

MINUTES OF THE REGULAR MEETING OF THE
CITY COMMISSION OF THE CITY OF MARSHALL
THURSDAY, APRIL 23, 2015
6:00 PM

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

PRESENT:

CHAIRMAN: Ed Smith, District 7

COMMISSIONERS:

Gloria Moon, District 1
Bill Marshall, District 4
Garrett Boersma, District 6

John Flowers, District 3
Vernia Calhoun, District 5

ADMINISTRATIVE STAFF PRESENT:

Lisa Agnor, City Manager Todd Fitts, City Attorney
Reggie Cooper, Fire Chief J.C. Hughes, Public Services Director
Eddie Campa, Police Chief Jack Redmon, Support Services Director
Wes Morrison, Planning & Development Director

INVOCATION & PLEDGE: Commissioner Boersma

102. PRESENTATIONS FROM THE PUBLIC

Leo Morris, 505 S. Carter Street, reiterated that District 2 is not represented.

Geraldine Mauthe, 301 N. Washington, thanked the Commission on behalf of the Goldwing Road Riders Association for a wonderful conference.

103. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

There were no items withdrawn from the Consent Agenda.

104. CONSENT AGENDA

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

A. Consider approval of the minutes from the April 9, 2015 Regular meeting and the April 10, 2015 Special-Called meeting.

B. Consider approval of the depository contract for the two year period from June 1, 2015 through May 31, 2017.

C. Report on the Oak Lawn Municipal Golf Course for the 1st quarter of 2015.

- D. Report regarding the number of City employees who have not received performance evaluations within the last twelve months, and what percentage that is of the total number of City employees.
- E. Report regarding the feasibility of implementing a policy of performance-based merit increases for City employees in the 2016 budget.
- F. Code Enforcement report.

PRESENTATION

105. PRESENTATION OF A RETIREMENT PLAQUE TO KENNETH “BUZZ” SNYDER FOR HIS YEARS OF SERVICE TO THE CITY OF MARSHALL.

Chairman Smith presented a retirement plaque to Kenneth “Buzz” Snyder for his years of service to the Marshall Fire Department and as Acting City Manager and expressed appreciation for his service.

Items 7E and 8A were taken out of order.

RESOLUTION

106. CONSIDER APPROVAL OF A RESOLUTION DECLARING THE MONTH OF MAY 2015 AS “MOTORCYCLE SAFETY AND AWARENESS MONTH.”

Chairman Smith read the Resolution declaring the month of May 2015 as “Motorcycle Safety and Awareness Month.”

Commissioner Marshall made a motion to approve the Resolution declaring the month of May 2015 as “Motorcycle Safety and Awareness Month.” Commissioner Flowers seconded the motion, which passed with a vote of 6:0.

Chairman Smith presented the Resolution to motorcyclists in attendance.

CITY MANAGER REPORTS AND REQUESTS FOR CITY COMMISSION CONSIDERATION

107. CONSIDER A REPORT BY US ENERGY AUDIT OF LONGVIEW, TEXAS REGARDING A STREET LIGHT BILLING AUDIT OF AEP/SWEPCO AND RESULTING REFUND.

JC Hughes, Director of Public Services, presented a report by US Energy Audit of Longview, Texas regarding a street light billing audit of AEP/SWEPCO and resulting refund.

JC Hughes introduced Larry McGuffin who was in charge of the audit and available to answer any questions.

Commissioners asked questions of Larry McGuffin and city staff.

ORDINANCE

108. 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.

Chairman Smith discussed the Resolution passed in August of 2003 which called for a percentage of the local sales tax to be appropriated for street improvements and explained his reason to provide for this by Ordinance. He stated that the proposed Ordinance would provide increased emphasis of the continuation of this policy in order to improve city streets.

Commissioner Marshall made a motion to approve the 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. Commissioner Calhoun seconded the motion, which passed with a vote of 6:0.

RESOLUTIONS

109. CONSIDER APPROVAL OF A RESOLUTION TO SUSPEND THE EFFECTIVE DATE PROPOSED BY CENTERPOINT ENERGY TO INCREASE RATES UNDER THE GAS RELIABILITY INFRASTRUCTURE PROGRAM FOR FORTY-FIVE (45) DAYS, AND AUTHORIZE THE CITY OF MARSHALL'S CONTINUED PARTICIPATION IN A COALITION OF CITIES KNOWN AS THE "ALLIANCE OF CENTERPOINT MUNICIPALITIES".

Chairman Smith explained that CenterPoint has filed for a rate increase under the Gas Reliability Infrastructure Program and that the attorneys representing the Alliance of CenterPoint Municipalities (ACM) have recommended passing the proposed Resolution.

