

OFFICIAL COUNCIL PROCEEDINGS

**Tuesday, November 18, 2014
Council Chambers
7:00 p.m.**

ROLL CALL

Present: Mayor Hark, Council Members Hark, Locke, Mayor Pro Tem Knickerbocker, Council Members Dobson, Lionberger – 6

Absent: -0-

CALL TO ORDER

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

INVOCATION

At this time, Council Member Lionberger gave the invocation.

PLEDGE OF ALLEGIANCE

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

APPROVAL OF MINUTES

**Regularly Scheduled Council Meeting – November 4, 2014
Closed Session Meeting – October 7, 2014**

Motion was made by Council Member Dobson to approve the minutes of the regularly scheduled Council meeting that was held on November 4, 2014 and the minutes from the Closed Session meeting held on October 7, 2014. Motion was seconded by Mayor Pro Tem Knickerbocker.

Motion carried.

APPROVAL OF PAYROLL AND CLAIMS

First Half – November, 2014

Motion was made by Council Member Locke to approve the payroll and claims for the first half of November, 2014. Motion was seconded by Council Member Hark.

Motion carried.

JENNIFER FOSTER – HANNIBAL JAYCEES
Re: Request, Street Closure – Annual Christmas Parade
Saturday, December 6, 2014 – 5:30 p.m. – 7:30 p.m.

Ms. Jennifer Foster came before Council on behalf of the Hannibal Jaycees, to request the support of the City for their Annual Christmas Parade. Her specific request was for Council approval of street closure on December 6, 2014 beginning at 5:30 p.m. The parade, if approved, would begin at 10th and Broadway, requested street closure from Grand Avenue, continuing down Broadway to Main Street, then turning left on Main Street and ending at North Street. Necessary departments of the City had been notified and procedures were being put into place. Motion was made by Council Member Lionberger to approve Foster's request. Motion was seconded by Mayor Pro Tem Knickerbocker.

Motion carried.

AMANDA THORNE –MAKE-A-WISH MISSOURI
GAIL BRYANT – DIRECTOR, HCVB
Re: Request, Fireworks Display – Lover’s Leap
Granting A Wish – 2nd week of December (exact date TBD)

Ms. Amanda Thorne, a Wish Coordinator with Make-A-Wish Missouri Foundation, and HCVB Director Gail Bryant presented the next request, a waiver of the fireworks restriction, in order to grant a wish for “Wish-Child, Molly”, a Hannibal resident. She explained that Make-A-Wish is a national organization that grants wishes for children who are experiencing life-threatening medical conditions. Thorne added that Molly’s wish was to observe the fireworks display at Disney World with the Disney Princesses; however, ten days prior to her trip, she became very ill making it impossible to complete the trip. Make-A-Wish is now attempting to bring her wish to Hannibal.

Their tentative plan is to set the fireworks display off from Lover’s Leap. J & M Display will be setting up the mortar racks for the fireworks shells earlier in the day, on that date, A test shot will be fired approximately one hour prior to the beginning of the event. Thorne asked for street closures and Council’s permission to set off the fireworks display inside the City limits. No firm date has been set, but tentatively the event is scheduled for the second week of December, according to Bryant, who added that, as the date gets closer and details are finalized, a press release will be distributed. She commented that all departments had been very gracious and accommodating, so far. Motion was made by Council Member Locke to approve this request, seconded by Council Member Lionberger.

Motion carried.

MCKENZIE DISSELHORST – DIRECTOR, CHAMBER OF COMMERCE
Re: Request, Use of City Owned Parking Lot - Small Business Saturday/Victorian
Festival of Christmas
Saturday, November 29, 2014

McKenzie Disselhorst, Chamber of Commerce Director, presented a request for use of the City-owned parking lot, located at Bird and Main Street, next to Picture Perfect, on Saturday, November 29th. She explained that, with Council approval, this lot will be the location of Santa’s House, for visits and pictures. The Salvation Army Brass Band and carolers will also

be performing at this location on the same date, in conjunction with Small Business Saturday/Victorian Festival of Christmas.

She advised that the Chamber is also seeking a downtown area to place a Christmas tree. She suggested utilizing one parking space to display the tree, if it were allowed; however, after meeting with Andy Dorian and Brian Chaplin, she believed that an alternate solution had been found, specifically in the Park across from Mrs. Clemens. She commented that this was probably a better solution, but if this would not work, she requested one parking space throughout the season for the tree. Motion was made by Council Member Dobson to approve Disselhorst's request. Motion was seconded by Council Member Lionberger.

Motion carried.

ROY G. HARK – MAYOR
Re: Approval of Appointment

Mayor Hark reminded Council of a candidate presented at the last meeting for the Hannibal Airport Commission. This was:

AIRPORT COMMISSION

- **Michael Riesenbeck – reappointment for a term to expire September, 2017**

He asked Council for their approval of this nomination. Motion was made by Mayor Pro Tem Knickerbocker to approve Michael Riesenbeck's reappointment to the Hannibal Airport Commission for a term to expire September, 2017. Motion was seconded by Council Member Dobson.

