

MINUTES OF THE REGULAR MEETING OF THE
CITY COMMISSION OF THE CITY OF MARSHALL
THURSDAY, APRIL 24, 2014
6:00PM

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:

Gloria Moon, District 1

Zephaniah Timmins, District 2

John Flowers, District 3

Bill Marshall, District 4

Charlie Oliver, District 5

Garrett Boersma, District 6

ADMINISTRATIVE STAFF PRESENT:

Kenneth Snyder, Acting City Manager

Todd Fitts, City Attorney

Reggie Cooper, Interim Fire Chief

J. C. Hughes, Public Services Director

Lisa Agnor, City Secretary/Finance Director

Jack Redmon, Support Services Director

Wes Morrison, Planning & Development Director

INVOCATION & PLEDGE: Commissioner Oliver

149. PRESENTATIONS FROM THE PUBLIC

Mrs. Charles Wilson, 706 Whetstone, asked the Commissioners to support the Marshall Independent School District Bond Election.

150. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

There were no items withdrawn from the Consent Agenda.

151. CONSENT AGENDA

Commissioner Timmins moved to approve the Consent Agenda. Commissioner Oliver seconded the motion which passed with a vote of 7:0.

A. Consider approval of the minutes from the April 10, 2014 Regular Meeting.

B. Report on the Oak Lawn Municipal Golf Course for the first quarter of 2014.

C. Report on the Roof and HVAC needs for the City of Marshall facilities.

SECOND READING OF ORDINANCES:

152. O-14-05: CONSIDER AND ACT ON A RECOMMENDATION TO APPROVE AN ORDINANCE UPDATING THE WATER CONSERVATION PLAN FOR THE CITY OF MARSHALL TO PROMOTE RESPONSIBLE USE OF WATER BY UTILIZING BEST PRACTICES TO ENCOURAGE PRESERVATION AND CONSERVATION, AND TO PROVIDE FOR PENALTIES FOR NONCOMPLIANCE WITH THE PROVISIONS OF THE WATER CONSERVATION PLAN.

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

Commissioner Moon moved to approve an Ordinance updating the Water Conservation Plan for the City of Marshall to promote responsible use of water by utilizing best practices to encourage preservation and conservation, and to provide for penalties for noncompliance with the provisions of the Water Conservation Plan. Commissioner Timmins seconded the motion which passed with a vote of 7:0.

153. O-14-06: CONSIDER AND ACT ON A RECOMMENDATION TO APPROVE AN ORDINANCE UPDATING THE DROUGHT CONTINGENCY PLAN FOR THE CITY OF MARSHALL TO PROMOTE RESPONSIBLE USE OF WATER BY UTILIZING BEST PRACTICES TO ENCOURAGE PRESERVATION, AND TO PROVIDE FOR PENALTIES FOR NONCOMPLIANCE WITH THE PROVISIONS OF THE DROUGHT CONTINGENCY PLAN.

Kenneth Snyder stated there was no new information regarding this agenda item.

Commissioner Timmins moved to approve an Ordinance updating the Drought Contingency Plan for the City of Marshall to promote responsible use of water by utilizing best practices to encourage preservation, and to provide for penalties for noncompliance with the provisions of the Drought Contingency Plan. Commissioner Oliver seconded the motion which passed with a vote of 7:0.

RESOLUTION:

154. CONSIDER APPROVAL OF A RESOLUTION RECOGNIZING THE WILEY COLLEGE DEBATE TEAM, RECENT CHAMPIONS OF THE PI KAPPA DELTA COMPREHENSIVE NATIONAL TOURNAMENT IN INDIANAPOLIS, INDIANA.

Chairman Smith recognized the Wiley College Debate Team and praised their accomplishments.

Commissioners Garrett, Moon, and Timmins commended the achievements of the Wiley College Debate Team.

