

# OFFICIAL COUNCIL PROCEEDINGS

Tuesday, June 21, 2016  
Council Chambers  
7:00 p.m.

## ROLL CALL

**Present:** Council Member Dobson, Lionberger, Mayor Hark, and  
Council Member Van Hoose - 4

**Absent:** Council Member Locke and Mayor Pro Tem Knickerbocker - 2

## 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

The Hannibal Fire Department Members led the Pledge of Allegiance to the Flag.

## APPROVAL OF AGENDA

Motion was made by Council Member Dobson to add Kim Waelder with Luther Manor Nursing Home to the agenda for their Special Event Request for a fireworks display. Motion was seconded by Council Member Lionberger.

Motion carried.

Motion was made by Council Member Van Hoose to excuse Mayor Pro Tem Knickerbocker. Motion seconded by Council Member Lionberger.

Motion carried.

Council Member Dobson questioned excusing Council Member Locke. City Clerk Angelica Vance informed Council that she had not heard from Council Member Locke that he would not be attending the meeting. Motion was made by Council Member Dobson to excuse Council Member Locke. Motion was seconded by Council Member Lionberger.

Motion carried.

**APPROVAL OF MINUTES**  
**Regularly Scheduled Council Meeting – June 7, 2016**

Motion was made by Council Member Dobson to approve the minutes as amended for the last regular Council meeting that was held on June 7, 2016. Council Member Lionberger was listed as having led the Pledge of Allegiance and he was not present at the last meeting. Motion was seconded by Council Member Van Hoose.

Motion carried.

**APPROVAL OF PAYROLL AND CLAIMS**  
**First Half – June, 2016**

Motion was made by Council Member Van Hoose to approve the payroll and claims for the first half of June 2016. Motion was seconded by Council Member Dobson.

Motion carried.

**JAMES R. HARK – MAYOR**  
**Re: Approval of Appointments**

Mayor Hark reminded Council of candidates presented at the last meeting for the following Boards:

**HANNIBAL LIBRARY BOARD**

- Tom Prater – reappointment for a term to expire June, 2019

He asked Council for their approval of this recommendation. Motion was made by Council Member Dobson to approve the Mayor's recommendation of Tom Prater to the Hannibal Library Board, for a term to expire June, 2019. Motion was seconded by Council Member Lionberger.

Motion carried.

**KIM WAELDER – LUTHER MANOR NURSING HOME**  
**Re: Family Night 4<sup>th</sup> of July Celebration and Fireworks**

Kim Waelder with Luther Manor Nursing Home presented a request for a fireworks display for their Family Night 4<sup>th</sup> of July Celebration. Motion was made by Council Member Lionberger to approve her request. Motion was seconded by Council Member Dobson.

Motion carried.

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

Jeff LaGarce, City Manager, reminded Council of a candidate presented at the last meeting for the following Board:

**HANNIBAL BOARD OF PUBLIC WORKS**

- Todd Kendell – reappointment for a term to expire July, 2020

He asked Council for their approval of this recommendation. Motion was made by Council Member Dobson to approve the Mayor’s recommendation of Todd Kendell to the Hannibal Board of Public Works, for a term to expire July, 2020. Motion was seconded by Mayor Hark. Council Member Van Hoose chose to abstain from the vote as he works with Todd Kendell, but did inform Council that he highly recommends him.

**Roll Call**

**Yes:** Council Member Dobson, Lionberger, and Mayor Hark - 3

**No:** -0-

**Abstain:** Council Member Van Hoose - 1

Motion carried.

**BILL NO. 16-011**

**AN ORDINANCE OF THE CITY OF HANNIBAL REVISING CHAPTER 18,  
ARTICLE I, BY AMENDING SECTION 18-68, WITH RESPECT TO RIGHT TO  
COUNSEL IN MUNICIPAL COURT**

*Second & Final Reading*

Motion was made by Council Member Van Hoose to give Bill No. 16-011 a second and final reading and call the roll for adoption. Motion was seconded by Council Member Lionberger.

