

**TOWN OF HANNIBAL
REGULAR BOARD MEETING
DECEMBER 28, 2016
7:00 PM**

Present: Supervisor Ronald Greenleaf
Councilman Randy Hendricks
Councilman Richard Shoults
Councilman Gary Thompson
Councilwoman Virginia Wilbur
Town Clerk Denise Hafner

Others Present: Code Enforcement Officer Wayne Newton; Planning Board Chairman Bob Dilts; Gregg Stupp, Sr., Planning Board Member; Dog Control Officer Theresa Penfield; Justice Jack Beckwith, Jr. & Katie Taylor; Kelly LaRock, Planning Board Member; Highway Superintendent George Ritchie; Bob LaRock; Gregg Stupp, Jr.; Larry & Cindy Flint; Ellen Killicutt; Doug Bower; Duane & Peggy Shepard; Mike Peira; Chris Emmons, Jr.; Cynthia Fowler; Sean Simpson; Chris & Ashley Harris; Ron Scott; Chris Soper; Tom Wallace; Reporter for The Valley News; and several other members of the community.

Supervisor Ronald Greenleaf called the meeting to order at 7:00pm with the Pledge of Allegiance to the Flag followed by an opening prayer led by Gregg Stupp, Sr.

Public Session:

- Sean Simpson asked the Board for an explanation as to why there had been the filing of approximately 10-12 grievances. He stated that he does not remember any grievances that were filed in the past ten years and wondered if there was an explanation.
- Ellen Killicutt stated that there must be a problem if that many grievances have been filed in just this past year, when in over a ten year period there had not been that many. Supervisor Greenleaf explained that at this time the Board cannot talk about it.
- Kim Malone also questioned the reason so many grievances have been filed and asked why the part-time highway employees were being offered the overtime instead of the full-time highway employees, but again Supervisor Greenleaf stated that at this time the matter cannot be discussed.

Approval of the November Minutes:

Supervisor Ron Greenleaf requested a motion be made to approve the November Regular Board Minutes.

- Councilwoman Virginia Wilbur made a motion to accept the November Regular Minutes; Councilman Rick Shoults seconded the motion.

Ayes: 5 [Wilbur, Hendricks, Shoults, Thompson, Greenleaf]
Nays: 0

Approval of the November Financial Report: No Report

Correspondence and Notifications:

- Supervisor Ron Greenleaf reported that a letter was received from Wayne Newton requesting that the \$200 Application Fee he submitted for a Minor Sub-Division Hearing be refunded. A Hearing to request a Variance was scheduled with the Zoning Board of Appeals instead.

Councilman Gary Thompson made a motion to reimburse Wayne Newton the \$200 Application Fee he had submitted for a Minor Sub-Division Hearing; Councilwoman Virginia Wilbur seconded.

Ayes: 5 [Wilbur, Hendricks, Shoultz, Thompson, Greenleaf]

Nays: 0

Department Reports:

Written reports for the following departments were provided to and reviewed by all board members.

- **Town Clerk Report**
- **Highway Department Report**
- **Code Enforcement Report**
- **Assessor's Report - No Report**
- **Dog Control Report**
- **Planning Board Report**
- **Zoning Board of Appeals Report**
- **Water Department Report**

Councilwoman Virginia Wilbur made a motion to accept the above reports; Councilman Rick Shoultz seconded the motion.

Ayes: 5 [Wilbur, Hendricks, Shoultz, Thompson, Greenleaf]

Nays: 0

Old Business:

- Supervisor Ron Greenleaf requested reports from the committees previously formed. The following reports were presented:
- Councilman Rick Shoultz informed the board that the committee reviewing the town zoning laws is close to completing the review the materials. The next meeting is scheduled for January 4th, 2017 at 6:30pm.
- Councilman Gary Thompson reported that a meeting to discuss alternate energy options has not been scheduled yet.
- Councilwoman Virginia Wilbur reported that the committee reviewing the Comprehensive Plan is almost finished.

New Business:

- A. Supervisor Ron Greenleaf informed the public that Attorney Allison Nelson from the Nelson Law Firm accepted the position as the Town Attorney and was approved by the Board.
- B. Supervisor Ron Greenleaf reported that a Resolution had been passed at the Board Workshop on 12/14/16 to hold the Monthly Town Board Meetings on the second Wednesday of the month with the Monthly Town Board Workshop to be held two weeks prior to the Town Board Meetings.

- C. After some discussion the Board decided to hold the Public Hearing on Commercial Zoning during the January Town Board Meeting on January 11th, 2017 at 7:15pm.
- D. Supervisor Ron Greenleaf asked that a motion be made to approve a resolution to authorize the transfer of money between Accounts as needed to balance the Town Accounts according to the Annual Report.

Councilman Gary Thompson made a motion to accept the following resolution; seconded by Councilman Rick Shoults.

