

OFFICIAL PROCEEDINGS OF PUBLIC HEARING

June 2, 2009
6:15 p.m.

CALL TO ORDER

At 6:15 p.m., the appointed time, Mayor Hark called the public hearing to order.

JEFF LAGARCE – CITY MAMAGER **Re: Comprehensive Plan – Land Use Element**

City Manager LaGarce explained that, according to the City Charter, a comprehensive plan was a requirement; therefore, a resolution would be presented later, during the regular Council Meeting to approve this plan. He then introduced Mr. Larry Craig, the chairman of the Planning & Zoning Commission to share details of the proposed comprehensive plan.

Mr. Craig recognized several individuals that he said had been working very diligently on this proposed plan for more than a year, making reference to the list on page iii of the plan booklet. Craig introduced Lisa Briscoe, principal of Patti Banks Associates. He also introduced Mark Bross, representative of Klingner & Associates, one of Patti Banks' local partners in this project. He concluded by stating that it was the recommendation of the P&Z Commission to approve the resolution, to follow, that would adopt this plan.

Ms. Briscoe spoke, at this time, giving highlights of the proposed comprehensive plan. She began by explaining that the purpose of the study was specifically to develop the land use element of the comprehensive plan, with emphasis on the developing areas of Hannibal. She explained that the focus was not on the older urbanized areas of the City because traditionally those areas, in any city, don't tend to change land uses frequently. Briscoe continued that the secondary purpose of the study was to develop and establish a 'road map' and guiding principles for an ongoing relationship with Marion and Ralls County. She added that, once this is adopted, this plan will serve as a strategy for the growth and change of Hannibal over the next 20-30 years, as time permits. This will be a decision-making tool, not only for Council, but for the planning commission, for staff and for the community; and, as other issues arise, this document can aid in making those tough decisions.

In the process of developing this comprehensive plan, Briscoe explained that the planning advisory committee, the public (in two workshops) and the County were included.

Briscoe then turned the attention to the handout that listed the specific highlights of the proposed plan. The community desires:

- Open Space
- Neighborhoods

- Commercial Development at Centers
- Targeted Investments at Corridors
- Industrial/Commercial Districts

She noted that the proposed land use map promotes what the community desires and pointed out specific instances in which this was accomplished.

Next, Briscoe highlighted the **Transportation Framework Chapter**, focusing on the recommendations in response to and in support of the land use strategy; and, finally the **Parks, Trails, and Greenway Framework Chapter**, explaining that this portion of the plan will heavily rely upon the existing Parks Master Plan and will also recommend a 20-mile Greenway Loop. Ms. Briscoe called Mark Bross, of Klingner & Associates, to the podium to make a presentation with regard to the infrastructure portion of the proposed comprehensive plan.

Mr. Bross began by highlighting the P&Z recommendations with regard to water, sewer, stormwater, and electric, as presented in the proposed plan. Specifically, with regard to:

Water

- Two service providers: Ralls County PWSD #1 and Hannibal BPW will continue working together to benefit the community
- Lack of fire flow is an obstacle in the western area of Hannibal, to be addressed
- Both providers actively seeking solutions for regulatory challenges with water treatment quality

Sewer

- Sewer service is an obstacle to development
- Gravity sewer main vs. lift station with a force main
- Capacity of existing sewer mains – with the presence of I&I (infiltration and inflow)
- Focus on infrastructure located immediately adjacent to developed areas - key areas such as Airport and Veterans Road
- Need for continued address by BPW - of policies that provide incentives to development

Stormwater

- Minnow Creek and Bear Creek focus and encourage the development and use of detention facilities along these waterways
- Revise existing stormwater ordinances to correct incompleteness and inconsistencies
- Address existing stormwater and drainage problems
- Investigate and clean up the condition and conveyance of streams in area
- Evaluate the benefits and costs of extending the floodwall

Electric

- Continue to monitor alternative energy supplies

Mayor Hark agreed regarding the need for finding alternative sources of energy for the community.

