

CITY OF HANNIBAL
OFFICIAL PUBLIC HEARING

Tuesday, October 4, 2016
6:45 p.m.
Council Chambers

CALL TO ORDER

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

BRIAN CHAPLIN – DPW SUPERINTENDENT

Re: Annexation – 120 Shinn Lane

F- Industrial

(Ehrhardt Macon, LLC)

Brian Chaplin, DPW Superintendent, reported that Mr. Ehrhardt has submitted an annexation request to bring 3.6 acres into the City of Hannibal and to zone it as industrial zoning. Mr. Ehrhardt plans to build an 80 room hotel. Planning & Zoning met on September 15th and unanimously approved the annexation and proposed zoning as well. The proposed annexation zoning will be F-Industrial. First Reading for the Bill will be done at the Council Meeting to follow.

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 further business, Mayor Hark adjourned the Public Hearing.

OFFICIAL COUNCIL PROCEEDINGS

**Tuesday, October 4, 2016
Council Chambers
7:00 p.m.**

ROLL CALL

Present: Council Members Van Hoose, Ipson, Locke, Dobson, and Mayor Hark - 5

Absent: Mayor Pro Tem Knickerbocker - 1

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

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

APPROVAL OF AGENDA

Motion was made by Council Member Dobson to approve the agenda as presented. Motion was seconded by Council Member Ipson.

Motion carried.

APPROVAL OF MINUTES

Regularly Scheduled Council Meeting – September 20, 2016

Motion was made by Council Member Locke to approve the minutes for the last regularly scheduled Council meeting that was held on September 20, 2016. Motion was seconded by Council Member Van Hoose.

Motion carried.

APPROVAL OF PAYROLL AND CLAIMS
Second Half – September, 2016

Motion was made by Council Member Van Hoose to approve the payroll and claims for the second half of September 2016. Motion was seconded by Council Member Ipson.

Motion carried.

DIANE ADDISON – HANNIBAL PARENTS AS TEACHERS
Re: Informational Presentation

Diane Addison with the Hannibal Parents as Teachers Program then approached Council thanking them for the opportunity to come before Council. PAT chooses a community partner each year and this year she is excited to recognize one of our organizations with this award, last year was HRH Women's Healthcare Group; this year they are pleased to honor the Hannibal Parks & Recreation Department as community partner of the year. Diane presented Andy Dorian, Mary Bright, and Aron Lee with the award.

DENNIS KOLARIK – CITIZEN, 526 RIVERSIDE
Re: Conflict of Interest – 3rd Party Cost Study Water Treatment Firm

Dennis Kolarik, 526 Riverside, then reminded Council that last meeting a request was made to have an independent study done about changing the water treatment. By the next morning at 7am that firm was named. He found it was strange that between the meeting that evening and 7am the next morning, a business was named. They have done business with the City in the past and he feels they have a conflict of interest and does not feel that they should be used to conduct the study. This was to be a 3rd party study, but a firm was chosen that had previously done business with the City.

He has no problem we get a study, but believed it should have been done months ago and also the conflict of interest that this firm does have an attachment to the City. He is suggesting instead of the study, have Mr. Bowcock and the City Engineer get bids together to get a firm to give a study. Mr. Bowcock is still working with the City trying to get the University to study chloramines. He feels they will provided a tainted opinion as it will be challenged and feels a bid process should be used with the assistance of Mr. Bowcock. Studies cost money, and bids are free; and maybe a more variety of contractors would submit. Mayor emphasized that the company mentioned has not been awarded anything at this time. Mr. LaGarce indicated two weeks ago no one on Council knew the BPW had used this firm in the past or they would not have been brought up. The Mayor agreed it should be put out for bid. Mr. Kolark then indicated he had no other issues to discuss and the remaining topics were not addressed.

Re: Request, April Ballot Measures

- *All monies approved spent after approved budget that cannot be paid back in one (1) year must go to the vote of the people.*

- *Remove 1/2 Cent Sales Tax from Parks & Recreation and put to water treatment.*

Re: Question Council Procedure - Why Audience Cannot Question on Council Floor Business

**ALAN BOWEN – CITIZEN, 1526 BOOKER STREET
Re: Riverfront Renovation**

Alan Bowen, 1526 Booker Street, then addressed Council by first distributing a cost matrix of the marina that they put together and he feels shows an accurate breakdown. First point is the real cost breakdown. The print out shows the downward decline of the marina due to no security and poor maintenance, which also caused them to lose large boats that accounted for a minimum of \$1,000 per year. One could argue that the marina is the only park in town that makes any money. With maintenance costs, he assumed the total to be zero, no money lost or gained. His second point was about a marina to be bought south of bear creek. Why if we can build a marina for \$1,000,000, does it cost another \$900,000 to keep the current Marina?

