

CITY COUNCIL MINUTES
JUNE 15, 2020
6:00 P.M.

The City Council met in Regular Session at 6:00 p.m. on Monday, June 15, 2020, in the Council Chambers of the City Office Building, 214 N. Lafayette, Marshall, MO 65340, with the following members present: Mayor Julie M. Schwetz; Council Members Dewey Hendrix, Kirk Arends, Ron Ott, Chuck Hines, Charles Guthrey, Dan Brandt and Tom Hagedorn; City Administrator David Haugland, City Counselor Josh Taylor and City Clerk Julie Lewis.

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

Council Member Hagedorn made a motion, seconded by Brandt, to approve the Regular Session minutes of June 1, 2020 and Work Session of June 3, 2020. A roll call vote was taken with Brandt, Hagedorn, Hendrix, Arends, Ott, Hines and Guthrey voting aye; motion carried.

BUSINESS FROM THE AUDIENCE

Brian Crigger of 674 W. Englewood spoke to the Council regarding the condition of the roads within the city limits of Marshall. He indicated there was a Federal bill regarding funding of infrastructure. Mr. Crigger also said the street striping is not in good shape.

City Administrator David Haugland said \$50 million was made available, however Marshall was not awarded funding. Mr. Haugland also said the street striping issue will be addressed.

Crystal Noamesi, 601 E. Gordon, spoke to the Council regarding dismantling systemic racism. She requested a public statement of support from the City Council members.

Crystal said she attended a recent Council Work Session regarding housing via Zoom. A question was asked about limits on the number of people allowed to live in a housing unit and she would like to know the significance of that question.

Council Member Ott said he is personally supportive of making things equal for everyone. He stated that he asked that question and the reasoning is to make sure there are adequate bath and bedrooms available.

Council Member Arends stated he is against racism.

Council Member Guthrey stated he is opposed to systemic discrimination.

Council Member Brandt said he was glad to attend the protest, there were excellent speakers. He has no use for racism. As a Council Member, he feels it is his duty to do whatever he can do.

Council Member Hines stated he is in full support of dismantling racism.

Kris Milliron, a 30 year resident of Marshall, spoke to the Council regarding Marshall Police Department vehicle stop data. She indicated that all communities have work to do and proposed the City of Marshall adopt the “Campaign Zero” campaign, a comprehensive platform of research based policy solutions for police reform.

Council Member Arends requested information about Campaign Zero.

Mayor Schwetz suggested reaching out to the Public Safety Committee, which is Council Members Hendrix and Hines.

Clyde Williams, a long term resident of Marshall, said Marshall has made improvements since Chief Donnell has been in office, but there is still work to do.

Mr. Williams read a statement from the Mar-Saline Branch of the NAACP expressing and demanding law enforcement reform in Marshall. A copy of that statement is on file in the City Clerk’s office.

Mr. Williams said he appreciates the Mayor’s presence at the recent protest and that all can lead by example.

Brandy Hardin spoke the Council regarding housing issues she is currently having with the Marshall Housing Authority. Ms. Hardin said members of the Housing Authority have refused to listen to her and will not fix the problems within her residence. She explained these issues have been going on for several years and detailed the processes that she has tried to remedy the situation.

Mayor Schwetz said this issue is under the authority of the Housing Authority and they are currently working with HUD regarding the issue.

Ms. Hardin expressed her frustration in trying to find a resolution.

Jason Foster, a resident of Marshall, spoke to the Council about race, socio-economic issues and disparity. He feels that all agree that there are issues and that it is time to understand the issues. He would like to see accountability in leadership and would be willing to sit down and figure what to do next.

Na’Tisha Palmer, a resident of Marshall, asked about the possibility of the “Eight Can’t Wait” reform policy being implemented in Marshall.

Mayor Schwetz referred Ms. Palmer to the Public Safety Committee to discuss the issues and what the City of Marshall has already done.

Council Member Arends said the Council’s email addresses are on the website and they would like to receive information so that they may educate themselves regarding the issues.

Police Chief Mike Donnell said his office is open and he is willing to meet and talk with anyone. He would like to continue to move forward and work on improvements.

