

OFFICIAL PROCEEDINGS OF PUBLIC HEARING

**Tuesday, December 21, 2004
6:45 P.M.**

CALL TO ORDER

At the appointed time, Mayor Hark called the Public Hearing to order.

**JIM BURNS – CITY ENGINEER
Re: Voluntary Annexation of S&D Developers, Inc.**

Mr. Burns explained that this voluntary annexation request was concerning property that was adjacent to Brown Trucking on Red Devil Road and was being used at present time as a warehouse for General Mills.

PUBLIC COMMENTS

There was no one present who wished to speak for or against this voluntary annexation.

ADJOURNMENT

There being no further business, Mayor Hark adjourned the Public Hearing.

OFFICIAL COUNCIL PROCEEDINGS
Revised 01-03-05

December 21, 2004
7:00 P.M.

ROLL CALL

Present: Council Members Hatton, Hull, Green, Wilson, Mayor Hark and Mayor Pro Tem Dexheimer – 6

Absent: Council Member Knickerbocker - 1

Also Present: City Manager Andy Morris and the City Clerk.

City Attorney Robert Curtis was ill and not present at this meeting.

CALL TO ORDER

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

INVOCATION

Mayor Pro Tem Dexheimer gave the invocation.

PLEDGE OF ALLEGIANCE

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

At this point in the meeting, Mayor Pro Tem Dexheimer made motion to excuse Council Member Knickerbocker from the proceedings. Mayor Hark seconded motion.

Motion carried.

APPROVAL OF MINUTES

Regular Meeting December 7, 2004

Council Member Wilson made motion to approve the minutes from the last regular Council Meeting held on December 7, 2004. Council Member Green seconded motion.

Motion carried.

APPROVAL OF PAYROLL AND CLAIMS

First Half of December, 2004

Mayor Pro Tem Dexheimer made motion to approve the payroll and claims for the first half of December, 2004. Council Member Hatton seconded motion.

Motion carried.

ANDY MORRIS – CITY MANAGER
City Manager’s Report

Re: Presentation of Audit by Wade & Stables

Mr. Morris distributed the audit report to Council for their review. He then introduced accountants from Wade & Stables who were present to offer overviews of the audit.

Mr. Mike Mudd, of Wade & Stables gave a brief overview of the audit done at the Board of Public Works.

Mr. Paul Richards then gave an overview of the audit performed on the City of Hannibal.

Council Member Wilson asked some questions regarding the transfer and demand fees in which the audits of both the City and Board of Public Works revealed are not being charged. The Board has not assessed these fees since May 21, 1975.

Mr. Bob Chriscinske, BPW General Manager, addressed the questions and stated that if the 5.5% fee were applied to the demand meters, it would mean an additional \$140,000.00 per year of revenues that would have to be transferred to the City. He asked that if this were instituted, it be done on only the future collections, to give him time to implement this increase on the billings. Mr. Chriscinske also noted that some city entities are not subject to charges for utilities while others are. Those, too, are issues that he indicated would be on the table.

Council agreed to have a CWC meeting set for 7:00 P.M. on January 11th, 2005 in order to discuss this matter and also to go over the management letter submitted by the auditor.

Re: Presentation of the Revised Personnel Manual

Mr. Morris presented to Council a draft of the proposed revised personnel manual. This draft contained 16 revisions, and would result in a reduction of the size of the present manual. Along with some changes, it was rewritten to clarify some areas that were not clear in the present manual and should be easier to understand. Mr. Morris explained that a personnel committee made up of employees who had been reviewing the present manual for months to provide this updated version had done this work. He also stated that this committee would be reviewing this policy in the future on an annual basis in order to keep this document updated and current.

No action was taken, in order to allow Council time to review this document.

Re: Sawyer’s Creek Loan
(Resolution 1175, to follow)

Mr. Morris asked Council to approve Resolution 1175, to follow, which was finalizing an interdepartmental transfer of \$310,000.00 from the Board of Public Works to the City in order to pay for engineering and construction costs to provide sewer service for the Sawyers Creek and Mark Twain Cave area.

