

**CITY COUNCIL MINUTES
JANUARY 17, 2023
6:00 P.M.**

The Marshall City Council met in Regular Session at 6:00 p.m. on Tuesday, January 17, 2023 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, Drew Green, Robert Ashford, Charles Guthrey, Craig Thompson, Dan Brandt and Steve Cook; City Administrator JD Kehrman, City Counselor Josh Taylor and City Clerk Julie Lewis.

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

Council Member Brandt made a motion, seconded by Ashford, to approve the Regular Session Minutes of January 3, 2023. A roll call vote was taken with Cook, Leon Thompson, Green, Ashford, Guthrey, Craig Thompson and Brandt voting aye. Motion carried.

BUSINESS FROM THE AUDIENCE

Chad Unterreiner, Director of Marshall Parks and Recreation, said the Park Board has discussed the proposed marijuana tax and would like to request Council consider transferring ½ cent of the proposed tax to the Park, if approved by voters in April.

COMMITTEE REPORTS

PROPERTY, FINANCE, BUDGET AND AUDIT COMMITTEE:

No report.

COMMUNITY DEVELOPMENT AND CODE COMMITTEE:

Council Member Ashford reported a total of 426 permits were issued during 2022 with a total construction value of \$8,266,632; permit fees collected totaled \$22,006.16

A total of 200 code violation tickets were issued during 2022.

The Board of Building Code Enforcement will conduct hearings on January 18, 2023 at 8:30 a.m. in the Council Chambers at City Offices.

PUBLIC RELATIONS AND PUBLIC SAFETY COMMITTEE:

Council Member Green read the Fire Department report for December, 2022:

Building Fire – 5	Rescue and EMS – 18	Hazardous Conditions – 1
Service Calls – 13	Good Intent Calls – 5	False Alarm/Call – 4

Total Number of Incidents: 46

Total Number of Incident Types: 17

Council Member Green read the Police Department report for December, 2022:

Traffic Stops: 175
Citations 24
Arrests 14

Warrants:
Municipal Court 8

Officers Calls for Service: 1594
Police Reports Taken: 110
Arrests: 36

Public Relations:

Safety Tips for the winter months:

If you are going to warm your vehicle up outside, please lock the doors. Do not leave vehicles running with the doors unlocked. Leave yourself enough time to defrost all the windows in your vehicle. Partially covered windows are a major traffic hazard. If your vehicle has snow on it, attempt to remove as much as possible. Blowing or sliding snow can seriously impair a driver's view.

Council Member Green said the Public Relations and Public Safety Committee met to discuss the use of ATVs and UTVs on city streets. There will be more follow up discussion regarding the issue.

Council Member Green reminded everyone that it is illegal to possess marijuana if you are under age 21.

MUNICIPAL SERVICES AND PERSONNEL COMMITTEE:

Council Member Brandt reported a total of 640 tons of solid waste collected in December, 2022. That amount was down from the previous month.

Council Member Brandt asked if the City will still receive reports of the number of tons collected.

City Administrator JD Kehrman said he will request that information from RTS Waste Services.

Council Member Brandt said that due to staff being downsized in October, there are no numbers for the Airport Activity report. Council Member Reeder had been working on that prior to resigning from the City Council.

Council Member Green said he will look into the issue and see if there is a way to get the Airport Activity information.

Council Member Brandt said bids were opened on January 10th for harvesting hay at the Marshall Airport and the Habilitation Center. A total of four bids were received for each site.

Council Member Brandt made a motion, seconded by Ashford, to accept the bid of Joshua Crank in the amount of \$12,002.00 for 2023 and 2024 for harvesting hay at the Marshall Airport. A roll call vote was taken with Leon Thompson, Green, Ashford, Guthrey, Craig Thompson, Brandt and Cook voting aye. Motion carried.

Council Member Brandt made a motion, seconded by Guthrey, to accept the bid of Joshua Crank in the amount of \$6,802.00 for 2023 and 2024 for harvesting hay at the Marshall Habilitation Center. A roll call vote was taken with Green, Ashford, Guthrey, Craig Thompson, Brandt, Cook and Leon Thompson voting aye. Motion carried.

Council Member Brandt said the Municipal Services and Personnel Committee will meet tomorrow, January 18th, at 11:00 a.m. in the Conference Room at City Hall.

CITY ADMINISTRATOR'S REPORT:

City Administrator JD Kehrman reported there is an issue with the push bar mechanism on the doors at the Airport. Parts have been ordered to make the repairs.

