

***CITY OF HANNIBAL***  
***OFFICIAL COUNCIL PROCEEDINGS***

**Tuesday, November 20, 2018**  
**Council Chambers**  
**7:00 p.m.**

**ROLL CALL**

**Present:** Mayor Hark and Council Members Van Hoose, Welch, Veach, Godert, Mayor Pro Tem Dobson and Council Member Cogdal – 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 Godert.

**PLEDGE OF ALLEGIANCE**

Mayor Hark then requested Sergeant Matt Wealer to lead the Pledge of Allegiance to the Flag.

**APPROVAL OF AGENDA**

A motion was made by Mayor Pro Tem Dobson to approve the agenda as posted and presented. The motion was seconded by Council Member Veach.

Motion carried.

**APPROVAL OF MINUTES**  
**Closed Session Minutes – May 1, 2018**  
**Regularly Scheduled Council Meeting – November 6, 2018**

A motion was made by Council Member Veach to approve the minutes from the closed session meeting held May 1<sup>st</sup> and the last regularly scheduled Council meeting held November 6, 2018. The motion was seconded by Mayor Pro Tem Dobson.

Motion carried.

**APPROVAL OF PAYROLL AND CLAIMS**  
**First Half – November, 2018**

A motion was made by Council Member Veach to approve the payroll and claims for the first half of November, 2018. The motion was seconded by Council Member Welch.

Motion carried.

**BOBI MATHEWS – HANNIBAL JAYCEES**  
**Re: Request, Street Closures – Christmas Parade**  
*Saturday, December 1, 2018 – 5:00 p.m. – 7:00 p.m.*

Bobi Mathews, representing the Hannibal Jaycees, approached Council requesting street closures for the annual Christmas parade. If approved, the parade will be Saturday, December 1<sup>st</sup> from 5:00 – 7:00 p.m. Ms. Mathews is requesting closures at Broadway, from Grand Avenue to Main Street along with all side streets and Main Street from Broadway to North Street along with all side streets. Ms. Mathews also stated the theme for this year's parade will be Seussical Christmas.

A motion was made by Council Member Welch to approve, pending certificate of insurance prior to event, street closures for the Hannibal Christmas Parade being held Saturday, December 1<sup>st</sup> from 5:00-7:00 p.m. The motion was seconded by Council Member Veach.

Motion carried.

**JAMES R. HARK – MAYOR**  
**Re: Mayoral Commendations**

Mayor Hark requested Susan Humphreys come forward, she is being commended for years of service and dedication to Cardiff Hill Overlook Park, by maintaining shrubs, trees and overall appearance of the park. Mayor Hark stated she is an example for all of us to follow and thanked her very much for her dedication.

Mayor Hark then requested Lorie Fantz to come forward, she is being commended for her volunteering efforts by designing and installing the beautiful landscapes by the community welcome signs. The Mayor and City wanted to thank her for her expertise, project planning skills and all the work that she has done. Mayor Hark stated she did a beautiful job and he can't

thank her enough. He stated the City was able to get the signs installed but they fell short of landscaping. He very much appreciates her efforts.

**Re: Approval of Appointments**

Mayor Hark then reviewed the candidates presented as a recommendation of appointment/reappointment to the Hannibal Convention & Visitor's Bureau and Historic District Development Commission during the last meeting, he is requesting approval this evening.

**HANNIBAL CONVENTION & VISITOR'S BUREAU**

- **Cathie Whelan - reappointment for a term to expire September, 2023**

A motion was made by Council Member Veach to reappoint Cathie Whelan to the Hannibal Convention & Visitor's Bureau for a term to expire September, 2023. The motion was seconded by Council Member Godert.

Motion carried.

**HISTORIC DISTRICT DEVELOPMENT COMMISSION**

- **Brad Walden – appointment for a term to expire May, 2023**

A motion was made by Council Member Veach to appoint Brad Walden to the Historic District Development Commission for a term to expire May, 2023. The motion was seconded by Council Member Godert.

Motion carried.

