

**CITY COUNCIL MINUTES**  
**JULY 5, 2022**  
**6:00 P.M.**

The Marshall City Council met in Regular Session at 6:00 p.m. on Tuesday, July 5, 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, Dan Brandt and Christina Benitez; City Counselor Josh Taylor and City Clerk Julie Lewis. Council Members Leon Thompson and Craig Thompson excused absent.

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

Council Member Brandt made a motion, seconded by Guthrey, to approve Special Session minutes of May 23, 2022, Special Session minutes of June 20, 2022 and Regular Session minutes of June 20, 2022. A roll call vote was taken with Brandt, Benitez, Reeder, Green, Ashford and Guthrey voting aye; Craig Thompson and Leon Thompson excused absent. Motion carried.

**PUBLIC HEARING**

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

Mayor Hendrix said the purpose of the Public Hearing is to hear comments or concerns regarding a request by Tobey and Donna Weaver representing Church of Jesus Christ of Latter-Day Saints to re-zone a certain tract of land as described in Exhibit "A" in Marshall, Missouri, from A-1 Agricultural to C-2 Highway Business. Vacant land located on South Atchison Avenue.

There were no comments or concerns.

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

**BUSINESS FROM THE AUDIENCE**

There was no business from the audience.

**COMMITTEE REPORTS**

**MUNICIPAL SERVICES AND PERSONNEL COMMITTEE:**

Council Member Brandt gave the following Storm Water Tip:

Help Keep Our Waterways and Landscapes Clean by Not Littering.  
Dispose of Trash Properly.

Curbside trash pick-up will be delayed by one day this week due to the July 4<sup>th</sup> holiday.

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

Council Member Reeder reported ending the month of June puts us at 75% of the way through the fiscal year. Revenues are at \$10,107,073.00 which is 84.6% of our budgeted revenues. Expenses are at \$9,276,093.00 which is 77.8% of our budgeted expenses. The City is looking very good financially.

**COMMUNITY DEVELOPMENT AND CODE COMMITTEE:**

Council Member Ashford reported the Inspection Department issued a total of 42 permits during the month of June and 20 nuisance violations. There was 1 vacant property registration in June.

The next Board of Building Code Enforcement hearings will be on July 13<sup>th</sup> at 8:30 a.m.

**PUBLIC RELATIONS AND PUBLIC SAFETY COMMITTEE:**

Council Member Reeder gave the Fire Department report for the month of June:

Total Incidents – 42 with the majority being medical assists  
Training Hours – 5,638  
Burn Permits – 5

**CITY ADMINISTRATOR'S REPORT:**

City Administrator JD Kehrman is out sick.

**MAYOR'S REPORT:**

Mayor Hendrix reported negotiations are ongoing regarding sanitation tippers and cans. A representative will be at the July 18<sup>th</sup> Council meeting to provide a demonstration.

Sanitation employee safety procedures are being included in daily routines.

Information has been received about automated sanitation trucks.

**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 TO "C-2" HIGHWAY BUSINESS DISTRICT" was given its first reading by title only.

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

Ordinance No. 8683 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” TO “C-2” HIGHWAY BUSINESS DISTRICT” 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, Guthrey, Brandt and Benitez voting aye; Ashford abstain; Craig Thompson and Leon Thompson excused absent. 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 AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF MARSHALL, MISSOURI, TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF MARSHALL AND CUNNINGHAM, VOGEL & ROST, P.C., FOR THE PROVISION OF LEGAL SERVICES” was given its first reading by title only.

City Counselor Josh Taylor explained the legal services provided will be for matters that are not routine.

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

An ordinance entitled “AN ORDINANCE VACATING A CERTAIN TRACT OF LAND IN THE CITY OF MARSHALL, MISSOURI, HEREINAFTER DESCRIBED, WHICH WAS PREVIOUSLY CONVEYED AND DEDICATED TO THE CITY FOR RIGHT OF WAY PURPOSES AND RESERVING UTILITY EASEMENT OVER PORTIONS OF SAID TRACT” was given its first reading by title only.

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

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

Ordinance No. 8684 entitled “AN ORDINANCE VACATING A CERTAIN TRACT OF LAND IN THE CITY OF MARSHALL, MISSOURI, HEREINAFTER DESCRIBED, WHICH WAS PREVIOUSLY CONVEYED AND DEDICATED TO THE CITY FOR RIGHT OF WAY PURPOSES AND RESERVING UTILITY EASEMENT OVER PORTIONS OF SAID TRACT” was given its second reading by title only and put to its final passage and approval upon motion of Brandt, seconded by Reeder. A roll call vote was taken with Brandt, Benitez, Reeder, Green, Ashford and Guthrey voting aye; Craig Thompson and Leon Thompson excused absent. 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 OF THE CITY OF MARSHALL, MISSOURI, TO ESTABLISH A PROCEDURE TO DISCLOSE POTENTIAL CONFLICTS OF INTEREST AND SUBSTANTIAL INTERESTS FOR CERTAIN OFFICIALS” was given its first reading by title only.

City Council Josh Taylor said this is an annual ordinance and there were no changes this year.

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

Ordinance No. 8685 entitled “AN ORDINANCE OF THE CITY OF MARSHALL, MISSOURI, TO ESTABLISH A PROCEDURE TO DISCLOSE POTENTIAL CONFLICTS OF INTEREST AND SUBSTANTIAL INTERESTS FOR CERTAIN OFFICIALS” 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 Benitez, Reeder, Green, Ashford, Guthrey and Brandt voting aye; Leon Thompson and Craig Thompson excused absent. 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 Reeder made a motion, seconded by Ashford, to take the ordinance to a second reading. A roll call vote was taken with Reeder, Green, Ashford, Guthrey, Brandt and Benitez voting aye; Leon Thompson and Craig Thompson excused absent. Motion carried.

Ordinance No. 8686 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 Brandt, seconded by Benitez. A roll call vote was taken with Reeder, Green, Ashford, Guthrey, Brandt and Benitez voting aye; Craig Thompson and 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 inquired about the City’s Enhanced Enterprise Zone.

Mayor Hendrix said the City Administrator and City Clerk have researched the EEZ and will be working to re-establish the EEZ.

Council Member Guthrey thanked Marshall Municipal Utilities for restoring water service after 3 water main breaks.

There being no other Council Business, Council Member Ashford made a motion, seconded by Brandt, to adjourn the meeting. A roll call vote was taken with Green, Ashford, Guthrey, Brandt, Benitez and Reeder voting aye; Craig Thompson and Leon Thompson excused absent. Motion carried and the meeting adjourned at 6:23 p.m.

Julie A. Lewis, City Clerk