

OFFICIAL COUNCIL PROCEEDINGS

March 21, 2006
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, City Attorney Todd Ahrens and Mary Beth Baudendistel

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 Hull led the Pledge of Allegiance to the Flag.

APPROVAL OF MINUTES

Regular Meeting of March 7, 2006

Council Member Wilson made a motion to approve. Council Member Green seconded motion.

Motion carried.

APPROVAL OF PAYROLL AND CLAIMS

First Half of March 2006

Council Member Hatton made a motion to approve. Council Member Hull seconded motion.

Motion carried.

ANDY MORRIS - CITY MANAGER
Re: Approval of Nominations From Last Meeting

AFFIRMATIVE ACTION BOARD

Neil Derrick – Reappointment for a term to expire in March of 2009
Russell Abbey – Reappointment for a term to expire in March of 2009

Mr. Morris stated, because of an error, he would need to remove Mr. Neil Derrick from the nomination list. Their office had received no letter from Mr. Derrick and he did not wish to be appointed to this Board.

Council Member Wilson made a motion to approve the nomination of Russell Abbey to the Board. Council Member Hull seconded motion.

Motion carried.

PARKS & RECREATION BOARD

Martin Meyer – Appointment for an unexpired term ending July, 2007

Mr. Morris put forth this nomination to the Parks and Recreation Board and would be asking for approval at the next meeting.

TODD AHRENS - CITY ATTORNEY
Re: Transfer of Property to Donald Jenkins
(Resolution Nos. 1277-06 and 1278-06 to follow)

Mr. Ahrens asked for approval later in the meeting for Resolutions 1277-06 and 1278-06 that would transfer two pieces of property located in Bowling Subdivision to Mr. Jenkins.

JOEY BURNHAM - BUILDING INSPECTOR
Re: City Property Located at 1913 Spruce Street

Mr. Burnham stated that he had received an offer to buy property at 1913 Spruce Street from Daniel and Brenda Garner in the amount of \$250.00. He had contacted all department heads and received no negative responses in regards to selling this property.

Council Member Wilson made a motion to accept the offer from the Garners. Mayor Hark seconded motion.

Motion carried.

CHRIS ATKINSON - DIRECTOR OF PARKS & RECREATION
Re: New Park Name for the Old Bridge Approach

Mr. Atkinson stated that the Girl Scouts had been working on the old bridge approach as their project and part of their reward for their effort was to hold a contest in order to choose the name for this area. On March 16, 2006, the following names were submitted to the Parks Board for consideration by this group.

1. Cardiff Hill Overlook
2. Holiday Hill Park
3. Old Bridge Park
4. Hagood Park

The Park Board voted and selected the name of "Cardiff Hill Overlook". Mr. Atkinson asked Council if they would approve this selection.

Council Member Wilson made a motion to approve the recommendation of the Park Board. Council Member Hull seconded motion.

Motion carried.

Re: Clemens Field Lighting

Mr. Atkinson updated Council on the need for new lighting at Clemens Field. Preliminary results indicate that in order to rewire and install all new lighting, the cost would be \$225,000 to \$275,000. He stated that they were still looking into other options regarding to this project.

RESOLUTION NO. 1277-06

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN A QUIT CLAIM DEED FOR THE PURPOSE OF TRANSFERRING PROPERTY LOCATED IN BOWLING SUBDIVISION BEING THE NORTH ONE-HALF OF LOT 62 OF LINDELL AND THE NORTH ONE-HALF OF LOT 14, OF THE CITY OF HANNIBAL MISSOURI, TO DONALD JENKINS

Council Member Wilson made a motion to have Resolution No. 1277-06 read and to call the roll for adoption. Council Member Hull seconded motion.

Motion carried.

Roll Call

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

No: -0-

Mayor Hark declared Resolution No. 1277-06 duly approved and adopted on this date.

RESOLUTION NO. 1278-06

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN A QUIT CLAIM DEED FOR THE PURPOSE OF TRANSFERRING ALL OF LOTS 18 AND 19 IN BOWLING'S SUBDIVISION OF LOT 62 OF LINDELL'S ADDITION, OF THE CITY OF HANNIBAL MISSOURI, TO DONALD JENKINS

Council Member Hatton made a motion to have Resolution No. 1278-06 read and to call the roll for adoption. Council Member Hull seconded motion.

Motion carried.

Roll Call

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

No: -0-

Mayor Hark declared Resolution No. 1278-06 duly approved and adopted on this date.

BILL NO. 06-007

AN ORDINANCE AMENDING THE PAYROLL ORDINANCE OF THE CITY OF HANNIBAL, PERTAINING TO THE ASSISTANT BUILDING INSPECTOR

SECOND AND FINAL READING

Council Member Wilson made a motion to give Bill No. 06-007 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, Council Members Hatton, Hull, Knickerbocker and Green - 7

No: -0-

Mayor Hark declared Bill No. 06-007 duly approved and adopted on this date.

BILL NO. 06-008

AN ORDINANCE VACATING A PORTION OF RIVERSIDE STREET IN THE CITY OF HANNIBAL, MARION COUNTY, MISSOURI

SECOND AND FINAL READING

Council Member Hatton made a motion to give Bill No. 06-008 a second and final reading and call the roll for adoption. Mayor Hark seconded motion.

