

## OFFICIAL COUNCIL PROCEEDINGS

Tuesday, May 7, 2013  
Council Chambers  
7:00 p.m.

### ROLL CALL

**Present:** Council Member Lionberger, Mayor Hark, Council Members Louderman, Hark, Locke and Dobson - 6

**Absent:** Mayor Pro Tem Knickerbocker – 1

### CALL TO ORDER

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

### INVOCATION

Council Member Lionberger gave the invocation.

### PLEDGE OF ALLEGIANCE

Mayor Hark invited Boy Scout Troop 100 to lead the Pledge of Allegiance to the Flag. Motion was made by Council Member Locke to excuse Mayor Pro Tem Knickerbocker. Motion was seconded by Council Member Louderman.

Motion carried.

### APPROVAL OF MINUTES Regularly Scheduled Council Meeting – April 16, 2013

Motion was made by Council Member Louderman to approve the minutes of the regularly scheduled Council meeting that was held on April 16, 2013. Motion was seconded by Council Member Dobson.

Motion carried.

### APPROVAL OF PAYROLL AND CLAIMS Second Half – April, 2013

Motion was made by Council Member Dobson to approve the payroll and claims for the second half of April, 2013. Motion was seconded by Council Member Hark.

Motion carried.

**ANGELICA VANCE – CITY CLERK**  
**Re: Certification, April 2013 Municipal Election**

Mayor Hark asked City Clerk Vance to read the Certification of the April 2, 2013 Municipal Election, at this time. She read:

**Results of the Municipal Election of  
April 2, 2013**

**I, Angelica N. Vance, City Clerk of Hannibal, Missouri, do hereby certify that the following is a complete and true copy of the Certification of Election, held on April 2, 2013, as certified to me by the Marion and Ralls County Clerks.**

For Mayor, three-year term:	<u>Marion</u>	<u>Ralls</u>	<u>Total</u>
<b>Roy G. Hark</b>	<b>1,598</b>	<b>14</b>	<b>1,612</b>
<b>Lou Barta</b>	<b>439</b>	<b>5</b>	<b>444</b>
<b>Monica Williams</b>	<b>90</b>	<b>0</b>	<b>90</b>

**Declaring Roy G. Hark winner of the position of Mayor.**

For Council Member – Second Ward:	<u>Total</u>
<b>Michael J. Dobson</b>	<b>340</b>
<b>Jennifer Foster</b>	<b>120</b>

**Declaring Michael J. Dobson winner of the Second Ward Council seat.**

For Council Member – Fourth Ward:	<u>Total</u>
<b>Barry E. Louderman</b>	<b>182</b>

**Declaring Barry E. Louderman winner of the Fourth Ward Council seat.**

For Council Member – Sixth Ward, three-year unexpired term:	<u>Total</u>
<b>Jamie Locke</b>	<b>435</b>

**Declaring Jamie Locke winner of the Sixth Ward Council seat for a three-year unexpired term to expire April, 2014.**

**ADJOURNMENT**  
*Sine-Die*

Motion was made by Council Member Louderman to adjourn the meeting, sine-die. Motion was seconded by Council Member Hark.

Motion carried.

## **HONORABLE FREDRICH CRUSE**

### **Re: Oath of Office**

- *Mayor – Roy G. Hark*
- *2<sup>nd</sup> Ward Council Member – Michael J. Dobson*
- *4<sup>th</sup> Ward Council Member – Barry E. Louderman*
- *6<sup>th</sup> Ward Council Member – Jamie A. Locke*

Judge Fredrich Cruse administered the Oath of Office to Roy G. Hark, being sworn in as the Mayor; then, to the three newly elected Council Members: Michael J. Dobson, 2<sup>nd</sup> Ward Council Member, Barry E. Louderman, 4<sup>th</sup> Ward Council Member and Jamie Locke, 6<sup>th</sup> Ward Council Member.

## **ROLL CALL**

**Present:** Council Member Lionberger, Mayor Hark, Council Members Louderman, Hark, Locke and Dobson - 6

**Absent:** Mayor Pro Tem Knickerbocker – 1

## **CALL TO ORDER**

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

### **BRENNA MCDERMOTT – MARK TWAIN MUSEUM**

#### **Re: Request, Alcohol Open Consumption and Sales**

*Music Under the Stars*

*Thursdays, May 30<sup>th</sup> – August 29<sup>th</sup> – 6:00 p.m. – 10:00 p.m.*

Brenna McDermott, the Marketing and Community Relations Manager for the Mark Twain Home Foundation, explained her request to Council, regarding permission to allow the sale and consumption of alcohol during the summer events known as the 7<sup>th</sup> Annual “Music Under the Stars”. These annual events, according to Mc Dermott, will be held at the Boyhood Home Gardens on Hill Street for nine consecutive Thursdays, beginning May 30<sup>th</sup> and continuing through August 29<sup>th</sup>. Motion was made by Council Member Dobson to approve McDermott’s request. Motion was seconded by Council Member Locke.

Motion carried.

