

CITY COUNCIL MEETING
AUGUST 16, 2021
6:00 P.M.

The Marshall City Council met in Regular Session at 6:00 p.m. on Monday, August 16, 2021, in the Council Chamber of the City Office Building, 214 N. Lafayette, Marshall, MO 65340, with the following members present: Mayor Julie M. Schwetz, Council Members Dewey Hendrix, Leon Thompson, Robert Ashford, Charles Guthrey, Dan Brandt and Harold Simmons; City Counselor Josh Taylor and City Clerk Julie Lewis. Council Member Arends absent; Council Member Craig Thompson excused absent.

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

Council Member Brandt made a motion, seconded by Ashford, to approve the Regular Session minutes of August 2, 2021. A roll call vote was taken with Guthrey, Brandt, Simmons, Hendrix, Leon Thompson and Ashford voting aye; Craig Thompson excused absent; Arends absent. Motion carried.

PUBLIC HEARING

Council Member Guthrey made a motion, seconded by Hendrix, to open the Public Hearing. A roll call vote was taken with Brandt, Simmons, Hendrix, Leon Thompson, Ashford and Guthrey voting aye; Arends absent; Craig Thompson excused absent. Motion carried.

Council Member Kirk Arends present at 6:03 p.m.

Mr. Jack Lenz handed out a document and spoke to the Council regarding the proposed tax levy for 2021-2022.

He gave examples, using his own home's assessed valuation, of a potential tax liability increase due to recent reassessment efforts within Saline County. He also gave examples of ways to reduce the rate so that individual home-owner's liability would remain at or near the 2020 level.

Mr. Lenz thanked the Council for their time.

Council Member Brandt made a motion, seconded by Guthrey to close the Public Hearing. A roll call vote was taken with Brandt, Simmons, Hendrix, Arends, Leon Thompson, Ashford and Guthrey voting aye; Craig Thompson excused absent. Motion carried.

BUSINESS FROM THE AUDIENCE

There was no business from the audience.

COMMITTEE REPORTS

PUBLIC RELATION AND PUBLIC SAFETY COMMITTEE:

Council Member Hendrix gave the Police Department report for the month of July:

Municipal Court Warrants: 17
Police Reports Taken: 140
Offenses Reported to NIBRS: 48

Officers Calls for Service: 1,125
Arrests: 56
Traffic Stops 217

Public Relations:

Schools are starting back up, which means more pedestrian traffic. Slow down in the school zones and around the college. Remember pedestrians have the right-of-way. Stop and allow them to cross the road.

Council Member Hendrix said when you are in a school zone, put your phones away, slow down and pay attention.

MUNICIPAL SERVICES AND PERSONNEL COMMITTEE:

Council Member Brandt reported airport operations have increased in July due to agricultural services with the total number of aircraft activities at 2,502. The year-to-date total is at 4,088 versus 6,331 for all of 2020. Airport is doing very well.

Solid waste collection saw another big month in July. Collections for June and July were over 100 tons more compared to the same time frame as last year.

Council Member Brandt thanked Municipal Services Director Bill Anderson and his crews for their hard work.

The slurry seal surfacing of streets has been completed and looks good. There will be additional crack sealing done but we do not have a firm date as of yet. The mill and overlay project will possibly begin mid-August or later.

PROPERTY, FINANCE, BUDGET AND AUDIT COMMITTEE:

Council Member Arends reported the Budget Committee will meet soon to continue work on the proposed budget for 2021-2022.

Council Member Arends said the City is getting ready to hire a new City Administrator. Currently, a portion of the City Administrator's salary is shouldered by the Street and Sanitation Departments and he would advocate the salary be shared by all departments within the City. Some communities our size have an Assistant Administrator as well.

Council Member Arends said he will work with City Counselor Josh Taylor to create an ordinance providing for a formula to spread the cost share of the salary over all departments.

Council Members Brandt and Hendrix expressed their agreement.

COMMUNITY DEVELOPMENT AND CODE COMMITTEE:

Council Member Leon Thompson gave a reminder of the Board of Building Code Enforcement hearings on Tuesday, August 17th at 8:30 a.m. If you received a letter, please attend.

MAYOR'S REPORT

No report by Mayor Schwetz.

