

City of Hannibal

OFFICIAL COUNCIL PROCEEDINGS

**Tuesday September 7, 2021
Council Chambers
7:00 p.m.**

ROLL CALL

Present: Mayor Pro Tem Dobson, Council Member Franke, Mayor Hark, Council Members Bowen, Welch and Veach - 6

Absent: Council Member McCoy – 1

CALL TO ORDER

There being a quorum present, Mayor Hark called the meeting to order.

INVOCATION

The invocation was then given by Mayor Pro Tem Dobson.

PLEDGE OF ALLEGIANCE

Mayor Hark then requested Council Member Veach to lead the Pledge of Allegiance to the Flag.

A motion was made by Mayor Pro Tem Dobson to excuse Council Member McCoy from the meeting. The motion was seconded by Council Member Bowen.

Motion carried.

APPROVAL OF AGENDA

A motion was made by Council Member Veach to approve the agenda, as presented, and posted. The motion was seconded by Council Member Bowen.

Motion carried.

APPROVAL OF MINUTES
Special Called Council Meeting – August 10, 2021
Regularly Scheduled Council Meeting – August 17, 2021

A motion was made by Mayor Pro Tem Dobson to approve the special call minutes from August 10, 2021, along with the regularly scheduled Council meeting held August 17, 2021. The motion was seconded by Council Member Bowen.

Motion carried.

APPROVAL OF PAYROLL AND CLAIMS
Second Half – August 2021

A motion was made by Council Member Veach to approve the payroll and claims for the second half of August 2021. The motion was seconded by Council Member Bowen.

Motion carried.

JAMES HARK - MAYOR
Re: Oath of Office – Hannibal Police Officers

- Joshua Douglas
- Joseph Hoebing

Mayor Hark requested Joshua Douglas and Joseph Hoebing; two newly hired police officers, to come forward. Mayor Hark congratulated each one for choosing such an honorable profession, and completing the training and education. He then administered the Oath of Office to both Officer Douglas and Officer Hoebing.

Re: Recommendation of Reappointments

Mayor Hark then made the following recommendations of re-appointments to the Hannibal Convention & Visitors Bureau.

HANNIBAL CONVENTION & VISITORS BUREAU

- **Mary Bowman – reappointment for a term to expire September 2026**
- **Roy Hark – reappointment for a term to expire September 2026**

He advised these nominations will be considered for approval at the next regular Council meeting, to be held September 21, 2021.

Mayor Hark then made the following recommendation of re-appointment to the Policemen & Firemen Retirement Board.

POLICEMEN & FIREMEN RETIREMENT BOARD

- **Pat Benson – reappointment for a term to expire December 2024**

He advised this nomination will also be considered for approval at the next regular Council meeting, to be held September 21, 2021.

JEFF VEACH – HANNIBAL JAYCEES
Re: Request, Street Closures – Jaycee Car Show
Saturday, September 11, 2021 – 7:00 a.m. – 6:00 p.m.

Council Member Jeff Veach advised Brant Dooley, Chairman of the Jaycee Car Show was present and would be presenting the request. Mr. Dooley advised the car show will be held Saturday, September 11, 2021 from 7:00 a.m. to 6:00 p.m., and will be located at 320 S. 3rd Street, in which the Jaycees are requesting Lyon Street to be closed, with barricades, from the viaduct to South Main Street.

Council Member Bowen advised the Loafer's car show is right after this event in Central Park, if they could encourage patrons to attend that event as well, he would appreciate it.

A motion was made by Council Member Bowen to approve the closure of Lyon Street, with barricades, from the viaduct to South Main Street for the Jaycee Car Show being held Saturday, September 11, 2021 from 7:00 a.m. to 6:00 p.m. The motion was seconded by Mayor Pro Tem Dobson.

Motion carried.