Remco Demolition has stopped work at the old Fitzgibbon site due to a mechanical issue with their excavator. They anticipate being on site by January 23rd to complete approximately 7 to 10 days of work.

RTS drivers and staff have reported that more residential cans have been curbside for pick up. Their services start earlier in the day so cans should be placed curbside the evening before pick up. After February 1st, the trucks will not be making a second pass to pick up trash.

The collectors have been instructed to lay cans down after collection in order to determine any missed cans. We have received complaints regarding thrown cans and have passed those complaints on to RTS. Citizens may call RTS directly or contact the City to address any issues.

The Municipal Service and Personnel Committee will meet tomorrow to discuss street work for 2023, sidewalk projects at College & Miami and sidewalk project on Eastwood. Engineering is currently being done for the College & Miami sidewalk project. We will work with the same engineering firm to potentially secure Transportation Alternative Program funding for the Eastwood sidewalk project. We are waiting on feedback from MoDOT regarding the possible requirement of constructing sidewalk on High Street truck route.

The Committee will also discuss airport uses, fees and hangar construction.

Bids for street work will be presented to Council for approval at the next meeting.

Council Member Cook asked if trash cans will be left standing after February 1st.

City Administrator Kerhman said he will find out.

Council Member Cook reminded everyone that if paper and cardboard are not bundled they will get blown away on windy days.

Council Member Green said he has received quite a few complaints about the trash service and citizens feel like they are in a vortex of nowhere; what recourse do the citizens have?

City Administrator Kehrman said it is dependent upon the case. He will reach out to RTS to see what type of follow up that can be done. If citizens have concerns regarding safety issues or property damage, please contact the City.

MAYOR’S REPORT:

No report.

APPOINTMENT

Mayor Hendrix said he has conducted interviews of applicants interested in serving the remainder of the vacated Ward 2 Council seat. He presented the following appointment for Council consideration and approval:

Marshall City Council Ward 2 Council Member:

Phil Perkins – New Appointment – Term Expires April 2024

Council Member Guthrey 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, Cook, Leon Thompson and Green voting aye. Motion carried.

ORDINANCES

An ordinance entitled “AN ORDINANCE IMPOSING A SALES TAX AT A RATE OF THREE PERCENT ON ALL TANGIBLE PERSONAL PROPERTY RETAIL SALES OF ADULT USE MARIJUANA SOLD WITHIN THE CITY OF MARSHALL, MISSOURI, PURSUANT TO ARTICLE XIV, SECTION 2.6(5) OF THE MISSOURI CONSTITUTION SUBJECT TO THE APPROVAL BY THE VOTERS OF THE CITY AT THE GENERAL MUNICIPAL ELECTION TO BE HELD ON APRIL 4, 2023; DESIGNATING THE FORM OF BALLOT; AND DIRECTING THE CITY CLERK TO PROVIDE NOTICE OF SAID ELECTION” was given its second reading by title only and put to its final passage and approval upon motion of Brandt, seconded by Leon Thompson. A roll call vote was taken with Guthrey, Craig Thompson, Brandt, Cook, Leon Thompson, Green and Ashford 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. 8727.

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

Ordinance No. 8728 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 Guthrey, seconded by Leon Thompson. A roll call vote was taken with Craig Thompson, Brandt, Cook, Leon Thompson, Green, Ashford and Guthrey 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 Green inquired about the trash totes that are being sold.

City Administrator Kehrman said one sale has went through but the others wanted to pay below invoice. This will be discussed at the Municipal Services Committee meeting tomorrow. It is possible that we will move forward with the sale of the totes to RTS.

Council Member Green asked if the totes are able to be stored safely.

City Administrator Kehrman said there isn't really a good place due to trying to avoid breaking the stacks of 12. Approximately 8 to 10 totes are missing.

Council Member Guthrey said he agrees the Park should be able to receive ½ cent of the proposed marijuana sales tax and the Library should be considered also.

Mr. Kerhman said this should be considered on a case by case basis instead of binding future Councils.

Council Member Brandt said he is all for sharing, however, there will be administrative costs associated with the proposed tax.

There being no other Council Business, Council Member Brandt made a motion, seconded by Guthrey, to adjourn the meeting. A roll call vote was taken with Brandt, Cook, Leon Thompson, Green, Ashford, Guthrey and Craig Thompson voting aye. Motion carried and the meeting adjourned at 6:29 p.m.

Julie A. Lewis
City Clerk