complete	0 points

The following application is for demonstration purposes only. Applicants must submit all applications through the online web portal at https://moarpa.mo.gov. The online application will include the same questions.

MISSOURI DEPARTMENT OF NATURAL RESOURCES
FINANCIAL ASSISTANCE CENTER

WASTEWATER AMERICAN RESCUE PLAN ACT (ARPA) APPLICATION

EXAMPLE ONLY

1. APPLICANT/CONTINUING AUTHORITY

☐ Incorporated Municipality ☐ Public Water or Sewer District ☐ Quasi-Governmental Agency
☐ Privately Owned Utility ☐ Nonprofit Organization ☐ Other: _____

NAME OF APPLICANT/CONTINUING AUTHORITY			
TELEPHONE NUMBER WITH AREA CODE	FAX NUMBER WITH AREA CODE		SAM.GOV UNIQUE ENTITY INDENTIFIER
MAILING ADDRESS		EMAIL ADDRESS	
CITY	STATE	ZIP CODE + FOUR	COUNTY

2. AUTHORIZED REPRESENTATIVE/APPLICATION CONTACT

AUTHORIZED REPRESENTATIVE NAME	TITLE
EMAIL ADDRESS	TELEPHONE NUMBER WITH AREA CODE
NAME OF PERSON TO CONTACT ABOUT THIS APPLICATION (IF DIFFERENT FROM AUTHORIZED REPRESENTATIVE)	TITLE
EMAIL ADDRESS	TELEPHONE NUMBER WITH AREA CODE

OPTIONAL QUESTIONS REGARDING MILITARY SERVICE (§42.390 RSMo. 2021)

a) Have you or an immediate family member ever served in the U.S. Armed Forces? ☐ Yes ☐ No
b) If yes, would you like information about military-related services in Missouri? ☐ Yes ☐ No

3. GENERAL AND FINANCIAL INFORMATION

POPULATION (MOST CURRENT FOR EACH) Population: _____		POPULATION OF AREA TO BE SERVED (IF DIFFERENT FROM THE POPULATION OF THE ENTIRE SERVICE AREA) MEDIAN HOUSEHOLD INCOME (MHI) (PER MOST RECENT ACS DATA)
UNEMPLOYMENT RATE (PER MOST RECENT ACS DATA)	PERCENTAGE OF HOUSEHOLDS THAT MEET THE LOW-TO-MODERATE INCOME (LMI) DEFINITION (PER MOST RECENT ACS DATA)	PERCENTAGE OF HOUSEHOLDS IN POVERTY (PER MOST RECENT ACS DATA)
CURRENT MONTHLY SEWER RATE (FOR 5,000 GAL) $	11-DIGIT CENSUS TRACT NUMBER(S) FOR PROJECT	SYSTEM OUTSTANDING DEBT $
IS 50% OF THE POPULATION SERVED BY THE PROJECT PART OF A QUALIFIED CENSUS TRACT? SEE LINK IN DIRECTIONS ☐ Yes ☐ No		EXISTING ANNUAL DEBT SERVICE $

4. PROJECT DESCRIPTION: DESCRIBE THE MAJOR COMPONENTS OF THE PROJECT.

Will the project allow a system to meet a new or existing permit limit?
☐ Yes (Please provide information below describing the permit limits.) ☐ No

Will the project address a schedule of compliance or Administrative Order on Consent? Will the project bring a non-compliant system into compliance?
☐ Yes (Please provide information below describing the current compliance issue.) ☐ No

Is the project likely to impact a source water impairment (TMDL or 303D List)?
☐ Yes (Please provide information below describing the specific water body and how the improvements will impact it.) ☐ No

Does the project address system reliability by replacement or improvement of infrastructure that is at or past its useful life and shows significant deterioration?
☐ Yes (Please provide information below describing the age and condition of the facility.) ☐ No

Is this a Design-Build Project? ☐ Yes ☐ No

5. ENGINEERING REPORT

Please check one of the following boxes
☐ An Engineering Report is not required for this project because it meets the criteria of 10 CSR 20-6.010(4)(B).
☐ An Engineering Report is required for this project and is complete and attached with this application.
☐ An Engineering Report is required for this project and has not been completed for this project.
Please enter the anticipated completion date for the Engineering Report. _____

6. ARCHITECTURAL AND ENGINEERING CONSULTANT

HAS THE APPLICANT PROCURED ENGINEERING SERVICES?
☐ Yes (attach procurement documentation and complete section) ☐ No (skip the rest of Section 6)

CONSULTING FIRM'S NAME		PROJECT CONSULTANT'S NAME	
MAILING ADDRESS		EMAIL ADDRESSS	
CITY	STATE	ZIP CODE + FOUR	DUNS NUMBER
TELEPHONE NUMBER WITH AREA CODE		FAX NUMBER WITH AREA CODE	

7. FACILITY INFORMATION

DOES THE APPLICANT/CONTINUING AUTHORITY OWN ITS WASTEWATER TREATMENT FACILITY AND/OR COLLECTION SYSTEM?

☐ Yes, both.
☐ Yes, only wastewater treatment facility.
☐ Yes, only collection system (i.e., applicant is a satellite system).
☐ No. Please explain: _____

LIST ALL MISSOURI STATE OPERATING PERMIT NUMBER(S) OF WATER OR WASTEWATER FACILITIES THAT ARE OR WILL BE AFFECTED BY THIS PROJECT, INCLUDING THOSE RECEIVING WASTEWATER IF THE CONTINUING AUTHORITY IS A SATELLITE SYSTEM:

MO-	MO-	MO-
MO-	MO-	MO-

8. ESTIMATED PROJECT COST

Date of Cost Estimate:

Engineering (Planning and Design)	$
Engineering (Construction Phase)	$
Engineering (Inspection)	$
Land and Easements	$
Construction	$
Equipment	$
Other Costs (specify_____)	$
Contingencies (estimate 10%)	$
Total Estimated Project Costs	$
Local Cost Share*	$
ARPA Funding Request (this application only)	$

* Documentation committing other funds for cost share must be submitted with the application. See Applicant Assurance of Local Share Form.

9. Expenditure Categories: Please check the box that is most applicable to your project. Only check one.

☐ 5.1 Centralized Wastewater Treatment
☐ 5.2 Centralized Wastewater Collection and Conveyance
☐ 5.3 Decentralized Wastewater
☐ 5.4 Combined Sewer Overflows
☐ 5.5 Other Sewer Infrastructure
☐ 5.7 Energy Conservation
☐ 5.8 Water Conservation
☐ 5.9 Nonpoint Source

OTHER PROBLEMS ADDRESSED:

10. ESTIMATED PROJECT SCHEDULE	
Milestone (attach compliance schedule, if applicable)	**Anticipated Date**
A. Antidegradation Report (any new, expanded or upgraded wastewater treatment) submitted or complete	
B. Engineering Report and Facility Plan complete	
C. Engineering Plans and Specifications complete	
D. Construction start date	
E. Initiation of operation (*date the first working component is capable of being used for its intended purpose)*	
F. Project completion date	

11. RESOLUTION OF GOVERNING BODY OF APPLICANT

☐ Attach a completed Resolution of Governing Body of Applicant form.

12. CERTIFICATION:

The authorized representative certifies that the information submitted in this application is true and correct to the best of their knowledge, that they are over the age of 18, authorized to sign and submit this application on behalf of the applicant, and agree to the use of electronic signature. The applicant understands that any false, fictitious, or fraudulent information, or the omission of any material fact on this application may lead to termination of a financial assistance award and other penalties. The applicant agrees, if a grant is awarded on the basis of this application, to comply with all applicable terms, conditions, and procedures of the State of Missouri, and the Missouri Department of Natural Resources; the applicable rules and regulations of the Missouri Clean Water Commission; and the terms and conditions of the grant agreement.

SIGNATURE OF AUTHORIZED REPRESENTATIVE	DATE

13. PREPARER'S NAME AND SIGNATURE (IF APPLICABLE)

SIGNATURE OF PREPARER	DATE
NAME AND TITLE (PRINT OR TYPE)	TELEPHONE NUMBER WITH AREA CODE

Appendix 3: Stormwater ARPA Grant Guidance

Eligible Applicants: Only entities that manage stormwater infrastructure for a permitted MS4 or CSO system are eligible to apply for state ARPA stormwater funding.

- Incorporated Municipality
- County
- Public Sewer District

Eligible Project Types:

- Projects for Municipal Separate Storm Sewer Systems (MS4s) and Combined Sewer Overflow Systems (CSOs) to manage, reduce, treat, or recapture stormwater or subsurface drainage water for publicly and privately owned, permitted and unpermitted projects. Projects may include, but are not limited to roadside plantings, porous pavement, and rainwater harvesting;
- Projects that support stormwater system resiliency including bioretention basins that provide water storage and filtration benefits, and green streets, where vegetation, soil, and engineered systems are combined to direct and filter rainwater from impervious surfaces;
- Projects involving the reuse or recycling of stormwater;
- A broad range of stormwater infrastructure projects: such as, gray infrastructure projects (traditional pipe, storage, and treatment systems); projects that manage, reduce, treat, or recapture stormwater or subsurface drainage water, including real-time control systems for combined sewer overflow management, and sediment control; culvert infrastructure projects if they implement a nonpoint source management plan, implement National Estuary Program Comprehensive Conservation and Management Plan, or implement a stormwater management plan with the goal of providing a water quality benefit;
- Other project types are: green roofs, green streets, and green walls; rainwater harvesting collection; storage, management, and distribution systems; real-time control systems for harvested rainwater; infiltration basins; constructed wetlands, including surface flow and subsurface flow (e.g., gravel) wetlands; bioretention/bioswales (e.g., bioretention basins, tree boxes); permeable pavement; wetland, riparian, or shoreline creation, protection, and restoration; establishment or restoration of urban tree canopy; and replacement of gray infrastructure with green infrastructure including purchase and demolition costs;
- Dam removal projects and associated stream and habitat restoration projects when the removal implements either a Nonpoint Source Management Program Plan or a National Estuary Program Comprehensive Conservation and Management Plan or when the removal will provide a water quality benefit;
- Repair, replacement, or removal of culverts or other road-stream crossing infrastructure to the extent the purpose of the project is to manage stormwater;
- Road repairs and upgrades that interact directly with an eligible stormwater infrastructure project; and
- Projects to receive and distribute reclaimed water for irrigation systems or other agricultural use.

Ineligible Project Types:

- Rain barrels implemented on private property across a watershed to reduce the amount of runoff; and
- Costs for planning and design only.

Stormwater Scoring Criteria

AFFORDABILITY AND FINANCIAL CAPABILITY	
Total population of project area	
Population 5,000 or less	10 points
Population of 5,001 to 10,000	5 points
Population of 10,001 to 20,000	3 points
Population > 20,000	0 points
Comparison of project area unemployment rate with state average	
Unemployment Rate > 5.6%	10 points
Unemployment Rate > 4.6% and ≤ 5.6%	5 points
Unemployment Rate ≤ 4.6%	0 points
Comparison of project area percent households in poverty with state average	
Households in Poverty > 18.7%	10 points
Households in Poverty > 13.7% and ≤ 18.7%	5 points
Households in Poverty ≤ 13.7%	0 points
Percent of project area population with Low- and Moderate-Income (LMI)	
LMI at or above 51%	10 points
LMI below 51%	0 points
Comparison of project area Median Household Income (MHI) with state average	
MHI at or below $42,108.75	10 points
MHI above $42,108.75	0 points
Qualified Census Tract contains 50% or more of population served by the project	
Yes, 50% or more of the population served is within a Qualified Census Tract (QCT)	10 points
No, less than 50% of the population served is in a Qualified Census Tract (QCT)	0 points
System's outstanding debt	
Yes, the applicant has outstanding debt for the stormwater system	5 points
No, The applicant's stormwater system does not have outstanding debt	0 points
Applicant's local share	
Local Share is > 20%	10 points
Local Share is > 10% and ≤ 20%	5 points
Local Share is > 1% and ≤ 10%	3 points
Local Share is $1 up to > 1%	0 points
PROJECT NEED	
The project brings non-compliant infrastructure into compliance	
The system is under enforcement	10 points
The system is non-compliant but not under enforcement	5 points
The project will not affect a compliance issue	0 points
Proposed project will likely mitigate hazardous wet-weather events to improve operations and service	
Yes, improvements will likely mitigate hazardous wet-weather events	5 points
No, improvements will not mitigate hazardous wet-weather events	0 points
Engineering Assessment	
Assessment performed by an engineer or other qualified professional with an investigation and problem statement, project scope, evaluation of alternatives, cost estimate, and map(s).	
Assessment is complete	5 points
Assessment is not complete	0 points

The following application is for demonstration purposes only. Applicants must submit all applications through the online web portal at https://moarpa.mo.gov. The online application will include the same questions.

MISSOURI DEPARTMENT OF NATURAL RESOURCES
FINANCIAL ASSISTANCE CENTER

STORMWATER AMERICAN RESCUE PLAN ACT (ARPA) APPLICATION

EXAMPLE ONLY

1. APPLICANT/CONTINUING AUTHORITY

☐ Incorporated Municipality ☐ County ☐ Sewer District

NAME OF APPLICANT/CONTINUING AUTHORITY	MISSOURI OPERATING PERMIT NUMBER MO -	
TELEPHONE NUMBER WITH AREA CODE	FAX NUMBER WITH AREA CODE	SAM.GOV UNIQUE ENTITY INDENTIFIER
MAILING ADDRESS	EMAIL ADDRESS	
CITY	STATE / ZIP CODE + FOUR	COUNTY

2. AUTHORIZED REPRESENTATIVE/APPLICATION CONTACT

AUTHORIZED REPRESENTATIVE NAME	TITLE
EMAIL ADDRESS	TELEPHONE NUMBER WITH AREA CODE
NAME OF PERSON TO CONTACT ABOUT THIS APPLICATION (IF DIFFERENT FROM AUTHORIZED REPRESENTATIVE)	TITLE
EMAIL ADDRESS	TELEPHONE NUMBER WITH AREA CODE

OPTIONAL QUESTIONS REGARDING MILITARY SERVICE (§42.390 RSMo. 2021)

a) Have you or an immediate family member ever served in the U.S. Armed Forces? ☐ Yes ☐ No

b) If yes, would you like information about military-related services in Missouri? ☐ Yes ☐ No

3. GENERAL AND FINANCIAL INFORMATION

POPULATION (MOST CURRENT FOR EACH) Population: _____	POPULATION OF AREA TO BE SERVED (IF DIFFERENT FROM THE POPULATION OF THE ENTIRE SERVICE AREA) MEDIAN HOUSEHOLD INCOME (MHI) (PER MOST RECENT ACS DATA)

UNEMPLOYMENT RATE (PER MOST RECENT ACS DATA)	PERCENTAGE OF HOUSEHOLDS THAT MEET THE LOW-TO-MODERATE INCOME (LMI) DEFINITION (PER MOST RECENT ACS DATA)	PERCENTAGE OF HOUSEHOLDS IN POVERTY (PER MOST RECENT ACS DATA)
DOES THE APPLICANT HAVE A DEDICATED REPAYMENT SOURCE THAT CAN BE USED FOR STORMWATER PROJECTS? ☐ Yes ☐ No	SYSTEM OUTSTANDING DEBT (STORMWATER REALATED DEBT ONLY) $	11-DIGIT CENSUS TRACT NUMBER(S) FOR PROJECT

DOES THE APPLICANT ASSESS A FEE FOR STORMWATER SERVICE?

☐ Yes (Please describe how it is assessed.) ☐ No

IS 50% OF THE POPULATION SERVED BY THE PROJECT PART OF A QUALIFIED CENSUS TRACT? SEE LINK IN DIRECTIONS

☐ Yes ☐ No

4. PROJECT DESCRIPTION: DESCRIBE THE MAJOR COMPONENTS OF THE PROJECT.

Does the project create resiliency by mitigating hazardous wet weather events to improve operations and service?

☐ Yes (Please explain.) ☐ No

Will the project address a schedule of compliance or Administrative Order on Consent? Will the project bring a non-compliant system into compliance?

☐ Yes (Please provide information below describing the current compliance issue.) ☐ No

Has the applicant updated their Stormwater Management Plan (SWMP) to include a description of this project?

☐ Yes ☐ No

NOTE: Stormwater management plans (SWMPs) will need to be updated to reflect the work completed as part of this project. However, applicants do not need to amend their SWMP prior to applying for a state ARPA grant and these amendments are not considered during the scoring process.

Does the project tie to one of the minimum control measures (MCM)?

☐ Yes (select one or more below)

- ☐ MCM 3: Illicit Discharge Detection and Elimination
- ☐ MCM 5: Management of Post Construction Runoff
- ☐ MCM 8: Flood Control Projects
- ☐ Other, please describe _____

☐ No

Is this a Design-Build Project? ☐ Yes ☐ No

5. ENGINEERING ASSESSMENT

Please check one of the following boxes.

Does the applicant have an assessment, performed by an engineer, with an investigation and problem statement, project scope, evaluation of alternatives, cost estimate, and map(s)?

☐ Yes, it is attached with this application.

☐ No. Please enter the anticipated completion date for the engineering assessment. _____

6. ARCHITECTURAL AND ENGINEERING CONSULTANT

HAS THE APPLICANT PROCURED ENGINEERING SERVICES?

☐ Yes (attach procurement documentation and complete section) ☐ No (skip the rest of Section 6)

CONSULTING FIRM'S NAME		PROJECT CONSULTANT'S NAME	
MAILING ADDRESS		EMAIL ADDRESSS	
CITY	STATE	ZIP CODE + FOUR	DUNS NUMBER
TELEPHONE NUMBER WITH AREA CODE		FAX NUMBER WITH AREA CODE	

7. ESTIMATED PROJECT COST

Date of Cost Estimate:

Engineering (Planning and Design)	$
Engineering (Construction Phase)	$
Engineering (Inspection)	$
Land and Easements	$
Construction	$
Equipment	$
Other Costs (specify_____)	$
Contingencies (estimate 10%)	$
Total Estimated Project Costs	$
Local Cost Share*	$
ARPA Funding Request (this application only)	$

*Documentation committing other funds for cost share must be submitted with the application. See Applicant Assurance of Local Share Form.

8. Expenditure Categories: Please check the box that is most applicable to your project. Only check one.

☐ 5.6 Stormwater

☐ 5.9 Nonpoint Source

OTHER PROBLEMS ADDRESSED:

9. ESTIMATED PROJECT SCHEDULE	
Milestone (attach compliance schedule, if applicable)	**Anticipated Date**
A. Engineering Assessment	
B. Engineering Plans and Specifications complete	
C. Construction start date	
D. Initiation of operation (*date the first working component is capable of being used for its intended purpose)*	
E. Project completion date	

10. RESOLUTION OF GOVERNING BODY OF APPLICANT

☐ Attach a completed Resolution of Governing Body of Applicant form.

11. CERTIFICATION:

The authorized representative certifies that the information submitted in this application is true and correct to the best of their knowledge, that they are over the age of 18, authorized to sign and submit this application on behalf of the applicant, and agree to the use of electronic signature. The applicant understands that any false, fictitious, or fraudulent information, or the omission of any material fact on this application may lead to termination of a financial assistance award and other penalties. The applicant agrees, if a grant is awarded on the basis of this application, to comply with all applicable terms, conditions, and procedures of the State of Missouri, and the Missouri Department of Natural Resources; the applicable rules and regulations of the Missouri Clean Water Commission; and the terms and conditions of the grant agreement.

SIGNATURE OF AUTHORIZED REPRESENTATIVE	DATE

12. PREPARER'S NAME AND SIGNATURE (IF APPLICABLE)

SIGNATURE OF PREPARER	DATE
NAME AND TITLE (PRINT OR TYPE)	TELEPHONE NUMBER WITH AREA CODE

Appendix 4: Lead Service Line Inventory ARPA Grant Guidance

Eligible Applicants:

- Incorporated Municipality
- Public Water or Sewer District (if they operate a drinking water utility)
- Quasi-Governmental Agency (e.g., irrigation, telephone, oil, gas, water, and electric companies)
- Privately Owned Utility

Inventory Guidance and Requirements:

- All water systems must use the Service Line Inventory Spreadsheet developed by the Department, which will be provided at the time of award.
- The inventory must include all service lines connected to the public water supply distribution system regardless of ownership status (e.g., where service line ownership is shared, the inventory would include both the portion of the service line owned by the water system **and** the customer-owned portion of the service line).
- The inventory must be made available for public review. Systems over 50,000 population served shall make their inventory accessible by a website. It's recommended that systems create a map of their inventories that is able to be made available for the public to review.
- A water system must report any information on lead and galvanized iron or steel that it has identified when conducting the inventory of service lines in its distribution system for the initial inventory.
- The water system should review the following sources of information to identify service line materials for the inventory. The water system may use other sources of information not listed if approved by the state.
    - All construction and plumbing codes, permits, and existing records or other documentation that indicates the service line materials used to connect structures to the distribution system.
    - All water system records, including distribution system maps and drawings, historical records on each service connection, meter installation records, historical capital improvement or master plans, and standard operating procedures.
    - All inspections and records of the distribution system that indicate the material composition of the service connections that connect a structure to the distribution system.
    - Any resource, information, or identification method provided or required by the state to asses service line materials.
- Each service line, or portion of the service line where ownership is split, must be categorized in the following manner:
    - "Lead" where the service line is made of lead.
    - "Galvanized Requiring Replacement" where a galvanized service line is or was at any time downstream of a lead service line or is currently downstream of a ''Lead Status Unknown'' service line. If the water system is unable to demonstrate that the galvanized service line was never downstream of a lead service line, it must presume there was an upstream lead service line. For the initial inventory, the Department advises the system to inventory any sources of lead including pigtails, goosenecks and lead service lines.
    - "Non-lead" where the service line is determined through an evidence based record, method, or technique not to be lead or galvanized requiring replacement. The water system will classify the actual material of the service line (i.e., plastic or copper) as an alternative to classifying it as "Non-lead."

  - "Lead Status Unknown" where the service line material is not known to be lead, galvanized requiring replacement, or a non-lead service line, such as where there is no documented evidence supporting material classification. The water system may classify the line as "Unknown" as an alternative to classifying it as "Lead Status Unknown", however, all requirements that apply to "Lead Status Unknown" service lines must also apply to those classified as "Unknown". Water systems may elect to provide more information regarding their unknown lines as long as the inventory clearly distinguishes unknown service lines from those where the material has been verified through records or inspection.
- Water systems must update the inventory based on all applicable sources described in these requirements and any lead service line replacements or service line material inspections that may have been conducted. The water system may use other sources of information if approved by the state. Water systems must submit the updated inventory to the state. The inventory updates must be reflected in the publicly accessible inventory when submitted to the state.
  - Water systems whose inventories contain only non-lead service lines (both the public water systems and private) are not required to provide inventory updates to the state or to the public. However, if in the future, such a water system finds "lead" within its system, it must prepare an updated inventory on a schedule established by the state.

Lead Service Line Inventory Scoring Criteria

AFFORDABILITY AND FINANCIAL CAPABILITY	
Total population of project area	
Population 3,300 or less	15 points
Population of 3,301 to 7,500	10 points
Population of 7,501 to 20,000	5 points
Population > 20,000	0 points
Comparison of project area unemployment rate with state average	
Unemployment Rate > 5.6%	10 points
Unemployment Rate > 4.6% and ≤ 5.6%	5 points
Unemployment Rate ≤ 4.6%	0 points
Comparison of project area percent households in poverty with state average	
Households in Poverty > 18.7%	10 points
Households in Poverty > 13.7% and ≤ 18.7%	5 points
Households in Poverty ≤ 13.7%	0 points
Percent of project area population with Low- and Moderate-Income (LMI)	
LMI at or above 51%	10 points
LMI below 51%	0 points
Comparison of project area Median Household Income (MHI) with state average	
MHI at or below $42,108.75	10 points
MHI above $42,108.75	0 points

Qualified Census Tract contains 50% or more of population served by the project	
Yes, 50% or more of the population served is within a Qualified Census Tract (QCT)	10 points
No, less than 50% of the population served is in a Qualified Census Tract (QCT)	0 points
System's outstanding debt	
Yes, the applicant's system has outstanding debt for the water system	5 points
No, the applicant's water system has no outstanding debt	0 points
Applicant's local share	
Local Share is > 20%	5 points
Local Share is > 10% and ≤ 20%	3 points
Local Share is > 1% and ≤ 10%	2 points
Local Share is $1 up to > 1%	0 points
PROJECT NEED	
Applicant has service lines that have not been replaced since 1989	
Yes, applicant has service lines that pre-date 1989	5 points
No, applicant does not have lines that pre-date 1989	0 points
Applicant has a system in place for addressing lead service lines	
Yes, applicant has a system in place	5 points
No, applicant does not have a system in place	0 points
Applicant has had Action Level/Trigger Level Exceedances for Lead over the last 5 years	
Yes, applicant has had exceedances over last 5 years	5 points
No, applicant has not had exceedances over last 5 years	0 points

The following application is for demonstration purposes only. Applicants must submit all applications through the online web portal at https://moarpa.mo.gov. The online application will include the same questions.

MISSOURI DEPARTMENT OF NATURAL RESOURCES
FINANCIAL ASSISTANCE CENTER

LEAD SERVICE LINE INVENTORY AMERICAN RESCUE PLAN ACT (ARPA) APPLICATION

EXAMPLE ONLY

1. APPLICANT/CONTINUING AUTHORITY

☐ Incorporated Municipality ☐ Public Water or Sewer District ☐ Privately Owned Utility
☐ Quasi-Governmental Agency ☐ Other: _____

NAME OF APPLICANT/CONTINUING AUTHORITY	PUBLIC WATER SUPPLY ID NO.	
TELEPHONE NUMBER WITH AREA CODE	FAX NUMBER WITH AREA CODE	SAM.GOV UNIQUE ENTITY INDENTIFIER
MAILING ADDRESS	EMAIL ADDRESS	
CITY	STATE	ZIP CODE + FOUR	COUNTY

2. AUTHORIZED REPRESENTATIVE/APPLICATION CONTACT

AUTHORIZED REPRESENTATIVE NAME	TITLE
EMAIL ADDRESS	TELEPHONE NUMBER WITH AREA CODE
NAME OF PERSON TO CONTACT ABOUT THIS APPLICATION (IF DIFFERENT FROM AUTHORIZED REPRESENTATIVE)	TITLE
EMAIL ADDRESS	TELEPHONE NUMBER WITH AREA CODE

OPTIONAL QUESTIONS REGARDING MILITARY SERVICE (§42.390 RSMo. 2021)

a) *Have you or an immediate family member ever served in the U.S. Armed Forces?* ☐ Yes ☐ No
b) *If yes, would you like information about military-related services in Missouri?* ☐ Yes ☐ No

3. GENERAL AND FINANCIAL INFORMATION

POPULATION (MOST CURRENT FOR EACH) Population: _____	POPULATION OF AREA TO BE SERVED (IF DIFFERENT FROM THE POPULATION OF THE ENTIRE SERVICE AREA) MEDIAN HOUSEHOLD INCOME (MHI) (PER MOST RECENT ACS DATA)

UNEMPLOYMENT RATE (PER MOST RECENT ACS DATA)	PERCENTAGE OF HOUSEHOLDS THAT MEET THE LOW-TO-MODERATE INCOME (LMI) DEFINITION (PER MOST RECENT ACS DATA)	PERCENTAGE OF HOUSEHOLDS IN POVERTY (PER MOST RECENT ACS DATA)

11-DIGIT CENSUS TRACT NUMBER(S) FOR PROJECT	SYSTEM OUTSTANDING DEBT $
IS 50% OF THE POPULATION SERVED BY THE PROJECT PART OF A QUALIFIED CENSUS TRACT? SEE LINK IN DIRECTIONS ☐ Yes ☐ No	EXISTING ANNUAL DEBT SERVICE $

4. PROJECT DESCRIPTION: DESCRIBE THE MAJOR COMPONENTS OF THE PROJECT.

Does the applicant already have a policy in place for dealing with lead service lines by assisting with replacements and/or providing financial assistance for replacements?

☐ Yes (Please provide information below describing the policy) ☐ No

Were some or all of the applicant's existing service lines installed prior to 1989? ☐ Yes ☐ No

Has the applicant had action level exceedances or trigger level exceedances for lead in the last 5 years? ☐ Yes ☐ No

5. ESTIMATED PROJECT COST

Date of Cost Estimate:

Inventory Cost	$
Total Estimated Project Costs	$
Local Cost Share*	$
ARPA Funding Request (this application only)	$

* Documentation committing other funds for cost share must be submitted with the application. See Applicant Assurance of Local Share Form.

6. RESOLUTION OF GOVERNING BODY OF APPLICANT

☐ Attach a completed Resolution of Governing Body of Applicant form.

7. CERTIFICATION:

The authorized representative certifies that the information submitted in this application is true and correct to the best of their knowledge, that they are over the age of 18, authorized to sign and submit this application on behalf of the applicant, and agree to the use of electronic signature. The applicant understands that any false, fictitious, or fraudulent information, or the omission of any material fact on this application may lead to termination of a financial assistance award and other penalties. The applicant agrees, if a grant is awarded on the basis of this application, to comply with all applicable terms, conditions, and procedures of the State of Missouri, and the Missouri Department of Natural Resources; the applicable rules and regulations of the Missouri Clean Water Commission; and the terms and conditions of the grant agreement.

SIGNATURE OF AUTHORIZED REPRESENTATIVE	DATE

8. PREPARER'S NAME AND SIGNATURE (IF APPLICABLE)

SIGNATURE OF PREPARER	DATE
NAME AND TITLE (PRINT OR TYPE)	TELEPHONE NUMBER WITH AREA CODE

Appendix 5: The applicant will also be required to submit the following forms at the time of application: 1) Resolution of Governing Body of Applicant Form (Authorized Representative Form), 2) Procurement Certification Form (not required with a lead service line inventory application), and 3) Local Cost Share Form. The forms will be available through the online web portal and provided to applicants who do not have the ability to submit online.

RESOLUTION OF GOVERNING BODY OF APPLICANT
RESOLUTION NO.

(Suggested Form for Applicant use)

Resolution authorizing the filing of an application with the Missouri Department of Natural Resources, Financial Assistance Center's State ARPA Grant Programs for subaward of federal financial assistance provided to the State of Missouri by the U.S. Department of the Treasury ("Treasury") pursuant to Section 602(b) of the Social Security Act, as added by Section 9901 of the American Rescue Plan Act, (Pub. L. No. 117-2 (March 11, 2021), 135 Stat. 4, 223-26.

WHEREAS under the terms of section 602(c) of the Act and Treasury's regulations, the State of Missouri has authorized the making of grants to authorized applicants to aid in the completion of specific public projects.

NOW, THEREFORE, be it resolved by _____
(governing body of applicant)

1. **That**_____**be and he/she is hereby authorized to execute and**
   (designated official)
   file an application(s) on behalf of_____
   (legal name of applicant)
   with the State of Missouri for grant funding to aid in the completion of: a lead service line inventory, or a drinking water, wastewater, and/or a stormwater project.

   _____
   (Brief description of project(s))

   _____

2. **That**_____, _____
   (name of authorized official) *(Title)*

   is hereby authorized and directed to furnish such information as the Missouri Department of Natural Resources may reasonably request in connection with the application which is herein authorized, to sign all necessary documents on behalf of the applicant, to furnish such assurances to the Missouri Department of Natural Resources as may be required by law or regulation, and to receive payment on behalf of the applicant.

CERTIFICATE OF RECORDING OFFICER

The undersigned, duly qualified and acting_____**of the**
(title of officer)

_____**, does hereby certify: That the attached resolution is a**
(legal name of applicant)

true and correct copy of the resolution adopted at a legally convened meeting of the

_____ **held on the**_____**day of**_____**,**_____**;**
(name of the governing body of applicant)

and further that such resolution has been fully recorded in the journal of proceedings and records in my office. IN WITNESS WHEREOF, I have hereunto set my hand this_____**day of**_____**,**_____**.**

SEAL (If applicant has an official seal, impress here.)

_____
(signature of recording officer)

_____
(title of recording officer)

Procurement of Architectural and Engineering Services with DBE Certification Form

Project Name: _____

FAC Project No.: _____

Missouri Law (Sections 8.285 to 8.291, RSMo) requires that political subdivisions of the State, such as counties, municipalities, and water or sewer districts procuring professional design and engineering services follow a qualifications based selection process.

Federal Law (2 C.F.R. Part 200 Subpart D Procurement Standards) requires that federal funding recipients must have and use documented procurement procedures, consistent with State, local, and tribal laws and regulations and the standards of this section, for the acquisition of property or services required under a Federal award or sub-award. The non-federal entity's documented procurement procedures must conform to the procurement standards identified in §200.317 through 200.327.

Federal Law (40 C.F.R. Part 33) requires that federal funding recipients entering into contracts to seek and encourage bids from Disadvantaged Business Enterprises (DBEs). DBEs are for-profit small businesses with at least 51 percent ownership by socially and economically disadvantaged individuals who also control management and daily business operations.

The Missouri Department of Natural Resources' Financial Assistance Center intends applicants seeking financial assistance to use this form in documenting that proper procurement of professional design and engineering services and a good faith effort to solicit DBEs for their project has occurred.

Applicants are required to certify all of the following:

- ☐ Made a good faith effort to seek the most-qualified firm for professional services, by seekinga Request for Qualifications (RFQ) from 3-5 firms (see attached example). Allow at least 30 days for the solicitation period. Check your local phone directory, search the internet, or visit www.acecmo.org/membership/acecmo-directory/ to find engineering firms.
  - ☐ **RFQ attached**
- ☐ Evaluated the proposals or qualifications and selected a firm based on professional competency, past performance, specialized experience, and other factors deemed critical for success of the project.
- ☐ Followed the DBE six good faith efforts for procurement of engineering services**.**
- ☐ Used a documented procurement procedure consistent with State, local, and tribal laws and regulations and the standards identified in 2 C.F.R. §200.317 through 200.327.

Name and Title of Authorized Representative (Please Print or Type)

_____ _____

Signature of Authorized Representative Date

Last Revised: March 17, 2022

Applicant Assurance of Local Cost Share Form
Missouri Department of Natural Resources
Financial Assistance Center
State ARPA Grant Program

The Financial Assistance Center (FAC) has indicated that applicants to the state American Rescue Plan Act (ARPA) grant program are required to provide local cost share funds to the project and will receive preference during the application scoring process based on the percent contributed. Only cash on hand and local ARPA grant dollars will be accepted as local cost share. Other state or federal grants (USDA, CDBG, SRF, etc) or private lines of credit, will not be accepted, unless approved by the Department at the time of application. Applicants will need to indicate the amount of cost share that they are allocating to their proposed state ARPA project. Failure to provide the cost share indicated on this form toward the project will result in the withdrawal of state ARPA grant funds.

Please indicate what kind of local funds the applicant intends to contribute to the project. Check all that apply and complete the table as appropriate.

☐ Cash On-Hand

	Applicant's Information	Example
Name of Account		Water Fund
Current Account Balance	$	$750,000
Amount of Funds Allocated to Local Cost Share	$	**$250,000**

☐ Local ARPA grant funds

	Applicant's Information	Example
Name of Account		ARPA Grant Account
1st Tranche of Funding	$	$20,000
2nd Tranche of Funding (received or anticipated)	$	$20,000
Amount of Funds Allocated to Local Cost Share	$	**$36,000**

Total Amount of Local Cost Share (sum of the two tables above): $_____ Example: **$286,000**

_____ _____

Signature (Authorized Representative) Legal Name of Applicant

_____

Date

Appendix 6: Document Submittal Checklist

ARPA Document Submittal Checklist		
CHECKLIST	**SUBMITTAL TIMELINE**	
	WITH APPLICATION	**AFTER SCORING and PRIOR TO AWARD**
Application	X	
Resolution for Authorized Representative	X	
Facility Plan (if needed)	X (if completed)	
Applicant Assurance of Local Funds	X	
Certificate Regarding Debarment and Suspension Form		X
Business Entity Certification / E-Verify MOU		X
Affidavit of Work Authorization / Business Entity Certification from applicant		X
Intermunicipal Agreement (if applicable)		X-if two cities are connecting
Procurement and A/E Agreement		
---Request for Qualifications	X	
---Procurement Certification Form	X	
---Engineer's Business Entity / E-Verify MOU		X
---Engineer's Affidavit of Work Authorization		X
---AE Contract Agreement-Planning		X
---AE Contract Agreement-Design		X
---AE Contract Agreement-Construction		X
---Certificate Regarding Debarment and Suspension Form		X
Applicant Assurance of Acquisition with Respect to the Uniform Relocation Act		X
Construction Permit Application & Fee		X
Plans and Specifications (If applicable)		
---Contract 1		X
---Contract 2		X
Bid Documents		
---Affidavit of Publication		X
---Bid Tab		X
---Bid Form		X
---Recommendation of award		X
---Addenda and bidders acknowledgement		X
---MBE/WBE Utilization Form		X
---Bid Bond		X
---Affidavit of Work Authorization from Contractor		X
---Contractor's Business Entity / E-Verify MOU		
---Domestic Products Procurement Act Certification		X
Executed Construction Contract		X
Notice to Proceed		X
Affidavit of Compliance with the Prevailing Wage Law (before final payment)		X
Statement of Work Complete		X

Additional Exhibits

Exhibit 1: ARPA Subrecipient Terms and Conditions

Exhibit 2: Missouri ARPA Water Infrastructure Special Terms and Conditions

Exhibit 3: Frequently Asked Questions (FAQ) (https://moarpa.mo.gov/faq-contact-us/)

EXHIBIT 1

TERMS AND CONDITIONS FOR GRANTEE RECEIPT OF FEDERAL ARPA SFRF FUNDS

I. Use of Funds: _____ ("Grantee") understands and agrees that the funds disbursed under this grant may only be used in compliance with section 602(c) of the Social Security Act ("Act"), as added by Section 9901 of the American Rescue Plan Act ("ARPA"), Pub. L. No. 117-2 (March 11, 2021), 135 Stat. 4, 223–26, and the U.S. Department of the Treasury ("Treasury")'s regulations implementing that section and guidance, and in compliance with all other restrictions and specifications on use set forth in or applicable through this agreement. Grantee will determine prior to engaging in any project using this assistance that it has the institutional, managerial, and financial capability to ensure proper planning, management, and completion of the project.

Period of Performance: The period of performance for this award begins on the date hereof and ends on [END DATE NO LATER THAN 12/31/26]. Grantee may use funds granted under this agreement to cover eligible costs incurred during the period of performance, but no later than [END DATE NO LATER THAN 12/31/24].

Reporting: Grantee agrees to comply with any reporting obligations established by Treasury or the State of Missouri ("State"), as it relates to this grant. Those reporting obligations shall include, without limitation, the following: reporting that is necessary for the State to comply with the Treasury's Project and Expenditure Report User Guide for State and Local Fiscal Recovery Funds, Version: 2, dated April 1, 2022 and any later versions of that publication.[1]

Maintenance of and Access to Records: Grantee shall maintain records and financial documents sufficient to evidence compliance with section 602(c) of the Act and Treasury's regulations implementing that section and guidance regarding the eligible uses of funds. Grantee shall also maintain records and financial documents: 1. sufficient for the State, with respect to Grantee's participation in this grant agreement, to evidence compliance with section 602(c) of the Act and Treasury's regulations implementing that section and guidance regarding the eligible uses of funds; and 2. necessary for the State, with respect to Grantee's participation in this grant agreement, to comply with obligations under 2 C.F.R. Part 200 and any other applicable law. For subrecipients, Grantee shall further maintain all records and financial documents necessary for: 1. Grantee to comply with obligations as a subrecipient under 2 C.F.R. Part 200; and 2. the State to comply with obligations as a pass-through entity under 2 C.F.R. Part 200. The Treasury Office of Inspector General, the Government Accountability Office, their authorized representatives, the State, or its authorized representatives, shall have the right of access to records and documents (electronic and otherwise) of Grantee in order to conduct audits or other investigations or reviews.[2]

[1] For subrecipients, in the case of an additional reporting requirement imposed by the State under 2 C.F.R. § 200.332(a)(3), this agreement shall be amended.

[2] For subrecipients, the State's right of access in this paragraph includes, but is not limited to, the right set forth at 2 C.F.R. § 200.332(a)(5) that "the pass-through entity and auditors [shall] have

Records shall be maintained by Grantee for a period of five (5) years after all funds have been expended or returned to the State, whichever is later. Wherever practicable, records should be collected, transmitted, and stored in open and machine-readable formats. Grantee's obligations under this section shall include, without limitation, maintenance of the following specified types of records and financial documents: documents that are necessary for the State to comply with the Treasury's Project and Expenditure Report User Guide for State and Local Fiscal Recovery Funds, Version: 2, dated April 1, 2022 and any later versions of that publication.[3]

Pre-award Costs: Pre-award costs, as defined at 2 C.F.R. § 200.458, may not be paid with funding from this grant.

Conflicts of Interest: For subrecipients only, Grantee understands and agrees that it must maintain a conflict of interest policy consistent with 2 C.F.R. § 200.318(c) and that such conflict of interest policy is applicable to each activity funded under this grant. Grantee must disclose in writing to Treasury or the State, as appropriate, any potential conflict of interest affecting the granted funds in accordance with 2 C.F.R. § 200.112.

Compliance with Applicable Law and Regulations: Grantee agrees to comply with the requirements of section 602 of the Act, regulations adopted by Treasury pursuant to section 602(f) of the Act, guidance issued by Treasury regarding the foregoing, and all other restrictions and specifications set forth in or applicable through this agreement. Grantee also agrees to comply with all other applicable state and federal statutes, regulations, and executive orders, and Grantee shall provide for such compliance by other parties in any agreements it enters into with other parties relating to this grant.

Federal regulations applicable to this grant include, without limitation, the following:

i. For subrecipients only, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards, 2 C.F.R. Part 200, other than such provisions as Treasury may determine are inapplicable to this grant and subject to such exceptions as may be otherwise provided by Treasury. Excepting for-profit subrecipients, Subpart F – Audit Requirements of Uniform Guidance, implementing the Single Audit Act, shall apply to this grant;

ii. For subrecipients only, Universal Identifier and System for Award Management ("SAM"), 2 C.F.R. Part 25, pursuant to which the award term set forth at Appendix A to 2 C.F.R. Part 25 is hereby incorporated by reference;

iii. For subrecipients only, Reporting Subaward and Executive Compensation Information, 2 C.F.R. Part 170, pursuant to which the award term set forth at Appendix A to 2 C.F.R. Part 170 is hereby incorporated by reference;

access to the subrecipient's records and financial statements as necessary for the pass-through entity to meet the requirements of this part."

[3] For subrecipients, in the case of an additional record-keeping requirement imposed by the State under 2 C.F.R. § 200.332(a)(3), this agreement shall be amended.

iv. OMB Guidelines to Agencies on Governmentwide Debarment and Suspension (Nonprocurement), 2 C.F.R. Part 180, and Treasury's implementing regulation at 31 C.F.R. Part 19, including both the requirement to comply with that part's Subpart C as a condition of participation in this transaction, and the requirement to pass the requirement to comply with that subpart to each person with whom the participant enters into a covered transaction at the next lower tier;

v. Recipient Integrity and Performance Matters, pursuant to which the award term set forth at 2 C.F.R. Part 200, Appendix XII, is hereby incorporated by reference;

vi. For subrecipients only, Governmentwide Requirements for Drug-Free Workplace, 31 C.F.R. Part 20;

vii. For subrecipients only, New Restrictions on Lobbying, 31 C.F.R. Part 21;

viii. Uniform Relocation Assistance and Real Property Acquisitions Act of 1970 (42 U.S.C. §§ 4601–4655) and implementing regulations; and

ix. Generally applicable federal environmental laws and regulations.

Federal statutes and regulations prohibiting discrimination applicable to this grant include, without limitation, the following:

i. Title VI of the Civil Rights Act of 1964 (42 U.S.C. §§ 2000d *et seq*.) and Treasury's implementing regulations at 31 C.F.R. Part 22, which prohibit discrimination on the basis of race, color, or national origin under programs or activities receiving federal financial assistance;

ii. the Fair Housing Act, Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§ 3601 *et seq*.) which prohibits discrimination in housing on the basis of race, color, religion, national origin, sex, familial status, or disability;

iii. Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. § 794), which prohibits discrimination on the basis of disability under any program or activity receiving federal financial assistance;

iv. the Age Discrimination Act of 1975, as amended (42 U.S.C. §§ 6101 *et seq*.) and Treasury's implementing regulations at 31 C.F.R. Part 23, which prohibit discrimination on the basis of age in programs or activities receiving federal financial assistance; and

v. For subrecipients and local governments only, Title II of the Americans with Disabilities Act of 1990, as amended (42 U.S.C. §§ 12101 *et seq*.), which prohibits discrimination on the basis of disability under programs, activities, and services provided or made available by state and local governments or instrumentalities or agencies thereto.

<u>Remedial Actions</u>: The State reserves the right to impose additional conditions or requirements on Grantee's receipt of this grant, as the State deems necessary or advisable, in order

to facilitate compliance with any existing or additional conditions or requirements imposed upon the State by Treasury for the State's receipt of ARPA funds. The State also reserves the right to seek recoupment or repayment of this grant in whole or in part, in the event that Treasury seeks recoupment or repayment of payments made to the State, for reasons relating to Grantee's acts or omissions respecting this grant. These reservations are expressed without limitation to any other rights the State may hold, either to impose additional conditions or requirements on Grantee's receipt of this grant or to recoup this grant in whole or in part, under this agreement or other applicable law.

Hatch Act: Grantee agrees to comply, as applicable, with requirements of the Hatch Act (5 U.S.C. §§ 1501–1508 and 7324–7328), which limit certain political activities of State or local government employees whose principal employment is in connection with an activity financed in whole or in part by this federal assistance.

False Statements: Grantee understands that making false statements or claims in connection with this award is a violation of federal law and may result in criminal, civil, or administrative sanctions, including fines, imprisonment, civil damages and penalties, debarment from participating in federal awards or contracts, and/or any other remedy available by law.

Publications: Any publications produced with funds from this grant must display the following language: "This product [is being] [was] supported, in whole or in part, by federal award number [enter project FAIN] awarded to State of Missouri by the U.S. Department of the Treasury."

Debts Owed State and Federal Government: Any funds paid to Grantee (1) in excess of the amount to which Grantee is finally determined to be authorized to retain under the terms of this grant; (2) that are determined by the Treasury Office of Inspector General to have been misused; or (3) that are determined by Treasury to be subject to a repayment obligation pursuant to sections 602(e) and 603(b)(2)(D) of the Act and have not been repaid by Grantee shall constitute a debt owed by the State to the federal government. In such instance, the funds constituting the State's debt to the federal government shall also constitute Grantee's debt to the State. Debts owed by Grantee to the State must be paid promptly by Grantee. A debt owed the State by Grantee under this agreement is delinquent if it has not been paid by the date specified in the State's initial demand for payment, unless other satisfactory arrangements have been made or if Grantee knowingly or improperly retains funds that are a debt as defined in this paragraph. The State will take any actions available to it to collect such a debt, including but not limited to actions available to it under the "Remedial Actions" paragraph found in this same section (I) above. The rights of the State as expressed in this paragraph are in addition to, and do not imply the exclusion of, any other rights the State may have under applicable law to collect a debt or seek damages from Grantee.

Disclaimer: In its award of federal financial assistance to the State, Treasury provides that the United States expressly disclaims any and all responsibility or liability to the State or third persons for the actions of the State or third persons resulting in death, bodily injury, property damages, or any other losses resulting in any way from the performance of this award or any other losses resulting in any way from the performance of this award or any contract or subcontract under this award. Furthermore, in its award of federal financial assistance to the State, Treasury

also states that the acceptance of this award by the State does not in any way establish an agency relationship between the United States and the State. This disclaimer applies with equal force to this grant.

Protections for Whistleblowers: For grants to subrecipients exceeding $250,000: In accordance with 41 U.S.C. § 4712, Grantee may not discharge, demote, or otherwise discriminate against an employee in reprisal for disclosing to any of the list of persons or entities provided below, information that the employee reasonably believes is evidence of gross mismanagement of a federal contract or grant, a gross waste of federal funds, an abuse of authority relating to a federal contract or grant, a substantial and specific danger to public health or safety, or a violation of law, rule, or regulation related to a federal contract (including the competition for or negotiation of a contract) or grant. The list of persons and entities referenced in the statement above includes the following:

i. a member of Congress or a representative of a committee of Congress;

ii. an Inspector General;

iii. the Government Accountability Office;

iv. a Treasury employee responsible for contract or grant oversight or management;

v. an authorized official of the Department of Justice or other law enforcement agency;

vi. a court or grand jury;

vii. a management official or other employee of the State or Grantee who has the responsibility to investigate, discover, or address misconduct.

Grantee shall inform its employees in writing of the rights and remedies provided under this section, in the predominant native language of the workforce.

Increasing Seat Belt Use in the United States: Pursuant to Executive Order 13043, 62 FR 19217 (Apr. 18, 1997), Grantee should encourage its contractors to adopt and enforce on-the-job seat belt policies and programs for their employees when operating company-owned, rented or personally owned vehicles.

Reducing Text Messaging While Driving: Pursuant to federal Executive Order 13513, 74 FR 51225 (Oct. 6, 2009), the State hereby encourages Grantee to adopt and enforce policies that ban text messaging while driving.[4]

II. By entering into this agreement, Grantee ensures its current and future compliance with Title VI of the Civil Rights Act of 1964, as amended, which prohibits exclusion from participation,

[4] Section I is based on requirements set forth in Treasury's Coronavirus State Fiscal Recovery Fund Award Terms and Conditions document, executed by the State on July 26, 2021.

denial of the benefits of, or subjection to discrimination under programs and activities receiving federal funds, of any person in the United States on the ground of race, color, or national origin (42 U.S.C. § 2000d et seq.), as implemented by Treasury Title VI regulations at 31 C.F.R. Part 22 and other pertinent executive orders such as federal Executive Order 13166; directives; circulars; policies; memoranda and/or guidance documents.

Grantee acknowledges that federal Executive Order 13166, "Improving Access to Services for Persons with Limited English Proficiency," seeks to improve access to federally assisted programs and activities for individuals who, because of national origin, have Limited English Proficiency ("LEP"). Grantee understands that denying a person access to its programs, services, and activities because of LEP is a form of national origin discrimination prohibited under Title VI of the Civil Rights Act of 1964 and Treasury's implementing regulations. Accordingly, Grantee shall initiate reasonable steps, or comply with Treasury's directives, to ensure that LEP persons have meaningful access to its programs, services, and activities. Grantee understands and agrees that meaningful access may entail providing language assistance services, including oral interpretation and written translation where necessary, to ensure effective communication in Grantee's programs, services, and activities.

Grantee agrees to consider the need for language services for LEP persons during development of applicable budgets and when conducting programs, services, and activities. As a resource, Treasury has published its LEP guidance at 70 FR 6067. For more information on LEP, please visit http://www.lep.gov.

Grantee acknowledges and agrees that compliance with this assurance constitutes a condition of continued receipt of federal financial assistance and is binding upon Grantee and Grantee's successors, transferees, and assignees for the period in which such assistance is provided.

Grantee shall comply with Title VI of the Civil Rights Act of 1964, which prohibits recipients of federal financial assistance from excluding from a program or activity, denying benefits of, or otherwise discriminating against a person on the basis of race, color, or national origin (42 U.S.C. § 2000d et seq.*), as implemented by the Department of the Treasury's Title VI regulations, 31 C.F.R. Part 22, which are herein incorporated by reference and made a part of this agreement. Title VI also includes protection to persons with "Limited English Proficiency" in any program or activity receiving federal financial assistance, 42 U.S.C. § 2000d* et seq.*, as implemented by the Department of the Treasury's Title VI regulations 31 C.F.R. Part 22, and herein incorporated by reference and made a part of this agreement.*

Grantee shall cooperate in any enforcement or compliance review activities by Treasury or the State of the aforementioned obligations. Enforcement may include investigation, arbitration, mediation, litigation, and monitoring of any settlement agreements that may result from these actions. That is, Grantee shall comply with information requests, on-site compliance review, and reporting requirements.

Grantee shall maintain and provide to applicants, beneficiaries, their representatives, or any other party requesting the same, information on how to file a Title VI complaint of discrimination with the State of Missouri.

Grantee shall provide to the State documentation of an administrative agency's or court's findings of non-compliance of Title VI and efforts to address the non-compliance, including any voluntary compliance or other agreements between Grantee and the administrative agency that makes any such finding. If Grantee settles a case or matter alleging such discrimination, Grantee must provide to the State documentation of the settlement. If Grantee has not been the subject of any court or administrative agency finding of discrimination, Grantee shall so state.

The United States of America has the right to seek judicial enforcement of the terms of this assurances section and nothing in this section alters or limits the federal enforcement measures that the United States may take in order to address violations of this section or applicable federal law.

Under penalty of perjury, the undersigned certifies that he/she has read and understood this section's obligations as herein described, that any information submitted in conjunction with this assurance document is accurate and complete, and that Grantee is in compliance with the aforementioned nondiscrimination requirements.

By signing this certification, the undersigned represents his or her intention, and legal authorization, to do so on behalf of Grantee.[5]

Date:

Signature of Grantee's Authorized Representative

_____

Printed Name of Authorized Representative

************THE SECTIONS BELOW APPLY ONLY TO SUBRECIPIENTS************

III. This grant to _____ ("Grantee") constitutes a subaward[6] of federal financial assistance[7] provided to the State of Missouri ("State") by the U.S. Department of

[5] Section II is based on requirements set forth in Treasury's Assurance of Compliance with Civil Rights Requirements document, executed by the State on July 26, 2021.

[6] "Subaward" is defined at 2 C.F.R. § 200.1.