**MICHAEL DOBSON – MAYOR PRO TEM/COUNCIL MEMBER 2<sup>ND</sup> WARD**

**Re: Downtown “Quiet” Zone – Professional Services Agreement**

*Poepping, Stone, Bach & Associates - \$7,500*

*(Resolution No. 2178-18, to follow)*

Mayor Pro Tem Dobson reviewed his memo that accompanied the resolution and contract, relating to a proposed study for a “quiet” zone. Mayor Pro Tem Dobson stated, several years ago the City upgraded the sidewalks and streets along the North Main Street district. He stated after the completion of the upgrades, the merchants and building owners have taken more pride in their properties, and building upgrades and painting has been contagious along that area. The downtown has once again become a popular place for locals and tourist to hang out. As a result of the downtown being an attractive draw, several building owners have and some are beginning to upgrade the upstairs over the businesses into living quarters. There is already one bed and breakfast destination in the downtown with construction being done on another. With more people living downtown the noise of the train whistles have become more than just a distraction for those that call downtown their home.

Mayor Pro Tem Dobson explained he attended the HHMC meeting this evening, in which they were unanimously in favor of a “quiet” zone. He has been asked by multiple people if there is something that can be done about the loud train whistles that occur frequently, as there are multiple crossings in the downtown with the Norfolk Southern and Burlington Northern Santa Fe

Railroad running through Hannibal. If approved, a “quiet” zone must be at least 1/2 mile in length, have crossing gates and flashing lights, power out indicators and constant warning time devices. After researching “quiet” zones, Mayor Pro Tem Dobson and City Manager LaGarce found multiple requirements for the creation of the zones, but no one that would step up and help, from either the railroad or the Federal Railroad Administration. He stated he entered the subject into Goggle and found numerous towns and cities that have accomplished “quiet” zones, so it is possible. Mayor Pro Tem Dobson had spoken to a retired BNSF engineer who believes many of the requirements such as power failure indicators and speed control devices are already in place. One requirement is the presence of crossing arms in which, Main Street, Broadway and Center Street crossings already have. The pedestrian crossing at Hill Street already has electric signals and Mayor Pro Tem Dobson believes traffic control devices would need to be added to all areas to keep people from driving around the crossing arms. It is Mayor Pro Tem Dobson’s hope that traffic control devices could be incorporated into the new Riverfront design; noting they can be curbed islands or traffic sticks (such as what was used on McMaster’s Avenue during construction).

Mayor Pro Tem Dobson is proposing three crossings, one crossing the Mark Twain Riverboat’s landing, it could begin between Ely Street, north to Steve Terry’s place. There are two options for “quiet” zones; a 24 hour quiet zone or a night time quiet zone, in which Council could determine which they wanted to do. This evening Mayor Pro Tem Dobson is requesting for the engineering study to be completed for a “quiet” zone in the downtown area.

Mayor Hark then commended Mayor Pro Tem Dobson for listening to the community and looking into their needs. He feels that looking into the issue would be no harm and having an engineer perform the study is the right method to take.

Council Member Van Hoose then spoke advising he does have a concern, he agrees the horns are loud but he feels it would be a safety issue. Mayor Pro Tem Dobson advised that he did in fact answer a call last year where a gentleman was walking down the railroad tracks with ear buds/earphones in, he didn’t hear the train and it cost him his life. Therefore even with the whistles blowing tragedies can occur.

**JEFF LAGARCE – CITY MANAGER**  
**Re: Emergency Management Coordinator – Agreement**  
*John S. Hark - \$30,000*  
*(Resolution No. 2179-18, to follow)*

City Manager LaGarce then advised he has a resolution on the agenda authorizing an agreement with Emergency Management Coordinator, John S. Hark. LaGarce would like to renew the contract which will expire in January, 2019. LaGarce explained he would like to increase the agreement by \$1,200.00, with the last increase being in 2010, for an annual amount of \$30,000.

LaGarce stated that John Hark has advanced the City’s cumulative emergency preparation plans and responses over the years. He has coordinated and handled the numerous disaster scenarios, ongoing coordination with FEMA and SEMA, and has done a fine job.

If approved, the new agreement would become effective January 15, 2019.

LaGarce stated Resolution No. 2179-18 is to follow for approval.

