

STATE OF TEXAS
COUNTY OF FALLS
CITY OF MARLIN

On this the 12th day of July , 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
Debra Levels-McDavid

STAFF

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 wanted the record to reflect that Councilmember Ponce had notified that she would not be attending.
3. Certify Posting in accordance with State Law by Maryann Waddle.
4. Pledge by Mayor Lofton and Invocation by Councilmember Armstrong.
- 5 Citizens Input.
Mayor Lofton read an announcement to the public enacting Stage 4 of the Drought Contingency Plan
Consent Agenda
6. Approval of City Council Meeting Minutes from the June 14,2022 City Council Meeting.
 - 7.Consider and approve a resolution approving the purchase of Toughbook computers to be used in police units, from RAMCO utilizing ARPA funds.
 8. Consider and approve a resolution approving the purchases of LUCAS 3 Chest Compression System from General Medical Devices Inc. utilizing ARPA funds
 - 9.Consider and or approve first reading of a revised proposed ordinance amending Chapter 7 of the Code of Ordinances to adopt building permit and inspection regulations for construction for construction and other improvements to property within the City, adoption of a permit fee schedule, and adopt regulations applicable to the building official for the City of Marlin.

Councilmember Levels-McDavid motioned to approve items 6,7,8,& 9 as read.

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

10. City Council recognition of Praiyer Jones (from State Champion to AAU Jr. Olympic Qualifier)
The council recognized Praiyer Jones for his athletic abilities and congratulated him on being an AAU Jr. Olympic Qualifier.

11. Up on TWBD, CSRF, & DWSRF Projects from MRB Group

Gil explained how the funding works and each of the projects. A slide show of each of the projects was shown. The projects were funded in 2020 and are paid out by approved request when received (no lump sum).The categorical exclusion is still waiting on approval , should be the end of July . The design phase will end in October, then TWDB will review October to November, and then Bids will start around the first of the year . The EFR will hopefully be done by the end of July. The delays were discussed.

12. Consider and or take action on agreement with Data flow Systems.

The council was presented with buying options for the product and were told that they could choose either financing of to buy it out right. It is a patented product so it could be considered sole procurement and ARPA funds could be used. There is a three year warranty . It takes the manufactured 200 days to produce the system. Rich (WTP Operator) said that it would benefit the city to update the Scada systems. A contract would be brought back .

Councilmember Armstrong made a motion to pick buying option 1 (to buy it out right for \$238,648 plus)

Councilmember Washington 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,

13. Consider and or take approve WRC Contract

Contract was not provided in time for the city attorney to review. Joe Mundo gave the council what he saw in the contract, they need to find out why items are not listed in the contract . Joe suggested that the last page be worked out and then brought back to council.

No Action.

14. Consider and or take action to award a contract to the lowest and prevailing bidder , B-5 Construction Company, Inc. , for Base Bid item 1, in the amount of \$194,261.00 for SWTP (Surface Water Treatment Plant) Electrical Improvements, and Contract Item Alternate Bid Item A1 in the amount of \$194,261.00 to Rehabilitate Clarifier No. 2, and consider and adopt a resolution approving a contract with B-5 Construction Company, Inc. , for a total contract price of \$573,193.00 and directing MRB Group to submit the resolution to the TWDB for approval.

Councilmember Levels McDavid motioned to act and award a contract to the lowest and prevailing bidder , B-5 Construction Company, Inc. , for Base Bid item 1, in the amount of \$194,261.00 for SWTP (Surface Water Treatment Plant) Electrical Improvements, and Contract Item Alternate Bid Item A1 in the amount of \$194,261.00 to Rehabilitate Clarifier No. 2, and consider and adopt a resolution approving a contract with B-5 Construction Company, Inc. , for a total contract price of \$573,193.00 and directing MRB Group to submit the resolution to the TWDB for approval.

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

15. Discussion and or take action on widening of Wills Street to accommodate increase in traffic and authorize advertisement for bids for street improvements.

Maryann let the council know that there are problems finding a surveyor. Attorney Parker said he could some suggestions and a survey would need to be done before any other action.

No Action.

16. First reading of an ordinance to incorporate the Charter Amendments approved by the voters at the May 7, 2022 election for the City of Marlin.

Mayor Pro tem Moore motioned to approve the first reading of an ordinance to incorporate the Charter Amendments approved by the voters at the May 7, 2022 election for the City of Marlin. 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

17. Discuss and or take action to adopt a resolution to approve and authorize the creation and formation of a public facilities corporation under Chapter 303 of the Texas Local Government Code.

