

**TENTATIVE
CITY COUNCIL AGENDA
FEBRUARY 6, 2024
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 January 16, 2024
4. 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.
5. Boy Scout Project Presentation by Chase Johnston
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. Event Request – Marshall Chamber of Commerce Sips & Grins Wine Walk
April 27, 2024
8. Ordinances
 1. Establish Rules and Regulations Permitting the Use of Utility Vehicles in the City of Marshall – Second Reading
 2. Appropriation
9. Other Council Business
10. Adjourn

POSTED 02/02/24
1:30 P.M.

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF MARSHALL, MISSOURI, ESTABLISHING RULES AND REGULATIONS PERMITTING THE USE OF UTILITY VEHICLES IN THE CITY OF MARSHALL.

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

Section 1. Utility Vehicles. A utility vehicle may be operated upon the streets, highways, and public rights-of-way of the City if it meets the requirements of this section:

a. Definition.

- i. Utility Vehicle ("UV") means any motorized vehicle manufactured and used exclusively for off-highway use which is more than fifty inches (50") but no more than eighty inches (80") in width, measured from outside of tire rim to outside of tire rim, with an unladen dry weight of three thousand five hundred pounds (3,500 lbs.) or less, traveling on four (4) or six (6) wheels, to be used primarily for landscaping, lawn care, or maintenance purposes.

b. Equipment Requirements. To be operated upon the streets, highways, and public rights-of-way of the City, each UV shall be equipped with:

- i. Headlamps;
- ii. Front and rear turn signal lamps;
- iii. Taillamps;
- iv. Stop lamps;
- v. Reflex reflectors: one red on each side as far to the rear as practicable, and one red on the rear;
- vi. An exterior mirror mounted on the driver's side of the vehicle and either an exterior mirror mounted on the passenger's side of the vehicle or an interior mirror;
- vii. A parking brake or park;
- viii. A windshield;
- ix. A Vehicle Identification Number ("VIN");

- x. A Type 1 or Type 2 seat belt assembly conforming to applicable federal seat belt regulations installed at each designated seating position;
 - xi. Rear visibility conforming to the requirements of applicable federal regulations;
 - xii. A horn or alert sound as required by applicable federal regulations; and
 - xiii. A roll bar or roll cage designed to reduce the risk of injury to an occupant in case of a rollover.
- c. **Operation.** The operator of a UV shall observe all traffic laws and local ordinances regarding the rules of the road. A UV shall not be operated at speeds in excess of forty-five (45) miles per hour.
- d. **Financial Responsibility.** Every operator of a UV shall maintain financial responsibility on such UV as required by Chapter 303 of Missouri's Revised Statutes if the UV is to be operated upon the streets, highways, or public rights-of-way of the City.
- e. **Titling and Registration.** A UV shall be exempt from the requirements of Sections 307.350 to 307.402, RSMo., for purposes of titling and registration. Proof of registration by the City of Marshall and proof of financial responsibility shall be carried with any registered UV. A registration sticker provided by the City of Marshall shall be affixed to the UV on the left rear fender.
- f. **Driver's License Required.** Each person operating a UV shall possess a valid driver's license.
- g. **Passengers.** The number of passengers permitted while the UV is being operated shall be equal to, or less than, the number of Type 1 or Type 2 seat belt assemblies installed on such UV. Seat belts shall be worn by the operator and each passenger of the UV.

Section 2. ATVs Prohibited. The operation of an all-terrain vehicle ("ATV") upon the streets, highways, and public rights-of-way of the City of Marshall, Missouri, is prohibited. As used herein, "all-terrain vehicle" or "ATV" means any motorized vehicle manufactured and used exclusively for off-highway use, with an unladen dry weight of one thousand five hundred pounds (1,500 lbs. or less), traveling on three (3), four (4) or more nonhighway tires, with either a seat designed to be straddled by the operator, and handlebars for steering control, but excluding an electric bicycle; or a width of fifty inches (50") or less, measured from outside of tire rim to outside of tire rim, regardless of seating or steering arrangement.

Section 3. Permits and Registration.

- a.** No UV shall be operated within the City of Marshall unless it is registered with, and a permit for operation is issued by, the City of Marshall.
- b.** The Chief of Police, or his or her designee, is designated as the city official with the authority to issue permits for UVs within the City of Marshall and collect a fee upon issuance of a permit in the amount of \$ 20.00. No permit shall be issued until the fee is paid.
- c.** To register a UV and obtain a permit for operation, the owner of the UV must present the UV for visual inspection by the Chief of Police and provide the following documentation:
 - i.** A completed UV registration application supplied by the Marshall Police Department, which shall require the following information:
 - 1. Owner's full name;
 - 2. Owner's address and location where vehicle is stored or kept;
 - 3. Owner's driver's license number, state of issuance, and copy of driver's license;
 - 4. Vehicle make, model, year, and color and Vehicle Identification Number;
 - ii.** Proof of ownership with the year, make, and model of the vehicle identified;
 - iii.** Proof of current financial responsibility, which references the UV by Vehicle Identification Number, model year, and includes the policy number, name of insurance company, and contact information for said insurance company;
 - iv.** Paid property tax receipt listing the UV if the vehicle was purchased in the prior calendar year;
- d. Renewals.** Registrations shall be renewed every year on or before April 1. Fees shall not be prorated.

Section 4. Penalty for Violation. Any person, firm, corporation, or individual violating any of the provisions of this Ordinance, shall be subject to fine and imprisonment as set forth in Section 100.220 of the Code of Ordinances of the City of Marshall.

Section 5. This ordinance shall be effective April 1, 2024.

PASSED by the Council of the City of Marshall, Missouri, this ___ day of _____, 2024.

President

APPROVED by the Mayor this ___ day of _____, 2024.

Mayor

FILED this _____ day of _____, 2024.

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	\$ 347,485.12
SANITATION FUND	7,247.74
LIBRARY FUND	10,637.11
BAND FUND	959.03
PARK FUND	36,042.99
ARPA	27,853.47
STREET FUND	55,668.40
AIRPORT OPERATING FUND	47,670.25
TOURISM	4,368.66
MARTIN COMMUNITY CENTER	4,364.99
HAB CENTER FUND	46,522.02
PARK CAPITAL IMPROVEMENT	1,080.00
SOUTH ODELL SEWER	-
ECONOMIC DEVELOPMENT	-
WATER OPERATING FUND	\$ 150,528.01
ELECTRIC OPERATING FUND	372,268.69
SEWER REVENUE FUND	110,546.17
INTERNET OPERATING FUND	75,083.49
NATURAL GAS OPERATING FUND	-
ELECTRIC CONSUMER DEPOSIT FUND	-
SEWER EQUIPMENT FUND	-
WATER SEGREGATED	867,704.80

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 6TH day of FEBRUARY, 2024.

President of the City Council

APPROVED by the Mayor of the City of Marshall, Missouri, this 6TH day of FEBRUARY, 2024.

Mayor

FILED this 6TH day of FEBRUARY, 2024.

City Clerk