

STATE OF TEXAS  
COUNTY OF FALLS  
CITY OF MARLIN

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On this the 8th day of November 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  
Sonia Ponce (absent)  
Debra Levels-McDavid  
Timothy Lopez  
John Armstrong  
Monica Washington (absent)

**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 note that Council members Washington and Ponce did inform her that they could not make it. Mr. Davis is out.
3. Certify Posting in accordance with State Law by Maryann Waddle.
4. Pledge by Mayor Lofton and Invocation by Councilmember Armstrong.
5. Citizens Input.  
None  
Consent Agenda
6. Approval of City Council Meeting Minutes from the September 6,2022, September 13,2022, September 26,2022, and September 27,2022, City Council Meeting.
7. Consider and or approve the second reading and adoption of ordinance to adopt amend permit fees rates permits to reflect increase in services.

Councilmember Armstrong motioned to approve the consent agenda as read.  
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,

Regular Agenda

8. Consider adoption of a resolution to approve entering into an agreement with Brooks Watson & Co., PLLC for auditing services.

John Watson joined the meeting via Zoom. He gave the council a history of the company and the services provided. A timeline for services was provided.

Councilmember Levels-McDavid motioned to adoption of a resolution to approve entering into an agreement with Brooks Watson & Co., PLLC for auditing services.

**Councilmember Armstrong seconded the motion and the motion carried as follows:  
Ayes: Councilmember Armstrong, Mayor Pro-Tem Moore, Councilmember Lopez,  
Councilmember Levels-McDavid McDavid, Mayor Lofton  
Nays: None  
Absent: Councilmember Ponce, Councilmember Washington,**

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

**Gil with MRB gave the council an update on the projects. On the distribution line side at the end of October. The bid was submitted to TWDB and one approved the contract will come to the city for approval A time line for the next bid process was given. On the drainage project (DWSRF) drainage project order by street was given. The project will be reviewed by TWDB in January, the bid process will run from January to March. And a contract will be awarded in March- April. Construction should start in May. Details on each project was given in detail. The outlay and payment process was explained.**

**10. Consider adoption of a resolution to approve entering into, or the renewal of , a services agreement with Linebarger Gorggan Blair & Sampson for ad valorem collection services.**

**Councilmember Levels-McDavid motioned to adoption of a resolution to approve entering into, or the renewal of , a services agreement with Linebarger Gorggan Blair & Sampson for ad valorem collection services.**

**Councilmember Armstrong seconded the motion and the motion carried as follows:  
Ayes: Councilmember Armstrong, Mayor Pro-Tem Moore, Councilmember Lopez,  
Councilmember Levels-McDavid McDavid, Mayor Lofton  
Nays: None  
Absent: Councilmember Ponce, Councilmember Washington,**

**11. Consider adoption of a resolution to approve a Professional Services Agreement with Mundo & Associates, Inc. , to provide planning and engineering services under the TPWD planning grant for the design and construction of a Boating Access Ramp for New City Lake.**

**Details about the project were presented to the council.**

**Mayor Pro-Tem Moore motioned to approve a Professional Services Agreement with Mundo & Associates, Inc. , to provide planning and engineering services under the TPWD planning grant for the design and construction of a Boating Access Ramp for New City Lake.**

**Councilmember Armstrong motioned to approve the consent agenda as read.**

**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 McDavid, Mayor Lofton**

**Nays: None**

**Absent: Councilmember Ponce, Councilmember Washington,**

**12. Consider adoption of a resolution approving and adopting amendments to the Policies of the Marlin Police Department applicable to the hiring and selection of new**

police officers and approval of an agreement to reimburse the City for the cost of attendance of a law enforcement training academy.

Chief Hommel told the council that this was stemming from the ideas he had mentioned in budget meetings. He is proposing a policy change in the PD to reflect the sending a candidate to the academy, paid for by the Police department. There would also be an agreement that the selected would enter with the city to secure the city's involvement. Each agreement would go before the council for consideration and approval. This would be a debt on the employees' part to the city. This would go to the city manager, chief, and the city attorney before it came to council. They would have to pass a background and be TCOLE approved before council get it for final approval. The applicant would only be responsible for the training reimbursement. When not in attending the academy, they will be work onsite at the PD for departmental training. If they quit before 2 years, they must pay it back. In the agreement, paragraph A it covers the reimbursement to the city in the event the employee leaves. This is adding a section in the department policy to add sending nonsworn officers to the academy and the policy does not go into detail so that the agreement can be decided on by the council.

Councilmember Armstrong motioned to adoption of a resolution approving and adopting amendments to the Policies of the Marlin Police Department applicable to the hiring and selection of new police officers and approval of an agreement to reimburse the City for the cost of attendance of a law enforcement training academy.

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 McDavid, Mayor Lofton

Nays: None

Absent: Councilmember Ponce, Councilmember Washington,

13. Conduct a Public Hearing on a request zoning change from Residential R-8400 Singal Residential District to C-2 Commercial Business District for property located at 5050 Williams St., Marlin Known as Outlot 145SW- old Oltorf Homestead.

a) Speak in favor. None

b) Speak in opposition. None

c) Questions by citizens. None

d) Close public hearing. Hearing was closed at 7:28pm

14 Discussion and action on recommendation on a request zoning change from Residential R-8400 Singal Residential District to C-2 Commercial Business District for property located at 5050 Williams St., Marlin Known as Outlot 145SW- old Oltorf Homestead.

Councilmember Armstrong motioned to approve recommendation to approve request zoning change from Residential R-8400 Singal Residential District to C-2 Commercial Business District for property located at 5050 Williams St., Marlin Known as Outlot 145SW- old Oltorf Homestead.

