MINUTES OF THE REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF MARSHALL
THURSDAY, AUGUST 8, 2019
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
Gail Beil, District 2
Amy Ware, District 4
Vernia Calhoun, District 5
Doug Lewis, District 7

ABSENT: Larry Hurta, District 6

ADMINISTRATIVE STAFF PRESENT:
Mark Rohr, City Manager
Reggie Cooper, Fire Chief
Scott Rectenwald, Acting City Attorney
Cliff Carruth, Police Chief
Jack Redmon, Support Services Director
Randy Pritchard, Support Services Superintendant
Wes Morrison, Community & Economic Development Director
Elaine Altman, City Secretary/Finance Director
Eric Powell, Public Works Director

INVOCATION & PLEDGE: Chairman Brown & Commissioner Lewis

204. **CITIZEN COMMENTS**

Fred Badalamente, 6800 Hwy 80 East #611, spoke regarding his intent to purchase the Visual Art Center and bring commercial advertising to Marshall.

Reverend Aaron Spencer, 104 Johnson Street, spoke about the safety and security of children and suggested allocating funds for a citizen task force for this purpose.

Charlotte Forester, 904 Wildwood Terrace, spoke regarding a pothole near the entrance to Planet Fitness. She thanked Commissioner Ware for looking into this. Wes Morrison, Community & Economic Development Director, stated there is an active Code Enforcement case addressing this issue. Wes further explained commercial property owners are responsible for the upkeep of their parking lots per the Property Maintenance Code.

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 **ITEMS TO BE WITHDRAWN FROM CONSENT AGENDA**

There were no items withdrawn from the Consent Agenda.

206. **CONSENT AGENDA**

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

A. Consider approval of the minutes from the July 11, 2019 Regular meeting and the July 25, 2019 Regular meeting.

B. Consider approval of a Resolution authorizing the City to enter into an interlocal agreement with Region 8 Education Service Center for cooperative purchasing services through The Interlocal Purchasing System (TIPS) Program.

207. **PROCLAMATION**

A. Presentation of a Proclamation in recognition of the Marshall Rotary Club's 100th Anniversary.

Mayor Brown presented a proclamation to Mr. David Collins and several Rotarians recognizing the Marshall Rotary Club's 100th Anniversary.

SECOND READING OF ORDINANCE

208. CONSIDER APPROVAL OF A ZONING ORDINANCE TEXT AMENDMENT SPECIFICALLY RELATED TO SECTION 18 ENTITLED "PERMITS".

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

Commissioner Lewis made a motion to approve a zoning ordinance text amendment specifically related to Section 18 entitled "Permits". Commissioner Ware seconded the motion, which passed with a vote of 6:0.

RESOLUTION

209. CONSIDER APPROVAL OF A RESOLUTION SETTING A DATE AND TIME FOR A PUBLIC HEARING ON THE FISCAL YEAR 2020 BUDGET.

Elaine Altman, Finance Director, asked for approval of a resolution setting a public hearing on the fiscal year 2020 budget on August 22, 2019 at 6:00 p.m.

Commissioner Beil made a motion to approve a resolution setting a date and time for a public hearing on the fiscal year 2020 budget. Commissioner Calhoun seconded the motion, which passed with a vote of 6:0.

CITY MANAGER REPORTS AND REQUESTS FOR CITY COMMISSION CONSIDERATION

210. CONSIDER APPROVAL OF AN AGREEMENT BETWEEN THE CITY OF MARSHALL AND WILEY COLLEGE FOR CLOSURE OF THE 700 BLOCK OF WILEY AVENUE AND AUTHORIZE THE CITY MANAGER TO EXECUTE AGREEMENT.

Cliff Carruth, Police Chief, presented a joint agreement between the City of Marshall and Wiley College for closure of the 700 Block of Wiley Avenue. He stated Wiley College will fund the installation of barriers and maintenance. Chief Carruth also stated the City of Marshall retains ownership of the road, will continue to have emergency access, and City

Staff will approve any barriers installed. He asked that the City Manager be authorized to execute this agreement.

Commissioners asked questions and discussed.

Commissioner Calhoun made a motion to approve an agreement between the City of Marshall and Wiley College for closure of the 700 Block of Wiley Avenue and authorize the City Manager to execute agreement. Chairman Brown seconded the motion, which passed with a vote of 6:0.

211. <u>CONSIDER APPROVAL FOR THE PURCHASE OF PERIPHERAL EQUIPMENT AND SOFTWARE UPGRADES FOR DEPLOYMENT OF NEW MOBILE DATA COMPUTERS IN POLICE PATROL CARS.</u>

Cliff Carruth asked for approval for the purchase of peripheral equipment and software upgrades for deployment of new mobile data computers in police patrol cars. He stated this is the second part of the purchase for the Mobile Data Computers. Approximately $131,000 was spent previously for laptops. The remaining $518,300 will be taken from the Red-light Program Funds/Fund 83. Chief Carruth highlighted benefits of this system such as officer safety, increased visibility and decreased response time. The total project cost is $649,300.

