

OFFICIAL COUNCIL PROCEEDINGS

**May 3, 2005
7:00 P.M**

ROLL CALL

Present: Council Member Wilson, Mayor Hark, Mayor Pro Tem Dexheimer, Council Members Hatton, Hull, Knickerbocker and Green – 7

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

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 Hatton led the Pledge of Allegiance to the Flag.

**APPROVAL OF MINUTES
Regular Meeting of April 19, 2005**

Mayor Pro Tem Dexheimer made a motion to approve the minutes. Council Member Wilson seconded motion.

Motion carried.

**APPROVAL OF PAYROLL AND CLAIMS
Second Half of April, 2005**

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

Motion carried.

CITY MANAGER – ANDY MORRIS
Re: Approval of Nomination for Employee Benefit Trust Board

Mr. Morris asked Council’s approval for the nominations that were presented at the last Council meeting.

Reappoint Kathy Davis, HPD - 3-year term to end May 2008
Reappoint Charles Paxton, HFD - 3-year term to end May 2008

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

Motion carried.

Re: Approval of Revised Employee Personnel Manual

Mr. Morris stated, as he had indicated at the previous meeting, he was presenting the revisions to the personnel manual. He reviewed some of the changes that had been made and then asked Council to also review and get back to him in the near future with any questions or comments they might have. He concluded by suggesting that a time be set at a later date for approval.

BILL NO. 05-954

**AN ORDINANCE AMENDING CHAPTER 31, VEHICLES FOR HIRE, ARTICLE II,
TAXICABS DIVISIONS 1, 2 & 3 OF THE HANNIBAL CITY CODE**

SECOND AND FINAL READING

Council Member Hatton made a motion to have the Clerk give Bill 05-954 a second and final reading and call the roll for adoption. Council Member Green seconded motion.

Motion carried.

Roll Call

Yes: Council Member Wilson, Mayor Hark, Mayor Pro Tem
Dexheimer, Hatton, Hull, Knickerbocker and Green – 7

No: -0-

Mayor Hark declared Bill No. 05-954 duly approved and adopted on this day.

BILL NO. 05-955

**AN ORDINANCE AMENDING THE CHARTER OF THE CITY OF HANNIBAL
PURSUANT TO THE APRIL 5, 2005 ELECTION, CHANGING RULES FOR
PUBLICATION OF ORDINANCES**

SECOND AND FINAL READING

Council Member Wilson made a motion to have the Clerk give Bill 05-955 a second and final reading and call the roll for adoption. Council Member Hull seconded motion.

Motion carried.

Roll Call

Yes: Council Member Wilson, Mayor Hark, Mayor Pro Tem
Dexheimer, Hatton, Hull, Knickerbocker and Green – 7

No: -0-

Mayor Hark declared Bill No. 05-955 duly approved and adopted on this day.

**ADJOURNMENT
SINE-DIE**

At this time, Mayor Hark thanked Mr. Bob Curtis on behalf of himself and Council for his service to the City and to this Council, and wished him the very best in the upcoming years.

Council Member Wilson made a motion to adjourn sine-die. Council Member Green seconded motion.

Motion carried.

**ROY G. HARK - MAYOR
Re: Oath of Office for 5th & 6th Ward Council Seats**

Mayor Hark administered the Oath of Office to 5th Ward Council Member, Jeff Hatton and 6th Ward Council Member, Terry Hull.

Re: Oath of Office for City Attorney and Prosecuting Attorney

Mayor Hark administered the Oath of Office to City Attorney, Todd Ahrens and Prosecuting Attorney, James Lemons.

ROLL CALL

Present: Council Member Wilson, Mayor Hark, Mayor Pro Tem
Dexheimer, Council Members Hatton, Hull, Knickerbocker and
Green – 7

Absent:: -0-

Also present: City Manager, City Attorney and City Clerk

CALL TO ORDER

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

ROY G HARK - MAYOR

Re: Appointment of Mayor Pro-Tem

The floor was then opened for nominations for Mayor Pro Tem. Mayor Hark made a motion to re-elect Mayor Pro Tem Dexheimer. Council Member Green seconded motion.

