

City of Hannibal

OFFICIAL COUNCIL PROCEEDINGS

**Tuesday, October 20, 2020
Council Chambers
7:00 p.m.**

ROLL CALL

Present: Council Member McCoy, Mayor Pro Tem Dobson, Mayor Hark, Council Members Bowen and Welch - 5

Absent: Council Members Cogdal and Veach - 2

CALL TO ORDER

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

INVOCATION

The invocation was then given by Council Member Welch.

PLEDGE OF ALLEGIANCE

Mayor Hark then requested Mayor Pro Tem Dobson to lead the Pledge of Allegiance to the Flag.

A motion was then made by Council Member McCoy to excuse Council Members Cogdal and Veach from the meeting. The motion was seconded by Mayor Pro Tem Dobson.

Motion carried.

APPROVAL OF AGENDA

A motion was made by Council Member Welch to approve the agenda, as presented and posted. The motion was seconded by Mayor Pro Tem Dobson.

Motion carried.

APPROVAL OF MINUTES

Closed Session – August 7, 2018

Closed Session – December 4, 2018

Regularly Scheduled Council Meeting – October 6, 2020

A motion was made by Council Member Bowen to approve the minutes from the closed session meetings held August 7, 2018 and December 4, 2018, along with the regularly scheduled Council meeting held October 6, 2020. The motion was seconded by Mayor Pro Tem Dobson.

Motion carried.

**APPROVAL OF PAYROLL AND CLAIMS
First Half – October 2020**

A motion was made by Council Member Welch to approve the payroll and claims for the first half of October, 2020. The motion was seconded by Council Member Bowen.

Motion carried.

**JASON KRIGBAUM – HEARTLAND AUTOBODY
Re: Request, Street & Parking Place Closures – Annual Veterans Day Parade
*Saturday, November 7, 2020 – 11:00 a.m. – 12:30 p.m.***

Jason Krigbaum, representing Heartland Autobody, approached Council requesting street closures for the Annual Veterans Day Parade to be held Saturday, November 7, 2020 from 11:00 a.m. – 12:30 p.m. He is requesting all side streets to be closed along Broadway from Maple Street to South Main Street, along with blocked parking for the announcer's trailer, which will be located at 4th and Broadway, the parade route will continue turning right on South Main Street, concluding at Church Street.

Mr. Krigbaum then provided Mayor Hark with the certificate of insurance and the Mayor noted other required paperwork is on file.

A motion was made by Mayor Pro Tem Dobson to approve the requested street closures and parking for announcer's trailer for the Annual Veterans Day Parade to be held Saturday, November 7, 2020 from 11:00 a.m. – 12:30 p.m. The motion was seconded by Council Member Welch.

Motion carried.

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

Mayor Hark reminded Council of the candidate Mayor Pro Tem Dobson presented, on his behalf, as a recommendation of appointment to the Historic District Development Commission during the last meeting.

HISTORIC DISTRICT DEVELOPMENT COMMISSION

- **Stacy Raith – appointment for a term to expire May, 2025**

A motion was made by Mayor Pro Tem Dobson to approve the appointment of Stacy Raith to the Historic District Development Commission for a term to expire May, 2025. The motion was seconded by Council Member McCoy.

Motion carried.

JAMES LEMON – CITY ATTORNEY

**Re: Indian Mounds Substation Acquisition of Property – Contract for Sale of Real Estate
& General Warranty Deed**

*Lowes Home Centers, LLC - \$40,000
(Resolution No. 2301-20, to follow)*

City Attorney James Lemon, stated his first item of business is the acquisition of property designated for the new Board of Public Works substation from Lowes Home Centers. Lemon reminded Council they previously approved the Mayor to sign the proper documents, however, after the approval, Lowes representative didn't like some of the language in the documents, although they had drafted the majority of the language. Lemon advised Council the new changes do not change any terms, the price of the property or the property description. The revised documents changed minimally to suit Lowes. Lemon stated he did however, wait until he had received the revised, signed documents from Lowes before presenting to Council this evening.

Lemon stated Resolution No. 2301-20 is to follow, for approval.

**Re: Police Department Anti-Crime Enforcement Squad (ACES) Training – Mutual Aid
Training Agreement**

*City of Hannibal, Police Department
(Resolution No. 2302-20, to follow)*

Lemon's final item of business is an agreement for mutual aid training between the Hannibal Police Department and the Palmyra Police Department. He advised, Chief Davis and Chief Bogue have been working on an agreement to allow Palmyra officers to get "hands on" experience with our Anti-crime Enforcement Squad (ACES) unit. Lemon drafted an agreement, which states Palmyra will be liable for actions of members of their department.

Lemon stated Resolution No. 2302-20 is to follow, for approval.

Mayor Hark asked if this was presented to MIRMA, the City's liability company. Chief Davis, from the audience, stated the City of Hannibal and the City of Palmyra are both insured by MIRMA. Lemon stated he was advised by Chief Bogue that he had presented the agreement to MIRMA and there were no objections. Chief Davis advised it's not uncommon for his department to host "training" for other smaller departments and he feels this will be very beneficial for both departments.