Re: Mark Twain Home Foundation – Termination of Lease on Parking Lot

Mr. Morris presented a letter from the Mark Twain Home Foundation stating that they would not be renewing its annual lease of City property in the area where the old power plant once stood, between Center and Hill Streets and the right-of-ways of Burlington Northern Railroad. Council suggested that the original lease be reviewed to see if a resolution would be necessary to terminate this lease.

Re: Approval of Revised Contract Amount with Klingner & Associates on Riverfront Park Conception

Mr. Morris asked Council to approve the revision to the contract with Klingner & Associates in regards to the digging of test trenches in the area of the old amphitheater. This is to determine what might be buried at that site. Because the Street Department will supply both the equipment and operator needed to dig these trenches, Klingner & Associates has agreed to lower the price from \$2,000 to \$1,250 for this portion of the contract.

Council Member Hatton made motion to approve the change to this contract. Council Member Hull seconded motion.

Motion carried.

Re: Solid Waste Committee Recommendation Regarding City-wide Bulk Pick-up Fee

Mr. Morris presented to Council the recommendation from the Solid Waste Committee to add a \$1.00 fee to all City utility bills in order to cover the cost of having an annual city-wide clean up.

Council Member Wilson stated his concerns whether this fee would be in violation of the Hancock Bill and asked that the City Manager check into this before further action was taken.

Re: Recommendations from the Airport Commission

Mr. Morris explained to Council that the Airport Commission recommended obtaining an updated fuel distribution that would allow the sale of jet fuel, and also allow credit card usage for purchase of fuel after hours. Council took this item under advisement and took no action.

Mr. Morris also stated that the Airport Commission had recommended the use of non-piloted aircraft be prohibited at the airport. Council agreed this item would need to be presented in an ordinance form at the next meeting.

Mr. Morris requested permission to add an item on the agenda in regards to the Fulton Avenue Storm Water Project, at this time.

Mayor Pro Tem Dexheimer made motion to add this item to the agenda. Mayor Hark seconded motion.

Motion carried.

Re: Fulton Avenue Storm Water Project

City Manager Morris informed Council the bid for the Fulton Avenue Storm Water Project would be awarded to Wasson Engineering. Wasson bid amount was \$2,600.

This bid did not need to be approved by Council, since the amount was under the required bid limits, as stated in the City Code.

ROY HARK - MAYOR
Re: Board Appointment

Mayor Hark presented the following Board nomination to Council and asked that they consider this nomination at the next Council Meeting.

INDUSTRIAL DEVELOPMENT AUTHORITY

Ben Ritter - reappointment to a six (6) year term to expire January 2011

JIM BURNS – CITY ENGINEER
Re: Airport Layout Plan
(Resolution 1166, to follow)

Mr. Burns requested that Council approve Resolution 1166, to follow, regarding authorization for the Mayor to sign an engineering agreement with Crawford, Murphy & Tilly, Inc. for development of an updated airport layout plan.

**Re: Bid Recommendation - Hannibal Mark Twain Area Restoration Project -
Phase 6, Part 1**

Mr. Burns requested Council approval to award the Mark Twain Area Restoration Project Phase 6 – Part 1, Mark Twain Overlook & Trailhead Project to Bleigh Construction in the amount of \$370,803.40.

Mayor Pro Tem Dexheimer made motion to approve the City Engineer's recommendation. Council Member Wilson seconded motion.

Motion carried.

RESOLUTION 1166

**A RESOLUTION OF THE CITY OF HANNIBAL, MO. AUTHORIZING THE
MAYOR TO SIGN AN ENGINEERING SERVICES AGREEMENT WITH**

CRAWFORD, MURPHY & TILLY, INC. FOR THE UPDATE OF THE AIRPORT LAYOUT PLAN

Council Member Wilson made motion to have the Clerk read Resolution 1166 and call the roll for adoption. Council Member Hatton seconded motion.

Motion carried.