Mary Williams, a long-time resident of Marshall, spoke about racial issues in America. Reform cannot wait and it starts at the top. Mrs. Williams suggested an independent committee to make recommendations and to get the bad out.

Mrs. Williams said leadership of our community should be representative of our community; that includes board and commissions as well. She invited the Council to get up off their seats and become allies and friends with those that do not look like them.

COMMITTEE REPORTS

PUBLIC RELATIONS AND PUBLIC SAFETY COMMITTEE:

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

Traffic Stops: 87

Police Reports Taken: 160

Municipal Court Warrants: 0

Arrests: 38

Officer Calls for Service: 1820

Offenses Reported to NIBRS: 52

Public Relations:

Remember that the City of Marshall changed the Fireworks Ordinance and citizens can shoot off fireworks inside the city limits of Marshall from 10:00 a.m. until 11:00 p.m. on July 4th.

Any person that shoots off fireworks before or after that time may have their fireworks seized and be issued a citation.

Remember to please have adult supervision and a water source readily available.

MUNICIPAL SERVICES AND PERSONNEL COMMITTEE:

Council Member Brandt reported airport operations have picked up with a total of 232 aircraft in May.

May was a slow month for solid waste collection with a total of 655 tons.

Council Member Brandt said the Stormwater Tip asks residents to “Help Keep Our Waterways and Landscapes Clean By Not Littering. Dispose of Trash Properly”.

The Municipal Services Committee met last Thursday with the airport consultants to work on the Airport Master Plan and Airport Layout Plan. Additional meetings will be scheduled to include MoDOT input as well as Airport users and tenants’ input.

Council Member Arends discussed the age and maintenance of the current hangars.

The Municipal Services Department has transitioned to summer hours of 6 a.m. until 2:30 p.m. and will remain that way until Labor Day.

Council Member Brandt said they are trying to get as many streets done as possible with this year's mill and overlay program. STP funding will provide for the square area but the outside parking around the square was removed from the project.

Council Member Arends indicated there would be funding available for the additional area to be included in the mill and overlay program.

Council Member Brandt made a motion, seconded by Hagedorn, to add the outside parking around the square to the mill and overlay program in the amount of \$29,000. A roll call vote was taken with Hagedorn, Hendrix, Arends, Ott, Hines, Guthrey and Brandt voting aye. Motion carried.

Council Member Brandt discussed the budgeted chip and seal hadite project. The chip spreader is currently in need of repair and would not be repaired in time to complete the program.

Council Member Brandt made a motion, seconded by Arends, to rent a chip spreader in the amount of \$15,000 for one month, to complete the chip and seal hadite program. A roll call vote was taken with Hagedorn, Hendrix, Arends, Ott, Hines, Guthrey and Brandt voting aye. Motion carried.

Due to some issues at the Compost Area, locks will be changed and commercial users will be notified. Effective July 15, 2020 hours of operation will be Monday through Friday 7 a.m. until 4 p.m. and Saturday from 7 a.m. until noon.

Trash Bash will be held on June 20, 2020 from 8 a.m. until 2 p.m. at 211 N. Benton. Crews will be there to assist with unloading. If you have questions, please contact Municipal Services at 660-886-3945.

PROPERTY, FINANCE, BUDGET AND AUDIT COMMITTEE:

Council Member Arends reported the City is about 70% through the fiscal year. Revenue is at 75.73% which is about 5% higher than budgeted and expenses are 7% lower than budgeted. The budget is currently trending in the right direction.

Year-to-date sales tax and use tax amounts are up.

Council Member Ron Ott explained the history of the "Old Fitzgibbon Hospital" and said he is currently working with the Nash Group to remove the structure, clean up the lot and build new housing. He will continue to work with the Nash Group on this project.

COMMUNITY DEVELOPMENT AND CODE COMMITTEE:

No report by Council Member Guthrey.

CITY ADMINISTRATOR:

City Administrator David Haugland said Indian Foothills Park will open playground, skate park and basketball courts effective tomorrow. The tennis courts are currently undergoing renovation. Signs have been posted that play equipment will not be sanitized.

