

**TENTATIVE
CITY COUNCIL AGENDA
AUGUST 15, 2023
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 August 1, 2023
4. Public Hearing to Hear Comments or Concerns Regarding a Request by Shirley Sumilang to Re-zone a Tract of Land Known as 102 East Washington From P-D Planned Development to R-1 Single Family Residential District and to Hear Comments or Concerns Regarding a Request by The City of Marshall to Re-zone a Tract of Land Known as 868 South Brunswick From R-2 Residential District to R-1 Single Family Residential District
5. Public Hearing to Hear Comments or Concerns Regarding the 2023-2024 Tax Levy
6. Committee Reports
 1. Municipal Services and Personnel Committee
 2. Property, Finance, Budget and Audit Committee
 3. Community Development and Code Committee
 4. Public Relations and Public Safety Committee
 5. City Administrator's Report
 6. Mayor's Report
7. 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, address and comments.
8. Discussion and Appropriate Follow Up
 1. Park Board Appointments
 2. Bid – Paint Machine System
 3. Bid – Digital Engagement Platform
9. Ordinances
 1. Provide for the Levying of Taxes on All Taxable Property Subject to Taxation in the City of Marshall, MO for the Year 2023
 2. Amend Article IX of Chapter 115 of the Municipal Code of Ordinances of the City of Marshall, MO
 3. Execute Supplement to an Agreement Between the City of Marshall and Terracon Consultants, Inc.
 4. Amend Zoning Ordinance by Changing the Zoning Classification of Certain Property from P-D Planned Development to R-1 Single Family Residential District
 5. Amend Zoning Ordinance by Changing the Zoning Classification of Certain Property from R-2 Residential District to R-1 Single Family Residential District
 6. Appropriation
10. Other Council Business
11. Adjourn

Posted 8/11/2023 3:00 p.m.

ORDINANCE NO.

AN ORDINANCE PROVIDING FOR THE LEVYING OF TAXES ON ALL TAXABLE PROPERTY SUBJECT TO TAXATION IN THE CITY OF MARSHALL, MISSOURI FOR THE YEAR 2023.

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

SECTION 1. There is hereby levied on all property subject to taxation in the City of Marshall, Missouri, for the year 2023, the sum of fifty nine zero one (.5901) cents on the one hundred dollar valuation thereof as returned by Assessor and the Board of Equalization for said year for General purposes.

SECTION 2. There is hereby levied on all property subject to taxation in the City of Marshall, Missouri, for the year 2023, the sum of twenty five fifty one (.2551) cents on the one hundred dollar valuation thereof as returned by the Assessor and the Board of Equalization for said year for the purpose of creating a special fund to be known as the "Park Fund" to be used for the maintenance of free public parks.

SECTION 3. There is hereby levied on all property subject to taxation in the City of Marshall, Missouri, for the year 2023, the sum of zero three ninety five (.0395) cents on the one hundred dollar valuations thereof as returned by Assessor and Board of Equalization for said year for the purpose of creating a special fund to be known as the "Band Fund" to be used for the purposes as directed by the City Council. This levy is made under authorization by the vote of the people of Marshall, Missouri, on April 3, 1934, and reaffirmed in April, 1938.

SECTION 4. There is hereby levied on all property subject to taxation in the City of Marshall, Missouri for the year 2023, the sum of fifteen sixteen (.1516) cents on the one hundred dollar valuation thereof as returned by the Assessor and Board of Equalization for said year for the purpose of creating a special fund to be known as the "Library Fund" to be used for the establishment and maintenance of a public library. This levy is made under authorization by the vote of the people of Marshall, Missouri, on April 4, 1989.

SECTION 5. The City Clerk is hereby directed to extend on the tax books of the City of Marshall, Missouri, for the year 2023, the taxes as in this ordinance provided, and when said taxes are so extended, said tax books shall be by the City Clerk delivered over to the County Collector for collection of the taxes herein provided and levied, and the County Collector shall by said City Clerk be charged with the respective amounts of such taxes shown by said tax books.

PASSED by the City Council of the City of Marshall, Missouri, this 15th day of August, 2023.

President, City Council

APPROVED by the Mayor of the City of Marshall, Missouri, this 15th day of August, 2023.

