



**CANVASS ELECTION:**

121. CONSIDER APPROVAL OF A RESOLUTION CANVASSING THE RESULTS OF THE GENERAL ELECTION HELD ON MAY 9, 2015

City Attorney Todd Fitts read the results of the May 9, 2015 General Election into record.

**Commissioner Moon made a motion to approve a Resolution canvassing the results of the General Election held on May 9, 2015. Commissioner Boersma seconded the motion, which passed with a vote of 5:0.**

122. **COMMENTS FROM OUTGOING COMMISSIONERS**

Commissioner Marshall stated that it was a pleasure and honor in serving the citizens of District 4 and the City of Marshall.

**OATH OF OFFICE AND BOND APPROVAL:**

123. ISSUE OATH OF OFFICE FOR CITY COMMISSIONERS REPRESENTING DISTRICTS 1, 3, AND 4

City Attorney Todd Fitts administered the Oath of Office for the Commissioners representing Districts 1, 3, and 4.

124. CONSIDER APPROVAL OF BONDS FOR CITY COMMISSIONERS REPRESENTING DISTRICTS 1, 3, AND 4

Lisa Agnor, City Manager, asked for approval of bonds for City Commissioners representing districts 1, 3, and 4.

**Commissioner Calhoun made a motion to approve the bonds for Commissioners representing Districts 1, 3, and 4. Commissioner Boersma seconded the motion, which passed with a vote of 6:0.**

**EXECUTIVE SESSION:**

125. EXECUTIVE SESSION

A. Pursuant to the Open Meetings Act, Texas Government Code, Section 551.074 (Personnel) - Discussion of Chairman, or Mayor, and Acting Chairman, or Mayor Pro-Tem, for the City Commission.

**Commissioner Calhoun made a motion to waive the executive session and proceed with the agenda. Commissioner Carter seconded the motion, which passed with a vote of 6:0.**

**ELECTION OF CHAIRMAN AND ACTING CHAIRMAN FOR THE CITY COMMISSION:**

126. CONSIDER ELECTION OF THE CHAIRMAN, OR MAYOR, FOR THE CITY COMMISSION

**Commissioner Moon nominated Commissioner Eric Neal for the position of Chairman, or Mayor, for the City Commission. Commissioner Calhoun seconded the nomination.**

The Commission engaged in discussion regarding this item.

**The Commission elected Commissioner Neal for the position of Chairman, or Mayor, for the City Commission with the following vote:**

**Ayes: 4 – Commissioners Carter, Moon, Neal and Calhoun**

**Nays: 2 – Commissioners Boersma and Smith**

127. CONSIDER ELECTION OF THE ACTING CHAIRMAN, OR MAYOR PRO-TEM FOR THE CITY COMMISSION

**Commissioner Calhoun nominated Commissioner Moon as Acting Chairman, or Mayor Pro-Tem, for the City Commission. Commissioner Carter seconded the motion, which passed with a vote of 6:0.**

Commissioner Carter requested a five minute recess.

128. PRESENTATIONS FROM THE PUBLIC:

William Halliday, 604 Country Club Drive, thanked the outgoing Commissioners and former Mayor Ed Smith for their service and dedication to the city.

Lenora Reed, 2508 Park Drive, feels that the people in District 2 are being done an injustice regarding voting tonight to elect a Mayor. She feels that the vote should have waited until a full Commission is seated.

Leo Morris, 505 S. Carter, voiced concerns regarding the voting problems of people in District 4 receiving ballots for District 2. He had concerns that the people overseeing the general election on May 9, 2015 are being used to oversee the runoff election June 6, 2015.

Commissioner Smith suggested that Chairman Neal request City Manager Lisa Agnor or City Attorney Todd Fitts to respond to Mr. Morris regarding the contract between the City of Marshall and the County Elections Office. City Manager Lisa Agnor stated that the City contracts with Harrison County Elections Administrator Mike McMurry and his staff to conduct the election and the problems were corrected and will not be an issue in future elections.

