

STATE OF TEXAS
COUNTY OF FALLS
CITY OF MARLIN

On this the 11th day of April 2023, 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 Neddie Moore
Sonia Ponce
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.
5. Citizens Input.

none

Consent Agenda

6. Approval of the City Council Meeting Minutes from them March 14, 2023 City Council Meeting
7. Conduct the second reading of and approve an ordinance to adopt an amended and updated Marlin Police Department Policy and Procedure Manual to include a Use of Force Continuum Policy .

The council wished to pull item 7 out of the consent agenda for further discussion.

Councilmember Levels-McDavid motioned to approve number 6 on the consent agenda as read and to leave out item number 7 for further discussion.

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

Regular Agenda.

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

Tom Caponi addressed the council.

DWSRF the project for the water plant clarifier rehabilitation project was bid project was signed and got the notice to proceed. TWDB issued the concurrence. 4 bids were received for the 2nd part of the water distribution lines. It was below the base estimates. There is a base bid and alternates. The outlays have been going good now,

CWSRF, plans will be submitted by the end of the month to TWDB. This is phase 1 , will take 30-45 days, there will be an add placed for bids. This will include Falls, Commerce, Gorge and Little. The closing for the second half was today and the contract is done. Outlays have been submitted and up to date. EID is with the core estimated date is in 20224. The process is still back and forth with the core. Outlays are going good for this project as well, and they have started invoicing on the second project as well.

There will be a pre-construction meeting Monday at 10am .

7. Conduct the second reading of and approve an ordinance to adopt an amended and updated Marlin Police Department Policy and Procedure Manual to include a Use of Force Continuum Policy .

The council wanted to make sure the Juvenile policy was included. Chief Hommel explained that there are sections, and the juvenile policy is in there and the council requested changes were made.

Mayor Pro-Tem Moore motioned to approve the second reading of and approve an ordinance to adopt an amended and updated Marlin Police Department Policy and Procedure Manual

Councilmember Levels- McDavid 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

9. Update on the Nanostone upgrade

Updates were given

10. Discussion and or take action on presentation from EDS TTECH Training LLC. By Risheem Muhammed.

Risheem Muhammed addressed the council and gave them a history on his company. This program would focus on training rural areas to train them in construction. This is in the area for fiber optics and broadband. This is in special trades construction. They would like a MOU to submit to the Texas Department of Agriculture. It is nationally certified. The administrative cost is rolled into the grant cost. The program would be open to all citizens, funding should be available in the fall. There are different types of training. It is OJT style. Questions about the training facilities, and how that aspect of it would be facilitated. He said if the city had land, they could put up a double wide and fencing around it. They use a stackable credentials model. The funding will cover tuition. It would mainly be students and ex-

military. No MOU has been provided yet. A MOU will be provided to the City Attorney for review and brought back to council.

11. Discussion and consideration on presentation by Jody Czajkoski, MHWRE Commercial real-estate firm, Magnolia Bend on Lake Marlin.

Jody Czajkoski addressed the council about the city owned property around the city lake. He would like to acquire the land and develop it for housing. He told the council of his ties to Marlin and his ventures in the time he has left. He gave cost estimates for the housing and talked about city water services to the area. He produced the city attorney with documents to review and said he is looking forward to working with the city.

10. Discuss, consider, and adopt a resolution to designate authorized signatories for the Texas Community Development Block Grant program.

Councilmember Armstrong motioned to adopt a resolution to designate authorized signatories for the Texas Community Development Block Grant program.

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

12. Consider and approve the appointment of Directors to serve on the Marlin Parks Board.

Councilmember 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

13. Discussion and or take action on City of Marlin FM 2117 waterline abandonment.

This letter will be issued to the state for the TWDB water line replacement and improvements. The lines are in the state right of way so the notice to the state has to be issued.

Councilmember Ponce motioned to approve the City of Marlin FM 2117 waterline abandonment

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

The next step in this would be to get the city engineer to do a planning study so that the city knows how much if any more footage they may need to acquire to widen the street . Council told Cedric to get with Mundo to start the planning phase. Planning design will be brought back to council.

15. Consider and approve a resolution awarding an ARPA Micro Grant Award to Faith, Hope , and Charity .

Council was told that the scoring committee met and they suggested that the applicant be awarded the \$2,500.

Councilmember Armstrong motioned to approve a resolution awarding an ARPA Micro Grant Award to Faith, Hope, and Charity for the \$2,500.

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

16. Consider and approve a resolution awarding an ARPA Micro Grant Award to The Marlin Public Library.

Council was told that the scoring committee met and they suggested that the applicant be awarded the \$2,500.

Councilmember Ponce motioned to approve a resolution awarding an ARPA Micro Grant Award to The Marlin Public Library for the \$2,500.

Councilmember Levels-McDavid 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

17. Consider and approve a resolution for an additional award of ARPA Micro Grant Funds in the amount of \$10,000 to the Marlin Public Library.

This item will come back to council , as the program stands there is no exceptions for going over the \$2,500.

18. a. Convene into executive session pursuant to Tex. Gov't. Code 551.074 to hear a complaint against the City Manager.

