

**CITY COUNCIL MINUTES**  
**JUNE 17, 2019**  
**6:00 P.M.**

The Marshall City Council met in Regular Session at 6:00 p.m. on Monday, June 17, 2019, 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, Kathy Vasquez, Dan Brandt and Tom Hagedorn; City Administrator David Haugland, City Counselor Josh Taylor and City Clerk Julie Lewis.

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

Council Member Hines made a motion, seconded by Arends, to approve the Regular Session minutes of June 3, 2019. A roll call vote was taken with Guthrey, Vasquez, Brandt, Hagedorn, Hendrix, Arends, Ott and Hines voting aye. Motion carried.

**BUSINESS FROM THE AUDIENCE**

Mr. Sam Harris, of 754 W. Clay, said he had been notified that an unlicensed vehicle in his driveway may be towed. He does not feel the vehicle is an eyesore just because it does not have tags. He purchased the vehicle but has not had funding to get it licensed. He is working hard towards getting the license taken care of. He is all for cleaning up Marshall but doesn't feel it is fair to tow a vehicle that is on his property.

Council Members discussed the process of removing a vehicle.

Council Member Ott indicated the vehicle would not be towed until after a hearing, which has not been set yet.

Mr. Harris indicated that he may have the vehicle licensed during the first week of July.

City Inspector Mike Morgan asked Mr. Harris to contact him about the vehicle.

**COMMITTEE REPORTS**

**PUBLIC RELATIONS AND PUBLIC SAFETY COMMITTEE:**

Council Member Hendrix presented the Police Department Report for the month of May:

Traffic Stops: 274

Reasons: Moving Violation ó 164; Equipment ó 75; License Violation ó 35

Results: Citations ó 55 Warnings ó 219; Arrests ó 13

Municipal Court Warrants: 8 Officer Calls for Service: 2,265

Police Reports Taken: 251 Arrests: 52 Offenses Reported to NIBRS: 94

Public Relations:

The 4<sup>th</sup> of July is approaching and there are four major items people need to remember before celebrating this event within the city limits of Marshall.

First, anything that goes up in the air and explodes with noise or explodes on the ground and makes noise is prohibited.

Second, any other type of fireworks display can only be done between the hours of 10 a.m. and 10 p.m. on the 4<sup>th</sup> of July.

Third, selling fireworks is illegal within the city limits of Marshall.

And last, if you have any open package of fireworks on your person, it is illegal.

Ask the people you buy your fireworks from about what can and cannot be fired off in the city limits. They should be able to help you find quality fireworks for your event.

More specific information can be found on the City of Marshall website: [www.marshall-mo.com](http://www.marshall-mo.com)

The Police Department wants everyone to have a safe and happy 4<sup>th</sup> of July.

Mayor Schwetz asked Chief Donnell about Budø's Café block party that took place this past weekend.

Chief Donnell said the event was outstanding, the organizers did a very good job and there were no problems.

#### **MUNICIPAL SERVICES AND PERSONNEL COMMITTEE:**

Council Member Brandt reported the Aircraft Activity for the month of May. The total number of aircraft for the month was 292 which is up from last month's total of 126. The same time frame from last year totaled 222. Airport fuel sales have also increased.

May was a big month for solid waste with 819 tons collected. Yard waste for May was pretty good and recycled cardboard was up for the month.

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

Council Member Arends reported the City of Marshall is 70% through the fiscal year. Approximately 76% of revenues have been collected which is 6% over; budgeted expenditures are at 66% which is about 4% under the projected amount.

The Finance Committee has met several times regarding the upcoming budget. Department Heads have been included in the discussion and a budget draft is expected by the first week of July.

**COMMUNITY DEVELOPMENT AND CODE COMMITTEE:**

Council Member Vasquez reported a total of 27 building permits issued for the Month of May with a total construction value of \$1,286,211; permit fees collected totaled \$1,685.75

Council Member Guthrey said the Code Committee met on June 13<sup>th</sup> to discuss the selection of an airport consultant. After review of proposals and references, the Code Committee recommends HDR to serve as the City of Marshall consultant for the airport.

