

**TENTATIVE
CITY COUNCIL AGENDA
NOVEMBER 19, 2024
6:00 P.M.**

**CITY OFFICE BUILDING
214 N. LAFAYETTE, MARSHALL, MO 65340**

1. Roll Call
2. Adoption of Agenda
3. Approve or Correct Regular Session Minutes of November 5, 2024
4. Committee Reports
 1. Municipal Services and Personnel Committee
 2. Property, Finance, Budget and Audit Committee
 3. Community Development and Code Committee
 4. Public Safety and Public Relations Committee
 5. City Administrator's Report
 6. Mayor's Report
5. Business from the Audience – Limited to 3 minutes per speaker. Any person, resident or non-resident, wishing to address the Council may approach the microphone and state their name and comments.
6. Discussion and Appropriate Follow Up
 1. Bid Recommendation – Smokestack/Boiler Building Demolition
 2. Bid Recommendation – Ceiling Repair
 3. Event Request – Chamber of Commerce Christmas in Marshall and Annual Christmas Parade
7. Resolution
 1. Authorize A Demolition Contract Between the City of Marshall and Earthworks Excavation & Associates LLC for the Demolition of the Smokestack Property
8. Ordinances
 1. Provide for a General Municipal Election to be Held on April 8, 2025 – Second Reading
 2. Amend Certain Sections of Article III of Chapter 125 of the Code of Ordinances Regarding the Collection of Court Costs for Municipal Court – Second Reading
 3. Appropriation
9. Other Council Business
10. Adjourn

POSTED 11/15/2024
1:30 P.M.

RESOLUTION NO. ____

A RESOLUTION AUTHORIZING THE APPROVAL OF A DEMOLITION CONTRACT BETWEEN THE CITY OF MARSHALL, MISSOURI, AND EARTHWORKS EXCAVATION & ASSOCIATES, LLC FOR THE DEMOLITION OF THE SMOKESTACK PROPERTY

WHEREAS, the City of Marshall, Missouri (the "City"), seeks to demolish a structure located at the Smokestack Property (the "Project") to ensure public safety and facilitate future site use per the City's plans; and

WHEREAS, Earthworks Excavation & Associates, LLC (the "Contractor") has been identified as a qualified contractor capable of completing the necessary demolition services; and

WHEREAS, the City has prepared a contract detailing the terms and conditions for the demolition work, including the removal of structures, disposal of materials, site preparation, and compliance with all applicable laws and regulations, including the Missouri Department of Labor and Industrial Relations' requirements for Public Works Projects; and

WHEREAS, the City Council finds that the proposed contract with Earthworks Excavation & Associates, LLC is in the best interest of the City and its residents and that its execution is necessary to ensure timely and safe completion of the Project;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MARSHALL, MISSOURI, AS FOLLOWS:

Section 1. Approval of Contract

The City Council hereby approves the Demolition Contract between the City of Marshall, Missouri, and Earthworks Excavation & Associates, LLC, for the demolition of the Smokestack Property.

Section 2. Authorization to Execute Contract

The Mayor is hereby authorized to execute the Demolition Contract with Earthworks Excavation & Associates, LLC, including any necessary addenda or amendments thereto, substantially in the form presented to the City Council.

Section 3. Effective Date

This Resolution shall take effect immediately upon its passage and approval.

PASSED AND ADOPTED by the City Council of the City of Marshall, Missouri, this ____ day of, **November 2024**.

President

APPROVED by the Mayor this ___ day of _____, 2024.

Mayor

FILED this ___ day of _____, 2024.

City Clerk

ORDINANCE NO. _____

AN ORDINANCE PROVIDING FOR A GENERAL MUNICIPAL ELECTION TO BE HELD ON APRIL 8, 2025, IN THE CITY OF MARSHALL, MISSOURI FOR ELECTION OF CITY OFFICERS THEREIN.

WHEREAS, it is necessary and proper for the City of Marshall, Missouri (“City”), to hold regular elections in accordance with Missouri statutes and the City’s Code of Ordinances; and

WHEREAS, the City Clerk as the City’s Election Official, is required by law to propose an ordinance calling for a municipal election.

BE IT ORDAINED by the Council of the City of Marshall, Missouri as follows:

Section 1. An election is hereby called to be held on April 8, 2025, to elect the following officers of the City:

- a. First Ward Council Member for a 2-year term;
- b. Second Ward Council Member for a 2-year term;
- c. Third Ward Council Member for a 2-year term; and
- d. Fourth Ward Council Member for a 2-year term

Section 2. Any person duly qualified who desires to file for these positions at said election shall file with the City Clerk of the City of Marshall, Missouri, at any time after 8:00 a.m. on December 10, 2024, and before 5:00 p.m. on December 31, 2024.

Section 3. The City Clerk is hereby authorized and directed to publish notice of said election as required by law, send this Ordinance to the County Clerk of Saline County, Missouri, along with a sample ballot and a Notice of Election. Said Notice of Election shall be submitted to the County Clerk of Saline County, Missouri, no later than 5:00 p.m. on January 28, 2025.

Section 4. The polling places shall be set by the County Clerk of Saline County, Missouri, and shall be open for such times as required by applicable law.

Section 5. In all other respects, the Code of Ordinances of the City of Marshall shall be and remain unchanged.

Section 6. This Ordinance shall be in full force and effect from and after the date of its passage and approval and shall remain in effect until amended or repealed by the City Council.

PASSED by the Council of the City of Marshall, Missouri, this _____ day of _____, 2024.

President

APPROVED by the Mayor this _____ day of _____, 2024.

