

STATE OF TEXAS
COUNTY OF FALLS
CITY OF MARLIN

On this the 27th day of September, 2021, the City Council of the City of Marlin, Texas convened in a SPECIAL CALLED MEETING at 5:00pm, 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 Henderson
Neddie Moore
John Armstrong
Sonia Ponce (in @ 5:10)
Monica Washington
Debra Levels-McDavid

STAFF

Cedric Davis, City Manager
Maryann Waddle, City Secretary
James Parker, City Attorney

1. Call to Order by Mayor Lofton @ 6:00pm.
2. Roll Call by Maryann Waddle.
3. Certify Posting in accordance with State Law by Maryann Waddle.
4. Pledge by Mayor Lofton and Invocation by Councilmember Moore
The Mayor read aloud the state law on public comments. Discussion was had over public comments and disruption of meetings.
5. Citizens input
none
6. Discussion and or take action on presentation of Jack Payments Kiosk (Kiosk for utility payments)
Item was moved to last to be covered.
Councilmember Armstrong motioned to table item 6.
Councilmember Levels-McDavid seconded the motion and the motion carried as follows:
Ayes: Mayor Pro-Tem Henderson, Councilmember Armstrong, Councilmember Levels- McDavid, Councilmember Moore, Councilmember Ponce ,Councilmember Washington, Mayor Lofton
Nays: none
7. a. Discussion and or take action approval of ordinance setting City of Marlin FY 2021-2022 Budget
Councilmember Armstrong motioned to approve and adopt the proposed budget as the final municipal budget for the City of Marlin for the 2021-2022 Fiscal Year.
Councilmember Washington seconded the motion and the motion carried as follows:
Ayes: Mayor Pro-Tem Henderson, Councilmember Moore, Councilmember Armstrong, Councilmember Washington, Councilmember Levels- McDavid, Mayor Lofton
Nays: None
Absent: Councilmember Ponce
- b. Discussion and consider ratification of the property tax increase reflected in the budget.
Councilmember Moore made a motion to ratify the 2.64% property tax increase reflected in the budget.
Councilmember Washington seconded the motion and the motion carried as follows:

Ayes: Mayor Pro-Tem Henderson, Councilmember Moore, Councilmember Armstrong, Councilmember Washington, Councilmember Levels- McDavid, Mayor Lofton

Nays: None

Absent: Councilmember Ponce

- 8. Discussion and or take action approval of the M&O (maint. and oper.) component of the tax rate of .86181 per \$100.00 of taxable valuation of property.
Councilmember Levels-McDavid made a motion to approve the M&O (maint. and oper.) component of the tax rate of .86181 per \$100.00 of taxable valuation of property.**

Councilmember Washington seconded the motion and the motion carried as follows:

Ayes: Mayor Pro-Tem Henderson, Councilmember Moore, Councilmember Armstrong, Councilmember Washington, Councilmember Levels- McDavid, Mayor Lofton

Nays: None

Absent: Councilmember Ponce

- 9. Discussion and or take action approval of the debt service component of the tax rate of .05819 per \$100.00 of taxable valuation of property.
Councilmember Moore made a motion to approve the debt service component of the tax rate of .05819 per \$100.00 of taxable valuation of property
Councilmember Armstrong seconded the motion and the motion carried as follows:**

Ayes: Mayor Pro-Tem Henderson, Councilmember Moore, Councilmember Armstrong, Councilmember Washington, Councilmember Levels- McDavid, Mayor Lofton

Nays: None

Absent: Councilmember Ponce

- 10. Discussion and consider the approval and adoption of an ordinance adopting a tax rate and leveling Ad Valorem Taxes for the City of Marlin, TX for the 2021-2022 Fiscal Year
Councilmember Armstrong moved that the property tax rate be increased by the adoption of a tax rate of \$0.92 per \$100.00 of taxable valuation of property, which is effectively a 2.64 percent increase in the tax rate.
Councilmember Levels-McDavid seconded the motion and the motion carried as follows:**

Ayes: Mayor Pro-Tem Henderson, Councilmember Moore, Councilmember Armstrong, Councilmember Washington, Councilmember Levels- McDavid, Mayor Lofton

