

**CITY COUNCIL AGENDA**  
**SEPTEMBER 20, 2021**  
**6:00 P.M.**

1. Roll Call
2. Adoption of Agenda
3. Approve or Correct Regular Session Minutes of September 7, 2021
4. Business from the Audience – limited to 3 minutes per speaker. Any person, resident or non-resident, wishing to address the Council may approach the microphone and state their name, address and comments. Non-residents are invited to speak first, followed by residents of the city. Although we are readily available outside our formal meetings, this will be your only opportunity to offer your thoughts during this evening's meeting as comments from the floor will not be taken during the regular meeting. Although certainly welcome, you are not required to stay for the remainder of the meeting and may exit the Council Chambers in a quiet and respectful manner.
5. Committee Reports
  1. Property, Finance, Budget and Audit Committee
  2. Community Development and Code Committee
  3. Public Relations and Public Safety Committee
  4. Municipal Services and Personnel Committee
  5. Mayor's Report
6. Appointments
  1. Library Board Appointment
  2. Planning & Zoning Commission Appointment
7. Discussion and Appropriate Follow Up
  1. MMU Sewer Rate Increase
  2. MMU Natural Gas Line Rate Increase
8. Ordinances
  1. Approve Annual Operating Budget for the City's Board of Public Works – Second Reading
  2. Execute Agreement Between the City of Marshall and Capital Paving & Construction, LLC for Cold Milling of Certain City Streets – Second Reading
  3. Execute Agreement Between the City of Marshall and Capital Paving & Construction, LLC for Asphalt Overlay of Certain City Streets – Second Reading
  4. Execute Agreement Between the City of Marshall and Vance Brothers, Inc. for the Purchase of Paving Fabric – Second Reading
  5. Amend Zoning Ordinance by Changing the Zoning Classification of Certain Property from C-2 Highway Business District to R-3 Low Density Multi-Family Dwelling
  6. Accept 2021-2022 Budget
  7. Amend Traffic Ordinances by Prohibiting Parking on Certain Portions of Lincoln Street
  8. Establish Fees for Administrative Services Provided by the City of Marshall on Behalf of the Boards and Commissions of the City

9. Appropriation
9. Other Council Business
10. Adjourn to Executive Session Concerning Leasing, Purchase or Sale of Real Estate by a Public Governmental Body; Hiring, Firing, Discipline or Promotion of Personnel. RSMO 610.021 (2,3)

**POSTED 09/17/2021  
3:30 P.M.**

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF THE CITY OF MARSHALL, MISSOURI, APPROVING THE ANNUAL OPERATING BUDGET FOR THE CITY’S BOARD OF PUBLIC WORKS.**

**WHEREAS**, the City of Marshall’s Board of Public Works (“Board”) has prepared and submitted to the City Council a proposed budget for the coming fiscal year beginning October 1, 2021, and ending September 30, 2022;

**WHEREAS**, the City’s Code of Ordinances require the City Council to approve the Board’s annual budget.

**NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MARSHALL, MISSOURI:**

**Section 1.** The proposed budget of the City’s Board of Public Works for the fiscal year beginning October 1, 2021, and ending September 30, 2022, which has been approved by the Board of Public Works, shall be deemed to be an appropriation of the money authorized for disbursement thereby and is hereby approved by City Council.

**Section 2.** This ordinance shall be in force and take effect from and after its passage and approval.

**PASSED** by the Council of the City of Marshall, Missouri, this \_\_\_\_ day of September 2021.

\_\_\_\_\_  
President

APPROVED by the Mayor this \_\_\_\_ day of September 2021.

\_\_\_\_\_  
Mayor

FILED this \_\_\_\_ day of September 2021.

\_\_\_\_\_  
City Clerk

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF MARSHALL, MISSOURI, TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF MARSHALL AND CAPITAL PAVING & CONSTRUCTION, LLC, FOR THE COLD MILLING OF CERTAIN CITY STREETS**

**BE IT ORDAINED** by the Council of the City of Marshall, Missouri, as follows:

**Section 1.** The Mayor of the City of Marshall, Missouri, is hereby authorized to execute on behalf of said City a Contract with Capital Paving & Construction, LLC, for the cold milling of certain City streets as specified in the Contract. The Mayor is hereby further authorized to execute such other documents as may be necessary in connection with the agreement.

**Section 2.** If said Contract is executed in accordance with Section 1 above, the City shall, in consideration of the cold milling provided by Capital Paving & Construction, LLC, pay Capital Paving & Construction, LLC, \$2.06 per square yard for said cold milling, and such other sums as set forth in said Agreement.

