

**June 6, 2016**

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

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

On motion of Ramsey, seconded by Brandt, the minutes of the Regular Council Meeting of May 16, 2016 were approved as written and recorded.

### **BUSINESS FROM THE AUDIENCE**

Ms. Janice Jones of 538 South Drive said she does not have a complaint. She told the Council the yard across the street from her has been mowed and they did a great job, but it does need mowing again. She said she has been told the house will be put up for auction.

Mr. Keith Zinn asked the Council if rental houses are inspected before people move in and if landlords are required to have a business license. Mayor Gooden told him that a business license is not required and inspections are not done on rental houses prior to people moving in. Council Member Reyes stated right now there is nothing in the Code that says a landlord must be licensed or that inspections must be done, however, it's definitely a valid concern. Council Member Ott told Mr. Zinn they will look into it.

Mr. Lester Bailey of 678 Englewood said there is a drainage ditch running from the corner of Placida and Englewood down to Yerby that he understands the City is in charge of maintaining. The ditch is overgrown with brush and trees and it impedes the flow of water. The intersection of Placida and Englewood overflows during a heavy rain. What is the City's objective or plan?

Bill Anderson, Director of Municipal Services, stated he is aware the ditch is overgrown and there is work that needs to be done.

Council Member Reyes asked if this is the same ditch that runs through Thomas Street.

Mr. Anderson indicated it is the same connecting ditch that runs from the corner of Benton and Jackson all the way through the Plaza/Miami Street area.

Council Member Ott asked if there is a plan.

Mr. Anderson said there is not a plan in place at this time. The City doesn't actually own any of the property, it is owned by the property owners adjoining the ditch. The City has taken on maintaining the area, some areas have been done and some have not.

Council Member Reyes asked if it's the property owners responsibility to keep it clean.

Mr. Anderson said since it is a natural waterway the City has the right and the proper thing to do is properly maintain it. It does take a lot of money and a lot of time.

Council Member Hagedorn asked Mr. Anderson if the Municipal Services department is down on employees and if so, how many.

Mr. Anderson said the department is down about ten employees and that is over a period of about ten years.

Ms. Leslie Tyler, managing member of Tyler Investments and Marshall Revitalization Group, asked the Council for a Letter of Support for her next fiscal year for the Neighborhood Assistance Program which issues tax credits enabled from the State of Missouri. In the past year she has completed sixteen residences and lifted numerous different condemnations from the City. She has support letters from the Sheriff, Representative Dean Dohrman and Senator David Pierce. She has had letters of support from the past City Council, Mayor Gooden and city administration.

## **COMMITTEE REPORTS**

### **PUBLIC RELATIONS AND PUBLIC SAFETY COMMITTEE**

No Report by Council Members Kirk Arends and Barbara Utlaut.

### **MUNICIPAL SERVICES AND PERSONNEL COMMITTEE**

Council Member Brandt reported on Aircraft Activity with a total of 269 aircraft during the month of May. The number is down a little from last year, but the crop services are beginning to start and that will create an increase in activity and fuel sales.

Council Member Brandt also reported 757 tons of solid waste for May, which was down two tons from last month and almost the same as last year. Recycling was at 73 tons for May.

One bid was received from Forterra Pipe and Precast for a 4 foot by 4 foot precast box culvert in the amount of \$19,680.00. It's the committee's recommendation to reject that bid and explore other options such as a cast-in-place culvert or a round culvert.

On motion of Brandt, seconded by Reyes, the bid from Forterra Pipe and Precast was tabled so that other options could be explored.

The next bid item is a fuel dispensing system. Our system, located on Odell, is outdated and in need of replacement. Two bids were received:

Mid-State Petroleum Equip.  
14601 Allison Industrial Dr.  
Hallsville, MO 65255  
\$12,709.76

DR Petroleum  
P.O. Box 257  
Chillicothe, MO 64601  
\$12,795.49

On motion of Brandt, seconded by Reyes, the Council accepted the low bid of Mid-State Petroleum.

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

No Report by Council Members Gabe Ramsey and Ron Ott.

**COMMUNITY  
DEVELOPMENT  
AND CODE  
COMMITTEE**

Council Member Guthrey reported that 46 permits were issued for the month of May with a total construction value of \$2,962,131.00. Permit fees collected totaled \$5,061.00. Most of the permits were for roof repairs and we will see a lot more in the next couple of months.

**CITY  
ADMINISTRATOR**

City Administrator Connie Latimer gave the Council a report on in-house demolition costs. The information in the report was put together by Municipal Services Director Bill Anderson and Assistant Marie Fowler. The report explains how much it would cost to have City workers do the demolitions as opposed to contracting the job out.

The Council discussed the information contained in the report including workers compensation insurance, labor rates and equipment.