Mrs. Charles Wilson, 702 S. Carter, requested that workers who are user friendly and knowledgeable about the people and the districts should be hired for the Runoff Election for District 2. She expressed the need for African Americans to work at the polls.

Gail Beil, 500 Henley Perry, thanked all outgoing Commissioners and Mayor Smith. She stated that she would like to invite everyone to a project she had been working on, "Double Down at the Depot." There will be a Boogie Woogie Concert at 7 p.m. and then a fundraiser for the Depot Saturday night at the Depot.

129. **ITEMS WITHDRAWN FROM THE CONSENT AGENDA**

There were no items withdrawn from the Consent Agenda.

130. **CONSENT AGENDA**

**Commissioner Moon made a motion to approve the Consent Agenda. Commissioner Smith seconded the motion, which passed with a vote of 6:0.**

A. Second Reading of Ordinance

1. Consider approval of an ordinance amending Chapter 2, Administration of Ordinances of the City of Marshall, Texas, adding a new provision of Chapter 2 requiring that a certain percentage of the local sales tax be appropriated to maintaining and improving City streets; finding that the meeting at which this ordinance was passed was conducted in strict compliance with the Texas Open Meetings Act; repealing all ordinances in conflict herewith; and establishing an effective date.

B. Report regarding wrecker service fees for the City of Marshall.

C. Consider and act on a recommendation to approve an Annual Agreement for Herbicide Application and Vegetation Management Services with Greenlander, LLC of Mansfield, Texas for calendar year 2015, at a base cost of \$29,250.00.

D. Consider and act on a recommendation to approve an extension of the short-term treated Water Supply Contract with Norit Americas, Inc. for a period commencing May 1, 2015, and terminating no later than May 31, 2015, with the current water rate structure.

E. Consider and act on a recommendation to approve entering into an AEP/SWEPCO Load Management Standard Offer Program Agreement for calendar year 2015 to assist in peak electrical demand reduction through an interruption of electric load program in return for monetary incentives.

F. Consider a report on the status of roadway and drainage repairs under the North Franklin Street railroad underpass.

G. Consider a report on the status of the leasing of 95 gallon rolling carts for refuse and recycling.

H. Consider a report on the status of the Service Line Warranty program.

I. Consider a report on the status of Fee Waiver of Sewer Tap Connections.

**PROCLAMATION:**

131. **CONSIDER APPROVAL OF A PROCLAMATION DESIGNATING THE WEEK OF MAY 17<sup>TH</sup>-23<sup>RD</sup>, 2015 AS NATIONAL PUBLIC WORKS WEEK IN THE CITY OF MARSHALL**

J.C. Hughes, Public Services Director, asked for approval of a proclamation designating the week of May 17<sup>th</sup>-23<sup>rd</sup>, 2015 as National Public Works Week in the City of Marshall.

Chairman Neal presented the proclamation designating the week of May 17<sup>th</sup>-23<sup>rd</sup>, 2015 as National Public Works Week in the City of Marshall, Texas to city staff in attendance.

**Commissioner Smith made a motion to approve the proclamation designating the week of May 17<sup>th</sup>-23<sup>rd</sup>, 2015 as National Public Works week in the City of Marshall. Commissioner Calhoun seconded the motion, which passed with a vote of 6:0.**

**ORDINANCE:**

132. CONSIDER APPROVAL OF AN ORDINANCE PROVIDING THAT FEES AT THE CITY OF MARSHALL SWIMMING POOL WILL BE SET BY RESOLUTION OF THE CITY COMMISSION

**Commissioner Moon made a motion to approve the Ordinance providing that fees at the City of Marshall Swimming Pool will be set by resolution of the City Commission. Commissioner Calhoun seconded the motion, which passed with a vote of 6:0.**

**RESOLUTION:**

133. CONSIDER APPROVAL OF A RESOLUTION ORDERING A RUN-OFF ELECTION FOR CITY COMMISSIONER DISTRICT 2

City Manager Lisa Agnor asked for approval of a resolution ordering a run-off election for City Commissioner District 2.