CARLA POTTS – NORTHEAST COMMUNITY ACTION CORPORATION
Re: Request, Donation of City Owned Properties & Letter of Support
Infill Low to Moderate Projects – Utilization of HOME Dollars

Carla Potts with Northeast Community Action Corporation (NECAC) then addressed Council by thanking the Mayor and City Manager Peck for the support and all that they have done to help NECAC advising they really want to be a partner with the City. Ms. Potts advised NECAC is interested in building new homes on six lots that the City owns, and requests the City to donate to NECAC. The lots are:

- 2011 Gordon Street
- 2015 Gordon Street
- 315 S. Griffith (encompasses 317 S. Griffith and 1917 Hope)
- 1805 Hope
- 1808 Spruce
- 2110 Spruce

NECAC will submit an application to the Missouri Housing Development Commission for HOME dollars, which are HUD dollars. The general contractor and architect will be in town next week to look at the lot sizes to see what size homes could be built, pending Council approval. Ms. Potts advised generally three-bedroom homes are built with two bathrooms, however, each lot is a little different so she is unsure of size. One important thing about these homes to note is they are not just rental properties. At the end of 15 years, the resident in the home, at that time, can purchase the home for 50% of the appraised value. This is a wonderful opportunity for individuals to become homeowners and help improve the neighborhoods.

The rent for the homes will be \$450, which includes water, sewer and trash. The income guidelines are 40-60% of area median income, so lower income housing. Working families can meet these guidelines, even with two jobs.

NECAC has built these homes, in Montgomery City with 22 in a subdivision. Hannibal would be the first opportunity to build in “scattered” sites, however the opportunities are big in Hannibal. They plan to construct more of these homes, pending funding, in this area to help put homes back on these lots.

She is requesting if Council is agreeable, to prepare support letters from the Mayor, City Manager and any Council Member that is willing to provide one as well. She will send a sample support letter to each Council Member, for their use.

City Manager Peck then requested Ms. Potts to speak about the development, providing who the developer would be, who the owners would be and who the manager would be. Ms. Potts advised that NECAC would develop, own and manage the homes. When the resident gets closer to the time period to become a homeowner, they have an extensive home ownership program that includes budget, credit counseling to get them where they need to be. They also package loans through USDA, which doesn't have anything to do with this project, but could down the road. The application for this project is due October 8th, which is a very short turn around.

LaDonna Hampton, from the audience then asked if the money the tenants make, does it have to come from a job or can it come from disability? Ms. Potts advised there is no set source of where the income has to come from, whether it be from a job or disability. The homes are accessible, built to universal design, in the event someone wants to age in the home. The homes will also be certified bronze by the National Association of Home Builders and will be highly energy efficient.

Council Member Franke asked if NECAC has canvassed the neighborhood to see if this development is something they wanted, in which she advised they had not. Mayor Pro Tem Dobson advised that in the areas they are requesting to develop, it would help infill those neighborhoods and this would be a plus and hopefully with new homes being built, adjacent home owners will want to update their own.

Council Member Franke then asked again if she had spoken with the neighbors, in which she advised they have not. He then asked if the design architecture would match the existing style of the neighborhood, in which she advised yes, they try to accomplish that with all their homes.

Council Member Bowen then questioned the timeline of when people would be able to move in, Ms. Potts advised the grant is due in October and they should know by December if the grant was awarded and would hope to have a firm commitment by spring. She hopes within a year all six homes will be complete, as they will be building them all at the same time. They will bid everything local, they will have a general contractor and will get plans to the local businesses and contractors for bidding.

Peck advised letters of support are needed, along with identification of the lots and a letter that the City has agreed to donate the lots, with the legal description. Ms. Potts advised she does have a listing of the lots, noted earlier, that they would like. Council Member Bowen questioned if one general letter would work, in which Ms. Potts advised they definitely need one from City Manager and the Mayor, however if the Council Members want prepare just one letter from all of them, that would be sufficient.

A motion was made by Council Member Bowen to approve donating six City owned properties; 2011 Gordon Street, 2015 Gordon Street, 315 S. Griffith (encompasses 317 S. Griffith and 1917

Hope), 1805 Hope, 1808 Spruce and 2110 Spruce to NECAC, along with providing a letter of support for the project from Council and the City Manager. The motion was seconded by Council Member Welch.

Council Member Veach asked for clarification, if the City is not actually donating the properties in question until they are notified if the grant is approved, in which Ms. Potts confirmed.

ROLL CALL

Yes: Mayor Pro Tem Dobson, Mayor Hark, Council Members Bowen, Welch and Veach - 5

No: Council Member Franke - 1

Absent: Council Member McCoy - 1

Motion carried.

RICH STILLEY – HANNIBAL SCHOOL DISTRICT #60

Re: Request, Street Closures –Hannibal High School Homecoming Parade

Wednesday, September 29, 2021 – 6:00 p.m. – 6:45 p.m.

