

City of Hannibal
OFFICIAL COUNCIL AGENDA

**Tuesday May 2, 2023
Council Chambers
7:00 p.m.**

Meetings are open to the public, however, if you would like to view the meeting, you may do so using the following instructions:

City Council meetings will be videotaped to be shown live on the City of Hannibal YouTube page.

Although the meeting will be shown live, residents will also be able to watch the meeting on the YouTube page after the meeting.

The instructions to watch the meetings online follow:

1. Type in www.youtube.com in the web browser
2. Type in City of Hannibal in the "Search" bar and hit Enter and hit the magnifying glass on the right side of the search bar.
3. Click on "City of Hannibal" or the city of Hannibal crest.
4. During the City Council meeting, there will be a red Thumbnail with the word "Live" on it.
5. Click on the Thumbnail to watch the meeting.
6. The meeting may be viewed on the website in its entirety after the meeting.

ROLL CALL

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

APPROVAL OF MINUTES

Regularly Scheduled Council Meeting – April 18, 2023

**Closed Session Minutes- November 1, 2022
Closed Session Minutes- November 15, 2022
Closed Session Minutes- December 6, 2022
Closed Session Minutes- December 20, 2022
Closed Session Minutes- January 17, 2023
Closed Session Minutes- February 21, 2023
Closed Session Minutes- March 7, 2023**

APPROVAL OF PAYROLL AND CLAIMS

Second Half- April 2023

JASON NOLAND – HANNIBAL HIGH SCHOOL

Re: Hannibal High School Graduation Ceremony

Street Closures for Graduation Ceremony

**JEFF HARDOIN – 1021 CENTER STREET
Re: Citizens of Hannibal**

**DAVID W. RUBY – 62325 OAK HILL ROAD
Re: Use of Clemens Field**

**APRIL AZOTEA – HANNIBAL MO.
Re: Questions for City Council and Mayor**

**JIM VAN HOOSE – 1009 SIERRA STREET
Re: City Manager Monthly Report**

**MELISSA COGDAL – DEPUTY CITY CLERK
Re: Certification of Election, April 2023**

I, Melissa Cogdal, Deputy City Clerk of Hannibal, Missouri, do hereby certify that following is a complete and true copy of the Certification of Election, held on April 4, 2023, as certified to me by the Marion and Ralls County Clerks.

**Witness my Hand and the Seal
Of the City of Hannibal. Done
This 18th day of April 2023.**

**CERTIFICATION OF ELECTION
Results of the Municipal Election of
April 4, 2023**

For Council Member – Fifth Ward:	<u>Marion County</u>	<u>Ralls County</u>
Colin R. Welch	220	18
Write In	<u>0</u>	<u>0</u>
Total Votes	220	18

Declaring Colin R. Welch winner of the Fifth Ward Council seat.

For Council Member – Sixth Ward:	<u>Total</u>
Jeffery A. Veach	339
Write In	0

Declaring Jeffery A. Veach winner of the Sixth Ward Council seat.

Proposition R

Shall the Citizens of Hannibal support the City of Hannibal's Recycling Program by approving a recycling fee of \$1.90 (One dollar and ninety cents) per month, said fee to be charged on each utility bill issued by the City of Hannibal Board of Public Work for service provided within the City Limits of Hannibal, Missouri with said recycling services to be provided by a third party contractor, with preference granted to contractors providing meaningful, productive employment for people with disabilities? If adopted, this fee shall continue for a three-year period to begin May 1, 2023 and expire April 30, 2026.

	<u>Yes</u>	<u>No</u>
Marion County	1,131	738
Ralls County	<u>8</u>	<u>11</u>
TOTAL VOTES	1,139	749

Showing a total vote of 1,888 for Proposition R for the City of Hannibal: 1,139- YES and 749 - NO votes; declaring Proposition R having passed by 390 votes.

Proposition 1

Shall the City of Hannibal, Missouri impose a citywide sales tax of three percent (3%) on all tangible personal property retail sales of adult use marijuana sold in the City of Hannibal, Missouri?

	<u>Yes</u>	<u>No</u>
Marion County	1,265	597
Ralls County	<u>12</u>	<u>7</u>
TOTAL VOTES	1,277	604

Showing a total vote of 1,881 for Proposition 1 for the City of Hannibal: 1,277- YES and 604 - NO votes; declaring Proposition 1 having passed by 673 votes.

JAMES R. HARK – MAYOR

Re: Oath of Office

- *5th Ward Council Member – Colin Welch*
- *6th Ward Council Member – Jeff Veach*

Re: Approval of Appointment

Historic Development District Commission

Bob Yapp – appointment for a term to expire May 2024

Andrew Wikstrom – appointment for a term to expire May 2028

Re: Renewal Professional Service Contract James Lemon Law Firm, LLC

(Resolution No. 2454-23, to follow)

LISA PECK – CITY MANAGER

Re: Approval of Appointment

Planning and Zoning Commission

Andrew Wikstrom – appointment for a term to expire June 2024

Re: Recommendation of Re-appointment

Planning and Zoning Commission

Barry Louderman– appointment for a term to expire June 2027

MARIA KUHNS – HANNIBAL REGIONAL ECONOMIC DEVELOPMENT COUNCIL

Re: Update on Proposed Hannibal Community Improvement District

MIKE MURPHY – BUILDING INSPECTOR

Re: Set Public Hearing, Tuesday June 6, 2023

Vacate portion Choteau Street

ANDY DORIAN, DIRECTOR – CENTRAL SERVICES

Re: Bid Award Approval, Annual Street Materials

- Aggregates - No Bid Received
- Snow Removal Salt – Compass Minerals - \$103.42
- Snow Removal Salt - Cargill Inc. \$108.38/ton
- Asphalt - Emery Sapp & Sons - \$84.00
Diamond Asphalt - \$90.00
- Cold Patch - Diamond Asphalt - \$140.00
- Liquid Calcium Chloride – SICALCO - \$.89/gallon
- CLSM (Flowable Fill) – Bleigh Ready Mix - \$117.00/\$40.00per hour
- Eastern Missouri Concrete - \$109.50/\$40.00/ per hour
- Gasoline and Diesel Fuel - Big River Oil
- Concrete - Bleigh Ready Mix - \$136.55/\$40.00per hour
Mark Twain Ready Mix - \$135.00/\$40.00 per hour

CHARLES PHILLIPS – 4TH WARD COUNCIL MEMBER

STEPHAN FRANKE – 3RD WARD COUNCIL MEMBER

Re: City Managers Report

(Bill No. 23-010, to follow)

Re: Update on Tow Company Rotation List

BILL NO. 23-010

**AN ORDINANCE REVISING CHAPTER 2 OF THE REVISED
ORDINANCES OF
THE CITY OF HANNIBAL BY REVOKING AND ENACTING IN IT'S
PLACE A NEW CHAPTER 2, ARTICLE III – CITY COUNCIL,
DIVISION 2, RULES AND ORDER OF BUSINESS, SECTION 2-172**

First Reading

RESOLUTION NO. 2454-23

**A RESOLUTION AUTHORIZING THE MAYOR TO SIGN A
PROFESSIONAL SERVICES CONTRACT WITH THE LEMON LAW
FIRM, LLC TO PROVIDE SERVICES AS CITY ATTORNEY AND
CITY PROSECUTOR**

CLOSED SESSION

In Accordance with RSMo. 610.021 (1), and (3)

ADJOURNMENT



4500 McMasters Avenue
Hannibal, MO 63401-2299
www.hannibal60.com
Phone: (573)221-2733 Fax: (573)221-9511

Ted Sampson, Principal

Jacob Greving, Assistant Principal

Jason Noland, Assistant Principal

James Hark
City Hall
320 Broadway
Hannibal, MO 63401

April 25, 2023

Dear Mayor Hark:

This letter is to request that Brookside from McMasters Avenue to Edgewood be shut down from 6:30 PM to 8:30 PM on Thursday, May 25, 2023 for the Commencement Ceremony at Hannibal High School. If at all possible, we would also like to request if you could provide barricades to close this street at McMasters Avenue, Edgewood, and Greenway.