### **JENNIFER FOSTER - HANNIBAL JAYCEES**

#### **Re: Request, Street Closures & Carnival Fee Waiver**

*National Tom Sawyer Days*

*July 3 – 6, 2013 – 9:00 a.m. – 1:00 a.m.*

Jennifer Foster, representative for the Hannibal Jaycees, explained their requests, with regard to the Nation Tom Sawyer Days Celebration. Foster informed Council that the Celebration was scheduled to begin on July 3<sup>rd</sup>, 2013, at 9:00 a.m. and continue through July 6<sup>th</sup>, 2013 at

1:00 a.m., with Council approval. She referenced a map that had been distributed in requesting street closures. Specific requests included:

- **Street Closures –**
  1. 3<sup>rd</sup> Street (both sides of viaduct - permission previously granted by MoDOT)
  2. North Main Street from Center Street to North Street (Fence Painting Contest)
  3. Lyon Street from South Main to 3<sup>rd</sup> Street (Carnival)
  4. Broadway and South Main (Parade – to end on Warren Barrett or Church, incase of flooding)
  5. South Main from Lyon Street to Warren Barrett (Car Show)
  
- **Other Requests –**
  1. Approval for Council permission to sponsor event
  2. No Parking on Broadway (Parade route, after midnight on day of parade)
  3. Traffic Control (Parade)
  4. Use of Armory Parking Lot (to house carnival, in case of flooding amend request to: use of Municipal lot on 3<sup>rd</sup> Street)
  5. Use of Church Street from 3<sup>rd</sup> to South Main (During events only)
  6. Closure of alleyway between Mugshots and Tanyard Gardens
  7. Waiver of fees for carnival

Foster explained that the Jaycees now have a permanent home at 320 South 3<sup>rd</sup> Street, which will be the location for Tanyard Gardens and most of the other Jaycee sponsored events. The Jaycees also own the gravel lot across the street from their facility will be the location of the carnival.

Mayor Hark question Foster about the intended use of the old boat lot next to the Armory. She responded by saying that the Jaycees had requested, and been granted, permission from Parks Director Andy Dorian to house the carnival headquarters there. She added that, in the past, this had been located in the Wright's Furniture Lot; however, since the Jaycees had purchased the lot across the street from Jack's Harbor Marine, the Wright's lot will be designated as the overflow for the Kiwanis Arts and Crafts. Motion was made by Council Member Dobson to approve Foster's request. Motion was seconded by Council Member Lionberger.

Motion carried.

### **STEPHEN VANHOUTEN – LOAFERS CAR CLUB**

#### **Re: Loafers Car Show – Plan “B”**

*May 11, 2013*

Mr. Stephen VanHouten, representing the Loafer's Car Club, returned with Plan “B” for the upcoming car show that was scheduled for May 11, 2013. VanHouten explained the change was necessary because of the Main Street sidewalk construction; and, requested Council approval for the use of Broadway from 3<sup>rd</sup> Street to 5<sup>th</sup> Street and Center between 4<sup>th</sup> Street and 5<sup>th</sup> Street. They would also utilize 4<sup>th</sup> and 5<sup>th</sup> Streets from Center to Church Street, leaving Church Street open. This plan would take the place of the original plan, regardless of the availability of Main Street. Motion was made by Council Member Lionberger to approve Plan “B”, as presented by Mr. VanHouten. Motion was seconded by Council Member Locke.

Motion carried. VanHouten then asked about the possibility of utilizing Central Park and the electrical outlets, as well. He also asked that, if there was a fee, the fee be waived.

Mayor Hark questioned Andy Dorian, the Parks & Recreation Director, about the availability of Central Park, and the cost for its use. In response, Dorian stated that Central Park would be available for use on that date and the waiver of the standard \$25.00 fee would be at the discretion of Council. City Attorney Lemon interjected that the waiver of fees would technically be considered a violation of the constitution to give something to a group or individual, unless it was an error. He suggested that it would not be a good idea to waive the \$25.00 fee. VanHouten agreed to pay the \$25.00 fee, making sure that electricity was available on that date.

Next, Mr. VanHouten asked for the City's cooperation, including the Police Department, in informing the public of these street closures, so that parked cars be removed from the closed streets prior to the beginning of the event since the Car Club was expecting 250-275 cars to participate in the event. Tourism Director Gail Bryant offered to put a notice on the HCVB website with regard to street closures. Mayor Hark also asked Police Chief Davis for advice with regard to the street closure and clearing of the blocked streets.

Davis responded that the department usually made a courtesy request for removal of vehicles in events, such as these. He asked for clarification with regard to the Loafer's Club request and clarification with regard to Council's intent for towing vehicles. After a short discussion about the possibility of blocking businesses in the vicinity, it was agreed that Council could not *require* removal of vehicles. Council Member Louderman commented that citizens could be asked to remove parked vehicles; however, because of the short time element, individuals could not be required to remove vehicles. The Police Department agreed to assist in vehicle owner identification for the notification of vehicle owners. Street Superintendent Leon Wallace agreed to place barricades.

VanHouten then broached the subject of the building demolition in the 300 block of Broadway, asking about the placement of caution tape. Council Member Dobson suggested that, since work may be ongoing at that location, the event should be moved up one more block on Broadway to avoid a possible accident. VanHouten agreed, adding that the placement of a "Closed Ahead" sign on 6<sup>th</sup> Street and Broadway was discussed.

