

REGULAR SESSION – December 17, 2018

CALL TO ORDER

The Cape Girardeau City Council convened in regular session on Monday, December 17, 2018, at 5:30 p.m., with Mayor Bob Fox presiding and Council Members Ryan Essex, Victor Gunn, Stacy Kinder, and Daniel Presson present. Robbie Guard and Shelly Moore were absent.

ADOPTION OF THE AGENDA

A Motion was made by Victor Gunn, Seconded by Stacy Kinder to approve and adopt the Agenda.

Motion passed. 5-0. Ayes: Essex, Fox, Gunn, Kinder, Presson. Absent: Guard, Moore.

APPEARANCES

None.

CONSENT AGENDA

Approval of the December 3, 2018, City Council regular session minutes and closed session minutes.

BILL NO. 18-169, an Ordinance granting a Special Use Permit to Sprint, Collective Solutions, LLC, and the City of Cape Girardeau, Missouri, for purposes of constructing, maintaining, and operating a telecommunication tower at 1157 South West End Boulevard, in the City and County of Cape Girardeau, Missouri. Second and Third Readings.

BILL NO. 18-170, an Ordinance amending Chapter 30 of the Code of Ordinances of the City of Cape Girardeau, Missouri, regarding Recreational Vehicles. Second and Third Readings.

BILL NO. 18-171, an Ordinance amending Chapter 15 of the Code of Ordinances of the City of Cape Girardeau, Missouri, regarding renewal period and reciprocity of trade licenses. Second and Third Readings.

BILL NO. 18-172, an Ordinance accepting a Permanent Drainage Easement for 439 Optimist Drive, from Billy Joe Bragg and Carol Ann Bragg in the City of Cape Girardeau, Missouri. Second and Third Readings.

BILL NO. 18-173, an Ordinance approving the Record Plat of Crowe Subdivision. Second and Third Readings.

BILL NO. 18-175, a Resolution authorizing the City Manager to execute a License and Indemnity Agreement with EED Development, L.L.C., and Dalhousie, L.L.C., for installation of decorative street sign brackets and street signs, in the City of Cape Girardeau, Missouri. Reading and Passage.

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BILL NO. 18-176, a Resolution authorizing the City Manager to execute a Release of Lien for property located at 927 Bloomfield Road, under the Community Development Block Grant Program, in the City of Cape Girardeau, Missouri. Reading and Passage.

Accept Improvements and Authorize Final Payment to American Ramp Company, Inc. for the construction of a Skate Park in Arena Park.

Authorize the City Manager to reject all bids received for the Masonry for Capaha Park Comfort Station.

A Motion was made by Victor Gunn, Seconded by Dan Presson to approve and adopt. Motion passed. 5-0. Ayes: Essex, Fox, Gunn, Kinder, Presson. Absent: Guard, Moore.

Bill No. 18-169 will be Ordinance No. 5137; Bill No. 18-170 will be Ordinance No. 5138; Bill No. 18-171 will be Ordinance No. 5139; Bill No. 18-172 will be Ordinance No. 5140; Bill No. 18-173 will be Ordinance No. 5141; Bill No. 18-175 will be Resolution No. 3220; and Bill No. 18-176 will be Resolution No. 3221

Items Removed from Consent Agenda

BILL NO. 18-165, an Ordinance approving the Record Plat of Southeast Hospital Nursing Subdivision. Second and Third Readings.

A Motion was made by Ryan Essex, Seconded by Dan Presson to amend the name to Southeast Hospital Nursing Subdivision, as set out in the corrected ordinance.

Motion passed. 5-0. Ayes: Essex, Fox, Gunn, Kinder, Presson. Absent: Guard, Moore.

A Motion was made by Stacy Kinder, Seconded by Ryan Essex to approve and adopt as amended.

Motion passed. 5-0. Ayes: Essex, Fox, Gunn, Kinder, Presson. Absent: Guard, Moore.

Bill No. 18-165 will be Ordinance No. 5142.

BILL NO. 18-174, an Ordinance amending Chapter 5 of the Code of Ordinances of the City of Cape Girardeau, Missouri, regarding liquor licenses. Second and Third Readings.

A Motion was made by Ryan Essex, Seconded by Stacy Kinder to approve and adopt.

Council Member Stacy Kinder asked for clarification on the requirements of the different forms of liquor licenses. City Manager Scott Meyer explained that the current liquor licenses to sell liquor also allow delivery per City and State regulations. The proposed delivery only license ordinance would allow the City to revoke the license of that type of business if it failed to comply with these regulations and requirements. City Attorney Eric Cunningham added that State and local regulation already state that the person distributing or delivering, and the person receiving the liquor, must be 21 years of age already. Council Member Kinder said that the City should consider adopting an Ordinance that sets stricter regulations and procedures aimed to increase compliance with other liquor license regulations. Police Chief Wes Blair stated that there are processes in place for the Police Department to check for compliance. At times, these operations are coordinated with the State Liquor Control Agents. Additional comments were made concerning measures in place for compliance.