DISCUSSION AND APPROPRIATE FOLLOW UP

SET PUBLIC HEARING:

Code Official Mike Morgan said the Planning and Zoning Commission met on August 10th regarding a request to rezone 1339 W. Vest from C-2 Highway Business District to R-3 Low Density Multi Family Dwelling District. The request is being made by Best Life Properties LLC. The Planning and Zoning Commission is requesting the Council set a Public Hearing for September 7, 2021.

Mr. Charles Eades explained the proposed development of approximately 12 market rate apartments.

Council Members discussed the proposed project.

Council Member Hendrix made a motion, seconded by Leon Thompson, to set the Public Hearing for Tuesday, September 7, 2021. A roll call vote was taken with Simmons, Hendrix, Arends, Leon Thompson, Guthrey and Brandt voting aye; Ashford abstain; Craig Thompson excused absent. Motion carried.

ORDINANCES

An ordinance entitled "AN ORDINANCE PROVIDING FOR THE LEVYING OF TAXES ON ALL TAXABLE PROPERTY SUBJECT TO TAXATION IN THE CITY OF MARSHALL, MISSOURI FOR THE YEAR 2021" was given its first reading by title only.

Council Member Arends said there is a State Statute that states when there is an increase of a tax levy, we have to decrease it so as not to receive more revenue than the previous year; however, new construction will generate approximately \$83,000 in additional tax revenue. Last year's rate was 1.1745 and the proposed rate for this year is 1.0313.

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

An ordinance entitled "AN ORDINANCE OF THE CITY OF MARSHALL, MISSOURI, AMENDING THE CITY'S BUILDING CODE" was given its first reading by title only.

Code Official Mike Morgan said the city is currently using a formula from 2015 to establish building permit fees. The amendment would provide for permit fees to be based upon square

foot construction costs. The difference would be approximately \$30 on a 2000 square foot home.

Council Member Leon Thompson indicated determining fees will be much simpler.

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

An ordinance entitled “AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF MARSHALL, MISSOURI, TO EXECUTE AN AGREEMENT FOR THE IMPLEMENTATION OF COURT AUTOMATION SOFTWARE” was given its first reading by title only.

City Counselor Josh Taylor explained the Office of the State Courts Administrator is responsible for implementing Show Me Courts court automation software for use as the case management system for the courts in Missouri. An additional fee is required to be assessed and collected to pay for the implementation.

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

An ordinance entitled “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 SLURRY SEAL SURFACING OF CITY STREETS” was given its first reading by title only.

Municipal Services Director Bill Anderson said this is the formal contract for the slurry seal surfacing that was done recently and the crack sealing program that will be completed soon.

Council Member Arends asked if Mr. Anderson is happy with the work that was done.

Mr. Anderson said yes.

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

Ordinance No. 8610 entitled “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 SLURRY SEAL SURFACING OF CITY STREETS” 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 Simmons, Hendrix, Arends, Leon Thompson, Ashford, Guthrey and Brandt voting

aye; Craig Thompson 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 AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF MARSHALL, MISSOURI, TO EXECUTE AN AMENDMENT TO AN AGREEMENT BETWEEN THE CITY OF MARSHALL AND THE MISSOURI DEPARTMENT OF CONSERVATION CONCERNING AMARY AND MINESA LAKES” was given its first reading by title only.

Park Director Chad Unterreiner said the ordinance will amend an agreement with the Missouri Department of Conservation. The amendment will provide for the establishment and management of a winter trout fishery at Lake Minesa. The Park Department will be responsible for paying the fees stated in the amendment.

Mayor Schwetz thanked Tom McRoberts of C & M Wildlife Management for the work he has done at Amary Lake.

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

Ordinance No. 8611 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 upon motion of Hendrix, seconded by Ashford. A roll call vote was taken with Ashford, Guthrey, Brandt, Simmons, Hendrix, Arends and Leon Thompson voting aye; Craig Thompson 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 Ashford said the field work has been completed on the survey of the Gieringer Property. Final drawing will be completed in five to six months.

There being no other Council Business, Council Member Guthrey made a motion, seconded by Ashford, to adjourn to Executive Session concerning hiring, firing, discipline or promotion of personnel. RSMO 610.021 (3)

A roll call vote was taken with Guthrey, Brandt, Simmons, Hendrix, Arends, Leon Thompson and Ashford voting aye; Craig Thompson excused absent. Motion carried and the meeting adjourned to Executive Session at 6:33 p.m.

Julie M. Schwetz, Mayor

ATTEST:

Julie A. Lewis, City Clerk