Council Member Louderman questioned whether or not any business had been contacted that could be affected by the upcoming event. VanHouten responded that they had not had ample time to contact businesses. City Manager LaGarce suggested that South Main be used for the event; however, Mr. VanHouten commented that the car show would interfere with theater business in that area. Mayor Hark suggested that Plan "B" be utilized, with the Car Club making necessary adjustments, as necessary. Council Member Dobson made the motion to move the event one block west (up Broadway). Motion was seconded by Council Member Louderman.

At this point, Mr. Jay Thorpe expressed some concerns about the event location blocking F&M Bank. A discussion ensued with regard to safety issues in utilizing the demolition area. A member of the audience shared details of the planned area for the Twain on Main Event; however, Mr. Thorpe advised that the event be kept on Main Street from North Street to Broadway. VanHouten requested that the event be kept around Central Park as originally approved with Plan "B". After further discussion, Mayor Hark advised that a motion was on

the floor to move the location of the car show event one block east to 6<sup>th</sup> and Broadway, beginning at 4<sup>th</sup> & Broadway.

Motion carried.

**GAIL BRYANT – DIRECTOR, HCVB**  
**Re: Certification of Appreciation – HHMC**  
*National Travel Tourism Week*

HCVB Director Gail Bryant presented the next agenda item. She called Mary Short, the president of the Hannibal Historic Marketing Council, to come forward; then, recognized the HHMC, in honor of the National Travel Tourism Week, for their dedication and support in promoting the Hannibal community, presenting them with a Certification of Appreciation.

**Re: Request, Additional Street Closures and Alcohol Sales/Public Consumption**  
*Great Race – Monday, June 24, 2013 – 3:00 p.m. – 8:00 p.m.*

Bryant also presented the next item on the agenda, a request for additional street closures and alcohol sales, with public consumption, related to the event known as the Great Race, to be held on Monday, June 24, 2013 from 3:00 p.m. until 8:00 p.m. Bryant explained that during a recent meeting with the Great Race route coordinator, John Claussen, it was determined that an additional block of Main Street would be needed because of the number of participants that have signed up for this event and the requirement to work around the construction in the area. This would allow the event to continue down Main Street to Broadway. Additionally, Bryant requested Council approval for alcohol sales and open consumption in the Mall Area on Main Street, similar to their approval during Music Under the Stars. When asked, Bryant explained that the Wine Stoppe would provide the alcohol beverages for sale. The City would provide the Certificate of Insurance for the event, since it was a City-sponsored event.

Council Member Dobson questioned whether “No Parking” would be required along Main Street for participants or whether they had another way to display. Bryant responded that the participants would come in on North Street and continue down Main, adding that they would need every block that is available on Main, as well as the side streets. She assured Council that she certainly did not wish to interfere with the current sidewalk project and was prepared to work around the construction, as necessary.

Bryant explained that the Great Race would be a one-time event and a great privilege for Hannibal to host it. She added that the formalities would begin at approximately 4:30 p.m. on Monday, June 24<sup>th</sup>; and, during that time signs will be posted that will direct tourists, vendors and other spectators to available parking areas. She also assured Council that they would cooperate with the City staff, as well as the Police Department, to make this event a success. The Loafers Car Club would be handling the logistics, according to Bryant. Motion was made by Council Member Louderman. Motion was seconded by Council Member Locke.

Motion carried.

**DENNIS KOLARIK – PROPERTY OWNER, 705 RIVERSIDE**

## **Re: Request, Minor Subdivision – Riverside Street**

Mayor Hark recognized Dennis Kolarik, the property owner of 705 Riverside, who appeared before Council with a request for their approval of a minor subdivision. This request, according to Mr. Kolarik, involved a one-acre parcel of land, lying at the end of Riverside Street; and, was recently brought before the Planning & Zoning Commission, who failed to approve it. Since he believed their reasoning to be questionable, he appealed to Council for their approval. Kolarik explained that his specific request was to have Council's reconsideration of his original request that this property be re-zoned, in order that he might construct a handicap assessable duplex. One unit would be for his wife; and, the other would be utilized by Kolarik's Mother-in-Law and her family.

Kolarik stated that the conflict began when the Planning & Zoning Commission attempted to impose new subdivision regulations on a subdivision that had been created in 1940. He added that most of the houses had been built around 1940, with substandard streets and substandard, plotted lots. He believed that it was wrong to impose these new subdivision standards on an older subdivision and that it was also wrong to deny approval of placing a new duplex or house on the tax rolls of the City.

Council Member Louderman agreed with Mr. Kolarik that he should be allowed to construct this structure, without the cul-de-sac that the Planning and Zoning Commission have required; and added that the P&Z Commission can only follow the zoning ordinance, as it is written. Louderman stated that the site is in an older area of the City; and, plans include a driveway going down Riverside. Fire Chief Madore had been contacted and had voiced no opposition to the proposed construction, according to Council Member Louderman, who made a recommendation to approve Kolarik's request.