Nays: None

Absent: Councilmember Ponce

- 11 Consider and or take action on adopting an ordinance adopting and amending the Animal Ordinance**

Councilmember Armstrong motioned adopt an ordinance adopting and amending the Animal Ordinance

Councilmember Levels-McDavid seconded the motion and the motion carried as follows:

Ayes: Mayor Pro-Tem Henderson, Councilmember Armstrong, Councilmember Levels- McDavid, Councilmember Moore, Councilmember Washington, Mayor Lofton

Nays: none

Absent: Councilmember Ponce

- 12. Discussion and or take action on rescinding City Attorney resignation**

Councilmember Moore motioned to accept the rescinding City Attorney resignation

Councilmember Washington seconded the motion and the motion carried as follows:

Ayes: Councilmember Armstrong, Councilmember Ponce, Councilmember Levels-McDavid, Councilmember Moore, Councilmember Washington, Mayor Lofton

Nays: none

Abstain: Mayor Pro-Tem Henderson

Absent: Councilmember Ponce

13. Discussion or take action on a resolution approving both a raise in salary for the Chief of Police and approving an amendment to the City Chief of Police Agreement. Councilmember Levels-McDavid motioned to approve a resolution approving both a raise in salary for the Chief of Police and approving an amendment to the City Chief of Police Agreement.

Councilmember Armstrong seconded the motion and the motion carried as follows:

Ayes: Mayor Pro-Tem Henderson, Councilmember Armstrong, Councilmember Levels-McDavid, Councilmember Moore, Councilmember Washington, Mayor Lofton

Nays: none

Absent: Councilmember Ponce

14. Discussion and or take action to approve an SEP for sewer plant related to resolving a prior TCEQ enforcement case and TCEQ administrative penalties assessed against the City.

Cedric Davis told the council the violation was for the sewer plant in 2018. The city had applied for a hardship but was denied. Three weeks ago TCEQ assessed the fines for the violation \$138,700, some of the fine we can fix for credit. Repairs will cost \$120,000 and the city will pay the remainder.

Councilmember Ponce in at 5:10 pm

Discussion was had over community project being done for the SEP. The City Attorney advised that the city apply for the SEP before doing the work, to make sure it will be approved.

Councilmember Armstrong motioned to apply for SEP with TCEQ enforcement.

Councilmember Washington seconded the motion and the motion carried as follows:

Ayes: Mayor Pro-Tem Henderson, Councilmember Armstrong, Councilmember Levels-McDavid, Councilmember Moore, Councilmember Ponce, Councilmember Washington, Mayor Lofton

Nays: none

15. Discussion and or take action to approve a resolution adopting the State of Texas and Texas Political Subdivisions' Opioid Abatement Fund Council and Settlement Allocation Term Sheet regarding the allocation method for opioid settlement proceeds.

Cedric Davis told the council that the city could receive \$34,000 a year to help with drug addiction to opioids. The city will partner with Falls Community Hospital and Clinic to help people. This does not help with anything other than opioid related treatment.

Councilmember Levels-McDavid motioned to approve a resolution adopting the State of Texas and Texas Political Subdivisions' Opioid Abatement Fund Council and Settlement Allocation Term Sheet regarding the allocation method for opioid settlement proceeds.

Councilmember Moore seconded the motion and the motion carried as follows:

Ayes: Mayor Pro-Tem Henderson, Councilmember Armstrong, Councilmember Levels-McDavid, Councilmember Moore, Councilmember Ponce, Councilmember Washington, Mayor Lofton

Nays: none

16.Future agenda items

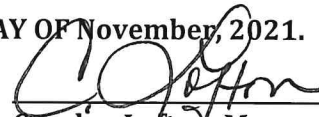
5 council members will be gone to the TML conference. The interlocal agreement with the county. Upcoming events were announced. PPE needs of public works employees. Submissions for projects to Grant Works was discussed. Subcommittees will be visited in the October meeting.


17.Adjourn.

Councilmember Moore made motion to adjourn, all in favor said "Aye" meeting ended at 5:37pm

PASSED AND APPROVED ON THIS THE 9TH DAY OF November, 2021.




Carolyn Lofton, Mayor


Maryann Waddle, City Secretary