

OFFICIAL COUNCIL PROCEEDINGS

**October 15, 2002
7:00 P.M.**

ROLL CALL

Present: Council Members Janes, Wilson, Mayor Hark, Council Members Dexheimer, Hull and Morgan - 6

Absent: Council Member Behymer - 1

Also Present: City Manager and City Clerk (City Attorney was absent)

CALL TO ORDER

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

Motion was made by Council Member Janes to excuse Council Member Behymer from the proceedings. Mayor Hark seconded motion.

Motion carried.

INVOCATION

Council Member Morgan gave the invocation.

PLEDGE OF ALLEGIANCE

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

APPROVAL OF MINUTES

October 1, 2002

Motion was made by Council Member Morgan to approve the minutes from the October 1, 2002 Council Meeting. Mayor Hark seconded motion.

Motion carried.

APPROVAL OF PAYROLL AND CLAIMS
First Half of October, 2002

Council Member Dexheimer made motion to approve the Payroll and Claims for the First Half of October 2002. Council Member Wilson seconded motion.
Motion carried.

SALES TAX REPORT

The Clerk reported that we received \$223,872.70 from the Dept. of Revenue for the 1-cent General Sales Tax for the month of September 2002. This compared to \$195,213.91 received last year for the same period.

The Clerk reported that we received \$111,912.05 from the Dept. of Revenue for the ½-cent Sales Tax Capitol Improvement for the Month of September 2002. This compared to \$97,607.02 received last year for the same period.

The Clerk reported that we received \$111,904.27 from the Dept. of Revenue for the ½-cent Park & Recreation Tax for the Month of September 2002. This compared to \$97,606.94 received last year for the same period.

At this point, Mayor Hark asked that Mr. Steve Whelan or Mr. Pat Pryor be added to the agenda during the concrete discussion as per their request.
Council Member Dexheimer made motion to add them to the agenda. Council Member Wilson seconded motion.

Motion carried.

GARY SHIMUN – CITY MANAGER
Re: Approval of Board Appointments

Mr. Shimun presented the following nominations for various Boards and Commissions:

Airport Commission

John Grossmeier – A three year term to expire September 2005

Gary Holland – A three year term to expire September 2005

Mark Twain Home Board

Carolyn Bastian – A seven year term to expire November 2009

Hannibal Convention and Visitor's Bureau

Vikki Lewis – A five year term to expire September 2007

James Coleberd – A five year term to expire September 2007

Tree Board

Edward Tamerius – Remainder of a three-year term to expire September 2004

Mayor Hark made motion to approve the City Manager's appointments. Council Member Janes seconded motion.

Motion carried.

**THOMAS A. BLEIGH – BLEIGH CONSTRUCTION CO.
Re: Concrete Cracks and Grand Avenue and Stardust Drive**

Mr. Bleigh spoke to Council in regards to work he has done for the City, but had not been paid for as of yet, due to the fact that payment or partial payment was being withheld until corrections to concrete work were completed. After much discussion by Council in regards to determination of what standards we can accept and what are proper repairs, Council's decision was to put these decisions back in the City Engineer's hands.

Council Member Janes made a motion to allow the City Engineer to use his own discretion in judging what concrete work is acceptable and what is not, and in regard to whether cracked concrete should be replaced or repaired. Council Member Morgan seconded motion.

Roll Call

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

No : Council Member Dexheimer - 1

Motion carried.

Council also directed Mr. Burns, along with Council Members Janes and Dexheimer, to organize a committee with representative from local contractors, Engineering Firms and Labor representatives standards for future projects.

**E. LYN HEYING - MECO ENGINEERING
Re: Cracking of Concrete Pavement**

Mr. Heying presented to Council copies of the American Pavement & Concrete Association which gave several recommendations in regards to solving concrete and cracking problems.