[7] "Federal financial assistance" is defined at 2 C.F.R. § 200.1.

the Treasury ("Treasury") pursuant to Section 602(b) of the Social Security Act ("Act"), as added by Section 9901 of the American Rescue Plan Act ("ARPA"), Pub. L. No. 117-2 (March 11, 2021), 135 Stat. 4, 223–26. Grantee is a subrecipient[8] and the State is a pass-through entity[9] for purposes of the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards set forth at 2 C.F.R. Part 200. The following is provided to Grantee pursuant to 2 C.F.R. § 200.332(a)(1):

- Subrecipient name (which must match the name associated with its unique entity identifier): _____.
- Subrecipient's unique entity identifier: _____.
- Federal Award Identification Number (FAIN): _____.
- Federal Award Date of award to the recipient by the Federal agency: _____.
- Subaward Period of Performance Start and End Date: _____.
- Subaward Budget Period Start and End Date: _____.
- Amount of Federal Funds Obligated by this action by the pass-through entity to the subrecipient: _____.
- Total Amount of Federal Funds Obligated to the subrecipient by the pass-through entity including the current financial obligation: _____.
- Total Amount of the Federal Award committed to the subrecipient by the pass-through entity: _____.
- Federal award project description: ARPA appropriated $195.3 billion for payments from the Coronavirus State Fiscal Recovery Fund ("SFRF") to states through Treasury. Act § 602(a)(3)(A), ARPA § 9901, 135 Stat. 4, 224. Those monies are for states "to mitigate the fiscal effects stemming from the public health emergency with respect to [COVID-19]." Act § 602(a)(1), ARPA § 9901, 135 Stat. 4, 223. The State has received more than $2.6 billion in ARPA SFRF funds, separate from local government allocations. In accordance with the budget passed by the Missouri legislature, the State intends that these funds be utilized for the purposes set forth in ARPA, consistent with other applicable federal law. As part of this effort, the State has elected to distribute a portion of its SFRF funding to appropriate subrecipients.

[8] "Subrecipient" is defined at 2 C.F.R. § 200.1.

[9] "Pass-through entity" is defined at 2 C.F.R. § 200.1.

- Name of Federal awarding agency: U.S. Department of Treasury.

- Name of pass-through entity: State of Missouri.

- Contact information for awarding official of pass-through entity:
  - Name: _____.
  - Phone Number: _____.
  - Email Address: _____.

- Assistance Listings number and Title (pass-through entity must identify the dollar amount made available under each Federal award and the Assistance Listings Number at time of disbursement): _____.

- Identification of whether the award is R & D: _____.

- Indirect cost rate for the Federal award (including if the de minimis rate is charged) per § 200.414: _____.

IV. For grants exceeding $100,000:

The undersigned certifies, to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form–LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

(3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who

fails to file the required certification shall be subject to a civil penalty of not less than $10,000 and not more than $100,000 for each such failure.

By signing this certification, the undersigned represents his or her intention, and legal authorization, to do so on behalf of Grantee.[10]

Date:

Signature of Grantee's Authorized Representative

Printed Name of Authorized Representative

V. In addition to the other authorities identified in this agreement, Grantee must comply with 2 C.F.R. Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards ("Uniform Guidance"). The Uniform Guidance is an extensive body of federal rules, and so will not be recited here comprehensively. However, **Grantee must perform this agreement in compliance with the entirety of the Uniform Guidance, not just the provisions discussed in this section.**[11]

Beyond its definitions and acronym identifications (Subpart A), the Uniform Guidance contains five subparts. Subpart B, "General Provisions," includes a statement of purpose (which provides a general outline of the Part), 2 C.F.R. § 200.100, a provision on conflicts of interest (*see* Section III above), 2 C.F.R. § 200.112, and a provision on mandatory disclosures, 2 C.F.R. § 200.113. Subpart D, "Post Federal Award Requirements," itself covers a range of topics. 2 C.F.R. § 200.302 requires, *inter alia*, that "financial management systems . . . must be sufficient to permit the preparation of reports required by general and program-specific terms and conditions; and the tracing of funds to a level of expenditures adequate to establish that such funds have been used according to the Federal statutes, regulations, and the terms and conditions of the Federal award." *Id*. at (a). 2 C.F.R. § 200.303 requires, *inter alia*, "[e]valuat[ion] and monitor[ing]" of "compliance with statutes, regulations and the terms and conditions of Federal awards," as well as the "[t]ak[ing] [of] prompt action when instances of noncompliance are identified including noncompliance identified in audit findings." *Id*. at (c) and (d), respectively. Subpart D also includes "Property Standards." 2 C.F.R. §§ 200.310–.327. These sections address Grantee's interaction

[10] Section II is based on requirements set forth at 31 C.F.R. Part 21. Appendix A of that part sets forth this certification.

[11] 2 C.F.R. Part 200, Subpart F does not apply to for-profit entities. However, "[f]or-profit entities that receive SLFRF subawards . . . are subject to other audits as deemed necessary by authorized governmental entities, including Treasury and Treasury's [Office of Inspector General]." Treasury's *Compliance and Reporting Guidance: State and Local Fiscal Recovery Funds*, published February 28, 2022 (Version 3.0), p.12, n.7. Such other audits may be imposed by the State. *Id*. *See also* 2 C.F.R. § 200.501. For-profit subrecipients shall comply with any audit requirements imposed by the State.

with equipment and real property, as well as providing standards for procurement. 2 C.F.R. § 200.329 addresses the monitoring and reporting of program performance. Beginning at 2 C.F.R. § 200.334, Subpart D lists numerous requirements for "Record Retention and Access," which should be read in concert with the several terms and conditions of this agreement. Subpart E, "Cost Principles," begins with provisions providing a basic framework for understanding and applying the bulk of these requirements. *See* 2 C.F.R. §§ 200.400 and .401. Subpart E includes a rule on "Reasonable Costs," 2 C.F.R. § 200.404, which provides a definitional authority as well as primary factors for consideration. *Id*. This subpart also provides a considerable listing of "Selected Items of Cost," and "General Provisions" for each. 2 C.F.R. §§ 200.420–.476. Subpart F is dedicated to the topic of audits. *See* 2 C.F.R. § 200.500 *et seq*. With certain qualifications, subrecipients are subject to audit pursuant to the federal Single Audit Act and this subpart of the Uniform Guidance. *See* n.12 above, and the authorities there cited.

Exhibit 2

Special Terms and Conditions for Subrecipient
Missouri ARPA Water Infrastructure Community Grant Program
Grant Award Number:
Entity Name:

The following are special terms and conditions in addition to the federal terms and conditions for subrecipients.

I. Administrative Terms

1. **Method of Payment**. The recipient will be reimbursed by the Missouri Department of Natural Resources for all allowable expenses incurred in performing the scope of services. The recipient shall report project expenses and submit to the Department original payment requests as required per the financial assistance agreement. The form must be completed with the Department payment request amount and local cost share detailed. Payment requests must provide a breakdown of project expenses by contract line item. Payment requests must be received by the Department per the financial assistance agreement. No reimbursement will be made for expenditures prior to award unless approval for pre-award costs has been granted. No reimbursements will be made for expenditures incurred after the budget period end date unless a budget time period extension has been granted by the Department prior to the budget period end date.

    a. The recipient agrees to submit the reimbursement form along with supporting documentation no more frequently than monthly. The Department will reimburse eligible invoices proportionally to the grants percentage of the total project cost. The recipient shall be responsible for local cost share funds to pay all remaining eligible invoice amounts. In addition, the recipient is responsible for paying any ineligible costs and costs that exceed the grant award amount listed on the Financial Assistance Agreement.

    b. All payment requests must have the following certification by the authorized recipient official: By signing this report, I certify to the best of my knowledge and belief the report is true, complete and accurate and the expenditures, disbursements and cash receipts are for the purposes and objectives set forth in the terms and conditions of the financial assistance agreement. I am aware that any false, fictitious, or fraudulent information, or the omission of any material fact, may subject me to criminal, civil or administrative penalties for fraud, false statements, false claims or otherwise.

    c. The Department will not reimburse expenses under any contracts until the Department has reviewed and approved said contracts. The Uniform Act requires applicable contract clauses required by 2 CFR 200.327, and subrecipients must follow the procurement standards in 2 CFR 200.318 through 200.327, including ensuring that the procurement methods used for the contracts are appropriate.

d. The recipient should submit documentation through the online web portal at: https://moarpa.mo.gov.

2. **Local Cost Share Funding:** Failure by the applicant to provide 100% of the local cost share that it committed to contribute to the project, as identified in the financial assistance agreement, may cause the recipient to become ineligible to receive additional financial assistance from the Department. Failure to provide the required local cost share may also result in other enforcement remedies as stated in the federal rules found in 2 CRF Part 200 Subpart D, "Post Federal Award Requirements".

3. **Changes in Budget, Scope of Work, or Period of Performance**: The following is a non-exhaustive listing of when a recipient must request approval from the Department, in writing, to amend project budgets, scope of work, or period of performance:

   a. For any budget revision, which would result in the need for additional funds. The request must include an acceptable justification for the increase, such as materials cost increase.

   b. When contracting out, subgranting, or otherwise obtaining a third party to perform activities which are central to the purpose of the award

   c. To extend the budget or payment periods listed in the financial assistance agreement. For these extensions, the recipient must notify the Department in writing. The request must include justification for the extension request, and a revised period of performance at least 90 calendar days before the end of the period of performance specified in the financial assistance agreement.

4. **Disputes**: The recipient and the Department should attempt to resolve disagreements concerning the administration or performance of the financial assistance agreement. If an agreement cannot be reached, the Department will provide a written decision. Such decision of the Department shall be final unless a request for review is submitted to the Division Director within ten (10) business days after the decision. Such request shall include: (1) a copy of the Department's final decision; (2) a statement of the amount in dispute; (3) a brief description of the issue(s) involved; and (4) a concise statement of the objections to the final decision. A decision by the Department shall constitute final action.

5. **Termination**:

   a. Termination for Cause: The Department may terminate any financial assistance agreement, in whole or in part, at any time before the date of completion, whenever it is determined that the recipient has failed to comply with the terms and conditions of the financial assistance agreement. The Department shall promptly notify the recipient in writing of such a determination and the reasons for the termination, together with the effective date. The Department reserves the right to withhold all or a portion of agreement funds if the recipient violates any term or condition of this financial assistance agreement. Termination for cause may be considered for evaluating future applications. The recipient may object to

terminations with cause and may provide information and documentation challenging the termination.

b. Termination for Convenience: Both the Department and the recipient may terminate the financial assistance agreement, in whole or in part, when both parties agree that the continuation of the project would not produce beneficial results commensurate with the further expenditure of funds.

c. Financial Assistance Agreements are not transferable to any person or entity.

d. Department and recipient remain responsible for compliance with all closeout requirements.

6. **Enforcement; Remedies for Noncompliance**: If the recipient falsifies any award document or materially fails to comply with any term of this financial assistance agreement, the Department may take one or more of the following actions, as appropriate:

   a. Suspend or terminate, in whole or part, the current agreement;

   b. Disallow all or part of the cost of the activity or action not in compliance;

   c. Temporarily withhold cash payments pending the recipient's correction of the deficiency;

   d. Withhold further awards from the recipient;

   e. Order the recipient not to transfer ownership of equipment purchased with assistance money without prior Department approval; or

   f. Take other remedies that may be legally available, including cost recovery, breach of contract, and suspension or debarment.

7. The recipient agrees to ensure that all space for conferences, meetings, conventions or training funded in whole or in part with Federal funds comply with the Hotel and Motel Fire Safety Act of 1990.

8. The recipient agrees to follow the requirements set out in Section 6002 of the Resource Conservation and Recovery Act (RCRA) (42 U.S.C. § 6962). RCRA Section 6002 states that preference be given in procurement programs to the purchase of specific products containing recycled materials identified in the guidelines contained in 40 CFR 247.

9. The recipient agrees that funds expended for the purposes of this subgrant must be appropriated and made available by the Missouri General Assembly for each fiscal year included within the subgrant period. Therefore, the subgrant shall automatically terminate without penalty or termination costs if such funds are not appropriated and/or granted. In the event that funds are not appropriated and/or granted for the subgrant, the subgrantee

shall not prohibit or otherwise limit DNR's right to pursue alternate solutions and remedies as deemed necessary for the conduct of state government affairs. The requirements stated in this paragraph shall apply to any amendment or the execution of any option to extend the subgrant.

II. Programmatic Terms

1. The recipient understands that the use of their work force to perform American Rescue Plan Act (ARPA) funded construction oversight is not eligible for reimbursement under Missouri's State ARPA program.

2. The recipient agrees to meet the project schedule provided with the funding application or the most recent amended schedule approved by the Department project manager unless justifiable delays occur due to unexpected circumstances. Whenever significant schedule changes occur, the recipient will provide the Department project manager with an amended schedule and an explanation for the changes.

3. In accordance with 34.057 RSMo., the recipient agrees to make prompt payment to its contractor(s) of sums due under this funding agreement and to retain only amounts as may be justified by specific circumstances and provisions of this funding agreement or the construction contract(s).

4. The recipient agrees that a manual or manuals describing the proper operation and maintenance of each system will be prepared prior to works in operation.

5. Generally Accepted Accounting Principles. The recipient shall maintain project accounts in accordance with generally accepted government accounting standards, including standards relating to the reporting of infrastructure assets.

III. Preaward

Costs incurred prior to the signing of the grant award may be reimbursed under specific circumstances.

a. The costs must fall within all general eligibility requirements that are applicable to costs incurred after grant award. This includes state and federal procurement requirements for engineering expenses.

b. Costs must be preapproved by the Department and must have been incurred after March 03, 2021.

c. Costs must be consistent with 2 CFR 200.458

Exhibit 3

Missouri Department of Natural Resources
Community Water, Wastewater, Stormwater, and
Lead Service Line Inventory Grant Programs
State of Missouri American Rescue Plan Act (ARPA)
Frequently Asked Questions

I thought I applied for state ARPA grants in fall 2021. What did I respond to if that was not an application?

From October 20 – November 30, 2021, the Department invited communities to submit project descriptions and costs as part of a Request for Information (RFI) survey[1]. This was not a grant application. The Department used that survey information to describe the statewide need for water infrastructure grants. Based on the survey submissions, the demand for grant funding was approximately 10 times the amount recommended by the Governor.

When can I apply? How long will the application period be open?

The Department will accept applications from May 16, 2022 to July 14, 2022.

How will I know if I submitted a complete application?

The online application portal will not allow an entity to submit an application if all required fields are not populated.

Who are eligible applicants?

Each state ARPA grant program has a specific list of eligible applicants. Each funding program has a unique list of eligible applicants, found in the appendices of the Notice of Funding Opportunity and summarized below.

Eligible applicants for Lead Service Line Inventories, Drinking Water ARPA Grants and Wastewater ARPA Grants are: Incorporated Municipalities, Public Water or Sewer Districts (if they operate a drinking water utility), Quasi-Governmental Agencies (e.g., irrigation, telephone, oil, gas, water, and electric companies), and Joint Municipal Utility Commissions. Privately Owned Utilities or Nonprofit Organizations whose sole purpose is to provide drinking water or wastewater service are also eligible to apply for Drinking Water ARPA Grants and Wastewater ARPA Grants.

Eligible Applicants for Stormwater ARPA Grants are Incorporated Municipalities, Counties, and Public Sewer Districts.

Businesses, individuals, or households are not eligible to apply for the water infrastructure grant programs.

What are eligible project types?

[1] https://dnr.mo.gov/communications/news/department-natural-resources-seeks-information-water-infrastructure-funding-needs

Generally, capital infrastructure construction projects are eligible for the state ARPA grant programs, especially if they are eligible for the State Revolving Fund program, with the exception of the lead service line inventory projects. Please see the Notice of Funding Opportunity document for a detailed list of eligible and ineligible project types by grant program.

Is an applicant eligible for grant funding to connect another system if their treatment works is at or above the facility's design capacity?

No, an applicant must be able to document that their system has unused capacity that is sufficient to accept the additional flow from the facility or facilities to be connected, and must also be meeting permit effluent limits.

Will a community score higher for ARPA water grants if they are currently on the State Revolving Fund Intended Use Plan?

No, the state ARPA grant programs are separate from the Clean Water or Drinking Water State Revolving Funds and their associated Project Priority Lists and Intended Use Plans. A community does not need to be on the Intended Use Plan to be eligible for ARPA water grants.

Who will score the applications?

The Department will select a team of current employees, including both project managers and engineers, with experience in reviewing capital improvement projects in the fields of drinking water, wastewater, and stormwater.

How will the Department score projects?

The Department's team will score applications using the factors listed in the appendices of the Notice of Funding Opportunity document. The Department anticipates the scoring process to take up to 3 months to complete, depending on the number of applications submitted. Application scoring will begin July 15, 2022, and is expected to conclude on or before October 12, 2022.

What factors are included in the scoring sheet?

Factors include assessing affordability and financial capability, necessity of project to maintain reliable service, and engineering capability. Complete details, including factor weighting, are contained in appendices 1 through 4.

How will the census data for my project's scoring be selected?

The project area is defined as the geographic area impacted by and/or benefiting from the applicant's project within:

(a) An incorporated municipality's political boundary for non-entitlement communities or
(b) One or multiple census tracts for public water or sewer districts, counties, quasi-governmental agencies (e.g., irrigation, telephone, oil, gas, water, and electric companies), privately owned utilities, non-profit organizations, or entitlement communities. If multiple census tracts are impacted or benefit from the project, the Department will sum or average the census data as appropriate.

Non-entitlement units of local government, defined in section 603(g)(5) of the Social Security Act, as added by section 9901 of the American Rescue Plan Act of 2021, are local governments typically serving populations of less than 50,000.

Missouri's metropolitan cities/entitlement communities are Blue Springs, Cape Girardeau city, Columbia, Florissant, Independence, Jefferson City, Joplin, Kansas City, Lee's Summit, O'Fallon, Springfield, St. Joseph, St. Louis, St. Charles city, and St. Peters city.[2]

Is a local match or cost share required?

Yes, local cost share is required to be provided in order to be eligible for state funds. The preferred cost share sources are the applicant's local ARPA allocation funds or cash on hand. The higher percent of local cost share provided will earn additional points in the scoring process, which makes that project more competitive (see scoring sheet for additional information). Each applicant will be required to submit a certification, the Assurance of Local Funds form, committing those local funds to the project at the time of application. If selected for funding, that applicant will be required to provide that exact cost share as part of the grant agreement.

For example: City ABC received $200,000 in local ARPA funds. However, a needed wastewater project costs $3 million. City ABC could apply for a state ARPA grant in the amount of $2,800,000 with an Assurance of Local Funds in the amount of $200,000 from local ARPA grant money.

Are in-kind services or force account work (e.g., work by the city's own staff with our own equipment) allowed as part of our local cost share?

No. Applicants must have cash-on-hand or local ARPA funds to offer as their local cost share, not in-kind services.

The Department does not consider Federal funds*, such as State Revolving Fund loans, U.S. Department of Agriculture – Rural Development loans and Community Development Block Grants an appropriate local cost share source for ARPA grants because the cumbersome federal requirements associated with these programs will slow project progress, and will jeopardize the ability of the applicant to meet the very aggressive federal ARPA deadlines.

*The Department may consider granting an exception to allow use of Federal funds as local cost share for projects that are designed and ready to bid, and for which the federal funds have been awarded or will be within 30 days. Such exceptions may be made at the Department's sole discretion at the time of application. Exceptions will be based on the Department's assessment of project readiness, including an estimated project schedule indicating the project completion date is prior to December 31, 2026.

Will the Department give priority to communities that utilize their local ARPA allocation funding as local cost share for the state ARPA grant programs versus cash on hand?

No. Local ARPA money and cash on hand will receive the same weighting in the scoring process.

[2] https://home.treasury.gov/system/files/136/fiscalrecoveryfunds-metrocitiesfunding1-508A.pdf

What data will the Department use for assessing affordability and financial capability?

The Department utilizes the most current publicly available 5-year American Community Survey (ACS) data gathered by the U.S. Census Bureau because it is periodically updated, publicly available on the Census Bureau website (www.census.gov/programs-surveys/acs/), and is the most comprehensive source.

Does my project need to be shovel-ready to apply or be competitive?

No, a project does not need to be "shovel-ready" to be eligible to apply. However, an applicant *will* need to be confident it and its contractors are able to meet the aggressive timelines outlined in ARPA (funds must be obligated to a project by December 31, 2024 and spent by December 31, 2026). The Department's ARPA grant scoring provides additional points for project readiness (having a completed engineering report).

Is an engineering report, facility plan, or other document required?

No. However, additional prioritization points are available for projects with an engineering report or facility plan (if required). Wastewater projects must follow the design guidelines outlined in 10 CSR 20-8.110[3] and drinking water projects must follow the Minimum Design Standards for Missouri Community Water Systems[4]. For most wastewater or drinking water improvements, an engineering report or facility plan is usually required, unless the project is a:

- wastewater improvement that is exempt per 10 CSR 20-6.010(4)(B)[5],
- the drinking water project is a meter-only replacement project, or
- the project is a lead service line inventory project.

Stormwater projects must have documentation of an investigation and problem statement, project scope statement, benefit evaluation, cost estimate, and map(s) of the project area to receive additional prioritization points.

Can an applicant apply for a state ARPA grant if the proposed project does not have a completed engineering report or facility plan?

Yes. If the Department selects a project without an engineering report for grant funding, and the project scores well enough to be assigned funding, the applicant will be required to submit an acceptable engineering report or facility plan no later than October 12, 2022. If a wastewater project requires an anti-degradation review, the applicant must request that review and submit the analysis with the report or plan no later than October 12, 2022. The Department does not need to have approved the report or plan by that date.

Can I apply for a state ARPA grant to complete an engineering report, facility plan, capital improvement plan, integrated plan, or other planning activity besides a lead service line inventory?

No, the state ARPA grant programs are for capital improvements related to the construction and security of drinking water, wastewater, and stormwater systems. In addition, projects involving operation and maintenance are not allowable. The only planning activity allowed is for the lead service line inventory program.

[3] https://www.sos.mo.gov/cmsimages/adrules/csr/current/10csr/10c20-8.pdf, page 3
[4] https://dnr.mo.gov/document-search/minimum-design-standards-missouri-community-water-systems-pub2489
[5] https://www.sos.mo.gov/cmsimages/adrules/csr/current/10csr/10c20-6.pdf, page 4

How old can an engineering report or facility plan be and still be valid?

The Department generally accepts an engineering report or facility plan that is less than 3 years since its last update. If the costs are no longer accurate or different alternatives are considered, an update will be required. A community and their consultant would need to document any changes in a revised report or plan. For engineering reports or facility plans older than 3 years old, the Department may require updates. An update would be necessary if a report or plan does not address regulations implemented after its initial drafting.

For example: If a community completed a facility plan in July 2019, that plan would be acceptable. However, it would likely need a cost update due to recent increases in professional services and construction materials.

What is the ARPA procurement process for professional services (e.g., engineering)?

Engineering procurement will need to follow local, state, and federal requirements. Applicants must procure engineering services in accordance with state statutes found at Sections 8.285 through 8.291, RSMo. and federal rules found in 2 CRF Part 200 Subpart D[6]. Procurement of engineering services must be task-specific, which means procurement for general engineering services is not eligible.

As applicants could be in various stages of planning and design, not all will need to do a new request for qualifications (RFQs). If the RFQ for a facility plan included design and construction oversite services as part of the scope, then the applicant would not need an additional RFQ. If the RFQ was only for the development of a facility plan or engineering report, then an applicant should complete a new RFQ for design and construction oversight services. This would also apply to applicants who moved on from the engineering firm who completed their facility plan or engineering report. Applicants who have already procured design and construction oversight services with an appropriate qualification based selection (QBS) method would not need to do a new RFQ.

Does an applicant have to post an RFQ publically or may they directly solicit?

An applicant must publically advertise an RFQ[7]. Be sure to announce broadly to include disadvantaged (e.g., minor and women-owed) business enterprises in the solicitation.

What happens if an applicant did not properly procure?

There are two options. Option one; an applicant would need to re-procure per the proper procedure. The Department can provide an RFQ template and guidance, but cannot advice or participate in the process. Option two; an applicant may use its own funding (not state or local ARPA grants or local cost share obligated as part of the project) to pay for engineering services and not ask for reimbursement.

Can an applicant use the consultant they have on retainer?

No, an applicant cannot use a consultant they have on retainer, and instead must go through a new procurement process. After proper soliciting and scoring the RFQ submittals, the

[6] https://revisor.mo.gov/main/OneChapter.aspx?chapter=8 (state) & https://www.govinfo.gov/content/pkg/FR-2020-08-13/pdf/2020-17468.pdf (federal)

[7] 2 C.F.R. §200.320(b)2(i), https://www.ecfr.gov/current/title-2/subtitle-A/chapter-II/part-200/subpart-D/subject-group-ECFR45ddd4419ad436d/section-200.320

applicant may chose the consultant who was previously on retainer if they meet the needs outlined in the RFQ, are the most qualified, etc.

Can an applicant ask a consultant they are familiar with to help them draft the RFQ?

Yes, but that consultant may not submit a response to the RFQ.

Does the applicant need to complete engineering services procurement prior to applying for a state ARPA grant?

No, the applicant does not need to procure prior to application submittal. Applicants may choose to procure services after notification of selection for a state ARPA grant. However, the Department will require applicants who have completed procurement prior to application to provide a certification of proper procurement along with any required supporting documents at the time of state ARPA grant application.

Will the Department be reviewing and approving contracts for the ARPA-funded program?

The Department will review contracts (e.g., engineering, construction) to determine eligible project costs and compliance with program requirements. The State of Missouri will only reimburse costs based on approved contracts.

Does ARPA allow for design-build or design-bid-build delivery methods?

Federal grant rules allow design-bid-build delivery methods. Fixed price design-build contracts appear to also meet the requirements contained in 2 CRF Part 200 Subpart D[8]. The Department currently has an inquiry into U.S. Treasury to determine if progressive design-build would be allowable.

What happens if the cost of the project increases between the time of application and grant award?

The Department will only award the state ARPA grant based on the amount requested on the application up to the cap or grant monies available. Should the cost of the project increase in the interim, the applicant will be responsible for that increased cost. For this reason, the Department encourages applicants to review their engineering reports and facility plans to ensure that costs are up-to-date and any necessary contingencies are addressed in order to prevent situations like this.

Can an applicant increase their contingency from the customary 10% to 20%?

No. Contingency will remain at 10%. The Department encourages applicants to have up-to-date cost proposals that take into account the current professional services and construction markets.

Can a community apply for a State Revolving Fund (SRF) low-interest loan or a Small Borrower Loan to fund the gap between a state ARPA grant allocation and total project cost?

No. The Department recommends not comingling other funding sources (e.g., SRF, U.S. Department of Agriculture - Rural Development, Community Development Block Grant,

[8] https://www.govinfo.gov/content/pkg/FR-2020-08-13/pdf/2020-17468.pdf

etc.) with ARPA grants. Recipients must expend ARPA funds in a relatively short timeframe, and ARPA has fewer requirements in order to encourage economic stimulation. Pairing ARPA funding with another state or federal funding program would add all the requirements from that other funding source to the ARPA grants, likely resulting in increased steps, protracted timelines, and additional coordination among agencies. The added requirements of other state or federal funding programs could cause project delays that jeopardize a project's ability to meet ARPA's aggressive funding deadlines; December 31, 2024 to obligate funds, and December 31 2026 to spend all funding.

Can a community take out a private line of credit/loan or Certificate of Participation (COP) to provide local cost-share for an APRA grant?

No, since ARPA is to help communities that may not be able to afford their project through other means.

How will a grant cap work if the Department is looking to avoid comingling other funding sources with state ARPA grants?

The maximum grant award for a drinking water, wastewater, or stormwater project will be $5,000,000. The maximum grant award for a lead service line inventory project will be $200,000. The Department researched current planning, design, and construction costs as well as analyzed data from the 2021 RFI to determine a grant cap for each of the state ARPA programs. A significant amount of projects would fall under each grant cap. For those projects that do not, the Department recommends looking at phasing a project, establishing tiers of priority related to specific project components, and/or funding the remainder through local funds such as cash on hand and local ARPA allocations.

For example: The state ARPA grant cap is $5 million for the wastewater program, of which approximately 75% of applicants and their projects would be under that amount per the RFI. Should a community have a $6 million project, they may request the max $5 million state ARPA grant while offering $1 million in cost share funds in the form of their local ARPA allocation. If that same community does not have funds above the grant cap, they would need to phase or reduce the project based on priority components to fit within the grant allowances.

Can a community submit an application for multiple projects?

For drinking water, wastewater, and lead service line programs, communities can only submit one application for each individual program. However, they can submit applications for multiple programs. For instance a city could submit an application for a drinking water project and a separate application for a wastewater project, but could not submit two applications for wastewater projects. It is possible that a community could receive multiple grants.

The Department encourages applicants with multiple projects in one category to submit only the project with the highest priority or review the scoring rubric prior to submittal to self-assess the competitiveness of each application and submit the one they assess to be most competitive. If the applicant does submit multiple applications for one category, the Department will reach out to the applicant prior to scoring to determine which project is the

priority or if the applicant wishes to consolidate their projects into a single application up to the maximum grant amount.

What requirements must an applicant comply with regarding wages?

Recipients are encouraged to use strong labor standards on projects under $10 million that utilize ARPA funding (state or local). For those ARPA projects with total costs more than $10 million, the Final Rule requires applicants to pay Davis Bacon Federal Prevailing Wage Rates. State prevailing wage rate requirements apply to all public works projects over $75,000.

Do the National Environmental Protection Act (NEPA), American Iron and Steel (AIS), and Build America, Buy American Act (BABAA) requirements apply to state ARPA grant funds?

No, these are not required as part of ARPA grants. Grant recipients will be required to follow the terms and conditions of the award, which includes compliance with 2 CRF Part 200[9] and other applicable federal, state, and local laws and regulations[10].

How will the Department notify applicants of their status?

The Department will notify all applicants, successful and unsuccessful, in writing after completing the scoring process. The highest scoring unsuccessful applicants will be placed on a waiting list. If successful applicants fail to make adequate progress toward completing their project, their grant funds may be withdrawn and awarded to an applicant on the waiting list. This process is called bypass. Waiting list applicants will receive available bypass funding according to their application's score.

If approved, will an applicant receive the entire approved state ARPA grant funding upfront?

No, applicants will request reimbursement of expenses incurred through a request for reimbursement process.

Can an applicant request reimbursement for costs incurred prior to state ARPA grant awards?

Costs incurred prior to notice of a grant award may only be reimbursed if they are consistent with 2 CFR. 200.458. There are a number of requirements that will apply to these projects that will be provided to awardees once selected. No costs incurred prior to March 3, 2021 may be reimbursed.

If my community took out an interim loan to pay for planning or design of the proposed ARPA project, can we seek reimbursement for those expenses?

As stated in the previous answer, the Department recommends applicants be cautious about expenses incurred prior to the state ARPA grant award. The Department may reimburse eligible expenses incurred after March 3, 2021 consistent with 2 CFR 200.458.

[9] Uniform Grant Requirements: https://www.govinfo.gov/content/pkg/FR-2020-08-13/pdf/2020-17468.pdf
[10] Final ARPA Rule: https://www.govinfo.gov/content/pkg/FR-2022-01-27/pdf/2022-00292.pdf, page 4374 & 4431

If an applicant needs to phase a project using other funding sources such as SRF, how is that approached?

An applicant may want or need to phase a project in order to be under the state ARPA grant cap or for other reasons. The ARPA phase of a project would need to be at the point of construction contract award in order to be considered as separate from a planning or subsequent phase. However, phasing a project is not always possible. If construction phases overlap, the funding agencies may consider the two phases to be one; and therefore, the requirements from both funding sources would apply to both phases.

For example: If an applicant received state ARPA grant funding for Phase 1 that entails a drinking water plant improvement, the Department would consider that project completed when the applicant has submitted and the Department concurred with all the proper closeout certification forms. The Department could then award an SRF low-interest loan/grant package for Phase 2 to address distribution system improvements. The SRF requirements would not transfer to the Phase 1 project funded through ARPA.

What happens if an applicant is not responsive to a request for information within a reasonable time or cannot complete project milestones by the designated dates?

The Department may bypass a higher ranked project that could not be reasonably awarded grant funding by December 31, 2024, and/or completed construction by December 31, 2026, for the next lower ranked project that will meet those timeframes.

Regarding stormwater projects, does the applicant need to apply for a permit modification or change their Stormwater Management Plan (SWMP)?

The stormwater grant program is for those permitted Municipal Separate Storm Sewer (MS4) and Combined Sewer Overflow (CSO) communities that have capital improvement needs related to stormwater and not CSO separation projects. An MS4 applicant would not need to request a permit modification to capture the proposed project, but it would need to be part of the community's SWMP. If the project is not part of the SWMP, then an update would be needed within 6 months of grant award.

Who is responsible for completing the project upon grant award?

Upon grant award, the applicant is responsible for completing the project. If the applicant does not complete the project but has received grant funds for a portion of the work, the applicant must repay, to the Department, any funds disbursed.

After construction is complete, who is responsible for what has been constructed?

The applicant is responsible for any grant-funded related infrastructure.

If my project ranks low, what other funding is available?

Outside of the state ARPA grant programs, funding in the form of low-interest loans paired with grants are available through the Department's Clean Water and Drinking Water State Revolving Funds including potentially new programs and increased funding from the Infrastructure Investment and Jobs Act, otherwise known as the Bipartisan Infrastructure Law (BIL). Additionally, the U.S. Department of Agriculture's Rural Development offers low-interest loans and both they and Missouri Department of Economic Development's Community Development Block Grant offer grant programs.

If you have additional questions, contact the Department's Financial Assistance Center available online at https://dnr.mo.gov/water/business-industry-other-entities/financial-opportunities/financial-assistance-center, call 800-361-4827 or 573-751-1192, or email fac@dnr.mo.gov.

Nothing in this document may be used to implement any enforcement action or levy any penalty unless promulgated by rule under chapter 536 or authorized by statute.

For more information
Missouri Department of Natural Resources
Financial Assistance Center
P.O. Box 176
Jefferson City, MO 65102-0176
800-361-4827 or 573-751-1192
573-751-9396 fax
https://dnr.mo.gov/water/business-industry-other-entities/financial-opportunities/financial-assistance-center

CITY OF SPRINGFIELD, MO
BUDGET ADJUSTMENT

Exhibit C

Budget Adjustment
041

Revenues:

Fund	Dept	Org	Account	P&G	Location	Amount	Description
22540	20	73020	416010	103356	00000	$1,876,871.34	American Rescue Plan Act (ARPA) Federal Grant Revenues through Missouri Department of Natural Resources
Net Revenue Adjustment						$1,876,871.34	

Expenditures:

Fund	Dept	Org	Account	P&G	Location	Amount	Description
22540	20	73020	509110	103356	00000	$1,876,871.34	Scenic Avenue from Olive Street to Catalpa Street Stormwater Infrastructure Improvements
53300	08	33520	509110	103356	00000	180,836.60	Scenic Avenue from Olive Street to Catalpa Street Green Infrastructure Improvements
Net Expenditure Adjustment						$2,057,707.94	

Fund Balance Appropriation:

Fund		Title	Amount
53300	08	ES Green Infrastructure Fund	($180,836.60)

Explanation: To amend the FY2024-25 budget by appropriating $1,876,871.34 of federal ARPA grant funds and $180,836.60 of ES Clean Water Green Infrastructure fund balance reserves for the Scenic Avenue from Olive Street to Catalpa Street stormwater improvement project.

Requested By:

Dan Smith 12-10-2024

Department Head Date

Approved By:

12-10-2024

Director of Finance Date

City Manager Date

Authorization:

Council Bill No. 2024-279
Ordinance No.
1st Reading
2nd Reading
Journal Imp No.

EXPLANATION TO COUNCIL BILL 2024-280 (JENSON, HORTON)

FILED: 11/20/2024

ORIGINATING DEPARTMENT: Public Works

TITLE: A special ordinance approving the plans and specifications for a project consisting of stormwater and sidewalk improvements along Scenic Avenue from Olive Street to Sunshine Street; accepting the bid of Hartman and Company, Inc. for construction of the project for the not to exceed price of $4,341,601.81; authorizing the City Manager, or designee, to enter into a contract with such bidder; and declaring that this Ordinance qualifies for approval in one reading pursuant to Section 2.16(25) of the City Charter.

PURPOSE: Approving the plans and specifications for ARPA Scenic Stormwater and ADA Improvements from Olive Street to Sunshine Street, accepting the bid of Hartman and Company, Inc., for construction of the ARPA Scenic Stormwater and ADA Improvements from Olive Street to Sunshine Street ("Exhibit A") authorizing the City Manager, or his designee, to enter a contract ("Exhibit B") with such bidder, and declaring that this bill qualifies for approval in one reading.

BACKGROUND INFORMATION: This project consists of installation of stormwater infrastructure along Scenic Avenue as needed. Additionally, the project includes installation of sidewalk and bioretention features.

Bids were solicited for this project by advertising in the *Daily Events* from October 11, 2024, through October 15, 2024. Bids were opened for the project at 10:30 a.m. on November 14, 2024, with the following bids received:

Contractor	**Bid Amount**
Hartman and Company, Inc.	$4,341,601.81
Radmacher Brothers Excavating Co., Inc.	$4,962,232.55
Hamilton & Dad, Inc.	$5,290,240.25
JD Wallace Contracting, LLC	$5,890,128.00
Engineer's Estimate	*$6,017,134.50*

The low bid, if accepted, will be funded via multiple sources. The project includes $3,429,865.43 in American Rescue Plan Act (ARPA) funds through the Missouri Department of Natural Resources, $443,746.40 from the Department of Environmental Services ("ES") Clean Water Green Infrastructure Fund and $467,989.98 from the 1/4-cent Capital Improvement Sales Tax and the 1/8-cent Transportation Sales Tax. The 1/4-cent and the 1/8-cent funds are already budgeted. The ARPA federal grant and the

ES funds are being budgeted in a separate Council bill.

Supports the following City Council Priorities:

- Public Safety
- Fiscal sustainability
- Quality of Place

REMARKS: As this Ordinance authorizes the acceptance of a bid and entering into a contract with the successful bidder, we request that it be passed as a one-reading bill under City Charter Section 2.16(25). Public Works and Environmental Services recommend acceptance of the bid of Hartman and Company, Inc., as the lowest responsible bid and passage of this ordinance.

Submitted By: Brett Foster

Authorized for inclusion on the agenda pursuant to City Code section 2-33:
Maurice S. Jones, Deputy City Manager 12/5/2024

Attachments:
1. Scenic ARPA Stormwater Bid_ord (1)
2. Scenic ARPA Stormwater Bid_exhA
3. Scenic ARPA Stormwater Bid_exhB

One-rdg. X
P. Hrngs. _____
Pgs. 12
Filed: 12-10-24

Sponsored by: Jenson, Horton

First Reading: _____ Second Reading: _____

COUNCIL BILL 2024-280 SPECIAL ORDINANCE _____

AN ORDINANCE

APPROVING the plans and specifications for a project consisting of stormwater and sidewalk improvements along Scenic Avenue from Olive Street to Sunshine Street; accepting the bid of Hartman and Company, Inc. for construction of the project for the not to exceed price of $4,341,601.81; authorizing the City Manager, or designee, to enter into a contract with such bidder; and declaring that this Ordinance qualifies for approval in one reading pursuant to Section 2.16(25) of the City Charter.

_____

WHEREAS, the City desires to perform stormwater and sidewalk improvements on Scenic Avenue from Olive Street to Sunshine Street, referred to herein as the "Project" and as depicted on "Exhibit A," which is attached hereto and incorporated herein by this reference; and

WHEREAS, bids for the Project were solicited by advertisement in *The Daily Events* from October 11, 2024, to October 15, 2024, and bids were opened on October 29, 2024; and

WHEREAS, Hartman and Company, Inc. is the lowest responsive and responsible bidder for the Project; and

WHEREAS, the project will be funded with $3,429,865.43 in American Rescue Plan Act ("ARPA") funds through the Missouri Department of Natural Resources, $443,746.40 from the Department of Environmental Services Clean Water Green Infrastructure Fund, and $467,989.98 from the 1/4-cent Capital Improvement Sales Tax and the 1/8-cent Transportation Sales Tax.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, MISSOURI, as follows, that:

Section 1 – City Council hereby approves the plans and specifications for the Project consisting of stormwater and sidewalk improvements along Scenic Avenue from Olive Street to Sunshine Street, and accepts the bid of Hartman and Company, Inc. for

said Project, at the price and sum not to exceed $4,341,601.81, contingent to the availability of appropriated funds.

Section 2 – The City Manager, or designee, is hereby authorized to enter into a contract with said bidder in substantial conformity with the agreement attached hereto and incorporated herein as “Exhibit B,” and the terms of the bid, the plans, and the specifications.

Section 3 – All workers performing work under the contract shall be paid a wage of no less than the prevailing hourly rate of wages for work of a similar character in this locality or the public works contracting minimum wage, whichever is applicable. Contractor shall fully comply with the provisions and requirements of the Missouri State Prevailing Wage Law. Contractors and any subcontractor performing work under this contract must provide a 10-hour OSHA construction safety training program, or similar program approved by the Department of Labor, for on-site employees, unless employees demonstrate they previously completed the program.

Section 4 – City Council hereby finds and declares that this Ordinance may be passed as a one-reading ordinance under City Charter Section 2.16(25) as it relates to acceptance of a bid and entry into a contract with the successful bidder. This Ordinance shall be in full force and effect from and after passage.

Passed at meeting: _____

_____
Mayor

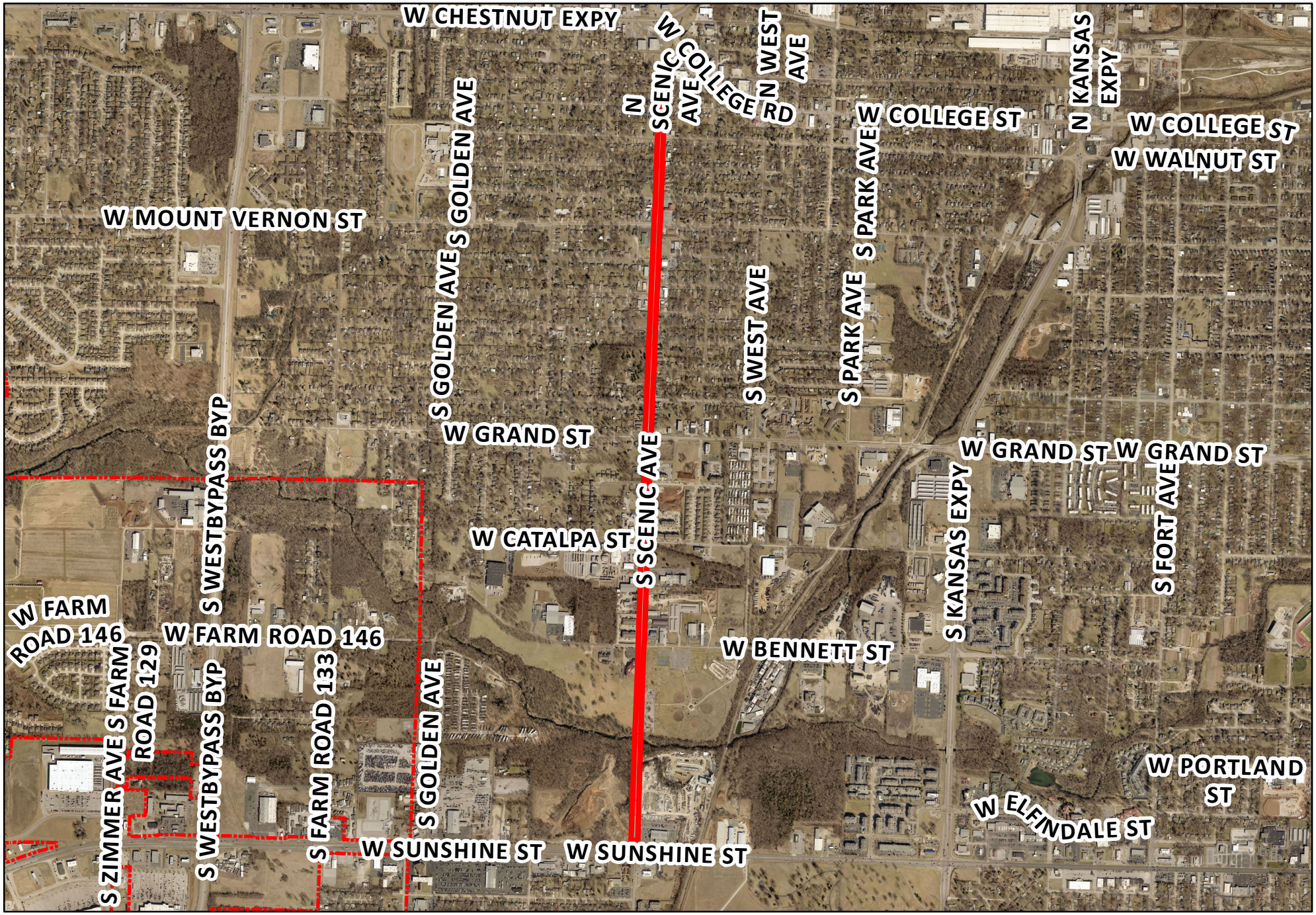
Attest: _____, City Clerk

Filed as Ordinance: _____

Approved as to form: _____, Assistant City Attorney

Approved for Council action: _____, City Manager

EXHIBIT A



CITY OF Springfield

2023PW0033

DISCLAIMER: All information included on this map or digital file is provided "as-is" for general information purposes only. The City of Springfield, and all other contributing data suppliers, make no warranties, expressed or implied, concerning the accuracy, completeness, reliability, or suitability of the data for any particular use. Furthermore, the City of Springfield, and all other contributing data suppliers, assume no liability whatsoever associated with the use or misuse of the data.

EXHIBIT B

ROUTING ORDER	(1) ORIGINATING DEPARTMENT	(2) CONTRACTOR	(3) FINANCE DEPARTMENT
	(4) LAW DEPARTMENT	(5) CITY MANAGER'S OFFICE	(6) CITY CLERK'S OFFICE
EFFECTIVE DATE	**TERMINATION DATE**	**CONTRACT NUMBER:**	

CITY	**CONTRACTOR**
CITY OF SPRINGFIELD **840 BOONVILLE, P.O. BOX 8368** **SPRINGFIELD, MO 65802** **PHONE: (417) 864-2069** **ATTN: LEREE REESE** **DEPT.: PUBLIC WORKS**	**NAME: HARTMAN AND COMPANY, INC.** **ADDRESS: 1200 E WOODHURST J-200** **SPRINGFIELD, MO 65804** **PHONE: (417) 882-2062** **ATTN: TIM MASSEY**

AGREEMENT

THIS AGREEMENT, made and entered into this ____ day of _____, 20____, by the parties identified above.

WITNESSETH: That whereas, the Contractor has become the lowest responsible bidder for furnishing the supervision, labor, tools, equipment, materials and supplies and for constructing the following City improvements:

Scenic Avenue Stormwater and ADA Improvements – Olive to Sunshine – 2023PW0033

The City and Contractor agree to the following:

1. Manner and Time for Completion. The Contractor will furnish all supervision, labor, tools, equipment, materials and supplies necessary to perform, and to perform said work at Contractor's own expense in accordance with the contract documents and any applicable City ordinances and state and federal laws within 180 calendar days from the date Contractor is ordered to proceed, which order shall be issued by the Director of Public Works within 30 days after the date of this contract.

2. Prevailing Wages. All workers performing work under this Contract shall be paid a wage of no less than the "prevailing hourly rate of wages" for work of a similar character in this locality or the public works contracting minimum wage, whichever is applicable, as set out in the Wage Order attached to and made part of the specification for work under this Contract. If at any time the Contractor is found to not have paid prevailing wages, the Contractor shall forfeit as a penalty to the City one hundred dollars for each calendar day or portion of a calendar day for each worker paid less than the stipulated required rates for any work done under this Contract by the Contractor or by any subcontractor under the Contractor. Notwithstanding the foregoing, if the engineer's estimate of the total project cost or the bid accepted by the City is $75,000.00 or less, then all labor utilized in the construction of the improvements shall not be required to pay the "prevailing rate of wages" or the public works minimum wage. However, if the project becomes subject to a change order that increases the total project cost to more than $75,000.00, a "prevailing hourly rate of wages" or the public works contracting minimum wage, whichever is applicable, shall be paid for all labor utilized in the construction of the improvements but only for that portion of the project which exceeds $75,000.00.

3. Insurance Requirements. Without limiting any of the other obligations or liabilities of the Contractor, the Contractor shall secure and maintain at its own cost and expense, throughout the duration of this Contract and until the work is completed and accepted by the City of Springfield, insurance of such types and in such amounts as may be necessary to protect it and the interests of the City of Springfield against all hazards or risks of loss as hereunder specified or which may arise out of the performance of the Contract Documents. The form and limits of such insurance, together with the underwriter thereof in each case, are subject to approval by the City of Springfield. Regardless of such approval, it shall be the responsibility of the contractor to maintain adequate

insurance coverage at all times during the term of the Contract. Failure of the Contractor to maintain coverage shall not relieve it of any contractual responsibility or obligation or liability in general or under the Contract Documents.

The certificates of insurance, including evidence of the required endorsements hereunder or the policies, shall be filed with the City within ten (10) days after the date of the receipt of Notice of Award of the Contract to the Contractor and prior to the start of work. All insurance policies shall require that the insurance company in question provide thirty (30) days written notice prior to modification or cancellation of such insurance. Such notices shall be mailed, certified mail, return receipt requested, to:

City of Springfield - Public Works, P.O. Box 8368, Springfield, MO 65801-8368

As of January 1, 2022, the minimum coverage for the insurance referred to herein shall be as set out below:

a. Workers' Compensation…. Statutory coverage per RSMo 287.010 et seq
Employer's Liability……. $1,000,000.00

b. Commercial General Liability Insurance, including coverage for Premises, Operations, Products and Completed Operations, Contractual Liability, Broad Form Property Damage, Independent Contractors, Explosion, Collapse, and Underground Property Damage and endorsed for blasting if blasting required. Such coverage shall apply to bodily injury and property damage on an "Occurrence Form Basis" with limits of at least Three Million and 00/100 Dollars ($3,000,000) for all claims arising out of a single accident or occurrence. Contractor agrees that the proceeds of such insurance policy shall first be used to pay any award, damages, costs, and/or attorneys' fees incurred by or assessed against City, its employees, officers and agents, before payment of any award, damages, costs or attorneys fees of Contractor, its employees, officers or agents. Contractor agrees to cause its insurer to name City as an additional insured on such insurance policy, including the City as an additional insured for coverage under its products-completed operations hazard, and said policy shall be primary and noncontributory. Aggregate Limit must apply on a Per Project basis, and the endorsement must accompany the certificate of insurance. A Waiver of Subrogation endorsement must be provided by contractor in favor of the City**.**

c. Automobile Liability Insurance covering bodily injury and property damage for owned, non-owned and hired vehicles, with limits of at least Three Million and 00/100 Dollars ($3,000,000) for all claims arising out of a single accident or occurrence. Contractor agrees to cause its insurer to name City as an additional insured on such insurance policy.

d. Owner's and Contractor's Protective Liability to protect the City, its agents, servants and employees from claims which may arise from the performance of this Contract, with limits of at least Three Million and 00/100 Dollars ($3,000,000) for all claims arising out of a single accident or occurrence.

The Owner's and Contractor's Protective Liability Insurance must:

(1) Be a separate policy with the named insured being: The City of Springfield; and

(2) Be with the same insurance company with which the Contractor carrier its Commercial General Liability Insurance; and

(3) Contain an endorsement that disclaims coverage for any claim barred by the doctrines of sovereign immunity or official immunity, except attorney's fees and other litigation costs incurred in defending a claim. Nothing contained in this policy (or this endorsement thereto) shall constitute any waiver of whatever kind of these defenses or sovereign immunity or official immunity for any monetary amount whatsoever.

e. Subcontracts. In case any or all of this work is sublet, the Contractor shall require the subcontractor to procure and maintain all insurance required in subparagraphs (a), (b) and (c) hereof and in like amounts. Contractor shall require any and all subcontractors with whom it enters into a contract to perform work on this project to protect the City of Springfield through insurance against applicable hazards or risks and shall, upon request of the City, provide evidence of such insurance.

f. Notice. The Contractor and/or subcontractor shall furnish the City prior to beginning the work, the policy as specified in subparagraph (d), and satisfactory proof of carriage of all the insurance required by this contract, with the provision that policies shall not be canceled, modified or non-renewed without thirty (30) days written notice to the City of Springfield.

g. Legislative or Judicial Changes. In the event the scope or extent of the City's tort liability as a governmental entity as described in Section 537.600 through 537.650 RSMo is broadened or increased during the term of this agreement by legislative or judicial action, the City may require Contractor, upon 10 days written notice, to execute a contract addendum whereby the Contractor agrees to provide, at a price not exceeding Contractor's actual increased premium cost, additional liability insurance coverage as the City may require to protect the City from increased tort liability exposure as the result of such legislative or judicial action. Any such additional insurance coverage shall be evidenced by an appropriate certificate of insurance and shall take effect within the time set forth in the addendum.

4. Performance, Labor, and Materials Payment Bond: The Contractor shall furnish a Performance Bond and a Labor and Materials Payment Bond with surety approved by the City and on the forms approved by the City, each bond shall be in the amount of $4,341,601.81 (full amount of contract) conditioned upon the full and faithful performance of all major terms and conditions of this contract and payment of all labor and material suppliers. It is further mutually agreed between the parties hereto that if at any time after the execution of this agreement and the surety bond(s) hereto attached for its faithful performance and payment of labor and material suppliers, the City shall deem the surety or sureties upon such bond(s) to be unsatisfactory, or if, for any reason, such bond(s) ceases to be adequate to cover the performance of the work, the Contractor shall, at its expense, within five (5) days after the receipt of notice from the City to do so, furnish an additional bond or bonds, in such form and amount, and with such surety or sureties as shall be satisfactory to the City. In such event no further payment to the Contractor shall be deemed to be due under this contract until such new or additional security for the faithful performance of the work and the payment of labor and material suppliers shall be furnished in a manner and form satisfactory to the City. The corporate surety on any performance or payment bond must be licensed by the State of Missouri and if the required bond exceeds $25,000.00 must be listed in United States Treasury Circular 570.

5. Contractor's responsibility for subcontractors. The Contractor shall be as fully responsible to the City for the acts and omissions of its subcontractors, and of persons either directly or indirectly employed by them, as Contractor is for the acts and omissions of persons it directly employs. Contractor shall cause appropriate provisions to be inserted in all subcontracts relating to this work, to bind all subcontractors to Contractor by all the terms herein set forth, and insofar as applicable to the work of subcontractors and to give Contractor the same power regarding termination of any subcontract as the City may exercise over Contractor under any provisions of this contract. Nothing contained in this contract shall create any contractual relation between the subcontractor and the City or between any subcontractors.

6. General Independent Contractor Clause. This agreement does not create an employee/employer relationship between the parties. It is the parties' intention that the Contractor will be an independent contractor and not the City's employee for all purposes, including, but not limited to, the application of the Fair Labor Standards Act minimum wage and overtime payments, Federal Insurance Contribution Act, the Social Security Act, the Federal Unemployment Tax Act, the provisions of the Internal Revenue Code, Missouri Revenue and Taxation laws, Missouri Workers' Compensation and Unemployment Insurance laws. The Contractor will retain sole and absolute discretion in the judgment of the manner and means of carrying out the Contractor's activities and responsibilities hereunder. The Contractor agrees that it is a separate and independent enterprise from the public employer, that it has a full opportunity to find other business, that it has made its own investment in its business, and that it will utilize a high level of skill necessary to perform the work. This agreement shall not be construed as creating any joint employment relationship between the Contractor and the City, and the City will not be liable for any obligation incurred by the Contractor, including but not limited to unpaid minimum wages and/or overtime premiums.

