

## **OFFICIAL COUNCIL PROCEEDINGS**

**Tuesday, August 5, 2014  
Council Chambers  
7:00 p.m.**

### **ROLL CALL**

**Present:** Council Members Louderman, Locke, Mayor Pro Tem Knickerbocker,  
Council Members Dobson, Lionberger and Mayor Hark - 6

**Absent:** Council Member Hark - 1

### **CALL TO ORDER**

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

### **INVOCATION**

At this time, Mayor Hark asked Pastor Linda Spaun to give the invocation.

### **PLEDGE OF ALLEGIANCE**

Council Member Locke led the Pledge of Allegiance to the Flag. Mayor Hark entertained a motion to excuse Council Member Hark from the evening's proceedings. Motion was made by Council Member Louderman as directed by Mayor Hark. Motion was seconded by Council Member Locke.

Motion carried.

### **APPROVAL OF MINUTES**

**Closed Session Meeting – July 1, 2014  
Regularly Scheduled Council Meeting – July 15, 2014**

Motion was made by Council Member Louderman to approve the minutes of the regularly scheduled Council meeting that was held on July 15, 2014 and the Closed Session minutes for the July 1, 2014 meeting. Motion was seconded by Council Member Dobson.

Motion carried.

### **APPROVAL OF PAYROLL AND CLAIMS**

**Second Half – July, 2014**

Motion was made by Council Member Locke to approve the payroll and claims for the second half of July, 2014. Motion was seconded by Council Member Louderman.

Motion carried.

**MICHAEL GAINES – HANNIBAL ARTS COUNCIL**

**Re: Request, Street Closure & Alcohol Sales– 38<sup>th</sup> Annual Historic Folklife Festival**  
*October 18 – 19, 2014*

Mr. Michael Gaines appeared before Council on behalf of the Hannibal Arts Council regarding the upcoming 38<sup>th</sup> Annual Autumn Historic Folklife Festival. Gaines explained that the event is scheduled for October 18-19, 2014. His purpose for coming before Council was to secure their approval to use streets for the event. Gaines stated that the request was similar to those made in past years, adding that all slots have been filled, something that has never occurred this early. He also commended the City Clerk's Office with regard to the new checklist that they had devised; and, stated that it had streamlined the task and made everything much easier. He commented that he appreciated their efforts. Motion was made by Mayor Pro Tem Knickerbocker to approve Gaines' request. Motion was seconded by Council Member Louderman.

Motion carried.

**LISA MARKS – HANNIBAL HISTORY MUSEUM**

**Re: Amended Request, Use of City Owned Property – Big River Steampunk Festival**  
*August 30 - 31, 2014*

Lisa Marks, representing the Hannibal History Museum, stated that she was returning with an amendment to a previous request that had been approved by Council, regarding the Big River Steampunk Festival, to be held on August 30<sup>th</sup> and 31<sup>st</sup>, 2014. She explained that she would like to amend the request for the use of the municipal lot at Bird and Main Streets to include both Saturday, August 30<sup>th</sup> and Sunday, August 31<sup>st</sup>. The original request was for use of this lot on Saturday, August 30<sup>th</sup>, only. She indicated that she is in the process of revising the insurance to include the extra day; and, assured Council that the Hannibal History Museum would provide their own security detail overnight on Saturday to secure the vendor's tents and equipment. Motion was made by Council Member Locke to approve Marks' request. Motion was seconded by Council Member Lionberger.

Motion carried.

**PASTOR LINDA SPAUN – SCOTT'S CHAPEL UMC**

**Re: Request, Street Closure – Annual Block Party**  
*Saturday, September 6, 2014*

Pastor Linda Spaun, of the Scott's Chapel United Methodist Church, came before Council with a request for street closure of the 1800 block of Hope Street on Saturday, September 6, 2014, in order to hold the Annual Block Party. She added that the request was for closure between the hours of 10:00 a.m. until 2:00 p.m. The actual hours of the event are to be from 11:00 a.m. until 1:00 p.m.; however, the additional time will be used for set-up and break-down, according to Spaun. Motion was made by Council Member Dobson to approve Spaun's request and was seconded by Council Member Lionberger.

