

Proceedings of the City Council, City of Cape Girardeau, Mo.
Regular Session July 24, 2017 JJ-561

REGULAR SESSION – July 24, 2017

CLOSED SESSION

Legal actions and litigation, confidential communications with legal counsel, and property transactions, pursuant to RSMo. Sections 610.021(1), and (2).

A Motion was made by Wayne Bowen, Seconded by Robbie Guard to convene to closed session. Motion passed. 6-0. Ayes: Bowen, Fox, Guard, Gunn, Moore, Rediger. Absent: Uzoaru.

INVOCATION

Pastor Bruce Baxter of Southeast District – United Methodist Church

PLEDGE OF ALLEGIANCE

CALL TO ORDER

The Cape Girardeau City Council convened in regular session on Monday, July 24, 2017, at 7:00 p.m., with Mayor Harry Rediger presiding and Council Members Wayne Bowen, Bob Fox, Robbie Guard (participating via videoconferencing), Victor Gunn, and Shelly Moore. Joseph Uzoaru was absent.

ADOPTION OF THE AGENDA

A Motion was made by Victor Gunn, Seconded by Robbie Guard to amend the Agenda by removing Item 2, Bill No. 17-99, from the Consent Agenda, and to approve and adopt as amended. Motion passed. 6-0. Ayes: Bowen, Fox, Guard, Gunn, Moore, Rediger. Absent: Uzoaru.

PRESENTATIONS

Mayor Harry Rediger asked the City Council and City Manager to join him as he presented a plaque to Council Member Wayne Bowen in recognition of his service on the City Council since April 2013. Mayor Harry Rediger listed several City accomplishments that occurred during the past four years. He said that Mr. Bowen was a champion for public safety. Mayor Rediger thanked Council Member Bowen for being straight forward with Council and staff. He wished him well in his future endeavors, as he begins a new job and moves his family to Florida.

Mayor Harry Rediger presented a plaque to John "Buddy" Davis in recognition of his service and retirement from the Police Department. Buddy Davis' wife, Barbara accompanied him during the presentation. Mayor Rediger read an account of Mr. Davis' accomplishments in law enforcement, and he noted several recognitions that buddy Davis had received over the years.

Mayor Harry Rediger presented a Proclamation naming August 22, 2017, as Professional Engineers Day to a group of Professional Engineers that included City Engineer Casey Brunke, City Manager Scott Meyer, and Assistant Public Works Director Stan Polivick.

Deputy City Manager Molly Hood and Airport Manager Bruce Loy made a presentation about the Essential Air Service (EAS) Program proposals. Ms. Hood explained the United States Department of Transportation program and the criteria used to select a carrier to service a community and to receive a subsidy. She briefly described the proposals received from the four responding carriers, and she noted the expected results and challenges of each. The Airport Advisory Board and City staff recommend Sky West with a 50 passenger jet service. The challenges noted for the Sky West proposal include requirements for additional fire suppression and safety resources, and modifications to the secure areas and to terminal seating. The expected additional revenue exceeds these costs.

City Council Members discussed the recommendation, and they asked clarifying questions to City staff.

Bill No. 17-114, a Resolution authorizing the City Manager to make recommendations to the United States Department of Transportation for SkyWest Airlines to provide air carrier service under the Essential Air Service Program at the Cape Girardeau Regional Airport. Reading and Passage.

Council Member Wayne Bowen requested that if the City is given the opportunity to make an alternative recommendation, that Cape Air be recommended.

A Motion was made by Bob Fox, Seconded by Robbie Guard to approve.

Motion passed. 6-0. Ayes: Bowen, Fox, Guard, Gunn, Moore, Rediger. Absent: Uzoaru.

Bill 17-114 will be Resolution 3090.

COMMUNICATIONS/REPORTS

Mayor Harry Rediger announced Sounds for Hounds with Jerry Ford and associated stars, a K-9 unit fundraising event scheduled on July 29, 2017, at the River Campus. He urged citizens to purchase tickets and to attend. Victor Gunn spoke about the effectiveness of Police K-9 units and also urged citizens to attend.

Mayor Harry Rediger noted that the path of a Total Solar Eclipse will pass through the region on August 21, 2017, and there are several Eclipse events planned.

Council member Bob Fox gave personal thanks to Council Member Wayne Bowen for his service to the community on the City Council.

Council Member Wayne Bowen thanked the voters of Ward 6 for electing him to serve on City Council. He said that he was proud to be on the Council with an exemplary Mayor, Mayor Rediger. He stated he feels that the City has improved in many areas. He thanked City Manager Scott Meyer and City staff for planning and acting with the intent to make the City better. He stated that he ran his campaign calling for improvements to public safety, the downtown, and economic development. He feels that improvements have been made, but he encouraged the City to continue improving these issues. Furthermore, he hoped that the people of Cape will continue to grow in the spirit of togetherness while fostering healthy debate.

