

**OFFICIAL COUNCIL  
PROCEEDINGS**

**Tuesday, July 20, 2004  
7:00 P.M.**

**ROLL CALL**

**Present:** Council Members Wilson, Mayor Hark, council Member  
Dexheimer, Hatton, Hull, and Knickerbocker (\*arrived late) - 6

**Absent:** Council Member Green – 1

**Also Present:** City Manager and City Clerk

**CALL TO ORDER**

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

**INVOCATION**

Council Member Dexheimer gave the invocation.

**PLEDGE OF ALLEGIANCE**

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

At this point, Council Member Dexheimer made a motion to excuse Council Members Green and Knickerbocker. Mayor Hark seconded motion.

Motion carried.

**APPROVAL OF MINUTES**

Meeting of July 6, 2004

Council Member Hatton made motion to approve. Mayor Hark seconded motion.

Motion carried.

**APPROVAL OF PAYROLL AND CLAIMS**

First Half of July, 2004

Council member Wilson made motion to approve the Payroll and Claims. Council Member Hull seconded motion.

Motion carried.

**ANDY MORRIS – CITY MANAGER**

At this point Mr. Morris asked that Chief Hymers be added to the agenda in regards to deferred compensation. Council Member Wilson made motion to add this item to the agenda. Mayor Hark seconded motion.

Motion carried.

**DAVID HYMERS – FIRE CHIEF**  
**Re: Deferred Compensation**

Chief Hymers stated that he was a member of the City's deferred compensation carrier (Nationwide Retirement Solutions) and in the past, an employee who was retiring could have their last lump sum payment from the City which would be for unused sick leave, vacation, etc., rolled into the deferred comp plan so that less taxes would have to be taken out on these earnings. Upon turning in his request to Nationwide Retirement Solutions to do this with his final check, he was told that this option is no longer available. The best solution for this problem would be for the city to pay him his unused/accrued benefits on the second to last pay check, not on the final one.

Council Member Dexheimer made motion to grant this request. Mayor Hark seconded motion.

Motion carried.

Mr. Morris stated that he would be working on a new policy involving how we distribute payment of these benefits that would ease the burden to the employee with regard to taxes.

During discussion of this matter, Council Member Knickerbocker arrived at the meeting. Council Member Dexheimer made motion to admit Council Member Knickerbocker. Mayor Hark seconded motion.

Motion carried.

**ANDY MORRIS – CITY MANAGER**  
**Re: City Manager's Report**

The following items were discussed by the City Manager:

**Re: Revision to Employee Guide to Success**  
(Bill No. 04-914 to follow)

Mr. Morris explained that Bill 04-914, to follow, would add a policy to the Employee Guide to Success that addresses unauthorized use of city property. At present time, it is mentioned in the City Code, but not in the personnel manual. This will make both the code and the manual agree.

**Re: Approval of B.P.W. Nomination From Last Meeting**

Robert Heiser - four- year term to expire in July of 2008

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

Motion carried.

**Re: Nominations for Park Board**

Wells Pettibone, term expires July 2004 to be renewed until July 2007  
Charles C. Leonard, term expires July 2004 to be renewed until July 2007

Mr. Morris presented the above names to the Council for consideration and would be asking approval at the next Council Meeting.

**Re: Changes in Appropriation Ordinance**  
(Bill No. 04-915 to follow)

No discussion took place concerning Bill 04-915 at this time.

**Re: Review of Emergency Management Coordinator Position Advertisement and Contract**

Mr. Morris presented to Council a draft copy of a contract and an advertisement for bids for the job of Emergency Management Coordinator. He also asked Council's permission to pay Chief Hymers to act as the interim Emergency Management Coordinator until the position is filled at a monthly rate equivalent to 1/12 of the yearly contract set for this position. Council presented no objections to doing this.

**VICKI DEMPSEY – CHAIRMAN, SOLID WASTE COMMITTEE**  
**Re: Enforcement of Public Nuisance Ordinance**

Ms. Dempsey stated that she had originally planned to address Council regarding the ordinance setting forth a minimum fine to be assessed for nuisance violations. This ordinance was not being enforced by the Municipal Judge. She stated that she and the Judge had discussed this problem and that there appeared to be a misunderstanding about this. Judge Motley was present and stated that he was not aware that this ordinance had been passed and would fully comply with the ordinance from this date forward.

