

## **CITY COUNCIL PUBLIC HEARING**

**Tuesday, September 2, 2014  
6:45 p.m.  
Council Chambers**

### **CALL TO ORDER**

At the appointed time, Mayor Hark called the public hearing to order.

### **DOUG WARREN – FINANCE DIRECTOR Re: 2014 Ad Valorem Property Tax Rate**

Finance Director Doug Warren stated that the reason for the public hearing was to consider the 2014 property tax levy, required to be re-evaluated each year. He proposed a tax rate that was increased slightly from last year's rate, as recommended by the Missouri State Auditor. This is a total tax rate ceiling of \$1.1428 per \$100 of assessed value, increased from last year's rate of \$1.1414 per \$100 of assessed value.

Warren pointed out that a property's assessed value is some percentage of market its value. When given all the numbers, including residential real property, agricultural property, commercial real estate, personal property, etc., and both counties of the City of Hannibal are combined, the total is slightly less than \$1 Billion. Property values have increased over the past year by approximately 1.4%. In holding the tax levy at virtually zero, taxes will be very reasonable in the upcoming year, according to Warren. With Council approval, Ordinance No. 14-015 would be given a first reading during the normal Council meeting.

Warren said that he would answer any questions from the public at this time.

### **PUBLIC COMMENTS**

Mayor Hark asked if there were any questions or comments from those in attendance. No one voiced any questions or concerns.

### **ADJOURNMENT**

There being no comments for or in opposition to the proposed 2014 Ad Valorem Property Tax Rates, Mayor Hark adjourned the public hearing.

## **OFFICIAL COUNCIL PROCEEDINGS**

**Tuesday, September 2, 2014  
Council Chambers  
7:00 p.m.**

### **ROLL CALL**

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

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

### **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 Louderman led the Pledge of Allegiance to the Flag. Then, Mayor Hark entertained a motion to excuse Mayor Pro Tem Knickerbocker from the meeting. Motion was made by Council Member Louderman and seconded by Council Member Locke, to excuse Mayor Pro Tem Knickerbocker, as directed by the Mayor.

Motion carried.

### **APPROVAL OF MINUTES Regularly Scheduled Council Meeting – August 19, 2014**

Motion was made by Council Member Dobson to approve the minutes of the regularly scheduled Council meeting that was held on August 19, 2014. Motion was seconded by Council Member Hark.

Motion carried.

**APPROVAL OF PAYROLL AND CLAIMS**  
**Second Half – August, 2014**

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

Motion carried.

**JEAN MCBRIDE – MARION COUNTY HEALTH DEPARTMENT**  
**Re: Request, Street Closure – 10<sup>th</sup> Annual Halloween Parade**  
*Saturday, October 25, 2014 – 6:00 p.m. – 8:00 p.m.*

Ms. Jean McBride, of the Marion County Health Department, explained that it was almost time for the 10<sup>th</sup> Annual Marion County Health Department's Halloween Parade, scheduled for Saturday, October 25, 2014. Each year, this mile walk is held for kids and adults, in costume, to promote physical activity and nutrition. She stressed that candy was not included in the parade since they strive to encourage healthy snacks and safety; and, requested Council permission be given for street closure to hold this annual event. Council Member Lionberger made a motion to approve her request. The motion was seconded by Council Member Louderman.

Motion carried.

**LYNDELL DAVIS – POLICE CHIEF**  
**Re: Introductions**

Chief Lyndell Davis introduced three new police personnel who were to be sworn in by the Mayor. He spoke about the Police Cadet Program that was approved by Council in April, 2012, adding that this program allows the Department to choose from a wider berth of applicants, instead of just relying on the Police Academies. With this program, these employees are hired at a lower rate of pay than police officers, allowing the City to pay for their tuition at the Police Academy. This also enables HPD to seek minority applicants that might not, otherwise, be attracted to the Police Department. At this time he introduced two officers who were the first two candidates for the City's Police Cadet Program. These were:

- **Police Officer Lacey Colborn** – Hired May 3, 2013, immediately after graduating from Hannibal-LaGrange University with a Bachelors Degree in biology, Lacey then entered the Law Enforcement Training Institute at the University of Missouri in Columbia, MO. Davis stated that Colborn, a Hannibal native, has been an excellent addition to the Hannibal Police Department.
- **Police Officer Victor Mathews** – Also a former Cadet, Mathews attends Hannibal LaGrange University and was serving as the Campus Public Safety Officer when he was hired on May 1, 2014. Upon his arrival, Mathews entered the Law Enforcement Training Institute at the University of Missouri in Columbia, MO, graduating on August 15, 2014. He not only graduated, but was named over-all top recruit by his instructors, ahead of the other 27 graduates from the academy. Mathews is originally from the St. Louis; however, he and his wife, who is an assistant professor of nursing at HLGU,

reside in Hannibal. Currently, he completing his 16-week, field training, then will be released to work alone.

