

OFFICIAL COUNCIL PROCEEDINGS

**September 16, 2003
7:00 P.M.**

ROLL CALL

Present: Mayor Hark, Council Members Dexheimer, Hatton, Hull, Knickerbocker, Janes and Wilson – 7

Absent: -0-

Also Present: City Clerk Baudendistel, City Attorney Curtis and Interim City Manager Burns

CALL TO ORDER

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

INVOCATION

City Attorney Curtis gave the invocation at this time.

PLEDGE OF ALLEGIANCE

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

APPROVAL OF MINUTES

Regular Council Meeting of September 2, 2003

Motion was made by Council Member Wilson to approve the minutes of the regular Council meeting of September 2, 2003. Motion was seconded by Council Member Knickerbocker.

Motion carried.

APPROVAL OF PAYROLL AND CLAIMS

First half of September, 2003

Motion was made by Council Member Wilson to approve the payroll and claims for the first half of September, 2003. Motion was seconded by Mayor Hark.

Motion carried.

MAYOR HARK

Re: Approval of Nominations for Building Commission from last meeting
Council Members Wilson and Hull

Mayor Hark requested Council approval of his recommendation to appoint Council Members Kyle Wilson and Terry Hull to the Building Commission. This recommendation was made during the last regular Council meeting. Council Member Hatton made motion to approve Mayor Hark's recommendation. Motion was seconded by Council Member Knickerbocker.

Motion carried.

JIM BURNS – ACTING CITY MANAGER

Re: Approval of Nominations for Airport Commission from last meeting
John McCoy

Mr. Burns requested Council approval of his recommendation to appoint John McCoy to the Airport Commission. This recommendation was made during the last regular Council meeting. Council Member Wilson made motion to approve Mr. Burn's recommendation. Motion was seconded by Council Member Janes.

Motion carried.

Re: City Manager's Report

Mr. Burns presented the City Manager's Report and gave a brief review of what he has been working on since the last Council Meeting.

Starting with the Police Department, Mr. Burns pointed out the number of calls answered by this department in the first half of September. Mr. Burns said that he thought it was important the public was aware of the number of calls our Police Department handles.

In reference to Grand Avenue North, Mr. Burns presented a letter from Chester Bross Construction Company. Bross plans to have this intersection open by October 10, 2003, weather permitting.

Mr. Burns spoke concerning the Manchester Tank Building, now called General Mills East, which still has a small problem with roof leakage; but roofing contractors are in the process of quoting prices for sealing it. General Mills now is in full possession of this

building. There was no account set up when the City became landlords for ongoing maintenance. We are trying include these repairs in the original project cost since we came in under budget, however, the roof was not included in this cost. We would like to make repairs to carry us through the first five years. Bug screens are also needed for the blowers at this site. Council will need to approve a bid for these repairs after they are submitted and reviewed. Burns also stated that he would work with the City Clerk to see what needed to be done in order to get an account set up for future building maintenance.

Mr. Burns reported the status of the local public access TV channel that is possibly up and running at this time. The High School's media class will keep that channel going for the City. At some point city hall will have cameras available in Council Chambers to tape meetings of public interest. He gave a brief overview of the logistics involved in getting this public access channel operative and the various uses available when it is completed.

Since the noise ordinance was passed by the City Council, discussions about placing signs to that effect have been discussed with MoDOT because they would be on state highway right-of-ways. The only sign that would be accepted shall read, "NOISE ORDINANCE STRICTLY ENFORCED". We are proceeding with their requirements in order to get these signs placed.

Parks and Recreation Department is working on the Skate Park, however, our insurance company will not insure the park for bicycle riding. The department is trying to find an alternate insurance carrier. The P&R Department will not replace the maintenance worker position that became available recently. Instead, it will be replaced in the spring when the grass begins to grow. This will create a savings of approximately \$10,000.

Burns addressed pending TEA-21 projects at this time. After receiving a variance from the Board of Adjustment, the City bid the trailhead at the old Ice House location with larger sidewalks and a facade that met the qualifications of the historical district. Subsequently, the City was sued by John Lyng for not meeting the interpretation of the law by the building inspector. In about two weeks we will have to reject all bids because of the lawsuit pending.