**Section 3.** This Ordinance shall be in full force and effect upon final passage and approval.

**PASSED** by the Council of the City of Marshall, Missouri, this \_\_\_\_ day of \_\_\_\_\_ 2021.

\_\_\_\_\_  
President

**APPROVED** by the Mayor this \_\_\_\_ day of \_\_\_\_\_ 2021.

\_\_\_\_\_  
Mayor

**FILED** this \_\_\_\_ day of \_\_\_\_\_ 2021.

\_\_\_\_\_  
City Clerk

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF MARSHALL, MISSOURI, TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF MARSHALL AND CAPITAL PAVING & CONSTRUCTION, LLC, FOR THE ASPHALT OVERLAY OF CERTAIN CITY STREETS**

**BE IT ORDAINED** by the Council of the City of Marshall, Missouri, as follows:

**Section 1.** The Mayor of the City of Marshall, Missouri, is hereby authorized to execute on behalf of said City a Contract with Capital Paving & Construction, LLC, for the asphaltic concrete overlay of certain City streets as specified in the Contract. The Mayor is hereby further authorized to execute such other documents as may be necessary in connection with the agreement.

**Section 2.** If said Contract is executed in accordance with Section 1 above, the City shall, in consideration of the asphaltic concrete overlay provided by Capital Paving & Construction, LLC, pay Capital Paving & Construction, LLC, \$99.00 per ton for said asphaltic concrete overlay, and such other sums as set forth in said Agreement.

**Section 3.** This Ordinance shall be in full force and effect upon final passage and approval.

**PASSED** by the Council of the City of Marshall, Missouri, this \_\_\_\_ day of \_\_\_\_\_ 2021.

\_\_\_\_\_  
President

**APPROVED** by the Mayor this \_\_\_\_ day of \_\_\_\_\_ 2021.

\_\_\_\_\_  
Mayor

**FILED** this \_\_\_\_ day of \_\_\_\_\_ 2021.

\_\_\_\_\_  
City Clerk

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF MARSHALL, MISSOURI, TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF MARSHALL AND VANCE BROTHERS, INC., FOR THE PURCHASE OF PAVING FABRIC**

**BE IT ORDAINED** by the Council of the City of Marshall, Missouri, as follows:

**Section 1.** The Mayor of the City of Marshall, Missouri, is hereby authorized to execute on behalf of said City a Contract with Vance Brothers, Inc., for the purchase of paving fabric for use on certain City streets as specified by City. The Mayor is hereby further authorized to execute such other documents as may be necessary in connection with the agreement.

**Section 2.** If said Contract is executed in accordance with Section 1 above, the City shall, in consideration for the paving fabric purchased from Vance Brothers, Inc., pay Vance Brothers, Inc., \$2.96 per square yard for said paving fabric.

**Section 3.** This Ordinance shall be in full force and effect upon final passage and approval.

**PASSED** by the Council of the City of Marshall, Missouri, this \_\_\_\_\_ day of \_\_\_\_\_ 2021.

\_\_\_\_\_  
President

**APPROVED** by the Mayor this \_\_\_\_\_ day of \_\_\_\_\_ 2021.

\_\_\_\_\_  
Mayor

**FILED** this \_\_\_\_\_ day of \_\_\_\_\_ 2021.

\_\_\_\_\_  
City Clerk

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF MARSHALL, MISSOURI, BY CHANGING THE ZONING CLASSIFICATION OF CERTAIN PROPERTY FROM “C-2” HIGHWAY BUSINESS DISTRICT TO “R-3” LOW DENSITY MULTI-FAMILY DWELLING.**

**BE IT ORDAINED BY THE** Council of the City of Marshall, Missouri as follows:

**Section 1.** That the zoning classification for that portion of the following described property currently zoned as “C-2” Highway Business District be amended from “C-2” Highway Business District to “R-3” Low Density Multi-Family Dwelling:

A TRACT OF LAND LYING IN THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 16, TOWNSHIP 50 NORTH, RANGE 21 WEST OF THE 5TH PRINCIPAL MERIDIAN, SALINE COUNTY, MISSOURI, DESCRIBED AS FOLLOWS: BEGINNING AT THE INTERSECTION OF THE WEST RIGHT OF WAY LINE OF U.S. HIGHWAY 65 AND THE NORTH RIGHT OF WAY LINE OF WEST VEST STREET, SAID INTERSECTION BEING 30.0 FEET NORTH OF THE SOUTHEAST CORNER OF SAID SOUTHEAST QUARTER OF THE NORTHEAST QUARTER; THENCE NORTH 00°34'00" WEST, ALONG SAID WEST RIGHT OF WAY LINE, 357.42 FEET TO AN EXISTING RIGHT OF WAY MARKER; THENCE CONTINUING ALONG SAID RIGHT OF WAY LINE, NORTH 12°18'00" WEST, 100.05 FEET; THENCE LEAVING SAID RIGHT OF WAY LINE, SOUTH 89°49'38" WEST, 313.98 FEET TO THE CENTER OF AN EXISTING TELEPHONE POLE; THENCE SOUTH 00°31'11" EAST, 447.34 FEET TO THE NORTH RIGHT OF WAY LINE OF SAID WEST VEST STREET, SAID POINT BEING 10.43 FEET NORTHERLY OF AN EXISTING TELEPHONE POLE; THENCE NORTH 89°28' EAST, ALONG SAID NORTH RIGHT OF WAY LINE, 23.87 FEET; THENCE CONTINUING ALONG SAID NORTH RIGHT OF WAY LINE, SOUTH 00°32' EAST, 10.0 FEET TO A POINT 23.94 FEET EASTERLY OF SAID EXISTING TELEPHONE POLE; THENCE CONTINUING ALONG SAID NORTH RIGHT OF WAY LINE, NORTH 89°28' EAST, 310.75 FEET TO THE POINT OF BEGINNING.

EXCEPT, A TRACT OF LAND LYING IN THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 16, TOWNSHIP 50 NORTH, RANGE 21 WEST OF THE 5TH PRINCIPAL MERIDIAN, SALINE COUNTY, MISSOURI, DESCRIBED AS FOLLOWS: BEGINNING AT THE INTERSECTION OF THE WEST RIGHT OF WAY LINE OF U.S. HIGHWAY 65 AND THE NORTH RIGHT OF WAY LINE OF EAST VEST STREET; SAID INTERSECTION BEING 30.0 FEET NORTH OF THE SOUTHEAST CORNER OF SAID SOUTHEAST QUARTER OF THE NORTHEAST QUARTER; THENCE NORTH 00°34'00" WEST, ALONG SAID WEST RIGHT OF WAY LINE, 357.42 FEET TO AN EXISTING RIGHT OF WAY MARKER; THENCE

CONTINUING ALONG SAID RIGHT OF WAY LINE, NORTH 12°18'00" WEST, 100.05 FEET; THENCE LEAVING SAID RIGHT OF WAY LINE, SOUTH 89°49'38" WEST, 148.24 FEET; THENCE SOUTH 01°17'59" EAST, 154.16 FEET; THENCE SOUTH 89°43'22" WEST, 29.8 FEET TO AN EXISTING FENCE CORNER; THENCE SOUTH 37°50'41" WEST, ALONG AN EXISTING FENCE LINE, 59.6 FEET TO AN EXISTING FENCE CORNER; THENCE NORTH 80°59'44" WEST, ALONG AN EXISTING FENCE LINE AND THE PROLONGATION OF SAID FENCE LINE, 57.24 FEET; THENCE SOUTH 00°34' EAST, 265.02 FEET TO THE NORTH RIGHT OF WAY LINE OF SAID EAST VEST STREET; THENCE NORTH 89°28' EAST, ALONG SAID NORTH RIGHT OF WAY LINE, 289.87 FEET TO THE POINT OF BEGINNING.

(More commonly known as 1339 West Vest, Marshall, MO 65340)

**Section 2.** That in all other respects, the Zoning Ordinance of the City of Marshall, Missouri shall remain unchanged.

**Section 3.** That this ordinance shall be in full force and effect from and after its passage and approval.

**PASSED** by the Council of the City of Marshall, Missouri, this \_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
President

**APPROVED** by the Mayor this \_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
Mayor

**FILED** this \_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
Clerk



**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE ACCEPTING THE BUDGET FOR 2021-2022 OF THE CITY OF MARSHALL MISSOURI, AS SUBMITTED BY THE COUNCIL COMMITTEE ON THE FINANCES FOR SAID CITY OF MARSHALL, MISSOURI, AND ESTABLISHING ALL SALARIES AS SET OUT IN SAID BUDGET.**

**BE IT ORDAINED** by the City Council of the City of Marshall, Missouri, as follows:

**SECTION 1.** That the Budget for the City of Marshall, Missouri, for the year 2021-2022 as submitted by the Council Committee on Finances to the City Council is hereby approved and accepted.

**SECTION 2.** That the salaries to be paid as set out in said Budget are hereby established for the fiscal year 2021-2022.

