

STATE OF TEXAS
COUNTY OF FALLS
CITY OF MARLIN

On this the 11th day of July 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 Susan Byrd
Mayor Pro-Tem Debra Levels-McDavid
Sonia Ponce(absent)
Monica Washington
Timothy Lopez
Cecil Sparks (@ 6:06pm)
John Armstrong

STAFF

James Hommel, Interim City Manager/ Chief of Police
Maryann Waddle, City Secretary
James Parker, City Attorney

1. Call to Order by Mayor Byrd @ 6:00pm.
2. Roll Call by Maryann Waddle.
3. Certify Posting in accordance with State Law by Maryann Waddle.
4. Pledge by Mayor Byrd and Invocation by Pastor Clark.
5. Citizens Input.
Carolyn Lofton addresses the council on water plant projects.
CJ Westmoreland addressed the council and thanked them for all they do.
Sorayen Payne addressed the council about roads.

Councilmember Sparks @ 6:06pm

Consent Agenda

6. Conduct the second reading and consider the adoption of an ordinance to approve an increase in the number of members of the board of the City Park Commission from 9 members to 11 members.
Mayor Pro-Tem Levels-McDavid motioned to approve the adoption of an ordinance to approve an increase in the number of members of the board of the City Park Commission from 9 members to 11 members.

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

Ayes: Councilmember Armstrong, Councilmember Sparks, Councilmember Lopez
Councilmember Ponce, Mayor Pro-Tem Levels-McDavid, Councilmember Washington,
Mayor Byrd

Nays: None

Absent: Councilmember Ponce

Regular agenda

7. Updates/Status: City Business not needing immediate discussion or action from City Council (2-3min):

City Manager

Meeting with Grant Works
Met with the Eaa on the air show.
Worked on 2023-2024 budget
Renewed wto sludge permit & wwtp permit
Worked on change over

Court

- GROSS COLLECTED- \$38,135.35
 - STATE FEES- \$15,050.05
 - KEPT BY CITY- \$23,085.30
- attended Court administrator seminar
- Started issuing fta's once again after over two years

Police

Submitted NIBRS report to DPS for the month of April.

24 Arrest

14 Suspicious Persons / Vehicle

Total Calls 739

Disturbances 17

Accidents 8

Unwanted Persons 15

Citations 297

Indecency of a child officers caught in the act at a local city park.

Assisted other Agency 18

ACO

We worked an animal cruelty case where 4 dogs were relinquished. We then had the Seizure hearing where a total of 10 dogs were relinquished to the city.

Micro chip Sat July 22,2023 12pm-3pm

ACO building on Capps

Code

Code Enforcement has issued 22 code letters. 8 has fixed the problems. Code has checked 45 business for permits and 30 did not have permits at that time.

Fire

- **62 emergency responses for month of June 2023.**
- **467 emergency responses between 01/01 and 07/07**
- **No equipment, vehicle or facility issues during June.**
- **Delivery of FAST-funded brush truck delayed. Should arrive in mid-July and be placed in-service shortly thereafter**
- **Ford Bronco (Squad 1) was retrieved from Apple Sport and is currently awaiting upfitting (lights, siren, decals, etc.). Will likely use Waco-based Neel Fire Protection Apparatus for upfitting.**
- Per U.S. Drought Monitor's July 6th update, our portion of Falls County is NOT experiencing drought conditions. We will likely begin experiencing drought conditions later this month due to ongoing triple digit temperatures & little to no precipitation.
- Per the Texas A&M Forest Service, our county's wildfire potential is currently moderate. As dry conditions continue, this will likely be upgraded to high. High temperatures, dry vegetation, low humidity, and high wind speeds are prime conditions for the ignition, growth, and spread of wildfires.
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FINANCE

GENERAL: \$2,365,865.26

5% DEDICATED WATER: \$324,758.68

AUDIT AND RECONCILIATION IS ONGOING

BUDGET WORK WITH STAFF IS ONGOING, BUDGET WORKSHOPS WITH COUNCIL TO BE SET.

