

CITY COUNCIL MINUTES
DECEMBER 7, 2020
6:00 P.M.

The Marshall City Council met in Regular Session at 6:00 p.m. on Monday, December 7, 2020 in the Council Chambers of the City Office Building, 214 N. Lafayette, Marshall, MO 65340, with the following Council Members present: Mayor Julie M. Schwetz; Council Members Dewey Hendrix, Kirk Arends, Leon Thompson, Chuck Hines, Charles Guthrey, Craig Thompson and Dan Brandt; City Administrator David Haugland, City Counselor Josh Taylor and City Clerk Julie Lewis. Council Member Tom Hagedorn excused absent.

Council Member Hendrix made a motion, seconded by Arends, to adopt the agenda as written. A roll call vote was taken with Leon Thompson, Hines, Guthrey, Craig Thompson, Brandt, Hendrix and Arends voting aye; Hagedorn excused absent. Motion carried.

Council Member Leon Thompson made a motion, seconded by Hines, to approve the Regular Session minutes of November 16, 2020. A roll call vote was taken with Hines, Guthrey, Craig Thompson, Brandt, Hendrix, Arends and Leon Thompson voting aye; Hagedorn excused absent. Motion carried.

BUSINESS FROM THE AUDIENCE

There was no business from the audience.

COMMITTEE REPORTS

COMMUNITY DEVELOPMENT AND CODE COMMITTEE:

Council Member Guthrey reported a total of 21 building permits issued during the month of November with a total construction value of \$122,090; permit fees totaled \$939.68.

PUBLIC RELATIONS AND PUBLIC SAFETY COMMITTEE:

Council Member Hines gave the Fire Department report for the month of November:

Total Incidents: 52

Types of Incidents: Fire – 15; Rescue & EMS – 23; Service Call – 7;

Good Intent – 3; False Alarm & False Call – 4

Training Hours: 5,482.5 Burn Permits: 5 Maintenance Activities: 33

Assisted with lighting for Parents as Teachers Drive Thru Zoo on November 5th.

Holiday Safety Tips:

- Only use nonflammable decorations in your home or office
- Never leave a burning candle unattended. Consider using battery-operated flameless candles.
- Practice cooking safety to avoid fires at home. Stay alert in the kitchen and turn off the stove when you leave the kitchen.
- If traveling, follow the latest guidance from the Centers for Disease Control and Prevention

(CDC). Please note some places such as gas stations, rest stops, or hotels may be closed due to COVID-19.

MUNICIPAL SERVICES AND PERSONNEL COMMITTEE:

Council Member Brandt gave the following Stormwater Tip:

Periodically clean out your downspouts to remove debris and leaves. This
Will not only help to prevent them from clogging up, it will help to protect
Our storm drainage system and ultimately the stream.

Council Member Brandt reported the Miami Sidewalk project has been completed. Some asphalt and grading are all that is left; the handrail is up and looks good.

The last week for curbside yard waste collection will be the week of December 14th. The compost area will remain open throughout the winter.

PROPERTY, FINANCE, BUDGET AND AUDIT COMMITTEE:

Council Member Arends reported the City is two months into this budget year; revenues and expenditures are trending well.

The City's use tax is up \$101,000 year over year with two months of reporting left.

CITY ADMINISTRATOR:

City Administrator David Haugland reported election filing for four Council seats will begin December 15, 2020 at 8:00 a.m.

Council Member Arends inquired about the Habilitation Center demolition contractor interviews.

City Administrator Haugland said one interview is scheduled for next week and he is waiting to hear back from the others. Council Members are welcome to attend.

MAYOR'S REPORT:

Mayor Schwetz said she and Council Member Hagedorn have received calls regarding Zito Media. She has contacted Zito and they are currently transitioning to a new billing system and training more customer service representatives. They hope to have everything switched over by January 15, 2021.

Mayor Schwetz read the following statement:

As your elected representatives, we thank all of our citizens for their continued mindfulness of the Covid pandemic that has been with us for far too long. We also express our sympathy to each family and friend who has lost a loved one to or who has recovered from this ugly virus. Unfortunately, it is here to stay and so we must find ways to move forward to keep each other and our city alive and well.

We are aware of the desire by some for us to put a mask-wearing ordinance in place.

Mandating the wearing of masks is not only unenforceable but a mandate for the City of Marshall alone does not solve the problem. We can and should do our part to help solve the problem by doing what the CDC and the Saline County Health Department recommends: mask-wearing as needed to prevent the spread of Covid, when you cannot practice social distance, and when businesses require it.

