

CITY COUNCIL MINUTES
OCTOBER 17, 2022
6:00 P.M.

The Marshall City Council met in Regular Session at 6:00 p.m. on Monday, October 17, 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 Leon Thompson, Tim Reeder, Drew Green, Robert Ashford, Charles Guthrey, Craig Thompson and Steve Cook; Dan Brandt present via videoconference; City Administrator JD Kehrman, City Counselor Josh Taylor and City Clerk Julie Lewis.

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

Council Member Ashford made a motion, seconded by Craig Thompson, to approve the Regular Session Minutes of October 3, 2022. A roll call vote was taken with Reeder, Green, Ashford, Guthrey, Craig Thompson, Brandt, Cook and Leon Thompson voting aye. Motion carried.

BUSINESS FROM THE AUDIENCE

Mike Harlow, resident, expressed his displeasure to the Council regarding selling off the Sanitation Department. The Council should represent and respect the citizens.

Michael Vollmer spoke to the Council about the old Fitzgibbon hospital building located on Brunswick Avenue. The building is on the National Register of Historic sites. He stated he has a petition with over 100 signatures of residents who would like to keep and rehabilitate the building. He would like to see the building used as a homeless shelter and treatment facility; he would like to see Marshall become a drug free community.

Council Member Green asked Council if the possibility of grant funding had been looked into in the past.

Council Member Guthrey said the building had been sold several times and the purchasers had intended to rehabilitate the structure.

Thom Ward spoke to the Council regarding the old Fitzgibbon hospital and the abatement of hazardous materials. Mr. Ward said there has been no activity there this summer and he wants to know what is going on.

City Administrator JD Kehrman said the abatement has taken place and was inspected by the regional office of the Missouri DNR. The abatement report and closeout report are available through the Missouri DNR.

Mr. Ward indicated he concurs with Mr. Harlow.

COMMITTEE REPORTS

PUBLIC RELATIONS AND PUBLIC SAFETY COMMITTEE:

Council Member Reeder reported the Public Relations and Public Safety Committee met with representatives from the Police Department and Municipal Services on October 5, 2022 to discuss proposed parking amendments within Marshall. The following is a list of proposed amendments:

- No parking on East side of Salt Pond Ave. from Arrow St. to College St.
- No parking on West side of Miami Ave. from Arrow St. to Vest St.
- No parking on West side of English Ave. from Arrow St. to Vest St.
- No parking on South side of High St. from Miami Ave. to English Ave.
- No parking on South side Haynie St. from English Ave. to Jefferson Ave. and on North side of Haynie St. from English Ave. to a point 150 feet east of English Ave.
- No parking on South side of Ohio St. from English Ave. to Lafayette Ave. and on North side of Ohio St. from English Ave. to a point 150 feet east of English Ave.

The proposed changes on Haynie St. and Ohio St. are required in order for the Truck Route to function properly.

The Committee also discussed, for safety reasons, the following intersection changes:

- Place stop sign on South Benton at the intersection of Benton and South Lake Drive
- Remove 3 way stop at the intersection of North English and North Street and place a stop sign on English allowing North Street to have thru traffic.
- Replace stop sign at intersection of Vest and Ellsworth with a larger, more visible stop sign

These changes will be made under the authority of the Director of Municipal Services.

Council Member Reeder gave the Police Department report for the month of September:

Traffic Stops: 171
Citations 29
Arrests 11

Warrants:
Municipal Court 9

Officers Calls for Service: 1215

Theft from building, shoplifting and selling under false pretenses is on the rise for the year.

Shoplifting is up almost 300%

Police Reports Taken: 148

Arrests: 34

Public Relations:

Trick-or-Treat on the square will be on October 20th from 5pm until 7 pm. Please come out as a family and enjoy this safe, fun event. Marshall Police Officers will be at all intersections of the square, blocking it, for the safety of the children.

On Halloween night, October 31st, please stay with your children. Practice safety while walking and crossing street. Make sure that your child is wearing something reflective and have an illuminating light on everyone after dark. Please be considerate and only go to doors that have lights on.

Council Member Reeder has recently met with Marshall Cultural Council representatives Sandy Hisle and Heather Arth. They have commissioned trash receptacles to be placed on the square. Each receptacle will have a historical motif. The first one has been placed on the south side. Thank you to the Marshall Cultural Council.

MUNICIPAL SERVICES AND PERSONNEL COMMITTEE:

No report.

PROPERTY, FINANCE, BUDGET AND AUDIT COMMITTEE:

Council Member Leon Thompson reported the City is 17 days into the fiscal year. Revenues are at \$678,748 or 5.16% of budgeted amounts; expenditures are at \$378,884 or 2.65% of budgeted amounts.

The Budget Committee will meet on November 10th at 5:15 p.m. to discuss a spending plan and capital plan.

COMMUNITY DEVELOPMENT AND CODE COMMITTEE:

Council Member Ashford reported the Board of Building Code Enforcement will conduct hearings on Wednesday, October 19, 2022 at 8:30 a.m. in the Council Chambers.

CITY ADMINISTRATOR:

No report.

MAYOR'S REPORT:

No report.

RESOLUTION

A resolution entitled "A RESOLUTION OF THE CITY OF MARSHALL, MISSOURI, APPROVING THE RELEASE OF SPECIAL TAX BILLS CONCERNING REAL PROPERTY WITHIN THE CITY OF MARSHALL" was read by title only.

