

**TENTATIVE
CITY COUNCIL AGENDA
DECEMBER 19, 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 November 21, 2023, Work Session Minutes of November 29, 2023 and Special Session Minutes of December 8, 2023
4. Public Hearing to Hear Comments or Concerns Regarding a Request by Marshall Public Schools to Re-zone a Tract of Land from R-1 Residential to R-2 Residential and a portion from C-2 Highway Business to R-2 Residential located at 215 East Mitchell Street, Marshall, Missouri
5. Marshall Saline Development Corporation Quarterly Report
6. Committee Reports
 1. Public Relations and Public Safety Committee
 2. Municipal Services and Personnel Committee
 3. Property, Finance, Budget and Audit Committee
 4. Community Development and Code 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. Library Board Appointment
 2. Board of Public Works Appointment
 3. Event Request – Annual Saline County BBQ – June 1, 2024
9. Resolution
 1. Transfer Certain Unimproved Lots in the City of Marshall
 2. Establish Rates for Commercial Solid Waste Collection
10. Ordinances
 1. Execute Contract Between the City of Marshall and the Marshall Community Chorus – Second Reading
 2. Execute Contract Between the City of Marshall and Marshall-Saline Development Corporation – Second Reading
 3. Amend Ordinance No. 8734 Authorizing and Directing the Internal Transfer of Balances Between Certain City Funds – Second Reading
 4. Amend Zoning Ordinance by Changing Zoning Classification of Certain Property from R-1 Single Family Residential District and C-2 Highway Business District to R-2 Residential District

5. Execute Agreement Between the City of Marshall and the Marshall Public School District for the Exchange of Certain Real Property in the City of Marshall
6. Appropriation
11. Other Council Business
12. Adjourn

POSTED 12/15/2023
11:45 A.M.

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF MARSHALL, MISSOURI, TO TRANSFER CERTAIN UNIMPROVED LOTS IN THE CITY OF MARSHALL.

WHEREAS, the City of Marshall, Missouri (“City”) is the owner of certain unimproved lots within the City; and

WHEREAS, River Valley Ag Exchange, LLC, owned by Derek Davis, owns an adjacent property and desires to obtain the unimproved lots; and

WHEREAS, Derek Davis assisted the City by providing labor and equipment in the demolition of the structures on the said unimproved lots; and

WHEREAS, as and for repayment for the assistance provided to the City of Marshall and due to the economic impact on the community, the City desires to transfer the said unimproved lots to Derek Davis, in that the City will benefit substantially from the transfer, in that the transfer will increase the tax base, make the area safer for the community by providing trucks and farm equipment safer access to River Valley Ag Exchange, and promote and grow the local economy and the local agricultural industry.

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

Section 1. The Mayor of the City of Marshall, Missouri is hereby authorized to execute on behalf of said City a Quitclaim Deed, and such other documents as may be necessary in connection therewith, transferring to Derek Davis the following tracts of land located in the City of Marshall, Saline County, Missouri:

TRACT NO. 1:

THE SOUTH FORTY-FIVE (45) FEET OF THE NORTH NINETY (90) FEET OF LOT FOUR (4) IN BLOCK TWO (2) OF BOATRIGHT AND GORDON’S ADDITION TO THE CITY OF MARSHALL, SALINE COUNTY, MISSOURI.

TRACT NO. 2:

LOT FOUR (4) IN BLOCK TWO (2) OF BOATRIGHT & GORDON’S ADDITION TO THE CITY OF MARSHALL, SALINE COUNTY, MISSOURI, EXCEPT THE NORTH 90 FEET THEREOF.

Section 2. That 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 day of _____, 2023.

City Clerk

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF MARSHALL, MISSOURI, ESTABLISHING RATES FOR COMMERCIAL SOLID WASTE COLLECTION

WHEREAS, pursuant to Section 230.100 of the Code of Ordinances of the City of Marshall, Missouri, the City Council has the authority to establish and adopt service charges for the collection and disposal of solid waste; and

WHEREAS, pursuant to its agreement with RTS Waste Services, LLC, the commercial rates for the collection of solid waste may be adjusted annually by the City and RTS Waste Services, LLC.