Motion carried.

Re: Recommendation of Appointment

Mayor Hark made the following recommendation:

MARK TWAIN HOME BOARD

- **Frank Salter – reappointment for a term to expire November, 2021**

This nomination will be considered for approval at the next regular Council meeting, to be held on December 2, 2014.

JEFF LAGARCE – CITY MANAGER
Re: Update, Bill No. 14-024, as Amended – Definition of Structure

City Manager LaGarce reminded Council of Bill No. 14-024 that was presented at the last Council Meeting, with regard to the abatement of meth houses, where methamphetamine is manufactured or stored. He explained that several Council Members expressed an interest in assuring that the eligible area to be tested and decontaminated be the individual occupancy and not the entire building, in the case of multiple residences. As a result, Bill No. 14-024 was amended by the creation of a separate definition for *structure*, defined as "building or

individual unit of occupancy within the building: Where a single-family home is involved, the structure would mean the entire single-family home. Where a duplex, apartment, multi-family unit or other multiple-occupant place of residence or dwelling is involved, including a hotel or motel, the structure would mean the individual unit of occupancy.” This was added to the amended bill.

LaGarce noted that the bill, as amended, was slated for a second and final reading later, during the meeting, advising that all concerns had now been addressed.

Re: Code Amendment – Chapter 7, Section 344
Building Commission Composition
(Bill No. 14-025, to follow)

LaGarce’s final item was regarding the Building Commission composition, to be detailed in Bill No. 14-025, to follow. He explained that City positions were recently restructured and the position of City Engineer was eliminated. Since the City Engineer served on the Building Commission, as one of five members, Bill No. 14-025 rewrites the ordinance to increase the Building Commission, again, to a total of the authorized five members. According to the proposed Bill No. 14-025, the Mayor, with Council approval, will be allowed to appoint a City employee to this position. A member of the public should not serve since this commission is truly an enforcement committee, according to the City Manager. Bill No. 14-025, to follow, will receive a first reading with Council approval.

BILL NO. 14-023

AN ORDINANCE AMENDING CHAPTER 16, SECTION 170 OF THE HANNIBAL CITY CODE RELATIVE TO HABITABLE STRUCTURES USED FOR THE ILLEGAL SALE OR USE OF CONTROLLED SUBSTANCES

SECOND AND FINAL READING

Motion was made by Council Member Lionberger to give Bill No. 14-023 a second and final reading and call the roll for adoption. Motion was seconded by Council Member Locke.

Motion carried.

Roll Call

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

No: -0-

Absent: -0-

Mayor Hark declared Bill No. 14-023 duly approved and adopted on this date. City Manager LaGarce shared that, per Council’s direction, the City Staff now has an approved list of six certified contractors for this requirement.

BILL NO. 14-024
(as amended)

**AN ORDINANCE REVISING CHAPTER 7, ARTICLE III, DIVISION 4 OF THE
ORDINANCES OF THE CITY OF HANNIBAL, BY ADDING SECTION 7-246,
REGARDING LEVELS OF CONTAMINATION DUE TO PRODUCTION OF
METHAMPHETAMINE AND PROTOCOLS FOR ABATING SUCH
CONTAMINATION**

SECOND AND FINAL READING

Motion was made by Council Member Lionberger to give Bill No. 14-024, as amended, a second and final reading and call the roll for adoption. Motion was seconded by Council Member Hark.

Motion carried.

Roll Call

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

No: -0-

Absent: -0-

Mayor Hark declared Bill No. 14-024, as amended, duly approved and adopted on this date. At this time, City Manager LaGarce advised that the first reading of Bill No. 14-025 had been omitted from the agenda. He asked that Council add this to the agenda.

BILL NO. 14-025

**AN ORDINANCE AMENDING CHAPTER 7, SECTION 344 OF THE HANNIBAL CITY
CODE RELATIVE TO COMPOSITION OF THE BUILDING COMMISSION**

FIRST READING

Motion was made by Mayor Pro Tem Knickerbocker to give Bill No. 14-025 a first reading. Motion was seconded by Mayor Hark.

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, Deputy City Clerk Rebecca Graves, Building Inspector

Joey Burnham and HCVB Director Gail Bryant. Motion was made by Council Member Locke to go into Closed Session, as directed by Mayor Hark. Motion was seconded by Council Member Dobson.

Roll Call

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

No: -0-

Absent: -0-

Motion carried.

OPEN SESSION

Motion was made by Mayor Hark to return to open session. Motion was seconded by Council Member Lionberger.

Motion carried.

ADJOURNMENT

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

Motion carried.