

Council Chambers, City Hall
401 South Alamo
Marshall, TX 75671
903-935-4421



Members
Amy Ware, District 4 - Mayor
Marvin Bonner, District 1
Leo Morris, District 2
Jennifer Truelove, District 3
Reba Godfrey, District 5
Amanda Abraham, District 6
Micah Fenton, District 7

REGULAR CITY COUNCIL MEETING

**April 13, 2023
6:00 PM**

1. Call to Order and Roll Call

2. Invocation and Pledges

3. Presentations & Proclamations

- A. Presentation of a certificate of recognition to Community Healthcare thanking them for their continued service to the citizens of Marshall and the surrounding communities.
- B. National Police Memorial Day and Police Week

4. 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.

5. Items to be Withdrawn From Consent Agenda

6. 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.

- A. Consider approval of the minutes from the March 23, 2023 regular meeting.
- B. Consider approval of an agreement with Dr. Jeffrey McWilliams for Physician Director Services for the Emergency Medical Services System.
- C. Consider approval of formal acceptance of the completed Medill Street 6" Water Main Improvement Project, including release of final payment and retainage to the contractor.

7. Consideration of Item Withdrawn From the Consent Agenda

8. Public Hearing & Ordinance

- A. Conduct a public hearing and consider approval of a rezoning request for 0.52 acres of land in the Asa Langford Survey A-400 from R-1 (Single Family Detached) to C-3

(General Business). The property is located at the Northwest Corner of Benita Drive and East End Blvd. South, more commonly known as, 3311 East End Blvd. South.

- B. Conduct a public hearing and consider approval of an ordinance regarding a request for rezoning of an 11.4 acre tract of land in the Anderson Whetstone A-747, and William Walker A-754 Surveys from A&E (Agriculture and Estate) to C-3 (General Business). The property is located at 3580 West Pinecrest Drive (U.S. Highway 43 South).

9. City Manager Reports and Requests for City Council Consideration

- A. Consider approval to award a contract for the 2023 Street Improvement Program - Part 2: Reconstruction.
- B. Consider approval of the Community Development Block Grant Program Year 2023.

10. Executive Session

- A. An Executive Session pursuant to the Open Meetings Act, Chapter 551 of the Texas Government Code under Section 551.074 Personnel – Annual evaluation of City Attorney.
- B. An Executive Session pursuant to the Open Meetings Act, Chapter 551 of the Texas Government Code under Section 551.072. Deliberation regarding real property: Convene in executive session to discuss matters related to the purchase, exchange, lease, sale, or value of real property.
- 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."

11. Adjournment

This meeting will be conducted in accordance with the Americans with Disabilities Act. Requests for sign interpretive services will be available with at least 72-hour notice prior to the meeting. To make arrangements for these services, please call the City Secretary's Office at 903-935-4446.



TO: City Council
DATE: April 13, 2023
ITEM #: 3.A
SUBJECT: Presentation of a certificate of recognition to Community Healthcore thanking them for their continued service to the citizens of Marshall and the surrounding communities.

Recommendation for Action: Presentation of a certificate of recognition to Community Healthcore thanking them for their continued IDD Crisis and Mental Health services to the citizens of Marshall and the surrounding communities.

Executive Summary: Presentation of a certificate of recognition to Community Healthcore thanking them for their continued IDD Crisis and Mental Health services to the citizens of Marshall and the surrounding communities.

Budget Cost: N/A

Staff Contact: Terrell Smith, City Manager

Attachments: 1. CIS Services Flier



Intellectual & Developmental Disabilities Crisis Intervention Services

Our Goal

The goal of Crisis services is to support individuals of all ages that are diagnosed with IDD or other related conditions, who exhibit psychological and or behavioral challenges by reducing the intensity of the behavior reactions during a crisis.

Who is providing the service

IDD Crisis Intervention Specialist: Commonly identified as the CIS, has been established to provide resources and preventative interventions to individuals with an IDD diagnosis or related condition. The CIS collaborates these resources with community agencies and their individuals who are in Community Healthcore's service area that exhibit repeated and severe behavioral disturbances that jeopardize their safety or current living situation.

Determining what's a crisis

What is considered a crisis? presenting an immediate danger to self or others, or mental health/physical health is at risk of serious deterioration.

Our services

Respite

Respite Services can provide therapeutic support to an individual who is demonstrating a crisis in the home. Potential for respite to be in the home, where a natural environment may be the most therapeutic, or out of the home, where 24 hour supervising is required to stabilize the crisis.

Training

Education of Crisis Prevention, focusing on behavioral prevention strategies and techniques that assist with identifying and de-escalating reoccurring behavioral concerns.

If you have a loved one with an IDD diagnosis or a related condition needing crisis services, and would benefit from CIS intervention which could be beneficial in assisting with providing supports, contact either Community Healthcore's Intake Line or the CIS team for a referral to CIS services.

Crisis Hotline

1-800-832-1009

24 hours a day, 7 days a
week

Multilingual

Intake Line

1-800-445-8253

Service Areas

Bowie, Cass, Gregg, Harrison,
Marion, Panola, Red River, Rusk,
& Upshur Counties

QR Code for IDD Crisis
Referral Form



"Helping people achieve dignity, independence, and their dreams."



TO: City Council
DATE: April 13, 2023
ITEM #: 3.B
SUBJECT: National Police Memorial Day and Police Week

Recommendation for Action: A Proclamation will be read aloud designating the week of May 14-20, 2023 as "Police Week" in Marshall, Texas and further designating that May 15, 2023 be observed as "Peace Officers Memorial Day" in Marshall, Texas.

Executive Summary: In 1962, President Kennedy proclaimed May 15 as National Peace Officers Memorial Day and the calendar week in which May 15 falls, as National Police Week. Established by a joint resolution of Congress in 1962, National Police Week pays special recognition to those law enforcement officers who have lost their lives in the line of duty for the safety and protection of others.

Budget Cost: None

Staff Contact: Cliff Carruth - Chief of Police

Attachments: 1. Proclamation - Police Week May 2023

PROCLAMATION



WHEREAS, the Congress and President of the United States have designated May 15th as Peace Officers Memorial Day, and the week in which it falls as Police Week; and

WHEREAS, the International Association of Chiefs of Police has declared law enforcement officer safety and wellness a top priority, and the IACP's Center for Officer Safety and Wellness promotes the importance of individual, agency, family, and community safety and wellness awareness; and

WHEREAS, the members of law enforcement agencies of Marshall and Harrison County, Texas play an essential role in safeguarding the rights and freedoms of the citizens of Marshall; and

WHEREAS, it is important that all citizens know and understand the problems, duties and responsibilities of their police department, and that members of our police department recognize their duty to serve the people by safeguarding life and property, by protecting them against violence or disorder, and by protecting the innocent against deception and the weak against oppression or intimidation; and

WHEREAS, the police department of the City of Marshall has grown to be a modern and scientific law enforcement agency which unceasingly provides a vital public service;

NOW, THEREFORE, we, the City Council of Marshall, Texas call upon all citizens of Marshall and upon all patriotic, civil and educational organizations to observe the week of May 14-20, 2023, as Police Week with appropriate ceremonies in which all of our people may join in commemorating police officers, past and present, who by their faithful and loyal devotion to their responsibilities have rendered a dedicated service to their communities and, in doing so, have established for themselves an enviable and enduring reputation for preserving the rights and security of all citizens.

WE FURTHER call upon all citizens of the City of Marshall to observe May 15, 2023, as Peace Officers Memorial Day to honor those peace officers who, through their courageous deeds, have lost their lives or have become disabled in the performance of duty.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Marshall, Texas to be affixed this 13th day of April 2023.

Honorable Mayor
City of Marshall, Texas





TO: City Council
DATE: April 13, 2023
ITEM #: 6.A
SUBJECT: Consider approval of the minutes from the March 23, 2023 regular meeting.

Recommendation for Action: Requesting approval of minutes.

Executive Summary: Minutes from the March 23, 2023 regular City Council meeting.

Budget Cost: N/A

Staff Contact: Nikki Smith, City Secretary

Attachments: 1. 3-23-23 minutes

Council Chambers, City Hall
401 South Alamo
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Members
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Marvin Bonner, District 1
Leo Morris, District 2
Jennifer Truelove, District 3
Reba Godfrey, District 5
Amanda Abraham, District 6
Micah Fenton, District 7

MINUTES
SPECIAL-CALLED CITY COUNCIL MEETING
March 23, 2023
4:00 PM

1. Call to Order and Roll Call

Mayor Amy Ware called the Regular meeting to order in the Council Chambers, City Hall at 04:00 PM.

PRESENT:

Mayor and Council Members:

Mayor Amy Ware
Councilmember Marvin Bonner
Councilmember Leo Morris
Councilmember Jennifer Truelove
Councilmember Amanda Abraham
Councilmember Reba Godfrey
Councilmember Micah Fenton

ADMINISTRATIVE STAFF PRESENT:

Terrell Smith, City Manager
Cliff Carruth, Police Chief
Dawn Jones, Finance Director
Eric Powell, Public Works Director
Christol Hall, HR/Civil Service Director
Scott Rectenwald, Acting City Attorney
Anna Lane, Community Services Director
Randy Pritchard, Support Services Director
Nikki Smith, City Secretary/Payroll Accountant

2. Invocation and Pledges

Mayor Ware

3. Presentations & Proclamations

- A. Presentation of a proclamation declaring the month of April 2023 as "Sexual Assault Awareness Month" in the city of Marshall.
Megan Johnson, Outreach Coordinator, and Heather Miller-Grubbs, Representative, Women's Center Center, thanked the Council for their support of the awareness efforts

of Sexual Assault Awareness Month.

Mayor Ware read a proclamation declaring the month of April 2023 as "Sexual Assault Awareness Month" in the City of Marshall.

4. 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.

5. Items to be Withdrawn From Consent Agenda

Item B was withdrawn from the Consent Agenda.

6. 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 Bonner made a motion to approve the Consent Agenda.