**SECTION 3.** All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

**PASSED** by the City Council of the City of Marshall, Missouri this \_\_\_\_\_ day of September, 2021.

\_\_\_\_\_  
President, City Council

**APPROVED** by the Mayor of the City of Marshall, Missouri this \_\_\_\_\_ day of September, 2021

\_\_\_\_\_  
Mayor

**FILED** this \_\_\_\_\_ day of September, 2021

\_\_\_\_\_  
City Clerk

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE AMENDING THE TRAFFIC ORDINANCES OF THE CITY OF MARSHALL, MISSOURI, BY PROHIBITING PARKING ON CERTAIN PORTIONS OF LINCOLN STREET**

**WHEREAS**, the City of Marshall, Missouri (“City”) has determined that it is beneficial to prohibit parking on the east side of Lincoln Street from Eastwood Street to Missouri Highway 240.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Marshall, Missouri, as follows:

**Section 1.** The City’s traffic ordinances shall be amended as follows: the parking of vehicles on the east side of Lincoln Street from Eastwood Street to Missouri Highway 240 shall be prohibited each day between the hours of 7:00 a.m. and 5:00 p.m., except for Saturdays, Sundays, and public holidays.

**Section 2.** The City shall place and maintain signs giving notice of this amendment to the City’s traffic ordinances and this ordinance shall not be effective unless such signs are in place.

**Section 3.** All other ordinances or parts of ordinances in conflict herewith are hereby repealed. In all other respects, the Code of Ordinances of the City of Marshall, Missouri shall remain unchanged.

**Section 4.** This Ordinance shall be in full force and effect from and after its passage and approval.

**PASSED** by the Council of the City of Marshall, Missouri, this \_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
President

**APPROVED** by the Mayor this \_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
Mayor

**FILED** this \_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
City Clerk

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE ESTABLISHING FEES FOR ADMINISTRATIVE SERVICES PROVIDED BY THE CITY OF MARSHALL, MISSOURI, ON BEHALF OF THE BOARDS AND COMMISSIONS OF THE CITY**

**WHEREAS**, the City of Marshall provides certain administrative services to the various departments, boards, and commissions of the City; and

**WHEREAS**, the City desires to establish fees for the provision of said administrative services by the City's administrative staff.

**BE IT ORDAINED** by the Council of the City of Marshall, Missouri, as follows:

**Section 1.** The City Clerk shall quarterly collect and pay into the general fund of the City of Marshall one-half of one percent (0.5%) of the gross revenue collections of the City's Board of Public Works, the Marshall Tourism Commission, the City's Park Board, and the City's Band Commission, as reimbursement for administrative services and costs provided by the City of Marshall.

**Section 2.** This Ordinance shall be in full force and effect upon final passage and approval.

**PASSED** by the Council of the City of Marshall, Missouri, this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
President

**APPROVED** by the Mayor \_\_\_\_ this day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
Mayor

**FILED** this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
City Clerk

**ORDINANCE NO. \_\_\_\_\_**

AN ORDINANCE MAKING THE APPROPRIATION FOR THE PAYMENT OF ACCOUNTS OUT OF THE DIFFERENT CITY FUNDS.

BE IT ORDAINED by the Council of the City of Marshall, Missouri, as follows:

SECTION I. There is hereby appropriated out of the different funds as follows:

GENERAL FUND	\$ 124,482.63
SANITATION FUND	100,832.89
LIBRARY FUND	9,691.87
BAND FUND	1,374.16
PARK FUND	43,288.08
CITY OFFICE/REVITALIZATION	-
STREET FUND	56,084.75
AIRPORT OPERATING FUND	5,586.49
TOURISM	5,390.06
MARTIN COMMUNITY CENTER	3,816.12
HAB CENTER FUND	-
PARK CAPITAL IMPROVEMENT	-
STREET PROJECTS	
WATER OPERATING FUND	\$ 176,098.56
ELECTRIC OPERATING FUND	1,271,163.99
SEWER REVENUE FUND	138,830.48
INTERNET OPERATING FUND	49,311.17
NATURAL GAS OPERATING FUND	675.71
ELECTRIC CONSUMER DEPOSIT FUND	7,100.00
SEWER EQUIPMENT FUND	
WATER SEGREGATED	

SECTION II. The City Clerk is hereby instructed to make out warrants in favor of the respective parties set out in the hereto attached lists and when said warrants are properly signed to deliver them to the proper parties.

PASSED by the City Council of the City of Marshall, Missouri, this 20th day of SEPTEMBER, 2021.

\_\_\_\_\_  
President of the City Council

APPROVED by the Mayor of the City of Marshall, Missouri, this 20th day of SEPTEMBER, 2021.

\_\_\_\_\_  
Mayor

FILED this 20th day of SEPTEMBER, 2021.

\_\_\_\_\_  
City Clerk