Council Member Ott told the Council that as they evaluate this possibility the safety of the employees doing the work will be considered as well, so we need to be sure to have the right equipment. He believes this is a good opportunity so we want to be sure to do it right.

**MAYOR'S  
REPORT**

No report by Mayor Gooden

**LIQUOR LICENSE RENEWALS  
DUE JULY 1, 2016**

On motion of Brandt, seconded by Hagedorn, the following list of Liquor License Renewals due July 1, 2016, was approved by the Council with no objection from Police Chief Mike Donnell:

Aldi Inc #68 ó Brent Ravenscraft, Mgr. -975 W. College - Packaged Liquor (Sunday Sales)

Angie's Bar & Grill LLC ó Angie Roettgen, Mgr. - 632 N. Miami - 5% By Drink Wine (Sunday Sales)

Applebee's Neighborhood Grill & Bar ó Apple Central LLC Robin Griffith, Mgr. ó 1251 S. Cherokee Drive - Liquor By Drink (Sunday Sales)

Bharti Liquor -Amer Empire LLC Ajay Bharti, Mgr. - 1672 S. Odell - Packaged Liquor (Sunday Sales)

Bloomfield's Family Restaurant ó Ilir, Inc. Faik Alit Saliu, Mgr. - 1335 W. Vest - Liquor By Drink (Sunday Sales)

Break Time #3061 - MFA Petroleum Jacqueline Maxwell, Mgr. - 1000 College - Packaged Liquor (Sunday Sales)

The Brick BBQ LLC - David Lott, Mgr. - 169 S Lafayette - 5% By Drink Wine

Bud's Café Inc - William Case, Mgr. - 157 S. Lafayette - 5% By Drink Wine

Casey's General Stores Inc - Casey's Marketing Co. Donita K. Haworth, Mgr. ó 365 W. Arrow - Packaged Liquor (Sunday Sales)

Casey's General Stores Inc - Casey's Marketing Co. Donita K. Haworth, Mgr. - 121 E. Eastwood - Packaged Liquor (Sunday Sales)

Casey's General Stores Inc - Casey's Marketing Co. Donita K. Haworth, Mgr. - 1267 S. Odell - Packaged Liquor (Sunday Sales)

Casey's General Stores Inc. - Casey's Marketing Co. Donita Haworth, Mgr. - 1350 E. College - Packaged Liquor (Sunday Sales)

Dollar General Stores #1226 - Dolgencorp LLC Robbin Griffith, Mgr.- 911 W. College - Packaged Liquor

Holiday Lanes - Shaffer Enterprises Inc. Frederick R. Shaffer, Mgr - 1155 Santa Fe Trails  
Liquor By Drink (Sunday Sales)

Indian Foothills Golf Course - Jeff Stubblefield, Mgr. - 1602 Watermill Road - 5% By Drink  
Wine (Sunday Sales)

La Paz Grocery & Restaurant Inc - Ricardo A. Garcia, Mgr. - 345 N. Jefferson - 5% By Drink  
Beer- Includes Sunday Sales

Los Tres Amigoø Restaurant - Torres Canales Inc. Denise L. Canales, Mgr. - 875 S. Odell  
Liquor By Drink (Sunday Sales)

Mazzioø Pizza - Mark A. Himmelberg, Mgr. - 990 S. Odell - 5% By Drink Beer - Includes  
Sunday Sales

Mexico Lindo #2 - Guadalajara Inc. Rogelio Romo, Mgr. - 346 N. Lafayette - Liquor By Drink  
(Sunday Sales)

Mustang Sallyz Saloon - Mander LLC Sally A. Altena, Mgr. - 1665 W. Santa Fe Trail - Liquor  
By Drink (Sunday Sales)

North Side Convenience - North Side Enterprises LLC - Edward McInteer, Mgr. -  
775 N. Miami - Packaged Liquor (Sunday Sales)

Picosita Grill & Pizzeria LLC - Mayra R. Granados, Mgr. - 259 E. Morrow - Liquor By Drink

Pizza Hut #23234 - Summit Pizza Inc Thomas N. Jorgensen, Mgr. - 1354 W. College  
5% By Drink Beer-Includes Sunday Sales

Pop Shop - Richard Collins, Mgr. - 1274 S. Odell - Packaged Liquor (Sunday Sales)

The Pop Shop Inc. - Richard Collins, Mgr. - 470 N. Miami - Packaged Liquor (Sunday Sales)

Quick Run - Garrison & Musick Inc Dan Musick, Mgr. - 675 S. Odell - Packaged Liquor  
(Sunday Sales)

Stone Hedge Golf Club - GNB Management LLC George Brown, Mgr. - 2760 Cypress Drive -  
Liquor By Drink (Sunday Sales)

Wal-Mart Supercenter #363 - Wal-Mart Stores East LP Lorene E. Samson, Mgr. -  
855 S. Cherokee Drive - Packaged Liquor (Sunday Sales)

## ORDINANCES

Mayor Gooden asked Kyle Gibbs, General Manager of Marshall Municipal Utilities, to explain the first ordinance.

