

STATE OF TEXAS
COUNTY OF FALLS
CITY OF MARLIN

On this the 13th day of December 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 (@ 6:02pm)
Debra Levels-McDavid
Timothy Lopez
John Armstrong
Monica Washington

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 Councilmember Armstrong.
Councilmember Ponce in at 6:02 pm
5. Citizens Input.
None
Consent Agenda
6. Approval of City Council Meeting Minutes from the October 11, 2022, and November 8, 2022, City Council Meeting.
Councilmember Armstrong motioned to approve the consent agenda.
Mayor Pro-Tem Moore seconded the motion and the motion carried as follows:
Ayes: Councilmember Armstrong, Mayor Pro-Tem Moore, Councilmember Lopez, Councilmember Ponce, Councilmember Levels-McDavid, Councilmember Washington, Mayor Lofton
Nays: None
Regular agenda
7. Update on TWDB, CWSRF, & DWSRF Projects from MRB Group.
Gil Gregory was not in attendance. Tom emailed the Mayor stating he was sick.
8. Discuss and consider the Notification of Award (NOA) with the Texas Water Development Board for possible acceptance and execution by the City.
The Mayor let the council know that this had already been approved she just wanted to let the council know that she was signing it.
9. Consider adoption of a resolution directing publication and posting of notice of intention to issue certificates of obligation
Councilmember Lopez moved to adopt a resolution directing publication and posting of notice of intention to issue certificates of obligation.
Councilmember Armstrong seconded the motion and the motion carried as follows:
Ayes: Councilmember Armstrong, Mayor Pro-Tem Moore, Councilmember Lopez, Councilmember Ponce, Councilmember Levels-McDavid, Councilmember Washington, Mayor Lofton
Nays: None

10. Consider and approve a resolution for professional services for the City of Marlin with Eddie Peacock, PLLC..

The council was told that this firm was recommended by the auditing firm that the city recently hired. This firm will reconcile the city books.

Councilmember Levels-McDavid made a motion to approve a resolution for professional services for the City of Marlin with Eddie Peacock, PLLC..

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

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

Nays: None

11. Discussion and or take action on ordinance to abandon an alley in block 3 of the A.E. Aikman addition in the City of Marlin.

City Attorney Parker advised the council that the individual needs to provide a survey of the area he is wanting the council to consider abandoning. There also needs to be research done in to whether there are services in the alley, like water, sewer, gas. Item will be tabled till more research is done and proper documentation provided. No Action

12. Consider and or approve a lease agreement with Robert Heise for city owned home located at 878 County Road 182, Marlin, Falls County, Texas.

This is the house that was used to facilitate the old city manager, located in the Brushy Creek area. It has been leased before. The individual wants to lease it for three years, with it not being the traditional 1 year lease Cedric wanted it to come to council. Mr. Heise wants to lease it for three years because he plans on doing work to the house. The monthly lease rate will be \$400.00 . The council wanted that a list of improvements be provided for them to properly execute the lease. Item will be tabled till next month.

No Action,

13. Consider and approve a resolution awarding an ARPA Micro Grant Award to Booker T. Washington Alumni.

Cedric let the council know that the scoring committee scored the application and decided to award the organization the full amount of \$2,500.

Councilmember Armstrong made a motion to approve a resolution awarding an ARPA Micro Grant Award to Booker T. Washington Alumni.

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

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

Nays: None

Abstain: Councilmember Levels-McDavid

- 14 Conduct the first reading of an ordinance amending Chapter 26 Utilities, Article II., Rates and Charges, Division 2 Water, to adopt amendments to the City's current water rates and water use charges.

Cedric let the council know that this ordinance would provide for a basic water fee and usage charge. 4,0000 would be in the base amount and the usage after is included.

Councilmember Ponce motioned to approve the first reading of an ordinance amending Chapter 26 Utilities, Article II., Rates and Charges, Division 2 Water, to adopt amendments to the City's current water rates and water use charges.

