

*City of Hannibal*  
**OFFICIAL COUNCIL PROCEEDINGS**

**Tuesday July 18, 2023  
Council Chambers  
7:00 p.m.**

**ROLL CALL**

**Present:** Council Members Franke, Phillips, Welch, Veach, McCoy and Mayor Pro Tem Dobson. -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 Hannibal Fire Department 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**

**Closed Session Minutes- May 16, 2023**

**Closed Session Minutes- June 20, 2023**

A motion was made by Council Member Veach to approve the Closed Session Minutes of May 16, 2023, and June 20, 2023. The motion was seconded by Council Member McCoy.

Motion carried.

## **APPROVAL OF PAYROLL AND CLAIMS**

**First Half - July 2023**

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

Motion carried.

## **JEFF HARDOIN – 1021 CENTER ST. HANNIBAL MO.**

**Re: Safety Tax**

Mayor Pro Tem Dobson called Jeff Hardoin forward. Mr. Hardoin advised he has concerns with the proposed Safety Tax by Mayor Pro Tem Dobson and Council Members Franke and Phillips. Mr. Hardoin requested the Council continue to seek alternative options for funding the Police and Fire Departments. Mr. Hardoin advised sales tax would be funded by tourist and can tract inflation. Mr. Hardoin advised he would be holding fundraisers for the Hannibal Police Department for new equipment for the department.

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

Mayor Pro Tem Dobson welcomed April Azotea forward. Ms. Azotea advised the Council she was here this evening to discuss outstanding bills for attorney fees for the City in the impeachment case, the manner in which the City tax dollars are spent, and why a rehearing was filed in the impeachment case. Ms. Azotea advised refiling should be a full Council decision. Ms. Azotea advised Council should “reach out” to their constituents regarding the City Manager’s Report and place the decision in the voters hands.

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

**ROLL CALL**

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

**No:** -0-

Motion carried.

**MIKE DOBSON – MAYOR PRO TEMPORE  
Re: Approval of Appointment**

Library Board

**Vickie Witthaus – Appointment for a term to expire June 2026**

Mayor Pro Tem Dobson advised the Council he is requesting a motion to approve the appointment of Vickie Witthaus to serve on the Library Board for a term to expire in June 2026.

A motion was made by Council Member McCoy to approve the appointment of Vickie Witthaus for a term to expire July 2026, to the Library Board. The motion was seconded by Council Member Veach.

Motion carried.

**Re: Recommendation of Appointment**

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

Mayor Pro Tem Dobson then made the recommendation of the appointment to the Historic Development District Commission Board of Greg Addison for a term to expire in May 2028.

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

**Re: Recommendation of Re-Appointments**

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 then made the recommendation of the re-appointments to the Historic Development District Commission Board of Kristy Trevathan and Steve Ayres for a terms to expire in May 2028, Sara North for a term to expire May 2024, and Roy Hark for a term to expire May 2026.

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

**Re: Swearing in of New Police Officers- Oath of Office**

Mick Bramlett, Hannibal Police Department  
Jacob Flachs, Hannibal Police Department

Mayor Pro Tem Dobson administered the Oath of Office for Hannibal Police Departments new officers Mick Bramlett and Jacob Flachs.

**CHARLES PHILLIPS – 4<sup>TH</sup> WARD COUNCIL MEMBER**  
**STEPHAN FRANKE – 3<sup>RD</sup> WARD COUNCIL MEMBER**

**Re: Monthly Management Report**

Council Member Franke advised that he, and Council Member Franke, would like to propose the option to move forward the issue of the City Manager Report and the presentation of the report highlights by the City Manager is to place the issue on the ballot for the voters to decide.

Council Member Franke made a motion to direct the City attorney to draft ballot language for Council approval for the November 2023 special election mandating a Management Report be compiled in writing monthly including reports from the City Manager, City Clerk, and City Departments heads, and a verbal presentation with relevant highlights by the City Manager for Council approval at one regularly scheduled Council Meeting per month. Council member Phillips seconded the motion.

## **ROLL CALL**

**Yes:** Council Member Franke, Phillips, McCoy, and Mayor Pro Tem Dobson. -4

**No:** Council Members Welch and Veach. -2

Motion carried.

