

STATE OF TEXAS  
COUNTY OF FALLS  
CITY OF MARLIN

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On this the 1st day of October, 2019, the City Council of the City of Marlin, Texas convened in a SPECIAL CALLED MEETING at 6:00pm, the same being open to the public and having been posted as prescribed in Local Government Code, Section 551.041 with the following members present to wit:

**ELECTED OFFICIALS**

Mayor Carolyn Lofton  
Mayor Pro-Tem Scottie Henderson  
Rhonda Milton  
Neddie Lang-Moore (Absent)  
Terence McDavid  
Max Martinez (absent)  
Doug Porter

**STAFF**

Cedric Davis, City Manager  
Maryann Waddle, City Secretary

1. Call to Order by Mayor Lofton at 6:00pm.
2. Roll Call by Maryann Waddle, City Secretary.
3. Certify posting by Maryann Waddle, City Secretary.
4. Pledge by Mayor Carolyn Lofton and Invocation by Minister Durrell Ward.

5. Consider adoption of Resolution 19-011, directing publication of notice of intention to issue certificates of obligation for sewer system improvements. Mayor Lofton read the Notice of Intent aloud and let the council know that this Resolution was to direct the publication to run two consecutive weeks in the paper.

Councilmember Milton, I move to adopt Resolution 19-011 directing publication of notice of intention to issue certificates of obligation for sewer system improvements. Councilmember McDavid second the motion the motion carried as follows:

**AYES:** Councilmember Milton, Mayor Pro-tem Henderson, Councilmember Porter, Councilmember McDavid, Mayor Lofton.

**NYES:** None

**Absent:** Councilmember Moore, Councilmember Martinez

6. Consider adoption of Resolution 19-012 directing publication of notice of intention to issue certificates of obligation for waterworks system improvements Mayor Lofton read the certificate of obligation aloud, she let the council and attendees know that the notice will run two consecutive weeks in the paper . She also let all in attendance know that the City was getting these loans and only had to pay half back with 0% interest. Councilmember McDavid, I move to adopt Resolution 19-011 directing publication of notice of intention to issue certificates of obligation for water system improvements.

**Councilmember Porter second the motion the motion carried as follows:**

**AYES: Councilmember Milton, Mayor Pro-tem Henderson, Councilmember Porter, Councilmember McDavid, Mayor Lofton.**

**NYES: None**

**Absent: Councilmember Moore, Councilmember Martinez**

**Mayor Lofton addressed the audience, she stated that the total loan for the water treatment was about \$2,330,000 at 0% interest, \$4,000,000 was principle forgiveness, which totaled \$6,330,000 for the water project. The project fund for the sewer improvements is \$3,550,000 at 0% interest with \$1,900,000 was principle forgiveness. The total for both projects is roughly \$10,500,000 and the city only pays back half. She asked if anyone had questions, there were none.**

**7. Discussion and or Take Action: Financial Budget updates and Transfers**

**Vikki Grimes addressed the council, she stated that we are asking you approval to transfer for the general reserves to the 2019 TWDB Loan, a total of \$4,968 to bring the balance to \$37,924. I want to move the money from one fund to another for the payment to TWDB loan so the money will be in that fund itself, when the payment is due.**

**Mayor explained that the money was budgeted at \$37,000 some of the money was taken out and put into reserves for some reason so in order to get back to the budgeted amount we needed to remove this money and put it in to the \$32,000 that was remaining under budget to make it equal what was budgeted for the loan, so we are moving from this line item to where it was supposed to be .Councilmember Porter made a motion that in the budget, we move the budget line Series 19 A TWDB Loan in the amount of \$4,968 . It was already money designated, we are just putting it over there.**

