

**TENTATIVE  
CITY COUNCIL AGENDA  
DECEMBER 17, 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 December 3, 2024 and Work Session Minutes of December 3, 2024
4. Committee Reports
  1. Community Development and Code Committee
  2. Public Safety and Public Relations Committee
  3. Municipal Services and Personnel Committee
  4. Property, Finance, Budget and Audit 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. Appointment – Board of Public Works
7. Planning and Zoning Recommendation - Set Public Hearing for January 21, 2025
8. Resolution
  1. Approve a Rate Change of the Board of Public Works
  2. Establish Rates for Commercial Solid Waste Collection
9. Ordinances
  1. Amend a Certain Section of the Code of Ordinances Regarding the Office of City Attorney
  2. Execute a Contract Between the City of Marshall and the Marshall Saline Development Corporation
  3. Appropriation
10. Other Council Business
11. Adjourn

POSTED 12/16/2024  
4:00 P.M.

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE CITY OF MARSHALL, MISSOURI, APPROVING A RATE CHANGE OF THE BOARD OF PUBLIC WORKS**

**WHEREAS**, the City's Board of Public Works has approved the adjustment of the Biochemical Oxygen Demand Rate ("BOD Rate") modifying the BOD Rate from \$0.24 per pound to \$0.27 per pound for its industrial customers; and

**WHEREAS**, the City's Board of Public Works has approved the keeping the Total Suspended Solids Rate ("TSS Rate") the TSS Rate at \$0.24 per pound for its industrial customers; and

**WHEREAS**, pursuant to Section 700.250 of the City's Code of Ordinances, rate changes shall be approved by the City Council.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Marshall, Missouri, as follows: THAT it hereby approves the City's Board of Public Works' adjustment of the Biochemical Oxygen Demand Rate ("BOD Rate") from \$0.24 per pound to \$0.27 per pound for its industrial customers and keep the Total Suspended Solids Rate ("TSS Rate") at \$0.24 per pound,

**ADOPTED** by the Council of the City of Marshall, Missouri, this \_\_\_\_\_, day of December 2024.

\_\_\_\_\_  
President

**APPROVED** by the Mayor this \_\_\_\_\_, day of December 2024.

\_\_\_\_\_  
Mayor

**FILED** this \_\_\_\_\_, day of December 2024.

\_\_\_\_\_  
City Clerk

**CITY OF MARSHALL, MISSOURI**  
**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE AMENDING A CERTAIN SECTION OF ARTICLE V, CHAPTER 115 OF THE CODE OF ORDINANCES OF THE CITY OF MARSHALL, MISSOURI, REGARDING THE OFFICE OF CITY ATTORNEY**

**WHEREAS**, the City of Marshall recognizes the need for efficiency and flexibility in the administration of municipal legal services; and

**WHEREAS**, the duties of the City Counselor and the City Attorney are complementary and do not inherently conflict; and

**WHEREAS**, combining these roles under one individual will streamline legal operations and enhance the coordination of legal matters for the City of Marshall; and

**WHEREAS**, Chapter 115, Article V, Section 115.260 A (3)(f), contains provisions inconsistent with the intent of this ordinance and therefore requires repeal.

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

**Section 1. Purpose**

This ordinance permits the offices of City Counselor and City Attorney to be held by the same individual, provided that such an arrangement promotes efficiency, avoids of interest, and maintains the highest standards of legal ethics.

**Section 2. Authority**

This ordinance is enacted pursuant to the authority granted to the City of Marshall by the Revised Statutes of Missouri, applicable case law, and the City Code.

**Section 3. Dual Office-Holding Permitted**

1. **Eligibility:** A person may serve as both the City Counselor and the City Attorney for the City of Marshall.
2. **Appointment and Approval:**
  - The individual must be duly appointed to both positions by the Mayor, with the advice and consent of the City Council.
3. **Scope of Duties:**
  - The individual shall perform all duties and responsibilities associated with both offices, as outlined in applicable state laws, city ordinances, and council directives.

**Section 4.** That Chapter 115, Article V of the Code of Ordinances of the City of Marshall, Missouri, be, and hereby is, amended by deleting Section 115.260 A (3)(f)

**Section 5. Conflict of Interest Safeguards**

**1. Disclosure of Potential Conflicts:**

- The appointee shall disclose any potential conflicts of interest arising from the dual roles.

**2. Recusal:**

- In cases where a conflict arises, the appointee shall recuse themselves from representing the City in that matter, and an outside counsel may be retained.

**3. Ethics Compliance:**

- The appointee shall comply with all applicable ethical standards set forth by the Missouri Bar and other relevant authorities.

**Section 6. Severability**

If any provision of this ordinance is deemed invalid or unenforceable by a court of competent jurisdiction, the remaining provisions shall remain in full force and effect.

**Section 7. Effective Date**

This ordinance shall take effect and be in force 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 AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF MARSHALL, MISSOURI TO EXECUTE A CONTRACT BETWEEN THE CITY OF MARSHALL AND THE MARSHALL-SALINE DEVELOPMENT CORPORATION.**

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

**Section 1.** That the Mayor of the City of Marshall, Missouri, is hereby authorized and directed to execute on behalf of said City a certain contract between the City of Marshall and the Marshall-Saline Development Corporation for the provision of economic development services for the contract price of Fifteen Thousand and 00/100ths Dollars (\$15,000.00).

**Section 2.** This Ordinance shall be in full force and effect upon final passage and approval.

**PASSED** by the Council of the City of Marshall, Missouri, this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
President

**APPROVED** by the Mayor this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Mayor

**FILED** this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
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	\$ 393,174.73
SANITATION FUND	81,288.13
LIBRARY FUND	9,590.82
BAND FUND	483.78
PARK FUND	20,772.86
STREET FUND	48,883.64
AIRPORT OPERATING FUND	1,444,201.68
TOURISM	3,812.78
MARTIN COMMUNITY CENTER	1,631.03
HAB CENTER FUND	-
PARK CAPITAL IMPROVEMENT	-
CITY OFFICE	
SOUTH ODELL SEWER	-
ECONOMIC DEVELOPMENT	
WATER OPERATING FUND	\$ 158,028.17
ELECTRIC OPERATING FUND	1,281,832.97
SEWER REVENUE FUND	227,552.93
INTERNET OPERATING FUND	239,350.27
NATURAL GAS OPERATING FUND	2,767.01
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 17th day of DECEMBER, 2024.

\_\_\_\_\_  
President of the City Council

APPROVED by the Mayor of the City of Marshall, Missouri, this 17th day of DECEMBER, 2024.

\_\_\_\_\_  
Mayor

FILED this 17th day of DECEMBER, 2024.

\_\_\_\_\_  
City Clerk