

**OFFICIAL PROCEEDINGS
PUBLIC HEARING**

**October 16, 2001
6:50 P.M.**

CALL TO ORDER

At 6:50 P.M., Mayor Hark called the Public Hearing to order stating that the purpose of the meeting was to set the 2001 tax rate.

He then asked the City Clerk to read the proposed tax rate as authorized by the Secretary of State:

2001 TAX RATE

General Revenue	0.7315
Library	0.2867
Police & Fire	0.1285
Debt Service	0.3527

Mayor Hark asked if there was anyone who wished to speak in favor of the aforementioned tax rate. There being no one wishing to speak, he then asked if there was anyone who wished to speak against the proposed tax rate. Again, there was no one present who wished to speak.

Since there were no additional comments or public input, Mayor Hark made a motion to adjourn the public hearing. Council Member Morgan seconded this motion.

Public Hearing adjourned.

OFFICIAL COUNCIL PROCEEDINGS

**October 16, 2001
7:00 P.M.**

ROLL CALL

Present: Council Member Janes, Mayor Hark, Council Members
Dexheimer, Behymer, Higdon and Morgan - 6

Absent: Council Member Wilson - 1

CALL TO ORDER

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

INVOCATION

Council Member Morgan gave the invocation.

PLEDGE OF ALLEGIANCE

Council Member Behymer led the Pledge of Allegiance.

Council Member Dexheimer made a motion to excuse Council Member Wilson from the proceedings. Mayor Hark seconded the motion.

Motion carried.

APPROVAL OF MINUTES Regular Meeting of October 2, 2001

Council Member Behymer made a motion to approve the minutes from the October 2nd, 2001 meeting. Council Member Janes seconded the motion.

Motion carried.

APPROVAL OF PAYROLL AND CLAIMS October 2001 – First Half

Council Member Behymer made the motion to approve the payroll and claims for the first half of October 2001. Council Member Janes seconded the motion.

Motion carried.

SALES TAX REPORT

The City Clerk gave the following sales tax report:

The Clerk reports \$195,213.91 received from the Dept of Revenue for the 1 cent sales tax distribution, compared to last year's \$180,887.34 for same the period.

The Clerk reports \$97,602.02 received from the Dept of Revenue for the ½ cent sales tax distribution, compared to last year's \$90,443.74 for the same period.

The Clerk reports \$97,606.94 received from the Dept of Revenue for the ½ cent Park tax distribution, compared to last year's \$90,509.94 for the same period.

MAYOR HARK

Re: Setting of CWC for 10-23-01

Mayor Hark informed Council that he will have a CWC meeting on Tuesday, 10-23-01 at 7:00 P.M. for the purpose of discussing trash hauling within the City.

GARY SHIMUN – CITY MANAGER

Re: Approval of Appointments to Board of Adjustment

Mr. Shimun asked Council's approval of his nominations for 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.

Council Member Dexheimer made a motion to approve the appointments. Council Member Morgan seconded the motion.

Motion carried.

Re: City Manager Report for October, 2001

As previously requested by Council, Mr. Shimun presented the first report of his activities and asked if the format and information was sufficient for their needs. After discussion, Council agreed that this format was appropriate. There was a question on the report regarding businesses putting excessive amounts of tires in the city wide clean-up. These tires raised the cost of the city wide clean-up over and above the expectations. Council decided that they would make sure that this item was addressed before the next city wide clean-up to prevent this from happening in the future.

CITY CLERK – MARY BETH BAUDENDISTEL

Re: Renewal of contract for prescription drug plan for City Employees
(Resolution 930 to follow)

The City Clerk explained that this was a renewal of the present contract for prescription drug coverage for City Employees and asked Council's approval of the Resolution to follow.

