

MINUTES OF THE REGULAR MEETING OF THE
CITY COMMISSION OF THE CITY OF MARSHALL
THURSDAY, May 14, 2020
12:00 PM

Mayor Terri Brown called the Regular meeting to order in the Commission Chambers, City Hall at 12:00 p.m.

PRESENT:

MAYOR: Terri Brown, District 3

COMMISSIONERS:

Marvin Bonner, District 1
Amy Ware, District 4
Larry Hurta, District 6

Leo Morris, District 2
Vernia Calhoun, District 5
Doug Lewis, District 7

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
Stormy Nickerson, Management Analysis/Communications Coordinator

Reggie Cooper, Fire Chief
Cliff Carruth, Police Chief

INVOCATION & PLEDGE: Mayor Brown

103. CITIZEN COMMENTS

There were no citizen comments.

104. ITEMS TO BE WITHDRAWN FROM CONSENT AGENDA

There were no items withdrawn from the Consent Agenda.

105. CONSENT AGENDA

Commissioner Lewis made a motion to approve the Consent Agenda. Commissioner Calhoun seconded the motion, which passed with a vote of 7:0.

- A. Consider approval of the minutes from the April 23, 2020 Regular meeting.
- B. Consider approval of investment reports for the fourth quarter of 2019 and the first quarter of 2020.
- C. Street Sweeping Activity Report.
- D. Municipal Court Activity Report.

Commissioner Ware left the meeting at this point in the meeting.

PRESENTATIONS

106. PRESENTATION OF A PROCLAMATION DESIGNATING THE WEEK OF MAY 17 – MAY 23, 2020 AS NATIONAL PUBLIC WORKS WEEK IN THE CITY OF MARSHALL.

Eric Powell, Public Works Director, spoke regarding National Public Works Week which is designated as the week of May 17th – May 23rd, 2020. He thanked the Commission for recognizing the employees of the Public Works Department.

107. PRESENTATION OF A PROCLAMATION DESIGNATING THE WEEK OF MAY 10 – MAY 16, 2020 AS “POLICE WEEK” IN MARSHALL, TEXAS AND FURTHER DESIGNATING THAT MAY 15, 2020 BE OBSERVED AS “PEACE OFFICERS MEMORIAL DAY” IN MARSHALL, TEXAS.

Cliff Carruth, Police Chief, spoke regarding “Police Week” in Marshall, Texas. He explained the origins of this designation and stated this year it will be the week of May 10th – May 16th, 2020.

PUBLIC HEARING

108. CONDUCT A PUBLIC HEARING AND CONSIDER AMENDING THE COMMUNITY DEVELOPMENT BLOCK GRANT 5-YEAR CONSOLIDATED PLAN AND THE 2020 PROGRAM YEAR ANNUAL ACTION PLAN TO INCLUDE CDBG-COVID FUNDS AND PROPOSED ACTIVITIES.

Wes Morrison, Community & Economic Development Director, presented an amendment to the Community Development Block Grant 5-Year Consolidated Plan and the 2020 Program Year Annual Action Plan to include CDBG-COVID funds and proposed activities. He highlighted the various activities.

Commissioners asked questions and discussed.

Mark Rohr, City Manager, provided information regarding funding for COVID-19 expenses.

Mayor Brown opened the public hearing.

No one spoke in favor or opposition of the amendment.

Mayor Brown closed the public hearing.

Commissioner Hurta made a motion to approve an amendment to the Community Development Block Grant 5-Year Consolidated Plan and the 2020 Program Year Annual Action Plan to include CDBG-COVID funds and proposed activities. Commissioner Calhoun seconded the motion, which passed with a vote of 6:0.

SECOND READING OF ORDINANCES

109. CONSIDER APPROVAL OF AN ORDINANCE AMENDMENT TO CHAPTER 32 OF THE CITY OF MARSHALL CODE OF ORDINANCES ENTITLED "ZONING ORDINANCE" SPECIFICALLY RELATED TO SECTION 20 ENTITLED "ZONING DISTRICT PURPOSES AND PROHIBITED USES."

Wes Morrison stated there was no new information regarding this item.

Commissioner Calhoun made a motion to approve an ordinance amendment to Chapter 32 of the City of Marshall Code of Ordinances entitled "Zoning Ordinance" specifically related to Section 20 entitled "Zoning District Purposes and Prohibited Uses." Mayor Brown seconded the motion, which passed with a vote of 6:0.

110. CONSIDER APPROVAL OF AN ORDINANCE REGARDING A ZONING MAP AMENDMENT OF A 0.803 ACRE TRACT OF LAND BEING ALL OF LOTS 1 AND 2, AND PART OF LOT 3 BLOCK 1 MEDILL BOMAR HEIGHTS FROM R-2 (SINGLE FAMILY DETACHED) TO O (OFFICE). THE SUBJECT PROPERTY IS GENERALLY LOCATED ON THE SOUTH SIDE OF WEST MERRITT STREET AND WEST OF SOUTH WASHINGTON AVENUE, MORE COMMONLY KNOWN AS 1103 SOUTH WASHINGTON AVENUE.

