

CITY OF HANNIBAL

PUBLIC HEARING PROCEEDINGS

Tuesday, August 1, 2023

6:15 p.m.

Council Chambers

CALL TO ORDER

It being the appointed time, Mayor Pro Tem Dobson opened the 6:15 p.m. Public Hearing, relating to the presentation and approval of Code Amendments.

He then turned the Public Hearing over to Mark Bross, Acting City Engineer.

MARK BROSS – ACTING CITY ENGINEER

**Re: Request, Code Amendments
Chapter 29 Article III, Section 29-114,
Chapter 9 Article II, Section 9-28
Chapter 9 Article IV, Section 9-186**

Mark Bross, Acting City Engineer advised the Council he is requesting Code Amendments for Chapter 29 Article three, section 29-114 regarding sidewalks, Chapter 9 Article two, Section 9-28 and Chapter 9 Article four, section 9-186 regarding drainage and flood control. Mr. Bross advised the changes to the Code are requirements for MS4 audit. He further advised Planning and Zoning unanimously agreed on the amendments.

PUBLIC COMMENTS

Mayor Pro Tem then asked for anyone who wished to speak for or against the Code Amendments to come forward, with there being none. Carl Ball questioned who would be responsible for performing the inspections on the new Codes. Mayor Pro Tem Dobson advised it would be the Building Inspectors office responsibility to preform all inspections.

ADJOURNMENT

With no additional comments from Council, Mayor Pro Tem Dobson then closed the Public Hearing.

Mike Dobson, Mayor Pro Tem

Melissa Cogdal, City Clerk

City of Hannibal
OFFICIAL COUNCIL PROCEEDINGS

**Tuesday August 1, 2023
Council Chambers
7:00 p.m.**

ROLL CALL

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

Absent: -0-

CALL TO ORDER

There being a quorum present, Mayor Pro Tem Dobson called the meeting to order.

INVOCATION

The invocation was then given by Mayor Pro Tem Dobson.

PLEDGE OF ALLEGIANCE

Mayor Pro Tem Dobson requested the Council member McCoy to lead the Pledge of Allegiance to the Flag.

APPROVAL OF AGENDA

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

Motion carried.

APPROVAL OF MINUTES Regular Schedule Council Meeting- July 5, 2023

A motion was made by Council Member Veach to approve the Regular Scheduled Council Meeting of July 5, 2023. The motion was seconded by Council Member Phillips.

Motion carried.

APPROVAL OF PAYROLL AND CLAIMS Second Half - July 2023

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

Motion carried.

JOHN LYNG – 625 GRAND AVENUE Re: Tax Increases & Maintaining Stormwater System

Mayor Pro Tem Dobson called John Lyng to the podium. Mr. Lyng advised he is addressing Council this evening regarding the need for a tax increase for Police and Fire Department funding and the City having enough revenue to cover the recent increases to wages as well as the ability to cover stormwater repairs from the general fund. Mr. Lyng advised that the Hannibal Board of Public Works is asking for funding without any documentation regarding the number of repairs needed. Mr. Lyng's concern is asking for funding without having real data to confirm the cost.

SCOTT SELDON – VFW Re: Liquor Ordinance

Mr. Seldon was not in attendance this evening.

MIKE DOBSON – MAYOR PRO TEM

Re: Recommendation of Appointment

Library Board

Joy McPike – Appointment for a term to expire June 2026

Mayor Pro Tem Dobson then made the recommendation of the appointment to the Library Board of Joy McPike for a term to expire in June 2026.

The appointment will be slated for approval during the next Council meeting.

Re: Approval of Appointment

Historic Development District Commission Board (HDDC)
Greg Addison – Appointment for a term to expire May 2028

Mayor Pro Tem Dobson advised the Council he is requesting a motion to approve the appointment of Greg Addison to serve on the Historic Development District Commission Board for a term to expire in May 2028.

A motion was made by Council Member McCoy to approve the appointment of Greg Addison for a term to expire May 2028, to the Historic Development District Commission Board. The motion was seconded by Council Member Veach.

Motion carried.

Historic Development District Commission Board (HDDC)
Kristy Trevathan – Re-Appointment for a term to expire May 2028
Sara North – Re-Appointment for a term to expire May 2024
Steve Ayers – Re-Appointment for a term to expire May 2028
Roy Hark – Re-Appointment for a term to expire May 2026

Mayor Pro Tem Dobson advised the Council he is requesting a motion to approve the re-appointments of Kristy Trevathan and Steve Ayers for a term to expire May 2028, Sara North for a term to expire May 2024, and Roy Hark for a term to expire May 2026 to serve on the Historic Development District Commission Board.