His third point is about the current large riverboats. About 25 show up per year without the City having to do anything. He believes we need to take care of the citizens who spend money here all yearlong first. His last point is the local impact. He feels the local boat dealer would be shut down and shut off from the river if there are no slips to the Marina. He believes no Marina would mean fewer people downtown. He also learned the riverboat will have to rebuild their ramp to comply with ADA requirements. He feels we should buy a dredger which could be used all over town and a possible harbor commission which could take some of the heat from Parks & Recreation.

Council Member Dobson then questioned Mr. Bowen on the dredging costs; he indicated this was the amount that was actually taken from the account to pay for it.

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

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

HANNIBAL HOUSING AUTHORITY

- **Kelly Smith – appointment for an unexpired term to expire April, 2017**

Mayor Hark asked Council for their approval of this recommendation. Motion was made by Council Member Ipson to approve the Mayor's recommendation of Kelly Smith to the Hannibal Housing Authority, appointment for an unexpired term to expire April, 2017. Motion was seconded by Council Member Dobson.

Motion carried.

HANNIBAL TREE BOARD

- **Ed Tamerius – reappointment for a term to expire September, 2019**

Mayor Hark asked Council for their approval of this recommendation. Motion was made by Council Member Dobson to approve the Mayor's recommendation of Ed Tamerius to the Hannibal Tree Board, for appointment for terms to expire September, 2019. Motion was seconded by Council Member Locke.

Motion carried.

Re: Recommendation of Appointments

Mayor Hark made the following recommendation:

HANNIBAL HOUSING AUTHORITY

- **Chad Collier – appointment for a term to expire April, 2020**

HANNIBAL MUNICIPAL ASSISTANCE CORPORATION

- **Randy Park – reappointment for a term to expire June, 2017**
- **Jon Obermann – reappointment for a term to expire June, 2019**

These nominations will be considered for approval at the next regular Council meeting, to be held October 18, 2016.

JEFF LAGARCE – CITY MANAGER

Re: Recommendation of Appointment

Jeff LaGarce, City Manager, made the following recommendation:

PLANNING & ZONING COMMISSION

- **Mike Kettelkamp – reappointment for a term to expire June, 2020**

These nominations will be considered for approval at the next regular Council meeting, to be held October 18, 2016.

Re: Granulated Activated Charcoal (GAC) Study

Black & Veatch

LaGarce then addressed Council on the GAC proposed study; which we learned the following morning that Black and Veatch had worked with the City BPW in the past. He has not asked for a quote but does have nine other engineering firms that might work. Motion to table was made by Council Member Dobson. Motion seconded by Council Member Ipson.

Motion Carried.

Re: Shinn Lane Roundabout – Engineering Contract

Klingner & Associates, PC
(Resolution No. 2052-16, to follow)

LaGarce then informed Council that the Shinn Lane roundabout and stems is estimated at \$1,006,000, which includes both design and construction. STP Funding, which will no longer exist in Missouri, will fund \$332,000 of this project. The city will directly fund \$342,000. Council approved the bond agreements a month ago.

He informed Council that he has received an engineering Agreement from Klingner & Associates to design this project. The agreement has been reviewed by MoDOT pursuant to STP-Small Urban guidelines, and MoDOT finds the agreement acceptable. Design costs would cap at \$65,583. Construction Observation/Inspection services are also included, and would cap at \$41,552. Total Agreement caps at \$107,135. He is recommending approval for the Mayor to execute this agreement with Klinger & Associates. Resolution No. 2052-16, to follow.

Re: Tree Resource Improvement and Maintenance (TRIM) Grant – Cooperative Agreement

The Missouri Department of Conservation
(Resolution No. 2053-16, to follow)

LaGarce then informed council that a TRIM Grant application was submitted to the Missouri Department of Conservation in May 2016. The \$992.25 grant has been awarded; a Resolution approving a Cooperative Agreement with the Missouri Department of Conservation is necessary for acceptance. The city's match is roughly \$300. LaGarce recommended a resolution authorizing the Mayor to execute a cooperative agreement with the Missouri Department of Conservation for acceptance and implementation of a grant in the amount of \$992.25. Resolution No. 2053-16, to follow.