Motion carried.

**GINNY WEBB – HANNIBAL CLINIC HEALTH SERVICES**  
**Re: Approval, IDOT Resolution – Mississippi River Run**

Ginny Webb, representing the Hannibal Clinic Health Services, came before Council to present a request for approval of an IDOT resolution, regarding the upcoming Mississippi River Run. Webb explained that the reason for her return was because of a request from the Illinois Department of Transportation to have a resolution passed by Council. This occurred because the event is scheduled to begin across the river, in Illinois, and continue into Missouri. City Clerk Vance clarified the request, which was for Council to authorize Mayor Hark to sign IDOT's resolution.

City Attorney Lemon added that, after reviewing the resolution, he found that it related to their concerns in keeping the roadway open. He commented that there is some liability language contained within, which leads him to believe the City would be accepting some liability in this issue, if they agree to approve the resolution. That being said, Lemon advised that the clinic has stated they are assuming all the liability for this event. Motion was made by Mayor Pro Tem Knickerbocker to approve Webb's request to authorize Mayor Hark to sign the resolution. Motion was seconded by Council Member Louderman.

Motion carried.

**GARY ZIMMER – SZC HOTELS & DEVELOPMENT**  
**Approval, Economic Development Tools**  
*Community Improvement District (CID) & Sales Tax Rebate Program*

Melanie Campbell, speaking on behalf of Gary Zimmer, for SZC Hotels & Development, expressed the need for an upper to middle class hotel in Hannibal, adding that SZC Development, LLC is beginning construction on a 34,000 square foot Sleep-Inn hotel development west of Fiddlestiks near the City's proposed business park. She explained that, as a part of the development, a portion of the north-access road to the City's proposed business park would be included. The \$351,000.00 cost to construct the access roadway is not configured in construction and infrastructure costs of \$346,000.00; and, according to Campbell, SZC Development, LLC's total project cost would be \$697,000.00.

On behalf of the developer, Campbell was requesting to use two economic development tools to accommodate the business park road that is being built and to assist in recouping the hotel infrastructure costs:

1. The establishment of a community improvement district (CID), in which a special 1% sales tax would be imposed, as well as a Room Tax of \$.50 per room. Ms. Campbell stated that, since CID's are limited to 1% sales tax and the development desired a 1.5% sales tax, she believed that the Room Tax would effectively increase taxation to a level that is equal to the desired amount of 1.5%, generating \$348,500.00 in revenue over a 15-year period.
2. A request for the City to enter into a sales tax rebate program of 1.5%. According to Campbell, the development company would tax themselves the same amount as they are requesting from the City. She stated that City sales tax totals 2.25%; and, if 1.5% of that could be rebated for infrastructure, the additional \$346,500.00 would be generated for the same 15-year period.

Together, these two economic development tools are expected to create a revenue source of \$697,000.00, repaying the \$697,000.00 project costs in 15 years. Campbell assured Council that if the \$697,000.00 was collected faster than the 15 years, due to increased sales and inflation, then the economic tools would cease.

She continued by advising Council of the steps that were required to create a CID, or community improvement district; then, concluded by explaining that the sales tax rebate agreement would be drafted by their attorneys, at their expense, to be reviewed by the City Attorney. The road will be deeded to City upon completion.

Mayor Pro Tem Knickerbocker questioned the location of the road and whether or not the location will be a good fit with the City's future plans. Brian Chaplin, DPW Project Manager, advised that the MoDOT right-of-way would butt up against the entry road, which will be constructed of concrete and meet the City's road standards with 8" of concrete and 6" of rock. City Manager LaGarce indicated the entry road would be at the same location as the proposed business park entrance. The developer explained that it had to be moved a small distance because of a power line that was in the way. There is also a right turn lane added at the request the Board of Public Works.

Mayor Pro Tem Knickerbocker voiced his concerns, in light of new legislation that was recently passed by the house and senate and the potential effects on the City's revenue. According to Knickerbocker, because of these changes, the City's revenue could decrease by as much as \$850,000. He understood that a tax rebate program could be beneficial to both the City and the developer; however, with the City's threat of huge revenue losses, at this point in time, a tax rebate to build a road that may be used in the future could potentially result in the elimination of staff positions and, ultimately, failure of the City to provide essential services. He added that it makes him uncomfortable to expend money that is not a savings or for essential purposes.

