

**CITY COUNCIL MEETING**  
**MAY 2, 2022**  
**6:00 P.M.**

The Marshall City Council met in Regular session at 6:00 p.m. on Monday, May 2, 2022 in the Council Chambers of the City Office Building, 214 N. Lafayette, Marshall, MO 65340, with the following members present: Mayor Dewey Hendrix; Council Members Tim Reeder, Drew Green, Robert Ashford, Charles Guthrey, Craig Thompson, Dan Brandt and Phesa Wright; City Administrator JD Kehrman, City Counselor Josh Taylor and City Clerk Julie Lewis. Council Member Leon Thompson excused absent.

Council Member Reeder made a motion, seconded by Ashford, to approve the agenda. A roll call vote was taken with Reeder, Green, Ashford, Guthrey, Craig Thompson, Brandt and Wright voting aye; Leon Thompson excused absent. Motion carried.

Council Member Brandt made a motion, seconded by Craig Thompson, to approve Regular Session Minutes of April 4, 2022 and April 18, 2022 and to correct Regular Session Minutes of February 7, 2022, February 22, 2022 and March 7, 2022. A roll call vote was taken with Green, Ashford, Guthrey, Craig Thompson, Brandt, Wright and Reeder voting aye; Leon Thompson excused absent. Motion carried.

**BUSINESS FROM THE AUDIENCE**

Crystal Noamesi, 601 Gordon, read a statement regarding a budget surplus from the sanitation department. A copy of the statement is on file in the City Clerk's office.

Christopher Overly McDowell, 1664 S. Sharp, spoke against the proposed ordinance authorizing a contract with RTS Waste Services.

Lucia Campbell, 871 S. Ellsworth, inquired about the sale of the City's trash collection equipment.

Council Member Reeder said the proposed ordinance is not on the agenda this evening. The Council will discuss the proposed ordinance during a work session. The proposed ordinance will be brought back to Council at the next meeting.

Patrick Ward, 724 Briarwood, inquired about the 12 way tie for the Ward 4 Council seat. According to the City's ordinance, it is to be decided by the Council, so has the Council made a decision? The City's attorney said it will be decided by a special election.

City Counselor Josh Taylor said the special election is based on the Missouri Revised Statutes.

Mr. Ward indicated it shouldn't have to go to a special election because of the city's ordinance.

Council Member Green said State Statutes override the city's ordinance.

Mr. Ward asked if the City will change their ordinance to reflect the State Statute.

Counselor Taylor said that would be up to Council. Guidance is being sought from the Secretary of State's office in order to proceed with filling the Ward 4 seat.

## **COMMITTEE REPORTS**

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

Council Member Brandt said there is a Household Hazardous Waste Drop Off on the fourth Wednesday of each month at the Compost area located at 26523 245<sup>th</sup> Road. Hours are 8 a.m. until noon and you must make an appointment by calling 660-886-3945. Items accepted include oil based paints, solvents, pesticides, pet sprays, dips, rat/mouse poison, varnishes, swimming pool chemicals, drain openers, insecticides, bleach and glue. No latex paint or gasoline will be accepted. Waste oil is accepted at the Municipal Services office by appointment.

The Mill and Overlay program should begin mid May, weather permitting.

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

No report.

### **COMMUNITY DEVELOPMENT AND CODE COMMITTEE:**

Council Member Ashford reported a total of 47 permits were issued during the month of April with a total construction value of \$515,311.

Property maintenance for April included 3 vacant/abandoned property registrations.

### **PUBLIC RELATIONS AND PUBLIC SAFETY COMMITTEE:**

Council Member Reeder said there will be two events up for Council consideration this evening, Bud's Block Party and the Saline County BBQ. He asked Lieutenant Pitts if there are any issues with the events. Lt. Pitts indicated no issues with either event.

### **CITY ADMINISTRATOR'S REPORT:**

City Administrator JD Kehrman reported the Marshall Memorial Municipal Airport suffered some wind damage during a weekend storm. He thanked Municipal Services crews for responding quickly and getting things cleaned up. An insurance adjustor was on site today and a risk manager will be on site this week. Servpro began mitigation.

Administrator Kehrman explained he has been working with Great Circle administrators after their announcement to close their facility located in Marshall. He is soliciting proposals from community organizations for the use of the facility.

We are currently working with the Missouri Secretary of State's Office regarding legal clarification and appropriate conduct regarding the 12 way write-in tie for the Ward 4 Council seat.

Administrator Kehrman said he has solicited ball park figures for basic engineering and plat preparations on the old Fitzgibbon Hospital property, if Council decides to go that route after demolition. The approximate cost would be between \$25,000 and \$33,000.

**MAYOR'S REPORT:**

Mayor Hendrix thanked Municipal Services Director Bill Anderson and all of the crews that aided in the airport clean-up.

**DISCUSSION AND APPROPRIATE FOLLOW UP**

**APPOINTMENT TO MARSHALL HOUSING AUTHORITY:**

Mayor Hendrix submitted the following appointment for Council consideration:

Marshall Housing Authority

Charlis Allen – New Appointment – Fill Remainder of Unexpired Term – Term Expires 10/1/22

Council Member Reeder made a motion, seconded by Craig Thompson, to approve the appointment as presented. A roll call vote was taken with Ashford, Guthrey, Craig Thompson, Brandt, Wright, Reeder and Green voting aye; Leon Thompson excused absent. Motion carried.