Council Member Louderman expressed the need to examine the existing areas within the City that are not currently connected to the City sewer system. Bross agreed and added that there are approximately seven sewer areas that are currently undeveloped, but stated that funding was an issue. Louderman stated that, in his opinion, if a resident living within City limits wishes, he should be able to take advantage of **all** City services. Bross responded that these were not areas of focus, since a plan had already been developed, regarding this issue.

PUBLIC COMMENTS

Mayor Hark asked for public comments regarding the comprehensive plan. Larry Craig stated that this plan addressed many problems that the City, Council, Planning & Zoning, BPW, DPW, the Fire Department and the Police Department need to deal with; everyone has a responsibility here. After several comments from the Mayor, the City Manager and various Council Members, Mayor Hark asked for public comments

No one else asked to speak

ADJOURNMENT

There being no other comments for or in opposition, Mayor Hark adjourned the public hearing.

OFFICIAL COUNCIL PROCEEDINGS

June 2, 2009
7:00 p.m.

ROLL CALL

Present: Council Members Lyng, Janes, Mayor Hark, Council Members Louderman and Behymer - 5

Absent: Council Member Knickerbocker and Mayor Pro Tem Wilson - 2

CALL TO ORDER

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

INVOCATION

At this time, Council Member Janes gave the invocation.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the Flag was led by Council Member Louderman. Motion was made by Council Member Janes to excuse Council Member Knickerbocker and Mayor Pro Tem Wilson from the proceeding. Motion was seconded by Council Member Behymer.

Motion carried.

APPROVAL OF MINUTES Regular Council Meeting – May 19, 2009

Motion was made by Council Member Behymer to approve the Council minutes of the regular Council Meeting held on May 19, 2009. Motion was seconded by Council Member Louderman.

Motion carried.

APPROVAL OF PAYROLL AND CLAIMS Second Half – May, 2009

Motion was made by Council Member Louderman to approve the payroll and claims for the second half of May, 2009. Motion was seconded by Council Member Behymer.

Motion carried.

JEFF LAGARCE – CITY MANAGER
RE: Approval of Appointments

City Manager LaGarce reminded Council of a candidates presented at the last regular Council meeting for the Hannibal Library Board. These were:

HANNIBAL LIBRARY BOARD

- Todd Ahrens - Reappointment for a term to expire June, 2012
- Pam Ginsburg - Reappointment for a term to expire June, 2012

He asked Council for their approval of these nominations. Motion was made by Mayor Hark to approve the nominations of Todd Ahrens and Pam Ginsberg for reappointments to the Hannibal Library Board. Motion was by Council Member Janes.

Motion carried.

Re: Request, Moratorium/Waiver “No Parking” Restriction – Warren Barrett Drive
(5:00 p.m. – 1:00 a.m. – 30 Day Period)

At the request of Larry Owens and after a team of staff members visited the Warren Barrett Drive corridor recently, the City Manager proposed that the *No Parking* restrictions along Warren Barrett Drive from Main Street to Sixth Street be waived from 5:00 p.m. until 1:00 a.m. for a period of thirty (30) days. This is in anticipation of the volume of stadium parking and will allow time to experience and analyze the true parking and attendance patterns during ballgames. It will also allow sufficient time to ascertain a permanent solution to the possible parking problem. Motion was made by Council Member Janes to approve the City Manager’s request. Motion was seconded by Council Member Louderman.

Motion carried.

Re: Comprehensive Plan – Land Use Element
(Resolution No. 1561-09, to follow)

City Manager LaGarce reminded Council of the public hearing that was held prior to the regular Council Meeting which regarded the Comprehensive Plan-Land Use Element. He now asked that Council approve Resolution No. 1561-09, to follow, that would also approve this plan that has taken more than a year to complete.

The plan’s goal is to establish a model for future land use designations, re-zonings, residential areas, commercial areas, streets, water mains, sewer lines, lift stations, parks, trails, etc., according to LaGarce.

