

On this the 14th day of April 2015, the City Council of the City of Marlin, Texas convened in a REGULAR SCHEDULED CALLED 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

Cecil Sparks - Absent

Billie Jean Scaggs

Tommy Tate - Absent

Douglas Porter

**STAFF**

Richard Fletcher, Int. City Manager

Nancy Dominguez, Water Office Supervisor

1. Call to Order by Mayor Nelson @ 5:32pm.
2. Roll Call by Nancy Dominguez.
3. Certify Posting in accordance with State Law by City Manager.
4. Invocation by Rev. Steve Johnson & Pledge by Rose Morin.
  
5. Citizens Input: Steve Johnson, 709 Harter, wanted to know what was being done on the drainage in south Marlin.
  
6. Approval of Minutes from March 10<sup>th</sup> and March 24<sup>th</sup>, 2015.  
Councilmember Morin made motion to approve the minutes as presented.  
Councilmember Porter seconded this motion and the motion carried as follows:  

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

**NAYS: None.**

**ABSENT: Councilmember Sparks & Councilmember Tate.**
  
7. Hear Judge Lessman concerning proposal to add a Deputy Municipal Court Clerk in the next budget cycle.  
Judge Lessman spoke to the Council about getting a backup clerk for the court.

**8. Discussion and action on water supply agreement with Neuhaus Family Trusts Partnership.**

Mr. Fletcher included some background information on the water rights from BRA. The city has two sets of water rights, one is from the State of Texas for 2000 acre feet and the other is by contract with BRA for 1200 acre feet take or pay. In 2006 all parties agreed to sell water to a local farm operation for \$30 an acre foot based on an agreement with BRA in 1999 and expired in 2009. The new agreement extends from 2009 to 2040 and does not include the option of selling any water rights. Mr. Fletcher indicated that his discussions with the water attorney, Brian Sledge of Austin, recommends not selling water to the local farmer until we have an agreement with BRA to do so to avoid being in violation of the current agreement. Neuhaus has been notified. Recommending no action.

**9. Discussion and action on donation of surplus fire equipment to Forest Service Helping Hands Program.**

The Marlin Fire Department come under the regulation of the Texas Fire Commission who mandates equipment expiration guidelines for certain fire equipment based on the City being a paid department. The Forest Service Helping Hands Program is the middle man for doing municipal fire equipment. By following this path, the City will be releasing the liability of the equipment to the Helping Hands Program and receive a certificate stating such release.

**Councilmember Porter made motion to donate the equipment to Forest Service Helping hands Program.**

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

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

NAYS: None.

ABSENT: Councilmember Sparks & Councilmember Tate.

**10. Discussion and action on budget amendment to employ a Water Treatment Supervisor holding TCEQ "A" Surface Water License.**

Current budget would support this individual until the end of this fiscal year. Next year salaries would need to be increased to support this position. It has been advertised in-house and open to the public and this appears to be the best qualified to run our water plant. D, C, B License are more common, and to find an A license holder is rare and we must continue to search for this type of personnel for this position to stay in compliance with state regulations. The question is are you ready for a higher license personnel in charge at the water plant. Council discussed the current finances how it would be viewed by other employees. This would impact the budget, not much this year, but next year for sure. Discussed increasing current salary to assume crew leader position. No action taken.

**11. Discussion and action on repairs to Hobby elevated water storage tank.**

Mr. Fletcher has indicated that the inspection of the Hobby Tower did not fair well. There is rust in the seams that are welded and it requires a new cost of paint. After speaking with the engineers, Mr. Fletcher indicated that a perfect project could run \$80K to \$150K BUT IF the paint contained lead is would be significantly higher, but was something that would have to be done in the near future. Engineers indicated that the paint could be tested for a determination as to whether it was lead based and present that to the Council.

**Councilmember Porter made motion to have administration request from KSA engineers to request from the tank inspectors various paint samples from the tank and provide an action plan for getting the water tank into compliance with State regulations.**

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

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

NAYS: None.

ABSENT: Councilmember Sparks & Councilmember Tate.

**12. Discussion and action on plans for street and drainage improvements throughout the City.**

Mr. Fletcher indicated that there was a real need for improvement to the street and drainage throughout the City particularly in the southern area which the topography tends to be flatter with less drainage. Mayor Nelson indicated that the City must get together a plan of how it is going to proceed with the drainage and street issues in the community. She indicated that herself and Councilmember Scaggs had drove through some of the problem areas to rely to the engineers. Councilmember Scaggs indicated that she belief is that the drains are stopped up and need to be cleared of blockage. She indicated that she had driven with KSA and showed them where the drains are that need to be fcleared of debris. Interlocal agreements have not helped the situation due to the lack of City participation. The water does not drain outside of the City, it is draining into the City not out of the City. Mayor Pro-Tem Henderson says that he has looked at the issue himself and it appears to be pooling like a lake and there is nowhere for the water to go and the City needs to see what we can do to fix that.

**Councilmember Porter made motion to have KSA Engineers devise a plan for street repairs and drainage repairs throughout the City including estimated project costs.**

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

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

NAYS: None.

ABSENT: Councilmember Sparks & Councilmember Tate.

**13. Future agenda items.**

Mr. Fletcher announced that Mr. Daniels would not be coming to the City. He is asking Council for a Special Meeting for 4-21-15 for an interview with another candidate. Council agreed.

**14. Adjourn.**

**Mayor Pro-Tem Henderson made motion to adjourn. All in favor.**

**PASSED AND APPROVED ON THIS THE 12TH DAY OF MAY, 2015.**



*Elizabeth Nelson*  
Elizabeth Nelson, Mayor

*Sandra Herring*  
Sandra Herring, City Secretary