Re: Changes to payroll ordinance for Fire Chief and Assistant Fire Chief
(Bill Nos. 01-799 and 01-800 to follow)

The City Clerk explained the need for changes to the payroll ordinance since the newly appointed Fire Chief and Assistant Fire Chief's salaries were different than the salary published in the 2001 payroll ordinance. Council Member Dexheimer questioned the need for doing a payroll ordinance change. City Attorney, Bob Curtis agreed that the present ordinance needed to be changed to reflect the salary increases.

MAJOR RUNYON – ASSISTANT POLICE CHIEF

Re: Contract with Mo. Division of Highway Safety
(Resolution 931 to follow)

Major Runyon explained the details of the contract with the Missouri Division of Highway Safety for the PTS/HMV Enforcement Overtime Project. He asked Council's approval for the Mayor to sign this contract and the Resolution to follow.

JERRY KELLEY, CITY PLANNER

Re: Set public hearing date for Rolling Meadows Annexation

Mr. Kelley requested Council's approval in setting a date for the proposed Rolling Meadows Annexation. Council Member Dexheimer questioned Mr. Kelley as to whether this was a voluntary annexation. Mr. Kelley said that it was not, at this point. He stated that there had been interest expressed by people in the area about being annexed, and the purpose of this public hearing was to determine if such interest actually existed.

Motion was made by Council Member Dexheimer to set a public hearing for Tuesday, November 20, 2001 at 6:15 P.M. Council Member Morgan seconded this motion.

Motion carried.

RICK JOHNSON – ASSISTANT TO CITY ENGINEER

Re: Request for approval of Change Order with Great River Engineering – Spring Street

Mr. Johnson explained the need for this change order that would increase the Engineering Services from \$14,997.00 to \$19,282.00.

Motion was made by Council Member Behymer to approve this change order. Council Member Dexheimer seconded the motion.

Motion carried.

Re: Request for approval of Change Order #5 with Bleigh Construction – Spring Street

Mr. Johnson explained the need for this Change Order due to quantity changes with Bleigh Construction Company. Motion was made by Council Member Dexheimer to approve this change order. Council Member Behymer seconded the motion.

Motion carried.

RESOLUTION 930

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN AN AGREEMENT BETWEEN THE CITY OF HANNIBAL AND BOARD OF PUBLIC WORKS WITH BENECARD SERVICES, INC. TO RENEW ITS PRESCRIPTION PLAN FOR THE EMPLOYEES OF THE CITY

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

Motion carried.

Roll Call

Yes: Council Member Janes, Mayor Hark, Council Members Dexheimer, Behymer, Higdon and Morgan. –6

No: -0-

Mayor Hark declared Resolution 930 duly approved and adopted on this day.

RESOLUTION 931

A RESOLUTION OF THE CITY OF HANNIBAL, MISSOURI, AUTHORIZING THE MAYOR TO SIGN A CONTRACT WITH THE MISSOURI DIVISION OF HIGHWAY SAFETY AND THE HANNIBAL POLICE DEPARTMENT FOR THE PTS/HMV ENFORCEMENT OVERTIME PROJECT

Motion was made by Council Member Janes to have the Clerk read and call the roll for adoption. Mayor Hark seconded the motion.

Motion carried.

Roll Call

Yes: Council Member Janes, Mayor Hark, Council Members Dexheimer, Behymer, Higdon and Morgan. -6

No: -0-

Mayor Hark declared Resolution 931 duly approved and adopted on this day.

BILL NO. 01-793

**AN ORDINANCE AMENDING ARTICLE IV, VEHICLE OPERATION GENERALLY OF CHAPTER 17 OF THE HANNIBAL CITY CODE.
(RE: DUI)**

SECOND AND FINAL READING

Motion was made by Council Member Higdon to have the Clerk give this Bill a Second and Final reading and call the roll for adoption. Council Member Janes seconded the motion.

Motion carried.

Roll Call

Yes: Council Member Janes, Mayor Hark, Council Members Dexheimer, Behymer, Higdon and Morgan. – 6

No: -0-

Mayor Hark declared Bill No. 01-793 duly approved and adopted on this day.

