

APRIL 18, 2016

The City Council met in Regular Session at 5:15 p.m., Monday, April 18, 2016, in the Council Chamber of the City Office Building, 214 N. Lafayette, Marshall, Missouri, with the following members of the City Council present: Mayor Mark T. Gooden; Council Members Barbara Utlaut, Sheila Cook, Gabe Ramsey, Dan Brandt, Charles Guthrey, Tom Hagedorn and Ron Duvall; City Administrator Connie Latimer; City Counselor Josh Taylor and City Clerk Janet French. Council Member Vince Lutterbie absent.

On motion of Ramsey, seconded by Utlaut, the Agenda was adopted.

On motion of Hagedorn, seconded by Cook, the minutes of the Regular Council Meeting of April 4, 2016, were approved as written and recorded.

Mayor Gooden welcomed everyone in attendance at the meeting. He said if anyone had any business to come before the Council, they should come to the microphone, state their name and their business, and they would be give a couple of minutes.

BUSINESS FROM THE AUDIENCE

Mr. Brian McCorkle stated that he lived just outside the City Limits of Marshall, but he has done a lot of business within the City. His business here tonight, and he was not sure the Council was aware that the Missouri Department of Mental Health is trying to build a Crisis Center next to the Saline County Health Department. He said that he lives right across from there on YY. As he understands it, the Crisis Center is going to be just like a miniature jail in a sense. Frankly, I do not want a mental health facility jail across from his house. Right now there is one at the Habilitation Center that is in operation. The thing is, when the people break out of there, somebody calls the P.D., and they show up. By the time the person gets up to Lincoln Street, they are able to detain them. Now if someone was able to break out of this one, they would not be able to detain them. If his wife and children were out playing in the yard, they could possibly do God knows what to them. Also there is an apartment complex right across the road from there that has a majority of women and children in it, and they would be able to get in there in no time. If they could get through the woods, there are a whole lot of new houses there, so what if these people found out what was going in their back yard. It is beyond me that this could come about and nobody really knows about it. It should be public knowledge. I have talked to people at the State Department of Mental Health, the Lieutenant Governor's Office, Dean Dorman and David Pierce to try to do something about this. He was hoping to get the Council's support in some way. I know it is something that they are going to need, with all these group homes, but I don't think it is a good place to put it in a residential area like that. I know they are building some offices at the MSDC Center, and they have to build this Crisis Center, then at that point then they can vacate the

property for the City to take over the Habilitation Center. Another thing that bothers him, they want these offices and this Crisis Center, and they want to put it in two separate locations. Why don't they put it in one place and save themselves some money. The reason they don't is because they are scared to work in the same place that these people are housed. Yet, they want to put it across from his house, across from this big apartment complex and this housing development. I don't feel it has been handled right, it has been too hush, hush. I wish the Council would help to try to find a new place to put it where there are not so many residents involved.

COMMITTEE REPORTS

MUNICIPAL SERVICES AND PERSONNEL COMMITTEE

Council Member Brandt stated the Storm Water Tip of the Month recommends avoiding the use of landscaping plastic. Large sheets used to prevent erosion or weeds create as much runoff as paved streets. Use burlap on hillsides and perforated landscaping fabrics on level areas.

Council Member Brandt also reported on the City Wide Cleanup held April 4th thru April 8th as follow:

	<u>Weekly Avg.</u>	<u>Cleanup Totals</u>	<u>Above Avg.</u>
<u>REFUSE</u>			
Total Tons	176.06 Tons	261.35 Tons	85.29 Tons
Loads to Transfer	18 Loads	34 Loads	16 Loads
<u>RECYCLE PAPER</u>			
	<u>Truck & Forklift</u>	<u>Truck Pickup Only</u>	
Total Tons	17.04 Tons	13.41 Tons	NA
<u>BRUSH & LEAVES</u>			
M.S. Hours Hauling	58 Hours	240.75 Hours	NA

Individual Loads Taken to Compost-----99 Loads Brush & 36 Loads Compost

Mr. Brandt stated that the people of Marshall participated and took advantage of this service. We get it off the streets, and the next Saturday, Mr. Kemm has his Cleanup Project, so we get the town cleaned up, if we can just keep it that way.

