

## **Official Council Proceedings**

**November 16, 2010  
7:00 p.m.**

**Present:** Council Member Lyng, Mayor Pro Tem Knickerbocker, Council Members Dobson, Barta, Mayor Hark, Council Members Louderman and Hark - 7

**Absent:** -0-

### **CALL TO ORDER**

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

### **INVOCATION**

Mayor Pro Tem Knickerbocker gave the invocation.

### **PLEDGE OF ALLEGIANCE**

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

### **APPROVAL OF MINUTES Regular Council Meeting – November 2, 2010**

Motion was made by Mayor Hark to approve the minutes of the last regular Council meeting that was held on November 2, 2010. Motion was seconded by Council Member Louderman.

Motion carried.

### **APPROVAL OF PAYROLL AND CLAIMS First Half – November, 2010**

Motion was made by Council Member Louderman to approve the payroll and claims for the first half of November, 2010. Motion was seconded by Council Member Barta.

Motion carried.

**ROY G. HARK – MAYOR**  
**Re: Approval of Appointment**

MARK TWAIN HOME BOARD

- Dorothy Davidson – Reappointment for a term to expire November, 2017

Mayor Hark reminded Council of his recommendation to appoint Dorothy Davidson to serve a term to expire in November, 2017 on the Mark Twain Home Board. Motion was made by Council Member Louderman to approve this appointment. Motion was seconded by Council Member Barta.

Motion carried.

**Re: Recommendation of Appointments**

Mayor Hark made the following recommendations:

HANNIBAL CONVENTION VISITOR'S BUREAU

- Judy Reagan – Appointment for a term to expire September, 2015

TREE BOARD

- Raymond Witt – Appointment for an unexpired term to expire September, 2011

These nominations will be considered for approval at the next Council meeting, to be held on December 7, 2010.

**JEFF LAGARCE – CITY MANAGER**  
**Re: Acceptance of ROW Easement - Right of Way Agreement**

*Mark Harris – 1304 Mark Twain Avenue*  
*(Resolution No. 1690-10, to follow)*

City Manager LaGarce introduced the next item on the agenda, the acceptance of a right-of-way easement offered by Mr. Mark Harris, owner of the property located at 1304 Mark Twain Avenue. This would be done by Council approval of related Resolution No. 1690-10, to follow. In September 2010, Council authorized the repair of the stormwater vault located below Mr. Harris' property on Mark Twain Avenue. Since the City does not own this stormwater vault, an easement was required from Harris in order to make the needed repairs.

According to LaGarce, the right-of-way easement was prepared by City Attorney James Lemon and Mr. Harris' attorney, and has been executed by Mr. Harris. Although easements granted to the City do not typically require Council approval, this easement serves as a property dedication, and will require reasonable inspections, maintenance and repairs of the stormwater vault, consistent with the recommendations provided by the city's insurance company, who has participated in the problem from its beginning.

LaGarce asked Council to approve Resolution No. 1690-10, to follow, adding that the project should take several weeks to design and several weeks to construct. The final product is expected to possess the structural integrity as if the vault were new.

**Re: Recommendation of Appointment**

LaGarce made the following recommendation:

**BOARD OF PUBLIC WORKS**

- Dr. Irv Harder – Appointment for an unexpired term to expire July, 2011
- 

This nomination will be considered for approval at the next Council meeting, to be held on December 7, 2010.

**BILL MADORE – ACTING FIRE CHIEF**

**Re: Purchase Approval, Various Nozzles**

*Towers Fire Apparatus*

Acting Fire Chief Bill Madore came before Council to seek approval for a bid award with regard to the purchase of various nozzles. Madore explained that in April, the Fire Department was awarded an ‘Assistance to Fire Firefighter’ grant in the amount of \$37,100. This award is for 95% funding by FEMA with the City providing a 5% match. Nozzles were researched and field tested. As a result, specifications were developed and a sealed bid process was sent out. Three bids were received and opened on October 29<sup>th</sup>.

In review of the bids received, it was discovered that two out of three vendors did not meet the specifications set forth; therefore, Madore requested that the bid be awarded to Tower Fire Apparatus, the only company meeting all specifications in the amount of \$23,932.40. He added that the Fire Department has budgeted the required match for this award. Motion was made by Mayor Hark to approve Madore’s request. Motion was seconded by Council Member Louderman.

Motion carried.

**RESOLUTION NO. 1690-10**

**A RESOLUTION ACCEPTING A RIGHT-OF-WAY EASEMENT FROM MARK HARRIS FOR STORMWATER REPAIRS AT 1304 MARK TWAIN AVENUE, AND AUTHORIZING THE MAYOR TO EXECUTE SAME**

Motion was made by Mayor Pro Tem Knickerbocker to have the City Clerk read Resolution No. 1690-10, and call the roll for adoption. Motion was seconded by Council Member Louderman.

Motion carried.

**Roll Call**

**Yes:** Council Member Lyng, Mayor Pro Tem Knickerbocker, Council Members Dobson, Barta, Mayor Hark, Council Members Louderman and Hark - 7

**No:** -0-

**Absent:** -0-

Mayor Hark declared Resolution No. 1690-10, duly approved and adopted on this date.

**BILL NO. 10-035**

**AN ORDINANCE AUTHORIZING THE REMOVAL, RECONSTRUCTION, AND ASSESSMENT OF PROPERTY OWNERS FOR THE RECONSTRUCTION OF CERTAIN SIDEWALKS ADJACENT TO MAIN STREET**

**SECOND AND FINAL READING**

Motion was made by Council Member Barta to give Bill No. 10-035 a second and final reading and call the roll for adoption. Motion was seconded by Council Member Dobson.

**Roll Call**

**Yes:** Council Member Lyng, Mayor Pro Tem Knickerbocker, Council Members Dobson, Barta, Mayor Hark, Council Members Louderman and Hark - 7

**No:** -0-

**Absent:** -0-

Mayor Hark declared Bill No. 10-035 duly approved and adopted on this date.

**ADJOURNMENT**

Motion was made by Mayor Pro Tem Knickerbocker to adjourn the meeting. Motion was seconded by Council Member Louderman.

Motion carried.