If you have any questions or concerns, please call me at your earliest convenience. Thanks for your assistance in making Commencement a successful and dignified ceremony.

Respectfully,

Jason Noland
Assistant Principal
Hannibal High School



Return to:
Office of the City Clerk
320 Broadway Hannibal, MO 63401 Ph.
(573) 221-0111
Fax (573) 221-8191
Email to: bdooley@hannibal-mo.gov

SPECIAL EVENT APPLICATION

(Council Meetings are the 1st & 3rd Tuesdays of each month)
Deadline for Submission: Wednesday, Prior to Council Meeting

Today's Date: 4/25/23 Date you wish to be placed on Agenda: 5/2/23
Your Organization: Hannibal High School Special Event: Graduation Ceremony
Date(s) of Event: 5/25/23 Requested Times (from-to): 6:30pm - 8:30pm
Description of Activity: Requesting street closure of Brookside Drive
during Hannibal High commencement ceremony
Primary Contact Person(s): Jason Noland Home Phone: _____
Work Phone: 573-221-2733 Cell Phone: 573-719-6998 E-mail: jnoland@hannibalmo.com
Assistance Needed (location, etc.): Barricades @ Hwy 61 & Brookside, Sunset &
Brookside, Edgewood & Brookside during the duration
of ceremony

DEPARTMENTAL COMMENTS

Police: No cost to HPD. Dept. Cost: 0
-Lieutenant Routh
Fire: No issue with this event. Dept. Cost: 0
-Chief Ryan Neisen
Public Works: N/A Dept. Cost: 0
-N/A
Building Inspector: I have no comment. Dept. Cost: 0
-Mike Murphy

Parks: Parks has no objections. Dept. Cost: 0
-Andy Dorian

Street: Streets has no objections. Dept. Cost: 0
-Andy Dorian

Tourism: No comments. Dept. Cost: 0
-Megan Rapp


Administration: Approval upon receipt of Certificate of Insurance. Dept. Cost: 0
-Clerk's Office

STAFF RECOMMENDS: _____

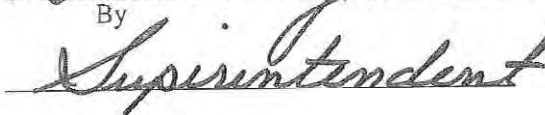


Hold Harmless and Insurance Requirements

- 1) To the fullest extent permitted by law, Sponsor agrees to indemnify, defend and hold harmless the City of Hannibal, its officers, agents, volunteers, and employees from and against all suits, claims, damages, losses, and expenses, including but not limited to attorneys' fees, court costs, or alternative dispute resolution costs arising out of, or related to, Sponsor's use of City streets, roads, parks, sidewalk or other facilities under this agreement involving an injury to a person or persons, whether bodily injury or other personal injury (including death), or involving an injury or damage to property (including loss of use or diminution in value), but only to the extent that such suits, claims, damages, losses or expenses are caused by the negligence or other wrongdoing of Sponsor, its officers, agents and volunteers, or anyone directly or indirectly employed or hired by Sponsor or anyone for whose acts Sponsor may be liable, regardless of whether caused in part by the negligence or wrongdoing of City and any of its agents or employees
- 2) Sponsor shall purchase and maintain the following insurance, at Sponsor's expense; Commercial General Liability Insurance with a minimum limit of \$1,000,000 each occurrence / \$2,000,000 general aggregate written on an occurrence bases.
Comprehensive Business Automobile Liability Insurance for all owned, non-owned and hired automobiles and other vehicles used by Sponsor with a combined single limit of \$1,000,000 minimum.
Workers Compensation insurance with statutorily limits required by any applicable Federal or state law and Employers Liability insurance with minimum limit of \$1,000,000 per accident.
- 3) All policies of insurance must be on a primary basis, non-contributory with any other insurance and/or self-insurance carried by the City.
- 4) Prior to using City's facilities or infrastructure under this agreement, Sponsor shall furnish the City with certificates of insurance evidencing the required coverage, conditions, and limits required by this agreement, have the City named as an additional insured and provide the appropriate additional insured endorsements.
- 5) No provision of this agreement shall constitute a waiver of the City's right to assert a defense based on the doctrines of sovereign immunity, official immunity, or any other immunity available under law.



By



Title

4-25-23

Date



CITY OF HANNIBAL

Special Event Safety Plan

Questions or Inquiries: Contact Hannibal Fire Department @ 573-221-0657

I. GENERAL

Event Name HHS Graduation Date of Event 5/25/23
Location/Address/Facility Name Porter Stadium 4500 McMasters
Expected Number of Attendees: 2500

II. PURPOSE

- A. This emergency action plan predetermines actions to take before and during the event in response to an emergency or otherwise hazardous condition. These actions will be taken by organizers, management, personnel, and attendees. These actions represent those required prior to the event in preparation for and those required during an emergency.
- B. Flexibility must be exercised when implementing this plan because of the wide variety of potential hazards that exist for this event. These hazards include, but are not limited to, Fire, Medical Emergencies, Severe Weather, or situations where Law Enforcement is required.

III. ASSUMPTIONS

The possibility of an occurrence of an emergency is present at this event. The types of emergencies possible are various and could require the response of Fire & Rescue, Emergency Medical Services, and Police.

IV. BASIC PLAN

A. EAP Event Representative

The EAP event representative will be identified as the point of contact for all communications regarding the event. This person is identified as:

Primary Contact: Jason Roland

Cell Phone: 573-719-6998

B. Emergency Notification

1. In the event of an emergency, notification of the emergency will be through 911. The caller should have the following information available to give to the 911 dispatcher: nature of the emergency, location and contact person with callback number.

2. Will on-sight EMS be provided?

☐ Yes ☒ No

If yes, contact name and phone _____

3. Will on-site security be provided?

☒ Yes ☐ No

If yes, contact name and phone Cpl Brian Allen 573-795-6140

C. Severe Weather

1. Weather forecasts and current conditions will be monitored throughout the entirety of the event.
2. Before the event – If severe weather is predicted prior to the event, the EAP event representative will evaluate the conditions and determine if the event will remain scheduled. The EAP event representative or his/her designee will be identified as such and will be responsible to monitor the weather conditions before and during the event.
3. During the event – If severe weather occurs during the event, the EAP event representative or his/her designee will make the notification to those attending the event that a hazardous weather condition exists and direct them to shelter.
4. There are limited provisions for sheltering participants in the event of severe weather.

D. Fire

1. Has a specific hazard been identified as an increased risk of fire at this event?

☐ Yes ☒ No

If yes, what has been identified? _____

2. Selected event staff will be instructed on the safe use of Portable Fire Extinguishers.
3. Any food vendors will be inspected when appropriate by the fire code and must meet permitting requirements.
4. Should an incident occur that requires the Fire Department, **CALL 911**. The caller should have the following information available to give the 911 dispatcher: Nature of the emergency, location, and contact person with a callback number.

