

# Trust Issue #7

Keeping you updated on the issues facing the city.

## What is the truth? The TRUTH is...

A small group of local government officials met with James Kennedy about his "great opportunity" for Crystal City. Those people decided to make a deal that will affect your children for 100 years in total **secret** with:

- NO public input
- NO research on his company or financing
- NO professional advice from competent engineers or attorneys
- NO environmental impact studies
- NO concerns for the health and welfare of citizens with respect to the proximity of heavy industry

Asking for help is not a sign of weakness; it is a responsibility that comes with the job. Some officials continue to blindly support James Kennedy and his ever-changing stories.

### The Ever-Changing Story:

	2007 – 2008	2009
<b>JOBS</b>	1,000's of jobs	100 for 1 <sup>st</sup> shift
<b>COST</b>	Billion Dollar Project	Borrowing 67 million to start
<b>PROCESS</b>	Tecnored Process	Electric Induction
<b>FUEL</b>	Coal	Electric & Coke
<b>ENGINEERING</b>	Danieli Corus	Alberici Constructors
<b>PRODUCTION</b>	Pig Iron/Steel	Purified Iron Pellets
<b>FINANCING</b>	Minmetals	None known
<b>SLURRY PIPELINE</b>	35 Miles long @\$1M per mile	40 to 44 Miles Long
<b>BARGE PORT</b>	Large barge port	Will hold 2 barges
<b>CONTAMINATION</b>	City says there is none	MoDNR says clean it up
<b>PEA RIDGE MINE</b>	Would be open and running	Mine is still Flooded

### "Fake it 'til you make it"

It is apparent there was **no** substance to what James Kennedy presented to the Mayor and Council Members in the beginning, and **very** little more at his last presentation. James Kennedy wants to sell his iron ore and make money. Some city leaders have failed us and not upheld their responsibility to the citizens of Crystal City.

*Continued on back*

## A Better Future...Our Children Deserve It!

We are trying to keep the public updated as to what is going on in our city, but it is expensive with attorney's fees and flyers. If you should wish to contribute to the fight for open and honest government you may contribute online or at:

Concerned Citizens for Crystal City [www.clearpillar.com](http://www.clearpillar.com)  
P.O. Box 584 636.931.0407  
Crystal City, MO 63019 314.541.6983

Paid for by the Concerned Citizens for Crystal City

**Residents need to DEMAND HONESTY of Elected and Appointed City Officials.  
---- ASK YOUR MAYOR AND COUNCILPERSON ----**

**What other secret deals are pending?**

E-Mail: Kennedy to Bob French on 05-16-07 *"Crystal City can reduce its financial liabilities of the "loan" from Wings by trading other properties desirable to Wings on agreed to terms (the old city dump or other necessary easement properties, etc.), including any and all properties East of the tracks."*<sup>1</sup>

**How much have these secret deals really cost the Citizens?**

E-Mail: Bob French to Kennedy on 06-06-07 *"I will be doing my city job today, catching up on the things I have neglected for the past year plus."*<sup>2</sup>

**How much will the PPG clean-up cost the Citizens?**

Letter: PPG letter to MoDNR dated 02-28-08 in referring to the PPG Sale Contract in regard to the contamination *"the obligations of the Owner hereunder shall terminate ... and the new owner of the Property assumes all obligations and duties under this Declaration."*<sup>3</sup>

**PRO-SMELTER CITY OFFICIALS SUPPORT KENNEDY  
AND ARE NOT SUPPORTING THE CITIZENS**

- Refused to put a clause in the 100 year lease that would exclude **Lead** processing.
- Illegally rezoned one-third of the city from RC-Recreational to M2-Heavy Industrial.
- Allowed Kennedy to pay for the City Engineer that reviewed Kennedy's own Conditional Use Permit.
- Allowed Kennedy to pay for the City Attorneys for smelter lawsuits and Sunshine Law (secrecy) violations.
- Allowed Kennedy to keep the furnace technology details secret not knowing the effect on the health of all citizens.
- Allowed Kennedy to keep the financing partners secret.
- Still withholding documents of the purchase of the PPG property.
- Some new Council Members continue to be left out of information about the "Proposed" Smelter Project.
- Did not tell some council members that a Conditional Use Permit had been submitted.
- Cut off the citizens from asking questions during public meetings.
- Annexed land to the south for a truck route into the PPG site.
- City agreed, in the lease, to consider the use of Eminent Domain.
- Allowed the Mayor to appoint key positions within the city to support the smelter.
- Did not require traffic flow studies to be considered with the Conditional Use Permit. The City of Pevely is currently completing one before committing to an industrial development.
- Changed Ordinance #1470 so that the Planning & Zoning Board now reviews the Conditional Use Permit request instead of the Zoning Board of Appeals.
- Changed Ordinance #1470 to allow a Conditional Use Permit to be issued before a Final Plat is submitted.
- Passed **NO** ordinances concerning hours of operation, air and water pollution, noise, dust, smell or vibration to protect the health and welfare of the citizens.
- Alberici Constructors were hired to develop a layout and design structures to house equipment that James Kennedy says he is going to use. "Structures" do not insure a clean project.

**Our elected officials should be concerned about the health and welfare of all citizens  
as required by ordinances.**

**WHAT NEXT?**

There are currently four lawsuits against the city, two for violations relating to this Project and two for property easement problems. Depositions are currently underway. Trial dates have not been set as yet.

Progress was made in the April 2008 elections, but the fight continues. Voting for the right candidates could make all the difference. Stay informed, watch for new Trust Issues and cast your vote on April 7, 2009.

**Your vote is your voice.**

<sup>1,2,3</sup> Original documents linked on [www.clearpillar.com](http://www.clearpillar.com)