**Councilmember McDavid seconded this motion and the motion carried as follows:**

**AYES: Councilmember Milton, Mayor Pro-tem Henderson, Councilmember Porter, Councilmember McDavid, Mayor Lofton.**

**NYES: None**

**Absent: Councilmember Moore, Councilmember Martinez**

**Mayor Lofton addressed Vikki Grimes, she wanted her to tell of other transfer items. They looked at the 5% that was increased for this particular loan and that money needs to be put in to those line items, so we need to get those figures from you. Vikki asked on the five percent. Mayor Lofton said yes the 5% and the items that were transferred. Vikki stated that she gave the mayor the budgeted amounts, I had to finish letting her posting for today 10/1 for 9/30, she posts every morning. I can give you an estimated figure on that but in the morning I will have the exact amount of what we need to transfer. Vikki stated the estimated figure for the year to date that was run on 9/25 \$136,638**



total and Mayor Lofton elected to do a 50/50 so half will go into general TWDB and the other half in water TWDB, but we wanted to wait until we got the actual numbers, I wanted to make sure her postings went through today before I pull the numbers, estimated numbers.

Mayor Lofton spoke, stating that one reason we were doing that in 2017 when the water rates were raised the initial 5% that money need to be reserved to repay those loans, so why was it not being separated, so we are going to separate it so we know that this money is designated to those loans and it is going to be placed in an account where they can be utilized for that benefit as well as keep track of it. The Mayor asked if by Tuesday we will know the amounts and Vikki stated that she would run it first thing in the morning to have true numbers, because she wants to go off true numbers so we know that we are correct on the money. Vikki stated sometimes she posts in the morning and sometimes later depending on if she has a big day it's also the end of the month, I know we talked about 10/1 but me and Nancy want to make sure we get everything captured to be accurate with numbers. As far as transfers, they were already done they were setting in line item, mayor chose to put it in the TWDB loan, because that's what it was budgeted for. We transferred the \$32,924 in the general side of the TWDB loan on the water side we transferred a total of, I believe it was \$124,000 we had budgeted for \$44,000, \$16,748 and there was an increase budget of 63,590 so that all adds up to the \$ 124,000 on the water side of the TWDB loan. Mayor Lofton stated at the end of the fiscal budget for last year, that money was sitting and was already budgeted and we did not receive the loan, we just put it over there because that's where it was. Vikki said you can put it there or reserves or it goes to retainer. I would recommend it going to retainer.

Mayor Lofton stated that there is a meeting on Thursday it starts at 9:30 we will leave at 7:30 am. We will go down and come back. The meeting is at 9:30 and we are on the agenda.

Cedric Davis stated that is the meeting in Austin. City Manager, Mayor and Finance Director will go and a council member can go.

Councilmember Milton stated she will go.

#### **8. Discussion and or Take Action: Review Police Chief Applicants and Schedule interviews**

Cedric Davis addressed the council and let them know that applications were taken for several weeks and 5 candidates were selected. About 2-3 hours ago 2 of the candidates decided that the distance was too far. We have four top candidates. Names were given to the council. Davis wanted to set the interviews for Friday and he asked if they could attend the meeting to please come. The names are Charles Epperson, a retired Lieutenant from the Dallas PD with a Bachelor's Degree, a Master Peace Office with 39 years of experience. Scott Peters he was with the city of Italy, and Wrotham and former Chief of Police and holds a Master's Degree and is a Master Peace Officer with 28 years of experience. We have Lawrence McCall who is a Dallas County Constable Prescient 1 Lieutenant and has a Masters Degree and should have his Doctorate in December of this year.

He holds a Master Peace Officer with 15 years' experience. Milton Rivera who was with the Harris County Precinct 3, he was the former Chief Deputy Constable and has a Master's Degree is a Master Peace officer and has 14 years' experience. He asked for any of those on the list to come up and address the Council.

Scott Peters addressed the council stating he is not from TX, he came here in '86. He worked for Carlton for 6 years, then retired for the first time. Started teaching College, taught for 15 years. Went to Florence for 8 months, then to Wortham as Chief for four years then took a job with Dallas County School with Star Police Dept. in 2012 and retired in Jan. 2018 where he retired for the third time. Got Bored went to work for Italy as Chief where he left in September. Has been Detective, Captain, Sergeant, and Chief and enjoys law enforcement job. He knows there are issues, but that is why he came, he likes a challenge.