Council Member Brandt reported that bids were received for construction materials for the Municipal Services Department. We do this bi-annually for approximately 25 items from our two local lumber companies, LaCrosse Lumber and

Marshall Homestore. After review, it is the recommendation of the Municipal Services Department to accept the bid from Marshall Homestore who came in lower on the majority of items.

On motion of Brandt, seconded by Hagedorn, the bid from Marshall Homestore was accepted by the Council.

Council Member Brandt also stated that the Municipal Services Committee met last week and one of the items discussed was the Airport. He asked City Administrator Connie Latimer if she could give an update on the Airport Terminal Project.

Ms. Latimer reported that the project is a month ahead of schedule. They are sheet rocking right now and everything else is moving right along. AT& T held us up for a while. We had to do a couple of extra things to satisfy them, but I think we have that taken care of. We should be finished by the end of May. It was supposed to be end of June, but at the rate we are going right now, it should be finished by the end of May. It is starting to take shape, and it looks really good.

Council Member Brandt stated the Committee also discussed our fuel system. The pumps located on Odell Street are causing some problems and also the card reader, so that is something we will need to look into later down the road.

Council Member Brandt also reported that the Department would be starting the summer Street Repair Program. Vance Brothers will be in town sometime this week, weather permitting to start on the slurry seal. He noted that we have a very tight budget this year with the street program, so we will have to take a look at that. We will be receiving additional tax revenue for the next half a year, now that the Sales Tax has gone in. The Council is going to have to decide where we are going to put the money.

City Administrator Connie Latimer stated that we did not do bids on the portion of the Street Program that Vance Brothers is going to do. The weather got in the way last year, and they couldn't get materials, so they are going to extend last year's bid, and we are allowed to do that.

**PROPERTY,
FINANCE,
BUDGET
& AUDIT
COMMITTEE**

No report by Council Members Sheila Cook and Gabe Ramsey.

**COMMUNITY
DEVELOPMENT
AND CODE
COMMITTEE**

Council Member Charles Guthrey reported a total of 127 nuisance violations year-to-date, 124 violations have been reconciled, and 3 we are still working on. We have written 12 citations, and for the first two weeks this month, we have received 18 complaints.

**PUBLIC
RELATIONS
AND PUBLIC
SAFETY
COMMITTEE**

No report by Council Member Barbara Utlaut.

**CITY
ADMINISTRATOR**

City Administrator Connie Latimer said she had a report on the Sales Tax Revenue for the month of March. For the City of Marshall Operating Account our Sales Tax Revenue for March was \$147,809.10 which was up \$8,382.00 over last year. Year to date for this year as compared to 2015-2016, it was down \$2,679. The Operating Account for the Use Tax was down \$2,896 for March over last year, and it was down 4,176 year-to-date for this year. The Park Department is up \$4,191.00 over 2015-2016 for the month of March, and down \$1,345.00 for the year.

**MAYOR'S
REPORT**

Mayor Mark Gooden said that we had received a Resignation. Our City Clerk, Janet French, has been with us for 46 years. She has submitted her Resignation, effective April 29, 2016, and this will be her last Council Meeting. We appreciate all that she has done, and all of the late nights. We will be having a Reception for her on Friday, April 22nd at 3:00 p.m., here at the City Office Building, so everyone should plan on attending. A round of applause followed.

Mayor Gooden said that we also have a Deputy City Clerk, Julie Lewis, that has been with us for 18 years. What we would like to do, since this is Ms. French's last meeting, is appoint Julie Lewis to the position of City Clerk effective May 1, 2016. He said that he would need a motion and a second to approve this appointment.

Motion was made by Ramsey, seconded by Utlaut, to appoint Julie Lewis to the position of City Clerk effective May 1, 2016. Motion carried.

City Administrator Connie Latimer noted that Ms. Lewis was in attendance at the meeting and that she would like to ask her to stand. A round of applause followed.