7. Liquidated Damages. Time of completion of work by the Contractor is of the essence. Should Contractor, or in the case of default, the surety, fail to substantially complete the work within the time specified in the contract, or within such extra time as may be allowed, Contractor (or surety) shall be liable to the City in the amount of $4,300 per day for each and every calendar day that the contract remains uncompleted after the time allowed for substantial completion, as liquidated damages, and not as a penalty, it being stipulated that actual damages to the City and the public arising from Contractor's failure to timely complete the work would be difficult, if not impossible, to ascertain. The amount assessed as liquidated damages may be withheld from any moneys otherwise due to Contractor from the City. The project is not considered complete until final acceptance by the City. After substantial completion, liquidated damages for failure to complete the remaining work shall be in the amount specified in the General Conditions, unless an amount is provided in the Job Special Provision, in which case, the Job Special Provision amount will apply.

8. Termination for Cause. The City reserves the right to terminate this contract by giving at least five (5) days prior written notice to the Contractor, without prejudice to any other rights or remedies of the City should the Contractor be adjudged a bankrupt, or if Contractor should make a general assignment for the benefit of its creditors, or if a receiver should be appointed for Contractor

or for any of its property, or if Contractor should persistently or repeatedly refuse or fail to supply enough properly skilled workmen or proper material, or if Contractor should refuse or fail to make prompt payment to any person supplying labor or materials for the work under the contract, or persistently disregard instructions of the City or fail to observe or perform any provisions of the contract.

9. City's Right to Proceed. In the event this contract is terminated pursuant to Paragraph 8, then the City may take over the work and prosecute the same to completion, by contract or otherwise, and Contractor and its sureties shall be liable to the City for any costs over the amount of this contract thereby occasioned by the City. In any such case, the City may take possession of, and utilize in completing the work, such materials, appliances and structures as may be on the work site and are necessary for completion of the work. The foregoing provisions are in addition to, and not in limitation of, the rights of the City under any other provisions of the contract, city ordinances, and state and federal laws.

10. Termination for Convenience of City. The City shall have the right at any time by written notice to Contractor to terminate and cancel this contract, without cause, for the convenience of the City, and Contractor shall immediately stop work. In such event City shall not be liable to Contractor except for payment for actual work performed prior to such notice in an amount proportionate to the completed contract price and for the actual costs of preparations made by Contractor for the performance of the cancelled portions of the contract, including a reasonable allowance of profit applicable to the actual work performed and such preparations. Anticipatory profits and consequential damages shall not be recoverable by Contractor.

11. Guards and Lights. The Contractor agrees that during the performance of said work, adequate barricades, guards and warning signs, lights or devices consistent with the requirements contained in the Manual on Uniform Traffic Control Devices shall be provided by Contractor during construction.

12. Liability and Indemnity.

a. In no event shall the City be liable to the Contractor for special, indirect, or consequential damages, except those caused by the City's gross negligence or willful or wanton misconduct arising out of or in any way connected with a breach of this contract. The maximum liability of the City shall be limited to the amount of money to be paid or received by the City under this contract.

b. The Contractor shall defend, indemnify and save harmless the City, its elected or appointed officials, agents and employees from and against any and all liability, suits, damages, costs (including attorney fees), losses, outlays and expenses from claims in any manner caused by, or allegedly caused by, or arising out of, or connected with, this contract, or the work or any subcontract thereunder (the Contractor hereby assuming full responsibility for relations with subcontractors), including, but not limited to, claims for personal injuries, death, property damage, or for damages from the award of this contract to Contractor, notwithstanding any possible negligence, whether sole or concurrent, on the part of the City, its officials, agents and employees.

c. The Contractor shall indemnify and hold the City harmless from all wages or overtime compensation due any employees in rendering services pursuant to this agreement or any subcontract, including payment of reasonable attorneys' fees and costs in the defense of any claim made under the Fair Labor Standards Act, the Missouri Prevailing Wage Law or any other federal or state law.

d. The indemnification obligations of Contractor hereunder shall not be limited by any limitations as to the amount or type of damages, compensation or benefits payable by or for the Contractor, under any federal or state law, to any person asserting the claim against City, its elected or appointed officials, agents and employees, for which indemnification is sought.

e. The indemnification obligations herein shall not negate, abridge or reduce in any way any additional indemnification rights of the City, its elected or appointed officials, agents and employees, which are otherwise available under statute, or in law or equity.

f. Contractor affirms that it has had the opportunity to recover the costs of the liability insurance required in this agreement in its contract price. Contractor's obligation under this agreement to defend, indemnify, and hold harmless any person from that person's own negligence or wrongdoing is limited to the coverage and limits of the applicable insurance required of the Contractor under this agreement.

g. The Contractor shall indemnify and hold the City harmless for any penalties, fines, fees or costs, including costs of defense, which are charged or assessed by any Federal, state or local agency including, but not limited to, Environmental Protection Agency or Department of Natural Resources.

13. Attorney Fees. In the event of any litigation arising from breach of this Agreement the City shall be entitled to recover from the Contractor all reasonable costs incurred for such litigation, including staff time, court costs, attorney fees, and all other related expenses incurred in such litigation.

14. Payment for Labor and Materials. The Contractor agrees and binds itself to pay for all labor done, and for all the materials used in the construction of the work to be completed pursuant to this contract.

15. Payment. The City will pay the Contractor in accordance with the rate set forth in the contract documents on file in the Public Works Department and by this reference made a part hereof, which shall constitute full and complete compensation for the Contractor's work provided hereunder. It is expressly understood that in no event will the total compensation and reimbursement to be paid to the Contractor under the terms of this contract exceed the sum of **Four Million Three Hundred Forty One Thousand Six Hundred One Dollars and Eighty One Cents ($4,341,601.81)** unless specifically and mutually agreed to in writing by both the City and the Contractor. No partial payment to the Contractor shall operate as approval of acceptance of work done or materials furnished hereunder. Such compensation will be paid in progress payments (less five (5) percent retainage), as established by the City, subject to receipt of a requisition for payment and a statement of work provided by the Contractor and agreement by both the City and the Contractor that the Contractor has fully performed the work to be paid for in such progress payments in conformance with the contract.

16. Contract Documents. The contract documents shall consist of the following:

- **a.** This Contract
- **b.** All Change Orders
- **c.** Bid Plans and Specifications
- **d.** City of Springfield Standard General Conditions and Technical Specifications for Public Works Construction (most recent edition as of this project's first date of advertisement)
- **e.** Special Conditions & Provisions
- **f.** Proposal
- **g.** Statement of Bidder's Qualifications
- **h.** Acknowledgment
- **i.** Performance Bond
- **h.** Payment and Material Bond
- **k.** Instructions to Bidders
- **l.** Non-collusion Affidavit
- **m.** Notice to Proceed

This contract, together with the other documents enumerated in this paragraph, forms the contract between the parties. These documents are as fully a part of the contract as if attached hereto or repeated herein.

17. Subsurface Conditions. Contractor agrees that information contained in the published reports and public actions of the Missouri Division of Geology and Land Survey shall be conclusive and binding upon the Contractor as to what subsurface conditions at the job site are reasonably anticipated or reasonably foreseeable.

18. Conflict of Interest. In accepting this contract, Contractor certifies that no member or officer of its firm or corporation is an officer or employee of the City of Springfield, Missouri, or any of its boards or agencies, and further that no officer or employee of the City has any financial interest, direct or indirect, in this contract. All applicable federal regulations and provisions of RSMo Section 105.450 et seq. shall not be violated.

19. Assignment. The Contractor shall not assign any interest in this contract, and shall not transfer any interest in the same (whether by assignment or novation), without prior written consent of the City thereto, provided, however, that claims for money due or to become due to the Contractor from the City under this Contract may be assigned to a bank, trust company, or other financial institution without such approval. Notice of such assignment or transfer shall be furnished in writing promptly to the City and the bond surety. Any such assignment is expressly subject to all rights and remedies of the City under this agreement, including the right to change or delete activities from the Contract or to terminate the same as provided herein, and no such assignment shall require the City to give any notice to any such assignee of any actions which the City may take under this agreement.

20. Nondiscrimination. The Contractor agrees in the performance of this Contract not to discriminate on the ground or because of race, color, religion, sex, sexual orientation, gender identity, national origin, age, status as a protected veteran or status as a qualified individual with a disability, or political opinion or affiliation, against any employee of Contractor or applicant for employment and shall include a similar provision in all subcontracts let or awarded hereunder. The parties hereby incorporate the requirements of 41 C.F.R. §§ 60-1.4(a)(7), 29 C.F.R. Part 471, Appendix A to Subpart A, 41 C.F.R. § 60-300.5(a) and 41 C.F.R. § 60-741.5(a), if applicable.

a. This contractor and subcontractor shall abide by the requirements of 41 C.F.R. § 60-300.5(a). This regulation prohibits discriminations against qualified protected veterans, and requires affirmative action by covered prime contractors and subcontractors to employ and advance in employment qualified protected veterans.

b. This contractor and subcontractor shall abide by the requirements of 41 C.F.R. § 60-741.5(a). This regulation prohibits discrimination against qualified individuals on the basis of disability, and requires affirmative action by covered prime contractors and subcontractors to employ and advance in employment qualified individuals with disabilities.

21. Nonresident/Foreign Contractors. The Contractor shall procure and maintain during the life of this contract:

a. If the Contractor is a foreign corporation, a certificate of authority to transact business in the State of Missouri from the Secretary of State, unless exempt pursuant to the provisions of Section 351.570 RSMo.

b. A certificate from the Missouri Director of Revenue evidencing compliance with the transient employer financial assurance law, unless exempt pursuant to the provisions of Section 285.230 RSMo.

22. Notices. All notices required or permitted hereinunder and required to be in writing may be given by FAX or by first class mail addressed to City and Contractor at the addresses shown above. The date of delivery of any notice given by mail shall be the date falling on the second full day after the day of its mailing. The date of delivery of notice by FAX transmission shall be deemed to be the date transmission occurs, except where the transmission is not completed by 5:00 p.m. on a regular business day at the terminal of the receiving party, in which case the date of delivery shall be deemed to fall on the next regular business day for the receiving party.

23. Occupational License: The Contractor shall obtain and maintain an occupational license with the City of Springfield, Missouri, if required by city code and any required state or federal license. The cost for this occupational license shall be borne by the Contractor. No contract will be executed by the City until this occupational license has been obtained and that the Contractor is current on any City taxes is verified.

24. Safety Training. Pursuant to Missouri Revised Statute Section 292.675, Contractors and subcontractors who sign a contract to work on public works projects must provide a 10-hour OSHA construction safety program, or similar program approved by the Department of Labor and Industrial Relations, to be completed by their on-site employees, unless such employees hold documentation of prior completion of the program, within sixty (60) days of beginning work on the construction project. The Contractor shall provide an acceptable notarized affidavit stating that Contractor has verified the completion of a 10-hour construction safety program with respect to the employees working in connection with the contracted services. Contractors and subcontractors in violation of this provision will forfeit to the public body $2,500 plus $100 a day for each employee who is employed without training. Public bodies and contractors may withhold assess penalties from the payment due to those contractors and subcontractors. The penalties shall not begin to accrue until the time periods in the statute have elapsed (60 days after notice to proceed and 20 days to produce documentation for employee found in violation).

25. Affidavit for Contracts Over $5,000.00. That pursuant to Missouri Revised Statute Sections 285.525 through 285.550, if this contract exceeds the amount of $5,000.00 and Contractor is associated with a business entity, Contractor shall provide an acceptable notarized affidavit stating that the associated business entity is enrolled in and participates in a federal work authorization program with respect to the employees working in connection with the contracted services, and that said business entity does not knowingly employ any person who is an unauthorized alien in connection with the contracted services. Additionally, Contractor must provide documentation for said business entity evidencing current enrollment in a federal work authorization program.

26. Certificate of Compliance with 34.600 RSMo. (Anti-Discrimination Against Israel Act). That pursuant to Missouri Revised Statute Sections 34.600 et., seq., A Contractor must provide a written certification of compliance with the Anti-Discrimination Against

Israel Act, RSMo. 34.600 et.,seq. that the contractor is not currently engaged in, and shall not, for the duration of the contract, engage in a boycott of goods or services from the State of Israel; companies doing business in or with Israel or authorized by, licensed by, or organized under the laws of the State of Israel; or persons or entities doing business in the State of Israel. This section shall not apply to contracts with a total potential value of less than one hundred thousand dollars or to contractors with fewer than ten employees.

27. Compliance with Laws. Contractor agrees to comply with all applicable federal, state and local laws or rules and regulations applicable to the provision of services and products hereunder. Contractor affirmatively states that payment of all local, state, and federal taxes and assessments owed by Contractor is current.

28. Entire Agreement. This agreement contains the entire agreement of the parties. No modification, amendment, or waiver of any of the provisions of this agreement shall be effective unless in writing specifically referring hereto, and signed by both parties.

29. Jurisdiction. This agreement and every question arising hereunder shall be construed or determined according to the laws of the State of Missouri. Should any part of this agreement be adjudicated, venue shall be proper only in the Circuit Court of Greene County, Missouri.

IN WITNESS WHEREOF, the parties hereto evidence their agreement to the terms of this Contract by their signatures below.

REVIEWED BY:

_____
Assistant Director of Public Works or Acting Assistant

RECOMMENDED BY:

_____
Director of Public Works or Acting Director

CERTIFICATE OF DIRECTOR OF FINANCE

I certify that the expenditure contemplated by this document is within the purpose of the appropriation to which it is to be charged and that there is an unencumbered balance of appropriated and available funds to pay therefor.

_____
Director of Finance or Acting Director

APPROVED AS TO FORM

_____
City Attorney or Assistant City Attorney

CONTRACTOR:

By: _____

Printed Name: _____

Title: _____

If Contractor is a Disadvantaged Business Enterprise (DBE), please indicate classification.
Minority Owned ☐ Women Owned ☐ Veteran Owned ☐

CITY OF SPRINGFIELD, MISSOURI

By: _____
City Manager or his/her designee

EXPLANATION TO COUNCIL BILL 2024-281 (CARROLL)

FILED: 12/06/2024

ORIGINATING DEPARTMENT: Police

TITLE: A special ordinance authorizing the City Manager, or designee, to accept the United States Department of Justice, Edward Byrne Memorial Justice Assistance Grant, in the amount of $179,612.00, and to enter into an interlocal agreement with Greene County outlining the division of the grant funds; and amending the budget for the Springfield Police Department for Fiscal Year 2024-2025 in the amount of $179,612.00.

PURPOSE: To authorize the City Manager, or designee, to accept the Edward Byrne Memorial Justice Assistance Grant from the United States Department of Justice and to enter into an interlocal agreement with Greene County, outlining the division of the grant funds; amending the budget for the Springfield Police Department for Fiscal Year 2024-2025 in the amount of $179,612.

BACKGROUND INFORMATION: The JAG formula for allocation of state and local government funds is determined based on population and crime data reported to the Federal Bureau of Investigation. Based on this formula, the City of Springfield is eligible for grant monies. JAG does not require matching funds. However, as noted in the attachment, a disparate allocation exists between the City and Greene County, with the County bearing more than 50 percent of the costs of prosecution and incarceration that arise from the Part I Crimes. Jurisdictions identified as disparate must submit a joint application in order to be awarded any funds. The amount of funds to be distributed to each entity and the purpose for which the funds will be used must be included in the application. An Interlocal Agreement must be completed between the parties identifying the amount each has agreed to accept.

The joint application award amount is $179,612. The City and Greene County have agreed to divide the funds with approximately 60% going to the City and 40% going to the County. The City will receive $107,767.20 and the County will receive $71,844.80. The City will establish an account for the joint application award amount and reimburse the County for their share. The City of Springfield Police Department will use their share of the funds to purchase network storage, fingerprint scanners, iPads for commanders, monitors for the auditorium, helmets and communication devices. Greene County will use their share of the funds to purchase 12 license plate reader ("LPR") capable camera systems for patrol vehicles.

Submitted By: Tad Peters, Police Major

Authorized for inclusion on the agenda pursuant to City Code section 2-33:
Collin Quigley, Deputy City Manager 12/11/2024

Attachments:
1. Police JAG grant ordinance
2. Police JAG grant Ex A
3. 044 Police JAG Grant Ex B - Budget Adjustment

One-rdg. _____
P. Hrngs. _____
Pgs. 7
Filed: 12-10-24

Sponsored by: Carroll

First Reading: _____ Second Reading: _____

COUNCIL BILL 2024-281 SPECIAL ORDINANCE _____

AN ORDINANCE

AUTHORIZING the City Manager, or designee, to accept the United States Department of Justice, Edward Byrne Memorial Justice Assistance Grant, in the amount of $179,612.00, and to enter into an interlocal agreement with Greene County outlining the division of the grant funds; and amending the budget for the Springfield Police Department for Fiscal Year 2024-2025 in the amount of $179,612.00.

_____

WHEREAS, the City of Springfield, Missouri ("City") and Greene County, Missouri ("County") have previously partnered to apply for and accept the United States Department of Justice, Edward Byrne Memorial Justice Assistance Grant ("JAG"); and

WHEREAS, the joint application award amount is $179.612.00, with the City receiving $107,767.20 (60%) and the County receiving $71,844.80 (40%); and

WHEREAS, the JAG terms require law enforcement agencies to enter into an interlocal agreement regarding division of the funds awarded under the grant.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, MISSOURI, as follows, that:

Section 1 – The City Manager, or designee, is hereby authorized to accept the Edward Byrne Memorial Justice Assistance Grant from the United States Department of Justice and to enter into an interlocal agreement with Greene County for the purpose of carrying out the terms of the grant, in a form substantially similar to that agreement which is attached hereto and incorporated herein by reference as "Exhibit A."

Section 2 – The budget of the Springfield Police Department for Fiscal year 2024-2025 is hereby amended in the accounts and in the amounts as shown on Budget Adjustment No. 044, a copy of which is attached hereto and incorporated herein by reference as "Exhibit B."

Section 3 – The City Council hereby finds that the budget adjustment made

above has been recommended by the City Manager.

Section 4 – The City Manager, or designee, is directed to cause the appropriate accounting entries to be made in the books and records of the City.

Section 5 –This Ordinance shall be in full force and effect from and after passage.

Passed at meeting: _____

_____
Mayor

Attest: _____, City Clerk

Filed as Ordinance: _____

Approved as to form: _____, Assistant City Attorney

Approved for Council action: _____, Deputy City Manager

Exhibit A

INTERLOCAL AGREEMENT
BETWEEN CITY OF SPRINGFIELD, MISSOURI AND GREENE COUNTY, MISSOURI
2024 BYRNE JUSTICE ASSISTANCE GRANT (JAG) PROGRAM AWARD

This Agreement is made and entered into this _____ day of _____20__, by and between the County of Greene, acting by and through its governing body, the Greene County Commission, hereinafter referred to as County, and the City of Springfield, acting by and through its governing body the City Council, hereinafter referred to as City, both of Greene County, State of Missouri, witnesseth:

WHEREAS, this Agreement is made under the authority of City Council, Ordinance , passed _____,20__; and

WHEREAS, each governing body, in performing governmental functions or in paying for the performance of governmental functions hereunder, shall make that performance or those payments from current revenues legally available to that party; and

WHEREAS, each governing body finds that the performance of this Agreement is in the best interests of both parties, that the undertaking will benefit the public, and that the division of costs fairly compensates the performing party for the services or functions under this agreement; and

WHEREAS, the City agrees to provide the County $71,844.80 from the JAG award for the Law Enforcement Equipment Program; and

WHEREAS, the City and County believe it to be in their best interests to reallocate the JAG funds.

NOW THEREFORE, the County and City agree as follows:

Section 1. City agrees to pay the County a total of $71,844.80 of the total JAG funds of $179,612. The City's share is $107,767.20

Section 2. County agrees to use $71,844.80 for the Law Enforcement Program before the deadline set by JAG.

Section 3. The City hereby agrees to assume responsibility for the liabilities imposed by law on its employees, agencies, and institutions. The County hereby agrees to assume responsibility for the liabilities imposed by law on its employees, agencies, and institutions.

Section 4. Each party to this agreement will be responsible for its own actions in providing services under this agreement and shall not be liable for any civil liability that may arise from the furnishing of the services by the other party.

Section 5. The parties to this Agreement do not intend for any third party to obtain a right by virtue of this Agreement.

Section 6. By entering into this Agreement, the parties do not intend to create any obligations express or implied other than those set out herein; further, this Agreement shall not create any rights in any party not a signatory hereto.

Section 7. The County hereby agrees to comply with all requirements of the award, including the Special Conditions and Civil Rights requirements. They will complete a letter stating this and provide to the City.

Section 8. The County agrees to provide a letter stating they have complied with all financial conditions after they have been reimbursed for purchases.

CITY OF SPRINGFIELD, MISSOURI

By: _____
City Manager or Designee

Attest:

_____
City Clerk

Approved as to Form:

_____
City Attorney or Designee

CERTIFICATE OF DIRECTOR OF FINANCE

I certify that the expenditure contemplated by this document is within the purpose of the appropriation to which it is to be charged and that there is an unencumbered balance of appropriated and available funds to pay therefore.

_____
Director of Finance or Acting Director

GREENE COUNTY, MISSOURI

By: _____
Presiding Commissioner

By: _____
Commissioner 1st District

By: _____
Commissioner 2nd District

Attest:

By: _____
Greene County Clerk

Approved as to form:

By: _____
Greene County Counselor

CERTIFICATE OF AUDITOR

I certify that the expenditure contemplated by this document is within the purpose of the appropriation to which it is to be charged and that there is an unencumbered balance of appropriated and available funds to pay therefore.

_____
Auditor Certification

CITY OF SPRINGFIELD, MO
BUDGET ADJUSTMENT

Exhibit B

Budget Adjustment
044

Revenues:

Fund	Dept	Org	Account	P&G	Location	Amount	Description
25220	18	92510	416010	103463		179,612.00	FY2025 Dept. of Justice, Edward Byrne Memorial Justice Assistance Grant (JAG)
Net Revenue Adjustment						179,612.00	

Expenditures:

Fund	Dept	Org	Account	P&G	Location	Amount	Description
25220	18	92510	501190	103463		107,767.00	Tools and Equipment
25220	18	92510	504620	103463		71,845.00	Specialty Services
Net Expenditure Adjustment						179,612.00	

Fund Balance Appropriation:

Fund		Title	Amount

Explanation: To amend the FY2024-2025 budget and appropriate funds for the Edward Byrne Memorial Justice Assistance Grant (JAG) from the United States Department of Justice for equipment for the Springfield Police Department and Greene County Law Enforcement Program.

Requested By:

AMANDA LIVINGSTON 12/6/24
Department Head Date

Approved By:

12-11-2024
Director of Finance Date

City Manager Date

Authorization:

Council Bill No. 2024-281
Ordinance No.
1st Reading
2nd Reading
Journal Imp No.

EXPLANATION TO COUNCIL BILL 2024-282 (LEE)

FILED: 11/15/2024

ORIGINATING DEPARTMENT: Fire

TITLE: A general ordinance amending the Springfield City Code, Chapter 106 'Traffic and Vehicles,' Article VI, 'Stopping Standing and Parking,' Division 3, 'Method of Parking,' by amending section 106-300, 'Stopping, standing or parking prohibited in certain places;' amending the Springfield City Code, Chapter 106 'Traffic and Vehicles,' Article II, 'Administration and Enforcement,' Division 1, 'Generally,' by amending section 106-78. 'Police and fire department officials authorized to enforce traffic regulations and direct traffic;' and amending the Springfield City Code, Chapter 106 'Traffic and Vehicles,' Article II, 'Administration and Enforcement,' Division 2, 'Violations and Procedure Upon Arrest,' by amending section 106-95. 'Placing of citations on illegally parked vehicles; presumption of responsibility for violation,' and section 106-96 "Authority of persons appointed as conservators of the peace.'

PURPOSE: Amending Chapter 106 of the Code of Ordinances of the City of Springfield, Missouri, through modification to Chapter 106 Traffic and Vehicles, Article VI Stopping, and Parking, Section(s) 106-78, relating to police and fire department officials authorized to enforce traffic regulations and direct traffic; 106-95, relating to placing of citations on illegally parked vehicles and presumption of responsibility for violation; 106-96 relating to the authority of persons appointed as conservators of the peace; and 106-300 relating to the stopping, standing, or parking prohibited in certain places.

BACKGROUND INFORMATION: The Fire Department employs Fire Marshals, who are commissioned as law enforcement officers by the Police Department. This Council Bill contains proposed revisions to City Code to enhance enforcement related to illegally parked vehicles and provide increased flexibility for Fire Marshals to assist the Police Department in the event of an emergency.

Under the existing Fire Code, when a vehicle is illegally parked in a fire lane, Code does not allow for a ticket to be placed on the vehicle. A Fire Marshall must wait for the driver to return to the vehicle and issue the ticket to the driver personally. The proposed revisions would allow for the vehicle to be ticketed in the same manner as other illegally parked vehicles.

Additionally, City Code currently allows for the Fire Department to assist the Police Department in directing traffic at the scene of a fire. The proposed revisions would provide increased flexibility by allowing sworn Fire Marshals to provide assistance to the Police Department when needed to meet the demands of an emergency other than a fire.

Submitted By: David Pennington, Fire Chief

Authorized for inclusion on the agenda pursuant to City Code section 2-33:
Collin Quigley, Deputy City Manager 12/6/2024

Attachments: 1. Amending Chapter 106 _Ord

One-rdg. _____
P. Hrngs. _____
Pgs. 8
Filed: 12-10-24

Sponsored by: Lee

First Reading: _____ Second Reading: _____

COUNCIL BILL 2024-282 GENERAL ORDINANCE _____

AN ORDINANCE

AMENDING the Springfield City Code, Chapter 106 'Traffic and Vehicles,' Article VI, 'Stopping Standing and Parking,' Division 3, 'Method of Parking,' by amending section 106-300, 'Stopping, standing or parking prohibited in certain places;' amending the Springfield City Code, Chapter 106 'Traffic and Vehicles,' Article II, 'Administration and Enforcement,' Division 1, 'Generally,' by amending section 106-78. 'Police and fire department officials authorized to enforce traffic regulations and direct traffic;' and amending the Springfield City Code, Chapter 106 'Traffic and Vehicles,' Article II, 'Administration and Enforcement,' Division 2, 'Violations and Procedure Upon Arrest,' by amending section 106-95. 'Placing of citations on illegally parked vehicles; presumption of responsibility for violation,' and section 106-96 "Authority of persons appointed as conservators of the peace.'

_____

WHEREAS, the Springfield Fire Department currently employs Fire Marshals, who are commissioned as law enforcement officers by the Springfield Police Department; and

WHEREAS, Fire Marshals assist in the enforcement of certain provisions of City Code, including where vehicles are illegally parked in a fire lane; and

WHEREAS, under current City Code, a Fire Marshal cannot ticket a vehicle illegally parked in a fire lane and must issue the citation to the driver of the vehicle personally; and

WHEREAS, the Fire Department is proposing amending City Code to allow vehicles illegally parked in fire lanes to be ticketed by Fire Marshalls in the same manner as other illegally parked vehicles; and

WHEREAS, current City Code allows for Fire Department officials to assist the Police Department in directing traffic at the scene of a fire; and

WHEREAS, the Fire Department is proposing amending City Code to allow Fire Marshals to provide assistance to the Police Department when necessary to meet the demands of an emergency other than a fire.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, MISSOURI, as follows, that:

NOTE: Underlined language is being added and ~~stricken~~ language is being deleted.

Section 1 – Springfield City Code, Chapter 106 'Traffic and Vehicles,' Article VI, 'Stopping Standing and Parking,' Division 3, 'Method of Parking,' 106-300, 'Stopping, standing or parking prohibited in certain places' is hereby amended as follows:

Section 106-300. - Stopping, standing or parking prohibited in certain places.

(a) *Designation*. No person shall stop, stand or park a vehicle, except when necessary to avoid conflict with other traffic or in compliance with law or the directions of a police officer or traffic control device, in any of the following places:

(1) On a sidewalk or parkway.
(2) In front of a public or private driveway or within five feet thereof.
(3) Within an intersection.
(4) along the edge of the roadway for a distance of eight (8) feet in either direction from an imaginary line drawn from the center of a public or private fire hydrant to the closest edge of a roadway.
(5) On a crosswalk or within twenty (20) feet thereof.
(6) Within thirty (30) feet from the approach to any flashing beacon, stop sign, yield-right-of-way sign or traffic control signal located at the side of a roadway.
(7) Between a safety zone and the adjacent curb or with thirty (30) feet of points on the curb immediately opposite the ends of a safety zone, unless the traffic engineer has indicated a different length by signs or markings.
(8) Within twenty (20) feet of the nearest rail of a railroad crossing.
(9) Within fifteen (15) feet of the driveway entrance to any fire station and on the side of a street opposite the entrance to any fire station within seventy-five (75) feet of such entrance when properly signposted.
(10) Along or opposite any street excavation or obstruction when stopping, standing or parking would obstruct traffic.
(11) On the roadway side of any vehicle stopped or parked at the edge or curb of a street.
(12) Upon any bridge, viaduct, overpass, underpass, or any other type of grade separation, and upon the approaches to same.
(13) In front of or within ten (10) feet of a mailbox.
(14) In front of any place of business assembly during the period of public

assemblage therein or of a principal exit or entrance to a school, hotel, theater, hospital or public building.

(15) So as to obstruct or impede traffic in any manner.

(16) In the median area of any roadway, whether paved or unpaved, curbed or not curbed, and on the roadway adjacent to such median areas.

(17) On a bicycle path or bicycle lane.

(18) Within an area designated as no parking.

(19) Within an area designated as a fire lane.

(20) Within an area designated for police vehicles.

(b) *Signs not required for enforcement*. Notwithstanding any other requirement of this chapter, no signs shall be required to be posted at any of the locations enumerated in this section for the enforcement of this section. For locations requiring designation as described in parts (18)(19), or (20) of subsection (a) of this section, designation may be accomplished through the use of signs or the use of visible markings on the roadway, parking lot, or curb.

Section 2 – Springfield City Code, Chapter 106 'Traffic and Vehicles,' Article II, 'Administration and Enforcement,' Division 1, 'Generally,' section 106-78. 'Police and fire department officials authorized to enforce traffic regulations and direct traffic' is hereby amended as follows:

Sec. 106-78. - Police and fire department officials authorized to enforce traffic regulations and direct traffic.

It shall be the duty of the officers of the police department or such officer as are assigned by the chief of police to enforce all street traffic laws of this city and all of the state vehicle laws applicable to street traffic in this city. Officers of the police department or such officers as are assigned by the chief of police are hereby authorized to direct all traffic by voice, hand or signal in conformance with the traffic laws; provided that in the event of a fire or other emergency or to expedite traffic or to safeguard pedestrians, officers of the police department may direct traffic as conditions may require, notwithstanding the provisions of the traffic regulations. Officers of the fire department, when at the scene of a fire, or when authorized by the City Manager, may direct traffic or assist the police in directing traffic ~~thereat or in the immediate vicinity.~~ and assist in enforcement of city ordinances related to public safety.

Section 3 – Springfield City Code, Chapter 106 'Traffic and Vehicles,' Article II, 'Administration and Enforcement,' Division 2, 'Violations and Procedure Upon Arrest,' section 106-95. 'Placing of citations on illegally parked vehicles; presumption of responsibility for violation,' is hereby amended as follows:

Sec. 106-95. - Placing of citations on illegally parked vehicles; presumption of responsibility for violation.

(a) Whenever any motor vehicle without a driver is found parked or stopped in violation of any of the restrictions imposed by City Code~~this chapter~~, the officer finding such vehicle shall take its registration number and may take any other information displayed on the vehicle which may identify its user, and shall conspicuously affix to such vehicle a traffic citation, on a form provided by the city, for the driver or registered owner to answer the charge against him during the hours and at a place specified in the citation.

(b) The presence of any vehicle in or upon any public street or public parking lot in the city or the presence of any vehicle in a fire lane or handicap parking space established pursuant to city code and whose presence is in violation of any provision of this Code or other city ordinance regulating the parking of such vehicle shall be prima facie evidence that the person in whose name such vehicle is registered, on either the records of the director of finance of the city or the records of the district director of revenue of the state for the county, committed or authorized such violation.

Section 4 – Springfield City Code, Chapter 106 'Traffic and Vehicles,' Article II, 'Administration and Enforcement,' Division 2, 'Violations and Procedure Upon Arrest,' section 106-96 "Authority of persons appointed as conservators of the peace.' is hereby amended as follows:

Sec. 106-96. - Authority of persons appointed as conservators of the peace.

(a) The city manager is hereby authorized to appoint handicapped parking control officers to act as conservators of the peace and may in addition appoint certain other persons as conservators of the peace provided such persons are employed as park rangers for the Springfield-Greene County Parks Department, officers of the Springfield Fire Department, security guards by or on behalf of a public library, or as public school, college or university security guards, office or office center, retail store or retail shopping center, hotel, motel, hospital or medical clinic, nursing or convalescent home, or industry or industrial center security guards, or security guards employed by or on behalf of a community improvement district, urban conservation district or historic district. Park rangers shall have upon appointment the authority to enforce city parking ordinances, enforce rules, regulations and ordinances pertaining to handicapped parking, and enforce all park rules, regulations and ordinances while on park property. Public library, school, college or university security guards shall have upon appointment the authority to issue citations for any parking violation of this Code. Handicapped parking control officers shall have authority to issue citations and enforce rules, regulations and ordinances pertaining to handicapped parking within the corporate limits of the city. Persons employed as security guards by or on behalf of a community improvement district shall, upon appointment, have authority to issue citations for any parking violations of this Code that occur within the limits of the community improvement district. Persons employed as security guards by or on behalf of a historic district or urban conservation district shall

upon appointment, have authority to issue citations for any parking violations of this Code that occur within the limits of the historic district or an urban conservation district and parking lots 1 and 2. Security guards employed by office or office centers, retail store or shopping centers, hotels, motels, hospitals or medical clinics, industries or industrial clinics, nursing or convalescent homes, industries or industrial centers shall, upon appointment have, the authority to issue citations for any violation of the ordinances of the city pertaining to handicapped parking or parking in a fire lane, provided the fire lane has been previously designated and approved by the fire chief of the city.

(b) Upon finding an illegally parked vehicle, the designated conservators of the peace shall take its registration number and may take any other information displayed on the vehicle which may identify its user, and shall conspicuously affix to such vehicle a traffic citation on a form provided by the city for the driver or registered owner to answer the charge against him during the hours and at the place specified in the citation.

(c) The city manager shall have the power to place appropriate restrictions upon such persons with respect to enforcement of these laws.

(d) Upon the city manager determining that there is a traffic problem caused by employees leaving or entering an industrial facility during a change in work shift, the city manager may appoint and authorize a conservator of the peace employed by the industry or security service employed by such industry to direct traffic at exits and entrances to the facility, provided the industry agrees to indemnify and hold harmless the city from any and all liabilities arising therefrom. The city manager may also authorize such conservators of the peace to enforce section 106-79.

(e) College or university security guards shall have authority to enforce section 106-452 when authorized by the city manager.

(f) The city manager is hereby authorized to appoint employees of the contract manager of the Jordan Valley Car Park, and persons employed as security guards under contract with the city for patrol of parking facilities in the Jordan Valley Park Parking District, as conservators of the peace who shall have authority to issue citations in accordance with this section for any off-street violations of this Code within the limits of the Jordan Valley Parking District.

Section 5 – Savings Clause. Nothing in this Ordinance shall be construed to affect any suit or proceeding now pending in any court or any rights acquired or liability incurred nor any cause or causes of action occurred or existing, under any act or ordinance repealed hereby. Nor shall any right or remedy of any character be lost, impaired, or affected by this Ordinance.

Section 6 – Severability Clause. If any section, subsection, sentence, clause, or

phrase of this Ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this Ordinance. City Council hereby declares that it would have adopted the Ordinance and each section, subsection, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared invalid.

Section 7 – This Ordinance shall be in full force and effect from and after passage.

Passed at meeting: _____

_____
Mayor

Attest: _____, City Clerk

Filed as Ordinance: _____

Approved as to form: _____, Assistant City Attorney

Approved for Council action: _____, City Manager

EXPLANATION TO COUNCIL BILL 2024-283 (HOSMER)

FILED: 11/15/2024

ORIGINATING DEPARTMENT: Fire

TITLE: A general ordinance amending the Springfield City Code, Chapter 54, ‘Fire Prevention and Protection,’ Article II, ‘Fire Prevention Code,’ Section 54-32, ‘Amendments and additions,’ Section 903.4.1, relating to monitoring of sprinkler systems.

PURPOSE: A general ordinance amending the Springfield City Code, Chapter 54, 'Fire Prevention and Protection,' Article II, 'Fire Prevention Code,' Section 54-32, 'Amendments and additions,' through deletion of language contained within Section 903 of the 2018 International Fire Code, Automatic Sprinkler Systems, Subsection 903.4.1, Monitoring.

BACKGROUND INFORMATION: The Springfield Fire Department ("SFD") consistently seeks opportunities to enhance the Fire Prevention Code by refining its language, processes, and application of the International Fire Code ("IFC") to better serve the business and development communities.

The SFD seeks to amend Chapter 9, Fire Protection and Life Safety Systems, Section 903, Automatic Sprinkler Systems, subsection 903.4.1, Monitoring, through the deletion of a timing requirement for modification of existing fire sprinkler systems installed preceding the adoption of the 2018 IFC.

Remarks: This is a revision to a local addendum to the IFC. This modification is in compliance with the intend and purpose of the Fire Code. This modification does not lessen health, life, or fire safety requirements.

Submitted By: David Pennington, Fire Chief

Authorized for inclusion on the agenda pursuant to City Code section 2-33:
Collin Quigley, Deputy City Manager 12/6/2024

Attachments: 1. Fire Prevention Code Amendment

One-rdg. _____
P. Hrngs. _____
Pgs. 4
Filed: 12-10-24

Sponsored by: Hosmer

First Reading: _____ Second Reading: _____

COUNCIL BILL 2024 -283 GENERAL ORDINANCE _____

AN ORDINANCE

AMENDING the Springfield City Code, Chapter 54, 'Fire Prevention and Protection,' Article II, 'Fire Prevention Code,' Section 54-32, 'Amendments and additions,' Section 903.4.1, relating to monitoring of sprinkler systems.

WHEREAS, on July 2, 2018, City Council adopted the 2018 Edition of the International Fire Code ("Fire Code") by General Ordinance 6463; and

WHEREAS, on December 13, 2021, City Council adopted General Ordinance 6699, which amended Springfield City Code, Chapter 54 'Fire Prevention and Protection,' Article II, 'Fire Prevention Code,' Section 54-32, 'Amendments and additions,' Section 903.4.1, 'Monitoring,' to modify the system monitoring requirements for automatic sprinkler systems.

WHEREAS, the Fire Department regularly identifies opportunities for improved safety and has determined that certain alterations of the Fire Code are appropriate to meet the needs of the community; and

WHEREAS, the Fire Department recommends that the Fire Code be amended to allow for the continued operation of automatic sprinkler monitoring systems installed prior to the adoption of the 2018 International Fire Code.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, MISSOURI, as follows, that:

NOTE: Underlined language is being added and ~~stricken~~ language is being deleted.

Section 1 – City Council hereby amends the Springfield City Code, Chapter 54 'Fire Prevention and Protection,' Article II, 'Fire Prevention Code,' Section 54-32, 'Amendments and additions,' Section 903.4.1, 'Monitoring,' as follows:

903.4.1 Monitoring. Alarm, supervisory and trouble signals shall be distinctly different and shall be automatically transmitted to an approved supervising station or, where approved by the fire code official, shall sound an audible signal at a constantly attended location.

Any sprinkler system failing to monitor the valves, other than the below listed exceptions, will not be allowed to be "green tagged". Those systems shall be "yellow tagged" by the inspection company. ~~The issue shall be remedied within twelve months or by the next inspection of the sprinkler system. Failure to complete the remedy within the time allowed shall demand the sprinkler system to be "red tagged".~~

New and existing ~~O~~occupancies undergoing renovation affecting the fire sprinkler system, or a change of use of occupancy, shall also comply with the monitoring requirements of this section.

Exceptions:

1. Underground key or hub valves in roadway boxes provided by the municipality or public utility are not required to be monitored.

2. Underground key or hub valves in roadway boxes for the purpose of use as a segment control or isolation valve when use of a post indicator value is not practical, and upon the approval of the fire code official.

3. Backflow prevention device test valves located in limited area sprinkler system supply piping shall be locked in the open position. In occupancies required to be equipped with a fire alarm system, the backflow preventer valves shall be electrically supervised by a tamper switch installed in accordance with the NFPA 72 and separately annunciated.

4. Backflow prevention device control valves located external to the structure, or located within a vault, must be secured control valve to control valve by a chain of one-quarter of one-inch thickness and secured by a padlock. A padlock key shall stay with the property manager, and a padlock key shall be placed in a key box in compliance with Section 506 of this Code.

Section 2 – Savings Clause. Nothing in this Ordinance shall be construed to affect any suit or proceeding now pending in any court or any rights acquired or liability incurred nor any cause or causes of action occurred or existing, under any act or ordinance repealed hereby. Nor shall any right or remedy of any character be lost, impaired, or affected by this Ordinance.

Section 3 – Severability Clause. If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this Ordinance. City Council hereby

declares that it would have adopted the Ordinance and each section, subsection, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared invalid.

Section 4 – This Ordinance shall be in full force and effect from and after passage.

Passed at meeting: _____

_____
Mayor

Attest: _____, City Clerk

Filed as Ordinance: _____

Approved as to form: _____, Assistant City Attorney

Approved for Council action: _____, City Manager

EXPLANATION TO COUNCIL BILL 2024-284 (HORTON)

FILED: 12/02/2024

ORIGINATING DEPARTMENT: Economic Vitality

TITLE: A special ordinance approving the First Amended and Restated Redevelopment Plan for the 521 Boonville Redevelopment Area, which is generally located along the west side of North Boonville Avenue between West Tampa Street and West Phelps Street; 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; and authorizing certain tax abatement within the plan area.

PURPOSE: To approve the First Amended and Restated Redevelopment Plan for the 521 Boonville Redevelopment Area, which is generally located along west side of North Boonville Avenue between West Tampa Street and West Phelps Street, and declare 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; authorize certain tax abatement within the plan area.

BACKGROUND INFORMATION: 521 North Investments, LLC (Applicant) has filed an amended and restated redevelopment plan pursuant to Sections 99.300-99.660, RSMo, the Land Clearance for Redevelopment Authority (LCRA) Law for the 521 Boonville Redevelopment Area. It seeks to modify the proposed land uses and redevelopment project specifications within the plan to facilitate redevelopment of the existing building and site within the Redevelopment Area for use as an architecture and design studio.

The Redevelopment Plan for the 521 Boonville Redevelopment Area was approved by the City Council on July 24, 2017, by Special Ordinance 26916. The Redevelopment Area consists of a single 0.66-acre parcel located at 521 North Boonville Avenue. It is zoned CC, Center City District, and is occupied by a dilapidated single-story commercial building that was constructed in 1946. The property was initially used for farm tractor sales and service and was later used as a nightclub until 2007, when it was acquired by US Photonics. The Redevelopment Plan proposed to rehabilitate and convert the building into a commercial office building that would be occupied by US Photonics, a business specializing in nanotechnology-related products, services, and research and development. To date, the Redevelopment Area has not been redeveloped, and it remains vacant and dilapidated.

In 2022, the Applicant acquired the property at 521 North Boonville Avenue with plans to redevelop the existing building and site into new offices for Dake Wells Architecture. The Applicant wishes to utilize the partial real property tax abatement available pursuant to the LCRA Law in the 521 Boonville Redevelopment Area to facilitate redevelopment. However, the proposed land uses and specifications of the

Redevelopment Plan are specific to the previous owner and must be amended.

Blight Study

As per Chapter 40, Article II, of the Springfield City Code, the Workable Program, the Redevelopment Area is deemed a Legacy Blighted Area. It requires new or amended redevelopment plans for areas that had been declared blighted more than 24 months prior to be accompanied by either: (1) an updated blight study or other evidence that the Redevelopment Area still exhibits the blighting factors that existed at the time it was initially declared a blighted area, or (2) a new blight study showing that sufficient blighting factors exist to support a finding that the area meets the definition of a blighted area, per the LCRA Law.

Sections 99.320(3) and 99.805(1), RSMo define a blighted area as:

> *An area which, by reason of the predominance of insanitary or unsafe conditions, deterioration of site improvements, or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, retards the provision of housing accommodations or constitutes an economic or social liability or a menace to the public health, safety, or welfare in its present condition and use.*

The Applicant has filed a new blight study with the First Amended and Restated Redevelopment Plan for the 521 Boonville Redevelopment Area. The blight study demonstrates both that the Redevelopment Area continues to exhibit several of the blighting factors that existed at the time it was initially declared a blighted area, and that sufficient blighting factors currently exist to support a finding that the Area meets the definition of a blighted area.

Redevelopment Plan

The First Amended and Restated Redevelopment proposes to redevelop the existing building and site for use as an architecture and design studio. The existing 7,900 ft2 building will be completely renovated, and the two small 840 ft2 additions on the west side of the building will be removed and replaced with a new 3,500 ft2 two-story addition. The completed building will include a community room in the front, workstations for up to 40 employees, private offices, conference rooms, and new mechanical and electrical systems, including solar panels, for improved energy efficiency.

Conformance with the Forward SGF Comprehensive Plan

This amended plan aligns with the goals of the *Forward SGF Comprehensive Plan*, particularly as it relates to the Downtown Placetype and the Downtown Plan.

The Redevelopment Area is located within the Downtown Placetype, which serves as the primary activity center of Springfield. It contains a wide variety of uses, such as retail, entertainment, office, institutional, multi-family residential, and public gathering spaces. An architecture and design studio at this location is consistent with land uses associated with this placetype. Furthermore, the proposed redevelopment is consistent with many of the placetype's building and site typology characteristics, such as:

- Orienting the building façade and entrances towards the street frontage with a high degree of transparency to increase visual interest, activate the sidewalk, and improve security.
- Locating the main entrance at street level.
- Locating the parking and loading areas on the street and behind the building.

The Redevelopment Area is located within the Innovation District functional subarea in the Downtown Plan. This subarea serves as the northern gateway into Downtown primarily via Boonville Avenue and is a growing urban innovation park revolving around IDEA Commons. Its character should develop as a mix of modern and historic industrial. New state-of-the-art institutional buildings should be juxtaposed with older, repurposed industrial buildings that may serve as unique office or loft spaces.

The Downtown Plan also classifies the Redevelopment Area as an opportunity site that should be targeted for site improvements/adaptive reuse. This classification includes properties with buildings that are structurally sound, but are vacant, underutilized, or show signs of disinvestment. Such properties can be enhanced through site and façade improvements and necessary interior rehabilitation to support their future use. Buildings with desirable historic characteristics should be salvaged whenever possible for adaptive reuse.

The Amended and Restated Redevelopment Plan conforms with the Downtown Plan. It seeks to rehabilitate and adaptively reuse a vacant site that has experienced years of underutilization and disinvestment. Rehabilitation and reuse of the area as an architecture and design studio will complement IDEA Commons and improve the vibrancy of downtown.

<u>But-for Test</u>

As per the Workable Program, the Redevelopment Plan may qualify for partial real property tax abatement pursuant to the LCRA Law if it meets the but-for test. In other words, the Plan must demonstrate that the proposed redevelopment would either not occur or would not be financially feasible but for receiving such abatement. The First Amended and Restated Redevelopment Plan includes two 10-year project pro forma financial statements (one with property tax abatement, one without), each providing yearly cash flows and cash-on-cash return analyses. The cash-on-cash return is a measure of the annual rate of return on the developer's equity or cash invested in the

project. This calculation is one method of determining whether a project can provide a return on investment necessary to attract developer capital. The projections provided within these statements indicate that partial real property tax abatement is necessary for the project to proceed.

REMARKS: The Land Clearance for Redevelopment Authority ("LCRA") reviewed the Blight Study and the First Amended and Restated Redevelopment Plan on November 5, 2024, and voted 3-0 to recommend the Redevelopment Area be declared a blighted area and the Plan be approved.

The Planning and Zoning Commission reviewed the First Amended and Restated Redevelopment Plan on November 7, 2024, and found the Plan to be in conformance with the Forward SGF Comprehensive Plan. The Commission voted 7-0 to recommend the Plan be approved.

Staff recommends approval.

Submitted By: Matthew Schaefer, Senior City Planner

Authorized for inclusion on the agenda pursuant to City Code section 2-33:
Maurice S. Jones, Deputy City Manager 12/6/2024

Attachments:
1. First Amended and Restated 521 Booville Redevelopment Plan
2. First Amended and Restated 521 Boonville Redevelopment Plan_exh1

One-rdg. _____
P. Hrngs. _____
Pgs. 71
Filed: 12-10-24

Sponsored by: Horton

First Reading: _____ Second Reading: _____

COUNCIL BILL 2024-284 SPECIAL ORDINANCE _____

AN ORDINANCE

APPROVING the First Amended and Restated Redevelopment Plan for the 521 Boonville Redevelopment Area, which is generally located along the west side of North Boonville Avenue between West Tampa Street and West Phelps Street; 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; and authorizing certain tax abatement within the plan area.

WHEREAS, the City of Springfield, pursuant to Section 99.300, RSMo., et seq. ("The Land Clearance Redevelopment Authority Law"), has duly created the Land Clearance for Redevelopment Authority of the City of Springfield, Missouri ("the LCRA") and vested in the LCRA the powers authorized by State law; and

WHEREAS, the LCRA is authorized to prepare development plans for the elimination of slums and urban blight and to improve social and economic conditions; and

WHEREAS, City Council previously approved the Redevelopment Plan for the 521 Boonville Redevelopment Area on July 24, 2017, by Special Ordinance 26916; and

WHEREAS, the Redevelopment Area consists of a single 0.66-acre parcel located at 521 North Boonville Avenue that is currently zoned CC – Center City District; and

WHEREAS, 521 North Investments, LLC, acquired the 521 Boonville Redevelopment Area in 2022; and

WHEREAS, pursuant to the Land Clearance Redevelopment Authority Law, 521 North Investments, LLC, has filed a First Amended and Restated Redevelopment Plan for the 521 Boonville Redevelopment Area, seeking to modify the proposed land uses and redevelopment project specifications within the plan to facilitate redevelopment of the existing building and site for use as an architecture and design studio; and

WHEREAS, 521 North Investments, LLC, desires to utilize the partial real property tax abatement available under The Land Clearance Redevelopment Authority Law to facilitate redevelopment in the 521 Boonville Redevelopment Area; and

WHEREAS, the proposed land uses and specifications of the previously approved Redevelopment Plan are specific to the previous owner and must be amended; and

WHEREAS, the Redevelopment Area contains a single commercial structure that is vacant and in disrepair; and

WHEREAS, the LCRA reviewed an updated blight report and the First Amended and Restated Redevelopment Plan for the 521 Boonville Redevelopment Area at a public meeting on November 5, 2024, and recommended the 521 Boonville Redevelopment Area again be declared a blighted area and the Plan be approved; and

WHEREAS, the Planning and Zoning Commission reviewed the First Amended and Restated Redevelopment Plan for the 521 Boonville Redevelopment Area at a public meeting on November 7, 2024, and recommended approval by a vote of 7 to 0; and

WHEREAS, City Council held a public hearing on December 16, 2024, and all interested parties were given the opportunity to be heard.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, MISSOURI, as follows, that:

Section 1 – The First Amended and Restated Redevelopment Plan for the 521 Boonville Redevelopment Area, consisting of a single 0.66-acre parcel located at 521 North Boonville Avenue in Springfield, Missouri, attached hereto and incorporated herein by this reference as “Exhibit 1,” is hereby approved.

Section 2 – City Council finds and declares that the area described in the First Amended and Restated Redevelopment Plan for the 521 Boonville Redevelopment Area, which is more particularly described in “Exhibits A and B of Exhibit 1,” is a blighted area as defined by Sections 99.320(3) and 99.805(1), RSMo., and the redevelopment thereof is necessary for public convenience and necessity; and that approval of the First Amended and Restated Redevelopment Plan for the 521 Boonville Redevelopment Area and construction of the redevelopment project described therein are necessary for the preservation of the public peace, prosperity, health, safety, morals, and welfare.

Section 3 – After review of the Tax Impact Analysis, which is attached hereto and incorporated herein by this reference as “Exhibit E of Exhibit 1,” and the Project Proforma, attached hereto and incorporated herein by this reference as “Exhibit F of Exhibit 1,” the City Council hereby finds that the First Amended and Restated Redevelopment Plan for the 521 Boonville Redevelopment Area satisfies the “but-for”

test required by The Land Clearance Redevelopment Authority Law and is thus eligible for partial real property tax abatement.

Section 5 – The City Manager, or designee, shall take all steps necessary to inform the Greene County Assessor of the granting of such and the passage of this Ordinance.

Section 6 – The sections of this Ordinance shall be severable. In the event any section of this Ordinance is found by a court of competent jurisdiction to be invalid, the remaining sections of this Ordinance shall be deemed to be valid, unless the court finds the valid sections of this Ordinance are so essentially and inseparably connected with, and so dependent upon the void sections, that it cannot be presumed that City Council would have enacted the valid sections without those deemed invalid; or unless the court finds that the valid sections, standing alone, are incomplete and are incapable of being executed in accordance with the legislative intent.

Section 7 – This Ordinance shall be in full force and effect from and after passage.

Passed at meeting: _____

_____
Mayor

Attest: _____, City Clerk

Filed as Ordinance: _____

Approved as to form: Laura Vales, Assistant City Attorney

Approved for Council action: Jason A. Gage, City Manager

EXHIBIT 1

BLIGHT REPORT

&

FIRST AMENDED AND RESTATED REDEVELOPMENT PLAN

FOR THE

521 NORTH BOONVILLE

REDEVELOPMENT AREA

SPRINGFIELD, MISSOURI

September 24, 2024

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Blight Report

521 North Boonville

I. General

The Land Clearance for Redevelopment Authority Law (the "LCRA Law") is set forth in section 99.300 through 99.660 of the Missouri Revised Statutes. It was enacted in 1951 to help local municipalities eradicate "blighted areas" in the community and to encourage rehabilitation and redevelopment of those areas by private enterprise. Through the LCRA Law, municipalities and private citizens are able to work together to achieve the goal of fostering economic opportunities and improving property values in cities throughout Missouri.