AP S ARE CURRENT

WATER OFFICE

WATER BILLS HAVE GONE OUT

Public Works**WATER DEPARTMENT**

TURN ON 28

TURN OFF 17

REREADS 6

WATERLEAK 13

SEWERBACK UP 7

STREET DEPARTMENT

BLADE ROADS KENNEDY ST, DUMBAR ST, ROOSERVELT ST, LAMB ST, CRAIK ST, EVANS ST, BROWN ST, LANGE ST, STRINGFELLOW, PATCH PARK ST, DONOHOO ST
PLOT GRAVE H-1-11, LEAK ON CAPPS ST, MIDWAY TRAILER PARK, EMERGENCY SHUT
OFF AT 602 HARTER, SEWER BACK UPS 214 WILEY ST, 1011 ROCKDAM RD, 402
DONOHOO ST.

LAWN CARE

PICK UP TRASH AT ALL PARKS, MOW ALL PIVILION, PARKS, TOWERS, AND LIFT
STATIONS.

Water Treatment Plant

- Employee's – We had a department transfer. She moved from the water office to the WTP. She is doing great. She's finished her training and has been on night shift for about 3 or 4 weeks now. She's already completed her Basic Water Operations TCEQ class and we will be signing her up for her D license test soon.
- We hired another employee who has completed his 3 weeks training and starts on shift today.
- We've been trying to get everyone in all the required classes to renew licenses or to upgrade. 4 us traveled to Killeen a few weeks ago to take a class.
- 2 out of 3 Filter Feed pumps are currently out. We've authorized 1 of them to be fixed so we will have a back up.
- The motor for clarifier 2 center well has stopped working. PB equipment is under contract to fix it and rehab the clarifier. Only Clarifier 1 is operation which can treat up to 3MGD. We only do a max of 1.4 MGD
- TCEQ has done several investigations this month due to the color of the water and the many complaints from concerned citizens.
- TCEQ collected samples from the water plant. Iron & Manganese were at high levels due to last years drought and this years early rainfall filling up the lake. Elements from the bottom of the lake are now suspended higher and coming through the intake. When these elements are treated with chlorine they oxidize and turn into suspended solids making the water yellow and brown. TCEQ recommends to NOT boil your water.
- Our engineers are working on a new injection point for sodium permanganate. This oxidized both iron and manganese instantly. Doing this before the clarifiers will allow the

suspended solids to be filtered out before it reaches our finished water going into the distribution lines.

- We will be sending out an update to the city on what to do when they encounter brown water.
- The City Manager has agreed to get 10 more Koch Membrane filters

8. Presentation from Mike Wilson on hiring process and recommendations on hiring a city manager. Mike Wilson gave a presentation on his companies processes of hiring.

9. Discuss and consider approval of job posting for the city manager position to include description, salary range, process of hiring(panels) and other description details. Councilmember Sparks motioned to post on TML and the city web site the city manager job posting. Councilmember Washington seconded the motion and the motion carried as follows:

Ayes: Councilmember Armstrong, Councilmember Sparks, Councilmember Lopez, Mayor Pro-Tem Levels-McDavid, Councilmember Washington, Mayor Byrd

Nays: None

Absent: Councilmember Ponce

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

Update was given by Gil from MRB on status of CWSRF and DWSRF.

11. Discussion and or take action on an assurance agreement assures the U. S. Department of Agriculture that Recipient is in compliance with and will continue to comply with Title VI of the Civil Rights Act of 1964 (42 USC 2000d et. seq.), 7 CFR Part 15, and Rural Housing Service, Rural Business-Cooperative Service, Rural Utilities Service, Risk Management Agency, or the Farm Service Agency, (hereafter known as the "Agency") regulations promulgated thereunder, 7 C.F.R. § 1901.202. Item was tabled no action.