Council Member Dobson asked City Engineer Mark Rees for a recap of the recent Planning & Zoning meeting, commenting that, if the area in question is not City right-of-way then the minor subdivision is not even required. Kolarik stated that:

- A parcel of land, involving 6.4 acres, was sold to the Kolarik family in 1991.
- A one-acre portion of this parcel is the area in which the minor subdivision is being sought.
- One member of the P&Z Commission commented that the City did not want the land, so why was there opposition.

City Engineer Rees explained that the surveyor presented no evidence that whether or not this area was currently right-of-way. He did propose an alternate right-of-way; however, Rees admitted he was not in favor of this option. City Engineer Rees stated that the plat has a very odd street alignment, which does not meet the City's code on several counts. Rees suggested that the right-of-way be forgotten; instead, subdivide the area into two plats, one for the duplex and one for the existing house, leaving these in private hands. Kolarik agreed with Rees' option, adding that he wished to construct a private drive, not a cul-de-sac or turn-around. He commented that, since the City had vacated this area in 1991, it should be treated as private property. He stated that he believed this was a reasonable request.

In response to a question posed by Council Member Dobson, Rees advised that, in order to make everything right, the right-of-way (the 40-ft. wide, irregular strip), were incorporated, either into the one-acre tract or the parent tract. Either option would be acceptable, according to the City Engineer, who preferred not to show right-of-ways. Instead, he suggested making

a decision regarding the ownership of the 40 ft., whether it goes with the one-acre tract of land or remains with the other portion of land. Kolarik advised that the 40 ft. wide strip was already incorporated into the new, one-acre tract of land. He added that the existing road skirts the bottom of the hill; is maintained by Kolarik, and has been for twenty years.

City Attorney Lemon advised that he had one concern: The idea of whether or not this road had been dedicated to the public use can be messy; but, the survey is calling this area a public street. He agreed with the City Engineer that if this is not a public street, then the City has to designate ownership. Otherwise there is an argument that the City will be land-locking this tract of ground and opening the door for potential objections, suit, etc. Lemon added that according to the survey as he saw it, the one-acre tract does *not* include the 40 ft. wide strip.

Since no one could decide whether or not the street was dedicated for the public use, he suggested that, either the street needs to be dedicated to the public use (probably not an acceptable option since there would then to a requirement that it be raised to an particular level), or it would be necessary to do something with a recorded easement, showing who has the rights to have access. Without an easement, he was not sure it would be a good idea to approve the minor subdivision. If Council wished to move forward with the approval of the subdivision; then, they could approve, subject to clarifying the roadway issue with approval City Engineer Rees and Martin Meyer to obtain easement rights for this parcel. Council Member Dobson seconded the motion.

Motion carried.

**ROY G. HARK – MAYOR**

**Re: Proclamation – Northeast Missouri Mental Health Coalition**

Ms. Pat Berg, of the NEMO Mental Health Coalition, was asked to come forward for the reading of a proclamation. City Clerk Angelica Vance read the following proclamation:

*The City of Hannibal Proclamation, proclaiming Mental Health Awareness Month,*

*WHEREAS, mental health is essential to everyone’s overall health and well-being; and,*

*WHEREAS, mental health problems can affect all areas of a person’s life, including school, home, and work. Mental health problems will strike one in five adults each year, regardless of age, gender, race, ethnicity, religion or economic status. An estimated two-thirds of adults and young people with mental health problems go without the help they need. Nearly thirty thousand American lives are lost each year to suicide and mental illness; and*

*WHEREAS, all Americans, from combat veterans to hurricane victims to the traumatized can benefit greatly from early identification and treatment. People can recover from mental illness, and lead full, productive lives in the community; and,*

*WHEREAS, the cost of untreated and mistreated mental health, and substance abuse problems to American businesses and governments, according to the National Mental Health Association costs the United States a staggering \$113 Billion, annually; and,*

*WHEREAS, each business, school, government agency, healthcare provider, organization and citizen bears the burden of mental health problems, and has a responsibility to promote mental health awareness.*

***NOW, THEREFORE, ROY G. HARK, BY VIRTUE OF AUTHORITY, VESTED IN HIM, AND BY THE PEOPLE OF THE CITY OF HANNIBAL DO HEREBY PROCLAIM MAY, AS MENTAL HEALTH AWARENESS MONTH, AND CALLS UPON THE CITIZENS, GOVERNMENT AGENCIES, PUBLIC AND PRIVATE INSTITUTIONS, BUSINESSES AND SCHOOLS IN HANNIBAL, MISSOURI TO RECOMMIT THE COMMUNITY TO INCREASING AWARENESS AND UNDERSTANDING OF MENTAL ILLNESS AND THE NEED FOR APPROPRIATE AND ACCESSIBLE SERVICES FOR ALL PEOPLE WITH MENTAL ILLNESS.***

*In Witness, he has set his seal and caused to be affixed, the official seal of the City of Hannibal, on the 26<sup>th</sup> day of April, 2013.*