The LCRA Law defines "blighted area" as an area which, by reason of the predominance of insanitary or unsafe conditions, deterioration of site improvements, or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, retards the provision of housing accommodations or constitutes an economic or social liability, or a menace to the public health, safety, or welfare in its present condition and use.[1] Missouri courts have determined that a finding of blight is proper where, when considering an area in its present condition and use, these factors in Section 99.805(1) above, whether individually or in combination, produce one of the circumstances named in the second half of this Section.[2]

A. Introduction

In 2017, City Council had declared the 521 Boonville Redevelopment Area as a blighted area by Special Ordinance 26916. However, according to Springfield City Code, Section 40-16 Legacy blighted areas…

> "If a redevelopment plan is proposed for an area that was declared blighted by city council more than 24 months prior to the approval of said redevelopment plan, the applicant shall provide either:
>
> 1) an updated blight study, or other evidence that the area still exhibits the blighting factors that existed at the time it was declared a blighted area; or
>
> 2) a new blight study showing that sufficient blighting factors exist to support a finding that the area meets the definition of a blighted area, per the LCRA Law."

This Blight Report for the 521 Boonville Redevelopment Area (this "Blight Report") is being submitted by 521 North Investments, LLC (such entity, or its successors and assigns, are referred to as the "Developer"), for the purpose of demonstrating that the Redevelopment Area (as defined below) "still exhibits the blighting factors that existed at the time it was declared a blighted area."

This Blight Report will demonstrate (i) that the Redevelopment area is a "blighted area" under the LCRA Law due to the predominance of insanitary or unsafe conditions, deterioration of site improvements to include the deterioration of primary and secondary building components, and the existence of conditions which endanger life and property by fire and other causes, and because of the aforementioned conditions, the Redevelopment Area constitutes an economic or social liability and constitutes a menace to the public health, safety, or welfare in its present condition and use.

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[1] See MO, Rev. Stat. 99.320 (2) and 99.805 (1).

[2] See Land Clearance for Redevelopment Auth. Of City of St. Louis v. Inserra, 284 S.W.3d 641, 647-48 (MO Ct. App. 2009)

B. Background

The Developer shall remediate blight and redevelop the area in accordance with the Redevelopment Plan following this blight report.

The single building was built in 1946[3] for an International Harvester tractors sale and mechanic business. The building itself is separated into 3 distinct areas, a front showroom and sales, back warehouse, and back appendage for cleaning and maintenance purposes. The site is mostly paved with a landscaped front yard. The previous developer bought the building in 2007 and leased it to a tenant who used it as a Night Club. Since the nightclub shutdown in 2007, the building has remained vacant. The current Developer (521 North Investments) purchased the building in 2022 and intends to renovate it according to the Redevelopment Plan.

II. Redevelopment Area Description

The Redevelopment Area is only for the immediate site which is .66 acres of real property located at 521 Boonville in the City of Springfield, Missouri (the "Redevelopment Area"). A map identifying the Redevelopment Area is attached hereto and incorporated herein as Exhibit "A" and the Redevelopment Area is legally described on Exhibit "B" attached hereto and incorporated herein.

III. Evidence In Support of Blight

The LCRA Law provides municipalities with a tool to encourage the redevelopment of areas within a city by private developers, which facilitates the renewal of downtrodden portions of a city without necessitating excessive expenditures of public funds. The City of Springfield (the "City") has utilized this tool over the past few decades in blighting large tracts of property throughout the Center City area including adjacent areas to the south and to the east.

The property within the Redevelopment Area, which is quickly nearing the end of its economic life, is of comparable age and is substantially similar condition to many of the blighted properties within these adjacent areas.

The key factors evidencing the Redevelopment Area as a "blighted area" under section 99.320(3) of the Missouri Revised Statutes are discussed in detail below. Photographs demonstrating some of these factors are included in the Property Report (defined below).

A. Insanitary and Unsafe Conditions

In general, the building is afflicted with a variety of insanitary and unsafe conditions. Throughout the building there is a prevalence of mold.[4] Affected walls that are composed of stud and gypsum board will need to be removed, and all other areas will need to be remediated. Having been in a dilapidated state and vacant for many years, trash and human waste have amassed from homeless individuals seeking refuge requiring further remediation.[5] Broken glass industrial debris is prevalent throughout the site as well as a result of its vacancy over the years.[6]

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[3] See Exhibit A

[4] See Exhibit C, Images 1 and 33

[5] See Exhibit C, Images 2-8

[6] See Exhibit C, 4, 7, and 9

The electrical wires throughout the building further pose unsafe conditions and will need to be replaced due to their age. The service electrical lines hang low in the back and will either need to be buried or hung higher.[7] Structural remediation will need to take place throughout. Cracks exist in the foundation and loadbearing brick and concrete block walls.[8] Inside, portions of the lateral bracing have been removed and will need replacement.[9]

B. Deterioration of Site Improvements

Deterioration generally refers to any physical deficiencies or disrepair in buildings or site improvements requiring treatment or repair. Deterioration, which is not easily curable and which cannot be accomplished in the course of normal maintenance, includes defects in primary and secondary building components. Primary building components include the foundation, exterior walls, roof, wiring, etc. Secondary building components include doors, windows, frames, fascia materials, etc. Deterioration of sidewalks, parking areas, and other similar site improvements is evidenced by settled areas, cracks, overgrowth, or depressed curb areas. This site suffers from this deterioration, which is exhibited by defects in both primary and secondary building components.

As previously mentioned, primary building components to include the foundation and exterior walls are in need of repair due to cracks that have formed throughout.[10] The existing roof is a mod-bit roof over what is believed to be the original gravel roof. This roof is completely flat and holds water. The roof, along with the exterior walls are void of any insulation. This will need to be remediated in order to bring the building to modern efficiency standards and to prevent future mold growth due to interior condensation. A new roof will need to be added to include either new roof drains that properly exit the roof or new gutters on a sloped roof. As evidenced by exterior water damage in Exhibit C, images 12 and 17, current roof water shedding tactics are insufficient at best. Due to the age of the building, and its existing electrical and HVAC components, a new electrical and HVAC system is needed throughout to further meet modern standards.[11] Plumbing will all need to be replaced as well.

As for secondary building components, doors, windows, frames, and fascia materials will need to be replaced throughout. Where possible doors, to include the garage doors, are to be salvaged, but others will need to be either relocated or replaced due to improper thermal efficiency or deterioration. All of the windows and frames will need to either be replaced or modified. Many of the windows are broken and will either be replaced or filled in.[12] Windows that are not broken are single pane glass windows and not thermal glass. These windows will need to be modified into thermal glass windows to meet modern standards. All window frames are not thermally broken which has led to interior condensation, rust and deterioration at the sill and jambs.

Throughout the parking area, large cracks result in a potential tripping hazard and a decrease in its ability to shed water. Plant life and overgrowth are now growing in these areas and will need to be remediated. Additionally, the front entry does not meet handicapped accessibility standards.[13]

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[7] See Exhibit C, Image 10

[8] See Exhibit C, Image 11, 12, 13, and 14

[9] See Exhibit C, Image 15

[10] See Exhibit C, Image 11, 12, 13, and 14

[11] See Exhibit C, Image 2, 3, 9, 10, 19, 20, 21, 22, 23, and 24

[12] See Exhibit C, Image 16, 27, 28, 29, 30, and 31

[13] See Exhibit C, Image 32

C. Conditions that Endanger Life or Property by Fire or Other Causes

Endangerment by fire and other causes is typically due to the presence of structures below minimum code standards. Such code standards include building, property maintenance, fire, environmental or other governmental codes applicable to particular property. The principal purpose of such codes is to require buildings to be constructed and maintained so that they will have the capacity to support the type of occupancy and necessary fire and similar hazard protection or to establish minimum standards essential for safe and sanitary use, occupation, and/or habitation.

As previously mentioned, the property is vacant. As a vacant property, it creates a number of conditions which endanger life and property. Specifically small hazards, such as an exposed wire or slow water leak, can go undetected and lead to much larger problems.[14] In addition, vacant properties may attract trespassers, arsonists, thieves or other criminals. This property has attracted both trespassers and thieves. Homeless have made camps inside the building, and others have graffitied the exterior with gang symbols and text. This is an issue not only for the property, but for the surrounding area as well.

IV. Impact of the Redevelopment Area's Blighted Conditions:

Missouri law only requires that the current condition of a redevelopment area produce one (1) of the (3) following circumstances for a finding of blight: 1) it hinders the provision of housing accommodations, 2) it constitutes an economic or social liability, or 3) it is a menace to public health, safety, morals, and welfare. The combination of blighting factors plaguing the Redevelopment Area directly creates both "2" and "3" of these circumstances.

The Redevelopment Area is afflicted by deteriorating site conditions and is nearing the end of its economic life. As a result, the building and land in the Redevelopment Area was appraised at $288,100 in 2022 with property tax liability of $6,374.75.[16] This is nominal when compared to the taxes generated by other property in the immediate area that have been redeveloped.

The insanitary/unsafe site conditions present in the Redevelopment Area, pose a serious menace to public safety and health- especially given the fact that the building is vacant. Each of these factors contribute to the economic and social liability created by the area in that they cause a risk of physical injury to the City's citizens, and damage to surrounding property. These factors are conducive to trespassing, vandalism, and criminal activity as well.

Comprehensive redevelopment of the Redevelopment Area is necessary to foster additional economic activity and contribute to the growth of the City. Remediating the issues discussed above is economically infeasible since the likely cost of repairs exceed the value of the building. Without an investment in the Redevelopment Area, the area will further deteriorate and continue to be vacant. Its economic efficiency will continue to decline and become an even greater economic liability on the surrounding area. This underutilization combined with the unsafe conditions in the Redevelopment Area hampers the economic vitality of the City by failing to generate property tax revenues for the City to its full potential.

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[14] See Exhibit C, Image 1, 11, 12, 13, 17, 33, and 34

[15] Based on 2022 data from the Greene County Assessor's website

V. Conclusion

Due to the predominance of insanitary and unsafe conditions, deterioration of site improvements, and the existence of conditions that endanger life and property by fire and other causes, the Redevelopment Area constitutes an economic and social liability and is a menace to the public health, safety, and welfare in its present condition and use. The Redevelopment Area qualifies as a "blighted area" as defined in section 99.805(1) of the Missouri Revised Statutes. Accordingly, the City of Springfield should utilize the tools granted under the LCRA Law to declare the Redevelopment Area a blighted area which will in turn help to facilitate rehabilitating and renewing this portion of the City.

This Report has been developed and affirmed by Dake Wells Architecture.

Brandon Dake, FAIA

Missouri Certificate of Authority #A-199913780

EXHIBIT A

[MAP OF REDEVELOPMENT AREA]

ASSESSOR'S AERIAL MAP

PARID: 1313309022 ROLL: RP_GM
521 NORTH INVESTMENTS LLC

Property Name	
Property Address	521 N BOONVILLE AVE SPRINGFIELD
Subdivision	GRAVES, W H
Tax District	215: CID Springfield R12 Z1
School District	R12: SPRINGFIELD
Living Unit	
Residential SqFt	
Commercial SqFt	9,396
Class	Commercial
Brief Tax Description	GRAVES, W H LOTS 4 & 5 & 79 & BEG SE COR LOT 79 S 50 FT W 210 FT N 50 FT ETO BEG
	(Note:Not to be used on legal documents)
Calculated Acres	.6629
	SECTION TOWNSHIP RANGE
	13 29N 22W
Book	2022
Page	00815922
Deed Date	28-FEB-22

Mailing Information

Owner1	521 NORTH INVESTMENTS LLC
Owner2	
In Care Of	
Address	2714 E GLENWOOD ST
City, State, Zip	SPRINGFIELD MO 65804
Date last Updated	26-SEP-22

Market/Assessed Value

Residential Market	0
Residential Assessed = Residential Market *19%	0
Agriculture Market	0
Agriculture Assessed = Agriculture Market * 12%	0
Commercial Market	288,100
Commercial Assessed = Commercial Market * 32%	92,200
TOTAL MARKET	288,100
TOTAL ASSESSED	92,200
Previous Year Market	289,800

TOTALS	
Appraised Land	109,800
Appraised Improvements	178,300
Total Appraised	288,100
Land Assessed	35,140
Improvements Assessed	57,060
Total Assessed	92,200

EXHIBIT B

Legal Description of Redevelopment Area

TRACT I:
ALL OF LOTS FOUR (4) AND FIVE (5), IN W.H. GRAVES ADDITION, IN THE CITY OF SPRINGFIELD, GREENE COUNTY, MISSOURI.
ALSO
BEGINNING AT THE SOUTHEAST CORNER OF LOT FIVE (5), IN W.H. GRAVES ADDITION; THENCE SOUTH 70 FEET; THENCE WEST 195 FEET; THENCE NORTH 70 FEET; THENCE EAST TO THE PLACE OF BEGINNING, ALL IN THE CITY OF SPRINGFIELD, GREENE COUNTY, MISSOURI, EXCEPT FOR THAT PART TAKEN FOR BOONVILLE AVENUE.

EXHIBIT C

Photos of Existing Conditions

1. Presence of mold.

2. Trash and human waste located throughout the interior and exterior of the building. Existing sewer connection for water closet is uncovered and open to the space.

3. Human waste and trash accumulation.

4. Broken Glass and debris.

5. Trash and human waste have amassed in the exterior spaces around the building.

6. Southwest corner of the building where homeless individuals have been sleeping.

7. Trash accumulation near main entrance of the building.

8. Areas inside the building where people have been sleeping.

9. Broken glass from vandalism and trash from homeless individuals living on the premises.

10. Low hanging power lines. Location of electrical service to the building has been removed. All electrical panel in the interior of the building have had copper electrical wires removed.

11. Cracks in the walls and foundations.

12. Large crack in an exterior load bearing wall from poor storm-water management.

13. Large crack in wall of existing load bearing wall.

14. Sunlight can be seen through cracks the west exterior load bearing block wall.

15. Portion of the existing lateral support for the garage area has been removed.

16. Broken exterior glazing; window frame is not thermally broken.

17. Roof drain penetration through existing roof slab.

18.

19. Water pipes into and out of the water heater have been removed. Electrical components of water heater have also been removed.

20. Electrical parts from the existing air handler unit have been removed.

21. Gas service to the building has been shut off and the meter removed.

22.

23. Existing gas heater.

24. Wiring serving the existing electrical panels have been removed throughout the building.

25. Existing exterior light fixture. Wire has been removed from Conduit.

26.

27. Original non-thermally broken steel framed windows; all glass has been broken/ removed.

28. Original non-thermally broken steel framed windows. Several panes of glass have been broken allowing various animal to inhabit the building.

29. Boarded up windows where glass has been removed.

30. Boarded up windows and openings.

31. Boarded up windows with broken glazing. Windows are original to the building and are not thermally broken.

32. Main entry of the building is not handicap accessible.

33. Sagging paint, water stains, and mold at the base of interior wall.

34. Existing roof is leaking resulting in areas with water ponding in the interior of the building .

35. Vandalism inside of the building.

36. Graffiti showing through paint on front elevation of the building.

37. Area of existing building where graffiti was covered up.

38. Elevation of the building facing N Boonville Ave.

39. North elevation of the building.

40. Portion of West elevation.

41. Portion of West elevation.

42. South Elevation of the building .

First Amended and Restated Redevelopment Plan for the 521 Boonville Redevelopment Area

I. Introduction

521 North Investments, LLC (the "***Developer***") has prepared the following Amended and Restated Redevelopment Plan (the "***Redevelopment Plan***") for the redevelopment of .66 Acres in Springfield, Missouri, which is amended from the redevelopment plan submitted to the City for consideration and approved via Special Ordinance 26916 on July 24, 2017 (the "***Original Redevelopment Plan***"), to seek an amendment permitting a design change in the Project to replace the originally designated "offices for US Photonics" with new offices for Dake Wells Architecture.

The Redevelopment Plan proposes to redevelop the existing building and site into new offices for Dake Wells Architecture, Inc (the "***Project***"). Dake Wells Architecture is a leader in architecture, interior design, and planning and specializes in public projects for High Education, K-12 Schools, and Municipal projects across the Midwest. Dake Wells Architecture is currently leasing space in the former Woolworth Building in downtown Springfield, located at 134 Park Central Square. With the redevelopment of 521 Boonville, Dake Wells Architecture is excited about the redevelopment of this building in Springfield's IDEA Commons. Real property tax abatement is being pursued to encourage such redevelopment.

II. Background

The single building was built in 1946 for an International Harvester tractors sale and mechanic business. The building itself is separated into 3 distinct areas, a front showroom and sales, back warehouse, and back appendage for cleaning and maintenance purposes. The site is mostly paved with a landscaped front yard. The Developer purchased this building on February 25, 2022. Prior to purchase, the building and was most recently leased to a tenant who used it as a Night Club. Since the Night Club closed in 2007, the building has remained vacant.

III. Description of Project

a. Boundaries of the Redevelopment Area

The Redevelopment Area contains approximately 0.66 acres located along the west side of North Boonville Avenue between West Phelps Street and West Tampa Street. A map identifying the Redevelopment Area is attached hereto and incorporated herein as **Exhibit "A",** and the Redevelopment Area is legally described on **Exhibit "B",** which is attached hereto and incorporated herein.

b. Need for Redevelopment

The Redevelopment area is located within the IDEA Commons of Springfield, Missouri. The following is an excerpt from the IDEA Commons Background Report:

> *"IDEA Commons is a sub-district identified in the Jordan Valley Concept Plan that comprises approximately 88 acres within Springfield's Center City bounded by Chestnut Expressway to the north, Mill Street and Water Street to the south, Campbell Avenue to the west, and the BNSF railroad and the North Fork of Jordan Creek to the east (Figures 1 and 2). It is also an*

initiative spearheaded by Missouri State University with the support of the City of Springfield and the Springfield Building Development Corporation (SBDC) to redevelop a portion of Center City into a new type of urban research park that will be blended with residential, retail, and entertainment facilities, and supported by various university programs. The initiative originated from the Jordan Valley Innovation Center (JVIC), which focused primarily on establishing a traditional urban research park in an urban setting, with a specialization in nanotechnology. The JVIC Activity Center Plan was adopted in 2006 to help coordinate future planning and development within this area. However, with the implementation if the IDEA Commons, this plan now needs to be updated."

The proposed redevelopment of 521 Boonville into an architecture studio and corporate office for Dake Wells Architecture is the ideal business for the IDEA Commons.

c. Current Condition of Redevelopment Area

As discussed in the proceeding Blight Report, the Redevelopment Area suffers from much physical deterioration, insanitary and unsafe conditions, and is afflicted by conditions which may endanger life or property. Substantial capital investment will be needed to fully rehabilitate and revitalize the Redevelopment Area. Further, the Redevelopment Area is not generating taxes to its utmost potential and is potentially preventing the surrounding area from doing so as well.

d. Conformance of Redevelopment Plan with the Forward SGF Comprehensive Plan and the IDEA Commons Plan.

The proposed 521 Boonville Redevelopment Area conforms to the Forward SGF Comprehensive Plan, Chapter 5: Land Use & Development, Chapter 13: Downtown Plan, and the IDEA Commons Plan which was adopted by City Council on October 4, 2010.

The "Land Use & Development" element found in Chapter 5 of the Forward SGF Comprehensive Plan designates this Redevelopment Plan Area in a Placetype called "Downtown" with Primary Land Uses including "Office" and "Maker, Artisan, & Innovation Spaces". This Redevelopment Plan conforms to this element by providing a high-intensity office environment that will serve as an innovation space for highly creative architects.

The 521 Redevelopment Area resides within the "Downtown Plan" area as described in Chapter 13 of the Forward SGF Comprehensive Plan. The vision for this element states, "Aging buildings will be revitalized, historically significant structures will be preserved and celebrated, and vacant storefronts will be activated." At 521 Boonville, this is currently not the case. As argued in the accompanying blight report, this area in its current condition is conducive to trespassing, vandalism, and criminal activity. The proposed Redevelopment Area would remediate the factors enabling such activity in an effort to provide an area that is clean, safe, friendly, and accessible to all.

The "Downtown Plan" further states, "Enhanced streetscapes will come to life through a combination of public improvements and high quality private development, targeted on key streets like Boonville Avenue…". This Redevelopment Plan would provide a high quality private development along Boonville, further enhancing the streetscape and elevating the beauty and character of the Boonville corridor.

As previously mentioned, the IDEA Commons Plan was adopted by City Council on October 4, 2010. The goal of this plan is:

"Create a vibrant mixed-use community that is a model for innovative and sustainable development; complements Missouri State University's initiative to expand opportunities for business development and commercialization; and supports the vision for Jordan Valley."

Objectives of this plan include:

- Provide public economic development incentives to maximize appropriate private investment in the IDEA Commons.
- Develop standards to encourage complementary, high-quality construction and new development.
- Encourage high-performance building design.

The proposed Redevelopment Plan for this area adheres to these objectives. The Redevelopment Plan will complement the adjacent JVIC building by having similar materials and technological spaces. The Redevelopment Plan also provides a much more energy efficient building through the use of high-performance materials. The renovation of this building will greatly improve the streetscape of the Boonville Corridor and will further enhance pedestrian activity.

e. Redevelopment Plan Objectives and Strategies

The primary objective of the Redevelopment Plan is to remove blight and to redevelop the area for use as a modern commercial office building. The project is the renovation of the existing building, which was built in 1946, and the repair of the site. The project is anticipated to be built with energy saving materials and Mechanical, Electrical, and Plumbing Systems.

IV. Land Use Plan

a. Former and Existing Land Use Plan

The Redevelopment Area currently consist of a single building with surrounding parking and lawn. Originally the land and building were used as an International Harvester Tractors sales and mechanic. The most recent use was for a Night Club in 2007.

b. Proposed Land Use

The proposed use for the Redevelopment Area is a commercial office building suited for an architecture and design studio. The existing 7,900 s.f. building will be completed renovated, and the two small 840s.f. additions on the west side of the building will be removed and replaced with a new 3,500 s.f. two story addition (1,750 s.f. each floor). The completed building will include a community room in the front, workstations for up to 40 employees, private offices, conference rooms, and new mechanical and electrical to provide energy efficient systems. The developer intends to install PV panels on the roof and create a net-zero building that gives energy back to the grid when available. The site will be redeveloped in accordance with the existing zoning, which is CC, Center City District. Preliminary plans and elevations reflecting the proposed land use in Redevelopment Area is attached as **Exhibit "C"** and incorporated herein.

c. Existing Proposed Zoning

The existing zoning for the Redevelopment Area is CC (Center City District). There is no new zoning proposed for the Redevelopment Area. The project will be redeveloped according to the requirements of the CC District.

d. Regulations and Controls

Redevelopment of the Redevelopment Area shall be subject to all applicable Springfield, Missouri Codes and Ordinance.

V. Execution of the Project

a. Execution

The Developer or its successors in interest shall be responsible for executing the redevelopment of the Redevelopment Area in accordance with the Redevelopment Plan.

b. Land Acquisition

There will be no land acquisition required to implement the Redevelopment Area, as the Developer owns the land within the Redevelopment Area.

c. Financing

The Developer is utilizing conventional financing to finance the Project.

d. Disposition of Property

No land is to be disposed of within the Redevelopment Area.

e. Plan for Relocation Assistance

521 Boonville is not currently occupied by tenants; therefore, relocation assistance will not be necessary.

f. Redevelopment Schedule and Estimated Dates of Completion

The Developer estimates that each state of the Project will be completed in accordance with the following schedule:

- Pre-Construction (Permits) Completed by Fall of 2024.
- Construction: Completed by Fall of 2025.

g. Taxation

The Developer or its successors in interest may apply to the Land Clearance for Redevelopment Authority for tax relief pursuant to Sections 99.700 to 99.715 of the Missouri Revised Statuses, 2000.

h. Covenants

The Redevelopment Plan shall run with the land for a period of twenty years for the date of final approval (at which point it shall expire and shall be of no further force or effect and shall, during such time, require the

Developer and any successors in interest to redevelop and use the real property within the Redevelopment Area in accordance with the Redevelopment Area in accordance with the Redevelopment Plan if they wish to benefit from tax relief available under Sections 99.700 to 99.715 of the Missouri Revised Statutes, 2000.

VI. Other Provisions

a. Compliance with General Plans

As discussed in Article III, Section E above, the Redevelopment Plan for the Redevelopment Area conforms to the Forward SGF plan and fits within the IDEA Commons Plan.

b. Compliance with Workable Program

Pursuant to Section 40-13(a)(1) of Article II of Chapter 40 of the Springfield City Code (the "***Code***"), the Project described in this Redevelopment Plan would not be financially feasible "But-for" the allowance of tax abatement. The City of Springfield's "Economic Development Incentives Policy Manual" states under its General Policies that requests for discretionary incentives, such as partial real property tax abatement shall meet the "but for" test.[16.] "There must be a finding by the City Council that the project would not occur, or would only occur at a significantly smaller scale, or will not be financially feasible or stable, or that the public benefit will not occur if the incentive is not provided." The Policy Manual also mentions that such incentives may be granted if the City Council finds there to be an overriding public benefit or a reduction in costs that would otherwise be paid by the City.

Exhibit E: Tax Impact Analysis

The Project will be subject to the property taxes due to the Greene County Assessor based upon their assessed valuation of the completed Project. The developer has provided a tax impact analysis comparing the estimated property tax revenues with redevelopment and partial real property tax abatement to those without redevelopment and abatement. According to the tax impact analysis, the affected taxing jurisdictions would see a total tax of $57,610.03 without redevelopment or abatement over the next 10 years and they would see a total tax of $58,773.81 with redevelopment and abatement over that same timeframe. That's a net positive impact of $1,163.78 over the next 10 years (based on existing land assessment values). The tax impact analysis also provides an estimate for Year 11 (the first year after abatement) that shows the estimated total tax of $70,493.34 for the redeveloped area. That is an additional $12,883.31 in year 11 versus the tax collected over the prior 10 years if the building is not developed. When the redevelopment occurs and 100% tax abatement is authorized, the jurisdictions stand to generate more in tax revenue (approximately 122%) in Year 11 after development than the entire previous 10-year period if not developed. As this Redevelopment Plan recognizes that "but-for" abatement, redevelopment would not occur, the most fiscally beneficial decision for the taxing jurisdictions to generate the maximum tax revenue is to provide the requested abatement.

Exhibit F: Proforma

This section contains two 10-year project pro forma financial statements (one with tax abatement, one without) provided by the Developer, each providing yearly cash flows and cash-on-cash return analyses. The cash-on-cash return is a measure of the annual rate of return made on the developer's equity or cash investment in the Project. This calculation is one method of determining whether a project can provide a return on investment necessary to attract developer capital. The projections provided within these statements indicate that partial real property tax abatement is necessary in order for the Project to proceed. Exhibit F also includes an amortization schedule and additional information that supports the conclusion that "but for" the tax abatement provided to the Project, the development of this high-quality office space that eliminates Blight would not be feasible.

[16] Economic Development Incentives Policy Manual, City of Springfield, Missouri, February 15, 2011 (as amended on May 12, 2014).

Exhibit G: Estimated Construction Costs
The Estimated Construction Costs contains a project budget supporting the estimates of the Developer and appraisal. The appraisal indicates that the "As Complete" project will be valued at $3,130,000[17], which is less than the $3,867,884 cost to complete the project, as shown on the Sources and Uses of Funds at the end of Exhibit F. The Developer is making a significant contribution of equity to develop this project.

a. Compliance with State and Local Law

The Redevelopment Plan shall be implemented in conformance with the requirements of state and local law.

b. Population Density

The Project will not increase the current population density.

c. Building Intensity

The land coverage and building intensity within the Redevelopment Area are projected to increase after the redevelopment and will be regulated according to the City's Zoning Ordinance.

d. Public Facilities and Utilities

It is anticipated at this time that the Project will not require any additional public facilities or utilities.

VII. Procedure for Changes to Modification of Plan

Upon application by the developer or its successors in interest, the Redevelopment Plan may be amended or modified by the Land Clearance for Redevelopment Authority with the consent of the Planning and Zoning Commission. When the proposed amendment or modification substantially changes the Redevelopment Plan, the City Council must also approve the amendment or modification.

[17] Appraisal from Ronald S. Phillips, Summary of Important Facts and Conclusions, Pages 2-3

EXHIBIT A

[MAP OF REDEVELOPMENT AREA]

ASSESSOR'S AERIAL MAP

PARID: 1313309022
521 NORTH INVESTMENTS LLC

ROLL: RP_GM

Property Name	
Property Address	521 N BOONVILLE AVE SPRINGFIELD
Subdivision	GRAVES, W H
Tax District	215: CID Springfield R12 Z1
School District	R12: SPRINGFIELD
Living Unit	
Residential SqFt	
Commercial SqFt	9,396
Class	Commercial
Brief Tax Description	GRAVES, W H LOTS 4 & 5 & 79 & BEG SE COR LOT 79 S 50 FT W 210 FT N 50 FT ETO BEG
	(Note:Not to be used on legal documents)
Calculated Acres	.6629
	SECTION TOWNSHIP RANGE
	13 29N 22W
Book	2022
Page	00815922
Deed Date	28-FEB-22

Mailing Information

Owner1	521 NORTH INVESTMENTS LLC
Owner2	
In Care Of	
Address	2714 E GLENWOOD ST
City, State, Zip	SPRINGFIELD MO 65804
Date last Updated	26-SEP-22

Market/Assessed Value

Residential Market	0
Residential Assessed = Residential Market *19%	0
Agriculture Market	0
Agriculture Assessed = Agriculture Market * 12%	0
Commercial Market	288,100
Commercial Assessed = Commercial Market * 32%	92,200
TOTAL MARKET	288,100
TOTAL ASSESSED	92,200
Previous Year Market	289,800

TOTALS	
Appraised Land	109,800
Appraised Improvements	178,300
Total Appraised	288,100
Land Assessed	35,140
Improvements Assessed	57,060
Total Assessed	92,200

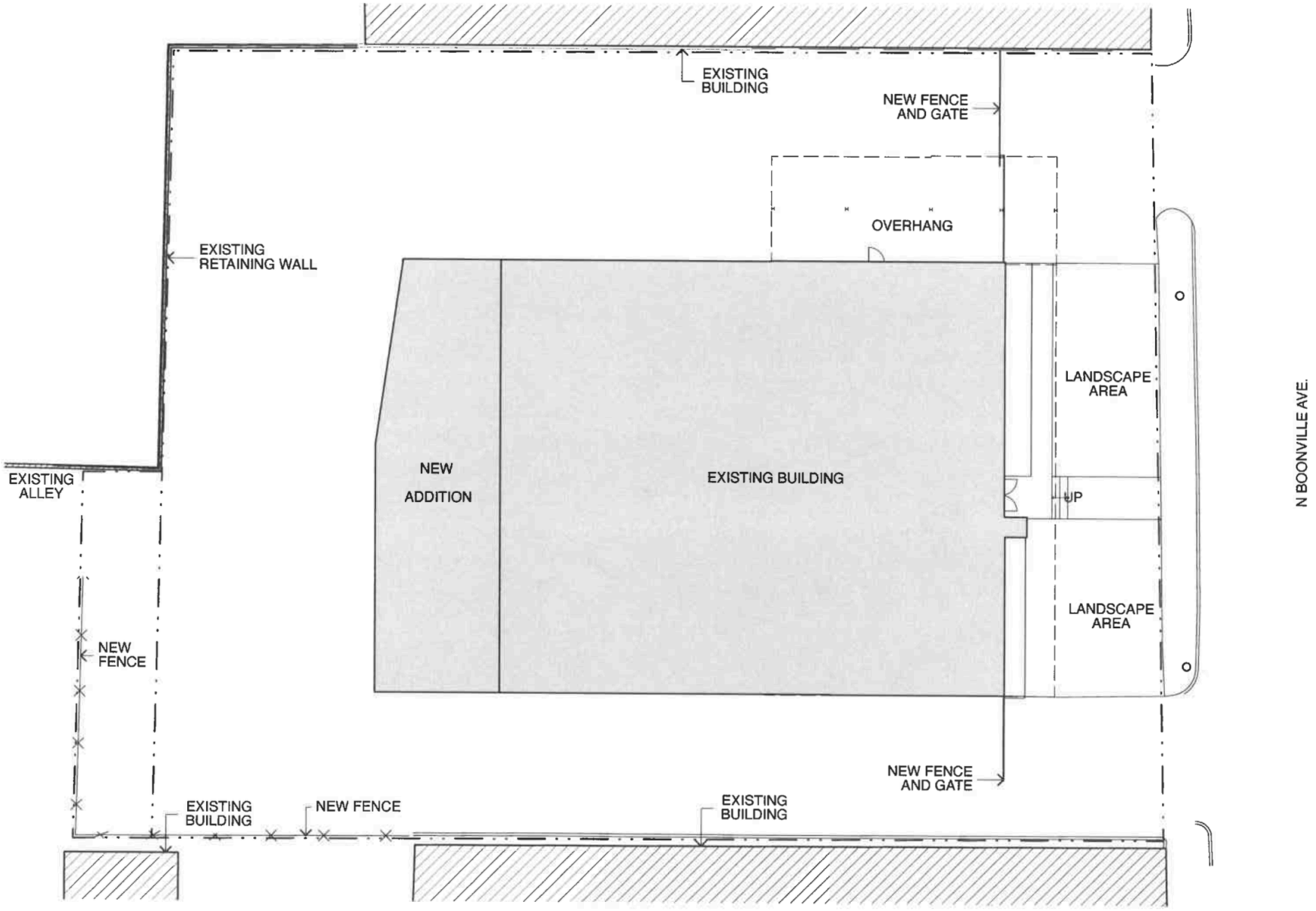
EXHIBIT B

Legal Description of Redevelopment Area

TRACT I:
ALL OF LOTS FOUR (4) AND FIVE (5), IN W.H. GRAVES ADDITION, IN THE CITY OF SPRINGFIELD, GREENE COUNTY, MISSOURI.
ALSO
BEGINNING AT THE SOUTHEAST CORNER OF LOT FIVE (5), IN W.H. GRAVES ADDITION; THENCE SOUTH 70 FEET; THENCE WEST 195 FEET; THENCE NORTH 70 FEET; THENCE EAST TO THE PLACE OF BEGINNING, ALL IN THE CITY OF SPRINGFIELD, GREENE COUNTY, MISSOURI, EXCEPT FOR THAT PART TAKEN FOR BOONVILLE AVENUE.

EXHIBIT C

Redevelopment Plans and Renderings



521 N BOONVILLE

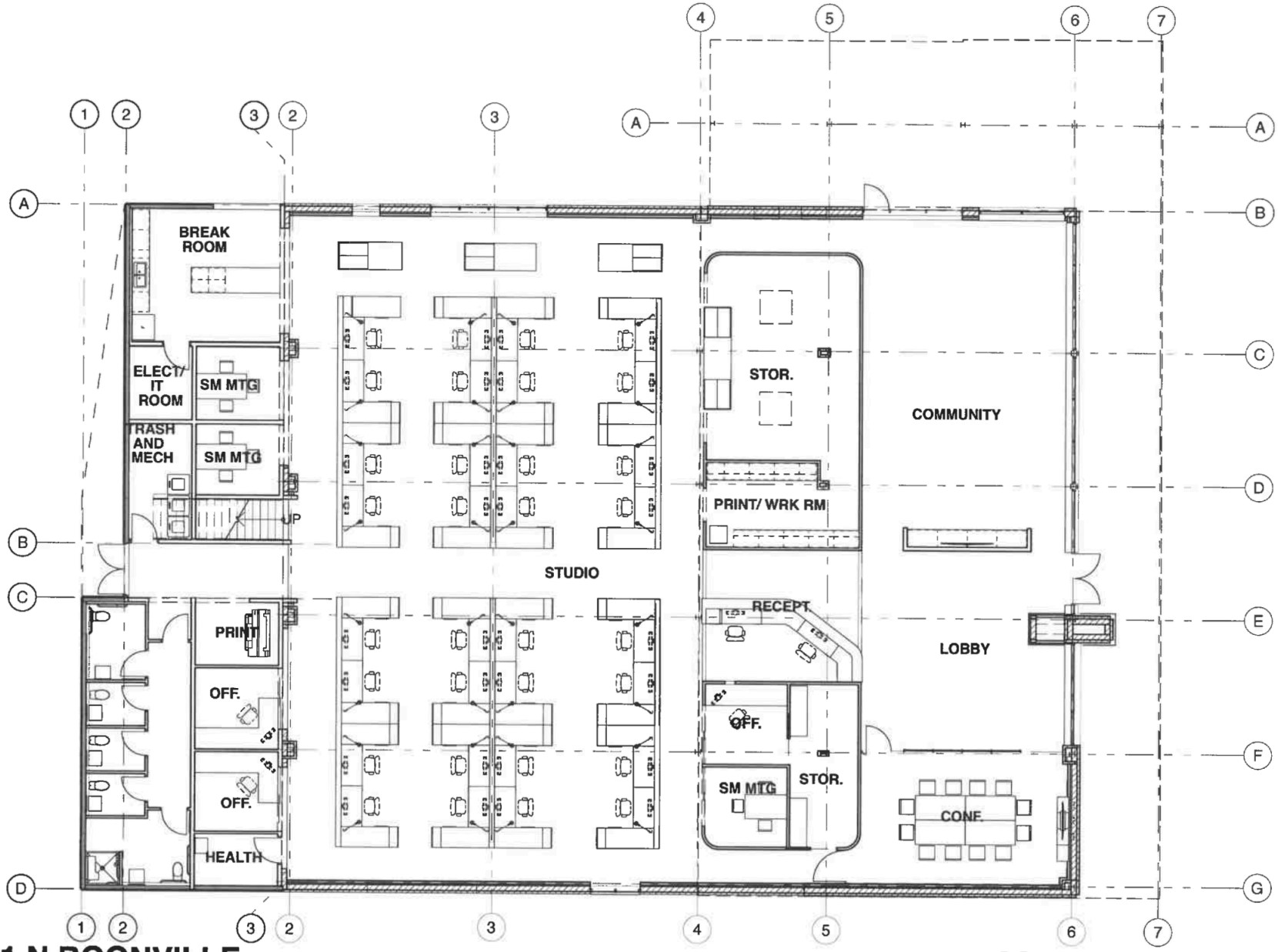
SCHEMATIC SITE PLAN

SCALE 1: 300

A1

DAKE | WELLS architecture

Tuesday, May 9, 2023



521 N BOONVILLE

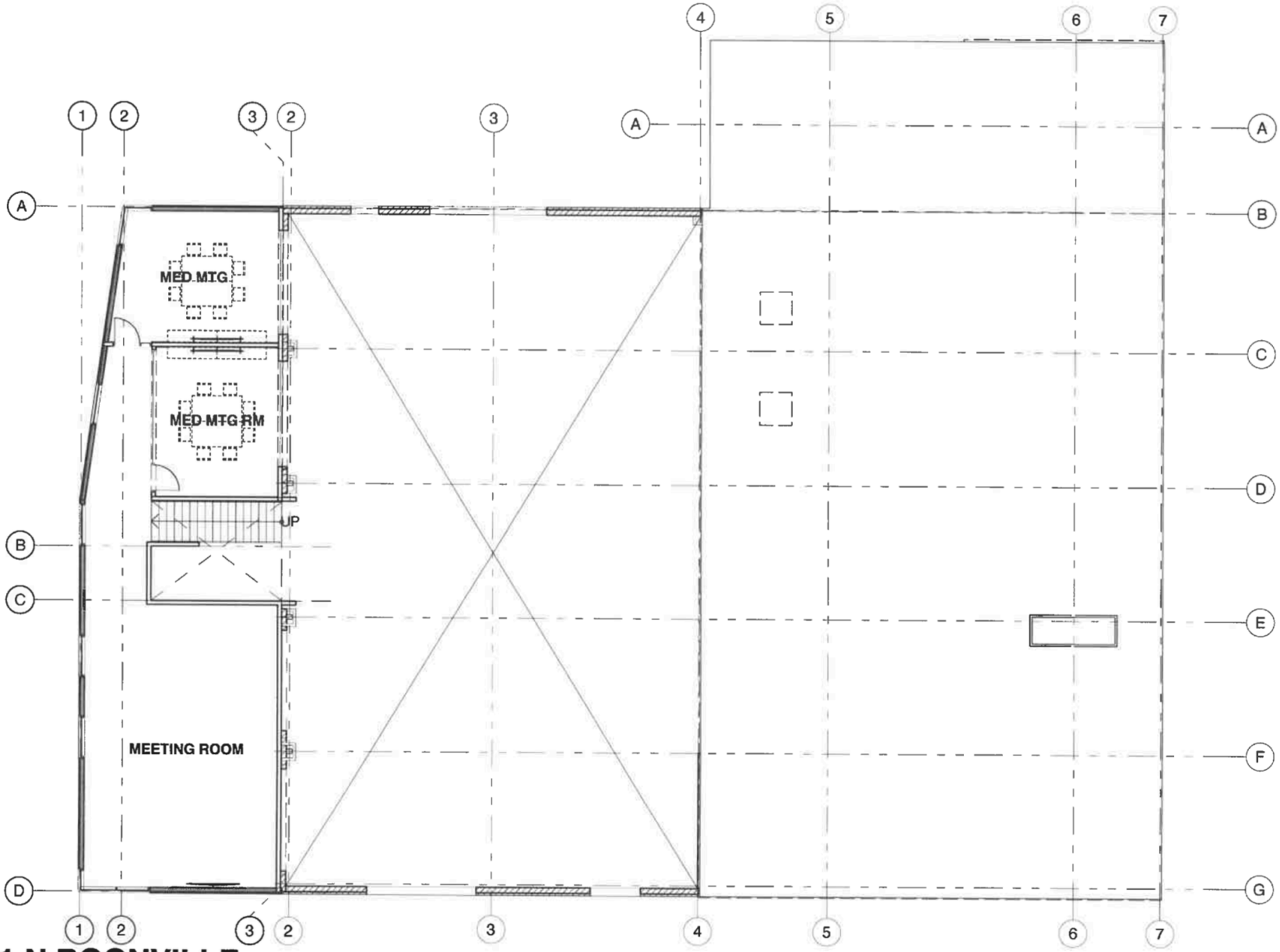
SCHEMATIC FLOOR PLAN

SCALE 1/16" = 1'-0"

A2

DAKE | WELLS architecture

Tuesday, May 9, 2023



521 N BOONVILLE

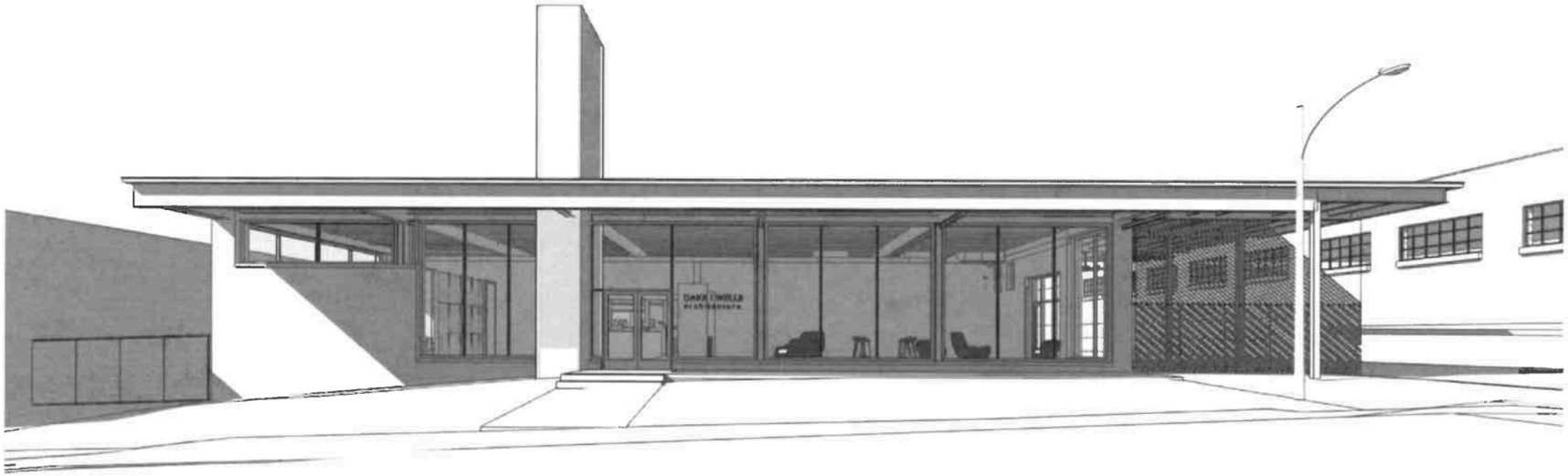
MEZANINE FLOOR PLAN

SCALE 1/16" = 1'-0"

A3

DAKE | WELLS architecture

Tuesday, May 9, 2023



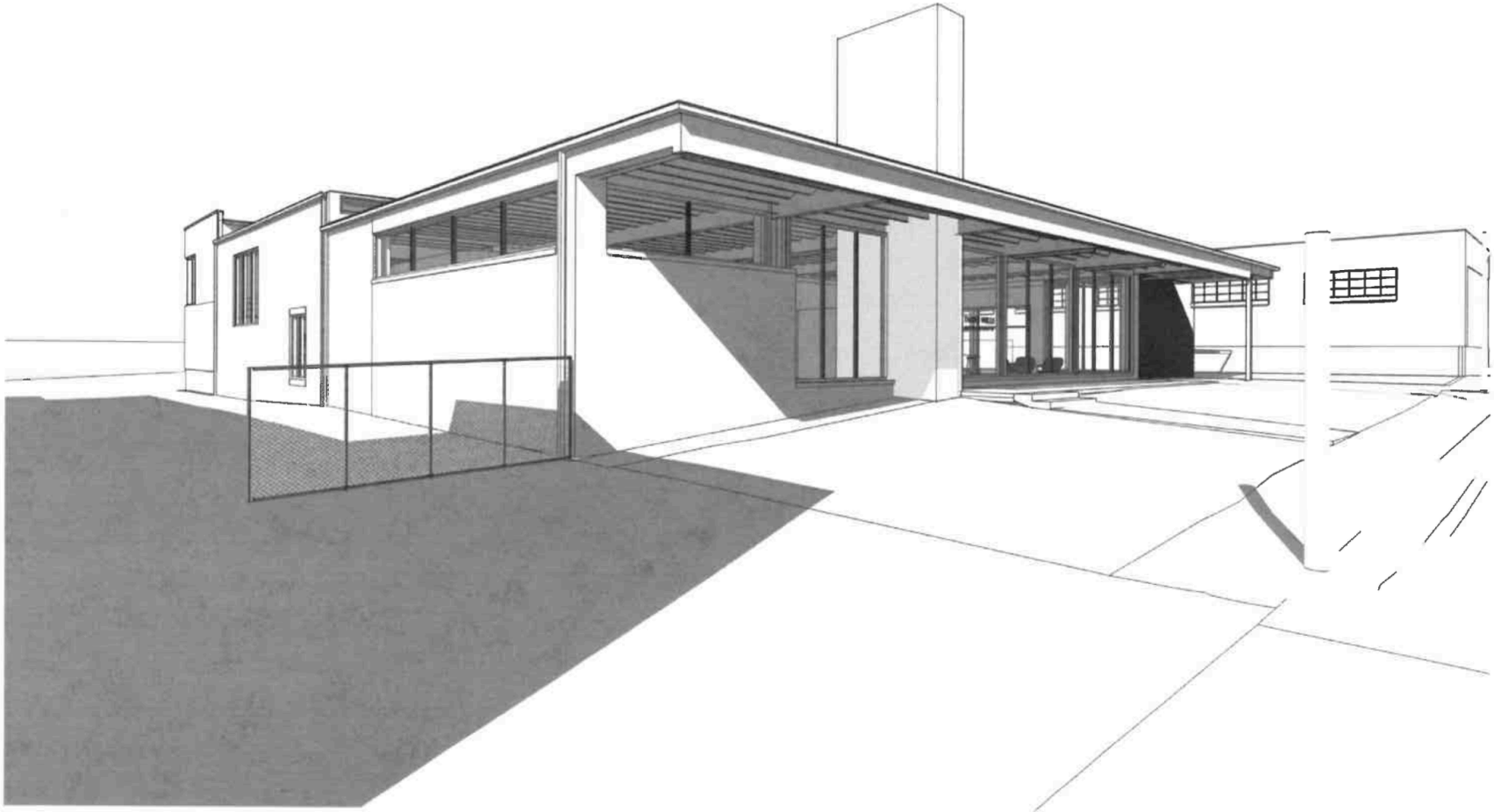
EAST ELEVATION

521 N BOONVILLE PERSPECTIVE IMAGES

A4

DAKE | WELLS architecture

Tuesday, May 9, 2023



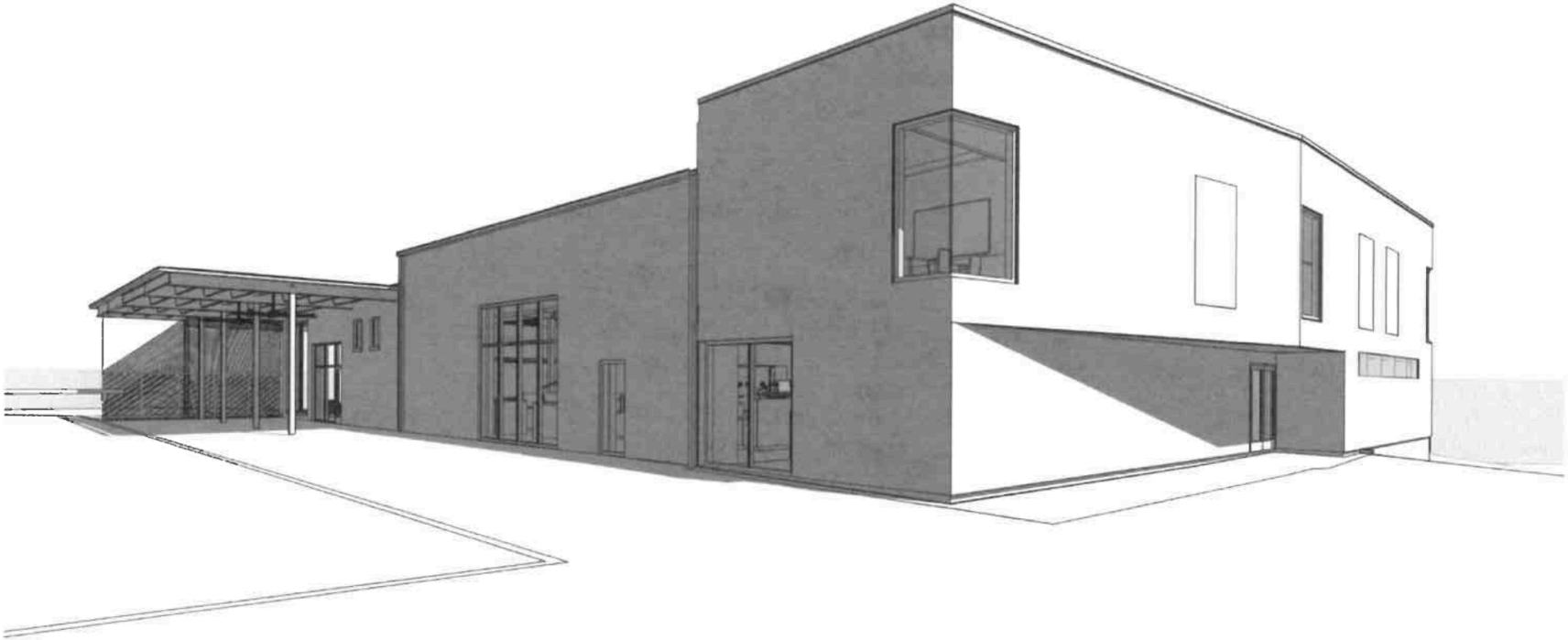
SOUTHEAST CORNER

521 N BOONVILLE PERSPECTIVE IMAGES

A5

DAKE | WELLS architecture

Tuesday, May 9, 2023



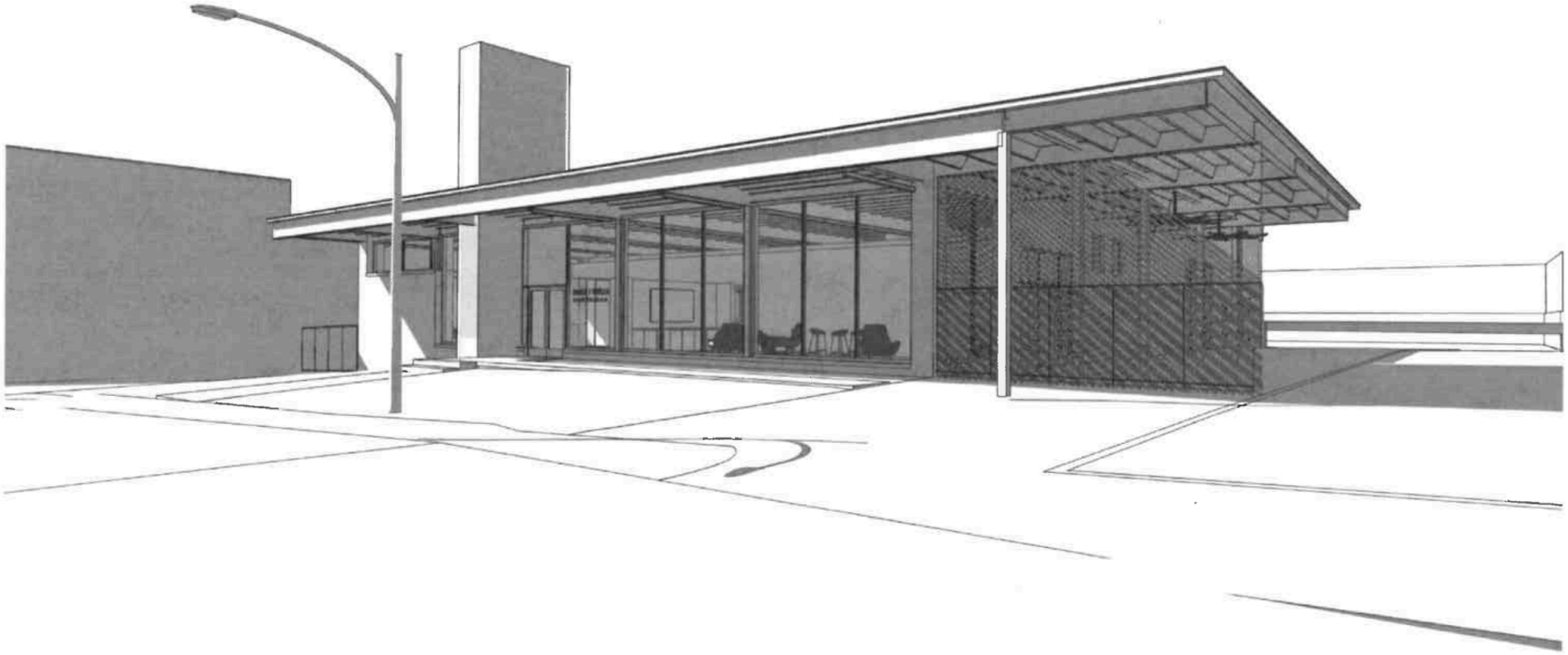
NORTHWEST CORNER

521 N BOONVILLE PERSPECTIVE IMAGES

A6

DAKE | WELLS architecture

Tuesday, May 9, 2023



NORTHEAST CORNER

521 N BOONVILLE PERSPECTIVE IMAGES

A7

DAKE | WELLS architecture

Tuesday, May 9, 2023

EXHIBIT D

Appraisal by Ron S. Phillips, MAI
Dated: June 30, 2024

(Provided under Separate Cover)