He explained that this plan will allow the City to act with consistency of purpose where development decisions are involved.

MARK REES – CITY ENGINEER

Re: 2009 Municipal Refuse Collection – Dumpsters – Contract Agreement

Allied Waste Services

(Resolution No. 1558-09, to follow)

City Engineer Mark Rees spoke with regard to the next item on the evening's agenda, the request for the approval of a 2009 contract with Allied Waste Services for the collection of municipal refuse dumpsters.

Rees explained that the Department of Public Works recently began the bidding process. Three bids were received and opened on May 12, 2009. As a result, the most cost effective bid was received from Allied Waste Services of Quincy, IL with a base bid of \$3,341.71 for the 2009/10 fiscal year and options for the 2010/11 and 2011/12 fiscal years. Rees recommended the approval of Resolution No. 1558-09, to follow, which would approve this contract for refuse collection as specified with Allied Waste Services.

Re: 2009 Municipal Refuse Collection – Barrels – Contract Agreement

Ronnie Brown's Trash Hauling

(Resolution No. 1559-09, to follow)

Rees spoke also introduced the next item on the evening's agenda, the request for the approval of a 2009 contract with Ronnie Brown's Trash Hauling for the collection of municipal refuse barrels.

Rees explained that the Department of Public Works began the bidding process for this service, as well. Only one bid was received and opened on May 12, 2009. As a result, Rees asked for approval of a contract with Ronnie Brown's Trash Hauling for this service. The base bid amount was \$4,200 for the 2009/10 fiscal year with options for the 2010/11 and 2011/12 fiscal years. Rees recommended the approval of Resolution No. 1559-09, to follow, which would approve this contract for refuse collection as specified with Ronnie Brown's Trash Hauling.

Re: Munger Lane Culvert Replacement – Contract Agreement

Bleigh Construction

(Resolution No. 1563-09, to follow)

Next, City Engineer Rees presented Resolution No. 1563-09, regarding a contract agreement with Bleigh Construction for the replacement of a culvert located on Munger Lane. This replacement was necessary because the existing culvert was recently destroyed by heavy flooding. Three bids for the project were opened on May 27, 2009, with the apparent low bid being submitted by Bleigh Construction in the amount of \$107,534.00, according to Rees. Rees' recommendation was to approve Resolution No. 1563-09, to follow, which would also approve the related contract with Bleigh Construction for replacement of the culvert on Munger Lane.

Re: Lot 6 Bridge Street – Quit Claim Deed

Nancy Kaufman

(Resolution No. 1564-09, to follow)

Rees explained that an application was recently completed by the City of Hannibal for a minor subdivision to combine lots 5, 6, and 7 of Bridge Street. Lots 5 and 7 are owned by Nancy

Kaufman and lot 6 is owned by the City. Rees continued by saying that during the April 7th Council Meeting, Council voted in favor of quitclaiming lot 6 to Ms. Kaufman. Later the Planning and Zoning Commission approved the minor subdivision during a meeting, held on May 21, 2009. This final step, approval and adoption of Resolution No. 1564-09, would also approve the related quitclaim deed to Ms. Kaufman. It was Rees' recommendation for Council to approve this Resolution, to follow.

Council Member Lyng then questioned City Attorney Lemon as to any charter provisions that would prohibit Council's authority to give this property to Ms. Kaufman. Mr. Lemon advised that while he had not researched the issue, he did not recall any provision that would not allow for the "gifting" of property, although the code does have a procedure in place for the sale of City owned property. Lemon advised he would research the issue further and report his findings at the June 16th Council meeting.

Re: City Auction, Auctioneer Services Approval
DeLaPorte's Auction Service

The City Engineer began by reminding Council of their recent request to solicit auctioneer proposals for the City auction. As a result, five auctioneers responded. After reviewing the submitted proposals, his recommendation was to accept the proposal of DeLaPorte's Auction Service for 10% of the total sale of goods and 1/3 of all advertising costs.