**Commissioner Calhoun made a motion to approve the Resolution ordering a run-off for City Commissioner District 2. Commissioner Carter seconded the motion which passed with a vote of 6:0.**

**CITY MANAGER REPORTS AND REQUESTS FOR CITY COMMISSION CONSIDERATION:**

134. CONSIDER APPROVAL OF AN APPOINTMENT TO THE MARSHALL CONVENTION AND VISITOR BUREAU BOARD OF DIRECTORS TO FILL AN UNEXPIRED TERM

Lisa Agnor, City Manager, introduced Jan Black who was present to represent the Convention and Visitor Bureau Board with their recommendation to fill this unexpired term.

Jan Black stated that they needed to replace Patrick Hilchey, the General Manager of the Holiday Inn Express with another hotel representative and they nominated Stephanie Macomber, Director of Sales for Fairfield Inn & Suites.

**Commissioner Carter made a motion to approve the appointment of Stephanie Macomber to the Marshall Convention and Visitor Bureau Board. Commissioner Moon seconded the motion, which passed with a vote of 6:0.**

135. CONSIDER APPROVAL OF A CONTRACT WITH THE HARRISON COUNTY ELECTIONS ADMINISTRATOR FOR A RUN-OFF ELECTION ON JUNE 6, 2015 FOR CITY COMMISSIONER DISTRICT 2

Lisa Agnor asked for approval of a contract with the Harrison County Elections Administrator for a run-off election on June 6, 2015 for City Commissioner District 2. **Commissioner Boersma made a motion to approve the contract with the Harrison County Election Administrator for a run-off election on June 6, 2015 for City Commissioner District 2. Commissioner Calhoun seconded the motion, which passed with a vote of 6:0.**

Commissioner Calhoun requested that an attempt be made to employ African Americans at the polling places. City Manager Lisa Agnor stated that she would forward the request to the election administrator.

136. CONSIDER APPROVAL OF AN APPOINTMENT TO THE MARSHALL-HARRISON COUNTY HEALTH DISTRICT BOARD OF DIRECTORS

Lisa Agnor asked for approval of Dr. Jim Jordan being reappointed to the Marshall-Harrison County Health District Board of Directors.

**Commissioner Carter made a motion to approve the reappointment of Dr. Jim Jordan to the Marshall-Harrison County Health District Board of Directors. Commissioner Moon seconded the motion, which passed with a vote of 6:0.**

137. CONSIDER APPROVAL OF AN INTERLOCAL AGREEMENT WITH HARRISON COUNTY FOR ANIMAL SHELTER SERVICES

Lisa Agnor asked for approval of an Interlocal Agreement with Harrison County for animal shelter services. The City proposed an annual payment of \$70,000.00 and the County submitted a counter proposal for \$39,100.00.

The Commission engaged in a discussion regarding this item.

**Commissioner Smith made a motion to approve the Interlocal Agreement with Harrison County for animal shelter services. Commissioner Moon seconded the motion, which passed with a vote of 6:0.**

138. CONSIDER APPROVAL OF AN INTERLOCAL AGREEMENT WITH HARRISON COUNTY FOR PUBLIC LIBRARY SERVICES

Lisa Agnor requested approval of an Interlocal Agreement with Harrison County for public library services. The City proposed an annual budget of \$141,000.00; the County offered a counter proposal of \$50,600.00.

**Commissioner Smith made a motion to approve the Interlocal Agreement with Harrison County for public library services. Commissioner Boersma seconded the motion.**

The Commission engaged in a discussion regarding this item.  
**After a discussion the item passed with a vote of 6:0.**

139. REPORT ON AND CONSIDERATION OF CITY PARKS IMPROVEMENT PROJECTS

Jack Redmon, Support Services Director, presented the Commission with a report on the city parks improvement projects. He asked for commission consideration of these improvements. Mr. Redmon stated that the total approximate cost for all park projects would be \$67,610.00.

