

CITY OF HANNIBAL
OFFICIAL PUBLIC HEARING

Tuesday, February 7, 2017
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 – 8945 Highway 36 (Outer Road & Lakeside Drive)
E- Commercial
(Smith & Campbell)

Brian Chaplin, DPW Superintendent, informed Council that the Public Hearing is in regards to the annexation of 8945 Highway 36. This would bring it in to the city by Smith & Campbell LLC. This property is located on the outer access road west of the Klingele Veterinary Clinic and east of the new Sleep Inn Hotel. There will be two entrance access points, one being on Lakeside Drive and the other off the outer road access entrance. The Planning & Zoning Commission heard this proposal on January 19, 2017. They forward this application to the city council with a positive recommendation as there were all yes votes to have this property annexed into the city.

PUBLIC COMMENTS

Mayor Hark asked if there were any questions or comments from those in attendance. Norm Ellerbrock with 4-Points Land Surveying stepped forward. He stated that he is doing the site design work on this site. He spoke on behalf of the owner, stating that she is wanting to connect into city utilities.

ADJOURNMENT

There being no further business, Mayor Hark adjourned the Public Hearing.

OFFICIAL COUNCIL PROCEEDINGS

**Tuesday, February 7, 2017
Council Chambers
7:00 p.m.**

ROLL CALL

Present: Council Member Ipson, Mayor Pro Tem Knickerbocker,
Council Members Dobson, Cogdal, Mayor Hark, and Council
Member Van Hoose – 6

Absent: Council Member Locke – 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.

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

Motion carried.

APPROVAL OF AGENDA

Motion was made by Council Member Van Hoose to approve the agenda as presented and
posted. Motion was seconded by Council Member Ipson.

Motion carried.

APPROVAL OF MINUTES
Regularly Scheduled Council Meeting – January 17, 2017

Motion was made by Council Member Dobson to approve the minutes for the last regularly scheduled Council meeting that was held on January 17, 2017. Motion was seconded by Council Member Van Hoose.

Motion carried.

APPROVAL OF PAYROLL AND CLAIMS
Second Half – January, 2017

Motion was made by Council Member Ipson to approve the payroll and claims for the second half of January, 2017. Motion was seconded by Council Member Van Hoose.

Motion carried.

KLAUS STENDEBACH – 3821 TILDEN
Re: Drainage/Traffic Sign

Klaus Stendebach, 3821 Tilden, came before council to address the large amount of trailer traffic on Milton Street. He is requesting a sign be placed before the road that states a weight limit for the street in order to detour people from taking a tractor trailer on this road. Council Member Ipson informed him that it can be looked at. The Mayor requested Jeff LaGarce look into the issue.

Klaus then passed out a flyer to City Council. It was a map of where water is flooding his property. He requested a drain or a pipe be placed a little closer to get that water to drain. Mayor Pro Tem Knickerbocker questioned if this has happened over time. Klaus stated that it has gotten much worse in the last few years. Knickerbocker said it may be a maintenance issue. Klaus suggested several choices and said any help would be appreciated. Mayor Hark requested Jeff LaGarce look into this issue with the engineer as well.

JAMES R. HARK – MAYOR
Re: Recommendation of Appointment

Mayor Hark made the following recommendation:

POLICE & FIREMEN RETIREMENT BOARD OF TRUSTEES

- **Al Higdon – reappointment for a term to expire December, 2019**

This nomination will be considered for approval at the next regular Council meeting, to be held February 21, 2017.

JEFF LAGARCE – CITY MANAGER
Re: Recommendation of Appointment

Jeff LaGarce, City Manager, made the following recommendation:

PLANNING & ZONING COMMISSION

- **Tom Boland – appointment for an unexpired term to expire June, 2018**

This nomination will be considered for approval at the next regular Council meeting, to be held February 21, 2017.

Re: Public Water Supply District No. 1 of Ralls County Missouri – Right of Way Easement (Water)

(Resolution No. 2075-17, to follow)

LaGarce then informed Council that Ralls County Public Water Supply District #1 (PWSD) owns a water line running along Hannibal Regional Airport property, parallel with County Road 425. PWSD would like to extend this waterline further north. In-order to do so, an easement from the city is required, along airport property. The area in-question lies beyond/outside BPW's service territory. This will be their feeder line for their water sourcing they are going to start doing. The easement does not cause us any hindrance. Mayor Pro Tem Knickerbocker stated that there are several issues regarding our relationship with the Ralls County Public Water Supply. It is his recommendation that this item be tabled. LaGarce stated that there is an issue regarding them not paying their water bill. Resolution No. 2075-17, to follow.

