

**CITY COUNCIL MINUTES  
JANUARY 19, 2021  
6:00 P.M.**

The Marshall City Council met in Regular Session at 6:00 p.m. on Tuesday, January 19, 2021 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, Dan Brandt and Tom Hagedorn; City Administrator David Haugland, City Counselor Josh Taylor and City Clerk Julie Lewis.

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

Council Member Guthrey made a motion, seconded by Hagedorn, to approve the Regular Session minutes of January 4, 2021. A roll call vote was taken with Arends, Leon Thompson, Hines, Guthrey, Craig Thompson, Brandt, Hagedorn and Hendrix voting aye. Motion carried.

**BUSINESS FROM THE AUDIENCE**

There was no business from the audience.

**COMMITTEE REPORTS**

**PROPERTY, FINANCE, BUDGET AND AUDIT COMMITTEE:**

Council Member Arends reported the City is 3.5 months into the current budget year. Revenues are at 40% of the projected amounts which is up 11% so far and expenses are remaining even at 29%.

Sales tax for 2020 was up \$101,707.46 compared to 2019. Use tax, which is tax collected from online sales, is up \$119,703.84 compared to 2019.

**COMMUNITY DEVELOPMENT AND CODE COMMITTEE:**

No report by Council Members Guthrey and Leon Thompson.

**PUBLIC RELATIONS AND PUBLIC SAFETY COMMITTEE:**

Council Member Hendrix gave the Police Department report for December, 2020:

Traffic Stops: 200

Municipal Court Warrants: 19

Police Reports Taken: 112

Offenses Reported to NIBRS: 53

Officers Calls for Service: 1,866

Arrests: 46

**Public Relations:**

If you are defrosting your vehicle, please lock the doors. Do not start your vehicle and leave it running with the doors unlocked.

Also, do not leave items in your vehicle like purses, bags or weapons. Remove them from the vehicle when you go inside. If you have to leave these items in your vehicle, please place them in the trunk and lock it or store it out of sight.

**MUNICIPAL SERVICES AND PERSONNEL COMMITTEE:**

Council Member Brandt reported a total of 8441 tons of solid waste collected during 2020. Recycle totals were slightly lower for the year and yard waste collection was considerably lower.

Airport activity in 2020 was very good with the total number of aircraft at 5,985 as opposed to 4,638 in 2019.

The Compost Area is open Monday through Friday from 7 a.m. until 4 p.m. and Saturdays 7 a.m. until noon.

Council Member Leon Thompson inquired about storm debris.

Crews are still picking up storm debris; please get it to the curb.

**CITY ADMINISTRATOR:**

City Administrator David Haugland said a notice has been aired on KMMO regarding the storm debris collection. If you have it at the curb, leave it so that crews can pick it up.

The Airport Maintenance project portion providing for joint sealing has been completed and looks good. Runway end identifier lights have been ordered and will be installed upon receipt.

Fuel System bid documents have been completed. Bids are due back February 18<sup>th</sup> and will be presented to Council in March.

Candidate filing for the April 6, 2021 Municipal election closed at 5 p.m. today.

**MAYOR'S REPORT:**

Mayor Schwetz invited Ron Ott to update the Council about the Old Fitzgibbon Hospital project.

Ron Ott said the Nash Group submitted an application for funding for the demolition of the old hospital. The funding was not approved during the first round. The Nash Group will meet with the committee soon and report back to Council. The Nash Group is currently working on re-submitting the application.

Mr. Ott thanked City Administrator David Haugland and Code Official Mike Morgan for their efforts in helping him participate in a recent Code Enforcement Hearing.

## **DISCUSSION AND APPROPRIATE FOLLOW UP**

### **SET PUBLIC HEARING FOR PLANNING AND ZONING RECOMMENDATION:**

Council Member Brandt said the Planning and Zoning Commission met on January 12, 2021 regarding the fence ordinance. The Commission feels there should be some regulations regarding fencing within the community. Several edits have been made to the ordinance that was previously considered by Council.

Council Member Brandt made a motion, seconded by Hagedorn, to schedule a Public Hearing on Tuesday, February 16, 2021 at 6:00 p.m. A roll call vote was taken with Leon Thompson, Hines, Guthrey, Craig Thompson, Brandt, Hagedorn, Hendrix and Arends voting aye. Motion carried.

Mayor Schwetz exited the meeting at 6:12 p.m. Mayor Pro Tem Chuck Hines is presiding.

### **RECOMMENDATIONS FOR FARMLAND AND HAY BIDS:**

#### Landfill Hay Bid:

Council Member Arends made a motion, seconded by Hines to accept the bid of Mike Cox in the amount of \$8,600 for cutting, baling and removing hay during the 2021 and 2022 seasons at the Landfill. A roll call vote was taken with Craig Thompson, Brandt, Hagedorn, Hendrix, Arends, Leon Thompson, Hines and Guthrey voting aye. Motion carried.

