

ORDINANCE NO. 14-021

AN ORDINANCE OF THE CITY OF MARLIN, TEXAS AMENDING THE MARLIN CITY CODE OF ORDINANCES BY CREATING THE MARLIN COMMUNITY INITIATIVE, A PROGRAM TO COORDINATE PROBATIONER AND VOLUNTEER INVOLVEMENT IN COMMUNITY MAINTENANCE.

WHEREAS, the City Council of the City of Marlin recognizes the important role that volunteers and volunteer-led organizations play in the day to day life of the community; and

WHEREAS, thousands of hours of community service assigned to probationers are not used in the City of Marlin for purposes that benefit the residents of the entire community; and

WHEREAS, individuals serving probation can and should be reintegrated into community life through targeted community service activities that create for them a positive role within the city; and

WHEREAS, the City of Marlin has unmet needs for right of way and public property maintenance, including but not limited to: litter, debris, overgrown grass and weeds, and dirt; and

WHEREAS, in order to provide for the unmet needs of the city, the City Council desires to take the lead by coordinating a first-of-its-kind community engagement effort designed to bring individuals serving court-assigned community service and volunteers together under the City's direction to meet the needs of the city's residents, while keeping costs to a minimum.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MARLIN, TEXAS:

SECTION 1.

That the findings contained in the preamble of this Ordinance are determined to be true and correct, and are hereby adopted as part of this Ordinance.

SECTION 2.

That the Code of Ordinances, City of Marlin, Texas, is hereby amended by adding a chapter, to be numbered Chapter 15 ½ , which said chapter reads as follows:

Chapter 15 ½ Marlin Community Initiative

Section 15 ½ .01 Purposes

Section 15 ½ .02 Interlocal Agreements

Section 15 ½ .03 Program Structure

15 ½ .01 PURPOSES

The purpose of this chapter is to provide for the excellent maintenance of public property and rights of way in the City of Marlin, so that residents may reap the benefits of a cleaner and more attractive city, without overly encumbering taxpayers with significant costs or staff time. This effort shall be called the "Marlin Community Initiative," unless such time as the City Council wishes to designate a different name.

15 ½ .02 INTERLOCAL AGREEMENTS

The City Manager shall have the authority to enter into interlocal agreements for the fulfillment of this chapter with other local entities such as but not limited to: Falls County, Marlin Independent School District, as well as probation offices whose jurisdiction includes the City of Marlin. Additionally, the City Manager shall have the authority to direct the appropriate personnel, including the Chief of Police, to fulfill the terms of any interlocal agreements related to this chapter.

15 ½ .03 PROGRAM STRUCTURE

The City Council of the City of Marlin shall outline areas of the city during a recurring item at meetings, at least once per month, that it wishes to have addressed by the Marlin Community Initiative. The City Council shall designate specific rights of way, blocks, public properties, or other publicly owned facilities for community cleanup and maintenance. The City Manager shall then ensure adequate public notice of the program.

The program shall take place once per week, for a number of hours designated by the City Council, on a day designated appropriate by the City Council, with any exclusions or exceptions to be designated by direction of the City Council. The City Manager shall enter into agreements with local probation officers for the provision of community service hours for probationers during the assigned service period, for them to work at the behest of the city during that time in the designated area for the week.

The City Council and City Manager shall work with private entities such as businesses, charities, non-profits, and other organizations to coordinate the involvement of volunteers during the designated day. Volunteers will work under the same directive as the probationers, cleaning up an assigned area and doing whatever maintenance is deemed necessary for the designated area.

The City of Marlin shall find an adequate supervisor for the probationers involved in the Marlin Community Initiative, whether volunteer, associated with the City, with another local government entity, or a local probation office. This supervisor shall be jointly responsible for ensuring that the assigned area is completed for the day.

The City Council shall be briefed on the progress of the Marlin Community Initiative by the City Manager or a designee.

SECTION 3. SEVERABILITY

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid

judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

SECTION 4. EFFECTIVE DATE

This ordinance shall be in full force and effect from and after its final passage and publication.

PASSED ON FIRST READING on the 9th day of September, 2014.

CITY OF MARLIN

By: Elizabeth Nelson
Elizabeth Nelson, Mayor

ATTEST:

Sandra Herring
Sandra Herring, City Secretary

PASSED AND APPROVED ON SECOND READING on the 23rd day of September, 2014.

CITY OF MARLIN

By: Elizabeth Nelson
Elizabeth Nelson, Mayor

ATTEST:

Sandra Herring
Sandra Herring, City Secretary