

MINUTES OF THE REGULAR MEETING OF THE
CITY COMMISSION OF THE CITY OF MARSHALL
THURSDAY, SEPTEMBER 10, 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
Amy Ware, District 4
Doug Lewis, District 7

Leo Morris, District 2
Vernia Calhoun, District 5

ABSENT: Larry Hurta, District 6 (excused)

ADMINISTRATIVE STAFF PRESENT:

Mark Rohr, City Manager
Scott Rectenwald, Acting City Attorney
Randy Pritchard, Support Services Superintendent
Wes Morrison, Community & Economic Development Director
Glenna Williams, Acting City Secretary/Finance Director
Eric Powell, Public Works Director
Stormy Nickerson, Management Analysis/Communications Coordinator
Nikki Smith, Deputy City Secretary/Payroll Accountant

Cliff Carruth, Police Chief

INVOCATION & PLEDGE: Mayor Brown

187. **CITIZEN COMMENTS**

Raymond Fogg, 1805 University, member of Educators for Public Service, spoke regarding citizens working with the Commission to build a better Marshall and hardships for people of color such as discrimination and police brutality.

Melissa Al-Ahmadi, 4404 Sherman Dr, spoke in opposition of Marshall becoming a sanctuary city for the unborn.

April Roberts, 403 Country Club Dr, spoke in favor of Marshall becoming a sanctuary city for the unborn.

Sara Whitaker, 3235 E. Loop 390, spoke in favor of Marshall becoming a sanctuary city for the unborn.

Joshua Perry, 509 Lynoak St, spoke in favor of Marshall becoming a sanctuary city for the unborn.

Dea Ann Grigsby, 411 E, Carolanne, spoke in favor of Marshall becoming a sanctuary city for the unborn.

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 **ITEMS TO BE WITHDRAWN FROM CONSENT AGENDA**

Item B was withdrawn from the Consent Agenda.

189. CONSENT AGENDA

Commissioner Lewis made a motion to approve the Consent Agenda. Commissioner Bonner seconded the motion, which passed with a vote of 6:0.

A. Consider approval of the minutes from the August 27, 2020 Regular meeting.

C. Municipal Court Activity Report.

D. Consider approval of investment report for the second quarter of 2020.

190. PUBLIC MEETING

A. Conduct a public meeting on the proposed tax rate of \$0.542160 per \$100 valuation in support of the 2021 Annual Budget of the City of Marshall.

Mark Rohr, City Manager, stated this is a procedural matter to discuss the proposed tax rate of \$0.542160 per \$100 valuation, which has been the same tax rate for the previous six years and is a fundamental part of the budget.

Mayor Brown opened the public hearing.

No one came forward to speak.

Mayor Brown closed the public hearing.

ORDINANCES

191. CONSIDER APPROVAL OF AN ORDINANCE TO ADOPT THE ANNUAL BUDGET OF THE CITY OF MARSHALL, TEXAS FOR THE 2021 FISCAL YEAR.

Mark Rohr stated this is a routine matter as well, stating the budget has been discussed during a previous meeting and has been available on the website for some time.

Commissioner Ware made a motion to approve an Ordinance to adopt the Annual Budget of the City of Marshall, Texas for the 2021 Fiscal Year. Commissioner Calhoun seconded the motion, which passed with a vote of 6:0.

192. CONSIDER APPROVAL OF AN ORDINANCE AFFIXING AND LEVYING 2020 AD VALOREM TAXES FOR THE USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE CITY OF MARSHALL FOR THE 2021 FISCAL YEAR AT A RATE OF \$0.542160 PER \$100 OF PROPERTY VALUE.

Mark Rohr asked for approval of an ordinance affixing and levying 2020 ad valorem taxes for the use and support of the municipal government of the City of Marshall, Texas, for the 2021 fiscal year at a rate of \$0.542160 per \$100 of property value.

Mayor Brown moved to adopt a tax rate of \$0.542160 as this year's proposed tax rate does not exceed the no-new-revenue tax rate. Commissioner Ware seconded the motion, which passed with a vote of 6:0.

193. CONSIDER APPROVAL OF AN ORDINANCE OF THE CITY OF MARSHALL, TEXAS AMENDING CHAPTER 31 "WATER AND SEWER" ARTICLE III, TITLED, "INDUSTRIAL WASTES" BY DELETING SECTIONS 31-18 THROUGH 31-32 AND REPLACING THEM WITH NEW SECTIONS 31-18 THROUGH 31-33.

Eric Powell, Public Works Director, addressed a typo in the sections of this ordinance, changing 31-32 to 31-31 and 31-33 to 31-32. He asked for approval of this ordinance of the City of Marshall, Texas amending Chapter 31 "Water and Sewer" Article III, titled, "Industrial Wastes" by deleting sections 31-18 through 31-31 and replacing them with new sections 31-18 through 31-32. He stated this ordinance places the City of Marshall in compliance with TCEQ rulings.

Commissioners asked questions and discussed.

Commissioner Calhoun made a motion to approve ordinance of the City of Marshall, Texas amending Chapter 31 "Water and Sewer" Article III, titled, "Industrial Wastes". Mayor Brown seconded the motion, which passed with a vote of 6:0.

194. CONSIDER APPROVAL OF AN ORDINANCE AMENDING THE 2020 ANNUAL BUDGET TO APPROPRIATE FUNDS FOR PROJECTS APPROVED BY THE CITY COMMISSION.