Mayor

FILED this 15th day of August, 2023

City Clerk

ORDINANCE NO. _____

AN ORDINANCE AMENDING ARTICLE IX OF CHAPTER 115 OF THE MUNICIPAL CODE OF ORDINANCES OF THE CITY OF MARSHALL, MISSOURI.

WHEREAS, Section 115.540 of Article IX of Chapter 115 of the Municipal Code of Ordinances of the City of Marshall, Missouri, contains provisions relating to the appointment of a Director of a Municipal Services; and

WHEREAS, the Council of the City of Marshall desires to modify the provisions of Section 115.540.

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

SECTION 1. Section 115.540.A of Article IX of Chapter 115 of the Municipal Code of Ordinances of the City of Marshall, Missouri, is hereby amended by deleting the current language and replacing it with the following:

- A. The office of Director of Municipal Services of the City, having been created and established by the City of Marshall, is hereby continued as an office of the City subject to the following provisions. It shall be the duty of the Mayor, subject to the concurrence of the City Council, to select a competent and suitable person, qualified as the law requires, to fill and hold such office. The term of office of the Director of Municipal Services shall be at the pleasure of the Mayor, subject to the concurrence of the City Council.

SECTION 2. This newly adopted provision shall be effective upon passage and shall apply to the currently serving Director of Municipal Services such that the currently serving Director's term of office shall now be at the pleasure of the Mayor, subject to the concurrence of the City Council. In addition, the remaining portions of Section 115.540 unchanged by this Ordinance shall remain in full force and effect.

SECTION 3. All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed. In all other respects, the Code of Ordinances of the City of Marshall, Missouri shall remain unchanged.

SECTION 4. This Ordinance shall be in full force and effect from and after its passage and approval.

SECTION 5. Should any section or provision of this ordinance be declared by a court of competent jurisdiction to be invalid, that decision shall not affect the validity of the ordinance as a whole or any part thereof, other than the part so declared to be invalid.

PASSED by the Council of the City of Marshall, Missouri, this ____ day of _____, 2023.

President

APPROVED by the Mayor this ____ day of _____, 2023.

Mayor

FILED this ____ day of _____, 2023.

City Clerk

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF MARSHALL, MISSOURI, TO EXECUTE A SUPPLEMENT TO AN AGREEMENT BETWEEN THE CITY OF MARSHALL AND TERRACON CONSULTANTS, INC.

WHEREAS, the City of Marshall (“City”) and Terracon Consultants, Inc. (“Terracon”) are parties to an agreement dated on or about April 26, 2023, for services pertaining to the real property located at 868 South Brunswick Avenue, in Marshall, Saline County, Missouri; and

WHEREAS, the City and Terracon desire to supplement their previous agreement.

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

Section 1. The Mayor of the City of Marshall, Missouri, or his designee, is hereby authorized to execute on behalf of said City a Supplement to Agreement for Services with Terracon for additional or supplemental services pertaining to underground storage tank removal at 868 South Brunswick Avenue, as more fully set forth in Terracon Proposal No. P02237247 dated August 4, 2023, at a cost to the City not to exceed Fifty-five Thousand and 00/100ths Dollars (\$55,000.00).

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 _____ 2023.

President

APPROVED by the Mayor this ____ day of _____ 2023.

Mayor

FILED this ____ day of _____ 2023.

City Clerk

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF MARSHALL, MISSOURI, BY CHANGING THE ZONING CLASSIFICATION OF CERTAIN PROPERTY FROM “P-D” PLANNED DEVELOPMENT TO “R-1” SINGLE-FAMILY RESIDENTIAL DISTRICT.

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

Section 1. That the zoning classification of the following described property be amended from “P-D” Planned Development to “R-1” Single-family Residential District:

LOT 2 IN BLOCK 35 OF THE ORIGINAL TOWN OF MARSHALL, SALINE COUNTY, MISSOURI, EXCEPT 25’ OFF THE EAST END THEREOF.

COUNTY PARCEL ID NO.: 03-17-50-15-01-030-002.000

COMMONLY KNOWN AS: 102 EAST WASHINGTON STREET,
MARSHALL, MO 65340

Section 2. That in all other respects, the Zoning Ordinance of the City of Marshall, Missouri shall remain unchanged.

Section 3. That this ordinance shall be in full force and effect from and after its passage and approval.

