

STATE OF TEXAS
COUNTY OF FALLS
CITY OF MARLIN

On this the 12th day of November, 2013, the City Council of the City of Marlin, Texas convened in a REGULAR SCHEDULED MEETING, at 5:30pm, the same being open to the public and having been posted as prescribed in Local Government Code, Section 555-041 with the following members present to wit:

ELECTED OFFICIALS

Mayor Elizabeth Nelson
Mayor Pro-Tem Henderson
Rose Morin - Absent
Cecil Sparks
Billie Jean Scaggs
Tommy Tate @ 5:33pm
Arthur Allen

STAFF

William McDonald, City Manager
Sandra Herring, City Secretary
Justin Parker, Acting Fire Chief
Darrell Allen, Police Chief
Kujo Jones, Waster Water Operator

1. Call to Order by Mayor Nelson @ 5:30pm.
2. Roll Call by Sandra Herring.
3. Certify Posting in accordance with State Law.
4. Invocation & Pledge by Elizabeth Nelson & Arthur Allen.
5. Citizens Input:
 - Rev. Waylon Sias, 909 Coleman Street, drainage at church at 507 Bennett, water goes from George Street to Bennett Street.
 - Benson Hartsfield, 423 Bennett Street, drainage on Bennett, water stands for days.

Mayor Nelson indicated that City Attorney's arrival would be a few minutes late and request to move forward with those items that did not require his input.

6. (Agenda Item 7) Consideration and Action concerning approval of votes for Falls County Appraisal District Board.
Councilmember Allen made motion to split the city votes of 143 between David Lawson and Larry Wornat which would be 71.5 votes each.

Councilmember Scaggs second this motion and the motion carried as follows:

AYES: Councilmember Sparks, Mayor Pro-Tem Henderson, Councilmember Scaggs, Councilmember Tate, Councilmember Allen, Mayor Nelson.

NAYS: None.

ABSENT: Councilmember Morin

7. (Agenda Item 9) Consideration and Action concerning Resolution No. 13-053, an application for grant and participating in a Regional Study for alternative water source planning projects.

Councilmember Tate made motion to approve Resolution No. 13-053.

Councilmember Henderson seconded this motion.

Mr. McDonald indicated that the city would use Brushy Creek funds for the participation in this study.

With a motion and a second, the motion carried as follows:

AYES: Councilmember Sparks, Mayor Pro-Tem Henderson, Councilmember Scaggs, Councilmember Tate, Councilmember Allen, Mayor Nelson.

NAYS: None.

ABSENT: Councilmember Morin

8. (Agenda Item 8) Consideration and Action concerning First Reading of Ordinance No. 13-052, amending the Solid Waste Collection Rates for 2014.

Tim Henderson was present and indicated that there had been no increase since March of 2012 and with the provisions in the contract they were allowed to request an increase or decrease each year depending on the CPI.

Councilmember Allen made motion to approve Ordinance No. 13-052 for the First Reading.

Councilmember Scaggs seconded this motion and the motion carried as follows:

AYES: Mayor Pro-Tem Henderson, Councilmember Scaggs, Councilmember Tate, Councilmember Allen, Mayor Nelson.

NAYS: None.

ABSTAIN: Councilmember Sparks

ABSENT: Councilmember Morin

9. (Agenda Item 12) Discussion and Action concerning Community Service Worker Program (Judge Lessman).

Judge Lessman shared with the Council what the impact of the Community Service Worker Program has benefited the City. It has resulted in over 4300 hours of community service work to the city's benefit such as clerical work, building janitorial work, streets and maintenance work and other projects such as the community garden. Judge Lessman is working on what other establishment criteria must be met to qualify to receive community service work performed on behalf of the court. No action necessary.

10. (Agenda Item 10) Consideration and Action concerning the authorization to proceed with hiring a water billing clerk and advertising in-house for a fire-chief appointment.

After brief discussion about budget standing and funding, the Council determined that it may not be the best time to add personnel and could look at that after the first of the year. The Fire

Chief position would not add any additional personnel and Council discussed advertising for that position in house.

Councilmember Tate made motion to advertise in-house for a Fire Chief appointment.

AYES: Councilmember Sparks, Mayor Pro-Tem Henderson, Councilmember Scaggs, Councilmember Tate, Councilmember Allen, Mayor Nelson.

NAYS: None.

ABSENT: Councilmember Morin

11. (Agenda Item 6) Consideration and Action concerning Resolution No. 13-050, concerning adopting an updated city personnel policy.

Councilmember Tate made motion to approve Resolution No. 13-050.

Councilmember Henderson seconded this motion.

Councilmember Tate requested to change Human Resources Director to Human Resources Manager, that position does not direct other personnel. Comment was made to add appendix to the Table of Contents.

With a motion and a second, the motion carried as follows:

AYES: Councilmember Sparks, Mayor Pro-Tem Henderson, Councilmember Scaggs, Councilmember Tate, Councilmember Allen, Mayor Nelson.

NAYS: None.

ABSENT: Councilmember Morin

12. (Agenda Item 11) Consideration and Action concerning First Reading of Ordinance No. 13-051, amending Chapter 5 "Animals and Fowl" of the Marlin Code of Ordinances with revisions regulating microchip and spay and neutering of animals.

Discussion included the need for a city animal shelter and a lost and found picture campaign to deter cost of taking animals to the Waco Shelter. Sparks disagrees with Section 13.

Councilmember Sparks made motion to approve Ordinance No. 13-051 on First Reading.

Mayor Pro-Tem Henderson seconded this motion and the motion carried as follows:

AYES: Councilmember Sparks, Mayor Pro-Tem Henderson, Councilmember Scaggs, Councilmember Tate, Councilmember Allen, Mayor Nelson.

NAYS: None.

ABSENT: Councilmember Morin

13. (Agenda Item 13) Executive Session: Personnel Matters, Open Meeting Act Section 551-074: to deliberate the evaluation, appointment, re-assignment, discipline, or termination of a public officer or employee.

- City Manager

14. Action on Executive Session. No Action Taken.

15. Future Agenda Items. None.

16. Adjourn.

Councilmember Tate made motion to adjourn.

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

AYES: Councilmember Sparks, Mayor Pro-Tem Henderson, Councilmember Scaggs, Councilmember Tate, Councilmember Allen, Mayor Nelson.

NAYS: None.

ABSENT: Councilmember Morin

PASSED AND APPROVED ON THIS THE 11TH DAY OF FEBRUARY, 2014.



Elizabeth Nelson
Elizabeth Nelson, Mayor

Sandra Herring
Sandra Herring, City Secretary