

MINUTES OF THE REGULAR MEETING OF THE  
CITY COMMISSION OF THE CITY OF MARSHALL  
THURSDAY, SEPTEMBER 25 2014  
6:00PM

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Chairman Ed Smith called the Regular meeting to order in the Commission Chambers, City Hall at 6:00pm.

PRESENT:

CHAIRMAN: Ed Smith, District 7

COMMISSIONERS:

Zephaniah Timmins, District 2	Vernia Calhoun, District 5
John Flowers, District 3	Garrett Boersma, District 6
Bill Marshall, District 4	

ABSENT: Gloria Moon, District 1

ADMINISTRATIVE STAFF PRESENT:

Kenneth Snyder, Acting City Manager	Lisa Agnor, City Secretary/Finance Director
Todd Fitts, City Attorney	J. C. Hughes, Public Services Director
Reggie Cooper, Fire Chief	Jack Redmon, Support Services Director
Wes Morrison, Planning & Development Director	

INVOCATION & PLEDGE: Commissioner Marshall

329. PRESENTATIONS FROM THE PUBLIC

Dorothy Meadows, 411 Johnson Street, Apt. M, spoke in support of keeping the ETCOG Go Bus in Marshall.

The agenda items 3, 4, and 5 were taken out of order.

330. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

There were no items withdrawn from the Consent Agenda

331. CONSENT AGENDA

**Commissioner Marshall moved to approve the Consent Agenda. Commissioner Flowers seconded the motion, which passed with a vote of 5:0.**

- A. Consider approval of the minutes from the September 11, 2014 Regular meeting.
- B. 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 October 1, 2014, and terminating no later than October 31, 2014, with the current water rate structure.
- C. Consider approval of an agreement with the Boys and Girls Club of the Big Pines for use of 2014 Community Development Block Grant funds.
- D. Consider approval of an agreement with the Marshall-Harrison Literacy Council for use of 2014 Community Development Block Grant funds.
- E. Monthly financial report.
- F. Code Enforcement report.

**PRESENTATION:**

332. PRESENTATION OF THE CITY OF MARSHALL AUDIT REPORT FOR THE 2013 FISCAL YEAR.

Mike Hallum, CPA with Knuckols Duvall Hallum & Co, presented the annual Audit Report for the 2013 Fiscal Year.

**SECOND READING OF ORDINANCE:**

333. O-14-13: CONDUCT A PUBLIC HEARING AND CONSIDER AN ORDINANCE AMENDING THE ZONING MAP FROM R-2 SINGLE-FAMILY DWELLING DISTRICT TO R-7 DUPLEX DISTRICT FOR 0.609 ACRES BEING PART OF LOT 2 BLOCK 34 HOLIDAY ADDITION AND A PORTION OF THE VACATED HOLIDAY STREET RIGHT-OF-WAY, GENERALLY LOCATED ON THE SOUTH SIDE OF EAST BOWIE STREET, BETWEEN LON AND WILLIAMS STREET.

Location: 708 E. Bowie  
Applicant: Larry Anderson

Kenneth Snyder, Acting City Manager, stated there was no new information regarding this request.

**Commissioner Marshall moved to approve an Ordinance amending the Zoning Map from R-2 Single-Family Dwelling District to R-7 Duplex District for 0.609 acres being part of Lot 2 Block 34 Holiday Addition and a portion of the vacated Holiday Street Right-of-Way, generally located on the south side of East Bowie Street, between Lon and Williams Street. Commissioner Calhoun seconded the motion, which passed with a vote of 5:0.**

334. O-14-14: CONSIDER APPROVAL OF AN ORDINANCE UPDATING THE SCHEDULE OF WATER AND SEWER TAP FEES AND RELATED CHARGES AND PROVIDE FOR A TEMPORARY WAIVER OF RESIDENTIAL SEWER TAP FEES AND RELATED CHARGES FOR A PERIOD OF TWELVE MONTHS.

Kenneth Snyder stated there was no new information.

**Commissioner Marshall moved to approve an Ordinance updating the Schedule of Water and Sewer Tap Fees and related charges and provide for a temporary waiver of residential sewer tap fees and related charges for a period of twelve months. Commissioner Flowers seconded the motion, which passed with a vote of 5:0.**

335. O-14-15: CONSIDER APPROVAL OF AN ORDINANCE TO ADOPT THE ANNUAL BUDGET OF THE CITY OF MARSHALL, TEXAS FOR THE 2015 FISCAL YEAR.

Kenneth Snyder asked for approval of an Ordinance to adopt the Annual Budget of the City of Marshall, Texas for the 2015 Fiscal Year.

The Commission asked questions of City Staff regarding this request.

**Commissioner Marshall moved to table items 7A and 7B until items 8B and 8C have been discussed. Commissioner Flowers seconded the motion, which passed with a vote of 5:0.**

Items 8B and 8C were taken out of order at this point.