Motion carried.

Roll Call

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

No: -0-

Mayor Hark declared Bill No. 06-008 duly approved and adopted on this date.

BILL NO. 06-009

AN ORDINANCE VACATING AN ALLEY LYING IN PART OF OUT LOTS 14 AND 15 IN THE CITY OF HANNIBAL, MARION COUNTY, MISSOURI

SECOND AND FINAL READING

Council Member Wilson made a motion to give this Bill No. 06-009 a second and final reading and call the roll for adoption. Mayor Hark seconded motion.

Motion carried.

Roll Call

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

No: -0-

Mayor Hark declared Bill No. 06-009 duly approved and adopted on this date.

BILL NO. 06-010

AN ORDINANCE VACATING A PORTION OF CYRPRESS STREET LYING IN PART OF OUT LOTS 14, 15, 30 AND 31, IN THE CITY OF HANNIBAL, MARION COUNTY, MISSOURI

SECOND AND FINAL READING

Council Member Wilson made a motion to give Bill No. 06-010 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, Council Members Hatton, Hull, Knickerbocker and Green - 7

No: -0-

Mayor Hark declared Bill No. 06-010 duly approved and adopted on this date.

BILL NO. 06-011

AN ORDINANCE VACATING A PORTION OF FULTON AVENUE LYING IN PART OF OUT LOT 15 IN THE CITY OF HANNIBAL, MARION COUNTY, MISSOURI.

SECOND AND FINAL READING

Council Member Hatton made a motion to give Bill No. 06-011 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, Council Members Hatton, Hull, Knickerbocker and Green - 7

No: -0-

Mayor Hark declared Bill No. 06-011 duly approved and adopted on this date.

BILL NO. 06-012

AN ORDINANCE VACATING A PORTION OF FULTON AVENUE LYING IN PART OF OUT LOT 30 IN THE CITY OF HANNIBAL, MARION COUNTY, MISSOURI

SECOND AND FINAL READING

Council Member Hatton made a motion to give Bill No. 06-012 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, Council Members Hatton, Hull, Knickerbocker and Green - 7

No: -0-

Mayor Hark declared Bill No. 06-012 duly approved and adopted on this date.

BILL NO. 06-013

AN ORDINANCE AMENDING CHAPTER 6, ARTICLE IV, PUBLIC WHARF. OF THE CODE OF THE CITY OF HANNIBAL, MISSOURI

SECOND AND FINAL READING

Council Member Wilson made a motion to give Bill No. 06-013 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, Council Members Hatton, Hull, Knickerbocker and Green - 7

No: -0-

Mayor Hark declared Bill No. 06-013 duly approved and adopted on this date.

BILL NO. 06-014
As amended

**AN ORDINANCE AMENDING APPROPRIATIONS TO THE DARE ACCOUNT
FOR THE FISCAL YEAR ENDING JUNE 30, 2006**

SECOND AND FINAL READING

Council Member Hull made a motion to give Bill No. 06-014, as amended, a second and final reading and call the roll for adoption. Council Member Green seconded motion.

Motion carried.

Roll Call

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

No: -0-

Mayor Hark declared Bill No. 06-014, as amended, duly approved and adopted on this date.

CLOSED SESSION
In Accordance with RSMo 610-021 (1&3)

Council Member Hatton made a motion to go into closed session, in accordance with RSMo 610-021 sub paragraphs 1 and 3, admitting himself, rest of Council, Mayor Hark, Mayor Pro Tem Dexheimer, the City Manager, City Attorney, Jack Herring, Chief Dryden, Lt. Eddie Bogue, Don Bastian, Thomas E. Loraine and Mary Beth Baudendistel. Mayor Hark seconded motion.

Roll Call

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

No: -0-

Motion carried.

NOTE: Council Member Wilson did not stay for the closed session.

ACTION TAKEN DURING CLOSED SESSION

Motion was made by Mayor Pro Tem Dexheimer for the City to pay to Mr. Reggie Riedinger \$5,500.00 which the workmen’s comp insurance carrier has failed to pay to him. Mayor Hark seconded motion.

Roll Call

Yes: Mayor Hark, Mayor Pro Tem Dexheimer and Council Member Hatton – 3

No: Council Member Hull, Knickerbocker and Green – 3

Absent: Council Member Wilson – 1

Motion failed due to a tie.

RESOLUTION NO. 1279-06

A RESOLUTION AUTHORIZING THE MAYOR, CITY MANAGER AND CITY CLERK TO SIGN AN AGREEMENT WITH LORRAINE & ASSOCIATES, LLC. TO ACT AS COUNSEL FOR THE CITY OF HANNIBAL IN REGARDS TO THE GARRITY MATTER WITH THE POLICE DEPARTMENT

Motion was made by Council Member Knickerbocker to read Resolution No. 1279-06 and call the roll for adoption. Mayor Hark seconded motion.

Motion carried.

Roll Call

Yes: Mayor Hark, Mayor Pro Tem Dexheimer, Council Members Hatton, Hull, Knickerbocker and Green - 6

No: -0-

Absent: Council Member Wilson - 1

Mayor Hark declared Resolution No. 1279-06 duly approved and adopted on this date.

OPEN SESSION

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

Motion carried.

ADJOURNMENT

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

Motion carried.