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

A. Consider approval of the minutes from the March 9, 2023 regular meeting.

C. Consider approval of participation in a Texas Opioid Settlement.

D. Consider approval of a resolution to update the authorized City of Marshall Representatives at TEXPOOL.

E. Consider approval of the appointment of Linda Scott to the Keep Marshall Beautiful board.

7. Consideration of Items Withdrawn From the Consent Agenda

B. Consider approval of a resolution suspending for 45 days the effective date proposed by CenterPoint Energy Resources Corp., d/b/a CenterPoint Energy Entex and CenterPoint Energy Texas Gas – Beaumont/East Texas Division, in its application filed on or about March 2, 2023, pursuant to section 104.301 of the Gas Utility Regulatory Act.

Councilmember Bonner stated his reasons for withdrawing this item.

Scott Rectenwald, City Attorney, explained the utility is trying to recover some

infrastructure costs. This request occurs annually.

Councilmember Bonner made a motion to approve Item B from the Consent Agenda. Councilmember Fenton seconded the motion, which passed by a vote of 7:0.

8. City Manager Reports and Requests for City Council Consideration

- A. Consider approval to award a contract for the East Avenue Water Main Improvement Project.
Eric Powell, Public Works Director, stated five bids were received for the East Avenue Water Main Improvement Project. Eric Powell asked for approval to award a contract for the East Avenue Water Main Improvement Project to D&D Pipeline of Longview, Texas, at a cost of \$553,508.

Councilmember Morris made a motion to approve awarding a contract for the East Avenue Water Main Improvement Project to D&D Pipeline, at a cost of \$553,508. Councilmember Godfrey seconded the motion, which passed by a vote of 7:0.

- B. Consider approval of an agreement with U.S. Underwater Services for removal of sediment and silt at the intake chambers of the Raw Water Pump Station
Eric Powell provided some history of the facility at Big Cypress Bayou and asked for approval of an agreement with U.S. Underwater Services for removal of the sediment and silt in the intake chamber at the Raw Water Pump Station. Eric Powell asked for approval of \$80,760 in funds, which includes the \$67,300 from the quote received in 2022 and a 20 percent contingency for any unforeseen issues that may arise. Funding will come from the Water Production 2023 Operating Budget.

Councilmembers asked questions and discussed.

Councilmember Godfrey made a motion to approve an agreement with U.S. Underwater Services for removal of sediment and silt at the intake chambers of the Raw Water Pump Station at a cost of \$80,760. Councilmember Bonner seconded the motion, which passed by a vote of 7:0.

9. Executive Session

- A. An Executive Session pursuant to the Open Meetings Act, Chapter 551 of the Texas Government Code under Section 551.072. Deliberation regarding real property: Convene in executive session to discuss matters related to the purchase, exchange, lease, sale, or value of real property.
Councilmember Fenton made a motion to convene the Executive Session. Councilmember Truelove seconded the motion, which passed by a vote of 7:0. The time was 4:21 PM.

Councilmember Fenton made a motion to reconvene from the Executive Session. Councilmember Truelove seconded the motion, which passed by a vote of 7:0. The time was 4:49 PM.

10. Action Item Following Executive Session

- A. Consider action as a result of the executive session discussion regarding real property.
Mayor Ware made a motion to hire a broker to list the property discussed in Executive Session pursuant to Local Government Code Section 253.014.
Councilmember Godfrey seconded the motion, which passed by a vote of 7:0.

11. Adjournment

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

APPROVED:

Mayor of the City Council
of the City of Marshall

ATTEST:

City Secretary



TO: City Council
DATE: April 13, 2023
ITEM #: 6.B
SUBJECT: Consider approval of an agreement with Dr. Jeffrey McWilliams for Physician Director Services for the Emergency Medical Services System.

Recommendation for Action: Approval of agreement with Dr. Jeffrey McWilliams.

Executive Summary:

April 6, 2023

City Manager
City Council
Marshall, Texas 75670

Dear Council:

This letter is pertaining to our current agreement for Physicians Director Services for the Marshall Fire Department Emergency Medical Service.

The operation of The Marshall Fire Department's quality Emergency Medical Service must be under the direction of a physician that allows us to provide the quality care received by our citizens. Due to the practicality and efficiency of a contractual agreement versus hiring a physician for this purpose, it has been our past practice of alternatively entering into an agreement with a physician for his/her services as Medical Director of the Fire Department's Emergency Medical Service. Dr. McWilliams is our current Director and has done an outstanding job in directing, coaching and training our Firefighter/Medics.

It is our intentions to enter into a renewed contract with Dr. Jeffrey McWilliams M.D. Dr. McWilliams has already proven a valuable asset to our department with his educational style, accessibility, and willingness to take our department forward in quality and serviceability.

Except for the changes in the dates, the contract is the same in all respects as the contracts of our past Medical Director contracts. The amount of the contract is \$18,000 which is provided for in our annual budget.

Chief Reginald Cooper, EFO, CPM

A handwritten signature in black ink, appearing to be "R. Cooper", with a large loop at the start and a long horizontal stroke at the end.

Marshall Fire Department

Budget Cost: \$18,000

Staff Contact: Reggie Cooper, Fire Chief

Attachments: 1. PHYSICIAN DIRECTOR CONTRACT rev 3.31.2023

**PHYSICIAN DIRECTOR CONTRACT
EMERGENCY MEDICAL SERVICES SYSTEM**

The State of Texas
County of Harrison

This agreement is made and entered into by and between the CITY OF MARSHALL, TEXAS, as GRANTEE and DR. JEFFREY MCWILLIAMS, hereinafter referred to as CONTRACTOR, beginning May 1, 2023 and ending on April 30, 2024.

WITNESSETH

WHEREAS, CONTRACTOR has services and professional medical expertise which are needed by GRANTEE and desires to furnish and provide said service to GRANTEE; and

WHEREAS, DR. JEFFREY MCWILLIAMS, an Independent Contractor, serves as emergency department physician and has extensive experience in the practice of emergency medicine; and

WHEREAS, GRANTEE, desires to purchase said professional medical expertise of CONTRACTOR for the purpose of directing the Emergency Medical Services of the City of Marshall, Texas.

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained, the GRANTEE and CONTRACTOR do hereby agree as follows:

Scope of Services: The said CONTRACTOR does hereby promise and agree that he shall and will for the consideration hereinafter mentioned, furnish all services as hereinafter stated;

SECTION I

For and in consideration of the payments and commitments to be made and performed by the GRANTEE, the CONTRACTOR agrees and promises to perform and provide the following:

1. Function as advisor and director concerning medical matters to the Fire Chief and EMS Coordinator.
2. Aid with the development and implementation of medical control.
3. Provide written guidelines or consult in the development of such concerning:
 - a. Patient Transfer Protocols
 - b. Patient Transfer Agreements

4. Coordinate and direct physicians and nurses in the development and documentation of:
 - a. Pre-hospital care and evaluation of Critical Care Plans, including but not limited to:
 - i. Spinal cord injuries
 - ii. Pre-natal problems
 - iii. Behavioral disturbances
 - iv. Burns
 - v. Cardiac Care
 - vi. Poisoning and drug abuse
 - vii. Multiple trauma
5. Develop and establish standing orders for EMT-Basic, EMT-Intermediate, and EMT-Paramedic to be used in the field in emergency situations.
6. Conduct on-going training programs for all EMT certification levels, evaluation and certifying their skills, providing post-response evaluations and providing continuing education, to consist of a minimum of six hours per month. Scheduling of continuing education classes to be determined by the Marshall Fire Department EMS Coordinator and CONTRACTOR.

SECTION II

For and in consideration of the service furnished by the CONTRACTOR and described in SECTION I of this agreement, GRANTEE agrees to pay the CONTRACTOR a total of \$18,000.00 as follows:

1. \$1,500.00 each month in twelve (12) monthly installments beginning thirty (30) days after work begins.

SECTION III

1. **Contractor Responsibility:** The CONTRACTOR will require the EMT-Basic, EMT-Intermediate and EMT-Paramedic to comply with applicable provisions of the Texas Medical Practice Act.
2. **Grantee Responsibility:** GRANTEE, under this Agreement, is not to be considered as engaging in a joint venture or partnership with CONTRACTOR for any purpose whatsoever, it being understood between the parties hereto that GRANTEE is merely a purchaser of services and is in no way authorized to make any contract agreement,

warranty or representation on behalf of CONTRACTOR or to create any obligation expressed or implied on behalf of CONTRACTOR.

3. **Successors and Assigns:** The CONTRACTOR and the GRANTEE each binds itself, himself and his partners, successors, executors, administrators and assigns of each party, with respect to all covenants of this agreement.
4. **Severability:** If any provision of this Agreement shall be construed to be illegal or invalid, it shall not affect the legality or validity of any of the other provisions hereof, and any illegal or invalid provision shall be deemed as if never incorporated herein, but all other provisions shall continue in full force and effect.
5. **Termination of Contract:** The contract term shall be for one year.

If, through any cause, the CONTRACTOR or GRANTEE shall fail to fulfill in timely and proper manner his obligation under this Agreement, or if the CONTRACTOR shall violate any of the covenants, agreements or stipulations of this Agreement, the CONTRACTOR and GRANTEE shall thereupon have the right to terminate this Agreement immediately by giving the other thirty (30) days written notice, specifying the reason for termination, and the effective date thereof. Either CONTRACTOR or GRANTEE may terminate this Agreement upon sixty (60) days notice without cause by giving the other not less than sixty (60) days written notice. If the contract is terminated, contractor should receive compensation which is prorated to the final date of service.

6. **Summary Termination:** CONTRACTOR shall maintain residences within a 50-mile radius of Marshall, Texas and shall personally provide the service to be rendered herein. In the event CONTRACTOR ceases to maintain their residence, ceases to personally provide services as provided herein, GRANTEE shall have the option to terminate this Agreement immediately with notice as provided in Paragraph 5 herein.
7. **Technicians:** GRANTEE shall provide technicians known as Emergency Care Attendants (ECA), Emergency Medical Technicians (EMT), Emergency Medical Technician-Intermediate (EMT-I), and Emergency Medical Technician-Paramedic (EMT-P). Said technicians shall be employed and paid by GRANTEE.

CONTRACTOR has the authority to recommend removal of any technician from service, and to require further training or retraining of any technician. To the extent allowed under Texas State Law, CONTRACTOR may recommend and proceed with decertification by the Texas Department of Health in accordance with that agency's established revocation procedures.