Motion carried.

**Roll Call**

**Yes:** Council Member Dobson, Lionberger, Mayor Hark, and  
Council Member Van Hoose - 4

**No:** -0-

**Absent:** Council Member Locke and Mayor Pro Tem Knickerbocker - 2

Mayor Hark declared Bill No. 16-011 duly approved and adopted on this date.

**BILL NO. 16-012**

**AN ORDINANCE OF THE CITY OF HANNIBAL REVISING CHAPTER 18,  
ARTICLE I, BY ADDING SECTION 18-35, PROVIDING FOR A DEFENDER FUND  
AND AUTHORIZING CONTRIBUTIONS THERETO**

*Second & Final Reading*

Motion was made by Council Member Dobson to give Bill No. 16-012 a second and final reading and call the roll for adoption. Motion was seconded by Mayor Hark.

Motion carried.

**Roll Call**

**Yes:** Council Member Dobson, Lionberger, Mayor Hark, and  
Council Member Van Hoose - 4

**No:** -0-

**Absent:** Council Member Locke and Mayor Pro Tem Knickerbocker - 2

Mayor Hark declared Bill No. 16-012 duly approved and adopted on this date.

**BILL NO. 16-013**

**AN ORDINANCE OF THE CITY OF HANNIBAL REVISING CHAPTER 4,  
ARTICLE I, BY ADDING SECTION 4-19 REGARDING SERVICE ANIMALS**

*Second & Final Reading*

Motion was made by Council Member Dobson to give Bill No. 16-013 a second and final reading and call the roll for adoption. Motion was seconded by Mayor Hark.

Motion carried.

**Roll Call**

**Yes:** Council Member Dobson, Lionberger, Mayor Hark, and  
Council Member Van Hoose - 4

**No:** -0-

**Absent:** Council Member Locke and Mayor Pro Tem Knickerbocker - 2

Mayor Hark declared Bill No. 16-013 duly approved and adopted on this date.

**BILL NO. 16-014**

**AN ORDINANCE APPROVING THE FISCAL YEAR 2016-2017 BUDGET AND APPROPRIATING TO THE VARIOUS DEPARTMENTS, BOARDS, COMMISSIONS AND AGENCIES OF THE CITY GOVERNMENT OF THE CITY OF HANNIBAL, MISSOURI FOR THE FISCAL YEAR ENDING JUNE 30, 2017**

*Second & Final Reading*

Motion was made by Council Member Van Hoose to give Bill No. 16-014 a second and final reading and call the roll for adoption. Motion was seconded by Council Member Dobson.

Motion carried.

**Roll Call**

**Yes:** Council Member Dobson, Lionberger, Mayor Hark, and Council Member Van Hoose - 4

**No:** -0-

**Absent:** Council Member Locke and Mayor Pro Tem Knickerbocker - 2

Mayor Hark declared Bill No. 16-014 duly approved and adopted on this date.

**BILL NO. 16-015**

**AN ORDINANCE TO PAY OFFICERS AND EMPLOYEES OF THE CITY OF HANNIBAL, MISSOURI FOR THE FISCAL YEAR 2016/2017**

*Second & Final Reading*

Motion was made by Council Member Dobson to give Bill No. 16-015 a second and final reading and call the roll for adoption. Motion was seconded by Council Member Van Hoose.

Motion carried.

**Roll Call**

**Yes:** Council Member Dobson, Lionberger, Mayor Hark, and Council Member Van Hoose - 4

**No:** -0-

**Absent:** Council Member Locke and Mayor Pro Tem Knickerbocker - 2

Mayor Hark declared Bill No. 16-015 duly approved and adopted on this date.

