

STATE OF TEXAS
COUNTY OF FALLS
CITY OF MARLIN

On this the 8th day of January, 2013, the City Council of the City of Marlin, Texas convened in a REGULAR SCHEDULED CITY COUNCIL 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
Cecil Sparks @ 5:35pm
Billie Jean Scaggs
Tommy Tate @ 5:42pm
Arthur Allen

STAFF

William McDonald, City Manager
Sandra Herring, City Secretary

1. Call to Order by Mayor Nelson @ 5:32pm.
2. Roll Call by Sandra Herring.
3. Certify Posting in accordance with Open Meetings Act.
4. Invocation & Pledge by Scottie Henderson & Billie Jean Scaggs.
5. Citizens Input: Michael Mayer, 1025 Walker St., Trash being thrown in yard, loud exhaust pipes and radios all night.
6. Approval of Minutes: June 12th; July 10th & 31st; August 14th; September 11th, 18th, 25th and 28th; October 9th; November 9th & 13th; December 11th.

Councilmember Allen made motion to approve the minutes with corrections as necessary.

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

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

NAYS: Councilmember Tate.

7. Discussion and Action concerning first reading of Ordinance No. 13-001, adopting regulations for high grass and weeds not to exceed 12 inches.

Mayor Pro-Tem Henderson made motion to approve Resolution No. 13-001 as presented.

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

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

NAYS: None.

8. Discussion and Action concerning first reading of Ordinance No. 13-002, adopting regulations regarding substandard and dilapidated structures.

Councilmember Morin made motion to approve Ordinance No. 13-002 as presented.

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

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

NAYS: None.

Councilmember Allen asked that Mr. McDonald check with Mike Dixon about the Septic Tank regulations within the Ordinance and see if a grandfather clause is necessary.

9. Discussion and Action on Resolution No. 13-005, adopting administrative guidelines for the use of the City van by non-profit organizations.

Council deliberated with Mr. McDonald regarding their main issue of liability and asked him to meet with the various non-profit groups and bring back in February. Mr. McDonald indicated it may take more time but would bring back to Council.

Councilmember Sparks made motion to table Resolution No. 13-005 until more information was available.

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

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

NAYS: None.

10. Discussion and Action on Resolution No. 13-004, authorizing the upgrade of computer servers.

Councilmember Allen made motion to approve Resolution No. 13-004 as presented.

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

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

NAYS: None.

****Councilmember Scaggs exited the Council meeting @ 6:15pm.**

11. Discussion and Action concerning Resolution No. 13-003, acknowledging the city's intent to

pursue an exemption to the potential conflict of interest in connection with the Texas Home Program and further acknowledging that the subject of the conflict of interest has recues herself from the Council's involvement in said Texas Home Program functions.

Mr. McDonald explained that two of the qualifying applicants were related to Councilmember Scaggs and that in order for them to complete the application approval process the City would have to request an exemption to the potential conflict of interest in connection with the Texas Home Program and the Scaggs family. Mr. McDonald included that Councilmember Scaggs has recused herself from the Home Program process in order to eliminate any conflict.

Mayor Pro-Tem Henderson made motion to approve Resolution No. 13-003 as presented.

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

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

NAYS: None.

RECUSED: Councilmember Scaggs.

12. Future Agenda Items.

Employee Guidelines, Human Resources job description.

****Councilmember Scaggs reentered the meeting @ 6:31pm.**

13. Adjourn.

Councilmember Sparks made motion to adjourn.

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

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

NAYS: None.

PASSED AND APPROVED ON THIS THE 12TH DAY OF FEBRUARY 2013.



Elizabeth Nelson
Elizabeth Nelson, Mayor

Sandra Herring
Sandra Herring, City Secretary