

MINUTES OF THE REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF MARSHALL
SEPTEMBER 8, 2022
6:00 PM

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

PRESENT:

MAYOR: Amy Ware, District 4

COUNCIL MEMBERS:

Marvin Bonner, District 1
Jennifer Truelove, District 3
Amanda Abraham, District 6

Leo Morris, District 2
Reba Godfrey, District 5
Micah Fenton, District 7

ADMINISTRATIVE STAFF PRESENT:

Terrell Smith, City Manager
Reggie Cooper, Fire Chief
Eric Powell, Public Works Director
Scott Rectenwald, Acting City Attorney
Randy Pritchard, Support Services Director
Nikki Smith, City Secretary/Payroll Accountant
Garnett Johnson, Community Development Director

Christol Hall, HR Manager
Cliff Carruth, Police Chief
Dawn Jones, Finance Director

INVOCATION & PLEDGE: Mayor Ware

197. **CITIZEN COMMENTS**

Amanda Smith, 38 Pine Burr Circle, asked for Council to consider increasing the Animal Services budget to include additional Animal Control Officers.

Ed Smith, 38 Pine Burr Circle, provided information regarding activities and events Friends of Marshall Animals (FOMA) assisted with and asked for Council to consider increasing the Animal Services budget to include additional Animal Control Officers.

Veronique Ramirez, 2107 W Pinecrest Dr. #C7, spoke in support of the Mobile Food Vendor ordinance.

Elaine Slaughter, 4100 Victory, FOMA member, asked for Council to consider increasing the Animal Services budget to include additional Animal Control Officers.

Makayla McKool, 345 Haynes Rd., asked for Council to consider increasing the Animal Services budget to include additional Animal Control Officers.

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 **ITEMS TO BE WITHDRAWN FROM CONSENT AGENDA**

Item C was withdrawn from the Consent Agenda.

199. **CONSENT AGENDA**

Councilmember Bonner made a motion to approve the Consent Agenda. Councilmember Godfrey seconded the motion, which passed with a vote of 7:0.

A. Consider approval of the minutes from the August 25, 2022 Regular meeting.

- B. Consider approval of an ordinance repealing in its entirety Chapter 2 Article II "Records Management" Sections 2-21 through 2-34 of the City of Marshall, Texas Code of Ordinances and replacing it with Chapter 2 Article II "Records Management" Sections 2-21 through 2-25 and establishing an effective date.

PUBLIC HEARING

200. CONDUCT A PUBLIC HEARING ON THE PROPOSED BUDGET FOR THE 2023 FISCAL YEAR AND ACTION TO ADOPT THE BUDGET OR CONTINUE CONSIDERATION OF THE BUDGET TO A FUTURE MEETING.

Mayor Ware opened the public hearing.

No one came forward to speak.

Mayor Ware closed the public hearing.

201. CONDUCT A PUBLIC HEARING ON THE PROPOSED TAX RATE OF \$0.565201 PER \$100 VALUATION IN SUPPORT OF THE 2023 ANNUAL BUDGET OF THE CITY OF MARSHALL.

Mayor Ware opened the public hearing.

No one came forward to speak.

Mayor Ware closed the public hearing.

PROCLAMATION

202. PROCLAMATION REMEMBERING AND HONORING THE FALLEN HEROES FROM 9/11.

Mayor Ware read a proclamation remembering and honoring the fallen heroes from 9/11.

ORDINANCE

203. CONSIDER APPROVAL OF AN ORDINANCE TO ADOPT THE ANNUAL BUDGET OF THE CITY OF MARSHALL, TEXAS FOR THE 2023 FISCAL YEAR.

Dawn Jones, Finance Director, highlighted estimated revenues and expenses of the 2023 Fiscal Year Budget.

Councilmembers asked questions and discussed.

Councilmember Bonner made a motion to approve an ordinance to adopt the annual budget of the City of Marshall, Texas for the 2023 fiscal year. Councilmember Morris seconded the motion, which passed with a vote of 7:0.

204. CONSIDER APPROVAL OF AN ORDINANCE AFFIXING AND LEVYING 2022 AD VALOREM TAXES FOR THE USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE CITY OF MARSHALL FOR THE 2023 FISCAL YEAR AT A RATE OF \$0.565201 PER \$100 OF PROPERTY VALUE, WHICH IS EFFECTIVELY A 10.92 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.

