

**OFFICIAL COUNCIL PROCEEDINGS**

**Tuesday, August 18, 2015  
Council Chambers  
7:00 p.m.**

**ROLL CALL**

**Present:** Council Member Lionberger, Mayor Hark, Council Members Van Hoose, Hark, Locke, Mayor Pro Tem Knickerbocker and Council Member Dobson - 7

**Absent:** -0-

**CALL TO ORDER**

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

**INVOCATION**

The invocation was given, at this time, by Council Member Van Hoose.

**PLEDGE OF ALLEGIANCE**

Mayor Hark led the Pledge of Allegiance to the Flag.

**APPROVAL OF MINUTES**

**Regularly Scheduled Council Meeting – August 4, 2015**

Council Member Van Hoose made a motion to approve the minutes of the regularly scheduled Council Meeting, held on August 4, 2015. Motion was seconded by Council Member Locke.

Motion carried.

**APPROVAL OF PAYROLL AND CLAIMS**

**First Half – August, 2015**

Motion was made by Council Member Dobson to approve the payroll and claims for the first half of August, 2015. Motion was seconded by Mayor Pro Tem Knickerbocker.

Motion carried.

**JEAN MCBRIDE – MARION COUNTY HEALTH DEPARTMENT**

**Request, Street Closures – 11<sup>th</sup> Annual Halloween Parade**

*Saturday, October 24, 2015 – 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 11<sup>th</sup> Annual Marion County Health Department’s Halloween Parade, scheduled for Saturday, October 24, 2015 from 6:00 p.m. until 8:00 p.m. Each year, this mile walk is held for kids and adults, in costume, to promote physical activity and nutrition. She requested Council permission be given for street closure to hold this annual event. Council Member Locke made a motion to approve her request. The motion was seconded by Council Member Hark.

Motion carried.

**RONNIE & ANGELA GORDON – VERA BELLE SOAP COMPANY**

**Re: Public Consumption of Alcohol at City Approved Events/Festivals**

Mr. Ronnie Gordon came before Council to voice his concerns regarding public consumption of alcohol at City-approved events and festivals. He admitted that he was not anti-alcohol; however, in working events throughout Missouri, Illinois, Arkansas and Oklahoma, he has had some bad experiences, caused by open liquor at some of these events. In certain instances, event coordinators began to drink, became belligerent, and then failed to conduct business. Since vendors are a moving shop, he commented that they would go where the money is. He added that in one of these events, product was even stolen.

Gordon was concerned that one of Hannibal’s premier events, the Autumn Folklife Festival that draws many families, will lose a large number of vendors, including a number of churches that participate, should this ordinance be approved and word get out. He added that he was willing to go to great lengths to protect this family-oriented festival, since it was such a good one. Gordon said, in his opinion, EVERYTHING does not have to revolve around alcohol.

He stated that, if this were only for Steampunk, he would have no problem since this was more adult-oriented. On the other hand, The Folklife Festival is family-oriented with three and four generations coming together for this event and he believed that its integrity should be protected.

Mayor Pro Tem Knickerbocker agreed with Gordon, stating that the event coordinator must maintain control of their event and decide what is appropriate for their particular event. He explained that Council would be approving guidelines; however, the event organizers would have to be the determining factor. If approved, this type of ordinance according to Knickerbocker, would allow for possible expansion of appropriate events, but it would be to the discretion of the organizers, whether or not to allow the alcohol.

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

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

**HANNIBAL LIBRARY BOARD**

- Lauren Youse – appointment for a term to expire June, 2016

He asked Council for their approval of this nomination. Motion was made by Mayor Pro Tem Knickerbocker to approve Lauren Youse’s appointment to the Hannibal Library Board for a term to expire June, 2016. Motion was seconded by Council Member Dobson.

Motion carried.