8. **Audit or Records:**
 - a. The CONTRACTOR agrees that the GRANTEE, the Comptroller General of the United States, or any of their duly authorized representatives, shall have access only to pertinent books, documents, papers, and records of the CONTRACTOR which are directly involved in the operation of EMS so long as the patient's medical confidentiality is respected and will be subject to the Texas Open Records Act.

- b. All pertinent records as referenced in **8.a** above shall be retained for a period of three (3) years by GRANTEE.
9. **Compliance with Laws:** GRANTEE shall comply with all applicable local and state laws, ordinances, and codes in implementation of programs provided by this Agreement as set forth in the Texas Medical Practice Act.
10. **Applicable Law:** This Agreement shall be construed according to the laws of the State of Texas. GRANTEE and CONTRACTOR stipulate, acknowledge and agree that the proper venue for any action to enforce or construe any of the provisions of this contract shall be in Harrison County, Texas.
11. **Compliance with Local Laws:** The parties shall comply with all applicable laws, ordinances and codes of state and local governments.
12. **Liability Coverage for Medical Director:** CONTRACTOR, as serving in an official capacity as a public official for the GRANTEE, is covered to the extent provided by the terms of the insurance agreement between TML and the GRANTEE. Coverage is limited to CONTRACTOR's role as Medical Director for the Marshall Fire Department.
13. **Entire Agreement:** The GRANTEE and the CONTRACTOR mutually agree that this Agreement shall be subject to the provisions hereof and represent the entire Agreement between the GRANTEE and CONTRACTOR. This agreement may only be amended or repealed by a duly executed written instrument.

IN WITNESS WHEREOF, the parties have made and executed this Agreement on this day, _____:

GRANTEE:

CONTRACTOR:

CITY OF MARSHALL

JEFFREY MCWILLIAMS

BY: _____
City Manager

BY: _____
JEFFREY MCWILLIAMS, M.D.

ATTEST:

By: _____
City Secretary



TO: City Council
DATE: April 13, 2023
ITEM #: 6.C
SUBJECT: Consider approval of formal acceptance of the completed Medill Street 6" Water Main Improvement Project, including release of final payment and retainage to the contractor.

Recommendation for Action: Consider approval of formal acceptance of the completed Medill Street 6" Water Main Improvement Project, including release of final payment and retainage to the contractor.

Executive Summary: The Medill Street 6" Water Main Improvement Project is now complete and ready for formal acceptance by the City Council. All work has been reviewed and confirmed to be satisfactorily completed for this project. I have also reviewed and verified the contractor's request for final payment and release of retainage.

Budget Cost: N/A

Staff Contact: Chris Miles, Assistant Director of Public Works

Attachments: None



TO: City Council
DATE: April 13, 2023
ITEM #: 8.A
SUBJECT: Conduct a public hearing and consider approval of a rezoning request for 0.52 acres of land in the Asa Langford Survey A-400 from R-1 (Single Family Detached) to C-3 (General Business). The property is located at the Northwest Corner of Benita Drive and East End Blvd. South, more commonly known as, 3311 East End Blvd. South.

Recommendation for Action: Conduct a public hearing and make a recommendation to the City Council regarding a rezoning request for 0.52 acres of land in the Asa Langford Survey A-400. From R-1 (Single Family Detached) to C-3 (General Business). Located at the Northwest Corner of Benita Drive and East End Blvd. South. 3311 East End Blvd. South.

Executive Summary: The applicant is requesting a zoning change to construct retail store or multi-family residential.

Budget Cost: n/a

Staff Contact: Garnett Johnson 903-578-0004; johnson.garnett@marshalltexas.net

Attachments:

1. (24)Agenda sheet Z-23-06 Benita drive
2. (25)Z-23-06 AERIAL BENITA DRIVE
3. (26)Site Pictures Z-23-06 benita drive
4. (27)Z-23-06 PON map
5. O-23-06 rezone R-1 to C-3 3311 E End Blvd S



Agenda Information Sheet

March 13, 2023

E. Z-23-06: Conduct a public hearing and make a recommendation to the City Council regarding a rezoning request for 0.52 acres of land in the Asa Langford Survey A-400. From R-1 (Single Family Detached) to C-3 (General Business). Located at the Northwest Corner of Benita Drive and East End Blvd. South. 3311 East End Blvd. South.

Applicant	Robert Parkison 3500 East End Blvd. South Marshall Texas 75672
Property Owner	Robert Parkison 3500 East End Blvd. South Marshall Texas 75672
Surrounding Property Notices	11 Notices Sent within 200 ft of the Site 1 Responses back
Existing Zoning	R-1 (Single Family Detached)
Proposed Zoning	C-3 (General Business)

Location Map:

Z-23-06



Background & Summary of Request:

The Applicant is requesting a zoning change to construct retail store or multi-family residential.

Pictures of the Site:**Existing Conditions:**

The subject property is currently vacant.

	Zoning Classification	Land Use
North of the Property	R-1 (Single Family Detached) and C-3 (General Business)	Single family home. And Vacant property owned by applicant
East of the Property	C-3 General Business)	General Business
South of the Property	R-1 (Single Family Detached) and C-3 (General Business)	Single family home. And automobile dealership
West of the Property	R-1 (Single Family Detached)	Single family home

Water and sewer service:

Water and sewer service to the site will need to be extended from 6" mains along Benita Street to the east approximately 100 feet.

Comprehensive Plan and Future Land Use Analysis:

The 2018 Future Land Use Map identifies the property as Commercial/Office/Service. The following questions should be answered when determining if a zoning change is appropriate:

1. Will the proposed change be in compliance with the goals of the Comprehensive Plan? *The proposed change would be in compliance with the Comprehensive Plan.*
2. Will there be an adverse impact on surrounding property if the request is approved? In evaluating this question, consideration should be given to all permitted uses in the proposed new zoning and the impact it could have on surrounding property. *The surrounding property is primarily developed with single family homes.*
3. Is the property suitable for use as it is currently zoned or does the zoning need to be changed to allow the property to be put to use in a way that is in keeping with the surrounding activities. *The property is currently surrounded by single family homes. The zoning will need to be changed to allow the applicant the ability to development the property for what is proposed.*
4. What is the relationship of the proposed change to the health, safety and welfare of the general community? In other words, will the change make the community better or is it merely for the convenience of the owner? Will surrounding property owners suffer or lose any enjoyment in the area of their property as a result of this change? Does the proposed change seem to be a logical extension of similar types of development? *Through the development standards proposed, the applicant is attempting to protect the surrounding property owners from any possible nuisances the development could impose.*

Suggested Motions:

1. Motion to recommend approval of case number Z-23-06 as requested.
2. Motion to recommend approval of case number Z-23-06 with conditions.
3. Motion to recommend denial of case number Z-23-06.

Attachments:

1. Aerial of Site
2. Pictures of the Site
3. 200 Foot Notification Map



Z-23-06
Site Pictures



Residential and vacant commercial
to the north



Residential to the west



Commercial to the east



Residential and vacant commercial
to the south



Case No. Z-23-06
 Scale: 1"=200'
 Date: 3-13-2023

PLANNING DEPARTMENT
 CITY OF MARSHALL, TEXAS

Remarks:



A request to rezone 0.52 acres of land in the Asa Langford Survey A-400 from R-1 (Single Family Detached) to C-3 (General Business)

Location: 3311 East Ens Blvd. South
 Applicant: Robert Parkison

ORDINANCE NO. _____

AN ORDINANCE AMENDING ORDINANCE NO. 0-87-13 TO REZONE 0.52 acres of land in the Asa Langford Survey A-400. From R-1 (Single Family Detached) to C-3 (General Business). Located at the Northwest Corner of Benita Drive and East End Blvd. South. 3311 East End Blvd. South

WHEREAS, the City of Marshall enacted zoning on December 13, 1951 and amended said ordinance on July 7, 1963 and on March 26, 1987 repealed and replaced all ordinance with Ordinance No. 0-87-13 amending the Code of Ordinances of the City of Marshall to add Chapter 32 regarding Zoning; and

WHEREAS, a Zoning District Map was adopted as a part of Ordinance No. 0-87-13; and

WHEREAS, Chapter 32, Section 14 of the Code of Ordinances established a procedure for a property owner, his agent, or the City to request zoning district map amendments; and

WHEREAS, the Planning & Zoning Commission, after due and proper notice in the manner and for the length of time required by law, held a public hearing for the purpose of considering proposed changes to the Zoning District Map; and

WHEREAS, after the close of said public hearing and pursuant thereto, the Planning & Zoning Commission filed a written report with the City Council, recommending changes in the Zoning District Map; and

WHEREAS, pursuant to said report and after notice in the manner and for the length of time required by law, the City Council held a public hearing in Marshall, Texas at City Hall on the 13th day of April, 2023, at 6:00pm for the purpose of considering the requested Zoning Map change, and at which hearing all property owners, interested parties, and interested citizens had an opportunity to be heard; and

WHEREAS, the City Council, after considering the proposed changes and after hearing all parties and citizens desiring to be heard, deems that the following changes are necessary and for the best interest of the general welfare of the citizens of the City of Marshall, Texas.

NOW, THEREFORE, BE IT ORDERED BY THE CITY COUNCIL OF THE CITY OF MARSHALL, TEXAS THAT:

Section 1. The facts and opinions in the preamble of this ordinance are true and correct.

Section 2. REZONING REQUEST FOR 0.52 ACRES OF LAND IN THE ASA LANGFORD SURVEY A-400. FROM R-1 (SINGLE FAMILY DETACHED) TO C-3 (GENERAL BUSINESS). LOCATED AT THE NORTHWEST CORNER OF BENITA DRIVE AND EAST END BLVD. SOUTH. 3311 EAST END BLVD. SOUTH

SECTION 3. ALL ORDINANCES AND AGREEMENTS AND PARTS OF ORDINANCES AND AGREEMENTS IN CONFLICT HERewith ARE HEREBY REPEALED TO THE EXTENT OF THE CONFLICT ONLY.

PASSED on the 13th day of April, 2023.