Council Member Leon Thompson said the resolution will provide for the release of special tax bills so the old masonic lodge property can be transferred to the people that have been taking care of it.

Council Member Reeder made a motion, seconded by Guthrey, to approve the resolution. A roll call vote was taken with Reeder, Green, Guthrey, Craig Thompson and Brandt voting aye; Leon Thompson, Ashford and Cook voting nay. The resolution is thereupon declared passed and so endorsed by the President of the Council, approved by the Mayor and numbered Resolution No. 2022-11.

ORDINANCES

An ordinance entitled “AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF MARSHALL, MISSOURI, TO EXECUTE AN AGREEMENT WITH BURNS & MCDONNELL ENGINEERING CO., INC.” was given its first reading by title only.

Marshall Municipal Utilities General Manager Jeff Bergstrom explained the Council had received slides of phase 3 via email.

The project has been approved by the Board of Public Works and with potential price increases in November, it is requested to do both readings this evening.

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

Ordinance No. 8706 entitled “AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF MARSHALL, MISSOURI, TO EXECUTE 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 Guthrey. A roll call vote was taken with Guthrey, Craig Thompson, Brandt, Cook, Leon Thompson, Reeder, Green and Ashford. 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 AMENDING THE TRAFFIC ORDINANCES OF THE CITY OF MARSHALL, MISSOURI, BY PROHIBITING PARKING ON CERTAIN PORTIONS OF CERTAIN CITY STREETS” was given its first reading by title only.

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

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 RTS WASTE SERVICES LLC FOR THE PROVISION OF SOLID WASTE COLLECTION SERVICES IN THE CITY OF MARSHALL” was given its first reading by title only.

Council Member Green said he is appalled this item is here this evening. The City has failed in explaining the plan and for that he apologizes.

Council Member Green discussed sanitation operations in relation to keeping services in-house. He thought GPS trackers were going to be ordered to assess efficient routes and determine how much idle time is needed for regeneration. There is a need for a pay scale within the department. He said he has a lot of questions regarding actual numbers of what potential rates need to be. What is the cost savings with GFL? If going with RTS, who will do the billing? Will there be an administrative fee? Who will pay tipping fees and recycle fees? Employees are getting more efficient and feel they can restore recyclable curbside pick-up. Will the City Administrator's

salary be adjusted to reflect not having a sanitation department? We haven't given our plan a chance yet. This is too soon to be voting on and should be held over until April for a vote of the people.

Council Member Guthrey said he has spoken with residents in his ward and they are concerned about the size of the proposed toter carts. Going with RTS will restore traditional service to the residents.

Council Members discussed the use of the 96 gallon toter carts; not all residents will be able to utilize due to size. Use of automated trucks in all areas of town was discussed.

Council Member Leon Thompson said he, along with Council Member Ashford, feels there was not a good plan. This issue has been discussed at several meetings.

Council Member Leon Thompson discussed the purchase of automated trucks, carts and tippers, reserve funds, staff reductions and a contract extension offer from GFL. We know what we are going to get with the contract. We have been talking about the sanitation department for six months and still don't have the answers.

Council Member Ashford spoke about proposed rates under the RTS contract as compared to proposed rate increases for in-house sanitation collection. Maintenance and upkeep of trucks and replacement cans will all be expenses incurred by the City. Maintaining the infrastructure of our streets and sidewalks is more important than who will pick up the trash.

Council Member Green expressed his displeasure of Council committees not giving updates after a committee meeting.

Council Member Leon Thompson made a motion, seconded by Ashford, to call for the question.

Council Member Craig Thompson asked Terry Gibson and Bill Anderson if they have enough people to continue taking them from the Street Department and does Sanitation have enough people to run whatever decision is made?

Terry Gibson said there is enough unless someone calls in sick or takes vacation.

Mayor Hendrix said a motion is on the floor and called for a roll call vote. A roll call vote was taken with Guthrey, Craig Thompson, Brandt, Cook, Leon Thompson, Reeder and Ashford voting aye; Green voting nay. Motion carried.

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

Ordinance No. 8707 entitled "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" was given its second reading by title only and put to its final passage and

approval upon motion of Ashford, seconded by Leon Thompson. A roll call vote was taken with Leon Thompson, Reeder, Ashford, Guthrey, Brandt and Cook voting aye; Green and Craig Thompson voting nay. 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 Ashford made a motion, seconded by Leon Thompson, to take the ordinance to a second reading. A roll call vote was taken with Reeder, Green, Ashford, Guthrey, Craig Thompson, Brandt, Cook and Leon Thompson voting aye. Motion carried.

Ordinance No. 8708 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 Ashford, seconded by Craig Thompson. A roll call vote was taken with Green, Ashford, Guthrey, Craig Thompson, Brandt, Cook, Leon Thompson and Reeder 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 Reeder said the Public Relations and Public Safety Committee also reviewed and approved insurance requirements and maximum tow rates for the tow services rotation at the Marshall Police Department.

There being no other Council Business, Council Member Ashford made a motion, seconded by Guthrey, to adjourn the meeting. A roll call vote was taken with Ashford, Guthrey, Craig Thompson, Brandt, Cook, Leon Thompson, Reeder and Green voting aye. Motion carried and the meeting adjourned at 7:12 p.m.

Julie A. Lewis
City Clerk