

**REGULAR SESSION – APRIL 5, 2010**

The Cape Girardeau City Council convened in regular session on Monday, April 5, 2010, at 7:00 p.m., with Mayor Jay B. Knudtson presiding and Council Members Charlie Herbst, Mark Lanzotti, Marcia Ritter, Loretta Schneider, Debra Tracy and John Voss present.

Reverend Phil Roop, of Bethel Assembly of God Church, presented the invocation, and Austin Wilson and Collin Kiehl, of Boy Scouts of America Troop 2, led the Pledge of Allegiance.

Prior to the regular session, the City Council convened in closed session for purposes of discussing personnel pursuant to RSMo. Section 610.021(3) upon Mr. Herbst's motion, Mr. Voss' second, and the following vote: Ayes, Herbst, Knudtson, Lanzotti, Ritter, Schneider, Tracy and Voss. Nays, none.

The minutes of the March 15, 2010, regular and closed sessions were approved upon Mr. Lanzotti's motion, Mrs. Schneider's second, and the following vote: Ayes, Herbst, Knudtson, Lanzotti, Ritter, Schneider, Tracy and Voss. Nays, none.

The agenda was approved as distributed upon Mrs. Schneider's motion, Mr. Herbst's second, and the following vote: Ayes, Herbst, Knudtson, Lanzotti, Ritter, Schneider, Tracy and Voss. Nays, none.

Mr. Bill Crowell, Shawnee District Executive for the Boy Scouts of America, presented a plaque to the Mayor for his support of the local Boy Scout Troops over the past 8 years. Mr. Herbst commended Mr. Henderson for his service to Boy Scout Troop 2. Mr. Herbst will be assuming the role of Scoutmaster of Troop 2.

**COUNCIL COMMUNICATIONS**

Mrs. Schneider reminded everyone to vote on Tuesday. Ms. Ritter commended the Parks and Recreation staff and the Optimist Club for playground equipment in Arena Park, and their efforts in keeping the parks maintained.

Mrs. Tracy expressed her appreciation to Public Works for beginning delivery of the new solid waste containers. Mr. Scott Meyer, City Manager, stated that staff had begun delivery today and would continue through the end of the month, and cautioned residents not to begin using the new containers until the May 3. He stated that a booklet was also being distributed that explains all of the solid waste services offered by the City. Mr. Gramling, Public Works Director, said that all containers will be delivered by the end of next week, with the larger containers being delivered first, followed by the smaller containers. Old trash containers can be disposed with the last collection in April.

Mrs. Schneider noted that the Storytelling Festival will be held April 9-11, 2010, in Downtown Cape.

**CITY MANAGER COMMUNICATIONS**

Mr. Meyer stated that the river stage was 36' today and remaining steady. The Broadway flood gate remained open today.

The United Way recently recognized the City's 2009 Campaign as being in the top 20 accounts,

and for increasing leadership giving. The employee campaign committee was also recognized for its hard work and creativity for campaign coordination.

Mr. Meyer announced that Mrs. Sarah Wallace, City Planner, has resigned her position and will be moving back to Wisconsin.

Mr. Meyer reminded everyone of the Special City Council Meeting on Friday, April 9, 2010, at 4:00 p.m. to declare the results of the election and swear in the new Mayor and Council members.

### **PUBLIC HEARINGS**

This being the date set for a public hearing regarding the request for voluntary annexation from Jonah T. Yates and Margaret A. Yates, for a 3.0 acre tract at 2952 Perryville Road, the hearing was opened by Mayor Knudtson. There being no appearances, the hearing was closed.

### **APPEARANCES**

Mr. Tom Meyer, Chairman of the Census 2010 Committee, reviewed the activities of the Committee to promote the Census and work to get people to complete their Census forms. He and the Mayor presented each committee member with a certificate recognizing their service.

Mr. Mitch Robinson, Executive Director of Cape Area MAGNET, presented Ms. Ritter with a certificate of appreciation for her service on the Board from 2007-2010. He also presented a plaque to Mayor Knudtson for his service to the City by promoting economic development in Cape Girardeau. Mr. Lanzotti commended Ms. Ritter for her service on the MAGNET Board.

Mr. Felix Kinsley, of 325 N. Sprigg St., thanked the Mayor for his service to the City and for presenting Mr. Kinsley with an award several weeks ago.

Mrs. Schneider announced that next Tuesday, April 13, 2010, there will be a "Passing of the Gavel" event at the River Campus at 5:00 p.m.

### **NEW ORDINANCES**

BILL NO. 10-42 was given first reading as follows:

AN ORDINANCE ACCEPTING A PERMANENT UTILITY EASEMENT FROM JONAH T. YATES AND MARGARET A. YATES, FOR CONSTRUCTION, MAINTENANCE AND CREATION OF WATER AND SEWER LINES IN THE CITY OF CAPE GIRARDEAU, MISSOURI

The first reading of BILL NO. 10-42 was approved upon Mr. Herbst's motion, Mrs. Schneider's second, and the following vote: Ayes, Herbst, Knudtson, Lanzotti, Ritter, Schneider, Tracy and Voss. Nays, none.