AYES: __

NOES: __

ABSTAINED: __

MAYOR OF THE CITY COUNCIL
OF THE CITY OF MARSHALL, TEXAS

ATTEST:

CITY SECRETARY



TO: City Council
DATE: April 13, 2023
ITEM #: 8.B
SUBJECT: Conduct a public hearing and consider approval of an ordinance regarding a request for rezoning of an 11.4 acre tract of land in the Anderson Whetstone A-747, and William Walker A-754 Surveys from A&E (Agriculture and Estate) to C-3 (General Business). The property is located at 3580 West Pinecrest Drive (U.S. Highway 43 South).

Recommendation for Action: Seeking approval for rezoning.

Executive Summary: Seeking approval from City Council regarding a public hearing and making a recommendation to City Council regarding rezoning an 11.4 acre tract of land in the Anderson Whetstone A-747, and William Walker A-754 Surveys. From A&E(Agriculture and Estate) to C-3 (General Business). Located at 3580 West Pinecrest Drive (U.S. Highway 43 South) Parcel # R-000002833.

Budget Cost: na

Staff Contact: Garnett Johnson 903-578-0004; johnson.garnett@marshalltexas.net

Attachments:

1. (10)Agenda Sheet-Z-23-04 3580 west pinecrest
2. (11)Z-23-04 AERIAL 3580 WEST PINECREST
3. (12)Site Pictures Z-23-04 3580 WEST PINECREST - Copy
4. (13)PON map Z-23-04
5. (14)Revised Site plan Z-23-04 centerpoint
6. (15)Proposed Building
7. (16)vehicle work trucks
8. (17)txdot traffic count map
9. (18)Z-23-04 drainage map
10. O-23-07 rezone A&E to C-3 3580 W Pinecrest Dr



Agenda Information Sheet

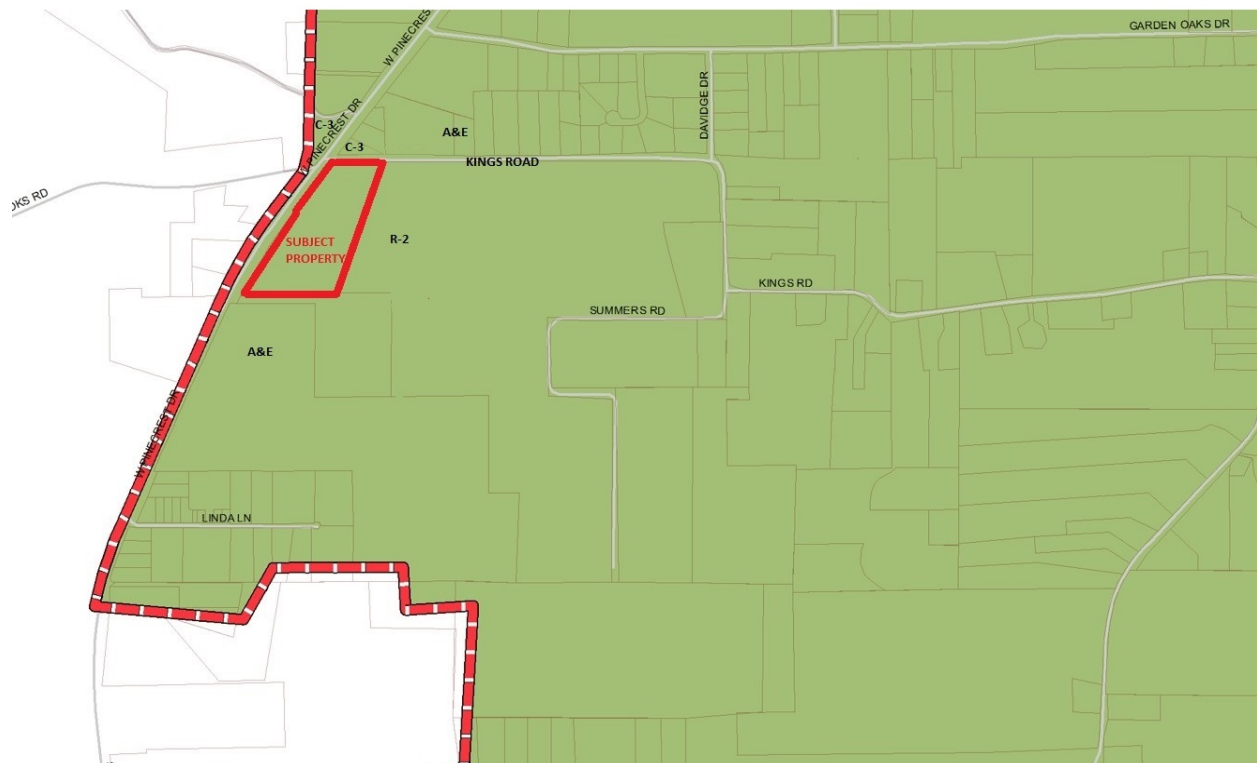
March 13, 2023

C. Agenda Item Z-23-04: Conduct a public hearing and make a recommendation to the City Council regarding a rezoning request for an 11.4 acre tract of land in the Anderson Whetstone A-747, and William Walker A-754 Surveys. From A&E(Agriculture and Estate) to C-3 (General Business). Located at 3580 West Pinecrest Drive (U.S. Highway 43 South) Parcel # R-000002833.

Applicant	Crystal Shrader 1111 Louisiana Street Houston Texas
Property Owner	L&S Development
Surrounding Property Notices	11 Notices Sent within 200 ft of the Site 0 Response back
Existing Zoning	A&E (Agriculture and Estate)
Proposed Zoning	C-3 (General Business)

Location Map:

Z-23-04



Background & Summary of Request:

The Applicant is requesting a zoning change to construct an office building and truck parking.

Pictures of the Site:**Existing Conditions:**

The subject property is currently vacant.

	Zoning Classification	Land Use
North of the Property	C-3(General Business)	Church
East of the Property	R-2 (Single Family Detached)	Single family home
South of the Property	A&E (Agriculture and Estate)	Single family home
West of the Property	C-3 (General Business)	Commercial Business

Water is provided by an 8” main along the south side of Kings Road and Sewer is provided by an 8” main along the east property line of tract.

Comprehensive Plan and Future Land Use Analysis:

The 2018 Future Land Use Map identifies the property as Rural Areas. The following questions should be answered when determining if a zoning change is appropriate:

1. Will the proposed change be in compliance with the goals of the Comprehensive Plan? *The proposed change would not be in compliance with the Comprehensive Plan However when most of this area was annexed in 1995 there were several existing commercial properties along West Pinecrest.*
2. Will there be an adverse impact on surrounding property if the request is approved? In evaluating this question, consideration should be given to all permitted uses in the proposed new zoning and the impact it could have on surrounding property. *The surrounding property is primarily developed with single family homes and commercial uses.*
3. Is the property suitable for use as it is currently zoned or does the zoning need to be changed to allow the property to be put to use in a way that is in keeping with the surrounding activities. *The property is currently surrounded by single family homes and commercial type property The zoning will need to be changed to allow the applicant the ability to development the property for what is proposed.*
4. What is the relationship of the proposed change to the health, safety and welfare of the general community? In other words, will the change make the community better or is it merely for the convenience of the owner? Will surrounding property owners suffer or lose any enjoyment in the area of their property as a result of this change? Does the proposed change seem to be a logical extension of similar types of development? *Through the development standards proposed, the applicant is attempting to protect the surrounding property owners from any possible nuisances the development could impose.*

Suggested Motions:

1. Motion to recommend approval of case number Z-23-04 as requested.
2. Motion to recommend approval of case number Z-23-04 with conditions.
3. Motion to recommend denial of case number Z-23-04.

Attachments:

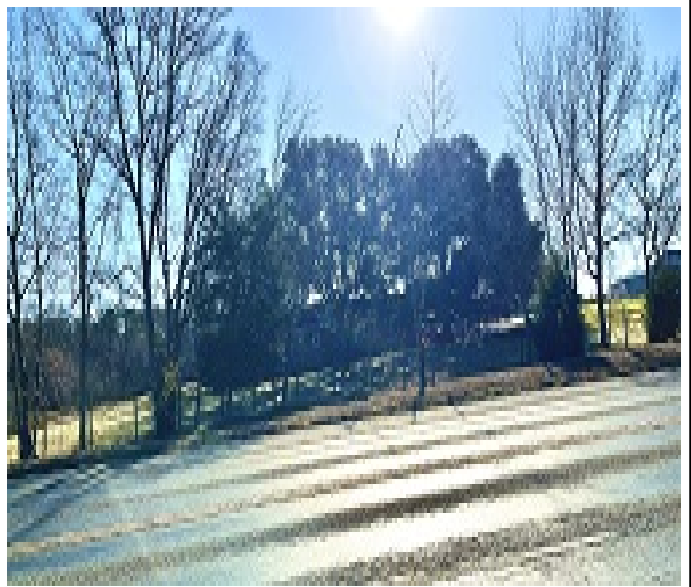
1. Aerial of Site
2. Pictures of the Site
3. 200 Foot Notification Map
4. Proposed site plan
5. Proposed building concept
6. Truck photos
7. Traffic data
8. Drainage map