#### Habilitation Center Hay Bid:

Council Member Leon Thompson made a motion, seconded by Hendrix, to accept the bid of Schroeder Farms in the amount of \$5,656 for cutting, baling and removing hay during the 2021 and 2022 seasons at the Habilitation Center. A roll call vote was taken with Brandt, Hagedorn, Hendrix, Arends, Leon Thompson, Hines, Guthrey and Craig Thompson voting aye. Motion carried.

#### Farm Ground (169 acres) Cash Rental Bid:

Council Member Guthrey made a motion, seconded by Craig Thompson, to accept the bid of Dan Weber in the amount of \$140,000 for a three year cash rental of approximately 169 acres of City owned farm ground. A roll call vote was taken with Hines, Guthrey, Craig Thompson, Brandt, Hagedorn, Hendrix, Arends and Leon Thompson voting aye. Motion carried.

#### Gieringer Farm (21 acres) Cash Rental Bid:

Council Member Hagedorn made a motion, seconded by Hendrix, to accept the bid of Dan Weber in the amount of \$19,000 for a three year cash rental of approximately 21 acres of City owned farm ground. A roll call vote was taken with Guthrey, Craig Thompson, Brandt, Hagedorn, Hendrix, Arends, Leon Thompson and Hines voting aye. Motion carried.

## **APPOINTMENTS**

### **BOARD OF PUBLIC WORKS:**

Council Member Brandt made a motion, seconded by Hagedorn, to approve the following appointment:

#### Board of Public Works

Spencer Fricke – Reappointment – Term Expires 01/01/2025

A roll call vote was taken with Hagedorn, Hendrix, Arends, Leon Thompson, Hines, Guthrey, Craig Thompson and Brandt voting aye. Motion carried.

### **BUILDING CODE ENFORCEMENT:**

Council Member Hagedorn made a motion, seconded by Brandt, to approve the following appointments:

#### Board of Building Code Enforcement:

Dewey Hendrix – New Appointment – Indefinite Term

Leon Thompson – New Appointment (Alternate) – Indefinite Term

A roll call vote was taken with Arends, Hines, Guthrey, Craig Thompson, Brandt and Hagedorn voting aye; Hendrix and Leon Thompson abstain. Motion carried.

## **ORDINANCES**

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

Council Members discussed the parking situation on Miami Avenue.

Due to a lack of a motion, the item died on the floor.

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 MARSHALL-SALINE DEVELOPMENT CORPORATION” was given its second reading by title only.

Mayor Schwetz inquired about the Steering Committee for the study at the Marshall Junction.

MSDC Executive Director Sandy Allison said the Committee has not been set up yet.

Council Member Arends said MSDC Board members have asked for an annual report.

Ms. Allison distributed a document detailing projects worked on in 2020.

Council Members discussed listed projects in relation to site availability.

Council Member Arends said he would like to see more data summarized for the annual report.

Council Member Arends made a motion, seconded by Hines, to approve the ordinance. A roll call vote was taken with Leon Thompson, Hines, Guthrey, Craig Thompson, Brandt, Hagedorn, Hendrix and Arends voting aye. The ordinance is thereupon declared passed and so endorsed by the President of the Council, approved by the Mayor and numbered Ordinance No. 8579.

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, BOARD OF PUBLIC WORKS, AND TYLER TECHNOLOGIES, INC.” was given its first reading by title only.

MMU General Manager Jeff Bergstrom said MMU has experienced programmers that have developed IT programming but it is becoming increasingly difficult to continue to run those programs. The technology proposed by Tyler Technologies, Inc. will support MOPEP billing changes and will be better overall for MMU. They are looking at approximately 9 months for the programming to be fully implemented.

Council Member Arends indicated this will save money over time and there are no local companies that can provide the service.

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

Ordinance No. 8580 entitled “AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF MARSHALL, MISSOURI, TO EXECUTE A CONTRACT BETWEEN THE CITY OF MARSHALL, BOARD OF PUBLIC WORKS, AND TYLER TECHNOLOGIES INC.” was given its second reading by title only and put to its final passage and approval upon motion of Arends, seconded by Hagedorn. A roll call vote was taken with Hines, Guthrey, Craig Thompson, Brandt, Hagedorn, Hendrix, Arends and Leon Thompson voting aye. 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 MAKING THE APPROPRIATION FOR THE PAYMENT OF ACCOUNTS OUT OF THE DIFFERENT CITY FUNDS” was given its first reading by title only.

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

Ordinance No. 8581 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, Hagedorn, Hendrix, Arends, Leon Thompson, Hines, Guthrey and Craig Thompson voting aye. 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 Leon Thompson announced the Marshall Municipal Court will hold a special court hearing on January 28<sup>th</sup> for any one who had a court date between March and June when the courts were closed due to Covid-19. Please contact the Court Clerk at 660-886-3665 to be placed on the docket.

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

A roll call vote was taken with Hagedorn, Hendrix, Arends, Leon Thompson, Hines, Guthrey, Craig Thompson and Brandt voting aye. Motion carried and the meeting adjourned to Executive Session at 6:40 p.m.

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Julie M. Schwetz, Mayor

ATTEST:

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Julie A. Lewis, City Clerk

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