Employees held their annual grievance election with Tim Butner and Vernon Swires elected to serve as members; Leyton Oswald and Aimee Klinge were elected as alternates.

A check was received from Mr. Doug Newell for the sale of a transformer that was located at the Habilitation Center.

Mr. Bob Robinson compiled a report, that was distributed to Council, for the Lincoln St. Sidewalk Project. There will be two easements for the project.

The committee working on city lots for sale met recently and finalized documents for the bid process. Request for bids will be advertised locally and on the City's website.

Council Member Arends inquired about the work being done at the habilitation center.

Mr. Haugland will obtain information for Mr. Newell regarding the progress of work.

MAYOR'S REPORT:

Mayor Schwetz reported Council Committee assignments will be made at the July 6, 2020 Council meeting.

DISCUSSION AND APPROPRIATE FOLLOW UP**SET PUBLIC HEARING FOR PLANNING AND ZONING RECOMMENDATION:**

The Planning and Zoning Commission met on June 9, 2020 to consider a request to amend the fence ordinance. A public hearing will need to be scheduled for July 6, 2020.

Council Member Ott made a motion, seconded by Hendrix, to schedule a Public Hearing regarding the fencing ordinance on July 6, 2020 at 6:00 p.m. A roll call vote was taken with Brandt, Hagedorn, Hendrix, Arends, Ott, Hines and Guthrey voting aye. Motion carried.

COUNCIL CHAMBERS REMODEL PROJECT:

Code Official Mike Morgan described the proposed Council Chambers remodel project. Any updates made must be ADA compliant.

Mr. Morgan said ceiling repairs will be made in the Council Chambers and atrium area.

Council Member Hines made a motion, seconded by Guthrey, to accept the bid of Poppy's Remodeling and Design for the Council Chambers Renovation. A roll call vote was taken with Hagedorn, Hendrix, Arends, Ott, Hines, Guthrey and Brandt voting aye. Motion carried.

CITY OFFICE BUILDING LANDSCAPING PROJECT:

Assistant City Clerk Diane Green submitted a proposal for landscaping updates at the City Office Building. Landscaping would be at the two “City Office Building” signs.

Council Member Ott made a motion, seconded by Hagedorn, to accept the proposal of Springwater Greenhouse and Landscaping in the amount of \$3,076.80 for landscaping around the two “City Office Building” signs. A roll call vote was taken with Hendrix, Arends, Ott, Hines, Guthrey, Brandt and Hagedorn voting aye. Motion carried.

CERTIFICATION OF ELECTION RESULTS:

Mayor Schwetz said the Council received the Certification of Election Results in their packet and she would entertain a motion to accept the Certification of Election Results.

CERTIFICATION OF THE JUNE 2, 2020, ELECTION RESULTS

Summary for: Council Member for the City of Marshall Ward 1, Saline County, Council Member for City of Marshall Ward 2, Saline County, Council Member for City of Marshall Ward 3, Saline County, Council Member for City of Marshall Ward 4, Saline County, City of Marshall Ward 1, City of Marshall Ward 2, City of Marshall Ward 3, City of Marshall Ward 4, All Tabulators, All Counting Groups

“CERTIFICATION”

OFFICIAL RESULTS OF THE JUNE 2, 2020 GENERAL MUNICIPAL ELECTION
I, DEBBIE RUSSELL, SALINE COUNTY CLERK, DO HEREBY AFFIRM THE
FOLLOWING ELECTION RESULTS ARE ACCURATE AND HAVE BEEN CERTIFIED ON
THIS DATE BEGINNING 5TH DAY OF JUNE, 2020

/s/ Debbie Russell

DEBBIE RUSSELL, SALINE COUNTY CLERK

COUNCIL MEMBER FOR CITY OF MARSHALL WARD 1

Ron Ott	Received	259	Votes
Leon E. Thompson	Received	267	Votes
Write-in	Received	1	Votes

COUNCIL MEMBER FOR CITY OF MARSHALL WARD 2

Kirk Arends	Received	342	Votes
Write-in	Received	15	Votes

COUNCIL MEMBER FOR CITY OF MARSHALL WARD 3

Dan Brandt	Received	249	Votes
Write-in	Received	7	Votes

COUNCIL MEMBER FOR CITY OF MARSHALL WARD 4

Vernon Craig Thompson	Received	139	Votes
Phesa Wright	Received	67	Votes
Write-in	Received	1	Votes

On motion of Guthrey, seconded by Brandt, the Certification of Election Results were accepted as presented. A roll call vote was taken with Ott, Hines, Guthrey, Brandt, Hagedorn, Hendrix and Arends aye. Motion carried.