Re: Elimination, Bi-Centennial Commission

(Resolution No. 2076-17, to follow)

LaGarce then presented that Hannibal was founded in 1819; its bi-centennial will occur in 2019. A formal Bi-Centennial Commission created by Resolution in January 2012 prescribes co-chairmanship of the Tourism Director and one city council member. It also prescribes commission membership of two (2) other council members. By creating a government structure for this particular endeavor, implied assumptions exist for meeting agendas, 24-hour postings, minutes, motions, and votes at each step. There are important reasons why due-process requirements apply to public bodies and formal government decision-making processes. However, these processes are counterproductive for ad-hoc planning initiatives consisting of volunteers.

City council members are busy people; they have jobs, families, and a host of other commitments. They also sit on other city committees, and spend considerable time attending meetings, communicating with constituents, and evaluating public policy issues. Mandatory attendance for a festival commission is difficult; particularly where planning activities are well-underway with HCVB employees and community partners and volunteers. Every community initiative doesn't need a formal Board or Commission fraught with parliamentary rules, records, and red tape. Since the time this Commission was created, several meetings have occurred. Over the past 6 months, tourism employees have held meetings with community groups and volunteers, and the planning process has moved forward.

This Resolution would recognize the *de facto* planning process as it actually exists; eliminating a formal commission and its need for red-tape and regulatory constraints. Any member of the public has been allowed to participate, will still be allowed to participate, and that won't change. I have no worries about accountability in this. I have 100% confidence in the HCVB Director, she has done an excellent job for many years, and doesn't need a formal board or commission for this. Hannibal's largest events: National Tom Sawyer Days, Folk Life Festival, Twain on Main, and the Steampunk Festival, work very well without governmental structures, processes, and red tape. In fact, those events provide a solid recipe, or backbone, for planning large-scale community events, and are driven by volunteers. Mayor Hark stated that it seemed like a good idea five years ago, but in hindsight he can see that it doesn't work. Mayor Pro Tem Knickerbocker added that these type of events that are volunteer driven, have volunteers that are personally invested. Resolution 2076-17, to follow.

ANGELICA ZERBONIA – CITY CLERK

Re: Approval, April, 2017 Election Process & Ballot Language – Propositions 1, 2 & 3

Tiffany Rubemeyer, Acting City Clerk, then informed Council that notification was received from the Ralls County Election authority that our submitted propositions 1, 2 and 3, slated for the April election are too lengthy to appear on the ballot, as presented. Upon further investigation, it has been found this will be the same situation with Marion County. City Attorney Lemon has reviewed statutes, and both counties have been communicated with, including the company that provides layout and printing of the ballots and it appears the best solution to the problem is to "condense" the question; further providing direction to "please read ballot language posted" at the end of each question. The City of Hannibal would be required, at our own expense, to provide both counties with flyers to be given to voters and posted within polling places. Marion County would require 5,000 copies and Ralls County is requesting 100. The City Attorney has drafted the condensed questions, for all three propositions and we will provide each election entity with the EXACT ballot language as approved by Council in Ordinance Nos. 4733, 4742 and 4743.

Mayor Hark questioned if these flyers could be considered promotion of the proposition. City Attorney James Lemon stated that it would not be if it was written exactly as originally approved. He then stated that Municipal Elections are purposefully left off of state law, so there is nothing that says the language must be the same on the ballot as what was submitted. Mayor Pro Tem Knickerbocker made a motion to approve the request. Motion seconded by Council Member Dobson.

Motion carried.

BRIAN CHAPLIN – DPW SUPERINTENDENT

Re: Traffic Committee Recommendation

Brian Chaplin, DPW Superintendent, informed Council that on Thursday, December 22, 2016 the Traffic Committee met and recommended that parking on Buchanan Street become no parking on one side of the street only on the South side. In doing this action it truly only affects one home on Buchanan. This same action was performed on Walnut Street a few years back and it tremendously helped the traffic flow and the emergency crews that needed

to travel thru this area. A letter was sent out to all the residents who live on Buchanan to see if there would be any objection to making Buchanan parking on one side of the street; we did not receive any negative feedback. Staff recommends approval from Council to allow The Traffic Committee and the Street Department to install a Parking on one side of the street only sign on Buchanan.

