

REGULAR SESSION – December 18, 2017

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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 Victor Gunn, Seconded by Bob Fox to convene to closed session. Motion passed. 6-0. Ayes: Essner, Fox, Gunn, Moore, Rediger, Uzoaru. Absent: Guard.

INVOCATION

Pastor Zack Strong of Christ Church of the Heartland of Cape Girardeau

PLEDGE OF ALLEGIANCE

CALL TO ORDER

The Cape Girardeau City Council convened in regular session on Monday, December 18, 2017, at 7:00 p.m., with Mayor Harry Rediger presiding and Council Members Danny R. Essner, Bob Fox, Victor Gunn, Shelly Moore, and Joseph Uzoaru present. Robbie Guard was absent.

ADOPTION OF THE AGENDA

A Motion was made by Victor Gunn, Seconded by Joseph Uzoaru to approve and adopt. Motion passed. 6-0 Ayes: Essner, Fox, Gunn, Moore, Rediger, Uzoaru. Absent: Guard.

COMMUNICATIONS/REPORTS

Mayor Harry Rediger wished everyone a Merry Christmas and a Happy New Year.

PUBLIC HEARINGS

A public hearing to consider the proposed voluntary annexation of property located on County Road 313 into the city limits, as requested by Drury Properties, Inc., and the proposed zoning of the same property as PD, Planned Development District.

Mayor Harry Rediger opened the Public Hearing. Chris Koehler of Koehler Engineering, appeared to represent the applicant and to answer any questions about the project. There being no other appearances, the hearing was closed.

BILL NO. 17-209, an Ordinance annexing unincorporated land located on County Road 313 into the City Limits of the City of Cape Girardeau, Missouri, upon the request of Drury Properties, Inc. First Reading.

A Motion was made by Victor Gunn, Seconded by Danny Essner to approve. Motion passed. 6-0. Ayes: Essner, Fox, Gunn, Moore, Rediger, Uzoaru. Absent: Guard.

BILL NO. 17-210, an Ordinance amending Chapter 30 of the Code of Ordinances of the City of Cape Girardeau, Missouri, by zoning property located on County Road 313, as PD, Planned Development District. First Reading.

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A Motion was made by Bob Fox, Seconded by Danny Essner to approve.

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

A public hearing to consider a request to rezone property on County Road 313 from C-2 (Highway Commercial District) to PD (Planned Development District). Mayor Harry Rediger opened the Public Hearing. There being no appearances, the hearing was closed.

BILL NO 17-212, an Ordinance amending Chapter 30 of the Code of Ordinances of the City of Cape Girardeau, Missouri, by changing the zoning of property located on County Road 313, from C-2 to PD. First Reading.

A Motion was made by Victor Gunn, Seconded by Bob Fox to approve.

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

BILL NO 17-213, an Ordinance approving the Preliminary Development Plan of Deerfield Estates, for a proposed residential development in the City of Cape Girardeau. First Reading.

A Motion was made by Victor Gunn, Seconded by Bob Fox to approve.

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

APPEARANCES

Gary Arnold, applicant for Shadow Wood Villas Phase I, appeared in support of the approval of the Record Plat of that subdivision.

CONSENT AGENDA

Approval of the December 4, 2017, City Council regular session minutes and closed session minutes.

BILL NO. 17-182, an Ordinance accepting Permanent Drainage Easements for Lot #4 and Lot #6 of Rock Gardens Subdivision, in the City of Cape Girardeau, Missouri. Second and Third Readings.

BILL NO. 17-183, an Ordinance accepting a Permanent Drainage Easement, a Temporary Access Easement, and a Permanent Sanitary Sewer Easement for Lot 19 of Lilmac East Subdivision, in the City of Cape Girardeau, Missouri. Second and Third Readings.

BILL NO. 17-188, an Ordinance authorizing the Mayor to execute a Special Warranty Deed to RFJ Real Estate Holdings, LLC for property located at 429 Cooper Street, in the City of Cape Girardeau, Missouri. Second and Third Readings.

BILL NO 17-189, an Ordinance accepting a Special Warranty Deed from States Resources Corp. for property adjacent to South Minnesota Avenue, in the City of Cape Girardeau, Missouri. Second and Third Readings.

BILL NO. 17-190, an Ordinance amending Chapter 30 of the Code of Ordinances of the City of Cape Girardeau, Missouri, by changing the zoning of property located at the northwest corner of North Mount Auburn Road and Kage Road, in the City and County of Cape Girardeau, Missouri, from C-1 to C-2. Second and Third Readings.

