

OFFICIAL COUNCIL PROCEEDINGS

**November 6, 2001
7:00 P.M.**

ROLL CALL

Present: Council Members Dexheimer, Morgan, Janes, Wilson and Mayor Hark – 5

Absent: Council Members Behymer and Higdon. -2

CALL TO ORDER

There being a quorum present, Mayor Hark called the meeting to order.

Council Member Dexheimer made a motion to excuse Council Members Behymer and Higdon from the proceedings. Council Member Wilson seconded motion.

Motion carried.

INVOCATION

The invocation was given by Council Member Dexheimer.

PLEDGE OF ALLEGIANCE

Council Member Wilson led the Pledge of Allegiance.

**APPROVAL OF MINUTES
Regular Meeting of October 16, 2001
CWC Meeting of October 23, 2001**

Motion was made by Council Member Wilson to approve the minutes from the October 16, 2001 regular meeting and the October 23, 2001 CWC meeting. Council Member Morgan seconded motion.

Motion carried.

**APPROVAL OF PAYROLL AND CLAIMS
October 2001 – Second Half**

Council Member Dexheimer made a motion to approve the payroll and claims for the second half of October 2001. Council Member Janes seconded motion.

Motion carried.

GAS TAX REPORT

The Clerk reported we received \$67,222.78 in October for the gas, motor vehicle sales and fee tax compared to \$65,491.67 received last year for the same period.

**MAYOR HARK
Re: March of Dimes Parade Permit**

On behalf of the March of Dimes, Mayor Hark presented Council with a map of the parade route and informed them that this was a yearly event and no streets would need to be blocked for this activity. Motion was made by Council Member Dexheimer to approve their request for a parade permit. Council Member Wilson seconded motion.

Motion carried.

Re: Industrial Development Authority Board Appointments

Mayor Hark submitted the following names for nomination on this board and asked Council to consider them at the next meeting for appointment.

Ron Meyer, Jim Milam and Rodney Wells

**JIM BRIDGES – CONTINENTAL CEMENT COMPANY
Re: Placing Flag on Lover's Leap**

Mr. Jim Bridges of Continental Cement Company stated that the Cement Company would like to donate and erect a flagpole with a large American Flag to be placed on Lover's Leap in honor of all Veterans. He also stated that Behl Electric had donated solar lighting to be used on the flag and that they would oversee installation of the lighting so that the flag would be illuminated. He said that Continental also wished to “adopt” the Lover's Leap area and would be responsible for upkeep, maintenance and improvements of this area if Council approved this request.

Council asked Bill Lankford if his Board had approved this. He stated that the Park Board had said “no” to this location.

He then introduced Park Board President Wells Pettibone who explained to Council the Park Board's reason for preferring other locations.

After further discussion, Council Member Dexheimer made motion that Continental Cement's request be approved in cooperation with the Parks Department and Superintendent in placing this flag on Lover's Leap. Council Member Wilson seconded motion.

Motion carried.

GARY SHIMUN – CITY MANAGER
Re: Approval of Appointments to Board of Adjustment

Mr. Shimun asked Council's approval for the following appointments to the Board of Adjustment:

John M. Hark – Remainder of a five-year term to expire May 2004
Neil Derrick – Five- year term to expire May, 2006

Motion to approve appointments was made by Council Member Dexheimer. Council Member Wilson seconded motion.

Motion carried.

Re: Various Board Nominations

Mr. Shimun also made nominations to other Boards and asked Council to consider them for approval at the next meeting.

Police and Fire Retirement Board of Trustees
Norm Sanders – A three-year term to expire December 2004

Mark Twain Home Board
James E. Cary – A seven year term to expire November 2008

Re: Mo. Municipal League Contributions for Legal Fees

Mr. Shimun asked Council's approval in donating \$750.00 to the Missouri Municipal League for the purpose of raising revenue to challenge the constitutionality of S.B. 369 (the rights-of-way bill). Council asked if the Board of Public Works had been approached about donating to this fund. Mr. Shimun stated that he had not talked to them, but would do it at their next meeting. He also stated that the money would be taken out of the Contingency Fund for this donation.

Council Member Wilson made motion to make contribution to MML and check with the BPW about the possibility of reimbursing half of the cost of this contribution. Council Member Morgan seconded motion.

Motion carried.

Re: City Manager Report for November 2001

Mr. Shimun presented his report of activities for review.

