

Council Chambers, City Hall
401 South Alamo
Marshall, TX 75670
903-935-4421



Members
Amy Ware, District 4 - Mayor
Marvin Bonner, District 1
Leo Morris, District 2
Jennifer Truelove, District 3
Reba Godfrey, District 5
Amanda Abraham, District 6
Micah Fenton, District 7

MINUTES
PLEASE SILENCE ALL DEVICES
REGULAR CITY COUNCIL MEETING
September 28, 2023
6:00 PM

1. Call to Order and Roll Call

Mayor Amy Ware called the Regular meeting to order in the Council Chambers, City Hall at 6:00 PM.

PRESENT:

Mayor and Council Members:

Mayor Amy Ware
Councilmember Marvin Bonner
Councilmember Leo Morris
Councilmember Jennifer Truelove
Councilmember Reba Godfrey
Councilmember Amanda Abraham
Councilmember Micah Fenton

ADMINISTRATIVE STAFF PRESENT:

Terrell Smith, City Manager	Reggie Cooper, Fire Chief
Cliff Carruth, Police Chief	Dawn Jones, Finance Director
Eric Powell, Public Works Director	Scott Rectenwald, City Attorney
Christol Hall, HR/Civil Service Director	
Anna Lane, Community Services Director	
Randy Pritchard, Support Services Director	
Nikki Smith, City Secretary/Payroll Accountant	

2. Invocation and Pledges

Mayor Ware

3. Presentations & Proclamations

- A. Presentation of a proclamation recognizing the hard work and dedication in support of the Boogie Woogie Festival. (Tourism & Economic Development)
LeAnne White, Tourism & Economic Development Administrator, highlighted information regarding the proclamation. Alan Loudermilk, Boogie Woogie, spoke regarding the recent festival. The date for next year will be September 27-29, 2024.

Mayor Ware read a proclamation recognizing the hard work and dedication in support of the Boogie Woogie Festival.

The proclamation was presented to volunteers who assisted in organizing the Boogie Woogie Fest.

- B. Presentation of a proclamation renaming Council Chambers. (Mayor)
Mayor Ware read a proclamation designating the Council Chambers as the Jean Birmingham Council Chambers. The proclamation was presented to the family of Jean Birmingham.

Gene Locke, son of Mrs. Jean Birmingham, thanked the Council for this proclamation and spoke of the many contributions of Mrs. Birmingham.

Rhonda Newhouse, daughter of Mrs. Jean Birmingham, presented the proclamation to Galilee Baptist Church on behalf of the Birmingham Family.

- C. Recognition of the Keep Marshall Beautiful September 2023 Beautification Award winners. (Community Services)
Anna Lane, Community Services Director, recognized the September 2023 Beautification Award winners; residential property 503 Creekside Drive owned by Jo Page & commercial property 2203 Victory Drive, VeraBank.

4. Citizen Comments

Texas Government Code, Sec. 551.007 requires that a governmental body must allow each member of the public who desires to address the body regarding an item on the agenda the opportunity to do so before or during the body's consideration of the item. The "Citizens Comments" portion of the meeting meets the requirements of this law and is the public's opportunity to speak on any item on the agenda. Those who wish to speak are requested to fill out a public comment form and will have three (3) minutes to speak unless additional time has been requested.

There were no citizen comments.

5. Items to be Withdrawn From Consent Agenda

There were no items withdrawn from the Consent Agenda.

6. Consent Agenda

The items on the Consent Agenda require little or no deliberation by the Council. Approval of the Consent Agenda authorizes the City Manager or his designee to proceed with conclusion of each in accordance with staff recommendations, a copy of which is filed with the minutes of the meeting. A Councilmember may remove items from the Consent Agenda by making such request prior to a motion and vote on the Consent Agenda.

Councilmember Godfrey made a motion to approve the Consent Agenda.

Councilmember Abraham seconded the motion, which passed by a vote of 7:0.

- A. Consider approval of the minutes from the September 14, 2023 Regular Council meeting. (City Secretary)

- B. Consider approval for formal acceptance of the completed 2023 Street Improvement Program: Part I - Overlay, including release of final payment and retainage to the contractor. (Public Works)
- C. Consider approval awarding a contract for Water Utilities Labor and Equipment Rates. (Public Works)
- D. Consider approval of an expenditure in excess of \$50,000 for a 2023 Ford F250 Crew Cab for Support Services. (Support Services)

7. Consideration of Items Withdrawn From the Consent Agenda

There were no items withdrawn from the Consent Agenda.

8. Public Hearing & Ordinance

- A. Consider approval of an ordinance amending Chapter 27, Section 27-15.2 No Parking. (Public Works)
Eric Powell, Public Works Director, asked for approval of an ordinance amending Chapter 27, Section 27-15.2 No Parking. Eric Powell stated this amendment is in response to concerns regarding parking issues, restricted sight distances and potential traveling hazards at the intersection of Bomar and W. Pinecrest. The cost for line striping and signage will be approximately \$2,000.

Councilmembers asked questions and discussed.