E. Medical Emergencies

1. As with any event, there is a potential for injury to the participants. The types of injuries are various and include those that are heat-related as well as traumatic injuries
2. Are there limited provisions for on-site Emergency Medical Services at this event?
☒ Yes ☐ No
3. Should an incident occur that requires Emergency Medical Services, contact as indicated to this this resource. The caller will have the following information ready: Nature of emergency, precise location and contact person with callback number
☐ On-site EMS officer or ☒ 911 Dispatch

F. Law Enforcement

1. Has a need for constant Law Enforcement presence been identified at this event?
☒ Yes ☐ No
2. Should an incident occur that requires Law Enforcement, contact as indicated below to request this resource. Have the following information ready: Nature of emergency, precise location and contact person with callback number.
☒ On-site Security or ☐ 911 Dispatch for Law Enforcement

G. Emergency Vehicle Access

1. Access to emergency vehicles will be maintained at all times.
2. Fire lanes and fire hydrants will not be obstructed.
3. Participants and spectators will be directed to park in approved areas and not to obstruct protective features, sidewalks, or public thoroughways.
4. Crowd control will be managed by:
☒ Staff or ☒ On-site Security

V. CONTACT INFORMATION

Primary Contact: Jason Adard

Cell Phone: 573-719-6998

Secondary Contact: Ted Sampson

Cell Phone: 573-406-8626

Dial 911 in case of emergency

VI. EVENT AREA MAP (attach next page)

Office of the



City Clerk

City Council Request to Speak

**Council Meetings are held the First and Third Tuesday of Each Month
Deadline is 4:00 p.m. Thursday prior to City Council Meeting
Speakers Must Register Using Current Residential Address &
Residing Ward (if applicable)**

Today's Date: April 26, 2023

Date you wish to be placed on Agenda: May 2, 2023

Name: Jeff Hardoin

Address: 1021 Center Street Hannibal, MO 63401

Phone Number: (916) 600-7801

Subject Matter: Citizens of Hannibal

4/26/2023

Date

Jeffery T. Hardoin
Speaker's Signature

**Speakers shall be allowed up to a maximum of a (5) minute presentation.
Speakers shall adhere to the above stated subject matter.**

**"Deadlines subject to change based on holiday schedule, etc.," contact the
Clerk's office for official deadline relating to the specific meeting.
(573)221.0111**

City of Hannibal 320 Broadway, Hannibal, MO 63401

P 573.221.0111 F 573.221.8191

www.hannibal-mo.gov

mcogdal@hannibal-mo.gov

@1:59
✓Rec'd 04.27.2023-BKB

Office of the



City Clerk

City Council Request to Speak
Council Meetings are held the First and Third Tuesday of Each Month
Deadline is 4:00 p.m. Thursday prior to City Council Meeting
Speakers Must Register Using Current Residential Address &
Residing Ward (if applicable)

Today's Date: ~~8-22-23~~ 4-24-23

Date you wish to be placed on Agenda: 5-2-23

Name: David W. Roby

Address: 62325 Oak Hill

Phone Number: 573-822-2295

Subject Matter: In Reference to use of Clemens field
for weekend, 1 day usage, tear down next.

4-24-23

Date


Speaker's Signature

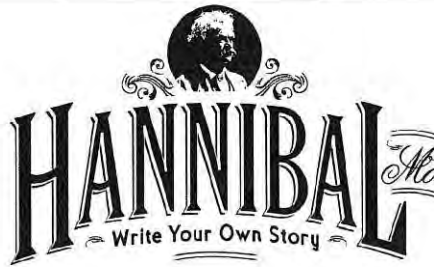
Speakers shall be allowed up to a maximum of a (5) minute presentation.
Speakers shall adhere to the above stated subject matter.

"Deadlines subject to change based on holiday schedule, etc.," contact the
Clerk's office for official deadline relating to the specific meeting.
(573)221.0111

City of Hannibal 320 Broadway, Hannibal, MO 63401
P 573.221.0111 F 573.221.8191
www.hannibal-mo.gov
mcogdal@hannibal-mo.gov

Rec'd 4/24/23 8:45AM

Office of the



City Clerk

City Council Request to Speak
Council Meetings are held the First and Third Tuesday of Each Month
Deadline is 4:00 p.m. Thursday prior to City Council Meeting
Speakers Must Register Using Current Residential Address &
Residing Ward (if applicable)

Today's Date: 4-27-23

Date you wish to be placed on Agenda: 5-2-23

Name: April Anytea

Address: Hannibal, MO

Phone Number: 217-316-0004

Subject Matter: Questions for council
and the mayor

4-27-23
Date

April Anytea
Speaker's Signature

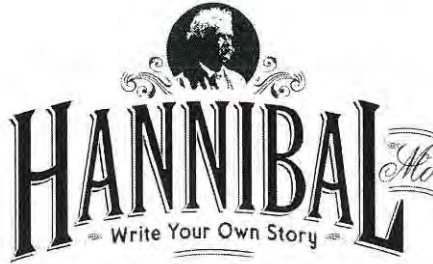
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Speakers shall adhere to the above stated subject matter.

"Deadlines subject to change based on holiday schedule, etc.," contact the
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(573)221.0111

City of Hannibal 320 Broadway, Hannibal, MO 63401
P 573.221.0111 F 573.221.8191
www.hannibal-mo.gov
mcogdal@hannibal-mo.gov

✓ Rec'd 04.27.2023-BKD @ 2:12pm

Office of the



City Clerk

City Council Request to Speak
Council Meetings are held the First and Third Tuesday of Each Month
Deadline is 4:00 p.m. Thursday prior to City Council Meeting
Speakers Must Register Using Current Residential Address &
Residing Ward (if applicable)

Today's Date: 04/21/2023

Date you wish to be placed on Agenda: 05/02/2023

Name: Jim Van Hoose

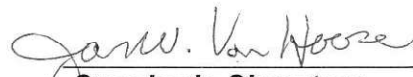
Address: 1009 Sierra

Phone Number: 573-822-3828

Subject Matter: City Manager Monthly Report

04/21/2023

Date


Speaker's Signature

Speakers shall be allowed up to a maximum of a (5) minute presentation.
Speakers shall adhere to the above stated subject matter.

"Deadlines subject to change based on holiday schedule, etc.," contact the
Clerk's office for official deadline relating to the specific meeting.
(573)221.0111

City of Hannibal 320 Broadway, Hannibal, MO 63401

P 573.221.0111 F 573.221.8191

www.hannibal-mo.gov

mcogdal@hannibal-mo.gov

RESOLUTION NO. 2454-23

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN A PROFESSIONAL SERVICES CONTRACT WITH THE LEMON LAW FIRM, LLC TO PROVIDE SERVICES AS CITY ATTORNEY AND CITY PROSECUTOR

WHEREAS, the City of Hannibal intends to enter into an agreement for the services of City Attorney and City Prosecutor, and

WHEREAS, the Lemon Law Firm, LLC has agreed to provide this service and has offered to provide such services beginning July 1, 2023 through June 30, 2026, with terms as set out in the attached contract.

NOW THEREFORE BE IT RESOLVED BY THE CITY OF HANNIBAL, MISSOURI,

SECTION ONE: That the Mayor is hereby authorized to sign on behalf of the City of Hannibal the attached contract for said services.

SECTION TWO: This Resolution shall become effective immediately upon its approval and adoption.