***ROY G. HARK, Mayor***

***ATTEST:***

***Angelica N. Vance***

**PAT BERG – PRESIDENT, NEMO MENTAL HEALTH COALITION  
Re: Presentation, May Mental Health Month**

Ms. Berg, Chairperson of the Northeast Missouri Mental Health Coalition, spoke briefly about mental health and mental illness. She explained that her organization consists of a group of service providers, organizations, hospitals, Mark Twain Mental Health, Comprehensive, Preferred, the Police Department, Marion County Services, Probation & Parole and RCF Providers. The Coalition meets on a monthly basis, and has for the past couple of years to discuss ways of improving access to mental health services and the capacity of its entities and the community, to serve people with mental illness. May has been designated Mental Health Month because this month is the 50<sup>th</sup> anniversary of the signing, by John F, Kennedy, of the Community Mental Health Center Act, just prior to his assassination. Even though the Country has advanced a long way in the past fifty years, there is still a severe problem – the stigma of mental health. Victims include:

- Veterans who awake in the middle of the night, sweating, knowing in their minds that they are in the tank that was just blown up
- Women who suffer from post-partum depression, sleepless and terrified that they might harm themselves and their child
- Baseball players, with promising careers, who suddenly hear voices and hallucinate, then are reduced to a sobbing mass of humanity

What happens with these people is that they wait too long. It has been said, according to Berg, that if people with diabetes waited as long to get services as those with mental illness, there would be more amputations than people walking with legs. She asked the public to join in recognizing Mental Health Awareness and thanked Mayor Hark for the City's support of

the Coalition's effort in reducing the stigma and helping people to get the help they need before more damage can be done to them.

At this time, Mayor Hark recognized City Clerk Angelica Vance and read a proclamation, in celebration of Municipal Clerk Week, May 5-11, 2013. After reading the proclamation, he expressed his appreciation for all the duties that she performed.

**JEFF LAGARCE – CITY MANAGER**  
**Re: Recommendation of Appointments**

City Manager LaGarce made the following recommendations:

**BOARD OF ADJUSTMENT**

- Bill Hatton – reappointment for a term to expire May, 2018
- John Moore – appointment as alternate for a term to expire May, 2016
- Paul Lewellen – appointment as alternate for a term to expire May, 2017

These nominations will be considered for approval at the next regular Council meeting, to be held on May 21, 2013. Next, LaGarce explained that the FY2013/14 Budget was complete and ready for distribution. He had intended to distribute during the Council Meeting; however, due to a misunderstanding and his recent absence, this did not occur. He assured Council that they would have a copy of the budget within the next 48 hours, even though the deadline for submitting the budget is not for twenty-five days.

**ANGELICA N. VANCE, CITY CLERK – HANNIBAL HIGH SCHOOL**  
**Re: Request, Street Closure**  
*2013 Commencement Ceremony*  
*Thursday, May 23<sup>rd</sup> – 6:45 p.m. – 8:30 p.m.*

City Clerk Angelica Vance presented the next request, on behalf of the Hannibal High School. Vance explained that the school was requesting closure of Brookside, from McMasters Avenue to Edgewood, between 6:45 p.m. and 8:30 p.m. on Thursday, May 23, 2013 for the commencement ceremony at Hannibal High School. The school also requested barricades be provided to close this street at McMasters Avenue, Edgewood and Greenway for this purpose. Motion was made by Council Member Dobson to approve Hannibal High School's request. Motion was seconded by Council Member Locke.

Motion carried.

**BOB STEVENSON – BPW GENERAL MANAGER**  
**Re: August Municipal Election**  
*Proposition W – Waterworks System*  
*Proposition S – Sewerage System*  
*(Bill Nos. 13-009 & 13-010, to follow)*

BPW General Manager Bob Stevenson presented the next item on the evening's agenda, Council approval to give Bill Nos. 13-009 and 13-010, to follow, a first reading. Stevenson explained that recently, bond issues, including the hiring of financial advisors and bond

council, have been discussed on Council floor. Now, the result of their work has been received and a deadline for placement of the proposed bond issue on the August ballot is imminent. Bill No. 13-009, if approved, is designed to present for the voters' approval, the issuance of revenue bonds to fund the City's waterworks system improvements (Proposition W) and Bill No. 13-010, if approved, is designed to present for the voters' approval, the issuance of revenue bonds to fund the sewerage system improvements (Proposition S). Stevenson added that the Board of Public Works will need to borrow a total of \$20 Million, \$12 Million for Proposition W and \$8 Million for Proposition S. This money would be spent over a six-year period. Ideally, there would be two separate bond sale events, one for each 3-year period, according to Stevenson, but would include only one referendum to handle the entire process. He added that the bulk of the money would be utilized for compliance issues, as required by the Missouri DNR and the EPA and the remainder would be used for light extensions and the replacement of worn-out equipment and facilities. In order to meet the requirement to be placed on the August ballot, the information must be received by the final week of May.