Council Member Robbie Guard thanked City Clerk Gayle Conrad for coordinating the means for him to participate by videoconference.

Proceedings of the City Council, City of Cape Girardeau, Mo.
Regular Session July 24, 2017 JJ-563

E1160674LD

City Manager Scott Meyer asked Alliance Water Resources Manager Kevin Preister to introduce a new member of the Alliance team. Mr. Priester introduced Erica Bogenpohl as the Alliance Water Utilities Engineer. Ms. Bogenpol is the former Jackson City Engineer.

APPEARANCES

Harold Tilley, a resident at 204 Rockport, appeared in opposition to Bill 17-99 an Ordinance amending Chapter 5 of the Code of Ordinances of the City of Cape Girardeau, Missouri, which would allow a liquor license to be issued to movie theaters.

Doug Austin, a resident at 758 Woodbine Place, also appeared in opposition to Bill 17-99 an Ordinance amending Chapter 5 of the Code of Ordinances of the City of Cape Girardeau, Missouri, regarding alcoholic beverages in movie theaters.

Robert Novack, an employee of Marcus Theatre, appeared in support of Bill 17-99 an Ordinance amending Chapter 5 of the Code of Ordinances of the City of Cape Girardeau, Missouri, regarding alcoholic beverages.

CONSENT AGENDA

Approval of the July 10, 2017, City Council regular session and closed session minutes.

BILL NO. 17-100, an Ordinance accepting Temporary Construction Easements, for the Boxwood Drive Box Culvert Project, in the City of Cape Girardeau, Missouri. Second and Third Readings.

BILL NO. 17-102, an Ordinance granting a Special Use Permit to Kidd's Incorporated, for purposes of constructing, maintaining, and operating a vehicle fueling station at 1325 Broadway, in the City and County of Cape Girardeau, Missouri. Second and Third Readings.

Bill No. 17-101, a Resolution authorizing the City Manager to execute a Pedestrian Crossing Agreement with Drury Hotels Company, LLC, for the installation of roadside flashers on Farrar Drive, in the City of Cape Girardeau, Missouri. Reading and Passage.

BILL NO. 17-103, a Resolution authorizing the City Manager to execute an Agreement with Avolve Software Corp., for online plan submittal and plan review software, in the City of Cape Girardeau, Missouri. Reading and Passage.

BILL NO. 17-104, a Resolution authorizing the City Manager to execute an Agreement with Gerstner Electric, Inc., for the 2017 LED Streetlight Conversion Project, in the City of Cape Girardeau, Missouri. Reading and Passage.

BILL NO. 17-105, a Resolution authorizing the City Manager to execute an Agreement with Nip Kelley Equipment Company, Inc., for the Lexington Avenue Improvements Project, in the City of Cape Girardeau, Missouri. Reading and Passage.

BILL NO. 17-110, a Resolution authorizing the City Manager to execute a Subordination of Deed of Trust Agreement with Ditech Financial, LLC, for property at 308 Louis Street, in the City of Cape Girardeau, Missouri. Reading and Passage.

A Motion was made by Wayne Bowen, Seconded by Bob Fox to approve and adopt. Motion passed. 6-0. Ayes: Bowen, Fox, Guard, Gunn, Moore, Rediger. Absent: Uzoaru. Bill No. 17-100 will be Ordinance 4990; Bill No. 17-102 will be Ordinance 4991; Bill No. 17-101 will be Resolution 3091; Bill No. 17-103 will be Resolution 3092; Bill No. 17-104 will be Resolution 3093; Bill No. 17-105 will be Resolution 3094; and Bill No. 17-110 will be Resolution 3095.

ITEMS REMOVED FROM CONSENT AGENDA

Bill No. 17-99, an Ordinance amending Chapter 5 of the Code of Ordinances of the City of Cape Girardeau, Missouri, regarding alcoholic beverages. Second and Third Readings.

Council Member Victor Gunn spoke about his experience with establishments that serve alcoholic beverages. He is concerned that other people in those establishments, such as young children in movie theaters, may experience disturbances that will require response from the Police Department. He stated that he is voting no.

Council Member Wayne Bowen asked the City Manager and Police Chief to speak about issuing licenses to movie theaters. Police Chief Wes Blair said his recommendation regarding any given application is based on his findings using the requirements set by the Code of Ordinances.

A Motion was made by Robbie Guard, Seconded by Bob Fox to approve by roll call . Motion passed. 5-1. Ayes: Moore, Rediger, Bowen, Fox, Guard. Nays: Gunn. Absent: Uzoaru. Bill No. 17-99 will be Ordinance 4992.

