

**July 5, 2016**

The City Council met in Regular Session at 6:00 p.m., Tuesday, July 5, 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, Kirk Arends, Ron Ott, Gabe Ramsey, Dan Brandt, Charles Guthrey, Rudy Reyes and Tom Hagedorn; City Counselor Josh Taylor and City Clerk Julie Lewis.

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

On motion of Hagedorn, seconded by Brandt, the minutes of the Regular Council Meeting of June 20, 2016 and Special Session of June 22, 2016 were approved as written and recorded.

### **BUSINESS FROM THE AUDIENCE**

Mr. Dan Vermillion told the Council he owns a piece of property at 561 W. Thomas. The house was damaged in the hail storm and he received a considerable settlement. He would like put that money back into the house but several other properties in the area are junk and overgrown. Mr. Mike Morgan and past administrators have known about the situation, it has been an eight year ongoing affair and nothing is happening. He doesn't see the point in spending the money to upgrade the house if he cannot get support in getting something done. He suggested the Council Members drive through the area which is in bad repair with the exception of a few houses. The house behind him is like a jungle, they maintain the front yard but not the back.

Council Member Arends said the City's ordinance doesn't really do much for overgrown trees and bushes, it is mainly about tall grass.

Mr. Vermillion said their grass is tall as well.

Mayor Gooden said Mike Morgan will be back tomorrow and we will pursue this issue.

Council Member Ott said we have a lot of locations like this. He has been trying to get something done with a house just east of Naught Naught Agency. Supposedly it has been requested to be mowed by our contractor, that was over a week ago and it is still not done. We need to see what the issue is.

Council Member Hagedorn said instead of fining them once a month or every two months, they should be fined every day until they get it cleaned up.

Mr. Ott said that it has been determined that a property will need to be mowed by the City but we don't seem to be able to get it done.

Mr. Arends said our ordinance has regulations regarding tall grass, getting it mowed and fining them but nothing about overgrown trees or out of control bushes. We should take a look at those ordinances.

Mr. Ott said he feels that would be appropriate.

Mayor Gooden said we will look into that.

**MUNICIPAL  
SERVICES AND  
PERSONNEL  
COMMITTEE**

Council Member Brandt reported Aircraft Activity went from 269 in May to 865 in June. The increase is mainly due to agricultural applications. Solid waste in June was 76 tons which was down three tons from May. Solid waste numbers are running pretty typical. Due to the holiday this week sanitation pick up has been moved one day. The Sanitation Department is also picking up earlier, they will pick up beginning at 6 a.m.

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

Council Member Ott reported the Finance Department is in the process of getting budget information out to the Department Heads in the next couple of weeks. Melissa Schure is now training in her position.

**COMMUNITY  
DEVELOPMENT  
AND CODE  
COMMITTEE**

No Report by Council Members Reyes and Guthrey

**PUBLIC  
RELATIONS  
AND PUBLIC  
SAFETY  
COMMITTEE**

No Report by Council Members Utlaut and Arends

**MAYOR'S  
REPORT**

Mayor Gooden reported the Fire Department has a 1984 Ford Firetruck that has been decommissioned and we would like to sell it. Fire Chief Tony Day said the value is approximately \$5,000 to \$6,000. Area Fire Departments were contacted and two bids were received. Sweet Springs Fire Department submitted a bid for \$5,000 and the Slater Fire Department submitted a bid for \$4,200.

Motion was made by Guthrey, seconded by Utlaut, to accept the bid of Sweet Springs Fire Department in the amount of \$5,000.

Mayor Gooden asked Council Member Ott to give an update on the Search Committee.

Mr. Ott explained a Search Committee has been formed regarding the City Administrator's position. The Committee is made up of Ron Ott, Chairperson; Council Members Kirk Arends and Charles Guthrey; and Mayor Mark Gooden. The Committee has met for a work session and

developed a comprehensive job description with education requirements, outline of duties and a recommended salary range. Mr. Ott plans to present this to the Council in Executive Session this evening. After approval we can start advertising in professional journals and our local newspaper. There will be a forty five day window to accept applications.

Mr. Arends said the job description will be available on the City's website within the next 24 to 48 hours.

Mayor Gooden said the Airport Terminal has just went through a rehabilitation and there will be a Grand Opening/Ribbon Cutting ceremony on July 22, 2016 at 10:00 a.m.

## **ORDINANCES**

Mayor Gooden said the first ordinance would establish a procedure to disclose potential conflicts of interest for certain officials and noted that we pass this ordinance every year. It is required by the Missouri Ethics Commission.

### **ESTABLISH PROCEDURE CONFLICTS OF INTEREST**

Ordinance No. 8307 entitled "AN ORDINANCE OF THE CITY OF MARSHALL, MISSOURI, TO ESTABLISH A PROCEDURE TO DISCLOSE POTENTIAL CONFLICTS OF INTEREST AND SUBSTANTIAL INTERESTS FOR CERTAIN OFFICIALS" was read two times by title only and put to its final passage by its ayes and nays as follows: Arends, Guthrey, Brandt, Hagedorn, Reyes, Ramsey, Ott and Utlaut voting aye; the ordinance is thereupon declared passed and so endorsed by the President of the Council and approved by the Mayor.

### **APPROPRIATION**

Ordinance No. 8308 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 ayes and nays as follows: Ott, Utlaut, Arends, Guthrey, Brandt, Hagedorn, Reyes and Ramsey 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 Arends gave the Council an update regarding the Habilitation Center Committee. He said the Committee was put together a month ago and includes different departments of the City, the School Board and other entities. Their first meeting went well. One proposal was received and a second is expected to be received within a couple of days. The Committee will meet again later this week to review all of the different proposals, opportunities, needs and requests for the Habilitation Center property. The goal of the Committee is to have a clear and precise game plan of what will be done with the area when we take control of the property at the end of this year.

Mr. Arends said he would still like to take on the task of updating the City's website, however, he would like to recommend that project be postponed until a new City Administrator is in place.

Mr. Ott said sixty days ago Connie Latimer had brought up the Zimmer Group in regards to the Habilitation Center property and he would like to know if there is any official engagement or contract.

City Counselor Josh Taylor said there have not been any agreements entered into with the Zimmer Group regarding the Habilitation Center.

Council Member Reyes asked who the State is communicating with regarding the Habilitation Center.

Mr. Taylor said previous communication was strictly through the City Administrator.

Mayor Gooden stated he had received a letter from the State today and plans to discuss that with the Council in Executive Session.

Mayor Gooden said he would entertain a motion to adjourn to Executive Session concerning leasing, purchase or sale of real estate by a public governmental body and hiring, firing, discipline or promotion of personnel. RSMo.610.021 (2,3)

Motion was made by Hagedorn, seconded by Utlaut to adjourn to Executive Session. A roll call vote was taken with Reyes, Ramsey, Ott, Utlaut, Arends, Guthrey, Brandt and Hagedorn voting aye.

Motion carried and the meeting adjourned to Executive Session at 6:22 p.m.

Julie Lewis  
City Clerk