

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



Members

Amy Ware, District 4 - Mayor
Marvin Bonner, District 1
Risa Jordan-Anderson, District 1
Leo Morris, District 2
Jennifer Truelove, District 3
Dathaniel W. Campbell, District 3
Reba Godfrey, District 5
Amanda Abraham, District 6
Micah Fenton, District 7

MINUTES PLEASE SILENCE ALL DEVICES REGULAR CITY COUNCIL MEETING

**May 9, 2024
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 06:02 PM.

PRESENT:

Mayor and Council Members:

Mayor Amy Ware
Councilmember Marvin Bonner
Councilmember Leo Morris
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	
Randy Pritchard, Support Services Director	
Nikki Smith, City Secretary/Payroll Accountant	

2. Invocation and Pledges

Mayor Ware

3. Presentation

- A. Presentation of plaques to outgoing City Council members. (Mayor)
Mayor Ware thanked Council-members Bonner and Truelove for their service and presented plaques in recognition of their commitment to the City of Marshall, Texas.

Councilmember Bonner thanked the City for allowing him to serve.

4. Oath of Office and Bond Approval

- A. Issue Oath of Office for Council members representing Districts 1, 2, 3, and 4. (City Attorney)
Scott Rectenwald, City Attorney, administered the Oath of Office for the Councilmembers representing Districts 1, 2, 3, and 4.
- B. Consider approval of bonds for Council members representing Districts 1, 2, 3, and 4. (City Secretary)
Scott Rectenwald asked for approval of new and renewed bonds for Councilmembers representing Districts 1, 2, 3, and 4.

Councilmember Abraham made a motion to approve bonds for Council members representing Districts 1, 2, 3, and 4. Councilmember Godfrey seconded the motion, which passed by a vote of 7:0.

5. Executive Session

Councilmember Abraham made a motion to enter into the Executive Session. Councilmember Godfrey seconded the motion, which passed by a vote of 7:0. The time was 6:12 PM.

The Council reconvened from Executive Session at 6:20 PM.

- A. Pursuant to the Open Meetings Act, Texas Government Code, Section 551.074 (Personnel) – Discussion of Mayor, and Mayor Pro-Tem, for the City Council.

6. Election of Mayor and Mayor Pro-Tem

- A. Consider election of the Mayor for the City Council. (City Attorney)
Councilmember Godfrey nominated Councilmember Ware for the position of Mayor of the City Council. Councilmember Campbell seconded the nomination, which passed by a vote of 7:0.
- B. Consider election of the Mayor Pro-Tem for the City Council. (City Attorney)
Councilmember Godfrey nominated Councilmember Abraham for the position of Mayor Pro-Tem of the City Council. Councilmember Jordan-Anderson seconded the nomination, which passed by a vote of 7:0.

7. Presentations & Proclamations

- A. Presentation of a proclamation designating the week of May 12-18, 2024 as “Police Week” and May 15, 2024, as “Peace Officers Memorial Day” in Marshall, Texas. (Police Chief)
Cliff Carruth, Police Chief, provided the history of Police Week and Peace Officers Memorial Day. Cliff Carruth invited the public to attend the ceremony to be held on May 14, 2024 at 12:00 PM at Memorial City Hall.

Mayor Ware read a proclamation designating the week of May 12-18, 2024 as "Police Week" and May 15, 2024, as "Peace Officers Memorial Day" in Marshall, Texas.

- B. Presentation of a proclamation designating May 19-25, 2024 as "National Public Works Week" in the City of Marshall. (Public Works Director)
Eric Powell, Public Works Director, provided the history of Public Works Week.

Mayor Ware read a proclamation designating May 19-25, 2024 as "National Public Works Week" in the City of Marshall.

8. 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.

9. Items to be Withdrawn From Consent Agenda

There were no items withdrawn from the Consent Agenda.

10. 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 Abraham made a motion to approve the Consent Agenda.

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

- A. Consider approval of the minutes from the April 25, 2024 Regular Council meeting.
(City Secretary)
- B. Consider approval of awarding a contract for Lab Testing Services for Water and Wastewater Treatment. (Public Works Director)

11. Consideration of Items Withdrawn From the Consent Agenda

There were no items withdrawn from the Consent Agenda.