Charles Epperson worked for the Dallas PD for 42 years 39 of which were office, he has worked in every section of a police dept. including medical examiner's office, and the constable's office. His Dad was a minister, he is appreciative to submit an application. He went on to express his want to work in our community. His family is from the area. He has 3 degrees and has lived 62 years in the hard knocks. He has worked in rough areas of Dallas. He wants to bridge the gap between the community and the PD. He believes in transparency to the citizens, and following what the city officials are enforcing. He wants that the department to get in community policing and set up chain of command. He will assist training as well as equipment and evidence up-to-date. The community should get involved to become one with the PD. He wants that PD assist Marlin to acquire new business to improve infrastructure. He quoted Psalms 125 V.1.

There were no others to speak. Maryann Waddle asked about times what about 9-1 and she asked for a motion

Councilmember Milton motioned that the interview for the Police Chief applicants be set for Friday October 4<sup>th</sup> beginning 9 am -2pm

Mayor Pro-Tem Henderson seconded the motion and the motion carried as follows:

The Mayor asked if there was any one from council who could not attend Councilmember Milton said she would not be able to attend.

AYES: Councilmember Milton, Mayor Pro-tem Henderson, Councilmember Porter, Councilmember McDavid, Mayor Lofton.

NYES: None

Absent: Councilmember Moore, Councilmember Martinez

#### 9. Discussion and or Take Action: City Boards and Committees

The Mayor addressed the council and stated that signup sheets were put at a few meetings ago and then there was a break down in-between City Secretaries and there was also a time the web site went down. With TREAT there is going to be a planning committee that will decide the projects they will work on. We are in need of two individuals and this is after the council had provided names. Councilmember Milton stated she provided a name, the Mayor confirmed stating we still need two more. Councilmember McDavid ask for which,



the Mayor answered for the Economic Development Board. The initial meeting will be October 15<sup>th</sup> and the location will be the Marlin Men's Center. There are invites being sent out. Davis stated that the Mayor might want to inform the council what is going on. She stated that it will occur on Oct. 15 at 6pm and there will be refreshments and council is invited along with members of the board. She gave the names of members, Gene Brown Michael Trotter, Joe Scaggs , William Simpson, Bobby Milton, and Gwynne Thompson. McDavid asked if Thompson lived here, the Mayor informed him that she does live in Dallas but she has Businesses here and so does Gene Brown. Mayor Lofton stated that there are still people needed for the board. Derrick Hogget stated that he would sign up. The Mayor thanked him. Councilmember Milton Motioned to act on the Economic Development Committee by adding Hoggett and that council provide names to fill the empty seats.

Councilmember McDavid second the motion the motion carried as follows:

**AYES:** Councilmember Milton, Mayor Pro-tem Henderson, Councilmember Porter, Councilmember McDavid, Mayor Lofton.

**NYES:** None

**Absent:** Councilmember Moore, Councilmember Martinez

**10. Discuss and or Take Action: Creation Ordinance 19-011 Gaming Regulations**

City Manager Cedric Davis addressed the council about reserving ordinance # 19-011 for gaming regulations. He let the council know that several people have stopped in asking to put in 8 liner machines and that he would like for the city to have guidelines and restrictions in place. The machines will be used for amusement. He has spoken with other entities that have similar regulations in place. Mayor Pro-Tem Henderson stated that Waco has added fees that are paid to the city. He suggested that the city charge of \$30-\$60 for a sticker issued by city regulation. Cedric Davis let the council know he is working with the city attorney to see what the city can set as regulations and fees. Davis just wanted to reserve the number for the ordinance.

Councilmember Milton motioned that no action be taken until more information on proposed Ordinance 19-011 is presented. Councilmember Porter second the motion the motion carried as follows:

**AYES:** Councilmember Milton, Mayor Pro-tem Henderson, Councilmember Porter, Councilmember McDavid, Mayor Lofton.

**NYES:** None


**Absent:** Councilmember Moore, Councilmember Martinez

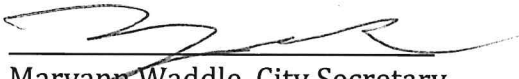
**11. Adjourn.**

At 6:47 pm Councilmember McDavid made motion to adjourn. All in favor said "I".

**PASSED AND APPROVED ON THIS THE 11TH DAY OF February, 2020.**



  
Carolyn Lofton, Mayor

  
Maryann Waddle, City Secretary