

REGULAR SESSION – April 16, 2018

CLOSED SESSION

Legal actions and litigation, confidential communications with legal counsel, and personnel matters, pursuant to RSMo. Sections 610.021(1) and (3).

A Motion was made by Victor Gunn, Seconded by Robbie Guard to convene to closed session. Motion passed. 6-0. Ayes: Fox, Guard, Gunn, Kinder, Moore, Presson.

INVOCATION

Pastor Weston Wildauer of Good Shepherd Lutheran Church in Cape Girardeau

PLEDGE OF ALLEGIANCE

CALL TO ORDER

The Cape Girardeau City Council convened in regular session on Monday, April 16, 2018, at 7:00 p.m., with Mayor Bob Fox presiding and Council Members Robbie Guard, Victor Gunn, Stacy Kinder, Shelly Moore, and Daniel Presson present.

ADOPTION OF THE AGENDA

A Motion was made by Victor Gunn, Seconded by Robbie Guard to approve and adopt the agenda with BILL NO. 18-42, an Ordinance amending Chapter 17 regarding chronic nuisance properties, and BILL NO. 18-62, a Resolution convening the Tax Increment Financing Commission removed from the Consent Agenda.

Motion passed. 7-0. Ayes: Essner, Fox, Guard, Gunn, Moore, Rediger, Uzoaru.

COMMUNICATIONS/REPORTS

Council Member Robbie Guard said that he recently attended the Missouri Coalition of Recovery Support Providers Conference.

Council Member Victor Gunn announced that the Seniors and Lawmen Together (SALT) Law Enforcement Memorial Ceremony is scheduled for May 24, 2018, 6:00 P.M., at Cape Bible Chapel. The event honors the 49 officers in southeast Missouri who died in the line of duty.

Mayor Bob Fox commended Jason Coalter and former Council Member Joseph Uzoaru for coordinating the recent south side alley cleanup.

Mayor Bob Fox reported that the Honorable Young Men group from Franklin School attended an dinner at the Country Club, where they learned about etiquette.

Mayor Bob Fox said that the 2018 Outdoor Sculpture Exhibit reception was held on April 12, 2018.

Mayor Bob Fox said that he spoke at the opening ceremony of the Special Olympics Missouri Spring Games held in Cape Girardeau.

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City Manager Scott Meyer announced that on April 20, 2018, the City would be participating in the Optimist Clubs of Cape Girardeau and Jackson Youth in Government Day. The activities with the City of Cape Girardeau include a mock council meeting, and shadowing City leaders. Mayor Bob Fox will be speaking at the lunch.

City Manager Scott Meyer said that Saturday, April 21, is Friends of the Parks Day and the Great Cape Clean Up! Parks and Recreation Director Julia Jones said that volunteer registration begins at 8:30a.m. at Capaha Park, and that volunteers will be fed lunch, and will receive a t-shirt while supplies last.

City Manager Scott Meyer noted that the Council Retreat is scheduled for April 27, 2018, and it is an all-day event.

City Manager Scott Meyer asked Police Chief Wes Blair to speak about the first quarter crime statistics for the City. Chief Blair gave the report, and noted that although there had been four homicides, which have all been solved, overall crime was down. He noted that April 18, is Walk-In Wednesday, when people can come to the Police Station for instruction on the proper use of child seats. In addition, he announced that the Citizen Police Experience is on April 28, and citizens can register for it by contacting the Police Department.

APPEARANCES

Renita Green of Cape Girardeau appeared in opposition to BILL NO. 18-60, a Resolution of Support for the Proposal from the Amen Center Transitional Center for expansion of a transitional crisis center.

CONSENT AGENDA

Approval of the March 19, 2018, City Council regular session minutes and closed session minutes, and of the April 6, 2018, City Council Special Session minutes.

BILL NO. 18-41, 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 835 Beaudean Lane, in the City and County of Cape Girardeau, Missouri, from R-2 to R-4. Second and Third Readings.

BILL NO. 18-44, an Ordinance amending various Sections of Chapter 23 of the City Code relating to Stormwater Management Regulations. Second and Third Readings.

BILL NO. 18-45, an Ordinance authorizing the Mayor to execute Quit Claim Deeds transferring property to adjacent property owners for Melody Lane, in the City of Cape Girardeau, Missouri. Second and Third Readings.

