MINUTES OF THE REGULAR MEETING OF THE
CITY COMMISSION OF THE CITY OF MARSHALL
THURSDAY, OCTOBER 24, 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
Amy Ware, District 4
Vernia Calhoun, District 5
Larry Hurta, District 6
Doug Lewis, District 7

ABSENT: Gail Beil, District 2

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
Mallori James, Tourism & Cultural Arts Director

Mayor Brown explained the process of excusing a medical absence during roll call.

Commissioners asked questions and discussed.

Commissioner Ware made a motion to excuse Commissioner Beil's absence due to illness. Commissioner Lewis seconded the motion, which passed with the following vote:

Ayes: 5, Mayor Brown, Commissioners Ware, Lewis, Bonner and Hurta
Abstain: 1, Commissioner Calhoun

INVOCATION & PLEDGE: Commissioner Bonner & Mayor Brown

282. **CITIZEN COMMENTS**

Kenneth Moon, 2500 University, wished Commissioner Beil a speedy recovery and expressed his concern for the lack of representation in District 2. He asked the Commission to consider asking Commissioner Beil to resign from office.

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 **ITEMS TO BE WITHDRAWN FROM CONSENT AGENDA**

Item G was withdrawn from the Consent Agenda.

284. **CONSENT AGENDA**

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

A. Consider approval of the minutes from the September 26, 2019 Regular meeting and the October 3, 2019 Special-Called meeting.

B. Report regarding the status of the Memorial City Hall renovation project.

C. Monthly financial report.

D. Code Enforcement Report.

E. Street Sweeping Activity Report.

F. Municipal Court Activity Report.

H. Consider approval of an Interlocal Agreement with Harrison County for Public Library Services.

I. Consider approval of an Interlocal Agreement with Harrison County for Ambulance/Rescue Services.

J. Consider approval of an Interlocal Agreement with Harrison County for the Wonderland of Lights.

K. Consider approval of an Interlocal Agreement with Harrison County for Inmate Services.

285. **PUBLIC HEARING & ORDINANCE**

A. Conduct a public hearing and consider approval for a Special Use Permit request for a lounge at 1207 East Grand Avenue. Generally located north of the intersection of East Grand Avenue and Hood Street.

Wes Morrison, Community & Economic Development Director, presented a Special Use Permit request, for a lounge with alcohol sales, at 2107 East Grand Avenue. The Planning & Zoning Commission recommended approval of this Ordinance by a vote of 6-0.

Commissioners asked questions and discussed.

Mayor Brown opened the public hearing.

Toby Morris, 1205 E. Grand Ave., spoke in opposition of this Special Use Permit.

Stan Spence, 2016 Elysian Field Ave., spoke in opposition of the Special Use Permit.

Mayor Brown closed the public hearing.

Commissioner Ware made a motion to approve an ordinance for a Special Use Permit request for a lounge at 1207 East Grand Avenue. Commissioner Calhoun seconded the motion. Commissioners Ware and Calhoun rescinded the motion and requested additional information.

Commissioner Calhoun made a motion to table this item. Commissioner Lewis seconded the motion, which passed with a vote of 6:0.

RESOLUTION

286. CONSIDER APPROVAL OF A RESOLUTION TO CAST VOTES FOR THE HARRISON CENTRAL APPRAISAL DISTRICT BOARD OF DIRECTORS.

Mark Rohr, City Manager, explained the process and asked for approval of a resolution casting the City's 238 votes for the Harrison Central Appraisal District Board of Directors.

Commissioners asked questions and discussed.

Commissioner Lewis made a motion to cast 119 of the votes for Chase Palmer and 119 of the votes for Ted Huffines for the Harrison Central Appraisal District Board of Directors. Commissioner Calhoun seconded the motion, which passed with a vote of 6-0.

CITY MANAGER REPORTS AND REQUESTS FOR CITY COMMISSION CONSIDERATION

287. CONSIDER APPROVAL OF A REQUEST TO ENTER INTO A CONTRACT WITH NEWGEN STRATEGIES AND SOLUTIONS FOR THE PURPOSE OF PERFORMING A WATER/WASTEWATER REVENUE SUFFICIENCY AND RATE DESIGN STUDY.