ADOPTED this _____ day of _____, 2023

APPROVED this _____ day of _____, 2023

JAMES HARK
MAYOR, CITY OF HANNIBAL, MO

ATTEST:

City Clerk

**CITY ATTORNEY
PROFESSIONAL SERVICES CONTRACT**

This contract made and executed this ____ day of _____, 2023 by and between the City of Hannibal, Missouri a municipal corporation, hereafter referred to as the “City” and the Lemon Law Firm, LLC, Attorneys at Law, hereafter referred to as the “Attorney’s”, both agree to the following:

RECITALS

- A. The City desires to appoint James F. Lemon as City Attorney for the City of Hannibal, Missouri and obtain the legal advice, counseling and services of the Lemon Law Firm, LLC.
- B. James F. Lemon desires to perform the services of City Attorney for the City of Hannibal.
- C. The City desires to appoint Ethan Matchett as City Prosecutor for the City of Hannibal and obtain legal advice and municipal prosecuting services of the Lemon Law Firm, LLC.
- D. Ethan Matchett desire to perform the services of City Prosecutor for the City of Hannibal.
- E. The City Council desires to clearly establish the scope of services to be provided by the City.
- F. The City Attorney, upon his temporary absence from the meetings and duties, is authorized and empowered to designate as Acting City Attorney some attorney, duly licensed by the State of Missouri, to appear for said attorney on his behalf.

AGREEMENT

Section 1: General

- A. The City hereby appoints James F. Lemon as City Attorney for the City of Hannibal, Missouri to perform the functions and duties of City Attorney and Ethan Matchett as City Prosecutor for the City of Hannibal, to perform the functions and duties of City Prosecutor as specified in Chapter 10 of the City Charter attached hereto by reference and made a part hereof as if more fully set forth herein. This appointment shall be effective throughout the term of this agreement, unless cancelled or amended pursuant to this agreement.
- B. For the purpose of making legal services more readily available to the City, or in the absence of James F. Lemon or Ethan Matchett, any other attorney who is licensed in the State of Missouri, who is a member or employee of the Lemon Law Firm, LLC may appear for or on behalf of the City or otherwise fulfill the functions and duties of City Attorney as specified in Section 10.03 of the Hannibal City Charter, but in no such instance shall the cost to the City be more than had James F. Lemon or Ethan Matchett appeared on the City’s behalf or performed the function or duty of City Attorney personally.
- C. Pursuant to the base contract amount set out herein, the Attorneys shall provide legal

services requested by the City Manager and/or the Council to represent the City, the City Council and the various departments and employees of the City in the following matters:

1. The City Attorney shall attend all meetings of the City Council, and all regular meetings of The Board of Public Works.. The City Attorney shall provide legal advice upon request at all such meetings.
2. During the period of time of 8:00 A.M. to 5:00 P.M., Monday-Friday, the City Attorney shall provide legal counsel and advice to the Council, the City Manager, the City Clerk, Department Heads, and such employees as may be designated by the Council or City Manager, the Board of Public Works, the BPW General Manager, BPW Department Heads, and such other employees as may be designated by the BPW General Manager. Such legal counsel shall include general legal advice, review and drafting of contracts, documents and agreements, review and drafting of ordinances and resolutions as requested by the Council and City manager, and legal research as requested by the Council, City Manager, BPW General Manager or City Clerk. It shall not be considered to be a breach of this agreement if the City Attorney is temporarily unavailable due to scheduling of other cases, illness, or scheduled vacation. However, the City attorney and the City Prosecutor agree to attempt to share duties to limit such unavailability to a minimum, or provide an associate for coverage.
3. At the request of the Council, the City Manager, the City Clerk, Department Heads, and such employees as may be designated by the Council or City Manager, the Board of Public Works, the BPW General Manager, BPW Department Heads, and such other employees as may be designated by the BPW General Manager, the City attorney shall respond to correspondence, phone calls, emails, texts or other forms of communication from other attorneys, or regarding legal matters for which an attorneys response is required.
4. The City Prosecutor shall maintain and conduct the City Prosecutor's office, shall represent the City in all bench tried criminal trials, whether in City Court or Associate Circuit Court. The City Prosecutor shall make all required filings with the court for municipal criminal trials, correspond with Defendants and Defense Counsel as necessary, and keep such records as are required under the law.

D. Upon the agreement and mutual consent of the parties hereto, the City attorney may also at the request of the City Council or the Board of Public Works provide the following legal services at an hourly rate of \$125.00 per hour billed in tenths of an hour:

1. The City attorney may represent the City in Circuit Court regarding petitions filed against the City, petitions filed by the City against a third party, and

generally, any civil matter agreed to by the City and the City attorney.

2. The City attorney may represent the City in regard to unemployment matters, including any appeals of unemployment determinations for employees of the City of Hannibal.
3. The City Prosecutor may represent the City in any criminal trials in City Court in which the Defendant has requested a jury trial, which therefore require trial in State Court.
4. The City attorney may represent the City in mediation or arbitration regarding any matter filed either by the City against a third party or against the City by a third party in Civil Court.
5. The City attorney may attend such other meetings as requested by the City Manager, the City Council, The BPW Superintendent or the BPW Board.

Section 2: Consideration

The City agrees to pay said Attorneys for their services on an annual basis of \$90,000.00. Payments will be made on a monthly basis.

The City further agrees to pay an office allowance for secretarial, postage, etc on an annual basis of \$18,000.00 Payments will be made on a monthly basis.

Section 3: Termination of Contract

The contract period for this Contract shall commence on July 1, 2023 and continue through June 30, 2026. The contract shall automatically extend in one year increments thereafter, unless modified or cancelled. The City or City Attorney may terminate this contract at any time, with or without cause by giving sixty (60) days notice in writing of such desire to terminate the agreement.

Section 4: Independent Relationship

Nothing herein contained shall be meant to construe that Attorneys, or any of them, are employees of the City and Attorneys shall, at all times, be considered by the City to be independent contractors.

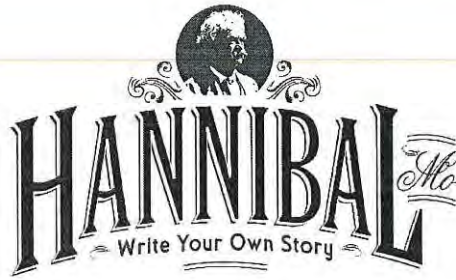
In witness whereof, the undersigned have executed this agreement this ____ day of _____, 2023.

JAMES F. LEMON
LEMON LAW FIRM, LLC

HON. JAMES HARK
MAYOR, CITY OF HANNIBAL, MO

ETHAN MATCHETT
LEMON LAW FIRM, LLC

Attest _____



MEMORANDUM

To: Melissa Cogdal - Deputy City Clerk

From: Lisa Peck - City Manager

Re: Planning and Zoning

Date: April 24, 2023

Please submit Barry Louderman's name to the next Council agenda for reappointment to Planning and Zoning. The term will expire June 2027.



573-221-1033 | 3817 McMasters Avenue, Hannibal, MO 63401 | sbdc@hredc.com

MEMORANDUM

April 24, 2023

To: Melissa Cogdal, Deputy City Clerk

From: Maria Kuhns, Hannibal Regional Economic Development Council

Subject: Speaking Request for May 2nd Council Agenda

I am writing to request to speak at the May 2nd Meeting of the Hannibal City Council to provide an update on the proposed Hannibal Community Improvement District.

Please let me know if you have any questions.

