

**CITY OF MARSHALL  
CITY COUNCIL MEETING  
M I N U T E S  
Tuesday, October 08, 2024**

The regular meeting of the Common Council of the City of Marshall was held October 08, 2024, at City Hall, 344 West Main Street. The meeting was called to order at 5:30 P.M. by Mayor Robert Byrnes. In addition to Byrnes the following members were in attendance: Craig Schafer, Amanda Schroeder, Steve Meister, John Alcorn, James Lozinski and See Moua-Leske. Absent: None. Staff present included: Sharon Hanson; City Administrator; Pamela Whitmore, City Attorney; Jason Anderson, Director of Public Works/ City Engineer; E.J. Moberg, Director of Administrative Services; and Steven Anderson, City Clerk.

**Consider Approval of the Minutes from the Regular Meeting Held on September 24th**

There were no amendments to the minutes from September 24, 2024.

Motion made by Councilmember Lozinski, Seconded by Councilmember Schafer to approve the minutes from September 24th. Voting Yea: Mayor Byrnes, Councilmember Schafer, Councilmember Meister, Councilmember Schroeder, Councilmember Alcorn, Councilmember Moua-Leske, Councilmember Lozinski. The motion **Carried. 7-0.**

**Consent Agenda**

There were no requests to remove an item from the consent agenda for additional discussion.

Motion made by Councilmember Meister, Seconded by Councilmember Alcorn to approve the items on the consent agenda. Voting Yea: Mayor Byrnes, Councilmember Schafer, Councilmember Meister, Councilmember Schroeder, Councilmember Alcorn, Councilmember Moua-Leske, Councilmember Lozinski. The motion **Carried. 7-0.**

- Consider Approval for an Outdoor Public Fireworks Display for Prairie Home Hospice on November 29, 2024
- Consider Request of Prairie Home Hospice & Community Care for the Light Up the Night Parade on Friday, November 29, 2024
- Consider Approval for a Temporary Liquor License for SMSU Homecoming
- Consider Approval for a Temporary Liquor License for the SMSU Gold Rush Raffle
- Consider Approval for a Temporary Liquor License for the Marshall Chamber of Commerce
- Consider Approval of a LG220 Lawful Gambling Permit for the Marshall Area YMCA
- Consider Approval of the Bills/Project Payments

**Consider Introduction of an Ordinance Amending Chapter 22, Article VIII Licensing and Registration Requirements for the Sale of Intoxicating Cannabinoid Products**

Attorney Whitmore explained that the ordinance further expanded the lower potency edible hemp retailer registration to include higher level adult use products and businesses. The amendment would also establish a limit of two retail licenses allowed by state statute based on the population size of Marshall.

Motion made by Councilmember Schafer, Seconded by Councilmember Lozinski to introduce an ordinance amending Chapter 22, Article VIII to Create Registration Requirements for the Sale of Adult Use Cannabis Products. Voting Yea: Mayor Byrnes, Councilmember Schafer, Councilmember Meister, Councilmember Schroeder, Councilmember Alcorn, Councilmember Moua-Leske, Councilmember Lozinski. The motion **Carried. 7-0.**

**Consider Approval of an Ordinance Amending Ch. 6 Article II-2 Intoxicating Liquor**

Clerk Anderson said that since 1976 the City of Marshall had only allowed 5 types of establishments to possess a liquor license, which at the time were all the allowable types under State law: Hotels, Restaurants, Bowling centers, Clubs, and Exclusive liquor stores. As new businesses came into existence and the desire to expand retail liquor continued legislature expanded the types to 12 allowed to be issued an intoxicating liquor license by a municipality. Two of the allowable types not included in the draft ordinance were specific to the Minnesota Sports Facilities Authority and the Metropolitan Sports Commission to they were not included. Staff had been approached by the Marshall A's about expanding their selection of

beverages as the number of 3.2% Malt Liquor varieties were being reduced by local wholesalers. One of the allowable types being proposed includes summer collegiate league baseball teams, or a league established by the Minnesota Baseball Association.

Motion made by Councilmember Meister, Seconded by Councilmember Schroeder to adopt Ordinance 24-019 amending Chapter 6, Article II-2 Intoxicating Liquor. Voting Yea: Mayor Byrnes, Councilmember Schafer, Councilmember Meister, Councilmember Schroeder, Councilmember Alcorn, Councilmember Moua-Leske, Councilmember Lozinski. The motion **Carried. 7-0.**

**Consider Approval of an Ordinance to Repeal Section 22-213 of the Minnesota Energy Resources Franchise Agreement**

On July 23, 2024, the council passed Ordinance 24-014 Granting a Franchise Agreement to Minnesota Energy Resources in a specified area around North 7th Street and ADM. Prior to signing the final certification after the ordinance was approved MER had requested that Section 22-213 be removed from the ordinance. Per Robert Vose of Kennedy and Graven and City Attorney Whitmore that section was holdover language with Great Plains Natural Gas and was not a common provision in franchise agreements. Minnesota Energy Resources would like to begin construction this fall to begin service to Duininck spring of 2025.

Motion made by Councilmember Schafer, Seconded by Councilmember Lozinski to adopt Ordinance 24-018 repealing Section 22-213 of the Minnesota Energy Resources Franchise Agreement. Voting Yea: Mayor Byrnes, Councilmember Schafer, Councilmember Meister, Councilmember Schroeder, Councilmember Alcorn, Councilmember Moua-Leske, Councilmember Lozinski. The motion **Carried. 7-0.**

**Commission/Board Liaison Reports**

Byrnes	SWRD would be meeting on October 11.
Schafer	The Public Improvement and Transportation Committee met on October 7 and reviewed a number of upcoming
Meister	No report.
Schroeder	No report.
Alcorn	No report.
Moua-Leske	Convention and Visitors Bureau: Prairie Jam sales were down, and Cassi Weiss and Adri DeBoer would be splitting duties with Adri taking over Red Baron Arena event and Cassi focusing on Visit Marshall. DEI: Recapped their strategic plan and are trying to implement new ways to run the meeting to be more inclusive.
Lozinski	No report.

**Councilmember Individual Items**

No individual items were announced.

**City Administrator**

No report.

**Director of Public Works/City Engineer**

Provided an update on the Whitney Street project and the United Community Action transit bus shelters.

**City Attorney**

No report.

**Administrative Brief**

There were no questions on the Administrative Brief.

**Information Only**

There were no questions about the Information Only items.

**Upcoming Meetings**

There were no questions on the Upcoming Meetings.

**Adjournment**

At 5:44 PM Motion made by Councilmember Schafer, Seconded by Councilmember Alcorn to adjourn the meeting. Voting Yea: Mayor Byrnes, Councilmember Schafer, Councilmember Meister, Councilmember Schroeder, Councilmember Alcorn, Councilmember Moua-Leske, Councilmember Lozinski. The motion **Carried. 7-0.**