Re: 2017 Annual Statewide Historic Preservation Conference – Subrecipient Agreement

Missouri Preservation
(Resolution No. 2054-16, to follow)

LaGarce then presented that a group called *Missouri Preservation* is a professional association consisting of historic preservationists across Missouri (similar to the Missouri Fire Chief's Association, etc.). Each year, *Missouri Preservation* holds their annual conference in a different Missouri city; typically historical communities. We are happy they selected Hannibal for their 2016 Conference. However, *Missouri Preservation* facilitates their annual conference by contracting with the local (host) city where the conference is to be held. The host city sponsors a grant application to the Missouri State Historic Preservation Office (known as SHPO), who provides that city grant funding of \$30,500. This funding is then remitted by the city to *Missouri Preservation* following the conference, to cover their conference expenses.

In short, SHPO funds this conference, but the city must be the grant recipient. We are doing this because we have a Hannibal Convention and Visitors Bureau, with an emphasis on the word Convention in this case, which is good for Hannibal. They cannot hold their conference

in Hannibal if we don't do this. The current-year HCVB budget contains this \$30,500 pass-through on both the revenue side (Grants) and the expenditure side (Services). The conference was to be held October 19-21 in Hannibal; however, SHPO recently created new rules that caused serious problems for *Missouri Preservation*. I asked the President of *Missouri Preservation* why they'd predicate the success of their annual conference on the cooperation of a State agency, but it was rhetorical. These problems have caused considerable time-loss here. Therefore, the conference has been rescheduled for May 2017 in Hannibal – still within HCVB's current budget year. An October 4 Resolution would authorize the Mayor to execute a Sub-Recipient Agreement between the City (Grant Recipient) and *Missouri Preservation* (Sub-Recipient) so this conference can be held here. There is nothing in the Agreement that imposes special requirements on the city – its only requires that we do as described above. The Agreement does impose accountability factors to *Missouri Preservation*. Resolution No. 2054-16, to follow.

ANGELICA VANCE – CITY CLERK

Re: April, 2017 Municipal Election – Proposition 1

*Hannibal Safe Drinking Water Chemical Use Reduction Act
(Bill No. 16-030, to follow)*

Angel Vance, City Clerk, reminded Council that on August 2nd, Bill No. 16-026, regarding the ***Hannibal Safe Drinking Water Chemical Use Reduction Act***, was presented for consideration of a first reading. As no action was taken by Council within 60 days of the original submission, in accordance with the City of Hannibal, Code ***Section 18.06 Action of Petitions (b)*** *the vote of the City on a proposed or referred ordinance, shall be held not less than 30 days no more than one (1) year from the date of the final council vote thereon.* In accordance with ***Section 17.01***, *a general municipal election may be held for the purpose of electing mayor, council members, and other matters.* Therefore, I request Council approval to give a first reading of Bill No. 16-030, which authorizes such Municipal Election, to be held Tuesday, April 4, 2017; for the purpose of what shall be known as “***Proposition 1***”. The election schedule additionally provides for election of the 5th and 6th ward council members as well as the unexpired term of the 3rd ward council seat, recently vacated by Kevin Lionberger. I will bring forth a separate Bill at a later date; closer to the candidate filing period. Bill No. 16-030, to follow.

BRIAN CHAPLIN – DPW SUPERINTENDENT

Re: Bid Award Approval, Zero Turn Mowers

Sydenstrickers

Brian Chaplin, DPW Superintendent, then addressed Council on the award of the zero turn mowers. On Tuesday, September 20th 2016 the Hannibal Street Department went out for bid to purchase two new zero turn mowers. At the bid opening there was only one sealed bid that was submitted and that came from Sydenstrickers Lawn Care. Sydenstrickers came in at a bid of \$8965.00 per mower with a delivery of 3 weeks or less for the units. Since we care looking to purchase to mowers the total for both mowers will be \$17,930.00. This year in our 5-year capital budget books we budgeted \$26,000.00 for two new zero-turn riding lawn mowers.

Mayor Hark commented that there was enough budgeted to purchase 3 zero turn mowers. Council Member Van Hoose questioned if we only needed 2 mowers why not just purchase 2 and apply the additional monies somewhere else. Council Member Ipson indicated this being a capital equipment purchase, and if we can get 3 mowers for the price of 2 he'd be in favor. Motion was made by Council Member Ipson to amend the request to include 3 mowers. Motion was seconded by Council Member Dobson.

Roll Call

Yes: Council Members Ipson, Locke, Dobson, and Mayor Hark - 4

No: Council Member Van Hoose - 1

Absent: Mayor Pro Tem Knickerbocker - 1

Motion carried.

Re: 120 Shinn Lane - Annexation
(Bill No. 16-028, to follow)

Mr. Chaplin then reminded Council of the annexation request of Mr. Ehrhardt and the request for F-Industrial Zoning for 120 Shinn Lane presented at the public hearing. Bill No. 16-028, to follow.