BILL LANKFORD – SUPERINTENDENT OF PARKS & RECREATION

Re: Change Order for the Pool

Mr. Lankford presented Klinger & Associates Addendum 2 for the cost of re-bidding the Hannibal Community Pool Project. Because the original bids were not satisfactory and the project will have to be re-bid, the increase to the cost of this project will amount to an additional \$6,500.00

Motion was made by Council Member Wilson to approve the Addendum and additional cost. Mayor Hark seconded motion.

Motion carried.

Re: Update for Lighthouse Project

Mr. Lankford informed Council that Science Engineering had been to the site today to take pictures for the state preservation officer. The preservation officer would then coordinate with the project engineers and downtown historical district to come up with drawings and plans for this project. When this is completed, they will be ready to go into the bidding phase of the project.

MARY BETH BAUDENDISTEL – CITY CLERK

Re: Self-Insurance Board - Addendum to Epoch Agreement

(Resolution 933 to follow)

The City Clerk explained that the agreement was for services that would allow this company to negotiate on behalf of the City and the patient when medical services are used at an out of network provider. She asked Council to consider this addendum to the Epoch agreement in the Resolution to follow.

Re: Emergency Reading for Setting of 2001 Tax Rate

(Bill No. 01-801 to follow)

Due to the fact that the City would like to be able to mail out their tax bills as soon as possible, the City Clerk also asked Council to give this an emergency reading.

JIM DEXHEIMER – FIRE BOARD CHAIRMAN

Re: Approval of Update to Memorandum of Understanding

(Resolution 935 to follow)

Council Member Dexheimer asked Council's approval of this Resolution for changes to the Fire Department's Memorandum of Understanding. This includes changes in wording of the document's Bereavement Pay and Vacation Section.

MAJOR RUNYON – HANNIBAL POLICE DEPARTMENT

Re: Juvenile Accountability Incentive Block Grant

(Resolution 934 to follow)

Major Runyon was not present at the meeting; therefore, Council Member Dexheimer made a motion to table the agenda item until Major Runyon could attend. In the meantime, the City Clerk explained that this Resolution was for Council's approval to an agreement with the state of Missouri, the Juvenile Justice Center and the School District for the City to act as agent's for receiving funds under this Grant. Our only obligation is to receive the funds and forward them to the Juvenile Justice Center. Council Member Wilson made motion to approve. Council Member Dexheimer withdrew his motion to table. Mayor Hark seconded Council Member Wilson's motion.

Motion carried.

JIM BURNS – CITY ENGINEER

Re: Tire Disposal Bids

Mr. Burns recommended that the bid for tire disposal from the citywide clean up be awarded to Nelson Davis who was the lowest bidder. Mr. Burns was not sure what the final cost for this project would be, but stated that they did have \$5,000.00 from a grant that they would be receiving. He stated that the funds would be taken out of the Contingency Fund and when the grant funds arrived, they would be reimbursed back to the Contingency Fund.

Council Member Dexheimer made motion to approve recommendation to award bid to Nelson Davis, using funds from the Contingency Fund. Motion was seconded by Council Member Wilson.

Motion carried.

JOHN WEALER – BUILDING INSPECTOR

Re: Truck Bids

Mr. Wealer was not able to attend the meeting so City Engineer Burns made recommendation on his behalf to award the bid for the pick up truck to Tom Boland Ford in the amount of \$17,500.00. Council Members questioned what would be done with the truck that was being replaced and Mr. Burns stated that it could possibly be transferred to the DPW Department after an evaluation was done to determine which truck was in the best shape.

Council Member Wilson made a motion to approve the recommendation to award bid to Tom Boland Ford in the amount of \$17,500.00. Council Member Janes seconded motion.

Motion carried.

Re: Demolition Bids

Mr. Burns presented Council with Bid Sheets showing bids received for demolition of six properties. He stated that two of the bidders did not include bid bonds and therefore were disqualified. He recommended that the bid be awarded to Jeff Bricker who was the lowest bidder of those who met all requirements.

Council Member Dexheimer made motion to approve the City Engineer's recommendation and award the bid to Jeff Bricker. Council Member Wilson seconded the motion.

Motion carried.

**RICK JOHNSON – ASSISTANT TO CITY ENGINEER
Re: Change Order for Grand Avenue South Extension**

Mr. Johnson presented details to Council, showing additional expenses incurred on this project. The changes would increase the cost of this job by \$2,719.49. Council Member Wilson made motion to approve. Council Member Janes seconded motion.

Motion carried.