Maria Kuhns
Hannibal Regional Economic Development Council



CITY OF HANNIBAL

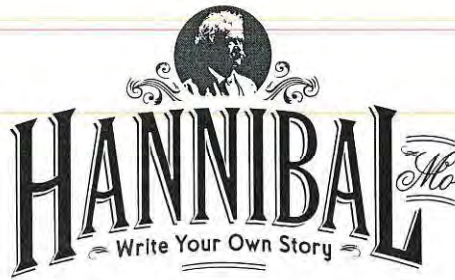
DEPARTMENT OF PUBLIC WORKS

INTEROFFICE MEMORANDUM

TO: CITY COUNCIL
FROM: CANDY GOLIAN, MANAGEMENT ASSISTANT
SUBJECT: VACATION PORTION OF CHOTEAU STREET
DATE: APRIL 25, 2023

An application has been received from David Snyder to vacate a portion of Choteau Street. The portion is located between 1420 Valley and 1424 Valley.

The Planning and Zoning Commission held their public hearing on Thursday, April 20, 2023, at 4:00 P.M. The Department of Public Works is requesting Council to set their public hearing date for Tuesday, June 6, 2023 at 6:15 P.M.



MEMORANDUM

To: Mayor and City Council

From: Andy Dorian, Director of Central Services

Re: Approval of Annual Materials

Date: April 25, 2023

On Friday, April 14, 2023 the Hannibal Street Department went out for bids on our Annual Materials. The Bid Tabulations are on the attached sheets, but I would like to give a price breakdown for each bid and any changes from our bids last year.

Aggregates SD-2022/23-1
No Bidder – will go for bids again

Snow Removal Salt SD-2023/24-2
Two Bidders

Compass Minerals	\$103.42 per ton charge (5-7 day delivery)
Cargill Salt	\$108.38 per ton charge (3-5-day delivery)

<u>Item</u>	<u>Company</u>	<u>2022/23</u>
Salt	Compass Minerals	\$97.38
Salt	Cargill Salt	\$102.17

Two bids were received this year for rock salt, Compass Minerals and Cargill Salt. Since both amounts are close in price, we recommend accepting both bid amounts, in the event there is a bad winter and we are not able to get salt from one company, we would have the option to use the other company.

Asphalt SD 2023/24-3
Two Bidders

Emery Sapp & Sons	Missouri (Pavement)	\$84.00 Per Ton
	Missouri (Base)	\$84.00 Per Ton
	Illinois (Binder)	No Bid
	Illinois (Surface)	No Bid
Diamond Asphalt	Missouri (Pavement)	No Bid
	Missouri (Base)	No Bid
	Illinois (Binder)	\$90.00 Per Ton
	Illinois (Surface)	\$90.00 Per Ton

<u>Item</u>	<u>Bidder</u>	<u>2022/23</u>
Asphalt	Emery Sapp & Sons	\$75.50 (Missouri - Pavement)
		\$74.00 (Missouri – Base)
	Diamond Asphalt	\$95.00 (Illinois)

Two bids were received this year for our asphalt bid, Emery Sapp & Sons for Missouri and Diamond Asphalt for Illinois. We are recommending Council to accept the bids from both companies, which will benefit the City to have both companies on standby in the event one plant is not mixing, we can use the other plant.

Cold Patch SD 2023/24-4
Two Bidders

Diamond Asphalt	Missouri All Season Summer	No Bid
	Missouri All Season Winter	No Bid
	Missouri UPM	No Bid
	Illinois All Season M48-02	No Bid
	Illinois All Season M120-05	\$140.00

Emery Sapp & Sons	Missouri All Season Summer	No Bid
	Missouri All Season Winter	No Bid
	Missouri UPM	\$145.00
	Illinois All Season M48-02	No Bid
	Illinois All Season M120-05	No Bid

<u>Item</u>	<u>Bidder</u>	<u>2022/23</u>
Cold Patch	Diamond Asphalt (IL)	\$150.00
	Emery Sapp & Sons (MO)	\$140.00

Two bids were received this year for our Cold Patch bid, Emery Sapp & Sons and Diamond Construction. The City would like to accept the low bid from Emery Sapp & Sons for the fiscal year 2023/24.

Liquid Calcium Chloride SD 2023/24-5
One Bidder

SICALCO \$.89/gallon

<u>Item</u>	<u>Bidder</u>	<u>2022/23</u>
Liquid Calcium	SICALCO	\$.89

The City received one bid this year for the Liquid Calcium Chloride. The only bid received was from SICALCO. There was no increase in price, we recommend accepting the bid from SICALCO in the amount of \$.89/gallon. We have used this company over the past few years and have been very pleased with their product.

CLSM (Flowable Fill) SD 2022/23-6
Two Bidders

Bleigh Ready Mix	\$128.50 with \$40.00 demurrage charge after one hour.
Eastern Missouri Concrete	\$120.00

(Mark Twain Ready Mix)

<u>Item</u>	<u>Bidder</u>	<u>2022/23</u>
CLSM	Bleigh Ready Mix	\$117.00/\$40.00per hour
	Mark Twain Ready Mix	\$109.50/\$40.00 per hour

We received two bids this year for CLSM (flowable fill), Bleigh Ready Mix and Eastern Missouri Concrete (Mark Twain Redi Mix). We recommend accepting both bids for the fiscal year 2023/24.

Gasoline and Diesel Fuel SD 2022/23-7
Single Bidder was Big River Oil

<u>Fuel Items</u>	<u>2022/23</u>	<u>2023/2024</u>
No Lead Gasoline	\$3.499	\$3.09
No Lead Premium	\$4.099	\$3.69
#2 Diesel	\$4.999	\$3.39
Winter Blend Diesel	\$4.999	\$3.39
Off Road Diesel	\$4.299	\$3.39
Boat Harbor	\$3.579	\$3.39

The City is recommending to accept the one bid from Big River Oil for gasoline and diesel fuel.

Concrete SD 2022/23-8

Two Bidders

	<u>Pavement</u>	<u>Class B</u>	<u>Demurrage</u>
Eastern Missouri Concrete (Cubic Yard) (Mark Twain Ready Mix)	\$142.00	\$139.00	
Bleigh Ready Mix (Cubic Yard)	\$148.10	\$146.50	\$40.00

<u>Item</u>	<u>Bidder</u>	<u>2021/22</u>
Concrete	Mark Twain Ready Mix	\$135.00/\$40.00 per hour
	Bleigh Ready Mix	\$136.55 (Pavement) \$135 (Class B)/\$40.00 per hr

The City is recommending to accept both bids, while giving Eastern Missouri Concrete (Mark Twain Redi Mix) the first opportunity for purchase as the low bidder. Both companies will be used by the City on upcoming projects and will be beneficial to have both companies on standby in case one plant is not up and running we can use the other.

Thank you for your time.

SNOW REMOVAL SALT

BID NO. SD-2023/24-2

BID SCHEDULE

(NOTE: Bids shall include any applicable taxes or fees.)

<u>ITEM</u>	<u>UNIT</u>	<u>UNIT PRICE DELIVERED</u>
Snow Removal Salt	Ton	\$ <u>103.42</u>

Indicate approximate delivery time by your firm upon receipt of order from the City:

5-7 days

Indicate telephone number to be called for placing orders:

800-323-1641

BY: Compass Minerals America Inc.
Company Name

Amanda Heady
Signature

Amanda Heady Manager Highway Sales

Typed Name & Title

Seal if by corporation:

9900 W 109th St., Overland Park, KS 66210

Address

800-323-1641

Telephone

Date

ATTEST:

Sean Lutz
Signature

4/10/23

Date

SNOW REMOVAL SALT
BID NO. SD-2023/24-2

BID SCHEDULE

(NOTE: Bids shall include any applicable taxes or fees.)