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 McDavid, Mayor Lofton

Nays: None

Absent: Councilmember Ponce, Councilmember Washington,

15. Consider and or approve the Bylaws for the Marlin Economic Development Corporation.

**Councilmember Armstrong motioned to approve the Bylaws for the Marlin Economic Development Corporation.**

**Council member Levels-McDavid seconded the motion and the motion carried as follows:**

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

**Nays: None**

**Absent: Councilmember Ponce, Councilmember Washington,**

**16. Discussion and or take action : funding alternatives and funding sources for the Marlin Economic Development**

**No Action**

**17. Consider and take action on casting the City's votes for the Falls County Appraisal District Board of Directors.**

**In the previous meeting the council had nominated John Barrett for the Falls County Appraisal District Board of Directors.**

**Councilmember Armstrong motioned that the city cast all votes for Jonh Barrett for the Falls County Appraisal District Board of Directors.**

**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 McDavid, Mayor Lofton**

**Nays: None**

**Absent: Councilmember Ponce, Councilmember Washington**

**18. Discussion and review of Department Reports.**

**City Manager**

**1. Brushy Creek: (May 24th Conversation)**

NRCS is going to initiate a Supplemental Plan Review of the Big Creek 19 (Brushy Creek) proposal, federal funding is available to build it, however he suggested several needed processes.

**2. Economic Development Information: CITY ATTORNEY**

**3. TCEQ Teleconference Updates: with Mayor, City Mngr. and Engineers :MAYOR**

**4. ECONOMIC DEVELOPMENT:**

**1. Walked Marlin Properties with Unnamed Developer**

**2. Walked Marlin Properties with 2nd Unnamed Developer**

**5. Surveyed Special Projects & Groundbreaking of Apple-Sport Park @Marlin :MAYOR**

**6. Worked on new grant opportunities & pending grants**

**7. Attended Meetings, Fielded Calls & Complaints, Walked and or Drove the city**

**Court**

- Total number of violations- 223
- Gross collected- \$24,947.50
- State fees- \$ 10,168.40
- Kept by city- \$14,779.10
- Jury notices sent out for Nov. 29, 2022
- Monthly reports have been completed

**Police**

Worked on getting cases to District Attorneys Office

DISTURBACE CALLS

30

ARREST 19  
CITATIONS 217  
THEFT CALLS 10  
TOTAL CALLS FOR SERVICE 663

#### **Fire Department**

- 89 emergency responses
- 2 structure fires (1 commercial & 1 residential)
- 826 emergency responses since Jan 1, 2022
- Fire safety presentation at EOAC Head Start
- Annual TCFP certification renewals completed

#### **Finance**

- Amount In The General Account Is \$3,642,080.09
- Amount In The Dedicated Water Fund Is \$377,001.92
- We Have Hired One New Employee For The Water Department For The Billing Clerk Position.
- We Have Begun The New Fiscal Year And Account Payables Is Current.

#### **Public Works.**

##### WATER DEPARTMENT

TURN ON 7  
TURN OFF 6  
REREAD 290  
DATAL LOG 1  
CHANGE METER HEAD 17  
WATER LEAKS 23  
SEWER BACK UP 23

##### STREET DEPARTMENT

REPAIR RIVER PUMP LINE,ROAD WORK ON GRESHAM,HARRIS,WASHINGTON,HUNTER,  
JACKSON,MARYLAND , AND SUNSET DR.  
WATER LEAKS ON NUEMAN ST.,SOUTHLAND N ANDERS. SEWER BACK UP ON BENARD AE., GIFT  
AND WALKER,N GRESHAM.  
CHANGE OIL IN 2012 CHEVY TRUCK,TRIME TREE ON COMMERCE ST.

##### LAWN CARE

MOW GRASS CALVERY CEMETERY,MACC BUILDING, AIRPORT PARK,FAULKNER PARK,RIGHT OF  
WAYS ON PARK ST., HARRIS ST,LIVE OAK ,COLEMAN , WALKER ST.MOW TENNIS COURT,

#### **Water Plant**

Jergensen Pump Co. returned Raw Water Pump 2 motor and installed it. Seems to be working great so far. This did return the extra flow we were lacking while it was down.

We received the TU 5400 Hach Turbidimeter and it will be installed November 7<sup>th</sup> 2022  
We received the 10 Koch Membrane filters- scheduled to be installed next Wednesday  
Escobar Fencing cleared out the fence line and noticed twice as much repairs and has installed the new fencing

Decant Valve- Has been running backwards for years and it finally seized up after we had to close it this month. Parts are ordered and ready for installation

Contracted Municipal H2o RMP (Risk Management Plan) for EPA compliance (Hazardous Chemicals)

Plants Clear Well was cleaned out by US Underwater Service

Prestige Worldwide installed HSP 2's check valve and it back in service.

#### WWT Waste Water Treatment Plant

A trench was dug out around the sides and back of the office to divert water to the ditch  
They are currently working on replacing the barbwire along some of the fence.  
The plants office is looking great. (painted, new window unit, new toilet, new flooring,  
broken windows repaired, trench dug)

**19. Future Agenda Items.**

none

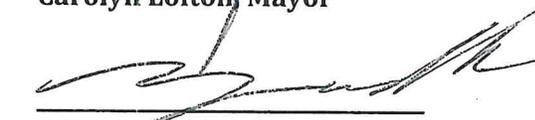
**20. Adjourn.**

Councilmember Moore made motion to adjourn, all in favor said "Aye" meeting ended  
at 8:45pm

**PASSED AND APPROVED ON THIS THE 13TH DAY OF December 2022.**



  
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Carolyn Lofton, Mayor

  
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Maryann Waddle, City Secretary