Knickerbocker indicated that Council must think long range, taking into consideration the potential result of this revenue loss to the City budget, adding that he was not comfortable committing financial resources at this point in time, since the City is anticipating immediate losses in sales tax revenue which will have a huge impact. He explained that, in five weeks, if the vetoes by the governor are overridden, there will be an immediate financial impact on the City of Hannibal. For this reason, he believed that the investment would not be in the City's best interest at this point in time. Following a lengthy discussion, Mr. Zimmer commented that, in approximately a year, the hotel would bring more revenue into the City. Council Member Dobson questioned whether an additional five weeks would be essential to the project, suggesting that the City could delay making a decision until after the veto session. City Attorney Lemon asked who would finance the road construction; and, Zimmer responded that the developers would bear that cost, with reimbursement, through the CID sales tax.

HCVB Director Bryant questioned the \$.50/room fee. LaGarce clarified the reason behind the \$.50/room amount, explaining that, during a recent meeting with the developers, they had expressed their interest in a CID that would pay 100% of their building costs. Since that was not possible, because CID's are limited to a 1% sales tax according to Robert Klahr, they proposed a 1.5% rebate agreement. In calculating a figure that would increase the amount from 1% to 1.5%, that amount was estimated at the \$.50/room fee. In essence, Armstrong Teasdale stated that if the tax can not be 1.5%, there are other ways of generating that needed revenue, e.g., 1% Special Sales Tax plus \$.50/room fee.

The Tourism Director commented that she is very excited about a new hotel. Her only concern is the \$.50 cent/room fee. She was assured that the fee would not affect the City's bed tax or the tourism budget. When asked about the timeline, Zimmer stated that their plan is to open the hotel in April or May, 2015, and revenue would be generated after that time.

It was determined that, with the tax rebate, the City would realize .75% since 2.25% will be collected and 1.5% will be rebated. City Manager LaGarce suggested that it would be necessary to allocate this amount evenly, across the various funds instead of taking the entire amount from the General Fund. Motion was made by Council Member Louderman to approve this request. Motion was seconded by Council Member Locke.

Motion carried.

**ROY G. HARK - MAYOR**  
**Re: Approval of Appointments**

Mayor Hark reminded Council of candidates presented at the last meeting for the Hannibal Library Board. These were:

HANNIBAL LIBRARY BOARD

- Brandi Lionberger – reappointment for a term to expire June, 2017
- David Clayton – appointment for a term to expire June, 2017
- Sara North – appointment for a term to expire June, 2017

He asked Council for their approval of these nominations. Motion was made by Council Member Louderman to approve Brandi Lionberger's reappointment for a term to expire June, 2017 and David Clayton and Sara North's appointments for terms to expire June, 2017. Motion was seconded by Council Member Locke.

**Roll Call**

**Yes:** Council Members Louderman, Locke, Mayor Pro Tem Knickerbocker, Council Member Dobson and Mayor Hark – 5

**Abstain:** Council Member Lionberger – 1

**No:** -0-

**Absent:** Council Member Hark - 1

Motion carried.

**JEFF LAGARCE – CITY MANAGER**  
**Re: Approval of Appointment**

City Manager LaGarce reminded Council of a candidate presented at the last meeting for the Hannibal Park Board. This was:

HANNIBAL PARK BOARD

- **Emily Frank – reappointment for a term to expire July, 2017**

He asked Council for their approval of this nomination. Motion was made by Council Member Dobson to approve Emily Frank's reappointment to the Park Board for a term to expire July, 2017. Motion was seconded by Council Member Louderman.

Motion carried.

### **Re: Recommendation of Appointments**

City Manager LaGarce made the following recommendations:

#### **HANNIBAL PARK BOARD**

- **Jeriod Turner – appointment for a term to expire July, 2017**
  
- **Tom Batenhorst – appointment for an unexpired term to expire July, 2016**

These nominations will be considered for approval at the next regular Council meeting, to be held on August 19, 2014.

