

City of Hannibal

OFFICIAL COUNCIL MINUTES

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

ROLL CALL

Present: Council Members McCoy, Mayor Pro Tem Dobson, Council Member Franke, Mayor Hark, Council Member Phillips, Welch and Veach -7

Absent: -0-

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 Police Chief Jacob Nacke to lead the Pledge of Allegiance to the Flag.

APPROVAL OF AGENDA

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

Motion carried.

APPROVAL OF MINUTES
Regularly Scheduled Council Meeting – February 21, 2023
Closed Session Minutes - December 6, 2022
Closed Session Minutes - December 20, 2023
Closed Session Minutes - January 17, 2023

A motion was made by Council Member Franke to approve the regularly scheduled Council minutes for February 21, 2023, closed session minutes for December 6, 2022, amended date from December 20, 2023, to December 20, 2022, and January 17, 2023. The motion was seconded by Council Member Veach.

Motion carried.

APPROVAL OF PAYROLL AND CLAIMS
Second Half- February 2023

A motion was made by Council Member Veach to approve the payroll and claims for the second half of February 2023. The motion was seconded by Council Member Phillips.

Motion carried.

GORDON IPSON – ARTS & CRAFTS & MORE FESTIVAL
Re: Request, Street Closures
Friday, June 30, 2023, 7:00 p.m. until Tuesday, July 4, 2023, 6:00 p.m.

Gordon Ipson representing the Kiwanis Club of Hannibal Foundation, approached the Council requesting use of City owned properties and street closures for the Arts & Crafts & More Festival to be held June 30 through July 4, 2023.

The Kiwanis Club requests closure of Central Park and Fourth Street between Broadway and Center Street.

A motion was made by Council Member Veach to approve the requested street closures and park usage for the Arts and Crafts and More Festival to be held June 30th through July 4, 2023. The motion was seconded Council Member Franke.

Motion carried.

TRISHA O'CHELTREE – TWAIN ON MAIN
Re: Request, Street Closures, Use of City Dumpster, Closure of City Parking Lot.

Friday, May 26, 2023, 4:00 p.m. until Sunday, May 28, 2023, 5:00 p.m.

Mayor Hark requested Trisha O’Cheltree, representing the Historic Hannibal Marketing Council to come forward to present her request. Ms. O’Cheltree stated HHMC is requesting street closures, use of City owned property, the sale of alcohol on City owned property, the discharge of firearms (blanks), the use of the City owned dumpster, City owned picnic tables, the closure of the parking lot located at the corner of North Main and Bird Street, the parking lot located at 300 North Main Street as well as bollards installed at 4:00 p.m. on Friday, May 27 and removed at 5:00 p.m. Sunday, May 29, 2023 for the annual Twain on Main. This event is scheduled to be held May 26th beginning at 4:00 p.m. through May 28th, 2023, at 5:00 p.m.

Mayor Hark stated the certificate of insurance and hold harmless agreement is on file, and the requests are like what was requested in past years.

A motion was made by Council Member Veach to approve the requests of street closures, the use of City owned property, the sale of alcohol on City owned property, the discharge of firearms (blanks), use of parking lots, picnic tables, as well as the City owned dumpster for the annual Twain on Main event to be held on May 26th, beginning at 4:00 p.m. through May 28th, 2023 at 5:00 p.m. The motion was seconded by Council Member Franke.

Motion carried.

MARGEE TUCKER – HANNIBAL NUTRITION CENTER

Re: Annual Report and Funding Request

(Resolution No. 2447-23, to follow)

Margee Tucker, Executive Director with the Hannibal Nutrition Center, then approached Council, requesting the renewal of a one-year service agreement between the City of Hannibal and Hannibal Nutrition Center in the amount of \$18,357.00. Ms. Tucker advised the Council regarding the increased cost of food as well as the number of meals provided in the community.

Mayor Hark advised Resolution No. 2447-23 is to follow, for approval.

JIM VAN HOOSE – 1009 SIERRA

Re: Council Public Displays of Animosity, Council & City Employees Failure to Respond to Public Inquires.