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, THE BOARD OF PUBLIC WORKS, AND SEPTAGON CONSTRUCTION” was given its second reading by title only.

Marshall Municipal Utilities General Manager Jeff Bergstrom said the ordinance will provide for interior renovations for the Benton Street building.

Council Member Hines discussed the bid process and said he feels MMU should reach out for more bids.

Mayor Schwetz indicated the bid price has been made public which would make a re-bid difficult.

Mr. Bergstrom discussed the timeline of the project in relation to the demolition of the power plant.

Council Member Hines made a motion, seconded by Hagedorn, to table the ordinance. A roll call vote was taken with Hagedorn, Hendrix, Arends and Hines voting aye; Guthrey, Brandt and Ott voting nay. Motion carried and the ordinance is tabled.

Mr. Bergstrom explained the following ordinance will allow for rehabilitation of the collection system using cured-in-place pipe method.

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, THE BOARD OF PUBLIC WORKS, AND SAK CONSTRUCTION LLC INC” was given its second reading by title only and put to its final passage and approval upon motion of Hines, seconded by Hendrix. A roll call vote was taken with Brandt, Hagedorn, Hendrix, Arends, Ott, Hines and Guthrey 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. 8542.

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

Ordinance No. 8543 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 Ott, seconded by Hines. A roll call vote was taken with Hines, Guthrey, Brandt, Hagedorn, Hendrix, Arends and Ott voting aye. The ordinance is thereupon declared passed and so endorsed by the President of the Council and approved by the Mayor.

UNFINISHED BUSINESS

Mayor Schwetz thanked outgoing Council Member Ron Ott for his four years of service to the citizens of Marshall as Ward I Council Member. Mr. Ott has worked on the Budget Committee and several big projects. He has agreed to continue working on the “Old Hospital” project.

Council Member Ott thanked the Council and citizens for a positive four years on the Council.

Council Member Brandt made a motion, seconded by Hagedorn, to adjourn sine die. A roll call vote was taken with Brandt, Hagedorn, Hendrix, Arends, Ott, Hines and Guthrey voting aye. Motion carried.

JUNE 15, 2020

The Oath of Office was administered by City Clerk Julie Lewis to Leon Thompson, Council Member Ward 1; Kirk Arends, Council Member Ward 2; Dan Brandt, Council Member Ward 3 and Craig Thompson Council Member Ward 4.

Certificates of Election were presented to the newly elected Council Members.

The roll was called with the following members of the City Council 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.

BUSINESS FROM THE AUDIENCE

There was no business from the audience.

GRIEVANCE BOARD ELECTION

Mayor Schwetz asked the Council Members to elect two members to serve on the Grievance Board.

Council Member Hagedorn and Council Member Brandt served on the Grievance Board for 2019-2020.

Council Member Guthrey made a motion, seconded by Hines, to elect Council Members Hagedorn and Brandt to serve on the Grievance Board for 2020-2021. A roll call vote was taken with Brandt, Hagedorn, Hendrix, Arends, Leon Thompson, Hines, Guthrey and Craig Thompson voting aye. Motion carried.

OTHER COUNCIL BUSINESS

Mayor Schwetz congratulated and welcomed Council Members Leon Thompson and Craig Thompson.

There being no other Council Business, Council Member Hagedorn made a motion, seconded by Guthrey, 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 Hagedorn, Hendrix, Arends, Leon Thompson, Hines, Guthrey, Craig Thompson and Brandt voting aye. Motion carried and the meeting adjourned to Executive Session at 7:50 p.m.

Julie M. Schwetz, Mayor

ATTEST:

Julie A. Lewis, City Clerk