

MINUTES OF THE REGULAR MEETING OF THE
CITY COMMISSION OF THE CITY OF MARSHALL
THURSDAY, JANUARY 9, 2020
6:00 PM

Mayor Terri Brown called the Regular meeting to order in the Commission Chambers, City Hall at 6:00 p.m.

PRESENT:

MAYOR: Terri Brown, District 3

COMMISSIONERS:

Marvin Bonner, District 1
Vernia Calhoun, District 5

Amy Ware, District 4
Doug Lewis, District 7

ABSENT: Larry Hurta, District 6

ADMINISTRATIVE STAFF PRESENT:

Mark Rohr, City Manager
Scott Rectenwald, Acting City Attorney
Wes Morrison, Community & Economic Development Director
Nikki Smith, Deputy City Secretary/Payroll Accountant
Eric Powell, Public Works Director
Mallori James, Tourism & Cultural Arts Director
Stormy Nickerson, Management Analysis/Communications Coordinator
Parker Harrison, Community Development Manager
Cherilyn Johnston, HR Manager

Reggie Cooper, Fire Chief
Cliff Carruth, Police Chief

INVOCATION & PLEDGE: Mayor Brown & Amara Houston, 4th grade student at Sam Houston Elementary School

1. **CITIZEN COMMENTS**

Mark Rohr, City Manager, spoke regarding the ball field agenda item. He stated the most recent contract for usage was signed in 2012 with the fees remaining the same (\$60 per team) since 2002.

Joe Martino, 306 Cedarcrest Drive, spoke in opposition of an increase in fees for ball field usage.

Scott Beck, 135 Blue Fox Road, President of Marshall Youth Softball Association, spoke in opposition of an increase in fees for ball field usage. He would like to have a contractual agreement on file.

Kendrick Biggs, 10216 FM 2625 E, President of Marshall Youth Baseball Association, spoke in opposition of an increase in fees for ball field usage. He would like to have a contractual agreement on file that indicates a breakdown of fund usage and includes upgrades to the ball fields.

Narcy Crosby, 211 N Bolivar, thanked the City for their tribute to former Commissioner Gail Beil and spoke regarding the Downtown Redevelopment Plan. She would like to see the City work with the Landmark Preservation Board to keep the integrity of the square.

Jacqueline Singleton, 1809 Elysian Fields Avenue, spoke regarding an increase in her water bill. Mark Rohr asked Ms. Singleton to come to City Hall during business hours to have the issue addressed.

Sherry Griffis, 198 W. Sesame, Karnack, spoke in opposition of an increase in fees for ball field usage. She stated more time was needed to review and agree upon a contract.

Donna Haines, 101 Fir Trail, spoke in opposition of an increase in fees for ball field usage.

Billy Hawthorne, 300 Oakwood Estates, spoke in opposition of an increase in fees for ball field usage.

Mark Haines, 101 Fir Trail, spoke in opposition of an increase in fees for ball field usage.

Crystal Earley, 1201 Washington Place East, read a letter her daughter wrote in opposition of an increase in fees for ball field usage.

Tony Crosby, 211 N. Bolivar, spoke in support of the Downtown Redevelopment Plan and was thankful the City is seeking input from the citizens.

Joe Childress, 2005 Lancaster, spoke in opposition of an increase in fees for ball field usage and the proposed contract. He is concerned the contract is not balanced and does not state what the money received will be used for. He stated there are areas for advertisements to be placed which could generate revenue for the City.

Ronnie Minatrea, 7109 Hwy 43 N, Tournament Director for Marshall Youth Softball Association, spoke in opposition of an increase in fees for ball field usage. He stated tournaments would increase revenue by bringing visitors to our area, but the facilities need to be updated in order to accommodate the tournaments.

Chris Young, 554 Underwood Road, spoke in opposition of an increase in fees for ball field usage.

2. **ITEMS TO BE WITHDRAWN FROM CONSENT AGENDA**

There were no items withdrawn from the Consent Agenda.

3. **CONSENT AGENDA**

Commissioner Calhoun made a motion to approve the Consent Agenda. Commissioner Lewis seconded the motion, which passed with a vote of 5:0.