**RESOLUTION
933**

**A RESOLUTION OF THE CITY OF HANNIBAL AUTHORIZING THE MAYOR TO
SIGN AN AGREEMENT ON BEHALF OF THE CITY OF HANNIBAL SELF-
INSURED FUND WITH PREFERRED MEDICAL CLAIM SOLUTIONS**

Council Member Dexheimer made motion to have the Clerk read and call the roll for adoption. Mayor Hark seconded motion.

Motion carried.

Roll Call

Yes: Council Members Dexheimer, Morgan, Janes, Wilson and Mayor Hark – 5

No: -0-

Mayor Hark declared Resolution 933 duly approved and adopted on this date.

**RESOLUTION
934**

A RESOLUTION APPROVING A CONTRACT FOR REIMBURSEMENT SERVICES FOR THE HANNIBAL PUBLIC SCHOOL #60 AND THE 10TH CIRCUIT JUVENILE COURT FOR THEIR PARTICIPATION IN THE JUVENILE ACCOUNTABILITY INCENTIVE BLOCK GRANT

Council Member Janes made motion to have the Clerk read and call the roll for adoption. Council Member Morgan seconded motion.

Motion carried.

Roll Call

Yes: Council Members Dexheimer, Morgan, Janes, Wilson and Mayor Hark – 5

No: -0-

Mayor Hark declared Resolution 934 duly approved and adopted on this date.

**RESOLUTION
935**

A RESOLUTION OF THE CITY OF HANNIBAL, MISSOURI AUTHORIZING THE MAYOR TO SIGN LOCAL 1211's AMENDED MEMORANDUM OF UNDERSTANDING AND APPENDIX "B" VACATIONS

Council Member Dexheimer made motion to have the Clerk read and call the roll for adoption. Council Member Wilson seconded motion.

Motion carried.

Roll Call

Yes: Council Members Dexheimer, Morgan, Janes, Wilson and Mayor Hark – 5

No: -0-

Mayor Hark declared Resolution 935 duly approved and adopted on this date.

BILL NO. 01-799

AN ORDINANCE AMENDING THE PAYROLL ORDINANCE OF THE CITY OF HANNIBAL PERTAINING TO THE FIRE CHIEF

Council Member Dexheimer made motion to have the Clerk give this bill a second and final reading and call the roll for adoption. Council Member Wilson seconded motion.

Motion carried.

Roll Call

Yes: Council Members Dexheimer, Morgan, Janes, Wilson and Mayor Hark – 5

No: -0-

Mayor Hark declared Bill No. 01-799 duly approved and adopted on this date.

SECOND AND FINAL READING

BILL NO. 01-800

AN ORDINANCE AMENDING THE PAYROLL ORDINANCE OF THE CITY OF HANNIBAL PERTAINING TO THE ASSISTANT FIRE CHIEF

Council Member Dexheimer made motion to have the Clerk give this bill a second and final reading and call the roll for adoption. Council Member Wilson seconded motion.

Motion carried.

Roll Call

Yes: Council Members Dexheimer, Morgan, Janes, Wilson and Mayor Hark – 5

No: -0-

Mayor Hark declared Bill No. 01-800 duly approved and adopted on this date.

SECOND AND FINAL READING

BILL NO. 01-801

AN ORDINANCE FIXING AND ADOPTING THE RATE OF TAXATION FOR THE YEAR OF 2001 AND LEVYING TAXES

Motion was made by Council Member Wilson to have the Clerk give this an Emergency Reading and call the roll for adoption. Council Member Janes seconded motion.

Motion carried.

Roll Call

Yes: Council Members Dexheimer, Morgan, Janes, Wilson and Mayor Hark – 5

No: -0-

Mayor Hark declared Bill No. 01-801 duly approved and adopted on this date.

EMERGENCY READING

CLOSED SESSION

In accordance with RSMo 610-021 (3)

Motion was made by Council Member Dexheimer to move into closed session in accordance with RSMo 610-021 (3) admitting the Council, Mayor, City Attorney, City Clerk, City Planner and City Manager. Council Member Morgan seconded motion.

Motion carried.

Roll Call

Yes: Council Members Dexheimer, Morgan, Janes, Wilson and Mayor Hark – 5

No: -0-

Motion was made by Council Member Wilson to move back into open session. Council Member Janes seconded motion.

Motion carried.

ADJOURNMENT

Motion was made by Council Member Wilson to adjourn. Motion seconded by Mayor Hark.

Motion carried.