**KAREN BURDITT – FINANCE DIRECTOR**

**Re: Hannibal Municipal Airport Runway Project – State Block Grant Agreement**

*Federal Aviation Administration, Department of Transportation*

*(Bill No. 18-023, to follow)*

Karen Burditt, Finance Director, approached Council stating she submitted American Pavement Solutions, Incorporated’s bid to MODOT, in which they have approved the City to proceed. The bid from American Pavement Solutions, Inc. came in below the engineer’s estimate that was used for budgeting purposes. The State Block Grant Agreement, which is being presented as an ordinance for a first reading tonight, is a 90/10 cost share. The agreement has been written in the amount of \$306,775, for the federal amount to be reimbursed to the City. These funds are available through a non-primary entitlement funds grant, which is allocated at \$150,000 per year, for approved projects. For this grant, the City will be using \$135,818 of the 2016 balance, \$150,000 of the 2017, and \$20,957 of the 2018 funds. The costs that MODOT has approved for 90% reimbursement are as following:

Jviation’s Eng. design and bidding agreement	\$ 38,343.02
Jviation’s Eng. Contr. services supplemental	\$ 49,396.26
American Pavement Solutions, Inc. Construction	\$252,795.80
<u>Miscellaneous expense (Advertising)</u>	<u>\$ 326.03</u>
TOTAL \$340,861.11 * 90% =	\$306,775.00

Burditt explained the total budgeted amount for the project was \$410,699, of which the City’s 10% matching amount would have been \$41,070. With the current cost, the 10% will be \$6,984 below budget. In order to proceed with this project, she has two resolutions and one ordinance for a first reading for approval.

**Re: Hannibal Municipal Airport Runway Repair Project – Aviation Project Consultant Supplemental Agreement No. 1 Construction Services**

*Jviation - \$49,396.26*

*(Resolution No. 2181-18, to follow)*

Her next item is for a Resolution for an Aviation Project Consultant Supplemental Agreement No. 1 between Jviation and the City of Hannibal. This agreement adds the engineering construction services to the airport Runway repair project, in an amount not to exceed \$49,396.26.

Burditt stated Resolution No. 2181-18 is to follow for approval.

**Re: Hannibal Municipal Airport Runway Repair Construction Service - Form of Contract Agreement**

*American Pavement Solutions, Inc. - \$252,795.80*

*(Resolution No. 2182-18, to follow)*

Burditt’s last order of business is in regards to approving the contract between American Pavement Solutions, LLC and the City. Burditt stated that during the July 17, 2018 Council meeting, a Resolution was approved for the City to enter into a contract with Jviation, for the design and bidding for repairing the joints and remarking of the airport runway 17/35 at the Hannibal Airport. Burditt stated the engineering work has been completed and the bids were let

July 24<sup>th</sup> with bids opened August 22<sup>nd</sup> with four (4) bids received in which American Pavement Solutions, Inc. was the low bidder. The bids received were as follows:

Engineer's Estimate	\$376,472.00
American Pavement Solutions, Inc	\$252,795.80
National Sealant & Concrete, LLC	\$312,825.80
Parking Lot Maintenance, LLC	\$451,492.00
Scodeller Construction	\$424,428.80

Burditt advised Resolution No. 2182-18 is to follow for approval.

**ANDY DORIAN – DIRECTOR, PARKS & RECREATION**  
**Re: Deed of Conservation Easement, Amendment – First Amendment to Deed of Conservation Easement (Sodalis Nature Preserve)**  
*Iowa Natural Heritage Foundation*  
*(Resolution No. 2183-18, to follow)*

Andy Dorian, Parks and Recreation Director, advised he has one item this evening. One year ago, Park's purchased a one (1) acre parcel of land located at the corner of Patchen and St. John's Street, adjacent to the Sodalis Nature Preserve. The Conservation Fund agreed to reimburse the City for the purchase of this land as long as the City agreed to include it in the same Conservation Easement as the Sodalis Nature Preserve. The Parks Department would like to amend the original "Deed of Conservation Easement" to include this approximate 1 acre parcel of land. The amendment to the easement will allow the City to protect and preserve this second tract of land by subjecting it to the same easement on tract 1 and binds the City and all future owners in perpetuity. Dorian stated he was able to negotiate part of the parcel to allow some off street parking, which will hopefully be added this spring.

