

**STATE OF TEXAS
COUNTY OF FALLS
CITY OF MARLIN**

On this the 13th day of September 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 Nettie Moore (absent)
Sonia Ponce (6:08 pm)
Debra Levels-McDavid
Timothy Lopez (absent)
John Armstrong

STAFF

Cedric Davis, City Manager
Maryann Waddle, City Secretary

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 Armstrong.
Mayor Lofton wanted it noted that the City attorney was sick and would not be able to make it.
5. Citizens Input.
Consent Agenda
6. Approval of City Council Meeting Minutes from the August 9, 2022 City Council Meeting.
Council member Levels-McDavid motioned to approve the consent agenda.
Councilmember Washington seconded the motion and the motion carried as follows:
Ayes: Councilmember Armstrong, Councilmember Levels-McDavid, Councilmember Washington, Mayor Lofton
Nays: None
Absent: Councilmember Lopez, Mayor Pro-Tem Moore, Councilmember Ponce

7. Update from Linebarger Goggan Blair & Sampson.

Ron Cupehart showed the council information, via power point, on the practices staff, procedures for tax foreclosures, and where all they cover. Lori is the representative for Marlin. The cost of filing and serving was explained to be \$700-\$1,000, therefore some that have 5-15 years in the rear, because it will cost the taxpayer more if they file before the amount reaches the cost threshold. A letter was presented to the council, it went out to explain a government program to help pay taxes beginning in 2019, this went out in March of 2022. He presented stats on collections and auctions. There is a planned auction for December. The information was for only the City of Marlin Taxing Entity.

Councilmember Sonia Ponce in at 6:08pm.

8. Update on TWDB, CWSRF, & DWASRF Projects from MRB Group.

Gil Gregory addressed the council. On the DWSRF Water Treatment Plant, TWDB has the bid for the contractor, now all that is needed is approval before the award to B5 can be done. On the Distribution side (pipes and fire hydrants) plans and contracts are being reviewed, once approved city staff will be gotten with to post. Outlays were discussed. On the CWSRF (drainage) the engineering feasibility report was approved by the Water Development board. The design issues are being worked on. The categorical exclusion was approved by TWDB. The EID (pond) the core of engineers came up with another item to amend. Discussion on paying for the amendment was discussed. Gil presented the council with a power point to show the projects.

9. Consider and or approve an engagement letter with YWRD , P.C.. for FY 2021-2022.

Councilmember Levels-McDavid motioned to approve an engagement letter with YWRD , P.C.. for FY 2021-2022.

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

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

Nays: None

Absent: Councilmember Lopez, Mayor Pro-Tem Moore

10. Discussion and or take action on Masonic Lodge water rates.

Denny Lessman spoke to the council on behalf of the Masonic Lodge. He stated that they pay commercial rates and they are a nonprofit. He said they only use 3,000 gallons for 6 to 8 months. It is a 501 3c. Other nonprofits pay lower rates. Residential rate 73.59 (plus garb and sewer) , commercial is 83.58 (plus garb and sewer) The code of ordinances(15.41) is the definition of the exceptions to receiving the residential rates. There is no specification between churches and nonprofits. Discussion was held over how to handle it, Cedric suggested that each be handled on a case by case.

Councilmember Levels-McDavid motioned that Marlin Masonic Lodge #152 rates be viewed as residential rates from this date 9/13/2022.

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

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

Nays: None

Absent: Councilmember Lopez, Mayor Pro-Tem Moore

11. Consider and or approve fencing repairs at the Water Treatment Plant.

Councilmember Levels-McDavid motioned approve fencing repairs at the Water Treatment Plant not to exceed \$20,000.

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

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

Nays: None

Absent: Councilmember Lopez, Mayor Pro-Tem Moore

12. Consider and or take action to adopt a resolution to approve ARPA project for funding the makeover and revitalizing of Tennis Court Park as a multipurpose use complex.

Councilmember Levels-McDavid motioned to adopt a resolution to approve ARPA project for funding the makeover and revitalizing of Tennis Court Park as a multipurpose use complex.