- A. Consider approval of the minutes from the December 12, 2019 Regular meeting and the December 16, 2019 Special-Called meeting.
- B. Consider approval of a Resolution adopting the City of Marshall Investment Policy.
- C. Consider approval of an Interlocal Agreement with Harrison County for Animal Adoption Center Services.
- D. Consider approval of amendment #2 to the Municipal Maintenance Agreement with the Texas Department of Transportation for mowing services.
- E. Monthly financial report.

- F. Street Sweeping Activity Report.
- G. Municipal Court Activity Report.
- H. Consider approval of an appointment to the Charter Review Committee.

4. **PRESENTATION**

- A. Presentation regarding the 2020 Census.

Evie Henson, U. S. Census Bureau, presented information regarding the 2020 Census. She stated the two (2) main goals are to hire locally and have the forms completed by spring 2020. The last day to submit the census form will be July 31, 2020.

Stormy Nickerson, Management Analysis/Communications Coordinator, spoke regarding the Marshall Complete Count Committee reaching out to the community to ensure everyone gets counted in the upcoming census.

PUBLIC HEARINGS AND ORDINANCES

5. **CONDUCT A PUBLIC HEARING AND CONSIDER AN ORDINANCE APPROVING A SPECIAL USE PERMIT TO ALLOW A DAY CARE AT 307-B POPE STREET, GENERALLY LOCATED NORTH OF POPE STREET, APPROXIMATELY 85 FEET WEST OF BLOCK STREET INTERSECTION.**

Wes Morrison, Community & Economic Development Director, presented an ordinance asking for approval of a Special Use Permit to allow a day care at 307-B Pope Street, generally located north of Pope Street, approximately 85 feet west of Block Street intersection. He stated the Planning and Zoning Commission recommended approval by a vote of 7:0.

Mayor Brown opened the public hearing.

No one came forward.

Mayor Brown closed the public hearing.

Commissioner Lewis made a motion to approve a Special Use Permit to allow a day care at 307-B Pope Street. Commissioner Ware seconded the motion, which passed with a vote of 5:0.

6. **CONSIDER A PUBLIC HEARING AND CONSIDER AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP FOR A 0.693 ACRE TRACT OF LAND FROM C-2 (RETAIL BUSINESS) TO C-3 (GENERAL BUSINESS), THE SUBJECT PROPERTY IS LOCATED ON THE NORTH SIDE OF EAST HOUSTON STREET, EAST OF VETERANS AVENUE AND AT THE END OF JEAN DRIVE, MORE COMMONLY KNOWN AS 2009 EAST HOUSTON STREET.**

Wes Morrison presented an ordinance amending the official zoning map for a 0.693 acre tract of land from C-2 (Retail Business) to C-3 (General Business). The subject property is located on the north side of East Houston Street, east of Veterans Avenue and at the end of Jean Drive, more commonly known as 2009 East Houston Street. He stated the Planning and Zoning Commission recommended approval by a vote of 7:0.

Mayor Brown opened the public hearing.

No one came forward.

Mayor Brown closed the public hearing.

Commissioner Lewis made a motion to approve an ordinance amending the official zoning map for a 0.693 acre tract of land from C-2 (Retail Business) to C-3 (General Business), commonly known as 2009 East Houston Street. Commissioner Calhoun seconded the motion, which passed with a vote of 5:0.

7. CONDUCT A PUBLIC HEARING AND CONSIDER AN ORDINANCE AMENDING CHAPTER 32 OF THE CODE OF ORDINANCES ENTITLED "ZONING" SPECIFICALLY RELATED TO SECTION 19 ENTITLED "DEFINITIONS" AND SECTION 21 ENTITLED "PERMITTED USES".

Wes Morrison presented an ordinance amending Chapter 32 of the Code of Ordinances entitled "Zoning" specifically related to Section 19 entitled "Definitions" and Section 21 entitled "Permitted Uses". He stated the Planning and Zoning Commission recommended approval by a vote of 7:0.

Commissioners asked questions and discussed.

Mayor Brown opened the public hearing.

No one came forward.

Mayor Brown closed the public hearing.

