

CITY COUNCIL MINUTES
APRIL 16, 2024
6:00 P.M.

The Marshall City Council met in Regular Session at 6:00 p.m. on Tuesday, April 16, 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 Drew Green, Phil Perkins, Craig Thompson, John Allen, Nathan Swisher, Dan Brandt and Steve Cook; City Counselor Josh Taylor, City Administrator JD Kehrman and City Clerk Julie Lewis. Council Member Charles Guthrey excused absent.

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

Council Member Green made a motion, seconded by Thompson, to approve the Regular Session Minutes of April 2, 2024. A voice vote was taken with all in attendance in favor, Guthrey excused absent. Motion carried.

BUSINESS FROM THE AUDIENCE

Jill Mitchell, Ward 3 resident, spoke about the Saline Animal League and some of their upcoming projects; said they would appreciate being paid \$7,100 that is owed to them by the City. She also spoke about the overpopulation of cats.

Mayor Lutterbie said research is being done to create a program to help deal with the feral cat population.

Disa Farris spoke about money that is owed to the Saline Animal League. She asked Council Members to appeal to their better selves and restore faith in an expedient manner.

COMMITTEE REPORTS

PROPERTY, FINANCE, BUDGET AND AUDIT COMMITTEE:

Council Member Green reported revenues are at \$7.6 million and expenditures are at \$7.2 million. The budget continues to stay on track.

Council Member Swisher said roof replacement work at City Hall is continuing.

Mayor Lutterbie said atrium speakers will be upgraded after all roof work is completed.

COMMUNITY DEVELOPMENT AND CODE COMMITTEE:

Council Member Cook gave the Inspection Department Report for the month of March:

Building Permits – 23
Electrical Permits – 13
Plumbing Permits - 6

Demolition Permits – 2
Mechanical Permits – 1
Total Permits – 45

Total construction value is \$21,104,475.00 with permit fees totaling \$14,988.50.

Council Member Cook noted \$18 million is for the new school building.

Code Enforcement for the month of March:

Accumulations/Junk/Debris – 1
Building Code Violation – 2

Property Maintenance - 3
Vehicle Parking/Off Street – 1

The Board of Building Code enforcement will conduct hearings on April 24th at 8:30 a.m.

PUBLIC RELATIONS AND PUBLIC SAFETY COMMITTEE:

No report.

MUNICIPAL SERVICES AND PERSONNEL COMMITTEE:

Council Member Brandt reported the Committee met yesterday to discuss milling, slurry seal and asphalt bids. There will be recommendations later in this meeting.

The Committee talked about a notification process for ag users and vendors at the airport; pedestrian crosswalk at College and Odell and a City Wide Clean Up event.

Vance Brothers will be in town beginning tomorrow to complete last year's slurry seal project. There will be a list of streets posted on the City's website.

Council Member Cook spoke about the Saline County Household Hazardous Waste Drop Off Facility. It will be open on the 4th Wednesday of each month from 8 a.m. until noon. An appointment must be made to drop off items. More information can be found on the City's website.

CITY ADMINISTRATOR'S REPORT:

City Administrator JD Kehrman reported Requests for Proposals for asbestos abatement of the boiler room/smoke stack at the Habilitation Center were mailed this week to 54 contractors.

MAYOR'S REPORT:

Mayor Lutterbie reported the NAPA Store will host a grand opening on May 4th from 10 a.m. until 5 p.m. with special guest NASCAR's Chase Elliot. They will be closing the north side of Commercial Drive during the event.

The City is currently in Phase 1 with the memorial trees at the old Fitzgibbon site. Phase 2 will be working with an arborist to develop a plan for management.

Mayor Lutterbie presented a plaque to outgoing Council Member Phil Perkins and thanked him for his services.

PLANNING AND ZONING RECOMMENDATION

Mayor Lutterbie said the Planning and Zoning Commission met to consider a request to rezone a tract of land located at 1180 North Highway 65 from C-1 Central Business to I-H Heavy Industrial and to consider a request to rezone a tract of land located at 891 North Highway 65 from C-1 Central Business to I-H Heavy Industrial.

The Planning and Zoning Commission is recommending a Public Hearing be scheduled for Tuesday, May 21, 2024.

Council Member Brandt made a motion, seconded by Allen, to schedule a Public Hearing for May 21, 2024. A voice vote was taken with all in attendance in favor; Guthrey excused absent. Motion carried.

DISCUSSION AND APPROPRIATE FOLLOW UP

CERTIFICATION OF ELECTION RESULTS:

CERTIFICATION

Official Results of the April 2, 2024 General Municipal Election
I, Brittni Allison Burton, Saline County Clerk, do hereby affirm the following election results are accurate and have been certified on the date beginning 8th day of April, 2024.

/s/ Brittni Allison Burton

Brittni Allison Burton, Saline County Clerk & Election Authority

City of Marshall Ward 1 Council Member

Drew Green 239

Write-in 7

City of Marshall Ward 2 Council Member

Jim Papreck 193

Write-in 3

City of Marshall Ward 3 Council Member

Josh Garrison 59

Dan Brandt 110

City of Marshall Ward 4 Council Member

Harold Simmons 17

Craig Thompson 76

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

EVENT REQUEST:

O'Reilly Auto Parts will be hosting a car show on September 14, 2024 and would like to request the closure of East Summit Street between Odell Avenue and Jefferson Avenue from 7 a.m. until 4 p.m.