Mayor Ware opened the public hearing.

No one came forward to speak.

Mayor Ware closed the public hearing.

Councilmember Godfrey made a motion to approve an ordinance amending Chapter 27, Section 27-15.2 No Parking. Councilmember Bonner seconded the motion, which passed by a vote of 7:0.

- B. Conduct a public hearing and consider approval of an ordinance vacating the City-owned alley in the 1200 block of Bomar St. (Public Works)
Eric Powell asked for approval of an ordinance vacating the City-owned alley in the 1200 block of Bomar Street. Eric Powell stated the property owners of Lot 8, Block 6 requested the 15'-wide alley be vacated so they can then acquire the section and merge it with their existing lot.

Mayor Ware opened the public hearing.

Richie Arnold, 1204 S. Bomar, explained the reasoning for requesting this item.

Mayor Ware closed the public hearing.

Councilmembers asked questions and discussed.

Councilmember Godfrey made a motion to approve an ordinance vacating the City-owned alley in the 1200 block of Bomar St. Councilmember Truelove seconded the motion, which passed by a vote of 7:0.

- C. Conduct a public hearing and consider approval of an ordinance to adopt the annual budget of the City of Marshall, Texas for the 2024 fiscal year. (Finance)
Kristina Hamilton, Assistant Finance Director, highlighted estimated revenues and expenses and asked for approval of an ordinance adopting the annual budget for the 2024 Fiscal Year Budget.

Mayor Ware opened the public hearing.

No one came forward to speak.

Mayor Ware closed the public hearing.

Councilmembers asked questions and discussed.

Councilmember Fenton made a motion to approve an ordinance to adopt the annual budget of the City of Marshall, Texas for the 2024 fiscal year. Councilmember Bonner seconded the motion, which passed by a vote of 7:0.

- D. Conduct a public hearing and consider approval of an ordinance affixing and levying 2023 ad valorem taxes for the use and support of the municipal government of the City of Marshall for the 2024 fiscal year at a rate of \$0.565201 per \$100 of property value, *which is effectively a 11.79 percent increase in the tax rate. The tax rate of \$0.565201 will raise more taxes for maintenance and operations than last year's tax rate.* (Finance)
Alex Agnor, Assistant Finance Director, asked for approval of an ordinance affixing and levying 2023 ad valorem taxes for the use and support of the municipal government of the City of Marshall, Texas, for the 2024 fiscal year at a rate of \$0.565201 per \$100 of property value, *which is effectively an 11.79 percent increase in the tax rate. The tax rate of \$0.565201 will raise more taxes for maintenance and operations than last year's tax rate.* Alex Agnor explained the breakdown of the M&O and I&S rates.

Councilmember asked questions and discussed.

Mayor Ware opened the public hearing.

No one came forward to speak.

Mayor Ware closed the public hearing.

Mayor Ware made a motion that the property tax rate be increased by the adoption of a tax rate of \$.0.565201, which is effectively an 11.79 percent increase in the tax rate. Councilmember Truelove seconded the motion, which passed by a vote of 7:0.

9. City Manager Reports and Requests for City Council Consideration

- A. Consider approval of a contract with Enterprise for fleet management services. (Support Services)
Randy Pritchard, Support Services Director, introduced Nick Hardwick, Enterprise Fleet Management, who provided information regarding a contract with Enterprise for fleet management services for the City of Marshall.

Councilmembers asked questions and discussed.

Councilmember Godfrey made a motion to approve a contract with Enterprise for fleet management services. Councilmember Bonner seconded the motion, which passed by a vote of 7:0.

- B. Report regarding the Tourism 2023 Departmental Update. (Tourism & Economic Development)
LeAnne White provided an update regarding the Tourism 2023 Department.

Councilmembers asked questions and discussed.

10. Executive Session

Councilmember Abraham made a motion to convene in Executive Session. Councilmember Godfrey seconded the motion, which passed by a vote of 7:0. The time was 7:44 PM.

- A. An executive session pursuant to Texas Govt. Code Section 551.071. "Consultations with Attorney" to consult with the City Attorney in an executive session to seek his or her advice on legal matters concerning pending or contemplated litigation and upon 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. (City Attorney)
- B. An executive session pursuant to Texas Govt. Code Section 551.071. "Consultations with Attorney" to consult with the City Attorney in an executive session to seek his or her advice on legal matters concerning pending or contemplated litigation and upon 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. (City Attorney)

Councilmember Truelove made a motion to reconvene from the Executive Session. Councilmember Godfrey seconded the motion, which passed by a vote of 7:0. The time was 8:15 PM.

11. Adjournment

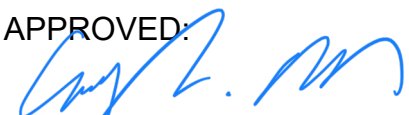
Councilmember Godfrey made a motion for adjournment. Councilmember Abraham seconded the motion, which passed by a vote of 7:0.

ATTEST:



City Secretary

APPROVED:



Mayor of the City Council
of the City of Marshall, Texas