<u>ITEM</u>	<u>UNIT</u>	<u>UNIT PRICE DELIVERED</u>
Snow Removal Salt	Ton	\$ <u>108.38/per ton</u>

Indicate approximate delivery time by your firm upon receipt of order from the City:

3-5 Business Days

Indicate telephone number to be called for placing orders:

800-600-7258

BY: Cargill Incorporated, Salt - Road Safety
Company Name

Shelly Brown
Signature

Shelly Brown - Customer Care Representative
Typed Name & Title

Seal if by corporation:

24950 Country Club Blvd Ste 450, North Olmsted OH, 44070

Address

<u>800-600-7258</u>	<u>4/5/2023</u>
Telephone	Date

ATTEST:

Antonia Hoke
Signature

4.5.2023
Date

ASPHALT
BID SCHEDULE FOR FISCAL YEAR 2023/2024

ITEM: ASPHALT

UNIT

PRICE

Missouri:

Plant Mix Bituminous Pavement, Type BP-1 or BP-2

Ton

\$ 84.00

Plant Mix Bituminous Base Course

Ton

\$ 84.00

Illinois:

HMA Binder, IL-19.0, N50

Ton

\$ No Bid

HMA Surface, Mix C, N50

Ton

\$ No Bid

BY: *Mike Bross*
Signature

Mike Bross
Typed Name

Seal if by Corporation

Emery Sapp & Sons, Inc.
Firm

P.O. Box 430
Address

Hannibal, Mo 63401

ATTEST:

April 13, 2023 573-221-5958
Date Telephone

Jack Hammett 4/13/23
Signature Date

ASPHALT

BID SCHEDULE FOR FISCAL YEAR 2023/2024

ITEM: ASPHALTUNITPRICE**Missouri:**

Plant Mix Bituminous Pavement, Type BP-1 or BP-2

Ton

\$ NO BID

Plant Mix Bituminous Base Course

Ton

\$ NO BID**Illinois:**

HMA Binder, IL-19.0, N50

Ton

\$ 90.00

HMA Surface, Mix C, N50

Ton

\$ 90.00BY: 

Signature

Chad Keppner

Typed Name

Seal if by Corporation

Diamond Construction Company

Firm

2000 North 18th, PO Box 3486

Address

Quincy, IL 62305

ATTEST:

4/3/2023 (217) 222-3532

Date

Telephone


4/3/2023
 Signature Date

BID NO. SD-2022/23-4
COLD PATCH

BID SCHEDULE FOR FISCAL YEAR 2023/2024

<u>ITEM: COLD PATCH</u>	<u>UNIT</u>	<u>PRICE</u>
Missouri: All Season or Pre-Mix (Summer Grade)	Ton	\$ <u>No Bid</u>
All Season or Pre-Mix (Winter Grade)	Ton	\$ <u>No Bid</u>
UPM High Performance	Ton	\$ <u>No Bid</u>
Illinois: All season, Bituminous Mixture, Premix, per specification M48-02	Ton	\$ <u>No Bid</u>
All season, Bituminous Mixture, Premix, per specification M120-05 (SMP)	Ton	\$ <u>140.00</u>

BY:


Signature

Chad Keppner

Typed Name

Diamond Construction Company

Firm

2000 North 18th, PO Box 3486

Address

Quincy, IL 62305

ATTEST:

4/3/2023

Date

(217) 222-3532

Telephone


Signature

4/3/2023

Date

BID NO. SD-2022/23-4
COLD PATCH

BID SCHEDULE FOR FISCAL YEAR 2023/2024

<u>ITEM: COLD PATCH</u>	<u>UNIT</u>	<u>PRICE</u>
Missouri: All Season or Pre-Mix (Summer Grade)	Ton	\$ <u>No Bid</u>
All Season or Pre-Mix (Winter Grade)	Ton	\$ <u>No Bid</u>
UPM High Performance	Ton	\$ <u>145.00</u>
Illinois: All season, Bituminous Mixture, Premix, per specification M48-02	Ton	\$ <u>No Bid</u>
All season, Bituminous Mixture, Premix, per specification M120-05 (SMP)	Ton	\$ <u>No Bid</u>

BY: Mike Bross
Signature

Mike Bross
Typed Name

Emery Sapp & Sons, Inc.
Firm

P.O. Box 439, Hannibal Mo 63401
Address

ATTEST:

April 13, 2023 573-221-5958
Date Telephone

Pat Howell 4/13/23
Signature Date

LIQUID CALCIUM CHLORIDE

BID NO. SD-2023/24-5
Fiscal Year July 1, 2023 to June 30, 2024

BID FORM

ITEM	UNIT	UNIT PRICE DELIVERED
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Liquid Calcium Chloride	Gallon	\$ <u>0.89</u>
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Bids shall include any applicable taxes or fees.

Indicate approximate delivery time by your firm upon receipt of Order from the City:

4 Business Days

Indicate telephone number to be called for placing orders:

800-435-1919

BY:

Frank L. Stier, Jr.
Signature

Frank L. Stier, Jr.
Typed Name & Title

SECALCO, LTD
Firm Name

522 W Chestnut St
Address

Suite G3
Irvingdale, IL 60521
11 March 23 630-371-2655
Date Telephone



ATTEST:

Denise L. Haddas
Signature

03/28/2023
Date

BID PROPOSAL FORM

BID NO. SD-2023/24-6 CLSM - FLOWABLE FILL

If this Bid is accepted, the undersigned agrees to furnish and deliver Controlled Low-Strength Material at the unit price quoted, upon notification from the City Engineer or his designate to a site as specified by the City Engineer or his designate. It is understood that this bid shall be effective for Fiscal Year 2023/2024 (July 1, 2023 through June 30, 2024).

It is understood that quantities are, at this time, undetermined, and that the successful bidder shall furnish and deliver any and all that the City might require. Proposal shall be based upon deliveries during the bidder's regular working days or other others by special arrangements. Access to job site shall be provided by the City of Hannibal.

No liability shall accrue against bidder by reasons of delays caused by labor difficulties, fire, accidents, delays of carrier, or for any other cause beyond bidder's control, including all present and future Government rulings which may affect shipment, production, or manufacture of any material herein mentioned.

PER CUBIC YARD:

2023/2024 BID

CONTROLLED LOW-STRENGTH MATERIAL \$ 128.50
(CLSM - Flowable Fill)

Mileage Charge Outside City Limits \$ 0

Demurrage Charge..... \$ 40.00/Hr after 1 hour per load

BIDDER: Bleigh Ready m.v

SIGNATURE: Bob Bleigh

TITLE: Manager

ADDRESS: 144 Bleigh Dr.
Hannibal, Mo. 63401

TELEPHONE: 573-221-1818

DATE: 3/14/2023

TRISHA R O'CHELTREE
Notary Public - Notary Seal
STATE OF MISSOURI
Commissioned for Marion County
My Commission Expires: March 20, 2026
ID# 22722401

SEAL, if by Corporation

Trisha O'Cheltree
ATTEST:

BID PROPOSAL FORM

BID NO. SD-2023/24-6 CLSM - FLOWABLE FILL

If this Bid is accepted, the undersigned agrees to furnish and deliver Controlled Low-Strength Material at the unit price quoted, upon notification from the City Engineer or his designate to a site as specified by the City Engineer or his designate. It is understood that this bid shall be effective for Fiscal Year 2023/2024 (July 1, 2023 through June 30, 2024).