Re: Annexation - 8945 Highway 36 West (Outer Road & Lakeside Drive)
(Bill No. 17-005, to follow)
Smith & Campbell

Brian Chaplin then reminded Council that Smith & Campbell requested 8945 Highway 36 West be annexed into the city as E-Commercial. Bill No. 17-005, to follow.

KAREN BURDITT – FINANCE DIRECTOR
Re: Bankcard Services - Certification & Directive
(Resolution No. 2078-17, to follow)

Karen Burditt, Finance Director, informed Council that December 1, 2016 the City moved its main banking depository agreement from US Bank to F & M Bank and Trust Company. Since that move, the city has earned over \$6,000 in interest and there is more money that remains to be moved. US Bank supplied the City with credit cards ("One Card"). The City does not receive any rebate on purchases through US Bank's "One Card". F & M Bank and Trust Company has a subsidiary banking agreement with The Central Trust Bank, Jefferson City, Missouri. F & M Bank with The Central Trust Bank have agreed to offer a MasterCard Multi-Card Purchase Program to the City at no cost and no annual fee and will pay the City 25 bases points (0.25%) monthly rebate on purchases. The City will be able to contact in person an employee directly at F & M Bank and will have two contacts with The Central Trust Bank. She asked that the Council approve the resolution to follow which grants the Mayor and City Clerk to sign both the attached Bankcard Services Certification and Directive and the Commercial Card Service Agreement. Resolution No. 2078-17, to follow

ANDY DORIAN – DIRECTOR, PARKS & RECREATION
Re: Bear Creek Trail, Phase Three Extension – Grant Obligations & Application
(Resolution No. 2077-17, to follow)

Andy Dorian, Director of Parks & Recreation, stated that in order to apply for a Recreational Trails Program Grant for Phase Three of the Bear Creek Trail Extension, the City Council must pass a resolution stating that the City has the financial resources and commitment to build, operate and maintain the trail for a minimum of 25 years. Resolution No. 2077-17, to follow.

He then informed Council that some land issues have come up. There is a small piece of land that no one knows who owns the property. Before writing the grant, they have to figure out who owns that land. Worst case scenario is they may have to wait to apply for the grant until next year.

JOEY BURNHAM – BUILDING INSPECTOR

Re: Bid Award Approval – Two (2) 2015 (or newer) Extended Cab, Mid-Size Trucks

Joey Burnham, Building Inspector, informed Council that on February 3, 2017 bids were opened for two 2015 or newer Extended Cab, Mid-Size Trucks. Two bids were received and of those two Page-Chevrolet was the lowest bid at \$50,691 for two new Chevrolet trucks. Mayor Hark questioned if this was already budgeted, to which Burnham responded that it was budgeted. Council Member Ipson questioned how old the trucks were that were being replaced. Mr. Burnham responded that one was 17 years old and the other is 14 years old. Motion was made by Mayor Pro Tem Knickerbocker to approve the request. Motion was seconded by Council Member Dobson.

Motion carried.

BILL NO. 17-005

**AN ORDINANCE APPROVING ANNEXATION OF PROPERTY LOCATED AT
8945 HIGHWAY 36 AND LAKESIDE DRIVE INTO THE CITY OF HANNIBAL,
MARION COUNTY, MISSOURI**

First Reading

Motion was made by Council Member Van Hoose to have the City Clerk give Bill No. 17-005 a first reading. Motion was seconded by Council Member Ipson.

Motion carried.

RESOLUTION NO. 2075-17

**A RESOLUTION GRANTING A PUBLIC UTILITY EASEMENT TO RALLS
COUNTY PUBLIC WATER SUPPLY DISTRICT #1 FOR EXTENSION OF A
WATER MAIN ACROSS CITY PROPERTY AT HANNIBAL REGIONAL AIRPORT**

Motion was made by Mayor Pro Tem Knickerbocker to table Resolution No. 2075-17. Motion seconded by Council Member Ipson. Council Member Dobson requested it be brought back under Closed Session due to litigation issues. Knickerbocker modified his motion to include the issue being brought to Closed Session at the next Council meeting. Ipson seconded the modified motion.