**EVENT REQUEST – SALINE COUNTY FAIR BBQ:**

Mayor Hendrix presented the following event request for Council consideration:

The Saline Co Fair Association will be hosting the 65<sup>th</sup> Annual Saline Co Fair BBQ on June 4, 2022 on the Marshall Square and Saline County Courthouse Lawn. They are requesting to use the street on the east side of the square between the hours of 3:00 p.m. and 8:00 p.m. They will offer a drive-thru and walk-thru meal. They will hold a talent show and queen contest. They are requesting to use the south side of the square from 4:00 p.m. to 8:00 p.m. They are also requesting to use orange cones.

Council Member Craig Thompson made a motion, seconded by Ashford to approve the event request as presented. A roll call vote was taken with Guthrey, Craig Thompson, Brandt, Wright, Reeder, Green and Ashford voting aye; Leon Thompson excused absent. Motion carried.

**EVENT REQUEST – BUD'S CAFÉ BLOCK PARTY:**

Mayor Hendrix presented the following request for Council consideration:

Bud's Café is requesting to close Lafayette Avenue between Arrow Street and Morgan Street between the hours of 12:00 p.m. and 12:00 a.m. for a Block Party on August 27, 2022. They are also requesting suspension of Section 600.070(G) of the Code of Ordinances related to drinking in public during the same hours.

Council Member Reeder made a motion, seconded by Ashford, to approve the event request as presented. A roll call vote was taken with Craig Thompson, Brandt, Wright, Reeder, Green, Ashford and Guthrey voting aye; Leon Thompson excused absent. Motion carried.

## **LIQUOR LICENSE**

The following Liquor License was presented for Council approval:

Quick Run Missouri LLC, 675 S. Odell, Marshall, MO – Joy Parrish, Managing Officer – Package Liquor including Sunday Sales

This is an ownership change from J & K Liquor and Tobacco LLC.

Council Member Reeder made a motion, seconded by Green, to approve the Liquor License as presented. A roll call vote was taken with Brandt, Wright, Reeder, Green, Ashford, Guthrey and Craig Thompson voting aye; Leon Thompson excused absent. Motion carried.

### **LIQUOR LICENSE ANNUAL RENEWALS:**

The annual liquor license renewals are due July 1, 2022 and the list provided to the Council in their packet has been approved by the Saline County Health Inspector and the Chief of Police.

Council Member Ashford made a motion, seconded by Reeder, to approve the list of annual liquor license renewals as presented. A roll call vote was taken with Wright, Reeder, Green, Ashford, Guthrey, Craig Thompson and Brandt voting aye; Leon Thompson excused absent. Motion carried.

A complete copy of the 2022 Liquor License renewal list is hereby attached and made a part of the minutes.

## **ORDINANCES**

An ordinance entitled “AN ORDINANCE VACATING GIERINGER ADDITION SUBDIVISION PLAT I IN THE CITY OF MARSHALL” was given its second reading by title only and put to its final passage and approval upon motion of Brandt, seconded by Ashford. A roll call vote was taken with Reeder, Green, Ashford, Guthrey, Craig Thompson, Brandt and Wright voting aye; Leon Thompson 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. 8674.

Council Member Reeder explained the next ordinance is for the Board of Public Works.

An ordinance entitled “AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF MARSHALL, MISSOURI, TO EXECUTE AN AMENDMENT TO AN AGREEMENT WITH BURNS & MCDONNELL ENGINEERING CO., INC.” was given its second reading by title only and put to its final passage and approval upon motion of Reeder, seconded by Green. A roll call vote was taken with Reeder, Green, Ashford, Guthrey, Craig Thompson, Brandt and Wright voting aye; Leon Thompson 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. 8675.

An ordinance entitled “AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF MARSHALL, MISSOURI, TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF MARSHALL AND REMCO DEMOLITION LLC FOR THE DEMOLITION OF CERTAIN STRUCTURES ON BRUNSWICK AVENUE IN THE CITY OF MARSHALL” was given its first reading by title only.

Council Member Reeder asked Mr. Kehrman to speak about the financing of the project.

Mr. Kehrman said the funding will be drawn from ARPA funding. The abatement process will take 10 to 14 weeks and demolition will take approximately 60 days.

Council Member Reeder made a motion, seconded by Brandt, to approve the first reading. A roll call vote was taken with Green, Ashford, Guthrey, Craig Thompson, Brandt, Wright and Reeder voting aye; Council Member Leon Thompson 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 Ashford made a motion, seconded by Guthrey, to take the ordinance to a second reading. A roll call vote was taken with Guthrey, Craig Thompson, Brandt, Wright, Reeder, Green and Ashford voting aye; Leon Thompson excused absent. Motion carried.

Ordinance No. 8676 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 Reeder, seconded by Brandt. A roll call vote was taken with Craig Thompson, Brandt, Wright, Reeder, Green, Ashford and Guthrey voting aye; Leon Thompson 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 Green said he wants to address Ms. Noamesi’s question. The money is part of the budgeted year, a best guess scenario, so the money is not actually there until we get to September and find out. Right now it is in the air because it is a proposed budget and if expenses are higher it will be less and if things come out better, it will be more.

Ms. Noamesi said she is curious about previous years.

Council Member Reeder said he is currently doing some fiscal archaeology. It is necessary to have a surplus to cover depreciation of sanitation equipment and trucks. There are cash reserves but they are not a slush fund, we don’t want to spend them if we don’t have to. He will have a better explanation after an upcoming Council work session.

There being no other Council Business, Council Member Ashford made a motion, seconded by Craig Thompson, to adjourn the meeting. A roll call vote was taken with Brandt, Wright, Reeder, Green, Ashford, Guthrey and Craig Thompson voting aye; Leon Thompson excused absent. Motion carried and the meeting adjourned at 6:35 p.m.

Julie A. Lewis, City Clerk

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