

**PUBLIC HEARING**

**October 5, 2004  
6:45 p.m.**

**CALL TO ORDER**

At the appointed hour, Mayor Hark called the public hearing to order.

**PHYLLIS NELSON – DEPUTY CLERK  
Re: Set Tax Rate for 2004**

Ms. Nelson gave a brief explanation of the purpose of the public hearing, to set the tax rate for the year of 2004. She then read the proposed tax rate, which was:

General Fund	\$ .7357 per \$100.00 Valuation
Library Fund	.2879 per \$100.00 Valuation
P & F Retirement Fund	.1293 per \$100.00 Valuation
Total	\$1.1529 per \$100.00 Valuation

**PUBLIC COMMENTS**

Mayor Hark invited public comments for or against the proposed tax rate. Since no citizens wished to speak, Mayor Hark declared the public hearing adjourned.

## OFFICIAL COUNCIL PROCEEDINGS

October 5, 2004  
7:00 P.M.

### ROLL CALL

**Present:** Council Members Green, Wilson, Mayor Hark, Council Members Hatton and Hull – 5

**Absent:** Council Members Knickerbocker and Dexheimer -2

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

### CALL TO ORDER

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

### INVOCATION

Council Member Green gave the invocation.

### PLEDGE OF ALLEGIANCE

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

At this time, Council Member Wilson made motion to excuse Council Members Knickerbocker and Dexheimer from the proceedings. Council Member Green seconded the motion.

Motion carried.

### APPROVAL OF MINUTES Regular Council Meeting of September 21, 2004

Council Member Wilson made motion to approve the minutes from the last meeting. Mayor Hark seconded the motion.

Motion carried.

### APPROVAL OF PAYROLL AND CLAIMS Last Half of September, 2004

Council Member Hatton made motion to approve the payroll and claims. Council Member Wilson seconded motion.

Motion carried.

**ROY G. HARK – MAYOR**

**Re: Proclamation – Hannibal Area Chamber of Commerce Week**

Mayor Hark recognized the Deputy Clerk, Phyllis Nelson, and asked her to read the proclamation, expressing the City's support for the Hannibal Area Chamber of Commerce Week.

Following the reading of the proclamation, Mayor Hark made the presentation to Mr. Tom Lennon, President of the Hannibal Chamber of Commerce.

**ANDY MORRIS**

**Re: City Manager Report**

**Use of City Owned Equipment**

(Resolution No. 1153 to follow)

Mr. Morris stated that he had two items to bring before Council at this time. The first one concerned approval of the policy for the use of city equipment, which will be considered with the reading of Resolution No. 1153 later in the meeting. The two components of this resolution concern the pieces of equipment that shall not be borrowed or utilized for personal use under any circumstances. The second part is concerned with the use of equipment, or borrowing, between municipal departments. This was the final, amended version of Resolution No. 1153 that had been discussed at a previous Council Meeting.

**Fire Department – FEMA Grant**

Mr. Morris shared with Council that the Hannibal Fire Department had received a FEMA grant to purchase and install the exhaust fans in all three fire stations earlier this year. When the purchase and installation was completed, there was approximately \$10,410.00 left over. It is a FEMA requirement that this amount be spent on FEMA-approved items.

Morris said, according to Fire Chief Dryden, \$4,090.00 would be spent for exhaust fan filters from Air Technology and the remainder, \$6,320.00 would be spent for a "Freddy the Fire Truck" from Robotronics. (This is a robotic, talking fire truck to be used at fire prevention talks with kids.). These purchases are pending approval by Council. Fire Chief Dryden did point out that the 10% required match by the city for this grant had already been made, so there is no additional cost to the city. Motion was made by Mayor Hark to approve these purchases. Motion was seconded by Council Member Hatton.

Motion carried.

