

**CITY COUNCIL AGENDA**  
**MONDAY, APRIL 4, 2022**  
**6:00 P.M.**

1. Roll Call
2. Adoption of Agenda
3. Approve or Correct Regular Session Minutes of March 21, 2022 and Special Session Minutes of March 29, 2022
4. Business from the Audience – limited to 3 minutes per speaker. Any person, resident or non-resident, wishing to address the Council may approach the microphone and state their name, address and comments. Non-residents are invited to speak first, followed by residents of the city. Although we are readily available outside our formal meetings, this will be your only opportunity to offer your thoughts during this evening’s meeting as comments from the floor will not be taken during the regular meeting. Although certainly welcome, you are not required to stay for the remainder of the meeting and may exit the Council Chambers in a quiet and respectful manner.
5. Committee Reports
  1. Community Development and Code Committee
  2. Public Relations and Public Safety Committee
  3. Municipal Services and Personnel Committee
  4. Property, Finance, Budget and Audit Committee
  5. City Administrator’s Report
  6. Mayor’s Report
6. Marshall Fire Department Annual Report
7. Discussion and Appropriate Follow Up
  1. Liquor License – Liquor Studio LLC – Stisha Burton, Managing Officer  
Package Liquor with Sunday Sales
  2. Bid – Fire Department Battalion Truck
  3. Bid – City Office Building Cleaning Services
  4. Bid - Demolition of Structure at 868 S. Brunswick
  5. Appointment to Position of Mayor
8. Resolution
  1. Adopt a Stormwater Management Covenant
9. Ordinances
  1. Execute Agreement with RTS Waste Services LLC – Tabled
  2. Execute Emergency Management Agreement with Saline County, Missouri –  
Second Reading
  3. Amend the City’s Stormwater Management Ordinance
  4. Authorize Transfer of Certain Funds for Economic Development Purposes  
Between the City of Marshall and the City’s Board of Public Works
  5. Appropriation
10. Other Council Business
11. Adjourn

**POSTED 04/01/2022 3:30 P.M.**

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE CITY OF MARSHALL ADOPTING A STORMWATER MANAGEMENT COVENANT**

**WHEREAS**, the Code of Ordinances of the City of Marshall in Chapter 425 of Title IV addresses issues relating to the operation and/or maintenance of stormwater systems; and

**WHEREAS**, the City requires that onsite stormwater management/BMP facilities be constructed and adequately maintained by the Landowner, its successors and assigns, including any homeowners association; and

**WHEREAS**, landowners are required to execute and adhere to the provisions of a covenant as a condition precedent to the City's approval of any stormwater management plan; and

**WHEREAS**, the City desires to adopt a Stormwater Management/BMP Facilities Covenant.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Marshall, Missouri, as follows: in accordance with Chapter 425 of Title IV of the City's Code of Ordinances, the City hereby adopts the Stormwater Management/BMP Facilities Covenant attached hereto and incorporated by this reference. Covenants executed pursuant to Chapter 425 shall be in substantially the same form as attached hereto. This Resolution shall be in full force and effect upon final passage and approval.

**ADOPTED** by the Council of the City of Marshall, Missouri, this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
President

**APPROVED** by the Mayor this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Mayor

**FILED** this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
City Clerk

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF MARSHALL, MISSOURI, TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF MARSHALL AND RTS WASTE SERVICES LLC FOR THE PROVISION OF SOLID WASTE COLLECTION SERVICES IN THE CITY OF MARSHALL.**

**WHEREAS**, the City of Marshall seeks to contract with RTS Waste Services LLC for the collection of solid waste in the City; and

**WHEREAS**, the Council has determined that competitive negotiations through informal discussion and bargaining provided the best value to the City, and therefore, the conventional bidding process has not been utilized in that for this contract, time was a crucial factor due to staffing issues within the City and there is inherent economy in contracting with RTS Waste Services LLC in that it enhanced the City’s ability to procure proven, quality services in a more efficient and cost-effective manner.

**BE IT ORDAINED** by the Council of the City of Marshall, Missouri, as follows:

**Section 1.** The Mayor of the City of Marshall, Missouri, is hereby authorized to execute on behalf of said City an agreement with RTS Waste Services LLC, for the provision by RTS of solid waste collection services within the City, and in consideration of the work completed under the agreement by RTS Waste Services LLC, the City shall pay RTS Waste Services LLC, such sums as are specified in the agreement, with the said payments being made at such time or times as required by the agreement.