Each of us is managing our behavior to this situation in different ways for different reasons. Some need to take extra-safe precautions to keep themselves and/or their loved ones as far away from Covid as possible. Some have new struggles, juggling work and distance learning and illness-prevention and the stress from it all and its effect on their families. Some have the pressure of needing to keep a business up and running all the while keeping their staff safe and able to provide for their families. Those in education have spent many months navigating a new learning system knowing that children's lives are at stake in many ways other than getting Covid.

We want and need to get back to as normal as possible, not the least of which are having schools and businesses at full capacity, and we believe that following mask-wearing, social distance, and personal hygiene guidelines as expressed by the Centers for Disease Control and supported by the Saline County Health Department is the way to do that.

We understand that there is a COVID fatigue factor around the world, as people are just tired of the situation we find ourselves in today. But there is good news as vaccines are around the corner! TOGETHER, we can do this, we can get past this for you, for me, for the schools, for the local businesses, for Marshall. Please do your part!

RESOLUTION

A resolution entitled "A RESOLUTION OF THE CITY OF MARSHALL, MISSOURI, AUTHORIZING THE MAYOR AND GENERAL MANAGER OF THE CITY'S BOARD OF PUBLIC WORKS TO WITHDRAWAL THE NOTICE TO TERMINATE A CERTAIN WATER SALES CONTRACT WITH CONSOLIDATED PUBLIC WATER SUPPLY DISTRICT NO. 2 OF LAFAYETTE, JOHNSON, AND SALINE COUNTIES, MISSOURI" was read by title only.

Marshall Municipal Utilities General Manager Jeff Bergstrom said the BOPW had sent a letter terminating the contract but would now like to withdraw that notice in order to review all water contracts.

Council Member Hines inquired about a particular district that had some previous issues. Mr. Bergstrom indicated that district is not included in this Resolution.

Council Member Hines made a motion, seconded by Hendrix, to approve the resolution. A roll call vote was taken with Guthrey, Craig Thompson, Brandt, Hendrix, Arends, Leon Thompson and Hines voting aye; Hagedorn excused absent. The Resolution is thereupon declared passed and so endorsed by the President of the Council, approved by the Mayor and numbered Resolution No. 2020-13.

ORDINANCES

An ordinance entitled “AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF MARSHALL, MISSOURI, TO EXECUTE A CONTRACT BETWEEN THE CITY OF MARSHALL AND THE MISSOURI STATE CORN HUSKING CHAMPIONSHIP FOR THE LEASE FOR FARMING PURPOSES OF CERTAIN AGRICULTURAL LAND OWNED BY THE CITY” was given its second reading by title only and put to its final passage upon motion of Hendrix, seconded by Arends. A roll call vote was taken with Brandt, Hendrix, Arends, Leon Thompson, Hines, Guthrey and Craig Thompson voting aye; Hagedorn excused absent. The ordinance is thereupon declared passed and so endorsed by the President of the Council, approved by the Mayor and numbered Ordinance No. 8573.

An ordinance entitled “AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF MARSHALL TO EXERCISE AN OPTION TO PURCHASE CERTAIN REAL PROPERTY AT OR NEAR THE MARSHALL MUNICIPAL AIRPORT” was given its first reading by title only.

City Administrator Haugland explained the ordinance will provide for the purchase of land near the Marshall Municipal Airport for the purpose of developing an aviation business park. The park is part of the Airport Master Plan and has been approved by MoDOT Aviation and the FAA. Survey work will be needed to finalize the plans. Economic Development Sales Tax funds will be used to purchase the land.

Council Member Arends made a motion, seconded by Guthrey, to take the ordinance to a second reading. A roll call vote was taken with Craig Thompson, Brandt, Hendrix, Arends, Leon Thompson, Hines and Guthrey voting aye; Hagedorn excused absent. Motion carried.

Ordinance No. 8574 entitled “AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF MARSHALL TO EXERCISE AN OPTION TO PURCHASE CERTAIN REAL PROPERTY AT OR NEAR THE MARSHALL MUNICIPAL AIRPORT” was given its second reading by title only and put to its final passage and approval upon motion of Arends, seconded by Hendrix. A roll call vote was taken with Brandt, Hendrix, Arends, Leon Thompson, Hines, Guthrey and Craig Thompson voting aye; Hagedorn excused absent. The ordinance is thereupon declared passed and so endorsed by the President of the Council and approved by the Mayor.