**BILL NO. 16-016**

**AN ORDINANCE RATIFYING AND REAFFIRMING CITY OF HANNIBAL,  
ORDINANCE NUMBER 3760; ESTABLISHING THE PROCEDURE TO DISCLOSE  
POTENTIAL CONFLICTS OF INTEREST AND SUBSTANTIAL INTERESTS FOR  
CERTAIN MUNICIPAL OFFICIALS AND EMPLOYEES AS REQUIRED,  
BIYEARLY, BY MISSOURI STATE STATUTES 105.483 & 105.485.4**

*Second & Final Reading*

Motion was made by Council Member Van Hoose to give Bill No. 16-016 a second and final reading and call the roll for adoption. Motion was seconded by Council Member Lionberger.

Motion carried.

**Roll Call**

**Yes:** Council Member Dobson, Lionberger, Mayor Hark, and  
Council Member Van Hoose - 4

**No:** -0-

**Absent:** Council Member Locke and Mayor Pro Tem Knickerbocker - 2

Mayor Hark declared Bill No. 16-016 duly approved and adopted on this date.

**BILL NO. 16-017**

**AN ORDINANCE APPROVING ANNEXATION OF PROPERTY LOCATED AT  
6673 COUNTY ROAD INTO THE CITY OF HANNIBAL, MARION COUNTY,  
MISSOURI**

*Second & Final Reading*

Motion was made by Council Member Lionberger to give Bill No. 16-017 a second and final reading and call the roll for adoption. Motion was seconded by Council Member Van Hoose.

Motion carried.

**Roll Call**

**Yes:** Council Member Dobson, Lionberger, Mayor Hark, and  
Council Member Van Hoose - 4

**No:** -0-

**Absent:** Council Member Locke and Mayor Pro Tem Knickerbocker - 2

Mayor Hark declared Bill No. 16-017 duly approved and adopted on this date.

**BILL NO. 16-018**

**AN ORDINANCE APPROVING ANNEXATION OF PROPERTY LOCATED  
STARDUST ROAD INTO THE CITY OF HANNIBAL, MARION COUNTY,  
MISSOURI**

*Second & Final Reading*

Motion was made by Council Member Van Hoose to give Bill No. 16-018 a second and final reading and call the roll for adoption. Motion was seconded by Mayor Hark.

Motion carried.

**Roll Call**

**Yes:** Council Member Dobson, Lionberger, Mayor Hark, and  
Council Member Van Hoose - 4

**No:** -0-

**Absent:** Council Member Locke and Mayor Pro Tem Knickerbocker - 2

Mayor Hark declared Bill No. 16-018 duly approved and adopted on this date.

**BILL NO. 16-019**

**AN ORDINANCE VACATING A PORTION OF AN ALLEY LYING IN LOT 30 OF  
HUBBARD'S ADDITION, CITY OF HANNIBAL, MARION COUNTY, MISSOURI**

*Second & Final Reading*

Motion was made by Council Member Dobson to give Bill No. 16-019 a second and final reading and call the roll for adoption. Motion was seconded by Council Member Lionberger.

Motion carried.

**Roll Call**

**Yes:** Council Member Dobson, Lionberger and Mayor Hark - 3

**No:** Council Member Van Hoose - 1

**Absent:** Council Member Locke and Mayor Pro Tem Knickerbocker - 2

Mayor Hark declared Bill No. 16-019 duly approved and adopted on this date.

## 5<sup>th</sup> Ward Candidate Forum

Mayor Hark advised that due to the absence of Council Member Locke and Mayor Pro Tem Knickerbocker, he would like to table the entire selection process until the July 5<sup>th</sup> Council meeting. Council Member Dobson made a motion to table the 5<sup>th</sup> ward Council member selection process until the July 5, 2016 Council meeting. Motion was seconded by Council Member Van Hoose.

Motion Carried.

