

REGULAR SESSION – NOVEMBER 21, 2011

The Cape Girardeau City Council convened in regular session on Monday, November 21, 2011, at 7:00 p.m., with Mayor Harry Rediger presiding and Council Members Mark Lanzotti, Meg Proffer, Loretta Schneider, Kathy Swan, Debra Tracy, and John Voss present.

Prior to the regular session, the City Council convened in closed session for purposes of discussing personnel, property acquisition and confidential communications with legal counsel, pursuant to Section RSMO. 610.021(1), (2), and (3) upon Mrs. Swan's motion, Mr. Voss' second, and the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy, and Voss. Nays, none.

Father David Hulshof, of St. Vincent de Paul Catholic Church, presented the invocation, and the Pledge of Allegiance was recited.

Mrs. Tracy made a motion, seconded by Mrs. Swan, to remove from the Consent Agenda item number 11, a motion setting aside \$80,000 from the CVB one-time fund into a restricted, reserve fund balance for potential future funding for Old Town Cape until June 30, 2014, and adopt the Agenda as amended. The motion was approved upon the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy, and Voss. Nays, none.

COMMUNICATIONS/REPORTS

Mayor Rediger announced that he had participated in a news conference this morning with Isle of Capri as it announced its new General Manager, Mr. Chuck Koch, from its facility in Kansas City.

Mayor Rediger said that he had attended a fundraiser for Governor Jay Nixon on Saturday and had gotten a commitment from him that the next time he was in the area, he would tour the sinkhole areas in the City.

The Mayor Rediger said that a news story last week spoke about the support from Representative Brandon Phelps to activate the I-66 study in southern Illinois for which the funds have been acquired. The study will start in July of 2012.

Mayor Rediger announced that he had attended the Parks and Recreation spaghetti day last Wednesday. The volunteers, Foundation board members, and the staff were full of energy and radiated excitement. Ms. Julia Thompson, Parks and Recreation Director, said that 2,300 people attended the spaghetti dinner, with gross receipts of over \$20,000 and a net of around \$14,000 to go towards Capaha Field and Parks Projects. Regarding Capaha Park development, the Department has issued a RFQ (Request for Qualifications) for future projects to review what improvements need to be made in many areas, including Capaha Park, for both short and long-term projects. Ms. Thompson said they have identified two firms, and they will negotiate a contract for services and bring an agreement to the Council at the first meeting in January.

Mayor Rediger recognized Mrs. Ellen Dillon, a candidate for City Council Ward 3, who was attending the Council meeting.

City Manager Scott Meyer announced the hiring of the new City Planner, Mr. Ryan Shrimplin, and the new City Engineer, Mrs. Casey Brunke.

Mr. Meyer said that his office had received offers to volunteer on the new Deer Management Committee. He is narrowing the list down and will develop a proposed list of candidates. They

will be charged with reviewing the information collected and what experts from the Department of Conservation and others bring in. They will hold a public input session and discuss and recommend a plan of action to the City Manager. They will then prepare a program to move forward, if that is what is deemed necessary. The staff contact will be Assistant Chief of Police Roger Fields.

CONSENT AGENDA

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

City Council October 17, 2011, regular and closed sessions minutes.

BILL NO. 11-162, AN ORDINANCE AMENDING CHAPTER 30 OF THE CODE OF ORDINANCES OF THE CITY OF CAPE GIRARDEAU, MISSOURI, BY CHANGING THE ZONING OF 2139 MEGAN DRIVE, IN THE CITY AND COUNTY OF CAPE GIRARDEAU, MISSOURI FROM C-1 TO C-2. Second and third readings.

BILL NO. 11-168, AN ORDINANCE AMENDING CHAPTER 7 OF THE CITY CODE RELATING TO DANGEROUS BUILDINGS. Second and third readings.

BILL NO. 11-169, AN ORDINANCE AMENDING CHAPTER 7 OF THE CITY CODE RELATING TO THE 2009 INTERNATIONAL CODES. Second and third readings.

BILL NO. 11-173, A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT FOR PROFESSIONAL SERVICES WITH NATIONAL RESEARCH INSTITUTE, INC., FOR THE 2011-2012 CITIZEN SATISFACTION SURVEY. Reading and passage.

