

STUDY SESSION – May 6, 2019

NO ACTION TAKEN DURING THE STUDY SESSION

The Cape Girardeau City Council held a study session at the Cape Girardeau City Hall on Monday, May 6, 2019, starting at 5:00 p.m. Mayor Bob Fox and Council Members Ryan Essex, Robbie Guard, Victor Gunn, Stacy Kinder, Shelly Moore, and Dan Presson were present.

REGULAR SESSION – May 6, 2019

CALL TO ORDER

The Cape Girardeau City Council convened in regular session at the Cape Girardeau City Hall on Monday, May 6, 2019, at 5:38p.m., with Mayor Bob Fox presiding and Council Members Ryan Essex, Robbie Guard, Victor Gunn, Stacy Kinder, Shelly Moore, and Dan Presson present.

ADOPTION OF THE AGENDA

A Motion was made by Robbie Guard, Seconded by Ryan Essex to approve and adopt the Agenda.

Motion passed. 7-0. Ayes: Essex, Fox, Guard, Gunn, Kinder, Moore, Presson.

PUBLIC HEARINGS

A public hearing to consider a request to rezone property at 3269 Hopper Road from R-1 (Single-Family Suburban Residential District) to C-1 (General Commercial District).

Mayor Bob Fox opened the Public Hearing.

Beth McFerron, the applicant and representative of the property owners (Armbruster) appeared in favor of the rezoning request.

There being no other appearances, the hearing was closed.

A public hearing to discuss an application to be submitted for the Fiscal Year 2019 Community Development Block Grant (CDBG) program, on behalf of the Community Caring Council, for funding to purchase and renovate a building located at 40 South Sprigg Street that will be utilized as a Community Caring Council support services center.

Mayor Bob Fox opened the Public Hearing.

Margaret Yates of Regional Planning Commission and Melissa Stickel of the Community Partners of Southeast Missouri, formerly known as, Community Caring Council appeared. Ms. Yates explained the application process, and that the City is the applicant/grantee and Community Partners of Southeast Missouri is the subgrantee. Ms. Stickel explained the plans for the use of the building, and how the building and location would better serve both the targeted clientele and the community as a whole.

Council Member Robbie Guard asked about the grant timeline and how competitive the grant process would be. Ms. Stickel responded that the application deadline is May 31, and the award announcement is scheduled for July 1. All CDBG grants are very competitive; however, the State is excited about this grant because it will be the first program for this type of use in the State of Missouri.

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Council Member Ryan Essex asked about the subgrantee's matching funds. Ms. Stickel responded that in the application process, the applicant has to demonstrate the ability to pay the required match. Some in-kind employee time will be used for part of the match, and they have been approved for a bank loan for the rest. That loan will then be paid with donations over time. There being no other appearances, the hearing was closed.

APPEARANCES

None.

CONSENT AGENDA

Approval of the April 1, 2019, City Council regular session and closed session minutes.

BILL NO. 19-55, an Ordinance approving and adopting fee increases for Parks and Recreation Department Services at the Cape Splash Family Aquatics Center, in the City of Cape Girardeau, Missouri. Second and Third Readings.

BILL NO. 19-61, an Ordinance approving the Record Plat of Williamsburg Phase 4. Second and Third Readings.

BILL NO. 19-62, an Ordinance appropriating funds from the Parks and Recreation Fund for expenditures related to repairs and maintenance at the Cape Splash Family Aquatics Center, in the City of Cape Girardeau, Missouri. Second and Third Readings.

BILL NO. 19-64, an Ordinance calling an election in the City of Cape Girardeau, Missouri, on the question whether the City shall extend the existing sales tax of one-fourth of one percent for the purpose of funding capital improvements; designating the time of holding the election; authorizing and directing the City Clerk to give notice of the election. Second and Third Readings.

BILL NO. 19-71, a Resolution authorizing the City Manager to execute an agreement with Apex Paving Company for the 2019 Asphalt Overlay Program, in the City of Cape Girardeau, Missouri. Reading and Passage.

Acceptance of public improvements to serve Williamsburg Phase 4.

A Motion was made by Robbie Guard, Seconded by Ryan Essex to approve and adopt. Motion passed. 7-0. Ayes: Essex, Fox, Guard, Gunn, Kinder, Moore, Presson.