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

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

Nays: None

14. Discuss/Consider and or take action on request from Marlin EDC to call for an election in May of 2023 to allocate one-eighth percent or one quarter percent of the existing one and one-half percent City of Marlin sales tax to the Marlin 4-B Economic Development Corporation as allowed by applicable law.

City Attorney Parker told the council that there is an 8.25 max of which the state gets 6.25 , Falls county get .5 and the city of Marlin gets 1.5 of which .5 is dedicated to property tax relief. The city needs to contact the State Comptroller and see if the information is correct to be able to continue with the process to conduct an election for the EDC to receive .25. The city will need to call for the election by February 17. Mayor Lofton stated that Maryann can call to find out the allocations and the item will be brought for the January meeting.

15. Consider and or approve Marlin EDC request that the City of Marlin pay for an errors and omissions insurance policy and/or bonding for the appointed Directors of the Marlin 4-B Economic Development Corporation.

City Attorney Parker told the council that the city can vote to pay for a policy (which can be obtained at a local insurance agency). He recommended that the EDC get quotes and bring them back to the city for approval. This item will be on the January agenda for review.

17. Consider and or approve a proposed Agreement to Reimburse the City of Marlin for the Costs of Attendance of a Law Enforcement Training Academy with a potential cadet/applicant for the Marlin Police Department.

Councilmember Levels-McDavid motioned to approve first reading of ordinance to adopt amend permit fees rats permits to reflect increase in services.

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

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

Nays: None

18. Discussion and or take action on appointing members to serve on the City Parks Commission or parks board.

The boards have been established. The council needs to bring a nomination from each precinct for the next council meeting

19. Discussion and review of Department Reports.

City Manager

1. Economic Development Information: Land developers visited several potential inner-city development sites,

2.TCEQ and City Financial Advisor Teleconference on additional TWDB project funding, Mayor, City Mngr., and City Engineer

3 Surveyed Special Projects, walked / drove city to prioritize infrastructure immediate needs and resources needed. (Splash Pad portion of Apple-Sport Park was completed by the contractor, staff trained on the use of the computer and valves of the pad.

4. New Asphalt Zipper delivered; staff trained on its operations procedures

5.Worked on new grant opportunities & pending grants

6. Attended Meetings, Fielded Calls & Complaints, reviewed water rates adj., Walked and or drove the city

8. Explain today's TWDB financial resource Conference San Antonio, lots of information on money available to the city for repairs to the lake.

Court

- ❖ GROSS COLLECTED- \$24,621.29
- ❖ STATE FEES- \$ 9,679.24
- ❖ KEPT BY CITY- \$14,942.05
- ❖ 2 COURT DATES- NO ARRESTS
- ❖ Held a jury trial successfully- no hiccups
- ❖ Monthly reports have been completed
- ❖ All warrants have been cleared in the system- will start again next year 2023

Police

Submitted NIBRS report to DPS for the month of October.

Completed 2021-2022 Asset Forfeiture report to Attorney Generals Office.

During the Month of November, the Marlin Police Department caught hit with the FLU bug. We had several officers and dispatchers out.

Chief Hommel Hommel has been covering several shifts in November and December.

We have several officers and dispatchers working extra shifts.

We hired a part time dispatcher that will start the week of the 12th.

Total Call 596

Disturbances 29

Accidents 15

unwanted persons 12

stolen vehicle 3

recovered stolen vehicle 2 We hired a new Animal Control Officer Robert Thomas. He is working on getting several of our dogs adopted out. We are also starting working on getting bids to extend the MAC building to hold additional 10 kennels. Code Enforcement Officer has been working on getting the junked and abandon vehicles off the city streets.

He is working with our new company making sure permit are being got.

He will be attending Basic Code Enforcement certification training and will work under my license for the 1st year. Thomas is working on the Face Book page strictly for the Animals.