EXHIBIT E

Tax Impact Analysis

521 NORTH BOONVILLE

Prepared by: Dake Wells Architecture
Date: September 24, 2024

2023 Real Estate Assessment & Taxes

based on 2023 Assessment

		Land	Improvements	Total Appraised
Commercial Market Value		$109,800	$178,300	$288,100
Assessed Value		$35,140	$57,060	$92,200

Jurisdiction	Levy %	2023 Tax
City of Springfield	0.6091%	$561.59
Springfield--Greene County Library	0.2328%	$214.64
Ozarks Technical College (OTC)	0.1871%	$172.51
Greene County	0.1024%	$94.41
Roads & Bridges	0.1025%	$94.51
State of Missouri	0.0300%	$27.66
Springfield R-12	3.9787%	$3,668.36
County Senior Citizens Services	0.0472%	$43.52
County Dev Disability Programs	0.0448%	$41.31
Commercial SurTax	1.0400%	$958.88
Total	6.3746%	$5,877.38
Downtown Springfield CID (special assessment)	0.4020%	$370.64

2025 Real Estate Assessment & Taxes

***based on Appraisal after Redevelopment**

		Land	Improvements	Total Appraised
Commercial Market Value		$360,000	$2,770,000	$3,130,000
Assessed Value	32%	$115,200	$886,400	$1,001,600

Jurisdiction	Levy %	2024 Tax
City of Springfield	0.6091%	$6,100.75
Springfield--Greene County Library	0.2328%	$2,331.72
Ozarks Technical College (OTC)	0.1871%	$1,873.99
Greene County	0.1024%	$1,025.64
Roads & Bridges	0.1025%	$1,026.64
State of Missouri	0.0300%	$300.48
Springfield R-12	3.9787%	$39,850.66
County Senior Citizens Services	0.0472%	$472.76
County Dev Disability Programs	0.0448%	$448.72
Commercial Surtax	1.0400%	$10,416.64
Total	6.3746%	$63,847.99
Downtown Springfield CID (special assessment)	0.4020%	$4,026.43

*Appraisal prepared by Ron S. Phillips, MAI on June 30, 2024

521 NORTH BOONVILLE
Prepared by: Dake Wells Architecture
Date: September 24, 2024

Tax Impact Analysis
Projected Tax Revenue without Redevelopment (but acquisition by Developer)

Biennial Growth Rate Assumption -1.00%

		Assessed Value ($)		Real Estate Taxes Paid											
				0.6091%	0.2328%	0.1871%	0.1024%	0.1025%	0.0300%	3.9787%	0.0472%	0.0448%	1.0400%	**6.3746%**	0.4020%
Plan Year	Calendar Year	Land	Imp.	City of Springfield	Greene Co. Library	OTC	Greene County	Roads & Bridges	State of Missouri	Springfield R-12	Co. Senior Citizens	Co. Disability Programs	Commerical SurTax	**TAX PAID**	Downtown Springfield CID (special assessme
construction	2024														
1	2025	$35,140	$57,060	$562	$215	$173	$94	$95	$28	$3,668	$44	$41	$959	**$5,877**	$371
2	2026	$35,140	$57,060	$562	$215	$173	$94	$95	$28	$3,668	$44	$41	$959	**$5,877**	$371
3	2027	$34,789	$56,489	$556	$212	$171	$93	$94	$27	$3,632	$43	$41	$949	**$5,819**	$367
4	2028	$34,789	$56,489	$556	$212	$171	$93	$94	$27	$3,632	$43	$41	$949	**$5,819**	$367
5	2029	$34,441	$55,925	$550	$210	$169	$93	$93	$27	$3,595	$43	$40	$940	**$5,760**	$363
6	2030	$34,441	$55,925	$550	$210	$169	$93	$93	$27	$3,595	$43	$40	$940	**$5,760**	$363
7	2031	$34,096	$55,365	$545	$208	$167	$92	$92	$27	$3,559	$42	$40	$930	**$5,703**	$360
8	2032	$34,096	$55,365	$545	$208	$167	$92	$92	$27	$3,559	$42	$40	$930	**$5,703**	$360
9	2033	$33,755	$54,812	$539	$206	$166	$91	$91	$27	$3,524	$42	$40	$921	**$5,646**	$356
10	2034	$33,755	$54,812	$539	$206	$166	$91	$91	$27	$3,524	$42	$40	$921	**$5,646**	$356
			TOTAL	**$5,505**	**$2,104**	**$1,691**	**$925**	**$926**	**$271**	**$35,957**	**$427**	**$405**	**$9,399**	**$57,610**	**$3,633**
11	2035	$33,418	$54,263	$534	$204	$164	$90	$90	$26	$3,489	$41	$39	$912	**$5,589**	$352
12	2036	$33,418	$54,263	$534	$204	$164	$90	$90	$26	$3,489	$41	$39	$912	**$5,589**	$352
13	2037	$33,084	$53,721	$529	$202	$162	$89	$89	$26	$3,454	$41	$39	$903	**$5,533**	$349
14	2038	$33,084	$53,721	$529	$202	$162	$89	$89	$26	$3,454	$41	$39	$903	**$5,533**	$349
15	2039	$32,753	$53,184	$523	$200	$161	$88	$88	$26	$3,419	$41	$38	$894	**$5,478**	$345
16	2040	$32,753	$53,184	$523	$200	$161	$88	$88	$26	$3,419	$41	$38	$894	**$5,478**	$345
17	2041	$32,425	$52,652	$518	$198	$159	$87	$87	$26	$3,385	$40	$38	$885	**$5,423**	$342
18	2042	$32,425	$52,652	$518	$198	$159	$87	$87	$26	$3,385	$40	$38	$885	**$5,423**	$342
19	2043	$32,101	$52,125	$513	$196	$158	$86	$86	$25	$3,351	$40	$38	$876	**$5,369**	$339
20	2044	$32,101	$52,125	$513	$196	$158	$86	$86	$25	$3,351	$40	$38	$876	**$5,369**	$339

521 NORTH BOONVILLE
Prepared by: Dake Wells Architecture
Date: September 24, 2024

Tax Impact Analysis
Projected Tax Revenue with Redevelopment, but without Tax Abatement

Biennial Growth Rate Assumption 2.00%

		Assessed Value ($)		Real Estate Taxes Paid											
				0.6091%	0.2328%	0.1871%	0.1024%	0.1025%	0.0300%	3.9787%	0.0472%	0.0448%	1.0400%	**6.3746%**	0.4020%
Plan Year	Calendar Year	Land	Improvements	City of Springfield	Greene Co. Library	OTC	Greene County	Roads & Bridges	State of Missouri	Springfield R-12	Co. Senior Citizens	Co. Disability Programs	Commerical SurTax	**TAX PAID**	Downtown Springfield CID (special assessme
construction	2024														
1	2025	$115,200	$886,400	$6,101	$2,332	$1,874	$1,026	$1,027	$300	$39,851	$473	$449	$10,417	**$63,848**	$4,026
2	2026	$115,200	$886,400	$6,101	$2,332	$1,874	$1,026	$1,027	$300	$39,851	$473	$449	$10,417	**$63,848**	$4,026
3	2027	$117,504	$904,128	$6,223	$2,378	$1,911	$1,046	$1,047	$306	$40,648	$482	$458	$10,625	**$65,125**	$4,107
4	2028	$117,504	$904,128	$6,223	$2,378	$1,911	$1,046	$1,047	$306	$40,648	$482	$458	$10,625	**$65,125**	$4,107
5	2029	$119,854	$922,211	$6,347	$2,426	$1,950	$1,067	$1,068	$313	$41,461	$492	$467	$10,837	**$66,427**	$4,189
6	2030	$119,854	$922,211	$6,347	$2,426	$1,950	$1,067	$1,068	$313	$41,461	$492	$467	$10,837	**$66,427**	$4,189
7	2031	$122,251	$940,655	$6,474	$2,474	$1,989	$1,088	$1,089	$319	$42,290	$502	$476	$11,054	**$67,756**	$4,273
8	2032	$122,251	$940,655	$6,474	$2,474	$1,989	$1,088	$1,089	$319	$42,290	$502	$476	$11,054	**$67,756**	$4,273
9	2033	$124,696	$959,468	$6,604	$2,524	$2,028	$1,110	$1,111	$325	$43,136	$512	$486	$11,275	**$69,111**	$4,358
10	2034	$124,696	$959,468	$6,604	$2,524	$2,028	$1,110	$1,111	$325	$43,136	$512	$486	$11,275	**$69,111**	$4,358
			TOTAL	**$63,497**	**$24,269**	**$19,505**	**$10,675**	**$10,685**	**$3,127**	**$414,769**	**$4,920**	**$4,670**	**$108,417**	**$664,535**	**$41,907**
11	2035	$127,190	$978,657	$6,736	$2,574	$2,069	$1,132	$1,133	$332	$43,998	$522	$495	$11,501	**$70,493**	$4,446
12	2036	$127,190	$978,657	$6,736	$2,574	$2,069	$1,132	$1,133	$332	$43,998	$522	$495	$11,501	**$70,493**	$4,446
13	2037	$129,734	$998,230	$6,870	$2,626	$2,110	$1,155	$1,156	$338	$44,878	$532	$505	$11,731	**$71,903**	$4,534
14	2038	$129,734	$998,230	$6,870	$2,626	$2,110	$1,155	$1,156	$338	$44,878	$532	$505	$11,731	**$71,903**	$4,534
15	2039	$132,329	$1,018,195	$7,008	$2,678	$2,153	$1,178	$1,179	$345	$45,776	$543	$515	$11,965	**$73,341**	$4,625
16	2040	$132,329	$1,018,195	$7,008	$2,678	$2,153	$1,178	$1,179	$345	$45,776	$543	$515	$11,965	**$73,341**	$4,625
17	2041	$134,975	$1,038,559	$7,148	$2,732	$2,196	$1,202	$1,203	$352	$46,691	$554	$526	$12,205	**$74,808**	$4,718
18	2042	$134,975	$1,038,559	$7,148	$2,732	$2,196	$1,202	$1,203	$352	$46,691	$554	$526	$12,205	**$74,808**	$4,718
19	2043	$137,675	$1,059,330	$7,291	$2,787	$2,240	$1,226	$1,227	$359	$47,625	$565	$536	$12,449	**$76,304**	$4,812
20	2044	$137,675	$1,059,330	$7,291	$2,787	$2,240	$1,226	$1,227	$359	$47,625	$565	$536	$12,449	**$76,304**	$4,812

521 NORTH BOONVILLE

Prepared by: Dake Wells Architecture
Date: September 24, 2024

Tax Impact Analysis

Projected Tax Revenue with Redevelopment and with Tax Abatement

Biennial Growth Rate Assumption 2.00%

		Assessed Value ($)		Real Estate Taxes Paid											
				0.6091%	0.2328%	0.1871%	0.1024%	0.1025%	0.0300%	3.9787%	0.0472%	0.0448%	1.0400%	**6.3746%**	0.4020%
Plan Year	Calendar Year	Land	Improvements	City of Springfield	Greene Co. Library	OTC	Greene County	Roads & Bridges	State of Missouri	Springfield R-12	Co. Senior Citizens	Co. Disability Programs	Commerical SurTax	**TAX PAID**	Downtown Springfield CID (special assessme
construction	2024														
1	2025	$35,140	$57,060	$562	$215	$173	$94	$95	$28	$3,668	$44	$41	$959	**$5,877**	$4,026
2	2026	$35,140	$57,060	$562	$215	$173	$94	$95	$28	$3,668	$44	$41	$959	**$5,877**	$4,026
3	2027	$35,140	$57,060	$562	$215	$173	$94	$95	$28	$3,668	$44	$41	$959	**$5,877**	$4,107
4	2028	$35,140	$57,060	$562	$215	$173	$94	$95	$28	$3,668	$44	$41	$959	**$5,877**	$4,107
5	2029	$35,140	$57,060	$562	$215	$173	$94	$95	$28	$3,668	$44	$41	$959	**$5,877**	$4,189
6	2030	$35,140	$57,060	$562	$215	$173	$94	$95	$28	$3,668	$44	$41	$959	**$5,877**	$4,189
7	2031	$35,140	$57,060	$562	$215	$173	$94	$95	$28	$3,668	$44	$41	$959	**$5,877**	$4,273
8	2032	$35,140	$57,060	$562	$215	$173	$94	$95	$28	$3,668	$44	$41	$959	**$5,877**	$4,273
9	2033	$35,140	$57,060	$562	$215	$173	$94	$95	$28	$3,668	$44	$41	$959	**$5,877**	$4,358
10	2034	$35,140	$57,060	$562	$215	$173	$94	$95	$28	$3,668	$44	$41	$959	**$5,877**	$4,358
			TOTAL	**$5,616**	**$2,146**	**$1,725**	**$944**	**$945**	**$277**	**$36,684**	**$435**	**$413**	**$9,589**	**$58,774**	**$41,907**
11	2035	$127,190	$978,657	$6,736	$2,574	$2,069	$1,132	$1,133	$332	$43,998	$522	$495	$11,501	**$70,493**	$4,446
12	2036	$127,190	$978,657	$6,736	$2,574	$2,069	$1,132	$1,133	$332	$43,998	$522	$495	$11,501	**$70,493**	$4,446
13	2037	$129,734	$998,230	$6,870	$2,626	$2,110	$1,155	$1,156	$338	$44,878	$532	$505	$11,731	**$71,903**	$4,534
14	2038	$129,734	$998,230	$6,870	$2,626	$2,110	$1,155	$1,156	$338	$44,878	$532	$505	$11,731	**$71,903**	$4,534
15	2039	$132,329	$1,018,195	$7,008	$2,678	$2,153	$1,178	$1,179	$345	$45,776	$543	$515	$11,965	**$73,341**	$4,625
16	2040	$132,329	$1,018,195	$7,008	$2,678	$2,153	$1,178	$1,179	$345	$45,776	$543	$515	$11,965	**$73,341**	$4,625
17	2041	$134,975	$1,038,559	$7,148	$2,732	$2,196	$1,202	$1,203	$352	$46,691	$554	$526	$12,205	**$74,808**	$4,718
18	2042	$134,975	$1,038,559	$7,148	$2,732	$2,196	$1,202	$1,203	$352	$46,691	$554	$526	$12,205	**$74,808**	$4,718
19	2043	$137,675	$1,059,330	$7,291	$2,787	$2,240	$1,226	$1,227	$359	$47,625	$565	$536	$12,449	**$76,304**	$4,812
20	2044	$137,675	$1,059,330	$7,291	$2,787	$2,240	$1,226	$1,227	$359	$47,625	$565	$536	$12,449	**$76,304**	$4,812

521 NORTH BOONVILLE

Prepared by: Dake Wells Architecture
Date: September 24, 2024

Tax Impact Analysis

Tax Revenue

	Tax Revenue			
Jurisdiction	Without Redevelopment or Abatement	With Redevelopment and Abatement	Impact on Jurisdiction Years 1-10	With Redevelopment Year 11
City of Springfield	$5,504.70	$5,615.90	$111.20	$6,735.72
Springfield--Greene County Library	$2,103.91	$2,146.42	$42.50	$2,574.41
Ozarks Technical College (OTC)	$1,690.90	$1,725.06	$34.16	$2,069.04
Greene County	$925.43	$944.13	$18.69	$1,132.39
Roads & Bridges	$926.34	$945.05	$18.71	$1,133.49
State of Missouri	$271.12	$276.60	$5.48	$331.75
Springfield R-12	$35,957.24	$36,683.61	$726.37	$43,998.35
County Senior Citizens Services	$426.57	$435.18	$8.62	$521.96
County Dev Disability Programs	$404.88	$413.06	$8.18	$495.42
Commercial SurTax	$9,398.93	$9,588.80	$189.87	$11,500.81
Total	**$57,610.03**	**$58,773.81**	**$1,163.78**	**$70,493.34**
10 Year Avg. *(excluding CID tax)*	$5,761.00	$5,877.38		
				$12,883.31 *(Additional Tax Revenue in Year 11 if Developed)*
Downtown Springfield CID (special assessment)	$3,633.05	$41,907.43	$38,274.38	$4,445.51

EXHIBIT F

Project Proforma

521 NORTH BOONVILLE

Prepared by: Dake Wells Architecture
Date: September 24, 2024

Proforma for 521 North Boonville Redevelopment

	YEAR 1		YEAR 2		YEAR 3		YEAR 4		YEAR 5	
	2025 Projections	2025 w/ Abatement	2026 Projections	2026 w/ Abatement	2027 Projections	2027 w/ Abatement	2028 Projections	2028 w/ Abatement	2029 Projections	2029 w/ Abatement
INCOME										
Gross Rents	$249,524	$249,524	$254,514	$254,514	$259,605	$259,605	$264,797	$264,797	$270,093	$270,093
Less Vacancy	$6,238	$6,238	$6,363	$6,363	$6,490	$6,490	$6,620	$6,620	$6,752	$6,752
GROSS INCOME	$243,286	$243,286	$248,152	$248,152	$253,115	$253,115	$258,177	$258,177	$263,341	$263,341
EXPENSES										
Property Taxes	$63,848	$5,877	$63,848	$5,877	$65,125	$5,877	$65,125	$5,877	$66,427	$5,877
Springfield CID	$4,026	$4,026	$4,026	$4,026	$4,107	$4,107	$4,107	$4,107	$4,189	$4,189
Insurance	incl below	incl below								
Management and Accounting	$6,082	$6,082	$6,204	$6,204	$6,328	$6,328	$6,454	$6,454	$6,583	$6,583
Reserves for Replacement	$2,268	$2,268	$2,313	$2,313	$2,360	$2,360	$2,407	$2,407	$2,455	$2,455
TOTAL EXPENSES	$76,224	$18,254	$76,391	$18,421	$77,919	$18,672	$78,093	$18,845	$79,655	$19,105
NET OPERATING INCOME	**$167,062**	**$225,032**	**$171,760**	**$229,731**	**$175,196**	**$234,443**	**$180,084**	**$239,332**	**$183,686**	**$244,236**
less Debt Service*	$245,242	$245,242	$245,242	$245,242	$245,242	$245,242	$245,242	$245,242	$245,242	$245,242
CASH FLOW	($78,180)	($20,210)	($73,482)	($15,511)	($70,046)	($10,799)	($65,158)	($5,910)	($61,556)	($1,006)
Cash-on-Cash Return	-0.24	-0.08	-0.23	-0.06	-0.22	-0.04	-0.20	-0.02	-0.19	0.00
LTV	94.50%	94.50%	92.65%	92.65%	90.84%	90.84%	89.05%	89.05%	87.31%	87.31%
Debt-Service Ratio	0.68	0.92	0.70	0.94	0.71	0.96	0.73	0.98	0.75	1.00
Market Value	$3,130,000	$3,130,000	$3,192,600	$3,192,600	$3,256,452	$3,256,452	$3,321,581	$3,321,581	$3,388,013	$3,388,013
Market CAP	5.34%	7.19%								

***Debt Service**

Acquisition Loan			Construction Loan			Total Project	
Acquisition Amount	$350,000		Construction Budget	$3,162,633			
			Soft Costs	$355,251		Total Project Budget	$3,867,884
Initial Equity	$52,500		Initial Equity	$502,133		Initial Equity	$909,884
Loan Amount	$297,500		Loan Amount	$2,660,500		Total Loan Amounts	$2,958,000
Rate	3.00%		Rate	6.99%		Rate	varies
Amortization	240	Months	Amortization	300	Months	Amortization	varies
Monthly Payment	$1,649.93		Monthly Payment	$18,786.89		Monthly Payment	$20,436.82
Annual Payment	$19,799.13		Annual Payment	$225,442.70		Annual Payment	$245,241.84

Annual Rent Increase	2.00%		
Vacancy Loss	2.50%	$6,238	
Property Taxes	6.37%	$63,848	w/o abatement
Springfield CID	0.40%	$4,026	
Insurance	0.00%	$0	Included in Management & Accounting
Management & Accounting	2.50%	$6,082	
Reserves for Replacement	0.93%	$2,268	

Proforma for 521 North Boonville Redevelopment

YEAR 6		YEAR 7		YEAR 8		YEAR 9		YEAR 10	
2030 Projections	**2030 w/ Abatement**	**2031 Projections**	**2031 w/ Abatement**	**2032 Projections**	**2032 w/ Abatement**	**2033 Projections**	**2033 w/ Abatement**	**2034 Projections**	**2034 w/ Abatement**
$275,495	$275,495	$281,005	$281,005	$286,625	$286,625	$292,357	$292,357	$298,204	$298,204
$6,887	$6,887	$7,025	$7,025	$7,166	$7,166	$7,309	$7,309	$7,455	$7,455
$268,607	$268,607	$273,980	$273,980	$279,459	$279,459	$285,048	$285,048	$290,749	$290,749
$66,427	$5,877	$67,756	$5,877	$67,756	$5,877	$69,111	$5,877	$69,111	$5,877
$4,189	$4,189	$4,273	$4,273	$4,273	$4,273	$4,358	$4,358	$4,358	$4,358
$6,715	$6,715	$6,849	$6,849	$6,986	$6,986	$7,126	$7,126	$7,269	$7,269
$2,504	$2,504	$2,554	$2,554	$2,605	$2,605	$2,657	$2,657	$2,710	$2,710
$79,836	$19,286	$81,432	$19,554	$81,620	$19,742	$83,253	$20,019	$83,448	$20,215
$188,772	**$249,322**	**$192,547**	**$254,426**	**$197,839**	**$259,717**	**$201,796**	**$265,029**	**$207,301**	**$270,535**
$245,242	$245,242	$245,242	$245,242	$245,242	$245,242	$245,242	$245,242	$245,242	$245,242
($56,470)	$4,080	($52,695)	$9,184	($47,403)	$14,476	($43,446)	$19,787	($37,941)	$25,293
-0.17	0.02	-0.16	0.03	-0.15	0.05	-0.13	0.07	-0.12	0.10
85.60%	85.60%	83.92%	83.92%	82.27%	82.27%	80.66%	80.66%	79.08%	79.08%
0.77	1.02	0.79	1.04	0.81	1.06	0.82	1.08	0.85	1.10
$3,455,773	$3,455,773	$3,524,888	$3,524,888	$3,595,386	$3,595,386	$3,667,294	$3,667,294	$3,740,640	$3,740,640

521 NORTH BOONVILLE

Prepared by: Dake Wells Architecture
Date: September 24, 2024

RETURN ANALYSIS

Cash-on-Cash Return (without Abatement)

	Construction	Year 1
Down Payment for Acquisition Loan	($52,500)	
Down Payment for Construction Loan	($502,133)	
Developer Cash for Soft Costs	($355,251)	
Cash Flow		($78,180)
Total Cash Flow	($909,884)	($78,180)
Cumulative Cash Flow	($909,884)	($988,064)
Cumulative Cash-on-Cash Return at Stabilization		92.09%
Year 1 Cash-on-Cash Return		-0.24

Cash-on-Cash Return (with Abatement)

	Construction	Year 1
Down Payment for Acquisition Loan	($52,500)	
Down Payment for Construction Loan	($502,133)	
Developer Cash for Soft Costs	($355,251)	
Cash Flow		($20,210)
Total Cash Flow	($909,884)	($20,210)
Cumulative Cash Flow	($909,884)	($930,094)
Cumulative Cash-on-Cash Return at Stabilization		97.83%
Year 1 Cash-on-Cash Return		-0.08

521 NORTH BOONVILLE
Prepared by: Dake Wells Architecture
Date: September 24, 2024

Loan Amoritization Tables

Acquisition Loan

Acquisition Amount	$350,000
Down Payment (15%)	$52,500
Loan Amount	$297,500
Rate	3.00%
Amortization	240 Months
Monthly Payment	($1,649.93)
Annual Payment	($19,799.13)

Pay#	Date	Principal	Interest	Balance
	Jan-22			
	Feb-22			$297,500.00
1	Mar-22	($906.18)	($743.75)	$296,593.82
2	Apr-22	($908.44)	($741.48)	$295,685.38
3	May-22	($910.71)	($739.21)	$294,774.66
4	Jun-22	($912.99)	($736.94)	$293,861.67
5	Jul-22	($915.27)	($734.65)	$292,946.40
6	Aug-22	($917.56)	($732.37)	$292,028.84
7	Sep-22	($919.86)	($730.07)	$291,108.98
8	Oct-22	($922.16)	($727.77)	$290,186.83
9	Nov-22	($924.46)	($725.47)	$289,262.37
10	Dec-22	($926.77)	($723.16)	$288,335.59
11	Jan-23	($929.09)	($720.84)	$287,406.50
12	Feb-23	($931.41)	($718.52)	$286,475.09
13	Mar-23	($933.74)	($716.19)	$285,541.35
14	Apr-23	($936.07)	($713.85)	$284,605.28
15	May-23	($938.41)	($711.51)	$283,666.86
16	Jun-23	($940.76)	($709.17)	$282,726.10
17	Jul-23	($943.11)	($706.82)	$281,782.99
18	Aug-23	($945.47)	($704.46)	$280,837.52
19	Sep-23	($947.83)	($702.09)	$279,889.69
20	Oct-23	($950.20)	($699.72)	$278,939.48
21	Nov-23	($952.58)	($697.35)	$277,986.90
22	Dec-23	($954.96)	($694.97)	$277,031.94
23	Jan-24	($957.35)	($692.58)	$276,074.60
24	Feb-24	($959.74)	($690.19)	$275,114.85
25	Mar-24	($962.14)	($687.79)	$274,152.71
26	Apr-24	($964.55)	($685.38)	$273,188.17
27	May-24	($966.96)	($682.97)	$272,221.21
28	Jun-24	($969.37)	($680.55)	$271,251.83
29	Jul-24	($971.80)	($678.13)	$270,280.04
30	Aug-24	($974.23)	($675.70)	$269,305.81
31	Sep-24	($976.66)	($673.26)	$268,329.15
32	Oct-24	($979.10)	($670.82)	$267,350.04
33	Nov-24	($981.55)	($668.38)	$266,368.49
34	Dec-24	($984.01)	($665.92)	$265,384.48
35	Jan-25	($986.47)	($663.46)	$264,398.01
36	Feb-25	($988.93)	($661.00)	$263,409.08
37	Mar-25	($991.41)	($658.52)	$262,417.68
38	Apr-25	($993.88)	($656.04)	$261,423.79
39	May-25	($996.37)	($653.56)	$260,427.42
40	Jun-25	($998.86)	($651.07)	$259,428.56
41	Jul-25	($1,001.36)	($648.57)	$258,427.21
42	Aug-25	($1,003.86)	($646.07)	$257,423.35
43	Sep-25	($1,006.37)	($643.56)	$256,416.98
44	Oct-25	($1,008.89)	($641.04)	$255,408.09
45	Nov-25	($1,011.41)	($638.52)	$254,396.69
46	Dec-25	($1,013.94)	($635.99)	$253,382.75
47	Jan-26	($1,016.47)	($633.46)	$252,366.28
48	Feb-26	($1,019.01)	($630.92)	$251,347.27
49	Mar-26	($1,021.56)	($628.37)	$250,325.71
50	Apr-26	($1,024.11)	($625.81)	$249,301.59
51	May-26	($1,026.67)	($623.25)	$248,274.92
52	Jun-26	($1,029.24)	($620.69)	$247,245.68
53	Jul-26	($1,031.81)	($618.11)	$246,213.87
54	Aug-26	($1,034.39)	($615.53)	$245,179.47
55	Sep-26	($1,036.98)	($612.95)	$244,142.49
56	Oct-26	($1,039.57)	($610.36)	$243,102.92
57	Nov-26	($1,042.17)	($607.76)	$242,060.75
58	Dec-26	($1,044.78)	($605.15)	$241,015.98
59	Jan-27	($1,047.39)	($602.54)	$239,968.59
60	Feb-27	($1,050.01)	($599.92)	$238,918.58
61	Mar-27	($1,052.63)	($597.30)	$237,865.95
62	Apr-27	($1,055.26)	($594.66)	$236,810.69
63	May-27	($1,057.90)	($592.03)	$235,752.79
64	Jun-27	($1,060.55)	($589.38)	$234,692.24
65	Jul-27	($1,063.20)	($586.73)	$233,629.04
66	Aug-27	($1,065.86)	($584.07)	$232,563.19
67	Sep-27	($1,068.52)	($581.41)	$231,494.67
68	Oct-27	($1,071.19)	($578.74)	$230,423.48
69	Nov-27	($1,073.87)	($576.06)	$229,349.61

Construction Loan

Construction Budget	$3,162,633
Down Payment (20%)	$502,133
Loan Amount	$2,660,500
Rate	6.99%
Amortization	300 Months
Monthly Payment	($18,786.89)
Annual Payment	($225,442.70)

Pay#	Date	Principal	Interest	Balance
	Jan-22			
	Feb-22			
	Mar-22			
	Apr-22			
	May-22			
	Jun-22			
	Jul-22			
	Aug-22			
	Sep-22			
	Oct-22			
	Nov-22			
	Dec-22			
	Jan-23			
	Feb-23			
	Mar-23			
	Apr-23			
	May-23			
	Jun-23			
	Jul-23			
	Aug-23			
	Sep-23			
	Oct-23			
	Nov-23			
	Dec-23			
	Jan-24			
	Feb-24			
	Mar-24			
	Apr-24			
	May-24			
	Jun-24			
	Jul-24			
	Aug-24			
	Sep-24			
	Oct-24			
	Nov-24			
	Dec-24			$2,660,500
1	Jan-25	($3,289.48)	($15,497.41)	$2,657,211
2	Feb-25	($3,308.64)	($15,478.25)	$2,653,902
3	Mar-25	($3,327.91)	($15,458.98)	$2,650,574
4	Apr-25	($3,347.30)	($15,439.59)	$2,647,227
5	May-25	($3,366.80)	($15,420.10)	$2,643,860
6	Jun-25	($3,386.41)	($15,400.48)	$2,640,473
7	Jul-25	($3,406.13)	($15,380.76)	$2,637,067
8	Aug-25	($3,425.97)	($15,360.92)	$2,633,641
9	Sep-25	($3,445.93)	($15,340.96)	$2,630,195
10	Oct-25	($3,466.00)	($15,320.89)	$2,626,729
11	Nov-25	($3,486.19)	($15,300.70)	$2,623,243
12	Dec-25	($3,506.50)	($15,280.39)	$2,619,737
13	Jan-26	($3,526.93)	($15,259.97)	$2,616,210
14	Feb-26	($3,547.47)	($15,239.42)	$2,612,662
15	Mar-26	($3,568.13)	($15,218.76)	$2,609,094
16	Apr-26	($3,588.92)	($15,197.97)	$2,605,505
17	May-26	($3,609.82)	($15,177.07)	$2,601,895
18	Jun-26	($3,630.85)	($15,156.04)	$2,598,265
19	Jul-26	($3,652.00)	($15,134.89)	$2,594,613
20	Aug-26	($3,673.27)	($15,113.62)	$2,590,939
21	Sep-26	($3,694.67)	($15,092.22)	$2,587,245
22	Oct-26	($3,716.19)	($15,070.70)	$2,583,528
23	Nov-26	($3,737.84)	($15,049.05)	$2,579,791
24	Dec-26	($3,759.61)	($15,027.28)	$2,576,031
25	Jan-27	($3,781.51)	($15,005.38)	$2,572,250
26	Feb-27	($3,803.54)	($14,983.35)	$2,568,446
27	Mar-27	($3,825.69)	($14,961.20)	$2,564,620
28	Apr-27	($3,847.98)	($14,938.91)	$2,560,772
29	May-27	($3,870.39)	($14,916.50)	$2,556,902
30	Jun-27	($3,892.94)	($14,893.95)	$2,553,009
31	Jul-27	($3,915.61)	($14,871.28)	$2,549,093
32	Aug-27	($3,938.42)	($14,848.47)	$2,545,155
33	Sep-27	($3,961.36)	($14,825.53)	$2,541,194
34	Oct-27	($3,984.44)	($14,802.45)	$2,537,209
35	Nov-27	($4,007.65)	($14,779.24)	$2,533,201

Total Project

Total Budget	$3,512,633
Total Down Payment	$554,633
Total Loan Amounts	$2,958,000
Rate	varies
Amortization	varies
Monthly Payment	($20,436.82)
Annual Payment	($245,241.84)

Date	Principal	Interest	Balance
Jan-22			
Feb-22			$297,500.00
Mar-22	($906.18)	($743.75)	$296,593.82
Apr-22	($908.44)	($741.48)	$295,685.38
May-22	($910.71)	($739.21)	$294,774.66
Jun-22	($912.99)	($736.94)	$293,861.67
Jul-22	($915.27)	($734.65)	$292,946.40
Aug-22	($917.56)	($732.37)	$292,028.84
Sep-22	($919.86)	($730.07)	$291,108.98
Oct-22	($922.16)	($727.77)	$290,186.83
Nov-22	($924.46)	($725.47)	$289,262.37
Dec-22	($926.77)	($723.16)	$288,335.59
Jan-23	($929.09)	($720.84)	$287,406.50
Feb-23	($931.41)	($718.52)	$286,475.09
Mar-23	($933.74)	($716.19)	$285,541.35
Apr-23	($936.07)	($713.85)	$284,605.28
May-23	($938.41)	($711.51)	$283,666.86
Jun-23	($940.76)	($709.17)	$282,726.10
Jul-23	($943.11)	($706.82)	$281,782.99
Aug-23	($945.47)	($704.46)	$280,837.52
Sep-23	($947.83)	($702.09)	$279,889.69
Oct-23	($950.20)	($699.72)	$278,939.48
Nov-23	($952.58)	($697.35)	$277,986.90
Dec-23	($954.96)	($694.97)	$277,031.94
Jan-24	($957.35)	($692.58)	$276,074.60
Feb-24	($959.74)	($690.19)	$275,114.85
Mar-24	($962.14)	($687.79)	$274,152.71
Apr-24	($964.55)	($685.38)	$273,188.17
May-24	($966.96)	($682.97)	$272,221.21
Jun-24	($969.37)	($680.55)	$271,251.83
Jul-24	($971.80)	($678.13)	$270,280.04
Aug-24	($974.23)	($675.70)	$269,305.81
Sep-24	($976.66)	($673.26)	$268,329.15
Oct-24	($979.10)	($670.82)	$267,350.04
Nov-24	($981.55)	($668.38)	$266,368.49
Dec-24	($984.01)	($665.92)	$2,925,884.48
Jan-25	($4,275.95)	($16,160.87)	$2,921,608.53
Feb-25	($4,297.57)	($16,139.25)	$2,917,310.96
Mar-25	($4,319.32)	($16,117.50)	$2,912,991.64
Apr-25	($4,341.18)	($16,095.64)	$2,908,650.46
May-25	($4,363.16)	($16,073.65)	$2,904,287.30
Jun-25	($4,385.27)	($16,051.55)	$2,899,902.03
Jul-25	($4,407.49)	($16,029.33)	$2,895,494.54
Aug-25	($4,429.83)	($16,006.99)	$2,891,064.70
Sep-25	($4,452.30)	($15,984.52)	$2,886,612.40
Oct-25	($4,474.89)	($15,961.93)	$2,882,137.51
Nov-25	($4,497.60)	($15,939.22)	$2,877,639.91
Dec-25	($4,520.44)	($15,916.38)	$2,873,119.48
Jan-26	($4,543.40)	($15,893.42)	$2,868,576.08
Feb-26	($4,566.48)	($15,870.34)	$2,864,009.60
Mar-26	($4,589.69)	($15,847.13)	$2,859,419.91
Apr-26	($4,613.03)	($15,823.79)	$2,854,806.87
May-26	($4,636.50)	($15,800.32)	$2,850,170.38
Jun-26	($4,660.09)	($15,776.73)	$2,845,510.29
Jul-26	($4,683.81)	($15,753.01)	$2,840,826.47
Aug-26	($4,707.67)	($15,729.15)	$2,836,118.80
Sep-26	($4,731.65)	($15,705.17)	$2,831,387.16
Oct-26	($4,755.76)	($15,681.06)	$2,826,631.39
Nov-26	($4,780.01)	($15,656.81)	$2,821,851.38
Dec-26	($4,804.39)	($15,632.43)	$2,817,047.00
Jan-27	($4,828.90)	($15,607.92)	$2,812,218.10
Feb-27	($4,853.54)	($15,583.27)	$2,807,364.55
Mar-27	($4,878.33)	($15,558.49)	$2,802,486.23
Apr-27	($4,903.24)	($15,533.58)	$2,797,582.98
May-27	($4,928.29)	($15,508.53)	$2,792,654.69
Jun-27	($4,953.48)	($15,483.34)	$2,787,701.21
Jul-27	($4,978.81)	($15,458.01)	$2,782,722.39
Aug-27	($5,004.28)	($15,432.54)	$2,777,718.12
Sep-27	($5,029.88)	($15,406.94)	$2,772,688.23
Oct-27	($5,055.63)	($15,381.19)	$2,767,632.60
Nov-27	($5,081.52)	($15,355.30)	$2,762,551.08

70	Dec-27	($1,076.55)	($573.37)	$228,273.05
71	Jan-28	($1,079.25)	($570.68)	$227,193.81
72	Feb-28	($1,081.94)	($567.98)	$226,111.86
73	Mar-28	($1,084.65)	($565.28)	$225,027.22
74	Apr-28	($1,087.36)	($562.57)	$223,939.86
75	May-28	($1,090.08)	($559.85)	$222,849.78
76	Jun-28	($1,092.80)	($557.12)	$221,756.97
77	Jul-28	($1,095.54)	($554.39)	$220,661.44
78	Aug-28	($1,098.27)	($551.65)	$219,563.16
79	Sep-28	($1,101.02)	($548.91)	$218,462.14
80	Oct-28	($1,103.77)	($546.16)	$217,358.37
81	Nov-28	($1,106.53)	($543.40)	$216,251.84
82	Dec-28	($1,109.30)	($540.63)	$215,142.54
83	Jan-29	($1,112.07)	($537.86)	$214,030.47
84	Feb-29	($1,114.85)	($535.08)	$212,915.62
85	Mar-29	($1,117.64)	($532.29)	$211,797.98
86	Apr-29	($1,120.43)	($529.49)	$210,677.55
87	May-29	($1,123.23)	($526.69)	$209,554.31
88	Jun-29	($1,126.04)	($523.89)	$208,428.27
89	Jul-29	($1,128.86)	($521.07)	$207,299.41
90	Aug-29	($1,131.68)	($518.25)	$206,167.73
91	Sep-29	($1,134.51)	($515.42)	$205,033.23
92	Oct-29	($1,137.34)	($512.58)	$203,895.88
93	Nov-29	($1,140.19)	($509.74)	$202,755.69
94	Dec-29	($1,143.04)	($506.89)	$201,612.65
95	Jan-30	($1,145.90)	($504.03)	$200,466.76
96	Feb-30	($1,148.76)	($501.17)	$199,318.00
97	Mar-30	($1,151.63)	($498.29)	$198,166.36
98	Apr-30	($1,154.51)	($495.42)	$197,011.85
99	May-30	($1,157.40)	($492.53)	$195,854.45
100	Jun-30	($1,160.29)	($489.64)	$194,694.16
101	Jul-30	($1,163.19)	($486.74)	$193,530.97
102	Aug-30	($1,166.10)	($483.83)	$192,364.87
103	Sep-30	($1,169.02)	($480.91)	$191,195.85
104	Oct-30	($1,171.94)	($477.99)	$190,023.92
105	Nov-30	($1,174.87)	($475.06)	$188,849.05
106	Dec-30	($1,177.81)	($472.12)	$187,671.24
107	Jan-31	($1,180.75)	($469.18)	$186,490.49
108	Feb-31	($1,183.70)	($466.23)	$185,306.79
109	Mar-31	($1,186.66)	($463.27)	$184,120.13
110	Apr-31	($1,189.63)	($460.30)	$182,930.50
111	May-31	($1,192.60)	($457.33)	$181,737.90
112	Jun-31	($1,195.58)	($454.34)	$180,542.32
113	Jul-31	($1,198.57)	($451.36)	$179,343.75
114	Aug-31	($1,201.57)	($448.36)	$178,142.18
115	Sep-31	($1,204.57)	($445.36)	$176,937.61
116	Oct-31	($1,207.58)	($442.34)	$175,730.02
117	Nov-31	($1,210.60)	($439.33)	$174,519.42
118	Dec-31	($1,213.63)	($436.30)	$173,305.79
119	Jan-32	($1,216.66)	($433.26)	$172,089.13
120	Feb-32	($1,219.71)	($430.22)	$170,869.42
121	Mar-32	($1,222.75)	($427.17)	$169,646.67
122	Apr-32	($1,225.81)	($424.12)	$168,420.86
123	May-32	($1,228.88)	($421.05)	$167,191.98
124	Jun-32	($1,231.95)	($417.98)	$165,960.03
125	Jul-32	($1,235.03)	($414.90)	$164,725.00
126	Aug-32	($1,238.12)	($411.81)	$163,486.89
127	Sep-32	($1,241.21)	($408.72)	$162,245.68
128	Oct-32	($1,244.31)	($405.61)	$161,001.36
129	Nov-32	($1,247.42)	($402.50)	$159,753.94
130	Dec-32	($1,250.54)	($399.38)	$158,503.40
131	Jan-33	($1,253.67)	($396.26)	$157,249.73
132	Feb-33	($1,256.80)	($393.12)	$155,992.92
133	Mar-33	($1,259.95)	($389.98)	$154,732.98
134	Apr-33	($1,263.10)	($386.83)	$153,469.88
135	May-33	($1,266.25)	($383.67)	$152,203.63
136	Jun-33	($1,269.42)	($380.51)	$150,934.21
137	Jul-33	($1,272.59)	($377.34)	$149,661.62
138	Aug-33	($1,275.77)	($374.15)	$148,385.85
139	Sep-33	($1,278.96)	($370.96)	$147,106.88
140	Oct-33	($1,282.16)	($367.77)	$145,824.72
141	Nov-33	($1,285.37)	($364.56)	$144,539.36
142	Dec-33	($1,288.58)	($361.35)	$143,250.78
143	Jan-34	($1,291.80)	($358.13)	$141,958.97
144	Feb-34	($1,295.03)	($354.90)	$140,663.94
145	Mar-34	($1,298.27)	($351.66)	$139,365.68
146	Apr-34	($1,301.51)	($348.41)	$138,064.16
147	May-34	($1,304.77)	($345.16)	$136,759.40
148	Jun-34	($1,308.03)	($341.90)	$135,451.37
149	Jul-34	($1,311.30)	($338.63)	$134,140.07
150	Aug-34	($1,314.58)	($335.35)	$132,825.49
151	Sep-34	($1,317.86)	($332.06)	$131,507.62
152	Oct-34	($1,321.16)	($328.77)	$130,186.47
153	Nov-34	($1,324.46)	($325.47)	$128,862.00
154	Dec-34	($1,327.77)	($322.16)	$127,534.23
155	Jan-35	($1,331.09)	($318.84)	$126,203.14
156	Feb-35	($1,334.42)	($315.51)	$124,868.72
157	Mar-35	($1,337.76)	($312.17)	$123,530.96
158	Apr-35	($1,341.10)	($308.83)	$122,189.86

36	Dec-27	($4,030.99)	($14,755.90)	$2,529,170
37	Jan-28	($4,054.47)	($14,732.42)	$2,525,116
38	Feb-28	($4,078.09)	($14,708.80)	$2,521,038
39	Mar-28	($4,101.85)	($14,685.05)	$2,516,936
40	Apr-28	($4,125.74)	($14,661.15)	$2,512,810
41	May-28	($4,149.77)	($14,637.12)	$2,508,661
42	Jun-28	($4,173.94)	($14,612.95)	$2,504,487
43	Jul-28	($4,198.26)	($14,588.63)	$2,500,288
44	Aug-28	($4,222.71)	($14,564.18)	$2,496,066
45	Sep-28	($4,247.31)	($14,539.58)	$2,491,818
46	Oct-28	($4,272.05)	($14,514.84)	$2,487,546
47	Nov-28	($4,296.93)	($14,489.96)	$2,483,249
48	Dec-28	($4,321.96)	($14,464.93)	$2,478,927
49	Jan-29	($4,347.14)	($14,439.75)	$2,474,580
50	Feb-29	($4,372.46)	($14,414.43)	$2,470,208
51	Mar-29	($4,397.93)	($14,388.96)	$2,465,810
52	Apr-29	($4,423.55)	($14,363.34)	$2,461,386
53	May-29	($4,449.32)	($14,337.58)	$2,456,937
54	Jun-29	($4,475.23)	($14,311.66)	$2,452,462
55	Jul-29	($4,501.30)	($14,285.59)	$2,447,960
56	Aug-29	($4,527.52)	($14,259.37)	$2,443,433
57	Sep-29	($4,553.90)	($14,233.00)	$2,438,879
58	Oct-29	($4,580.42)	($14,206.47)	$2,434,299
59	Nov-29	($4,607.10)	($14,179.79)	$2,429,692
60	Dec-29	($4,633.94)	($14,152.95)	$2,425,058
61	Jan-30	($4,660.93)	($14,125.96)	$2,420,397
62	Feb-30	($4,688.08)	($14,098.81)	$2,415,709
63	Mar-30	($4,715.39)	($14,071.50)	$2,410,993
64	Apr-30	($4,742.86)	($14,044.04)	$2,406,250
65	May-30	($4,770.48)	($14,016.41)	$2,401,480
66	Jun-30	($4,798.27)	($13,988.62)	$2,396,682
67	Jul-30	($4,826.22)	($13,960.67)	$2,391,855
68	Aug-30	($4,854.33)	($13,932.56)	$2,387,001
69	Sep-30	($4,882.61)	($13,904.28)	$2,382,118
70	Oct-30	($4,911.05)	($13,875.84)	$2,377,207
71	Nov-30	($4,939.66)	($13,847.23)	$2,372,268
72	Dec-30	($4,968.43)	($13,818.46)	$2,367,299
73	Jan-31	($4,997.37)	($13,789.52)	$2,362,302
74	Feb-31	($5,026.48)	($13,760.41)	$2,357,275
75	Mar-31	($5,055.76)	($13,731.13)	$2,352,220
76	Apr-31	($5,085.21)	($13,701.68)	$2,347,134
77	May-31	($5,114.83)	($13,672.06)	$2,342,020
78	Jun-31	($5,144.63)	($13,642.26)	$2,336,875
79	Jul-31	($5,174.60)	($13,612.30)	$2,331,700
80	Aug-31	($5,204.74)	($13,582.15)	$2,326,496
81	Sep-31	($5,235.05)	($13,551.84)	$2,321,261
82	Oct-31	($5,265.55)	($13,521.34)	$2,315,995
83	Nov-31	($5,296.22)	($13,490.67)	$2,310,699
84	Dec-31	($5,327.07)	($13,459.82)	$2,305,372
85	Jan-32	($5,358.10)	($13,428.79)	$2,300,014
86	Feb-32	($5,389.31)	($13,397.58)	$2,294,624
87	Mar-32	($5,420.71)	($13,366.19)	$2,289,204
88	Apr-32	($5,452.28)	($13,334.61)	$2,283,751
89	May-32	($5,484.04)	($13,302.85)	$2,278,267
90	Jun-32	($5,515.98)	($13,270.91)	$2,272,751
91	Jul-32	($5,548.12)	($13,238.78)	$2,267,203
92	Aug-32	($5,580.43)	($13,206.46)	$2,261,623
93	Sep-32	($5,612.94)	($13,173.95)	$2,256,010
94	Oct-32	($5,645.63)	($13,141.26)	$2,250,364
95	Nov-32	($5,678.52)	($13,108.37)	$2,244,686
96	Dec-32	($5,711.60)	($13,075.29)	$2,238,974
97	Jan-33	($5,744.87)	($13,042.02)	$2,233,229
98	Feb-33	($5,778.33)	($13,008.56)	$2,227,451
99	Mar-33	($5,811.99)	($12,974.90)	$2,221,639
100	Apr-33	($5,845.85)	($12,941.05)	$2,215,793
101	May-33	($5,879.90)	($12,906.99)	$2,209,913
102	Jun-33	($5,914.15)	($12,872.74)	$2,203,999
103	Jul-33	($5,948.60)	($12,838.29)	$2,198,050
104	Aug-33	($5,983.25)	($12,803.64)	$2,192,067
105	Sep-33	($6,018.10)	($12,768.79)	$2,186,049
106	Oct-33	($6,053.16)	($12,733.74)	$2,179,996
107	Nov-33	($6,088.42)	($12,698.48)	$2,173,907
108	Dec-33	($6,123.88)	($12,663.01)	$2,167,784
109	Jan-34	($6,159.55)	($12,627.34)	$2,161,624
110	Feb-34	($6,195.43)	($12,591.46)	$2,155,429
111	Mar-34	($6,231.52)	($12,555.37)	$2,149,197
112	Apr-34	($6,267.82)	($12,519.07)	$2,142,929
113	May-34	($6,304.33)	($12,482.56)	$2,136,625
114	Jun-34	($6,341.05)	($12,445.84)	$2,130,284
115	Jul-34	($6,377.99)	($12,408.90)	$2,123,906
116	Aug-34	($6,415.14)	($12,371.75)	$2,117,491
117	Sep-34	($6,452.51)	($12,334.38)	$2,111,038
118	Oct-34	($6,490.09)	($12,296.80)	$2,104,548
119	Nov-34	($6,527.90)	($12,258.99)	$2,098,020
120	Dec-34	($6,565.92)	($12,220.97)	$2,091,454
121	Jan-35	($6,604.17)	($12,182.72)	$2,084,850
122	Feb-35	($6,642.64)	($12,144.25)	$2,078,208
123	Mar-35	($6,681.33)	($12,105.56)	$2,071,526
124	Apr-35	($6,720.25)	($12,066.64)	$2,064,806

	Dec-27	($5,107.55)	($15,329.27)	$2,757,443.54
	Jan-28	($5,133.72)	($15,303.10)	$2,752,309.82
	Feb-28	($5,160.03)	($15,276.79)	$2,747,149.78
	Mar-28	($5,186.49)	($15,250.33)	$2,741,963.29
	Apr-28	($5,213.10)	($15,223.72)	$2,736,750.19
	May-28	($5,239.85)	($15,196.97)	$2,731,510.34
	Jun-28	($5,266.75)	($15,170.07)	$2,726,243.59
	Jul-28	($5,293.79)	($15,143.03)	$2,720,949.80
	Aug-28	($5,320.99)	($15,115.83)	$2,715,628.81
	Sep-28	($5,348.33)	($15,088.49)	$2,710,280.48
	Oct-28	($5,375.82)	($15,061.00)	$2,704,904.66
	Nov-28	($5,403.47)	($15,033.35)	$2,699,501.19
	Dec-28	($5,431.26)	($15,005.56)	$2,694,069.93
	Jan-29	($5,459.21)	($14,977.61)	$2,688,610.72
	Feb-29	($5,487.31)	($14,949.51)	$2,683,123.41
	Mar-29	($5,515.57)	($14,921.25)	$2,677,607.84
	Apr-29	($5,543.98)	($14,892.84)	$2,672,063.85
	May-29	($5,572.55)	($14,864.27)	$2,666,491.30
	Jun-29	($5,601.28)	($14,835.54)	$2,660,890.03
	Jul-29	($5,630.16)	($14,806.66)	$2,655,259.87
	Aug-29	($5,659.20)	($14,777.62)	$2,649,600.67
	Sep-29	($5,688.40)	($14,748.42)	$2,643,912.26
	Oct-29	($5,717.77)	($14,719.05)	$2,638,194.50
	Nov-29	($5,747.29)	($14,689.53)	$2,632,447.21
	Dec-29	($5,776.98)	($14,659.84)	$2,626,670.23
	Jan-30	($5,806.83)	($14,629.99)	$2,620,863.40
	Feb-30	($5,836.84)	($14,599.98)	$2,615,026.56
	Mar-30	($5,867.02)	($14,569.80)	$2,609,159.54
	Apr-30	($5,897.37)	($14,539.45)	$2,603,262.17
	May-30	($5,927.88)	($14,508.94)	$2,597,334.29
	Jun-30	($5,958.56)	($14,478.26)	$2,591,375.72
	Jul-30	($5,989.41)	($14,447.41)	$2,585,386.31
	Aug-30	($6,020.43)	($14,416.38)	$2,579,365.87
	Sep-30	($6,051.63)	($14,385.19)	$2,573,314.25
	Oct-30	($6,082.99)	($14,353.83)	$2,567,231.26
	Nov-30	($6,114.53)	($14,322.29)	$2,561,116.73
	Dec-30	($6,146.24)	($14,290.58)	$2,554,970.49
	Jan-31	($6,178.12)	($14,258.70)	$2,548,792.37
	Feb-31	($6,210.19)	($14,226.63)	$2,542,582.18
	Mar-31	($6,242.42)	($14,194.40)	$2,536,339.76
	Apr-31	($6,274.84)	($14,161.98)	$2,530,064.92
	May-31	($6,307.44)	($14,129.38)	$2,523,757.48
	Jun-31	($6,340.21)	($14,096.61)	$2,517,417.27
	Jul-31	($6,373.17)	($14,063.65)	$2,511,044.11
	Aug-31	($6,406.31)	($14,030.51)	$2,504,637.80
	Sep-31	($6,439.63)	($13,997.19)	$2,498,198.17
	Oct-31	($6,473.13)	($13,963.69)	$2,491,725.04
	Nov-31	($6,506.82)	($13,930.00)	$2,485,218.22
	Dec-31	($6,540.70)	($13,896.12)	$2,478,677.51
	Jan-32	($6,574.76)	($13,862.05)	$2,472,102.75
	Feb-32	($6,609.02)	($13,827.80)	$2,465,493.73
	Mar-32	($6,643.46)	($13,793.36)	$2,458,850.27
	Apr-32	($6,678.09)	($13,758.73)	$2,452,172.18
	May-32	($6,712.92)	($13,723.90)	$2,445,459.26
	Jun-32	($6,747.93)	($13,688.89)	$2,438,711.33
	Jul-32	($6,783.14)	($13,653.68)	$2,431,928.19
	Aug-32	($6,818.55)	($13,618.27)	$2,425,109.64
	Sep-32	($6,854.15)	($13,582.67)	$2,418,255.49
	Oct-32	($6,889.95)	($13,546.87)	$2,411,365.54
	Nov-32	($6,925.94)	($13,510.87)	$2,404,439.60
	Dec-32	($6,962.14)	($13,474.68)	$2,397,477.46
	Jan-33	($6,998.54)	($13,438.28)	$2,390,478.92
	Feb-33	($7,035.14)	($13,401.68)	$2,383,443.78
	Mar-33	($7,071.94)	($13,364.88)	$2,376,371.85
	Apr-33	($7,108.94)	($13,327.88)	$2,369,262.91
	May-33	($7,146.15)	($13,290.67)	$2,362,116.76
	Jun-33	($7,183.57)	($13,253.25)	$2,354,933.19
	Jul-33	($7,221.19)	($13,215.63)	$2,347,712.00
	Aug-33	($7,259.02)	($13,177.80)	$2,340,452.98
	Sep-33	($7,297.06)	($13,139.76)	$2,333,155.91
	Oct-33	($7,335.32)	($13,101.50)	$2,325,820.60
	Nov-33	($7,373.78)	($13,063.04)	$2,318,446.81
	Dec-33	($7,412.46)	($13,024.36)	$2,311,034.35
	Jan-34	($7,451.35)	($12,985.47)	$2,303,583.00
	Feb-34	($7,490.46)	($12,946.36)	$2,296,092.54
	Mar-34	($7,529.79)	($12,907.03)	$2,288,562.75
	Apr-34	($7,569.33)	($12,867.49)	$2,280,993.42
	May-34	($7,609.10)	($12,827.72)	$2,273,384.32
	Jun-34	($7,649.08)	($12,787.74)	$2,265,735.24
	Jul-34	($7,689.29)	($12,747.53)	$2,258,045.95
	Aug-34	($7,729.72)	($12,707.10)	$2,250,316.23
	Sep-34	($7,770.37)	($12,666.45)	$2,242,545.86
	Oct-34	($7,811.25)	($12,625.57)	$2,234,734.61
	Nov-34	($7,852.36)	($12,584.46)	$2,226,882.25
	Dec-34	($7,893.70)	($12,543.12)	$2,218,988.55
	Jan-35	($7,935.26)	($12,501.56)	$2,211,053.29
	Feb-35	($7,977.06)	($12,459.76)	$2,203,076.23
	Mar-35	($8,019.09)	($12,417.73)	$2,195,057.14
	Apr-35	($8,061.35)	($12,375.47)	$2,186,995.79