Z-23-04
Site Pictures



Commercial to the northwest



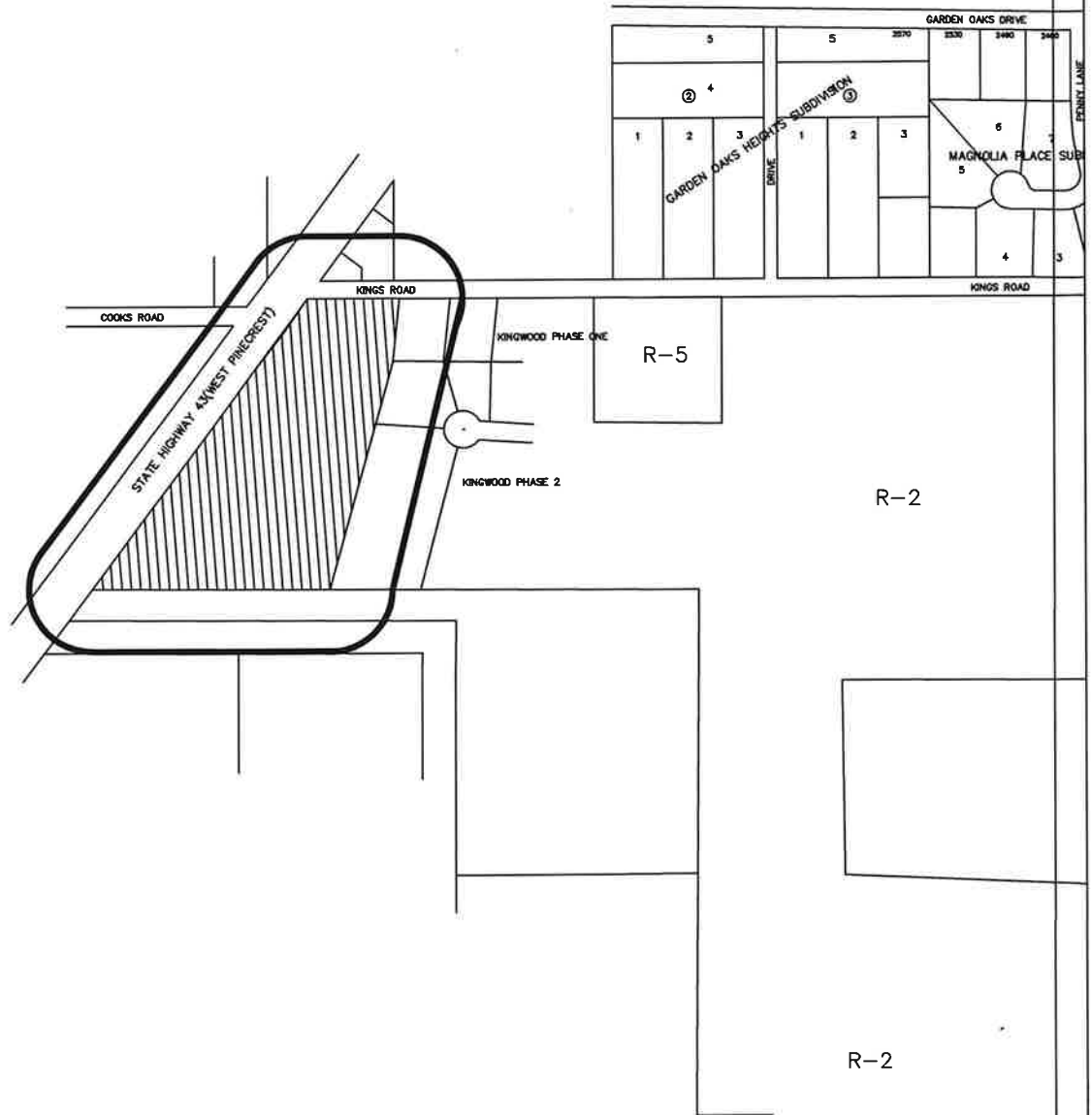
Residential to the south



Residential to the east



Commercial to the north(church)



Case No. Z-23-04
 Scale: 1"=600'
 Date: 3-13-2023

PLANNING DEPARTMENT
 CITY OF MARSHALL, TEXAS

Remarks: a request to
 rezone 11.4 acres of land
 in the A. Whetstone Survey
 and the W. Walker Survey
 from A&E-Agriculture and
 Estate to C-3(General
 Business)

Applicant: Crystal Shrader
 Loc: 3580 W. Pinecrest



Kings Rd & W Pinecrest Dr

Kings Rd

W Pinecrest Dr (TX-43)

11.4 ACRES

DRAINAGE AREA

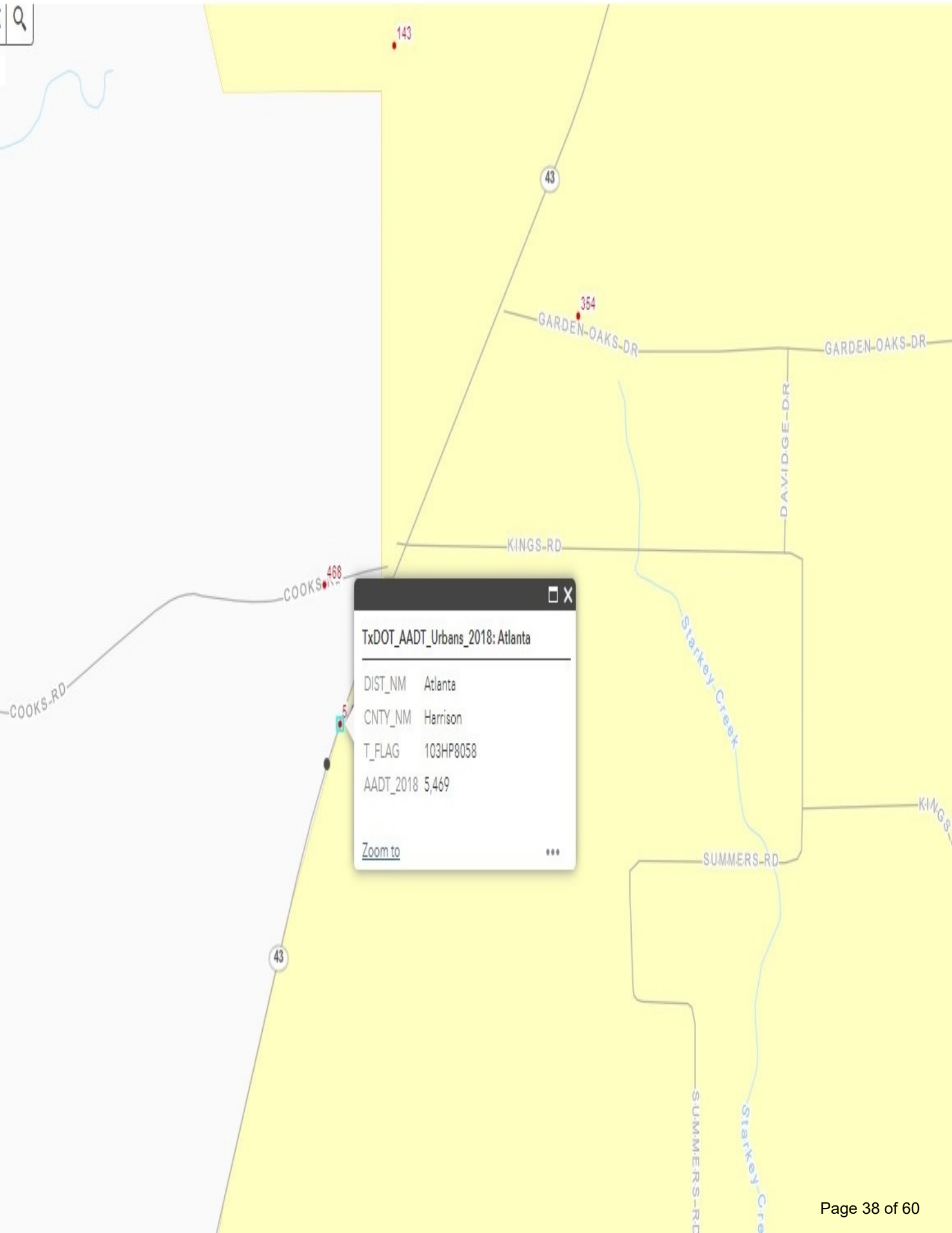
50'-0" TREE LINE BUFFER

50'-0" TREE LINE BUFFER





Z-23-04 Txdot Traffic Count Map





Private Road 3058

43

Kings Rd

Kings Rd

Cooks Rd

43

W Pinecrest Dr

W Pinecrest Dr

W Pinecrest Dr

43

Summers Rd

ORDINANCE NO. _____

AN ORDINANCE AMENDING ORDINANCE NO. 0-87-13 TO REZONE 11.4 ACRE TRACT OF LAND IN THE ANDERSON WHETSTONE A-747, AND WILLIAM WALKER A-754 SURVEYS. FROM A&E (AGRICULTURE AND ESTATE) TO C-3 (GENERAL BUSINESS). LOCATED AT 3580 WEST PINECREST DRIVE (U.S. HIGHWAY 43 SOUTH) PARCEL # R-000002833.

WHEREAS, the City of Marshall enacted zoning on December 13, 1951 and amended said ordinance on July 7, 1963 and on March 26, 1987 repealed and replaced all ordinance with Ordinance No. 0-87-13 amending the Code of Ordinances of the City of Marshall to add Chapter 32 regarding Zoning; and

WHEREAS, a Zoning District Map was adopted as a part of Ordinance No. 0-87-13; and

WHEREAS, Chapter 32, Section 14 of the Code of Ordinances established a procedure for a property owner, his agent, or the City to request zoning district map amendments; and

WHEREAS, the Planning & Zoning Commission, after due and proper notice in the manner and for the length of time required by law, held a public hearing for the purpose of considering proposed changes to the Zoning District Map; and

WHEREAS, after the close of said public hearing and pursuant thereto, the Planning & Zoning Commission filed a written report with the City Council, recommending changes in the Zoning District Map; and

WHEREAS, pursuant to said report and after notice in the manner and for the length of time required by law, the City Council held a public hearing in Marshall, Texas at City Hall on the 13th day of April, at 6:00pm for the purpose of considering the requested Zoning Map change, and at which hearing all property owners, interested parties, and interested citizens had an opportunity to be heard; and

WHEREAS, the City Council, after considering the proposed changes and after hearing all parties and citizens desiring to be heard, deems that the following changes are necessary and for the best interest of the general welfare of the citizens of the City of Marshall, Texas.

NOW, THEREFORE, BE IT ORDERED BY THE CITY COUNCIL OF THE CITY OF MARSHALL, TEXAS THAT:

Section 1. The facts and opinions in the preamble of this ordinance are true and correct.

Section 2. REZONING REQUEST 11.4 ACRE TRACT OF LAND IN THE ANDERSON WHETSTONE A-747, AND WILLIAM WALKER A-754 SURVEYS. FROM A&E (AGRICULTURE AND ESTATE) TO C-3 (GENERAL BUSINESS). LOCATED AT 3580 WEST PINECREST DRIVE (U.S. HIGHWAY 43 SOUTH) PARCEL # R-000002833.

Section 3. All ordinances and agreements and parts of ordinances and agreements in conflict herewith are hereby repealed to the extent of the conflict only.

PASSED on the 13th day of April, 2023.