A motion was made by Council Member Welch to approve the re-appointments of Kristy Trevathan and Steve Ayers for a term to expire May 2028, Sara North for a term to expire May

2024, and Roy Hark for a term to expire May 2026 to the Historic Development District Commission Board. The motion was seconded by Council Member Veach.

Motion carried.

CHARLES PHILLIPS – 4TH WARD COUNCIL MEMBER
STEPHAN FRANKE – 3RD WARD COUNCIL MEMBER
DARRELL MCCOY – 1ST WARD COUNCIL MEMBER
Re: Ward Maps

Council Members Franke, Phillips, and McCoy presenting the rezoned maps for the redistricting of the City from the 2022 Census. Council Member Franke advised Andy Dorian, Central Services Director, previously presented the rezoned maps prepared by GIS using the directions given by Council. Council Member Veach advised the 6th Ward voting location of American Legion was removed from 6th Ward and he is requesting the location be replaced.

Council Member Franke made a motion that the approval of the rezoned maps be tabled for correction of color issues until the next regular scheduled Council Meeting. Council Member Welch seconded the motion.

ROLL CALL

Yes: Council Members Phillips, Welch, McCoy, and Franke. -4

No: Mayor Pro Tem Dobson, and Council Member Veach. -2

Motion carried.

Mayor Pro Tem Dobson made a motion to amend the agenda to allow discussion of potential adjustments to the maps. Council Member Veach seconded the motion.

Motion carried.

Council Member Veach advised that the American Legion is the polling location for the 6th Ward, and he is requesting it be placed back into the Ward, and that this change would not change any numbers for the ward counts.

Council Member Veach made a motion to updating the maps to replace the 6th Ward voting location of American Legion, placing it back in the 6th Ward map boundaries. Council Member Welch seconded the motion.

Motion carried.

Mayor Pro Tem Dobson requested a change to the map to replace Fette Orchard back into the 2nd Ward, as the sub-division has been in 2nd Ward since it's development. Council Member Welch agreed that an adjustment could be made, and the ward rezoned to allow for the change.

Mayor Pro Tem Dobson made a motion to direct Andy Dorian, to rezone the ward map to return Fette Orchard into the 2nd Ward. Council Member Welch seconded the motion.

ROLL CALL

Yes: Council Member Welch, and Mayor Pro Tem Dobson. -2

No: Council Members Phillips, Veach, McCoy, and Franke. -4

Motion failed.

CHARLES PHILLIPS – 4TH WARD COUNCIL MEMBER STEPHAN FRANKE – 3RD WARD COUNCIL MEMBER

Re: City Manager Report Ballot Language
(Bill No. 23-028-, to follow)

Council Members Franke, Phillips, presented to the Council the ballot language drafted by City Attorney James Lemon for the November Special Election to require the City Staff to provide a monthly report and the City Manager to present the report at the regularly scheduled Council Meeting.

Mayor Pro Tem Dobson advised Bill number 23-028 is to follow for a first reading.

DARRELL MCCOY – 1ST WARD COUNCIL MEMBER

Re: City Manager Report Ballot Language
(Bill No. 23-027-, to follow)

Council Member McCoy advised the Council he would like to present an alternative ballot language drafted for the November Special Election to require the City Staff to provide a monthly report. Mr. McCoy advised a Monthly Report is currently being completed and made available to the citizens each month.

Mayor Pro Tem Dobson advised Bill number 23-027 is to follow for a first reading.

LISA PECK - CITY MANAGER

Re: Recommendation of Appointments

Board of Adjustments

Tom Batenhorst – Appointment for a term to expire May 2026

Cole Painter – Appointment for a term to expire May 2028

Richard Ferrell – Appointment for a term to expire May 2028

City Manager Lisa Peck then made the recommendation of the appointments to the Board of Adjustments of Tom Batenhorst for a term to expire in May 2026, and Cole Painters and Richard Ferrell for terms to expire May 2028.

The appointment will be slated for approval during the next Council meeting.

Re: Approval of Agreement with MJR Law- Exit Interviews

(Resolution No. 2471-23, to follow)

City Manager Lisa Peck then advised Council she is presenting a contract with Meredith Rund from MJR Law, LLC to perform exit interviews to employees that agree to the interview. Ms. Peck advised the rate is \$250.00 per hour and the estimated time to complete an interview would be approximately one hour.

