

STATE OF TEXAS  
COUNTY OF FALLS  
CITY OF MARLIN

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On this the 10th day of June 2014, 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 551.041 with the following members present to wit:

**ELECTED OFFICIALS**

Mayor Elizabeth Nelson  
Mayor Pro-Tem Henderson  
Rose Morin - Absent  
Cecil Sparks @ 5:37pm  
Billie Jean Scaggs  
Tommy Tate - Absent  
Douglas Porter

**STAFF**

Richard Fletcher, Interim City Manager  
Danica Lewis, Administrative Assistant

1. Call to Order by Mayor Nelson @ 5:30pm.
2. Roll Call by Danica Lewis.
3. Certify Posting in accordance with State Law.
4. Invocation & Pledge by Douglas Porter and Billie Jean Scaggs.
5. Citizens Input: Kathy Sartor, D-Day Event success, Thank you to Mayor Pro-Tem Henderson.
6. Approval of Minutes from May 13th, 2014.

Mayor Pro-Tem Henderson made motion to approve Minutes from May 13<sup>th</sup>, 2014.

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

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

NAYS: None.

ABSENT: Councilmember Sparks, Councilmember Morin & Councilmember Tate.

Councilmember Sparks entered the meeting at 5:37pm.

7. Discussion and action concerning Resolution No. 14-019, authorizing the purchase of an Enhanced Pinpoint Walk-Through Metal Detector with Court Security Funds requested by the Municipal Judge.

Judge Denton Lessman spoke on the advantages of purchasing this machine, stating it is flexible, non invasive, a good fit for City Hall and can be used at other events.

Mayor Pro-Tem Henderson made a motion to authorize purchase.

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

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

NAYS: None.

ABSENT: Councilmember Morin & Councilmember Tate.

8. **Discussion and action on adoption of Ordinance No. 14-018 amending Chapter 1 General Provisions of the Code of Ordinances by adding Sec. 1.12.1 providing how actions for violating provisions of the city code may be initiated.**

Mayor Pro-Tem Henderson made the motion to accept Ordinance No.14-018.

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

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

NAYS: None.

ABSENT: Councilmember Morin & Councilmember Tate.

9. **Hear Justin R. Bragiel, General Counsel for the Texas Hotel and Lodging Association concerning proper handling of Hotel-Motel Tax Funds.**

Mr. Bragiel discussed in length ways hotel tax revenue can be used.

10. **Public Hearing: Juvenile Curfew ordinance considering readoption, modification or repeal of the juvenile curfew ordinance.**

Chief Darrell Allen spoke on how having the curfew in place aids in curbing juvenile incidents.

- a. Speak In Favor: 1 spoke – Kathy Sartor.
- b. Speak In Opposition: None.
- c. Questions by Citizens: None.
- d. Close Public Hearing: @ 6:45 p.m.

11. **Discussion and action concerning Ordinance No. 14-016, on readoption, modification or repeal of juvenile curfew ordinance.**

Mayor Pro-Tem Henderson Sparks made motion to accept Ordinance 14-016 with curfew set to 10:00 p.m. weekdays & 11:00 p.m. weekends with the ability to revisit when school starts back up.

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

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

NAYS: None.

ABSENT: Councilmember Morin & Councilmember Tate.

12. **Second Reading: Discussion and action concerning Ordinance No. 14-010, consider adopting changes in zoning regulations to add Recreational Vehicle Camp at approved uses in C-2 Zone with Special Use Permit.**

Councilmember Porter made motion to approve Ordinance No. 14-010 adopting changes in zoning regulations.

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

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

NAYS: None.

ABSENT: Councilmember Morin & Councilmember Tate.

**13. Second Reading: Discussion and action concerning Ordinance No. 14-011, consider adopting rules and regulations for Recreational Vehicle Camp.**

Mayor Pro-Tem Henderson made motion to approve Ordinance No. 14-011.

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

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

NAYS: None.

ABSENT: Councilmember Morin & Councilmember Tate.

**14. Discussion and action on setting rates for airplane hangar leases at the Marlin Municipal Airport.**

Councilmember Sparks made motion to approve Ordinance No. 14-011 at a rate of \$0.40 per sq. ft. for A, B, D & a rate of \$100.00 per month for C.

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

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

NAYS: None.

ABSENT: Councilmember Morin & Councilmember Tate.

**15. Discussion and action concerning setting a date for a Special Meeting to receive the FY 2012/2013 Audit on June 24<sup>th</sup> at 5:30pm.**

Mayor Pro-Tem Henderson made motion to accept June, 24<sup>th</sup> for Special Meeting.

Councilmember Scaggs seconded this motion and motion carried as follows:

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

NAYS: None.

ABSENT: Councilmember Morin & Councilmember Tate.

**16. Discussion and action concerning Ordinance No. 14-017, consideration on Thru Truck and Truck Route Ordinance.**

Councilmember Scaggs made motion to approve Ordinance No. 14-017.

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

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

NAYS: None.

ABSENT: Councilmember Morin & Councilmember Tate.

**17. Discussion and action on Animal Shelter and Animal Control issues.**

Make sure Animal shelter & Animal Control issues are a budgetary item.

**18. Future Agenda Items. Contacting congressmen regarding VA Hospital.**

**19. Adjourn.**

Councilmember Sparks made motion to adjourn.

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

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

NAYS: None.

ABSENT: Councilmember Morin & Councilmember Tate.

**PASSED AND APPROVED ON THIS THE 8TH DAY OF JULY, 2014.**



*Elizabeth Nelson*  
Elizabeth Nelson, Mayor

*Sandra Herring*  
Sandra Herring, City Secretary