Roll Call

Yes: Council Members Hatton, Hull, Green, Wilson, Mayor Hark and Mayor Pro Tem Dexheimer – 6

No: -0-

Absent: Council Member Knickerbocker – 1

Mayor Hark declared Resolution 1166 duly approved and adopted on this date.

RESOLUTION 1175

A RESOLUTION OF THE CITY OF HANNIBAL, MISSOURI, AUTHORIZING THE MAYOR TO SIGN THE ARTICLES OF UNDERSTANDING BETWEEN THE CITY OF HANNIBAL AND THE HANNIBAL BOARD OF PUBLIC WORKS IN ORDER TO CONSTRUCT SEWER SERVICES TO SERVE THE ANNEXED AREA KNOWN AS SAWYERS CREEK AND MARK TWAIN CAVE, WITH THE BOARD PROVIDING \$310,000.00 BY AN INTERDEPARTMENTAL TRANSFER OF FUNDS TO THE CITY OF HANNIBAL

Council Member Wilson made motion to have the Clerk read Resolution 1175 and call the roll for adoption. Council Member Hatton seconded motion.

Motion carried.

Roll Call

Yes: Council Members Hatton, Hull, Green, Wilson, Mayor Hark and Mayor Pro Tem Dexheimer – 6

No: -0-

Absent: Council Member Knickerbocker – 1

Mayor Hark declared Resolution 1175 duly approved and adopted on this date.

BILL NO. 04-940

AN ORDINANCE AMENDING CHAPTER 26: SIGNS, ARTICLE I, IN GENERAL, TO INCLUDE A DEFINITION OF POLITICAL SIGNS

SECOND AND FINAL READING

Mayor Pro Tem Dexheimer made motion to have the Clerk give Bill 04-940 a second and final reading and call the roll for adoption. Mayor Hark seconded motion.

Motion carried.

Roll Call

Yes: Council Members Hatton, Hull, Green, Wilson, Mayor Hark and Mayor Pro Tem Dexheimer – 6

No: -0-

Absent: Council Member Knickerbocker – 1

Mayor Hark declared Bill No. 04-940 duly approved and adopted on this date.

BILL NO. 04-941

AN ORDINANCE AMENDING CHAPTER 26: SIGNS, ARTICLE I, IN GENERAL TO AMEND THE REGULATION OF POLITICAL SIGNS

SECOND AND FINAL READING

Council Member Hatton made motion to have the Clerk give Bill 04-941 a second and final reading and call the roll for adoption. Mayor Hark seconded motion.

Motion carried.

Roll Call

Yes: Council Members Hatton, Hull, Green, Wilson, Mayor Hark and Mayor Pro Tem Dexheimer – 6

No: -0-

Absent: Council Member Knickerbocker – 1

Mayor Hark declared Bill No. 04-941 duly approved and adopted on this date.

BILL NO. 04-942

AN ORDINANCE AMENDING ARTICLE V, STOPPING, STANDING AND PARKING, OF CHAPTER 17 OF THE HANNIBAL CITY CODE IN REGARDS TO COMPROMISE OF PARKING FINES

SECOND AND FINAL READING

Council Member Hull made motion to have the Clerk give Bill 04-942 a second and final reading and call the roll for adoption. Council Member Hatton seconded motion.

Motion carried.

Roll Call

Yes: Council Members Hatton, Hull, Green, Wilson, Mayor Hark and Mayor Pro Tem Dexheimer – 6

No: -0-

Absent: Council Member Knickerbocker – 1

Mayor Hark declared Bill No. 04-942 duly approved and adopted on this date.

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

Since John Wealer could not be present at this meeting, Mayor Hark suggested that this item be tabled until such time as Mr. Wealer could be in attendance.

Mayor Pro Tem Dexheimer made a motion to table this agenda item until another time. Council Member Wilson seconded motion.

Motion carried.

ADJOURNMENT

Mayor Pro Tem Dexheimer made motion to adjourn. Council Member Wilson seconded motion.

Motion carried.