12. Discussion and or take action to authorize the city engineer to conduct an engineering field survey for the widening of Willis St. , to accommodate increase in traffic.

This would be to have Mundo prepare the information. This project would help to replace not only city lines but individually owned lines as well. Discussion was had on the process of the project and how the project information came about.

Mayor Pro-Tem Moore motioned to entering into a Memorandum of Understanding with Mundo and Associates, Inc. to prepare and file the TWDB LSLR "Project Information Form" (application) for a LSLR Grant to perform the TCEQ-required Service Line Inventory Report.

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

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

Nays: None

Absent: Councilmember Ponce

13. Consider and or approve a resolution appointing Kayci Nehring (Falls County Tax Assessor Collector) to calculate the effective Tax rate for the City of Marlin for 2023.

Mayor Pro-Tem Levels-McDavid motioned to approve a resolution appointing Kayci Nehring (Falls County Tax Assessor Collector) to calculate the effective Tax rate for the City of Marlin for 2023.

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

Ayes: Councilmember Armstrong, Councilmember Sparks, Councilmember Lopez, Mayor Pro-Tem Levels-McDavid, Councilmember Washington, Mayor Byrd

Nays: None

Absent: Councilmember Ponce

14. Consider and or approve an Interlocal Agreement for assessment and collection of taxes between the Falls County Tax Assessor Collector and the city of Marlin.

Mayor Pro-Tem Levels-McDavid motioned to approve an Interlocal Agreement for assessment and collection of taxes between the Falls County Tax Assessor Collector and the city of Marlin.

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

Ayes: Councilmember Armstrong, Councilmember Sparks, Councilmember Lopez
Councilmember Ponce, Mayor Pro-Tem Levels-McDavid, Councilmember Washington,
Mayor Byrd

Nays: None

Absent: Councilmember Ponce

15. Discussion and presentation by Texas Rebuild of alternate funding options for the city infrastructure needs.

Presentation by Texas rebuild was given. The proposal included funding ideas for the removal of sludge in the retention ponds at the waste water treatment plant.

16. Discussion and or take action to approve a quote and bid to repair a generator at the City's water treatment plan.

The quote was given to the council, the quote was originally \$40,000 but it was reduced to \$35,554.20. Discussion was held on possible grants to replace the generator; the council was informed that the work needed to be done and grants take time. The council was informed that there was available funds in the budget to cover the cost.

Mayor Pro-Tem Levels McDavid motioned to approve a quote and bid to repair a generator at the City's water treatment plan for \$35,554.20.

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

Ayes: Councilmember Armstrong, Councilmember Sparks, Councilmember Lopez,
Mayor Pro-Tem Levels-McDavid, Councilmember Washington, Mayor Byrd

Nays: None

Absent: Councilmember Ponce

17. Discussion and or take action to appoint members to serve on the City park Commission.

There was one more applicant that had to wait until the number increased to pass.

Mayor Pro-Tem Levels -McDavid motioned to appoint Michael Magourick to serve on the City park Commission

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

Ayes: Councilmember Armstrong, Councilmember Sparks, Councilmember Lopez, Mayor
Pro-Tem Levels-McDavid, Councilmember Washington, Mayor Byrd

Nays: None

Absent: Councilmember Ponce

18. Discussion and or take action on Robert E. Lee Drive maintenance and condition.

Information was given on Robert E. Lee Drive, history of drainage and road condition was talked about. Scott will go and look at the road and see what can be done . Councilmember Sparks stated the item is to be on the next agenda to get an update.

No Action

19. Discussion and or take action on Marlin Truck Stop request for water service.

The lines request would cost an estimated \$15,000 . The council was let know that Mr. Barrett with the EDC was working with the Truck Stop Owners to negotiate the voluntary annexation process.

20. Public Hearing on a requested Special Use Permit to replat into parcels on property to be located 1111 North Business Hwy 6 & 1109 North Business Hwy 6, also known as Anastacio De La Serda Survey , A-67 , Falls County , Texas Being 0.987 acres.