Mayor Pro Tem Dobson stated Resolution No. 2471-23 is to follow, for approval.

ANDY DORIAN - DIRECTOR – CENTRAL SERVICES

Re: Approval of Bid- 902 Fulton Avenue

Bid Award \$900.00 – William Forbis

(Resolution No. 2470-23, to follow)

Andy Dorian's advised he is request for the approval of a bid for 902 Fulton Avenue. Mr. Dorian reminded the Council that due to the interest of multiple buyers the City elected to advertise the property for sale. The minimum bid requirement was \$750.00. Mr. Dorian advised the highest bid was for \$900.00 awarded to William Forbis, as well as a title report was completed showing no deed restrictions or liens. Mr. Dorian advised there will be covenants placed on the property.

Mayor Pro Tem Dobson stated Resolution No. 2470-23 is to follow, for approval.

JACOB NACKE, POLICE CHIEF - HANNIBAL POLICE DEPARTMENT

**Re: Sale of Surplus
2005 Chevrolet Impala**

Jacob Nacke, Hannibal Police Chief, advised Council the Hannibal Police Department has a 2005 Chevrolet Impala with 153,717 miles. Mr. Nacke advised the vehicle was used for ACES and detectives for years and has reached the end of its use. Chief Nacke requested approval to declare this surplus property and move forward seeking bids.

Council Member Welch made a motion to approve the surplus of property by Hannibal Police Department of a 2005 Chevrolet Impala. Council Member Veach seconded the motion.

Motion carried.

MARK BROSS – ACTING CITY ENGINEER

**Re: Request, Code Amendments
Chapter 29 Article III, Section 29-114,
Chapter 9 Article II, Section 9-28
Chapter 9 Article IV, Section 9-186**

(Bill No. 23-025-, to follow)

(Bill No. 23-026-, to follow)

Mark Bross, Acting City Engineer presented the proposed Code Amendment to Chapter 9 (nine) Article II, Section 9-28, (28) Erosion Control and Cleanup, Construction Site Waste, and Stormwater Runoff Management and Article IV, Section 9-186 (186) Applicability, adding section (c) in which a Public Hearing was held tonight at 6:15 p.m. The changes are based on MS4 permitting requirements, which will be obtained later. In addition, Chapter 29 (twenty-nine) Subdivisions Article III, Section 29-114, Design and Development Standards, Sidewalks The proposed revisions were approved by the Planning and Zoning Commission.

Mayor Pro Tem Dobson advised Bills No. 23-025 & 23-026 is to follow, for a first reading.

BILL NO. 23-023

**AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER INTO
AND EXECUTE ON BEHALF OF THE CITY, A MUNICIPALE
AGREEMENT WITH THE MISSOURI HIGHWAYS AND
TRANSPORTATION COMMISSION OUTLINING THE PARTIES'
RESPONSIBILITIES WITH RESPECT TO THE CONSTRUCTION
AND MAINTENANCE IMPROVEMENTS ASSOCIATED WITH THE**

REPLACEMENT OF THE ROUTE 79 OVERPASS OVER BEAR CREEK, NORFOLK SOUTHERN RAILROAD, WARREN BARRETT DRIVE AND LYON STREET WITH A NEW BRIDGE OVER BEAR CREEK, NORFOLK SOUTHERN RAILROAD, AND WARREN BARRETT DRIVE IN HANNIBAL

Second & Final Reading

A motion was made by Council Member Veach to have the City Clerk read Bill No. 23-023 and call the roll for adoption. The motion was seconded by Council Member Welch.

ROLL CALL

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

No: -0-

Mayor Pro Tem Dobson declared Bill No. 23-023 duly approved and adopted on this date.

BILL NO. 23-024

AN ORDINANCE RATIFYING AND REAFFIRMING THE CITY OF HANNIBAL'S, PROCEDURE TO DISCLOSE POTENTIAL CONFLICTS OF INTEREST AND SUBSTANTIAL INTERESTS FOR CERTAIN MUNICIPAL OFFICIALS AND EMPLOYEES AS REQUIRED, BIENNIALY, BY MISSOURI STATE STATUTES 105.483 & 105.485

Second & Final Reading

A motion was made by Council Member McCoy to have the City Clerk read Bill No. 23-024 and call the roll for adoption. The motion was seconded by Council Member Welch.

ROLL CALL

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

No: -0-

Mayor Pro Tem Dobson declared Bill No. 23-024 duly approved and adopted on this date.

