MINUTES OF THE REGULAR MEETING OF THE
CITY COMMISSION OF THE CITY OF MARSHALL
THURSDAY, AUGUST 8, 2013
6:30PM

Acting Chairman Zephaniah 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

ADMINISTRATIVE STAFF PRESENT:

Frank Johnson, City Manager
Dean Searle, Acting City Attorney
Kenneth Snyder, Fire Chief
Leland Benoit, Interim Police Chief
Ardis Wright, Assistant City Manager
Lisa Agnor, City Secretary/Finance Director
Anna Lane, Library Director

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

Code of Ethics for Employees and Commissioners

III. CITY MANAGER REPORTS

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

IV. ADJOURNMENT

INVOCATION & PLEDGE: Commissioner Oliver

275. PRESENTATIONS FROM THE PUBLIC

Barbara Lingle, with Texas Home Health Hospice, expressed thanks for Interim Police Chief Leland Benoit and Sergeant Andy Nixon, along with various Marshall citizens, for their participation in the August 23, 2013 event at Oakwood House honoring 24 Veterans.

Leo Morris, 4500 Victory Drive, asked the Commission to move on from Boogie Woogie to other issues that citizens care about.

Gail Beil, 500 Henley Perry, spoke concerning the status of the abandoned pool in her neighborhood. Ms. Beil also stated her belief Code Enforcement should fall under the Police Department.

276. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

There were no items withdrawn from the Consent Agenda.

277. CONSENT AGENDA

Commissioner Oliver moved to approve the following under the Consent Agenda. Commissioner Moon seconded the motion, which passed 6:0.

A. Consider Approval of the minutes from the July 25, 2013 Regular Meeting and the July 29, 2013 Special-Called Meeting

B. Second Reading of Ordinance

1. ORDINANCE O-13-08: Request to rezone 7.816 acres of land in the Anderson Whetstone Survey from A&E Agriculture and Estate District to C-3 General Business District

   Location: 3320 W. Pinecrest Drive
   Applicant: Gwen Volk

278. RESOLUTION R-13-13: CONSIDER APPROVAL OF A RESOLUTION SETTING A DATE AND TIME FOR A PUBLIC HEARING ON THE FISCAL YEAR 2014 BUDGET.

Frank Johnson asked for approval of a Resolution setting a date and time for a public hearing on the fiscal year 2014 budget.

Commissioner Moon moved to approve the Resolution setting the date and time for a public hearing on the fiscal year 2014 budget. Commissioner Oliver seconded the motion, which passed 6:0.

279. CONSIDER AWARDING A CONTRACT FOR PURCHASE AND INSTALLATION OF THREE OUTDOOR WARNING SIRENS OR CONSIDER REJECTING ALL BIDS FOR PURCHASE AND INSTALLATION OF THREE OUTDOOR WARNING SIRENS

Ardis Wright, Assistant City Manager, reviewed the responses received for the Request for Proposals from licensed vendors to provide for purchase and installation of three new and additional outdoor warning sirens, to include equipment, components, and installation. He stated that the Commission can award or reject the proposals. City staff has no recommendation since the bids were not competitive.

The Commission engaged in discussion regarding this item.

Commissioner Marshall moved to table the decision for further research. Commissioner Flowers seconded the motion, which passed 6:0.

280. UPDATE ON PROCESS FOR HIRING A POLICE CHIEF

Frank Johnson provided an update on process for hiring a Police Chief.

281. REPORT ON REPORTED INCIDENT RELATED TO THE BIRTHPLACE OF BOOGIE WOOGIE PROGRAM AT OS2 RESTAURANT AND PUB ON WEDNESDAY, JULY 24, 2013

Frank Johnson presented a report on the incident related to the Birthplace of Boogie Woogie Program at OS2 Restaurant and Pub on Wednesday, July 24, 2013.

The Commission engaged in discussion regarding this item.

282. REPORT ON STATUS OF ACTION REGARDING COMPLAINTS ABOUT ABANDONED SWIMMING POOL AT THE NORTHEAST CORNER OF HENLEY PERRY AND WINGWOOD

Commissioner Boersma requested an update on the status of the abandoned swimming pool at the northeast corner of Henley Perry and Wingwood.

Bo Ellis, Main Street Manager, provided an update on the status of the abandoned swimming pool at the northeast corner of Henley Perry and Wingwood and discussed what Code Enforcement actions can be taken.

The Commission engaged in discussion regarding this item.

283. CONSIDERATION OF ITEMS WITHDRAWN FROM THE CONSENT AGENDA.

There were no items withdrawn from the Consent Agenda.

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

Study of Ordinances for Code Enforcement.

285. ADJOURNMENT

Commissioner Moon moved for adjournment. Commissioner Oliver seconded the motion which passed 6:0.

APPROVED:

Chairman of the City Commission
of the City of Marshall, Texas

ATTEST:

City Secretary

Ordinance: O-13-08

Resolution: R-13-13

BUDGET WORKSHOP – DISCUSSION OF 2014 BUDGET