Dawn Jones asked for approval of an ordinance affixing and levying 2022 ad valorem taxes for the use and support of the municipal government of the City of Marshall, Texas, for the 2023 fiscal year at a rate of \$0.565201 per \$100 of property value, *which is effectively a 10.92 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.**

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 a 10.92 percent increase in the tax rate. Councilmember Truelove seconded the motion, which passed with a vote of 7:0.

205. CONSIDER APPROVAL OF AN ORDINANCE REGARDING A PROPOSED AMENDMENT ALLOWING MOBILE FOOD VENDORS IN DOWNTOWN MARSHALL AREA.

Garnett Johnson, Community Development Director, stated the purposed of the amendments to the Mobile Food Vendors ordinance and highlighted the changes. Garnett Johnson asked for approval of an ordinance regarding a proposed amendment allowing mobile food vendors in downtown Marshall area.

Councilmembers asked questions and discussed.

Councilmember Abraham made a motion to table an ordinance regarding a proposed amendment allowing mobile food vendors in downtown Marshall area. Councilmember Godfrey seconded the motion, which passed with a vote of 7:0.

RESOLUTION

206. CONSIDER APPROVAL OF A RESOLUTION REGARDING A PROPOSED AMENDMENT UPDATING PRICING ON PERMITS.

Garnett Johnson stated comparisons with local cities were made and highlighted the changes to permit fees and asked for approval of a resolution regarding a proposed amendment updating pricing on permit fees.

Councilmembers asked questions and discussed.

Councilmember Fenton made a motion to approve a resolution regarding a proposed amendment updating pricing on permits. Councilmember Truelove seconded the motion, which passed with a vote of 7:0.

CITY MANAGER REPORTS AND REQUESTS FOR CITY COUNCIL CONSIDERATION

207. REPORT REGARDING NEEDED APPOINTMENTS TO THE VARIOUS CITY BOARDS, COMMISSIONS AND COMMITTEES.

Nikki Smith, City Secretary, provided information regarding needed reappointments and appointments to the various City boards, commissions and committees. Nikki Smith stated applications will be accepted September 14, 2022 through October 28, 2022.

208. CONSIDERATION OF ITEMS WITHDRAWN FROM THE CONSENT AGENDA

- C. Consider approval of a proposed amendment allowing consumption of alcoholic beverages within 100 N. Washington Ave. Telegraph Park.

Councilmember Godfrey stated her reasons for withdrawing this item.

Councilmembers asked questions and discussed.

Councilmember Truelove made a motion to approve Item C from the Consent Agenda. Councilmember Fenton seconded the motion, which passed with the following vote:

Ayes: 6, Mayor Ware, Councilmembers Truelove, Fenton, Morris, Bonner and Abraham

Noes: 1, Councilmember Godfrey

EXECUTIVE SESSION

209. AN EXECUTIVE SESSION PURSUANT TO THE OPEN MEETINGS ACT, CHAPTER 551 OF THE TEXAS GOVERNMENT CODE UNDER SECTION 551.072 DELIBERATION REGARDING REAL PROPERTY: CONSIDER, DISCUSS, AND DELIBERATE SALE OF PROPERTY.

Councilmember Godfrey made a motion to convene into Executive Session. Councilmember Fenton seconded the motion, which passed with a vote of 7:0. The time was 7:30 PM.

Councilmember Truelove made a motion to reconvene from Executive Session. Councilmember Abraham seconded the motion, which passed with a vote of 7:0. The time was 7:51 PM.

ACTION ITEMS FOLLOWING EXECUTIVE SESSION, IF NECESSARY

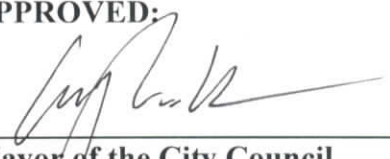
210. CONSIDER DIRECTION TO CITY STAFF REGARDING PROPERTY DISCUSSED IN EXECUTIVE SESSION.

Item withdrawn.

211. **ADJOURNMENT**

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

APPROVED:



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

ATTEST:



City Secretary

**Ordinances: O-22-18
O-22-19
O-22-20
O-22-21
Resolutions: R-22-28**