

MINUTES OF THE REGULAR MEETING OF THE
CITY COMMISSION OF THE CITY OF MARSHALL
THURSDAY, FEBRUARY 13, 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
Randy Pritchard, Support Services Superintendent
Wes Morrison, Community & Economic Development Director
Elaine Altman, City Secretary/Finance Director
Eric Powell, Public Works Director
Mallori James, Tourism & Cultural Arts Director
Stormy Nickerson, Management Analysis/Communications Coordinator

Reggie Cooper, Fire Chief
Cliff Carruth, Police Chief

INVOCATION & PLEDGE: Commissioner Bonner & Ali Hicks, 4th grade student at David Crockett Elementary School

39. CITIZEN COMMENTS

Jimbo Roberson, 584 Dorchester Road, spoke regarding the poor condition of the arena facilities.

Ronnie Minatrea, 7109 Hwy 43 N, President of the Marshall Youth Softball Association, detailed the allocation of MYSA funds. He expressed his approval of the new City contract which will reinvest funds to Airport Park.

Jeff Adkins, 1325 Boggy Road, Waskom, spoke regarding unfavorable conditions at the arena.

Joe Fitzgerald, 107 Shadowood Drive, spoke regarding a prospective location for the animal shelter. He distributed a handout to the Commissioners with detailed information.

40. ITEMS TO BE WITHDRAWN FROM CONSENT AGENDA

There were no items withdrawn from the Consent Agenda.

41. CONSENT AGENDA

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

A. Consider approval of the minutes from the January 23, 2020 Regular meeting and January 30, 2020 Special-Called meeting.

- B. Approval of a contract for auction services for the Marshall Police Department.
- C. Street Sweeping Activity Report.
- D. Municipal Court Activity Report.

ORDINANCE

42. CONSIDER APPROVAL OF AN ORDINANCE AMENDING CHAPTER 27 OF THE CITY OF MARSHALL CODE OF ORDINANCES ENTITLED "TRAFFIC", SPECIFICALLY REPEALING SECTION 27-15.3 ENTITLED "SAME – HEAVY VEHICLE PARKING" AND REPLACE WITH A NEW SECTION 27-15.3 ENTITLED "COMMERCIAL VEHICLE PARKING".

Wes Morrison, Community & Economic Development Director, asked for approval of an ordinance amending Chapter 27 of the City of Marshall Code of Ordinances entitled "Traffic", specifically repealing Section 27-15.3 entitled "Same -- Heavy vehicle parking" and replace with a new section 27-15.3 entitled "Commercial Vehicle Parking". He stated this ordinance is intended to prevent commercial vehicles from parking in certain areas such as: public streets, allies, right-of-ways and retail establishments.

Commissioners asked questions and discussed.

Mayor Brown made a motion to approve an ordinance amending Chapter 27 of the City of Marshall Code of Ordinances entitled "Traffic", specifically repealing Section 27-15.3 entitled "Same – Heavy vehicle parking" and replace with a new section 27-15.3 entitled "Commercial Vehicle Parking". Commissioner Ware seconded the motion, which passed with a vote of 5:0.

SECOND READING OF ORDINANCE

43. CONSIDER APPROVAL OF AN ORDINANCE CALLING FOR A SPECIAL ELECTION FOR THE REAUTHORIZATION OF THE LOCAL SALES AND USE TAX IN THE CITY OF MARSHALL AT THE RATE OF ONE-EIGHTH (1/8TH) OF ONE PERCENT TO CONTINUE PROVIDING REVENUE FOR MAINTENANCE AND REPAIR OF MUNICIPAL STREETS. THE TAX EXPIRES ON THE FOURTH ANNIVERSARY OF THE DATE OF THIS ELECTION UNLESS THE IMPOSITION OF THE TAX IS REAUTHORIZED.

Elaine Altman, City Secretary/Finance Director, stated there was no new information regarding this item.

Commissioner Calhoun made a motion to approve an ordinance calling for a special election for the reauthorization of the local sales and use tax in the City of Marshall at the rate of one-eighth (1/8th) of one percent to continue providing revenue for maintenance and repair of municipal streets. Commissioner Ware seconded the motion, which passed with a vote of 5:0.