### **Re: “Waters of the United States” Definition - Resolution of Opposition**

*US Army Corps of Engineers & US Environmental Protection Agency  
(Resolution No. 1967-14, to follow)*

Next, City Manager LaGarce presented Resolution No. 1967-14, to follow, recommending approval and adoption by Council. He explained that Resolution No. 1967-14 was a resolution of opposition to a new rule, promulgated by the EPA, in conjunction with the Army Corps of Engineers, redefining the “Waters of the United States”. After Council approval, this resolution would be forwarded to the Corps of Engineers' Commanding General and to the EPA administrator.

LaGarce advised that the “Waters of the United States” defined as rivers, lakes and jurisdictional creeks is now being redefined to include private ditches that don't regularly contain water. The Corps of Engineers and the EPA have now published this new ruling and will be accepting comments related to this rule until October 20, 2014.

This is an important issue, because of the potential impact the new ruling will have on the operations and practices of the City. According to LaGarce, obtaining a permit to work in a jurisdictional creek can be a big deal; and, there are very real concerns regarding the mowing of roadsides, which would also require permits, if this rule remains. Basic maintenance, such as replacing a stop sign, could be a problem, as well

### **Re: Veto, Sales Tax Exemption Bills – Resolution of Support**

*(Resolution No. 1969-14, to follow)*

Resolution No. 1969-14, to follow, was the next topic of discussion. City Manager LaGarce explained that this resolution was regarding ten sales tax exemption bills and the City's intent to support the governor's veto of these bills. If approved, the bills, according to the Governor's estimates, will cost the City \$826,000.00 of lost legislative oversight; and, according to the committee's estimates, would cost the City \$525,000.00. Neither scenario is affordable.

This resolution supports the vetoes, specifically asking Senator Munzlinger and Representative Shumake to make no initiative to override them. LaGarce commented that he hoped our politicians will vote for their home communities not just special interest groups, since he believed that passage of these bills will destroy Missouri municipalities.

According to the City Manager, the bills, if approved, will affect ambulance districts, school district and fire districts, as well. There are a couple of counties in southeast and southwest Missouri where their property tax levees are tied their sales tax receipts. In these cases, if sales taxes increase the levees are rolled back automatically; and, the Commissions have no discretion. If the sales taxes fall, the levees automatically jump. They are tied and/or anchored that way. In these areas, property taxes, of as much as 24-30%, could be imposed.

LaGarce commented that it was his hope that legislators did not move forward with this. He believed their initiatives were to merely give tax breaks, not realizing the impact they would have on cities. If Council approved Resolution No. 1969-14, he indicated that he would fax it first thing the following day.

**Re: Fiscal Year 2014/15 Payroll – Amendment No. 1**  
*Public Works & Police Departments*  
*(Bill No. 14-014, to follow – Emergency Reading)*

City Manager LaGarce recommended that Bill No. 14-014, to follow, be given an emergency reading, requiring a two-thirds vote for passage. If approved, this bill would be an amendment to the FY2014/15 Payroll Ordinance. He explained that the amendments allow for a Public Works Superintendent, a title with much more responsibility than the Assistant to the City Engineer, in the absence of a City Engineer, and an Overlay Officer in the Police Department.

LaGarce advised that an intense study had been done with regard to police overtime, an expense that is much larger than many city department payrolls, approximately \$190,000.00 last year (or \$250,000.00, including pension costs). After the analysis, it was determined that a large amount of the overtime could be hired down. With the addition of \$110,000.00 payroll expense, more than \$161,000 of overtime expense could be eliminated, according to the City Manager.

Approval of this payroll ordinance will accomplish these objectives:

- Modification in Engineer Department
- Modification of position to hire down overtime in the Police Department
- Creation of a Pro-Act Officer position

City Manager LaGarce advised that the total impact was estimated to be, \$196,000 savings to the city, amortized over 12 months. He admitted that, with passage of this bill, savings may not be realized for approximately three months, since officers must be hired, then trained.