**EMMETT L. GARNER – LOCAL UNION NO. 562**

**Re: Contractor's Licensing**

Mr. Emmett Garner, business representative for the Plumbing & Pipefitting of St. Louis, Mo., spoke before Council concerning code revision recommendations. He presented samples for Council to review. Mr. Garner suggested that these regulations be considered and adopted. Mayor Hark thanked Garner for coming before Council and agreed to look over the proposal.

**PHYLLIS NELSON – DEPUTY CLERK**

**Re: Amending Military Leave Policy**

(Resolution No. 1154 to follow)

Ms. Nelson explained the reason for the amendment of the City's military leave policy. The amendment is necessary to coincide with the federal fiscal year guidelines. She asked Council to approve Resolution No. 1154 that addresses this change, later during the meeting.

**Re: 2004 Tax Rate**

Deputy Clerk Nelson also asked for Council approval of a first reading for Bill No. 04-936. This bill concerns setting the 2004 tax rate. Nelson informed Council that the City had received the letter of certification from the State Auditor's office, approving the tax amount and the required public hearing was conducted prior to this Council Meeting.

**CHUCK ANDERSON – ASSISTANT TO CITY ENGINEER**

**Re: Steel Toe Boot Policy**

(Resolution No. 1155 to follow)

Chuck Anderson, assistant to the City Engineer, came before Council, requesting their consideration of Resolution No. 1155, that would be presented later during the meeting. Anderson explained the reason for this resolution. This would change the Employee Guide to Success; making it a requirement of the Parks and Recreation Department and the Street Department employees to wear steel toed boots. The Executive Safety Committee has approved this change because they feel this is an important issue that had previously been overlooked. The Fire Department and Police Department are supplied with safety equipment, and this will be another tool to show that the City is concerned about the safety of our employees in the field.

Mr. Anderson presented the committees recommendations as follows:

The Employee will purchase approved boots.

Upon presentation of the receipt and confirmation that the boot is acceptable, the amount of purchase (up to \$75.00) will then be submitted for reimbursement.

Anderson stated that \$2,000.00 had been set aside, at the beginning of the budget year, for this purpose. This is enough for about 26 employees at \$75.00 per employee. It was reiterated that if an employee's purchase totaled less than \$75.00 only the amount spent would be reimbursed, **up to** the \$75.00 amount (maximum).

**Re: Safety Awareness Awards**

Mr. Anderson spoke concerning the Safety Awareness Awards Program, in process of being implemented. He stated that \$1,500.00 had been earmarked for safety awareness awards at the beginning of this budget year. This amount was based on 150 City employees at \$10.00 per person. The Safety Committee tentatively decided to allow the department heads to decide how this money would be spent for employees within their department.

Anderson said he would coordinate this with the City Clerk and the department heads to make sure that purchases were acceptable. This was informational only and no approval was necessary.

**JOHN WEALER – BUILDING INSPECTOR**

**Re: Change to Code Book Regarding Exterior Architectural Features in the Historic District**

(Bill Nos. 04-929 and 04-930, as amended, to follow)

John Wealer, City Building Inspector, came before Council to field questions concerning the changes in City Code, regarding exterior architectural features within the Historic District (H-1 Ordinance), as stated in Bill No. 04-929 and Bill No. 04-930, as amended. These will be presented for a first reading at a later time during the meeting.

Mr. Wealer explained some of the requirements that are now in place for buildings within this district. These are very rigid requirements, according to Wealer, and the purpose of the amendments is to relax the requirements of this ordinance to address specific problems that might occur. These are recommendations of the H-1 Committee. There was a short discussion concerning these amendments.

The other issue was the operation of businesses on private lots within the Historic District. According to Wealer, in the amendment, this is now prohibited, except with non-profit organizations. If a for-profit organization wishes to operate during festivals, they must do this on city-owned property or public right-of ways.