**Re: Recommendation of Appointments**

Mayor Hark made the following recommendations:

**HANNIBAL LIBRARY BOARD**

- J’Nelle Lee – appointment for a term to expire June, 2017

**HANNIBAL CONVENTION & VISITOR’S BUREAU**

- Judy Reagan – reappointment for a term to expire September, 2020

These nominations will be considered for approval at the next regular Council meeting, to be held on September 1, 2015.

**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**

- Kevin Rushing – reappointment for a term to expire July, 2018

He asked Council for their approval of this nomination. Motion was made by Mayor Pro Tem Knickerbocker to approve Kevin Rushing’s appointment to the Hannibal Park Board for a term to expire July, 2018. Motion was seconded by Council Member Dobson.

Motion carried.

**ANDY DORIAN – DIRECTOR, PARKS & RECREATION**  
**Re: River Front Design Project – Engineering Services Agreement**

*Klingner & Associates*  
*(Resolution No. 2008-15, to follow)*

Parks & Recreation Director Andy Dorian came before Council seeking approval for Resolution No. 2008-15, to follow, regarding the first phase of the river front restoration project. He explained that three local firms were recently interviewed by a committee of City Officials in order to choose an engineering firm to perform the riverfront restoration engineering. Of those,

Klingner and Associates was chosen to provide those services for an amount, not to exceed \$27,500.00. Dorian reminded Council of Klingner's many years of experience in riverfront restoration projects. During this time, they had developed a working relationship with the United States Corps of Engineers, as well as other regulatory bodies.

The first phase of this project is the concept phase, according to Dorian, who added that the Parks Department will work with Klingner to develop up to three different concepts for comment and use in an evaluation of needs and costs. At this time there will also be a permitting process and budgeting options would be determined. He assured Council that, during this phase, there would be much opportunity for public input; and, as the process develops meetings will be scheduled and details shared. Ultimately, Council will be able to determine which concept, if any, will be chosen. This phase would be followed by the design and construction phases.

**BRIAN CHAPLIN – DPW SUPERINTENDENT**

**Re: Request, Set Public Hearing – Clover Road Annexation (3.6 acres)**

*Tuesday, September 1, 2015 – 6:45 p.m.*

Public Works Superintendent Brian Chaplin made a request to set a public hearing for Tuesday, September 1, 2015 at 6:45 p.m. The purpose of this public hearing, according to Chaplin, was for the Clover Road annexation.

Motion was made by Council Member Dobson to set the public hearing as requested by Chaplin. Motion was seconded by Council Member Van Hoose.

Motion carried.

**Re: Traffic Committee Recommendations**

Next, Chaplin presented two recommendations from the Traffic Committee, held on August 4, 2015. He detailed these recommendations, as follows:

- 2419 Broadway – Handicap Parking Spot
- 230 Magnolia – Loading/Unloading Sign

Both of these requests received recommendations from the Traffic Committee, according to Chaplin; and, since no action was taken by Council, the recommendations became effective on August 18, 2015.

**DOUG WARREN – DIRECTOR OF FINANCE**

**Re: Request, Set Public Hearing – 2015 Property Tax Levy**

*Tuesday, September 1, 2015 – 6:30 p.m.*

Finance Director Doug Warren addressed Council with a request to hold a public hearing regarding the 2015 Property Tax Levy on September 1, 2015 at 6:30 p.m. Motion was made by Mayor Pro Tem Knickerbocker to approve the Finance Director's request to set the public hearing on September 1, 2015 at 6:30 p.m. Motion was seconded by Council Member Hark.

Motion carried.

**BILL MADORE – FIRE CHIEF**  
**Re: Request, Declaration of Surplus Property & Appropriation Approval**  
*1990 Smeal Engine*

Fire Chief Bill Madore advised Council that approximately September 16<sup>th</sup>, the Fire Department’s engine committee would be traveling to the Smeal Factory to conduct the final inspection of the new Smeal fire engine. Delivery will follow shortly, thereafter. In anticipation of this event, Madore requested Council approval to declare, as surplus property, the Department’s 1990 Smeal, and allow for the sale of this engine. Madore also requested Council approval that a portion of the proceeds, approximately \$10,000, be utilized to outfit the new engine. Motion was made by Mayor Pro Tem Knickerbocker to approve Madore’s requests. Motion was seconded by Council Member Lionberger.