Commissioner Timmins recognized Wiley College Debate Team's Coach, Christopher Medina, Director of Forensics at Wiley College, who introduced members of the debate team.

Coach Christopher Medina thanked the Commission for recognition of the Wiley College Debate Team.

Chairman Smith read the Resolution into record, recognizing the Wiley College Debate Team, recent Champions of the PI KAPPA DELTA Comprehensive National Tournament in Indianapolis, Indiana. The Commission unanimously approved this Resolution with a vote of 7:0.

Commissioners Flowers, Oliver, and Marshall commended the Wiley College Debate Team for their achievements.

CITY MANAGER REPORTS AND REQUESTS FOR CITY COMMISSION CONSIDERATION:

155. CONSIDER A REVIEW OF THE 2013 WATER AND WASTEWATER COST OF SERVICE AND RATE STUDY.

J. C. Hughes, Public Services Director, presented the 2013 Water and Wastewater Cost of Service and Rate Study to the Commission.

The Commission engaged in discussion regarding this agenda item.

156. CONSIDER APPROVAL OF A REQUEST FOR FUNDING FOR WONDERLAND OF LIGHTS 2014.

Lisa Agnor, City Secretary/Finance Director, asked for approval of a request for funding in the amount of \$50,000 from HOT Funds for Wonderland of Lights 2014.

Commissioner Marshall moved to approve the expenditure of \$50,000 from HOT Funds to be designated for the Marshall Downtown Development Corporation to be strictly used to support Wonderland of Lights 2014. Commissioner Flowers seconded the motion which passed with a vote of 7:0.

157. CONSIDER APPROVAL OF APPOINTMENTS TO THE HISTORIC LANDMARK PRESERVATION BOARD.

Jack Redmon, Support Services Director, stated there was no new information regarding this agenda item.

Commissioner Marshall moved to approve appointments to the Historic Landmark Preservation Board as presented. Commissioner Timmins seconded the motion which passed with a vote of 7:0.

158. CONSIDER APPROVAL OF APPOINTMENTS TO THE MAIN STREET ADVISORY BOARD.

Jack Redmon stated there was no new information regarding this agenda item.

Commissioner Moon moved to approve appointments to the Main Street Advisory Board as presented. Commissioner Timmins seconded the motion which passed with a vote of 7:0.

159. DISCUSSION OF THE STATE ELECTION CODE – PROHIBITION AGAINST USING POLITICAL SUBDIVISION RESOURCES FOR POLITICAL ADVERTISING.

Commissioner Oliver presented his reasons for requesting this discussion.

Todd Fitts, City Attorney, reviewed the State Election Code – Prohibition Against Using Political Subdivision Resources for Political Advertising.

160. MONTHLY FINANCIAL REPORT.

The Commission had no questions regarding the Monthly Financial Report.

161. CODE ENFORCEMENT REPORT.

Wes Morrison, Planning and Development Director, presented the Code Enforcement Report.

Commissioner Marshall asked questions regarding political signs in the rights-of-way and on City property. City Staff addressed these questions.

Kenneth Snyder stated City Staff will inform every candidate and/or organization with political signs of the laws governing this issue.

161. CONSIDERATION OF ITEMS WITHDRAWN FROM THE CONSENT AGENDA

There were no items withdrawn from the Consent Agenda.

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

- Report on the status of issues related to Norit Americas, Inc.
- Report regarding number of merit raises given since the current budget was passed
- Report on the procedure to follow for a City Commissioner to lodge a complaint when their request to place an item on the agenda is not done
- Item 4C of the Consent Agenda: Report on the Roof and HVAC needs for the City of Marshall facilities, to be placed on a future agenda for discussion

163. ADJOURNMENT

Commissioner Timmins moved to adjourn the meeting. Commissioner Flowers seconded the motion which passed with a vote of 7:0.

APPROVED:



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

ATTEST:



City Secretary

Ordinance: O-14-05
O-14-06

Resolution: R-14-09