159	May-35	($1,344.45)	($305.47)	$120,845.41
160	Jun-35	($1,347.81)	($302.11)	$119,497.60
161	Jul-35	($1,351.18)	($298.74)	$118,146.41
162	Aug-35	($1,354.56)	($295.37)	$116,791.85
163	Sep-35	($1,357.95)	($291.98)	$115,433.90
164	Oct-35	($1,361.34)	($288.58)	$114,072.56
165	Nov-35	($1,364.75)	($285.18)	$112,707.81
166	Dec-35	($1,368.16)	($281.77)	$111,339.65
167	Jan-36	($1,371.58)	($278.35)	$109,968.07
168	Feb-36	($1,375.01)	($274.92)	$108,593.07
169	Mar-36	($1,378.45)	($271.48)	$107,214.62
170	Apr-36	($1,381.89)	($268.04)	$105,832.73
171	May-36	($1,385.35)	($264.58)	$104,447.38
172	Jun-36	($1,388.81)	($261.12)	$103,058.57
173	Jul-36	($1,392.28)	($257.65)	$101,666.29
174	Aug-36	($1,395.76)	($254.17)	$100,270.53
175	Sep-36	($1,399.25)	($250.68)	$98,871.28
176	Oct-36	($1,402.75)	($247.18)	$97,468.53
177	Nov-36	($1,406.26)	($243.67)	$96,062.27
178	Dec-36	($1,409.77)	($240.16)	$94,652.50
179	Jan-37	($1,413.30)	($236.63)	$93,239.20
180	Feb-37	($1,416.83)	($233.10)	$91,822.38
181	Mar-37	($1,420.37)	($229.56)	$90,402.00
182	Apr-37	($1,423.92)	($226.01)	$88,978.08
183	May-37	($1,427.48)	($222.45)	$87,550.60
184	Jun-37	($1,431.05)	($218.88)	$86,119.55
185	Jul-37	($1,434.63)	($215.30)	$84,684.92
186	Aug-37	($1,438.22)	($211.71)	$83,246.70
187	Sep-37	($1,441.81)	($208.12)	$81,804.89
188	Oct-37	($1,445.42)	($204.51)	$80,359.48
189	Nov-37	($1,449.03)	($200.90)	$78,910.45
190	Dec-37	($1,452.65)	($197.28)	$77,457.79
191	Jan-38	($1,456.28)	($193.64)	$76,001.51
192	Feb-38	($1,459.92)	($190.00)	$74,541.59
193	Mar-38	($1,463.57)	($186.35)	$73,078.01
194	Apr-38	($1,467.23)	($182.70)	$71,610.78
195	May-38	($1,470.90)	($179.03)	$70,139.88
196	Jun-38	($1,474.58)	($175.35)	$68,665.30
197	Jul-38	($1,478.26)	($171.66)	$67,187.04
198	Aug-38	($1,481.96)	($167.97)	$65,705.08
199	Sep-38	($1,485.67)	($164.26)	$64,219.41
200	Oct-38	($1,489.38)	($160.55)	$62,730.03
201	Nov-38	($1,493.10)	($156.83)	$61,236.93
202	Dec-38	($1,496.84)	($153.09)	$59,740.09
203	Jan-39	($1,500.58)	($149.35)	$58,239.52
204	Feb-39	($1,504.33)	($145.60)	$56,735.19
205	Mar-39	($1,508.09)	($141.84)	$55,227.10
206	Apr-39	($1,511.86)	($138.07)	$53,715.24
207	May-39	($1,515.64)	($134.29)	$52,199.60
208	Jun-39	($1,519.43)	($130.50)	$50,680.17
209	Jul-39	($1,523.23)	($126.70)	$49,156.94
210	Aug-39	($1,527.04)	($122.89)	$47,629.90
211	Sep-39	($1,530.85)	($119.07)	$46,099.05
212	Oct-39	($1,534.68)	($115.25)	$44,564.37
213	Nov-39	($1,538.52)	($111.41)	$43,025.85
214	Dec-39	($1,542.36)	($107.56)	$41,483.49
215	Jan-40	($1,546.22)	($103.71)	$39,937.27
216	Feb-40	($1,550.08)	($99.84)	$38,387.19
217	Mar-40	($1,553.96)	($95.97)	$36,833.23
218	Apr-40	($1,557.84)	($92.08)	$35,275.38
219	May-40	($1,561.74)	($88.19)	$33,713.64
220	Jun-40	($1,565.64)	($84.28)	$32,148.00
221	Jul-40	($1,569.56)	($80.37)	$30,578.44
222	Aug-40	($1,573.48)	($76.45)	$29,004.96
223	Sep-40	($1,577.42)	($72.51)	$27,427.54
224	Oct-40	($1,581.36)	($68.57)	$25,846.19
225	Nov-40	($1,585.31)	($64.62)	$24,260.87
226	Dec-40	($1,589.28)	($60.65)	$22,671.60
227	Jan-41	($1,593.25)	($56.68)	$21,078.35
228	Feb-41	($1,597.23)	($52.70)	$19,481.12
229	Mar-41	($1,601.23)	($48.70)	$17,879.89
230	Apr-41	($1,605.23)	($44.70)	$16,274.66
231	May-41	($1,609.24)	($40.69)	$14,665.42
232	Jun-41	($1,613.26)	($36.66)	$13,052.16
233	Jul-41	($1,617.30)	($32.63)	$11,434.86
234	Aug-41	($1,621.34)	($28.59)	$9,813.52
235	Sep-41	($1,625.39)	($24.53)	$8,188.13
236	Oct-41	($1,629.46)	($20.47)	$6,558.67
237	Nov-41	($1,633.53)	($16.40)	$4,925.14
238	Dec-41	($1,637.62)	($12.31)	$3,287.52
239	Jan-42	($1,641.71)	($8.22)	$1,645.81
240	Feb-42	($1,645.81)	($4.11)	($0.00)

125	May-35	($6,759.40)	($12,027.49)	$2,058,047
126	Jun-35	($6,798.77)	($11,988.12)	$2,051,248
127	Jul-35	($6,838.37)	($11,948.52)	$2,044,409
128	Aug-35	($6,878.21)	($11,908.68)	$2,037,531
129	Sep-35	($6,918.27)	($11,868.62)	$2,030,613
130	Oct-35	($6,958.57)	($11,828.32)	$2,023,654
131	Nov-35	($6,999.11)	($11,787.79)	$2,016,655
132	Dec-35	($7,039.88)	($11,747.02)	$2,009,615
133	Jan-36	($7,080.88)	($11,706.01)	$2,002,534
134	Feb-36	($7,122.13)	($11,664.76)	$1,995,412
135	Mar-36	($7,163.61)	($11,623.28)	$1,988,249
136	Apr-36	($7,205.34)	($11,581.55)	$1,981,043
137	May-36	($7,247.31)	($11,539.58)	$1,973,796
138	Jun-36	($7,289.53)	($11,497.36)	$1,966,507
139	Jul-36	($7,331.99)	($11,454.90)	$1,959,175
140	Aug-36	($7,374.70)	($11,412.19)	$1,951,800
141	Sep-36	($7,417.66)	($11,369.23)	$1,944,382
142	Oct-36	($7,460.87)	($11,326.03)	$1,936,921
143	Nov-36	($7,504.33)	($11,282.57)	$1,929,417
144	Dec-36	($7,548.04)	($11,238.85)	$1,921,869
145	Jan-37	($7,592.01)	($11,194.89)	$1,914,277
146	Feb-37	($7,636.23)	($11,150.66)	$1,906,641
147	Mar-37	($7,680.71)	($11,106.18)	$1,898,960
148	Apr-37	($7,725.45)	($11,061.44)	$1,891,235
149	May-37	($7,770.45)	($11,016.44)	$1,883,464
150	Jun-37	($7,815.71)	($10,971.18)	$1,875,648
151	Jul-37	($7,861.24)	($10,925.65)	$1,867,787
152	Aug-37	($7,907.03)	($10,879.86)	$1,859,880
153	Sep-37	($7,953.09)	($10,833.80)	$1,851,927
154	Oct-37	($7,999.42)	($10,787.48)	$1,843,928
155	Nov-37	($8,046.01)	($10,740.88)	$1,835,882
156	Dec-37	($8,092.88)	($10,694.01)	$1,827,789
157	Jan-38	($8,140.02)	($10,646.87)	$1,819,649
158	Feb-38	($8,187.44)	($10,599.45)	$1,811,461
159	Mar-38	($8,235.13)	($10,551.76)	$1,803,226
160	Apr-38	($8,283.10)	($10,503.79)	$1,794,943
161	May-38	($8,331.35)	($10,455.54)	$1,786,612
162	Jun-38	($8,379.88)	($10,407.01)	$1,778,232
163	Jul-38	($8,428.69)	($10,358.20)	$1,769,803
164	Aug-38	($8,477.79)	($10,309.10)	$1,761,325
165	Sep-38	($8,527.17)	($10,259.72)	$1,752,798
166	Oct-38	($8,576.84)	($10,210.05)	$1,744,221
167	Nov-38	($8,626.80)	($10,160.09)	$1,735,595
168	Dec-38	($8,677.05)	($10,109.84)	$1,726,917
169	Jan-39	($8,727.60)	($10,059.29)	$1,718,190
170	Feb-39	($8,778.44)	($10,008.46)	$1,709,411
171	Mar-39	($8,829.57)	($9,957.32)	$1,700,582
172	Apr-39	($8,881.00)	($9,905.89)	$1,691,701
173	May-39	($8,932.73)	($9,854.16)	$1,682,768
174	Jun-39	($8,984.77)	($9,802.12)	$1,673,783
175	Jul-39	($9,037.10)	($9,749.79)	$1,664,746
176	Aug-39	($9,089.74)	($9,697.15)	$1,655,657
177	Sep-39	($9,142.69)	($9,644.20)	$1,646,514
178	Oct-39	($9,195.95)	($9,590.94)	$1,637,318
179	Nov-39	($9,249.52)	($9,537.38)	$1,628,068
180	Dec-39	($9,303.39)	($9,483.50)	$1,618,765
181	Jan-40	($9,357.59)	($9,429.31)	$1,609,407
182	Feb-40	($9,412.09)	($9,374.80)	$1,599,995
183	Mar-40	($9,466.92)	($9,319.97)	$1,590,528
184	Apr-40	($9,522.06)	($9,264.83)	$1,581,006
185	May-40	($9,577.53)	($9,209.36)	$1,571,429
186	Jun-40	($9,633.32)	($9,153.57)	$1,561,795
187	Jul-40	($9,689.43)	($9,097.46)	$1,552,106
188	Aug-40	($9,745.87)	($9,041.02)	$1,542,360
189	Sep-40	($9,802.64)	($8,984.25)	$1,532,557
190	Oct-40	($9,859.74)	($8,927.15)	$1,522,698
191	Nov-40	($9,917.18)	($8,869.71)	$1,512,781
192	Dec-40	($9,974.95)	($8,811.95)	$1,502,806
193	Jan-41	($10,033.05)	($8,753.84)	$1,492,773
194	Feb-41	($10,091.49)	($8,695.40)	$1,482,681
195	Mar-41	($10,150.27)	($8,636.62)	$1,472,531
196	Apr-41	($10,209.40)	($8,577.49)	$1,462,321
197	May-41	($10,268.87)	($8,518.02)	$1,452,053
198	Jun-41	($10,328.69)	($8,458.21)	$1,441,724
199	Jul-41	($10,388.85)	($8,398.04)	$1,431,335
200	Aug-41	($10,449.37)	($8,337.53)	$1,420,886
201	Sep-41	($10,510.23)	($8,276.66)	$1,410,375
202	Oct-41	($10,571.46)	($8,215.44)	$1,399,804
203	Nov-41	($10,633.03)	($8,153.86)	$1,389,171
204	Dec-41	($10,694.97)	($8,091.92)	$1,378,476
205	Jan-42	($10,757.27)	($8,029.62)	$1,367,719
206	Feb-42	($10,819.93)	($7,966.96)	$1,356,899
207	Mar-42	($10,882.96)	($7,903.94)	$1,346,016
208	Apr-42	($10,946.35)	($7,840.54)	$1,335,069
209	May-42	($11,010.11)	($7,776.78)	$1,324,059
210	Jun-42	($11,074.25)	($7,712.65)	$1,312,985
211	Jul-42	($11,138.75)	($7,648.14)	$1,301,846
212	Aug-42	($11,203.64)	($7,583.25)	$1,290,643
213	Sep-42	($11,268.90)	($7,517.99)	$1,279,374

May-35	($8,103.85)	($12,332.97)	$2,178,891.94
Jun-35	($8,146.59)	($12,290.23)	$2,170,745.35
Jul-35	($8,189.56)	($12,247.26)	$2,162,555.79
Aug-35	($8,232.77)	($12,204.05)	$2,154,323.03
Sep-35	($8,276.22)	($12,160.60)	$2,146,046.80
Oct-35	($8,319.91)	($12,116.90)	$2,137,726.89
Nov-35	($8,363.85)	($12,072.97)	$2,129,363.04
Dec-35	($8,408.03)	($12,028.79)	$2,120,955.00
Jan-36	($8,452.46)	($11,984.36)	$2,112,502.54
Feb-36	($8,497.14)	($11,939.68)	$2,104,005.41
Mar-36	($8,542.06)	($11,894.76)	$2,095,463.35
Apr-36	($8,587.23)	($11,849.59)	$2,086,876.11
May-36	($8,632.66)	($11,804.16)	$2,078,243.45
Jun-36	($8,678.34)	($11,758.48)	$2,069,565.11
Jul-36	($8,724.27)	($11,712.55)	$2,060,840.84
Aug-36	($8,770.46)	($11,666.36)	$2,052,070.38
Sep-36	($8,816.91)	($11,619.91)	$2,043,253.47
Oct-36	($8,863.62)	($11,573.20)	$2,034,389.85
Nov-36	($8,910.58)	($11,526.24)	$2,025,479.27
Dec-36	($8,957.81)	($11,479.01)	$2,016,521.46
Jan-37	($9,005.30)	($11,431.52)	$2,007,516.16
Feb-37	($9,053.06)	($11,383.76)	$1,998,463.10
Mar-37	($9,101.08)	($11,335.74)	$1,989,362.02
Apr-37	($9,149.37)	($11,287.45)	$1,980,212.65
May-37	($9,197.93)	($11,238.89)	$1,971,014.71
Jun-37	($9,246.76)	($11,190.05)	$1,961,767.95
Jul-37	($9,295.87)	($11,140.95)	$1,952,472.08
Aug-37	($9,345.25)	($11,091.57)	$1,943,126.83
Sep-37	($9,394.90)	($11,041.92)	$1,933,731.93
Oct-37	($9,444.83)	($10,991.99)	$1,924,287.10
Nov-37	($9,495.04)	($10,941.78)	$1,914,792.06
Dec-37	($9,545.53)	($10,891.29)	$1,905,246.52
Jan-38	($9,596.31)	($10,840.51)	$1,895,650.22
Feb-38	($9,647.36)	($10,789.46)	$1,886,002.86
Mar-38	($9,698.70)	($10,738.12)	$1,876,304.15
Apr-38	($9,750.33)	($10,686.49)	$1,866,553.82
May-38	($9,802.25)	($10,634.57)	$1,856,751.57
Jun-38	($9,854.46)	($10,582.36)	$1,846,897.11
Jul-38	($9,906.96)	($10,529.86)	$1,836,990.16
Aug-38	($9,959.75)	($10,477.07)	$1,827,030.41
Sep-38	($10,012.84)	($10,423.98)	$1,817,017.57
Oct-38	($10,066.22)	($10,370.60)	$1,806,951.35
Nov-38	($10,119.91)	($10,316.91)	$1,796,831.44
Dec-38	($10,173.89)	($10,262.93)	$1,786,657.55
Jan-39	($10,228.18)	($10,208.64)	$1,776,429.38
Feb-39	($10,282.76)	($10,154.05)	$1,766,146.61
Mar-39	($10,337.66)	($10,099.16)	$1,755,808.95
Apr-39	($10,392.86)	($10,043.96)	$1,745,416.09
May-39	($10,448.37)	($9,988.45)	$1,734,967.72
Jun-39	($10,504.20)	($9,932.62)	$1,724,463.52
Jul-39	($10,560.33)	($9,876.49)	$1,713,903.19
Aug-39	($10,616.78)	($9,820.04)	$1,703,286.41
Sep-39	($10,673.55)	($9,763.27)	$1,692,612.86
Oct-39	($10,730.63)	($9,706.19)	$1,681,882.23
Nov-39	($10,788.03)	($9,648.79)	$1,671,094.20
Dec-39	($10,845.76)	($9,591.06)	$1,660,248.45
Jan-40	($10,903.81)	($9,533.01)	$1,649,344.64
Feb-40	($10,962.18)	($9,474.64)	$1,638,382.46
Mar-40	($11,020.88)	($9,415.94)	$1,627,361.58
Apr-40	($11,079.91)	($9,356.91)	$1,616,281.67
May-40	($11,139.27)	($9,297.55)	$1,605,142.40
Jun-40	($11,198.96)	($9,237.86)	$1,593,943.44
Jul-40	($11,258.99)	($9,177.83)	$1,582,684.45
Aug-40	($11,319.36)	($9,117.46)	$1,571,365.09
Sep-40	($11,380.06)	($9,056.76)	$1,559,985.03
Oct-40	($11,441.10)	($8,995.72)	$1,548,543.93
Nov-40	($11,502.49)	($8,934.33)	$1,537,041.44
Dec-40	($11,564.22)	($8,872.60)	$1,525,477.22
Jan-41	($11,626.30)	($8,810.52)	$1,513,850.92
Feb-41	($11,688.72)	($8,748.10)	$1,502,162.20
Mar-41	($11,751.50)	($8,685.32)	$1,490,410.70
Apr-41	($11,814.63)	($8,622.19)	$1,478,596.07
May-41	($11,878.11)	($8,558.71)	$1,466,717.96
Jun-41	($11,941.95)	($8,494.87)	$1,454,776.01
Jul-41	($12,006.15)	($8,430.67)	$1,442,769.86
Aug-41	($12,070.71)	($8,366.11)	$1,430,699.16
Sep-41	($12,135.63)	($8,301.19)	$1,418,563.53
Oct-41	($12,200.91)	($8,235.91)	$1,406,362.62
Nov-41	($12,266.57)	($8,170.25)	$1,394,096.05
Dec-41	($12,332.59)	($8,104.23)	$1,381,763.46
Jan-42	($12,398.98)	($8,037.84)	$1,369,364.49
Feb-42	($12,465.74)	($7,971.08)	$1,356,898.74
Mar-42	($10,882.96)	($7,903.94)	$1,346,015.79
Apr-42	($10,946.35)	($7,840.54)	$1,335,069.44
May-42	($11,010.11)	($7,776.78)	$1,324,059.32
Jun-42	($11,074.25)	($7,712.65)	$1,312,985.08
Jul-42	($11,138.75)	($7,648.14)	$1,301,846.32
Aug-42	($11,203.64)	($7,583.25)	$1,290,642.69
Sep-42	($11,268.90)	($7,517.99)	$1,279,373.79

214	Oct-42	($11,334.54)	($7,452.35)	$1,268,039	Oct-42	($11,334.54)	($7,452.35)	$1,268,039.25
215	Nov-42	($11,400.56)	($7,386.33)	$1,256,639	Nov-42	($11,400.56)	($7,386.33)	$1,256,638.68
216	Dec-42	($11,466.97)	($7,319.92)	$1,245,172	Dec-42	($11,466.97)	($7,319.92)	$1,245,171.71
217	Jan-43	($11,533.77)	($7,253.13)	$1,233,638	Jan-43	($11,533.77)	($7,253.13)	$1,233,637.95
218	Feb-43	($11,600.95)	($7,185.94)	$1,222,037	Feb-43	($11,600.95)	($7,185.94)	$1,222,037.00
219	Mar-43	($11,668.53)	($7,118.37)	$1,210,368	Mar-43	($11,668.53)	($7,118.37)	$1,210,368.47
220	Apr-43	($11,736.50)	($7,050.40)	$1,198,632	Apr-43	($11,736.50)	($7,050.40)	$1,198,631.97
221	May-43	($11,804.86)	($6,982.03)	$1,186,827	May-43	($11,804.86)	($6,982.03)	$1,186,827.11
222	Jun-43	($11,873.62)	($6,913.27)	$1,174,953	Jun-43	($11,873.62)	($6,913.27)	$1,174,953.49
223	Jul-43	($11,942.79)	($6,844.10)	$1,163,011	Jul-43	($11,942.79)	($6,844.10)	$1,163,010.70
224	Aug-43	($12,012.35)	($6,774.54)	$1,150,998	Aug-43	($12,012.35)	($6,774.54)	$1,150,998.35
225	Sep-43	($12,082.33)	($6,704.57)	$1,138,916	Sep-43	($12,082.33)	($6,704.57)	$1,138,916.02
226	Oct-43	($12,152.71)	($6,634.19)	$1,126,763	Oct-43	($12,152.71)	($6,634.19)	$1,126,763.31
227	Nov-43	($12,223.50)	($6,563.40)	$1,114,540	Nov-43	($12,223.50)	($6,563.40)	$1,114,539.82
228	Dec-43	($12,294.70)	($6,492.19)	$1,102,245	Dec-43	($12,294.70)	($6,492.19)	$1,102,245.12
229	Jan-44	($12,366.31)	($6,420.58)	$1,089,879	Jan-44	($12,366.31)	($6,420.58)	$1,089,878.81
230	Feb-44	($12,438.35)	($6,348.54)	$1,077,440	Feb-44	($12,438.35)	($6,348.54)	$1,077,440.46
231	Mar-44	($12,510.80)	($6,276.09)	$1,064,930	Mar-44	($12,510.80)	($6,276.09)	$1,064,929.66
232	Apr-44	($12,583.68)	($6,203.22)	$1,052,346	Apr-44	($12,583.68)	($6,203.22)	$1,052,345.98
233	May-44	($12,656.98)	($6,129.92)	$1,039,689	May-44	($12,656.98)	($6,129.92)	$1,039,689.01
234	Jun-44	($12,730.70)	($6,056.19)	$1,026,958	Jun-44	($12,730.70)	($6,056.19)	$1,026,958.30
235	Jul-44	($12,804.86)	($5,982.03)	$1,014,153	Jul-44	($12,804.86)	($5,982.03)	$1,014,153.44
236	Aug-44	($12,879.45)	($5,907.44)	$1,001,274	Aug-44	($12,879.45)	($5,907.44)	$1,001,273.99
237	Sep-44	($12,954.47)	($5,832.42)	$988,320	Sep-44	($12,954.47)	($5,832.42)	$988,319.52
238	Oct-44	($13,029.93)	($5,756.96)	$975,290	Oct-44	($13,029.93)	($5,756.96)	$975,289.59
239	Nov-44	($13,105.83)	($5,681.06)	$962,184	Nov-44	($13,105.83)	($5,681.06)	$962,183.76
240	Dec-44	($13,182.17)	($5,604.72)	$949,002	Dec-44	($13,182.17)	($5,604.72)	$949,001.59
241	Jan-45	($13,258.96)	($5,527.93)	$935,743	Jan-45	($13,258.96)	($5,527.93)	$935,742.63
242	Feb-45	($13,336.19)	($5,450.70)	$922,406	Feb-45	($13,336.19)	($5,450.70)	$922,406.44
243	Mar-45	($13,413.87)	($5,373.02)	$908,993	Mar-45	($13,413.87)	($5,373.02)	$908,992.57
244	Apr-45	($13,492.01)	($5,294.88)	$895,501	Apr-45	($13,492.01)	($5,294.88)	$895,500.56
245	May-45	($13,570.60)	($5,216.29)	$881,930	May-45	($13,570.60)	($5,216.29)	$881,929.96
246	Jun-45	($13,649.65)	($5,137.24)	$868,280	Jun-45	($13,649.65)	($5,137.24)	$868,280.31
247	Jul-45	($13,729.16)	($5,057.73)	$854,551	Jul-45	($13,729.16)	($5,057.73)	$854,551.15
248	Aug-45	($13,809.13)	($4,977.76)	$840,742	Aug-45	($13,809.13)	($4,977.76)	$840,742.02
249	Sep-45	($13,889.57)	($4,897.32)	$826,852	Sep-45	($13,889.57)	($4,897.32)	$826,852.45
250	Oct-45	($13,970.48)	($4,816.42)	$812,882	Oct-45	($13,970.48)	($4,816.42)	$812,881.97
251	Nov-45	($14,051.85)	($4,735.04)	$798,830	Nov-45	($14,051.85)	($4,735.04)	$798,830.12
252	Dec-45	($14,133.71)	($4,653.19)	$784,696	Dec-45	($14,133.71)	($4,653.19)	$784,696.41
253	Jan-46	($14,216.04)	($4,570.86)	$770,480	Jan-46	($14,216.04)	($4,570.86)	$770,480.38
254	Feb-46	($14,298.84)	($4,488.05)	$756,182	Feb-46	($14,298.84)	($4,488.05)	$756,181.53
255	Mar-46	($14,382.13)	($4,404.76)	$741,799	Mar-46	($14,382.13)	($4,404.76)	$741,799.40
256	Apr-46	($14,465.91)	($4,320.98)	$727,333	Apr-46	($14,465.91)	($4,320.98)	$727,333.49
257	May-46	($14,550.17)	($4,236.72)	$712,783	May-46	($14,550.17)	($4,236.72)	$712,783.31
258	Jun-46	($14,634.93)	($4,151.96)	$698,148	Jun-46	($14,634.93)	($4,151.96)	$698,148.38
259	Jul-46	($14,720.18)	($4,066.71)	$683,428	Jul-46	($14,720.18)	($4,066.71)	$683,428.21
260	Aug-46	($14,805.92)	($3,980.97)	$668,622	Aug-46	($14,805.92)	($3,980.97)	$668,622.28
261	Sep-46	($14,892.17)	($3,894.72)	$653,730	Sep-46	($14,892.17)	($3,894.72)	$653,730.12
262	Oct-46	($14,978.91)	($3,807.98)	$638,751	Oct-46	($14,978.91)	($3,807.98)	$638,751.20
263	Nov-46	($15,066.17)	($3,720.73)	$623,685	Nov-46	($15,066.17)	($3,720.73)	$623,685.04
264	Dec-46	($15,153.93)	($3,632.97)	$608,531	Dec-46	($15,153.93)	($3,632.97)	$608,531.11
265	Jan-47	($15,242.20)	($3,544.69)	$593,289	Jan-47	($15,242.20)	($3,544.69)	$593,288.91
266	Feb-47	($15,330.98)	($3,455.91)	$577,958	Feb-47	($15,330.98)	($3,455.91)	$577,957.93
267	Mar-47	($15,420.29)	($3,366.60)	$562,538	Mar-47	($15,420.29)	($3,366.60)	$562,537.64
268	Apr-47	($15,510.11)	($3,276.78)	$547,028	Apr-47	($15,510.11)	($3,276.78)	$547,027.53
269	May-47	($15,600.46)	($3,186.44)	$531,427	May-47	($15,600.46)	($3,186.44)	$531,427.07
270	Jun-47	($15,691.33)	($3,095.56)	$515,736	Jun-47	($15,691.33)	($3,095.56)	$515,735.75
271	Jul-47	($15,782.73)	($3,004.16)	$499,953	Jul-47	($15,782.73)	($3,004.16)	$499,953.01
272	Aug-47	($15,874.67)	($2,912.23)	$484,078	Aug-47	($15,874.67)	($2,912.23)	$484,078.35
273	Sep-47	($15,967.14)	($2,819.76)	$468,111	Sep-47	($15,967.14)	($2,819.76)	$468,111.21
274	Oct-47	($16,060.14)	($2,726.75)	$452,051	Oct-47	($16,060.14)	($2,726.75)	$452,051.07
275	Nov-47	($16,153.69)	($2,633.20)	$435,897	Nov-47	($16,153.69)	($2,633.20)	$435,897.37
276	Dec-47	($16,247.79)	($2,539.10)	$419,650	Dec-47	($16,247.79)	($2,539.10)	$419,649.58
277	Jan-48	($16,342.43)	($2,444.46)	$403,307	Jan-48	($16,342.43)	($2,444.46)	$403,307.15
278	Feb-48	($16,437.63)	($2,349.26)	$386,870	Feb-48	($16,437.63)	($2,349.26)	$386,869.52
279	Mar-48	($16,533.38)	($2,253.51)	$370,336	Mar-48	($16,533.38)	($2,253.51)	$370,336.15
280	Apr-48	($16,629.68)	($2,157.21)	$353,706	Apr-48	($16,629.68)	($2,157.21)	$353,706.46
281	May-48	($16,726.55)	($2,060.34)	$336,980	May-48	($16,726.55)	($2,060.34)	$336,979.91
282	Jun-48	($16,823.98)	($1,962.91)	$320,156	Jun-48	($16,823.98)	($1,962.91)	$320,155.93
283	Jul-48	($16,921.98)	($1,864.91)	$303,234	Jul-48	($16,921.98)	($1,864.91)	$303,233.94
284	Aug-48	($17,020.55)	($1,766.34)	$286,213	Aug-48	($17,020.55)	($1,766.34)	$286,213.39
285	Sep-48	($17,119.70)	($1,667.19)	$269,094	Sep-48	($17,119.70)	($1,667.19)	$269,093.69
286	Oct-48	($17,219.42)	($1,567.47)	$251,874	Oct-48	($17,219.42)	($1,567.47)	$251,874.27
287	Nov-48	($17,319.72)	($1,467.17)	$234,555	Nov-48	($17,319.72)	($1,467.17)	$234,554.55
288	Dec-48	($17,420.61)	($1,366.28)	$217,134	Dec-48	($17,420.61)	($1,366.28)	$217,133.93
289	Jan-49	($17,522.09)	($1,264.81)	$199,612	Jan-49	($17,522.09)	($1,264.81)	$199,611.85
290	Feb-49	($17,624.15)	($1,162.74)	$181,988	Feb-49	($17,624.15)	($1,162.74)	$181,987.70
291	Mar-49	($17,726.81)	($1,060.08)	$164,261	Mar-49	($17,726.81)	($1,060.08)	$164,260.88
292	Apr-49	($17,830.07)	($956.82)	$146,431	Apr-49	($17,830.07)	($956.82)	$146,430.81
293	May-49	($17,933.93)	($852.96)	$128,497	May-49	($17,933.93)	($852.96)	$128,496.88
294	Jun-49	($18,038.40)	($748.49)	$110,458	Jun-49	($18,038.40)	($748.49)	$110,458.48
295	Jul-49	($18,143.47)	($643.42)	$92,315	Jul-49	($18,143.47)	($643.42)	$92,315.01
296	Aug-49	($18,249.16)	($537.73)	$74,066	Aug-49	($18,249.16)	($537.73)	$74,065.85
297	Sep-49	($18,355.46)	($431.43)	$55,710	Sep-49	($18,355.46)	($431.43)	$55,710.39
298	Oct-49	($18,462.38)	($324.51)	$37,248	Oct-49	($18,462.38)	($324.51)	$37,248.01
299	Nov-49	($18,569.92)	($216.97)	$18,678	Nov-49	($18,569.92)	($216.97)	$18,678.09
300	Dec-49	($18,678.09)	($108.80)	($0)	Dec-49	($18,678.09)	($108.80)	($0.00)

521 NORTH BOONVILLE

Prepared by: Dake Wells Architecture
Date: September 24, 2024

SOURCES AND USES OF FUNDS

Use of Funds (based on Estimate of Probable Costs)	
Acquisition Cost	$350,000
Construction Costs	$3,162,633
Soft Costs	$355,251
Combined Total Cost	**$3,867,884**

Sources of Funds	
Down Payment for Acquisition Loan	$52,500
Down Payment for Construction Loan	$502,133
Developer Cash for Soft Costs	$355,251
Acquisition Loan*	$297,500
Construction Loan**	$2,660,500
Total Loans + Equity	**$3,867,884**

*Acquisition Loan based on 3.0% for 20 years
**Construction Loan assumes 6.99% for 25 years

PRELIMINARY TERM SHEET
August 2, 2024

BORROWER: **521 North Investments, LLC**

LENDER: Cadence Bank

LOAN AMOUNT:

- $2,660,500

CREDIT FACILITY:

- Term Loan

INTEREST RATE:

- 6.99%

TERMS:

- 5/1 ARM with an amortization of 25 years

INDIVIDUAL GUARANTOR(S):

- Brandon Dake and Andrew Wells

COLLATERAL: The term loan will be secured by a 1st D/T on the property located at 521 N. Booneville Avenue in Springfield, MO

ADVANCE RATES: Maximum LTV of 85%

This Preliminary Term Sheet is not a commitment to lend or to make any other financial accommodation. Instead, this Preliminary Term Sheet is for discussion purposes only and is intended to serve only as a general outline of the terms and conditions under which Lender would be willing to make the Loan; it is not intended to be all-inclusive. The documentation that would evidence the Loan will be prepared or approved by Lender and its counsel, will contain such further terms and conditions as Lender deems necessary or desirable (including terms and conditions that may not be set forth above) and will include all documents deemed appropriate by Lender and its counsel.

EXHIBIT G

Project Budget
(Estimated Construction Costs)

521 NORTH BOONVILLE

Prepared by: Ross Construction and Dake Wells Architecture
Date: September 24, 2024

CONSTRUCTION AREA:	**13,289**
FINAL SF:	11,342

ESTIMATE OF PROBABLE COSTS			
PROPERTY ACQUISITION		**$350,000**	
CONSTRUCTION COSTS		**Division Totals**	**COST/SF**
General Conditions		$273,743	$20.60
Sitework		$165,875	$12.48
Concrete		$144,348	$10.86
Masonry		$10,000	$0.75
Metals		$174,839	$13.16
Woods Plastics and Composites		$430,133	$32.37
Thermal and Moisture Protection		$308,255	$23.20
Doors, Hardware & Glass		$334,483	$25.17
Finishes		$297,688	$22.40
Specialties		$6,901	$0.52
Equipment		$23,313	$1.75
Furnishings		$0	$0.00
Special Construction		$4,652	$0.35
Elevator		$0	$0.00
Mechanical		$421,668	$31.73
Electrical		$224,996	$16.93
Utilities		$0	$0.00
TOTAL MATERIALS AND LABOR		$2,820,894	$212.27
ProCore		$4,711	
Contractors Fee	6.00%	$169,536	
Contingency	5.00%	$149,522	
Builders Risk Insurance	0.00%	$0	
Architectural Fees	0.00%	$0	
CONSTRUCTION SUBTOTAL		$3,144,662	
General Liability Insurancer	0.60%	$17,971	
Performance & Payment Bond	0.00%	$0	
TOTAL CONSTRUCTION COSTS*		**$3,162,633**	**$237.99**
SOFT COSTS			
Architecture & Engineering	7.75%	$245,000	
Supplemental Services	3.22%	$101,875	
Legal and Organizational	0.26%	$8,376	
TOTAL SOFT COSTS	**11.23%**	**$355,251**	
TOTAL PROJECT COSTS		**$3,867,884**	

*Cost Estimate by Ross Construction dated May 3, 2024

Project Name:	Dake Wells Office Addition & Renovation
Square Feet:	13,289
Duration:	8

Ross Construction Group
Estimating Take-off

Cost Code

Bid Date: 4.3.24

			Sub	Base Price	Div. Total	Div. Cost/SF
01	**GENERAL CONDITIONS**				$ 273,742.59	$20.60
02	**SITEWORK**				$165,875.00	$12.48
03	**CONCRETE**				$144,347.75	$10.86
04	**MASONRY**				$10,000.00	$0.75
05	**METALS**				$174,839.00	$13.16
06	**WOODS & PLASTICS**				$430,133.00	$32.37
07	**THERMAL/MOISTURE PROTECTION**				$308,255.00	$23.20
08	**DOORS, HARDWARE & GLASS**				$334,483.00	$25.17
09	**FINISHES**				$297,688.00	$22.40
010	**SPECIALITIES**				$6,901.00	$0.52
011	**EQUIPMENT**				$23,313.35	$1.75
012	**FURNISHINGS**				$0.00	$0.00
013	**SPECIAL CONSTRUCTION**				$4,652.00	$0.35
014	**ELEVATOR**				$0.00	$0.00
015	**MECHANICAL**				$421,668.00	$31.73
016	**ELECTRICAL**				$224,996.00	$16.93
017	**UTILITIES**				$0.00	$0.00
018	**TOTAL MATERIAL & LABOR**			$2,820,893.69		
01.13	PROCORE	0.17%		$ 4,710.89		
018.01	RCG CONTRACTORS FEE	6%		$ 169,536.27		
018.02	CONTINGENCY	5%		$ 149,521.50		
018.03	BUILDERS RISK INSURANCE	0%		$0.00		
018.05	ARCHITECTURAL FEES	0%		$0.00		
	SUBTOTAL			$3,144,662.36		
018.06	GENERAL LIABILITY INSURANCE	0.60%		$17,970.85		
018.04	PERFORMANCE & PAYMENT BOND	0%		$0.00		
	TOTAL PROJECT COSTS			$3,162,633.20		
						$237.99

EXCLUSIONS:
SOLID ROCK REMOVAL
UNSUITABLE SOIL REMOVAL & REPLACEMENT
METERS & SERVICE FEES
PERMITS AND FEES

EXPLANATION TO COUNCIL BILL 2024-285 (MCGULL)

FILED: 12/02/2024

ORIGINATING DEPARTMENT: Public Works

TITLE: A special ordinance authorizing the City Manager, or designee, to enter into a Cost Share Agreement for Roadway Improvements with Springfield Underground, Inc. d/b/a Erlen Group for the not to exceed price of $2,271,377.57 to coordinate participation in the cost of constructing improvements to LeCompte Road from Division Street north to the BNSF Railroad tracks, an extension of Eastgate Avenue north of Division Street, and a shared use path along Eastgate Avenue and LeCompte Road.

PURPOSE: Authorizing the City Manager, or designee, to enter into an Agreement between the Erlen Group and the City of Springfield, for the purpose of:

- upgrading LeCompte Road, from East Division Street ("Route YY") north to BNSF Railroad, and the LeCompte Road and Division Street intersection,
- constructing an extension of Eastgate Avenue north of Division Street to LeCompte Road and improving the intersection at Division Street, and
- constructing a shared use path along the new Eastgate Avenue through to the railroad tracks on LeCompte Road.

This agreement replaces existing cost share agreement authorized under Ordinance Number 27778 adopted November 28, 2022. An additional scope of work adding lane additions to LeCompte Road from the Springfield Underground Entrance south to East Division Street and the construction of the new Eastgate Avenue was added to the original project design to better accommodate development, resulting in the need for a modified agreement.

The total cost of improvements, including the cost of design, right-of-way acquisition, and construction is estimated at $13,323,613.13. This project is funded by grant funds totaling $8,780,858 with the Erlen Group and the City agreeing to share fifty percent (50%) of the remaining costs of $4,542,755.13. The Erlen Group will contribute approximately $606,526.54 in cash and will get a credit in kind right of way donation estimated at $1,060,851.02 and for design cost estimated at $604,000. The City of Springfield will be responsible for $2,271,377.57 of the project cost and will perform project administration and inspection. The prior cost share agreement in Special Ordinance 27778, a budget adjustment of $1,256,000 was allocated. No additional budget adjustment is needed.

BACKGROUND INFORMATION: LeCompte Road serves as one of the main thoroughfares for the industrial, manufacturing, and warehousing land uses east of US

Highway 65. The roadway is not currently designed to accommodate the volume of truck traffic that exists on it today, nor expected to accommodate it in the future. To stimulate and accommodate economic development in the area, improvements to LeCompte Road and an extension of Eastgate Avenue are necessary.

The City of Springfield has worked closely with the Erlen Group to facilitate a design that better accommodates expansion and economic growth in the area. The proposed design will greatly improve traffic circulation and safety for all transportation system users. The Erlen group is participating in the cost of the project at 50% of the total, including in-kind donations of right of way and design expenditures as applicable.

The City has been awarded a Governor's Cost Share Grant of $3,480,858, State of Missouri general funds for LeCompte Improvements for $3,400,000, a grant of $1,500,000 from the United States Economic Development Administration, and a TAP Grant of $400,000, all contributing to the cost of the project.

Supports the following City Council Priorities:

- Economic Vitality
- Fiscal Sustainability
- Quality of Place
- Public Safety

REMARKS: Public Works recommends approval of this Council Bill and Budget Adjustment.

Submitted By: Brett Foster, Assistant Director of Public Works

Authorized for inclusion on the agenda pursuant to City Code section 2-33:
Maurice S. Jones, Deputy City Manager 12/6/2024

Attachments:
1. LeCompte-Eastgate Cost Share_Ord
2. Lecompte-Eastgate Cost Share Agree_ExhA
3. Lecompte-Eastgate Cost Share Map_ExhB

One-rdg. _____
P. Hrngs. _____
Pgs. 11
Filed: 12-10-24

Sponsored by: McGull

First Reading: _____ Second Reading: _____

COUNCIL BILL 2024-285 SPECIAL ORDINANCE _____

AN ORDINANCE

AUTHORIZING the City Manager, or designee, to enter into a Cost Share Agreement for Roadway Improvements with Springfield Underground, Inc. d/b/a Erlen Group for the not to exceed price of $2,271,377.57 to coordinate participation in the cost of constructing improvements to LeCompte Road from Division Street north to the BNSF Railroad tracks, an extension of Eastgate Avenue north of Division Street, and a shared use path along Eastgate Avenue and LeCompte Road.

_____

WHEREAS, this cost share agreement will replace the existing cost share agreement, authorized by Special Ordinance 27778, to share the cost of improvements on LeCompte Road from Division Street north to the BNSF Railroad tracks to include additional improvements in the area depicted in “Exhibit B,” attached hereto and incorporated herein by reference; and

WHEREAS, these additional improvements include adding lane additions to LeCompte Road from the Springfield Underground entrance south to East Division Street, constructing an extension of Eastgate Avenue north from Division Street and improving that intersection, and constructing a shared use path along the new Eastgate Avenue and LeCompte Road; and

WHEREAS, LeCompte Road serves as one of the main thoroughfares for the industrial, manufacturing, and warehousing land uses east of US Highway 65, and these improvements will provide infrastructure necessary to accommodate current uses and future needs; and

WHEREAS, total project costs are estimated at $13,323,613.13, of which $8,780,858.00 will be paid for using various state and federal grant funds, and the remaining $4,542,755.13 in project costs will be equally split between the City and the Erlen Group, estimated at $2,271,377.57 each; and

WHEREAS, Erlen Group’s contribution will consist of approximately $606,526.54

in cash, a credit for right-of-way donation estimated at $1,060,851.02, and a credit for design cost estimated at $604,000.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, MISSOURI, as follows, that:

Section 1 – The City Manager, or designee, is hereby authorized to enter into a Cost Share Agreement with Springfield Underground, Inc. d/b/a Erlen Group for the not to exceed price of $2,271,377.57, said Agreement to be in substantial conformity with "Exhibit A," attached hereto and incorporated herein by this reference, and approved as to form by the City Attorney.

Section 2 – This Ordinance shall be in full force and effect from and after passage.

Passed at meeting: _____

_____
Mayor

Attest: _____, City Clerk

Filed as Ordinance: _____

Approved as to form: _____, Assistant City Attorney

Approved for Council action: _____, City Manager

EXHIBIT A

ROUTING ORDER	(1) ORIGINATING DEPARTMENT PUBLIC WORKS	(2) THE ERLEN GROUP	(3) FINANCE DEPARTMENT
	(4) LAW DEPARTMENT	(5) CITY MANAGER'S OFFICE	(6) CITY CLERK'S OFFICE
EFFECTIVE DATE	TERMINATION DATE	**CONTRACT NUMBER:**	
(X) NEW CONTRACT		( ) RENEWAL OF CONTRACT	

CITY	SPRINGFIELD UNDERGROUND
City of Springfield **840 Boonville, PO Box 8368** **Springfield, MO 65802** **Phone (417) 864-1645 Fax (417) 864-1551** **Attn: , City Attorney** **Dept: City Attorney**	**Springfield Underground, Inc. d/b/a Erlen Group** **3253 E. Chestnut Exp, Suite 1** **Springfield, MO 65802** **Phone (417) 874-1400** **Attn: John Griesemer, President**

COST SHARE AGREEMENT FOR ROADWAY IMPROVEMENTS – LECOMPTE ROAD, DIVISION STREET, AND EASTGATE AVENUE

THIS AGREEMENT, made and entered into this _____day of _____, 20___, between the City of Springfield, Missouri (hereinafter referred to as "the City"), and Springfield Underground, Inc. d/b/a Erlen Group (hereinafter referred to as "Erlen Group"):

WHEREAS, the City and Erlen Group both desire to design and construct safety, resiliency, and economic vitality improvements (collectively referred to as the "Improvements") on LeCompte Road from its intersection with Division Street north to the BNSF railroad tracks (hereinafter referred to as "LeCompte Project") and extend Eastgate Avenue from its current intersection with Division Street north and east to LeCompte Road (hereinafter referred to as "Eastgate Project"); and

WHEREAS, the total cost of the Improvements, including the cost to engineer and design, right-of-way acquisition, and construction, is estimated at $13,323,613.13; and

WHEREAS, the City has been awarded a Governor's cost share grant of $3,480,858.00, State of Missouri general funds for LeCompte Improvements for $3,400,000.00, a grant of $1,500,000.00 from the United States Economic Development Administration, and a TAP Grant of $400,000.00, for the purpose of constructing the Improvements; and

WHEREAS, the Erlen Group and the City agree to share fifty percent (50%) of the remaining costs of $4,542,755.13 for the LeCompte and Eastgate Projects; and

WHEREAS, the City and the Erlen Group desire to enter into this cost share agreement to facilitate the engineering, design, permitting, and construction of the roadway improvements for the projects shown in the roadway conceptual improvements in Exhibits A and B; and

WHEREAS, in connection with this Cost Share Agreement, the Erlen Group and the City agree that the amount of new right of way acquired for the project from land owned by Erlen Group shall be credited Erlen Group's portion of the cost share; and

WHEREAS, the Erlen Group is managing the design, the cost of which is estimated to be $604,000.00, and agrees that the City will manage the bidding and construction of the Improvements, and the City agrees to cost share that work as provided herein; and

WHEREAS, these Improvements will benefit the safety, resiliency and economic vitality of the City.

NOW, THEREFORE, The City and the Erlen Group hereby mutually covenant and agree as follows:

1. Definitions.
   a. Cost overrun. The term "cost overrun" as used in this document shall mean all costs of design and construction of the Improvements in excess of the estimated Project Costs.
   b. Cost underrun. The term "cost underrun" as used in this document shall mean the amount by which the estimated Project Costs exceed the actual Project Costs.
   c. Eastgate Project. The term "Eastgate Project" as used in this document shall be those roadway and associated improvements generally described as the extension of Eastgate Avenue from north of Division Street (Route YY) to a new intersection with LeCompte Avenue, through an area colloquially known as Springfield Underground, as shown and documented in **Exhibit B**, attached hereto and incorporated herein by reference.
   d. Improvements. The term "Improvements" as used in this document shall mean all of the roadway and other improvements made to complete both the Eastgate Project and the LeCompte Project.
   e. LeCompte Project. The term "LeCompte Project" as used in this document shall be those roadway and associated improvements, generally located on LeCompte Road south of the railroad tracks to Division Street and the Division Street intersection improvements as shown and documented in **Exhibit A**, attached hereto and incorporated herein by reference.
   f. Local Costs. The term "Local Costs" as used in this document shall mean the total cost of designing and constructing the Improvements, including acquisition of right of way, less any federal or state grant funds used for this purpose. Local Costs are estimated to be $4,542,755.13.
   g. Project Costs. The term "Project Costs" as used in this document shall mean the total cost of designing and constructing the Improvements, including acquisition of right of way. Project Costs are estimated to be $13,323,613.13.

2. Division of Costs. The parties agree to share the remaining costs to design and construct the Improvements in the following manner:

a. The City and the Erlen Group will each share fifty percent of the Local Costs of the Improvements.
b. Within five (5) business days of the City's issuance of a Notice to Proceed with construction of the Improvements, or any portion of the Improvements, the Erlen Group shall pay its fifty (50) percent share of the Local Costs for the construction of those improvements included in the Notice to Proceed, minus those items listed in Section 2.c. below.
c. The Erlen Group shall receive credit for the value of any land owned by the Erlen Group that is acquired, dedicated, or otherwise used as right of way, any necessary construction costs The Erlen Group incurs prior to the City's issuance of Notice to Proceed and for the costs associated with designing the Improvements as part of the Erlen Group's fifty percent contribution to Local Costs.
d. The City will be responsible for the construction of the Improvements.
e. The City and the Erlen Group will be responsible for fifty percent (50%) each of all cost overruns, provided that all overruns shall require an addendum to this contract in writing and signed by both parties.
h. The City and the Erlen Group will receive fifty percent (50%) each of the benefit of all cost underruns.

3. Competitive Bidding. The City shall engage in competitive bidding for the Improvements in accordance with Section 5.4 of the City Charter and shall abide by and follow the City's competitive bidding guidelines as set forth in Section 13-3.104 of the City's Purchasing Manual in all respects. The LeCompte Project and the Eastgate Project may be advertised for bid separately or together at the City's discretion. The City and the Erlen Group shall concur on award of the project for the Improvements to the successful bidder and on all change orders impacting the construction and/or cost of the Improvements.

4. Prevailing Wage. The City and the Erlen Group acknowledge that all labor utilized in the construction of the Improvements shall be paid a wage of no less than the "prevailing hourly rate of wages" for work of similar character in this locality, as established and amended at any time by the Department of Labor and Industrial Relations of the State of Missouri.

5. Future Development. Development of any parcels of land within the area bounded by US Hwy 65 on the west, BNSF Railroad right-of-way to the north, LeCompte Road to the east, and Division Street to the south, shall be subject to the City's design standards in effect at the time of development except, the LeCompte Project and Eastgate Project corridors. The City of Springfield and Springfield Undergrounds PD229 requirements have been met with the aforementioned projects

outlined in this agreement. All stormwater improvements, including construction of regional detention, water quality, and other stormwater-related improvements, shall be designed in accordance with the City's design standards and account for the additional impervious surfaces created by the Improvements.

6. Conflict of Interest. In accepting this contract, the Erlen Group certifies that no member or officer of its firm or corporation is an officer or employee of the City of Springfield, Missouri, or any of its boards or agencies, and further that no officer or employee of the City has any financial interest, direct or indirect, in this Agreement. All applicable federal regulations and provisions of RSMo Section 105.450 et seq. shall not be violated.

7. Assignment. The Erlen Group shall not assign any interest in this Agreement, and shall not transfer any interest in the same (whether by assignment or novation), without prior written consent of the City.

8. Notices. All notices required or permitted hereinunder and required to be in writing may be given by FAX or by first class mail addressed to City and the Erlen Group at the addresses shown above. The date of delivery of any notice given by mail shall be the date falling on the second full day after the day of its mailing. The date of delivery of notice by FAX transmission shall be deemed to be the date transmission occurs, except where the transmission is not completed by 5:00 p.m. on a regular business day at the terminal of the receiving party, in which case the date of delivery shall be deemed to fall on the next regular business day for the receiving party.

9. Entire Agreement. This Agreement contains the entire Agreement of the parties. No modification, amendment, or waiver of any of the provisions of this Agreement shall be effective unless in writing specifically referring hereto, and signed by both parties.

10. Jurisdiction. This Agreement and every question arising hereunder shall be construed or determined according to the laws of the State of Missouri. Should any part of this agreement be adjudicated, venue shall be proper only in the Circuit Court of Greene County, Missouri.