PASSED by the Council of the City of Marshall, Missouri, this ____ day of _____, 2023.

President

APPROVED by the Mayor this ____ day of _____, 2023.

Mayor

FILED this ____ day of _____, 2023.

Clerk

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF MARSHALL, MISSOURI, BY CHANGING THE ZONING CLASSIFICATION OF CERTAIN PROPERTY FROM “R-2” RESIDENTIAL DISTRICT TO “R-1” SINGLE-FAMILY RESIDENTIAL DISTRICT.

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

Section 1. That the zoning classification of the following described property be amended from “R-2” Residential District to “R-1” Single-family Residential District:

A TRACT OF LAND BEGINNING AT THE NORTHEAST CORNER OF THE INTERSECTION OF BRUNSWICK AVENUE AND MITCHELL STREET IN THE CITY OF MARSHALL, MISSOURI; THENCE NORTH ALONG THE EAST LINE OF BRUNSWICK AVENUE 284.6 FEET TO THE SOUTHEAST CORNER OF THE INTERSECTION OF BRUNSWICK AVENUE AND EAST SUMMIT STREET IN SAID CITY OF MARSHALL; THENCE EAST ALONG THE SOUTH LINE OF EAST SUMMIT STREET 534 FEET TO THE SOUTHWEST CORNER OF THE INTERSECTION OF EAST SUMMIT STREET WITH CONWAY AVENUE IN THE CITY OF MARSHALL; THENCE SOUTH ALONG THE WEST LINE OF CONWAY AVENUE 286 FEET TO THE NORTHWEST CORNER OF THE INTERSECTION OF CONWAY AVENUE AND MITCHELL STREET; THENCE WEST ALONG THE NORTH LINE OF SAID MITCHELL STREET 528 FEET TO THE POINT OF BEGINNING. BEING ALL THAT PART OF A TRACT OF 4 ACRES OF LAND SITUATED IN THE SOUTHWEST CORNER OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 14, TOWNSHIP 50 NORTH, RANGE 21 WEST OF THE 5TH PRINCIPAL MERIDIAN, SALINE COUNTY, MISSOURI, COMMENCING AT THE SOUTHWEST CORNER OF SAID TRACT; THENCE NORTH 310 FEET, MORE OR LESS, TO THE NORTH LINE OF REDMAN LOT; THENCE EAST 562 FEET, MORE OR LESS, THENCE SOUTH 310 FEET, MORE OR LESS; THENCE WEST 562 FEET, MORE OR LESS, TO THE POINT OF BEGINNING. EXCEPT THAT PART NOW INCLUDED IN SAID BRUNSWICK AVENUE, EAST SUMMIT STREET, CONWAY AVENUE AND MITCHELL STREET.

MORE COMMONLY KNOWN AS: 868 S BRUNSWICK AVE, MARSHALL, MO 65340

Section 2. That in all other respects, the Zoning Ordinance of the City of Marshall, Missouri shall remain unchanged.

Section 3. That this ordinance shall be in full force and effect from and after its passage and approval.

PASSED by the Council of the City of Marshall, Missouri, this ____ day of _____,
2023.

President

APPROVED by the Mayor this ____ day of _____, 2023.

Mayor

FILED this ____ day of _____, 2023.

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	\$ 244,189.13
SANITATION FUND	82,015.29
LIBRARY FUND	11,640.04
BAND FUND	2,980.80
PARK FUND	79,710.61
CITY OFFICE/REVITALIZATION	
STREET FUND	30,991.63
AIRPORT OPERATING FUND	5,096.62
TOURISM	4,545.71
MARTIN COMMUNITY CENTER	1,686.40
HAB CENTER FUND	
PARK CAPITAL IMPROVEMENT	33.75
SOUTH ODELL SEWER	
ECONOMIC DEVELOPMENT	12,100.00
WATER OPERATING FUND	\$ 457,370.83
ELECTRIC OPERATING FUND	355,628.35
SEWER REVENUE FUND	258,656.66
INTERNET OPERATING FUND	167,457.80
NATURAL GAS OPERATING FUND	4,094.47
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 15TH day of AUGUST, 2023.

President of the City Council

APPROVED by the Mayor of the City of Marshall, Missouri, this 15TH day of AUGUST, 2023.

Mayor

FILED this 15TH day of AUGUST, 2023.

City Clerk