It is understood that quantities are, at this time, undetermined, and that the successful bidder shall furnish and deliver any and all that the City might require. Proposal shall be based upon deliveries during the bidder's regular working days or other others by special arrangements. Access to job site shall be provided by the City of Hannibal.

No liability shall accrue against bidder by reasons of delays caused by labor difficulties, fire, accidents, delays of carrier, or for any other cause beyond bidder's control, including all present and future Government rulings which may affect shipment, production, or manufacture of any material herein mentioned.

PER CUBIC YARD:

2023/2024 BID

CONTROLLED LOW-STRENGTH MATERIAL \$ 120.⁰⁰
(CLSM - Flowable Fill)

Mileage Charge Outside City Limits \$ —

Demurrage Charge..... \$ —

BIDDER: MARK TWAIN Ready Mix

SIGNATURE: Brad McIntosh

TITLE: Supervisor

SEAL, if by Corporation

ADDRESS: 2569 MARKET ST

TELEPHONE: 573-221-0094

Willie Ann
ATTEST:

DATE: 4-13-2023

BID PROPOSAL FOR FUEL - FISCAL YEAR 2023/2024

BIDDER AGREES TO FURNISH THE PRODUCTS DESCRIBED IN THE CONTRACT DOCUMENTS FOR THE FOLLOWING TOTAL PRICES:

SD-2023/24-7

BID SCHEDULE

(Total price shall include all applicable taxes)

BIDDER: Big River Oil

NO.	ITEM	UNIT	RACK OR PIPELINE PRICE/UNIT +	DELIVERY CHARGE (INCLUDING PROFIT, OVERHEAD, ETC.)	STATE TAX & FEES	TOTAL BID
1.	<u>NO LEAD GASOLINE</u>	Gallon	\$ <u>2.83985</u>	\$ <u>2.85985</u>	\$ <u>.23015</u>	\$ <u>3.09</u>
2.	<u>NO LEAD PREMIUM GASOLINE</u>	Gallon	\$ <u>3.43985</u>	\$ <u>3.45985</u>	\$ <u>.23015</u>	\$ <u>3.69</u>
3.	<u>#2 DIESEL</u>	Gallon	\$ <u>3.13925</u>	\$ <u>3.15925</u>	\$ <u>.23075</u>	\$ <u>3.39</u>
4.	<u>WINTER BLEND DIESEL FOR STREET DEPT.</u>	Gallon	\$ <u>3.13925</u>	\$ <u>3.15925</u>	\$ <u>.23075</u>	\$ <u>3.39</u>
5.	<u>OFF-ROAD DIESEL FOR BOARD OF PUBLIC WORKS</u>	Gallon	\$ <u>3.13925</u>	\$ <u>3.15925</u>	\$ <u>.23075</u>	\$ <u>3.39</u>
6.	<u>BOAT HARBOR: USES 50/50 BLEND (1/2 No Lead & 1/2 NLP). Also, must pay all taxes: Federal, State, UST tax.</u>	Gallon	\$ <u>3.13985</u>	\$ <u>3.15985</u>	\$ <u>.23015</u>	\$ <u>3.39</u>

Prices will fluctuate ☒ or Prices are firm ☐

SEAL - if by Corporation

Signature

Typed Name/Title John Brokes / Manager

Company Big River Oil Co.

Address 1920 Orchard Ave, Hannibal, MO 63401

Phone # (573) 221-0226 Date 4-14-2023

ATTEST: _____

Remarks: _____

BID PROPOSAL FORM (con't.)
BID NO. SD-2022/23-8
CONCRETE

2023/2024

BID

Per Cubic Yard:

PAVEMENT CONCRETE\$ 142.⁰⁰
(furnished as needed)

Mileage Charge Outside City Limits.....\$ —

Demurrage Charge.....\$ —

CLASS B CONCRETE.....\$ 139.⁰⁰
(furnished as needed)

Mileage Charge Outside City Limits.....\$ —

Demurrage Charge.....\$ —

BIDDER: MARKTWIN Ready mix

SEAL, if by Corporation

BY: Brad Mitchell

TITLE: Supervisor

ADDRESS: 2569 MARKET

Hannibal MO 63401

ATTEST:

William Rowe

DATE: 4-13-2023

TELEPHONE: 573-221-0094

BID PROPOSAL FORM (con't.)
BID NO. SD-2022/23-8
CONCRETE

2023/2024

BID

Per Cubic Yard:

PAVEMENT CONCRETE\$ 148.10
(furnished as needed)

Mileage Charge Outside City Limits.....\$ 0

Demurrage Charge.....\$ 40.00 / Hr after 1 hour per load

CLASS B CONCRETE.....\$ 146.50
(furnished as needed)

Mileage Charge Outside City Limits.....\$ 0

Demurrage Charge.....\$ 40.00 / Hr after 1 hour per load

BIDDER: Bleigh Ready Mix

SEAL, if by Corporation

TRISHA R O'CHELTREE
Notary Public - Notary Seal
STATE OF MISSOURI
Commissioned for Marion County
My Commission Expires: March 20, 2028
ID# 22722401

BY: Bridget Bleigh

TITLE: Manager

ADDRESS: 144 Bleigh Dr.
Hannibal, MO. 63401

ATTEST:
Trisha O'Cheltree

DATE: 3-14-2023

TELEPHONE: 573-221-1818

Asphalt SD 2023/24-3
Two Bidders

Emery Sapp & Sons	Missouri (Pavement)	\$84.00 Per Ton
	Missouri (Base)	\$84.00 Per Ton
	Illinois (Binder)	No Bid
	Illinois (Surface)	No Bid
Diamond Asphalt	Missouri (Pavement)	No Bid
	Missouri (Base)	No Bid
	Illinois (Binder)	\$90.00 Per Ton
	Illinois (Surface)	\$90.00 Per Ton

<u>Item</u>	<u>Bidder</u>	<u>2022/23</u>
Asphalt	Emery Sapp & Sons	\$75.50 (Missouri - Pavement)
		\$74.00 (Missouri – Base)
	Diamond Asphalt	\$95.00 (Illinois)

Two bids were received this year for our asphalt bid, Emery Sapp & Sons for Missouri and Diamond Asphalt for Illinois. We are recommending Council to accept the bids from both companies, which will benefit the City to have both companies on standby in the event one plant is not mixing, we can use the other plant.

Cold Patch SD 2023/24-4
Two Bidders

Diamond Asphalt	Missouri All Season Summer	No Bid
	Missouri All Season Winter	No Bid
	Missouri UPM	No Bid
	Illinois All Season M48-02	No Bid
	Illinois All Season M120-05	\$140.00

Emery Sapp & Sons	Missouri All Season Summer	No Bid
	Missouri All Season Winter	No Bid
	Missouri UPM	\$145.00
	Illinois All Season M48-02	No Bid
	Illinois All Season M120-05	No Bid

<u>Item</u>	<u>Bidder</u>	<u>2022/23</u>
Cold Patch	Diamond Asphalt (IL)	\$150.00
	Emery Sapp & Sons (MO)	\$140.00

Liquid Calcium Chloride SD 2023/24-5
One Bidder

<u>Item</u>	<u>Bidder</u>	<u>2022/23</u>
Liquid Calcium	SICALCO	\$.89

CLSM (Flowable Fill) SD 2022/23-6
Two Bidders

<u>Item</u>	<u>Bidder</u>	<u>2022/23</u>
CLSM	Bleigh Ready Mix	\$117.00/\$40.00per hour
	Mark Twain Ready Mix	\$109.50/\$40.00 per hour

Gasoline and Diesel Fuel SD 2022/23-7 Single Bidder was Big River Oil

<u>Fuel Items</u>	<u>2022/23</u>	<u>2023/2024</u>
No Lead Gasoline	\$3.499	\$3.09
No Lead Premium	\$4.099	\$3.69
#2 Diesel	\$4.999	\$3.39
Winter Blend Diesel	\$4.999	\$3.39
Off Road Diesel	\$4.299	\$3.39
Boat Harbor	\$3.579	\$3.39

The City is recommending to accept the one bid from Big River Oil for gasoline and diesel fuel.

