

**CITY COUNCIL MEETING
JANUARY 3, 2022
6:00 P.M.**

The Marshall City Council met in regular session at 6:00 p.m. on Monday, January 3, 2022 in the Council Chambers of the City Office Building, 214 N. Lafayette, Marshall MO 65340, with the following members present: Mayor Julie Schwetz, Council Members Craig Thompson, Dan Brandt, Phesa Wright, Dewey Hendrix, Kirk Arends, Leon Thompson, Robert Ashford and Charles Guthrey; City Administrator JD Kehrman, City Counselor Josh Taylor and Assistant City Clerk Diane Green.

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

Council Member Brandt made a motion, seconded by Craig Thompson to approve the Special Session Minutes of December 22, 2021 and Regular Session Minutes of December 27, 2021. A roll call vote was taken with Hendrix, Arends, Leon Thompson, Ashford, Guthrey, Craig Thompson, Brandt and Wright voting aye. Motion carried.

BUSINESS FROM THE AUDIENCE

Several concerned citizens, made statements regarding the appointment to the Board of Public Works

COMMITTEE REPORTS

COMMUNITY DEVELOPMENT AND CODE COMMITTEE:

Council Member Leon Thompson gave the following report:

30 permits issued with a total value of \$254,345.00 and fees collected totaled \$1480.34.

Nuisance Report:

4 notices for trash/junk/ debris

2 notices for vehicles (1 vehicle has been resolved)

5 notices for abandoned/vacant properties

The next Building Code Enforcement meeting will be January 20, 2022 at 8:30 a.m.

PUBLIC RELATIONS AND PUBLIC SAFETY COMMITTEE:

Council Member Hendrix gave the following Fire Department report:

61 Total Incidents with 28 different types

18 Medical and EMS assist

4454 Training hours

8 burn permits, 130 for the year

1 Inspection

2 Tours/Public Relations

Fire Safety Tip of the Month:

If an electric appliance smokes or has an unusual smell, unplug it immediately, then have it serviced before using it again. Replace any electrical cord that is cracked or frayed, plug only one electrical cord into each receptacle. Avoid running any cords under rugs. Don't tamper with your fuse box or use improper-size fuses.

MUNICIPAL SERVICES AND PERSONNEL COMMITTEE:

Council Member Brandt gave the following Storm Water Tip;

DON'T DUMP WASTE IN NATURAL WATERWAYS; THEY COULD EVENTUALLY TURN UP IN YOUR DRINKING WATER. KNOW THE FACTS. PROTECT YOUR LOCAL WATERS FROM STORMWATER POLLUTION.

PROPERTY, FINANCE, BUDGET AND AUDIT COMMITTEE:

Council Member Arends gave an update on the finances:

Revenues for the first 3 months are 25% away from the fiscal year, stand at \$3,549,341.00, which is 29.72% of the Budget, which is 4.72% to the good on the revenue side. The expense side stands at 20%, which is at 2,382,223.00 so we are at about 5% to the good regarding expenses.

CITY ADMINISTRATOR'S REPORT:

- Followed up with the High School and met with staff, Martin Center staff and Brian Berlin regarding the use of the Martin Community Center. Classes will begin this Friday. Please be aware of the traffic. Also, to the voters, this will not interfere with the election in April.
- To the Street and Sanitation department, I would like to express what a good job the employees have done due to the inclement weather and low staffing. The trash pick was on schedule also and I want to thank all the staff.

MAYOR'S REPORT:

Mayor Schwetz read the following statement:

When I was elected as Mayor with 76% of the vote, it was a clear indication that citizens did not want to continue with things as they were for Marshall. They wanted change and progress.

That's exactly what Council members and I have been working on over the past three years; actually, it even began a few years before then. And change and progress are hard. But we haven't and won't stop trying.

Let me address some lies that are being tossed about, instilling fear and inciting anger to try to sow division among us. Citizens and especially the MMU employees need to hear from us as the elected body to alleviate those fears and to pour water

on the flames trying to be stoked by some who are uninformed and easily succumb to false rumors and drama.

The City is not trying to control or sell the Utilities. We are not going to cut your wages or benefits or reduce the pay scale. We are not going to drain the reserves. We believe MMU is one of the crown jewels of our town and one of the best advertisements for why businesses and individuals should locate here. We are proud of you and all that you do to keep our infrastructure operating.

Because of those before us who formed the Utilities and the organization and ordinances surrounding it, the Mayor and Council are tasked with oversight. Did you know that a veto power the Mayor holds has to do with MMU and the Board of Public Works? The office of Mayor, without anyone else's permission including Council's, can veto any decision by the Board. The Council also has the same authority. This can be found in the City ordinances. I tell you this both for educational purposes and to show you that if what we wanted is control, we could have been exercising that "control" all along, regardless of who is serving as Board members.

But that's not us nor is it the way to work together for good.

