MINUTES OF THE REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF MARSHALL
NOVEMBER 10, 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
Leo Morris, District 2
Jennifer Truelove, District 3
Reba Godfrey, District 5
Amanda Abraham, District 6
Micah Fenton, District 7

ADMINISTRATIVE STAFF PRESENT:

Terrell Smith, City Manager
Christol Hall, HR Manager
Reggie Cooper, Fire Chief
Cliff Carruth, Police Chief
Eric Powell, Public Works Director
Dawn Jones, Finance Director
Scott Rectenwald, Acting City Attorney
Randy Pritchard, Support Services Director
Nikki Smith, City Secretary/Payroll Accountant
LeAnne White, Economic Development Manager
Garnett Johnson, Community Development Director

INVOCATION & PLEDGE: Mayor Ware

247. **RECOGNITION OF JEAN BIRMINGHAM**

Mayor Ware presented a certificate of recognition to the family of Mrs. Jean Birmingham honoring and remembering her service to the citizens of Marshall, Texas.

248. **RECESS TO CONDUCT THE CITY OF MARSHALL EMPLOYEE BENEFITS TRUST MEETING**

Councilmember Fenton made a motion to convene into the City of Marshall Employee Benefits Trust Meeting. Councilmember Godfrey seconded the motion, which passed with a vote of 7:0. The time was 6:06 PM.

249. **RECONVENE THE CITY COUNCIL MEETING**

The Regular City Council Meeting reconvened. The time was 6:18 PM.

250. **CITIZEN COMMENTS**

There were no citizen comments.

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 **ITEMS TO BE WITHDRAWN FROM CONSENT AGENDA**

There were no items withdrawn from the Consent Agenda.

252. **CONSENT AGENDA**

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

A. Consider approval of the minutes from the October 13, 2022 Regular meeting, October 28, 2022 Special-Called meeting and the October 29, 2022 Special-Called meeting.

B. Consider approval of appointments and reappointments to the various City boards, commissions and committees. (City Secretary)

C. Consider approval of a contract with Datamax to provide printers, copiers, scanners, related supplies and maintenance for the City of Marshall. (Finance Director)

D. Consider approval of an Interlocal Agreement with Harrison County for Public Library Services. (Finance Director)

E. Consider approval of an Interlocal Agreement with Harrison County for Ambulance/Rescue Services. (Finance Director)

F. Consider approval of an Interlocal Agreement with Harrison County for Inmate Services. (Finance Director)

G. Consider approval of an Interlocal Agreement with Harrison County for Animal Shelter Services. (Finance Director)

H. Consider and act upon a resolution to enter into a contract with the Marshall Harrison County Public Facility Corporation to convey 2004 Dogan in exchange for the Corporation's agreement to develop single family housing affordable to low income households. (Community Development Director)

I. Consider and act upon a resolution to enter into a contract with the Marshall Harrison County Public Facility Corporation to convey 1805 Spring St. in exchange for the Corporation's agreement to develop single family housing affordable to low income households. (Community Development Director)

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

There were no items withdrawn from the Consent Agenda.

PUBLIC HEARING & ORDINANCE

254. CONDUCT A PUBLIC HEARING AND CONSIDER A REZONING REQUEST FOR A 0.202 ACRE TRACT OF LAND, BEING THE WEST PART OF LOT 3, BLOCK 23, RAINEY ADDITION, FROM R-3 (SINGLE FAMILY DETACHED) TO R-6 (DUPLEX, TRIPLEX, QUADRAPLEX). THIS PROPERTY IS LOCATED AT 1300 GEORGE GREGG STREET.

Garnett Johnson, Community Development Director, asked for the approval of an ordinance regarding a rezoning request for a 0.202 acre tract of land, being the west part of Lot 3, Block 23, Rainey Addition from R-3 (Single Family Detached) to R-6 (Duplex, Triplex, Quadraplex). This property is located at 1300 George Gregg Street. Garnett Johnson stated 22 notices were sent with 1 response in support of the change. The Planning and Zoning Commission approved the change by a vote of 5:0.

Mayor Ware opened the public hearing.

No one came forward to speak.

