

On this the 12th day of May, 2015, 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  
Cecil Sparks  
Billie Jean Scaggs  
Tommy Tate - Absent  
Douglas Porter

**STAFF**

Deck Shaver, Interim City Manager  
Sandra Herring, City Secretary  
Mike Dixon, City Attorney

1. Call to Order by Mayor Nelson @ 5:30pm.
2. Roll Call by Sandra Herring.
3. Certify Posting in accordance with State Law by Sandra Herring.
4. Invocation by Billie Jean Scaggs & Pledge by Douglas Porter.
5. Citizens Input: Mosby Land Management, introducing business to Council.  
Michael Meyer, Loud Pipes & Music, Clean up the town, help it to be profitable.

**ADDENDUM TO AGENDA:**

**Hear the Heart of Texas Council of Governments Report on the Efficient Towns and Counties Program.**

Meagan Henderson of Downtown Waco presents the HOTETC Report. The report indicates that through this program Marlin was granted \$40,000 for engineering and mapping of city systems. These resources are being combined into a system that overlaps the infrastructure assets into an electronic database . The study also provided that removing pavement and/or concrete from some city streets may be more beneficial.

6. Approval of minutes from April 14<sup>th</sup> and April 21<sup>st</sup>, 2015.

**Councilmember Porter made motion to approve the minutes with corrections.**

**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 Porter, Mayor Nelson

NAYS: None.

ABSENT: Councilmember Tate.

**7. Public Hearing on a proposed Special Use Permit to allow a manufactured home on a 23.790 acre tract of land located at 1135 McClanahan Road.**

**Open at 6:12pm**

- a. Speak in Favor. Robert Anderson, requestor & Curtis Smith.**
- b. Speak in Opposition. None.**
- c. Questions by Citizens. Dwight Thomas about location.**
- d. Close Public Hearing.**

**Closed at 6:35pm**

**8. Discussion and action on recommendation from Planning and Zoning Commission on proposed Special Use Permit to allow a manufactured home on a 23.79 acre tract at 1135 McClanahan Road.**

Mike Dixon the City attorney visited with the Council on issues of a manufactured home ordinance and was unable to make a legal determination on this item. The City Secretary indicates that there has been discussions but no actual ordinance passed in reference to manufactured homes. The Council requested that the City Manager and Mike Dixon work together on this to make a determination as to what is in legally in place in regards to this SUP request.

**Mayor Pro-Tem Henderson made motion to have the City Manager and Mike Dixon work together on this to make a determination as to what is in legally in place in regards to this SUP request.**

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

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

NAYS: None.

ABSENT: Councilmember Tate.

**9. Discussion on Redistricting in 2012.**

Mike Dixon was present for discussion with Mayor Pro-Tem Henderson. Mayor Pro-Tem Henderson said that he had concerns with the map and individuals not on the list of registered voters and other election problems. Mr. Dixon indicated that it sounded to him like what was needed was an "After Election Report" which would reveal issues encountered and resolutions determined in regards to the election for 2015. The City Secretary and County Election Administrator should compile the report.

**10. Discussion and action on Resolution No. 15-012 designating Deck Shaver as a signatory on all city bank accounts.**

**Mayor Pro-Tem Henderson made motion to approve Resolution No. 15-012 as presented.**

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

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

NAYS: None.

ABSENT: Councilmember Tate.

**11. Discussion and action on Ordinance No. 15-013, conducting the canvass of the May 9<sup>th</sup> General Municipal Election results and certifying the Election.**

**Mayor Nelson appointed Mayor Pro-Tem Henderson, Councilmembers Porter and Morin to perform the canvass.**

Reconvening from the canvass it was determined that due to some paperwork issues, the only canvass that could be completed was for Precinct 3.

**After brief discussion, Mayor Pro-Tem Henderson made the motion to approve Ordinance No. 15-013, declaring the election of Norman D. Erskine as Councilmember for Precinct 1 and Billie Jean Scaggs as Councilmember for Precinct 3 with 42 votes over candidate Michael Magouirk with 18 votes.**

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

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

NAYS: None.

ABSTAIN: Councilmember Scaggs.

ABSENT: Councilmember Tate.

#### **12. Administer Oaths to Newly Elected Officials.**

Judge Denny Lessman was present to administer the Statement of Elected Official and the Oath of Office to Councilmember Scaggs and Councilmember Erskine.

#### **13. Election of a Mayor Pro-Tem.**

This items was tabled due to the inability to complete the canvass.

#### **14. Future agenda items.**

Water meters with EMWS customers. Redistricting, precinct lines.

#### **15. Adjourn.**

**Councilmember Sparks made motion to adjourn, all in favor said I:**

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

NAYS: None.

ABSENT: Councilmember Tate.

**PASSED AND APPROVED ON THIS THE 9TH DAY OF JUNE, 2015.**



*Elizabeth Nelson*  
Elizabeth Nelson, Mayor

*Sandra Herring*  
Sandra Herring, City Secretary