Wes Morrison stated there was no new information regarding this item.

Commissioner Lewis made a motion to approve an ordinance regarding a rezoning map amendment of a 0.803 acre tract of land, commonly known as 1103 South Washington Avenue, from R-2 (Single Family Detached) to O (Office). Commissioner Morris seconded the motion, which passed with a vote of 6:0.

111. CONSIDER APPROVAL OF AN ORDINANCE REGARDING A ZONING MAP AMENDMENT OF A 1.19 ACRE TRACT OF LAND BEING ALL OF LOTS 1, 2, 10, AND PART OF LOT 9 BLOCK 6 PARKVIEW ADDITION, AND ALL OF OUTLOT 200-A S. W. FROM R-2 (SINGLE FAMILY DETACHED) TO PS (PUBLIC SERVICE). THE SUBJECT PROPERTY IS GENERALLY LOCATED ON THE SOUTH SIDE OF MEDILL STREET, EAST SIDE OF ROSBOROUGH SPRINGS ROAD, AND ON THE NORTH SIDE OF NATHAN STREET, MORE COMMONLY KNOWN AS 709 NATHAN STREET.

Wes Morrison stated there was no new information regarding this item.

Mayor Brown made a motion to approve an ordinance regarding a zoning map amendment of a 1.19 acre tract of land, commonly known as 709 Nathan Street, from R-2 (Single Family Detached) to PS (Public Service). Commissioner Calhoun seconded the motion, which passed with a vote of 6:0.

112. CONSIDER APPROVAL OF AN ORDINANCE CONSENTING TO THE AMENDED DECLARATION OF LOCAL DISASTER PROCLAIMED FOR THE CITY OR MARSHALL BY THE MAYOR ON APRIL 13, 2020, AND ANY MATTERS INCIDENTAL OR RELATED TO SAID DECLARATION.

Mark Rohr stated approval of this declaration is now moot; however, although the ordinance is dated it still requires approval.

Commissioner Hurta made a motion to approve an Ordinance consenting to the amended declaration of local disaster proclaimed for

the City of Marshall by the Mayor on April 13, 2020. Commissioner Lewis seconded the motion, which passed with a vote of 6:0.

CITY MANAGER REPORTS AND REQUESTS FOR CITY COMMISSION CONSIDERATION

113. **PRESENTATION OF PLAN TO REDUCE INACTIVE MUNICIPAL COURT CASES AND UPDATE ON COMMUNITY SERVICE PROGRAM.**

Leland Benoit, Municipal Court Administrator, presented a plan to reduce inactive Court cases. The plan includes:

- Assigning a police officer to actively execute outstanding warrants
- Implementing an amnesty program
- Implementing a warranty round up
- Utilizing OMNIBase Services to place a hold on Texas driver's license renewals until a warrant is resolved

Leland also provided an update on the community service program. Madison Hood, Court Prosecutor, provided additional information regarding the City Prosecutor's role resolving inactive cases.

Commissioners asked questions and discussed.

114. **REVIEW AND CONSIDER APPROVAL OF A SMALL BUSINESS REVOLVING LOAN PROGRAM.**

Wes Morrison explained the process for a Small Business Revolving Loan Program. He asked for approval of the loan program.

Commissioners asked questions and discussed.

Commissioner Lewis made a motion to approve the Small Business Loan Program. Mayor Brown seconded the motion, which passed with the following vote:

Ayes: 5, Mayor Brown, Commissioner Lewis, Hurta, Bonner and Morris

Abstain: 1, Commissioner Calhoun

115. **CONSIDERATION OF ITEMS WITHDRAWN FROM THE CONSENT AGENDA**

There were no items withdrawn from the Consent Agenda.

116. **EXECUTIVE SESSION**

- A. Executive Session pursuant to the Open Meetings Act, Chapter 551 of the Texas Government Code under Section 551.074 Personnel Matters: Consider, discuss, and deliberate the appointment, employment, duties, and succession plan for the office of the City Attorney.

Commissioner Calhoun made a motion to convene into Executive Session. Commissioner Hurta seconded the motion, which passed with a vote of 6:0. The time was 1:08 p.m.

The Commission reconvened from Executive Session. The time was 1:49 p.m.

117. **ADJOURNMENT**

Commissioner Lewis made a motion for adjournment. Commissioner Calhoun seconded the motion, which passed with a vote of 6:0.

APPROVED:



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

ATTEST:



City Secretary

**Ordinances: O-20-12
O-20-13
O-20-14
O-20-15**