Mayor Hark called Jim Van Hoose forward. Mr. Van Hoose advised the Council he would like to discuss several concerns this evening. Mr. Van Hoose's first issue he advised is the behavior of the Council in meetings, additionally the city website is not operating correctly with emails to the Council, city staff, and administration either not being delivered or going to junk mail. Mr. Van

Hoose final inquiry was regarding the YouTube page and Council meeting videos having the comments shut off.

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

Mayor Hark called April Azotea forward. Ms. Azotea stated she would like to discuss several concerns this evening including the lack of respect by Council for the speaking public as well as each other, additionally the removal of items from the agenda by Council, and the need for the City Manager report for transparency to the citizens.

Council Member Franke made the motion to grant Ms. Azotea an additional five minutes of speaking time. Council Member Phillips seconded the motion.

ROLL CALL

Yes: Council Members Franke, and Phillips. -2

No: Council Member McCoy, Mayor Pro Tem Dobson, Mayor Hark, Council Members Welch, and Veach. -5

Motion failed.

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

Affirmative Action Committee

- **Candy Weems – appointment for a term to expire March 2026**
- **Faye Dant– appointment for a term to expire March 2026**

A motion was made by Council Member McCoy to approve the appointments of Candy Weems and Faye Dant for a term to expire March 2026, to the Affirmative Action Committee. The motion was seconded by Council Member Veach.

Motion carried.

Re: Recommendation of Appointment
Affirmative Action Committee
➤ **Corey King – appointment for a term to expire March 2026**

Mayor Hark then made the following recommendation for appointment to the Affirmative Action Committee.

Mayor Hark advised this nomination is to be considered for approval at the next regular Council meeting, to be held March 21, 2023.

Re: PROCLAMATION AMERICORPS WEEK 2023
March 12-18, 2023, as AmeriCorps Week 2023

Mayor Hark then made the Proclamation that March 12-18, 2023, is AmeriCorps Week in Hannibal Missouri urging citizens to thank AmeriCorps Senior volunteers for their service and to find their own ways to give back to their communities.

MIKE MURPHY – BUILDING INSPECTOR
Re: Request, Cancellation of Public Hearing
➤ **Section 32-660 Code Amendment**
Tuesday, March 21, 2023 – 6:00 p.m.

Mayor Hark then called Mike Murphy Building Inspector forward. Mr. Murphy advised he is requesting the cancellation of the public hearing set for Tuesday, March 21, 2023, at 6:00 p.m. for a Code Amendment to Section 32-660-Commercial Animal Establishments.

Council Member Franke made a motion to cancel the public hearing for Tuesday, March 21, 2023, at 6:00 p.m. for a Code Amendment to Section 32-660-Commercial animal establishments. Mayor Pro Tem Dobson seconded the motion.

Motion carried.

Re: Request, Cancellation of Public Hearing
➤ **Section 4-110 Code Amendment**
Tuesday, March 21, 2023 – 6:15 p.m.

Mr. Murphy's second item this evening was requesting cancellation of the second public hearing that was set for Tuesday, March 21, 2023, at 6:15 p.m. for a Code Amendment to Section 4-110-Keeping of cats.

Council Member Franke made a motion to cancel the public hearing that was set for Tuesday, March 21, 2023, at 6:15 p.m. for a Code Amendment to Section 4-110-Keeping of cats. Mayor Pro Tem Dobson seconded the motion.

Motion carried.

Re: Pershing Street Vacation
Request to vacate property
(Bill No. 23-005, to follow for first reading)

Mr. Murphy's final item this evening was a request to vacate a portion of Pershing Street, which lies North of the church, and South of US Route 36 and East of the Econo Lodge property on McMasters Ave at the request of Immanuel Baptist Church. Mr. Murphy advised the DPW, and all departments had no objections. However, the Board of Public Works and Liberty Utility have requested we maintain utility easements. Mr. Murphy also advised Planning and Zoning had heard the request on January 19, 2023, and held no objections.

Mayor Hark advised Bill No. 23-005 is to follow, for a first reading.