Fire Department

- ☐ 69 emergency responses
- ☐ 873 emergency responses since Jan 1, 2022
- ☐ No major incidents occurred during the previous month.
- ☐ Annual SCBA full-function testing completed by technician from Metro Fire. No issues, damages or defects were found during the testing process.
- ☐ Began using Texas Fire Educators for Fire Instructor & Fire Officer training courses. Their classroom format is 100% online and course content and assignments are very thorough.
- ☐ Per U.S. Drought Monitor (Dec 1 update): Drought conditions have improved slightly. Over 46% of county in severe drought (D2) and over 99% in moderate drought (D1). Recent rains have likely improved matters.
- ☐ Former public safety communications tower, at N. Bus 6 & Lakeview Dr, was demolished during final days of November. This tower was no longer being utilized. This was part of HOTCOG's communications grant project performed on the city's behalf.
- ☐ Everbridge system was used for boil order notification. This online system is provided to the city at no cost by HOTCOG Homeland Security Division.

Finance

- THE AMOUNT IN THE GENERAL FUND ACCOUNT IS \$2,833,927.41
- THE AMOUNT IN THE DEDICATED WATER FUND IS \$387,036.51

Maria has taken a job closer to where she lives. The job will be posted.

Public Works.

WATER DEPARTMENT

- TURN ON 14
- TURN OFF 8
- READ METER 2187
- REREAD 12
- WATER LEAK 12
- SEWER BACK UP 25

STREET DEPARTMENT / LAWN CARE

WORK ON SEWER MAIN ON GIFT ST., POUR CHEMICALS TO OIL TRUCK, DOWN TREE ON 1200 BLK OF COLEMAN ST., WEED EAT RIGHT OF WAYS (DURR ST., SAMUELS ST., GRIMES ST., LINCOLN ST., CONOLY ST.), WATER LEAK ON BERNARD AVE., WATER LEAK ON POTOMAC ST., WEED EAT RIGHT OF WAYS ON CHARLES ST., FALLS ST., AND FIRST ST., SEWER BACK UP ON ROYAL AND BRYDEN ST., WATER LEAK ON LIVE OAK, WATER LEAK AT 1203 COLEMAN ST., 1205 FUSCHIE ST., AND SEWER BACK UP AT 719 CARTER ST., SEWER BACK UP AT 418 NORWOOD ST. FILL HOLE ON LIVE OAK ST.

Water Plant

- Personnel: We are fully staffed. Training is still in progress
- Production: Our average flow has been between a 1.2 MGD to a 1.5 MGD daily. We pumped 34,031,640 Gallons from the lake this month. We pumped Treated water at 29,564,734 gallons.
- Weekly Operations: All normal operations were performed this month. The daily activities at the WT Plant were taken care of. The weekly DIT's were performed and passed. We have done more filter repair and more scheduled repair next week.
- Maintenance: The Decant (recycling) Ponds gate valve was fixed and not working correctly. HSP 3 is blown and Jergensen Pumps has removed the pump and taken it to their shop for repairs. We contracted a company named Municipal H2o this back in November which has completed our EPA's RPM compliance binder. We are still working hand in hand with them to automate compliance issues for the next coming years. One of our FFB pumps is starting to show errors for some reason. We are investigating it and trying to figure out the source problem. Clarifier 2's motor is starting to make a lot of noise and leaking oil. We are waiting on Mr. Horton whom has worked on it in the past to give us an estimate. We are still waiting on some sludge
- Filter Maintenance: All the new Koch filters have been installed and it did help with the DIT testing. It is not as good as we expected but we do hope it buys us another 8 month or longer while waiting on the Nanostone project.
- Waste Water plant: The tractor was fixed under warranty. A storm door was purchased and gutters were installed on the building to help prevent the office from its normal flooding. All job functions were complete. All samples were done, and monthly reporting was finished.

19. Future Agenda Items.

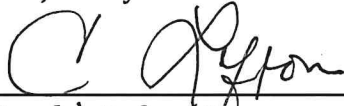
Items tabled will be revisited next month .

20.. Adjourn.

Mayor Pro-Tem Moore made motion to adjourn, all in favor said "Aye" meeting ended at 7:38pm

PASSED AND APPROVED ON THIS THE 10TH DAY OF January 2023.




Carolyn Lofton, Mayor

A handwritten signature in black ink, appearing to read 'Maryann Waddle', written over a horizontal line.

Maryann Waddle, City Secretary