Dorian stated Resolution No. 2183-18 is to follow for approval.

**HEATH HALL – GENERAL MANAGER, BOARD OF PUBLIC WORKS**  
**Re: Update, Chloramine Replacement Project & Financing**

Heath Hall, General Manager for Board of Public Works, then addressed Council providing an update on the chloramine replacement project, as it has been about 60 days since he has last done so. According to Hall, not a lot has happened, however, the plan is for early December to advertise for bids, allowing about 30 days with bids to be opened in early January. The BPW Board should then be able to approve a contractor, during their January Board meeting. The BPW has been conducting another round of testing during the cold weather, as chemical processes react differently in cold weather than the warm weather. Hall stated that whichever type of carbon they decide to use, won't need to be decided on until closer to completion of the project. The BPW also took bids on the GAC vessels, which are 12 feet in diameter and 20 feet tall, the low bid being around \$100,000 per vessel, which would be a total of \$800,000 for the vessels alone. The bids were a bit under the engineer's estimate, which was good news.

Hall indicated his main reason to coming before Council tonight is the financing for the project. As Council may recall, they discussed a five year sort of plan to help pay for the GAC project, the loss of Ralls County water and the cost of living type raises. The BPW Board has a rate

hearing scheduled for December 17<sup>th</sup> at 5:00 p.m. with the regular meeting to follow. As of now, BPW is proposing a 7 1/2 percent increase in water, which is an average cost of \$2.00 - \$3.00 per residential customer, however no increase for sewer or electric. This will also be the first increase to Ralls County Public Water Supply in quite some time due to terms of a contract. Hall did advise Ralls County today of the proposed increase. The BPW is looking at selling bonds to finance the GAC project, taking this issue to the vote of the people in April. Hall will have a bonding strategy once all bids are received.

Mayor Pro Tem Dobson did have one question, after last night's meeting, Hall indicated the Board stated they were going to purchase steel coated versus stainless steel for the vessels. Mayor Pro Tem Dobson questioned Hall if he had checked with another community using them to see how long the coating would last. Hall advised that the engineering company does not recommend the stainless steel, mainly because of cost. An extremely nice plant in Pennsylvania State that they toured was not using stainless steel. The low bid, Hall stated, doesn't even offer a stainless option, this option would cost about twice as much as the proposed \$100,000 per vessel.

**MIKE MCHARGUE – DPW SUPERINTENDENT**  
**Re: Request, Bid Waiver – Tandem Truck**

Mike McHargue, DPW Superintendent, then approached Council requesting a bid waiver to purchase a tandem truck. McHargue stated Park's and the Street Department are both going to pay half of the cost of the truck. The problem going with sealed bids are most of the trucks that are in the City's price range are being sold to wholesalers or companies that require large equipment. McHargue stated that he has done some research online and the price shown is the lowest price and the vendors won't come down at all or submit a bid. One dealer he spoke to, in Des Moines, Iowa, would not hold the equipment without a \$1,000 deposit to go through the bid process, and that truck was sold within four (4) days. McHargue prefers a truck with an automatic transmission, as his guys are licensed in automatic transmissions, if not they would have to go back to DOT for additional training/licensing. McHargue has found another truck available, in Kansas, in the City's price range and is requesting permission to go outside the bid process to purchase the truck. Mayor Hark again asked if the cost is to be split with Parks and Recreation, in which McHargue concurred. McHargue stated this purchase is already in his budget, Park's is taking their half out of the Huckleberry Pond expansion project, which will be saved by not hiring out for that particular part. McHargue stated with the bulk of his money coming from what was saved on the salt spreader bodies and a small amount from a sales tax capital line item.

A motion was made by Council Member Veach to approve the bid waiver and purchase the truck requested by McHargue. The motion was seconded by Mayor Pro Tem Dobson, who also stated he researched the pricing and it's right in line.