Mayor Pro Tem Dobson questioned if this agreement was similar to the Fire Department Mutual Aid Agreements, with basically HPD having their resources available to the Palmyra PD and vice versa. Chief Davis stated the agreement was for training only purposes stating that members of ACES can train the other officers, however, Palmyra will still be liable for their own department's actions.

LISA PECK – CITY MANAGER

Re: Approval of Appointment

City Manager Peck reminded Council of the candidate she presented as a recommendation of appointment to the Parks and Recreation Board during the last meeting.

PARKS AND RECREATION BOARD

➤ **Talya Mayfield – appointment for a term to expire July, 2021**

A motion was made by Mayor Pro Tem Dobson to approve the appointment of Talya Mayfield to the Parks and Recreation Board for a term to expire July, 2021. The motion was seconded by Council Member Welch.

Motion carried.

EDIE GRAUPMAN – DPW MANAGEMENT ASSISTANT

Re: Sale of City Owned Property, 314 South 7th Street – Agreement for Transfer of Real Estate & Special Warranty Deed

Jeremie Shosho Mulumba

(Resolution No. 2303-20, to follow)

Eddie Graupman, DPW Management Assistant, approached Council with one item of business. She is requesting approval for the sale of City owned property located at 314 South 7th Street. This property was recently acquired by the City, through the Building Commission process. She stated Jeremie Shosho Mulumba requested to purchase this property and plans to do a rehab/renovation of the home, with the guidance of Mr. Lester Parris as his mentor, who has several nice renovations in our community.

Graupman advised Mr. Mulumba has signed all the necessary documents and is looking forward on starting the job.

Graupman stated Resolution No. 2303-20 is to follow, for approval.

Mayor Pro Tem Dobson questioned if the amount is \$500 which has been the standard price of selling City owned property, in which Graupman concurred.

RESOLUTION NO. 2301-20

A RESOLUTION OF THE CITY OF HANNIBAL AUTHORIZING THE MAYOR TO EXECUTE AN AMENDED CONTRACT FOR THE SALE OF REAL ESTATE, SPECIAL WARRANTY DEED AND ANY OTHER NECESSARY DOCUMENTS REQUIRED TO EFFECTUATE CLOSING FOR THE PURCHASE OF PROPERTY FOR THE INDIAN MOUNDS SUBSTATION FROM LOWES HOME CENTERS, LLC IN THE AMOUNT OF \$40,000

A motion was made by Council Member McCoy to have the City Clerk read Resolution No. 2301-20 and call the roll for adoption. The motion was seconded by Council Member Bowen.

ROLL CALL

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

No: - 0 -

Absent: Council Members Cogdal and Veach - 2

Motion carried.

Mayor Hark declared Resolution No. 2301-20 duly approved and adopted on this date.

RESOLUTION NO. 2302-20

A RESOLUTION OF THE CITY OF HANNIBAL AUTHORIZING THE MAYOR TO EXECUTE A MUTUAL AID TRAINING AGREEMENT BETWEEN THE MUNICIPALITIES OF THE CITY OF HANNIBAL AND THE CITY OF PALMYRA FOR TRAINING OF PALMYRA POLICE OFFICERS THROUGH THE CITY'S POLICE OPERATIONS, ANTI-CRIME ENFORCEMENT SQUAD (ACES)

A motion was made by Council Member Bowen to have the City Clerk read Resolution No. 2302-20 and call the roll for adoption. The motion was seconded by Council Member Welch.

ROLL CALL

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

No: - 0 -

Absent: Council Members Cogdal and Veach - 2

Motion carried.

Mayor Hark declared Resolution No. 2302-20 duly approved and adopted on this date.

RESOLUTION NO. 2303-20

A RESOLUTION OF THE CITY OF HANNIBAL AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT FOR THE TRANSFER OF REAL ESTATE AND SPECIAL WARRANTY DEED BETWEEN THE CITY AND JEREMIE SHOSHO MULUMBA FOR THE SALE OF CITY OWNED PROPERTY, KNOWN AS AT 314 SOUTH 7TH STREET IN THE AMOUNT OF \$500, PLUS FEES

A motion was made by Council Member Bowen to have the City Clerk read Resolution No. 2303-20 and call the roll for adoption. The motion was seconded by Council Member McCoy.

ROLL CALL

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

No: - 0 -

Absent: Council Members Cogdal and Veach - 2

Motion carried.

Mayor Hark declared Resolution No. 2303-20 duly approved and adopted on this date.

BILL NO. 20-024

AN ORDINANCE OF THE CITY OF HANNIBAL PROVIDING FOR A MUNICIPAL ELECTION TO BE HELD, TUESDAY, APRIL 6, 2021 FOR THE PURPOSE OF ELECTING A MUNICIPAL JUDGE & COUNCIL MEMBERS OF THE FIRST (1ST) AND THIRD (3RD) WARDS

Second and Final Reading

A motion was made by Council Member Bowen to have the City Clerk read Bill No. 20-024 and call the roll for adoption. The motion was seconded by Council Member Welch.

