



CITY OF MARSHALL

COMMISSION AGENDA INFORMATION SHEET:

MEETING DATE: May 10, 2018

PROJECT: Consider and act on a request to approve an Ordinance amending Chapter 27, Article IV – Traffic Code of the City of Marshall Code of Ordinances, to amend school zone signage to establish 20 MPH school zones from 7:00 AM - 4:30 PM (Monday – Friday) at all elementary schools, and install signage to accommodate and provide for uniform regulation in the elementary school zones in Marshall, Texas, and declaring an emergency. (Public Services Director)

DESCRIPTION: We were just recently informed by Joe Arledge, with the MISD Police Department, that discharge times for all MISD elementary schools had been changed to 3:45 PM. As a result, they requested we change our school zone signs to read 7:00 AM - 4:30 PM (Monday – Friday), instead of 4:00 PM.

In order for our police department to provide uniform enforcement in all the elementary school zones (public and private), we are designating all times to read the same. We will replace signage ASAP.

This Ordinance will amend the City Code of Ordinances to amend the signage times in the 20 MPH school zones, and pass the Ordinance under an Emergency Declaration.

COST:
\$600 (estimated material cost)

<u>FUNDING:</u>	<u>Acct. Name & No</u>	<u>Original Budget</u>
General Fund	Sign Supplies 01-0210-05-02	\$11,000 (overall budget)

RECOMMENDED

ACTION:

Approve the attached Ordinance amending Chapter 27, Article IV – Traffic Code of the City of Marshall Code of Ordinances, to amend school zone signage to establish 20 MPH school zones from 7:00 AM - 4:30 PM (Monday – Friday) at all elementary schools, and install signage to accommodate and provide for uniform regulation in the elementary school zones in Marshall, Texas, and declaring an emergency. (Public Services Director)

CITY CONTACT: J. C. Hughes, Public Services Director (903-503-4503)

ATTACHMENTS:

Ordinance –Amending School Zone Times and Signage

cc: Jack Redman, Acting City Manager
Elaine Altman, Finance Director
Cliff Carruth, Police Chief
Chris Miles, Public Works Superintendent

ORDINANCE NO. _____

ORDINANCE TO AMEND ELEMENTARY SCHOOL ZONES

AN ORDINANCE AMENDING CHAPTER 27, ARTICLE IV – TRAFFIC CODE OF THE CITY OF MARSHALL CODE OF ORDINANCES TO ESTABLISH A 20 MPH SCHOOL ZONE FROM 7:00 AM – 4:30 PM (MONDAY – FRIDAY) IN ALL EXISTING SCHOOL ZONES, AND INSTALL SIGNAGE TO ACCOMMODATE AND PROVIDE FOR UNIFORM REGULATION IN THE ELEMENTARY SCHOOL ZONES IN THE CITY OF MARSHALL, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Marshall, Texas ("City") previously designated elementary school zones in the City of Marshall; and

WHEREAS, the City desires to provide safer speeds in the area around all schools and provide safer routes to and from the schools by children; and

WHEREAS, the Marshall Independent School District has recently extended the discharge time at their elementary schools, making it necessary to install new signage extending the school zone times to 4:30 PM (Monday – Friday), and in order to provide uniform enforcement throughout the City of Marshall, all school zones in public and private school zones should be uniform; and

AND NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF MARSHALL, TEXAS:

SECTION 1 – FINDINGS AND PURPOSE

Chapter 27, Article IV of the City of Marshall Code of Ordinances hereby amends the 20 MPH school zone times in all elementary school zones in the City of Marshall to read 7:00 AM – 4:30 PM (Monday – Friday).

SECTION 2 – SPEED LIMIT

Speed limit in school zones shall be 20 MPH – 7:00 AM – 4:30 PM (Monday – Friday).

SECTION 3 – DECLARING AN EMERGENCY

That the hereinabove speed and times for vehicular traffic traveling within the school zones is hereby found to be reasonable and safe prima facie speed limits therefore. The fact that this regulation of the speed of motor vehicles is needed and creates an

emergency, which is for the immediate preservation of public safety and general welfare, requires that this Ordinance take effect immediately from and after its passage and it is accordingly so ordained.

SECTION 4 - SIGNAGE

The City of Marshall is authorized to erect signs indicating the new speed limit times within the existing school zones.

SECTION 5 – PENALTY

A violation of this Ordinance shall be a Class C misdemeanor and the penalty for violating this Ordinance shall be as provided for and as amended in the City of Marshall Code of Ordinances.

SECTION 6 – SEVERABILITY

The provisions of this Ordinance are severable. However, in the event this Ordinance or any procedure provided in this Ordinance becomes unlawful, or is declared or determined by a judicial, administrative or legislative authority exercising its jurisdiction to be excessive, unenforceable, void, illegal or otherwise inapplicable, in whole or in part, the remaining and lawful provisions shall be of full force and effect and the City shall promptly promulgate new or revised provisions in compliance with the authority's decision or enactment.

SECTION 7 – GOVERNING LAW

This Ordinance shall be construed in accordance with the City Code(s) in effect on the date of passage of this Ordinance to the extent that such Code(s) are not in conflict with or in violation of the Constitution and laws of the United States or the State of Texas.

SECTION 8 – EFFECTIVE DATE

This Ordinance shall become effective immediately upon passage and publication required by law.

PASSED ON THIS FIRST AND FINAL READING UNDER THE EMERGENCY PROVISION by the City Commission of the City of Marshall, Texas, in regular meeting in the City Hall on this the 10th day of May, A.D., 2018.

MAYOR LARRY HURTA
CITY OF MARSHALL, TEXAS

ATTEST:

CITY SECRETARY
CITY OF MARSHALL, TEXAS