Mayor Hark called for Rich Stilley to come forward, as no one was in attendance to represent the Hannibal School District, City Clerk Zerbonia then requested Council to allow her to present on their behalf. Zerbonia advised the request is street closures for the annual Homecoming Parade to be held Wednesday, September 29, 2021 from 6:00 p.m. – 6:45 p.m., with lineup to begin at 5:15 p.m. They are requesting all side streets, along parade route to be blocked, with the route beginning at the intersection of Grand Avenue and Broadway, they then will proceed down Broadway, concluding at Main Street.

Zerbonia advised the hold harmless agreement and certificate of insurance is on file.

A motion was made by Council Member Veach to approve the street closures for the Hannibal High School annual Homecoming Parade to be held Wednesday, September 29, 2021 from 6:00 p.m. – 6:45 p.m., with line-up at 5:15 p.m. The motion was seconded by Council Member Bowen.

Motion carried.

DEBBIE HIGEE-ROBERTS – HANNIBAL HIGH SCHOOL

Re: Request, Street Closures – Hannibal Band Day Parade

Tuesday, October 12, 2021 – 3:00 p.m. – 5:00 p.m.

Zerbonia then presented the request for street closures for the annual Hannibal Band Day Parade to be held Tuesday, October 12, 2021 from 3:00 p.m. to 5:00 p.m. The school is requesting for the bands to be allowed to assemble at Dulaney Park, with the parade route proceeding up Grand Avenue, turning right onto Broadway and finishing at the end of Broadway and Main Street, where buses will be parked. They are also requesting all side streets to be blocked along the

parade route. In the event that weather cancels the parade on October 12th; they are requesting permission for a “rain date” of Tuesday, October 19, 2021, with the same route.

City Clerk Zerbonia advised the hold harmless and certificate of insurance is on file for this event as well.

A motion was made by Mayor Pro Tem Dobson to approve the street closures for the Hannibal High School Annual Band Day Parade to be held Tuesday, Tuesday, October 12, 2021 from 3:00 p.m. to 5:00 p.m., with a “rain date” of Tuesday, October 19, 2021. The motion was seconded by Council Member Veach.

Motion carried.

LADONNA HAMPTON – 1921 MISSOURI AVENUE
Re: Election Advertising

LaDonna Hampton, resident of 1921 Missouri Avenue, addressed Council reminding them that she had come to Council a few weeks, or a month ago and she was asked to come back to share her findings. She informed Council she called the Missouri Ethics Commission and she was given the statute 115.646, regarding public funds, which was effective August 28, 2021. Ms. Hampton advised the individual at the Ethics Commission would not interpret the statute for her. She then called Missouri State Representative Louis Riggs, who referred her back to the City Council.

Ms. Hampton advised it states in the statute that this section shall not be construed to prohibit any public official of a political subdivision, including school districts and chartered schools from making public appearances or from issuing press releases concerning any such ballot measure. Any purposeful violation of this section shall be punished as a class four election offense. When she reads this she looks at it as it doesn't prohibit money being spent to advertise it, only if it someone is “pushing the agenda item”.

City Attorney Lemon advised he agrees with her, and that is a logical interpretation of the section, unfortunately that's not how the Ethics Commission interprets it. The way they interpret it is, if the City spends any public money, which includes wages, is a violation. Lemon stated when the City was sued by the Ethics Commission previously, it was the Ethics Commission's finding that since the City Manager, the previous one, had prepared a brochure on City payroll, it was an inappropriate expenditure of funds.

Ms. Hampton then asked how this could be changed, as when she called the Ethics Commission they refused to interpret it for her. Lemon advised that's the answer given, until someone calls them to complain. She then asked why the City couldn't file a lawsuit against the Ethics Commission.

Council Member Franke then questioned if mailing a sample ballot to households would be considered the same. Lemon advised it could, it would however, depend upon what is included in the mailing. There is no question that informational material can be mailed out. The problem is the Ethics Commission looks for things that they can construe as attempting to influence the vote and they go very “far afield” of what the case law says they should. What happens is they prosecute you at the administration level with their “in-house” members and you will lose 99%

