

STATE OF TEXAS
COUNTY OF FALLS
CITY OF MARLIN

On this the 10th day of May , 2022, the City Council of the City of Marlin, Texas convened in a REGULAR SCHEDULED 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 Moore
Timothy Lopez
John Armstrong
Sonia Ponce (absent)
Monica Washington (@ 6:05pm)
Debra Levels-McDavid (@6:06pm)

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. Mayor Lofton let the council know that Councilmember Ponce would not be able to attend and the Councilmembers Washington and Levels-McDavid were on their way
3. Certify Posting in accordance with State Law by Maryann Waddle.
4. Pledge by Mayor Lofton and Invocation by Mayor Pro-Tem Moore.
Items were moved to give council time to arrive.
6. Citizens Input.
Tresa Porter with the Heart of Texas Electric Vehicle Association addressed the council on electrical vehicles . She gave number on owners, and expressed interest in the city obtaining EV charging stations. City Manager Davis told the council that the EV charging stations could be handled by the EDC.
Councilmember Washington in @6:05pm
Councilmember Levels-McDavid in @6:06pm
5. Issue certificates of election for City Council members declared elected to office and administer the oaths of Office.
Mayor Lofton administered the certificates and oaths to the City Council Members declared elected to office.

Consent Agenda

7. Approval of City Council Meeting Minutes from the March 22, 2022 City Council Meeting.
 - 8.Consider and or take action to approval an ARPA micro-grant recipient: Marlin Juneteenth Organization (501 (c) (3).
 9. Discussion and or take action on approval of \$750 from tourism fund to the Marlin Juneteenth Organization for sponsorship of the Childs Play Game Vehicle for the Marlin Juneteenth Event.
 - 10.Approval on renewal of public hunting lease agreement with the Texas Parks and Wildlife for the City Lake properties.
 11. Approve services agreement with band to provide live music at July 4th Marlinfest 2022

Mayor Pro Tem Moore motioned to approve consent agenda items as read.

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

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

Nays: None

Absent : Councilmember Lopez

Attorney Parker recommended that the council vote separately on items 8 and 9.

Councilmember Armstrong motioned to approve an ARPA micro-grant recipient: Marlin
Juneteenth Organization (501 (c) (3) by resolution.

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

Ayes: Councilmember Armstrong, Councilmember Lopez, Councilmember Washington,
Councilmember Levels-McDavid, Mayor Lofton

Nays: None

Abstain: Mayor Pro Tem Moore

Absent : Councilmember Ponce

Councilmember Armstrong motioned to approve the \$750 from tourism fund to the Marlin
Juneteenth Organization for sponsorship of the Childs Play Game Vehicle for the Marlin
Juneteenth Event as is will serve all the public.

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

Ayes: Councilmember Armstrong, Councilmember Lopez, Councilmember Washington,
Councilmember Levels-McDavid, Mayor Lofton

Nays: None

Abstain: Mayor Pro Tem Moore

Absent : Councilmember Ponce

Regular Agenda

12. Discussion and or take action to elect a Mayor Pro-Tem

Councilmember Levels-McDavid motioned that Neddie Moore remain the Mayor Pro-Tem.

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

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

Nays: None

Absent : Councilmember Ponce

Regular Agenda

13. Consider and or approve a resolution or ordinance canvassing the results of the special-called
election on the proposed amendments to the City Charter for the City of Marlin .

Council was provided with the resolution showing the election results.

Attorney Parker stated that the needed to make a slight change, but council could approve the
resolution with the changes to be made.

Councilmember Armstrong made a motion to approve the resolution canvassing the results of the
special-called election on the proposed amendments to the City Charter for the City of Marlin
with changes to be made by the city attorney.

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

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

Nays: None

Absent : Councilmember Ponce

Councilmember Washington left at 6:16pm

14. Conduct second reading of a proposed Ordinance and consider the adoption of the proposed Ordinance to amend Chapter 12 of the Code of Ordinances , Fire Prevention and Protection , adopting amended regulations regulation outdoor burning and other amendments to Chapter 12 of the Code of Ordinances, Fire Prevention and Protection.

Councilmember Levels-McDavid motioned to Conduct second reading of a proposed Ordinance and adopt the proposed Ordinance to amend Chapter 12 of the Code of Ordinances , Fire Prevention and Protection , adopting amended regulations regulation outdoor burning and other amendments to Chapter 12 of the Code of Ordinances, Fire Prevention and Protection.

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

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

Nays: None

Absent : Councilmember Ponce, Councilmember Washington

13. Receive and update on TWDB CWSRF &DWSRF Projects from MRB Grey Group and Texas Water Development Board representative.

