

OFFICIAL COUNCIL PROCEEDINGS

**Tuesday, June 18, 2002
7:00 P.M.**

ROLL CALL

Present: Mayor Hark, Council Members Dexheimer, Behymer, Hull,
Morgan, Janes and Wilson - 7

CALL TO ORDER

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

INVOCATION

Council Member Behymer gave the invocation.

PLEDGE OF ALLEGIANCE

Council Member Hull led the Pledge of Allegiance to the Flag.

**APPROVAL OF MINUTES
Regular Meeting - June 4, 2002**

Council Member Behymer made motion to approve the minutes from the June 4, 2002 meeting. Council Member Wilson seconded motion.

Motion carried.

**APPROVAL OF PAYROLL AND CLAIMS
First Half of June 2002**

Council Member Wilson made motion to approve the Payroll and Claims for the First Half of June 2002. Council Member Behymer seconded motion.

Motion carried.

SALES TAX REPORT

The Clerk reported that we received \$287,594.17 from the Department of Revenue for the 1-cent sales tax distribution in June 2002. This compared to last year's figure of \$290,428.81 for the same period.

We received \$143,796.96 for the ½ cent capitol improvement sales tax for June 2002. This compared to last year's figure of \$145,213.93 for the same period.

We received \$143,794.86 for the ½ cent Parks & Recreation tax for June 2002. This compared to last year's figure of \$145,213.92 for the same period.

CITIZEN DOUG HENSON

Re: Scheduled Demolition of 806 Center

Mr. Henson asked Council to cease the scheduled demolition of 806 Center as he was in the process of purchasing this property and he had plans to rehabilitate. Motion was made by Council Member Wilson to approve this request. Council Member Behymer seconded motion.

Motion carried.

CITIZEN DENISE FOGLE

Re: Request to Close Street for Annual Block Party on Carriage Road

Ms. Fogle asked Council's permission to close the area from 54 Carriage to 108 Carriage Road from approximately 4:00 P.M. to 9:00 P.M. on June 29th, 2002. The purpose was for an annual block party. Mayor Hark made a motion to approve this request. Council Member Wilson seconded motion.

Motion carried.

FIFTH STREET BAPTIST CHURCH

Re: Request for Two Reserved Parking Places for Fourth of July

As per a letter received by the City Clerk, the Fifth Street Baptist Church requested reserving two parking spaces in front of the Church during the July 4th Celebration to make available to the public a water station and a baby changing station. Motion to approve the request was made by Council Member Wilson. Council Member Dexheimer seconded motion.

Motion carried.

HANNIBAL PUBLIC SCHOOL DISTRICT

Re: Conveyance of City Owned Property on Market Street to Eugene Field School

Dr. John Bringer and Dana Ruhl, on behalf of the Hannibal Public School District, asked that a piece of property located on Market Street and adjacent to Eugene Field School be conveyed to the school by the City for a sum of \$100.00. They also requested that assessments and liens on another piece of adjacent property be waived by the City pending the purchase of this property by the school. Council Member Behymer made motion to convey the Market Street Property to the Hannibal Public School District for a sum of \$100.00 and to waive any city liens and special assessments on the adjacent property contingent upon purchase by the school district. Council Member Wilson seconded motion.

Motion carried.

ENOS JOHNSON – MARK TWAIN DISTRICT BOY SCOUTS

Re: Permission to Have 15-Ride Carnival for Fund-Raiser

Mr. Johnson introduced Michelle Cox who is Cub Master of Troop 125. She requested permission from Council to hold a small carnival for fund-raising purposes. Ms. Cox produced insurance papers and explained the planned activities included in the fund-raiser. The tentative site is at the Super Wal-Mart Store on August 23rd through the 25th. Mr. Wilson commented that if they could not work out the location at the Wal-Mart Store, there might be city property available for that weekend. Council Member Dexheimer requested that Ms. Cox present a letter to Council stating this request in writing. Council Member Dexheimer then made motion to grant request to hold a carnival in the City contingent upon receipt of letter from Ms. Johnson and all proper criteria. Council Member Behymer seconded motion. During discussion, Mr. Dexheimer also stated that Council would waive any permit fees required and amended his motion to include this. Council Member Behymer seconded the amended motion.

Motion carried.