BILL NO. 23-025

**AN ORDINANCE REVISING CHAPTER 29, SECTION 29-114 OF
THE ORDINANCES OF THE CITY OF HANNIBAL, REGARDING
SIDEWALKS**

First Reading

A motion was made by Council Member Veach to have the City Clerk read Bill No. 23-025 as the first reading. The motion was seconded by Council Member Welch.

Motion carried.

BILL NO. 23-026

**AN ORDINANCE REVISING CHAPTER 9, SECTIONS 9-28 AND 9-
186 OF THE ORDINANCES OF THE CITY OF HANNIBAL,
REGARDING DRAINAGE AND FLOOD CONTROL**

First Reading

A motion was made by Council Member Veach to have the City Clerk read Bill No. 23-026 as the first reading. The motion was seconded by Council Member McCoy.

Motion carried.

BILL NO. 23-027

AN ORDINANCE PROVIDING FOR SUBMISSION OF A PROPOSAL (*PROPOSITION* _____) TO REQUIRE THE CITY OF HANNIBAL TO PASS AN ORDINANCE REQUIRING VARIOUS CITY STAFF TO PROVIDE REPORTS TO THE QUALIFIED VOTERS OF THE CITY FOR THEIR APPROVAL AT THE ELECTION TO BE HELD ON TUESDAY, NOVEMBER 7, 2023

First Reading

A motion was made by Council Member McCoy to have the City Clerk read Bill No. 23-027 as the first reading. The motion was seconded by Council Member Welch.

Motion carried.

BILL NO. 23-028

AN ORDINANCE PROVIDING FOR SUBMISSION OF A PROPOSAL (*PROPOSITION* _____) TO REQUIRE THE CITY OF HANNIBAL TO PASS AN ORDINANCE REQUIRING VARIOUS CITY STAFF TO PROVIDE AND PRESENT REPORTS AT THE REGULARLY SCHEDULED COUNCIL MEETINGS TO THE QUALIFIED VOTERS OF THE CITY FOR THEIR APPROVAL AT THE ELECTION TO BE HELD ON TUESDAY, NOVEMBER 7, 2023

First Reading

A motion was made by Council Member Franke to have the City Clerk read Bill No. 23-028 as the first reading. The motion was seconded by Council Member Veach.

ROLL CALL

Yes: Council Members Phillips, and Franke. -2

No: Mayor Pro Tem Dobson, Council Members Welch, Veach, and McCoy . -4

Motion failed.

RESOLUTION NO. 2470-23

**A RESOLUTION OF THE CITY OF HANNIBAL AUTHORIZING
THE MAYOR TO EXECUTE A SPECIAL WARRANTY DEED TO
WILLIAM FORBIS FOR THE SALE OF CITY OWNED PROPERTY
LOCATED AT 902 FULTON IN THE AMOUNT OF \$900.**

A motion was made by Council Member McCoy to have the City Clerk read Resolution No. 2470-23 and call the roll for adoption. The motion was seconded by Council Member Veach.

ROLL CALL

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

No: -0-

Mayor Pro Tem Dobson declared Resolution No. 2470-23 duly approved and adopted on this date.

RESOLUTION NO. 2471-23

**A RESOLUTION OF THE CITY OF HANNIBAL AUTHORIZING
THE MAYOR TO EXECUTE AN AGREEMENT WITH MJR LAW,
LLC FOR THE PURPOSE OF CONDUCTING EXIT INTERVIEWS
FOR THE CITY OF HANNIBAL**

A motion was made by Council Member Welch to have the City Clerk read Resolution No. 2471-23 and call the roll for adoption. The motion was seconded by Council Member Phillips.

ROLL CALL

Yes: Council Members Welch, Veach, McCoy, and Mayor Pro Tem Dobson. -4

No: Council Members Phillips and Franke. -2

Motion carried.

ROLL CALL

Yes: Council Members Welch, Veach, McCoy, and Mayor Pro Tem Dobson. -4

No: Council Members Phillips and Franke. -2

Mayor Pro Tem Dobson declared Resolution No. 2471-23 duly approved and adopted on this date.

CLOSED SESSION

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

Mayor Pro Tem Dobson 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, City Clerk Melissa Cogdal, and Director of Central Services Andy Dorian.

A motion was made by Council Member Welch to enter closed session. The motion was seconded by Council Member Veach.

ROLL CALL

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

No: -0-

Motion carried.

OPEN SESSION

A motion was made by Council Member Welch to return to open session. The motion was seconded by Council Member Veach.

ROLL CALL

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

No: -0-

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.

Mike Dobson, Mayor Pro Tem

Melissa Cogdal, City Clerk