of the time. The problem is even mailing out sample ballots you potentially run the risk of them stating that was an attempt to influence the voters. Council Member Franke then asked if Ms. Hampton could find another municipality in Missouri that has mailed out sample ballots without any repercussion, if that suffices Lemon. Lemon advised that it would not, as he doesn't trust the Ethics Commission. Ms. Hampton then asked again, why the City can't sue them, in which Lemon advised you can only sue if you have an "ongoing thing". The City could have appealed the prior conviction, however, the prior City Manager did not want to. As the Ethics Commission did not sue the City but the City Manager personally, the City Manager did not want that "black mark" on his record and chose to accept the fine and findings. Lemon did not blame the prior City Manager for the decision and he can attest that the City Manager was very cautious on what information was on the brochure, it was informational only. Ms. Hampton then asked what could be done to change this, as she feels this needs to be changed, Lemon advised that the Legislatures are the only ones to have the ability to change these laws. He advised that state law says one thing but it also authorizes the Ethics Commission and other administrative agencies to promulgate such rules and regulations as they deem appropriate. That's the problem, this is pursuant to a rule or regulation and the only people that can "adjust" those are legislatures or through a court proceeding. Lemon feels the Legislature process is the much more appropriate way to do it, not to sue them.

Mayor Hark advised he sat through the proceedings against the former City Manager and it was a proceeding on "their turf", on "their terms", only allowing one person in at a time and the City didn't even get a chance to have any rebuttal with them. The City Manager had to pay a fine, personally out of his own pocket, as it was brought against him, personally. He recommended Ms. Hampton continue contacting her legislator until something is done.

Council Member Welch advised he has no idea what it takes, cost wise, to send out a letter, however, if a private citizen sent out their own brochure/information, and questioned Lemon if that would be appropriate, Lemon advised that a private group can indeed send those out. Ms. Hampton indicated she feels that mailings should be paid by tax payer money, not private citizens.

Council Member Franke questioned Lemon why the Secretary of State's Office says it's acceptable to send out a sample ballot if it's not. Lemon advised he isn't stating it's inappropriate to send out sample ballots, he is just advising what the former City Manager prepared was a very simple brochure, and while he's not telling Council they can't send out a sample ballot, they run a risk that the Ethics Commission will say by the actions of sending it out may be an attempt to persuade voters. There are multiple cases that state what the City Manager did was valid, however, the Ethics Commission didn't care what the law was, they had already made the decision before the hearing even started. The big problem is being that Hannibal has been found guilty of this violation once, as there is a presumption under law if you do it again, you are automatically guilty and that needs to be a concern of the City and staff. If Council votes to approve sending materials, it would take the burden off City staff.

Ms. Hampton then addressed the infrastructure, advising she works for Premier Healthcare, and there is not a lot of kid's things to do here. She feels it would be nice if Hannibal had water things for kids to run through that would be located in the parks. The area parks have a lot of activities now but she feels adding those would be beneficial, this is just a suggestion. Mayor Hark and Council Member Franke thanked her for coming before Council.

JAMES LEMON – CITY ATTORNEY

Re: Code Amendment, Chapter 28, Streets, Sidewalks, and Other Public Places, Article VI – Tree Regulation, Division 3 – Planting, Maintenance and Removal of Trees, Section 28-295 Tree Maintenance
(Bill No. 21-027, to follow)

City Attorney Lemon then addressed Council regarding a Code amendment to Chapter 28, *Streets, Sidewalks, and Other Public Places, Article VI – Tree Regulation, Division 3 – Planting, Maintenance and Removal of Trees, Section 28-295 Tree Maintenance*. He advised there was some question on what the City’s authority is in regards to dangerous trees on private property. There was an argument that the City was authorized to “deal” with those trees, however the language was a little “hazy”. After discussing this with the City Manager and Director of Central Services, he reviewed the Ordinance and made changes to clarify what was already stated, primarily by creating a new subsection which sets out area which were contradictory in other sections.

Lemon stated Bill No. 21-027 is to follow, for a first reading.

Council Member Franke asked Lemon if he could give him the “run –down” of the changes. Lemon advised it’s basically clarifying the fact that, if a tree is considered dangerous, the obligation is on the homeowner to clean it up, if you put them “on notice”. However, in a situation where the City deems it’s a danger to the public, it gives the City authority to take action and to ask the homeowner to pay for the work.

Council Member Bowen questioned if this update would make a mandate throughout the town, or is this more of a “house-keeping” item and is the City going to go around “cleaning up” everyone’s trees, or is only when a complaint is filed? City Manager Peck stated she believes it will be more a complaint based issue as the City doesn’t have time or manpower to go around town looking for dangerous trees. Council Member Franke feels this will be very useful in emergency situations.