BILL NO. 18-52, a Resolution establishing an election schedule for the selection of a Council Member from Ward 5, in the City of Cape Girardeau, Missouri. Reading and Passage.

BILL NO 18-55, a Resolution authorizing the City Manager to execute an agreement with Nip Kelley Equipment Company, Inc., for the 2018 Asphalt Overlay Program, in the City of Cape Girardeau, Missouri. Reading and passage.

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BILL NO. 18-56, a Resolution authorizing the City Manager to execute a Contract for Services with Old Town Cape, Inc. Reading and Passage.

BILL 18-59, a Resolution authorizing the City Manager to execute an Agreement with American Ramp Company for the construction of a Skate Park in Arena Park, in the City of Cape Girardeau, Missouri. Reading and Passage.

BILL NO. 18-60, a Resolution of Support for the Proposal from the Amen Center Transitional Center for expansion of a transitional crisis center. Reading and Passage.

BILL NO. 18-61, a Resolution authorizing the City Manager to execute a Contract with Waters Engineering, Inc. for Parks and Recreation Stormwater projects, in the City of Cape Girardeau. Reading and Passage.

BILL NO. 18-63, a Resolution authorizing the City Manager to execute a Contract with Design+Advise, LLC for Parks and Recreation projects, in the City of Cape Girardeau, Missouri. Reading and Passage.

Acceptance of the Improvements and authorize Final Payment to Apex Paving Company for the Runway 02 Partial Overlay and Rehabilitation Project at the Cape Girardeau Regional Airport, Project No. 16-077A-1.

A Motion was made by Victor Gunn, Seconded by Robbie Guard to approve and adopt. Motion passed. 6-0. Ayes: Fox, Guard, Gunn, Kinder, Moore, Presson.

Bill No. 18-41 will be Ordinance No. 5069; Bill No. 18-44 will be Ordinance No. 5070; Bill No. 18-45 will be Ordinance No. 5071; Bill No. 18-52 will be Resolution No. 3169; Bill No. 18-55 will be Resolution No. 3170; Bill No. 18-56 will be Resolution No. 3171; Bill No. 18-59 will be Resolution No. 3172; Bill No. 18-60 will be Resolution No. 3173; Bill No. 18-61 will be Resolution No. 3174; and Bill No. 18-63 will be Resolution No. 3175.

ITEMS REMOVED FROM CONSENT AGENDA

BILL NO. 18-42, an Ordinance amending Chapter 17 of the Code of Ordinances of the City of Cape Girardeau, Missouri, regarding Chronic Nuisance Properties. Second and Third Readings.

Council Member Stacy Kinder asked for information about the current Ordinance and the process staff uses. Deputy City Manager Molly Mehner explained that employees from the City Prosecutor's Office, Development Services, and the Police Department had formed the Chronic Nuisance Property Task Force. She said that the group reviews situations where an address has repeated violations or a single occurrence of a serious crime. However, since weapon charges are not listed in the current ordinance, the task force would like to add them to the more serious occurrences that trigger when this ordinance can be used.

A Motion was made by Stacy Kinder, Seconded by Victor Gunn to approve and adopt. Motion passed. 6-0. Ayes: Fox, Guard, Gunn, Kinder, Moore, Presson.

Bill No. 18-42 will be Ordinance No. 5072.

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Bill No. 18-62, a Resolution convening the Tax Increment Financing Commission of the City of Cape Girardeau, Missouri, authorizing the distribution of a request for proposals, and authorizing certain actions connected therewith. Reading and Passage.

Council member Stacy Kinder asked for an explanation of the Tax Increment Financing(TIF) process and whether the developer will receive additional money from other sources. John Mehner, President of the Cape Girardeau Area Chamber of Commerce responded. He stated that for this project, the developer is assuming that they will get Federal Historic Tax Credits. As for the TIF, the project meets the "but for", requirement which means that the redevelopment would not happen without the assistance from the TIF. The building has sat empty for over 30 years. The City will negotiate the terms of the TIF agreement, which will include a cap amount for the reimbursement. The reimbursement only occurs if terms of the redevelopment are met. Further, all reimbursement is payable only from funds from the additional sales tax revenue and property tax assessments above the base that are generated by the redevelopment.

A Motion was made by Robbie Guard, Seconded by Victor Gunn to approve and adopt. Motion passed. 6-0. Ayes: Fox, Guard, Gunn, Kinder, Moore, Presson.