**PATRICK PRYOR – REPR. EASTERN MO. LABOR MNGMT COMMITTEE
Re: Cracking of Concrete Pavement**

Mr. Pryor presented to Council his opinion in regards to the problems with both the Stardust and 4th Street projects. He felt that the two problems were totally different and

the problems found in the 4th Street project caused the city to be too stringent in it's consideration of the Stardust project. He felt that sealing or repairing cracks would be acceptable for the Stardust project, but that the 4th Street cracks need to have the section removed and replaced.

LOAFERS CLUB

Re: Movement to Downtown Location

Mr. Ron Raney on behalf of the Loafer's Club asked Council's permission to use the area on North Main Street for their event which would mean blocking the area between Murphy Motors to Broadway on Saturday, May 10, 2003 from approximately 7 a.m. to 5 p.m.

Council Member Wilson made motion to approve this request. Mayor Hark seconded motion.

Motion carried.

JIM BURNS – CITY ENGINEER

Re: Abandonment Request – Alley in Block 9 Between Hill and North Streets
(Bill No. 02-843 to follow)

Mr. Burns asked that this bill for the purpose of abandonment of a portion of a north-south alley located between North Street and Hill Street, be approved for a first reading.

Re: Manchester Tank Building Renovation for General Mills
(Resolution 994 to follow)

Mr. Burns asked Council's approval of a resolution that would authorize the Mayor to sign an agreement with Fru-Con Engineering Inc. to handle architectural and engineering services for the renovation of the former Manchester Tank Building. Funds for this project would come out of the Industrial Development Revolving Loan Account.

Re: Manchester Tank – Fire Protection Plan
(Resolution 995 to follow)

Mr. Burns also asked Council's approval of this resolution that would allow Ozark Fire Protection, Inc. to furnish a fire protection plan for bidding purposes for the former Manchester Tank Building.

Re: Grand Avenue North from Pleasant to Hazel

Mr. Burns recommended to Council that the bid submitted by Chester Bross Construction for \$321,445.00 for the reconstruction and extension of Grand Avenue be accepted. Council Member Dexheimer made motion to approve. Mayor Hark seconded motion.

Motion carried.

**Re: Bid Award for Hannibal Mark Twain Restoration Project Phase #3
Huck Finn Steamboat Scenic Lookout**

Mr. Burns recommended to Council that the bid submitted by Housewright Contracting Commercial & Industrial in the amount of \$62,268 for the Hannibal Mark Twain Area Restoration Project, phase three, part one of two, contingent upon state approval for funds.

**JOHN WEALER – BUILDING INSPECTOR
Re: Lease of City Owned Property by Wedge Auto Sales**

Mr. Bill Collier of The Wedge Auto Sales asked Council's approval in leasing City owned property adjacent to his present business for the amount of \$200.00 per year. After discussion of this offer, Council decided that they would rather sell than lease this property and directed John Wealer to obtain an appraisal for this property and advertising for bids. The cost of the appraisal would come out of the DPW budget.

At this point Mr. Wealer requested that 804 Paris Avenue be added to the agenda. Council Member Dexheimer made motion to add this subject to the agenda. Council Member Morgan seconded motion.

Motion carried.

Re: Demolition of 804 Paris Avenue

Mr. Wealer recommended to Council that they accept a bid of \$3,500.00 from Roberts Demolition for demolition of this property. Council Member Dexheimer made motion to approve the bid recommendation Council Member Morgan seconded motion.

Motion carried.

**JERRY KELLEY – CITY PLANNER
Re: Ward Boundaries for the City**

Mr. Kelley made a report to Council regarding the distribution of population among the city's six wards. He stated to Council that he would attempt to have options worked up in regards to changing these boundaries ready for the next Council Meeting.

**Re: Cross Access Easement Agreement for Diamond Blvd. Extension
(Resolution 993 to follow)**

Mr. Kelley asked Council's approval of this resolution that would approve a cross-access easement agreement between the City and the Old anchor Equities in regards to the Diamond Boulevard extension project.

