

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

Acting Chairman Garrett Boersma called the Regular meeting to order in the Commission Chambers, City Hall at 6:00pm.

PRESENT:

ACTING CHAIRMAN: Garrett Boersma, District 6

COMMISSIONERS:

Gloria Moon, District 1

John Flowers, District 3

Zephaniah Timmins, District 2

Bill Marshall, District 4

ABSENT: Ed Smith, District 7

Vernia Calhoun, District 5

ADMINISTRATIVE STAFF PRESENT:

Kenneth Snyder, Acting City Manager

J. C. Hughes, Public Services Director

Todd Fitts, City Attorney

Jack Redmon, Support Services Director

Reggie Cooper, Fire Chief

Wes Morrison, Planning & Development Director

INVOCATION & PLEDGE: Commissioner Flowers

258. PRESENTATIONS FROM THE PUBLIC

Judge Clarice Watkins, Justice of the Peace for Harrison County Precinct 2, 709 Wood Street, asked for the dilapidated structure at 711 Wood Street to be removed when funding is available.

Ann Townes, 2304 Lane Lewis, presented the Commission with a written protest from the residents in the area of proposed duplexes at the 2200 block of Lancaster.

James Hodges, 1207 Spring Street, stated he is the owner of a dilapidated house and understands that the City is working toward removing the house.

259. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

There were no items withdrawn from the Consent Agenda.

260. CONSENT AGENDA

Commissioner Moon moved to approve the Consent Agenda. Commissioner Timmins seconded the motion which passed with a 5:0 vote.

A. Consider approval of the minutes from the July 10, 2014 Special-Called meeting, and the July 10, 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 August 1, 2014, and terminating no later than August 31, 2014, with the current water rate structure.

C. Consider and act on a request to award a contract to Viking Construction, Inc. at a cost of \$133,360.15 for street micro-resurfacing as specified in our 2014 Street Improvement Program previously approved by the City Commission.

- D. Consider and act on a request to award a contract to Lone Star Equipment Co. at a cost of \$1,158,946.25 for street reconstructions and overlays as specified in our 2014 Street Improvement Program previously approved by the City Commission.
- E. Report on the Oak Lawn Municipal Golf Course for the 2nd quarter of 2014.
- F. Monthly Financial Report.
- G. Code Enforcement Report

SECOND READING OF ORDINANCE:

261. O-14-10: A REQUEST TO REZONE APPROXIMATELY 2.417 ACRES OF LAND IN THE ANDERSON WHETSTONE SURVEY A-747, AND ALSO BEING PART OF OL 273 SOUTH WEST FROM R-2 SINGLE FAMILY DETACHED DWELLING DISTRICT TO R-7 DUPLEX DWELLING DISTRICT.

Location: 2200 Block Lancaster Dr.

Applicant: Rhett Skinner

This item was withdrawn from the Agenda.

CITY MANAGER REPORTS AND REQUESTS FOR CITY COMMISSION CONSIDERATION:

262. REPORT ON THE NUMBER OF EMPLOYEES WHO TRAVEL FOR CONTINUING EDUCATION AND A DISCUSSION ON WHETHER OR NOT THEIR TRAVEL SHOULD BE CUT BACK BECAUSE OF FUNDING.

Kenneth Snyder, Acting City Manager, presented a report regarding the number of employees who travel for continuing education.

The Commission engaged in discussion with City Staff regarding this agenda item.

263. REPORT ON THE NUMBER OF TIMES THE BUDGET HAS BEEN AMENDED, THE COST AND WHAT THE AMENDMENTS WERE FOR, IN THIS PAST YEAR.

The Commission engaged in discussion with City Staff regarding the number of times the 2013 Budget has been amended, including the cost and what the amendments were for.

264. REPORT REGARDING THE CODE ENFORCEMENT AND ABATEMENT PROCESSES OF CODE VIOLATIONS.

Wes Morrison, Planning and Development Director, presented a report regarding the Code Enforcement and Abatement processes of Code Violations.

The Commission asked questions of Wes Morrison regarding this agenda item.

265. REPORT REGARDING THE DEMOLITION OF DILAPIDATED STRUCTURES.

Wes Morrison presented a report regarding the demolition of dilapidated structures.

Commissioner Marshall asked questions of Wes Morrison regarding this agenda item.

Commissioner Boersma asked questions of Todd Fitts, City Attorney, regarding this agenda item.

266. REPORT ON THE BUARD TRAIL PROJECT TO INCLUDE EXPENDITURES AND DONATIONS.

Jack Redmon, Support Services Director, presented a report on the Buard Trail Project including expenditures and donations.

Commissioner Marshall asked questions of Jack Redmon regarding this agenda item.

267. DISCUSSION OF PLACING FUNDING OF THE BIRTHPLACE OF BOOGIE WOOGIE PROGRAM ON AN ELECTION BALLOT FOR A VOTE BY THE CITIZENS OF MARSHALL.

Commissioner Marshall proposed an initiative on the November election ballot regarding the Birthplace of Boogie Woogie Program containing three items:

1. If you do not feel that the City should be spending taxpayers' money on promoting and funding Boogie Woogie development, vote yes.
2. If you feel that the Boogie Woogie Program should be continued but not an extension of its current form and the City should get proposals to revamp it, vote yes.
3. If you think the Boogie Woogie Program is doing fine and the City should continue the way it is going, vote yes.

The Commission engaged in discussion regarding this agenda item.

268. CONSIDERATION OF ITEMS WITHDRAWN FROM THE CONSENT AGENDA

There were no items withdrawn from the Consent Agenda.

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

- Discussion of and consideration of a budget amendment to appropriate \$50,000 from General Fund Unobligated Reserves for the demolition of dilapidated structures
- Discussion and consideration of placing the funding of the Birthplace of Boogie Woogie Program on the November 2014 election ballot for a vote by the citizens of Marshall
- Discussion regarding the previous architectural design contract for Memorial City Hall

EXECUTIVE SESSION:

270. EXECUTIVE SESSION:

A. Executive Session pursuant to the Open Meetings Act, Section 551.071 of the Texas Government Code – Consultation with Attorney on a matter in which the duty of the Attorney to the governmental Body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter.

1. Discussion regarding issues related to contracts between Norit Americas, Inc., Harrison County, and the City of Marshall.

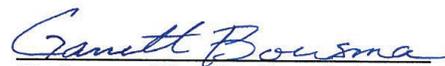
Commissioner Moon moved to enter into the Executive Session. Commissioner Flowers seconded the motion which passed with a vote of 5:0. The time was 7:16pm.

Commissioner Timmins moved to reconvene from the Executive Session. Commissioner Marshall seconded the motion which passed with a vote of 5:0. The time was 7:25pm.

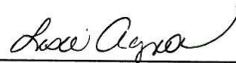
271. ADJOURNMENT

Commissioner Moon moved to adjourn the meeting. Commissioner Timmins seconded the motion which passed with a vote of 5:0.

APPROVED:


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

ATTEST:



City Secretary

Ordinance: O-14-10