City Engineer Rees expressed the City's gratitude to Mr. Yancey for his offer to do the auctioneering at no cost; however, the City still had an obligation to provide a clerk, cashier and additional auction help or pay Mr. Yancey's staff at approximately \$200, as well as fund all advertising for the event. Rees explained that DeLaPorte's experience in handling the City auction as well as Mr. DeLaPorte partnering the auction with other entities would make for a more successful auction and for that reason, he was the best choice to perform this service. Motion was made by Council Member Janes to approve Rees' recommendation. Motion was seconded by Council Member Behymer.

Motion carried.

Re: Seasonal Maintenance Worker I Position and Description Approval

City Engineer Rees' final item on the agenda was presentation of a request from Leon Wallace, City Street Superintendent, for the addition of one seasonal maintenance worker for the Street Department. He added that, with Council approval, the new employee would be hired within the next two weeks and the position would last through October, approximately. The rate of pay for this position would be minimum wage for a 40 hour week; and benefits would not be included. Motion was made by Mayor Hark to approve the addition of a seasonal maintenance worker within the Street Department. Motion was seconded by Council Member Louderman.

Motion carried.

ANDY DORIAN – RECREATION SUPERVISOR – PARKS & RECREATION
Re: Konder Street/Soap Hollow Pedestrian & Bicycle Trail System Project
Donald Martin Construction
(Resolution No. 1560-09, to follow)

Andy Dorian, Recreation Supervisor for the Parks & Recreation Department, presented the next request, approval of Resolution No. 1560-09, regarding a contract with Donald Martin Construction in the amount of \$103,003.80 for the installation of the Konder Street/ Soap Hollow Trail. He explained that multiple bids were received for this project, which is a part of the \$172,990 grant awarded to the City from the Transportation Enhancement Program with MoDOT called SAFETEA.

Dorian added he had just received notification that MoDOT has already approved the project; this portion will connect Riverview Park to Downtown Hannibal without having to cross any railway tracks. Dorian noted that Donald Martin Construction was the low bidder for this project.

JOHN HARK – EMERGENCY MANAGEMENT DIRECTOR
Re: EOC Phone System, Bid Award Approval

Emergency Management Director John Hark explained that bids were recently let for a new telephone system to be installed at the EOC office, located at 3302 Arapaho. Two companies responded and submitted bids for two systems each. After review of the equipment and the submitted bids, Hark stated that his recommendation was to award the bid to AA Communications in the bid amount of \$4,315 and to authorize Mayor Hark to sign the purchase agreement for this system. Motion was made by Council Member Janes to approve the recommendation made by Mr. Hark. Motion was seconded by Council Member Behymer.

Motion carried.

LYNDELL DAVIS – CHIEF OF POLICE
Re: “No Parking” Parade Route - NTSD

Chief Lyndell Davis explained his two-fold request for parking restrictions during the National Tom Sawyer Days. His first request was:

- **Parade Route** – “No Parking” along Broadway from Grand Avenue to Main Street, continuing along Main Street from Broadway to Lyon Street from Midnight until Noon on July 4th

Motion was made by Council Member Behymer to approve Davis’ request. Motion was seconded by Mayor Hark.

Motion carried.

Re: Waiver, “No Parking” Restriction – NTSD

Davis’ second request, regarding parking during the National Tom Sawyer Days event was:

- **Tanyard Gardens & Other Tom Sawyer Days events** – Waive “No Parking” restrictions along Warren Barrett from 6th Street to Lindell Avenue from Midnight on Thursday, July 2nd until 10:00 p.m. on Sunday, July 5th.

Davis added that this parking idea had been developed with the help of Street Superintendent Leon Wallace. The Fire Chief and City Manager were in support of it, as well as the Hannibal Jaycees, according to Davis. Motion was made by Council Member Louderman to approve this request. Motion was seconded by Council Member Behymer.

Motion carried.