Mr. Gibbs said the ordinance will authorize a contract to enlarge the North English Lift Station which was built in 1971 to handle just under one million gallons a day. The renovation will be a complete rebuild and, when finished, will handle just under two million gallons a day.

**AUTHORIZE CONTRACT** Ordinance No. 8302 entitled "AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF MARSHALL, MISSOURI, TO EXECUTE A CONTRACT BETWEEN THE CITY OF MARSHALL, BOARD OF PUBLIC WORKS, AND LEHMAN CONSTRUCTION COMPANY, LLC" was read two times by title only and put to its final passage by its ayes and nays as follows: Hagedorn, Reyes, Ramsey, Ott, Utlaut, Arends, Guthrey and Brandt voting aye; the ordinance is thereupon declared passed and so endorsed by the President of the Council and approved by the Mayor.

City Counselor Josh Taylor asked the Council to table the next ordinance on the Agenda due to the fact that there is a typographical error within the ordinance. Mr. Taylor briefly explained the ordinance and said he would correct the error.

Motion was made by Brandt, seconded by Ramsey to table the ordinance authorizing an agreement regarding the collection of city taxes.

**AUTHORIZE AGREEMENT** "AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF MARSHALL, MISSOURI, TO EXECUTE AN AGREEMENT WITH SALINE COUNTY, MISSOURI, AND THE SALINE COUNTY COLLECTOR FOR THE COLLECTION OF REAL AND PERSONAL PROPERTY TAXES LEVIED BY THE CITY OF MARSHALL" was tabled by the Council with Guthrey, Brandt, Hagedorn, Reyes, Ramsey, Ott, Utlaut and Arends voting aye. Motion carried.

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

**APPROPRIATION** Ordinance No. 8303 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: Utlaut, Arends, Guthrey, Brandt, Hagedorn, Reyes, Ramsey and Ott voting aye; the ordinance is thereupon declared passed and so endorsed by the President of the City Council and approved by the Mayor.

## OTHER COUNCIL BUSINESS

Council Member Guthrey commended City Administrator Connie Latimer for being elected to the presidency of the Missouri Municipal League Central District.

Council Member Arends gave the Council an update on his research regarding the City's website. He would like to update the site to a more mobile friendly environment. He has received a quote from Poole Communications in the amount of \$2,235.00, however he feels that he can do the redesign himself at a cost of \$200 to \$300 per year and the City would have full control over updating, editing and modifications. Mr. Arends will bring examples to the Council and we can go from there.

Council Member Arends asked Ms. Latimer for an update on the Solar Farm.

Ms. Latimer said an appraisal is required, however, we are able to do a modified appraisal and that is in the works right now. The FAA is wanting some modifications to the contract so Mr. Taylor and MC Power's attorneys are working on that.

Mr. Arends asked what the timeline is.

Ms. Latimer said she does not have one at this time.

Mr. Arends said that as long as things are moving forward, we just don't want to lose this project.

Council Member Utlaut asked Ms. Latimer how the Airport Project was going.

Ms. Latimer reported the project is going well, everything is right on schedule and should be completed by the end of this month. An open house and ribbon cutting will take place in mid July.

Council Member Ott said he would like to request the City consider developing a definite short and long term plan regarding Airport hangars. He said Ms. Latimer has done a nice job with the runway and the terminal, now we need to get some hangar space so flyers can park their planes there.

Ms. Latimer said she was contacted by Mr. Drew Green regarding hangars. She said people can build their own hangars but they must be built where we tell them, according to the Airport Layout Plan. FAA must give approval since it is federally funded. If people build their own hangars the land is still owned by the City and the hangar will go to the City after twenty to twenty-five years. Building hangars is in our long range plan which would be the next go around, as far as funding, but if the Council chooses to do so before that, then we can do that.

Mr. Ott asked if we have a plan to show people where they could build.

Ms. Latimer said yes there is a plan to show people. There will be an updated Airport Layout Plan after the Solar Farm is finished. The updated plan will show the Solar Farm off to the side of the runway, but as far as the way the hangar space is allocated it will still be in the same place.

Motion was made by Utlaut, seconded by Ott 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)

A roll call vote was taken with Hagedorn, Reyes, Ramsey, Ott, Utlaut, Arends, Guthrey and Brandt voting aye.

Motion carried and the meeting adjourned to Executive Session at 6:35 p.m.

Julie Lewis  
City Clerk

DRAFT