

**MINUTES OF A SPECIAL SESSION OF THE MARCELINE CITY COUNCIL
October 14, 2019**

The Marceline City Council met in special session on October 14, 2019 at 11:00 a.m. in the Council Chambers of City Hall, Mayor Sallie Buck presiding. Council members present were Jeri Holt, Tyson Brammer, Liz Cupp, and Lacey Meissen. Staff attending: City Attorney William Devoy, City Manager Richard Hoon, City Clerk Lindsay Krumpelman, Police Chief Bob Donelson, Police Captain John Wright, Desk Officer Rhonda Gulley, Officer Jeff Gulley and Officer Jeff Johnson. Others Present: Prosecuting Attorney Shiante McMahan.

Mayor Sallie Buck led the assembly in the Pledge of Allegiance and called the meeting to order at 11:00 am.

Prosecuting Attorney: Mayor Buck stated they are there to discuss moving forward on both sides and what we can do to get beyond this point. She stated communication needs to be improved and expressed concerns of officers being contacted on their off-duty time and on their personal phones. Police Chief Donelson confirmed that officers are accessible while on duty via city phones. Mayor Buck stated the City is requesting the Prosecuting Attorney contact the officers when they are on duty and to contact the Police Chief or Captain if an officer is needed who is off-duty. Prosecuting Attorney McMahan stated that was not practical and she does not have time to call to see who is on duty and who is off-duty. The Council and the Prosecuting Attorney discussed different scenarios and different ways to ensure that the officers are available when needed, but their off-duty time and the City's overtime budget is protected as well. A consensus was reached that Police Chief Donelson and Police Captain Wright will be cc'd on emails to officers to assist in assuring the Prosecutor's office is receiving the information needed in a timely manner through follow-ups with the officer and having the ability to respond concerning officer availability. The Police Chief will also email the officer schedule, so she can see who is on-duty and who is off-duty.

Mayor Buck stated another area of discussion is where charges are filed. City Attorney William Devoy stated what he typically sees in the Municipal Court. He recommended that a list of parameters / set criteria of the types of cases she would like to be charged at the state level in lieu of the municipal level. Those present discussed the Prosecuting Attorney's concerns and the how those parameters may be set. Prosecuting Attorney McMahan stated she also has concerns with not knowing if someone on probation and parole through her office or the Judge is being charged at the municipal level. City Attorney William Devoy inquired if the police department could provide a tabulation for her office. Both parties agreed to work on finalizing parameters for filing charges and a solution for the probation and parole concern. Mayor Buck reiterated that our goal is to move forward for this point.

Prosecuting Attorney Shiante McMahan stated she has a credibility issue with four officers. The officers and City Attorney Devoy responded to the situation of an officer signing a document on behalf of another officer with that officer's permission without submitting a supplement or writing an acknowledgement that the signature was done on behalf of another officer. There was a discussion held concerning how the Prosecuting Attorney wanted the tickets to be filled out and what she believes to be issues concerning how they are currently being filled out. City Attorney Devoy summarized the discussion that moving forward the officers will sign everything, but in situations that is not possible, a supplement will be provided.

The Council reiterated that everyone has to work together and respect everyone at all levels.

Budget Amendment – Bill No. 35-1923: City Clerk explained that the total cost of the purchase of electricity to include wholesale electricity, transmission fees, and capacity charges, is approximately \$11,400.00 over budget this year and staff is requesting that funds from the Electric Fund's 'Capital Expenses' line item be reallocated to the 'Purchase of Electricity' line item via a budget amendment. Councilman Brammer moved Bill No. 35-1923 to amend the FY 2018-2019 budget to re-allocate \$11,400.00 in the Electric Fund from Capital Expenses to Purchase of Electricity be read twice by title only. Councilwoman Cupp seconded the motion. A voice vote

carried the motion. City Clerk Krumpelman read Bill No. 35-1923 twice by title only. Councilman Brammer moved Bill No. 35-1923 be approved. Councilwoman Cupp seconded the motion. The following roll call vote carried the motion: Councilman Brammer – aye, Councilwoman Cupp– aye, Councilwoman Meissen – aye, Mayor Buck – aye, and Councilman Holt – aye. This bill is assigned Ordinance Number 35.1923.

Councilman Brammer moved to adjourn the meeting. Councilman Holt seconded the motion. The motion carried. The meeting adjourned at 12:33 pm.

Sallie Buck, Mayor

ATTEST:

Lindsay Krumpelman, City Clerk

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