The commission asked questions of Mr. Redmon regarding this item.

**Commissioner Moon made a motion to approve the City Park Improvement Projects. Commissioner Smith seconded the motion, which passed with a vote of 6:0.**

140. REPORT REGARDING FLOODING ISSUES IN THE CITY OF MARSHALL AS A RESULT OF RECENT HEAVY RAINFALL

J.C. Hughes, Public Services Director, presented a report regarding flooding issues in the city of Marshall as a result of recent heavy rainfall.

The Commission asked questions of Mr. Hughes.

Lisa Agnor stated that a preliminary estimate of damages of approximately \$350,000.00 had been submitted to the State Department of Emergency Management.

Randy Pritchard, IT Technician, explained the estimate of the damage turned in to the State and how the different levels of government go forward in order to ask for assistance.

Fire Chief Reggie Cooper reported on people being trapped and needing rescue. Longview's Fire Department was called in to assist with a swift water rescue of one individual.

Police Chief Eddie Campa praised the efforts of his employees, as well as all city employees. He addressed the three police vehicles damaged by flooding, and suggested that the city ask to be reimbursed for any payment of overtime from the Federal Government if approved for assistance.

141. DISCUSSION OF AND CONSIDERATION OF SETTING A DATE FOR A PLANNING WORKSHOP TO DISCUSS GOALS AND OBJECTIVES REGARDING THE 2016 BUDGET

Commissioner Smith discussed setting a date for a planning workshop to discuss goals and objectives regarding the 2016 budget.

The Commission engaged in a discussion regarding this item and set the meeting date of May 29, 2015 at 8:30 a.m.

142. REPORT REGARDING THE STATUS OF THE MEMORIAL CITY HALL RENOVATION PROJECT

Commissioner Boersma presented a report regarding the status of the Memorial City Hall Renovation Project and provided a timeline for the project.

The Commission engaged in a discussion regarding this item.

143. REPORT REGARDING THE STATUS OF THE REPLACEMENT ROOF OF THE MARSHALL PUBLIC LIBRARY BUILDING

Jack Redmon, Support Services Director, presented a report regarding the status of the replacement roof of the Marshall Public Library building. He recommended bidding the replacement out as a torch down roof. Commissioner Smith asked for a long term warranty to be considered. Commissioner Boersma asked for information regarding extra insulation and panels that may be needed as well as a cost estimate for other types of roofs. He then asked about a standing seam metal roof and a gable roof which were discussed as being cost prohibitive options due to the need for a sprinkler system. Fire Chief Reggie Cooper explained why the sprinkler system would be needed.

The Commission then discussed the remodeling of the interior of the library and the effect it could have on the new roof.

144. CONSIDERATION OF ITEMS WITHDRAWN FROM THE CONSENT AGENDA

There were no items withdrawn from the Consent Agenda.

145. REQUESTS FROM COMMISSIONERS FOR ITEMS TO BE PLACED ON FUTURE AGENDAS

Commissioner Moon asked for an update on the CVB status and for an outline from Sarah O'Brien, the new Director of Tourism and Promotions, regarding her involvement and her plans.

Commissioner Moon asked for discussion regarding re-instating the Pre-Commission Meeting Work Session.

Commissioner Carter requested to look at the allocation of City holidays.

Commissioner Carter requested to look at the overtime policies from the different departments.

Commissioner Carter asked for an internship program with MISD and local colleges and universities to be considered.

Commissioner Calhoun would like to have the OPENGOV website researched to see if it is something that could be implemented for Marshall.

146. ADJOURNMENT

**Commissioner Moon made a motion for adjournment. Commissioner Boersma seconded the motion, which passed by a vote of 6:0.**

**APPROVED:**

\_\_\_\_\_  
Chairman of the City Commission

ATTEST:

---

City Secretary

**Ordinance:** O-15-03  
O-15-04  
**Resolution:** R-15-11  
R-15-12