According to Mayor Hark, Mr. Lyng has expressed an interest in settling this matter. City Attorney Curtis was instructed to meet with him to work out the logistics of the possible settlement.

Re: Hannibal Community Foundation Addendum No. 3

Hannibal Community Foundation serves as a conduit for Non-Profit donations to certain activities. According to Mr. Burns, this is an amendment to an addendum that has already been approved. This adds the Hannibal Police Department as a group where the public can make donations.

Mr. Curtis stated, in order to amend a resolution, a resolution would have to be made for this change. This will be done and brought to the next Council Meeting for approval and adoption.

Re: Nomination to Hannibal Convention and Visitor's Board
Steve Ayers – Reappoint to a 5-year term expiring September 2008

Mr. Burns recommended reappointment of Steve Ayers to serve a 5-year term on the Hannibal Convention and Visitor's Board. This is a nomination only, and will be voted on for approval at the next regular Council Meeting.

MARY BETH BAUDENDISTEL – CITY CLERK
Re: Request to Set Public Hearing for 2003 Tax Rate

City Clerk Baudendistel requested Council approve setting a public hearing for Tuesday, October 7, 2003 at 6:50 p.m. This hearing would be for the purpose of setting the 2003 tax rate. Motion was made by Council Member Wilson to set a public hearing on October 7, 2003 for this purpose. Mayor Hark seconded the motion.

Motion carried.

CHIEF RUNYON – HANNIBAL POLICE DEPARTMENT
Re: Approval to Apply for Law Enforcement Grant

Chief Joey Runyon came before Council to request approval to enter into a local law enforcement block grant for 2003. HPD has been awarded \$18,084 with a required City match of \$2,009. This grant is something we have been involved in since, at least, 1999. In the past the money has been used for equipment and technology.

Council Member Wilson made motion to approve the request. Motion was seconded by Council Member James.

Motion carried.

JOEY BURNHAM – ASSISTANT BUILDING INSPECTOR
Re: Sidewalk Replacement Program 2003

Joey Burnham, Assistant Building Inspector, requested Council table this agenda item until a later date. Motion was made by Council Member Wilson to table agenda item at this time. Motion was seconded by Mayor Hark.

Motion carried.

BILL NO. 03-887

AN ORDINANCE AMENDING ARTICLE IV, DOGS AND CATS OF CHAPTER 4 OF THE HANNIBAL CITY CODE IN REFERENCE TO LIMITATION OF NUMBER OF ANIMALS.

SECOND AND FINAL READING

Motion was made by Council Member Janes to give this bill a second and final reading and call the roll for adoption. Motion was seconded by Council Member Wilson.

Motion carried.

Roll Call

Yes: Mayor Hark, Council Members Dexheimer, Hatton, Hull, Knickerbocker, Janes and Wilson – 7

No: -0-

Mayor Hark declared Bill No. 03-887 duly approved and adopted on this date.

Mayor Hark requested Council’s permission to add a real estate item to the closed session agenda. Motion was made by Council Member Knickerbocker to add this item to the agenda. Motion was seconded by Council Member Janes.

Roll Call

Yes: Mayor Hark, Council Members Hatton, Hull, Knickerbocker, Janes and Wilson – 6

No: Council Member Dexheimer – 1

Motion carried.

**CLOSED SESSIONS (3)
In Accordance with RSMo 610-021 (1) and (3)**

Motion was made by Council Member Janes to go into closed session in accordance with RSMo 610-021 (1), (2) and (3), admitting the Mayor, Council, Acting City Manager, City Attorney and City Clerk. Motion was seconded by Council Member Knickerbocker.

Roll Call

Yes: Mayor Hark, Council Members Hatton, Hull,
Knickerbocker, Janes and Wilson – 6

No: Council Member Dexheimer – 1

Motion carried.

OPEN SESSION

Motion was made by Council Member Knickerbocker to return to open session. Motion was seconded by Council Member Hull.

Motion carried.

ADJOURNMENT

Motion was made by Council Member Knickerbocker to adjourn. Motion was seconded by Council Member Hatton.

Motion carried.