### **MELONIE MCAFEE, EXECUTIVE DIRECTOR – 2 RIVERS INDUSTRIES, INC.**

#### **Re: Request, Election Referendum – Hannibal Recycling Fee**

*November 8, 2016 Ballot*

Melonie McAfee, executive director of 2 Rivers Industries, presented a request to Council to add the Hannibal Recycling Fee, which expires in January of 2017, to the November ballot to continue for 3 additional years. The current fee is \$1.90 and would be placed on the ballot at the same rate. The Mayor commented that in the future he would like the City and 2 Rivers Industries to work together to get the recycling fee on a normal municipal election ballot to save the tax payers money as it costs \$10,000 to hold an election in November. It will not cost that this year because there is a General election.

City Clerk Angelica Vance commented that the ballot language could be written so that it expires sooner than three years to coordinate with normal elections. She informed Council that she could work with the City Attorney to prepare an Ordinance to present at the next Council meeting so that it is approved in time for the November election. Motion was made by Council Member Dobson to instruct City Attorney James Lemon to draft an ordinance to coincide with normal April elections. Motion was seconded by Council Member Lionberger.

Motion carried.

### **MELISSA COGDAL – HANNIBAL SAFE DRINKING WATER CHEMICAL USE REDUCTION ACT PETITIONER'S COMMITTEE**

#### **Re: Water Petition**

Melissa Cogdal, with the Hannibal Safe Drinking Water Chemical Use Reduction Act Petitioner's Committee, distributed a copy of the petition that had been circulated along with an invitation to a meeting this Thursday where Robert Bocock has agreed to present valuable information. She indicated she posed a question at the BPW that was not addressed; she expressed her appreciation to the city attorney Lemon. She then provided a background of herself and family and her involvement with the community. She supported the water petition as well as 1235 individuals. They had to cut the time period short on collecting signatures to meet time constraints placed before them. She indicated that the petition is signed by your friends, neighbors, and possibly even family members. A bottle of Ammonia states it "may" be dangerous, she is asking council to consider all the "mays" as they did with the indoor smoking act as it "may" cause cancers. She is asking today for the Council to begin considering making a change although the petition is not before them this evening. Van

Hoose then posed a question regarding the petition and if council takes no action, would it still go on the ballot. Lemon advised that the key is to get the right number of registered voter signatures. If the right number of signatures is received, it will go on the ballot regardless of Council's decision.

**JAMES R. HARK – MAYOR**  
**Re: Proclamation, Hannibal Fire Department - 170 Years of Service**

Mayor Hark then presented a proclamation to the Hannibal Fire Department to celebrate 170 years of service.

**Re: Recommendation of Appointments**

Mayor Hark made the following recommendation:

HISTORIC DISTRICT DEVELOPMENT COMMISSION

- Dian Volkmer – reappointment for a term to expire May, 2021
- Mike Kettelkamp – reappointment for a term to expire May, 2021

HANNIBAL LIBRARY BOARD

- Lauren Youse – reappointment for a term to expire June, 2019

These nominations will be considered for approval at the next regular Council meeting, to be held July 5, 2016.

**JEFF LAGARCE – CITY MANAGER**  
**Re: 2015/16 Fiscal Year Budget Amendment, No. 4**  
*Employee Benefit Trust Fund*  
*(Resolution No. 2042-16, to follow)*

Jeff Lagarce, City Manager, then presented a 2015/2016 Fiscal Year Budget Amendment, No. 4. Members of the Employee Benefits Trust Board are long-aware of rising city health care costs over the past 30 months. FY-2015/16 was not a good year for healthcare costs, nor was FY-2014/15. Most monthly meetings devote considerable attention to concepts/ideas that curb this. Unfortunately, the Affordable Health Care laws severely limit the city's ability to make plan adjustments – without paying a federal penalty in-excess of the positive savings achieved. Financials reviewed at the June 15 Employee Benefits Trust Board meeting made clear that health care expenditures will exceed their budgeted allotments by year-end (June 30) due to high claims. To avoid negative audit findings, a budget amendment is being sought to reconcile this. While it may seem frivolous to request supplementals for an account certain to overdraw (rather than trying to correct it), consider several things:

1. By federal law, we are required to cover employee health care expenses that meet our plan eligibilities. In that sense, costs are “what they are” – frustratingly without much control.
2. Current-year costs will be approximately \$3.7 million (\$3.3 million was budgeted). The Health Care Fund has a reserve balance of \$5,018,000; which is still considered overfunded; therefore, no other funds or operations are impacted by this.

