

OFFICIAL COUNCIL PROCEEDINGS

**Tuesday, October 19, 2004
7:00 P.M.**

ROLL CALL

Present: Council Members Green, Wilson, Mayor Hark, Council Members
Dexheimer, Hatton, Hull & Knickerbocker- 7

Absent: -0-

Also Present: City Attorney, 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 Wilson led the Pledge of Allegiance to the Flag.

At this time, Mayor Hark asked Council's permission to add a closed session to the agenda under RSMO 610-021 (3). Council Member Dexheimer brought it to the Council's attention that he did not think we could legally add a closed session unless it was a true emergency. The City Clerk stated that it was not an emergency, and the discussion could be held at the next regular Council Meeting.

APPROVAL OF MINUTES

Regular Meeting of October 5, 2004

Council Member Dexheimer made motion to approve the minutes from the last regular Council Meeting Council Member Wilson seconded motion.

Motion carried.

APPROVAL OF PAYROLL AND CLAIMS

First Half of October, 2004

Council Member Wilson made motion to approve the payroll and claims for the first half of October, 2004. Council Member Hull seconded motion.

Motion carried.

ANDY MORRIS - CITY MANAGER
Re: City Manager Report

The City Manager had nothing to report.

VICKI DEMPSEY – CHAIRMAN, SOLID WASTE COMMITTEE
Re: Update From Committee

Ms. Dempsey gave a report explaining the Committee's activities and the results of the public survey regarding trash services within the City. A committee member poll was taken to decide whether or not to seek a single hauler service for the city. This poll resulted in a 4/4 split. Ms. Dempsey also provided the results of the public survey and asked that it be placed on file and each Council Member be given a copy. The survey reflected that the general public is happy with the current system.

Returned surveys also indicated that the public wanted a once or twice a year pick up for large items. They would be willing to pay an additional \$1.00 per month on their utility bills in order to offset the cost of this for the City. 64% of the people surveyed stated that they would use this service if provided. Ms. Dempsey stated that the committee's goal would be for the City to implement this plan and have it on the April, 2005 ballot.

Other suggestions from the committee included the following:

New utility customers are to leave a deposit that would be returned when proof of garbage pick up is provided.

Landlords would be required to carry the cost of garbage pick up instead of the individual renter.

Ms. Dempsey then informed council that she felt this committee had served their purpose. They had reached their conclusion, as presented. Council Member Dexheimer made a motion that the report from the Committee be received and placed on file. Mayor Hark seconded motion.

Motion carried.

MARY BETH BAUDENDISTEL
Re: Receipt of Letter From Apostolic Holiness Church to Purchase Board of Public Works Property

The City Clerk read and placed on file a letter from Pastor R.L. Grohman asking permission to purchase property located adjacent to his church property in the Hillcrest Subdivision. The property in question was used by the Board of Public Works and Mr. Chriscinske stated that he had discussed this with Pastor Grohman and the Board had approved selling this property to him at the last meeting.

Mr. Chriscinske stated that this was a captive piece of property bordered by the Church on three sides and the Board of Public Works would have no further use for it. Council member Wilson made motion that we accept the recommendation from the Board of Public Works to put a price on this piece of property of \$100.00. Mayor Hark seconded motion.

Council Member Knickerbocker then asked if there was anything in the charter or ordinances that would indicate how we should have to dispose of property. The City Manager indicated there was no guideline. Council Member Dexheimer suggested that the motion be amended to include that the Board of Public Works be allowed to remove any building or equipment from the premises as they see fit. Council member Wilson stated that he would amend his motion to include that statement. Mayor Hark seconded the amended motion.

Motion carried.

At this time, Mayor Hark asked that the City Clerk be allowed to add an item to the agenda regarding the video taping of Council Meetings. Council Member Hull made motion to add this item to the agenda. Council Member Hatton seconded motion.

Motion carried.

Re: Videotaping of November Council Meetings

The City Clerk stated that she had received word from Ms. Simms of the Hannibal Public School. Simms informed the Clerk that her Communications classes were nearing the point where they would like to start video taping the Council Meetings. She would like to send two students to each of the November meetings for this purpose. These would be tapings only, and would be available for the Council to approve before airing.

Council Member Dexheimer made motion to give permission to the students to videotape these meetings. Mayor Hark seconded motion.

Motion carried.

CHIEF JOEY RUNYON – HANNIBAL POLICE DEPARTMENT Re: Missouri State Highway Department Traffic Enforcement Grant (Resolution No. 1158 to follow)

Chief Runyon explained to Council that the department qualified for another traffic safety grant that would amount to \$9,200.00 and would be used to pay off-duty officers overtime to run traffic enforcement for traffic violation in major portions of the City in order to reduce accidents. This grant would run from October 1, 2004 thru September 30, 2005. He would like for Council to authorize the Mayor to sign this contract by approving Resolution 1158 to follow.

JOHN WEALER – BUILDING INSPECTOR
Re: Demolition Bids

Mr. Wealer recommended to Council that the bid for demolition of houses on 1632 Fulton and 1610-12 Broadway be awarded to Bricker Construction in the amount of \$7,768.00. Council Member Wilson made motion to approve. Council Member Dexheimer seconded motion.