**CHRIS ATKINSON – DIRECTOR OF PARKS AND RECREATION**

**Re: Construction Extension for the Huckleberry Ramp Park for George Lee, Jr. Construction**

Director of Parks & Recreation, Chris Atkinson, requested that Council grant a 30-day extension for the Huckleberry Ramp Park project to George Lee. Mr. Lee, according to Atkinson, needs the extension because of a delay in the delivery of an order of steel from

Arizona. Since the steel was delayed for three weeks, Lee has done all that he can do to complete this project in a timely manner. Atkinson stated that he had spoken with Mr. Lee earlier in the day and the shipment was expected by the end of the week, which would allow Lee to complete the project within the 30-day extension period. There would be no additional charge for the delay. Motion was made by Council Member Wilson to grant a 30-day extension on the Huckleberry Ramp Park project to George Lee. Motion was seconded by Council Member Green.

Motion carried.

**Re: Approval of Contract with Klingner & Associates for Boat Harbor Project**  
(Resolution No. 1156 to follow)

Atkinson explained the details of Resolution No. 1156, which is for the approval of a contract with Klingner & Associates for the engineering services, regarding the dredging of the Hannibal Boat Harbor. Atkinson stated that he was not comfortable with making the needed decisions without professional council. Klingner & Associates has worked with Parks Department in the past, preparing the assessment of the Boat Harbor in 1996. Last year, Parks worked with them in basic preparation for the current project. The cost of these services will be \$5,700.00. Atkinson requested Council approval later during the meeting. (It was noted that there was no grant money available for this project.)

**RESOLUTION 1153**

**A RESOLUTION OF THE CITY OF HANNIBAL, MISSOURI, AMENDING  
CHAPTER IV, JOB PERFORMANCE AND STANDARDS OF CONDUCT, USE  
OF CITY EQUIPMENT, OF THE EMPLOYEE GUIDE TO SUCCESS**

Council Member Hull made motion to have the Deputy Clerk read Resolution 1153 and call the roll for adoption. Mayor Hark seconded the motion.

Motion carried.

**Roll Call**

**Yes:** Council Members Green, Wilson, Mayor Hark, Council Members Hatton and Hull - 5

**No:** -0-

**Absent:** Council Members Knickerbocker and Dexheimer - 2

Mayor Hark declared Resolution 1153 duly approved and adopted on this day.

**RESOLUTION 1154**

**A RESOLUTION OF THE CITY OF HANNIBAL, MISSOURI, AMENDING  
CHAPTER III, PAY AND BENEFITS, PAID LEAVE, MILITARY RESERVE OR  
NATIONAL GUARD LEAVE IN THE EMPLOYEE GUIDE TO SUCCESS**

Council Member Wilson made motion to have the Deputy Clerk read Resolution 1154 and call the roll for adoption. Mayor Hark seconded motion.

Motion carried.

**Roll Call**

**Yes:** Council Members Green, Wilson, Mayor Hark, Council Members Hatton and Hull - 5

**No:** -0-

**Absent:** Council Members Knickerbocker and Dexheimer - 2

Mayor Hark declared Resolution 1154 duly approved and adopted on this day.

**RESOLUTION 1155**

**A RESOLUTION OF THE CITY OF HANNIBAL, MISSOURI, AMENDING  
CHAPTER V, WORK ENVIRONMENT, SAFETY, OF THE EMPLOYEE GUIDE  
TO SUCCESS, IN REGARDS TO STEEL TOE BOOT POLICY**

Council Member Green made motion to have the Deputy Clerk read Resolution 1155 and call the roll for adoption. Council Member Hatton seconded motion.

Motion carried.

**Roll Call**

**Yes:** Council Members Green, Wilson, Mayor Hark, Council Members Hatton and Hull - 5

**No:** -0-

**Absent:** Council Members Knickerbocker and Dexheimer - 2

Mayor Hark declared Resolution 1155 duly approved and adopted on this day.

