

REGULAR SESSION – FEBRUARY 7, 2011

The Cape Girardeau City Council convened in regular session on Monday, February 7, 2011, at 7:00 p.m., with Mayor Harry E. Rediger presiding and Council Members Mark Lanzotti, Meg Proffer, Loretta Schneider, Kathy Swan, Debra Tracy and John Voss present.

Reverend James Bolin, of Teen Challenge International Mid-America, presented the invocation, and the Pledge of Allegiance was recited.

Mrs. Tracy made a motion, seconded by Mrs. Schneider, to adopt the Agenda as presented. The motion was approved upon the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy and Voss. Nays, none.

PRESENTATIONS

Ms. Nicolette Brennan, Public Information Coordinator, presented an update on the City's government access channel on the Charter Cable Television network of services. On March 16, 2010, all PEG channels moved from channels 3-10 to the 900's, in the "public affairs" neighborhood. Cape Girardeau's Channel 993 can now be seen in Sikeston and Perryville, if the viewer has digital cable service. If a viewer doesn't have digital service, but has a television manufactured after 2006, the City channel can be seen on channel 118.1. If a viewer doesn't have a television capable of receiving digital service at all, they will have to purchase additional equipment to view it. All of the programming on Channel 993 is available at any time on the City's website. Ms. Brennan spoke about the proposed CAP Act which would restore the local franchising authority. She also said that prior to 2007, the City had received approximately \$55,000 annually to help with equipment funding for the public access channel, but this funding is no longer available.

COMMUNICATIONS/REPORTS

Mayor Rediger recognized Graham Roop, of Boy Scouts of America Troop 16, sponsored by the Elks Lodge of Cape Girardeau, who was attending the City Council meeting to earn a citizenship and community merit badge.

Mrs. Swan said that she had attended a press conference last week hosted by Congresswoman Jo Ann Emerson about free income tax filing help for low-income households, seniors, and military families. More information is available at www.irs.gov and the Congresswoman's office.

Assistant City Manager/Development Services Director Ken Eftink passed out a revised draft Capital Improvements Program to the City Council and stated that the full document could also be found online at the City's website. Mayor Rediger stated that a public hearing will be held at the February 22, 2011, City Council meeting.

PUBLIC HEARINGS

This being the date set for a public hearing to consider revisions to the Zoning Ordinance of the City of Cape Girardeau, including the addition of a Downtown Commercial Corridor Overlay District, the addition of residential uses by right in the Central Business District, revisions to the Planned Development District regulations, and revisions to the standards for telecommunication towers, the hearing was opened. Mayor Rediger stated that the first reading of the Ordinance will be on the February 22, 2011, City Council meeting agenda.

There being no appearances, the hearing was closed.

CONSENT AGENDA

A motion was made by Mrs. Swan, seconded by Mr. Voss, to approve the following items on the Consent Agenda:

Approval of the City Council January 25, 2011, regular and closed sessions minutes.

BILL NO. 11-11, AN ORDINANCE APPROVING THE FINAL DEVELOPMENT PLAN, PHASE I, FOR A CASINO COMPLEX APPROVED WITHIN THE "PD" PLANNED DEVELOPMENT DISTRICT WITHIN THE CITY. Second and third readings.

A motion approving a retail liquor by the drink and Sunday sales license for Doc Cain, Inc., d/b/a Cain, 31 North Main Street.

The motion was approved upon the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy and Voss. Nays, none. BILL NO. 11-11 is ORDINANCE NO. 4195.

NEW ORDINANCES

BILL NO. 11-15 was given first reading as follows:

AN ORDINANCE REPEALING SECTION 17-5 OF THE CODE OF ORDINANCES OF THE CITY OF CAPE GIRARDEAU, MISSOURI REGARDING DESECRATION OF FLAGS

The first reading of BILL NO. 11-15 was approved upon Mr. Voss' motion, Mrs. Schneider's second, and the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy and Voss. Nays, none.

BILL NO. 11-16 was given first reading as follows:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXECUTE A SWIMMING POOL OPERATIONS AGREEMENT WITH CAPE GIRARDEAU SCHOOL DISTRICT NO. 63, FOR THE OPERATION AND MAINTENANCE OF THE CENTRAL MUNICIPAL SWIMMING POOL, IN THE CITY OF CAPE GIRARDEAU, MISSOURI

The first reading of BILL NO. 11-16 was approved upon Mr. Voss' motion, Mrs. Proffer's second, and the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy and Voss. Nays, none. Mr. Voss commended City staff for developing this Agreement with the School District. This document captures the essence of how the school and the City have worked together for the good of the community, and it clearly establishes how to manage future capital improvements to the facility.

BILL NO. 11-18 was given first reading as follows:

AN ORDINANCE ACCEPTING PERMANENT DRAINAGE EASEMENTS AND TEMPORARY CONSTRUCTION EASEMENTS FROM VARIOUS PROPERTY OWNERS FOR THE BRECKENRIDGE BRANCH STABILIZATION PROJECT

The first reading of BILL NO. 11-18 was approved upon Mrs. Tracy's motion, Mrs. Schneider's second, and the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy and Voss. Nays, none.

BILL NO. 11-17 was given first reading as follows:

AN ORDINANCE APPROPRIATING FUNDS FOR OPERATING EXPENDITURES, CAPITAL EXPENDITURES AND TRANSFERS FOR THE FISCAL YEAR ENDING JUNE 30, 2011, IN THE CITY OF CAPE GIRARDEAU, MISSOURI

The first reading of BILL NO. 11-17 was approved upon Mrs. Tracy's motion, Mrs. Swan's second, and the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy and Voss. Nays, none.

APPOINTMENTS

Mr. Dale Kester was reappointed to the University of Missouri Extension Council for a term expiring February 29, 2013, upon Mr. Voss' motion, Mrs. Proffer's second, and the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy and Voss. Nays, none.

There being no further business, the City Council adjourned at 7:15 p.m. upon Mr. Lanzotti's motion, Mr. Voss' second, and the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy and Voss. Nays, none.

Harry E. Rediger, Mayor

Gayle L. Conrad, City Clerk

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