Glenna Williams, Acting Finance Director, asked for approval of an Ordinance amending the 2020 Annual Budget to appropriate funds to provide for projects approved by the Commission at previous meetings.

Commissioner Calhoun made a motion to approve an Ordinance amending the 2020 Annual Budget to appropriate funds for projects approved by the City Commission. Commissioner Bonner seconded the motion, which passed with a vote of 6:0

SECOND READING OF ORDINANCE

195. CONSIDER APPROVAL OF AN ORDINANCE AMENDING THE 2020 ANNUAL BUDGET TO APPROPRIATE FUNDS FOR PROJECTS APPROVED BY THE CITY COMMISSION.

Glenna Williams stated this was the second reading of this ordinance. There was no new information regarding this item.

Commissioner Ware made a motion to approve an Ordinance amending the 2020 Annual Budget to appropriate funds for projects approved by the City Commission. Commissioner Calhoun seconded the motion, which passed with a vote of 6:0

RESOLUTIONS

196. CONSIDER APPROVAL OF A RESOLUTION FOR SUPPORT OF RE-DESIGNATION FOR SL 390/US 59 RELIEF ROUTE/FUTURE I-369.

Wes Morrison, Community & Economic Development Director, stated the committee for the re-designation for SL 390/US 59 Relief Route/Future I-369 Project has been working since 2014 on this project, holding several public meetings for route approval. The route has been divided into three sections; north, middle and south. He stated TxDOT will hold a meeting in

late October or early November and would like this resolution to go with it. He asked for approval of this resolution.

Commissioners asked questions and discussed.

Commissioner Bonner made a motion to approve a resolution for support of re-designation for SL 390/US 59 Relief Route/Future I-369. Mayor Brown seconded the motion, which passed with a vote of 6:0.

197. CONSIDER APPROVAL OF A RESOLUTION AMENDING THE EARLY VOTING DATES TO ALIGN WITH THE GOVERNOR'S PROCLAMATION WHICH EXTENDED EARLY VOTING.

Glenna Williams, Acting City Secretary, asked for approval of a resolution amending the early voting dates to align with the Governor's Proclamation which extended early voting by including four additional days.

Mayor Brown made a motion to approve a resolution amending the early voting dates to align with the Governor's Proclamation which extended early voting. Commissioner Calhoun seconded the motion, which passed with a vote of 6:0.

CITY MANAGER REPORTS AND REQUESTS FOR CITY COMMISSION CONSIDERATION

198. CONSIDER APPROVAL OF AN EXPENDITURE IN EXCESS OF \$50,000 AS AN INCENTIVE FOR PROJECT DC 2020.

Donna Maisel, Executive Director MEDCO, asked for approval of an expenditure in excess of \$50,000 as an incentive for Project DC 2020. She stated this project would provide for a distribution center with an on-site retail outlet and 500 new jobs for the community. The cost for this project will be \$255,000.

Commissioner Bonner made a motion to approve an expenditure in excess of \$50,000 as an incentive for Project DC 2020. Mayor Brown seconded the motion, which passed with a vote of 6:0.

After the vote Donna Maisel revealed the name of the company, Dirt Cheap, and provided a detailed history of the company. A job fair will be held on Saturday, September 19, 2020 from 9:00 AM to 5:00 PM.

199. CONSIDER APPROVAL OF A CONTRACT EXTENSION FOR LIQUID CAUSTIC SODA FOR THE WATER TREATMENT PLANT.

Eric Powell stated the current contract expires in September 2020 and asked for approval of an extension through September 2021. He stated the City will go out for bids in early 2021 for a new contract.

Commissioner Calhoun made a motion to approve extending the current contract for Liquid Caustic Soda through September 2021. Commissioner Lewis seconded the motion, which passed with a vote of 6:0.

200. CONSIDER APPROVAL OF THE PLACEMENT OF "NO LEFT TURN" SIGNAGE FROM NORTHBOUND INDIAN SPRINGS ONTO EAST TRAVIS (NEAR SAM HOUSTON SCHOOL) DURING SCHOOL ZONE HOURS.

Cliff Carruth, Police Chief, explained the need for the placement of "No Left Turn" signage from Northbound Indian Springs onto East Travis (near Sam Houston School) during school zone hours.

Commissioners asked questions and discussed.

Commissioner Ware made a motion to approve the placement of "No Left Turn" signage from Northbound Indian Springs onto East Travis during school zone hours. Mayor Brown seconded the motion, which passed with a vote of 6:0.

201. CONSIDERATION OF ITEMS WITHDRAWN FROM THE CONSENT AGENDA

B. Street Sweeping Activity Report.

Commissioner Morris explained his reasoning for pulling this item.

Eric Powell explained why fewer streets are swept in the summer when compared to the spring and fall. He also stated the employee who sweeps the streets also takes care of the right-of-ways. Eric explained the process for a citizen to report the need for a street to be swept.

Commissioner Lewis made a motion to approve item B of the Consent Agenda. Mayor Brown seconded the motion, which passed with a vote of 6:0.

202. 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:

Deputy R. Smith
City Secretary

Ordinances: O-20-22
O-20-23
O-20-24
O-20-25
O-20-26
Resolutions: R-20-16
R-20-17