**Section 2.** This Ordinance shall be in full force and effect upon final passage and approval.

**PASSED** by the Council of the City of Marshall, Missouri, this \_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
President

**APPROVED** by the Mayor this \_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Mayor

**FILED** this \_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
City Clerk

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF MARSHALL, MISSOURI, TO EXECUTE AN EMERGENCY MANAGEMENT AGREEMENT BETWEEN THE CITY OF MARSHALL, MISSOURI, AND SALINE COUNTY, MISSOURI**

**WHEREAS**, the City of Marshall and Saline County, Missouri (“County”), desire to continue to cooperate in providing emergency preparedness, response, recovery, and mitigation services to the citizens of the County and City by entering into a new emergency management agreement;

**WHEREAS**, the City of Marshall is currently the recipient of services from the County’s Emergency Management Department (“Department”);

**WHEREAS**, the Department has determined it necessary to issue an annual assessment to Saline County, Missouri, municipalities, including the City of Marshall, so that the Department may continue to provide the needed level of services in emergency and non-emergency situations; and

**WHEREAS**, the City desires to continue receiving said services from the Department.

**BE IT ORDAINED** by the Council of the City of Marshall, Missouri, as follows:

**Section 1.** The Mayor of the City of Marshall, Missouri, is hereby authorized to execute on behalf of said City an emergency management agreement with Saline County, Missouri, for the provision of emergency management services, and pursuant to said agreement the City shall pay to the County the sum of \$20,930.83 and such other sums, if any, as set forth in the agreement. Said sum is calculated by multiplying the 2019 estimated Federal Census population figure for the City of Marshall of 12,841 by the requested \$1.63 per capita assessment.

**Section 2.** That this Ordinance shall be in full force and effect upon final passage and approval.

**PASSED** by the Council of the City of Marshall, Missouri, this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

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President

**APPROVED** by the Mayor \_\_\_ this day of \_\_\_\_\_, 2022.

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Mayor

**FILED** this \_\_\_\_\_ day of day of \_\_\_\_\_, 2022.

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City Clerk

**ORDINANCE NO.** \_\_\_\_\_

**AN ORDINANCE AMENDING THE CITY'S STORMWATER MANAGEMENT ORDINANCE**

**WHEREAS**, Chapter 425 of the Code of Ordinances of the City of Marshall, Missouri, contains provisions relating to the management of stormwater; and

**WHEREAS**, the Council of the City of Marshall desires to amend its Code of Ordinances as it relates to stormwater management as set forth herein.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Marshall, Missouri, as follows:

**SECTION 1.** Section 452.140.B of the Municipal Code of Ordinances of the City of Marshall, Missouri, is hereby amended as follows: the reference to "Cole County Recorder of Deeds" shall be deleted and replaced with "Saline County Recorder of Deeds."

**SECTION 2.** All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed. In all other respects, the Code of Ordinances of the City of Marshall, Missouri shall remain unchanged.

**SECTION 3.** This Ordinance shall be in full force and effect from and after its passage and approval.

**PASSED** by the Council of the City of Marshall, Missouri, this \_\_\_\_ day of \_\_\_\_\_ 20\_\_.

\_\_\_\_\_  
President

**APPROVED** by the Mayor this \_\_\_\_ day of \_\_\_\_\_ 20\_\_.

\_\_\_\_\_  
Mayor

**FILED** this \_\_\_\_ day of \_\_\_\_\_ 20\_\_.

\_\_\_\_\_  
City Clerk

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE AUTHORIZING THE TRANSFER OF CERTAIN FUNDS FOR ECONOMIC DEVELOPMENT PURPOSES BETWEEN THE CITY OF MARSHALL, MISSOURI, AND THE CITY'S BOARD OF PUBLIC WORKS**

**WHEREAS**, economic development is needed within the City of Marshall for the purpose of increasing tax revenue, creating employment opportunities, increasing housing availability, and otherwise improving the overall economic health of the City;

**WHEREAS**, the City's Board of Public Works is a vital part of the City's overall economic health in that it provides consistent, quality utility service to users both within and without the City, at affordable rates;

**WHEREAS**, from time to time, a need for funding arises for economic development purposes, which has not been budgeted, and the establishment of a fund for economic development will provide the City with flexibility within its operations and budget to accommodate changing circumstances; and

**WHEREAS**, for their mutual benefit, the City and its Board of Public Works desires to establish a transfer of funds for the purpose of improving the overall economic health of the City.