## **LISA PECK - CITY MANAGER**

### **Re: Recommendation of Re-Appointment**

Board of Adjustment

### **Greg Lay – Re-Appointment for a term to expire May 2028**

City Manager Lisa Peck then made the recommendation of the re-appointment to the Board of Adjustments of Greg Lay for a term to expire in May 2028.

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

### **Re: Recommendation of Appointment**

Hannibal Board of Public Works

### **Kellie Cookson– appointment for a term to expire July 2027**

Lisa Peck, City Manager advised the Council she is requesting a motion to approve the appointment of Kellie Cookson to serve on the Hannibal Board of Public Works for terms to expire in July 2027.

A motion was made by Council Member Franke to approve the appointment of Kellie Cookson for a term to expire July 2027, to the Hannibal Board of Public Works. The motion was seconded by Council Member Franke.

## **ROLL CALL**

**Yes:** Council Member Franke, Veach, and McCoy. -3

**No:** Council Members Welch and Mayor Pro Tem Dobson. -2

**Abstain:** Council Member Phillips. -1

Motion carried.

**Re: Missouri Highways & Transportation Commission Municipal Agreement**  
*(Bill No. 23-023, to follow)*

Lisa Peck, City Manager advised the Council that the previous contract between the Missouri Department of Transportation and the City of Hannibal is being presented for approval.

Mayor Pro Tem Dobson advised Bill number 23-023 is to follow for a first reading.

**MELISSA COGDAL - CITY CLERK**  
**Re: Conflict of Interest Ordinance Ratification & Reaffirmation**  
*(Bill No. 23-024, to follow)*

Melissa Cogdal advised Council to comply with requirements the City of Hannibal is required to biennially adopt an Ordinance ratifying and reaffirming our procedure to disclose potential conflicts of Interest and substantial interest for certain municipal officials and employees.

Mayor Pro Tem Dobson advised Bill number 23-024 is to follow for a first reading.

**ANDY DORIAN - DIRECTOR – CENTRAL SERVICES**

**Re: Sale of Surplus City Owned Vehicle**  
**Street Department – 1982 Ford**  
**Bid Award \$1,000 – Paul Karner**

Andy Dorian, Director of Central Services, approached the Council requesting the approval of a bid in the amount of \$1,000.00 to Paul Karner for the sale of a 1982 Ford truck the department

no longer used. Mr. Dorian advised the City received three bids with Mr. Karner's being the highest bid.

A motion was made by Council Member McCoy to approve the bid award to Paul Karner for the sale of a 1982 Ford truck in the amount of \$1,000.00. The motion was seconded by Council Member Franke.

Motion carried.

**Re: Acceptance of Donated Property**  
**General Warranty Deed and Settlement Agreement & Release**  
*Cynthia R. Ditch – 1803 Chestnut St.*  
*(Resolution No. 2433-23, to follow)*

Andy Dorian, Central Services Director then requested the Council accept donation of property at 1803 Chestnut Street. Dorian advised the property was purchased by Cynthia Ditch from the City however, due to unforeseen circumstances she is unable to adequately maintain the lot. Dorian explained Ms. Ditch agreed to donate the property back to the City.

Mayor Pro Tem Dobson stated Resolution No. 2433-23 is to follow, for approval.

**Re: Acceptance of Donated Property**  
**General Warranty Deed and Settlement Agreement & Release**  
*Cynthia R. Ditch – 1106 Fulton Ave.*  
*(Resolution No. 2435-23, to follow)*

Mr. Dorian then requested the Council accept the donation of property at 1106 Fulton Avenue. Dorian advised the property was purchased by Cynthia Ditch from the City however, due to unforeseen circumstances she is unable to adequately maintain the lot. Dorian explained Ms. Ditch agreed to donate the property back to the City of Hannibal.

Mayor Pro Tem Dobson stated Resolution No. 2435-23 is to follow, for approval.

**Re: Update on Rezoning of Ward Boundaries**

Mr. Dorian's last item this evening was presenting the rezoned maps for the redistricting of the wards after the 2022 Census. Mr. Dorian advised the maps were prepared by GIS using the directions given by Council and instructions not to remove current Council from their perspective wards. Mr. Dorian advised any modifications to the rezoned map would need to be approved by the Council, this is the initial rezoning prepared as directed by Council.