McHargue then stated the dealership in Des Moines, Iowa called him and stated he had just taken possession of the "sister truck" that they were originally interested in. Friday morning, McHargue sent his mechanic and foreman to Iowa to view the truck. McHargue stated he likes this other truck better because it has ten (10) new tires and has 50,000 – 60,000 less miles. McHargue stated the dealer is willing to hold the truck until after the Council meeting tonight for the simple fact that it currently has an exhaust leak, which is being addressed.

Council Member Cogdal asked for clarification if he is asking for approval to purchase this truck in the amount of \$36,900, in which McHargue concurred. Mayor Hark stated that bid waivers are to be asked for sparingly, in which McHargue stated he is aware.

Motion carried.

**Re: Request, Purchase Approval – 2004 Chevy Tandem Truck**

This issue was discussed with the above bid waiver request.

**RESOLUTION NO. 2178-18**

**A RESOLUTION OF THE CITY OF HANNIBAL AUTHORIZING THE MAYOR TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH POEPPING, STONE, BACH & ASSOCIATES, INC. IN THE AMOUNT OF \$7,500 TO PERFORM FEASIBILITY SERVICES RELATIVE TO DOWNTOWN RAILROAD QUIET ZONES**

A motion was made by Mayor Pro Tem Dobson to have the City Clerk read Resolution No. 2179-18 and call the roll for adoption. The motion was seconded by Council Member Veach. Council Member Van Hoose was not in favor of Resolution No. 2178-18 being read therefore roll call was taken.

**ROLL CALL**

**Yes:** Mayor Hark, Council Member Welch, Mayor Pro Tem Dobson and Council Member Cogdal - 4

**No:** Council Members Van Hoose, Veach and Godert - 3

**Absent:** - 0 -

With a 4-3 vote motion was approved for the City Clerk to read Resolution No. 2179-18 and call the roll for adoption.

**ROLL CALL**

**Yes:** Mayor Hark, Council Member Welch, Mayor Pro Tem Dobson and Council Member Cogdal - 4

**No:** Council Members Van Hoose, Veach and Godert - 3

**Absent:** - 0 -

Motion carried.

Mayor Hark declared Resolution No. 2179-18 duly approved and adopted on this date.

## **RESOLUTION NO. 2179-18**

### **A RESOLUTION OF THE CITY OF HANNIBAL AUTHORIZING THE MAYOR PRO TEM TO EXECUTE A FOUR-YEAR SERVICE EMERGENCY MANAGEMENT COORDINATOR AGREEMENT WITH JOHN S. HARK TO SERVE AS THE CITY'S EMERGENCY MANAGEMENT COORDINATOR IN THE AMOUNT OF \$30,000 ANNUALLY**

A motion was made by Council Member Veach, to have the City Clerk read Resolution No. 2179-18 and call the roll for adoption. The motion was seconded by Mayor Pro Tem Dobson.

#### **ROLL CALL**

**Yes:** Council Members Van Hoose, Welch, Veach, Godert, Mayor Pro Tem Dobson and Council Member Cogdal - 6

**No:** - 0 -

**Abstain:** Mayor Hark - 1

**Absent:** - 0 -

Motion carried.

Mayor Hark declared Resolution No. 2179-18 duly approved and adopted on this date.

## **RESOLUTION NO. 2181-18**

### **A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AVIATION PROJECT CONSULTANT SUPPLEMENTAL AGREEMENT NO. 1 BETWEEN THE CITY OF HANNIBAL AND JVIATION, INC IN THE AMOUNT NOT TO EXCEED \$49,396.26 FOR ENGINEERING CONSTRUCTION SERVICES FOR RUNWAY REPAIR PROJECT AT THE HANNIBAL MUNICIPAL AIRPORT**

A motion was made by Council Member Welch, to have the City Clerk read Resolution No. 2181-18 and call the roll for adoption. The motion was seconded by Council Member Veach.

**ROLL CALL**

**Yes:** Mayor Hark and Council Members Van Hoose, Welch, Veach, Godert, Mayor Pro Tem Dobson and Council Member Cogdal- 7

**No:** - 0 -

**Absent:** - 0 -

Motion carried.

Mayor Hark declared Resolution No. 2181-18 duly approved and adopted on this date.