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BILL NO. 17-191, an Ordinance granting a Special Use Permit to Robin Keesee and Jill Collins, for purposes of operating a bed and breakfast at 135 South West End Boulevard, in the City and County of Cape Girardeau, Missouri. Second and Third Readings.

BILL NO. 17-192, an Ordinance amending Chapter 30 of the Code of Ordinances of the City of Cape Girardeau, Missouri, by changing the zoning of property located at 3301 Hopper Road, in the City and County of Cape Girardeau, Missouri, from R-1 to C-1 Second and Third Readings.

Bill No. 17-193, an Ordinance providing for the extension of a sales tax in the amount of three-eighths of one percent for the purpose of providing funding for storm water control and local parks, and calling an election in the City of Cape Girardeau, Missouri, on the question of whether to extend such sales tax. Second and Third Readings.

BILL NO. 17-195, a Resolution authorizing the City Manager to execute a License and Indemnity Agreement with Patricia Dale, to install a water service line in Engram Street right-of-way, in the City of Cape Girardeau, Missouri. Reading and Passage.

BILL NO. 17-196, a Resolution authorizing the City Manager to execute a License and Indemnity Agreement with Southeast Missouri State University, to install fiber optic cable in North Pacific Street, Normal Avenue, and North Sprigg Street right-of-way, in the City of Cape Girardeau, Missouri. Reading and Passage.

BILL NO. 17-197, a Resolution authorizing the City Manager to execute an Agreement with SkyWest Airlines, Inc., for use of the Cape Girardeau Regional Airport Facilities. Reading and Passage.

BILL NO. 17-198, a Resolution authorizing the City Manager to execute a License and Indemnity Agreement with Marquette Tower Property, LLC, to install a sign overhanging North Fountain Street right-of-way, in the City of Cape Girardeau, Missouri. Reading and Passage.

BILL NO. 17-201, a Resolution of the City of Cape Girardeau, Missouri, stating intent to seek funding through the Hazard Mitigation Grant Program, authorizing the City Manager to pursue activities in an attempt to secure funding, and identifying a Project Manager. Reading and Passage.

BILL NO. 17-202, a Resolution authorizing the City Manager to execute Amendment Number 9 to the General Services Agreement with Jacobs Engineering Group, Inc., for the Wastewater Treatment Plant Project, in the City of Cape Girardeau, Missouri. Reading and Passage.

Bill No. 17-203, a Resolution authorizing City Manager to execute a Communication Systems Agreement with Motorola Solutions, Inc., for Radio Interoperability Infrastructure. Reading and passage.

Acceptance of improvements made to the Cape LaCroix Recreation Trail and Authorization to make Final Payment to ASA Asphalt, Incorporated.

Acceptance of public improvements to serve Redhawk Commons Phase 3.

Approval of the Release of Escrow Agreement for Redhawk Commons Phase 3

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Mayor Harry Rediger commended Deputy City Manager Molly Mehner on her work along with a multi-department team to complete this portion of the Radio Interoperability Infrastructure project. Mayor Harry Rediger noted that Bill Number 17-193 called for the PRS2 election (parks, recreation and stormwater sales tax extension). He said that the original tax funded important projects and maintenance, and that the extension would keep this progress moving forward.

A Motion was made by Victor Gunn, Seconded by Bob Fox to approve and adopt.
Motion passed. 6-0. Ayes: Essner, Fox, Gunn, Moore, Rediger, Uzoaru. Absent: Guard.

Bill No. 17-182 will be Ordinance No. 5031, Bill No. 17-183 will be Ordinance No. 5032; Bill No. 17-188 will be Ordinance No. 5033, Bill No. 17-189 will be Ordinance No. 5034; Bill No. 17-190 will be Ordinance No. 5035; Bill No. 17-191 will be Ordinance No. 5036; Bill No. 17-192 will be Ordinance No. 5037, Bill No. 17-193 will be Ordinance No. 5038; Bill No. 17-195 will be Resolution No. 3134, Bill No. 17-196 will be Resolution No. 3135; Bill No. 17-197 will be Resolution No. 3136; Bill No. 17-198 will be Resolution No. 3137, Bill No. 17-201 will be Resolution No. 3138; Bill No. 17-202 will be Resolution No. 3139; Bill No. 17-203 will be Resolution No. 3140.

