

## **OFFICIAL COUNCIL PROCEEDINGS**

**Tuesday, February 17, 2015  
Council Chambers  
7:00 p.m.**

### **ROLL CALL**

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

### **PLEDGE OF ALLEGIANCE**

Council Member Dobson led the Pledge of Allegiance to the Flag

### **APPROVAL OF MINUTES Regularly Scheduled Council Meeting – February 3, 2015**

Motion was made by Council Member Hark to approve the minutes of the last regular Council meeting that was held on February 3, 2015. Motion was seconded by Council Member Locke.

Motion carried.

### **APPROVAL OF PAYROLL AND CLAIMS First Half – February, 2015**

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

Motion carried.

**ANNA LEMON – HHS PROJECT GRADUATION**

**Re: Request, Street Closures – Color Run/Walk**

*Saturday, April 4, 2015 – 7:00 a.m. – 12:00 p.m.*

Ms. Anna Lemon came before Council, representing HHS Project Graduation. She and her spokesperson, Starla Dunn, were seeking Council approval for street closures to host a special event, known as the 5K Fun Run/Walk – Color Run on Saturday, April 4, 2015. With Council approval this event will begin at Delaney Park, and continue along Colfax to South 6<sup>th</sup>, then along the bike trail to South Main, through the flood zone area and, finally, returning on the same route to Delaney Park. She advised that Project Graduation had been in existence for twenty-nine years, keeping graduates safe on graduation night. She added that, since that time there have been no motor vehicle accidents involving students on the night of graduation. Motion was made by Mayor Pro Tem Knickerbocker to approve Ms. Lemon's and Ms. Dunn's request. Motion was seconded by Council Member Lionberger.

Motion carried.

**CHRIS HARSELL – HANNIBAL JAYCEES**

**Re: Request, Street Closures & Carnival Fee Waiver – National Tom Sawyer Days**

*July 2, 3 & 4, 2015 – 9:00 a.m. – 1:00 a.m., daily*

Mayor Hark recognized City Clerk Vance, at this time, who explained that this agenda item was placed on the agenda a month early, in error, since it was supposed to appear on a March agenda. She added that this would appear on the March 17<sup>th</sup> Council agenda; and, asked to have it tabled. Mayor Hark made a motion to approve the City Clerk's request to table this agenda item until March 17, 2015. Motion was seconded by Council Member Hark.

Motion carried.

**WANDA LEHENBAUER/DANA RUHL – PROPERTY OWNER**

**Re: Request, Grant of City Owned Property**

*1200 Reservoir*

Mr. Dana Ruhl came before Council, introduced himself and advised that he was speaking on behalf of Mrs. Wanda Lehenbauer, owner of a house located at 1200 Reservoir. He added that, according to the plat, the house is actually located on Angle Street. Mrs. Lehenbauer has owned the house at this location for more than twenty years; and, during this time, she believed that she owned more property than, in reality, she does. When the adjoining property was purchased, it was surveyed, which raised questions regarding the boundaries of Lehenbauer's property, therefore, she decided to have her property surveyed, as well. As a result, it was found that the front five feet of her home are not hers, according to the boundary survey completed by MECO Engineering.

As detailed on the plat that Mrs. Lehenbauer provided, she asked for a strip of land, approximately fifteen-foot wide, on the western edge of her property, a total of about 129 feet long. This would encompass her house, sidewalk, deck and the parking area. Her

preference would be to take the strip all the way to Cardiff Drive. If Council was not in favor of granting the entire area, she would at least like for them to consider granting the area that included the house, parking spot and deck. She requested this area be granted to her and added to her property, advising that she had been maintaining this entire area for the past twenty years.

Mayor Hark, indicated he believed the only issue would be for the City's need to retain some sort of an easement in the event that Mrs. Lehenbauer would sell the property. Mr. Ruhl indicated there were no utilities in the ground at this time; however, a telephone pole does exist on the property. Mr. Ruhl asked about the proposed easement; and, City Attorney Lemon indicated that the City could convey the property, subject to right-of way for utilities, for street and for access to maintain. It would not have to be a specific location because it probably would never need to be exercised. He suggested, just an area specified in general right-of-way language. Lemon offered to prepare the deed, subject to Lehenbauer's review, allowing them to share it with an attorney for review, as well. Motion was made by Council Member Lionberger to approve Lehenbauer's request. Motion was seconded by Council Member Locke.

Motion carried.

**ANGELICA VANCE, MRCC – CITY CLERK**  
**Re: Request, Set Public Hearing – Amended CID Petition**  
*March 3, 2015 – 6:15 p.m.*  
*SZC Development*

City Clerk Vance reminded Council of the recent amended petition she had received from SZC Development. This was for the proposed Community Improvement District at Lakeside Drive, the site of the new Sleep-Inn Hotel. The amendment was in reference to the district being formed as a not-for-profit organization and a political subdivision, as required by the statute. She advised that, in order to proceed, the City must hold another public hearing. She requested Council approval to set a public hearing on March 3, 2015, at 6:15 p.m., in reference to this amendment. Motion was made by Council Member Hark to approve the request of the City Clerk. Motion was seconded by Council Member Locke.

Motion carried.

**BILL NO. 15-006**

**AN ORDINANCE APPROVING ANNEXATION OF A TRACT OF LAND  
LYING IN LOT 5 OF SECTION 18 AND IN LOTS 7 & 8 OF SECTION 19, IN  
THE SCIPIO TRACT, TOWNSHIP 57 NORTH, RANGE 4 WEST, INTO THE  
CITY OF HANNIBAL, MARION COUNTY, MISSOURI**

**SECOND AND FINAL READING**

Motion was made by Council Member Dobson to have the City Clerk give Bill No. 15-006 a second and final reading and call the roll for adoption. Motion was seconded by Council Member Lionberger.

Motion carried.

**Roll Call**

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

**No:** -0-

**Absent:** -0-

Mayor Hark declared Bill No. 15-006 duly approved and adopted on this date.

**ADJOURNMENT**

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

Motion carried.