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

Section 1. Effective January 1, 2024, the following commercial rates shall be applicable to the collection of solid waste in the City of Marshall:

		1 Yard		1.5 Yard		2 Yard		3 Yard		4 Yard		6 Yard		8 Yard	
Recycle	1xwk	MR1x1	\$30.00	MR15x1	\$40.00	MR2x1	\$40.00	MR3x1	\$50.00	MR4x1	\$50.00	MR6x1	\$60.00	X	X
	2xwk	MR1x2	\$53.00	MR15x2	\$70.00	MR2x2	\$70.00	MR3x2	\$88.00	MR4x2	\$88.00	MR6x2	\$105.00	X	X
	3xwk	MR1x3	\$76.00	MR15x3	\$100.00	MR2x3	\$100.00	MR3x3	\$126.00	MR4x3	\$126.00	MR6x3	\$150.00	X	X
	4xwk	MR1x4	\$99.00	MR15x4	\$130.00	MR2x4	\$130.00	MR3x4	\$164.00	MR4x4	\$164.00	MR6x4	\$195.00	X	X
	5xwk	MR1x5	\$122.00	MR15x5	\$160.00	MR2x5	\$160.00	MR3x5	\$202.00	MR4x5	\$202.00	MR6x5	\$240.00	X	X
	6xwk	MR1x6	\$145.00	MR15x6	\$190.00	MR2x6	\$190.00	MR3x6	\$240.00	MR4x6	\$240.00	MR6x6	\$285.00	X	X
	Ex Dump	\$35.00		\$45.00		\$45.00		\$55.00		\$55.00		\$65.00		X	
		1 Yard		1.5 Yard		2 Yard		3 Yard		4 Yard		6 Yard		8 Yard	
Trash	1xwk	MT1x1	\$65.00	MT15x1	\$80.00	MT2x1	\$80.00	MT3x1	\$110.00	MT4x1	\$110.00	MT6x1	\$150.00	MT8x1	\$175.00
	2xwk	MT1x2	\$114.00	MT15x2	\$140.00	MT2x2	\$140.00	MT3x2	\$193.00	MT4x2	\$193.00	MT6x2	\$263.00	MT8x2	\$307.00
	3xwk	MT1x3	\$163.00	MT15x3	\$200.00	MT2x3	\$200.00	MT3x3	\$276.00	MT4x3	\$276.00	MT6x3	\$376.00	MT8x3	\$439.00
	4xwk	MT1x4	\$212.00	MT15x4	\$260.00	MT2x4	\$260.00	MT3x4	\$359.00	MT4x4	\$359.00	MT6x4	\$489.00	MT8x4	\$571.00
	5xwk	MT1x5	\$261.00	MT15x5	\$320.00	MT2x5	\$320.00	MT3x5	\$442.00	MT4x5	\$442.00	MT6x5	\$602.00	MT8x5	\$703.00
	6xwk	MT1x6	\$310.00	MT15x6	\$380.00	MT2x6	\$380.00	MT3x6	\$525.00	MT4x6	\$525.00	MT6x6	\$715.00	MT8x6	\$835.00
	Ex Dump	\$45.00		\$65.00		\$65.00		\$90.00		\$90.00		\$125.00		\$150.00	

Section 2. This Resolution shall be in 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.

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 COMMUNITY CHORUS FOR THE PROVISION OF CONCERTS IN THE CITY OF MARSHALL.

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 Community Chorus for the provision of concerts in the City of Marshall and for the contract price of Five Thousand and 00/100ths Dollars (\$5,000.00).

Section 2. That all ordinances and parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. 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 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 _____, 2023.

President

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

Mayor

FILED this ____ day of _____, 2023.

City Clerk

ORDINANCE NO. _____

AN ORDINANCE AMENDING ORDINANCE NO. 8734, AN ORDINANCE AUTHORIZING AND DIRECTING THE INTERNAL TRANSFER OF BALANCES BETWEEN CERTAIN CITY FUNDS

WHEREAS, pursuant to Section 67.050, RSMo., a political subdivision may transfer any unencumbered balance or portion thereof from the expenditure authorization of one department, office, commission, or other classification to another, subject to such limitations as may be provided by law or charter; and

WHEREAS, the City of Marshall now desires to amend Ordinance No. 8734 and authorize the transfer of certain funds within the Municipal Services Department in the amounts stated below.

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

Section 1. Ordinance No. 8734 of the Code of Ordinances of the City of Marshall, Missouri, is hereby amended by deleting all that part of Section 1 after the first full sentence thereof and replacing it with the following:

The City Administrator, or his designee, is hereby further authorized and directed to complete an additional transfer of Seven Hundred Fifty Thousand and 00/100ths Dollars (\$750,000.00) from the City's Sanitation Fund to the City's Street Fund in year 2024 and an additional transfer of Five Hundred Thousand and 00/100ths Dollars (\$500,000.00) from the City's Sanitation Fund to the City's Street Fund in year 2025. In each of said years, the additional transfers shall occur within thirty (30) days of February 21.

Section 2. 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 3. 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.

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 “R-1” SINGLE FAMILY RESIDENTIAL DISTRICT AND “C-2” HIGHWAY BUSINESS DISTRICT TO “R-2” RESIDENTIAL DISTRICT.

