

City of Hannibal

OFFICIAL COUNCIL MINUTES

**Tuesday December 20, 2022
Council Chambers
7:00 p.m.**

ROLL CALL

Present: Council Members Franke, Mayor Hark, Council Member Phillips, Welch, Veach, McCoy, and Mayor Pro Tem Dobson. -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 Officer Pfeiffer 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, and posted. The motion was seconded by Council Member Veach

Motion carried.

APPROVAL OF MINUTES
Regularly Scheduled Council Meeting – December 6, 2022

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

Motion carried.

APPROVAL PAYROLL AND ACCOUNTS PAYABLE
First Half –December 2022

A motion was made by Council Member Veach to approve the payroll and claims for the first half of December 2021. The motion was seconded by Council Member Phillips.

Motion carried.

SILAS ACUFF – SHAMROCK SHUFFLE
Re: Request, Street Closures – 5k Run/Walk
(Saturday, March 18, 2023 – 10:30 a.m. – 12:30 p.m.)

Silas Acuff, Wellness Director at Hannibal YMCA, approached Council requesting closing a portion of Palmyra Road in addition to the closure of Riverview Park during the 9th Annual Shamrock Shuffle to be held Saturday, March 18th, 2023, from 10:30 a.m. until 12:30 p.m. Mr. Acuff requested barricades at Country Club and Central Avenue to protect participants. Mayor Hark advised Council the park closure had been approved by the Park Board on November 17th, 2022, allowing the park to be closed to traffic until 11:30 a.m. on event day. Mr. Acuff advised Council he had the Certificate of Insurance and provided it to the Deputy City Clerk.

A motion was made by Council Member McCoy to approve the request of Silas Acuff for the partial closure of Palmyra Road as well as Riverview Park to through traffic, for the Shamrock Shuffle 5k Run/Walk to be held Saturday, March 18th, 2023, from 10:30 a.m. until 12:30 p.m. The motion was seconded by Council Member Phillips.

Motion carried.

KRISTY TREVATHAN-HANNIBAL MO
Re: Employee Retention and Transparency

SUSAN WELKER-4007 RIVERBLUFF DR.
Re: Employee Retention and Transparency

Mayor Hark called Kristy Trevathan accompanied by Susan Welker forward to address the Council. Ms. Trevathan and Ms. Welker advised Council of concerns regarding turmoil with

staffing at City Hall and the effect it has on the community, as well as transparency between the City Council and citizens. Ms. Welker advised she carries the same concerns as Ms. Trevathan and the upcoming speakers. Mayor Hark thanked Ms. Trevathan and Ms. Welker for attending.

JOHN TOMKO-200 S. MAPLE AVE

Re: Conduct of City Employee

Mayor Hark called John Tomko forward to address Council. Mr. Tomko advised Council he attended this evening to address concerns he has with the City Clerk. City Attorney James Lemon then requested that Mayor Hark advise speakers that personal attacks or unfounded accusations are strongly discouraged, however all citizens have the right to address the Council with concerns. Mr. Tomko advised he would exclude comments regarding department heads. He supports Council and hopes they will heed the concerns of citizens.

WILLIAM & TERRY MARTIN- 16 RIVERPOINT RD.

Re: Conduct of City Employee

Mayor Hark called William and Terry Martin forward to address the Council. Mr. Martin, speaking on behalf of his wife Terry Martin, advised the Council of his concerns regarding a hostile work environment at City Hall as well as the lack of communication between the City Council and the wider public. Mayor Hark thanked Mr. Martin for attending.

DENA ELLIS-2310 MARSH AVE

Re: Employees Departure

Mayor Hark called Dena Ellis forward. Ms. Ellis advised she is speaking with Council regarding her concerns about the exit of Andy Dorian as Director of Central Services and Corey Mehaffy from his position as Director of Economic Development as well as decision by Council to not seek a third-party investigator and preform exit interviews for departing employees. Mayor Hark thanked Ms. Ellis for attending.

ROBERT HENDRICKSON-55891 OAKBROOK RD.

Re: Hannibal Proud

Mayor Hark welcomed Robert Hendrickson forward. Mr. Hendrickson explained to Council his family is Hannibal Proud and asked the Mayor and Council to govern in the same spirit, keeping the community, projects, and employees at the forefront. Mayor Hark thanked Mr. Hendrickson for attending.