**JIM DEXHEIMER – CHAIRMAN, FIRE BOARD**

**Re: Fire Board**

On behalf of the Fire Board, Mr. Dexheimer presented Mr. William (Bill) Williams with a plaque commending him for his years of service with the Fire Department. Mr. Williams, who is retiring, has completed 21 years of service with the Hannibal Fire Department.

**JACK HERRING – BOARD OF PUBLIC WORKS**

**Re: Electric Transmission Documents from MISO**

(Resolution No. 1140 to follow)

Mr. Herring explained to Council, because of new federal regulations, their present supplier of electricity (Ameren UE) has turned over operation of their transmission system to an outside party. Resolution 1140, to follow, would allow the Mayor to sign paper work necessary for Hannibal to apply for participation in the energy markets operated by the Midwest Independent Transmission System Operator, Inc. (MISO).

**CHRIS ATKINSON –INTERIM P&R DIRECTOR**

**Re: Bid recommendation for Skate Park Fencing**

Mr. Atkinson asked Council to approve his recommendation that the bid for the skate park fencing be awarded to BVCP Enterprises. Council Member Wilson made motion to approve Mr. Atkinson's recommendation. Mayor Hark seconded motion. Motion carried.

**JOHN WEALER – BUILDING INSPECTOR**

**Re: Demolition – 308 N. 4<sup>th</sup> Street**

Mr. Wealer, on behalf of the Building Commission, requested that the demolition of this piece of property be put back on schedule for demolition and the bid be awarded to Jeff Bricker Excavating who was the lowest bidder at the last Council meeting.

Council Member Dexheimer made motion to approve. Council Member Hull seconded motion.

Motion carried.

**RESOLUTION NO. 1140**

**A RESOLUTION OF THE CITY OF HANNIBAL, MISSOURI,  
AUTHORIZING THE MAYOR TO SIGN AN APPLICATION FOR THE CITY TO  
PARTICIPATE IN THE ENERGY MARKETS OPERATED BY THE MIDWEST  
INDEPENEDNT TRANSMISSION SYSTEM OPERATOR, INC. (MISO) TO  
PURCHASE ELECTRICITY**

Council Member Hatton made motion to have the Clerk read Resolution 1140 and call the roll for adoption. Mayor Hark seconded motion.

Motion carried.

**Roll Call**

**Yes:** Council Member Wilson, Mayor Hark, Council Members  
Dexheimer, Hatton, Hull and Knickerbocker - 6

**No:** -0-

Mayor Hark declared Resolution 1140 duly approved and adopted on this day.

**BILL NO. 04-914**

**AN ORDINANCE AMENDING THE EMPLOYEE GUIDE TO SUCCESS: THE  
PERSONNEL POLICIES FOR THE CITY OF HANNIBAL IN REFERENCE TO  
THE UNAUTHORIZED USE OF CITY EQUIPMENT**

**FIRST READING**

Council Member Hatton made motion to have the Clerk give Bill 04-914 a first reading.  
Council Member Hull seconded motion.

Motion carried.

**BILL NO. 04-915**

**AN ORDINANCE APPROPRIATING TO THE VARIOUS DEPARTMENTS,  
BOARDS, COMMISSIONS AND AGENCIES OF THE CITY GOVERNMENT OF  
THE CITY OF HANNIBAL, MISSOURI FOR THE FISCAL YEAR ENDING  
JUNE 30, 2005**

**FIRST READING**

Council Member Wilson made motion to have the Clerk give Bill 04-915 a first reading.  
Mayor Hark seconded motion.

Motion carried.

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

Council Member Dexheimer made motion to go into closed session in accordance with RSMo 610-021 (3) admitting himself, Council, Mayor, City Manager and City Clerk. Mayor Hark seconded motion.

**Roll Call**

**Yes:** Council Member Wilson, Mayor Hark, Dexheimer, Hatton, Hull and Knickerbocker – 6

**No:** -0-

Motion carried.

(No action taken during closed session)

**OPEN SESSION**

Council Member Dexheimer made motion to go back into open session. Mayor Hark seconded motion.

Motion carried.

**ADJOURNMENT**

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

Motion carried.

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Mary Beth Baudendistel, City Clerk

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Roy G. Hark, Mayor

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