BILL NO. 11-174, A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AMENDMENT NUMBER 1 TO THE PROFESSIONAL SERVICES AGREEMENT WITH BOONE CONSULTING, TO DEVELOP A BIOSOLIDS MANAGEMENT PLAN IN CONJUNCTION WITH THE WASTEWATER TREATMENT PLANT PROJECT, IN THE CITY OF CAPE GIRARDEAU, MISSOURI. Reading and passage.

BILL NO. 11-177, A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN ENGINEERING SERVICES AGREEMENT WITH BOWEN ENGINEERING AND SURVEYING, INC., FOR DESIGN OF A TRAIL CONNECTION BETWEEN CAPE LACROIX TRAIL AND SHAWNEE PARK, IN THE CITY OF CAPE GIRARDEAU, MISSOURI. Reading and passage.

BILL NO. 11-178, A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A DESIGN SERVICES AGREEMENT WITH HURST-ROSCHE ENGINEERS, INC., FOR THE SAFE ROUTES TO SCHOOL PROGRAM 2008, IN THE CITY OF CAPE GIRARDEAU, MISSOURI. Reading and passage.

A motion accepting the improvements completed in the Breckenridge Branch Bank Stabilization Project and authorizing final payment to Jokerst, Inc.

A motion accepting the parking lot and roadway improvements for the Shawnee Park Center

and authorizing final payment to Jokerst, Inc.

The motion was approved upon the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy, and Voss. Nays, none. BILL NO. 11-162 is ORDINANCE NO. 4276; BILL NO. 11-168 is ORDINANCE NO. 4277; BILL NO. 11-169 is ORDINANCE NO. 4278; BILL NO. 11-173 is RESOLUTION NO. 2660; BILL NO. 11-174 is RESOLUTION NO. 2661; BILL NO. 11-177 is RESOLUTION NO. 2662; and BILL NO. 11-178 is RESOLUTION NO. 2663.

Mrs. Tracy said she was excited to see the Cape La Croix and Shawnee Park trails coming together, and the improvements to the sidewalks around the area schools. She said the City is doing a great job in improving the quality of life for its residents.

ITEMS REMOVED FROM CONSENT AGENDA

Mrs. Schneider made a motion, seconded by Mrs. Proffer, to set aside \$80,000 from the Convention and Visitors Bureau one-time fund into a restricted, reserve fund balance for potential future funding for Old Town Cape until June 30, 2014. Mr. Voss made a motion, seconded by Mr. Lanzotti, to amend the motion to fund \$40,000 for Old Town Cape for the fiscal year 2012-2013.

Mr. Voss said that this motion would fund \$20,000 for the operation of Old Town Cape and \$20,000 for implementation of the Downtown Strategic Plan. Mayor Rediger said that Old Town Cape is on a calendar year budget, and this motion would allow them to fund for their full 2012 fiscal year.

The motion to amend was approved upon the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy, and Voss. Nays, none. The motion to approve the original motion as amended was approved upon the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy, and Voss. Nays, none.

Mrs. Schneider asked Ms. Marla Mills, Executive Director of Old Town Cape, to give an update on the progress of the CID. Ms. Mills said that the steering committee is actively seeking signatures for the petition. The petition has to be signed by over 50% of the property owners per capita and assessed value, and then the petition will come before the City Council. For funding of improvements in the CID, they are looking at a proposed property and sales tax. These would be voted on by registered voters only in that district. There are approximately 300 property owners and approximately 43% of assessed value has been met thus far.

Upon questioning by Mrs. Schneider, Ms. Mills explained that Old Town Cape has a two-fold economic development approach: 1) strengthening existing businesses by providing resources and training, and 2) recruiting businesses that are not bars. She said that Old Town Cape is approached by a lot by people who want to start businesses downtown. Over the last year they have received a lot of interest from people who want to start other types of businesses other than bars, and they feel that is a result of a stronger business district, more activity, and talk of the new Broadway corridor. There has been a lot of new interest from a variety of businesses that are looking to open a new or second business in the downtown area.