BILL NO. 17-109, a Resolution authorizing an applications to the Delta Regional Authority (DRA) Creative Placemaking Pilot Initiative, for a Placemaking Public Art Exhibit, and authorizing the City Manager to execute all necessary grant program documents. Reading and Passage.

A Motion was made by Bob Fox, Seconded by Robbie Guard to approve.

Council discussed. Several Council Members noted concern for using public funds for the grant's required matching amount, and they discussed the possibility of obtaining the required match by using private donations. Marla Mills, Director of Old Town Cape spoke about the grant opportunity and the application process. Council Member Bob Fox

Proceedings of the City Council, City of Cape Girardeau, Mo.
Regular Session **July 24, 2017** **JJ-565**

E1160674LD

asked for a specific cost estimate. Council Member Wayne Bowen inquired about postponing the approval in order to get a better estimate and to seek private donations.

A Motion was made by Wayne Bowen, Seconded by Bob Fox to postpone to the August 7, 2017 City Council Meeting.

Motion passed. 6-0. Ayes: Bowen, Fox, Guard, Gunn, Moore, Rediger. Absent: Uzoaru.

NEW ORDINANCES

Bill NO. 17-106, an Ordinance amending Article II of Chapter 27 of the Code of Ordinances of the City of Cape Girardeau, Missouri, regarding Travel Trailer Camps and Mobile Home Parks. First Reading.

A Motion was made by Wayne Bowen, Seconded by Bob Fox to approve.

Motion passed. 6-0. Ayes: Bowen, Fox, Guard, Gunn, Moore, Rediger. Absent: Uzoaru.

BILL NO. 17-107, an Ordinance Amending Chapter 7 of the Code of Ordinances of the City of Cape Girardeau, Missouri, regarding building codes. First Reading.

A Motion was made by Wayne Bowen, Seconded by Bob Fox to approve.

Motion passed. 6-0. Ayes: Bowen, Fox, Guard, Gunn, Moore, Rediger. Absent: Uzoaru.

BILL NO. 17-112, an Ordinance approving the record plat of Route K North Third Subdivision. First Reading.

A Motion was made by Robbie Guard, Seconded by Bob Fox to approve.

Motion passed. 6-0. Ayes: Bowen, Fox, Guard, Gunn, Moore, Rediger. Absent: Uzoaru.

BILL NO. 17-113, an Ordinance approving the record plat of Deer Creek Ridge Subdivision. First Reading.

A Motion was made by Bob Fox, Seconded by Robbie Guard to approve.

Motion passed. 6-0. Ayes: Bowen, Fox, Guard, Gunn, Moore, Rediger. Absent: Uzoaru.

BILL NO. 17-108, an Ordinance authorizing the City Manager to execute an agreement with the Cape Girardeau County Transit Authority to provide fixed route bus service for the City of Cape Girardeau during the fiscal year ending June 30, 2018, and renewal for up to a total of five years. First, Second, and Third Readings.

A Motion was made by Shelly Moore, Seconded by Bob Fox to approve and adopt.

Motion passed. 6-0. Ayes: Bowen, Fox, Guard, Gunn, Moore, Rediger. Absent: Uzoaru.

Bill No. 17-108 will be Ordinance 4993.

APPOINTMENTS

Appointment to the Historic Preservation Commission

Mary Darby was appointed for a term expiring April 16, 2018.

A Motion was made by Wayne Bowen, Seconded by Victor Gunn to appoint.
Motion passed. 6-0. Ayes: Bowen, Fox, Guard, Gunn, Moore, Rediger. Absent: Uzoaru.

Appointment to the Public Library Board of Directors

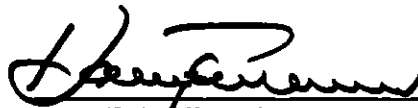
Rehka Patterson was appointed the Public Library Board of Directors for a term expiring June 30, 2020.

A Motion was made by Victor Gunn, Seconded by Robbie Guard to confirm.
Motion passed. 6-0. Ayes: Bowen, Fox, Guard, Gunn, Moore, Rediger. Absent: Uzoaru.

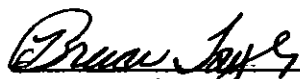
MEETING ADJOURNMENT

There being no further business, the meeting ended at 8:40 p.m.

A Motion was made by Wayne Bowen, Seconded by Victor Gunn to adjourn.
Motion passed. 6-0. Ayes: Bowen, Fox, Guard, Gunn, Moore, Rediger. Absent: Uzoaru.



Harry E. Rediger, Mayor



Bruce Taylor, Deputy City Clerk

