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

MINUTES
PLEASE SILENCE ALL DEVICES

REGULAR CITY COUNCIL MEETING
May 11, 2023
6:00 PM

1. Call to Order and Roll Call

Mayor Amy Ware called the Regular meeting to order in the Council Chambers, City Hall at 06:00 AM.

PRESENT:

Mayor and Council Members:
Mayor Ware
Councilmember Bonner
Councilmember Morris
Councilmember Truelove
Councilmember Godfrey
Councilmember Abraham
Councilmember Fenton

ADMINISTRATIVE STAFF PRESENT:
Terrell Smith, City Manager
Cliff Carruth, Police Chief
Eric Powell, Public Works Director
Scott Rectenwald, Acting City Attorney
Anna Lane, Community Services Director
Randy Pritchard, Support Services Director
Nikki Smith, City Secretary/Payroll Accountant
Garnett Johnson, Community Development Director
Reggie Cooper, Fire Chief
Dawn Jones, Finance Director

2. Invocation and Pledges

Mayor Ware

3. Presentations & Proclamations

A. National Public Works Week Proclamation

Mayor Ware read the proclamation and presented it to Eric Powell, Public Works Director.

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 Items to be Withdrawn From Consent Agenda

There were no items withdrawn from the Consent Agenda.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 Bonner made a motion to approve the consent agenda. Councilmember Godfrey seconded the motion, which passed by a vote of 7:0.

A. Consider approval of the minutes from the April 27, 2023 regular meeting.

B. Consider approval of an ordinance abandoning, vacating, and closing that portion of Beauregard St. from its intersection with Davis St. to its intersection with Price St., and consisting of approximately 7500 square feet of land located within the Railroad Subdivision, City of Marshall, Harrison County, Texas, and which is more particularly described and or depicted in Exhibit A, which is attached hereto and incorporated herein for all purposes; providing for a severability clause; providing a repealer clause; and providing for an effective date.

7. Consideration of Item Withdrawn From the Consent Agenda

There were no items withdrawn from the Consent Agenda.

8. Resolution

A. Consider and act on a resolution directing publication of notice of intention to issue combination tax and revenue certificates of obligation.

Eric Powell provided background information on the retention pond project and stated $1,105,650 is from a grant and $2,050,000 would be funded utilizing bonds. The payback for the bonds will be $82,000 from the Drainage Utility Fund over the next 25 years. Eric Powell stated the COs will be issued for an amount not to exceed $2,050,000 and will be used to pay for the planning, acquisition, design and construction of a flood management detention pond and the paying of professional services in connection with these projects.

Councilmembers asked questions and discussed.

Councilmember Morris made a motion to approve a resolution directing publication of notice of intention to issue combination tax and revenue certificates of obligation. Councilmember Fenton seconded the motion, which passed by a vote of 7:0.

9. City Manager Reports and Requests for City Council Consideration

A. Consider Approval to Award a Contract for the Supply of Fuel for the City of Marshall

Randy Pritchard, Support Services Director, stated the City advertised bids for the fuel contract and received one bid proposal from Pete McCarty Oil Co., Inc. of Marshall, Texas for the profit margin of $0.10 per gallon for each fuel type.

Councilmembers asked questions and discussed.

Councilmember Godfrey made a motion to approve a contract for the supply of fuel for the City of Marshall. Councilmember Fenton seconded the motion, which passed by a vote of 7:0.

B. Presentation of the semi-annual report by the Marshall Economic Development Corporation.

Rush Harris, Executive Director of Marshall EDC, presented the semiannual report for 2023. Rush Harris provided information about EDC activities and projects.

Councilmembers asked questions and discussed.

C. Consider approval of the application for a grant through BCBS of Texas for $50,000 towards the National Fitness Campaign Project.

Randy Pritchard stated the Parks Department and Parks Advisory Board have been working with the National Fitness Campaign for the installation of a fitness court at City Park. Randy Pritchard asked for approval to apply for a grant through Blue Cross Blue Shield of Texas for $50,000 towards this project. If the grant is awarded, the cost to the City would be approximately $175,000.

Councilmembers asked questions and discussed.

Councilmember Truelove made a motion to approve the application for a grant through BCBS of Texas for $50,000 towards the National Fitness Campaign Project. Councilmember Abraham seconded the motion, which passed by a vote of 7:0.

10. Executive Session

Councilmember Godfrey made a motion to convene an Executive Session. Councilmember Abraham seconded the motion, which passed by a vote of 7:0. The time was 6:45 PM.

Councilmember Abraham 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 7:08 PM.

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 Judge.

B. 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 Manager.

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."

D. An executive session pursuant to Section 551.087 of the Texas Government Code (Deliberation Regarding Economic Development Negotiations) (1) to discuss or deliberate regarding commercial or financial information that the City Council has received from a business prospect that the City Council seeks to have locate, stay, or expand in or near the territory of the City and with which the City Council is conducting economic development negotiations; or (2) to deliberate the offer of a financial or other incentive to a business prospect described above; concerning Project Epsilon.

11. Action Item Following Executive Session

A. Consider approval of an expenditure greater than $50,000 by Marshall EDC for Project Epsilon.
Councilmember Abraham made a motion to grant MEDCO authority to spend over $50,000 on Project Epsilon. Councilmember Godfrey seconded the motion, which passed by a vote of 7:0.

12. 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, Texas

ATTEST:

City Secretary