

OFFICIAL COUNCIL PROCEEDINGS

November 5, 2002
7:00 P.M.

ROLL CALL

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

Also Present: City Manager, City Attorney and City Clerk - 3

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 Dexheimer led the Pledge of Allegiance to the Flag.

APPROVAL OF MINUTES October 15, 2002

Motion was made by Council Member Wilson to approve the minutes of the October 15, 2002 meeting. Council Member Dexheimer seconded motion.

Motion carried.

APPROVAL OF PAYROLL AND CLAIMS Last Half of October, 2002

Motion was made by Council Member Wilson to approve the Payroll and Claims for the last half of October, 2002. Mayor Hark seconded motion.

Motion carried.

MAYOR HARK

Re: Endorsement of the YMCA for the HUD Youth Sports Program

Mayor Hark stated he had been contacted by Mr. Pete Friesen of the YMCA who asked if Council would send a letter of endorsement in regards to their efforts to obtain HUD

Grant funds for a youth sports program. Council Member Dexheimer made a motion to have the Clerk draft a letter of endorsement and have the Mayor sign. Council Member Behymer seconded motion.

Motion carried.

GARY SHIMUN – CITY MANAGER
Re: Manchester Tank – Railroad Spur
(Resolution 999 to follow)

Mr. Shimun explained to Council that an engineering study was needed in order to go ahead with the Railroad spur for the Old Manchester Tank Building. He asked Council to approve the Resolution to follow in regards to hiring Mecco Engineering to perform this study.

Re: CDBG Community Development Block Grant
(Resolution 998 to follow)

Mr. Shimun asked Council to approve the Resolution to follow that would allow the Mayor to sign on behalf of the City to pursue funding through the Community Development Block Grant Program.

CITY CLERK – MARY BETH BAUDENDISTEL
Re: Job Descriptions

The City Clerk began by stating that she felt that there was a lot of misunderstanding among employees and department heads as to whether or not the job descriptions prepared by Evelyn Hendricks were approved. She told Council that she would tell them what she believed to be true at this point and then they could agree or disagree. At this point, the City Clerk stated that she was told that by approving the Employee Guide to Success, the job descriptions prepared by Evelyn Hendricks were also approved. However, the pay plan was not approved; therefore, we are still under the Par Group Pay Plan.

The requirement for changing a job description is approval of two levels, such as the employee's supervisor and the department head. If the change were for the job description of a department head, then the City Manager and Council would have to approve in order to obtain the two levels of approval.

For example, it is not possible for a sergeant and a lieutenant to change a corporal's job description, since one of the levels of approval would have to be a department head.

She then asked Council to give her indication whether they agreed with her interpretation.

After discussion of the job descriptions, Morgan, Wilson, Hull and Behymer indicated that they had no problem with the present job descriptions being considered approved.

Council Member Dexheimer asked Chief Hymers and Chief Runyon, who were both present, to comment on what their feelings were regarding the job descriptions.

Chief Hymers stated that he had seen the job descriptions and knew that some employees had concerns with the wording in them. He felt the descriptions should be reviewed with the employees to make any changes that were needed.

Chief Runyon stated that he had no copies of the job descriptions that were written by Evelyn Hendricks, but he did have copies of job descriptions that had been used by Chief Downs and were presently operating under these job descriptions. Council Member Wilson suggested to Chief Runyon that if he felt there were problems with the job descriptions the department was following now, it was within his jurisdiction to correct any problems. Chief Runyon stated this concern that for quite some time they have been operating under the job descriptions created by Chief Downs and he felt that they were quite different than the ones created by Ms. Hendricks.

Council Member Dexheimer suggested to Chief Runyon that he get with the City Clerk, compare wording in job descriptions and make any revisions needed as he has the power to do this. Mr. Shimun stated that he would approve any changes suggested by the Chief that required his level of approval.

Mike Lawzano of the HPD stated that he perceived the confusion over job descriptions, was that there were several officers who were waiting for promotions and they are unable to be promoted since they were not sure which job descriptions they were working under and what the requirements were for the positions they wished to be promoted to.

During discussion with Chief Runyon, the City Manager stated that the official correct job descriptions were the ones that were held by the City Clerk. Chief Runyon needed to get with the City Clerk and see if changes would need to be made in any of these job descriptions.

The City Clerk asked Mr. Shimun if the book of Job descriptions that he had brought to her office was updated and kept current. Mr. Shimun said that the book was updated and current with the exception of the job descriptions that were created by Chief Downs.

JEFFREY R. CURL, ATTORNEY AT LAW
Re: 804 Paris Avenue Property

Mr. Curl requested, on behalf of his client, Mr. Ruble, that the demolition of this piece of property be delayed since Mr. Ruble planned to rehab the building. Council Member Dexheimer made motion to grant a 30-day extension for demolition providing Mr. Ruble present to the City a time line for repairs and proof of financial viability. Council Member Wilson seconded motion.

Motion carried.