Roll Call

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

No: Mayor Pro Tem Dexheimer – 1

Mayor Hark declared Council Member re-elected to the position of Mayor Pro Tem.

At this point, Mayor Pro Tem Dexheimer made a motion to add an item from Habitat for Humanity to the agenda. Mayor Hark seconded the motion.

Motion carried.

PAUL BOND & DALE SWENSON – HABITAT FOR HUMANITY

The representatives on behalf of Habitat for Humanity explained that they had applied and paid for a building permit in order to build a house. This house was never built since the circumstances changed. The former building permit expired in April of this year. They asked if Council would approve extending this building permit for another year, since they now have another house to build and have obtained a client for this house.

Mayor Pro Tem Dexheimer made motion to extend the present Building Permit for another year. Council Member Wilson seconded motion.

Motion carried.

ANDY MORRIS – CITY MANAGER

Re: City Manager Report

The following items were discussed by the City Manager, Andy Morris.

Re: Nomination to the Board of Adjustment

Mr. Morris submitted the following name for nomination to the Board of Adjustment. This nomination will be considered and a decision will be made at the next Council Meeting.

Raymond Witt - reappointment to a term ending May of 2010

JIM DEXHEIMER – FIRE BOARD CHAIRMAN

Re: Explanation of Change to Job Classifications for Hannibal Fire Department Employees

Mayor Pro Tem Dexheimer said they had discussed EMT training and the possibility of awarding step and grade increases upon completion of this training with the Chief and the members of the Union at the last Fire Board meeting.. At this time, Mayor Pro Tem Dexheimer asked the City Manager to address this item.

Mr. Morris gave a brief history of how the step and grade increases in regards for this certification had been handled in the past. Morris said these increases had been given at budget time by awarding those who had completed this training a pay increase and received certification. Since there have been years, when the Council did not approve step increases, this created problems.

After much discussion, a decision was made to alleviate this problem, by assigning a higher grade level to those firemen with EMT certification than for those without. This can be handled by creating new job descriptions to reflect this certification. A firefighter who has attained his EMT certification would then be promoted to the next grade level and the pay increase would be awarded to reflect the certification. Those who are presently EMT certified would be adjusted in the pay scale to reflect a higher-grade level, but would be decreased by steps so that no change in salary would be made.

Mayor Pro Tem Dexheimer made the motion to approve change of job classifications for those firefighters who are also EMT certified . Council Member Wilson seconded motion.

Motion carried.

MARY BETH BAUDENDISTEL – CITY CLERK

Re: Bid Recommendation for Insurance of Old Federal Building

The City Clerk presented the only bid received for insuring of the Old Federal Building to Council. The bid was from Insurance Services for coverage with the Essex Insurance Company. She asked Council to approve the bid for this service.

Council Member Hull made the motion to approve the Clerk’s recommendation for this bid. Mayor Hark seconded motion.

Motion carried.

Re: Charter Changes to Reflect the Addition of a Finance Director Position

(Bill No. 05-956 to follow)

The City Clerk also explained to Council that this proposed ordinance was to reflect in various places in the Charter the position of Finance Director. She would be asking for their consideration and approval for this bill later on in the meeting.

CHRIS ATKINSON – DIRECTOR OF PARKS & RECREATION
Re: Bid Recommendation for Marina Dredging

Mr. Atkinson presented the bids to Council that the Parks Department had received for the upcoming marina dredging project. He recommended that the bid be awarded to the lowest bidder, O'Brien Consulting in the amount of \$67,800.00.

Council Member Knickerbocker made a motion to approve the recommendation. Council Member Hatton seconded motion.

Motion carried.

Re: Contract for Marina Dredging
(Resolution No. 1209 to follow)

Mr. Atkinson explained the purpose of this resolution. It is to approve a contract for the upcoming marina dredging and asked that the Council approve this resolution later on in the meeting which authorizes the Mayor to sign the agreement.

Re: Engineering Contract for Repair of Collapsed Wall at Glascock Landing
(Resolution No. 1208 to follow)

Atkinson informed Council that the aforementioned contract is with Klingner & Associates in the amount of \$5,500.00 for the engineering services concerning repairs of and improvements to the collapsed wall at Glascock's Landing. He asked that Council approve this resolution authorizing the Mayor to sign this agreement.