### **Re: Presentation, FY 2013/14 BPW Budget**

Stevenson's second item on the agenda was the presentation of the Board of Public Works FY2013/14 Budget. He detailed a few areas for Council's information. These were:

- **Electric Budget** – The Board has approved a 3% rate increase (Capital spending plans have been severely pared back, according to Stevenson). Maintenance efforts have been held constant from the current year; however, the big changes in next year's budget are all related to Prairie State. He advised that next year will probably be the toughest year of the entire 30-40 year plant life. Next year, the cost of Prairie State will be flat since the first years are similar to buying a house, where mostly interest is being paid, but in a few years, this will change. Since currently, BPW is having a tough time making the payments. For this reason, the Board has decided to approve the 3% rate increase. This will cover approximately \$1 Million of the costs. The remainder will be taken from earnings and cash reserves, which will decrease slightly over the next year. Stevenson commented that, currently, the BPW is having some issues with the market price of electricity.
- **Water Budget** – This is characterized by much capital spending. Stevenson added that the BPW had been alerting the public that this was coming for quite some time. BPW has been working diligently with DNR; and, even though Stevenson had believed it would be necessary to spend capital the current fiscal year, they were able to delay some of those projects until the upcoming budget. For that reason, the upcoming budget will include much capital spending for compliance issues with EPA mandates. Stevenson explained that the BPW was planning to borrow \$1.7 Million through the projected bond sale, with voter approval. That would be their best scenario; however, if the ballot issue is not approved, it will still be necessary to borrow the money since the mandates will still have to be dealt with. He stated that there are other options available; but, these are more expensive. The budget being presented is the worst-case scenario, since it was prepared without taking the bonding issue into consideration. Stevenson advised that a 4% rate increase in water rates was planned. He estimated that, at the end of the year, the cash reserves would again be about where they are at the current time.

- **Sewer Budget** – Presents a similar scenario, with heavy borrowing to address DNR compliance issues and more life extension work. Stevenson projected that, during the upcoming year, BPW would spend approximately \$1.2 Million of borrowed funds on the sewer system with more in future years. Borrowed money will be left at the end of the upcoming budget year since some of these projects will span two budget years. There will also be a 4% rate increase in sewer charges, according the Mr. Stevenson, who added that it would not be prudent to borrow all the needed funds. Operating expenses, because of the mandates, will continue to rise, requiring more labor and more chemicals.

Stevenson assured Council that he would begin a series of columns in the local paper to present the information to the public and explain their reasons behind their procedures. These columns were to begin on the following day and would invite comments from the public.

Council Member Dobson asked about the possibility of staff reduction to control rising costs. Stevenson responded that this could not be done with labor reduction; but, in fact, staff was being added as economically as possible because of the increased workload due to the required mandates. He added that a lot of seasonal help was being utilized. He admitted that there is a choice the Board could make – deferred maintenance. He advised that his recommendation and the Board’s decision that deferred maintenance would not be done. Stevenson stated that deferred maintenance is a mistake when dealing with must-run equipment and reliability issues (keeping the lights and faucets turned on). He explained that you can defer maintenance for awhile, to beat your budget for a few years; however, it cannot be done forever. Since there has been much deferred maintenance in the past, the Board is now dealing with these issues. For that reason, the Board has made a willful decision not to let that happen. The BPW is now catching up on a large backlog of maintenance that had been deferred in past years.

Stevenson said that they continues to seek opportunities, some not easy, to control the costs. They have brought in experts to help find ways to do so. He added that Kansas City and St. Louis are having the same, if not worse, difficulties. He concluded by saying that a public meeting would be scheduled on a date closer to the August election.

**MARK REES – CITY ENGINEER**  
**Re: Five Year Capital Improvement Program**  
*2013-2018*  
*(Resolution No. 1900-13, to follow)*

City Engineer Mark Rees presented the next item on the agenda the presentation of the Five-Year Capital Improvement Plan. The approval of this plan, according to Rees, would be accomplished with Resolution No. 1900-13, to follow. He explained that the Planning and Zoning Commissioners held a public hearing recently to review this plan; and, as a result of that hearing, their recommendation was for the approval of this plan, which represents a fairly lean budget, according to Rees.

**Re: City Custodial Services – Contract Agreement**  
*Building Stars*

*(Resolution No. 1902-13, to follow)*

Rees explained that, because of the impending retirement of Ronald Elliott, the City Hall Custodian, the Department of Public Works has chosen to look for a custodial service. Bids were sought, and on April 11, 2013, four submitted bids were opened. Building Stars was the apparent low bidder with a bid amount of \$16,980.00. Rees stated that the part-time custodial services are currently provided at City Hall and the Airport Terminal. The budgeted cost for wages and benefits is currently \$12,542.

The new service will include additional custodial services at the Fire Department Administration Building, the Street Department and the Visitors and Convention Bureau. City Hall will have three-day per week service. In addition, the custodial company will provide the majority of cleaning supplies and equipment. Rees concluded by saying that staff recommended awarding the contract to Building Stars for the amount of \$16,980.00. In response to a question, City Clerk Vance stated that the main headquarters of Building Stars is located in St. Louis; however, the employees who will be performing these duties are local and have completed background checks.

**Re: Annual Stormwater Management Report (MS4) – Engineering Agreement**  
*Poepping, Stone, Bach & Associates*  
*(Resolution No. 1903-13, to follow)*

Rees' next item on the agenda was request for approval of Resolution No. 1903-13, to follow that would also approve a contract with PSBA for their services related to the MS4 Annual Report. Rees explained that the City is obligated by the State of Missouri to submit this report, annually, and pertains to the City's stormwater management. He added that the report is due to the Missouri Department of Natural Resources in July.