LUCAS JUDLOWE – 1116 HILL STREET

Re: Direction of City Management

Mayor Hark asked Lucas Judlowe to come forward. Mr. Judlowe thanked Council for the opportunity to speak as well as their dedication and service. Mr. Judlowe advised he is speaking with Council tonight with concerns about the direction of City management as well as the opportunity to improve in three areas transparency, accountability, and integrity. Mayor Hark thanked Mr. Judlowe for attending.

**EDIE GRAUPMAN – 1 CENTERVILLE ROAD
Re Prospective from former employee**

Mayor Hark called former City employee Edie Graupman forward to address Council. Ms. Graupman advised Council she attended this evening to discuss her perspective as a former City employee regarding morale and working conditions in City Hall. Mayor Hark thanked Ms. Graupman for attending.

**CLARK CRUIKSHANK – 311 N. 6TH STREET
Re: Andy Dorian**

Mayor Hark welcomed Clark Cruikshank forward to address Council. Mr. Cruikshank thanked Council for allowing all the speakers to speak this evening. Mr. Cruikshank advised he is speaking with Council tonight with concerns regarding the departure of Andy Dorian and the manner that it has been handled. Mayor Hark and the Council thanked Mr. Cruikshank for attending this evening.

Andy Dorian, Director of Central Services, advised he would like the opportunity to address the Council and citizens. Mayor Pro Tem Dobson made the motion to approve Andy Dorian to address Council. Council Member McCoy seconded the motion.

Motion carried.

Mr. Dorian advised he left his position due to an awesome opportunity. Mr. Dorian just wanted to make it clear he took the position due to more money and the ability to “do different things.”

**BRANSON WOOD – 1001 CENTER STREET
Re: Employment Retention / Policies**

Mayor Hark called Branson Wood forward. Mr. Wood advised he is speaking with Council tonight with concerns regarding retention of valuable employees within the City in addition to those employees being the City’s most valuable assets. Mayor Hark and the Council thanked Mr. Wood for his comments and for taking the time to attend this evening.

ALAN BOWEN – 13394 OLD 79

Re: Employee Policy

Mayor Hark called former Council Member Alan Bowen to the podium. Mr. Bowen advised he is speaking with Council tonight regarding employee policy and the need for a Human Resource change in the City structure. Mayor Hark thanked Mr. Bowen for attending this evening.

JOHN LYNG – 625 GRAND AVE
Re: Following the law, and including citizens

Mayor Hark called John Lyng to the podium. Mr. Lyng advised he attended this evening to discuss the requirements of the City Charter and following the Ordinances of the City. Mr. Lyng advised his reason for concern is to be assured the Mayor, Council, and all citizens follow the law of the Charter. Mr. Lyng further expressed his concern about the lack of a City Engineer. Mayor Hark thanked Mr. Lyng for attending.

April Azotea asked from the Council Chambers to speak. Council Member Franke made a motion to allow Ms. Azotea to speak. Council Member Phillips second the motion.

Motion Carried.

Ms. Azotea requested to speak from the audience regarding Andy Dorian's email and lack of transparency surrounding it. Ms. Azotea requested information on how to file a complaint regarding a City employee and the process that would follow once filed. Mayor Hark thanked Ms. Azotea for attending.

LISA PECK – CITY MANAGER
Re: Letter of Support /Lakeside Industrial Park

City Manager Lisa Peck advised Council she is requesting the Mayor and Council to execute a letter of support for the designation of Missouri Certified Site status for the Hannibal Lakeside Technology Park as well as support to market and development activities for the business park as a certified site for potential investors as performed by the Hannibal Regional Economic Development Council.

Mayor Pro Tem Mike Dobson made a motion for the Mayor Hark to sign and execute a letter of support for Hannibal Lakeside Technology Park to gain Missouri Certified Site status and develop and market the land by Hannibal Regional Economic Development Council. Council Member McCoy seconded the motion.

Motion carried.

JAMES HARK – MAYOR

Re: Approval of Reappointments

INDUSTRIAL DEVELOPMENT AUTHORITY

- **Louis Riggs – reappointment for a term to expire January 2029**

Tom Batenhorst-reappointment for a term to expire January 2029

Mayor Hark reminded Council of the candidates presented for recommendation of appointment during the last Council meeting for the Industrial Development Authority. He is recommending approval of Louis Riggs for a term to expire January 2029 as well as Tom Batenhorst for a term to also expire January 2029.

A motion was made by Council Member McCoy to approve the re-appointments of Louis Riggs and Tom Batenhorst to the Industrial Development Authority with terms to expire January 2029. The motion was seconded by Council Member Veach.

Motion carried.