336. CONSIDER APPROVAL OF THE INTERLOCAL AGREEMENT WITH HARRISON COUNTY RELATED TO THE STAR BOOT CAMP PROGRAM.

Commissioner Timmins entered the meeting at this point.

Chairman Smith asked that several revisions be made to the Interlocal Agreement.

The Commission engaged in discussion with City Attorney Todd Fitts regarding the Interlocal Agreement with Harrison County related to the Star Boot Camp Program.

Commissioner Boersma also requested a change be made to the Interlocal Agreement.

**Commissioner Marshall moved to table this agenda item until the next meeting. Commissioner Flowers seconded the motion, which passed with the following vote:**

**Ayes 5: Chairman Smith, Commissioners Marshall, Boersma, Calhoun, and Flowers.**

**Nays 1: Commissioner Timmins.**

337. CONSIDER APPROVAL OF THE INTERLOCAL AGREEMENT WITH THE EAST TEXAS COUNCIL OF GOVERNMENTS FOR TRANSPORTATION SERVICES (GOBUS).

Chairman Smith asked for one addition to the Interlocal Agreement.

Kenneth Snyder discussed the revised route for the Go Bus.

**Commissioner Timmins moved to approve the Interlocal Agreement with the East Texas Council of Governments for Transportation Services (Go Bus) with an addition of addresses for notice purposes made to the Agreement. Commissioner Marshall seconded the motion, which passed with a vote of 6:0.**

**Commissioner Marshall moved to remove Agenda Items 7A and 7B from table. Commissioner Timmins seconded the motion, which passed with a vote of 6:0.**

Items 7A and 7B were taken out of order at this point.

**ORDINANCE:**

338. O-14-15: CONSIDER APPROVAL OF AN ORDINANCE TO ADOPT THE ANNUAL BUDGET OF THE CITY OF MARSHALL, TEXAS FOR THE 2015 FISCAL YEAR.

Kenneth Snyder asked for approval of an Ordinance to adopt the Annual Budget of the City of Marshall, Texas for the 2015 Fiscal Year.

**Commissioner Marshall moved to approve an Ordinance to adopt the Annual Budget of the City of Marshall, Texas for the 2015 Fiscal Year. Commissioner Timmins seconded the motion.**

**The motion passed with a vote of 6:0.**

339. O-14-16: CONSIDER APPROVAL OF AN ORDINANCE LEVYING AD VALOREM TAXES FOR 2014 FOR THE USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE CITY OF MARSHALL, TEXAS, FOR THE 2015 FISCAL YEAR; AND PROVIDING FOR APPORTIONING EACH LEVY FOR SPECIFIC PURPOSES.

Kenneth Snyder asked for approval of this agenda item.

**Commissioner Timmins moved to approve an Ordinance levying Ad Valorem Taxes for 2014 for the use and support of the Municipal Government of the City of Marshall, Texas, for the 2015 Fiscal Year; and providing for apportioning each levy for specific purposes. Commissioner Flowers seconded the motion, which passed with a vote of 6:0.**

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

340. PRESENTATION OF THE SEMI-ANNUAL REPORT BY THE MARSHALL ECONOMIC DEVELOPMENT CORPORATION.

Donna Maisel, Executive Director of MEDCO, presented MEDCO's Semi-Annual Report.

341. CONSIDER APPROVAL OF A REQUEST TO PURCHASE A ½-TON TRUCK TO REPLACE UNIT #367, AND APPROVE A BUDGET AMENDMENT TO FUND THE PURCHASE FROM THE WATER AND SEWER EQUIPMENT REPLACEMENT FUND.

Lisa Agnor, City Secretary/Finance Director, asked for approval of a request to purchase a ½-ton truck to replace Unit #367 from Marshall Ford at a price of \$18,979. She stated that a budget amendment would be presented at a future meeting.

**Commissioner Marshall moved to approve a request to purchase a ½-ton truck to replace Unit #367 from Marshall Ford at a price of \$18,979. Commissioner Calhoun seconded the motion, which passed with a vote of 6:0.**

342. CONSIDERATION OF ITEMS WITHDRAWN FROM THE CONSENT AGENDA

There were no items withdrawn from the Consent Agenda.

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

- Discussion concerning the condition of Cox Road and how to recover the cost of repairs from people who use the road
- Discussion on allocation of Hot Funds and how other cities allocate Hot Funds
- Discussion of the Memorial City Hall Project and possible consideration for the initial assessment of the Project by a design professional

344. ADJOURNMENT

Commissioner Marshall moved to adjourn the meeting. Commissioner Timmins seconded the motion, which passed with a vote of 6:0.

APPROVED:

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

ATTEST:

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

Ordinance: O-14-13  
O-14-14  
O-14-15  
O-14-16