Mayor

FILED this _____ day of _____, 2024.

City Clerk

ORDINANCE NO. _____

AN ORDINANCE AMENDING CERTAIN SECTIONS OF ARTICLE III OF CHAPTER 125 OF THE CODE OF ORDINANCES OF THE CITY OF MARSHALL, MISSOURI, REGARDING THE COLLECTION OF COURT COSTS FOR THE MUNICIPAL COURT OF THE CITY OF MARSHALL

BE IT ORDAINED by the Council of the City of Marshall, Missouri, as follows:

Section 1. Chapter 125, Article III, Section 125.320 of the Municipal Code of Ordinances of the City of Marshall, Missouri, formerly known as Chapter 10, Article I, Section 10-3, is hereby amended by deleting the current language and replacing it with the following:

In cases before the Traffic Violations Bureau and the Municipal Court where the defendant pleads guilty or is convicted, except in those cases where the defendant is found by the judge to be indigent and unable to pay the costs, there shall be assessed and collected from such defendant, in addition to the fine or other punishment imposed, the following:

1. The sum of twelve dollars (\$12.00) as court costs;
2. A fee of two dollars (\$2.00) to be set aside in a separate fund by the City Treasurer to be used solely for peace officer or coroner training as set forth in § 488.5336, RSMo.;
3. A fee of one dollar (\$1.00) to be set aside and made payable to the state treasury to the credit of the peace officer standards and training commission fund;
4. A fee of two dollars (\$2.00) to be set aside for the Inmate Security Fund, which shall be used for the purposes set forth in § 488.5026, RSMo.;
5. A fee of seven dollars and fifty cents (\$7.50) to be set aside crime victims' compensation fund, with five percent (5%) of such moneys being payable to the City of Marshall and ninety-five percent (95%) of such moneys shall being payable to the Director of Revenue of the State of Missouri;
6. A fee of one dollar (\$1.00) to be set aside for the domestic violence shelter fund for the purpose of providing operating expenses for shelters for battered persons; and
7. A fee of seven dollars (\$7.00) to be set aside for the Statewide Court Automation Fund, with all such amounts collected transmitted monthly to the Missouri Director of Revenue to the credit of the Missouri Statewide Court Automation Fund.

Section 2. Chapter 125, Article III, Section 125.190 of the Municipal Code of Ordinances of the City of Marshall, Missouri, is hereby amended by deleting the current language and replacing it with the following:

If, in the opinion of the Municipal Judge, the City has no suitable and safe place of confinement, the Municipal Judge may commit the defendant to the County Jail, and it shall be the duty of the Sheriff, if space for the prisoner is available in the County Jail, upon receipt of a warrant of commitment from the Judge to receive and safely keep such prisoner until discharged by due process of law. The municipality shall pay the board of such prisoner at the same rate as may now or hereafter be allowed by law to such Sheriff for the keeping of other prisoners in his/her custody.

Section 3. Chapter 125, Article III, Section 125.080 of the Municipal Code of Ordinances of the City of Marshall, Missouri, is hereby amended by deleting the current language and replacing it with the following:

On or before the 15th of each month, the Municipal Court shall submit to the City a copy of the monthly case load summary report for the preceding month on forms or in a format approved by the Office of State Courts Administrator, as required by Missouri Supreme Court Operating Rule 4.29.

Section 4. In all other respects, the Code of Ordinances of the City of Marshall, Missouri shall remain unchanged.

Section 5. This Ordinance shall be in full force and effect from and after its passage and approval.

PASSED by the Council of the City of Marshall, Missouri, this ____ day of _____ 2024.

President

APPROVED by the Mayor this ____ day of _____ 2024.

Mayor

FILED this ____ day of _____ 2024.

City Clerk

ORDINANCE NO. _____

AN ORDINANCE MAKING THE APPROPRIATION FOR THE PAYMENT OF ACCOUNTS OUT OF THE DIFFERENT CITY FUNDS.

BE IT ORDAINED by the Council of the City of Marshall, Missouri, as follows:

SECTION I. There is hereby appropriated out of the different funds as follows:

GENERAL FUND	\$ 237,117.40
SANITATION FUND	82,550.85
LIBRARY FUND	11,546.45
BAND FUND	617.73
PARK FUND	179,945.60
STREET FUND	50,189.17
AIRPORT OPERATING FUND	1,587,886.15
TOURISM	92.00
MARTIN COMMUNITY CENTER	1,852.27
HAB CENTER FUND	-
PARK CAPITAL IMPROVEMENT	40,665.84
CITY OFFICE	55.13
SOUTH ODELL SEWER	-
ECONOMIC DEVELOPMENT	
WATER OPERATING FUND	\$ 254,019.29
ELECTRIC OPERATING FUND	1,096,759.22
SEWER REVENUE FUND	189,946.28
INTERNET OPERATING FUND	194,092.76
NATURAL GAS OPERATING FUND	3,464.67
ELECTRIC CONSUMER DEPOSIT FUND	
SEWER EQUIPMENT FUND	-
WATER SEGREGATED	

SECTION II. The City Clerk is hereby instructed to make out warrants in favor of the respective parties set out in the hereto attached lists and when said warrants are properly signed to deliver them to the proper parties.

PASSED by the City Council of the City of Marshall, Missouri, this 19TH day of NOVEMBER, 2024.

President of the City Council

APPROVED by the Mayor of the City of Marshall, Missouri, this 19TH day of NOVEMBER, 2024.

Mayor

FILED this 19TH day of NOVEMBER, 2024.

City Clerk