POLICE AND FIRE RETIREMENT BOARD

- **Dane Riefesel– reappointment for a term to expire December 2028**

Mayor Hark reminded Council of the candidate presented for recommendation of appointment during the last Council meeting for the Police and Fire Retirement Board. He is recommending approval of Dane Riefesel with a term to expire December 2028.

A motion was made by Council Member Veach to approve the re-appointment of Dane Riefesel to the Police and Fire Retirement Board. The motion was seconded by Council Member Welch

Motion carried.

Re: Recommendation of Appointments

POLICE AND FIRE RETIREMENT BOARD

- **Dalton Benn – appointment for a term to expire December 2025**

Mayor Hark then made the following recommendation of appointment to the Police and Fire Retirement Board of Dalton Benn for a term to expire December 2025

He advised this nomination will be considered for approval at the next regular Council meeting, to be held January 3, 2023.

STEPHAN FRANKE- 3RD WARD COUNCIL MEMBER

Re: Unbiased External Investigation

Mayor Pro Tem Dobson made a motion to table this item due to much of the contents of the discussion falling under Missouri Sunshine Law enacted in 1973 which prevents the discussion of personnel matters and allows closed session meeting for such items. Council Member McCoy seconded the motion.

ROLL CALL

Yes: Mayor Hark, Council Members Welch, Veach, McCoy,
Mayor Pro Tem Dobson. -5

No: Council Member Franke and Phillips. -2

Motion carried.

**MIKE MCHARGUE-ASSISTANT DIRECTOR CENTRAL SERVICES/STREET
Re: Purchase Approval-New Plow Truck**

Mike McHargue Street Department Superintendent advised Council that after receiving Council approval last May to purchase a 2022 Chevrolet 3500 he received word from Don Brown Chevrolet the truck was cancelled. Given the supply crisis he is asking Council for approval of a budget of \$100,000 to replace the order of a new F350 or F450 truck with an arrival date of November 2023 if available.

Mayor Pro Tem Dobson made a motion to approve the new budget amount of \$100,000.00 to reorder the vehicle. Council Member Veach seconded the motion.

Motion carried.

Re: Sale of City Owned Surplus Property

1982 Ford F-700

2000 Sterling 2-Ton

2006 Chevy 3500

John Deere Zero-turn lawnmower

Mr. McHargue's second item this evening is Council's approval to add the four listed items to the surplus list. Mr. McHargue explained these items are not in working condition or used by the department.

1982 Ford F700 #1FDPF70H9DVA20263 (old oil distributor) Cab and chassis. Runs

2000 Sterling 2-ton. Runs but engine issues. Repair beyond its worth.

2006 Chevrolet 3500 runs but major frame rust and other issues. Repair beyond its worth.

One John Deere zero turn lawnmower. It runs but over 1200 hours and in need of repair.

Council Member Veach made a motion to add the four listed items to the surplus list. Mayor Pro Tem Dobson seconded the motion.

Motion carried.

BILL NO. 22-033

AN ORDINANCE AMENDING THE CODE OF THE CITY OF HANNIBAL TO ENSURE THAT THE MUNICIPAL COURT IS IN COMPLIANCE WITH THE APPLICABLE RULES OF THE MISSOURI SUPREME COURT

Second and Final Reading

A motion was made by Mayor Hark to have the City Clerk read Bill No. 22-033 and call the roll for adoption. The motion was seconded by Council Member Veach.

ROLL CALL

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

No: - 0 -

Motion carried.

Mayor Hark declared Bill No. 22-033 duly approved and adopted on this date.

REQUEST TO SPEAK FROM AUDIENCE

John Tomko advised Council he would like to make a final comment. Mayor Pro Tem Dobson made a motion to allow John Tomko to address Council. Mayor Hark seconded the motion.

Motion carried.

Mr. Tomko advised Council his hope is for an effective elected body that works in unison to accomplish tasks to better serve the community.

CLOSED SESSION

In Accordance with RSMo. 610.021 (1), (2), (3), (12), (13)

Mayor Hark then entertained a motion to enter closed session in accordance with RSMo. 610-021, sub-paragraphs (1), (2), (3), (12), (13) admitting himself, City Council Members, City Attorney James Lemon, City Manager Lisa Peck, Deputy City Clerk, Director Central Services Andy Dorian, Corey Mehaffy Economic Development Director, and Hal Benedict President of Hannibal Regional Economic Development. A motion was made by Mayor Pro Tem Dobson to enter closed session. The motion was seconded by Council Member McCoy.

ROLL CALL

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

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.

ADJOURNMENT

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

Motion carried.

James Hark, Mayor

Melissa Cogdal, Deputy City Clerk