Resolution 34-2016

BE IT RESOLVED THAT the Hannibal Town Board authorizes the transfer of money between Accounts as needed to balance the Town Accounts according to the Annual Report.

Ayes: 5 [Wilbur, Hendricks, Shoults, Thompson, Greenleaf]
Nays: 0

- E. Supervisor Ron Greenleaf asked that a motion be made to approve a resolution to keep all appointed positions filled *as is* until the January Reorganizational Meeting is held on January 11th, 2017.

Councilwoman Virginia Wilbur made a motion to accept the following resolution; seconded by Councilman Gary Thompson.

Resolution 35-2016

BE IT RESOLVED THAT the Hannibal Town Board authorizes that all appointed position filled *as is* until the January Reorganization Meeting on January 11th, 2017.

Ayes: 5 [Wilbur, Hendricks, Shoults, Thompson, Greenleaf]
Nays: 0

- F. Supervisor Ron Greenleaf explained the need for the Town to hire someone to plow the Town Hall parking lot and to shovel the walkways and exit paths. Sean Simpson questioned why the Highway Department was not plowing the parking lot as it always has from past years. Councilman Gary Thompson asked Highway Superintendent George Ritchie to explain the bills he had submitted for payment for the times he had plowed the parking lot. Highway Superintendent Ritchie stated that both the parking lot of the Municipal Building and the Highway Garage fall under the responsibility of the Town and is to be billed to the Town. He further stated that there has been a misappropriation of funds for over the past ten years for the manner in which the plowing of the parking lots has been handled and that he has called for an audit of the books. He also accused the Town Board of being corrupt. Councilman Thompson stated that according to the Association of Towns man hours may not be charged for the plowing, only the cost of the equipment and gas. At this point Councilman Thompson stated that the Board would not approve the bill submitted and tore the bill in half.

A discussion continued and it was decided that a contractor would need to be hired. Supervisor Ron Greenleaf asked that a resolution be proposed. Councilman Rick Shoults made a motion to approve the following resolution; Councilman Randy Hendricks seconded.

Resolution 36-2016

BE IT RESOLVED THAT the Town of Hannibal will advertise and accept sealed bids from contractors interested in plowing the Hannibal Municipal Building parking lot and the Highway Garage parking lot. Walkways and exit doors will also need to be cleared. The Village of Hannibal will share one quarter of the cost.

Ayes: 5 [Wilbur, Hendricks, Shoults, Thompson, Greenleaf]

Nays: 0

Supervisor Ron Greenleaf asked that a motion be made for the Town Board to enter into Executive Session to discuss two legal issues and a complaint.

Councilman Rick Shoults made a motion to enter into Executive Session to discuss two legal issues and a complaint; seconded by Councilman Virginia Wilbur.

Ayes: 5 [Wilbur, Hendricks, Shoults, Thompson, Greenleaf]

Nays: 0

At 7:08pm, the Town Board entered into Executive Session.

Councilman Rick Shoults made a motion to close the Executive Session and reconvene the Regular Town Board Meeting; Councilman Gary Thompson seconded.

Ayes: 5 [Wilbur, Hendricks, Shoults, Thompson, Greenleaf]

Nays: 0

The Regular Town Board Meeting was reconvened.

Other Business:

- A. Supervisor Ron Greenleaf reminded the Board that the January Workshop will be held on Thursday, January 5th, 2017 at 3:30pm.
- B. Supervisor Ron Greenleaf asked that a resolution be proposed to approve the Duplicate Tax Bill Fee be raised to \$2. Councilwoman Virginia Wilbur made a motion to approve the following resolution; Councilman Randy Hendricks seconded.

Resolution 37-2016

BE IT RESOLVED THAT the Town of Hannibal will charge \$2.00 for a Duplicate Tax Bill.

Ayes: 5 [Wilbur, Hendricks, Shoults, Thompson, Greenleaf]

Nays: 0

- C. Supervisor Ron Greenleaf asked that a resolution be proposed to approve the acceptance of credit card payments for tax bills. Council man Gary Thompson made a motion to approve the following resolution; Councilman Rick Shoults seconded.

Resolution 38-2016

BE IT RESOLVED THAT the Town of Hannibal will accept credit card payments for tax bills.

Ayes: 5 [Wilbur, Hendricks, Shoults, Thompson, Greenleaf]

Nays: 0

- D. Supervisor Ron Greenleaf made a motion to approve a resolution appointing Councilman Gary Thompson as the liaison between the Town of Hannibal and the Hannibal Highway Department. Councilman Randy Hendricks seconded.

Resolution 39-2016

BE IT RESOLVED THAT Councilman Gary Thompson shall be appointed the liaison between the Town of Hannibal and the Hannibal Highway Department.