Robbie Guard abstained for financial reasons, from Bill No. 19-61 and the Motion to accept public improvements to serve Williamsburg Phase 4, due to his employment with MRV Banks.

BILL NO. 19-55 will be Ordinance No. 5172; BILL NO. 19-61 will be Ordinance No. 5173; BILL NO. 19-62 will be Ordinance No. 5174; BILL NO. 19-64 will be Ordinance No. 5175; and BILL NO. 19-71 will be Resolution No. 3259.

NEW ORDINANCES

BILL NO. 19-67, 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 3269 Hopper Road, in the City and County of Cape Girardeau, Missouri, from R-1 to C-1. First Reading.

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A Motion was made by Robbie Guard, Seconded by Dan Presson to approve.
Motion passed. 7-0. Ayes: Essex, Fox, Guard, Gunn, Kinder, Moore, Presson.

BILL NO. 19-68, an Ordinance approving the Record Plat of 1704 David Subdivision. First Reading.

A Motion was made by Dan Presson, Seconded by Stacy Kinder to approve.
Motion passed. 7-0. Ayes: Essex, Fox, Guard, Gunn, Kinder, Moore, Presson.

BILL NO. 19-69, an Ordinance approving the Record Plat of C & T Seib Subdivision. First Reading.

A Motion was made by Ryan Essex, Seconded by Shelly Moore to approve.
Motion passed. 7-0. Ayes: Essex, Fox, Guard, Gunn, Kinder, Moore, Presson.

BILL NO. 19-72, an Ordinance approving the Record Plat of The Estates at Hopper Crossing. First Reading.

A Motion was made by Robbie Guard, Seconded by Ryan Essex to approve.
Motion passed. 7-0. Ayes: Essex, Fox, Guard, Gunn, Kinder, Moore, Presson.

BILL NO. 19-70, an Ordinance approving the Plat of Right of Way Dedication for an Extension of Walnut Street. First Reading.

A Motion was made by Ryan Essex, Seconded by Robbie Guard to approve.
Motion passed. 7-0. Ayes: Essex, Fox, Guard, Gunn, Kinder, Moore, Presson.

BILL NO. 19-73, an Ordinance authorizing the Mayor to execute a Special Warranty Deed to Rhodes Properties, L.C. , for property along Southern Expressway Right of Way, in the City of Cape Girardeau, Missouri. First Reading.

A Motion was made by Dan Presson, Seconded by Stacy Kinder to approve.
Motion passed. 7-0. Ayes: Essex, Fox, Guard, Gunn, Kinder, Moore, Presson.

BILL NO. 19-74, an Ordinance amending Chapter 26 of the Code of Ordinances of the City of Cape Girardeau. First, Second and Third Readings.

City Attorney Eric Cunningham was asked to explain the need for Bill No. 19-74. He responded that the Missouri Supreme Court had established a uniform fine schedule for offenses that do not require a court appearance. The schedule was issued on May 1, 2019, and it became effective on May 1, 2019. Staff is requesting an emergency reading of the Ordinance, because the Order is already in effect. This ordinance only affects parking tickets, because the City Code establishes the exact amount of the fines and City Code establishes the exact amount of the fines, and those are different from parking fines established in the new fine schedule. All other fines in the schedule are within the range of authority already given to the Municipal Judge.

A Motion was made by Robbie Guard, Seconded by Dan Presson to approve and adopt.
Motion passed. 7-0. Ayes: Essex, Fox, Guard, Gunn, Kinder, Moore, Presson.

Bill No. 19-74 will be Ordinance No. 5176.

OTHER BUSINESS

Mayor Bob Fox reported that possible members of the Transportation Trust Fund Committee have been identified from members of the Planning and Zoning Commission and other citizens. Appointment of the Transportation Trust Fund Committee will be brought to the City Council at the next Council Meeting.

MEETING ADJOURNMENT

A Motion was made by Stacy Kinder, Seconded by Shelly Moore to adjourn from regular session and to convene to closed session for legal actions and litigation, and confidential communications with legal counsel, pursuant to RSMo. Section 610.021(1).

Motion passed. 7-0. Ayes: Essex, Fox, Guard, Gunn, Kinder, Moore, Presson.

The Regular Session ended at 5:55 p.m.



Bob Fox, Mayor



Bruce Taylor, Deputy City Clerk

