Council Chambers, City Hall
401 South Alamo
Marshall, TX 75670
903-935-4421

MINUTES
REGULAR CITY COUNCIL MEETING
March 9, 2023
6:00 PM

1. Call to Order and Roll Call

Mayor Pro-Tem Amanda Abraham called the regular meeting to order in the Council Chambers, City Hall at 06:00 PM.

PRESENT:	
	Mayor and Council Members:
	Councilmember Marvin Bonner Councilmember Leo Morris Councilmember Jennifer Truelove Councilmember Amanda Abraham Councilmember Reba Godfrey Councilmember Micah Fenton
ABSENT:	Mayor Ware Motion to Excuse: Councilmember Godfrey Second: Councilmember Bonner Vote: 6:0
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

Councilmember Bonner

3. Presentations & Proclamations

A. Presentation of a proclamation declaring the month of March as "Developmental Disabilities Awareness Month".
Mayor Pro-Tem Abraham read a proclamation declaring the month of March as "Developmental Disabilities Awareness Month" from the Governor's Office.

Randi Leffall, Chairman of the Board of Trustees for Community Healthcore, expressed appreciation of the proclamation and explained Community Healthcore's involvement in the community.

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 Items to be Withdrawn From Consent Agenda

There were no items withdrawn from the Consent Agenda.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 Truelove made a motion to approve the consent agenda. Councilmember Fenton seconded the motion, which passed by a vote of 6:0.

A. Consider approval of the minutes from the February 23, 2023 regular meeting.

B. Consider approval of a resolution updating bank signatory on tender for payment.

C. Consider approval of the appointment of Frances Hurley to the Visit Marshall Advisory Board of Directors

7. Consideration of Item Withdrawn From the Consent Agenda

There were no items withdrawn from the Consent Agenda.

8. City Manager Reports and Requests for City Council Consideration

A. Consider approval for formal acceptance of the completed 2022 Street Improvement Program, including release of retainage to the contractor.

Eric Powell, Public Works Director, asked for approval of formal acceptance of the completed 2022 Street Improvement Program, including release of retainage to the contractor in the amount of $74,743.40.

Councilmembers asked questions and discussed.

Councilmember Truelove made a motion to approve the formal acceptance of the completed 2022 Street Improvement Program, including release of retainage to the contractor. Councilmember Abraham seconded the motion, which passed by a vote of 5:1.

B. Consider approval for the lease of a Mini-Excavator for the Municipal Drainage Utility Division of the Public Works Department.

Eric Powell asked for approval of a three-year lease proposal for a mini-excavator for the Municipal Drainage Utility Division of the Public Works Department at a cost of $39,375. Eric Powell stated this unit will replace the existing mini-excavator, which will be used as a trade in against the total cost of the lease. The first year payment is approximately $3,745 and the second and third year payments are approximately $13,245.

Councilmember Godfrey made a motion to approve the lease of a Mini-Excavator for the Municipal Drainage Utility Division of the Public Works Department. Councilmember Bonner seconded the motion, which passed by a vote of 6:0.

C. Consider approval for the lease of three (3) Mini-Excavators for the Distribution and Collection Division of the Public Works Department.

Eric Powell asked for approval of a three-year lease proposal for three (3) mini-excavators for the Distribution and Collection Division of the Public Works Department at a cost of $124,815. Eric Powell stated the units will replace the existing mini-excavators, which will be used as trade in against the total cost of the lease. The first year of the lease payment is zero due to the value of the trade, the second and third year payments are approximately $41,395.

Councilmember Godfrey made a motion to approve the lease of three (3) Mini-Excavators for the Distribution and Collection Division of the Public Works Department. Councilmember Bonner seconded the motion, which passed by a vote of 6:0.

D. Review of Wonderland of Lights 2022

Lacy Burson, Main Street Manager, provided a review of the 2022 Wonderland of Lights attendance, volunteer program, expenditures, revenue/sponsorships, activities and request/ideas for upcoming years.

Councilmembers asked questions and discussed.

9. Executive Session

Councilmember Bonner made a motion to convene the Executive Session. Councilmember Truelove seconded the motion, which passed by a vote of 6:0. The time was 6:40 PM.

Councilmember Truelove made a motion to reconvene from the Executive Session. Councilmember Godfrey seconded the motion, which passed by a vote of 6:0. The time was 7:00 PM.

A. 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."

10. Adjournment

Councilmember Godfrey made a motion to adjourn. Councilmember Fenton seconded the motion, which passed by a vote of 6:0.

APPROVED:

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Mayor of the City Council
of the City of Marshall

ATTEST:

N. Smith
____
City Secretary