11. Independent Parties. The relationship of the parties hereunder is that of independent contractors, and neither party shall be considered to be a partner, joint venture, employer or employee of the other under this Agreement. This Agreement creates no agency in either party, neither party has any authority to bind the other party in any transaction or make any representations on behalf of the other party, and nothing contained herein shall constitute or designate the Erlen Group, or any of the Erlen Group's contractors, agents, or employees, as agents or employees of the City.

12. Discrimination. The Erlen Group agrees in the performance of this Agreement not to discriminate on the ground or because of race, creed, color, national origin or

ancestry, sex, religion, handicap, age, status as a protected veteran or status as a qualified individual with a disability, or political opinion or affiliation.

[Signature Page Follows]

IN WITNESS WHEREOF, the parties hereto have set their hands and seals on the day and year herein stated.

CITY OF SPRINGFIELD, MISSOURI

_____
City Manager or his designee

Date:

_____

CERTIFICATE OF DIRECTOR OF FINANCE

I certify that the expenditure contemplated by this document is within the purpose of the appropriation to which it is to be charged and that there is an unencumbered balance of appropriated and available funds to pay therefore.

_____
Director of Finance or his designee

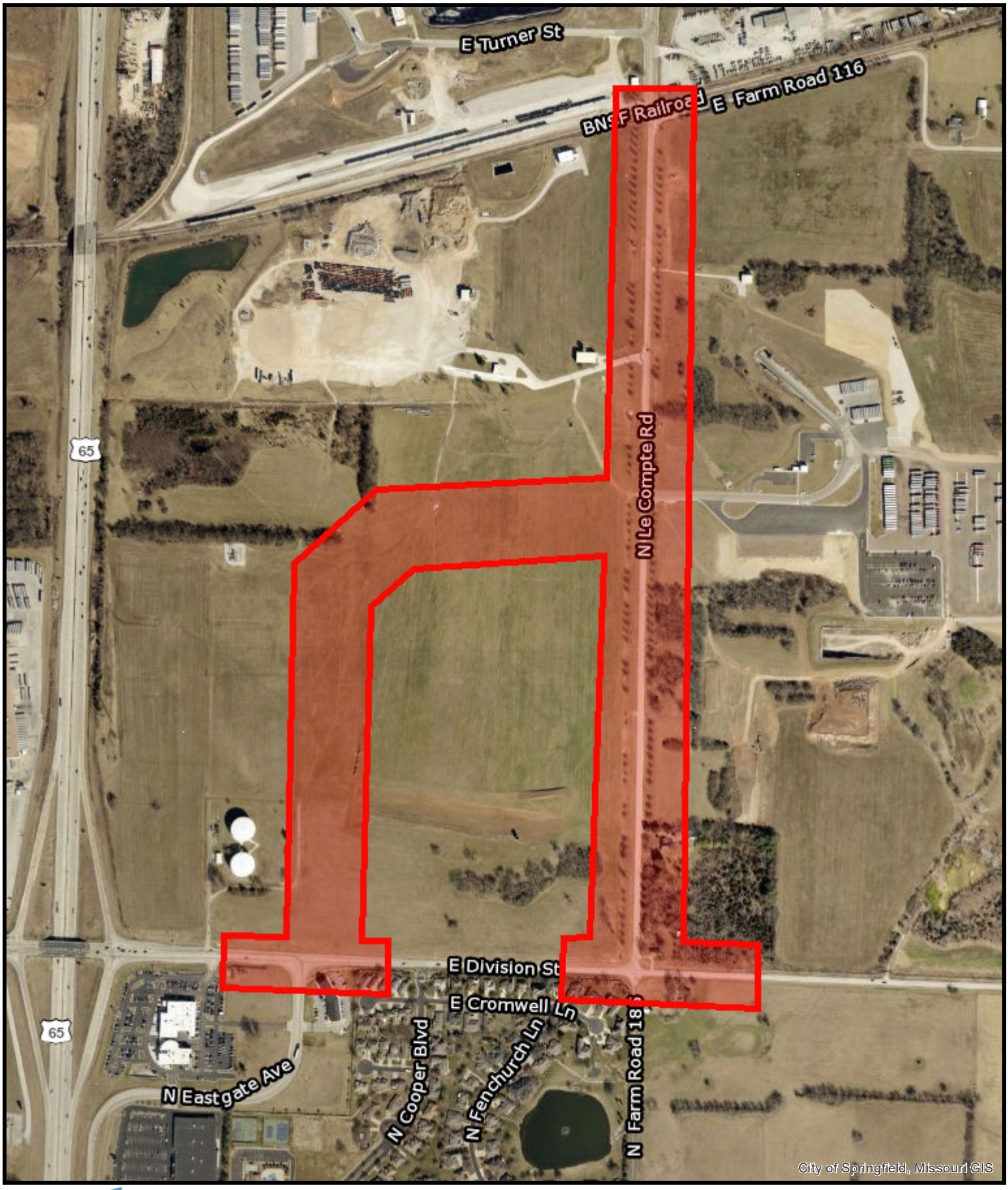
APPROVED AS TO FORM:

_____
City Attorney or Assistant City Attorney

ERLEN GROUP

_____
John Griesemer, President

Exhibit B



CITY OF Springfield
(417) 864-1000

0 0.05 0.1 0.2
mi

1 inch = 752 feet

DISCLAIMER: All information included on this map or digital file is provided "as-is" for general information purposes only. The City of Springfield, and all other contributing data suppliers, make no warranties, expressed or implied, concerning the accuracy, completeness, reliability, or suitability of the data for any particular use. Furthermore, the City of Springfield, and all other contributing data suppliers, assume no liability whatsoever associated with the use or misuse of the data.

EXPLANATION TO COUNCIL BILL 2024-286 (HORTON)

FILED: 11/26/2024

ORIGINATING DEPARTMENT: Public Works

TITLE: A special ordinance authorizing the City Manager, or designee, to enter into an agreement with BNSF Railway Company ("BNSF") for the purpose of accepting funds not to exceed $40,000 for evaluating the feasibility of proceeding with additional services to raise the Jefferson Avenue Footbridge as part of the Rehabilitation of the Jefferson Avenue Footbridge project; and approving a budget adjustment amending the Fiscal Year 2024-2025 budget of the Department of Public Works in the amount of $40,000 to appropriate the BNSF Railway funds for design services.

PURPOSE: To authorize the City Manager, or designee, to enter into an agreement with BNSF Railway Company ("BNSF") for the purpose of accepting funds not to exceed $40,000 for evaluating the feasibility of proceeding with additional services to raise the Jefferson Avenue Footbridge as part of the Rehabilitation of the Jefferson Avenue Footbridge; and approving a budget adjustment amending the Fiscal Year 2024-2025 budget of the Department of Public Works in the amount of $40,000 to appropriate the BNSF Railway funds for design services.

BACKGROUND INFORMATION: Special Ordinance 28010 approved the plans and specifications for the Rehabilitation of the Jefferson Avenue Footbridge. This agreement ("Exhibit A") will evaluate raising the Jefferson Avenue Footbridge to increase clearance approximately three to four feet from the railway. Raising this historic structure would allow BNSF to perform track maintenance and replace rails and would bring Jefferson Avenue Footbridge into compliance with its height above the railroad tracks.

Supports the following City Council Priorities:

- Public Safety
- Fiscal Sustainability & Accountability
- Quality of Place

REMARKS: Public Works recommends passage of this Council bill and budget adjustment.

Submitted By: Brett Foster

Authorized for inclusion on the agenda pursuant to City Code section 2-33:

Maurice S. Jones, Deputy City Manager 12/6/2024

Attachments:

1. Jefferson Avenue Footbridge BNSF Agreement_Ord
2. Jefferson Footbridge BNSF Agree_ExhA
3. Jefferson Footbridge BNSF Agree_ExhB

One-rdg. _____
P. Hrngs. _____
Pgs. 10
Filed: 12-10-24

Sponsored by: Horton

First Reading: _____ Second Reading: _____

COUNCIL BILL 2024-286 SPECIAL ORDINANCE _____

AN ORDINANCE

AUTHORIZING the City Manager, or designee, to enter into an agreement with BNSF Railway Company ("BNSF") for the purpose of accepting funds not to exceed $40,000 for evaluating the feasibility of proceeding with additional services to raise the Jefferson Avenue Footbridge as part of the Rehabilitation of the Jefferson Avenue Footbridge project; and approving a budget adjustment amending the Fiscal Year 2024-2025 budget of the Department of Public Works in the amount of $40,000 to appropriate the BNSF Railway funds for design services.

_____

WHEREAS, City Council approved the plans and specifications for the Rehabilitation of the Jefferson Avenue Footbridge project in Special Ordinance 28010; and

WHEREAS, BNSF is willing to provide $40,000 to evaluate the feasibility of raising the height of the Jefferson Avenue Footbridge as part of its rehabilitation to accommodate the requests of the railway.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, MISSOURI, as follows, that:

Section 1 – The City Manager, or designee, is authorized to enter into an agreement with BNSF Railway Company for the purpose of accepting $40,000 in funds to perform preliminary engineering services regarding the Jefferson Avenue Footbridge, a true and accurate copy of said agreement being attached hereto and incorporated as "Exhibit A", and the same is hereby approved.

Section 2 – The budget of the City of Springfield for Fiscal Year 2024-2025 is hereby amended in the accounts and in the amounts as shown on Budget Adjustment No. 039, a copy of which is attached hereto and incorporated herein by reference as "Exhibit B."

Section 3 – City Council hereby finds that the budget adjustment made above has been recommended by the City Manager.

Section 4 – The City Manager, or designee, is directed to cause the appropriate accounting entries to be made in the books and records of the City.

Section 5 – This Ordinance shall be in full force and effect from and after passage.

Passed at meeting: _____

_____
Mayor

Attest: _____, City Clerk

Filed as Ordinance: _____

Approved as to form: _____, Assistant City Attorney

Approved for Council action: _____, City Manager

Contract Number: BF-20542798

PRELIMINARY ENGINEERING SERVICES AGREEMENT
Project Review

BNSF File No.: BF-20542798
Mile Post 237.581
Line Segment 1002
U.S. DOT Number 664159D
Cuba Subdivision

This Agreement **("Agreement")** is executed to be effective as of November 20, 2024 **("Effective Date")**, by and between BNSF RAILWAY COMPANY, a Delaware corporation **("BNSF")** and the CITY OF SPRINGFIELD, a political subdivision of the State of Missouri **("Agency")**.

RECITALS

WHEREAS, BNSF owns and operates a line of railroad in and through the City of Springfield, State of Missouri;

WHEREAS, Agency has stated its intention to proceed initially with a project to rehabilitate the Jefferson Avenue Footbridge in accordance with the provisions of an agreement between the Agency and BNSF dated September 2, 1998 **(**the **"Project")**;

WHEREAS, BNSF has requested that the Agency perform certain preliminary engineering services and other Work (defined below) with respect to its facilities located at or near the Project site to facilitate Agency's evaluation of the feasibility of proceeding with additional scope to raise the Jefferson Avenue Footbridge three to four feet as part of the Project ("**Additional Scope**"); and

WHEREAS, Agency is agreeable to performing the Work, subject to the terms and conditions of this Agreement;

AGREEMENT

NOW, THEREFORE, in consideration of the mutual covenants and agreements of the parties contained herein, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

Contract Number: BF-20542798

1) Scope of Work

As used herein, the term "**Work**" includes all work performed by the City of Springfield, its employees, contractors, consultants, or other agents (collectively, the **"Agency Parties"**) pursuant to this Agreement, including, but not limited to: (a) conducting on-site visits including diagnostic evaluations; (b) performing preliminary engineering services; (c) developing cost estimates for construction of the Project; and (d) reviewing and/or providing comments on preliminary layouts or other designs, plans, and/or documents in connection with the Project.

2) Payment and Deposit for Work

BNSF authorizes Agency to proceed with the Work relating to the Additional Scope. BNSF shall pay and reimburse Agency for all actual costs and expenses that Agency incurs in performing the Work. Agency's expense for Work on this Project shall not exceed Forty Thousand and No/100 Dollars ($40,000) **("Estimated Cost").** Any costs exceeding the Estimated Cost shall be approved in writing by BNSF prior to incurring said costs.

During its performance of the Work pursuant to this Agreement, Agency will send BNSF progressive invoices detailing the costs of the Work performed to date. BNSF will reimburse Agency for completed Work within forty-five (45) days of the date of the invoice for such Work. Upon final completion of the Work, Agency will send BNSF a detailed invoice of final costs. BNSF will pay the final invoice within ninety (90) days of the date of the final invoice.

3) Scope and Limitations of Agreement

The parties acknowledge that entering into this Agreement does not of itself obligate either BNSF or Agency to participate in the construction of the Additional Scope. If Agency elects to proceed with the Project including the Additional Scope after the Work is performed, then BNSF and Agency agree to enter into negotiations for appropriate agreements regarding the construction of the Project and other related activities. Nothing in this Agreement shall obligate BNSF to enter into any subsequent agreement or otherwise permit the Project *except and subject to* any terms and conditions that BNSF may subsequently approve in its sole discretion.

Notwithstanding anything to the contrary in this Agreement, BNSF's review, approval, and/or other participation in the Project, Additional Scope, or any element thereof, are expressly limited to — and are intended and understood by the parties to be in furtherance of — BNSF's railroad purposes, and are not in furtherance of Agency's

purposes in undertaking the Project. Any review, approval, and/or other participation performed by BNSF hereunder is intended for use in evaluating the impact of the Project on BNSF's railroad and the costs to Agency associated therewith. BNSF is providing its review, approval, and/or other participation in consideration of BNSF's subjective standards for its railroad purposes only. Consequently, BNSF's review, approval, and/or other participation shall in no way be construed or deemed to be BNSF's recommendation, condition, or direction to Agency, nor shall it be construed or deemed to be BNSF's opinion or approval that the plans and specifications or any work intended or completed on the Project (a) is appropriate for any other purpose; (b) is structurally sound; or (c) meets applicable standards, regulations, laws, statutes, local ordinances, and/or building codes. No benefits to Agency or any third party are provided, intended, or implied herein. Agency shall at all times be solely responsible for the adequacy and compliance of all design elements of the Project and Additional Scope for other public purposes. **AGENCY SHALL WAIVE ANY CLAIMS AGAINST BNSF FOR — AND SHALL RELEASE BNSF FROM — ANY AND ALL CLAIMS WHICH MAY OR COULD RESULT FROM THE REVIEW, APPROVAL, AND/OR OTHER PARTICIPATION PERFORMED HEREUNDER, AND IF APPLICABLE TO THE FULLEST EXTENT PERMITTED BY LAW, AGENCY SHALL INDEMNIFY BNSF FOR AND HOLD IT HARMLESS FROM AND AGAINST ANY SUCH CLAIMS**.

4) No Right of Entry

Nothing in this Agreement shall be construed as providing Agency, Agency Parties, or its contractors, consultants, or other agents any right of entry upon property owned or occupied by BNSF. Any preliminary engineering or other work required by Agency in connection with the Project necessitating entry upon BNSF's railroad right-of-way shall only be conducted as authorized by a separate written permit obtained by Agency from BNSF for such entry ("**Entry Permit**").

The Entry Permit will provide that any on-site visits, including diagnostic evaluations, by Agency and its parties required for the Project shall be conducted only from adjoining properties, and Agency shall ensure that no attendees enter or remain on BNSF's right-of-way, except when using an authorized highway-rail crossing designated for such purpose.

Agency or its agents must contact BNSF's Manager of Public Projects, Kara Brockamp at Kara.brockamp@bnsf.com, or BNSF's permitting agent Jones Lang LaSalle Brokerage, Inc. ("**JLL**") at http://bnsf.railpermitting.com/ to obtain the required Entry Permit prior to any entry.

5) Disclaimer

BNSF GIVES NO WARRANTY, EXPRESS OR IMPLIED, AS TO THE ACCURACY, QUALITY, MERCHANTABILITY, FITNESS FOR ANY PARTICULAR PURPOSE, OR ANY OTHER MATTER, OF OR FOR ANY REVIEW, APPROVAL, AND/OR OTHER PARTICIPATION PERFORMED PURSUANT TO THIS AGREEMENT OR ANY REPORT OR OTHER DELIVERABLE WHICH BNSF MAY FURNISH TO AGENCY PURSUANT TO THIS AGREEMENT. BNSF SHALL IN NO WAY BE RESPONSIBLE FOR AGENCY'S PROPER RELIANCE UPON, INTERPRETATION OF, OR OTHER USE OF BNSF'S REVIEW, APPROVAL, AND/OR OTHER PARTICIPATION. BNSF IS NOT A CONTRACTOR, AGENT, PARTNER, OR JOINT VENTURER OF AGENCY BECAUSE OF THIS AGREEMENT OR BECAUSE OF BNSF'S PERFORMANCE OF REVIEW, APPROVAL, AND/OR OTHER PARTICIPATION . LIKEWISE, THE BNSF PARTIES WHO MAY ASSIST BNSF IN PERFORMING ANY REVIEW, APPROVAL, AND/OR OTHER PARTICIPATION ARE DOING SO FOR BNSF'S BENEFIT ONLY, AND ARE NOT — AND SHALL NOT BE DEEMED TO BE — CONTRACTORS, SUBCONTRACTORS, OR AGENTS OF AGENCY.

Contract Number: BF-20542798

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed as of the day and year first written above.

City of Springfield

By: _____

Name:_____

BNSF Railway Company

By:_____

Name: _____
Assistant Director Public Projects

Accepted this ___day of _____, 20__.

CITY OF SPRINGFIELD, MO
BUDGET ADJUSTMENT

Exhibit B

Budget Adjustment
039

Revenues:

Fund	Dept	Org	Account	P&G	Location	Amount	Description
46110	20	73020	411010	102266	00000	$ 40,000	BNSF Railway Company Engineering Services Agreement
Net Revenue Adjustment						$ 40,000	

Expenditures:

Fund	Dept	Org	Account	P&G	Location	Amount	Description
46110	20	73020	508530	102266	00000	$ 40,000	Evaluating feasibility to raise the Jefferson Avenue Footbridge as part of the Jefferson Avenue Footbridge Rehabilitation
Net Expenditure Adjustment						$ 40,000	

Fund Balance Appropriation:

Fund		Title	Amount

Explanation: To amend the FY2024-25 budget by appropriating a contribution from the BNSF Railway Company of $40,000 towards evaluating the feasibility to raise the Jefferson Avenue Footbridge as part of the Footbridge Rehabilitation based on the proposed Preliminary Engineering Services Agreement with BNSF.

Requested By:

Department Head Date

Approved By:

Director of Finance Date

City Manager Date

Authorization:

Council Bill No. _____
Ordinance No. _____
1st Reading _____
2nd Reading _____
Journal Imp No. _____

EXPLANATION TO THE MAYOR RECOMMENDS THE FOLLOWING REAPPOINTMENTS

FILED: 12/09/2024

ORIGINATING DEPARTMENT: City Clerk

TITLE:

PURPOSE:

BACKGROUND INFORMATION:

Submitted By:

Authorized for inclusion on the agenda pursuant to City Code section 2-33:

Attachments: None

EXPLANATION TO THE PUBLIC INVOLVEMENT COMMITTEE RECOMMENDS THE FO

FILED: 12/13/2024

ORIGINATING DEPARTMENT: City Clerk

TITLE:

PURPOSE:

BACKGROUND INFORMATION:

Submitted By:

Authorized for inclusion on the agenda pursuant to City Code section 2-33:

Attachments: None

EXPLANATION TO COUNCIL BILL 2024-287 (HARDINGER)

FILED: 11/19/2024

ORIGINATING DEPARTMENT: Public Works

TITLE: A special ordinance authorizing the City Manager, or designee, to accept grant funds in the amount of $9,200 from a Show Me Zero Grant through the Missouri Highways and Transportation Commission to support the City's current pedestrian safety education program known as "SGF Yields" and enter into a Show Me Zero Program Agreement; amending the budget of the Department of Public Works for Fiscal Year 2024-2025 in the amount of $9,200 upon award of the grant; and declaring that this Ordinance qualifies as a one-reading bill pursuant to Section 2.16(25) of the City Charter.

PURPOSE: To authorize the City Manager, or designee, to accept a state Show Me Zero Grant (formerly Blueprint for Safer Roadways Grant) through the Missouri Department of Transportation ("MoDOT") to allow the city to continue the current pedestrian safety education program SGF Yields and amending the Fiscal Year 2024-25 budget for the Department of Public Works in the amount of $9,200 to appropriate the grant funds from MoDOT.

BACKGROUND INFORMATION: In 2016, the Traffic Operations Division applied for a grant to fund a pedestrian safety campaign SGF Yields. The program is designed to raise awareness among pedestrians and motorists regarding crosswalks and crossing safety. The program has two main objectives: to change Springfield's driver culture so that motorists automatically yield to pedestrians at a crosswalk, and convince pedestrians that crossing streets within crosswalks, where drivers are more likely to expect them, provides safety.

REMARKS: With less than 60 days between the grant announcement on April 19, 2024, and the application deadline of May 23, 2024, sufficient notice was not given to obtain City Council's authorization to apply for this grant. Pursuant to City Code Section 2-11, the City Manager is authorized to make grant applications. No matching funds are required for this state grant.

Supports the following City Council Priorities:

- Public Safety
- Quality of Place

REMARKS: Public Works recommends passage of this council bill and budget adjustment.

Submitted By: Dan Smith, Director of Public Works

Authorized for inclusion on the agenda pursuant to City Code section 2-33:
Maurice S. Jones, Deputy City Manager 12/5/2024

Attachments:
1. Show Me Zero Grant_ord
2. Show Me Zero Agree_ExhA
3. Show Me Zero Agree_ExhB

One-rdg. X
P. Hrngs. _____
Pgs. 10
Filed: 12-10-24

Sponsored by: Hardinger

First Reading: _____ Second Reading: _____

COUNCIL BILL 2024-287 SPECIAL ORDINANCE _____

AN ORDINANCE

AUTHORIZING the City Manager, or designee, to accept grant funds in the amount of $9,200 from a Show Me Zero Grant through the Missouri Highways and Transportation Commission to support the City's current pedestrian safety education program known as "SGF Yields" and enter into a Show Me Zero Program Agreement; amending the budget of the Department of Public Works for Fiscal Year 2024-2025 in the amount of $9,200 upon award of the grant; and declaring that this Ordinance qualifies as a one-reading bill pursuant to Section 2.16(25) of the City Charter.

WHEREAS, the City's "SGF Yields" Pedestrian Safety Campaign is an education program designed to raise awareness among pedestrians and motorists regarding crosswalks and crossing safety; and

WHEREAS, the Show Me Zero Grant from the Missouri Highways and Transportation Commission ("MHTC") would allow the Department of Public Works to continue to fund the SGF Yields program; and

WHEREAS, the City applied for the MHTC grant pursuant to City Code Section 2-11, as less than 60 days' notice of the application deadline was given, and was awarded $9,200.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, MISSOURI, as follows, that:

Section 1 – The City Manager, or designee, is authorized to accept a grant from the Missouri Highways and Transportation Commission in the amount of $9,200 to fund the SGF Yields Program, and to do all things necessary to receive and disburse such funds, including entering into a Show Me Zero Program Agreement, said agreement to be in substantial conformity with "Exhibit A," which is attached hereto and incorporated herein by this reference.

Section 2 – City Council hereby authorizes the amendment of the budget of the Department of Public Works upon the awarding of grant funds for Fiscal Year 2024-2025 in the accounts and in the amounts shown on Budget Adjustment No. 040, a copy of which is attached hereto and incorporated herein by reference as “Exhibit B.”

Section 3 – The City Council hereby finds that the budget adjustment made above has been recommended by the City Manager.

Section 4 – The City Manager, or designee, is directed to cause the appropriate accounting entries to be made in the books and records of the City.

Section 5 – City Council hereby finds and declares this Ordinance relates to the acceptance of a grant from a state or federal agency and, pursuant to Section 2.16(25) of the City Charter, this Ordinance may be passed in one reading. Therefore, this Ordinance shall be in full force and effect from and after passage.

Passed at meeting: _____

_____
Mayor

Attest: _____, City Clerk

Filed as Ordinance: _____

Approved as to form: _____, Assistant City Attorney

Approved for Council action: _____, City Manager

EXHIBIT A

CCO Form: HS02
Approved: 01/05 (BDG)
Revised: 03/24 (TLP)
Modified:

Award name/number: BPC-SW-F8-Z
Award year: 2025

MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION
SHOW ME ZERO PROGRAM AGREEMENT

THIS AGREEMENT is entered into by the Missouri Highways and Transportation Commission (hereinafter, "Commission") and the

City of **Springfield, Public Works** a municipal corporation in the State of Missouri (hereinafter, "City"); OR

County of _____ (hereinafter referred to as "County"); OR

Department of _____, a department within the executive branch of the government of the State of Missouri (hereinafter, "Department"); OR

_____, a recognized vendor with the State of Missouri (hereinafter, "Vendor")

WITNESSETH:

NOW, THEREFORE, in consideration of the mutual covenants, promises and representations in this Agreement, the parties agree as follows:

(1) PURPOSE: The Commission has authorized State Road Funds to be used to support regional Show Me Zero activities. The purpose of this Agreement is to grant the use of such State Road Funds to the **City**.

(2) ACTIVITY: The State Road Funds, which are the subject of this Agreement, will support the following activity to further Missouri's Show Me Zero Program: **SGF Yields Pedestrian Safety Campaign**.

(3) INDEMNIFICATION: To the extent allowed or imposed by law, the **City** shall defend, indemnify and hold harmless the Commission, including its members and department employees, from any claim or liability whether based on a claim for damages to real or personal property or to a person for any matter relating to or arising out of the **City's** wrongful or negligent performance of its obligations under this Agreement.

(4) INSURANCE:

(A) The **City** is required or will require any contractor procured by the **City** to work under this Agreement:

(1) To obtain a no cost permit from the Commission's district engineer prior to working on the Commission's right-of-way, which shall be signed by an authorized contractor representative (a permit from the Commission's district engineer will not be required for work outside of the Commission's right-of-way); and

(2) To carry commercial general liability insurance and commercial automobile liability insurance from a company authorized to issue insurance in Missouri, and to name the Commission, and the Missouri Department of Transportation and its employees, as additional insureds in amounts sufficient to cover the sovereign immunity limits for Missouri public entities ($600,000 per claimant and $4,000,000 per occurrence) as calculated by the Missouri Department of Insurance, Financial Institutions and Professional Registration, and published annually in the Missouri Register pursuant to Section 537.610, RSMo.

(B) In no event shall the language of this Agreement constitute or be construed as a waiver or limitation for either party's rights or defenses with regard to each party's applicable sovereign, governmental, or official immunities and protections as provided by federal and state constitution or law.

(5) AMENDMENTS: Any change in this Agreement, whether by modification or supplementation, must be accomplished by a formal contract amendment signed and approved by the duly authorized representatives of the **City** and the Commission.

(6) COMMISSION REPRESENTATIVE: This Commission's District Engineer is designated as the Commission's representative for the purpose of administering the provisions of this Agreement. The Commission's representative may designate by written notice other persons having the authority to act on behalf of the Commission in furtherance of the performance of this Agreement.

(7) NONDISCRIMINATION CLAUSE: The **City** shall also comply with all state and federal statutes applicable to the **City** relating to nondiscrimination, including, but not limited to, Chapter 213, RSMo; Title VI and Title VII of the Civil Rights Act of 1964 as amended (42 U.S.C. Sections 2000d and 2000e, *et seq.*); and with any provision of the "Americans with Disabilities Act" (42 U.S.C. Section 12101, *et seq.*).

(8) ASSIGNMENT: The **City** shall not assign, transfer or delegate any interest in this Agreement without the prior written consent of the Commission.

(9) LAW OF MISSOURI TO GOVERN: This Agreement shall be construed according to the laws of the State of Missouri. The **City** shall comply with all local, state and federal laws and regulations relating to the performance of this Agreement.

(10) CANCELLATION: The Commission may cancel this Agreement at any time for a material breach of contractual obligations or for convenience by providing the **City** with written notice of cancellation. Should the Commission exercise its right to cancel the contract for such reasons, cancellation will become effective upon the date specified in the notice of cancellation sent to the **City**.

(11) ACCESS TO RECORDS: The **City** and its Contractors must maintain all records relating to this Agreement, including but not limited to invoices, payrolls, etc. These records must be available at no charge to the Commission and/or their designees or representatives during the period of this Agreement and any extension, and for a period

of three (3) years after the date on which the **City** receives reimbursement of their final invoice from the Commission.

(12) REIMBURSEMENT: With regard to work under this Agreement, the **City** agrees that funds to implement Show Me Zero activities shall only be available for reimbursement of eligible costs which have been incurred by **City**. The **City** shall supply to the Commission copies of all bid information; purchase orders; invoices; and name, date, hours worked, and rate of pay (on Program Agreements that include salaries). Any costs incurred by **City** prior to authorization and notification to proceed from the Commission are **not** reimbursable costs. The Commission shall not be responsible for any costs associated with the activity herein unless specifically identified in this Agreement or subsequent written amendments. The Commission shall not provide more than **nine thousand two hundred and 00/100** dollars ($**9,200.00**) for this Show Me Zero safety project.

(13) USE OF FUNDS: Any employee of the **City** whose salary or wages are paid in whole or in part with federal funds is prohibited from participating in certain partisan political activities, including, but not limited to, being a candidate for elective office pursuant to Title 5 United States Code (hereinafter, "U.S.C."), Sections 1501-1508. If an employee of the **City** participates in activities prohibited by the Hatch Act, the **City** shall no longer pay that employee's salary or wages with federal funds unless the requirements of 5 U.S.C. Sections 1501-1508 are not applicable to that employee pursuant to 5 U.S.C. Section 1502(c).

(14) INSPECTION OF IMPROVEMENTS AND RECORDS: The **City** shall assure that representatives of the Commission shall have the privilege of inspecting and reviewing the work being performed per this Agreement. The **City** shall also maintain all financial documents, reports, papers and other evidence pertaining to costs incurred in connection with this Program Agreement, and make such materials readily available for review at reasonable times and at no charge during this Agreement period and for three (3) years from the date of final payment under this Agreement, for inspection by the Commission or any authorized representatives of the State of Missouri; copies shall be furnished, upon request, to authorized representatives of the Commission or State.

(15) VENUE: It is agreed by the parties that any action at law, suit in equity, or other judicial proceeding to enforce or construe this Agreement, or regarding its alleged breach, shall be instituted only in the Circuit Court of Cole County, Missouri.

(16) FINAL AUDIT: The Commission may, in its sole discretion, perform a final audit of project costs. The **City** shall refund any overpayments as determined by the final audit.

(17) SOLE BENEFICIARY: This Agreement is made for the sole benefit of the parties hereto and nothing in this Agreement shall be construed to give any rights or benefits to anyone other than the Commission and the **City**.

(18) AUTHORITY TO EXECUTE: The signers of this Agreement warrant that they are acting officially and properly on behalf of their respective institutions and have been duly authorized, directed and empowered to execute this Agreement.

[Remainder of Page Intentionally Left Blank]

IN WITNESS WHEREOF, the parties have entered into this Agreement on the date last written below.

Executed by the City of Springfield, Public Works on _____(DATE).

Executed by the Commission on _____ (DATE).

MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION

_____
Title: District Traffic Engineer

CITY OF SPRINGFIELD PUBLIC WORKS

By: _____

Title: _____

ATTEST:

By: _____

Title: _____

By: _____

Title: _____

Approved as to Form:

By: _____

Title _____

Ordinance No. _____

CITY OF SPRINGFIELD, MO
BUDGET ADJUSTMENT

Exhibit B

Budget Adjustment
040

Revenues:

Fund	Dept	Org	Account	P&G	Location	Amount	Description
46120	20	73020	416020	000000	00000	$ 9,200	FY 2025 Show Me Zero Grant from the Missouri Department of Transportation
Net Revenue Adjustment						$ 9,200	

Expenditures:

Fund	Dept	Org	Account	P&G	Location	Amount	Description
46120	20	73020	504580	000000	00000	$ 9,200	FY 2025 Show Me Zero Grant to continue "SGF Yields", the City's Pedestrian Safety Education Program
Net Expenditure Adjustment						$ 9,200	

Fund Balance Appropriation:

Fund		Title	Amount

Explanation: To amend the FY2024-25 budget by appropriating state grant funds from the Missouri Department of Transportation in the amount of $9,200 for the continuation of "SGF Yields", the City's Pedestrian Safety Education Program.

Requested By:

Department Head Date

Approved By:

Director of Finance Date

City Manager Date

Authorization:

Council Bill No. _____
Ordinance No. _____
1st Reading _____
2nd Reading _____
Journal Imp No. _____

EXPLANATION TO COUNCIL BILL 2024-288 (HARDINGER)

FILED: 11/19/2024

ORIGINATING DEPARTMENT: Environmental Services

TITLE: A resolution authorizing the City Manager, or designee, to apply for up to $30,000 in grant funds from Missouri Department of Natural Resources Solid Waste Management District "O" to fund recycling, donation, and repair events for waste diversion activities.

PURPOSE: Authorizing the City Manager, or designee, to apply for up to $30,000 in grant funds (100% of the $30,000 total project budget) from the Missouri Department of Natural Resource Solid Waste Management District "O" ("WDO") to fund a biannual community recycling, donation, and repair events to increase waste diversion from the landfill.

BACKGROUND INFORMATION: As part of the Integrated Solid Waste Management System, the Springfield Noble Hill Sanitary Landfill has a vested interest in ensuring the diversion of recyclable and reusable materials to ensure landfill lifespan for future Springfield citizens. According to the 2016 Missouri Department of Natural Resources Waste Composition Study, nearly 70% of all materials entering the landfill could have been recycled, reused, or repurposed. While our community recycling centers help to divert common recyclable materials such as paper, cardboard, plastics #1, #2, and #5, metal, and glass, there are hundreds of other materials that our citizens would like to give a second life, and search for recycling options on the City's online recycling database, the Waste Wizard.

Staff proposes to utilize grant funds to organize and implement a twice yearly "drive up and drop off" event, designed to provide community members with convenient opportunities to recycle, donate, and repair items that might otherwise be disposed of in the landfill. Across the region, similar events have proven effective in reducing household waste while promoting sustainable practices among our citizens. Studies indicate that accessible waste diversion activities not only extend landfill lifespan, but also foster greater community engagement in waste diversion efforts, reducing our impact on the environment. Partnering with local recyclers, non-profits, and donation sites, these events would serve as a one-stop shop for community members, building lasting habits around waste reduction, preserving our landfill capacity, and supporting the City's quality of place initiatives. It is anticipated that projects selected for this grant would be announced in early 2025.

This Grant would support the following City Council Priorities:

- Quality of Place
- Economic vitality

REMARKS: Environmental Services recommends passage of this Resolution.

Submitted By: Erick Roberts, Assistant Director of Environmental Services

Authorized for inclusion on the agenda pursuant to City Code section 2-33:
Maurice S. Jones, Deputy City Manager 12/5/2024

Attachments: 1. District O Grant Application_Res

One-rdg. X
P. Hrngs. _____
Pgs. 4
Filed: 12-10-24

Sponsored by: Hardinger

COUNCIL BILL 2024-288 RESOLUTION _____

A RESOLUTION

AUTHORIZING the City Manager, or designee, to apply for up to $30,000 in grant funds from Missouri Department of Natural Resources Solid Waste Management District "O" to fund recycling, donation, and repair events for waste diversion activities.

WHEREAS, the Missouri Department of Natural Resources Solid Waste Management District "O" ("WDO") has announced a Notice of Funding Opportunity to fund solid waste reduction activities including recycling, public education, and other programs; and

WHEREAS, WDO supports efforts to increase recycling throughout Greene, Christian, Webster, Polk, and Dallas Counties; and

WHEREAS, the City has received grant funding from WDO in 2012, 2015, 2016 2019, and 2022 to fund various projects resulting in over $100,000 in funding to support citizen recycling efforts; and

WHEREAS, WDO funds grant proposals annually; and

WHEREAS, Environmental Services Solid Waste staff seek to utilize grant funds to support the development of community-wide recycling, donation, and repair events to support increased waste diversion from the City's landfill; and

WHEREAS, proposed WDO projects are rigorously reviewed and evaluated by WDO grant review team using criteria approved by Missouri Department of Natural Resources and are selected based on impact of waste reduction and community engagement.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, MISSOURI, as follows, that:

Section 1 – The City Manager, or designee, is hereby authorized to apply for grant funding up to $30,000 through the Missouri Department of Natural Resources

Solid Waste Management District “O” grant call, for the purpose of funding community recycling and reuse events for waste diversion.

Section 2 – This Resolution shall be effective immediately upon adoption.

Passed at meeting: _____

_____
Mayor

Attest: _____, City Clerk

Filed as Resolution _____

Approved as to form: _____, Deputy City Attorney

Approved for Council action: _____, City Manager

EXPLANATION TO COUNCIL BILL 2024-260 (MCCLURE)

FILED: 11/19/2024

ORIGINATING DEPARTMENT: City Manager

TITLE: A special ordinance authorizing the City Manager, or designee, to accept grant funds from the Musgrave Foundation, in the amount of $10,000, for the benefit and use of the Mayor's Commission for Children to help further the mission of the Commission in the upcoming year.

PURPOSE: To authorize the Mayor's Commission for Children to accept grant funds totaling $10,000 from the Musgrave Foundation to help further the mission of the commission in the upcoming year with greatest need and impact to the community.

BACKGROUND INFORMATION: On September 24, 2024, the Mayor's Commission for Children was informed that they would be receiving $10,000 in December 2024 to be used through the 2025 calendar year. A final report to Musgrave Foundation of expenditures will be due in December 2025. Funds will be used to purchase and distribute books for preschool children at the Mayor's Annual Tree Lighting Holiday Show.

Information regarding community programs for families will also be made available with grant funding, as well as supplies needed for community support for the Mayor's Commission for Children initiatives.

Submitted By: Brigitte Marrs, Mayor's Commission for Children Coordinator

Authorized for inclusion on the agenda pursuant to City Code section 2-33:

Attachments:
1. MCFC Musgrave Grant_ord
2. 031 FY2025 CM Mayor Comm on Children 2024 Musgrave Autumn Redfern Grant -Ex_A
3. DOC- Ex B

One-rdg. _____
P. Hrngs. _____
Pgs. 5
Filed: 11-12-24

Sponsored by: McClure

First Reading: _____ Second Reading: _____

COUNCIL BILL 2024-260 SPECIAL ORDINANCE _____

AN ORDINANCE

AUTHORIZING the City Manager, or designee, to accept grant funds from the Musgrave Foundation, in the amount of $10,000, for the benefit and use of the Mayor's Commission for Children to help further the mission of the Commission in the upcoming year.

_____

WHEREAS, on October 24, 2024, the Mayor's Commission for Children ("Commission") was informed the Musgrave Foundation was awarding grant funds totaling $10,000 to be used through the end of the 2025 calendar year; and

WHEREAS, the funds will be used to purchase and distribute books for preschool children at the Mayor's Christmas Tree Lighting, provide information regarding community programs for families, and purchase supplies needed for community support for Commission initiatives.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, MISSOURI, as follows, that:

Section 1 – The City Manager, or designee, is authorized to accept a grant from the Musgrave Foundation in the amount of $10,000 to help further the mission of the Commission in the upcoming year, including entering into an agreement accepting the funds or setting forth grant terms provided that such agreement is approved as to form by the City Attorney or designee.

Section 2 – City Council hereby authorizes the amendment of the budget of the Commission for Fiscal Year 2024-2025 in the accounts and in the amounts shown on Budget Adjustment No. 031, said Budget Adjustment to be in the form of "Exhibit A," which is attached hereto and incorporated herein by this reference.

Section 3 – This Ordinance shall be in full force and effect from and after passage.

Passed at meeting: _____

_____
Mayor

Attest: _____, City Clerk

Filed as Ordinance: _____

Approved as to form: _____, City Attorney

Approved for Council action: _____, City Manager

CITY OF SPRINGFIELD, MO
BUDGET ADJUSTMENT

Exhibit A

Budget Adjustment
031

Revenues:

Fund	Dept	Org	Account	P&G	Location	Amount	Description
10110	06	53540	416030			$ 10,000	Local Grant Revenue
Net Revenue Adjustment						$ 10,000	

Expenditures:

Fund	Dept	Org	Account	P&G	Location	Amount	Description
10110	06	53540	501260			$ 10,000	Operating Supplies
Net Expenditure Adjustment						$ 10,000	

Fund Balance Appropriation:

Fund		Title	Amount

Explanation: To amend the FY2024-25 budget by appropriating grant revenue from the Musgrave Foundation for the Mayor's Commission for Children, 2024 Musgrave Autumn Redfern Grant.

Requested By:

Department Head Date

Approved By:

Director of Finance Date

City Manager Date

Authorization:

Council Bill No. _____
Ordinance No. _____
1st Reading _____
2nd Reading _____
Journal Imp No. _____

Exhibit B

From: Community Foundation of the Ozarks <administrator@grantinterface.com>
Sent: Tuesday, September 24, 2024 9:56 AM
To: Marrs, Brigitte <bmarrs@springfieldmo.gov>
Subject: Congratulations!

Hello Brigitte:

Based on the recommendation of the Musgrave Foundation Distribution committee, we will be making this year's Musgrave Autumn Redfern grant awards to trusted community partners who have been previous recipients of Musgrave Foundation funding, rather than soliciting applications through a formal grant round. These agencies will not have to apply for funding, and the grant will not have a specific, project-based purpose.

We are thrilled to inform you that the Musgrave Foundation Distribution Committee has selected your agency, City of Springfield/Mayor's Commission for Children, to receive a $10,000.00 grant through the 2024 Musgrave Autumn Redfern Grantmaking Program! Congratulations!

While you are able to choose how to spend the grant funding, we will still ask you to complete a final report next year and define how the funds were utilized. If you choose to use the grant for operating expenses, we will ask that you outline the accomplishments of your staff in your report.

Please note you will receive two more emails over the next couple of weeks, outlining the next steps for your grant program. One email will contain instructions for completing the grant contract in the Grant Interface system. This will confirm your agency's willingness to abide by the Musgrave Foundation's terms of grantmaking. You will also receive information about a final/one year grant report, which your agency will need to complete one year from receiving the grant.

Lastly, we are excited to celebrate with you at a grant presentation event later this year! This event will occur in December, and your organization will be presented with your grant check at that time. We will be in touch in the coming weeks with more information regarding that event. In the meantime, please keep your award under wraps until we make the formal announcement.

Again, congratulations! We deeply appreciate the good work you do in our community!

Best,
Ashley Fleming
Director of Community Impact
Community Foundation of the Ozarks
(she/her)

EXPLANATION TO COUNCIL BILL 2024-261 (SIMPSON)

FILED: 11/19/2024

ORIGINATING DEPARTMENT: Planning and Development

TITLE: 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 Jack Henry Subdivision, generally located at 3725 East Battlefield Road, upon the applicant filing and recording a final plat that substantially conforms to the preliminary plat; and authorizing the City Clerk to sign the final plat upon compliance with all the terms of this Ordinance.

PURPOSE: 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 Jack Henry Subdivision, generally located at 3725 East Battlefield Road upon the applicant filing and recording a final plat that substantially conforms to the preliminary plat; 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.)

BACKGROUND INFORMATION:
A. An original Preliminary Plat of Jack Henry Subdivision dated September 26th, 2024, is on file in the Department of Planning and Development. A reduced version of which is included for general reference in Exhibit B, Attachment 3.

B. The Planning and Zoning Commission held a public hearing on November 7th, 2024, and approved the Preliminary Plat by a vote of 7 to 0, subject to the following conditions:

1. All improvements shall be constructed in accordance with the “Design Standards for Public Improvements” of the Public Works Department and the maintenance and operation of such improvements shall be the responsibility of the developers unless approved by the Director of Public Works. All required sanitary sewer, street, sidewalk, and drainage plans shall be prepared in accordance with City standards and specifications and approved by the Director of Public Works.

2. All required street rights-of-way, drainage and utility easements and limitations of access shall be dedicated on the final plat.

3. The developer shall meet all city and state erosion control regulations prior to disturbing the soil.

4. It is determined that the public interest requires assurance concerning adequate

maintenance of common space areas and improvements. The restrictive covenants, rules and bylaws creating the common ownership must therefore provide that if the owners of the Property Owners Association shall fail to maintain the common areas or improvements in reasonable order and condition in accordance with the approved plans, the City may, after notice and hearing, maintain the same and assess the costs against the units or lots, per the Common Open Space and Common Improvement Regulations section of the Zoning Ordinance.

5. The developer shall be responsible for the relocation costs of any existing utility services and shall be responsible for clearing all utility easements of trees, brush, and overhanging tree limbs.

6. All other requirements which are necessary for this subdivision to be in compliance with the Subdivision Regulations.

The Planning and Zoning Commission's recommendation of approval also two amendments:

1. The property line between Lots 2 and 3 is adjusted to be an equivalent distance from the structures on each lot and ensure compliance with the building code.
2. Compliance with parking requirements for each building independently, or a cooperative parking agreement, will be noted on the preliminary plat.

All required improvements shall be the sole responsibility of the sub-divider. As prescribed by Section 36-233 of the Subdivision Regulations, the improvements shall be made or guaranteed by means of bond, escrow agreement, letter of credit or other appropriate security agreement. Release of the final plat for recording shall be withheld until the sub-divider has complied with this section.

Section 36-226 of the Subdivision Regulations requires that a final plat be submitted within two years of City Council's acceptance of the public streets and easements. Attached for Council information is a sketch showing the location of the plat area, an exhibit showing the proposed plat, and a copy of the Planning and Development Department staff report to the Planning and Zoning Commission.

The Comprehensive Plan’s Land Use & Development chapter groups this area into the Institutional and Employment Center Placetype. This placetype contains a variety of major medical and office parks, and a collection of institutional and employer campuses. Large campuses are supported by small commercial sales and service business, and a mix of community-orientated amenities. In the case of universities or colleges, along with mixed housing types located along the fringes and transitional areas, providing housing near major employers is important. Areas within this placetype act as centers of culture, education, and business development, while providing numerous employment opportunities for residents of Springfield and others from the region. As Institutional and Employment Centers provide vital jobs and services to the

entire metro area, multimodal accessibility and public transit connectivity are key components of this placetype. Underutilized parcels are assembled and redeveloped into more intense supporting uses or higher density housing developments where appropriate, to increase activity within the center. (p. 48, Chapter 5: Land Use & Development)

The proposed plat promotes the Institutional and Employment Center objective of being a hub for offices and employer campuses. Jack Henry & Associates, Inc. has occupied the property since 2010 and is among the major employers of the community. Subdividing the property allows for other office uses, as well as supporting commercial uses to operate in close proximity to one another. Planned Development 320 allows for "Administrative, Business, Finance, Professional Offices, and Data Services" as well as "Retail and Personal Service uses…provided the total floor area of such uses does not exceed ten percent of the gross floor area of the office building." Housing exists directly adjacent to the property to the south and east, but also extends beyond that. This supports the objective of residential units being located near major employers. A significant portion of this 35-acre parcel is undeveloped and subdividing this property coincides with the goal of developing underutilized spaces within the City.

REMARKS: Staff recommends approval.

Submitted By: Andrew Menke, Senior Planner

Authorized for inclusion on the agenda pursuant to City Code section 2-33:

Attachments:
1. Preliminary Plat of Jack Henry Subdivision - 3725 East Battlefield Road
2. PPlat Jack Henry Sub_ROP_exhA
3. Amended PPlat Jack Henry Sub_exhB

One-rdg. _____
P. Hrngs. _____
Pgs. _____26_____
Filed: ___11-12-24_____

Sponsored by: _____Simpson_____

First Reading: _____ Second Reading: _____

COUNCIL BILL _____2024-261_____ SPECIAL ORDINANCE _____

AN 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 Jack Henry Subdivision, generally located at 3725 East Battlefield Road, upon the applicant filing and recording a final plat that substantially conforms to the preliminary plat; and authorizing the City Clerk to sign the final plat upon compliance with all the terms of this Ordinance.

_____

WHEREAS, an original Preliminary Plat of Jack Henry Subdivision, dated September 26, 2024, is on file with the City's Department of Planning and Development; and

WHEREAS, the Planning and Zoning Commission of the City of Springfield, Missouri, held a public hearing and conditionally approved the Preliminary Plat of Jack Henry Subdivision, which is generally located at 3725 East Battlefield Road, on November 7, 2024, by a vote of 7-0, a copy of the Record of Proceedings from said public hearing being attached hereto and incorporated herein by this reference as "Exhibit A."

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, MISSOURI, as follows, that:

Section 1 – City Council hereby authorizes the Director of Planning and Development, on behalf of the City of Springfield, to accept the land, easements, and improvements dedicated to the City, as shown on the Jack Henry Subdivision, which is generally located at 3725 East Battlefield Road, as approved by the Planning and Zoning Commission. The original plat of Jack Henry Subdivision is on file in the Department of Planning and Development ("Approved Preliminary Plat"), a reduced version of which is attached hereto for general reference as "Exhibit B – Attachment 3." All of "Exhibit B," including attachments, is incorporated herein by this reference.

Section 2 – The Director of Planning and Development shall be authorized to

accept the land, easements, and improvements dedicated to the City, as shown on said plat, upon the applicant filing and recording a final plat in accordance with this Ordinance and the Subdivision Regulations of the City, which final plat shall substantially conform to the Approved Preliminary Plat, including those conditions described in “Exhibit B – Attachment 2,” and upon the Director of Public Works certifying to the Director of Planning and Development and the City Clerk that the public improvements have been made in accordance with City standards and specifications. Said public improvements shall not be accepted until the occurrence of all conditions referenced herein and in “Exhibit B – Attachment 2.”

Section 3 – The final plat shall not be recorded until: (1) the public improvements relating to the Approved Preliminary Plat have been constructed according to the specifications of the City of Springfield, Missouri, and are approved by the Director of Public Works, and all engineering fees, permit fees, licenses, and other fees occasioned by or in connection with the construction of said improvements have been paid to the City; or (2) in lieu of the construction of the improvements, that the Applicant has filed with the City Manager, according to the terms of the Subdivision Regulations of the City, the prescribed financial assurances in a form acceptable to the City to ensure the construction of the improvements and the payment to the City of all engineering fees, permit fees, licenses, and other fees occasioned by, or which will be occasioned by, the construction of the improvements.

Section 4 – Upon compliance with all the requirements of this Ordinance, including the conditions described in “Exhibit B – Attachment 2,” the City Clerk is hereby authorized to endorse City Council’s approval upon the final plat pursuant to Section 445.030, RSMo., and such endorsement shall constitute the acceptance of the Public Improvements contained therein.

Section 5 – This Ordinance shall be in full force and effect from and after its passage.

Passed at meeting: _____

_____
Mayor

Attest: _____, City Clerk

Filed as Ordinance: _____

Approved as to form: Laura Vales, Assistant City Attorney

Approved for Council action: Jason A. Gage, City Manager

EXHIBIT A
RECORD OF PROCEEDINGS
Planning and Zoning Commission – November 7, 2024

Preliminary Plat of Jack Henry Subdivision
3725 East Battlefield Road
Applicant: Jack Henry & Associates, Inc.

Mr. Menke stated that this is a request to approve a preliminary plat for a 3-lot subdivision. The Planned Development 320 requires a 10-foot setback between structures, and it currently meets this requirement, however Commissioner Scott brought to our attention that the proposed lot line between the two structures creates a building code issue. The building code required a fire separation distance of 10 feet from exterior wall to property line and projections such as eaves. Roof eaves may extend up to 40 inches from the property line if the wall is at leave 5 feet from the lot line. Staff is recommending that the lot line be pushed northward so it is equal distance between both structures. Building Development Services has provided updated comments and Commission will need to make a motion to add the new BDS comments as well as a motion to adjust the property line on the preliminary plat.

Staff passed out updated information from Paragon Architecture and a section of the staff report to reflect the changes and will request to have motions for approval.

Mr. Scott advised the Commission that he will be making the motions and asking if the final plat will reflect the change or the preliminary plat is being amended.

Mr. Menke noted that motion will be for the preliminary plat.

Mr. Todd Chandler, 231 Rockpoint Drive, Walnut Shade, MO and here to answer any questions.

Mr. Scott stated that he wanted to verify the parking requirements for the remaining lots 2 & 3 meet the zoning ordinance or that there is a cooperative parking agreement.

Mr. Chandler stated that he does not see a problem with this request.

Mr. Scott also asked if there needs to be an amendment to the plat or to the final plat.

Mr. Hosmer noted that it would be on the preliminary plat due to it doesn't reflect parking on the final plat.

Ms. Broekhoven closed the public hearing.

COMMISSION ACTION: #1
Planning and Zoning Commissioner Broekhoven moved to add the updated comments from the Department of Building Development Services to the staff report for Preliminary Plat of Jack Henry Subdivision; Commissioner Knuckles seconded the motion. It **Passed** with the following vote: Ayes: Commissioner Broekhoven, Commissioner Scott, Commissioner Pauly, Commissioner Gunther, Commissioner Knuckles, Commission Colony, and Commissioner Doennig. Nays: None. Absent: Commissioner Lebeck and Commissioner Ridge. Abstain: None.

COMMISSION ACTION: #2
Planning and Zoning Commissioner Scott moved to adjust the property line between lots 2 & 3 so it is equal distance between both structures in order to meet the fire separation distance requirements of the building code for Preliminary Plat of Jack Henry Subdivision; Commissioner Knuckles seconded the motion. It **Passed** with the following vote: Ayes: Commissioner Broekhoven, Commissioner Scott, Commissioner Pauly, Commissioner Gunther, Commissioner Knuckles, Commission Colony, and Commissioner Doennig. Nays: None. Absent: Commissioner Lebeck and Commissioner Ridge. Abstain: None.

COMMISSION ACTION: #3
Planning and Zoning Commissioner Scott moved that the preliminary plat shall indicate either existing parking on lots 2 & 3 to meet current zoning ordinance requirements independently or that a cooperative parking agreement between lots has been executed; Commissioner Knuckles seconded the motion. It **Passed** with the following vote: Ayes: Commissioner Broekhoven, Commissioner Scott, Commissioner Pauly, Commissioner Gunther, Commissioner Knuckles, Commission Colony, and Commissioner Doennig. Nays: None. Absent: Commissioner Lebeck and Commissioner Ridge. Abstain: None.

COMMISSION ACTION: #4
Planning and Zoning Commissioner Scott moved to approve with amendments; Commissioner Knuckles seconded the motion. It **Passed** with the following vote: Ayes: Commissioner Broekhoven, Commissioner Scott, Commissioner Pauly, Commissioner Gunther, Commissioner Knuckles, Commission Colony, and Commissioner Doennig. Nays: None. Absent: Commissioner Lebeck and Commissioner Ridge. Abstain: None.