Councilmember Armstrong motioned to adopt a resolution to approve and authorize the creation and formation of a public facilities corporation under Chapter 303 of the Texas Local Government Code.

Mayor Pro Tem Moore 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

18 Public Hearing on a requested Special Use Permit for a new manufactured home to be located at 204 Dunbarr Street, Marlin, Texas also know as Tract 1 3860 OLTORF LE #2 BLK 2 Lot 1 and 2.

- a) Speak in favor. Hearing was opened at 7:11pm. None
- b) Speak in opposition. None
- c) Questions by citizens. None
- d) Close Public Hearing . Hearing was closed at 7:12pm

19. Discussion and action on recommendation on requested Special Use Permit for a new manufactured home to be located at 204 Dunbarr Street, Marlin, Texas also know as Tract 1 3860 OLTORF LE #2 BLK 2 Lot 1 and 2.

Councilmember Levels-McDavid motioned to approve Special Use Permit for a new manufactured home to be located at 204 Dunbarr Street, Marlin, Texas also know as Tract 1 3860 OLTORF LE #2 BLK 2 Lot 1 and 2.

Councilmember Washington seconded the motion and ethe 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

20. a. Convene into executive session pursuant to Tex. Gov't Code 551.074 (Personal Matters) to deliberate the appointment, employment, evaluation, reassignment, duties, or discipline of the Tourism Director.

Council entered Executive Session at 7:15pm

Council reentered open session at 7:41 pm

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

No Action .

20. UPDATES/STATUS: City Business Not needing immediate discussion or action from City Council (2-3 min)

City Manager –Updates (City Manager)

Cedric Davis was on vacation so Patsy Martinez covered the updates Completed: Application, RFP's, RFQ's, for the 2023-2024 TxCDBG fund program of the Texas Community Development Block Grant Program of the Texas Department of Agriculture (TDA). City of Marlin applied for such funding to support eligible capital improvement activities in the City of Marlin.

In Person or Phone Communications: with several potential aviation, commercial, and multi-family land developers, Gov. Office- Economic Development Blue Orlando project(\$10B), Water project(s): TWDB, Mundo & Assoc., Lou Portillo

In Person: Met with Data Flow System about new SCADA System

Update on KJ Texas Investments, LLC: Marlin Circle T Fueling/Travel Center bank financing closing in July, est. start of construction 6-8 months (2023 Grand Opening). City help with constructing water supply. (See Diagram).

Communication: A sponsor has stepped up to assist with the Community Multiplex & Splash Pad Seeking: Currently researching other grant resources

Responded to Downtown 5 Alarm Fire Call / Spoke with media

Court - Update (Court Clerk Supervisor)

- Number of citations received: 138
- Monthly Revenue (kept by city): \$14,786.37
- Year to date revenue (kept by city): \$122,910.14
- Attended Court Administrator Seminar June 20-22, 2022
- Worked remotely as much as possible while out of the office during my Seminar and Dr. appointments (once a week-finally cleared).

Police – Update (Chief Hommel)

- Submitted NIBRS report to DPS for the month of May 2022.
- Officers are continuing working the step program.

- Meeting with MISD school PD Chief, Superintendent, Sheriff, Mayor & City Mngr. on strategies of how to better improve communications and relationship between the LE agencies.
- Continuing to work with the District Attorney on filed cases.
- Monthly Coffee with a Cop at Lake view restaurant.
- Hood Day and June 19th celebrations was held with no reported incidents.
- 2 Different not related shooting incidents that happened on back-to-back nights.
- First shooting incident was a verbal altercation that ended up a subject firing six (6) rounds, of which one (1) round struck the victim in the lower right leg. Evidence was gathered a positive identification of the shooter was made. No arrest has been made at this time.
- Second shooting incident involved a drive by shooting where there were approx. 4 rounds fired into a residence. Four (4) spent shell casings was recovered, incident is still under investigation.

Case Closure: Officers were working extremely hard to apprehend a subject with Parole warrant and other Felony warrants. This subject had been terrorizing his ex-wife. Chief Hommel called the US Marshalls Lone Star Fugitive Task Force to assist in the apprehension of the subject. The subject turned himself in within 2 days of the Task Force being in town.

Interviewed: For the ACO and Detective position and filled both positions. Danna Parr accepted the detective position and worked 2 weeks before having to leave because of her wife accepting a job in San Marcos. Sgt Davis will be taking the detective position.

TOTAL CALLS FOR POLICE SERVICES 612

Fire Department – Update (Chief Parker)

Chief Parker told the council that there were

- 91 emergency responses for June
- 515 since January 1, 2022 .
- there were 4 vegetation fires
- a guided station tour was conducted
- Engine 2 is being stocked with equipment, and an update was given on wildfire potential, drought, and COVID-19.