3. One year ago, the Health Care Fund had a balance of \$5.2 million; thus, the worst “health cost year” ever-encountered only reduced this \$5.2 million fund by \$200,000.
4. The city budgeted a contribution increase in the new budget (increase for the city AND employees), which may (or may not) be invoked in January 2017. It’s budgeted in-case its necessary, or in-case we feel it’s necessary.

Revenues are coming-in right on-target, rising costs are the issue. Resolution No. 2042-16, to follow.

**GAIL BRYANT, DIRECTOR – HANNIBAL CONVENTION & VISITORS BUREAU**  
**Re: Bid Award Approval, 2016/17 Fiscal Year Media Buys**  
*H & L Partners*

Gail Bryant, Director of Hannibal Convention & Visitors Bureau, presented a request to approve bid award for HCVB’s 2016/2017 fiscal year media buys. She informed Council that utilizing an outside advertising agency allows for all advertising invoices (from multiple vendors) to be paid through one vendor which simplifies the process and gives additional benefit for research, advertising rates, oversight and tracking. Staff recommends utilizing the expertise and research capabilities of an outside advertising agency to receive the maximum return on their investment, in addition to remaining dedicated to their marketing strategy and promoting in their targeted markets. The Hannibal Convention & Visitor Bureau solicited quotes to insure best value. The state vendor has already met and passed the state requirements. HCVB would like to request bid approval with the state vendor, H&L Partners for media buying in FY2017. Motion was made by Council Member Dobson to approve the reuquest. Motion was seconded by Council Member Lionberger.

Motion carried.

**Re: Promote Missouri Fund Program – Grant Acceptance**  
*Missouri Division of Tourism*  
*(Resolution No. 2041-16, to follow)*

Mrs. Bryant then informed Council that HCVB would like to request approval in accepting a grant award from the Missouri Division of Tourism. A grant application was submitted to the Missouri Division of Tourism’s Promote Missouri Fund Program for FY2017. The Hannibal Convention & Visitors Bureau has been awarded a matching grant in the amount of \$70,000. It will assist with advertising in the leisure travel markets. The amount has already be included in the HCVB FY2017 budget. She then informed Council that last year the grant was only \$45,000 and when they began the program the grant was only \$10,000. Resolution No. 2041-16, to follow.

**KAREN BURDITT – FINANCE DIRECTOR**  
**Re: Approval, Bond Payment**

Karen Burditt, Finance Director, informed Council that on July 1, 2016 payment of principal and interest is due for the two street bonds issued in 2013 and 2010 respectively. The Trustee of the Bonds will require payment prior to the bondholder’s due date and with the holiday week due date we must make the payment in advance just to be certain that the funds

are in hand at the bank in time for processing. She proposed payment by wire transfer on June 22, 2016. The FY-2017 budget has funds appropriated for these payments. Motion was made by Council Member Dobson to approve this request. Motion was seconded by Council Member Lionberger.

Motion carried.

**ROBERT STEVENSON, GENERAL MANAGER – BOARD OF PUBLIC WORKS**  
**Re: Update, HBPW Progress**

Bob Stevenson then addressed Council on the update of the Board of Public Works. This is done on a quarterly basis, starting several years ago. However, now they are presenting on more of an annual basis. The BPW held a meeting last week where they voted to raise rates on the water and sewer systems, which were more or less mandated to them by their lenders. They were forced to raise rates 3 years in a row, with this being the last one with the sewer system as they are in a pretty good cash reserve system. The water system is a very similar system, the rates were had to be raised 3 1/2 percent of two years to ensure they would be able to repay the state of Missouri. Sewer systems improvements were started first, where improvements were made to the sewer plant building. They were able to change the shift operation to Monday thru Saturday versus 24/7 saving them from one full time employee.