Ayes: 5 [Wilbur, Hendricks, Shoults, Thompson, Greenleaf]

Nays: 0

Approval to Pay Town Bills:

Supervisor Ron Greenleaf asked that a motion be made to approve the payment of the Town Bills.

Councilman Randy Hendricks made a motion to approve the payment of the Town bills; Councilwoman Virginia Wilbur seconded.

Ayes: 5 [Wilbur, Hendricks, Shoults, Thompson, Greenleaf]

Nays: 0

Public Session continued:

- Gregg Stupp, Sr. reminded the Board that when the Zoning Board of Appeals meets input from the Planning Board needs to be considered.
- Planning Board Chairman Bob Dilts informed the Board that the Application Fee is non-refundable. Supervisor Ron Greenleaf suggested that the Planning Board and the Zoning Board of Appeals schedule a meeting to re-educate the members on the procedures that need to be followed.

Councilman Gary Thompson made a motion to rescind the earlier motion approved to reimburse Wayne Newton the \$200 Application Fee until the proper procedure is investigated. Councilman Randy Hendricks seconded.

Ayes: 5 [Wilbur, Hendricks, Shoults, Thompson, Greenleaf]

Nays: 0

- Wayne Newton requested that the Town Board consult the Association of Towns to determine the proper procedure.
- Former Highway Superintendent Dan Mahaney responded to the accusations made by the present Highway Superintendent. Mr. Mahaney stated that periodic routine audits of the books had been done by the Comptroller's Office during his time in office and **no** misappropriation of funds were ever found. Mr. Mahaney stated that this is a small Town and that the officials should be working together to take care of the Town and its residents. Plowing the parking lots and taking care of the garbage are examples of doing this. He also questioned who was going to be willing to plow the Highway Garage parking lot in the middle of the night when the employees are called in to plow the roads - that comes under the responsibility of the Highway Superintendent to see that it is taken care of. He was also concerned on how much it was going to cost the taxpayers with so many grievances filed. He cautioned the Board to read the Highway Contract carefully and to think very hard before any decision is made and that they should find a way to get this present Highway Superintendent under control.
- Doug Bower shared a list of areas throughout the Town where there are possible violations. Supervisor Ron Greenleaf asked that he submit a list of addresses so possible citations may be issued.
- Jack Beckwith, Jr. stated that there may be a difference of opinion on how the parking lots should be cleared, but it seems unnecessary to hire a contractor to plow and shovel the Highway Garage parking lot, the Highway

Superintendent should be responsible to see that it is taken care of. He pointed out that the Highway employees are also taxpayers of the Town and he feels very confident that they would not have a problem dropping the plow down on the trucks as they drive out from the Highway Garage to plow the Town roads. He also reminded the Board that the Highway employees have worked for the Town longer than Mr. Ritchie and that they have shown that they are very dedicated to the people of the Town. He also asked that the Board think about the welfare of the Highway employees when they make a decision on the filed grievances.

Councilman Randy Hendricks made a motion to amend Resolution 35-2016 stating that the bid would be for the plowing of the Municipal Building parking lot only; seconded by Councilman Gary Thompson.

Resolution 40-2016

BE IT RESOLVED THAT the Town of Hannibal will advertise and accept sealed bids from contractors interested in plowing the Hannibal Municipal Building parking lot. Walkways and exit doors will also need to be cleared. The Village of Hannibal will share one quarter of the cost.

Ayes: 5 [Wilbur, Hendricks, Shoults, Thompson, Greenleaf]

Nays: 0

- Mike Sullivan asked that the Board consider keeping the bids to plow the parking lot local. Supervisor Ron Greenleaf agreed.
- Councilman Gary Thompson made a motion to approve a resolution to allow the Supervisor or Deputy Supervisor to hire an independent contractor to plow the Municipal Building parking lot as needed until the bid process is complete. Councilman Rick Shoults seconded.

Resolution 41-2016

BE IT RESOLVED THAT the Hannibal Town Board authorizes Superintendent Ron Greenleaf or Deputy Superintendent Virginia Wilbur to hire an independent contractor to plow the Hannibal Municipal Building parking lot as needed until the bid process is complete and a contractor has been formerly hired.

Ayes: 5 [Wilbur, Hendricks, Shoults, Thompson, Greenleaf]

Nays: 0

- Kim Malone asked if there was a process to impeach the Highway Superintendent. Supervisor Ron Greenleaf stated that there was but that it was a lengthy process.

A motion was made by Councilwoman Virginia Wilbur to adjourn the meeting; Councilman Rick Shoults seconded.

Ayes: 5 [Wilbur, Hendricks, Shoults, Thompson, Greenleaf]

Nays: 0

The meeting was adjourned at 8:47pm.

Respectfully submitted,

Denise J. Hafner

Denise J. Hafner
Hannibal Town Clerk