44.

CONSIDER APPROVAL OF AN ORDINANCE OF THE CITY OF MARSHALL, TEXAS, ORDERING A SPECIAL ELECTION MAY 2, 2020, TO CONSIDER SIXTEEN (16) PROPOSED AMENDMENTS TO THE CHARTER OF THE CITY OF MARSHALL.

Mark Rohr, City Manager, stated the City solicited public input on numerous occasions regarding this item. He described a term limit amendment made in 2010 and recommended removing the last sentence of Proposition O Section 3.04(c).

Dottie Palumbo, Borjorquez Law Firm, Charter Review Attorney, presented the amendments made from the first reading. She stated FOR and AGAINST was added to the end of Proposition O and the language was updated regarding revenue bonds in Proposition P.

Commissioner Lewis made a motion to approve the changes recommended by City Manager, Mark Rohr to Proposition O and add FOR and AGAINST. Commissioner Bonner seconded the motion, which passed with a vote of 5:0.

Commissioner Lewis made a motion to approve the changes to Propositions I, N and P. Commissioner Ware seconded the motion, which passed with a vote of 5:0.

Commissioner Lewis made a motion to approve the ordinance as amended. Mayor Brown seconded the motion, which passed with a vote of 5:0.

RESOLUTION

45.

CAST BALLOTS AND CONSIDER APPROVAL OF A RESOLUTION FOR TEMPORARY APPOINTMENT TO FILL THE COMMISSIONER, DISTRICT 2 VACANCY.

Mark Rohr explained the ballots were passed out earlier. One candidate was ineligible due to residency requirements.

Scott Rectenwald, Acting City Attorney, explained the voting process. He read the votes for the record:

Commissioner Bonner:	Leo Morris
Commissioner Ware:	Leo Morris
Mayor Brown:	Jeffrey Henderson
Commissioner Calhoun:	Leo Morris
Commissioner Lewis:	Jeffrey Henderson

Leo Morris' name was added to the resolution. Mayor Brown read the resolution for the record.

CITY MANAGER REPORTS AND REQUESTS FOR CITY COMMISSION CONSIDERATION

46.

CONSIDER APPROVAL OF AGREEMENTS FOR BALLFIELD USAGE AND CONCESSION SERVICES AT AIRPORT PARK.

Mark Rohr presented the agreements for ballfield usage and concession services at Airport Park. The three (3) year agreement states team fees will gradually increase from \$60 to \$75 to \$90 in the final year. Revenue from the agreements will be reinvested in the facilities.

Commissioners asked questions and discussed.

Commissioner Lewis made a motion to approve the agreements for ballfield usage and concession services at Airport Park. Commissioner Bonner seconded the motion, which passed with a vote of 5:0.

47. UPDATE REGARDING MUNICIPAL COURT OPERATIONS.

Mark Rohr presented an update regarding Municipal Court operations and introduced Leland Benoit, Court Administrator, and Madison Hood, Court Prosecutor, who further explained court procedures and documentation of case logs.

Cliff Carruth, Police Chief, also provided information regarding warrants on file with the City.

Commissioners asked questions and discussed.

48. CONSIDER APPROVAL OF THE PURCHASE OF TEN (10) NEW VEHICLES FOR THE MARSHALL POLICE DEPARTMENT.

Cliff Carruth asked for approval of the purchase of ten (10) new vehicles for the Marshall Police Department.

Commissioners asked questions and discussed.

Commissioner Lewis made a motion to approve the purchase of ten (10) new vehicles for the Marshall Police Department. Mayor Brown seconded the motion, which passed with a vote of 5:0.

49. CONSIDERATION OF ITEMS WITHDRAWN FROM THE CONSENT AGENDA

There were no items withdrawn from the Consent Agenda.

50. ADJOURNMENT

Commissioner Lewis made a motion for adjournment. Commissioner Calhoun seconded the motion, which passed with a vote of 5:0.

APPROVED:



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

ATTEST:



City Secretary

Ordinances: O-20-04
O-20-05
O-20-06
Resolutions: R-20-04