Motion carried.

**RESOLUTION NO. 2008-15**

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN ENGINEERING SERVICE AGREEMENT BETWEEN THE CITY OF HANNIBAL AND KLINGNER & ASSOCIATES FOR THE ANALYSIS OF THE HANNIBAL RIVERFRONT DEVELOPMENT IN THE AMOUNT OF \$27,500**

Motion was made by Council Member Dobson to have the City Clerk read Resolution No. 2008-15 and call the roll for adoption. Motion was seconded by Council Member Locke.

Motion carried.

**Roll Call**

**Present:** Council Member Lionberger, Mayor Hark, Council Members Van Hoose, Hark, Locke, Mayor Pro Tem Knickerbocker and Council Member Dobson - 7

**No:** -0-

**Absent:** -0-

Mayor Hark declared Resolution No. 2008-15, duly approved and adopted on this date.

BILL NO. 15-018

AN ORDINANCE AMENDING CHAPTER 3, ARTICLE I, SECTION 1 OF THE HANNIBAL CITY CODE REGARDING PUBLIC CONSUMPTION OF ALCOHOL AT CITY-APPROVED SPECIAL EVENTS AND FESTIVALS

SECOND AND FINAL READING

*e. Upon proper application to the city council, the organizers of festivals in the downtown area may be authorized to allow consumption or possession of alcohol on the public streets and sidewalks authorized for use for the festival by the council. Such consumption or possession shall be limited to the period of time allowed for the festival and shall further be restricted solely to the areas within the confines of the designated area set by the council for festival use. As part of their application to the council, festival organizers shall provide a plan for i.d. and control, such as an armband system. Further, festival organizers shall be required to place signage at all primary entrances to the festival, clearly designating the areas of the festival and the restriction against removing alcohol from such areas.*

Motion was made by Council Member Van Hoose to give Bill No. 15-018 a second and final reading and call the roll for adoption. Motion was seconded by Council Member Dobson. Dobson asked that the Clerk read the entire bill so that the public would understand it. Next,

Mayor Pro Tem Knickerbocker commented that he had been involved in many past events, including the National Tom Sawyer Days, adding that it would be necessary for the various event planning groups to take their insurance into consideration when planning alcohol-related events, since that can be significantly impacted. He added that the language of this bill did allow for the event planners to make a proposal to Council; and, if it met Council's scrutiny, it could be approved.

Council Member Dobson referenced Music Under the Stars and the Hannibal Cavemen games, commenting that alcohol is available at both of these events. To his knowledge, no adverse alcohol-related incidents have occurred.

Mayor Hark admitted that Dobson's comments were accurate; however, he pointed out that each of these events occur in a specific, localized area. He pointed out that there are 3-4 bars in the downtown area; and, with this in mind, he did not understand the need to "get a hotdog and get a beer and wander from one end to the other". He believed that patrons could eat their hotdog and drink their beer, then continue on, without subjecting families to this. He added that several years ago, Council had passed ordinances dealing with this issue. In his opinion, Council is now proposing to undo all that had previously been done.

Knickerbocker commented that, in his opinion, this was an option that the event planners should be able to consider. He added that all events are not the type where open alcohol would be appropriate and Council would not have to approve all requests. This bill would only allow for the latitude to have open liquor.

Motion carried to read, then a roll call was taken to approve and adopt the bill.

**Roll Call**

**Yes:** Council Member Locke, Mayor Pro Tem Knickerbocker and Council Member Dobson - 3

**No:** Council Member Lionberger, Mayor Hark, Council Members Van Hoose and Hark – 4

**Absent:** -0-

Mayor Hark declared Bill No. 15-015 failed with a 3-4 vote.

**ADJOURNMENT**

Motion was made by Mayor Pro Tem Knickerbocker to adjourn. Motion was seconded by Council Member Locke.

Motion carried.