BILL NO. 10-44 was given first reading as follows:

AN ORDINANCE ACCEPTING A STORM WATER DRAINAGE EASEMENT FROM ROBERT A. DRURY FOR THE INTERSECTION OF BLOOMFIELD ROAD AND ETHELTON DRIVE, IN THE CITY OF CAPE GIRARDEAU, MISSOURI

The first reading of BILL NO. 10-44 was approved upon Ms. Ritter's motion, Mrs. Schneider's

second, and the following vote: Ayes, Herbst, Knudtson, Lanzotti, Ritter, Schneider, Tracy and Voss. Nays, none.

### **RESOLUTIONS**

BILL NO. 10-40 was presented as follows:

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A DEMOLITION CONTRACT WITH JK HOLDINGS, INC.

The reading of BILL NO. 10-40 was approved and the Resolution adopted upon Mrs. Schneider's motion, Mr. Herbst's second, and the following vote: Ayes, Herbst, Knudtson, Lanzotti, Ritter, Schneider, Tracy and Voss. Nays, none. BILL NO. 10-40 is RESOLUTION NO. 2525.

BILL NO. 10-41 was presented as follows:

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A DEMOLITION CONTRACT WITH EAGLE EXCAVATING, LLC.

The reading of BILL NO. 10-41 was approved and the Resolution adopted upon Mr. Voss' motion, Mr. Herbst's second, and the following vote: Ayes, Herbst, Knudtson, Lanzotti, Ritter, Schneider, Tracy and Voss. Nays, none. BILL NO. 10-41 is RESOLUTION NO. 2526.

BILL NO. 10-43 was presented as follows:

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ACCEPT THE BID OF EASTERN MISSOURI INDUSTRIES FOR INSTALLATION OF FIBER OPTIC CABLE TO THE ARENA BUILDING, OSAGE COMMUNITY CENTRE, AND CAPE SPLASH, IN THE CITY OF CAPE GIRARDEAU, MISSOURI

The reading of BILL NO. 10-43 was approved and the Resolution adopted upon Mrs. Tracy's motion, Mrs. Schneider's second, and the following vote: Ayes, Knudtson, Lanzotti, Ritter, Schneider, Tracy and Voss. Nays, none. Mr. Herbst abstained from voting on BILL NO. 10-43 for financial reasons because his company has a financial relationship with Eastern Missouri Industries. BILL NO. 10-43 is RESOLUTION NO. 2527.

Mr. Meyer said that construction of the Cape Splash water park was progressing well and the park is expected to open on schedule in late May. Mr. Dan Muser, Public Works Director, reviewed the rates for admission to Cape Splash.

### **APPOINTMENTS**

Mr. Lee Hillman was appointed to the Parks and Recreation Advisory Board for a term expiring October 29, 2011, upon Mrs. Tracy's motion, Mrs. Schneider's second, and the following vote: Ayes, Herbst, Knudtson, Lanzotti, Ritter, Schneider, Tracy and Voss. Nays, none. Mrs. Schneider encouraged more senior citizens apply for the Parks Board and suggested that more senior activities be planned.

Ms. Patti House, Mr. Robert Komorech, and Ms. Charlotte Slinkard were reappointed to the Historic Preservation Commission for terms expiring April 16, 2013, upon Mr. Voss' motion, Mrs. Tracy's second, and the following vote: Ayes, Herbst, Knudtson, Lanzotti, Ritter,

Schneider, Tracy and Voss. Nays, none.

Mr. J. Ronald Fischer and Mr. John Mehner were reappointed to the Tax Increment Financing Commission for terms expiring April 1, 2014, upon Mayor Knudtson's motion, Mr. Voss' second, and the following vote: Ayes, Herbst, Knudtson, Lanzotti, Ritter, Schneider, Tracy and Voss. Nays, none.

Ms. Sharon Sommer was appointed to the Town Plaza Community Improvement District Board of Directors for a term expiring April 2, 2013, upon Mayor Knudtson's motion, Mrs. Schneider's second, and the following vote: Ayes, Herbst, Knudtson, Lanzotti, Ritter, Schneider, Tracy and Voss. Nays, none.

Mrs. Schneider was appointed to the Cape Girardeau County Partnership Advisory Committee, upon Mayor Knudtson's motion, Ms. Ritter's second, and the following vote: Ayes, Herbst, Knudtson, Lanzotti, Ritter, Schneider, Tracy and Voss. Nays, none. Mayor Knudtson explained that the Cape Girardeau County Partnership Advisory Committee is a new committee established to work on the development of the Cape County Community College.

#### **OTHER**

Mr. Voss made a motion, seconded by Mrs. Schneider, to accept the improvements completed under the River Walk Phase III project, and authorizing final payment to Lappe Cement Finishing, Inc. The motion was approved upon the following vote: Ayes, Herbst, Knudtson, Lanzotti, Ritter, Schneider, Tracy and Voss. Nays, none.

Mr. Lanzotti thanked Mayor Knudtson, Mr. Herbst and Ms. Ritter for their service to the citizens of Cape Girardeau. Mr. Voss echoed his thanks and stated that the community is a better place because of their service. Ms. Ritter thanked the citizens of Cape Girardeau for allowing her to serve. Mr. Walter White, former Mayoral candidate, commended Mayor Knudtson for his service with determination, desire, and discipline. Mayor Knudtson thanked the Council for their cooperation.

There being no further business, the City Council adjourned upon Mr. Lanzotti's motion, Mr. Voss' second, and the following vote: Ayes, Herbst, Knudtson, Lanzotti, Ritter, Schneider, Tracy and Voss. Nays, none.

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Jay B. Knudtson, Mayor

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Gayle L. Conrad, City Clerk

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