- **Police Officer Logan Logsdon** – Most recent new hire, hired August 8, 2014, Logsdon is from Maywood, MO and recently completed a three-year tour of duty with the US Army. Stationed in Fort Wainwright (Alaska), Logsdon was deployed to Afghanistan in 2011-2012. After leaving the military he attended and graduated from the Law Enforcement Training Institute at the University of Missouri in Columbia, MO. Logsdon is also completing his 16-week, field training, then he will be released to work alone.

Davis explained that, for the past year, he had been negotiating with retired Police Chief Albert Higdon, who now serves as HLGU's Director of Public Safety, and Hannibal LaGrange University to develop a Campus Police Force at HLGU. With so much concern in the country, regarding school safety, the City supplies a School Resource Officer to the Hannibal School District; however, Davis desired to assist in upgrading the abilities and security of the HLGU campus. The Police Reserve Program accomplishes this objective, according to Davis. He introduced this new position:

- **Police Reserve Program /Officer Albert Higdon** – With this appointment, Higdon will be granted the full arrest power and authority of a regular police officer, but will have a very limited focus, which will include anything that deals HLG security, property, personnel, students or visitors.

**ROY G. HARK – MAYOR**  
**Re: Oath of Office – Hannibal Police Officer**

After Davis' presentation, Mayor Hark administered the oath of office for the four officers.

**Re: Approval of Appointment**

Mayor Hark reminded Council of a candidate presented at the last meeting for the Hannibal Convention & Visitor's Bureau. This was:

HANNIBAL CONVENTION & VISITOR'S BUREAU

- **Mike O'Cheltree – reappointment for a term to expire September, 2019**

He asked Council for their approval of this nomination. Motion was made by Council Member Dobson to approve Mike O'Cheltree's reappointment to the Hannibal Convention & Visitor's Bureau for a term to expire September, 2019. Motion was seconded by Council Member Louderman.

Motion carried.

**Re: Recommendation of Appointment**

Mayor Hark made the following recommendation:

HANNIBAL AIRPORT ADVISORY BOARD

- **John Ortwerth – reappointment for a term to expire September, 2017**

This nomination will be considered for approval at the next regular Council meeting, to be held on September 16, 2014.

**JEFF LAGARCE – CITY MANAGER**

**Re: Approval of Appointment**

City Manager LaGarce reminded Council of a candidate presented at the last meeting for the Planning & Zoning Commission. This was:

PLANNING & ZONING COMMISSION

- **Jim Bensman – appointment for a four (4) year term to expire, June, 2018**

He asked Council for their approval of this nomination. Motion was made by Council Member Dobson to approve Jim Bensman's appointment to the Planning & Zoning Commission for a term to expire June, 2018. Motion was seconded by Council Member Louderman.

Motion carried.

**Re: Intl. Association of Firefighters, Local 1211 - Collective Bargaining Agreement**  
*(Resolution No. 1972-14, to follow)*

City Manager LaGarce presented the collective bargaining agreement between the International Association of Firefighters Local 1211 and the City of Hannibal, which was the result of the labor negotiations between these two parties that began several months ago. This three-year agreement would be approved and enacted with the approval of Resolution No. 1972-14. LaGarce did not itemize each modification; however, he explained that Chief Madore had provided copies of the agreement to Council, highlighting each change in yellow. LaGarce added that, financially, the City would provide 24-hour out-of-rank pay and fund monthly cable box fees for fire stations. Other changes were more logistical than financial and all were approved by the negotiating committee during negotiations, according to LaGarce. At that time, the agreement was reviewed or modifications were made. The remainder of the contract will stay the same for the upcoming three-year period.

LaGarce thanked Council Members Louderman, Hark and Locke, as well as City Clerk Vance, Fire Chief Madore and Deputy Fire Chief Benjamin for their time and dedication during these negotiations.

**Re: Restrictive Deed Covenants – 623 South Main Street**  
*(Bill No. 14-016, to follow)*

The City Manager's final item on the agenda was regarding one of the five (5) contaminated flood properties, three of which had previously been completely closed and reported. Bill No. 14-016, to follow, concerned the Restrictive Deed Covenants for 623 South Main Street, the fourth contaminated flood property. The Department of Natural Resources has kept these

covenants since January, 2013; and, these have now been approved and sent to the City. Bill No. 14-016, if approved, would adopt these Restrictive Deed Covenants that would then be recorded and returned to DNR. To complete the entire process, DNR will forward a “No Further Action” letter to the City, which will also be recorded.