AYES: __

NOES: __

ABSTAINED: __

MAYOR OF THE CITY COUNCIL
OF THE CITY OF MARSHALL, TEXAS

ATTEST:

CITY SECRETARY



TO: City Council
DATE: April 13, 2023
ITEM #: 9.A
SUBJECT: Consider approval to award a contract for the 2023 Street Improvement Program - Part 2: Reconstruction.

Recommendation for Action: Consider approval to award a contract for the 2023 Street Improvement Program - Part 2: Reconstruction.

Executive Summary: Bids were received on March 29, 2023 by the City of Marshall for the above referenced project. There was one bid submitted:

Rayford's Truck and Tractor \$1,008,037.50

A letter was received from one area contractor stating that they were unable to submit a bid on this project due to an already busy work schedule.

It is the staff recommendation that the City Council award the contract for the 2023 Street Improvement Program - Part 2: Reconstruction to Rayford's Truck and Tractor in the amount of \$1,008,037.50.

Budget Cost: \$1,008,037.50

Staff Contact: Chris Miles, Assistant Director of Public Works

Attachments:

1. 2023-PW-0022023StreetImprovementsReconstructionBidTabulation03292023
2. 2023-PW-0022023StreetImprovementsReconstructionPrelimStreetList



BID TABULATION

City Project: 2023 Street Improvement Program

City Project Number: 2023-PW-002

Bid Opening Time\Date: March 29, 2023 @ 2:00pm

Prepared By: Eric G. Powell, PE, Director\City Engineer

				Engineers Estimate		Rayford Truck & Tractor		Reynolds & Kay	
ITEM NO.	DESCRIPTION	QUANTITY	UNITS	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT
1	FURNISH, INSTALL, MAINTAIN & REMOVE BARRICADES, SIGNS & TRAFFIC CONTROL	1	LS	\$ 10,000.00	\$ 10,000.00	\$ 15,000.00	\$ 15,000.00	NO BID	
2	FURNISH AND INSTALL HMAC TYPE “D” SURFACE COURSE, INCLUDING ASPHALT PRIME	4,610	TONS	\$ 140.00	\$ 645,400.00	\$ 141.50	\$ 652,315.00		
3	PULVERIZE, CEMENT STABILIZE, RESHAPE AND RECOMPACT BASE TO A DEPTH OF EIGHT (8) INCHES.	40,085	EA	\$ 9.00	\$ 360,765.00	\$ 8.50	\$ 340,722.50		
TOTALS:					\$ 1,016,165.00		\$ 1,008,037.50		\$ -

As Read

3/29/2023

Eric G. Powell, PE
Director of Public Works\City Engineer

**CITY OF MARSHALL
DEPARTMENT OF PUBLIC WORKS
2023 STREET IMPROVEMENT PROGRAM**



PRELIMINARY 2023 STREETS - RECONSTRUCTION

PCI Index	ST Prefix	STREET NAME	ST Suffix	FROM	TO	Length	Width (Avg.)	Area	Tonnage
17	E	BOWIE	ST	S WILLIAMS ST	LON ST	478	24	1,275	147
17	S	GROVE	ST	MEDILL ST	NATHAN ST	290	20	644	74
20		1ST	ST	POPLAR ST	STATE ST	370	20	822	95
22	W	AUSTIN	ST	N FRANKLIN ST	N FULTON ST	297	22	726	83
25		CADDO	DR	END	CADDO ST	421	20	936	108
25	N	FULTON	ST	GRAND AVE (HWY 80)	W RUSK ST	633	30	2,110	243
25		JEFF DAVIS	ST	SHERMAN DR	ENFIELD DR	1017	26	2,938	338
26		BRIMM	ST	E CAROLANNE BLVD	FAIRVIEW ST	377	24	1,005	116
26		LON	ST	E BOWIE ST	E CROCKETT ST	608	24	1,621	186
26		LYNOAK	ST	PINE COVE ST	ACADIA ST	248	28	772	89
26	E	MARTINDALE	DR	S GARRETT TERR	LAVERNA DR	419	24	1,117	128
26		WILLIAMS	RD	KARNACK HWY (HWY43)	SHILOH ST	712	20	1,582	182
27		DENISE	DR	FIR TRL	DUNCAN RD	478	24	1,275	147
27		FITZGERALD	ST	PLANTATION LN	SHERMAN DR	1094	28	3,404	391
27		MAIN	ST	JEFFERSON AVE	N BOLIVAR ST	2265	24	6,040	695
27		MYRTLEWOOD	DR	POPLAR ST	KARNACK HWY (HWY43)	2254	24	6,011	691
27		OAK	ST	PALESTINE ST	GEORGE GREGG (FM1997)	759	24	2,024	233
27		OAKLEY	DR	S WASHINGTON AVE	LYNOAK ST	1859	28	5,784	665
					TOTALS	14,579		40,085	4,610



TO: City Council
DATE: April 13, 2023
ITEM #: 9.B
SUBJECT: Consider approval of the Community Development Block Grant Program Year 2023.

Recommendation for Action: Seeking approval of the Annual Action Plan for Community Development Block Grant (CDBG) PY2023.

Executive Summary: The public is invited to speak about the proposed CDBG PY 2023 funding.

Budget Cost: na

Staff Contact: Garnett Johnson; johnson.garnett@marshalltexas.net; 903-578-0004

Attachments:

1. PY2023 PPS 3.13.23 (submittal)
2. Funding approved by CDAC 2023 3 15

**Second Public Hearing for
HUD Community Development Block Grant Program
Program Year 2023 Annual Action Plan
(June 1, 2023 – May 31, 2024)**