NEW ORDINANCES

BILL NO. 17-194, an Ordinance amending Chapter 7 of the Code of Ordinances of the City of Cape Girardeau, Missouri, regarding Dangerous Buildings. First Reading.

A Motion was made by Joseph Uzoaru, Seconded by Shelly Moore to approve.
Motion passed. 6-0. Ayes: Essner, Fox, Gunn, Moore, Rediger, Uzoaru. Absent: Guard.

BILL NO 17-199, An Ordinance appropriating the expenditure of funds related to five grants for the fiscal year ending June 30, 2018 in the City of Cape Girardeau, Missouri. First Reading.

A Motion was made by Danny Essner, Seconded by Bob Fox to approve.
Motion passed. 6-0. Ayes: Essner, Fox, Gunn, Moore, Rediger, Uzoaru. Absent: Guard.

BILL NO. 17-200, an Ordinance appropriating expenditures from the Legacy Endowment, Innovation, and Capital Allocations of the Casino Revenue Fund for the fiscal year ending June 30, 2018, in the City of Cape Girardeau, Missouri. First Reading.

A Motion was made by Bob Fox, Seconded by Danny Essner to approve.
Motion passed. 6-0. Ayes: Essner, Fox, Gunn, Moore, Rediger, Uzoaru. Absent: Guard.

BILL NO 17-204, an Ordinance accepting three Permanent Drainage Easements for property located along Hopper Road, in the City of Cape Girardeau, Missouri. First Reading.

A Motion was made by Bob Fox, Seconded by Joseph Uzoaru to approve.
Motion passed. 6-0. Ayes: Essner, Fox, Gunn, Moore, Rediger, Uzoaru. Absent: Guard.

BILL NO. 17-205, an Ordinance authorizing the Mayor to execute Special Warranty Deed to SEMO Development, LLC, for property located along Hopper Road, in the City of Cape Girardeau, Missouri. First Reading.

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A Motion was made by Danny Essner, Seconded by Bob Fox to approve.
Motion passed. 6-0. Ayes: Essner, Fox, Gunn, Moore, Rediger, Uzoaru. Absent: Guard.

BILL NO. 17-206, an Ordinance approving the record plat of Cape West 16th Subdivision. First Reading.

A Motion was made by Danny Essner, Seconded by Bob Fox to approve.
Motion passed. 6-0. Ayes: Essner, Fox, Gunn, Moore, Rediger, Uzoaru. Absent: Guard.

BILL NO 17-207, an Ordinance approving the record plat of Raben Subdivision. First Reading.

A Motion was made by Bob Fox, Seconded by Danny Essner to approve.
Motion passed. 6-0. Ayes: Essner, Fox, Gunn, Moore, Rediger, Uzoaru. Absent: Guard.

BILL NO. 17-208, an Ordinance approving the record plat of Shadow Wood Villas Phase I Townhomes. First Reading.

A Motion was made by Bob Fox, Seconded by Danny Essner to approve.
Motion passed. 6-0. Ayes: Essner, Fox, Gunn, Moore, Rediger, Uzoaru. Absent: Guard.

BILL NO 17-211, an Ordinance extending the boundaries of Ward 6 to include property newly annexed into the City Limits of the City of Cape Girardeau, Missouri. First Reading.

A Motion was made by Danny Essner, Seconded by Bob Fox to approve.
Motion passed. 6-0. Ayes: Essner, Fox, Gunn, Moore, Rediger, Uzoaru. Absent: Guard.

APPOINTMENTS

Appointments to the Cape Girardeau Area MAGNET Board of Directors

A Motion was made by Victor Gunn, Seconded by Joseph Uzoaru to appoint Council Members Robbie Guard and Bob Fox to the Cape Girardeau Area MAGNET Board for terms expiring December 31, 2018.

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

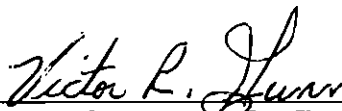
MEETING ADJOURNMENT

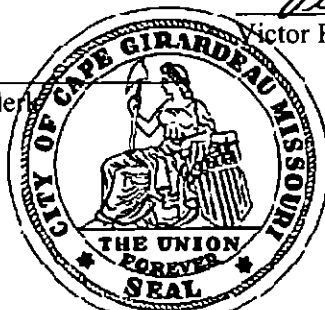
There being no further business, the meeting ended at 7.20p.m.

A Motion was made by Victor Gunn, Seconded by Bob Fox to adjourn.

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


Bruce Taylor, Deputy City Clerk


Victor R. Gunn, Mayor Pro Tempore



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