ANDY DORIAN – DIRECTOR, CENTRAL SERVICES

Re: Final Plat Approval – Willing Subdivision

(Bill No. 21-028, to follow)

Andy Dorian, Director of Central Services, approached Council, advising he had several items. The first being approval of the final plat of the Willing subdivision. On August 19, 2021, Four Points Land Surveying and Kevin Willing went before the Planning and Zoning Commission to present the final plat of the Willing Subdivision, which will be a residential subdivision and located on Stardust Drive. This 1.2-acre property is intended to include four (4) single family dwellings, when completed.

Mayor Hark stated Bill No. 21-028 is to follow, for a first reading.

Council Member Bowen questioned if this subdivision was approved meeting all new updated subdivision code requirements, which it was confirmed it was.

Re: Huckleberry Park Pond – Community Assistance Program Agreement

*Missouri Department of Conservation
(Resolution No. 2365-21, to follow)*

Dorian's next item is approval for the Parks & Recreation Department to enter into a 25-year Community Assistant Program agreement with the Missouri Department of Conservation for the Huckleberry Park Pond. If approved the MO Department of Conservation will provide 50% of the trout supply in the Huckleberry Pond and a fishery biologist to monitor the fish stock in the pond. With this agreement Parks & Recreation has access to the Department of Conservation's entire fishery biologist team.

Dorian advised he realizes some are hesitant to enter into a 25-year agreement, however, as the pond and park were developed using Land, Water, Conservation Fund Money, the department is already federally required to maintain the pond, for fishing, for perpetuity. This agreement with the Conservation Department allows the City to utilize the professional resources of the State to help manage and maintain the pond. In the end, this is a win-win for both agencies.

Council Member Franke questioned Dorian on how many trout would be stocked in the pond, in which Dorian advised it is based on a per pound, not number of, he believes the last time it was filled several 100 were placed. The Department of Conservation stocks the pond with different kinds of trout, even gold ones. They will then monitor the number of fish and other things to keep it stocked with the right amount.

Mayor Hark then stated that this weekend he observed a senior living care facility who had taken a couple of vans of residents to the pond and were utilizing the docks. Some actually had mobility issues and they were able to sit and utilize the fishing dock. Dorian advised the Department has actually had articles in magazines due to the accessibility to the pond from the dock. There have been groups that have visited the pond solely because of that.

Mayor Hark stated Resolution No. 2365-21 to follow, for approval.

Re: Sale of City Owned Properties, 253 Division, Arch & Elm Streets- Vacant Lot and Arch & Crescent Street – Vacant Lot - Agreements for Transfer of Real Estate & Special Warranty Deeds

*Lori Rogers - \$500, plus fees, per lot
(Resolution Nos. 2366-21, 2367-21 and 2368-21, to follow)*

Dorian's next item is the request to sell three (3) City owned properties to Lori Rogers. Ms. Rogers made a request to the City to purchase 253 Division, a vacant lot at Arch and Elm, and a vacant lot at Arch and Crescent. The lots at 253 Division and Arch and Elm are adjoining lots. Two of the three lots were acquired by the City from the Marion County Trustee, thru tax sale, with the other lot the City had ownership for many years. Ms. Rogers resides at 215 Summit, which is near all three of these lots. Ms. Rogers has purchased City lots in the past and has been actively cleaning up and maintaining them all. She would like to do the same with these three lots, by cleaning up the overgrown trees and removing yard debris so that they can become usable green spaces. Dorian advised, if approved, these lots would be sold for \$500, plus fees, per lot.

Mayor Hark stated Resolution Nos. 2366-21, 2367-21 and 2368-21 are to follow, for approval.

Re: Sale of City Owned Property, 320-22 South 11th/1010-12 Collier Street – Agreement for Transfer of Real Estate & Special Warranty Deed

*James Whitley - \$500, plus fees
(Resolution No. 2369-21, to follow)*

Dorian's next item is also approval to sell City owned property to Jamie Whitley. Mr. Whitley submitted a request to purchase 320-22 S 11th/1010-12 Collier, which is a City owned lot that has been owned by the City since 1992. Mr. Whitley would like to build a shop on this lot for his business, O'Brien Sewer. This would allow him to be able to house his equipment and to have an office for his customers. The zoning at this property is F-Industrial, therefore this use is allowed. Dorian advised Mr. Whitley has also visited with the Building Inspector on what permits are needed to proceed with the construction, pending approval and if approved, this lot would be sold for \$500, plus fees.