JERRY KELLEY – CITY PLANNER

Re: Planning & Zoning Recommendations Regarding Changes in the Subdivision Ordinance

On behalf of Mr. Kelley, Jim Burns requested Council's approval of setting a public hearing to consider amendments to the subdivision ordinance. The Planning & Zoning Commission recommended these changes. Council Member Dexheimer made motion to set a public hearing for July 2, 2002 at 6:45 P.M. for this purpose. Mayor Hark seconded motion.

Roll Call

Yes: Mayor Hark, Council Members Dexheimer, Behymer, Hull, Morgan and Janes – 6

No: Council Member Wilson – 1

Motion carried.

MARY BETH BAUDENDISTEL – CITY CLERK
Re: Letter From Rod Peters Withdrawing Re-Zoning Request

The Clerk presented to Council a letter that she had received from Rod Peters withdrawing his request for re-zoning. Council Member Dexheimer made motion to accept letter and place on file. Council Member Behymer seconded motion.

Motion carried.

Re: Receipt of Deed From MoDOT for Old Bridge Approach Property

The Clerk also informed Council that she had received the deed from MoDOT for the property conveyed to us at the site of the old bridge approach.

Re: Transportation Relinquishment Agreement From MoDOT for Property Conveyed to Us at Pleasant Street and Harrison Hill.

(Resolution 970 to follow)

The Clerk explained to Council that MoDot had requested that we sign a relinquishment agreement for the property conveyed to us at the intersection of Pleasant Street and Harrison Hill. She asked Council's approval for Resolution 970 to follow, concerning this agreement.

CITY MANAGER – GARY SHIMUN
Re: Board Approvals From Last Meeting

Mr. Shimun asked Council's approval of Charles Paxton and Kathy Davis each to serve another 3-year term on the Self Insurance Board. Mayor Hark made motion to approve the appointments. Council Member Morgan seconded motion.

Motion carried.

Re: Board Nominations for Library Board

Mr. Shimun also informed Council of his nominations for seats on the Library Board and would be requesting approval of these nominations at the next regular meeting.

Marjorie Coleman	A three-year term to expire June 2005
Becky Steffa	A three-year term to expire June 2005
Charles Hickman	A three-year term to expire June 2005

Re: Request Council's Approval to Transfer Any Allocated and Unencumbered Appropriation Balances From One Classification to Another Within a Department or Office in the Last 90 Days of This Year's Budget as Per Section 9.10 of the Charter

Mr. Shimun requested, in order to balance line items within the budget and between departments, Council approve transfer of allocated and unencumbered balances as per Section 9.10 of the Charter. Council Member Wilson made motion to grant the City Manager's request. Council Member Morgan seconded motion.

Motion carried.

Re: Settlement Agreement With DNR for Underground Storage Tank

Mr. Shimun stated that he had given a copy of this agreement to the City Attorney for review and has not received it back from him. Therefore, this agenda item is not yet available for Council approval.

Re: Budget Discussion

Mr. Shimun asked Council's preference as to whether they wanted to begin budget discussions now or wait until later in the meeting after the regular business. Council Member Morgan made motion to postpone discussion of budget until the end of the meeting, before going into closed session. Council Member Janes seconded motion.

Motion carried.

**RESOLUTION
970**

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN A MISSOURI HIGHWAY AND TRANSPORTATION RELINQUISHMENT AGREEMENT FOR A PIECE OF PROPERTY CONVEYED TO US AT THE CORNER OF PLEASANT ST. AND HARRISON HILL

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

Motion carried.

Roll Call

Yes: Mayor Hark, Council Member Dexheimer, Behymer, Hull,
Morgan, Janes and Wilson - 7

No – 0

Mayor Hark declared Resolution 970 duly approved and adopted on this date.

BILL NO. 02-824

**AN ORDINANCE AMENDING ARTICLE II, (BUSINESS LICENSES) SECTION
15-27 (FEES), SUB-PARAGRAPH (9) OF THE CITY OF HANNIBAL
MUNICIPAL CODE IN REGARDS TO CONTRACTOR’S LICENSE FEES**

SECOND AND FINAL READING

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

Motion Carries.

Roll Call

Yes: Mayor Hark, Council Members Behymer, Hull, Morgan, Janes and
Wilson – 6

No: Council Member Dexheimer – 1

Mayor Hark declared Bill No. 02-824 duly approved and adopted on this date.

BILL NO. 02-825

**AN ORDINANCE AMENDING THE EMPLOYEE GUIDE TO SUCCESS; THE
PERSONNEL POLICIES FOR THE CITY OF HANNIBAL, IN REFERENCE TO
TRANSFERS, DEMOTIONS AND PROMOTIONS**

SECOND AND FINAL READING

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

Motion carried.