ANDY DORIAN – DIRECTOR OF CENTRAL SERVICES
Re: Huckleberry Tennis & Pickleball Court Renovation Bid Award
(Resolution No. 2446-23, to follow)

Andy Dorian, Director of Central Services first item this evening is a bid award to Byrne and Jones of St. Louis for the renovations to the Huckleberry Park tennis and pickleball courts. Mr. Dorian advised the Council the City had received one bid in the amount of \$334,900.00. Mr. Dorian explained the bid would cover the demo of old courts, re-asphalt surfacing, painting, and sealing new courts, new poles and nets for the tennis and pickleball courts, new fencing, re-grading of the viewing area for bleachers, and construction of a new parking area. Mr. Dorian advised if the bid is accepted the project will begin in March of 2023 with a timeline of 120 days (about 4 months), additionally the project had been budgeted for the 2022-2023 fiscal year.

Mayor Hark advised Resolution No. 2446-23 is to follow, for approval.

Re: Engineering/Architectural Service Agreement
Nature Pavilion at Sodalis Nature Preserve
(Resolution No. 2443-23, to follow)

Andy Dorian, Director of Central Services second item tonight is an engineering service agreement between the City of Hannibal and Klinger & Associates in the amount of \$9,000.00. Mr. Dorian advised the Hannibal Parks and Recreation Department has been awarded a \$100,000.00 Land

Conservation Partnership Grant for the construction of a pavilion at Sodalis Nature Preserve, Mr. Dorian explained the grant is a 50/50 match for the project.

Mayor Hark advised Resolution No. 2443-23 is to follow, for approval.

Re: Mechanic Hangar Lease
(Resolution No. 2444-23, to follow)

Andy Dorian, Director of Central Services third item tonight is a three-year lease between the City of Hannibal and Airplane Mechanic Michael Geisendorfer (Lear Field Aviation, LLC), in the amount of \$1.00, also including an option for an additional three-year extension. Mr. Dorian advised Mr. Geisendorfer has thirty years' experience, brings pilots into Hannibal for maintenance on aircraft, purchasing fuel, and patronizing local businesses. Mr. Dorian advised he is an asset to the airport and assists the city with maintenance projects free of charge.

Mayor Hark advised Resolution No. 2444-23 is to follow, for approval.

Re: 2003 F 250 Truck Sale
Steve Williams High Bid - \$3,805.00

Andy Dorian, Director of Central Services, last item this evening was requesting an approval of a bid award to Steve Williams for the sale of a 2003 F 250 street department truck that was approved to be surplus. Mr. Dorian advised the highest bid was \$3,805.00 in addition the truck was originally purchased in 2002, however it is a 2003 model.

A motion was made by Mayor Pro Tem Dobson for the approval of the bid award to Steve Williams in the amount of \$3,805.00 for the purchase of the 2003 F 250 surplus truck. The motion was seconded by Council Member McCoy.

Motion carried.

CHARLES PHILLIPS – 4TH WARD COUNCIL MEMBER
STEPHEN FRANKE – 3RD WARD COUNCIL MEMBER
Re: City Managers Report

Council Member Phillips advised him, and Council Member Franke would like to propose an Ordinance requiring the City Manager to present a once-a-month report during a regularly scheduled Council Meeting. Mr. Phillips, advised under Section 3.09- Powers and duties of the City Manager, grants the Council authority to request the report.

Council Member Franke made a motion to accept the proposal with a caveat the City Attorney can back to Council with a “stick” or something more appropriate at the next regularly scheduled Council Meeting. Council Member Phillips seconded the motion.

Council Member Welch inquired if the motion was the proposal “as is?” Council Member Franke advised it is a motion for the City Attorney to review and advise the Council on a caveat in regard to the penalty portion.

City Attorney James Lemon advised he could meet with Council Member Franke and Phillips to draft something more appropriate to bring back to Council.

Council Member Franke withdrew his original motion and made the motion to direct the City Attorney to meet with Council Member Franke and Phillips to come up with an alternative proposal for the City Manager report. Council Member Phillips withdrew his original second and made a second to the new motion made by Council Member Franke.

Mayor Pro Tem Dobson advised there is no need for an Ordinance, requesting the City Manager give a monthly report to the Council. City Manager Peck agreed to email a report monthly to Council.

ROLL CALL

Yes: Council Members Franke, and Phillips. -2

No: Council Member McCoy, Mayor Pro Tem Dobson, Mayor Hark,
Council Members Welch, and Veach. -5

Motion failed.