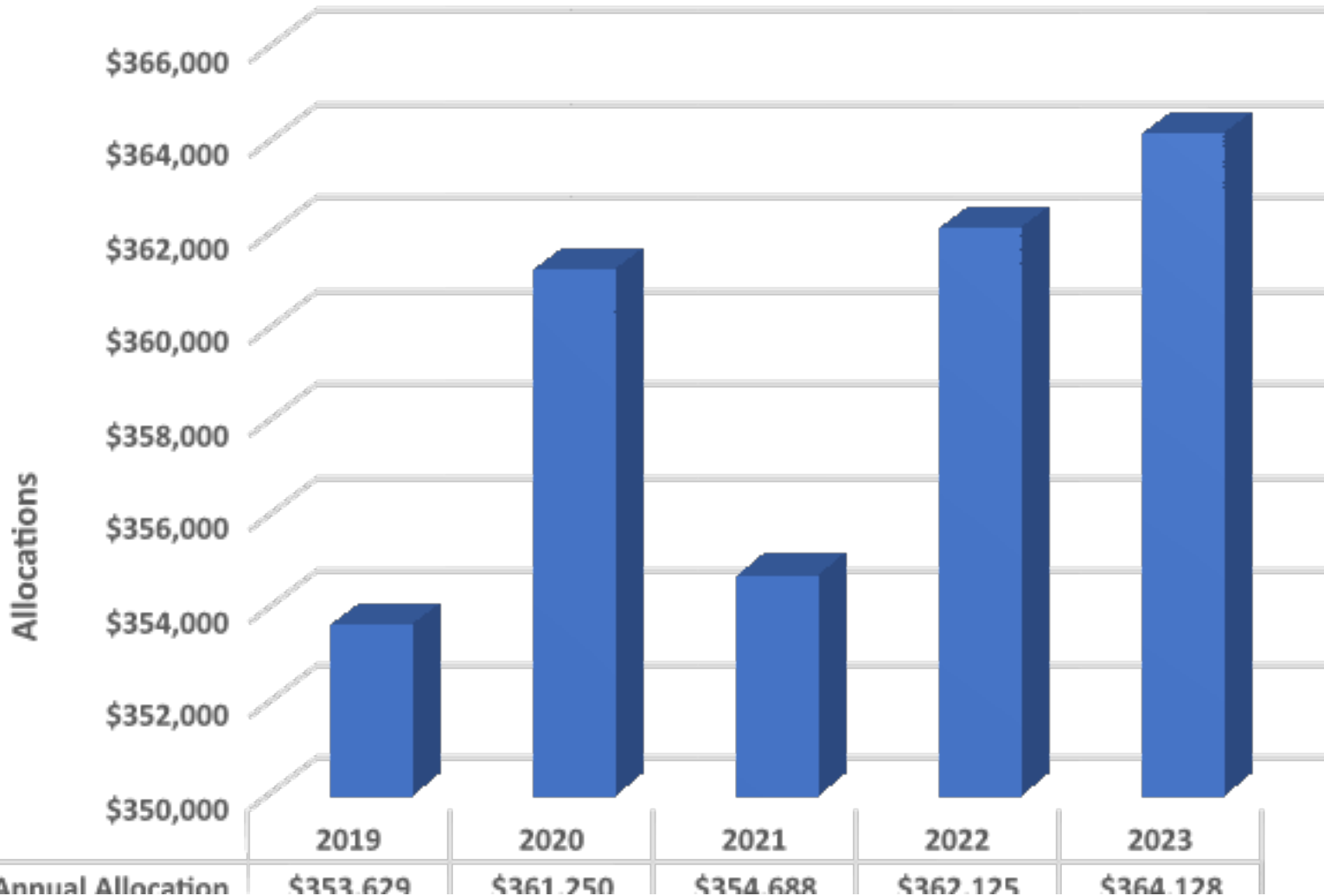
April 13, 2023

Program and Intent

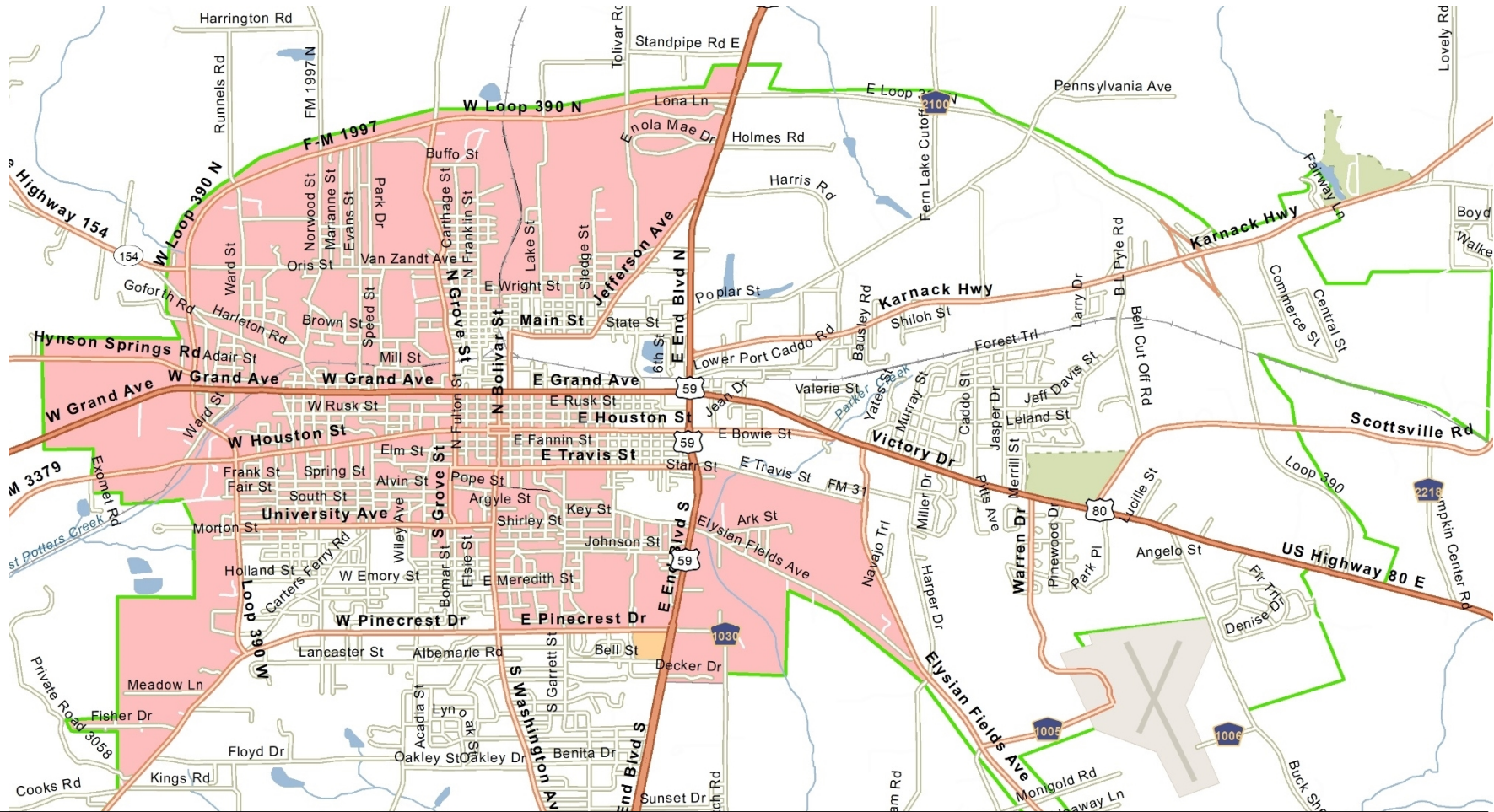


- To reduce poverty and its effects
- By meeting at least ONE of HUD's National Objectives:
 - Benefitting Low- to Moderate-Income residents
 - Reducing or eliminating Slum and Blight
 - Meeting an Urgent Need (disasters)
- Ensuring that at least 70% of non-administrative funds benefit low- to moderate income residents

PY 2019- 2023 Awards

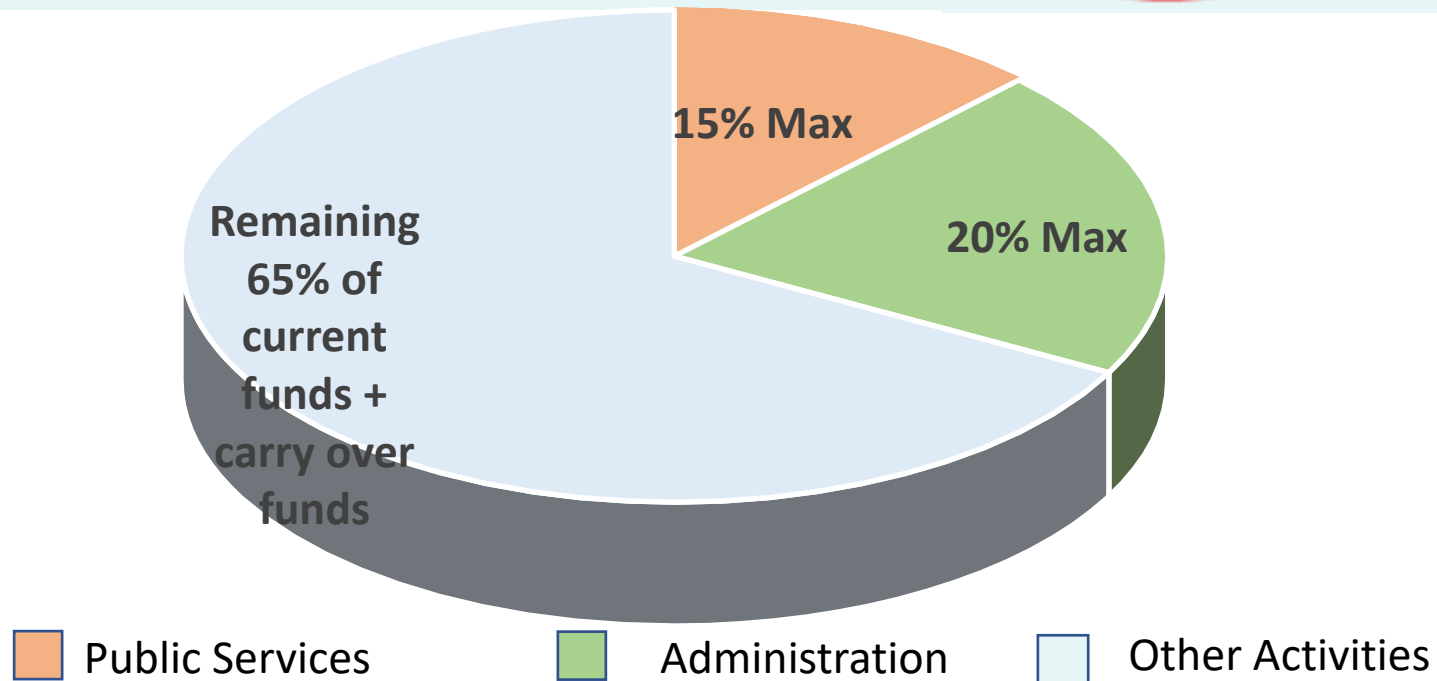


Eligible Areas for Area-based Activities



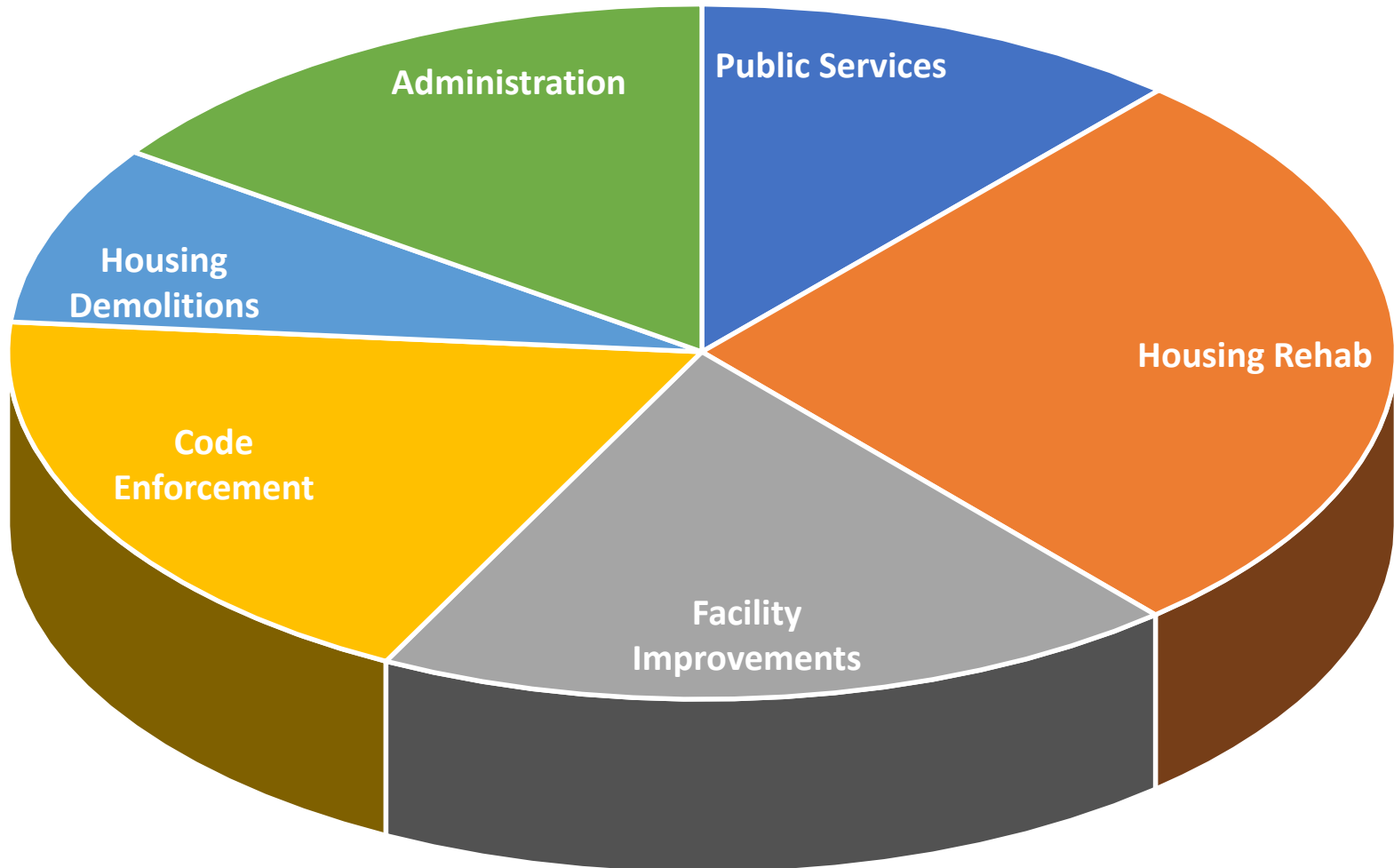
**Census-defined Block Groups with at least 51% Low- to Moderate
Income residents based on Special Census tabulations**