Rees said that this happens to be the fifth year of the City's second cycle and is well received because of the extra activity that has been put forth by the Stream Team, etc. PSBA has submitted a proposal to do the work for \$2,500.00.

**Re: Paris Gravel Road Improvement Project – Change Order No. 6**  
*Chester Bross Construction*  
*(Resolution No. 1905-13, to follow)*

Rees explained that the DPW has now completed the construction project on Paris Gravel Road. The final change order (No. 6) represents the final adjustment of quantities actually installed on the project, the net amount being \$4,755.37. Rees concluded by stating that staff recommended the acceptance of Change Order No. 6 in the amount of \$4,755.37. This will be approved with the approval of Resolution No. 1903-13, to follow.

**ANDY DORIAN – DIRECTOR, PARKS & RECREATION**  
**Re: Flood Buy-Out Park Development, Phase 3 – Engineering Services Agreement**  
*Klingner & Associates*  
*(Resolution No. 1901-13, to follow)*

Parks and Recreation Director Andy Dorian presented the first of his two items on the evening's agenda, a request for the approval of Resolution No. 1901-13, to follow. Dorian

explained that, with Council's approval, this would also approve an engineering services agreement with Klingner & Associates for the flood buy-out park development, Phase 3. He added that this phase will include specifications for grading, seeding and drainage at the South Main, Gordon Street and Display Center proposed sites. Requests for Qualifications were received from several firms with experience in park development. Klingner & Associates have been chosen because of their significant experience in park development in Quincy and the surrounding area.

Dorian stated that the Parks and Recreation Department had budgeted \$150,000 in the FY2012/13 Budget for the development of the flood buy-out properties. Now the Department was recommending the approval of Resolution No. 1901-13, to follow, and to authorize the Mayor to execute the engineering contract with Klingner & Associates for the lump sum not to exceed \$14,400.

**Re: North Main Street Recreation Area Development – Contract Agreement**  
*Bleigh Construction*  
*(Resolution No. 1904-13, to follow)*

Dorian's final agenda item was a request for approval of a contract agreement with Bleigh Construction regarding the North Main Street Recreation Area Development. With Council approval, Resolution No. 1904-13, to follow would authorize Mayor Hark to execute this contract in the amount of \$26,130.44.

Dorian reminded Council that during a recent Council meeting he had requested approval of a change order with the Main Street project, for this work to be completed. After further researching the possibilities, it was determined that the change order would actually complicate the project, since the change order would have to be submitted to Architecnics, the engineer, with paperwork costing an additional \$500 - \$1,000. MoDOT would also have to approve the change order. It was decided to seek a simple bid waiver in order to complete the project, since it already had Council approval.

**RESOLUTION NO. 1900-13**

**A RESOLUTION OF THE CITY OF HANNIBAL, MISSOURI, APPROVING AND  
ADOPTING THE FIVE-YEAR CAPITAL IMPROVEMENT PROGRAM 2013-2018  
FOR THE CITY OF HANNIBAL, MISSOURI**

Motion was made by Council Member Louderman to have the City Clerk read Resolution No. 1900-13, and call the roll for adoption. Motion was seconded by Council Member Locke.

Motion carried.

**Roll Call**

**Yes:** Council Member Lionberger, Mayor Hark, Council Members Louderman, Hark, Locke and Dobson - 6

**No:** -0-

**Absent:** Mayor Pro Tem Knickerbocker – 1

Mayor Hark declared Resolution No. 1900-13, duly approved and adopted on this date.

**RESOLUTION NO. 1901-13**

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN  
ENGINEERING SERVICE AGREEMENT BETWEEN THE CITY OF HANNIBAL  
AND KLINGNER & ASSOCIATES IN AN AMOUNT NOT TO EXCEED \$14,400  
FOR PHASE 3 OF THE FLOOD BUY-OUT PARK DEVELOPMENT**

Motion was made by Council Member Locke to have the City Clerk read Resolution No. 1901-13, and call the roll for adoption. Motion was seconded by Council Member Dobson.

Motion carried.

**Roll Call**

**Yes:** Council Member Lionberger, Mayor Hark, Council Members  
Louderman, Hark, Locke and Dobson - 6

**No:** -0-

**Absent:** Mayor Pro Tem Knickerbocker – 1

Mayor Hark declared Resolution No. 1901-13, duly approved and adopted on this date.

**RESOLUTION NO. 1902-13**

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT  
BETWEEN THE CITY OF HANNIBAL AND BUILDING STARS FOR CITY OF  
HANNIBAL CUSTODIAL SERVICE, IN THE ANNUAL AMOUNT OF \$16,980.00**

Motion was made by Council Member Louderman to have the City Clerk read Resolution No. 1902-13, and call the roll for adoption. Motion was seconded by Council Member Hark.

Motion carried.

**Roll Call**

**Yes:** Council Member Lionberger, Mayor Hark, Council Members  
Louderman, Hark, Locke and Dobson - 6

**No:** -0-

**Absent:** Mayor Pro Tem Knickerbocker – 1

Mayor Hark declared Resolution No. 1902-13, duly approved and adopted on this date.