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A Motion was made by Stacy Kinder, Seconded by Ryan Essex to amend Ordinance. to include the additional requirements discussed in the council materials.

Motion failed. Ayes: Essex, Fox, Kinder. Nays: Gunn, Presson. Absent: Guard, Moore.

Original Motion passed. 5-0. Ayes: Essex, Fox, Gunn, Kinder, Presson. Absent: Guard, Moore.

Bill No. 18-174 will be Ordinance No. 5143.

NEW ORDINANCES

BILL NO. 18-177, an Ordinance accepting a Permanent Drainage Easement for 1234 South Pacific Street, from Keller Property Investments, LLC, in the City of Cape Girardeau, Missouri. First Reading.

A Motion was made by Stacy Kinder, Seconded by Dan Presson to approve.

Motion passed. 5-0. Ayes: Essex, Fox, Gunn, Kinder, Presson. Absent: Guard, Moore.

BILL NO. 18-178, an Ordinance accepting a Permanent Drainage Easement for 321 Optimist Drive, from Canyon Construction and Development, LLC, for the Arena Creek Box Culvert Project, in the City of Cape Girardeau, Missouri. First Reading.

A Motion was made by Ryan Essex, Seconded by Stacy Kinder to approve.

Motion passed. 5-0. Ayes: Essex, Fox, Gunn, Kinder, Presson. Absent: Guard, Moore.

BILL NO. 18-179, an Ordinance authorizing the City Manager to execute an Agreement with the Missouri Highways and Transportation Commission for installation of Purple Heart Signage, in Cape Girardeau, Missouri. First Reading.

A Motion was made by Victor Gunn, Seconded by Dan Presson to approve.

Motion passed. 5-0. Ayes: Essex, Fox, Gunn, Kinder, Presson. Absent: Guard, Moore.

BILL NO. 18-180, an Ordinance accepting a General Warranty Deed from Merriwether Investments, Inc., for property located at 116 North Spanish Street, in the City of Cape Girardeau, Missouri. **First, Second, and Third Reading.**

A Motion was made by Dan Presson, Seconded by Stacy Kinder to approve and adopt.

Motion passed. 5-0. Ayes: Essex, Fox, Gunn, Kinder, Presson. Absent: Guard, Moore.

Bill No. 18-180 will be Ordinance No. 5144.

BILL NO. 18-181, an Ordinance approving the Record Plat of Blattner Meadows Subdivision. First Reading.

A Motion was made by Dan Presson, Seconded by Stacy Kinder to approve.

Motion passed. 5-0. Ayes: Essex, Fox, Gunn, Kinder, Presson. Absent: Guard, Moore.

BILL NO. 18-182, an Ordinance approving the Record Plat of AB Commercial Properties Subdivision. First Reading.

A Motion was made by Ryan Essex, Seconded by Stacy Kinder to approve.

Motion passed. 5-0. Ayes: Essex, Fox, Gunn, Kinder, Presson. Absent: Guard, Moore.

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BILL NO. 18-183, an Ordinance approving the Record Plat of Austin Subdivision. First Reading.

A Motion was made by Stacy Kinder, Seconded by Dan Presson to approve.
Motion passed. 5-0. Ayes: Essex, Fox, Gunn, Kinder, Presson. Absent: Guard, Moore.

APPOINTMENTS

Appointments to the Cape Girardeau Area MAGNET Board of Directors

A Motion was made by Dan Presson, Seconded by Stacy Kinder to appoint Mayor Bob Fox and Council Member Robbie Guard to the Cape Girardeau Area MAGNET Board of Directors for terms expiring December 31, 2019.

Motion passed. 5-0. Ayes: Essex, Fox, Gunn, Kinder, Presson. Absent: Guard, Moore.

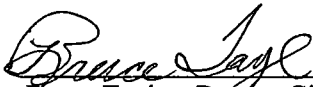
MEETING ADJOURNMENT

A Motion was made by Victor Gunn, Seconded by Stacy Kinder to adjourn from regular session.
Motion passed. 5-0. Ayes: Essex, Fox, Gunn, Kinder, Presson. Absent: Guard, Moore.

The Regular Session ended at 6:06 p.m.



Bob Fox, Mayor



Bruce Taylor, Deputy City Clerk