LARRY CRAIG – PRESIDENT AND EXECUTIVE CHAIRMAN OF THE U.S.
INTERSTATE 72 CORRIDOR TRANSPORTATION CORPORATION
Re: Ordinance for the Execution of the Amended and Restated Intergovernmental
Cooperation Agreement for the Highway 36 Transportation District
(Bill No. 05-958 to follow)

Mr. Craig explained to Council this Ordinance is exactly as stated in the original ordinance previously passed, except that it has been amended to exclude Ralls County from the District. He asked that Council approve giving this ordinance a first reading at this meeting.

JIM BURNS – CITY ENGINEER
Re: Main Street Enhancement Project
(Resolution No. 1211 to follow)

Mr. Burns explained the purpose of this resolution. It permit the Mayor to sign and Council to support the City's application for funding of improvements to the Hannibal Historic District Main Street Enhancement Project. Phase I would complete the sidewalk, crosswalks, and intersections, Phase II would complete the work on the streets between those intersections and Phase III would be for work on the side streets. He described some of the design plans for Phase I. He also presented a letter of support form the Hannibal Community Betterment Association. He asked for Council's approval of the resolution to follow regarding this project.

Mr. Morris asked what the cost would be for this phase of the project. Mr. Burns stated the cost would be \$243,274.00 with the City's share being \$118,274.00. This expense will be in the transportation sales tax budget for the upcoming year.

Mayor Pro Tem Dexheimer also asked about the status of the Main Street Bridge project. Mr. Burns stated his department had been dealing with the engineering company and their errors and omissions insurance. The company claims that they will have a change order that will include all the cost changes to him by the end of the week. Burns concluded this is not forthcoming, he would talk to Mr. Ahrens, the City Attorney, to contact them.

Mayor Pro Tem Dexheimer stated that this ingress and egress is a major artery to the south side. He added we either need to make the engineers do what they promised or hire someone that will do the job in a timely manner. He asked Mr. Burns to get with the City Attorney regarding this issue.

Re: Rezoning Request – William Hawkins Jr. Property
(Bill No. 05-957 to follow)

Mr. Burns informed Council of the location of this property, which is located along the north and east side of Tom Boland Ford and runs all the way back along the Oak Ridge Pond Subdivision. The prospective purchaser of this property is Tom Boland Ford. The Planning and Zoning Commission held a public hearing regarding this rezoning request on April 21, 2005. Following the public hearing, the Commission voted unanimously to forward a recommendation for Council to proceed with the rezoning. He asked for Council's approval of this resolution later in the meeting.

RESOLUTION 1208

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN AN ENGINEERING AGREEMENT BETWEEN THE HANNIBAL PARKS & RECREATION DEPARTMENT AND KLINGNER & ASSOCIATES FOR DESIGN PLANS FOR REPAIR OF THE RIVERFRONT WALL AT THE SOUTH SIDE OF GLASCOCK'S LANDING IN THE AMOUNT OF \$5,500.00

Mayor Pro Tem Dexheimer made a motion to have the Clerk read Resolution 1208 and call the roll for adoption. Council Member Green seconded motion.

Motion carried.

Roll Call

Yes: Council Member Wilson, Mayor Hark, Mayor Pro Tem
Dexheimer, Hatton, Hull, Knickerbocker and Green – 7

No: -0-

Mayor Hark declared Resolution 1208 duly approved and adopted on this day.

RESOLUTION 1209

**A RESOLUTION AUTHORIZING THE MAYOR TO SIGN A CONTRACT ON
BEHALF OF THE PARKS & RECREATION DEPARTMENT WITH O'BRIEN
CONSULTING FOR DREDGING WORK TO BE DONE AT THE HANNIBAL
MARINA**

Council Member Wilson made motion to have the Clerk read Resolution 1209 and call the roll for adoption. Council Member Green seconded motion.

Motion carried.

Roll Call

Yes: Council Member Wilson, Mayor Hark, Mayor Pro Tem
Dexheimer, Hatton, Hull, Knickerbocker and Green – 7

No: -0-

Mayor Hark declared Resolution 1209 duly approved and adopted on this day.