Roll Call

Yes: Mayor Hark, Council Members Behymer, Hull, Morgan, and Janes
- 5

No: Council Members Dexheimer and Wilson – 2

Mayor Hark declared Bill No. 02-825 duly approved and adopted on this date.

BILL NO. 02-826

AN ORDINANCE AMENDING THE EMPLOYEE GUIDE TO SUCCESS; THE PERSONNEL POLICIES FOR THE CITY OF HANNIBAL, IN REFERENCE TO OVERTIME PAY

SECOND AND FINAL READING

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

Motion carried.

Roll Call

Yes: Mayor Hark, Council Members Behymer, Hull, Morgan and Janes
– 5

No: Council Members Dexheimer and Wilson - 2

Mayor Hark declared Bill No. 02-826 duly approved and adopted on this date.

**BILL NO. 02-827
(as amended)**

AN ORDINANCE AMENDING THE EMPLOYEE GUIDE TO SUCCESS, THE PERSONNEL POLICIES FOR THE CITY OF HANNIBAL, IN REFERENCE TO WORK HOURS.

SECOND AND FINAL READING

Council Member Morgan made motion to have the Clerk give this bill, as amended, a second and final reading and call the roll for adoption. Council Member Janes seconded motion.

Motion carried.

Roll Call

Yes: Mayor Hark, Council Members Behymer, Hull, Morgan and Janes
– 5

No: Council Members Dexheimer and Wilson - 2

Mayor Hark declared Bill No. 02-827 duly approved and adopted on this date.

BILL NO. 02-828

**AN ORDINANCE REPEALING SECTION 21-62 AND DISSOLVING THE COLA
FUND OF THE POLICE AND FIREMAN’S RETIREMENT FUND**

SECOND AND FINAL READING

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

Motion carried.

Roll Call

Yes: Council Members Dexheimer, Behymer, Hull, Morgan, Janes and
Wilson – 6

Abstain: Mayor Hark - 1

Mayor Hark declared Bill No. 02-828 duly approved and adopted on this date.

BUDGET DISCUSSION

Mayor Hark stated that at this time we would commence budget discussions. Mr. Shimun presented the following requests from several departments:

The Building Inspector’s Office requested, since some contracts for house demolition have gone out, but the work will not be completed before the end of the year, \$43,115.00 be taken out of the carryover amount for next year and put back into his house demolition line item.

The City Clerk requested that adjustments to the budget be made to reflect

all telephone line amounts be charged to City Hall, rather than split between each department each month. This change would not affect cash, but would only streamline the way things would be charged.

The City Clerk also requested that we add a line item to City Hall in the amount of \$1,200.00 that would cover the cost of all Internet service for the City Hall offices. The adjustment to cover this added line item would come out of City Hall maintenance and would not affect cash.

Mr. Shimun also presented a request from the Parks & Recreation Department to add a new job position within the department for a Program Director. This addition has already been approved by the Parks Board and would increase the Salary Line for this department by \$30,000.00.

He also requested addition of a new line item under expenditures in the Police Department for Mo. Department of Safety Grant in the amount of \$56,000.00. The revenue for this line item is already reflected in the present proposed budget. This would have an effect on cash, and would be adjusted out of the carryover line item.

Council Member Morgan made a motion to approve the above requests made by the City Manager. Council Member Janes seconded motion.

Motion carried.

Council Member Janes made a motion to have a Special Called Council Meeting next Tuesday, June 25, 2002 at 7:00 P.M. in Council Chambers for the purpose of continuing Budget discussion. Mayor Hark seconded motion.

Motion carried.

Council Member Janes made a suggestion that since everyone involved in the special call was present tonight; it was not necessary to have the special call delivered by police officers who were unusually busy at this time.

CLOSED SESSIONS
In accordance with RSMo 610-021 (2) and (3)

Motion to move into closed session in accordance with RSMo 610-021 (2) and (3), admitting the Mayor, City Council, City Manager, City Auditor, City Clerk and George Walley was made by Council Member Dexheimer. Mayor Hark seconded motion.

Roll Call

Yes: Mayor Hark, Council Members Dexheimer, Behymer, Hull, Morgan, Janes and Wilson – 7

No: -0-

Motion carried.

CLOSED SESSION

ADJOURNMENT

Motion was made by Council Member Morgan to move back into open session and adjourn. Mayor Hark seconded motion.

Motion carried