Council Member Franke made a motion to accept the maps as presented by Mr. Dorian. Council member Phillips seconded the motion.

## **ROLL CALL**

**Yes:** Council Member Franke, Phillips, and Veach. -3

**No:** Council Members Welch, McCoy, and Mayor Pro Tem Dobson. -3

Motion failed.

**PHYLLIS NELSON - CITY COLLECTOR**  
**Re: Marion County Tax Collection Contract**  
*(Resolution No. 2468-23, to follow)*

Phyllis Nelson, City Collector advised Council due to increase in wages, postage, paper, envelopes, and operation cost in the past ten years Marion County Collector is requesting an increase of 1.5% for the General Revenue fund and an additional 5% going to the Collectors office from the City of Hannibal for tax collection fees. City Attorney James Lemon has reviewed the contract.

Mayor Pro Tem Dobson advised Resolution No. 2468-23 is to follow.

**Re: Ralls County Tax Collection Contract**  
*(Resolution No. 2469-23, to follow)*

Phyllis Nelson, City Collector also advised Council Ralls County has requested due to increase in wages, postage, paper, envelopes, and operation cost in the past ten years Ralls County Collector is requesting an increase of 1.5% for the General Revenue fund and an additional 5% going to the Collectors office for tax collection fees. City Attorney James Lemon has reviewed the contract.

Mayor Pro Tem Dobson advised Resolution No. 2469-23 is to follow.



**JACOB NACKE, POLICE CHIEF - HANNIBAL POLICE DEPARTMENT**  
**Re: 2023 ARPA State and LFRF Peace Officer Grant Purchase Approval**  
SHI Bid Award \$37,493.78 (City Obligation \$18,746.89)  
Computer and Technology Equipment

Jacob Nacke, Hannibal Police Chief, advised Council the Hannibal Police Department applied for funding under the ARPA Peace Officer Grant and was awarded the grant in the amount of \$19,425.93 for the purchase of new computers and technology equipment. Mr. Nacke advised the total budget for this project is \$38,851.86 however the lowest bid and state contract was SHI with a bid of \$37,493.78 with the City's obligation being \$18,746.89, a 50% match.

Council Member Franke made a motion to have the Mayor sign and execute the accepting documents for the ARPA Grant Award and purchase of equipment. Council Member McCoy seconded the motion.

Motion carried.

**BIANCA QUINN, - FINANCE DIRECTOR**  
**Re: Audit Services Contract for FY23-FY25**  
*(Resolution No. 2467-23, to follow)*

Bianca Quinn, Finance Director, reminded Council that the City is required to have an independent audit annually. In June the City ran an advertisement in the Hannibal Courier Post for open proposals from qualified auditing firms with a contract of three years with an option of three additional renewals. The City received one proposal from Williams Keepers with a rate schedule of Fiscal Year 2023 \$70,000.00, Fiscal Year 2024 \$74,000.00, and Fiscal Year 2025 \$77,000.00. Ms. Quinn recommend and ask the Council to approve the following Resolution to award the contract to Williams Keepers, LLC for audit services for the City of Hannibal, Library, and Board of Public Works for the year ending June 30, 2025.

Mayor Pro Tem Dobson advised Resolution No. 2467-23 to follow.

**Re: Request, Set Public Hearing**  
➤ **2023 AD Valorem Property Tax Levy**  
*Tuesday, August 15, 2023 – 6:15 p.m.*

Bianca Quinn, Financial Director brought forth the request to set a Public Hearing for the 2023 tax levy. In order comply with the Missouri State Auditor requirements to set the 2023 ad valorem property tax rate, the City Council must first hold a public hearing.

Following the public hearing, an Ordinance will be presented to adopt the proposed tax rate, as

approved by the State Auditor, which is based upon prior year tax information and assessed valuations. The State Auditor's Office prepared pro forms (tax rate forms) which authorize the 2023 tax rate ceiling, which has been outlined for Council in the memo provided in the packet.