JIM DEXHEIMER – CHAIRMAN OF FIRE BOARD
Re: Budget Adjustment for Domestic Preparedness Grant

Council Member Dexheimer, on behalf of the Fire Board, explained to Council the purpose of this Grant. He asked that Council approve the grant by adjusting the present budget to reflect these expenditures. This would involve increasing the Mitigation Action expenditures by \$100,500.00 to reflect the purchases of equipment required by this grant. Council Member Behymer seconded motion.

Motion carried.

BILL LANKFORD – SUPT. PARKS & RECREATION
Re: Change Order #4 for Pool Renovation Project

Mr. Lankford explained to Council that the poor soil conditions in the proposed parking lot area beneath the old tennis courts proved to be unsatisfactory for paving. This would cause a need to remove an additional 18 inches of soil and to replace it with aggregate to insure a proper foundation. The cost for this work would be an additional \$8,365.00 to the project. Council Member Dexheimer made motion to approve Change Order No. 4. Council Member Wilson seconded motion.

Motion carried.

BOB CURTIS, CITY ATTORNEY
Re: Amendments to Age Limitations for Hiring of Police and Fire Personnel
(Bill No. 02-844 & 845 to follow)

Mr. Curtis explained to Council the changes that would be made to the Age Limitation for Hiring Ordinance that would allow a waiver of this age limitation if an employee left on good circumstances and was rehired by the City within one year of his leaving. During discussion, it was discovered that the changes in wording in the ordinance were made to the old copy of the ordinance and not to the ordinance that was passed. Mayor Hark made a motion to table this agenda item until corrections could be made. Council Member Dexheimer seconded motion.

Motion carried.

After again discussing the problem with the ordinance, it was decided that by tabling this ordinance, it would present a problem with their plans to rehire an officer.

Mayor Hark made a motion to bring Bill No. 02-844 and 845, as amended, back on the table. Council Member Dexheimer seconded motion.

Motion carried.

The City Clerk stated she would make this correction and provide corrected copies to Council before the second reading of this ordinance.

JERRY KELLEY – CITY PLANNER

Re: Diamond Boulevard

Bill No. 02-823 to follow

Mr. Kelley explained to Council that a first reading on this bill had been given on May 7, 2002. After problems have been straightened out in regards to acquiring property and easements for this project, he asked that they now give the bill its second and final reading.

Re: Redistricting of Wards

Mr. Kelley explained to Council the need for redistricting the wards because of information received from the last Census. This redistricting would even out populations in each Ward. He presented three options to Council and asked them to make a decision on which option they preferred so that work on this could be completed before the filing deadline for the April Election.

JIM BURNS – CITY ENGINEER

Re: Third Street Improvement Project Change Order #3

Mr. Burns asked Council's approval for Change Order #3 on the Third Street Improvement Project which would be an additional \$23,965.00 to the original cost of the project. Council Member Wilson made motion to approve Change Order #3. Council Member Morgan seconded motion.

Motion carried.

Re: Third Street Improvement Project – Supplemental Agreement No. 1

Mr. Burns asked Council's approval for Supplemental Agreement No. 1 between MECO Engineering and the City of Hannibal. This would increase the design phase of this project by \$4,225.00 and construction phase by \$1,500.00.

Council Member Wilson made motion to approve the Supplemental Agreement No. 1. Mayor Hark seconded motion.

Motion carried.

Re: U.S. 61 and U.S. 36 Interchange Landscaping

(Resolution #997 to follow)

Mr. Burns explained that this Resolution would approve entering into a cost participation agreement between the Missouri Highway & Transportation Commission and the City of Hannibal for the Interchange of U.S. 61 and 36. Cost to the City would be \$2,000.00. He asked Council's approval of the resolution to follow in regarding this agreement.

Re: Railroad Spur to Former Manchester Tank Building

Mr. Burns stated that the City would be using MECO Engineering to complete a topographic survey, prepare a preliminary alignment drawing and correspond with the railroad for feasibility of building a railroad spur to this location. The cost for this work would be \$2,500.00.

Re: Grand Avenue North Project
(Resolution 996 to follow)

Mr. Burns requested that Council approve the resolution to follow. This concerns a contract between Chester Bross Construction Co. and the City for construction of Grand Avenue from Pleasant Street to Hazel Street in the amount of \$321,445.00.

RESOLUTION 996

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN A CONTRACT ON BEHALF OF THE CITY OF HANNIBAL, WITH CHESTER BROSS CONSTRUCTION FOR RECONSTRUCTION AND EXTENSION OF GRAND AVENUE FROM PLEASANT STREET TO HAZEL STREET, IN THE AMOUNT OF \$321,445.00

Council Member Wilson made motion to have the Clerk read Resolution 996 and call the roll for adoption. Council Member Janes seconded motion.

Motion carried.

Roll Call

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

No: -0-

Mayor Hark declared Resolution 996 duly approved and adopted on this date.