Commissioners asked questions and discussed.

Commissioner Lewis made a motion to approve the purchase of peripheral equipment and software upgrades for deployment of new mobile data computers in police patrol cars. Commissioner Beil seconded the motion, which passed with a vote of 6:0.

212. <u>REPORT REGARDING FINANCIAL SUMMARY OF THE MEMORIAL CITY HALL RENOVATION PROJECT.</u>

Jack Redmon, Support Services Director, presented a financial summary of the Memorial City Hall renovation project. He stated the project is coming to a close with approximately $823,000 needed for completion.

Mark Rohr, City Manager, stated this financial report is a prelude to the Debt Service Ordinances appearing next on the agenda. He also reminded the Commission this cost assumes the remaining rooms and benches will be sold.

Commissioners asked questions and discussed.

<u>ORDINANCES</u>

213. <u>CONSIDER AND ACT UPON AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF CITY OF MARSHALL, TEXAS, GENERAL OBLIGATION REFUNDING BOND, SERIES 2019; LEVYING AN ANNUAL AD VALOREM TAX AND PROVIDING FOR THE SECURITY FOR AND PAYMENT OF SAID BOND; AND ENACTING OTHER PROVISIONS RELATING TO THE SUBJECT.</u>

John Martin, Hilltop Securities and Jeff Gulbas, McCall, Parkhurst & Horton, provided information regarding the General Obligation Refunding Bond, Series 2019 and the Limited Tax Note, Series 2019. John Martin stated the bond is callable or refundable at any time. If funds aren't needed, they can be used to pay off the debt with a 30 day notice. To provide the remaining funds to complete Memorial City Hall John proposed: 1. Refunding and slightly extending the 2010A CO's (previously issued) through the issuance of bonds and 2. Issuing tax notes to fund the remaining amount required to complete the Memorial City Hall project. A 2.33% interest rate has been negotiated with Amegy Bank for the seven year tax notes and 2.34% for the 10 year General Obligation Refunding Bonds.

Mark Rohr stated the Hotel Occupancy Tax Funds will be more than adequate for covering the costs of the General Obligation Refunding Bond and Tax Note. He added Memorial City Hall's completion will increase HOT Funds and therefore assist in paying off this debt.

Commissioners asked questions and discussed.

Commissioner Beil made a motion to approve an ordinance authorizing the issuance and sale of City of Marshall, Texas, General Obligation Refunding Bond, Series 2019; levying an annual ad valorem tax and providing for the security for and payment of said bond; and enacting other provisions relating to the subject. Commissioner Calhoun seconded the motion, which passed with a vote of 6:0.

214. CONSIDER AND ACT UPON AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF CITY OF MARSHALL, TEXAS LIMITED TAX NOTE, SERIES 2019, LEVYING AN ANNUAL AD VALOREM TAX AND PROVIDING FOR THE SECURITY FOR AND PAYMENT OF SAID NOTE; AND ENACTING OTHER PROVISIONS RELATING TO THE SUBJECT.

Commissioner Calhoun made a motion to approve an ordinance authorizing the issuance and sale of City of Marshall, Texas Limited Tax Note, Series 2019, levying an annual ad valorem tax and providing for the security for and payment of said note; and enacting other provisions relating to the subject. Commissioner Ware seconded the motion, which passed with a vote of 6:0.

215. CONSIDER APPROVAL OF AN ORDINANCE AMENDING CHAPTER 27, ARTICLE IV – TRAFFIC CODE OF THE CITY OF MARSHALL CODE OF ORDINANCES.

Cliff Carruth asked for approval of an ordinance amending Chapter 27, Article IV – Traffic Code of the City of Marshall Code of Ordinances. He stated the times of operation are being changed to match those of the school zones.

Commissioner Lewis made a motion to approve an ordinance amending Chapter 27, Article IV – Traffic Code of the City of Marshall Code of Ordinances. Commissioner Beil seconded the motion, which passed with a vote of 6:0.

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

There were no items withdrawn from the Consent Agenda.

217. **EXECUTIVE SESSION**

A. An Executive Session pursuant to the Open Meetings Act, Chapter 551 of the Texas Government Code under Section 551.074 Personnel Matter: Consider, discuss, and deliberate personnel matters.

Commissioner Lewis made a motion to enter into Executive Session. Commissioner Calhoun seconded the motion, which passed with a vote of 6:0. The time was 7:02 p.m.

The meeting was reconvened at 8:37 p.m.

Commissioner Beil made a motion to table the Executive Session. Commissioner Calhoun seconded the motion, which passed with a vote of 6:0.

218. **ADJOURNMENT**

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

APPROVED:

Terri W. Brown

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

ATTEST:

E Allome

City Secretary

Ordinances:	**O-19-15**
	O-19-16
	O-19-17
	O-19-18
Resolutions:	**R-19-17**
	R-19-18