- a) Speak In Favor. None
- b) Speak In Opposition. None
- c) Questions by Citizens. None
- d) Close Public Hearing. @ 8:16pm

21. Discussion and action on recommendation on Special Use Permit to replat into parcels on property to be located 1111 North Business Hwy 6 & 1109 North Business Hwy 6, also known as Anastacio De La Serda Survey , A-67 , Falls County , Texas Being 0.987 acres.

Council was told about the location and that the Planning and Zoning Board recommends that the replat be granted.

Councilmember Armstrong motioned to approve the recommendation on Special Use Permit to replat into parcels on property to be located 1111 North Business Hwy 6 & 1109 North Business Hwy 6, also known as Anastacio De La Serda Survey , A-67 , Falls County , Texas Being 0.987 acres.

Mayor Pro Tem Levels-McDavid seconded the motion and the motion carried as follows:

Ayes: Councilmember Armstrong, Councilmember Sparks, Councilmember Lopez
Councilmember Ponce, Mayor Pro-Tem Levels-McDavid, Councilmember Washington, Mayor Byrd

Nays: None

Absent: Councilmember Ponce

22. Consider and approve a resolution approving an award of an ARPA Micro-Grant award to The Historic Allan House.

Discussion was had on how much was left in the Mico Grants for Non Profits. Council discussed giving 22 and 23 \$1,250 each to split and the rest to item 24.

Councilmember Armstrong motioned to approve a resolution approving an award of an ARPA Micro-Grant award to The Historic Allan House for \$1,250.

Councilmember Sparks s seconded the motion and the motion carried as follows:

Ayes: Councilmember Armstrong, Councilmember Sparks, Councilmember Lopez, Mayor Pro-Tem Levels-McDavid, Councilmember Washington, Mayor Byrd

Nays: None

Absent: Councilmember Ponce

23. Consider and approve a resolution approving an award of an ARPA Micro-Grant award to The Juneteenth Organization.

Mayor Pro-Tem Debra Levels-McDavid motioned to approve a resolution approving an award of an ARPA Micro-Grant award to The Juneteenth Organization for \$1,250.

Councilmember Sparks s seconded the motion and the motion carried as follows:

Ayes: Councilmember Armstrong, Councilmember Sparks, Councilmember Lopez, Mayor Pro-Tem Levels-McDavid, Councilmember Washington, Mayor Byrd

Nays: None

Absent: Councilmember Ponce

24. Consider and approve a resolution approving of a request for a waiver under the Community Outreach Micro-Grant Program Policies and authorize an additional award of an ARPA Micro Grant Award to the Falconer Stamps Center.

Mayor Pro-Tem Levels McDavid motioned to approve a resolution approving of a request for a waiver under the Community Outreach Micro-Grant Program Policies and authorize an additional award of an ARPA Micro Grant Award to the Falconer Stamps Center for the remaining balance left in the ARPA funds of \$3,000

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

Ayes: Councilmember Armstrong, Councilmember Sparks, Councilmember Lopez, Mayor Pro-Tem Levels-McDavid, Councilmember Washington, Mayor Byrd

Nays: None

Absent: Councilmember Ponce

Ayes: Councilmember Armstrong, Councilmember Sparks, Councilmember Lopez, Mayor Pro-Tem Levels-McDavid, Councilmember Washington, Mayor Byrd

Nays: None

Absent: Councilmember Ponce

25. Mayor's Update.

Mayor Byrd provided an update to the council.

26. Discussion on upcoming budget workshops for council.

Budget workshop will be held on July 18, 2023 at 6pm

27. Future Agenda items

Filters for the water plant

28. Adjourn.

Mayor Pro-Tem Moore made motion to adjourn, all in favor said "Aye" meeting ended at 7:20pm

PASSED AND APPROVED ON THIS THE 12TH DAY OF September 2023.




Susan Byrd, Mayor


Maryann Waddle, City Secretary