

**CITY COUNCIL MINUTES**  
**FEBRUARY 6, 2024**  
**6:00 P.M.**

The Marshall City Council met in Regular Session at 6:00 p.m. on Tuesday, February 6, 2024 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, Nathan Swisher, Charles Guthrey, Craig Thompson, Dan Brandt and Steve Cook; City Administrator JD Kehrman, City Counselor Josh Taylor and City Clerk Julie Lewis. Council Member Drew Green excused absent.

Council Member Perkins made a motion, seconded by Allen, to adopt the agenda. A voice vote was taken with all in attendance in favor; Green excused absent. Motion carried.

Council Member Brandt made a motion, seconded by Thompson, to approve Regular Session Minutes of January 16, 2024. A voice vote was taken with all in attendance in favor; Green excused absent. Motion carried.

**BUSINESS FROM THE AUDIENCE**

Tom Ward asked questions about the repayment of a loan that provided for the demolition of the old IGA building. Has the City received any type of repayment? Will the City apply the 8% interest and any penalties? Has the loan been forgiven, discharged or written off?

Mayor Lutterbie said the loan has not been forgiven, discharged or written off.

Mr. Ward said he has asked questions that have gone unresolved or unanswered so at this point he will get a petition to get the State Auditor here.

Mr. Ward asked several questions about the sale of sanitation equipment, the recoupment of \$30,000 of taxpayer money for the assembly of roll carts and fees related to the registration of abandoned and vacant properties. He also spoke about being shut down and ridiculed in open session; he feels the Council should rescind their rules of order.

Sally Swisher asked how much the Police Department budget has been increased due to being responsible for the Animal Shelter and how does that compare to when the Saline Animal League was running the shelter. She asked where the Police Department is on the list of allocations of the appropriation. She stated she would like to see an organizational chart on the City's website and asked what the City Administrator's function is.

Cliff Cato expressed his concerns regarding the proposed utility vehicle ordinance and said they are designed for off road use not city streets.

Jennifer Lappin asked what the plan is for the prevention of zoonotic diseases at the Animal Shelter.

Mayor Lutterbie said the animal ordinance is currently being reviewed for updates.

Denise Conner asked about the process of determining an ordinance and how citizens can give feedback regarding proposed ordinances. She also asked how Council members share feedback received from citizens.

Council Members spoke about the process of bringing a proposed ordinance to Council for consideration.

### **BOY SCOUT PROJECT PRESENTATION BY CHASE JOHNSTON**

Chase Johnston, member of Boy Scout Troop 42, said he is working on a project to achieve his Eagle Scout status and would like to place a self-serve food pantry on the old Fitzgibbon lot on Brunswick. Members of the community would be able to get food items, if needed, or donate items. The pantry would be placed in the green space area.

Council Member Guthrey made a motion, seconded by Brandt, to approve the request to place a food pantry on the Brunswick lot. A voice vote was taken with all in attendance in favor; Green excused absent. Motion carried.

### **COMMITTEE REPORTS**

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

Council Member Thompson gave the following storm water tip:

Don't spill gasoline while refueling your car. When the pump shuts off, stop Refueling. Do not top off your tank! This will help protect our stream and rivers.

Where stormwater flows, everything goes!

Council Member Brandt reported the Municipal Services and Personnel Committee met on February 1<sup>st</sup> to discuss airport user fees. A draft has been completed and distributed to Council for feedback.

Staff is compiling a list of city owned farmland and hay ground. The list will be reviewed prior to requesting bids.

The committee reviewed and tightened up the bid process for the 2024 street program.

Council Member Brandt made a motion, seconded by Perkins, to approve requesting bids for the 2024 street program. A voice vote was taken with all in attendance in favor; Green excused absent. Motion carried.

Council Member Brandt discussed a traffic hazard issue on Watermill Road between Redwing and Sunrise. The committee suggests no parking on one side of the road.

The committee will soon be looking into improvements at the intersection of Miami and College.

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

No report.

Council Member Cook asked about the City Hall roof project.

Council Member Swisher said the contract documents have been completed and materials have been ordered.

**COMMUNITY DEVELOPMENT AND CODE COMMITTEE:**

Council Member Cook reported the committee will meet soon to discuss and finalize changes to the ordinance relating to off street parking.

**PUBLIC RELATIONS AND PUBLIC SAFETY COMMITTEE:**

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

Fires – 7	Rescue/Medical Assists – 40
Hazardous Conditions – 3	Service Calls – 15
Good Intent Calls – 7	False Alarms – 19
Total Calls – 91	

**CITY ADMINISTRATOR’S REPORT:**

City Administrator JD Kehrman reported he has met with the Street Superintendent/Airport Manager and the engineer from HDR. The City is close to receiving MoDOT and FAA approval to request bids for the parallel taxiway project. He would like for Council to schedule a work session with airport users and other interested parties so that HDR engineers can make a full presentation.

Mr. Kehrman explained the federal funding opportunity and the requirements associated with the funding.

**MAYOR’S REPORT:**

Mayor Lutterbie said this will be Democrat News reporter Danielle Linton-Hatfield’s last meeting with the Council. He wished her luck.

Mayor Lutterbie presented the following Tourism Commission appointments for Council consideration and approval:

Tourism Commission

Mike Harlow – New Appointment – Term Expires June 2026

Chris Nelson – New Appointment – Term Expires June 2026

Council Member Guthrey made a motion, seconded by Perkins, to approve the appointments as presented. A voice vote was taken with all in attendance in favor; Green excused absent. Motion carried.

**EVENT REQUEST:**

The Marshall Chamber of Commerce presented a request for their upcoming re-branded wine walk “Booze, Burgers and BBQ” event on Saturday, April 27, 2024. They are requesting the use of all four streets around the square and the suspension of 600.070(G) of the Code of Ordinances.

Marshall Chamber of Commerce Executive Director Amanda Linneman said the Chamber appreciates the Council’s support.

Chief Donnell indicated he is aware of the event and does not have any concerns.

Council Member Allen made a motion, seconded by Thompson, to approve the event as presented. A voice vote was taken with all in attendance in favor; Green excused absent. Motion carried.

**ORDINANCES**

An ordinance entitled “AN ORDINANCE OF THE CITY OF MARSHALL, MISSOURI, ESTABLISHING RULES AND REGULATIONS PERMITTING THE USE OF UTILITY VEHICLES IN THE CITY OF MARSHALL” was given its second reading by title only.

Council Member Swisher said he is opposed to utility vehicles on the roads. He discussed safety issues along with enforcement of the proposed ordinance.

Council Members discussed the proposed ordinance.

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

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

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

Ordinance No. 8806 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 Perkins, seconded by Guthrey. A roll call vote was taken with Perkins, Swisher, Guthrey, Thompson, Brandt, Cook and Allen voting aye; Green excused absent. 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 Cook said he attended an MML luncheon in Marshall and the presentation was about aerial agricultural operations. The proposed improvements to the airport will make it better for airport users.

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, Green excused absent. Motion carried and the meeting adjourned at 7:08 p.m.

Julie A. Lewis  
City Clerk