**RESOLUTION NO. 1903-13**

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF HANNIBAL AND POEPPING, STONE AND BACH AND ASSOCIATES IN THE AMOUNT OF \$2,500 FOR ENGINEERING SERVICES RELATIVE TO THE 2013 ANNUAL STORMWATER MANAGEMENT REPORT REQUIRED BY THE MISSOURI DEPARTMENT OF NATURAL RESOURCES**

Motion was made by Council Member Louderman to have the City Clerk read Resolution No. 1903-13, and call the roll for adoption. Motion was seconded by Council Member Locke.

Motion carried.

**Roll Call**

**Yes:** Council Member Lionberger, Mayor Hark, Council Members Louderman, Hark, Locke and Dobson - 6

**No:** -0-

**Absent:** Mayor Pro Tem Knickerbocker – 1

Mayor Hark declared Resolution No. 1903-13, duly approved and adopted on this date.

**RESOLUTION NO. 1904-13**

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF HANNIBAL AND BLEIGH CONSTRUCTION IN THE AMOUNT OF \$26,130.44 FOR THE DEVELOPMENT OF THE RECREATION AREA LOCATED IN THE NORTH MAIN STREET PARKING LOT**

Motion was made by Council Member Locke to have the City Clerk read Resolution No. 1904-13, and call the roll for adoption. Motion was seconded by Council Member Lionberger.

Motion carried.

**Roll Call**

**Yes:** Council Member Lionberger, Mayor Hark, Council Members Louderman, Hark, Locke and Dobson - 6

**No:** -0-

**Absent:** Mayor Pro Tem Knickerbocker – 1

Mayor Hark declared Resolution No. 1904-13, duly approved and adopted on this date.

**RESOLUTION NO. 1905-13**

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE CHANGE ORDER  
NO. 6 BETWEEN THE CITY OF HANNIBAL AND CHESTER BROSS  
CONSTRUCTION IN THE AMOUNT OF \$4,755.37 FOR THE PARIS GRAVEL  
ROAD  
IMPROVEMENT PROJECT**

Motion was made by Council Member Louderman to have the City Clerk read Resolution No. 1905-13, and call the roll for adoption. Motion was seconded by Council Member Locke.

Motion carried.

**Roll Call**

**Yes:** Council Member Lionberger, Mayor Hark, Council Members Louderman, Hark, Locke and Dobson - 6

**No:** -0-

**Absent:** Mayor Pro Tem Knickerbocker – 1

Mayor Hark declared Resolution No. 1905-13, duly approved and adopted on this date.

**BILL NO. 13-009**

**AN ORDINANCE PROVIDING FOR A MUNICIPAL  
ELECTION TO BE HELD TUESDAY, AUGUST 6, 2013  
TO ALLOW HANNIBAL VOTERS TO CONSIDER  
ISSUING REVENUE BONDS IN THE AMOUNT OF  
\$12,960,000 FOR THE PURPOSE OF ACQUIRING,  
CONSTRUCTING, EXTENDING AND IMPROVING  
THE CITY OF HANNIBAL'S  
WATERWORKS SYSTEM  
(PROPOSITION W)**

**FIRST READING**

Motion was made by Council Member Dobson to give Bill No. 13-009 a first reading. Motion was seconded by Council Member Locke.

Motion carried.

**BILL NO. 13-010**

**AN ORDINANCE PROVIDING FOR A MUNICIPAL  
ELECTION TO BE HELD TUESDAY, AUGUST 6, 2013  
TO ALLOW HANNIBAL VOTERS TO CONSIDER  
ISSUING REVENUE BONDS IN THE AMOUNT OF  
\$8,865,000 FOR THE PURPOSE OF ACQUIRING,**

**CONSTRUCTING, EXTENDING AND IMPROVING  
THE CITY OF HANNIBAL'S  
SEWERAGE SYSTEM  
(PROPOSITION S)**

**FIRST READING**

Motion was made by Council Member Louderman to give Bill No. 13-010 a first reading. Motion was seconded by Council Member Locke.

Motion carried.

**CLOSED SESSION**

*In Accordance with RSMo. 610-021 (1)*

At this time, Mayor Hark entertained a motion to go into closed session in accordance with RSMo 610-021, sub-paragraph one (1), admitting himself, rest of Council, City Manager LaGarce, City Attorney James Lemon, City Clerk Vance, City Engineer Mark Rees and Parks & Recreation Director Dorian. Motion was made by Council Member Louderman to go into Closed Session, as directed by Mayor Hark. Motion was seconded by Council Member Hark.

**Roll Call**

**Yes:** Council Member Lionberger, Mayor Hark, Council Members Louderman, Hark, Locke and Dobson - 6

**No:** -0-

**Absent:** Mayor Pro Tem Knickerbocker – 1

Motion carried.

**OPEN SESSION**

Motion was made by Council Member Louderman to return to open session at this time. Motion was seconded by Council Member Hark.

Motion carried.

**ADJOURNMENT**

Motion was made by Council Member Louderman to adjourn the meeting. Motion was seconded by Council Member Hark.

Motion carried.