Working together means discussions, disagreements, compromise, some sneers, some laughter. What it never is is innuendo, personal attacks, rumors, gossip, and never, ever, attacks in word or behavior on family and loved ones, especially children. Not only is it wrong but it keeps good, thoughtful people from wanting to serve and help their community.

A term on a Board has expired and for the reasons I have previously given, I have chosen a different someone to serve in the next term. A change in players brings fresh ideas and approaches. It's a change of players on the same team of Marshall.

The City is appreciative and thanks all of those past and present who have served on Council, on Boards and Commissions, and in those civic organizations which make a difference in the quality of life for our town.

I ask all of you to support the nominee in his new role, to reject maliciousness and misinformation, and to embrace positive community mindedness for the betterment of Marshall.

APPOINTMENT

Board of Public Works

Chuck Hines – New Appointment – Four Year Term – Term Expires 01/01/2026

Council Member Brandt made a motion, seconded by Leon Thompson. Council Member Leon Thompson made a statement regarding the appointment. Council Member Wright asked questions regarding the vacancy of the appointment. A roll call vote was taken with Leon Thompson, Ashford, Guthrey, Brandt, Hendrix and Arends voting aye. Craig Thompson and Wright voting nay. Motion carried.

DISCUSSION AND APPROPRIATE FOLLOW UP

City Administrator JD Kehrman stated the structure of the atrium in the Court Building is not stable. Code Official Mike Morgan has received 2 bids and has asked for another bid. This is an emergency structural issue that needs to be addressed immediately. City Administrator JD Kehrman asked the Council to Authorize Code Official Morgan an Emergency authorization to move forward with the repairs.

Council Member Arends made a motion, seconded by Ashford. A roll call vote was taken with Leon Thompson, Ashford, Guthrey, Craig Thompson, Brandt, Wright, Hendrix and Arends voting aye. Motion carried

Council Member Hendrix asked about the roof in the city office building. Code Official Morgan is having the skylight completely recaulked.

ORDINANCES

An ordinance entitled “AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF MARSHALL, MISSOURI, BY CHANGING THE ZONING CLASSIFICATION OF CERTAIN PROPERTY FROM “A-1” AGRICULTURAL DISTRICT AND “R-2” RESIDENTIAL DISTRICT TO “R-1” SINGLE FAMILY DISTRICT” was given its second reading by title only and put to its final passage and approval upon motion of Ashford, seconded by Arends. A roll call vote was taken with Ashford, Guthrey, Craig Thompson, Brandt, Wright, Hendrix, Arends and Thompson 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. 8658.

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 AND THE MARSHALL-SALINE DEVELOPMENT CORPORATION” was given its second reading by title only and put to its final passage and approval upon motion of Arends, seconded by Hendrix. A roll call vote was taken with Craig Thompson, Brandt, Wright, Hendrix, Arends, Leon Thompson, Ashford 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. 8659.

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, MISSOURI, AND BART AND GAYE HILLER FOR THE TRANSFER OF CERTAIN REAL PROPERTY IN THE CITY OF MARSHALL” was given its first reading by title only.

Upon motion of Hendrix, seconded by Craig Thompson to approve the first reading. A roll call vote was taken with Guthrey, Craig Thompson, Brandt, Wright, Hendrix, Arends, Leon Thompson and Ashford voting aye. Motion carried.

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, MISSOURI, AND DOMINGO AND NORMA UMANA FOR THE TRANSFER OF CERTAIN REAL PROPERTY IN THE CITY OF MARSHALL” was given its first reading by title only.

Upon motion of Hendrix, seconded by Craig Thompson to approve the first reading. A roll call vote was taken with Wright, Hendrix, Arends, Leon Thompson, Ashford, Guthrey, Craig Thompson and Brandt voting aye. 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 Leon Thompson made a motion, seconded by Arends, to take the ordinance to a second reading. A roll call vote was taken with Arends, Leon Thompson, Ashford, Guthrey, Craig Thompson, Brandt, Wright and Hendrix voting aye. Motion carried.

Ordinance Number 8660 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 Hendrix, seconded by Arends. A roll call vote was taken with Leon Thompson, Ashford, Guthrey, Craig Thompson, Brandt, Wright, Hendrix and Arends 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

Council Member Leon Thompson asked about the naming of the Gieringer property. Council Member Hendrix asked about installing a sign on the property. Council Member Brandt suggested installing a sign at the time of a groundbreaking for the property.

Council Member Brandt reminded everyone that the next Council meeting will be moved from Monday, January 17th to Tuesday Jan 18th in observance of Martin Luther King Jr. Day.

Council Member Ashford made a motion, seconded by Brandt to adjourn the meeting. A roll call vote was taken with Ashford, Guthrey, Craig Thompson, Brandt, Wright, Hendrix, Arends and Leon Thompson voting aye. Motion carried and the meeting adjourned at 7:04 p.m.

Diane Green
Assistant City Clerk

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