Councilmember Ponce Seconded the motion and the motion carried as follows:

Ayes: Councilmember Armstrong, Councilmember Ponce, Councilmember Levels-McDavid, Councilmember Washington, Mayor Lofton
Nays: None
Absent: Councilmember Lopez, Mayor Pro-Tem Moore

- 13. Consider and approve a first reading of a proposed ordinance amending Chapter 7 buildings, of the Code of Ordinances for the City of Marlin , to adopt an fee schedule amending the fees charged for building permits and other related permits issued by the City.**

Chief Hommel told the council this Ordinance will set the fees to accommodate the cost of inspections and include a 10% fee added for the city administrative cost. The Ordinance will be changed to reflect the total for each permit including cost of inspector services and the admin fee.

Councilmember Levels-McDavid to approve a first reading of a proposed ordinance amending Chapter 7 buildings, of the Code of Ordinances for the City of Marlin , to adopt an fee schedule amending the fees charged for building permits and other related permits issued by the City pending city attorney's approval.

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

Ayes: Councilmember Armstrong, Councilmember Ponce, Councilmember Levels-McDavid, Councilmember Washington, Mayor Lofton
Nays: None
Absent: Councilmember Lopez, Mayor Pro-Tem Moore

- 14 Discussion and or take action on widening of Willis St. to accommodate increase in traffic and authorize advertisement for bids for street improvements.**

Surveyors have been called and quotes collected, this item has been discussed previously. The lowest quote was for \$6,000. The council suggested that any surveying services be first sent to the company the city is contracting with next time.

Councilmember Levels-McDavid motioned to approve Turley Inc. to conduct the survey for \$6,000 to widen Willis Street.

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

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

Nays: None

Absent: Councilmember Lopez, Mayor Pro-Tem Moore

Abstain: Councilmember Armstrong,

- 15. Discussion and review of Department Reports.**

City Manager

Cedric told the council that Aggieland fuel got financed, next step is engineering and design phase, which should take 1-2 months. The RFP for the scada system has been done and will be brought for review. The dam grant (for both dams has been awarded and will come to council. Meetings with business out at the airport are scheduled. Tennis court work has started. Quotes for park replacement equipment have been gathered and will be ordered next week. Compliments were given to the work done at MLK Park.

Court

Patsy told the council that court had 157 citations, funds the city kept \$17,610.91, state got \$11,056.84 of the funds, and there were 3 jury trials. Court continues to clean up the system.

Police

Chief Hommel told the council that there has been nothing major, they are working on Trunk or Treat. The new laptops provided by ARPA funds have been installed in the Units. Officer new hires and numbers were discussed.

Fire Department

Chief Parker told the council there were 103 emergency responses for August, 684 for the year so far, 2 large vegetation fires (in the county) that they assisted on, and the department is TCFP compliant for the 5th year in a row. Drought conditions were shared and COVID update was given. Update on the new fire truck was give, council will be updated more as more information is found.

Finance

The General fund balance is 3,079,282.21. The dedicated water fund balance is \$368,330.35. AP's are current. Collected was over 9, 689.68 including pay offs, payment plan payments, and down payments for payment plans.

Public Works.

Scott Fornash is out and Derrick is out. Street repairs are on going and on schedule. South Gesham, Harris, Kennedy, and Park. Lawn crews have been mowing the parks. Staff sizes were shared. Crews were commended for their hard work.

Water Plant

Richard told the council raw water pump went out, but flow remained the same thanks to the rain. The plant has a new lead operator and for the first time in years the plant is fully staffed. Rain received was reported. The sewer plant office has been remodeled, looks good and the yard is in great shape. Flushing is being done and residuals are good. Flush waw brought down for August because of the drought but it has been brought back up. NANO Stone updates come from MRB.

Tourism

Will be opened for applications, no one will fill in the meantime.

16. Future Agenda Items.

Council was given a schedule of upcoming meetings.

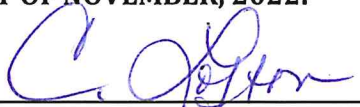
Councilmember Armstrong stated that on Royal Street has drainage issues the gutters need looked at. Councilmember Levels-McDavid stated that overgrowth and craters on Houghton on Brighten need to be looked at.


17. Adjourn.

Councilmember Moore made motion to adjourn, all in favor said "Aye" meeting ended at 7:45pm

PASSED AND APPROVED ON THIS THE 8TH DAY OF NOVEMBER, 2022.




Carolyn Lofton, Mayor


Maryann Waddle, City Secretary