Re: HPD Parking Lot Construction – Contract Agreement
Bill Sullivan Excavation, Inc.
(Resolution No. 1562-09, to follow)

Police Chief Davis explained to Council that bids were recently accepted for the HPD parking lot construction project and on May 21, 2009 these bids were opened. Davis added that the FY 2008-09 budget included funding for the project in the “Capital Improvements-Building” line item.

Four bidders responded, each with an asphalt and a concrete option. Bill Sullivan Excavation, Inc. submitted the most favorable bid in the amount of \$37,156.00 for their concrete option and it was Chief Davis’ recommendation to accept this bid. Council approval of Resolution No. 1562-09 would also approve the related contract with Bill Sullivan Excavating for completion of this project.

TIM CARTER – FIRE CHIEF
Re: Bid Waiver Request – Forcible Entry Door –Training Prop
Friction Force

Fire Chief Tim Carter came to Council, at this time, with a request to waive the bidding process for the purchase of a training prop, a *Forcible Entry Door*. The reason for this request is because there is only one vendor, Friction Force, who provides the prop that has been chosen. Carter believes that this prop provides superior realism to the Department’s training needs.

He explained that the cost of the prop, including shipping charges, is \$6,225.00 and, with Council approval, will be purchased with 100% Homeland Security grant funding. Carter added that this prop would benefit the Police Department with their Special Response Team (SRT) training on forcible entry techniques, as well. Motion was made by Council Member Janes to approve this request. Motion was seconded by Council Member Louderman.

Motion carried.

Re: Bid Waver Request – Tactical Protective Equipment

Chief Carter requested a bid waiver for tactical personal protective equipment. He noted that this specialized equipment, if approved, would be for the Hannibal Police Department’s Special Response Team, which is a major component of the City’s Regional Homeland Security Response Team.

He stated that the cost of the equipment is \$6,285.68, which includes shipping, and would be purchased entirely with Homeland Security grant funding. Motion was made by Council Member Janes to approve this request. Motion was seconded by Council Member Louderman.

Motion carried.

RESOLUTION NO. 1558-09

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT AGREEMENT BETWEEN THE CITY OF HANNIBAL AND ALLIED WASTE SERVICES OF QUINCY FOR 2009 MUNICIPAL REFUSE COLLECTION OF DUMPSTERS, IN THE AMOUNT OF \$3,341.71 WITH OPTIONS TO RENEW TWO (2) ADDITIONAL YEARS WITH RATES AS PROVIDED IN THE ATTACHED CONTRACT AGREEMENT

Motion was made by Council Member Louderman to have the City Clerk read Resolution No. 1558-09 and call the roll for adoption. Motion was seconded by Council Member Behymer.

Motion carried.

Roll Call

Yes: Council Members Lyng, Janes, Mayor Hark, Council Members Louderman and Behymer – 5

No: -0-

Absent: Council Member Knickerbocker and Mayor Pro Tem Wilson - 2

Mayor Hark declared Resolution No. 1558-09 duly approved and adopted on this date.

RESOLUTION NO. 1559-09

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT AGREEMENT BETWEEN THE CITY OF HANNIBAL AND RONNIE BROWN'S TRASH HAULING FOR 2009 MUNICIPAL REFUSE COLLECTION OF BARRELS, IN THE AMOUNT OF \$4,200 WITH OPTIONS TO RENEW TWO (2) ADDITIONAL YEARS WITH RATES AS PROVIDED IN THE ATTACHED CONTRACT AGREEMENT

Motion was made by Council Member Janes to have the City Clerk read Resolution No. 1559-09 and call the roll for adoption. Motion was seconded by Council Member Behymer.

Motion carried.

Roll Call

Yes: Council Members Lyng, Janes, Mayor Hark, Council Members Louderman and Behymer – 5

No: -0-

Absent: Council Member Knickerbocker and Mayor Pro Tem Wilson - 2

Mayor Hark declared Resolution No. 1559-09 duly approved and adopted on this date.