BILL NO. 23-005

AN ORDINANCE OF THE CITY OF HANNIBAL VACATING A TRACT OF LAND KNOWN AS PERSHING STREET, WHICH IS PART OF SHEPHERD PLACE EXTENDED, CITY OF HANNIBAL, MARION COUNTY, MISSOURI

First Reading

A motion was made by Council Member McCoy to have the City Clerk read Bill No. 23-005 as the first reading. The motion was seconded by Council Member Veach.

RESOLUTION NO. 2443-23

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A \$9,000 ENGINEERING SERVICE AGREEMENT BETWEEN THE CITY OF HANNIBAL AND KLINGNER & ASSOCIATES FOR THE BIDDING AND CONSTRUCTION ADMINISTRATION SERVICES PORTION OF THE PROJECT TO CONSTRUCT A NEW SHELTER AT THE SODALIS NATURE PRESERVE.

A motion was made by Council Member Veach to have the City Clerk read Resolution No. 2443-23 and call the roll for adoption. The motion was seconded by Mayor Pro Tem Dobson.

ROLL CALL

Yes: Council Members McCoy, Mayor Pro Tem Dobson, Council Member Franke, Mayor Hark, Council Member Phillips, Welch and Veach -7

No: -0-

RESOLUTION NO. 2444-23

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A THREE-YEAR LEASE AGREEMENT EXTENSION BETWEEN THE CITY OF HANNIBAL AND LEAR FIELD AVIATION, LLC FOR THE USE OF THE MECHANIC'S HANGAR (HANGAR A) AT THE HANNIBAL REGIONAL AIRPORT.

A motion was made by Council Member McCoy to have the City Clerk read Resolution No. 2444-23 and call the roll for adoption. The motion was seconded by Mayor Pro Tem Dobson.

ROLL CALL

Yes: Council Members McCoy, Mayor Pro Tem Dobson, Council Member Franke, Mayor Hark, Council Member Phillips, Welch and Veach -7

No: -0-

RESOLUTION NO. 2446-23

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF HANNIBAL AND BYRNE & JONES IN THE AMOUNT OF \$334,900 FOR THE RENOVATION OF THE HUCKLEBERRY PARK TENNIS AND PICKLEBALL COURTS.

A motion was made by Council Member Veach to have the City Clerk read Resolution No. 2446-23 and call the roll for adoption. The motion was seconded by Council Member McCoy.

ROLL CALL

Yes: Council Members McCoy, Mayor Pro Tem Dobson, Council Member Franke, Mayor Hark, Council Member Phillips, Welch and Veach -7

No: -0-

RESOLUTION NO. 2447-23

A RESOLUTION OF THE CITY OF HANNIBAL AUTHORIZING THE MAYOR TO EXECUTE A ONE-YEAR SERVICE AGREEMENT BETWEEN THE CITY AND THE HANNIBAL NUTRITION CENTER

IN THE AMOUNT OF \$18,357 FOR SENIOR MEALS AND RELATED SERVICES

A motion was made by Mayor Pro Tem Dobson to have the City Clerk read Resolution No. 2447-23 and call the roll for adoption. The motion was seconded by Council Member McCoy.

ROLL CALL

Present: Council Members McCoy, Mayor Pro Tem Dobson, Council Member Franke, Mayor Hark, Council Member Phillips, Welch and Veach -7

Absent: -0-

CLOSED SESSION

In Accordance with RSMo. 610.021 (1) and (2)

Mayor Hark then entertained a motion to enter closed session in accordance with RSMo. 610-021, sub-paragraphs (1), and (2) admitting himself, City Council Members, City Attorney James Lemon, City Manager Lisa Peck, Deputy City Clerk Melissa Cogdal, Director Central Services Andy Dorian, and Honorable Judge Bastian.

A motion was made by Mayor Pro Tem Dobson to enter closed session. The motion was seconded by Council Member Veach.

ROLL CALL

Yes: Council Members McCoy, Mayor Pro Tem Dobson, Council Member Franke, Mayor Hark, Council Member Phillips, Welch and Veach -7

No: -0-

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 Mayor Pro Tem Dobson to adjourn the meeting. The motion was seconded by Council Member Veach.

Motion carried.

James Hark, Mayor

Melissa Cogdal, Deputy City Clerk