The City's approximate \$135,000 share of 2016 Federal Funding must be encumbered by September of 2019.

Council Member Guthrey made a motion, seconded by Hines, to retain HDR to serve as the City of Marshall's consultant for the airport. A roll call vote was taken with Vasquez, Brandt, Hagedorn, Hendrix, Arends, Ott, Hines, and Guthrey voting aye. Motion carried.

**CITY ADMINISTRATOR:**

City Administrator David Haugland reported on the following:

Board of Building Code Enforcement will meet tomorrow morning for hearings

Budget meetings are currently being held with Department Heads

Will attend a MPR meeting on Wednesday

Will attend a meeting on Thursday with Council Members Hendrix and Vasquez, Mayor Schwetz, the Chief of Police, Mr. Clyde Williams and several others. The subject will be a program sponsored by the Department of Justice called Building Trust Through Police and Community Partnerships

Attended the Center for Human Services awards banquet last Friday. The City of Marshall received an award and was presented a plaque for "Outstanding Employment Opportunities". Mr. Chris Williams, a client of the Center for Human Services, is employed with the Municipal Services Department and does a fantastic job.

**MAYOR'S REPORT:**

Mayor Schwetz said she spent several hours with MMU General Manager Jeff Bergstrom touring facilities. She was extremely impressed by the pristine conditions of the facilities. The City of Marshall is very blessed to have the utility company and the leadership that Mr. Bergstrom and Mr. Bersano provide. The citizens should feel confident that MMU are looking out for us and planning ahead.

Mayor Schwetz said she has been working on some board appointments and hopes to have some in place to bring to the Council for consideration and approval.

Mayor Schwetz reported she has met with the City Counselor regarding procedures and processes for several things including setting up an ad-hoc committee in regards to zoning and nuisance ordinances and the enforcement thereof.

## **DISCUSSION AND APPROPRIATE FOLLOW UP**

### **PAVEMENT MARKING PROPOSAL:**

Municipal Services Director Bill Anderson spoke to the Council about the latex pavement markings on College Street that were applied last fall and didn't hold up well. A quote was received for reapplying latex markings along with a quote for applying epoxy markings.

Council Members discussed the two types of pavement markings and how long each would last.

Council Member Arends indicated there is funding in the budget for this expenditure.

Council Member Ott made a motion, seconded by Arends, to accept the quote of Twin Traffic Marking Corp. in the amount of \$11,673 for the removal of existing markings and the installation of epoxy pavement markings. A roll call vote was taken with Brandt, Hagedorn, Hendrix, Arends, Ott, Hines, Guthrey and Vasquez voting aye. Motion carried.

Mayor Schwetz said the sidewalk on College Street looks awesome.

### **ONE YEAR CASH RENTAL FARMLAND BID:**

Municipal Services Director Bill Anderson reported bid proposals were accepted for the one year cash rental of approximately 21 acres of city owned farmland located near the intersection of Lincoln Ave. and Watermill Road. A total of four bids were received and it is the recommendation to accept the bid of Joshua Crank of Crank Farms.

Council Member Arends made a motion, seconded by Brandt, to accept the bid of Joshua Crank of Crank Farms in the amount of \$3,200 for one year cash rental of city owned farmland. A roll call vote was taken with Hagedorn, Hendrix, Arends, Ott, Hines, Guthrey, Vasquez and Brandt voting aye. Motion carried.

### **IGLESIA DE RESTAURACION EVENT REQUEST:**

Police Chief Donnell explained Mr. Charles Stephenson, Pastor of Powerhouse Ministries, is partnering with Iglesia De Restauracion Apostoles Y Profestas and has submitted an event request to host a two day celebration and charity fundraiser on June 22 and 23, 2019. They are requesting the closure of the east lane of Jefferson Ave. between Arrow St. and North St. from 5 p.m. until 9 p.m. on June 22<sup>nd</sup> and from 4 p.m. until 8 p.m. on June 23<sup>rd</sup>.

Council Member Arends said he had spoken with two business located in the area; they have not been contacted however they did not have any concerns about the event.