Finance Department - Update (Finance Dir.)

GENERAL OPERATING ACCOUNT BALANCE = \$3,161,177.64

- DEDICATED WATER FUND BALANCE = \$321,251.52, AFTER DEDUCTING THE FOLLOWING:
 \$45,000 Marlin Cert. of Oblig. Of Service 2019AB
 \$60,000 Marlin Cert. of Oblig. Of Service 2019A
 Other Obligations due and paid by July 1, 2022
 \$180,000 Marlin 2005A
 \$335,000 Marlin 2005B
 \$74,755 Marlin 1112A CTSR (Cert. of Tax Sales Revenue)
 \$95,000 Marlin 1112 CTSR (Cert. of Tax Sales Revenue)
- WORKING ON ACCOUNTS PAYABLE
- GATHERED PAPERWORK FOR AUDITORS 2021 REPORT
- STILL WORKING ON DELINQUENT ACCOUNT TO GET CUSTOMERS IN COMPLIANCE
- ALL BILLS CURRENT - LOOKING FOR A NEW INSPECTOR – 2.5 MONTHS BEFORE CLOSE OF FY2022 CITY FINANCIALS ARE GOOD

Public Works –Update (Public Works Dir)

WATER

TURN ON 18

TURN OFF 19

DATA LOG 13

REREAD 300+ METERS

WATER LEAK 16

SEWER BACK UP 20

STREETS

MAINTENANCE: CITY PARK ROAD, DONOHOO ST., WARD ST., POTHOLE REPAIR ON COMMERCE ST., NORBERT ST., DEPOT ST., AND CHARLES ST., WATER LEAK AT 125 BRIDGE ST., 704 FOSTER ST., METER LEAK AT 420 SECOND ST., SEWER BACK UP ON 1100 BLK OF COLEMAN ST., SEWER BACK UP ON JONES STREET, DATA LOG AT 207 PALM DR, PLOT GRAVE AT HILLCREST H-4-15, H-4-16, E-3-1, BLOCK OFF ROAD FOR CAR SHOW

LAWN

MAINTENANCE: TRIMED TREES, PICKED UP TRASH & MOWED FAULKNER PARK, CALVERY CEMETERY, EVERGREEN, CITY HALL, ARLINGTON PARK, DIRANGO PARK, CITY PARK, BOTH SIDES OF COMMERCE ST., TREE FELL ON BENARD AVE., RIGHT OF WAYS ON LIVE OAK ST., COLEMAN ST., WALKER ST. WATER LEAK ON CHILTON ST, MOW RIGHT OF WAYS ON HOUGHTON ST., EDDINS ST., LAWN MAINTENANCE.

EMERGENCY CALL OUT: MOVE VEHICLES OUT OF PARKING LOT DUE TO BUILDING FIRE

Water Plant-Update (Water Plant Supervisor)

WWTP

Note* Our Wastewater guys are doing such a good job out there.

- Tractor was received- No issues with it, works fantastic! Being used every day.
- Roberto Ocampo- Cross training for WWTP and helping with yard maintenance.
- Kujo is keeping up with the lift stations, weekly sampling, and now distribution hydrantflushing

WTP

- Average Flow is between 1.2 – 1.4 million Gallons a Day
- Lightning Storms- Knocking out communications at towers, lift stations and the plant SCADA
- Gravity Flow from the lake and Raw Water Pumps tested.

Water Department- Update (Utility Billing Supervisor)

Tourism –Update (Tourism Director)

Finalized and executed Marlin Fest

Vendors

Pyro

Band

Volunteers

Site prep/cleanup

City services

Sponsors

Donations

Advertising

Meeting with festival planning and coordinating

Discussed bringing Blues Festival

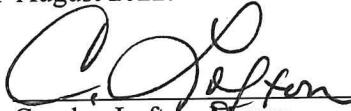
Palace Motown Event, Photographed event for future advertising (City supported event)

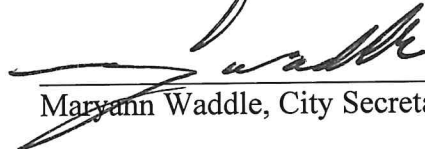
24. Future Agenda Items.

25. Adjourn.

Mayor Pro-Tem Moore made motion to adjourn, all in favor said "Aye" meeting ended at 8:39pm
PASSED AND APPROVED ON THIS THE 9TH OF August 2022.




Carolyn Lofton, Mayor


Maryann Waddle, City Secretary