Ms. Quinn asked for approval to set a public hearing for the purpose of discussing the 2023 ad valorem property tax rates for the City's General, Police & Fire Retirement, and Library funds for Tuesday, August 15, 2023, at 6:15 p.m.

Council member McCoy made the motion to set the public hearing for Tuesday, August 15, 2023, at 6:15 p.m. Council Member Veach seconded the motion.

Motion carried.

**MIKE MCHARGUE - BUILDING INSPECTOR**  
**Re: Request, Set Public Hearing, Code Amendments**  
**Chapter 29 Article III, Section 29-114,**  
**Chapter 9 Article II, Section 9-28**  
**Chapter 9 Article IV, Section 9-186**  
*Tuesday, August 1, 2023 – 6:15 p.m.*

Mayor Pro Tem Dobson then called Mike McHargue Building Inspector forward. Mr. McHargue advised he is requesting to set a public hearing for Tuesday, August 1, 2023, at 6:15 p.m. for Code Amendments.

Council Member Franke made a motion to set a public hearing for Tuesday, August 1, 2023, at 6:15 p.m. for various Code Amendments. Council Member Veach seconded the motion.

Motion carried.

**BILL NO. 23-020**

**AN ORDINANCE OF THE CITY OF HANNIBAL VACATING A  
SMALL CUL-DE-SAC WHICH IS A TRACT OF LAND BEING PART  
OF HILLCREST DRIVE, WHICH IS PART OF HILLCREST  
SUBDIVISION, CITY OF HANNIBAL, MARION COUNTY,  
MISSOURI**

*Second and Final Reading*

A motion was made by Council Member Veach to have the Deputy City Clerk read Bill No. 23-020 and call the roll for adoption. The motion was seconded by Council Member McCoy.

### **ROLL CALL**

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

**No:** -0-

Mayor Pro Tem Dobson declared Bill No. 23-020 duly approved and adopted on this date.

### **BILL NO. 23-021**

**AN ORDINANCE OF THE CITY OF HANNIBAL REZONING A TRACT OF LAND BEING ALL OF LOT THREE (3) IN BLOCK FIVE (5) IN INDIAN MOUND INVESTMENT COMPANY'S SECOND SUBDIVISION OF INDIAN MOUND PARK, IN THE CITY OF HANNIBAL, MARION COUNTY, MISSOURI FROM A – ONE- & TWO-FAMILY ZONING TO D – HIGHWAY BUSINESS ZONING DISTRICT AND AMENDING THE CITY'S ZONING MAP ACCORDING**

### ***Second and Final Reading***

A motion was made by Council Member Veach to have the City Clerk read Bill No. 23-021 and call the roll for adoption. The motion was seconded by Council Member Welch.

### **ROLL CALL**

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

**No:** -0-

Mayor Pro Tem Dobson declared Bill No. 23-021 duly approved and adopted on this date.

**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**

*First Reading*

A motion was made by Council Member Veach to have the City Clerk read Bill No. 23-023 as the first reading. The motion was seconded by Council Member McCoy.

Motion carried.

**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, BIENNIALLY, BY MISSOURI STATE STATUES 105.483 & 105.485**

*First Reading*

A motion was made by Council Member Franke to have the City Clerk read Bill No. 23-020 as the first reading. The motion was seconded by Council Member Veach.

Motion carried.

### **RESOLUTION NO. 2433-23**

#### **A RESOLUTION OF THE CITY OF HANNIBAL AUTHORIZING THE MAYOR TO EXECUTE A SETTLEMENT AGREEMENT AND RELEASE AND GENERAL WARRANTY DEED FOR ACCEPTANCE OF DONATED PROPERTY KNOWN AS 1803 CHESTNUT FROM CYNTHIA R. DITCH**

A motion was made by Council Member Franke to have the City Clerk read Resolution No. 2433-23 and call the roll for adoption. The motion was seconded by Council Member Welch.

#### **ROLL CALL**

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

**No:** -0-

Mayor Pro Tem Dobson declared Resolution No. 2433-23 duly approved and adopted on this date.