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

Section 1. That the zoning classification of a part of the following described property is “R-1” Single Family Residential District, with the remaining part of said property being zoned as “C-2” Highway Business District. Pursuant to this ordinance, the zoning classification of the following described property shall be amended from “R-1” Single Family Residential District and “C-2” Highway Business District to “R-2” Residential District:

A TRACT OF LAND BEING A PART OF LOTS SIX (6) AND SEVEN (7) IN BLOCK THREE (3) OF HAGGIN'S ADDITION TO THE CITY OF MARSHALL, SALINE COUNTY, MISSOURI, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A STAKE IN THE NORTH LINE OF SAID LOT 6, SAID STAKE BEING 225 FEET EAST OF THE EAST LINE OF ODELL AVENUE, IN SAID CITY OF MARSHALL; THENCE EAST ALONG THE NORTH LINE OF SAID LOT 6 A DISTANCE OF 222 FEET TO A CORNER POST; THENCE SOUTH 509.2 FEET TO A STAKE AT THE SOUTHEAST CORNER OF SAID LOT 7; THENCE WEST 218.5 FEET TO A STAKE WHICH IS 225 FEET EAST OF THE EAST LINE OF SAID ODELL AVENUE; THENCE NORTH 509.2 FEET TO THE POINT OF BEGINNING.

ALSO, A PART OF LOT SEVEN (7) IN BLOCK THREE (3) OF HAGGIN'S ADDITION TO THE CITY OF MARSHALL, SALINE COUNTY, MISSOURI, BEING THE EAST SIXTY (60) FEET OF THE FOLLOWING DESCRIBED TRACT OF LAND: BEGINNING AT THE INTERSECTION OF THE NORTH LINE OF MITCHELL STREET WITH THE EAST LINE OF ODELL AVENUE, IN SAID CITY OF MARSHALL; THENCE IN AN EASTERLY DIRECTION ALONG THE NORTH LINE OF MITCHELL STREET 225 FEET; THENCE NORTH ON A LINE PARALLEL WITH THE EAST LINE OF ODELL AVENUE 81.6 FEET; THENCE WEST ON A LINE PARALLEL WITH THE NORTH LINE OF MITCHELL STREET 225 FEET TO THE EAST LINE OF ODELL AVENUE; THENCE SOUTH ALONG THE EAST LINE OF ODELL AVENUE TO THE POINT OF BEGINNING.

Commonly known as: 215 East Mitchell Street, Marshall, Saline County, Missouri.

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

Section 3. That the City Council of the City of Marshall, Missouri further determines that it is necessary to enact this ordinance without delay; therefore, an emergency is hereby declared to exist in that passage of this ordinance is necessary for the preservation of the health, safety, and welfare of the public in that the property, which was previously used as a school, is vacant and subject to recurring vandalism, break-ins, and other criminal activity.

Section 4. 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 AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF MARSHALL, MISSOURI, TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF MARSHALL, MISSOURI, AND MARSHALL SCHOOL DISTRICT, FOR THE EXCHANGE OF CERTAIN REAL PROPERTY IN THE CITY OF MARSHALL

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

Section 1. The Mayor of the City of Marshall, Missouri, is hereby authorized to execute on behalf of said City a Real Estate Exchange Agreement with District for the purpose of exchanging certain portions of the City-owned real estate formerly known as the Marshall Habilitation Center for the Eastwood Elementary School site owned by the Marshall School District, with such additional requirements as described in said contract, which is attached hereto as Exhibit A. The Mayor is hereby further authorized to execute such other documents as may be necessary in connection with completing the exchange of said property.

Section 2. That 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 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	\$ 220,164.43
SANITATION FUND	83,218.35
LIBRARY FUND	9,619.25
BAND FUND	1,033.12
PARK FUND	33,499.09
CITY OFFICE/REVITALIZATION	-
STREET FUND	48,415.41
AIRPORT OPERATING FUND	59,094.03
TOURISM	1,831.01
MARTIN COMMUNITY CENTER	4,473.60
HAB CENTER FUND	-
PARK CAPITAL IMPROVEMENT	13,615.35
SOUTH ODELL SEWER	-
ECONOMIC DEVELOPMENT	55,000.00
WATER OPERATING FUND	\$ 216,996.77
ELECTRIC OPERATING FUND	1,111,389.84
SEWER REVENUE FUND	212,346.61
INTERNET OPERATING FUND	144,376.98
NATURAL GAS OPERATING FUND	2,763.03
ELECTRIC CONSUMER DEPOSIT FUND	716,604.85
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 19TH day of DECEMBER, 2023.

President of the City Council

APPROVED by the Mayor of the City of Marshall, Missouri, this 19TH day of DECEMBER, 2023.

Mayor

FILED this 19TH day of DECEMBER, 2023.

City Clerk