Council Member Lionberger asked for quarterly report, regarding the Pro-Act officer and the related findings. In response, Chief Davis indicated that he intended to monitor the program, as well. He planned to give reports at 30 day, 60 day, 90 day and six month intervals. LaGarce added that the City would not realize twelve months of savings on a lot of these reporting intervals.

**ANDY DORIAN – DIRECTOR, PARKS & RECREATION**  
**Re: Huckleberry Park Tennis Courts Overlay – Standard Form of Agreement**  
*Sport Court Midwest*  
*(Resolution No. 1968-14, to follow)*

Andy Dorian, Parks & Recreation Director, presented Resolution No. 1968-14, to follow, regarding a request to award the most value-based bidder, Sport Court Midwest, of St. Louis, Mo., the contract to install Premier Court Cushioned Overlay on the four tennis courts at Huckleberry Park, and allow the Mayor to execute the standard form of Agreement with Sport Court Midwest.

Dorian explained that these tennis courts were severely cracked and in much need of repair. He added that they had been resealed approximately two years ago; however, had cracked again within 1 ½ years. For this reason, he set out to find an alternative surface, besides asphalt. Options that were ultimately let for bids were tile or Premier Court; and, as a result three bids were received – two for a tile surface and one for Premier Court. Listed are resulting options:

1. A low-grade tile with a 15-year warranty at \$102,250.00
2. A middle-grade tile with a limited 10-year warranty at \$125,000.00
3. Premier Court with a 25-year warranty at \$144,550.00 (including a \$5,000 contingency that Dorian does not plan to spend)

Parks & Recreation Director Dorian stated that the low-grade tile was not a valid option, since neither the Parks Department nor the tennis community wanted it. This left the middle-grade tile vs. the Premier Court; and, the Premier Court was the best option, considering cost vs. warranty.

Dorian explained that Premier Court is the only cushioned, crack-proof, maintenance free surface designed and proven to solve the existing problems and costly repairs of cracked courts. It is the safest, most comfortable world class cushioned surface ever developed. He added that the overwhelming consensus of the Hannibal High School Tennis Program and numerous tennis enthusiasts was that they would prefer the Premier Court over the tile surface. The Parks & Recreation Department budgeted \$175,000.00 for this project in their FY 2014/15 Budget; therefore, this project would be well within their budgeted amount, according to Dorian.

He concluded by stating that the Parks recommendation was for approval of the bid submitted by Sport Court Midwest, for the installation of Premier Court Cushioned Overlay on the four tennis courts at Huckleberry Park in the amount of \$144,550 and to allow the Mayor to enter into the standard form of agreement with Sport Court Midwest.

**LYNDELL DAVIS – CHIEF, POLICE DEPARTMENT**  
**Re: Purchase Approval, Microwave Radio Communication Equipment**  
*A&W Communications*

Police Chief Lyndell Davis stated that the Police Department is currently in the process of upgrading its radio equipment. He explained that the purpose for these upgrades is because the current city equipment (e.g. Police, Fire, Street, P&R and Building Inspection), relies on telephone landlines; and, the desire was to change to microwave technology. This upgrade



would allow for the elimination of numerous landlines and their associated costs to support the current system. Davis advised that, in response to quotes being solicited, the following were received:

- \$43,344.00 from A&W Communications, Inc., Eolia, MO, a state contract vendor
- \$78,476.25 from Wireless USA, Maryland Heights, MO

The Police Chief stated that if this purchase were approved, it would, ultimately, pay for itself with the elimination of numerous landlines, since these prices continue to rise. The current system is also costly since the telephone lines are constantly being utilized.

In addition, this upgrade would add a fourth radio antenna site on the western portion of the community, near the hospital, to improve radio communications in that area. Chief Davis stated that BPW has been contacted and they have agreed to allow usage of the water tower on MM for this purpose. The only other cost would be to construct a small structure at the new location, to house some of the equipment; but, this would be built with the skill of in-house personnel at a cost of approximately \$1,500.00, thus saving on the total cost of the project. Davis estimated the total project cost, which included the A&W quote and the building construction, at \$44,844.00, adding that the amount included in the FY 2014/15 Police Budget for is project was \$45,000.00. He asked Council for their approval of this purchase and the quote from A&W Communications. Motion was made by Council Member Louderman to approve Chief Davis' request. Motion was seconded by Mayor Hark.