The water issue was started later, dividing the work up. Currently there are 4 separate contracts, one being the disinfection chemical switch. The raw water pipes that were originally put in the ground in 1800's and early 1900's are currently being replaced, however, this is been a very difficult task. They are also replacing the south side water tower. The tower is there, however, it is not yet connected to the system. They plan for this to happen the first week of August. They are also extending a water main out to West Ely Road, about a mile and a quarter. Also, a new water main has been placed behind General Mills, connecting to their booster station. This should be complete within a couple of months. So far they are on budget and on schedule with the Department of Natural Resources.

In the electric fund they did not seek a rate increase. The electric fund is doing well and will be debt free in a couple of years. They are upgrading the light fixtures, updating the existing fixtures, and will continue this process into the fall. LED lighting is also being added, which are almost maintenance free and should last 10 year. The cost has come down on the LEDs, making them more affordable to replace the old lighting. They have been under a full requirements contract and they are moving away from that purchasing method and will be on a self-managed plan. This type of plan will require the staff to pay more attention to the hourly wholesale consumption and to schedule the purchases a day in advance, which will give them a chance to save a lot of money.

He then addressed bluebird networks and the fiber optic cabling, which is shared at a very advantageous price and they are able to use this fiber. They will be adding devices to this for a long time to come. Fiber was also added to city hall this past year, allowing payments to be posted instantly as the payment has been made.

BPW is probably the single largest investor in the county in regards to economic development. They have been focusing on the industrial park and developing the lake. The

application for the permit has been reviewed and is out for comment and will be for a couple more weeks. They are optimistic the permit will be completed.

A Council Member Dobson then posed a question about the sewer fund that was being spent. He questioned if that included the pump back from the levy system when the gates are in. Mr. Stevenson replied that they are on consent orders with the Department of Natural Resources to remove a constructed bypass and allow raw sewage to go over the levy because it won't drain to the plant. They have been told there is a fix for the situation, but the last estimate came in at 20 million dollars. They are using what is left of their bond money, between 3 and 4 million dollars, to pick away at the project. They are hoping to find a fix that doesn't cost 20 million dollars.

### **RESOLUTION NO. 2041-16**

#### **A RESOLUTION FOR THE MAYOR OF THE CITY OF HANNIBAL ACCEPT MISSOURI DIVISION OF TOURISM GRANT AWARD IN THE AMOUNT OF \$70,000**

Motion was made by Council Member Lionberger to have the City Clerk read Resolution No. 2041-16 and call the roll for adoption. Motion was seconded by Council Member Van Hoose.

Motion carried.

#### **Roll Call**

**Yes:** Council Member Dobson, Lionberger, Mayor Hark, and Council Member Van Hoose - 4

**No:** -0-

**Absent:** Council Member Locke and Mayor Pro Tem Knickerbocker - 2

Mayor Hark declared Resolution No. 2041-16 duly approved and adopted on this date.

### **RESOLUTION NO. 2042-16**

#### **A RESOLUTION AMENDING THE FY-2015/2016 BUDGET (NO.4) BY AUTHORIZING A SUPPLEMENTAL APPROPRIATION TO THE EMPLOYEE BENEFITS TRUST FUND RELATIVE TO INCREASED HEALTH CARE COSTS**

Motion was made by Council Member Van Hoose to have the City Clerk read Resolution No. 2042-16 and call the roll for adoption. Motion was seconded by Mayor Hark.

Motion carried.

#### **Roll Call**

**Yes:** Council Member Dobson, Lionberger, Mayor Hark, and  
Council Member Van Hoose - 4

**No:** -0-

**Absent:** Council Member Locke and Mayor Pro Tem Knickerbocker - 2

Mayor Hark declared Resolution No. 2042-16 duly approved and adopted on this date.

### **ADJOURNMENT**

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

Motion carried.