

**CITY COUNCIL MINUTES**  
**NOVEMBER 7, 2023**  
**6:00 P.M.**

The Marshall City Council met in Regular Session at 6:00 p.m. on Tuesday, November 7, 2023, in the Council Chambers of the City Office Building, 214 N. Lafayette, Marshall, MO 65340, with the following members present: Mayor Vincent Lutterbie; Council Members John Allen, Phil Perkins, Drew Green, Nathan Swisher, Charles Guthrey, Craig Thompson, Dan Brandt and Steve Cook; City Counselor Josh Taylor and City Clerk Julie Lewis. City Administrator JD Kehrman excused absent.

Council Member Swisher made a motion, seconded by Brandt, to adopt the agenda. A voice vote was taken with all in attendance in favor. Motion carried.

Council Member Thompson made a motion, seconded by Allen, to approve the Work Session Minutes of October 11, 2023 and Regular Session Minutes of October 17, 2023. A voice vote was taken with all in attendance in favor. Motion carried.

**COMMITTEE REPORTS**

**PROPERTY, FINANCE, BUDGET AND AUDIT COMMITTEE:**

Council Member Green reported current revenues are at \$1,547,457 or 11.53 % of budgeted amounts and expenditures are at \$1,766,397 or 12.07% of budgeted amounts. Expenditures are a little high but it is the beginning of the budget year.

The Committee is reviewing roof replacement bids for the Police Department and City Hall. A recommendation will be brought to Council soon.

**COMMUNITY DEVELOPMENT AND CODE COMMITTEE:**

Council Member Cook reported he updated Council Members through an email regarding the Committee's recent meeting. The purpose of the meeting was to review code language regarding various types of vehicles and parking issues. The City Attorney is looking into cleaning up the verbiage and updating the code to allow for more parking options.

The Board of Building Code Enforcement will conduct hearings on November 22<sup>nd</sup> at 8:30 a.m.

**PUBLIC RELATIONS AND PUBLIC SAFETY COMMITTEE:**

Council Member Guthrey gave the Marshall Fire Department report for the month of October:

Fire calls – 7

Rescue & EMS calls – 28

Service calls – 9

Good Intent calls – 9

Hazardous Conditions calls – 3

False Alarm & False calls – 11

Total number of calls – 69

## **MUNICIPAL SERVICES AND PERSONNEL:**

Council Member Brandt gave the following Storm Water Tip:

Use your rake to preserve the lake...and other waters. Rake your leaves and dispose of properly. Leaves should not be blown into the street where they can be washed into the storm drain system. Where stormwater flows, everything goes!

Council Member Brandt stated there is an ordinance that prohibits blowing leaves into the street.

The Municipal Services Committee will set a meeting during the last week of November.

Council Member Brandt attended the Missouri LAGERS Annual Conference October 26<sup>th</sup> and 27<sup>th</sup>. He explained LAGERS is a pension plan and the City of Marshall has been a member since 1971. The pension plan for employees is 100% funded by the City.

## **CITY ADMINISTRATOR'S REPORT:**

No report.

## **MAYOR'S REPORT:**

Mayor Lutterbie said the Saline County Inter Agency is currently collecting donations for this year's Holiday Project. There is a drop box in the lobby of City Hall for donations of non-perishable food items and new, unwrapped toys.

Mayor Lutterbie reported on the following items:

- Annual audit is currently taking place
- Working on a 5 point program and contract negotiations with Saline Animal League
- Putting a public safety tax on the ballot in 2024
- Updates to the Animal Ordinance
- Trap, neuter and release program for feral cats
- Updates to fines and collection of fines

## **BUSINESS FROM THE AUDIENCE**

Emma Luscombe, resident of Marshall, spoke to the Council about the upcoming railroad crossing closures and said she is against the closures. She said she has concerns relating to response time of emergency services.

Chief Donnell said the Police, Fire and Ambulance were involved in discussions regarding the closures and it was determined that response times would not be adversely impacted. Gaining crossing arms on the crossings that will remain open is very good.

Emma spoke about an ongoing parking issue that she is having at her residence.

Council Members discussed the parking issue in detail.

Mayor Lutterbie indicated he will continue to work to resolve the parking issue.

Tom Ward, resident of Ward 2, said he would like to speak this evening.