Yes: Council Member Ipson, Mayor Pro Tem Knickerbocker,
Council Members Dobson, Mayor Hark, and Council Member
Van Hoose – 5

No: Council Member Cogdal -1

Absent: Council Member Locke – 1

Motion carried

RESOLUTION NO. 2076-17

A RESOLUTION ELIMINATING THE FORMAL BI-CENTENNIAL COMMISSION AND INSTEAD SUPPORTING PLANNING INITIATIVES AND PARTNERSHIPS THAT INVOLVE VOLUNTEERS OF PRIVATE SECTOR, NOT-FOR-PROFIT ORGANIZATIONS, LOCAL SERVICE GROUPS, AND PARTICIPATING CITY EMPLOYEES TOWARD THIS END

Motion was made by Council Member Ipson to have the City Clerk read Resolution No. 2076-17 and call the roll for adoption. Motion was seconded by Mayor Pro Tem Knickerbocker

Motion carried.

Yes: Council Member Ipson, Mayor Pro Tem Knickerbocker, Council Members Dobson, Cogdal, Mayor Hark, and Council Member Van Hoose – 6

No: -0-

Absent: Council Member Locke - 1

Mayor Hark declared Resolution No. 2076-17 duly approved and adopted on this date.

RESOLUTION NO. 2077-17

A RESOLUTION STATING THE CITY OF HANNIBAL HAS THE FINANCIAL RESOURCES AND COMMITMENT TO BUILD, OPERATE AND MAINTAIN PHASE THREE OF THE BEAR CREEK TRAIL EXTENSION FOR A MINIMUM OF 25 YEARS IN THE EVENT A RECREATIONAL TRAILS PROGRAM GRANT IS AWARDED TO THE CITY; FURTHERMORE AUTHORIZING THE GRANT APPLICATION AND RELATED DOCUMENTS

Motion was made by Council Member Dobson to have the City Clerk read Resolution No. 2077-17 and call the roll for adoption. Motion was seconded by Mayor Pro Tem Knickerbocker.

Motion carried.

Roll Call

Yes: Council Member Ipson, Mayor Pro Tem Knickerbocker, Council Members Dobson, Cogdal, Mayor Hark, and Council Member Van Hoose – 6

No: -0-

Absent: Council Member Locke - 1

Mayor Hark declared Resolution No. 2077-17 duly approved and adopted on this date.

RESOLUTION NO. 2078-17

**A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO SIGN A
BANKCARD SERVICES CERTIFICATION AND DIRECTIVE AND
COMMERCIAL CARD SERVICE AGREEMENT WITH THE CENTRAL TRUST
BANK, JEFFERSON CITY, MISSOURI, FOR THE PURPOSE OF CITY
PROCUREMENT WITHIN THE CONTEXT OF THE PURCHASE CARD POLICY**

Motion was made by Council Member Dobson to have the City Clerk read Resolution No. 2078-17 and call the roll for adoption. Motion was seconded by Council Member Ipson.

Motion carried.

Roll Call

Yes: Council Member Ipson, Mayor Pro Tem Knickerbocker,
Council Members Dobson, Cogdal, Mayor Hark, and Council
Member Van Hoose – 6

No: -0-

Absent: Council Member Locke - 1

Mayor Hark declared Resolution No. 2078-17 duly approved and adopted on this date.

CLOSED SESSION

In Accordance with RSMo. 610-021 (2)

At this time, Mayor Hark entertained a motion to go into closed session in accordance with RSMo 610-021, sub-paragraph (2), admitting himself, City Manager Jeff LaGarce, City Council, Acting City Clerk Tiffany Rubemeyer, City Attorney James Lemon, and Parks Director Andy Dorian. Motion was made by Council Member Ipson to enter into Closed Session. Motion was seconded by Council Member Van Hoose.

Motion carried.

Roll Call

Yes: Council Member Ipson, Mayor Pro Tem Knickerbocker,
Council Members Dobson, Cogdal, Mayor Hark, and Council
Member Van Hoose – 6

No: -0-

Absent: Council Member Locke – 1

Motion carried.

OPEN SESSION

Motion was made by Council Member Dobson to return to open session at this time. Motion was seconded by Council Member Van Hoose.

Motion carried.

ADJOURNMENT

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

Motion carried.