

REGULAR SESSION – March 4, 2019

**CALL TO ORDER**

The Cape Girardeau City Council convened in regular session on Monday, March 4, 2019, at 6:00 p.m., with Mayor Bob Fox presiding and Council Members Ryan Essex, Robbie Guard, Victor Gunn, Stacy Kinder, and Dan Presson present. Shelly Moore was absent.

**ADOPTION OF THE AGENDA**

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

Motion passed. 6-0. Ayes: Essex, Fox, Guard, Gunn, Kinder, Presson. Absent: Moore.

**APPEARANCES**

None.

**CONSENT AGENDA**

Approval of the February 18, 2019, City Council regular session minutes.

BILL NO. 19-30, an Ordinance authorizing the City Manager to execute an Agreement with the Missouri Highways and Transportation Commission for Traffic Signal Repairs at William Street and South West End Boulevard, in the City of Cape Girardeau, Missouri. Second and Third Readings.

BILL NO. 19-31, an Ordinance authorizing the City Manager to execute an Agreement with the Missouri Highways and Transportation Commission for repair of South Sprigg Street, in the City of Cape Girardeau, Missouri. Second and Third Readings.

BILL NO. 19-33, an Ordinance amending Chapter 25 of the Code of Ordinances of the City of Cape Girardeau, Missouri, regarding Signs. Second and Third Readings.

BILL NO. 19-34, an Ordinance amending Chapter 25 of the Code of Ordinances of the City of Cape Girardeau, Missouri, regarding Driveway Spacing Requirements. Second and Third Readings.

BILL NO. 19-35, a Resolution authorizing the City Manager to execute a Performance Guarantee Agreement with SEMO Development, LLC, for The Highlands at Hopper Crossing - Phase 1, in the City of Cape Girardeau, Missouri. Reading and Passage.

BILL NO. 19-36, a Resolution authorizing the City Manager to execute a Subordination of Deed Restriction with First Missouri State Bank of Cape County, for property at 2436 Masters Drive, in the City of Cape Girardeau, Missouri. Reading and Passage.

BILL NO. 19-37, a Resolution authorizing the City Manager to execute a License and Indemnity Agreement with Old Town Cape, Inc., for installation of decorative flower pots on City-owned light poles along Spanish Street, in the City of Cape Girardeau, Missouri. Reading and Passage.

BILL NO. 19-38, a Resolution authorizing the City Manager to execute an Agreement with KLG Engineering, LLC, for municipal engineering services, in the City of Cape Girardeau, Missouri. Reading and Passage.

BILL NO. 19-39, a Resolution authorizing the City Manager to execute an agreement with Boulder Construction, LLC, for Masonry for the Capaha Park Comfort Station. Reading and Passage.

BILL NO. 19-42, a Resolution authorizing a grant application to MODOT for Hazardous Moving Violation Enforcement, and authorizing the city manager to execute all necessary grant documents. Reading and Passage.

Bill No 19-43. a Resolution authorizing a grant application to MoDOT for DWI enforcement, and authorizing the city manager to execute all necessary grant documents. Reading and passage.

BILL NO. 19-44 a Resolution authorizing a grant application to MODOT for Seatbelt/Child Restraint Enforcement and authorizing the city manager to execute all necessary grant documents. Reading and Passage.

BILL NO. 19-45, a Resolution adopting the 2019-2024 Capital Improvements Program, in the City of Cape Girardeau, Missouri. Reading and Passage.

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

Robbie Guard abstained from Bill No. 19-39 for financial reasons, due to his employment with MRV Banks.

Bill No. 19-30 will be Ordinance No. 5163; Bill No. 19-31 will be Ordinance No. 5164; Bill No. 19-33 will be Ordinance No. 5165; Bill No. 19-34 will be Ordinance No. 5166; Bill No. 19-35 will be Resolution No. 3240; Bill No. 19-36 will be Resolution No. 3241; Bill No. 19-37 will be Resolution No. 3242; Bill No. 19-38 will be Resolution No. 3243; Bill No. 19-39 will be Resolution No. 3244; Bill No. 19-42 will be Resolution No. 3245; Bill No. 19-43 will be Resolution No. 3246; Bill No. 19-44 will be Resolution No. 3247; Bill No. 19-45 will be Resolution No. 3248.

#### **NEW ORDINANCES**

BILL NO. 19-41, an Ordinance approving the Record Plat of The Highlands at Hopper Crossing - Phase 1. First Reading.

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

BILL NO. 19-40, an Ordinance amending Schedule F of Section 26-247 of the City Code, by establishing no parking anytime along a portion of Forest Avenue, in the City of Cape Girardeau, Missouri. First Reading.

A Motion was made by Dan Presson, Seconded by Ryan Essex to approve. Motion passed. 6-0. Ayes: Essex, Fox, Guard, Gunn, Kinder, Presson. Absent: Moore.

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BILL NO. 19-46, an Ordinance authorizing the City Manager to execute an Air Traffic Control Tower Operating Assistance Grant Agreement for the Fiscal Year 2019-2020, with the Missouri Highways and Transportation Commission, for the Cape Girardeau Regional Airport. First Reading.

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

#### APPOINTMENTS

Appointment to the Airport Advisory Board

Appointment to the Board of Adjustment

Appointments to the Town Plaza Community Improvement District Board of Directors

A Motion was made by Bob Fox, Seconded by Robbie Guard to appoint Justin Davidson to the Airport Advisory Board for a partial term expiring April 30, 2019; to appoint Tim Kelley to the Board of Adjustment for a term expiring March 6, 2024; and to delay the appointments to the Town Plaza Community Improvement District Board of Directors and request City staff to contact the Board about repair of large potholes within the District.

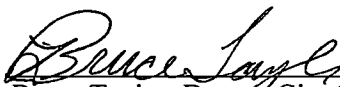
Motion passed. 6-0. Ayes: Essex, Fox, Guard, Gunn, Kinder, Presson. Absent: Moore.

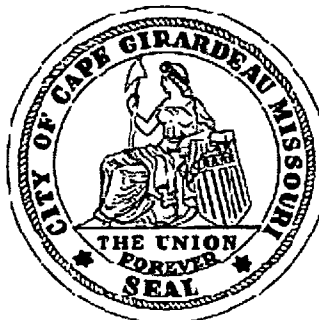
#### MEETING ADJOURNMENT

A Motion was made by Bob Fox, Seconded by Robbie Guard to adjourn from regular session and to convene to closed session for legal actions and litigation, confidential communications with legal counsel, and personnel matters, pursuant to RSMo. Sections 610.021(1), and (3).  
Motion passed. 6-0. Ayes: Essex, Fox, Guard, Gunn, Kinder, Presson. Absent: Moore.

The Regular Session ended at 6:03 p.m.

  
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Bob Fox, Mayor

  
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Bruce Taylor, Deputy City Clerk



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