Eric Powell, Public Works Director, asked for approval to enter into a contract with NewGen Strategies and Solutions for the purpose of performing a water/wastewater revenue sufficiency and rate design study at a cost of $27,000. The project will be paid out of the existing 2019 budget.

Commissioners asked questions and discussed.

Mayor Brown made a motion to approve entering into a contract with NewGen Strategies and Solutions for the purpose of performing a water/wastewater revenue sufficiency and rate design study at a cost of $27,000. Commissioner Calhoun seconded the motion, which passed with a vote of 6:0.

288. CONSIDER APPROVAL OF A LEASE AGREEMENT WITH AMERICAN TOWER FOR A TOWER LOCATED AT 303 W. BURLESON STREET AND AUTHORIZE THE CITY MANAGER TO EXECUTE AGREEMENT.

Wes Morrison asked for approval of a lease agreement with American Tower for a tower located at 303 W. Burleson Street and for authorization for the City Manager to execute the agreement. Wes stated this lease will replace the previous one, the lease area will increase 234 square feet and a one-time fee of $275,000 will be paid to the City.

Commissioners asked questions and discussed.

Commissioner Lewis made a motion to approve a lease agreement with American Tower for a tower located at 303 W. Burleson Street and authorized the City Manager to execute this agreement. Commissioner Calhoun seconded the motion, which passed with a vote of 6:0.

289. CONSIDER APPROVAL OF A POLICY TO DISTRIBUTE HOT FUNDS GRANTS.

Mallori James, Tourism & Cultural Arts Director, asked for approval of a policy to distribute HOT Fund Grants. She stated the Visit Marshall Advisory Board recommended approval of this policy.

Commissioners asked questions and discussed.

Commissioner Hurta made a motion to approve a policy to distribute HOT Funds Grants. Commissioner Calhoun seconded a motion, which passed with a vote of 6:0.

290. CONSIDER APPROVAL OF A SIGNED LETTER OF INTENT AUTHORIZING THE PURCHASE OF A 2020 FRAZER AMBULANCE AND RELATED EQUIPMENT.

Reggie Cooper, Fire Chief, asked for approval of a signed letter of intent authorizing the purchase of a 2020 Frazer Ambulance and related equipment at a cost of $185,500. He stated this purchase will continue to reduce fuel and maintenance costs.

Mark Rohr stated future fund expenditures of this size will be included in the budget.

Commissioners asked questions and discussed.

Commissioner Lewis made a motion to approve a signed letter of intent authorizing the purchase of a 2020 Frazer Ambulance and related equipment. Commissioner Ware seconded the motion, which passed with a vote of 6:0.

291. RECONSIDER APPROVAL OF INSCRIPTION OF DEDICATION PLAQUE FOR MEMORIAL CITY HALL.

Mark Rohr highlighted changes made regarding the dedication plaque.

Commissioner Calhoun made a motion to approve the inscription of a dedication plaque for Memorial City Hall. Commissioner Lewis seconded the motion, which passed with a vote of 6:0.

292. CONSIDER NOVEMBER 7TH AND NOVEMBER 21ST AS ALTERNATE DATES FOR CITY COMMISSION MEETINGS IN NOVEMBER.

Mark Rohr asked the Commission to consider November 7th and 21st as alternate dates for City Commission Meetings in November.

Commissioner Hurta made a motion to hold the November meetings on November 7th and November 21st. Commissioner Lewis seconded the motion, which passed with a vote of 6:0.

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

G. Consider approval of an amendment to the Municipal Maintenance Agreement with the Texas Department of Transportation for mowing services.

Commissioners asked questions and discussed.

Eric Powell presented an amendment to the Municipal Maintenance Agreement with the Texas Department of Transportation for mowing services. He stated TxDOT will reimburse the City $3,069 annually for a period of five (5) years. Eric advised an additional amendment is being negotiated and, upon completion, will be brought before the Commission.

Commissioner Hurta made a motion to approve amendment to the Municipal Maintenance Agreement with the Texas Department of Transportation for mowing services. Commissioner Lewis seconded this motion, which passed with a vote of 6:0.

294. **ADJOURNMENT**

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

APPROVED:

Jon W. Brown

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

ATTEST:

E. Ullome

City Secretary

Ordinance: O-19-22
Resolutions: R-19-25
R-19-26