Bill No. 18-62 will be Resolution No. 3176.

NEW ORDINANCES

BILL NO. 18-53, an Ordinance authorizing the Mayor to execute a Special Warranty Deed to RFJ Real Estate Holdings, LLC, for property located at 453 Cooper Street, in the City of Cape Girardeau, Missouri. First Reading.

A Motion was made by Robbie Guard, Seconded by Victor Gunn to approve. Motion passed. 6-0. Ayes: Fox, Guard, Gunn, Kinder, Moore, Presson.

BILL NO. 18-54, an Ordinance accepting a Permanent Sanitary Sewer Easement along South Sprigg Street, from Nip Kelley Equipment Company Inc., in the City of Cape Girardeau, Missouri. First Reading.

A Motion was made by Robbie Guard, Seconded by Shelly Moore to approve. Motion passed. 6-0. Ayes: Fox, Guard, Gunn, Kinder, Moore, Presson.

BILL NO. 18-57, an Ordinance accepting a Permanent Utility and Sewer Easement for unimproved Decatur Street Right-of-Way, in the City of Cape Girardeau, Missouri. First Reading.

A Motion was made by Robbie Guard, Seconded by Daniel Presson to approve. Motion passed. 6-0. Ayes: Fox, Guard, Gunn, Kinder, Moore, Presson.

BILL NO. 18-58, an Ordinance vacating the City's interest in unimproved Decatur Street right-of-way lying between Shawnee Parkway to the north, Willow Street to the south, South Middle Street to the west, and unimproved South Fountain Street right-of-way to the east, in the City of Cape Girardeau, Missouri. First Reading.

A Motion was made by Robbie Guard, Seconded by Stacy Kinder to approve. Motion passed. 6-0. Ayes: Fox, Guard, Gunn, Kinder, Moore, Presson.

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BILL NO. 18-64 , an Ordinance authorizing the City Manager to execute Amendment #2 to the State Block Grant Agreement with Missouri Highways and Transportation Commission for design and construction of the Runway 10/28 Lighting Rehabilitation Project, at the Cape Girardeau Regional Airport, First Reading.

A Motion was made by Daniel Presson, Seconded by Robbie Guard to approve.
Motion passed. 6-0. Ayes: Fox, Guard, Gunn, Kinder, Moore, Presson.

APPOINTMENTS

Appointments to the Airport Advisory Board

A Motion was made by Robbie Guard, Seconded by Victor Gunn to appoint Justin Albright, Mark Seesing and Joe Uzoaru to the Airport Advisory Board for terms expiring April 30, 2021.
Motion passed. 6-0. Ayes: Fox, Guard, Gunn, Kinder, Moore, Presson.

Appointments to the Historic Preservation Commission

A Motion was made by Victor Gunn, Seconded by Daniel Presson to appoint Brianna DeWitt, Michael Cervantes, and Mary Darby to the Historic Preservation Commission for terms expiring April 16, 2021.
Motion passed. 6-0. Ayes: Fox, Guard, Gunn, Kinder, Moore, Presson.

Appointment of City Council Committee and Board Positions

A Motion was made by Robbie Guard, Seconded by Stacy Kinder to appoint Council Members to various Boards and Commissions as recommended by Mayor Bob Fox and will be on file in the City Clerk's Office.
Motion passed. 6-0. Ayes: Fox, Guard, Gunn, Kinder, Moore, Presson.

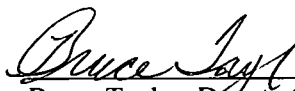
MEETING ADJOURNMENT

There being no further business, the meeting ended at 7:45 p.m.

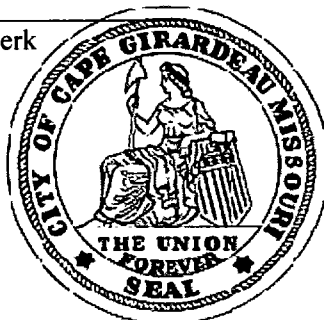
A Motion was made by Victor Gunn, Seconded by Shelly Moore to adjourn.
Motion passed. 6-0. Ayes: Fox, Guard, Gunn, Kinder, Moore, Presson.



Bob Fox, Mayor



Bruce Taylor, Deputy City Clerk



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