CERTIFICATION OF THE APRIL 5, 2016, ELECTION RESULTS

Mayor Gooden requested the reading of the Certification of the April 5, 2016, Election Results by the City Clerk as follows:

**CERTIFICATION OF ELECTION RESULTS
BY COUNTY CLERK**

To: City of Marshall

The following is an Official Certificate of Election Results of the General Municipal Election held at Marshall Ward 1, Ward 2, Ward 3 and Ward 4 Precinct, Marshall Township, Saline County Missouri on April 5, 2016. We certify that:

For City Treasurer

Jamie McClanahan	Received	1627	Votes
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For Council Member Ward 1

Sheila Cook	Received	212	Votes
Ron Ott	Received	561	Votes

For Council Member Ward 2

Vincent Lutterbie	Received	92	Votes
Kirk Arends	Received	455	Votes

For Council Member Ward 3

Dan Brandt	Received	527	Votes
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For Council Member Ward 4

Ronald Duvall	Received	90	Votes
Rudy Reyes	Received	231	Votes

I, Debbie Russell, Saline County Clerk, do hereby affirm the following Election Results are accurate and have been certified on this date beginning 13th day of April, 2016.

Debbie Russell

Debbie Russell, Saline county Clerk

On motion of Brandt seconded by Ramsey, the Council accepted the April 5, 2016 Election Results.

ORDINANCES

Mayor Gooden said if there were no questions or comments regarding the Appropriation Ordinance that he would ask the Clerk to proceed with the reading of the Ordinance by title only.

APPROPRIATION

Ordinance No. 8299 entitled "AN ORDINANCE MAKING THE APPROPRIATION FOR THE PAYMENT OF ACCOUNTS OUT OF THE DIFFERENT CITY FUNDS" was read two times by title only and put to its final passage by its ayes and nays as follows: Cook, Utlaut, Guthrey, Brandt, Hagedorn, Duvall and Ramsey voting aye; Lutterbie absent; the ordinance is thereupon declared passed and so endorsed by the President of the Council and approved by the Mayor.

UNFINISHED BUSINESS

Mayor Gooden said he wanted to thank the outgoing Council Members for their service and dedication to the citizens of Marshall, and he wished them the best in their future endeavors.

Council Member Duvall said he had a group of the Northwest Community Services Horticultural Department members contact him about putting shrubs and flowers around the City of Marshall Sign located at the south entrance of Marshall. They also wanted to know if there were any lots around town that they could use for gardening.

Ms. Latimer said we would have to look into that and we might also want to look at the area around Odell Street. Someone did that one year but then it just went to the wayside.

Council Member Duvall said they would probably get it set up and then they would need community involvement to keep maintained.

Mayor Gooden asked if Mr. McCorkle was still present. He did not want him to think that we just ignored him. We are going to look into it, and we thank him for his input.

Mayor Gooden asked if there was any further unfinished business at this time, if not, he would entertain a motion to adjourn sine die.

Motion was made by Utlaut, seconded by Ramsey, to adjourn sine die. A roll call followed with Ramsey, Cook, Hagedorn, Duvall, Utlaut, Guthrey and Brandt voting aye; Lutterbie absent. Motion carried.

APRIL 18, 2016

The Oath of Office was administered by City Clerk Janet French to Ron Ott, Council Member Ward I; Kirk L. Arends, Council member Ward II; Daniel W. Brandt, Council member Ward III; Rodolfo A. Reyes, Council Member Ward IV; and Jamie McClanahan, City Treasurer.

**PRESENTATION OF CERTIFICATES OF ELECTION
BY MAYOR MARK T. GOODEN**

Mayor Mark Gooden presented Certificates of Election to the newly elected Officials and the City Clerk was asked to call the roll.

The roll was called with the following Members of the City Council present: Mayor Mark T. Gooden; Council Members Barbara Utlaut, Ron Ott, Kirk Arends, Gabe Ramsey, Dan Brandt, Charles Guthrey, Tom Hagedorn and Rudy Reyes; City Administrator Connie Latimer, City Counselor Josh Taylor and City Clerk Janet French.