Mayor Ware closed the public hearing.

Councilmembers asked questions and discussed.

Councilmember Abraham made a motion to table an ordinance regarding a rezoning request for a 0.202 acre tract of land, being the west part of Lot 3, Block 23, Rainey Addition from R-3 (Single Family Detached) to R-6 (Duplex, Triplex, Quadraplex). Councilmember Truelove seconded the motion, which passed with the following vote:

Ayes: 6, Mayor Ware, Councilmembers Abraham, Truelove, Godfrey, Bonner and Fenton
Noes: 1, Councilmember Morris

RESOLUTION

255. CONSIDER APPROVAL OF A RESOLUTION INCREASING CERTAIN WATER UTILITY FEES AND CHARGES.

Dawn Jones, Finance Director, asked for approval of a resolution to allow for the reconnect fee to be retitled the disconnect fee and increase from $45 to $50. Dawn Jones also stated the deposit for renters will increase from $100 to $150, homeowners deposit will not change.

Councilmember Fenton made a motion to approve a resolution increasing certain water utility fees and charges. Councilmember Truelove seconded the motion, which passed with a vote of 7:0.

CITY MANAGER REPORTS AND REQUESTS FOR CITY COUNCIL CONSIDERATION

256. PRESENTATION OF THE CITY OF MARSHALL AUDIT REPORT FOR THE 2021 FISCAL YEAR.

Dawn Jones introduced John Manning, CPA for Pattillo, Brown & Hill, L.L.P., who presented the City of Marshall audit report for the 2021 fiscal year and highlighted significant information. John Manning stated the City received an unmodified opinion from the firm, which is the highest level available. John Manning stated there were two (2) issues with the audit; a control issue ensuring vendor eligibility and the Fire Fighters Relief and Retirement Fund not being included with the City's book. Both issues have been resolved.

257. CONSIDER APPROVAL OF A RECOMMENDATION FOR USE OF CHILD SAFETY FEES.

Dawn Jones introduced Roxanne Stevenson, Executive Director of The Martin House Children's Advocacy Center, who provided a brief presentation on how these funds will be used if awarded to The Martin House. Dawn Jones asked for approval to award $31,500 to The Martin House Children's Advocacy Center.

Councilmembers asked questions and discussed.

Councilmember Godfrey made a motion to approve awarding funds to The Martin House Children's Advocacy Center for child abuse prevention. Councilmember Bonner seconded the motion, which passed with a vote of 7:0.

258. UPDATE ON WATER METER PILOT PROGRAM.

Dawn Jones introduced Tracy Irwin, President of Secure Vision of America, Inc., who provided an update of the pilot program for Kamstrup water meters.

Councilmembers asked questions and discussed.

259. UPDATE REGARDING STREETSCAPING FOR THE DOWNTOWN REDEVELOPMENT PLAN.

Eric Powell, Public Works Director, provided an update regarding streetscaping for the downtown redevelopment plan. Eric Powell asked for approval of work orders for the remaining two areas not currently designed in order to present designs to Council for review and selection by Hayes Engineering at a cost of $79,500.

Councilmembers asked questions and discussed.

Councilmember Bonner made a motion to approve $79,500 for work orders for the remaining two areas not currently designed. Councilmember Abraham seconded the motion, which passed with a vote of 7:0.

EXECUTIVE SESSION

260. AN EXECUTIVE SESSION PURSUANT TO THE OPEN MEETINGS ACT, CHAPTER 551 OF THE TEXAS GOVERNMENT CODE UNDER SECTION 551.074 PERSONNEL MATTERS: ANNUAL EVALUATION OF CITY MANAGER.

Councilmember Fenton made a motion to convene into Executive Session. Councilmember Godfrey seconded the motion, which passed with a vote of 7:0. The time was 7:25 PM.

Council reconvened from Executive Session. The time was 7:38 PM.

Councilmember Truelove made a motion to table the evaluation until the meeting in December. Councilmember Godfrey seconded the motion, which passed with a vote of 7:0.

261. **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:

N. Smith

City Secretary

Ordinance: **O-22-25**
Resolution: **R-22-30**
R-22-31