

MINUTES OF THE REGULAR MEETING OF THE  
CITY COMMISSION OF THE CITY OF MARSHALL  
THURSDAY, SEPTEMBER 27, 2012  
6:30PM

---

Acting Chairman Timmins called the Regular meeting to order in the Commission Chambers, City Hall at 6:30pm.

PRESENT:

ACTING CHAIRMAN: Zephaniah Timmins, District 2

COMMISSIONERS:

Gloria Moon, District 1  
John Flowers, District 3  
Bill Marshall, District 4

Charlie Oliver, District 5  
Garrett Boersma, District 6

ABSENT: Chairman Ed Smith, District 7

ADMINISTRATIVE STAFF PRESENT:

Frank Johnson, City Manager  
Todd Fitts, City Attorney  
Stan Spence, Police Chief  
Jack Redmon, Parks Director

Ardis Wright, Assistant City Manager  
Lisa Agnor, City Secretary/Finance Director  
J. C. Hughes, Public Works Director  
Anna Lane, Library Director  
Reggie Cooper, Asst. Fire Chief

THE CHAIRMAN PRESENTED THE FOLLOWING AGENDA FOR THE PRE-COMMISSION PUBLIC WORK SESSION:

I. ITEMS LISTED ON THE CITY COMMISSION AGENDA & EMERGENCY ITEMS

There were no emergency items.

II. REQUESTS BY THE CITY COMMISSIONERS FOR ITEMS TO BE PLACED ON A FUTURE AGENDA

There were no requests for items to be placed on a future agenda.

III. CITY MANAGER REPORTS

City Manager Frank Johnson reviewed the agenda packet with the City Staff and City Commission.

IV. ADJOURNMENT

INVOCATION & PLEDGE: Acting Chairman Timmins

386. PRESENTATIONS FROM THE PUBLIC

Jack Canson, 3109 Victory Drive, spoke about events scheduled for the 30<sup>th</sup> Anniversary of the Fire Ant Festival to be held October 12<sup>th</sup> & 13<sup>th</sup>.

387. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

There were no items withdrawn from the consent agenda.

388. CONSENT AGENDA

**Commissioner Marshall moved to approve the following under Consent Agenda. Commissioner Moon seconded the motion, which passed by a 6:0 vote.**

- A. Consider approval of the minutes from the September 13, 2012 Regular Meeting and the September 14, 2012 Special-Called Meeting.

- B. Consider approval of an agreement with the Marshall-Harrison County Literacy Center for use of 2012 Community Development Block Grant funds.

389. CONSIDER APPROVAL OF THE ANNUAL BUDGET FOR 2013 FOR THE TEXAS EASTERN 911 NETWORK

City Manager Frank Johnson gave a brief review of the 2013 annual budget for the Texas Eastern 911 Network and asked for approval.

**Commissioner Oliver moved to approve the annual budget for 2013 for the Texas Eastern 911 Network. Commissioner Boersma seconded the motion, which passed by a 6:0 vote.**

390. CONSIDER SETTING A DATE FOR A TOWN HALL MEETING TO HEAR COMMENTS FROM CITIZENS, ESPECIALLY MINORITY AND DISADVANTAGED PERSONS, ON HOW THE CITY CAN BE OF ASSISTANCE TO PERSONS TRYING TO ESTABLISH A BUSINESS, WITH AN EMPHASIS ON ASSISTANCE TO MINORITIES AND DISADVANTAGED PERSONS

Commissioner Moon addressed her reasons for asking for a Town Hall Meeting.

**Commissioner Moon moved to hold a Town Hall Meeting at the Central Fire Station on October 23, 2012, 6:00pm, to hear comments from citizens, especially minority and disadvantaged persons, on how the City can be of assistance to persons trying to establish a business, with an emphasis on assistance to minorities and disadvantaged persons. Commissioner Marshall seconded the motion, which passed by a 6:0 vote.**

391. CONSIDER ESTABLISHING A COMMITTEE TO EVALUATE AND PREPARE RECOMMENDATIONS TO THE CITY COMMISSION REGARDING AREAS OF THE COMMUNITY THAT CAN BE DEVELOPED OR RE-DEVELOPED, ESPECIALLY IN THOSE PARTS OF THE COMMUNITY THAT HAVE TYPICALLY EXPERIENCED LESS DEVELOPMENT IN RECENT YEARS, WITH AN EMPHASIS ON MINORITIES AND DISADVANTAGED PERSONS

Commissioner Moon stated that she felt a committee was needed to address areas of the community that can be developed or redeveloped.