Mayor Lutterbie said Mr. Ward was not approved to speak this evening.

## **APPOINTMENTS**

### **MARSHALL HOUSING AUTHORITY APPOINTMENT:**

Mayor Lutterbie presented the following appointment for Council consideration and approval:

Marshall Housing Authority

Karen Moss – Re-appointment – Term Expires October 2027

Council Member Allen made a motion, seconded by Perkins, to approve the appointment as presented. A voice vote was taken with all in attendance in favor. Motion carried.

### **LIBRARY BOARD APPOINTMENT:**

Mayor Lutterbie presented the following appointment for Council Consideration and approval:

Library Board

Steven Washington – New Appointment – Serve Remainder of Unexpired Term  
Term Expires July 2024

Council Member Brandt made a motion, seconded by Allen, to approve the appointment as presented. A voice vote was taken with all in attendance in favor. Motion carried.

## **ORDINANCES**

Council Member Swisher said he is not opposed to letting Tom Ward speak and looking into information that benefits the citizens.

An ordinance entitled “AN ORDINANCE PROVIDING FOR A GENERAL MUNICIPAL ELECTION TO BE HELD ON APRIL 2, 2024, IN THE CITY OF MARSHALL, MISSOURI FOR ELECTION OF CITY OFFICERS THEREIN” was given its second reading by title only and put to its final passage and approval upon motion of Brandt, seconded by Thompson. A roll call vote was taken with Perkins, Green, Swisher, Guthrey, Thompson, Brandt, Cook and Allen voting aye. The ordinance is thereupon declared passed and so endorsed by the President of the Council, approved by the Mayor and numbered Ordinance No. 8791.

An ordinance entitled “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 PHILHARMONIC ORCHESTRA FOR THE PROVISION OF CONCERTS IN THE CITY OF MARSHALL” was given its first reading by title only.

Council Member Perkins made a motion, seconded by Allen, to approve the first reading. A roll call vote was taken with Green, Swisher, Guthrey, Thompson, Brandt, Cook, Allen and Perkins voting aye. Motion carried.

An ordinance entitled “AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF MARSHALL, MISSOURI, TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF MARSHALL, MISSOURI, AND THE MARSHALL MUNICIPAL BAND” was given its first reading by title only.

Council Member Brandt made a motion, seconded by Guthrey, to approve the first reading. A roll call vote was taken with Swisher, Guthrey, Thompson, Brandt, Cook, Allen, Perkins and Green voting aye. Motion carried.

An ordinance entitled “AN ORDINANCE MAKING THE APPROPRIATION FOR THE PAYMENT OF ACCOUNTS OUT OF THE DIFFERENT CITY FUNDS” was given its first reading by title only.

Council Member Guthrey made a motion, seconded by Perkins, to take the ordinance to a second reading. A roll call vote was taken with Thompson, Brandt, Cook, Allen, Perkins, Green, Swisher and Guthrey voting aye. Motion carried.

Ordinance No. 8792 entitled “AN ORDINANCE MAKING THE APPROPRIATION FOR THE PAYMENT OF ACCOUNTS OUT OF THE DIFFERENT CITY FUNDS” was given its second reading by title only and put to its final passage and approval upon motion of Allen, seconded by Thompson. A roll call vote was taken with Brandt, Cook, Allen, Perkins, Green, Swisher, Guthrey and Thompson 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 Swisher said there seems to be an issue with speeding in town as well as drag racing. He would like to see more tickets issued.

Chief Donnell spoke about staffing issues within the Police Department. He will look into the issue.

Council Member Swisher spoke about transparency in relation to the sale of the Gieringer property. He believes the Council should stick to their word on verbal contracts and not break the trust of the citizens.

Council Members discussed Business from the Audience in relation to Tom Ward’s request to speak. Each Council Member expressed their opinions about the Business from the Audience portion of the meeting. Mayor Lutterbie concluded the discussion stating Tom Ward would be allowed to speak during Business from the Audience at the next regular Council meeting.

There being no other Council Business, Council Member Perkins made a motion, seconded by Allen, to adjourn the meeting. A voice vote was taken with all in attendance in favor. Motion carried and the meeting adjourned at 7:20 p.m.

Julie A. Lewis,  
City Clerk