The Covenants restrict against the following:

- No residential use of the property
- No potable use of groundwater
- No structures on the property

The City had no intention to use this property for any of the aforementioned purposes, according to the City Manager LaGarce, who added that the restrictions do run with the land; and, any future lease of this site must be accompanied by these restrictions to the lessee.

All properties, with the exception of the former Display Center site, have now cleared. He recommended giving Bill No. 14-016, to follow, a first reading later, during the meeting.

**DOUG WARREN – FINANCE DIRECTOR**  
**Re: Capital Equipment Finance Package – Lease/Purchase Agreement**  
*Commerce Bank*  
*(Resolution No. 1973-14, to follow)*

Finance Director Doug Warren presented the next agenda item, a request for approval of Resolution No. 1973-14, to follow. If approved and adopted, this Resolution would allow Mayor Hark to execute a lease/purchase agreement with Commerce Bank for the purchase of capital equipment, specifically, a fleet of police vehicles, a street sweeper and a fire engine. He noted that, currently, the fire engine purchase had been placed on hold.

Warren explained that he had contacted all of the local banks asking them for a response by sealed bid. Four of six banks responded: HNB, RCSB, US Bank and Commerce Bank. Commerce Bank submitted the lowest bid at 1.38% for both the HPD vehicles and street sweeper and 2.140% for the fire engine, if purchase is approved later. He added that accepting this bid does not automatically tie us into a loan.

**Re: 2014 Ad Valorem Tax Rate**  
*(Bill No. 14-015, to follow)*

Warren referenced the public hearing that was held prior to this regular meeting, regarding the 2014 ad valorem tax rate. He introduced Bill No. 14-015, to follow. That would receive a first reading with Council approval. He explained that the Bill No. 14-015 would authorize a 2014 tax rate of \$1.1428 for every \$100.00 of assessed value. This amount is \$.0014 higher than the 2013 tax rate.

**BRIAN CHAPLIN – PUBLIC WORKS SUPERINTENDENT**  
**Re: Hannibal Regional Airport Hangar Taxilanes – Aviation Project Consultant**  
**Agreement**  
*Aviation, Inc.*

*(Bill No. 14-017, to follow)*

Public Works Superintendent Brian Chaplin presented his first of two items on the agenda, both regarding contracts with Jviation, Inc., the airport engineer. Bill No. 14-017, to follow, is for taxiway and runway design in an amount, not to exceed \$55,352.28. Chaplin explained that money was allocated to the City by MoDOT for aviation projects in 2011. This funding, which requires a 5% match from the City, will expire if not used by the end of September, 2014. It was noted that Northeast Missouri Development had agreed to provide the 5% match.

Chaplin made the recommendation to approve Bill No. 14-017, which would accept the proposal from Jviation, Inc. and authorize Mayor Hark to enter into a contract. With Council approval, Bill No. 14-017 will receive a first reading later, during the meeting.

**Re: Hannibal Regional Airport Terminal – Aviation Project Consultant Agreement**

*Jviation, Inc.*

*(Bill No. 14-018, to follow)*

Next, Chaplin presented his remaining item on the agenda, also regarding a contract with Jviation, Inc. Bill No. 14-018, to follow, is for a terminal area plan in an amount, not to exceed \$62,738.29. This funding, also requires a 5% match from the City, to be provided by Northeast Missouri Development, and will expire if not used by the end of September.

Chaplin made the recommendation to approve Bill No. 14-018, which would accept the proposal from Jviation, Inc. and authorize Mayor Hark to enter into a contract. With Council approval, Bill No. 14-018 will also receive a first reading later, during the meeting.

**HEATH HALL – BPW DIRECTOR OF OPERATIONS**

**Re: Approval, Safety Manual & Emergency Response Plan – American Public Power Association Reliable Public Power Award Application**

*(Resolution No. 1971-14, to follow)*

Board of Public Works Director of Operations Heath Hall came before Council seeking approval for the BPW Safety Manual & Emergency Response Plan. These two updated documents are a requirement during the application process for the Reliable Public Power (RP3) award through the American Public Power Association (APPA). Hall explained that this award is only for two years, and must be reapplied for to maintain the RP3 status. Council approval of Resolution No. 1971-14, to follow, would approve the two required documents so that BPW could continue with the submittal process.