**RESOLUTION 1156**

**A RESOLUTION OF THE CITY OF HANNIBAL, MISSOURI, AUTHORIZING  
THE MAYOR TO SIGN AN AGREEMENT BETWEEN KLINGNER &**

**ASSOCIATES AND THE CITY OF HANNIBAL/PARKS DEPARTMENT TO PROVIDE ENGINEERING SERVICES FOR THE BOAT HARBOR PROJECT, IN THE AMOUNT OF \$5,700.00, PLUS ALL "REIMBURSABLE EXPENSES"**

Council Member Wilson made motion to have the Deputy Clerk read Resolution 1156 and call the roll for adoption. Council Member Hull seconded motion.

Motion carried.

**Roll Call**

**Yes:** Council Members Green, Wilson, Mayor Hark, Council Members Hatton and Hull - 5

**No:** -0-

**Absent:** Council Members Knickerbocker and Dexheimer - 2

Mayor Hark declared Resolution 1156 duly approved and adopted on this day.

**BILL NO. 04-934**

**AN ORDINANCE, AMENDING CHAPTER 21, PERSONNEL, ARTICLE II, POLICE AND FIRE PENSIONS, DIVISION 1, GENERALLY, SECTION 21-60. PENSION DEATH BENEFITS**

**SECOND AND FINAL READING**

Council Member Hatton made motion to give Bill No. 04-934 a second and final reading and have the Deputy Clerk call the roll for adoption. Council Member Hull seconded the motion.

Motion carried.

**Roll Call**

**Yes:** Council Members Green, Wilson, Mayor Hark, Council Members Hatton and Hull - 5

**No:** -0-

**Absent:** Council Members Knickerbocker and Dexheimer – 2

Mayor Hark declared Bill No. 04-934 duly approved and adopted on this day.

**BILL NO. 04-935**

**AN ORDINANCE AMENDING THE PAYROLL ORDINANCE OF THE CITY  
OF HANNIBAL PERTAINING TO THE PARKS DEPARTMENT  
SUPERINTENDENT**

**SECOND AND FINAL READING**

Council Member Wilson made motion to give Bill No. 04-935 a second and final reading and have the Deputy Clerk call the roll for adoption. Council Member Green seconded the motion.

Motion carried.

**Roll Call**

**Yes:** Council Members Green, Wilson, Mayor Hark, Council  
Members Hatton and Hull - 5

**No:** -0-

**Absent:** Council Members Knickerbocker and Dexheimer – 2

Mayor Hark declared Bill No. 04-935 duly approved and adopted on this day.

**BILL NO. 04-929**

**AN ORDINANCE AMENDING ARTICLE X, HISTORIC DISTRICT, DIVISION  
1, GENERALLY, OF CHAPTER 32 OF THE HANNIBAL CITY CODE IN  
REGARDS TO EXTERIOR ARCHITECTURAL FEATURE AND USES**

**FIRST READING**

Council Member Hatton made motion to have the Deputy Clerk give Bill No. 04-929 a first reading. Mayor Hark seconded this motion.

Motion carried.

**BILL NO. 04-930**

(as amended)

**AN ORDINANCE AMENDING ARTICLE X, HISTORIC DISTRICT, DIVISION  
2, DISTRICT H-1, OF CHAPTER 32 OF THE HANNIBAL CITY CODE IN  
REGARDS TO EXTERIOR ARCHITECTURAL FEATURE AND USES**

**FIRST READING**

Council Member Hatton made motion to have the Deputy Clerk give Bill No. 04-930, as amended, a first reading. Mayor Hark seconded this motion.

Motion carried.

**BILL NO. 04-936**

**AN ORDINANCE FIXING AND ADOPTING THE RATE OF TAXATION FOR  
THE YEAR OF 2004 AND LEVYING TAXES THEREFORE**

**FIRST READING**

Council Member Wilson made motion to have the Deputy Clerk give Bill No. 04-936 a first reading. Mayor Hark seconded this motion.

Motion carried.

**ADJOURNMENT**

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

Motion carried.