**RESOLUTION NO. 2182-18**

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A FORM OF CONTRACT AGREEMENT BETWEEN THE CITY OF HANNIBAL AND AMERICAN PAVEMENT SOLUTIONS, INC., IN THE AMOUNT OF \$252,795.80 FOR THE RUNWAY 17/35 JOINT REPAIR AND REMARKING PROJECT AT THE HANNIBAL MUNICIPAL AIRPORT**

A motion was made by Council Member Veach, to have the City Clerk read Resolution No. 2182-18 and call the roll for adoption. The motion was seconded by Mayor Pro Tem Dobson.

**ROLL CALL**

**Yes:** Mayor Hark and Council Members Van Hoose, Welch, Veach, Godert, Mayor Pro Tem Dobson and Council Member Cogdal- 7

**No:** - 0 -

**Absent:** - 0 -

Motion carried.

Mayor Hark declared Resolution No. 2182-18 duly approved and adopted on this date.

**RESOLUTION NO. 2183-18**

**A RESOLUTION OF THE CITY OF HANNIBAL AUTHORIZING THE MAYOR TO EXECUTE THE FIRST AMENDMENT TO THE DEED OF CONSERVATION EASEMENT BETWEEN THE CITY AND IOWA NATURAL HERITAGE FOUNDATION PARTIES TO A DEED OF CONSEVATION EASMENT DATED AND FILED ON JANUARY 13, 2016 IN THE OFFICE OF THE MARION COUNTY, MISSOURI RECORDER AS DOCUMENT NUMBER 2016R000108 CONCERNING CERTAIN REAL PROPERTY LEGALLY DESCRIBED IN EXHIBIT A THERETO (“PROPERTY”)**

A motion was made by Mayor Pro Tem Dobson, to have the City Clerk read Resolution No. 2183-18 and call the roll for adoption. The motion was seconded by Council Member Veach.

**ROLL CALL**

**Yes:** Mayor Hark and Council Members Van Hoose, Welch, Veach, Godert, Mayor Pro Tem Dobson and Council Member Cogdal- 7

**No:** - 0 -

**Absent:** - 0 -

Motion carried.

Mayor Hark declared Resolution No. 2183-18 duly approved and adopted on this date.

**BILL NO. 18-023**

**AN ORDINANCE OF THE CITY OF HANNIBAL AUTHORIZING THE MAYOR TO EXECUTE THE STATE BLOCK GRANT AGREEMENT BETWEEN THE CITY AND THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION FOR THE RUNWAY 17/35 JOINT REPAIR AND REMARKING PROJECT AT THE HANNIBAL MUNICIPAL AIRPORT FOR THE AMOUNT OF \$306,775**

*First Reading*

A Motion was made by Mayor Pro Tem Dobson to give Bill No 18-023 a first reading. The motion was seconded by Council Member Veach.

Motion carried.

**CLOSED SESSION**  
*In Accordance with RSMo. 610.021 (2)*  
○ *Real Estate Negotiations*

At this time, Mayor Hark entertained a motion to go into closed session in accordance with RSMo. 610-021, sub-paragraph (2), real estate negotiations, admitting himself, City Manager Jeff LaGarce, City Council Members, City Attorney Drew Ward, City Clerk Angelica Zerbonia, Parks and Recreation Director Andy Dorian and Tourism Director, Gail Bryant. A motion was made by Council Member Veach to enter into closed session. The motion was seconded by Council Member Welch.

**ROLL CALL**

**Yes:** Mayor Hark, Council Members Van Hoose, Welch, Veach, Godert, Mayor Pro Tem Dobson and Council Member Cogdal - 7

**No:** - 0 -

**Absent:** - 0 -

Motion carried.

**OPEN SESSION**

A motion was made by Mayor Pro Tem Dobson to return to open session. The motion was seconded by Council Member Cogdal.

Motion carried.

**ADJOURNMENT**

A motion was then made by Mayor Pro Tem Dobson to adjourn the meeting. The motion was seconded by Council Member Welch.

Motion carried.

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**James R. Hark, Mayor**

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**Angelica N. Zerbonia, MRCC - City Clerk**