Motion carried.

**MIKE BENJAMIN – DEPUTY CHIEF, FIRE DEPARTMENT**

**Re: Bid Award Approval, Fire Engine**

*Smeal Fire Apparatus/Leo M. Ellebracht Co.*

Deputy Chief Mike Benjamin came before Council with a request for the bid approval of Leo M. Ellebracht Co. to purchase a new 2015 Smeal Fire Apparatus. Benjamin relayed to Council the details of the bidding process, adding that Leo M. Ellebracht Co. was one of two bidders who submitted bids. He said that the Department was recommending Leo M. Ellebracht for the base bid of \$455,867.00 with a change order approval not to exceed \$9,100.00.

At this time, Mayor Pro Tem Knickerbocker again voiced his concerns regarding the City's financial status in light of new legislation that was recently passed by the house and senate and the potential for financial loss that may occur in the near future because of these changes. He questioned if this purchase could be delayed for a while until the sales tax issue is resolved. Benjamin believed that this purchase could be placed on hold for approximately five weeks; however, he was unsure of the bid deadline.

When asked, City Manager LaGarce indicated that, if the vendor would hold his bid until the second meeting in September, a decision could be made at that time. Benjamin offered to contact the vendor on the following day to obtain his answer. Motion was made by Mayor Hark to table this item until the September 16<sup>th</sup> Council meeting. Motion was seconded by Council Member Dobson.

Motion carried.

**BRIAN CHAPLIN – ASSISTANT TO CITY ENGINEER**  
**Re: Solid Waste Disposal Area Operation Permit – Contract of Obligation**  
*Missouri Department of Natural Resources*  
*(Resolution No. 1970-14, to follow)*

Project Manager Brian Chaplin presented the Missouri Department of Natural Resources contract of obligation to be approved. He explained that a contract to satisfy the requirements for issuing a permit to operate a solid waste disposal area was executed in October, 2009. The current resolution is only a house-keeping issue, completed every five years. It documents the reduction in insurance requirements from \$359,569.00 to \$305,900.00 by the Missouri DNR. Resolution No. 1970-14 will be brought before Council, later in the meeting, for approval, according to Chaplin. Mayor Hark indicated that the money was already being expended; however, Chaplin explained that the City was not obligated to spend any money.

City Attorney Lemon clarified that a post-closure plan exists estimating the amount needed if someone else stepped in and proceeded to clean up the City landfill, which has been closed for many years. The fact that it is being reduced each time is good, indicating that it would be less costly, as time goes on, to close it out, according to Lemon. He agreed with Chaplin, indicating this is not actual money that the City is required to spend.

**RESOLUTION NO. 1967-14**

**A RESOLUTION OPPOSING EXPANSION OF THE FEDERAL DEFINITION FOR  
“WATERS OF THE UNITED STATES” TO INCLUDE NON-NAVIGABLE  
DITCHES AND STORMWATER FLOWS IN COMMUNITIES**

Motion was made by Council Member Louderman to have the City Clerk read Resolution No. 1967-14, and call the roll for adoption. Motion was seconded by Council Member Locke.

Motion carried.

**Roll Call**

**Yes:** Council Members Louderman, Locke, Mayor Pro Tem Knickerbocker,  
Council Members Dobson, Lionberger and Mayor Hark – 6

**No:** -0-

**Absent:** Council Member Hark - 1

Mayor Hark declared Resolution No. 1967-14, duly approved and adopted on this date.

**RESOLUTION NO. 1968-14**

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT  
BETWEEN THE CITY OF HANNIBAL AND SPORT COURT MIDWEST ST. LOUIS  
IN THE AMOUNT OF \$144,550 FOR THE INSTALLATION OF A PREMIER**

**COURT CUSHIONED OVERLAY FOR THE 4 TENNIS COURTS IN  
HUCKLEBERRY PARK**

Motion was made by Council Member Lionberger to have the City Clerk read Resolution No. 1968-14, and call the roll for adoption. Motion was seconded by Council Member Dobson.

