

STATE OF TEXAS
COUNTY OF FALLS
CITY OF MARLIN

On this the 31st day of August, 2021, 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 Henderson
Neddie Moore
John Armstrong
Sonia Ponce
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 Cedric Davis.
The Mayor read aloud the state law on public comments. Discussion was had over public comments and disruption of meetings.
5. Recognition of Actions of Marlin Police Officers for Saving the Life of a fellow Officer.
Officers from Marlin Police Department and the County Sheriff Department were recognized for their life saving efforts. Officers Janzig & Officer Jaime (Marlin PD) , Deputy Hoy & Deputy Godly (Falls Co SO).
6. Discussion and or take action proposing a tax rate for FY 2021-2022.
Kaci had previously explained to the council the rates and what was needed from the council NNR and the Voter Approval rate were reexplained council would need to propose a number for the rate.
Councilmember Moore proposed that the city adopt a tax rate of 92%.
Councilmember Washington seconded the motion and the motion carried as follows:
Ayes: Mayor Pro-Tem Henderson, Councilmember Moore, Councilmember Armstrong, Councilmember Ponce, Councilmember Washington, Councilmember Levels-McDavid, Mayor Lofton
Nays: None
7. Discussion or take action on revisions to Proposed Municipal Budget - Budget Workshop for FY 2021-2022.
Changes made :the 81,000 for 1st Street now shows. The city manager raise will not raise it will stay the same as last year budget. Line items for revenues were gone through with the council. The council was told that a fee schedule needed to be done to collect for roofing permits. The reserve of 700,000 needs to be moved form water to general . water has 300,000.
Councilmember Washington motion to move the 795,599 from the water to the general to correct the mistake.

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

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

Nays: None

8.

- a. Convene into executive session pursuant to Tex. Gov't Code 551.071, Texas Government Code, and section 1.05, Texas Disciplinary Rules of Professional Conduct, to consult with the City Attorney regarding the City Manager Agreement and threatened/contemplated litigation related to the City Manager Agreement.

Council convened in to executive session at 7:12pm

Council reconvened in to open session at 8:04 pm

- b. Reconvene into public and open session to take action as appropriate in the City Council's discretion regarding the City Manager Agreement and threatened/contemplated litigation related to the City Manager Agreement.

No action

9.

- a. Convene into executive session pursuant to Tex. Gov't Code 551.074 to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the City Manager; and (Personal Matter)

- b. Reconvene into public session and take action as appropriate in the Council's discretion with regard to the appointment employment, evaluation, reassignment, duties, discipline, or dismissal of the City Manager. (Personal Matter)

There was a request from two of the three requestors to remove the item, Since three requested and only two requested the removal, the Mayor wanted to know what was the request of the third councilmember. Councilmember Ponce stated to remove. No action item.

10 .Discussion and possible action on hiring outside counsel Michael W. Dixon and Haley & Olson, PC for purpose of providing additional professional services and providing legal advice and or second legal opinions as needed.

Mayor Pro-Tem Henderson motioned to hiring outside counsel Michael W. Dixon and Haley & Olson, PC for purpose of providing additional professional services and providing legal advice and or second legal opinions as needed.

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

Ayes: Mayor Pro-Tem Henderson,

Councilmember Armstrong, Councilmember Ponce, Councilmember Levels- McDavid

Nays: Councilmember Moore, Councilmember Washington, Mayor Lofton

Mayor Lofton Vetoed the item .

11.Discussion and possible action on Mayor for unprofessional conduct and code of conduct.

Discussion was had over disagreements and treatment of those that disagree. Conduct was discussed. There is no code of conduct at this time for the city. Council was advised to stay on task. Feelings were discussed. A newspaper article was discussed. Agenda items wording was explained to the council and conduct was explained but the city does not have

a code of conduct policy. Special Called Meeting request was discussed. The City Attorney was asked to look into a code ethics for the council.

Derrik Hoggett addressed the council about the City Manager, and the continued discussion on him. Pastor Norris Jackson addressed the council about working together. Mike Wilson addressed the council about the city manager. He spoke on his current project and his expectations of the council. Kyle Simmons addressed the council about legislation on social media. Council further discussed issues of conduct, council was instructed to stick to the agenda. Mutual respect was discussed.

No Action was taken.

12. Discussion and possible action on engaging an Interim City Manager.

There was a request to remove 12&13. Councilmember Ponce request the items be removed.

13. Discussion and possible action on engaging a City Manager.

14. Adjourn.

Councilmember Moore made motion to adjourn, all in favor said "Aye" meeting ended at 8:46pm

PASSED AND APPROVED ON THIS THE 12TH DAY OF October, 2021.



A handwritten signature in black ink, appearing to read "Carolyn Lofton".

Carolyn Lofton, Mayor

A handwritten signature in blue ink, appearing to read "Maryann Waddle".

Maryann Waddle, City Secretary