### **RESOLUTION NO. 2435-23**

#### **A RESOLUTION OF THE CITY OF HANNIBAL AUTHORIZING THE MAYOR TO EXECUTE A SETTLEMENT AGREEMENT AND RELEASE AND GENERAL WARRANTY DEED FOR ACCEPTANCE OF DONATED PROPERTY KNOWN AS 1106 FULTON AVENUE FROM CYNTHIA R. DITCH**

A motion was made by Council Member Veach to have the City Clerk read Resolution No. 2435-23 and call the roll for adoption. The motion was seconded by Council Member Phillips.

**ROLL CALL**

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

**No:** -0-

Mayor Pro Tem Dobson declared Resolution No. 2435-23 duly approved and adopted on this date.

**RESOLUTION NO. 2467-23**

**A RESOLUTION OF THE CITY OF HANNIBAL APPROVING A LETTER OF ENGAGEMENT BETWEEN THE CITY AND WILLIAMS KEEPERS, LLC, FURTHER AUTHORIZING THE MAYOR TO EXECUTE SAID DOCUMENT, FOR CITY AUDIT SERVICES INCLUDING THE LIBRARY AND BOARD OF PUBLIC WORKS IN THE TOTAL AMOUNT OF \$70,000 (WITH ADDITIONAL REQUIRED SINGLE AUDIT FEES) FOR THE FISCAL YEAR ENDING JUNE 30, 2023**

A motion was made by Council Member Veach to have the City Clerk read Resolution No. 2467-23 and call the roll for adoption. The motion was seconded by Mayor Pro Tem Dobson.

**ROLL CALL**

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

**No:** -0-

Mayor Pro Tem Dobson declared Resolution No. 2467-23 duly approved and adopted on this date.

**RESOLUTION NO. 2468-23**

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A  
CONTRACT BETWEEN THE CITY OF HANNIBAL AND THE  
MARION COUNTY COMMISSION FOR THE PURPOSE OF  
COLLECTION OF CITY TAXES, WITHHOLDING 2% OF  
CURRENT TAXES AND DELINQUENT TAXES COLLECTED  
ALONG WITH ASSESSMENT FEE AS PROVIDED BY STATE  
137.720 RSMo**

A motion was made by Council Member Franke to have the City Clerk read Resolution No. 2468-23 and call the roll for adoption. The motion was seconded by Council Member Veach.

**ROLL CALL**

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

**No:** -0-

Mayor Pro Tem Dobson declared Resolution No. 2468-23 duly approved and adopted on this date.

**RESOLUTION NO. 2469-23**

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A  
CONTRACT BETWEEN THE CITY OF HANNIBAL AND THE  
RALLS COUNTY COMMISSION FOR THE PURPOSE OF  
COLLECTION OF CITY TAXES, WITHHOLDING 2% OF  
CURRENT TAXES AND DELINQUENT TAXES COLLECTED**

A motion was made by Council Member Phillips to have the City Clerk read Resolution No. 2469-23 and call the roll for adoption. The motion was seconded by Council Member Veach.

**ROLL CALL**

**Yes:** Council Members Franke, Phillips, Welch, Veach, McCoy and

Mayor Pro Tem Dobson. -6

**No:** -0-

Mayor Pro Tem Dobson declared Resolution No. 2469-23 duly approved and adopted on this date.

**CLOSED SESSION**  
*In Accordance with RSMo 610.021 (1), (2), and (12)*

Mayor Pro Tem Dobson then entertained a motion to enter closed session in accordance with RSMo. 610-021, sub-paragraphs (1), (2), and (12) admitting himself, City Council Members, City Attorney James Lemon, City Manager Lisa Peck, City Clerk Melissa Cogdal, Don Bastian Municipal Judge, and Director of Central Services Andy Dorian.

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

**ROLL CALL**

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

**No:** -0-

Motion carried.

**OPEN SESSION**

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

Motion carried.

**ROLL CALL**

**Yes:** Council Members Franke, Phillips, Welch, Veach, McCoy and



Mayor Pro Tem Dobson. -6

**No:** -0-

Motion carried.

### **ADJOURNMENT**

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

Motion carried.

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**Mike Dobson, Mayor Pro Tem**

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**Melissa Cogdal, City Clerk**