**BE IT ORDAINED** by the Council of the City of Marshall, Missouri, as follows:

**Section 1. Transfers Required.** The Board of Public Works shall transfer or pay into the General Fund of the City of Marshall for economic development purposes on a quarterly basis one-half percent (0.5%) of the gross revenues from charges for services as stated in the most recently completed audit of the Board of Public Works less any transfers made pursuant to Section 700.240 of the City's Code of Ordinances.

**Section 2. Additional Transfers Authorized.** The Board of Public Works shall, at the request of the City Council, transfer or pay into the General Fund of the City of Marshall for economic development purposes amounts in addition to those authorized in Section 1 that do not annually exceed one percent (1%) of the gross revenues from charges for services as stated in the most recently completed audit of the Board of Public Works less any transfers made pursuant to Section 700.240 of the City's Code of Ordinances. The City shall notify the Board of Public Works of its intent to request such additional funds during the upcoming fiscal year at least thirty (30) days prior to the adoption by the Board of Public Works of its annual budget for said fiscal year. Funds so requested shall be payable on a quarterly basis. Additional sums exceeding one and one-half percent (1.5%) may be transferred at the request of the City Council but only with the approval and consent of the Board of Public Works.

**Section 3. Transfer Cap.** Funds accumulated pursuant to the transfers set forth in Sections 1 and 2 of this Ordinance shall not exceed the total sum of \$2,000,000, and if at any time the funds accumulated reach this threshold, all transfers being made pursuant to this ordinance shall cease

until the funds accumulated have been reduced to at least \$1,500,000, at which time transfers pursuant to Section 1 and 2 shall resume.

**Section 4. Use of Funds by City.** Use of the funds transferred pursuant to this Ordinance shall be made only upon resolution or ordinance adopted by the City Council of the City.

**Section 5. No Increase to Rates.** The Board of Public Works shall not increase rates or add an additional user fee to offset any transfers authorized by this Ordinance.

**Section 6. Effective Date.** This Ordinance shall be in full force and effect upon final passage and approval.

**PASSED** by the Council of the City of Marshall, Missouri, this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
President

**APPROVED** by the Mayor \_\_\_ this day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Mayor

**FILED** this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
City Clerk

**ORDINANCE NO. \_\_\_\_\_**

AN ORDINANCE MAKING THE APPROPRIATION FOR THE PAYMENT OF ACCOUNTS OUT OF THE DIFFERENT CITY FUNDS.

BE IT ORDAINED by the Council of the City of Marshall, Missouri, as follows:

SECTION I. There is hereby appropriated out of the different funds as follows:

GENERAL FUND	\$ 283,376.89
SANITATION FUND	115,034.21
LIBRARY FUND	9,328.80
BAND FUND	560.56
PARK FUND	28,449.45
CITY OFFICE/REVITALIZATION	-
STREET FUND	104,002.83
AIRPORT OPERATING FUND	1,774.22
TOURISM	255.00
MARTIN COMMUNITY CENTER	2,490.25
HAB CENTER FUND	40,052.48
PARK CAPITAL IMPROVEMENT	27,492.56
SOUTH ODELL SEWER	-
	-
	-
WATER OPERATING FUND	\$ 134,620.60
ELECTRIC OPERATING FUND	481,070.13
SEWER REVENUE FUND	57,143.91
INTERNET OPERATING FUND	43,699.66
NATURAL GAS OPERATING FUND	2,994.19
ELECTRIC CONSUMER DEPOSIT FUND	7,150.00
SEWER EQUIPMENT FUND	-
WATER SEGREGATED	-

SECTION II. The City Clerk is hereby instructed to make out warrants in favor of the respective parties set out in the hereto attached lists and when said warrants are properly signed to deliver them to the proper parties.

PASSED by the City Council of the City of Marshall, Missouri, this 4th day of APRIL, 2022.

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President of the City Council

APPROVED by the Mayor of the City of Marshall, Missouri, this 4th day of APRIL, 2022.

\_\_\_\_\_  
Mayor

FILED this 4th day of APRIL, 2022.

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City Clerk