Gil Gregory addressed the council. The categorical exclusion draft will be reviewed by the end of the week. The environmental contractors will try to contact the Core of Engineers. There is a new guy and since he started every project is having to go through this. There are new rules that apply . They are going to see if the Core archeologist say they have to do another study. TWDB had questions on funding , they want changes made to the table. On the drinking water bids will be accepted till 2 pm tomorrow , after that the bids will have to be accepted and opened , then scanned and there will be an evaluation. The paperwork will be submitted to the city attorney for review and then submitted to the council to award. On the distribution water lines, Gil will get with Scott . It is about 90% complete . when 1000% complete it will be submitted to the TWDB. Gil asked if he could get the numbers for the NANO Stone project, Mr. Davis told him that the numbers have not changed for that project. Davis let the council know that Lou sent him an email showing the go ahead with the framing, O-rings, and other items in the set-up process. It will take 12 weeks to get the filters in .

16.. a. Convene into executive session pursuant to Tex. Gov't. Code 551.071, and section 1.05, Texas Disciplinary Rules of Professional Conduct, to consult with the City Attorney to receive legal advice regarding proposed professional services agreements with Public Facilities Investment Corporation for multi-family apartment and street repair projects

Council entered in to executive session at 6:46 pm

Council entered in to open session at 7:24 pm

b. Reconvene into public and open session to take action as appropriate in the City Council's discretion regarding the proposed professional services agreements with Public Facilities Investment Corporation.

Mayor Lofton made a statement to the citizens that this was not a good fit for Marlin, but it did open up other possibilities for the city to peruse.

17. Discuss and consider the approval of a proposed professional services agreement with Public Facilities Investment Corporation to provide professional services to the city related to a multi-family apartment project.

No Action .

18. Discuss and consider the approval of a proposed professional services agreement with Public Facilities Investment Corporation to provide professional services to the city related to street maintenance, street improvement, and street repair projects.

No Action.

19. Discuss and/or take action to adopt a resolution authorizing and approving the creation of a public facility corporation under Ch. 303 of the Texas Local Gov't. Code.

Attorney Parker explained the public facility corporation. This corporation can seek funding for construction and or renovation. It is a machine to get loans to fun projects. A workshop can be held to give specifics. Attorney Parker wants the council to bring this back with name for the board so that it can be created. And a certificate of formation filed with the state comptroller. Councilmember Levels-McDavid motioned that the item Discuss and/or take action to adopt a resolution authorizing and approving the creation of a public facility corporation under Ch. 303 of the Texas Local Gov't. Code be brought back to council to approve.

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

Ayes: Councilmember Armstrong, Mayor Pro Tem Moore ,Councilmember Lopez,

Councilmember Levels-McDavid, Mayor Lofton

Nays: None

Absent : Councilmember Ponce, Councilmember Washington

20. Discussion and or take action on the Chief of Police employment agreement (set to expire in 6 months)

a. Convene into executive session pursuant to Tex. Gov't. Code §551.074, (Personnel Matters) to deliberate the appointment, employment, evaluation, reassignment, and duties of the Police Chief;

Council convened into executive session at 7:36 p.m.

Council reconvened in to open session at 8:01 pm

b. Reconvene into public session and take action as appropriate in the City Council's discretion with regard to the appointment, employment, evaluation, reassignment, and duties of the Police Chief.

Councilmember Armstrong motioned Reconvene into public session and take action as appropriate in the City Council's discretion with regard to the appointment, employment, evaluation, reassignment, and duties of the Police Chief to extend the contract

Mayor Pro-Tem Moore seconded the motion.

Councilmember Armstrong amended his motion to take appropriate action to extend the Chief's contract by bringing this item back at the next council meeting .

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

Ayes: Councilmember Armstrong, Mayor Pro Tem Moore ,Councilmember Lopez,

Councilmember Levels-McDavid, Mayor Lofton

Nays: None

Absent : Councilmember Ponce, Councilmember Washington

21. Update from City Manager

Brushy Creek there will be a NRCS meeting and the county Judge will get together and reach out with the counties that use to be in the project. They have funds but the city would be responsible for maintenance.

NANO Stone already talked about

Marlin Airport T-15 Ms. Lee gave a list of things to be done repaving, lights, extension of the runway.

Foster Street Repair, Foster has a lot of work going on , a crew of four is working on it.

Downtown Mural, it is done. There are talks of a dedication of it. Possibly next month the city should receive a certificate of Designation as a Film Friendly Town.

Rural Economic Development Grant(RED), it could be up to a million , paperwork was submitted and funds can be put towards Economic development.

On the Ramp Grant it is still waiting for approval. Core questions were asked , it will be referred to Mundo.

24. Future Agenda Items.

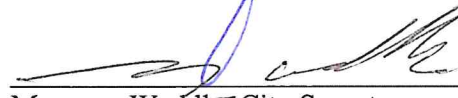
Chief of Police agreement, Public Facilities, maybe a collaboration, Apple Sport has been talking with Cedric about EV 3 charges . the interlocal agreement will start Monday. Cedric will get with Gilly so the street bond can move forward. Road work was discussed.

25. Adjourn.

Mayor Pro-Tem Moore made motion to adjourn, all in favor said "Aye" meeting ended at 8:17pm
PASSED AND APPROVED ON THIS THE 14TH OF JUNE 2022.




Carolyn Lofton, Mayor


Maryann Waddle, City Secretary