Allowed Distribution



- ☞ **Only 15% of the current award can be used for Public Services/Social Services**
- ☞ **Only 20% can be used for Program Administration**
- ☞ **At least 70% of the non-Administrative funds expended must serve low- to moderate-income residents**

PY 2023 Fund Distribution



Subrecipient Activities



Public Services (15% Max)		Other Subrecipient Activities	
Assisting Low- to Moderate Income (LMI) individuals and families living anywhere within City Limits		Housing rehabilitation for Low- to Moderate-Income owners anywhere within the City Limits	
Communities in Schools:	\$11,500	Habitat for Humanity: 130,000	
Boys & Girls Club:	\$15,000	Improving or expanding community facilities located in a CDBG Target Area	
Literacy Center:	\$5,000	Anointed Grace Ministries: \$90,000	
Mission Marshall Food Bank:	\$18,119		

In-House City Activities



Public Services (part of 15% Max)

Neighborhood Cleanups in CDBG Target Areas:	\$5,000
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CDBG Area Projects

Code Enforcement:	\$90,000
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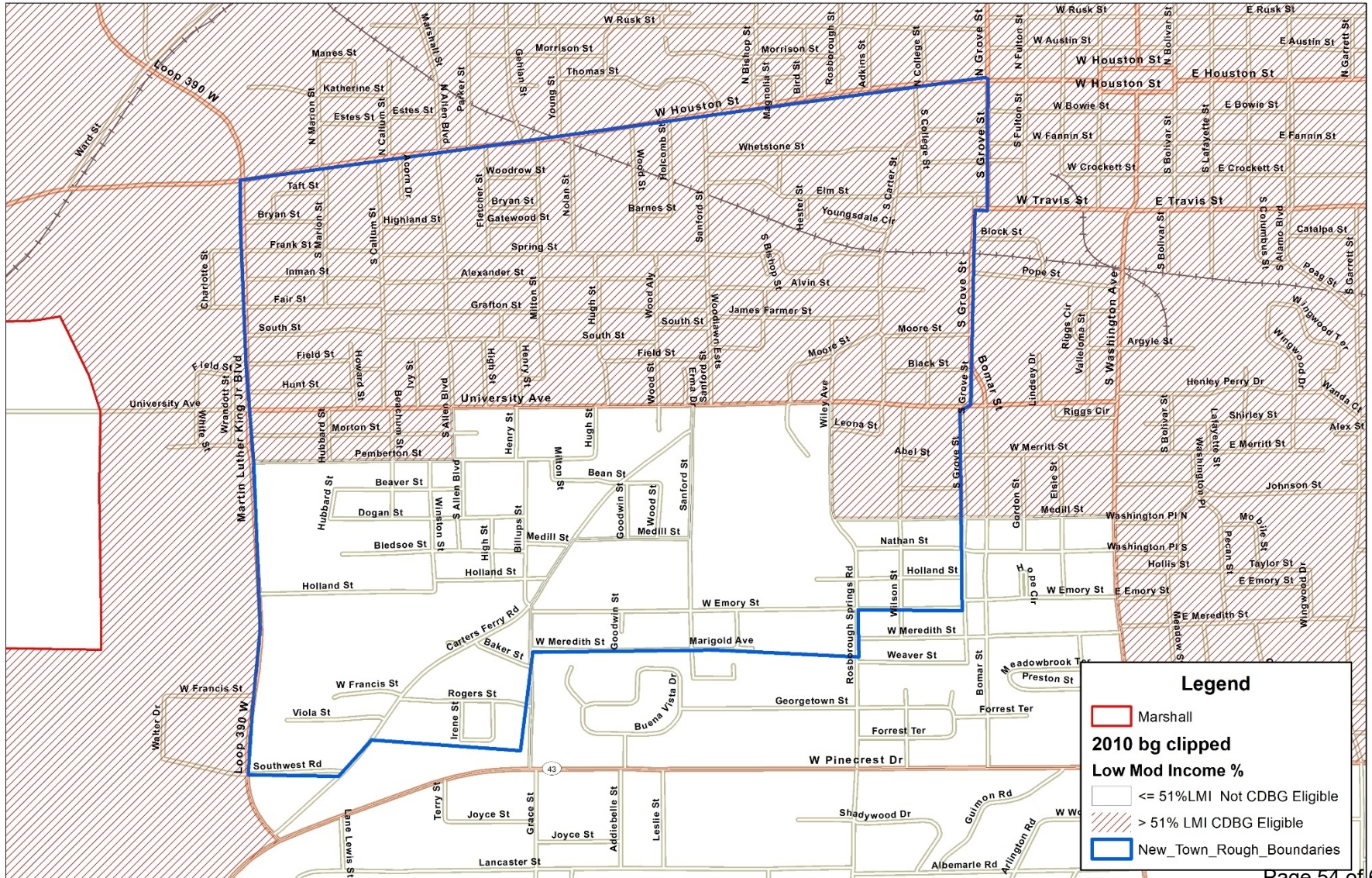
Housing Demolitions:	\$40,000
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Program Administration (20% Max)

Salaries, supplies, public notices	\$42,825
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CDBG Consultant:	\$30,000
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New Town Redevelopment Area



Second Tier Decision (Based Need, Equity & Fund Availability)



Activity listed as priority need in 5-year plan

**Agency has no programmatic or financial “findings”
(deficiencies in current or prior CDBG funding)**

**Request is reasonable given scope, per-capita cost,
ability to complete within the Program Year**

**Funds can be divided within the 15% cap for
public services and remaining CDBG funds
for other activities with reasonable equity
among qualified agencies/projects**

**It is the recommendation of the
City of Marshall's
Community Development
Department that City Council
grant approval of the PY2023 HUD
CDBG Annual Action Plan**

PY 2023 Marshall Recommended CDBG Funding Allocations

Matrix	Nat Obj	Agency	Activity	Current Allocation	Requested Amount	CDAC Approved Budget
05D	LMC	Public Services	Maximum Allowed Amount =15%			
		Communities in Schools	Case management/counseling in schools	\$ 10,000	\$ 20,000	\$ 11,500
		Boys & Girl's Club	After-school activities & tutoring	\$ 16,250	\$ 39,107	\$ 15,000
		Literacy Center	Literacy Education & Job Skills	\$ 6,000	\$ 7,000	\$ 5,000
		Mission Marshall Food	Food Pantry	\$ 12,000	\$ 15,288	\$ 18,119
05W	LMA	Neighborhood Cleanups	City-sponsored, purchase of supplies and some equipment, rental of other equipment	\$ 6,500	N/A -- City project	\$ 5,000
		Total for Public Services	Maximum Allowed Amount	\$ 50,750		\$ 54,619
		Housing Rehab				
14A	LMH	Habitat for Humanity	owner occupied rehab	\$ 132,160	\$ 164,160	\$ 130,000
14A	LMH	Andrus Foundation	owner occupied rehab		\$ 150,000	
		Total for Housing Rehab		\$ 132,160		\$ 130,000
		Facility Improvements				
03E or 03F	LMA	Anointed Grace	renovate existing indoor & outdoor recreational facilities within a community center property (former public school in disrepair, now owned by Anointed Grace for neighborhood center) -- community facility or recreational facility?		\$ 508,860	\$ 90,000
		Total for Facility Improvements		\$ -		\$ 90,000
		Administration	Maximum Allowed Amount = 20%			
21A	N/A	MKP Consulting	Assist in management of CDBG	\$ 30,000	\$ 30,000	\$ 30,000
21A	N/A	Marshall In-house	in-house salaries, expenses	\$ 42,425	N/A City project	\$ 42,825
		Total for Administration	Maximum Allowed	\$ 72,425		\$ 72,825
		Other In-House Activities				
15	LMA	Code Enforcement	in-field staff time only in CDBG areas	\$ 83,000	N/A City project	\$ 90,000
4	SBS	Housing Demolitions	demolitions of owner occupied housing unsafe for dwelling; includes relocation counseling if necessary	\$ 53,000	N/A City project	\$ 40,000
		Total for Other In-House Activities		\$ 136,000		\$ 130,000
		Total PY 2023 Allocation				\$ 364,128
		Total carry over from PY 2022				\$ 113,316
		Total budgetted		\$ 391,335		\$ 477,444



TO: City Council
DATE: April 13, 2023
ITEM #: 10.A
SUBJECT: An Executive Session pursuant to the Open Meetings Act, Chapter 551 of the Texas Government Code under Section 551.074 Personnel – Annual evaluation of City Attorney.

Recommendation for Action: Convene in an executive session.

Executive Summary: An Executive Session pursuant to the Open Meetings Act, Chapter 551 of the Texas Government Code under Section 551.074 Personnel – Annual evaluation of City Attorney.

Budget Cost: N/A

Staff Contact: Christol Hall, HR Director

Attachments: None



TO: City Council
DATE: April 13, 2023
ITEM #: 10.B
SUBJECT: An Executive Session pursuant to the Open Meetings Act, Chapter 551 of the Texas Government Code under Section 551.072. Deliberation regarding real property: Convene in executive session to discuss matters related to the purchase, exchange, lease, sale, or value of real property.

Recommendation for Action: Discuss matters related to the purchase, exchange, lease, sale, or value of real property.

Executive Summary: Discuss matters related to the purchase, exchange, lease, sale, or value of real property.

Budget Cost: N/A

Staff Contact: Terrell Smith, City Manager

Attachments: None



TO: City Council
DATE: April 13, 2023
ITEM #: 10.C
SUBJECT: 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."

Recommendation for Action: Consult with the City Attorney in an executive session to seek his or her advice on legal matters concerning pending or contemplated litigation.

Executive Summary: Consult with the City Attorney in an executive session to seek his or her advice on legal matters concerning pending or contemplated litigation.

Budget Cost: N/A

Staff Contact: Scott Rectenwald, City Attorney

Attachments: None