

CITY COUNCIL MINUTES OCTOBER 1, 2018

The City Council met in Regular Session at 6:00 p.m., Monday, October 1, 2018 in the Council Chamber of the City Office Building, 214 N. Lafayette, Marshall, MO 65340, with the following members present: Mayor Mark T. Gooden; Council Members Dewey Hendrix, Kirk Arends, Ron Ott, Charles Guthrey, Kathy Vasquez and Dan Brandt; City Administrator David Haugland, City Counselor Josh Taylor and City Clerk Julie Lewis. Council Members Chuck Hines and Tom Hagedorn excused absent.

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

Council Member Guthrey made a motion, seconded by Vasquez, to approve the Regular Session minutes of September 17, 2018. A roll call vote was taken with Hendrix, Arends, Ott, Guthrey, Vasquez and Brandt voting aye; Hines and Hagedorn excused absent. Motion carried.

BUSINESS FROM THE AUDIENCE

Mr. Walter Cadwell, business owner and lifelong resident of Marshall, told the Council he is here to praise the Marshall Police Department for their efforts in recovering a stolen vehicle in a very short period of time. He said he is unhappy with the members of the City Council who don't want to provide proper equipment for the Department. He has worked on their equipment and knows the condition is not good. The Police Department does a good job and needs the proper equipment. The Council needs to step up and help all of the departments within the City.

COMMITTEE REPORTS

COMMUNITY DEVELOPMENT AND CODE COMMITTEE:

Council Member Guthrey reported a total of 24 building permits issued for the month of September with a total construction value of \$2,149,700.00; permit fees collected totaled \$5,690.50. The bulk of the construction is a 2 million dollar project at Missouri Valley College.

PUBLIC RELATIONS AND PUBLIC SAFETY COMMITTEE:

Council Member Hendrix gave the Fire Department report for the month of September:

Total Incidents: 66

Breakdown of total incidents: Fire 6 3; Explosion 6 5; Rescue & EMS 6 27; Hazardous Conditions 6 27; Service Call 6 17; Good Intent Call 6 6; False Alarm 6 5

Burn Permits Issued 6 3; Inspections 6 2; Smoke Detector Install/Battery Change 6 1
Public Relations Activities - 13

MUNICIPAL SERVICES AND PERSONNEL COMMITTEE:

Council Member Brandt reported the Slurry Seal project will begin mid to late October.

PROPERTY, FINANCE, BUDGET AND AUDIT COMMITTEE:

Council Member Ott reported the Council met in Special Session on Friday, Sept. 28th and approved the 2018-2019 Budget. The 2017-2018 budget year was good; preliminary numbers will be available within the next month.

CITY ADMINISTRATOR:

City Administrator David Haugland reported on the following items:

Attended United Way Campaign Kick-Off Luncheon on Friday, Sept. 28th
Will meet with EPA and DNR in Jefferson City on Tuesday, Oct. 2nd.
Will attend a meeting at Pioneer Trails Regional Planning Commission on Wednesday, October 3rd.
Will attend MPR Board meeting on Thursday, October 4th

Council Member Arends asked for an update on the proposed sidewalk project.

Municipal Services Director Bill Anderson said they are progressing and hope to start soon.

MAYOR'S REPORT:

No report by Mayor Gooden.

LIQUOR LICENSE

The following Liquor License was presented to Council:

Kazoku ó Larry Rey Gafriel, Managing Officer ó 875 S. Odell Ave.
New License ó Liquor By Drink

Assistant Chief of Police Todd Reeter indicated there is nothing to preclude the issuance of the liquor license.

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

**DISCUSSION AND APPROPRIATE FOLLOW UP
STREET SWEEPER PURCHASE**

Municipal Services Director Bill Anderson thanked the Council for the opportunity to purchase a street sweeper.

The Municipal Services Department has received demonstrations on several models within the past couple of weeks.

Mr. Anderson is requesting approval from the Mayor and City Council to purchase a 2018 Johnston VT651 Street Sweeper. The model is the demonstrator with approximately 100 hours on it. The price for the 2018 Johnston is \$249,500 with a trade in allowance of \$29,750. The final cost of the street sweeper will be \$219,750 which is approximately \$80,000 under budget.

Council Member Arends told Mr. Anderson he appreciated his effort to come in under budget.

Council Member Arends made a motion, seconded by Hendrix, to approve the purchase of a Johnston VT651 Street Sweeper at a net cost of \$219,750.00. A roll call vote was taken with Ott, Guthrey, Vasquez, Brandt, Hendrix and Arends voting aye; Hines and Hagedorn excused absent. Motion carried.

ORDINANCES

City Administrator David Haugland explained the State of Missouri requires a noise ordinance instead of an engine braking ordinance in order for signs to be placed on State rights-of-way at the City Limits. The ordinance will cover all loud noises not just engine braking noise.

Council Member Arends stated he struggles with the concept of creating an ordinance when, for years, we have struggled to enforce the City's ordinances.

An ordinance entitled "AN ORDINANCE ENACTING CERTAIN NOISE RESTRICTIONS IN THE CITY OF MARSHALL, MISSOURI, AND REPEALING ORDINANCE NO. 7103, AND ANY AMENDMENTS THERETO" was given its second reading by title only and put to its final passage and approval upon motion of Brandt, seconded by Guthrey. A roll call vote was taken with Ott, Guthrey, Vasquez, Brandt and Hendrix voting aye; Arends nay; Hines and 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. 8446.

An ordinance entitled "AN ORDINANCE ACCEPTING THE PROFESSIONAL SERVICES PROPOSAL OF ENGINEERING SURVEYS AND SERVICES, INC., OF JEFFERSON CITY, MISSOURI, AND AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF MARSHALL, MISSOURI, TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF MARSHALL AND SAID COMPANY REGARDING A CERTAIN MILL AND OVERLAY PROJECT IN THE CITY" was given its first reading by title only.

Municipal Services Director Bill Anderson explained the ordinance provides for engineering services which is a requirement to receive the grant funding through MoDOT.

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

Ordinance No. 8447 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 Brandt. A roll call vote was taken with Brandt, Hendrix, Arends, Ott, Guthrey and Vasquez voting aye; Hagedorn and Hines 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 Ott said he was approached by a citizen regarding lack of consistency in the enforcement of code violations such as tall grass and nuisances. The City of Marshall has a senior population that are not always physically or financially able to remedy their particular situation.

A possible solution would be purchasing lawnmowers and getting volunteers to help those that cannot do it themselves.

Council Member Ott asked for suggestions and help from the community; he will be bringing this up again at the October 23rd Code Enforcement meeting

Council Member Ott said he is still making contacts regarding a grocery store.

There being no other Council Business, Council Member Ott made a motion, seconded by Brandt, to adjourn the meeting. A roll call vote was taken with Hendrix, Arends, Ott, Guthrey, Vasquez and Brandt voting aye; Hagedorn and Hines excused absent. Motion carried and the meeting adjourned at 6:27 p.m.

Mark T. Gooden, Mayor

ATTEST:

Julie A. Lewis, City Clerk