Motion carried.

CHIEF GENE DRYDEN – HANNIBAL FIRE DEPARTMENT
Re: Bid Recommendations For Cargo Trailer and ATV For the WMD Grant

Chief Dryden informed Council that they had received Homeland Security Grant Funds and had put the following pieces of equipment out for bid. He recommended to Council that the bid for the ATV (mule) be awarded to Butch's Sports World in the amount of \$7,733.00 and that the bid for a trailer to haul this ATV be awarded to Krigbaum Trailers in the amount of \$5,855.00 for option II.

Jim Dexheimer made motion to approve the recommendation to purchase the ATV from Butch's Sports World. Council Member Wilson seconded motion.

Motion carried. Council Member Dexheimer made motion to award the purchase of the trailer to Krigbaum's Trailer for option II. Council Member Hull seconded motion.

Motion carried.

ROBERT M. CHRISCINSKE – DIRECTOR, BOARD OF PUBLIC WORKS
Re: Revised Agreements with Ralls County
(Resolution No. 1157 to follow)

Mr. Chriscinske presented to Council amended documentation regarding the Ralls County Water District agreements. He stated that the Ralls County Water District was approving these same contracts at their meeting. He said that if both Water Districts and Council agree to these contracts, it would take approximately 4 to 6 months to get these through USDA and Public Service Commission approval. He also stated, at the time of final approval, a specific list of 390 customers would be added to the contents of the contracts. He asked Council to authorize the Mayor to sign these contracts by approving Resolution 1157 to follow.

JIM BURNS – CITY ENGINEER
Re: Mark Twain Area Restoration, Phase V, Part 1, (Trailhead) Change Order No. 3 (Final)

Mr. Burns explained that this would be the final change order. The bid for the lights according to the specifications was approximately \$10,000.00, but that figure was totally deleted at that time. Cheaper lights were found at a later date for a total of \$560.00.

This is the only change on this order and would increase the cost of this project by \$560.00, this project will then be completed. The restrooms were already open for public use last weekend at the Folk life Festival. Council Member Wilson made motion to approve. Mayor Hark seconded motion.

Motion carried.

Re: Industrial Park Access Road

We have been working for sometime to get a second access to the west side industrial park. We would be obtaining a half an acre from Abel's and also a half an acre from Malcolm Gentry. We have the deed for the Abel Realty property and we expect to get the deed for the Gentry property within the next couple of days.

Council Member Dexheimer made a motion to have the City Attorney draft up a resolution to authorize the transfer of this property and to accept this property on behalf of the City. Council Member Wilson seconded motion.

Motion carried.

RESOLUTION NO. 1157 (As amended)

A RESOLUTION OF THE CITY OF HANNIBAL, MISSOURI, AUTHORIZING THE MAYOR TO SIGN A REVISED ESCROW TRUST AGREEMENT, SALE CONTRACT, TERRITORIAL AGREEMENT AND WATER PURCHASE AGREEMENT WITH THE PUBLIC WATER SUPPLY DISTRICT NO. 1 OF RALLS COUNTY FOR SUBMISSION TO THE PUBLIC SERVICE COMMISSION

Council Member Hull made a motion to have the Clerk read Resolution 1157, as amended, and call the roll for adoption. Council Member Knickerbocker seconded motion.

Motion carried.

Roll Call

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

No: -0-

Mayor Hark declared Resolution No. 1157, as amended, duly approved and adopted on this day.

RESOLUTION NO. 1158

A RESOLUTION OF THE CITY OF HANNIBAL, MISSOURI, AUTHORIZING THE MAYOR TO SIGN A CONTRACT WITH THE MISSOURI DEPARTMENT OF TRANSPORTATION HIGHWAY SAFETY DIVISION FOR A HAZARDOUS MOVING VIOLATION GRANT

Council Member Hatton made motion to have the Clerk read Resolution 1158 and call the roll for adoption. Mayor Hark seconded motion.

Motion carried.

Roll Call

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

No: -0-

Mayor Hark declared Resolution No. 1158 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

SECOND AND FINAL READING

Council Member Hatton made a motion to have the Clerk give Bill 04-929 a second and final reading and call the roll for adoption. Council Member Hull seconded motion.

Motion carried.

Roll Call

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

No: -0-

Mayor Hark declared Bill No. 04-929 duly approved and adopted on this day.

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**

SECOND AND FINAL READING

Council Member Hull made motion to have the Clerk give Bill 04-930, as amended, a second and final reading and call the roll for adoption. Council Member Wilson seconded motion.

Motion carried.

Roll Call

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

No: -0-

Mayor Hark declared Bill No. 04-930, as amended, duly approved and adopted on this day.

BILL NO. 04-936

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

SECOND AND FINAL READING

Council Member Hatton made motion to have the Clerk give Bill 04-936 a second and final reading and call the roll for adoption. Council Member Hull seconded motion.

Motion carried.

Roll Call

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

No: -0-

Mayor Hark declared Bill No. 04-936 duly approved and adopted on this day.

At this point in the meeting, Council Member Dexheimer apologized to Martin Meyer of Architechnics, who was in the audience, stating that he would place him on the next agenda.

ADJOURNMENT

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

Motion carried.