RESOLUTION NO. 1560-09

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT AGREEMENT WITH DON MARTIN CONSTRUCTION, INC IN THE AMOUNT OF \$103,003.80 FOR THE INSTALLATION OF THE KONDER STREET/SOAP HOLLOW PEDESTRIAN AND BICYCLE TRAIL RELATING TO THE HANNIBAL TRAILS CONNECTION PROJECT

Motion was made by Council Member Louderman to have the City Clerk read Resolution No. 1560-09 and call the roll for adoption. Motion was seconded by Council Member Behymer.

Motion carried.

Roll Call

Yes: Council Members Lyng, Janes, Mayor Hark, Council Members Louderman and Behymer – 5

No: -0-

Absent: Council Member Knickerbocker and Mayor Pro Tem Wilson - 2

Mayor Hark declared Resolution No. 1560-09 duly approved and adopted on this date.

RESOLUTION NO. 1561-09

A RESOLUTION OF THE CITY OF HANNIBAL ADOPTING THE UPDATES TO THE COMPREHENSIVE LAND USE PLAN DATED APRIL 2009

Motion was made by Council Member Behymer to have the City Clerk read Resolution No. 1561-09 and call the roll for adoption. Motion was seconded by Council Member Louderman.

Motion carried.

Roll Call

Yes: Council Members Lyng, Janes, Mayor Hark, Council Members Louderman and Behymer – 5

No: -0-

Absent: Council Member Knickerbocker and Mayor Pro Tem Wilson - 2

Mayor Hark declared Resolution No. 1561-09 duly approved and adopted on this date.

RESOLUTION NO. 1562-09

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT AGREEMENT WITH BILL SULLIVAN EXCAVATION, INC. IN THE AMOUNT OF \$37,156 FOR THE HANNIBAL POLICE DEPARTMENT PARKING LOT CONSTRUCTION

Motion was made by Council Member Janes to have the City Clerk read Resolution No. 1562-09 and call the roll for adoption. Motion was seconded by Council Member Louderman.

Motion carried.

Roll Call

Yes: Council Members Lyng, Janes, Mayor Hark, Council Members Louderman and Behymer – 5

No: -0-

Absent: Council Member Knickerbocker and Mayor Pro Tem Wilson - 2

Mayor Hark declared Resolution No. 1562-09 duly approved and adopted on this date.

RESOLUTION NO. 1563-09

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF HANNIBAL AND BLEIGH CONSTRUCTION FOR CONSTRUCTION SERVICES TO REPLACE THE MUNGER LANE CULVERT IN THE AMOUNT OF \$107,534

Motion was made by Council Member Behymer to have the City Clerk read Resolution No. 1563-09 and call the roll for adoption. Motion was seconded by Mayor Hark.

Motion carried.

Roll Call

Yes: Council Members Lyng, Janes, Mayor Hark, Council Members Louderman and Behymer – 5

No: -0-

Absent: Council Member Knickerbocker and Mayor Pro Tem Wilson - 2

Mayor Hark declared Resolution No. 1563-09 duly approved and adopted on this date.

RESOLUTION NO. 1564-09

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A QUITCLAIM DEED BETWEEN THE CITY OF HANNIBAL AND NANCY KAUFMAN FOR PROPERTY KNOWN AS LOT 6 OF BRIDGE STREET IN THE CITY OF HANNIBAL, MISSOURI

Motion was made by Council Member Janes to have the City Clerk read Resolution No. 1564-09 and call the roll for adoption. Motion was seconded by Council Member Behymer. Council Member Lyng again questioned Council's decision to give away this piece of property. He added that he would not agree with giving City real estate, personal property or funds. After some discussion, Council Member Janes agreed to withdraw his motion and Council Member Behymer agreed to withdraw his second.

Motion was then made by Council Member Janes to table this Resolution until June 16th Council Meeting, directing the City Attorney to further research the issue. Motion was seconded by Council Member Louderman.

Motion carried.

ADJOURNMENT

Motion was made by Council Member Louderman adjourn. Motion was seconded by Mayor Hark.

Motion carried.