Mrs. Tracy asked about façade improvements. Ms. Mills replied that many communities have incentives for façade improvements in downtown areas, and Old Town Cape has worked to find a way to incentivize that. They are working with the Community Development Corporation, the Chamber of Commerce, and the Industrial Development Authority, which capitalized a loan fund that they have access to for façade improvements. In addition, the Industrial Development

Authority set aside money for design assistance. The Community Development Corporation can offer low interest loans, and if the business applies for the loan, they can have access to initial design assistance to help them through the process. She said that the initial focus will be on promotion of Broadway businesses and that there is more interest in the design assistance than the loan assistance.

NEW ORDINANCES

BILL NO. 11-171 was given first reading as follows:

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A PERMANENT UTILITY EASEMENT TO FALCON TELECABLE IN THE DOWNTOWN PARKING LOT, IN THE CITY OF CAPE GIRARDEAU, MISSOURI

The first reading of BILL NO. 11-171 was approved upon Mrs. Schneider's motion, Mrs. Proffer's second, and the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy, and Voss. Nays, none.

BILL NO. 11-172 was given first reading as follows:

AN ORDINANCE ACCEPTING A PERMANENT WATERLINE EASEMENT FROM MENARD, INC. AT 535 SIEMERS DRIVE IN THE CITY OF CAPE GIRARDEAU, MISSOURI

The first reading of BILL NO. 11-172 was approved upon Mrs. Schneider's motion, Mrs. Swan's second, and the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy, and Voss. Nays, none.

BILL NO. 11-175 was given first reading as follows:

AN ORDINANCE AMENDING CHAPTER 5 AND CHAPTER 15 OF THE CITY CODE REGARDING COMPLIANCE WITH CITY CODES FOR THE ISSUANCE OF CITY LICENSES, IN THE CITY OF CAPE GIRARDEAU, MISSOURI

The first reading of BILL NO. 11-175 was approved upon Mrs. Proffer's motion, Mrs. Schneider's second, and the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy, and Voss. Nays, none.

BILL NO. 11-176 was given first reading as follows:

AN ORDINANCE AMENDING CHAPTER 25 OF THE CODE OF ORDINANCES OF THE CITY OF CAPE GIRARDEAU, MISSOURI, REGARDING PENALTIES FOR VIOLATIONS OF THE DEVELOPMENT CODE

The first reading of BILL NO. 11-176 was approved upon Mrs. Schneider's motion, Mrs. Proffer's second, and the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy, and Voss. Nays, none.

BILL NO. 11-179 was given first reading as follows:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT

WITH THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION FOR THE SAFE ROUTES TO SCHOOL PROGRAM 2011, IN THE CITY OF CAPE GIRARDEAU, MISSOURI, AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL NECESSARY GRANT DOCUMENTS

The first reading of BILL NO. 11-179 was approved upon Mr. Lanzotti's motion, Mr. Voss' second, and the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy, and Voss. Nays, none. Mr. Meyer said that this agreement would improve Kingsway Drive from Kurre Lane to Janet Drive. Mrs. Schneider asked if the City had received any comments about the bike lanes. Mr. Meyer answered that the City has received questions about what the symbols on the roadways mean. The next step is public education. Mrs. Heather Brooks, Assistant to City Manager, said that the Bicycle Committee is still offering input on the promotion of this project.

BILL NO. 11-180 was given first reading as follows:

AN ORDINANCE AMENDING SCHEDULE O OF SECTION 26-216 OF THE CITY CODE BY PROHIBITING LEFT TURNS FROM GORDONVILLE ROAD ONTO MOUNT AUBURN ROAD, IN THE CITY OF CAPE GIRARDEAU, MISSOURI

The first reading of BILL NO. 11-180 was approved upon Mrs. Schneider's motion, Mrs. Tracy's second, and the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy, and Voss. Nays, none. Mayor Rediger said that eliminating the left turns off Gordonville Road to Mt. Auburn Road will require public education, additional signs, and time for residents to get used to the new Ordinance. Mr. Meyer said that a traffic study has shown that making left turns from Gordonville Road is causing accidents. Signage will be added, and the City will educate the drivers, as well.

There being no further business, the City Council adjourned 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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