

**TENTATIVE
CITY COUNCIL AGENDA
JANUARY 7, 2025
6:00 P.M.**

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

1. Roll Call
2. Adoption of Agenda
3. Approve or Correct Special Session Minutes of December 11, 2024 and Regular Session Minutes of December 17, 2024
4. Committee Reports
 1. Property, Finance, Budget and Audit Committee
 2. Community Development and Code Committee
 3. Public Safety and Public Relations Committee
 4. Municipal Services and Personnel 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. Resolution
 1. Execute a Contract Between the City of Marshall and Engineering Surveys and Services
7. Ordinances
 1. Amend a Certain Section of the Code of Ordinances Regarding the Office of City Attorney – Second Reading
 2. Execute a Contract Between the City of Marshall and the Marshall-Saline Development Corporation
 3. Appropriation
8. Other Council Business
9. Adjourn

POSTED 01/02/2025
3:30 P.M.

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF MARSHALL, MISSOURI, TO EXECUTE A CONTRACT BETWEEN THE CITY OF MARSHALL AND ENGINEERING SURVEYS & SERVICES

WHEREAS, funds have been made available by the Federal Highway Administration through its Transportation Enhancements Funds Program, coordinated through the Missouri Department of Transportation, the City of Marshall ("the City") intends to construct ADA complainant sidewalks to improve accessibility of residents along College St. and Miami Ave. and requires professional engineering services. Engineering Surveys & Services ("the Engineer), located at 1775 W. Main St., Sedalia, MO 65301, will provide the City with professional services for the planning, design, and construction inspection of the improvements and the City will pay the Engineer as provided in the contract.

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

The Mayor of the City of Marshall, Missouri, is hereby authorized to execute on behalf of said City a contract with Engineering Surveys & Services, attached hereto as Exhibit A, for the purpose of constructing ADA complainant sidewalks to improve accessibility of residents along College St. and Miami Ave. The City's payment to the Engineer for the design services will not exceed \$19,000. The City's payment for construction inspection services will not exceed \$37,000.

Section 1.

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 January, 2025.

/s/

President

APPROVED by the Mayor this day of January, 2025.

Mayor

FILED this day of January, 2025.

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 conflicts 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	\$ 325,605.58
SANITATION FUND	13,037.41
LIBRARY FUND	11,842.43
BAND FUND	512.11
PARK FUND	46,215.51
STREET FUND	78,925.65
AIRPORT OPERATING FUND	1,420.34
TOURISM	2,260.00
MARTIN COMMUNITY CENTER	3,889.81
HAB CENTER FUND	23,291.00
PARK CAPITAL IMPROVEMENT	-
CITY OFFICE	31.19
SOUTH ODELL SEWER	-
ECONOMIC DEVELOPMENT	842.00
WATER OPERATING FUND	\$ 458,287.47
ELECTRIC OPERATING FUND	828,146.63
SEWER REVENUE FUND	142,031.31
INTERNET OPERATING FUND	78,759.15
NATURAL GAS OPERATING FUND	2,420.00
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 7th day of JANUARY, 2025.

President of the City Council

APPROVED by the Mayor of the City of Marshall, Missouri, this 7th day of JANUARY, 2025.

Mayor

FILED this 7th day of JANUARY, 2025.

City Clerk