Motion carried.

**Roll Call**

**Yes:** Council Members Louderman, Locke, Mayor Pro Tem Knickerbocker,  
Council Members Dobson, Lionberger and Mayor Hark – 6

**No:** -0-

**Absent:** Council Member Hark - 1

Mayor Hark declared Resolution No. 1968-14, duly approved and adopted on this date.

**RESOLUTION NO. 1969-14**

**A RESOLUTION SUPPORTING GOVERNOR JAY NIXON'S VETO OF ALL SALES  
TAX EXEMPTION BILLS AND URGING STATE SENATOR BRIAN MUNZLINGER  
AND STATE REPRESENTATIVE LINDELL SHUMAKE TO SUPPORT THOSE  
VETOES AND REFRAIN FROM ANY EFFORTS TO OVERRIDE ANY OF THOSE  
BILLS INTO LAW**

Motion was made by Council Member Locke to have the City Clerk read Resolution No. 1969-14, and call the roll for adoption. Motion was seconded by Council Member Louderman.

Motion carried.

**Roll Call**

**Yes:** Council Members Louderman, Locke, Mayor Pro Tem Knickerbocker,  
Council Members Dobson, Lionberger and Mayor Hark – 6

**No:** -0-

**Absent:** Council Member Hark - 1

Mayor Hark declared Resolution No. 1969-14, duly approved and adopted on this date.

**RESOLUTION NO. 1970-14**

**A RESOLUTION AUTHORIZING THE MAYOR TO SIGN A CONTRACT OF  
OBLIGATION BETWEEN THE CITY AND THE MISSOURI DEPARTMENT OF  
NATURAL RESOURCES FOR THE REQUIREMENTS FOR ISSUING A PERMIT  
TO OPERATE A SOLID WASTE DISPOSAL AREA  
IN THE AMOUNT OF \$305,900**

Motion was made by Council Member Louderman to have the City Clerk read Resolution No. 1970-14, and call the roll for adoption. Motion was seconded by Council Member Dobson.

Motion carried.

**Roll Call**

**Yes:** Council Members Louderman, Locke, Mayor Pro Tem Knickerbocker, Council Members Dobson, Lionberger and Mayor Hark – 6

**No:** -0-

**Absent:** Council Member Hark - 1

Mayor Hark declared Resolution No. 1970-14, duly approved and adopted on this date.

**BILL NO. 14-014**

**AN ORDINANCE AMENDING THE FISCAL YEAR 2014/2015 PAYROLL  
ORDINANCE RELATIVE TO THE PUBLIC WORKS AND POLICE  
DEPARTMENTS, (NO. 1)**

**EMERGENCY READING**

Motion was made by Council Member Dobson to give Bill No. 14-014 an emergency reading and call the roll for adoption. Motion was seconded by Council Member Louderman.

Motion carried.

**Roll Call**

**Yes:** Council Members Louderman, Locke, Mayor Pro Tem Knickerbocker, Council Members Dobson, Lionberger and Mayor Hark – 6

**No:** -0-

**Absent:** Council Member Hark - 1

Mayor Hark declared Bill No. 14-014 duly approved and adopted on this date.

**CLOSED SESSION**

***In Accordance with RSMo. 610-021(9) – Employee Group Negotiations***

At this time, Mayor Hark entertained a motion to go into closed session, in accordance with RSMo 610-021, subparagraph nine (9), admitting himself, the rest of Council, City Manager Jeff LaGarce, City Attorney James Lemon and City Clerk Angelica Zerbonia. Motion was

made to go into closed session as Mayor Hark directed by Council Member Louderman.  
Motion was seconded by Council Member Dobson.

**Roll Call**

**Yes:** Council Members Louderman, Locke, Mayor Pro Tem Knickerbocker,  
Council Members Dobson, Lionberger and Mayor Hark – 6

**No:** -0-

**Absent:** Council Member Hark - 1

Motion carried.

**OPEN SESSION**

Motion was made by Council Member Dobson to return to open session. Motion was seconded by Mayor Pro Tem Knickerbocker.

Motion carried.

**ADJOURNMENT**

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

Motion carried.