RESOLUTION 993

A RESOLUTION OF THE CITY OF HANNIBAL, MISSOURI, APPROVING A CROSS-ACCESS EASEMENT AGREEMENT BETWEEN THE CITY OF HANNIBAL AND OLD ANCHOR EQUITIES

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

Motion carried.

Roll Call

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

No: -0-

Mayor Hark declared Resolution 993 duly approved and adopted on this date.

RESOLUTION 994

A RESOLUTION OF THE CITY OF HANNIBAL, MISSOURI, AUTHORIZING THE MAYOR TO SIGN A CONTRACT BETWEEN THE CITY OF HANNIBAL AND FRU-CON ENGINEERING INC. OF ST. LOUIS, MO. FOR ARCHITECTURAL AND ENGINEERING SERVICES

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

Motion carried.

Roll Call

Yes: Council Members Janes, Wilson, Mayor Hark, Council Members Dexheimer, Hull & Morgan – 6

No: -0-

Mayor Hark declared Resolution 994 duly approved and adopted on this date.

RESOLUTION 995

A RESOLUTION OF THE CITY OF HANNIBAL, MISSOURI, AUTHORIZING THE MAYOR TO SIGN AN AGREEMENT BETWEEN THE CITY OF HANNIBAL AND OZARK FIRE PROTECTION, INC. TO FURNISH A FIRE PROTECTION PLAN FOR THE MANCHESTER BUILDING

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

Motion carried.

Roll Call

Yes : Council Members Janes, Wilson, Mayor Hark, Council Members Dexheimer, Hull & Morgan – 6

No: -0-

Mayor Hark declared Resolution 995 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

FIRST READING

Council Member Dexheimer made motion to have the Clerk give this Bill a First Reading. Mayor Hark seconded motion.

Motion carried.

BILL NO. 02-842

As amended

AN ORDINANCE FIXING AND ADOPTING THE RATE OF TAXATION FOR THE YEAR OF 2002 AND LEVYING TAXES THEREFORE

SECOND AND FINAL READING

Council Member Wilson 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: Council Members Janes, Wilson, Mayor Hark, Council Members Dexheimer, Hull & Morgan – 6

No: -0-

Mayor Hark declared Bill No. 02-842, as amended, duly approved and adopted on this date.

CLOSED SESSION
In Accordance with RSMo 610-021 (1)
2 In Accordance with RSMo 610-021 (3)

Council Member Wilson made motion to go into closed session admitting the Mayor, City Council, City Manager, Major Runyon and Officer Routh. Mayor Hark seconded motion.

Roll Call

Yes : Council Members Janes, Wilson, Mayor Hark, Council Members Dexheimer, Hull & Morgan –6

No: -0-

Motion carried.

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

Motion carried.

OPEN SESSION
GARY SHIMUN – CITY MAMAGER
Re: Police Chief Appointment

Mr. Shimun recommended that the proposal presented to the Council by Major Runyon in regards to the Police Chief position be accepted. Council Member Wilson made motion to accept the proposal. Council Member Janes seconded motion.

Motion carried.

Mr. Shimun then nominated Major Joey Runyon for the position of Police Chief. Council Member Dexheimer made motion to approve Mr. Shimun's nomination. Council Member Wilson seconded motion.

Motion carried.

MAYOR ROY HARK
Re; Swearing in of New Police Chief

Mayor Hark administered the Oath of Office to Major Runyon declaring him the new Police Chief of the City of Hannibal.

CHIEF RUNYON
Re: Amendments to Age Limitation for Hiring of Police and Fire Personnel

Chief Runyon explained to Council the need for amending these two ordinances to allow exceptions of rehires in regards to the age limitations for Fire and Police Personnel. Council Member Dexheimer made motion to have the City Attorney draw up ordinances amending the original ordinances to reflect this addition. Mayor Hark seconded motion.

Motion carried.

ADJOURNMENT

Council Member Dexheimer made motion to adjourn. Council Member Wilson seconded motion.

Motion carried.