RESOLUTION 1211

**A RESOLUTION OF SUPPORT OF AN APPLICATION FOR TEA-21 FUNDING FOR
THE CITY OF HANNIBAL, MISSOURI AUTHORIZING THE MAYOR TO SIGN ON
BEHALF OF THE CITY**

Council Member Hatton made motion to have the Clerk read Resolution 1211 and call the roll for adoption. Council Member Hull seconded motion.

Motion carried.

Roll Call

Yes: Council Member Wilson, Mayor Hark, Mayor Pro Tem
Dexheimer, Hatton, Hull, Knickerbocker and Green – 7

No: -0-

Mayor Hark declared Resolution 1211 duly approved and adopted on this day.

BILL NO. 05-956

AN ORDINANCE AMENDING THE CHARTER OF THE CITY OF HANNIBAL PURSUANT TO THE APRIL 5TH, 2005 ELECTION PROVIDING FOR THERE TO BE A DIRECTOR OF FINANCE WHO WILL BE RESPONSIBLE FOR THE FISCAL MANAGEMENT AND THE ACCOUNTS OF THE CITY OF HANNIBAL.

FIRST READING

Council Member Hatton made a motion to have the Clerk give Bill No. 05-956 a first reading. Council Member Hull seconded motion.

Motion carried.

BILL NO. 05-957

AN ORDINANCE AMENDING THE BOUNDARIES OF THE ZONING DISTRICTS TO RECLASSIFY A TRACT OF LAND BEING PART OF THE SOUTHEAST QUARTER OF SECTION 13, TOWNSHIP 57 NORTH, RANGE 5 WEST OF THE FIFTH PRINCIPAL MERIDIAN, IN THE CITY OF HANNIBAL, MARION COUNTY, MISSOURI FROM A-ONE AND TWO FAMILY TO E-COMMERCIAL

FIRST READING

Council Member Green made a motion to have the Clerk give Bill No. 05-957 a first reading. Mayor Hark seconded motion.

Motion carried.

BILL NO. 05-958

AN ORDINANCE OF THE CITY OF HANNIBAL, MISSOURI, AUTHORIZING THE EXECUTION OF AN AMENDED AND REINSTATED INTERGOVERNMENTAL COOPERATION AGREEMENT BY AND AMONG THE COUNTIES OF MACON, MARION, MONROE, RALLS AND SHELBY AND THE CITIES OF CLARENCE, HANNIBAL, HUNNEWELL, MACON, MONROE CITY AND SHELBY; PRESCRIBING THE FORM AND DETAILS OF SAID AGREEMENT; AND AUTHORIZING OTHER RELATED ACTIONS IN CONNECTION WITH THE AGREEMENT

FIRST READING

Mayor Pro Tem Dexheimer made a motion to have the Clerk give Bill No. 05-958 a first reading. Council Member Hatton seconded motion.

Motion carried.

CLOSED SESSION
In Accordance with RSMo 610-021 (2 & 3)

Mayor Pro Tem Dexheimer made a motion to go into closed session in accordance with RSMo 610-021 subparagraph 2 and 3, admitting himself, Council, Mayor Hark, City Attorney, City Clerk and Building Inspector John Wealer. Council Member Hatton seconded motion.

Roll Call

Yes: Council Member Wilson, Mayor Hark, Mayor Pro Tem Dexheimer, Hatton, Hull, Knickerbocker and Green – 7

No: -0-

Motion carried.

ACTION TAKEN DURING CLOSED SESSION

Mayor Pro Tem Dexheimer made a motion to authorize the Mayor to sign a resolution and a contract for sale of property containing .41 acres, more or less and lying within the Warren Barrett Drive and Ledford Street Area in the amount of \$3,500.00. Council Member Hull seconded motion.

Roll Call

Yes: Council Member Wilson, Mayor Hark, Mayor Pro Tem Dexheimer, Hatton, Hull, Knickerbocker and Green – 7

No: -0-

Motion carried.

OPEN SESSION

Mayor Pro Tem Dexheimer made motion to go back into open session. Council Member Knickerbocker seconded motion.

Motion carried.

ADJOURNMENT

Council Member Wilson made a motion to adjourn. Council Member Knickerbocker seconded motion.

Motion carried.