Concrete SD 2022/23-8

Two Bidders

	<u>Pavement</u>	<u>Class B</u>	<u>Demurrage</u>
Eastern Missouri Concrete (Cubic Yard) (Mark Twain Ready Mix)	\$142.00	\$139.00	
Bleigh Ready Mix (Cubic Yard)	\$148.10	\$146.50	\$40.00

<u>Item</u>	<u>Bidder</u>	<u>2021/22</u>
Concrete	Mark Twain Ready Mix	\$135.00/\$40.00 per hour
	Bleigh Ready Mix	\$136.55 (Pavement) \$135 (Class B)/\$40.00 per hr

The City is recommending to accept both bids, while giving Eastern Missouri Concrete (Mark Twain Redi Mix) the first opportunity for purchase as the low bidder. Both companies will be used by the City on upcoming projects and will be beneficial to have both companies on standby in case one plant is not up and running we can use the other.

Thank you for your time.

MEMO
Proposal to Promote Accountability and Transparency with
Monthly City Manager's Report

TO: Hannibal City Council

For the 7th time in 7 meetings, we are asking Council to update the ordinances to require a monthly report from the City Manager to our citizens and businesses in our Public Council Meetings.

As members of City Council, we work for our citizens who elects us. Our citizens would be better able to offer feedback on our performance if they received a monthly update on the happenings in Hannibal's Government. The City Manager Reports would create a better-informed City Council. A better-informed City Council should result in an even more effective working relationship with the City Manager in achieving the goals we as a Council ought to be setting for the City in response to the feedback from the citizens.

Such reports are a commonplace best practice in governments, businesses, and everything in between both in Hannibal and across the world.

The City Manager used to produce said reports on a somewhat monthly basis until February of 2022. We do not know why they stopped. We are grateful to see that a new report was posted on the City of Hannibal's website for March of 2023.

In a recent Facebook post Mayor Pro tem Dobson asked what could be more transparent than posting the report on the website? Our answer is the same as it has been for seven consecutive meetings: Update the ordinances to require a monthly report from the City Manager to the City Council and to the citizens for whom we serve in our open and Public Council Meetings.

First reading to follow.

FROM:

Charles Phillips, Councilperson for Hannibal's 4th Ward

Stephan Franke, Councilperson for Hannibal's 3rd Ward

BILL NO. 23-010

ORDINANCE NO. _____

FIRST READING 05.02.2023

SECOND READING _____

AN ORDINANCE REVISING CHAPTER 2 OF THE REVISED ORDINANCES OF THE CITY OF HANNIBAL BY REVOKING AND ENACTING IN IT'S PLACE A NEW CHAPTER 2, ARTICLE III – CITY COUNCIL, DIVISION 2, RULES AND ORDER OF BUSINESS, SECTION 2-172

Be it Ordained by the City Council of the City of Hannibal:

Section 1. WHEREAS, the City Council has determined that in order to encourage transparency and to provide information to the general public that it is appropriate for a report of the City Manager to be a part of the public record;

AND WHEREAS, the City Council has determined that they wish to add a provision for a report by the City Manager during the one regularly scheduled meeting per month of the City Council of the City of Hannibal;

NOW THEREFORE, the City Council makes the following amendments to Chapter 2 of the ordinances of the City of Hannibal:

Section 2. CHAPTER 2, ARTICLE III – City Council, Division 2, Rules and Order of Business, Section 2-172 is hereby revoked and replaced as follows:

Sec. 2-172. - Order of business; call to order.

At the hour appointed for the meeting, the clerk or someone appointed to serve in his absence shall proceed to call the roll of members, marking the absentees, and announce whether a quorum is present. Upon the appearance of the quorum, the council shall be called to order by the mayor, if present. If the mayor is absent, the meeting shall be called to order by the mayor pro tempore. If both are absent, the council shall elect a temporary chairman. The council may then proceed to do the business before it. The order of business shall be as follows:

- (1) Roll call.
- (2) Call to order.
- (3) Invocation.

(4) City Manager's Report *(note the City Managers Report shall be made only during the second meeting of the month unless the City Manager has additional matters which they believe need to be presented at the first meeting.)*

(5) Financial reports.

(6) Mayoral appointments, council approvals thereof, and resignations.

(7) Miscellaneous business.

(8) Resolutions and ordinances.

(9) Adjournment.

(Code 1963, § 30.030; Code 1988, § 2-32)

Section 3. It hereby is declared to be the intention of the City Council that each and every part, portion and sub-portion of this Ordinance shall be separate and severable from each and every other part, portion or sub-portion hereof and that the City Council intends to adopt each said part, portion or sub-portion separately and independently of any other part, portion or sub-portion. In the event that any part of this Ordinance shall be determined to be or to have been unlawful or unconstitutional, the remaining parts, portions and sub-portions shall be and remain in full force and effect.

Section 5. All ordinances and parts of ordinances in conflict with this ordinance, in so far as they conflict, are hereby repealed.

Section 6. That this Ordinance shall be in full force and effect from and after its passage and approval.

Adopted this ____ day of _____, 2023.

Approved this ____ day of _____, 2023.

James Hark, Mayor

Attest:

Melissa Cogdal, Deputy City Clerk

Request for Update

We would like an update on City Council's October 18th, 2022 directive to staff to update the towing ordinances to establish the proper protocol for which towing company is called when one is needed. On that date representatives from various local towing companies came to Council to express their concern over what they perceived to be "Unfair Towing Practice(s)"

The example used to illustrate their frustration was when a volunteer firefighter called Heartland Towing onto the scene of an accident when it was Scott's Minor Collision and Towing's turn in the rotation.

After hearing their concerns, Council decided to address the towing situation when we voted, "to form a committee including City Attorney Lemon, City Manager Peck, and Police and Fire Chiefs to draft (an) Ordinance and return back to Council in a month."

In a recent post on Facebook, a public forum, City Councilperson and Mayor Pro Tem Mike Dobson explained,

"As far as the tow ordinance, the city attorney drafted an ordinance and sent it to each of the tow companies for comment. It is my understanding that many objected to some of the fees and the minimum insurance requirements and thought it might be best to leave well enough alone."

This post raises more questions than it answers.

Setting aside the question as to how City Councilperson and Mayor Pro Tem Dobson was aware of this information and who made the decision to "leave well enough alone", we believe it is inappropriate for any Councilperson or the Mayor to share such decisions on social media before Council has even made a decision. Given that Council was not notified of the status or advised by Staff of the concerns about the "draft ordinance" we disagree that it would, "be best to leave well enough alone". The decision as to how to address the concerns of those towing companies contacted should be a decision of the full Council after being fully briefed by Staff.

FROM:

Charles Phillips, Councilperson for Hannibal's 4th Ward

Stephan Franke, Councilperson for Hannibal's 3rd Ward