Mayor Hark stated Resolution No. 2369-21 is to follow, for approval.

Re: Sale of City Owned Property, 323 South Arch Street – Agreement for Transfer of Real Estate & Special Warranty Deed

*Frank Ellis - \$500, plus fees
(Resolution No. 2370-21, to follow)*

Dorian's last item is also the sale of another City owned property to Frank Ellis. Mr. Ellis submitted a request to purchase 323 South Arch Street, which is a lot the City acquired from the Marion County Trustee. Mr. Ellis owns the neighboring lot at 321 South Arch Street therefore, this would be an addition to his property. Mr. Ellis has been mowing and maintaining the lot for several years, and recently discovered it was available for purchase and submitted a request. Dorian advised, if approved, this lot would be sold for \$500, plus fees.

Mayor Hark stated Resolution No. 2370-21 is to follow, for approval.

Dorian then informed Council that over the last two years, including those being considered tonight, the City will have sold over 30 City owned lots, getting them back on tax roles.

RESOLUTION NO. 2365-21

**A RESOLUTION OF THE CITY OF HANNIBAL AUTHORIZING
THE MAYOR TO EXECUTE A COMMUNITY ASSISTANCE
PROGRAM AGREEMENT BETWEEN THE CITY OF HANNIBAL
AND THE MISSOURI DEPARTMENT OF CONSERVATION FOR
THE MAINTENANCE AND MANAGEMENT OF THE
HUCKLEBERRY POND**

A motion was made by Mayor Pro Tem Dobson to have the City Clerk read Resolution No. 2365-21 and call the roll for adoption. The motion was seconded by Council Member Veach.

ROLL CALL

Yes: Mayor Pro Tem Dobson, Council Member Franke, Mayor Hark, Council Members Bowen, Welch and Veach - 6

No: - 0 -

Absent: Council Member McCoy - 1

Motion carried.

Mayor Hark declared Resolution No. 2365-21 duly approved and adopted on this date.

RESOLUTION NO. 2366-21

A RESOLUTION OF THE CITY OF HANNIBAL AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT FOR TRANSFER OF REAL ESTATE AND SPECIAL WARRANTY DEED FOR THE SALE OF CITY OWNED PROPERTY, KNOWN AS 253 DIVISION, TO LORI ROGERS, IN THE AMOUNT OF \$500 PLUS FEES

A motion was made by Council Member Veach to have the City Clerk read Resolution No. 2366-21 and call the roll for adoption. The motion was seconded by Mayor Pro Tem Dobson.

ROLL CALL

Yes: Mayor Pro Tem Dobson, Council Member Franke, Mayor Hark, Council Members Bowen, Welch and Veach - 6

No: - 0 -

Absent: Council Member McCoy - 1

Motion carried.

Mayor Hark declared Resolution No. 2366-21 duly approved and adopted on this date.

RESOLUTION NO. 2367-21

A RESOLUTION OF THE CITY OF HANNIBAL AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT FOR TRANSFER OF REAL ESTATE AND SPECIAL WARRANTY DEED FOR THE SALE OF CITY OWNED PROPERTY, A VACANT LOT AT ARCH AND ELM STREET TO LORI ROGERS IN THE AMOUNT OF \$500 PLUS FEES

A motion was made by Council Member Veach to have the City Clerk read Resolution No. 2367-21 and call the roll for adoption. The motion was seconded by Council Member Bowen.

ROLL CALL

Yes: Mayor Pro Tem Dobson, Council Member Franke, Mayor Hark, Council Members Bowen, Welch and Veach - 6

No: - 0 -

Absent: Council Member McCoy - 1

Motion carried.

Mayor Hark declared Resolution No. 2367-21 duly approved and adopted on this date.

RESOLUTION NO. 2368-21

A RESOLUTION OF THE CITY OF HANNIBAL AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT FOR TRANSFER OF REAL ESTATE AND SPECIAL WARRANTY DEED FOR THE SALE OF CITY OWNED PROPERTY, A VACANT LOT AT ARCH AND CRESCENT STREETS TO LORI ROGERS, IN THE AMOUNT OF \$500 PLUS FEES

A motion was made by Council Member Veach to have the City Clerk read Resolution No. 2368-21 and call the roll for adoption. The motion was seconded by Council Member Bowen.