An ordinance entitled “AN ORDINANCE AMENDING THE TRAFFIC ORDINANCES OF THE CITY OF MARSHALL, MISSOURI, BY PROHIBITING PARKING ON THE EAST SIDE OF CERTAIN PORTIONS OF MIAMI AVENUE” was given its first reading by title only.

Council Member Craig Thompson said he strongly disagrees with this proposed ordinance. He feels there should not be parking on either side of the street. The intersection of Miami and Vest is terribly congested at times.

Council Members discussed potential options for Miami Avenue including the use of a turning lane.

Council Member Hines made a motion, seconded by Arends, to table the proposed ordinance. A roll call vote was taken with Hendrix, Arends, Leon Thompson, Hines, Guthrey, Craig Thompson and Brandt voting aye; Hagedorn excused absent. Motion carried.

An ordinance entitled “AN ORDINANCE AMENDING THE TRAFFIC ORDINANCES OF THE CITY OF MARSHALL, MISSOURI, BY PROHIBITING PARKING ON THE EAST SIDE OF CERTAIN PORTIONS OF SALT POND” was given its first reading by title only.

Council Member Hendrix said there are parking issues along the entire street and the street is a Snow Route.

Council Members discussed the areas on Salt Pond.

Council Member Arends said businesses in the area should be asked about potential issues.

Council Member Hines made a motion, seconded by Brandt, to approve the first reading. A roll call vote was taken with Leon Thompson, Hines, Guthrey, Craig Thompson, Brandt and Hendrix voting aye; Arends nay and Hagedorn excused absent. Motion carried.

An ordinance entitled “AN ORDINANCE AMENDING THE TRAFFIC ORDINANCES OF THE CITY OF MARSHALL, MISSOURI, BY PROHIBITING PARKING ON THE NORTH SIDE OF CERTAIN PORTIONS OF SLATER STREET” was given its first reading by title only.

Council Member Craig Thompson said this area should be no parking on either side of the street; it is near the entrance to the school and it is all about safety.

Council Members discussed the proposed ordinance.

Council Member Arends made a motion, seconded by Hendrix, to table the proposed ordinance. A roll call vote was taken with Hines, Guthrey, Craig Thompson, Brandt, Hendrix, Arends and Leon Thompson voting aye; Hagedorn excused absent. Motion carried.

An ordinance entitled “AN ORDINANCE MAKING THE APPROPRIATION FOR THE PAYMENT OF ACCOUNTS OUT OF THE DIFFERENT CITY FUNDS” was given its first reading by title only.

Council Member Guthrey made a motion, seconded by Brandt, to take the ordinance to a second reading. A roll call vote was taken with Craig Thompson, Brandt, Hendrix, Arends, Leon Thompson, Hines and Guthrey voting aye; Hagedorn excused absent. Motion carried.

Ordinance No. 8575 entitled “AN ORDINANCE MAKING THE APPROPRIATION FOR THE PAYMENT OF ACCOUNTS OUT OF THE DIFFERENT CITY FUNDS” was given its second reading by title only and put to its final passage and approval upon motion of Hines, seconded by

Arends. A roll call vote was taken with Brandt, Hendrix, Arends, Leon Thompson, Hines, Guthrey and Craig Thompson voting aye; Hagedorn excused absent. The ordinance is thereupon declared passed and so endorsed by the President of the Council and approved by the Mayor.

OTHER COUNCIL BUSINESS

Council Member Arends requested Mayor Schwetz speak to the Marshall Plaza representative; the potholes are starting to get bad.

Council Member Brandt said the Planning and Zoning Commission will meet on Tuesday regarding a proposed fence ordinance. He asked Council Members to get their comments and concerns to him prior to the meeting.

Council Member Hines asked if the Recycling Center is still closed.

Mr. Bergstrom said the Recycle Center opened to the public today; all staff should be back by Wednesday.

Mayor Schwetz said there will be a Christmas Cruise on Friday evening at 5:00 p.m. Enjoy the fun and drive safely.

There being no other Council Business, Council Member Brandt made a motion, seconded by Hendrix, to adjourn to Executive Session concerning legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys; leasing, purchase or sale of real estate by a public governmental body; hiring, firing, discipline or promotion of personnel. RSMo. 610.021 (1,2,3)

A roll call vote was taken with Hendrix, Arends, Leon Thompson, Hines, Guthrey, Craig Thompson and Brandt voting aye; Hagedorn excused absent. Motion carried and the meeting adjourned to Executive Session at 6:43 p.m.

Julie M. Schwetz, Mayor

ATTEST:

Julie A. Lewis, City Clerk