RESOLUTION 997

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN A COST PARTICIPATION AGREEMENT BETWEEN THE CITY OF HANNIBAL AND THE MO DEPARTMENT OF TRANSPORTATION FOR THE U.S. 61 AND U.S. 36 INTERCHANGE LANDSCAPING

Council Member Wilson made motion to have the Clerk read Resolution 997 and call the roll for adoption. Council Member Janes seconded motion.

Motion carried.

Roll Call.

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

No: -0-

Mayor Hark declared Resolution 997 duly approved and adopted on this date.

RESOLUTION 998

**A RESOLUTION OF THE CITY OF HANNIBAL, MISSOURI, STATING
INTENT TO SEEK FUNDING THROUGH THE ‘COMMUNITY
DEVELOPMENT BLOCK GRANT’ PROGRAM AND AUTHORIZING THE
MAYOR TO PURSUE ACTIVITIES IN AN ATTEMPT TO SECURE FUNDING**

Council Member Janes made motion to have the Clerk read Resolution 998 and call the roll for adoption. Mayor Hark seconded motion.

Motion carried.

Roll Call

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

No: -0-

Mayor Hark declared Resolution 998 duly approved and adopted on this date.

RESOLUTION 999

**A RESOLUTION AUTHORIZING THE MAYOR TO SIGN AN AGREEMENT
BETWEEN THE CITY OF HANNIBAL AND MECO ENGINEERING CO., INC.
TO COMPLETE A TOPOGRAPHIC SURVEY, PREPARE A PRELIMINARY
ALIGNMENT DRAWING AND CORRESPOND WITH THE RAILROAD FOR
REVIEW IN REGARDS TO CONSTRUCTION OF A RAILROAD SPUR TO
THE FORMER MANCHESTER TANK BUILDING**

Council Member Wilson made motion to have the Clerk read Resolution 998 and call the roll for adoption. Council Member Janes seconded motion.

Motion carried.

Roll Call

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

No: -0-

Mayor Hark declared Resolution 999 duly approved and adopted on this date.

BILL NO. 02-844

(As Amended)

(Revision of Age Limitation for Hiring Fire Personnel)

**AN ORDINANCE AMENDING ARTICLE II, FIRE DEPARTMENT, DIVISION I,
GENERALLY, OF CHAPTER 12 OF THE HANNIBAL CITY CODE**

FIRST READING

Council Member Wilson made motion to have the Clerk give Bill No. 02-844, as amended, a first reading. Council Member Janes seconded motion.

Motion carried.

BILL NO. 02-845

(As Amended)

(Revision of Age Limitation for Hiring Police Personnel)

**AN ORDINANCE AMENDING ARTICLE II, POLICE DEPARTMENT,
DIVISION I, GENERALLY, OF CHAPTER 23 OF THE HANNIBAL CITY CODE**

FIRST READING

Council Member Dexheimer made motion to have the Clerk give Bill No. 02-845, as amended, a First Reading. Mayor Hark seconded motion.

Motion carried.

BILL NO. 02-823

**AN ORDINANCE APPROVING THE DIAMOND BOULEVARD PLAT, BEING
PART OF LOT 4 IN MCMASTERS SUBDIVISION AND PART OF LOT 4 IN
FUQUA'S SUBDIVISION ALL LYING IN THE NORTHWEST QUARTER OF
SECTION 19, TOWNSHIP 57 NORTH, RANGE 4 WEST, OF THE FIFTH
PRINCIPAL MERIDIAN, CITY OF HANNIBAL, COUNTY OF MARION,
STATE OF MISSOURI**

SECOND AND FINAL READING

Mayor Hark made motion to have the Clerk give Bill No. 02-823 a Second and Final reading and call the roll for adoption. Council Member Wilson seconded motion.

Motion carried.

Roll Call

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

No: -0-

Mayor Hark declared Bill No. 02-823 duly approved and adopted on this date.

BILL NO. 02-843

**AN ORDINANCE VACATING A PORTION OF A NORTH-SOUTH ALLEY
LOCATED BETWEEN NORTH STREET AND HILL STREET.**

SECOND AND FINAL READING

Council Member Janes made motion to have the Clerk give Bill No. 02-843 a Second and Final reading and call the roll for adoption. Council Member Wilson seconded motion.

Motion carried.

Roll Call

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

No: -0-

Mayor Hark declared Bill No. 02-843 duly approved and adopted on this date.

CLOSED SESSION

In accordance with RSMo 610-021(1)

Council Member Dexheimer made motion to go into closed session admitting himself, the Mayor, Council, City Manager, City Attorney and the City Clerk. Mayor Hark seconded motion.

Motion carried.

Roll Call

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

No: -0-

OPEN SESSION

Motion was made by Council Member Dexheimer to go back into open session. Council Member Morgan seconded motion.

Motion carried.

ADJOURNMENT

Mayor Hark made motion to adjourn. Council Member Dexheimer seconded motion.

Motion carried

Mary Beth Baudendistel, City Clerk

Roy G. Hark, Mayor