ROLL CALL

Yes: Mayor Pro Tem Dobson, Council Member Franke, Mayor Hark, Council Members Bowen, Welch and Veach - 6

No: - 0 -

Absent: Council Member McCoy - 1

Motion carried.

Mayor Hark declared Resolution No. 2368-21 duly approved and adopted on this date.

RESOLUTION NO. 2369-21

A RESOLUTION OF THE CITY OF HANNIBAL AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT FOR TRANSFER OF REAL ESTATE AND SPECIAL WARRANTY DEED FOR THE SALE OF CITY OWNED PROPERTY, KNOWN AS 320-22 S 11TH/1010-12 COLLIER STREETS TO JAMIE WHITLEY IN THE AMOUNT OF \$500 PLUS FEES

A motion was made by Council Member Bowen to have the City Clerk read Resolution No. 2369-21 and call the roll for adoption. The motion was seconded by Council Member Veach.

ROLL CALL

Yes: Mayor Pro Tem Dobson, Council Member Franke, Mayor Hark, Council Members Bowen, Welch and Veach - 6

No: - 0 -

Absent: Council Member McCoy - 1

Motion carried.

Mayor Hark declared Resolution No. 2369-21 duly approved and adopted on this date.

RESOLUTION NO. 2370-21

A RESOLUTION OF THE CITY OF HANNIBAL AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT FOR TRANSFER OF REAL ESTATE AND SPECIAL WARRANTY DEED FOR THE SALE OF CITY OWNED PROPERTY, KNOWN AS 323 SOUTH ARCH STREET TO FRANK ELLIS IN THE AMOUNT OF \$500 PLUS FEES

A motion was made by Council Member Bowen to have the City Clerk read Resolution No. 2370-21 and call the roll for adoption. The motion was seconded by Council Member Veach.

ROLL CALL

Yes: Mayor Pro Tem Dobson, Council Member Franke, Mayor Hark, Council Members Bowen, Welch and Veach - 6

No: - 0 -

Absent: Council Member McCoy - 1

Motion carried.

Mayor Hark declared Resolution No. 2370-21 duly approved and adopted on this date.

BILL NO. 21-027

AN ORDINANCE OF THE CITY OF HANNIBAL REVOKING AND REPLACING CHAPTER 28, *STREETS, SIDEWALKS, AND OTHER PUBLIC PLACES*, ARTICLE VI – *TREE REGULATION*, DIVISION 3 – *PLANTING, MAINTENANCE AND REMOVAL OF TREES*, SECTION 28-295 *TREE MAINTENANCE* OF THE REVISED ORDINANCES OF THE CITY OF HANNIBAL REGARDING TREE MAINTENANCE

First Reading

A motion was made by Mayor Pro Tem Dobson to give Bill No. 21-027 a first reading. The motion was seconded by Council Member Veach.

Motion carried.

BILL NO. 21-028

AN ORDINANCE OF THE CITY OF HANNIBAL APPROVING AND ACCEPTING THE FINAL PLAT OF THE WILLING SUBDIVISION, A SUBDIVISION BEING PART OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 24, TOWNSHIP 57 NORTH, RANGE 5 WEST OF THE FIFTH PRINCIPAL MERIDIAN, MARION COUNTY, MISSOURI

First Reading

A motion was made by Council Member Bowen to give Bill No. 21-028 a first reading. The motion was seconded by Council Member Veach.

Motion carried.

CLOSED SESSION
In Accordance with RSMo. 610.021 (1), (3)

Mayor Hark then entertained a motion to enter into closed session in accordance with RSMo. 610-021, sub-paragraphs (1) and (3) admitting himself, City Council Members, City Attorney James Lemon, City Manager Lisa Peck, City Clerk Angel Zerbonia, Director of Central Services Andy Dorian, Director of Hannibal Regional Economic Development Council Corey Mehaffey and General Manager of the Board of Public Works Darren Gordon. A motion was made by Council Member Veach to enter into closed session. The motion was seconded by Council Member Bowen.

ROLL CALL

Yes: Council Member McCoy, Mayor Pro Tem Dobson, Council Member Franke, Mayor Hark, Council Members Bowen and Welch - 6

No: - 0 -

Absent: Council Member Veach - 1

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 Veach.

Motion carried.

ADJOURNMENT

A motion was then made by Council Member Veach to adjourn the meeting. The motion was seconded by Mayor Hark.

Motion carried.

James R. Hark, Mayor

Angelica N. Zerbonia, MRCC, CMO - City Clerk