Council Member Hines commented this is short notice and there is not a representative here to speak this evening.

Council Members discussed the street closure with Chief Donnell.

Council Member Guthrey made a motion, seconded by Hagedorn, to approve the request as submitted. A roll call vote was taken with Hendrix, Arends, Ott, Guthrey, Vasquez, Brandt and Hagedorn voting aye; Hines voting nay. Motion carried.

**MIDWEST HYDROCEPHALUS COALITION EVENT REQUEST:**

Mr. Cody Samson, President of the Midwest Hydrocephalus Coalition, requested the closure of Morgan Street between Lafayette Ave. and Salt Pond Ave. from 1 p.m. until 11 p.m. on October 19, 2019 for a fundraising event at the Brick BBQ, located at 169 S. Lafayette. He also requested the suspension of Code of Ordinances Section 4-2 ó Drinking in Public.

Council Member Hines thanked Mr. Samson for his advance request.

Council Members discussed event details with Mr. Samson.

Council Member Arends said he thought the event last weekend at Budø was great and he would encourage all citizens who would like to have an event to make the request to Council.

Council Member Hines made a motion, seconded by Ott, to approve the request of Midwest Hydrocephalus Coalition as presented. A roll call vote was taken with Arends, Ott, Hines, Guthrey, Vasquez, Brandt, Hagedorn and Hendrix voting aye. Motion carried.

**POLICE PERSONNEL BOARD RECOMMENDATION**

Police Chief Donnell said the Police Personnel Board met on June 6, 2019 and would like to recommend the following applicants for consideration and approval of the Mayor and City Council for hire within the Marshall Police Department as Entry Level Police Officers:

Justin M. McTigue

Justin C. Smith

Council Members discussed the Police Department staffing and training process.

Council Member Arends made a motion, seconded by Hagedorn, to approve the recommendation from the Police Personnel Board as presented. A roll call vote was taken with Ott, Hines, Guthrey, Vasquez, Brandt, Hagedorn, Hendrix and Arends voting aye. Motion carried.

## ORDINANCES

An ordinance entitled "AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF MARSHALL, MISSOURI, TO TRANSFER AN APPROXIMATELY 10.67-ACRE TRACT OF REAL ESTATE LOCATED AT THE MARSHALL HABILITATION CENTER TO THE MARSHALL SCHOOL DISTRICT" was given its first reading by title only.

City Administrator David Haugland said the City had originally signed an agreement that would transfer 22.9 acres at the Hab Center to the Marshall School District. The District is currently utilizing the Tudor House and Guest House and would like to start utilizing the maintenance and dietary buildings. The District is requesting the transfer of additional acreage.

Council Members discussed the property transfer.

Council Member Arends indicated the transfer makes sense and is in support of the Marshall Public School District.

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

Ordinance No. 8484 entitled "AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF MARSHALL, MISSOURI, TO TRANSFER AN APPROXIMATELY 10.67-ACRE TRACT OF REAL ESTATE LOCATED AT THE MARSHALL HABILITATION CENTER TO THE MARSHALL SCHOOL DISTRICT" was given its second reading by title only upon motion of Hendrix, seconded by Arends. A roll call vote was taken with Guthrey, Vasquez, Brandt, Hagedorn, Hendrix, Arends, Ott and Hines 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 Hagedorn, to take the appropriation ordinance to a second reading. A roll call vote was taken with Vasquez, Brandt, Hagedorn, Hendrix, Arends, Ott, Hines and Guthrey voting aye. Motion carried.

Ordinance No. 8485 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 upon motion of Guthrey, seconded by Vasquez. A roll call vote was taken with Brandt, Hagedorn, Hendrix, Arends, Ott, Hines, Guthrey and Brandt 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

There being no other Council Business, Council Member Hagedorn made a motion, seconded by Brandt, 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, Ott, Hines, Guthrey, Vasquez and Brandt voting aye. Motion carried and the meeting adjourned at 6:50 p.m.

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Julie M. Schwetz, Mayor

ATTEST:

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Julie A. Lewis, City Clerk