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

BID – TREE TRIMMING AT 868 SOUTH BRUNSWICK:

Four bids were received for tree trimming/removal of dead limbs from a stand of trees located at 868 South Brunswick. The recommendation is to accept the bid of Rubio Lawn Care in the amount of \$8,800.00.

Council Member Allen made a motion, seconded by Thompson, to accept the bid of Rubio Lawn Care in the amount of \$8,800.00 for trimming/removal of dead limbs from a stand of trees located at 868 South Brunswick. A voice vote was taken with all in attendance in favor; Guthrey excused absent. Motion carried.

BID – COLD MILLING OF STREETS:

Bids were received for Cold Milling of City Streets. It is the recommendation to accept the bid of Higgins Asphalt of Tipton, Missouri, in the amount of \$2.24 per square yard.

Council Member Green made a motion, seconded by Perkins, to accept the bid of Higgins Asphalt in the amount of \$2.24 per square yard. A voice vote was taken with all in attendance in favor; Guthrey excused absent. Motion carried.

BID – EMULSIFIED ASPHALT SLURRY SEAL:

Bids were received for Slurry Seal of City Streets. It is the recommendation to accept the bid of Pavement Management from Lee's Summit, Missouri, in the amount of \$4.40 per square yard.

Council Member Thompson made a motion, seconded by Green, to accept the bid of Pavement Management in the amount of \$4.40 per square yard. A voice vote was taken with all in attendance in favor, Guthrey excused absent. Motion carried.

BID – 2 INCH ASPHALT OVERLAY:

Bids were received for Asphalt Concrete Overlay of City Streets. It is the recommendation to accept the bid of Higgins Asphalt of Tipton, Missouri, in the amount of \$130.45 per ton for BP-2 Mix.

Council Members discussed BP-2 and BP-3 mixes along with the amount of mix that will be needed.

Council Member Perkins made a motion, seconded by Green, to accept the bid of Higgins Asphalt in the amount of \$130.45 per ton for BP-2 Mix. A voice vote was taken with all in attendance in favor; Guthrey excused absent. Motion carried.

ORDINANCE

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

Ordinance No. 8822 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 Thompson, seconded by Brandt. A roll call vote was taken with Perkins, Thompson, Allen, Swisher, Brandt, Cook and Green voting aye; Guthrey excused absent. The ordinance is thereupon declared passed and so endorsed by the President of the Council and approved by the Mayor.

UNFINISHED BUSINESS

Mayor Lutterbie thanked everyone for serving on the Council.

Council Member Green said he enjoyed the recent mine tour.

Council Member Perkins made a motion, seconded by Allen, to adjourn sine die at 6:35 p.m. A roll call vote was taken with Thompson, Allen, Swisher, Brandt, Cook, Green and Perkins voting aye; Guthrey excused absent. Motion carried.

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The Oath of Office was administered by City Clerk Julie Lewis to Drew Green, Council Member Ward 1; Jim Papreck, Council Member Ward 2; Dan Brandt, Council Member Ward 3; and Craig Thompson, Council Member Ward 4.

Certificates of Election were presented by Mayor Lutterbie to the newly elected Council Members.

The roll was called with the following members of the City Council present: Mayor Vincent Lutterbie; Council Members Drew Green, Jim Papreck, Craig Thompson, John Allen, Nathan Swisher, Dan Brandt and Steve Cook; City Administrator JD Kehrman, City Counselor Josh Taylor and City Clerk Julie Lewis. Council Member Charles Guthrey excused absent.

Mayor Lutterbie asked for a nomination for Mayor Pro Tem.

Council Member Dan Brandt made a motion, seconded by Green to elect Council Member Craig Thompson at Mayor Pro Tem. A roll call vote was taken with Allen, Swisher, Brandt, Cook, Green, Papreck and Thompson voting aye; Guthrey excused absent. Motion carried.

GRIEVANCE BOARD ELECTION

Mayor Lutterbie said it is time for the annual Grievance Board Election. The Grievance Board hears grievances from City employees. Council Member Brandt and Perkins served last year.

Council Member Green made a motion, seconded by Allen, to elect Council Members Nathan Swisher and John Allen to serve on the Grievance Board. A roll call vote was taken with Allen Swisher, Brandt, Cook, Green, Papreck and Thompson voting aye; Guthrey excused absent. Motion carried.

OTHER COUNCIL BUSINESS

Mayor Lutterbie made the following Committee assignments for 2024-2025:

Property, Finance, Budget and Audit Committee – Craig Thompson and Jim Papreck

Municipal Services and Personnel Committee – Dan Brandt and Drew Green

Public Relations and Public Safety Committee – Charles Guthrey and Nathan Swisher

Community Development and Code Committee – Steve Cook and John Allen

Council Member John Allen is the liaison to the Marshall Park Board and Council Member Dan Brandt is the liaison to the Marshall Chamber of Commerce.

Council Member Green congratulated MMU on receiving recent awards for reliability and safety. MMU General Manager Jeff Bergstrom said the staff is doing a good job.

There being no other Council Business, Council Member Allen made a motion, seconded by Green, to adjourn the meeting. A voice vote was taken with all in attendance in favor; Guthrey excused absent. Motion carried and the meeting adjourned at 6:43 p.m.

Julie A. Lewis
City Clerk