**RESOLUTION NO. 1971-14**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HANNIBAL  
APPROVING AND ENDORSING THE BOARD OF PUBLIC WORKS SAFETY  
MANUAL AND EMERGENCY RESPONSE PLAN FOR THE PURPOSE OF  
APPLICATION SUBMISSION INTO THE AMERICAN PUBLIC POWER**

**ASSOCIATION (APPA) RELIABLE PUBLIC POWER PROVIDER (RP3) AWARD  
PROCESS**

Motion was made by Council Member Louderman to have the City Clerk read Resolution No. 1971-14, and call the roll for adoption. Motion was seconded by Council Member Hark.

Motion carried.

**Roll Call**

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

**No:** -0-

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

Mayor Hark declared Resolution No. 1971-14, duly approved and adopted on this date.

**RESOLUTION NO. 1972-14**

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A THREE-YEAR  
COLLECTIVE BARGAINING AGREEMENT WITH THE INTERNATIONAL  
ASSOCIATION OF FIREFIGHTERS LOCAL 1211**

Motion was made by Council Member Locke to have the City Clerk read Resolution No. 1972-14, and call the roll for adoption. Motion was seconded by Council Member Louderman.

Motion carried.

**Roll Call**

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

**No:** -0-

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

Mayor Hark declared Resolution No. 1972-14, duly approved and adopted on this date.

**RESOLUTION NO. 1973-14**

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A  
LEASE/PURCHASE AGREEMENT WITH COMMERCE BANK FOR THE  
PURPOSE OF PROCUREMENT OF POLICE DEPARTMENT VEHICLES,**

**STREETS SWEEPER AND/OR FIRE DEPARTMENT ENGINE ALL PART OF THE  
FY 2015 BUDGET**

Motion was made by Council Member Lionberger to have the City Clerk read Resolution No. 1973-14, and call the roll for adoption. Motion was seconded by Council Member Hark.

Motion carried.

**Roll Call**

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

**No:** -0-

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

Mayor Hark declared Resolution No. 1973-14, duly approved and adopted on this date.

**BILL NO. 14-015**

**AN ORDINANCE OF THE CITY OF HANNIBAL FIXING AND ADOPTING THE  
RATE OF TAXATION FOR THE YEAR OF 2014 AND LEVYING TAXES  
THEREFORE**

**FIRST READING**

Motion was made by Council Member Louderman to give Bill No. 14-015 a first reading. Motion was seconded by Council Member Hark.

Motion carried.

**BILL NO. 14-016**

**AN ORDINANCE ADOPTING FINAL ENVIRONMENTAL COVENANTS  
RELATIVE TO 623 SOUTH MAIN STREET, TO BE FILED WITH THE MARION  
COUNTY RECORDER OF DEEDS, PURSUANT TO THE MISSOURI  
DEPARTMENT OF NATURAL RESOURCES' BROWNFIELDS/VOLUNTARY  
CLEANUP PROGRAM, FOR COMPLIANCE WITH PROVISIONS OF THE  
COMMERCIAL FLOOD BUYOUT PROGRAM**

**FIRST READING**

Motion was made by Council Member Locke to give Bill No. 14-016 a first reading. Motion was seconded by Council Member Lionberger.

Motion carried.

**BILL NO. 14-017**

**AN ORDINANCE TO AUTHORIZE THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF HANNIBAL AND JVIATION FOR PROFESSIONAL SERVICES AT THE HANNIBAL MUNICIPAL AIRPORT IN A FEE NOT TO EXCEED \$55,352.28**

**FIRST READING**

Motion was made by Council Member Dobson to give Bill No. 14-017 a first reading.  
Motion was seconded by Council Member Locke.

Motion carried.

**BILL NO. 14-018**

**AN ORDINANCE TO AUTHORIZE THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF HANNIBAL AND JVIATION FOR PROFESSIONAL SERVICES AT THE HANNIBAL MUNICIPAL AIRPORT**

**FIRST READING**

Motion was made by Council Member Dobson to give Bill No. 14-018 a first reading.  
Motion was seconded by Council Member Locke.

Motion carried.

**CLOSED SESSION**

*In Accordance with RSMo. 610-021(2) & (3)*

At this time, Mayor Hark entertained a motion to go into closed session in accordance with RSMo 610-021, sub-paragraph two (2) and three (3), admitting himself, rest of Council, City Manager LaGarce, City Attorney James Lemon, City Clerk Angelica Vance, Parks Director Andy Dorian and City Collector Phyllis Nelson. City Clerk Vance noted that the Closed Session would be *in accordance with RSMO 610-021, subparagraphs one (1) and two (2)*, instead of *subparagraphs two (2) and three (3)*. 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 Members Locke, Dobson, Lionberger, Mayor Hark, Council Member Louderman and Hark – 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 Dobson.

Motion carried.