Bob Hosmer, AICP
Planning Manager

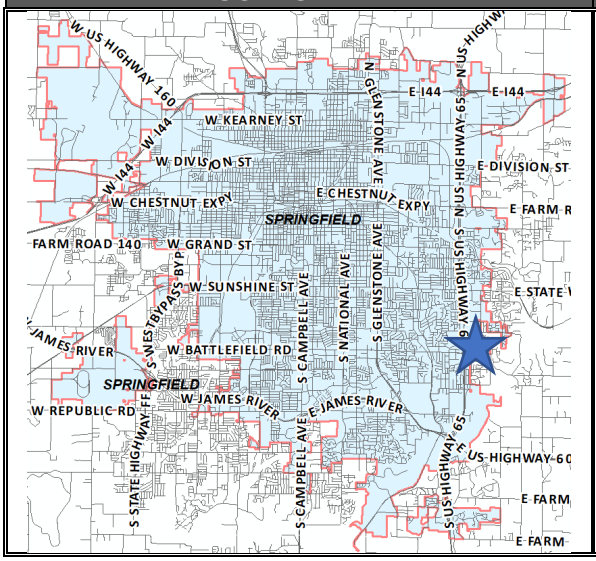
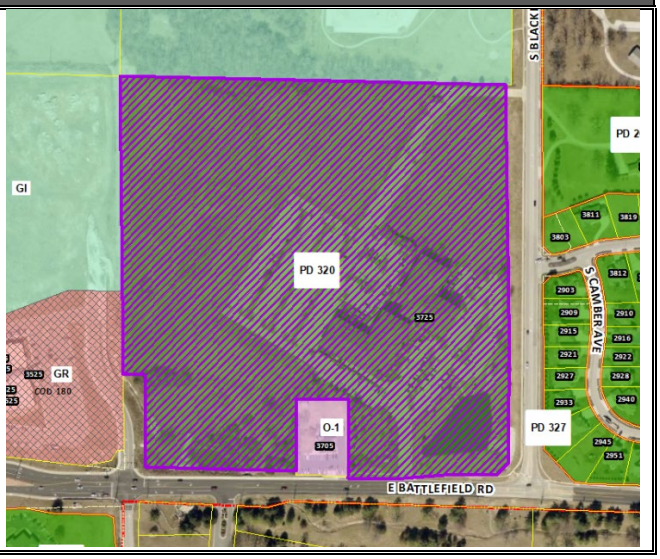
EXHIBIT B

DEVELOPMENT REVIEW STAFF REPORT

PROJECT INFORMATION	
Case Number:	Preliminary Plat of Jack Henry Subdivision
Location:	3725 East Battlefield Road
Total Acres:	35.6 acres
Applicant:	Jack Henry & Associates, Inc.
Existing Land Use:	Office
Neighborhood Meeting:	N/A
Planning and Zoning Commission:	November 7, 2024
City Council:	November 18, 2024
Public Notification:	Posted property
Staff:	Andrew Menke, Senior Planner, (417) 864-1613
Staff recommendation:	Staff recommends approval
Proposed motion:	Move to approve the preliminary plat of Jack Henry Subdivision subject to the conditions listed in Attachment 2 of the staff report. (All commission motions are made in the affirmative.)
Required Vote:	A majority of those present (5 members are a quorum).

PROJECT SUMMARY:

Request to subdivide approximately 35.6 acres of property generally located at 3725 East Battlefield Road into three (3) commercial lots to facilitate the development of the site.

LOCATION MAP	ZONING MAP
	

DEVELOPMENT REVIEW STAFF REPORT

GOOGLE AERIAL OF LANDMARKS, BUSINESSES, AND ATTRACTIONS:

GOOGLE MAPS STREET VIEW:

DEVELOPMENT REVIEW STAFF REPORT

View from intersection of Battlefield Rd & Blackman Rd

View from northeast corner of subject area

DEVELOPMENT REVIEW STAFF REPORT

PROPERTY HISTORY:

The subject property was annexed into the city on January 1, 1989. This property was zoned R-SF, Single-Family Residential as part of the citywide remapping in 1995. In 1999 the east 520 feet was rezoned to Planned Development 227 and the remaining area to Planned Development 226. The property was last rezoned in 2007, in which it was rezoned to Planned Development 320.

PLANNING AND ZONING COMMISSION AUTHORITY:

Sec. 36-226. - Major subdivision review procedure.

(3) Preliminary plat.

(a) After participating in the pre-subdivision review with city staff, the subdivider may prepare a preliminary plat, together with supplementary material as prescribed in section 36-263.

(b) Copies of the preliminary plat and supplementary materials specified, together with a fee for administrative handling and processing in the amount prescribed by ordinance, shall be submitted to the director of planning and development with written application for approval. Upon determination that the application is complete, the director shall place the application on the agenda of the commission at a regular meeting not later than the second such meeting following the date of the filing of the application.

(c) The commission shall hold a public hearing on the preliminary plat. Notice of the public hearing shall be made in accordance with city ordinance and the rules of the commission.

(d) The commission shall review the preliminary plat and supporting material, recommendations from agencies or officials, and testimony and exhibits submitted at the public hearing. The commission shall approve, conditionally approve or disapprove the preliminary plat and if approved, the commission shall express its approval and state the conditions of such approval, if any, or if disapproved, shall express its disapproval and its reasons, therefore. In any case, a notation of the action taken, and the reasons, therefore, shall be entered in the records of the commission.

(e) If approved by the commission or approved with conditions acceptable to the applicant, then the director of planning and development shall forward the preliminary plat to the city council for its approval. Council shall determine if the land or easement proposed to be dedicated by the applicant for public use or if the public improvements shall be accepted by the city. If the city council determines that the location of the land to be dedicated for public use or the location of public improvements is appropriate and complies with applicable ordinances then the city council shall authorize the acceptance of the dedication of the land or easements upon the applicant filing and recording a final plat which substantially conforms to the preliminary plat and shall authorize the acceptance of the public improvements upon the director of public works certifying to the director of planning and development and the city clerk that the public improvements have been made in accordance with city standards and specifications.

(f) If approved with modifications which are not acceptable to the applicant or if disapproved, the director of planning and development shall attach to the plat a statement of reasons for such action and return it to the subdivider.

(g) Actions by the commission regarding the preliminary plat are final unless such action is appealed by the subdivider to the city council within 90 days of the action by the commission.

(h) Effective period of preliminary approval.

1. The approval of a preliminary plat shall be effective for a period of two years. The application for final plat approval must be submitted to the department of planning and development within the two-year period. Any plat not submitted within the two-year limit shall be null and void except as provided in subparagraph 2. below.
2. The planning and zoning commission may at its discretion and upon application by the subdivider extend the effective period of preliminary approval by two years, one time. All other submittals shall be considered a new preliminary plat and subject to applicable reviews.

DEVELOPMENT REVIEW STAFF REPORT

ZONING ORDINANCE REQUIREMENTS:

CODE ITEM	REQUIREMENTS FOR PLANNED DEVELOPMENT 320
Minimum lot dimension requirements	None.
Maximum structure height	-Four (4) stories above grade as measured from the grade plane (defined by the 2006 International Building Code) or ninety-two (92) feet measured to the average roof height (excluding parapets and related architectural elements). -No elements of any uses shall project through a thirty (30) degree bulk plane projected from the property line of any residential district.
Front yard setback	-Battlefield Road – One hundred and fifty (150) foot building and vehicular use setback from the centerline of Battlefield Road. -If the property is subdivided, additional setbacks will be established on the plat.
Side and rear yard setback	-East Property Line – One hundred and fifty (150) foot building and thirty-five (35) foot vehicular use area setbacks. -West Property Line – Zero (0) foot building and vehicular use area setbacks are allowed. -North Property Line- Twenty-five (25) foot building and parking setback, however an access drive may be located within this required setback. -If the property is subdivided, additional setbacks will be established on the plat.
Street Classification	E Battlefield Rd – Primary Arterial S Blackman Rd – Secondary Arterial
Sidewalks	Along the property frontage of E Battlefield Road and S Blackman Road there are existing sidewalks. Sidewalks are required along both streets.
Open Space Requirements	A minimum open space ratio of twenty (20) percent open space shall be provided throughout the entire development.

COMPATIBILITY WITH COMPREHENSIVE PLAN:

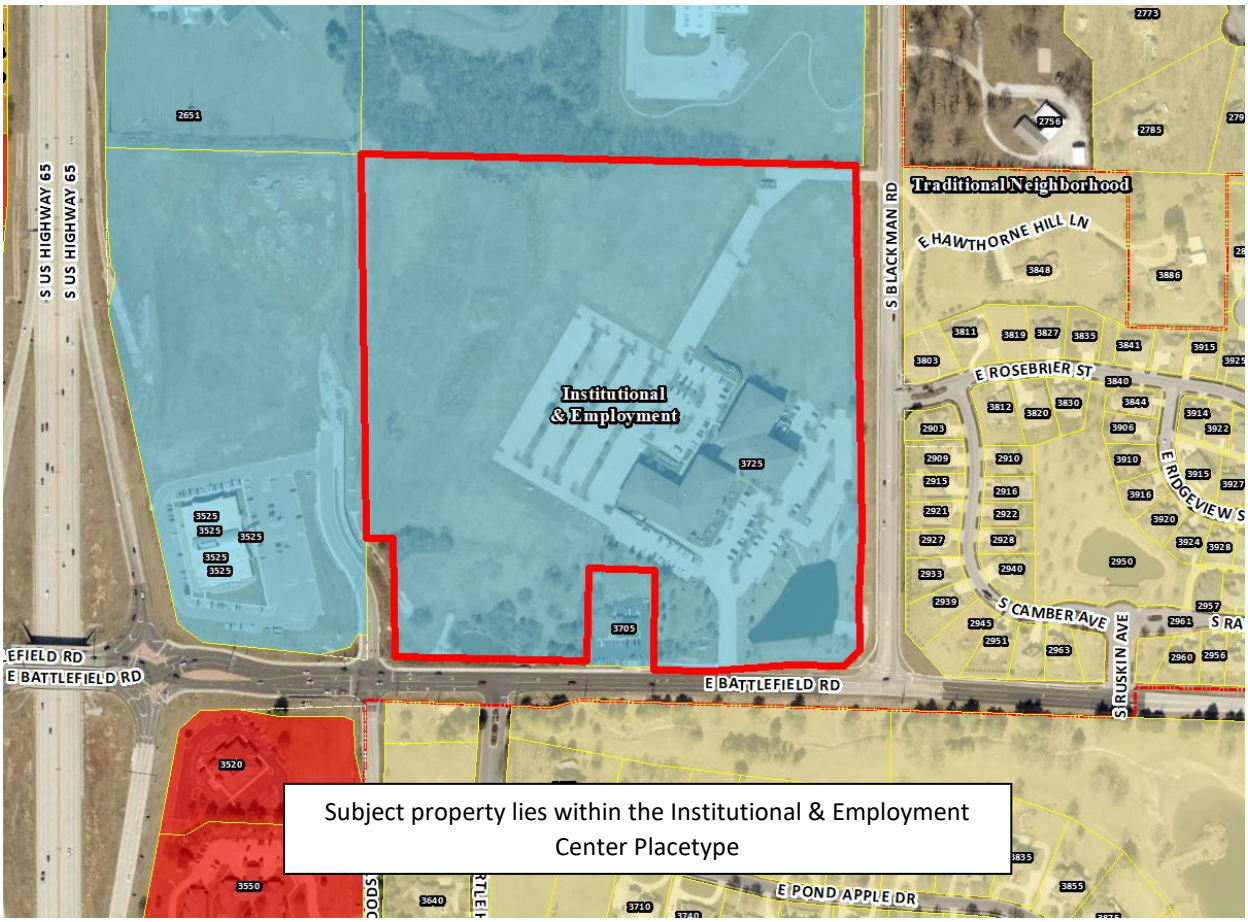
PLACETYPE: INSTITUTIONAL & EMPLOYMENT CENTER

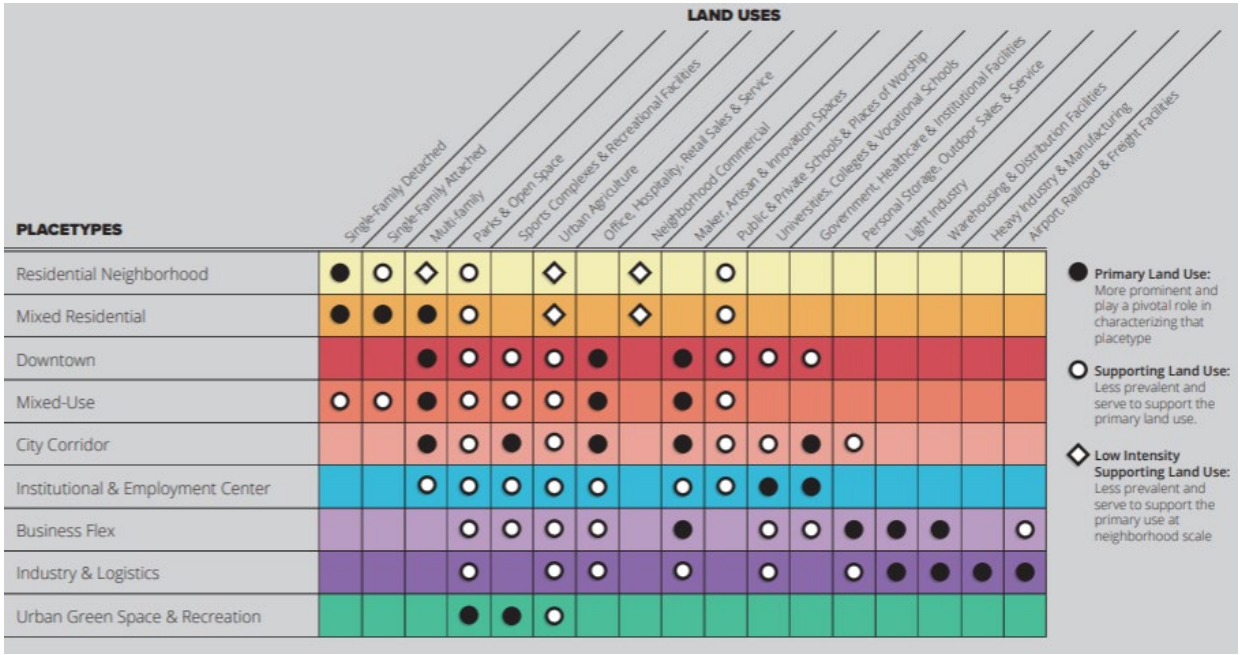
The *Comprehensive Plan's Land Use & Development* chapter groups this area into the Institutional and Employment Center Placetype. This placetype contains a variety of major medical and office parks, and a collection of institutional and employer campuses. Large campuses are supported by small commercial sales and service business, and a mix of community-orientated amenities. In the case of universities or colleges, along with mixed housing types located along the fringes and transitional areas, providing housing near major employers is important. Areas within this placetype act as centers of culture, education, and business development, while providing numerous employment opportunities for residents of Springfield and others from the region. As Institutional and Employment Centers provide vital jobs and services to the entire metro area, multimodal accessibility and public transit connectivity are key components of this placetype. Underutilized parcels are assembled and redeveloped into more intense supporting uses or higher density housing developments where appropriate, to increase activity within the center. (p. 48, *Chapter 5: Land Use & Development*)

The proposed plat promotes the Institutional and Employment Center objective of being a hub for offices and employer campuses. Jack Henry & Associates, Inc. has occupied the property since 2010 and is among the major employers of the community. Subdividing the property allows for other office uses, as well as supporting commercial uses to operate in close proximity to one another. Planned Development 320 allows for "Administrative, Business, Finance, Professional Offices, and Data Services" as well as "Retail and Personal Service uses…provided the total floor area of such uses does not exceed ten percent of the gross floor area of the office building." Housing exists directly adjacent to the property to the south and east, but also extends beyond that. This supports the objective of residential units being located near major employers. A significant portion of this 35-acre parcel is undeveloped and subdividing this property coincides with the goal of developing underutilized spaces within the City.

DEVELOPMENT REVIEW STAFF REPORT

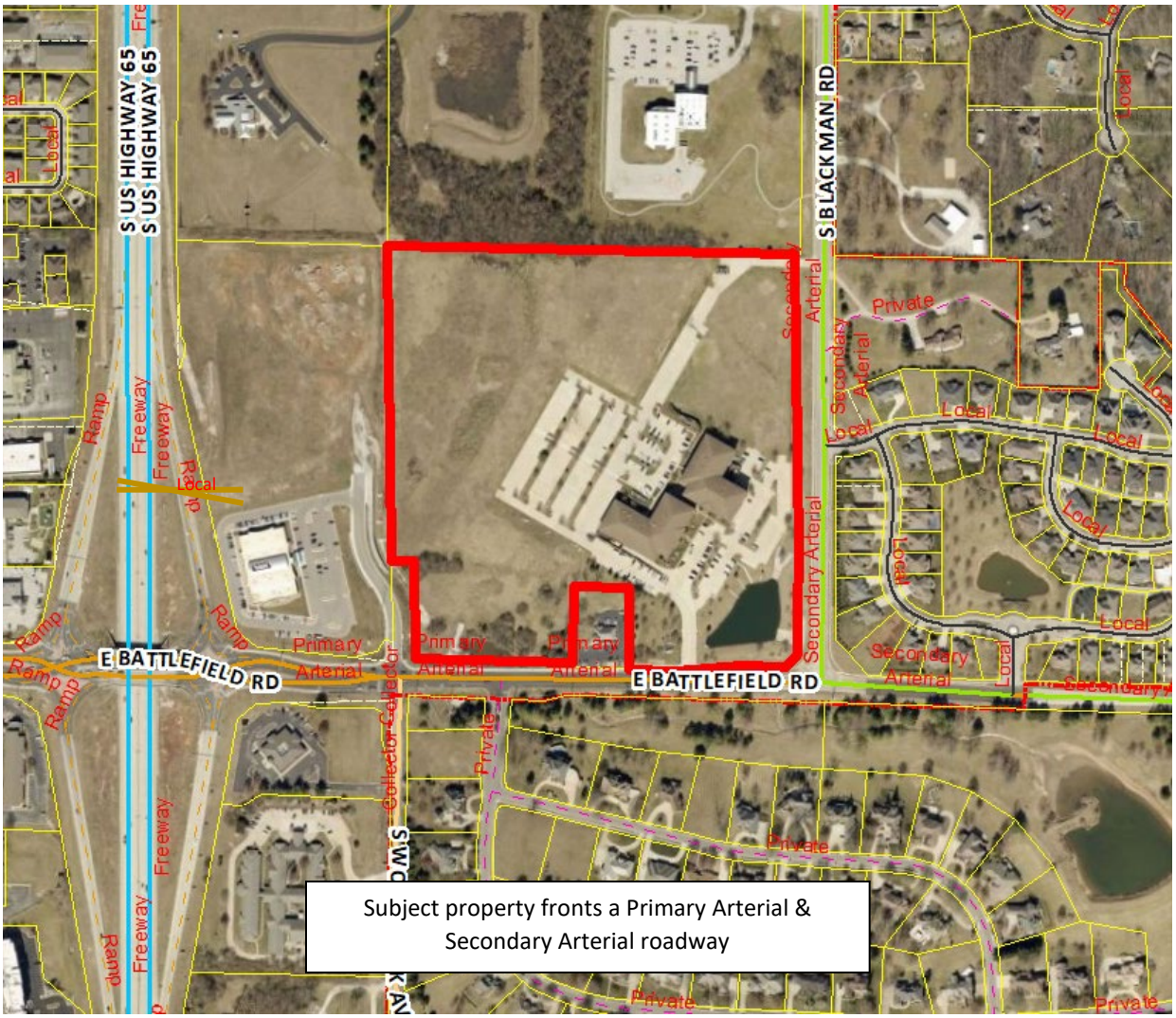
FUTURE PLACETYPE MAP:





DEVELOPMENT REVIEW STAFF REPORT

MAJOR THOROUGHFARE MAP:



SURROUNDING ZONING, LAND USES AND PLACETYPES:

	NORTH	SOUTH	EAST	WEST
ZONING	GI	O-1 & County R-1	PD 261 & PD 327	GR w/ COD 180 & GI
LAND USE	Recreational	Office & Residential	Residential	Medical
PLACETYPES	Institutional & Employment	Traditional Neighborhood & Institutional & Employment	Traditional Neighborhood	Institutional & Employment

DEVELOPMENT REVIEW STAFF REPORT

STAFF ANALYSIS AND RECOMMENDATION:

1. The applicant is proposing to subdivide approximately 35.6 acres into a three (3) lot subdivision named “Jack Henry Subdivision”.

2. All lots meet the minimum dimension requirements of the City’s subdivision regulations and for Planned Development District 320.

3. If Planning and Zoning Commission approves the preliminary plat, then the plat will be forwarded to City Council for acceptance of public streets and easements. An approved preliminary plat is active for two (2) years.

4. The proposed preliminary plat was reviewed by City departments and comments are contained in ***Attachment 1.*** Conditions of Approval are provided in ***Attachment 2.*** The Preliminary Plat drawing can be found in ***Attachment 3.***

STAFF RECOMMENDATION:

1. The proposed subdivision is consistent with the *Land Use and Development Element of the Comprehensive Plan* and all proposed lots meet the subdivision regulations and for Planned Development District 320.

2. Staff recommends approval as submitted in the staff report.

PLANNING AND ZONING COMMISSION OPTIONS:

The commission shall review the preliminary plat and supporting material, recommendations from agencies or officials, and testimony and exhibits submitted at the public hearing.

1. The commission shall approve the preliminary plat.

2. The commission shall conditionally approve the preliminary plat.

3. The commission shall disapprove the preliminary plat.

PUBLIC NOTIFICATION AND COMMENTS:

The property was posted by the applicant at least 10 days prior to the public hearing.

No comments were received by citizens for this case at the time of publication.

DEVELOPMENT REVIEW STAFF REPORT

DEPARTMENT COMMENTS:

ATTACHMENT 1

1. CITY UTILITIES:

   All proposed lots would have access to CU Electric, Gas & Water. The existing electric easement appears adequate to maintain the services to the existing buildings.

   The existing water services for building 2/proposed lot 2 appear to be on proposed lot 1. The most practical way to remedy this would be to identify where the private water service lines run and either adjust the lot line in that area to ensure those services are on lot 2, or add a private utility easement across that section of lot 1 to where the lines would pass on to lot 2. This can be done at the final plat stage.

2. DEPARTMENT OF PUBLIC WORKS CONSTRUCTION INSPECTION DIVISION:

   Approved.

3. DEPARTMENT OF BUILDING DEVELOPMENT SERVICES:

   It appears that the proposed location of the property line between the two existing structures will likely place the southern structure out of compliance with building code, specifically fire wall requirements. If the southern building is altered in the future, it would be required to be brought into compliance with current adopted building codes.

4. DEPARTMENT OF PUBLIC WORKS TRANSPORTATION ENGINEERING SURVEY DIVISION:

   Approved.

5. PARKS & GREENWAYS:

   Approved.

6. DEPARTMENT OF PUBLIC WORKS TRANSPORTATION ENGINEERING RIGHT-OF-WAY DIVISION:

   Approved.

7. DEPARTMENT OF ENVIRONMENTAL SERVICES WASTEWATER MANAGEMENT DIVISION:

   The western half of the existing property is not in a sewer district. Any new buildings constructed on that part of the property would either need to extend public sewer in order to be included in a sewer district or would need to file a Special Connection Agreement. Special Connection Agreements are required for properties or buildings that are not in sewer districts according to city code section 120.249. Any required fees for the Special would be in addition to the standard sewer impact permit fee.

8. FIRE DEPARTMENT:

No comments.

9. AT&T:

AT&T has facilities within r/w that will continue to be maintained. AT&T also has existing facilities feeding the existing building structures. If AT&T is to provide service to this new building, a conduit will need to be placed from the building out to the r/w at the owners expense. If the site development requires existing AT&T facilities to be relocated it will be at the developer's expense. Contact engineer Cody Butler 417-234-4695 180 days prior to construction.

10. DEPARTMENT OF PUBLIC WORKS STORMWATER ENGINEERING DIVISION:

Site Description and Drainage Pattern

Existing detention or water quality Stormwater Control Measures are present for the current building and parking area. The property is in the **James River** drainage basin. The property **is not** located in a FEMA designated floodplain. Staff is not aware of flooding problems in the local or downstream area. The city **is not** aware of a sinkhole or other Karst feature at this location. The property **does not have a stream buffer on site**.
A fee in lieu of on-site stormwater detention **is not applicable because detention is already provided**.

Please note that development of the property will be subject to the following conditions at the time of development:

All chapter and section references below are to the City's Flood Control and Water Quality Protection Manual Version April 2022.

Detention and Discharge Requirements

1. Any development or redevelopment that increases runoff, through the increase in impervious surface, current detention requirements must be met per Chapter 3 Sec. 2.3.3.

    a. The existing basin is built under 8PW6151 and provides Flood Control for the eastern portion of the site. Future development on the western half of the property may require a flood control SCM or a modification of the existing basin.

Water Quality Requirements

1. Water Quality is required for new development projects or redevelopment projects, with new or increased impervious surfacing, within the city limits of Springfield that disturb 1 acre or greater. Including projects less than 1 acre that are part of a larger common plan of development or sale that will disturb 1 or more acres over the life of the project. Chapter 10 Sec. 2.0.

    a. The basin is built under 8PW6151 and provides water quality for the eastern portion of the site. Future development on the western half of the property will require a water quality SCM or a modification of the existing basin.

2. A land disturbance permit will be required with disturbing 1 acre or greater per Chapter 4 Section 5 of the City's Flood Control and Water Quality Protection Manual.

3. Water Quality Credits are available to use in design for preserved trees and new planted trees. Landscaping and Bufferyards trees required by planning cannot be used for the water quality credits unless it is part of a SCM. Chapter 10, Section 3.1.

Floodplain

N/A

Natural Channels and Stream Buffers

N/A

Sinkholes and Karst Features

N/A

Additional Stormwater Requirements

1. Stormwater Control Measures are the responsibility of the property owner or property owners' association to maintain, repair, and update unless the agreement is made with the City to operate. Operation and maintenance agreements are required for any permanent stormwater control measures.

11. DEPARTMENT OF PUBLIC WORKS TRAFFIC ENGINEERING DIVISION:

Access

All access to the development shall be per current City of Springfield standards for the street classification.

Trails, Bus Stops, And Additional Information

There are no Greenway Trails near the property. There are no bus stops near the property.

Improvements

No improvements are required for this preliminary plat. A traffic study may be required at the time of development.

	Street Name	Street Classification	Jurisdiction	ROW from Centerline (ft.)		Traffic Count (vehicles per day)	On-Street Parking	Sidewalk	
				Required	Existing			Required	Existing
Street 1	E. Battlefield Road	Primary Arterial	City	50	50	9,400	No	Yes	Yes
Street 2	S. Blackman Road	Secondary Arterial	City	35	40	7,100	No	Yes	Yes

DEVELOPMENT REVIEW STAFF REPORT

CONDITIONS FOR APPROVAL:

ATTACHMENT 2

Staff recommends the Planning and Zoning Commission approve the Preliminary Plat, with the conditions listed below:

1. All improvements shall be constructed in accordance with the “Design Standards for Public Improvements” of the Public Works Department and the maintenance and operation of such improvements shall be the responsibility of the developers unless approved by the Director of Public Works. All required sanitary sewer, street, sidewalk, and drainage plans shall be prepared in accordance with City standards and specifications and approved by the Director of Public Works.

2. All required street rights-of-way, drainage and utility easements and limitations of access shall be dedicated on the final plat.

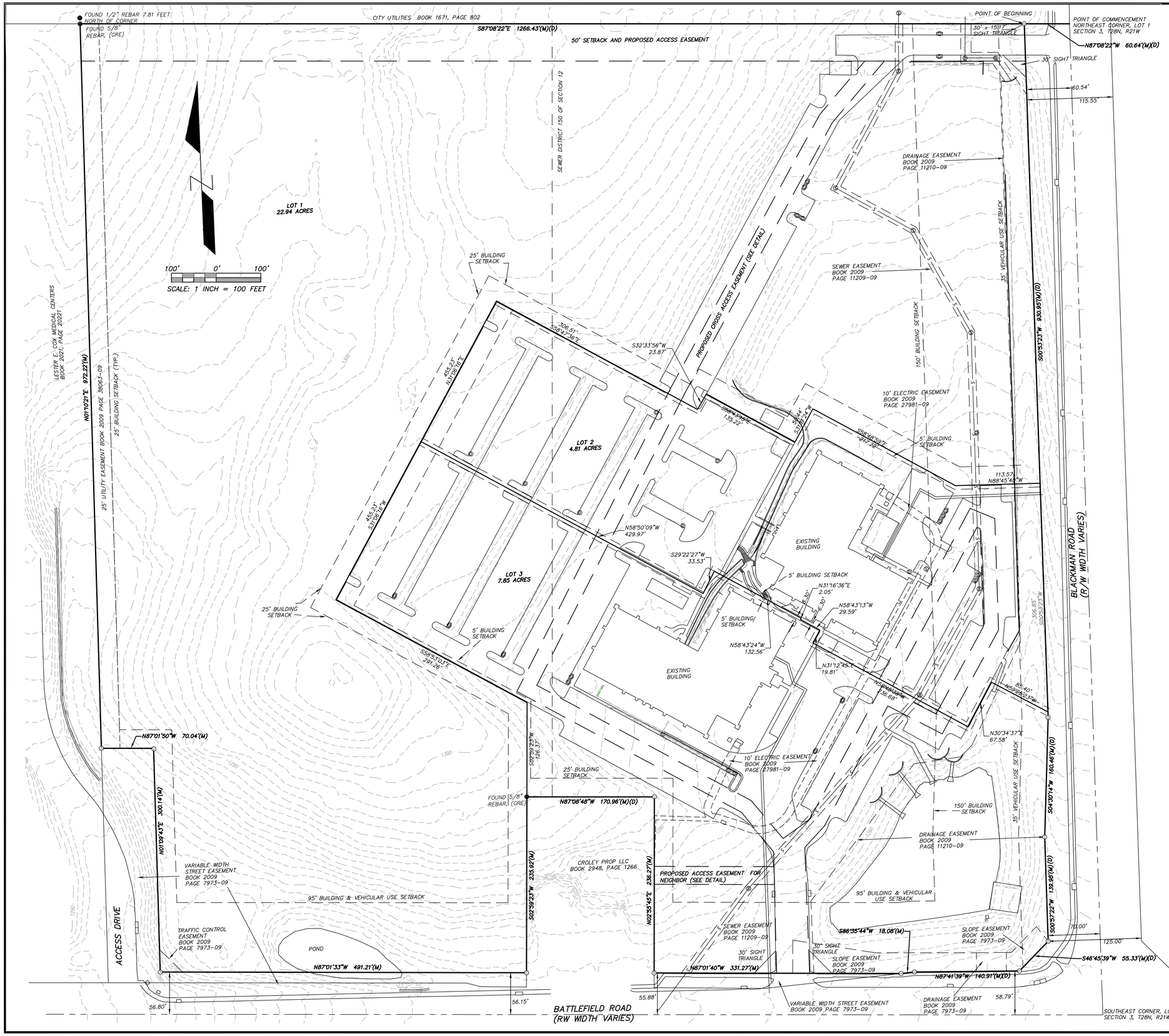
3. The developer shall meet all city and state erosion control regulations prior to disturbing the soil.

4. It is determined that the public interest requires assurance concerning adequate maintenance of common space areas and improvements. The restrictive covenants, rules and bylaws creating the common ownership must therefore provide that if the owners of the Property Owners Association shall fail to maintain the common areas or improvements in reasonable order and condition in accordance with the approved plans, the City may, after notice and hearing, maintain the same and assess the costs against the units or lots, per the Common Open Space and Common Improvement Regulations section of the Zoning Ordinance.

5. The developer shall be responsible for the relocation costs of any existing utility services and shall be responsible for clearing all utility easements of trees, brush, and overhanging tree limbs.

6. All other requirements which are necessary for this subdivision to be in compliance with the Subdivision Regulations.

If the request is recommended for denial by the Commission and the applicant requests City Council consideration, all the above conditions, plus any amendments made by the Planning and Zoning Commission, shall be included in the Council Bill.

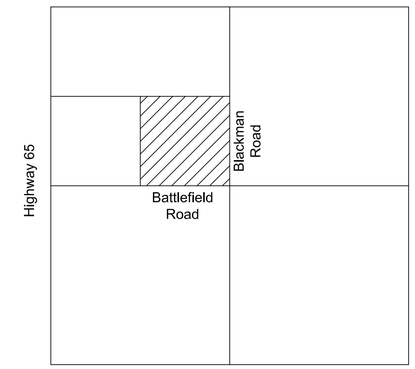


PRELIMINARY PLAT OF

JACK HENRY & ASSOCIATES SUBDIVISION

A SUBDIVISION IN GREENE COUNTY, MISSOURI

SITE LOCATION MAP
NOT TO SCALE



S3, T28N, R21W

SURVEY NOTES

1. SURVEY ACCURACY STANDARD: TYPE URBAN PROPERTY
2. BEARINGS ARE BASED ON GRID NORTH, MISSOURI COORDINATE SYSTEM OF 1983, CENTRAL ZONE.
3. SOURCE OF TITLE: BOOK 2007, PAGE 29740. WACO TITLE, TITLE REPORT NO.: 2402561-118 EFFECTIVE DATE: AUGUST 28, 2024
4. AREA OF SURVEYED PROPERTY: 36.38 ACRES
5. THIS PROPERTY IS IN FLOOD ZONE X, AREA DETERMINED TO BE OUTSIDE THE 0.2% ANNUAL CHANCE FLOODPLAIN ON MAP 29077C0362E AND 29077C0361E, BOTH DATED DECEMBER 17, 2010. SURVEYOR ASSUMES NO LIABILITY FOR THE CORRECTNESS OF THE CITED MAP.
6. SURVEY RECORDS UTILIZED IN THE COMPLETION OF THIS SURVEY: BOUNDARY SURVEY PREPARED BY GREAT RIVER ENGINEERING, PROJECT NO. 06-2087
7. SMALLEST LOT: LOT 2 – 4.81 ACRES
8. LARGEST LOT: LOT 1 – 22.94 ACRES
9. THE PROPERTY IS ZONED PD 320, PLANNED DEVELOPMENT DISTRICT 320.

LEGEND

○	SET 5/8" IRON PIN CAPPED "GREAT RIVER 2001011476"
●	FOUND IRON PIN (AS NOTED)
△	CONTROL POINT
	TEMPORARY BENCHMARK
Ⓢ	SANITARY SEWER MANHOLE
Ⓓ	STORM SEWER STRUCTURE
(M)	MEASURED DISTANCE
(D)	DEED DISTANCE
1220 — — — —	CONTOUR MAJOR
- - - - - - - -	CONTOUR MINOR
——— S ———	SANITARY SEWER LINE

SHEET 1 OF 2

DATE PREPARED: 09/26/2024

BRAD WILLIAM FERGUSON
MO# PLS-2007017959

JACK HENRY & ASSOCIATES PRELIMINARY PLAT
FOR
JACK HENRY & ASSOCIATES, INC.

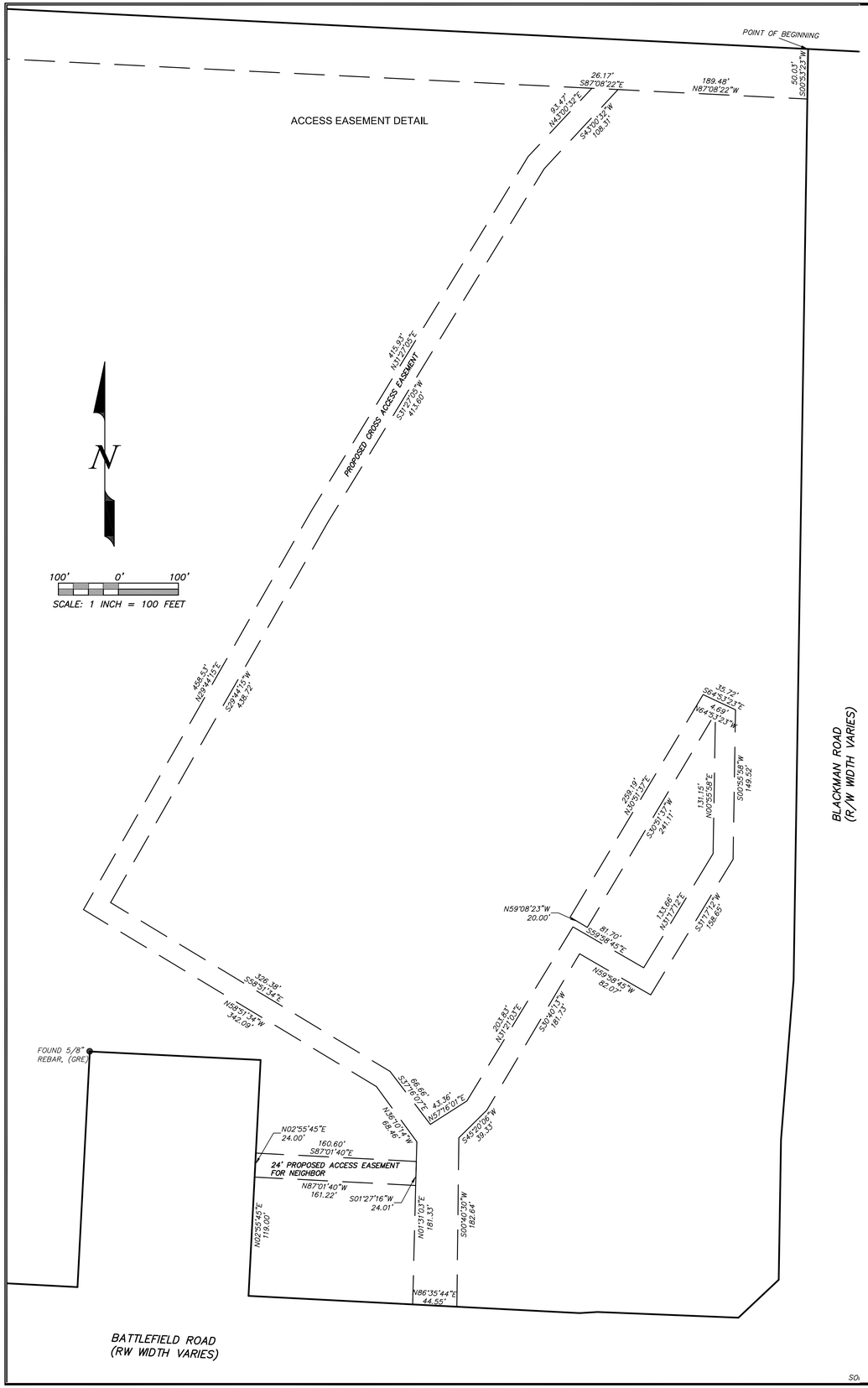
PART OF THE EAST HALF, LOT 1 OF THE NORTHWEST QUARTER OF SECTION 3, TOWNSHIP 28 NORTH, RANGE 21WEST GREENE COUNTY, MISSOURI

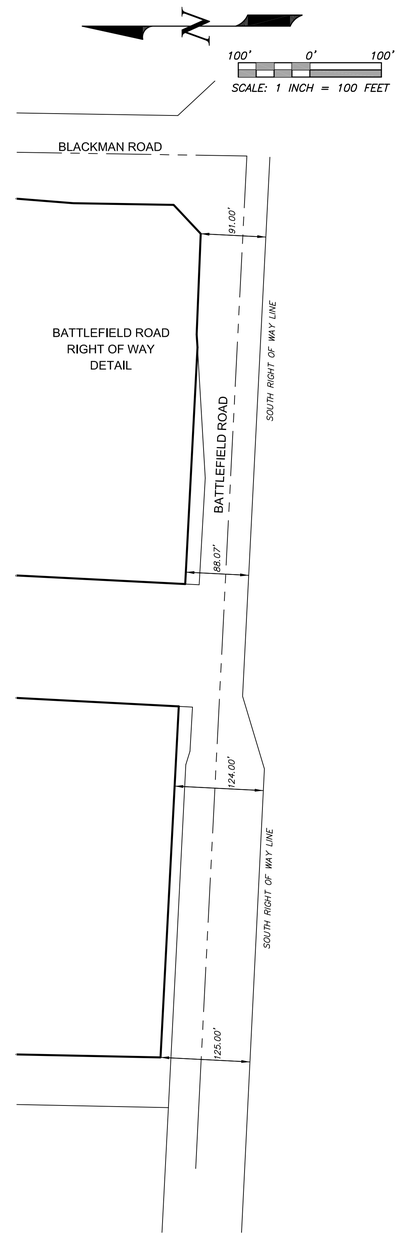
CHECKED BY: BWF
DRAWN BY: BWF
JOB NUMBER: 5470
FILE NAME: 5470_PP

GRE GREAT RIVER ENGINEERING
186 S PAYNE STEWART DR, SUITE 151, BRANSON, MO 65616
PHONE: (417) 220-4112 FAX: (417) 886-7591
www.greatriv.com

Missouri State Certificate of Authority Numbers:
Engineering: 2000156885, Land Surveying: 2001011476, Landscape Architecture: 2007013673

PRELIMINARY PLAT OF
JACK HENRY & ASSOCIATES SUBDIVISION
A SUBDIVISION IN GREENE COUNTY, MISSOURI





PARENT TRACT DESCRIPTION:

ALL OF THE EAST ONE-HALF (E½) OF LOT ONE (1) OF THE NORTHWEST QUARTER (NW¼) OF SECTION THREE (3), TOWNSHIP TWENTY-EIGHT (28) NORTH, RANGE TWENTY-ONE (21) WEST, OF THE FIFTH PRINCIPAL MERIDIAN, EXCEPT THAT PART DEEDED IN BOOK 682, PAGE 35 AND BOOK 1,354, PAGE 295 OF THE RECORDS IN THE RECORDER'S OFFICE, GREENE COUNTY, MISSOURI, ALSO EXCEPT ROADS, ALL BEING IN GREENE COUNTY, MISSOURI BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE EAST 1/2, LOT 1, OF THE NORTHWEST QUARTER, SECTION 3, TOWNSHIP TWENTY-EIGHT (28) NORTH, RANGE TWENTY-ONE (21) WEST, FIFTH PRINCIPAL MERIDIAN, SPRINGFIELD, GREENE COUNTY, MISSOURI; THENCE N87°37'12"W, 60.64 FEET, ALONG THE NORTH LINE OF SAID LOT 1, TO THE POINT OF BEGINNING; THENCE WITH A DEEDED RIGHT-OF-WAY LINE THE FOLLOWING SEVEN COURSES, S00°24'33"W, 930.95 FEET; S04°01'24"W, 160.46 FEET; S00°28'32"W, 139.98 FEET; S46°16'49"W, 55.33 FEET; N88°10'29"W, 140.91 FEET; S86°36'54"W, 201.00 FEET; N87°51'10"W,149.46 FEET; THENCE LEAVING THE NORTH RIGHT-OF-WAY OF BATTLEFIELD ROAD, N02°26'55"E, 255.92 FEET; THENCE N87°37'38"W, 170.96 FEET; THENCE S02°30'33"W, 255.10 FEET, TO A POINT LYING ON THE SAID NORTH RIGHT-OF-WAY OF BATTLEFIELD ROAD, THENCE WITH SAID RIGHT-OF-WAY, THE FOLLOWING THREE (3) COURSES, N87°06'00"W, 61.70 FEET; N73°27'32"W, 19.75 FEET; N87°34'22"W, 479.98 FEET, TO THE INTERSECTION OF SAID RIGHT-OF-WAY, AND THE WEST LINE OF THE EAST ONE-HALF (E1/2) OF AFOREMENTIONED LOT 1; THENCE LEAVING SAID RIGHT-OF-WAY AND PROCEEDING ALONG SAID WEST LINE, N00°44'25"E, 1286.85 FEET, TO A SET IRON PIN ON THE NORTH LINE OF SAID LOT 1, THENCE WITH SAID NORTH LINE, S87°37'12"E, 1266.43 FEET, TO THE POINT OF BEGINNING. CONTAINING 36.3859 ACRES, MORE OR LESS, AND BEING SUBJECT TO ALL EASEMENTS, COVENANTS, RESERVATIONS, AND RESTRICTIONS OF RECORD.

JACK HENRY & ASSOCIATES SUBDIVISION DESCRIPTION:

ALL OF THE EAST ONE-HALF (E½) OF LOT ONE (1) OF THE NORTHWEST QUARTER (NW¼) OF SECTION THREE (3), TOWNSHIP TWENTY-EIGHT (28) NORTH, RANGE TWENTY-ONE (21) WEST, OF THE FIFTH PRINCIPAL MERIDIAN, EXCEPT THAT PART DEEDED IN BOOK 682, PAGE 35 AND BOOK 1,354, PAGE 295 OF THE RECORDS IN THE RECORDER'S OFFICE, GREENE COUNTY, MISSOURI, ALSO EXCEPT ROAD RIGHTS OF WAY, ALL BEING IN GREENE COUNTY, MISSOURI BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE EAST 1/2, LOT 1, OF THE NORTHWEST QUARTER, SECTION 3, TOWNSHIP TWENTY-EIGHT (28) NORTH, RANGE TWENTY-ONE (21) WEST, FIFTH PRINCIPAL MERIDIAN, SPRINGFIELD, GREENE COUNTY, MISSOURI; THENCE N87°08'22"W, 60.64 FEET, ALONG THE NORTH LINE OF SAID LOT 1, TO THE POINT OF BEGINNING; THENCE WITH A DEEDED RIGHT-OF-WAY LINE THE FOLLOWING FIVE COURSES, S00°53'23"W, 930.95 FEET; S04°30'14"W, 160.46 FEET; S00°57'22"W, 139.98 FEET; S46°45'39"W, 55.33 FEET; N87°41'39"W, 140.91 FEET; S86°35'44"W, 18.08 FEET; THENCE N87°01'40"W, 331.27 FEET; THENCE LEAVING THE NORTH RIGHT-OF-WAY OF BATTLEFIELD ROAD, N02°55'45"E, 236.27 FEET; THENCE N87°08'48"W, 170.96 FEET; THENCE S02°59'23"W, 235.92 FEET, TO A POINT LYING ON THE SAID NORTH RIGHT-OF-WAY OF BATTLEFIELD ROAD, THENCE WITH SAID RIGHT-OF-WAY, THE FOLLOWING THREE (3) COURSES, N87°01'33"W, 491.21 FEET; N01°09'43"W, 300.14 FEET; N87°01'50"W, 70.04 FEET, TO THE THE WEST LINE OF THE EAST ONE-HALF (E1/2) OF AFOREMENTIONED LOT 1; THENCE LEAVING SAID RIGHT-OF-WAY AND PROCEEDING ALONG SAID WEST LINE, N01°10'25"E, 972.22 FEET, TO A SET IRON PIN ON THE NORTH LINE OF SAID LOT 1, THENCE WITH SAID NORTH LINE, S87°08'22"E, 1266.43 FEET, TO THE POINT OF BEGINNING. CONTANNING 35.60 ACRES, MORE OR LESS, AND BEING SUBJECT TO ALL EASEMENTS, COVENANTS, RESERVATIONS, AND RESTRICTIONS OF RECORD.

STORM WATER NOTES

1. THE AREA SHOWN HEREON IS NOT LOCATED IN A STORM SEWER DISTRICT AS OF THE DATE OF RECORDING AND MAY BE SUBJECT TO FUTURE ASSESSMENT COST IF INCLUDED IN FUTURE STORM WATER BENEFIT DISTRICT DEEMED NECESSARY RESULTING FROM PROBLEMS CREATED BY SURFACE WATER RUNOFF. THIS IS DUE TO THE FACT THAT THE SURFACE WATER RUNOFF IS PRESENTLY BEING ACCOMMODATED BY STREET AND OPEN DRAINAGE FACILITIES.
2. ALL DRAINAGE EASEMENTS ARE TO BE MAINTAINED BY THE PROPERTY OWNER.
3. NO FENCES, PLANTINGS, OR OBSTRUCTIONS OTHER THAN MAILBOXES ARE PERMITTED WITHIN THE LIMITS OF THE DRAINAGE EASEMENT, UNLESS DRAINAGE IS ENCLOSED IN BELOW GRADE CONDUIT. AT NO TIME SHALL PERMANENT STRUCTURES BE ALLOWED IN THE EASEMENT.
4. SOUTHEAST BASIN DESIGNED AND CONSTRUCTED UNDER PIPBPW6151.

SANITARY SEWER NOTES

1. THE WESTERN HALF OF THE THE EXISTING PROPERTY IS ALSO NOT IN A SEWER DISTRICT. ANY NEW BUILDINGS CONSTRUCTED ON THAT PART OF THE PROPERTY WOULD NEED TO BE INCLUDED IN A SEWER DISTRICT OR WOULD NEED TO FILE A SPECIAL CONNECTION AGREEMENT. SPECIAL CONNECTION AGREEMENTS ARE REQUIRED FOR PROPERTIES OR BUILDINGS THAT ARE NOT IN SEWER DISTRICTS ACCORDING TO CITY CODE SECTION 120.249. ANY REQUIRED FEES FOR THE SPECIAL WOULD BE IN ADDITION TO THE STANDARD SEWER IMPACT PERMIT FEE.

UTILITY DISCLAIMER

EXISTING UNDERGROUND INSTALLATIONS SUCH AS WATER MAINS, GAS MAINS, TELEPHONE AND COMMUNICATION LINES, ELECTRIC LINES, AND BURIED STRUCTURES ON AND IN THE VICINITY OF THE SUBJECT PROPERTY ARE INDICATED HEREON ONLY TO THE EXTENT SUCH INFORMATION HAS BEEN MADE AVAILABLE TO OR DISCOVERED BY THE SURVEYOR. THERE IS NO GUARANTEE AS TO THE ACCURACY OR COMPLETENESS OF SUCH INFORMATION, AND ALL RESPONSIBILITY FOR THE ACCURACY AND COMPLETENESS THEREOF IS EXPRESSLY DISCLAIMED.

UTILITIES

SANITARY SEWER TO BE PROVIDED BY
CITY OF SPRINGFIELD
840 BOONVILLE AVENUE
SPRINGFIELD, MISSOURI 65802
(417) 864-1900

ELECTRIC, NATURAL GAS AND WATER TO BE SUPPLIED BY
CITY UTILITIES OF SPRINGFIELD, MO
SPRINGFIELD, MISSOURI 65802
(417) 863-9000

OWNER/DEVELOPER

JACK HENRY & ASSOCIATES, INC.
663 WEST HIGHWAY 60
PO BOX 807
MONETT, MO 65708
CONTACT: MIKE GOLLHOFER

SURVEY DECLARATION

I HEREBY DECLARE TO JACK HENRY & ASSOCIATES, INC. THAT THE INFORMATION SHOWN HEREON IS BASED ON AN ACTUAL SURVEY OF THE LAND HEREIN DESCRIBED AND THAT SAID SURVEY WAS PERFORMED UNDER MY PERSONAL SUPERVISION, TO THE BEST OF MY KNOWLEDGE AND BELIEF, IN ACCORDANCE WITH THE STANDARDS FOR PROPERTY BOUNDARY SURVEYS AS PROMULGATED FOR THE STATE OF MISSOURI BY THE BOARD OF ARCHITECTS, PROFESSIONAL ENGINEERS, PROFESSIONAL LAND SURVEYORS AND PROFESSIONAL LANDSCAPE ARCHITECTS AND THE MISSOURI DEPARTMENT OF AGRICULTURE.

BRAD WILLIAM FERGUSON, PLS 2007017959

LAND SURVEYING CORPORATION CERTIFICATE OF AUTHORITY #2001011476

BRAD WILLIAM FERGUSON
MO# PLS-2007017959

SHEET 2 OF 2

JACK HENRY & ASSOCIATES PRELIMINARY PLAT
FOR
JACK HENRY & ASSOCIATES, INC.

PART OF THE EAST HALF, LOT 1 OF THE NORTHWEST QUARTER OF SECTION 3, TOWNSHIP 28 NORTH, RANGE 21 WEST SPRINGFIELD, GREENE COUNTY, MISSOURI

DATE PREPARED: 09/10/2024

CHECKED BY: BWF
DRAWN BY: BWF
JOB NUMBER: 5470
FILE NAME: 5470_PP

GRE GREAT RIVER ENGINEERING
186 S PAYNE STEWART DR, SUITE 151, BRANSON, MO 65616
PHONE: (417) 220-4112 FAX: (417) 886-7591
www.greatriv.com

Missouri State Certificate of Authority Numbers:
Engineering: 2000156885, Land Surveying: 2001011476, Landscape Architecture: 2007013673

Paragon Architecture
637 W College St
Springfield, MO 65806
www.paragonarchitecture.com
417-885-0002

ATTACHMENT 4

Scott Rookstool
Project Manager
Corporate Facilities Construction
Jack Henry

Date: November 7, 2024

Re: Jack Henry S1 S2 Exterior Fire Wall Ratings Requirements

According to IBC 2018 Table 602, exterior walls located 10 feet or more from a property line do not require a fire-resistance rating. However, for walls located between 0 and 10 feet from the property line, a 1-hour rating is required.

Additionally, Table 705.2 permits overhang projections up to 40 inches from a property line, provided that the line is at least 5 feet away from the exterior wall.

It is recommended to position the new property line to allow a 10-foot setback from each building. This would enable the exterior walls to remain unrated, maintaining a 0-hour rating.

A 5-foot building setback can still be shown on the plans, but any future structures built within 10 feet of this property line would need to comply with IBC 2018 by incorporating a fire-rated exterior wall.

Best regards,

Paragon Architecture
Jared Younglove, AIA, NCARB

JARED A. YOUNGLOVE, ARCHITECT
MO #: A-2017019282

November 8, 2024

Andrew Menke
Senior Planner
City of Springfield
Department of Planning & Development
Phone: (417) 864-1613

The Consultant: Great River Engineering
186 S. Payne Stewart Dr., Suite 151
Branson, Missouri 65616
PH: (417) 220-4112

RE: Memo for Jack Henry Parking Count Analysis

This memo is being provided in regards to the parking counts related to the Prelimary Plat of Jack Henry & Associates Subdivision. The existing parking on Lots 2 & 3 independently meet the requirements of the Zoning Ordinance and will be reassessed prior to the issuance of a new Certificate of Occupancy.

Please contact me if you have any questions.

Very truly yours,

Todd Chandler, P.E.
Vice President – Development Services
Great River Engineering