BUSINESS FROM THE AUDIENCE

Mr. David Kemm stated that 118 bags of litter were picked up this year at his Take Pride in Marshall Litter Pickup Project. He said he appreciated everyone who helped him and he just wanted to say thank you. Mr. Kemm received a round of applause.

GRIEVANCE BOARD ELECTION

Mayor Gooden said the Council Members needed to elect two members to serve on the Grievance Board. The members cannot be from the same Ward. Those serving on the Board this past year were: Council Members Dan Brandt and Vince Lutterbie and Employee Members Lillie Lewis and Darin Ross.

Council Member Ramsey nominated Council Member Dan Brandt.

Council Member Tom Hagedorn volunteered to serve on the Board.

Motion was made by Reyes, seconded by Guthrey, to elect Council Members Dan Brandt and Tom Hagedorn to serve on the Grievance Board for 2016-2017. Motion carried.

OTHER COUNCIL BUSINESS

Council Member Hagedorn said that a person is calling around saying that they are in charge of the Habilitation Center property now. As of now none of us, the Mayor, Council Members or City Administrator know anything about this. He said if any of the other Council Members receive any calls from somebody that say they are, please have them contact City Administrator Connie Latimer.

Mayor Gooden said that he had been contacted by the Municipal Utilities, and they really need another Board Member; therefore, he was recommending for the Council's consideration the appointment of Steven Mills to the Board of Public Works for a 4-year term to fill the expired term of Jim Heinzler. His term will expire January 1, 2020.

Motion was made by Brandt, seconded by Hagedorn, to approve the appointment as recommended.

Mayor Gooden asked the Clerk to give a roll call vote.

A roll call vote was given with Hagedorn, Reyes, Hilaut, Ott, Arends, Brandt and Guthrey voting aye; Ramsey nay. Motion carried.

Council Member Arends said he would like to talk about the actual time of this meeting. It might not look like it tonight, but he would like to recommend changing the Council Meeting time to a more realistic time so people living outside of town, or working outside of town, can get here. Even our City employees that might want to come up and talk to us, don't have time, after a hard day's work to get home, clean up, and get here. I thought it might just be me, so I did a little research. Carrollton, Sedalia, Higginsville, Boonville, Concordia, Northborne, Sweet Springs, Moberly and Sedalia, none of which have it at the 5 o'clock hour. We are the only city in the area that has that. They have either 6:00 or 7:00 p.m. He said he would like to open it up for discussion to see what other Members of the Council think, but he would like to at least suggest moving it to 6:00 p.m.

Council Member Hagedorn said 6:00 p.m. would be fine for him, but 7:00 p.m. would be unacceptable for him.

Motion was made by Arends, seconded by Ott, to change the time of the Regular City Council Meetings to 6:00 p.m. effective at the May 2nd Council Meeting. Motion carried.

Council Member Arends said the only other question he had was from the minutes of the last meeting. Ms. Latimer placed a copy at each Council's place of the City's Comprehensive Plan with long-term and short-term goals. He did not see it in his packet, and he was wondering if he could get a copy of that.

Ms. Latimer indicated that was just a draft, she did not have the final plan, but she would get Mr. Arends a copy.

Council Member Ott asked who had the input on that.

Ms. Latimer said it was the input we did with the Zimmer Group based on the information they got from the County Study that they did at the same time.

Council Member Ott asked if the Council had input on that directly.

Ms. Latimer said no. They did thru the County planning meeting.

Mayor Gooden said that the Council needed to elect a Mayor Pro Tem. He said that Mr. Brandt has served this past year. They usually take turns, and he thought Mr. Hagedorn would be next in line.

Council Member Hagedorn indicated that he was not interested.

Council Member Ott asked if Mr. Guthrey would be interested in that.

Council Member Guthrey indicated that he would.

On motion of Ott, seconded by Reyes, Council Member Guthrey was elected Mayor Pro Tem for 2016-2017.

Mayor Gooden said if there was no other Council business that he would entertain a motion to adjourn.

On motion of Ramsey, seconded by Utlaut, the meeting adjourned at 5:45 p.m.

Janet French
City Clerk

DRAFT