Council was informed that the matter was resolved No Action taken

b. Reconvene into public session and take action as appropriate in the City Council's discretion with regard to a complaint against the City Manager.

19.

Department Updates were allowed to speak at this time.

City Manager

1. Attended local meetings with developers, Fielded calls & visited complainants, talked with City Atty. on any or all legal matters.
2. Teleconference with State & Federal Legislators, TWDB, & Engineers on Infrastructure/Community Projects.
3. Worked on pending or new grants:
 - A. Texas Community Development Block Grant
 - B. (TxCDBG 2023-2024).
 - C. B. Texas Capital Fund (TCF 2023-2024) Downtown Revitalization Grant Program.
 - D. D. National Infrastructure Investment & Jobs Act (RAISE Discretionary Funds) Grant Program
4. Surveyed Special Projects, walked / drove city to review additional infrastructure needs and resources.
Received acknowledgment from legislative & gov't offices

Court

- ❖ **GROSS COLLECTED- \$32,006.95**
- ❖ **STATE FEES- \$10,696.15**
- ❖ **KEPT BY CITY- \$21,310.80**
- ❖ **1 COURT DATE HELD- 1 COURT DATE CANCELED/RESET**
- ❖ **Monthly reports have been completed**
- ❖ **Clean up" is still on-going- no active warrants will be issued until it is completed.**

Police

- Submitted NIBRS report to DPS for the month of January.
- Went to trial on a 2020 Aggravated Sexual Assault of a Child. During trial subject took a Plea 18years
- 18 Arrest
- 10 Suspicious Persons
- Coffee with a cop at Lakeview restaurant.
- Hired Officer McDaniel 13years certified police officer. He holds a Master Peace Officer License.
- Coffee With a Cop Will Be at McDonalds starting Tuesday 05/02/2023
- Total Calls 561
Disturbances 28

Accidents 10

Unwanted Persons 13

Citations 135

- Code Enforcement Officer Position was posted on 04/05/2023. Animal Control Officer has been covering.

Fire

- ☐ 92 emergency responses for month of February 2023.
- ☐ 261 emergency responses between 01/01 and 04/05
- ☐ No equipment, vehicle or facility issues during March.
- ☐ Responded to one (1) structure fire at 1139 McClanahan Road. Fire was contained to apartment of origin.
- ☐ Experienced a slight increase in medical helicopter landing zone requests.
- ☐ Winter Storm Mara pSTATs completed and submitted during March. One (1) pSTAT was submitted for emergency protective measures (responses) and one (1) was submitted for debris management.
- ☐ All Marlin and Falls County residents are encouraged to visit www.hotready.com to register their cellular devices for emergency and severe weather alerts. Alerts can be received via voice call, text message, e-mail, or a combination of the three.

Finance

Balances

- General Fund \$3,563,958.79
- Dedicated Water Fund \$412,497.96
- Water Office
 - Bills went out with a notice of garbage rate increase
 - The increase will show up on the May 2023 bill

Water plant

Richard was out

Public Works

Water Department

Turn On 18 - Turn Off 11 - Utility Locate 11 - Change Meter Head 3 - Red Tag 6

Water Leaks 11 - Sewer Back Ups 25

Street Department

Road Repair Jordan St., San Antonio St. Harris, Washington, Price, Houghton, Donohoo Chambers, Commerce, Kennedy And Benard Ave. S. Gresham, Westwood, Lost Forrest, Haul Limbs From West Anders, Pull Pump At McDonalds Lift Station, Replace Mailbox At 219 Royal Dr., Replace Alternator On Truck 16-01, Sewer Back Up At 402 Donohoo And 1016 Capps

50 Streets Completed By Big Tex & Tar Pavers With A (3) Year Warranty On Work & (12-15) Year Warranty On Materials, Street Repair Ongoing All Year Around

Lawn Care

Mowed All Water Towers, Lift Stations, Parks, Cemeterys, Pavilion, And Right Of Ways Down Live Oak, Walker

Tourism

- Getting to know Marlin!
- Re-familiarized Myself with the City of Marlin
- Reviewed Past Events
- Created A Department Operations Manual
- Social Media
- What Was, What's to Come!
- Took part in Celebrating The City of Marlin Appreciation Day
- Met with EAA Chapter 34 – Young Eagles Rally
- 4TH OF July Celebration
- Shop Downtown Marlin
- Marlin Blue Fest


22. Future Agenda items.

Widening of Willis Street will come back to the council., along with the changes to be made to the ARPA program.

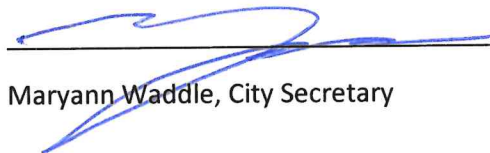
23 . Adjourn.

Mayor Pro-Tem Moore made motion to adjourn, all in favor said “Aye” meeting ended at 9:15pm

PASSED AND APPROVED ON THIS THE 11TH DAY OF April 2023.



Carolyn Lofton, Mayor



Maryann Waddle, City Secretary