Re: Alley Abandonment (Reconsideration) – Hubbard Street
Bill Schneider
(Bill No. 16-029, to follow)

Mr. Chaplin's final order of business is the alley vacation between Schneiders and Tobins homes. Planning and Zoning voted against the request, however, Council approved the request. Then it was discovered that the legal description was inaccurate and both parties advised and notified that Mr. Schneider would need to resubmit his request should he wish to proceed again. Mr. Schneider has done so. Chaplin indicated this is a plated undeveloped alley that we are dealing with, nor does he believe the City will do anything with it. There is timber and it does not daylight to anything nor have any reason to develop it in the future. Mayor Hark questioned if there were any easements, in which Chaplin advised there is a utility pole on the NE corner of the Tobin property. Bill No. 16-029, to follow.

RESOLUTION NO. 2052-16

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH KLINGNER & ASSOCIATES IN AN AMOUNT NOT-TO-EXCEED \$65,583 FOR ENGINEERING & DESIGN, AND AN AMOUNT NOT-TO-EXCEED \$41,552 FOR CONSTRUCTION OBSERVATION & INSPECTIONS, RELATIVE TO ENGINEERING DESIGN OF THE SHINN LANE ROUNDABOUT

Motion was made by Council Member Locke to have the City Clerk read Resolution No. 2052-16 and call the roll for adoption. Motion was seconded by Council Member Dobson.

Motion carried.

Roll Call

Yes: Council Members Van Hoose, Ipson, Locke, Dobson, and Mayor Hark - 5

No: -0-

Absent: Mayor Pro Tem Knickerbocker - 1

Mayor Hark declared Resolution No. 2052-16 duly approved and adopted on this date.

RESOLUTION NO. 2053-16

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A COOPERATIVE AGREEMENT WITH THE MISSOURI DEPARTMENT OF CONSERVATION FOR ACCEPTANCE AND IMPLEMENTATION OF A 2016/17 TRIM GRANT IN THE AMOUNT OF \$992.25

Motion was made by Council Member Ipson to have the City Clerk read Resolution No. 2053-16 and call the roll for adoption. Motion was seconded by Council Member Locke.

Motion carried.

Roll Call

Yes: Council Members Van Hoose, Ipson, Locke, Dobson, and Mayor Hark – 5

No: -0-

Absent: Mayor Pro Tem Knickerbocker - 1

Mayor Hark declared Resolution No. 2053-16 duly approved and adopted on this date.

RESOLUTION NO. 2050-16

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A SUB-RECIPIENT AGREEMENT WITH MISSOURI PRESERVATION FOR PURPOSES OF HOLDING THE ANNUAL MISSOURI HISTORIC PRESERVATION CONFERENCE IN HANNIBAL IN 2017

Motion was made by Council Member Locke to have the City Clerk read Resolution No. 2050-16 and call the roll for adoption. Motion was seconded by Council Member Ipson.

Motion carried.

Roll Call

Yes: Council Members Van Hoose, Ipson, Locke, Dobson, and Mayor Hark - 5

No: -0-

Absent: Mayor Pro Tem Knickerbocker - 1

Mayor Hark declared Resolution No. 2050-16 duly approved and adopted on this date.

BILL NO. 16-028

AN ORDINANCE APPROVING ANNEXATION OF PROPERTY LOCATED AT 120 SHINN LANE INTO THE CITY OF HANNIBAL, MARION COUNTY, MISSOURI

First Reading

Motion was made by Council Member Ipson to have the City Clerk give Bill No. 16-028 a first reading. Motion was seconded by Council Member Locke.

Motion carried.

BILL NO. 16-029

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

First Reading

Motion was made by Council Member Dobson to have the City Clerk give Bill No. 16-029 a first reading. Motion was seconded by Council Member Locke.

Roll Call

Yes: Council Members Ipson and Dobson - 2

No: Council Members Van Hoose, Locke, and Mayor Hark - 3

Absent: Mayor Pro Tem Knickerbocker - 1

Motion failed.

BILL NO. 16-030

**AN ORDINANCE PROVIDING FOR A MUNICIPAL ELECTION TO BE HELD ON
TUESDAY, APRIL 4, 2017, PURSUANT TO A PETITION SUBMITTED BY
CERTAIN VOTERS**

OF THE CITY OF HANNIBAL

First Reading

Motion was made by Council Member Van Hoose to have the City Clerk give Bill No. 16-030 a first reading. Motion was seconded by Council Member Dobson.

Motion carried.

ADJOURNMENT

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

Motion carried.