ROLL CALL

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

No: - 0 -

Absent: Council Members Cogdal and Veach - 2

Motion carried.

Mayor Hark declared Bill No. 20-024 duly approved and adopted on this date.

BILL NO. 20-025

AN ORDINANCE OF THE CITY OF HANNIBAL, APPROVING AND ACCEPTING DEDICATION OF STREETS LOCATED IN OAK SPRINGS SUBDIVISION TO THE CITY OF HANNIBAL

Second and Final Reading

A motion was made by Mayor Pro Tem Dobson to have the City Clerk read Bill No. 20-025 and call the roll for adoption. The motion was seconded by Council Member Bowen.

ROLL CALL

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

No: - 0 -

Absent: Council Members Cogdal and Veach - 2

Motion carried.

Mayor Hark declared Bill No. 20-025 duly approved and adopted on this date.

BILL NO. 20-026

(as amended)

AN ORDINANCE OF THE CITY OF HANNIBAL, VACATING A PORTION OF AN UNDEVELOPED STREET LYING IN ALL LOT SIX, BLOCK THREE OF THE TOWN & COUNTRY SUBDIVISION IN THE CITY OF HANNIBAL, MARION COUNTY

Second and Final Reading

A motion was made by Mayor Pro Tem Dobson to have the City Clerk read Bill No. 20-026, as amended, and call the roll for adoption. The motion was seconded by Council Member Bowen.

ROLL CALL

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

No: - 0 -

Absent: Council Members Cogdal and Veach - 2

Motion carried.

Mayor Hark declared Bill No. 20-026, as amended, duly approved and adopted on this date.

BILL NO. 20-027

**AN ORDINANCE OF THE CITY OF HANNIBAL, MISSOURI
RESTATING THE CITY'S POLICEMEN AND FIREMAN
RETIREMENT FUND PLAN DOCUMENT TO INCORPORATE
PREVIOUSLY APPROVED AMENDMENTS, INCLUDING THE
MOST CURRENT AMENDMENT TO SECTION 10.01 13TH CHECK
PROGRAM, ALONG WITH MANDATORY UPDATES AS
NECESSARY TO MAINTAIN THE PLAN'S COMPLIANCE WITH
THE INTERNAL REVENUE SERVICE**

Second and Final Reading

A motion was made by Council Member McCoy to have the City Clerk read Bill No. 20-027 and call the roll for adoption. The motion was seconded by Mayor Pro Tem Dobson.

ROLL CALL

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

No: - 0 -

Absent: Council Members Cogdal and Veach - 2

Motion carried.

Mayor Hark declared Bill No. 20-027 duly approved and adopted on this date.

BILL NO. 20-028

AN ORDINANCE REVOKING AND REPLACING CHAPTER 9 OF THE ORDINANCES OF THE CITY OF HANNIBAL REGARDING DRAINAGE AND FLOOD CONTROL REGULATIONS AND REQUIREMENTS

Second and Final Reading

A motion was made by Mayor Pro Tem Dobson to have the City Clerk read Bill No. 20-028 and call the roll for adoption. The motion was seconded by Council Member Bowen.

ROLL CALL

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

No: - 0 -

Absent: Council Members Cogdal and Veach - 2

Motion carried.

Mayor Hark declared Bill No. 20-028 duly approved and adopted on this date.

BILL NO. 20-029

AN ORDINANCE REVOKING AND REPLACING CHAPTER 29 SUBDIVISIONS OF THE ORDINANCES OF THE CITY OF HANNIBAL REGARDING SUBDIVISION REGULATIONS AND REQUIREMENTS

Second and Final Reading

A motion was made by Mayor Pro Tem Dobson to have the City Clerk read Bill No. 20-029 and call the roll for adoption. The motion was seconded by Council Member Bowen.

ROLL CALL

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

No: - 0 -

Absent: Council Members Cogdal and Veach - 2

Motion carried.

Mayor Hark declared Bill No. 20-029 duly approved and adopted on this date.

CLOSED SESSION

In Accordance with RSMo. 610.021

- *(1) – Potential Litigation*
- *(2) - Real Estate Negotiations*

Mayor Hark then entertained a motion to enter into closed session in accordance with RSMo. 610-021, sub-paragraph (1), potential litigation and sub-paragraph (2) real estate negotiations, admitting himself, City Council Members, City Attorney James Lemon, City Manager Lisa Peck, City Clerk Angel Zerbonia, Director of Central Services Andy Dorian and Hannibal Regional Economic Development Director Corey Mehaffy. A motion was made by Council Member McCoy to enter into closed session. The motion was seconded by Council Member Bowen.

ROLL CALL

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

No: - 0 -

Absent: Council Members Cogdal and Veach - 2

Motion carried.

OPEN SESSION

A motion was made by Mayor Pro Tem Dobson to return to open session. The motion was seconded by Council Member Welch.

Motion carried.

ADJOURNMENT

A motion was then made by Mayor Pro Tem Dobson to adjourn the meeting. The motion was seconded by Council Member Welch.

Motion carried.

James R. Hark, Mayor

Angelica N. Zerbonia, MRCC, CMO - City Clerk