12. City Manager Reports and Requests for City Council Consideration

- A. Presentation of an update regarding the Utility Relocation (Water\Sewer) connected to the I369 TxDOT project. (Public Works Director)
Eric Powell, Public Works Director, provided information regarding the Utility Relocation (Water/Sewer) connected to the I369 TxDOT project. Eric Powell stated area A will cost approximately \$7.1 million and is eligible for 100% reimbursement, areas B & C will

cost approximately \$10.6 million and is eligible for 36% reimbursement.

Justin Seale, TxDOT representative, provided information regarding the timeline of the I369 project.

Councilmember Godfrey made a motion to table this item to the next regular Council meeting. Councilmember Campbell seconded the motion, which passed by a vote of 7:0.

- B. Consider approval of a contract for repairs to the Marshall Police Department building. (Support Services Director)

Randy Pritchard, Support Services Director, provided information from KSA regarding needed repairs to the Marshall Police Department Building. Randy Pritchard asked for approval of a contract with KSA for drawings and estimates to be created for the repairs needed to the Marshall Police Department building at a cost of approximately \$43,385.

Councilmember Godfrey made a motion to approve a contract for repairs to the Marshall Police Department building. Councilmember Abraham seconded the motion, which passed by a vote of 7:0.

13. Executive Session

Councilmember Fenton made a motion to enter into the Executive Session.

Councilmember Godfrey seconded the motion, which passed by a vote of 7:0. The time was 7:16 PM.

The Council reconvened from Executive Session at 8:17 PM.

- A. An executive session pursuant to Section 551.087 of the Texas Government Code (Deliberation Regarding Economic Development Negotiations) (1) to discuss or deliberate regarding commercial or financial information that the City Council has received from a business prospect that the City Council seeks to have locate, stay, or expand in or near the territory of the City and with which the City Council is conducting economic development negotiations; or (2) to deliberate the offer of a financial or other incentive to a business prospect described above.
- B. An executive session pursuant to Section 551.087 of the Texas Government Code (Deliberation Regarding Economic Development Negotiations) (1) to discuss or deliberate regarding commercial or financial information that the City Council has received from a business prospect that the City Council seeks to have locate, stay, or expand in or near the territory of the City and with which the City Council is conducting economic development negotiations; or (2) to deliberate the offer of a financial or other incentive to a business prospect described above.
- C. 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."

14. Action Item Following Executive Session

- A. Consider action as a result of the executive session discussion regarding economic development negotiations. (City Manager)
Councilmember Abraham made a motion to approve Rush Harris to negotiate the land project as discussed in the executive session. Councilmember Godfrey seconded the motion, which passed by a vote of 7:0.
- B. Consider action as a result of the executive session discussion regarding economic development negotiations. (City Manager)
Councilmember Abraham made a motion to approve Rush Harris to expend up to \$100,000 for a health care project. Councilmember Godfrey seconded the motion, which passed by a vote of 7:0.
- C. Consider action as a result of the executive session discussion regarding legal matters concerning pending or contemplated litigation. (City Attorney)
Councilmember Abraham made a motion to give Scott Rectenwald discretion to approve or reject a mediators' proposal. Councilmember Fenton seconded the motion, which passed by a vote of 7:0.

15. Adjournment

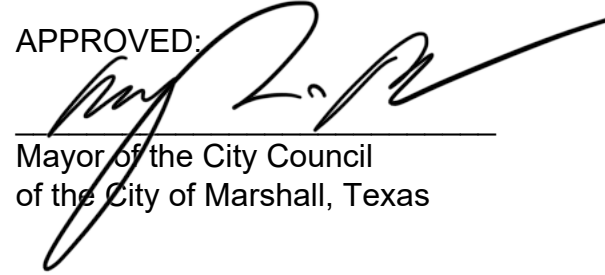
Councilmember Godfrey made a motion for adjournment. Councilmember Campbell seconded the motion, which passed by a vote of 7:0.

ATTEST:



City Secretary

APPROVED:



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