**Commissioner Oliver moved to establish a committee to evaluate and prepare recommendations to the City Commission regarding areas of the community that can be developed or re-developed, especially in those parts of the community that have typically experienced less development in recent years, with an emphasis on minorities and disadvantaged persons and to appoint Commissioner Moon as Chairman of the committee. Commissioner Flowers seconded the motion, which passed by a 6:0 vote.**

392. DISCUSSION OF OPERATION OF THE OAK LAWN MUNICIPAL GOLF COURSE TO INCREASE REVENUE AND/OR REDUCE COSTS, AND CONSIDER ACTION REGARDING THE OPERATION OF OAK LAWN MUNICIPAL GOLF COURSE

Commissioner Boersma stated that he asked for this item so that the Commission could provide definitive direction to the City staff regarding the Oaklawn Municipal Golf Course and recommends keeping the golf course open with improvements in management, operational efficiency, and customer relations. He also requested periodic progress reports.

The Commission engaged in discussion regarding this agenda item.

**Commissioner Boersma moved to keep the Oaklawn Municipal Golf Course open. Commission Flowers seconded the motion, which passed by a 6:0 vote.**

393. MONTHLY FINANCIAL REPORT

There were no questions regarding the Monthly Financial Report.

394. CODE ENFORCEMENT REPORT

Main Street Manager Bo Ellis presented the Code Enforcement Report.

395. CONSIDERATION OF ITEMS WITHDRAWN FROM THE CONSENT AGENDA

There were no items withdrawn from the consent agenda.

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

- A. Schedule Town Hall Meeting with Wiley College regarding improving relations with the City.
- B. Discussion of proposed plans for operation and management of the golf course, including a review of what other cities do regarding management of municipal golf courses.

397. EXECUTIVE SESSION

- A. PURSUANT TO THE OPEN MEETINGS ACT, TEXAS GOVERNMENT CODE, SECTION 551.074 (PERSONNEL) - CONVENE IN EXECUTIVE SESSION FOR DISCUSSION OF CRITERIA TO USE TO EVALUATE THE CITY MANAGER, THE CITY SECRETARY, THE CITY ATTORNEY, AND THE MUNICIPAL COURT JUDGE.
- B. PURSUANT TO THE OPEN MEETINGS ACT, CHAPTER 551, TEXAS GOVERNMENT CODE, SECTION 551.072 – CONVENE IN EXECUTIVE SESSION TO DISCUSS MATTERS RELATED TO THE PURCHASE, EXCHANGE, LEASE, SALE, OR VALUE OF REAL PROPERTY. (1. POLICE FIRING RANGE, 2. ARMY RESERVE CENTER AT 1209 E. PINECREST)

**Commissioner Oliver moved to go into Executive Session, Commissioner Boersma seconded the motion, which passed by a 6:0 vote. The time was 7:27 pm.**

**Commissioner Flowers moved to reconvene from Executive Session. Commissioner Oliver seconded the motion, which passed by a 6:0 vote. The time was 7:58 pm.**

398. CONSIDER AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE A LEASE WITH SWEPCO FOR RIGHTS TO SUB-SURFACE COAL ON THE FIRING RANGE PROPERTY

**Commissioner Marshall moved to authorize the City Manager and City Attorney to negotiate a lease with SWEPCO for rights to sub-surface coal on**

**the Firing Range property. Commissioner Oliver seconded the motion, which passed by a 6:0 vote.**

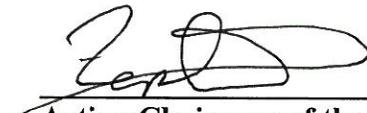
360. CONSIDER AUTHORIZING THE CITY MANAGER TO MAKE AN OFFER TO THE U.S. ARMY CORPS OF ENGINEERS FOR THE PURCHASE OF THE ARMY RESERVE CENTER PROPERTY AT 1209 E. PINECREST

This item was withdrawn.

361. ADJOURNMENT

**Commissioner Moon moved for adjournment. Commissioner Oliver seconded the motion, which passed by a 6:0 vote.**

**APPROVED:**

  
\_\_\_\_\_  
**Acting Chairman of the City Commission  
of the City of Marshall, Texas**

**ATTEST:**

  
\_\_\_\_\_  
**City Secretary**