Commissioner Ware made a motion to approve an ordinance amending Chapter 32 of the Code of Ordinances entitled "Zoning" specifically related to Section 19 entitled "Definitions" and Section 21 entitled "Permitted Uses". Commissioner Lewis seconded the motion, which passed with a vote of 5:0.

CITY MANAGER REPORTS AND REQUESTS FOR CITY COMMISSION CONSIDERATION

8. CONSIDER APPROVAL OF A REAPPOINTMENT TO THE MARSHALL ECONOMIC DEVELOPMENT CORPORATION BOARD OR DIRECTORS.

Donna Maisel, Executive Director of MEDCO, asked for approval of the reappointment of Jeremy Spears to the Marshall Economic Development Corporation Board of Directors.

Commissioner Calhoun made a motion to approve the reappointment of Jeremy Spears to the Marshall Economic Development Corporation Board of Directors. Commissioner Lewis seconded the motion, which passed with a vote of 5:0.

9. PRESENTATION REGARDING THE NEIGHBORHOOD IMPROVEMENT PLAN.

Mark Rohr stated this plan derived from the Mobilize Marshall Plan approved on June 1, 2019 and emphasized the City's limited resources.

Wes Morrison highlighted aspects of the Neighborhood Improvement Plan.

Commissioners asked questions and discussed.

Mark Rohr affirmed this is a dynamic new program that is customizable for different neighborhoods.

10. DISCUSSION OF AND CONSIDERATION OF AGREEMENTS FOR BALLFIELD USE AND CONCESSION SERVICES AT AIRPORT PARK.

Mark Rohr summarized the reasons for the agreements. He stated the most recent contract for concessions was signed in 1999. The most recent contract for usage was signed in 2012 with the fees remaining the same, \$60 per team, since 2002.

Commissioners asked questions and discussed.

Commissioner Lewis made a motion to table agreements for ball field use and concession services at Airport Park. Commissioner Calhoun seconded the motion, which passed with a vote of 5:0.

It was decided this item would be reviewed and brought before the Commission at a later meeting.

11. DISCUSSION OF AND CONSIDERATION OF A TEMPORARY APPOINTMENT TO FILL THE COMMISSIONER, DISTRICT 2 VACANCY.

Commissioner Calhoun made a motion to approve the temporary appointment of Leo Morris, to fill the Commissioner, District 2 vacancy. Commissioner Bonner seconded the motion, which failed with the following vote:

Commissioners engaged in discussion.

**Ayes: 2, Commissioners Calhoun and Bonner
Nays: 3, Mayor Brown, Commissioners Lewis and Ware**

Commissioner Lewis made a motion to advertise the District 2 vacancy, and allow interested citizens to submit an application by Friday, January 24, 2020, for the Commission to fill the vacancy on February 13, 2020. Commissioner Bonner seconded the motion, which passed with the following vote:

**Ayes: 4, Mayor Brown, Commissioners Lewis, Bonner and Ware
Nays: 1, Commissioner Calhoun**

12. REPORT REGARDING 2019 WONDERLAND OF LIGHTS.

This item was withdrawn.

13. CONSIDERATION OF ITEMS WITHDRAWN FROM THE CONSENT AGENDA

There were no items withdrawn from the Consent Agenda.

14. **EXECUTIVE SESSION**

A. An Executive Session pursuant to the Open Meeting Act, Chapter 551 of the Texas Government Code under Section 551.074 Personnel Matters: Annual evaluation of City Manager.

Commissioner Lewis made a motion to enter into Executive Session. Commissioner Ware seconded the motion, which passed with a vote of 5:0. The time was 7:44 p.m.

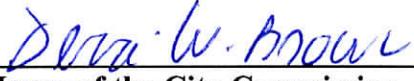
Commissioner Lewis left at this point in the meeting.

The Commissioner reconvened from Executive Session. The time was 9:03 p.m.

15. **ADJOURNMENT**

Commissioner Bonner made a motion for adjournment. Commissioner Calhoun seconded the motion, which passed with a vote of 4:0.

APPROVED:



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

ATTEST:



City Secretary

**Ordinances: O-20-01
O-20-02
O-20-03
Resolution: R-20-01**