Commissioner Boersma made a motion to approve the Resolution suspending the effective date proposed by CenterPoint Energy to increase rates under the Gas Reliability Infrastructure Program for forty-five (45) days, and authorize the City of Marshall's continued participation in a coalition of cities known as the "Alliance of CenterPoint Municipalities". Commissioner Marshall seconded the motion, which passed with a vote of 6:0

110. CONSIDER APPROVAL OF A RESOLUTION TO INTERVENE IN SOUTHWESTERN ELECTRIC POWER COMPANY'S (SWEPCO) APPLICATION TO INCREASE RATES UNDER ITS TRANSMISSION COST RECOVERY FACTOR; REQUIRING THE REIMBURSEMENT OF MUNICIPAL RATE CASE EXPENSES; AUTHORIZING PARTICIPATION IN THE COALITION OF SIMILARLY SITUATED CITIES; AUTHORIZING INTERVENTION AND PARTICIPATION IN RELATED PROCEEDINGS; AUTHORIZING THE RETENTION OF SPECIAL COUNSEL; FINDING THAT THE MEETING COMPLIES WITH THE OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Chairman Smith explained that Southwestern Electric Power Company (SWEPCO) has filed for a rate increase and the attorneys representing the Cities Advocating Reasonable Deregulation (CARD) have recommended passing the proposed Resolution.

Commissioner Marshall made a motion to approve the Resolution to intervene in Southwestern Electric Power Company's (SWEPCO) application to increase rates under its transmission cost recovery factor; requiring the reimbursement of municipal rate case expenses; authorizing participation in the coalition of similarly situated cities; authorizing intervention and participation in related proceedings; authorizing the retention of special counsel. Commissioner Flowers seconded the motion, which passed with a vote of 6:0

111. CONSIDER APPROVAL OF A RESOLUTION SUPPORTING THE MARSHALL POLICE DEPARTMENT'S EFFORTS AND PARTICIPATION IN THE STATEWIDE "CLICK IT OR TICKET" PROGRAM.

Police Chief Eddie Campa asked for approval of a Resolution supporting the Marshall Police Department's efforts and participation in the statewide "Click it or Ticket" Program.

Commissioner Marshall made a motion to approve the Resolution to support the Marshall Police Department's efforts and participation in the statewide "Click it or Ticket" Program. Commissioner Calhoun seconded the motion, which passed with a vote of 6:0

112. CONSIDER APPROVAL OF A RESOLUTION DECLARING MAY 10, 2015 AS "WILEY COLLEGE GREAT DEBATERS DAY".

This item was withdrawn.

CITY MANAGER REPORTS AND REQUESTS FOR CITY COMMISSION CONSIDERATION

113. CONSIDER APPROVAL OF THE APPOINTMENT OF AN ACTING CITY SECRETARY/FINANCE DIRECTOR.

Lisa Agnor, City Manager, asked for approval to appoint Debbie Manuel (currently serving as Accounting/Finance Manager) to the position of Acting City Secretary/Finance Director.

Commissioner Moon made a motion to approve the appointment of Debbie Manuel as Acting City Secretary/Finance Director. Commissioner Flowers seconded the motion, which passed with a vote of 6:0.

114. CONSIDER APPROVAL OF AN AGREEMENT WITH THE BOYS AND GIRLS CLUB OF THE BIG PINES FOR THE OPERATION OF THE CITY SWIMMING POOL.

Lisa Agnor asked for approval for an agreement with the Boys and Girls Club of the Big Pines for the operation of the City Swimming Pool.

Commissioners asked questions regarding this agenda item.

Commissioner Marshall made a motion to approve the agreement with the Boys and Girls Club of the Big Pines for the operation of the City Swimming Pool with the stipulation that the contract not be valid for more than one year. Commissioner Boersma seconded the motion, which passed with a vote of 6:0.

115. CONSIDER APPROVAL OF THE PURCHASE OF A NEW 2015 AMBULANCE FOR THE FIRE DEPARTMENT EMS DIVISION.

Fire Chief Reggie Cooper asked for the approval of the purchase of a new 2015 ambulance for the Fire Department EMS Division.

Commissioner Calhoun made a motion to approve the purchase of a new 2015 ambulance for the Fire Department EMS Division. Commissioner Moon seconded the motion, which passed with a vote of 6:0

116. CONSIDERATION OF ITEMS WITHDRAWN FROM THE CONSENT AGENDA

There were no items withdrawn from the Consent Agenda.

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

Commissioner Moon asked for information regarding the wrecker service fees to be placed on the agenda for public knowledge.

Commissioner Marshall requested an update on the sewer/water tap fee waiver program, how many people have taken advantage of it, and how much longer it has to run.

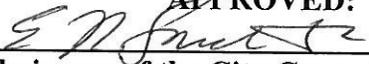
Commissioner Boersma requested an item to be placed on the next agenda for an update on Memorial City Hall.

Chairman Smith asked that the Commission look into setting a date for a planning workshop to discuss goal and objectives regarding the 2016 budget.

118. ADJOURNMENT

Commissioner Marshall made a motion for adjournment. Commissioner Calhoun seconded the motion, which passed by a 6:0 vote.

APPROVED:



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

ATTEST:



City Secretary
Manager

City Commission Meeting
April 23, 2015
Sheet No. 6

Ordinance: O-15-03
Resolution: R-15-07
R-15-08
R-15-09
R-15-10