BILL NO. 01-794

AN ORDINANCE AMENDING ARTICLE V, OFFENSES AGAINST PUBLIC PEACE, ORDER AND SAFETY OF CHAPTER 16 OF THE HANNIBAL CITY CODE
(Drug Paraphernalia)

SECOND AND FINAL READING

Motion was made by Council Member Janes to have the Clerk give this Bill a Second and Final reading and call the roll for adoption. Mayor Hark seconded the motion.

Motion carried.

Roll Call

Yes: Council Member Janes, Mayor Hark, Council Members Dexheimer, Behymer, Higdon and Morgan. - 6

No: -0-

Mayor Hark declared Bill No. 01-794 duly approved and adopted on this day.

BILL NO. 01-795

AN ORDINANCE AMENDING ARTICLE V, OFFENSES AGAINST PUBLIC PEACE, ORDER AND SAFETY OF CHAPTER 16 OF THE HANNIBAL CITY CODE
(Disorderly Conduct)

SECOND AND FINAL READING

Motion was made by Council Member Behymer to have the Clerk give this Bill a Second and Final reading and call the roll for adoption. Council Member Janes seconded the motion.

Motion carried.

Roll Call

Yes: Council Member Janes, Mayor Hark, Council Members Dexheimer, Behymer, Higdon and Morgan. - 6

No: -0-

Mayor Hark declared Bill No. 01-795 duly approved and adopted on this day.

BILL NO. 01-796

**AN ORDINANCE AMENDING ARTICLE V, OFFENSES AGAINST PUBLIC
PEACE, ORDER AND SAFETY OF CHAPTER 16 OF THE HANNIBAL CITY
CODE
(marijuana)**

SECOND AND FINAL READING

Motion was made by Mayor Hark to have the Clerk give this Bill a Second and Final reading and call the roll for adoption. Council Member Behymer seconded the motion.

Motion carried.

Roll Call

Yes: Council Member Janes, Mayor Hark, Council Members Dexheimer, Behymer, Higdon and Morgan. – 6

No: -0-

Mayor Hark declared Bill No. 01-796 duly approved and adopted on this day.

BILL NO. 01-797

**AN ORDINANCE AMENDING ARTICLE IV, OFFENSES AGAINST PUBLIC
MORALS OF CHAPTER 16 OF THE HANNIBAL CITY CODE.
(Public indecency)**

SECOND AND FINAL READING

Motion was made by Council Member Morgan to have the Clerk give this Bill a Second and Final reading and call the roll for adoption. Council Member Behymer seconded the motion.

Motion carried.

Roll Call

Yes: Council Member Janes, Mayor Hark, Council Members Dexheimer, Behymer, Higdon and Morgan. – 6

No: -0-

Mayor Hark declared Bill No. 01-797 duly approved and adopted on this day.

BILL NO. 01-798

**AN ORDINANCE AMENDING ARTICLE I, IN GENERAL, OF CHAPTER 23 OF
THE HANNIBAL CITY CODE.
(Police Cadets)**

SECOND AND FINAL READING

Motion was made by Council Member Janes to have the Clerk give this Bill a Second and Final reading and call the roll for adoption. Council Member Higdon seconded the motion.

Motion carried.

Roll Call

Yes: Council Member Janes, Mayor Hark, Council Members Dexheimer, Behymer, Higdon and Morgan. – 6

No: -0-

Mayor Hark declared Bill No. 01-798 duly approved and adopted on this day.

BILL NO. 01-799

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

FIRST READING

Motion was made by Council Member Dexheimer to have the Clerk give this bill a First Reading. Council Member Behymer seconded the motion.

Motion carried.

BILL NO. 01-800

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

FIRST READING

Motion was made by Council Member Behymer to have the Clerk give this bill a first reading. Council Member Dexheimer seconded the motion.

Motion carried.

ADJOURNMENT

Motion was made by Council Member Dexheimer to adjourn. Council Member Behymer seconded the motion.

Motion carried. Meeting adjourned.