

On this the 14th day of July, 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
Neddie Moore
Billie Jean Scaggs
Norman Erskine
Douglas Porter

STAFF

Deck Shaver, Interim City Manager
Sandra Herring, City Secretary

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 Neddie Moore & Pledge by Billie Jean Scaggs.
5. Citizens Input.

Shirley King, Faith Hope and Charity will be having a Musical Benefit at the new building located at 405 E. First Street and is asking to block off that portion of First Street from 4pm to 8pm on August 29th.

Brenda Harris-709 Bennett, Thank you for the band aids, Chapter 15 Nuisance and Rubbish/Weeds, needs someone to enforce this Chapter.

Robert Anderson, 1135 McClanahan Rd, requested code on mobile homes, he is buying a mobile home from an individual and it is a personal issue.

Linda Johnson, Cut tree's back off the road, properties need to be cleaned up.

Juliet Evans, Bryden Street, has property on First Street, fix streets and overgrown drains.

6. Approval of minutes from June 9th and June 16th, 2015.

Councilmember Morin made motion to approve the minutes from June 9th and June 16th, 2015.

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

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

NAYS: None.

7. Discussion and action on Ordinance No. 15-019, reappointment of Municipal Court Judge and Municipal Prosecutor.

Councilmember Porter made motion to approve Ordinance No., 15-019 reappointing the Municipal Judge for a two year term.

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

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

NAYS: None.

Councilmember Moore asked the City Manager to see when evaluations are due.

8. Public Hearing on a proposed Special Use Permit to allow a manufactured home on a .90 acre located at 700 Tiller Street.

Opened at 5:56pm

- a. Speak In Favor.** Latresha Thomas, 700 Tiller, in favor-her new home for her children
- b. Speak In Opposition.** None
- c. Questions by Citizens.** None
- d. Close of Public Hearing.** @5:58pm

9. Discussion and action on proposed Special Use Permit to allow a manufactured home on a .90 acre lot located at 700 Tiller Street.

Mayor Pro-Tem Henderson approved for discussion.

Councilmember Moore seconded the motion.

Discussion included the availability of water and sewer service lines in close proximity which actual border the Tiller Street side of the property and would improve the area overall.

With a motion and a second the motion carried as follows:

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

NAYS: None.

10. Discussion and action on Interlocal Agreement with Falls County for the cutting of trees on west side of Ward Street from Sewanee to the beginning of Mesquite Tree Lane.

Discussion included the need for so many other items that need to be addressed in the city that several members of council would like to see other things addressed before the cutting of trees on this portion of the street. There are trees all over the city that need to be cut off the streets and roads.

Councilmember Moore made motion to set aside or postpone until a later date.

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

AYES: Councilmember Moore, Mayor Pro-Tem Henderson, Councilmember Scaggs.

NAYS: Councilmember Erskine, Councilmember Porter, Mayor Nelson.

ABSTAIN: Councilmember Morin

Motion Failed.

Discussion continued on the importance of moving forward. This request came for one of the County Commissioners.

Councilmember Porter made motion to approve the Interlocal Agreement for the cutting of trees as indicated on Ward Street.

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

AYES: Councilmember Morin, Councilmember Erskine, Councilmember Porter, Mayor Nelson.

NAYS: Councilmember Moore, Mayor Pro-Tem Henderson, Councilmember Scaggs.

11. Discussion and action on Ordinance No. 15-020, appointing Diane Michalk to calculate the effective tax rate for the year 2015.

Mayor Pro-Tem Henderson made motion to approve Ordinance No. 15-020 as presented.

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

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

NAYS: None.

12. Discussion and action on an Assessment and Collection agreement with the Falls County Tax Assessor-Collectors Office.

Councilmember Porter made motion to approve for discussion.

Councilmember Erskine seconded this motion.

Discussion included adding the City Manager to section 11.

With a motion and a second the motion carried as follows:

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

NAYS: None.

13. Discussion and action on Resolution No. 15-022, declaring surplus property and authorizing the sale of same.

Mr. Shaver indicated that the items listed are old fire hydrants, some antique and water meters at the end of their useful life.

Councilmember Morin made motion to approve Resolution No. 15-022 as presented.

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

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

NAYS: None.

14. Discussion and action on Resolution No. 15-023, declaring surplus property and authorizing the sale of same.

Mr. Shaver indicated that the items listed are old and damaged furniture items. Councilmember Moore made motion to approve Resolution No. 15-023 as presented.

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

NAYS: None.

15. Discussion and action on Resolution No. 15-024, declaring surplus property and authorizing the sale of same.

Mr. Shaver explained that the most of the items listed were out dated electronic parts and pieces as well as vehicles that need more repairs than the vehicles are worth.

Councilmember Morin made motion to approve Resolution No. 15-024 as presented.

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

AYES: Councilmember Morin , Councilmember Moore, Councilmember Erskine, Councilmember Porter, Mayor Nelson.

NAYS: Mayor Pro-Tem Henderson.

ABSTAIN: Councilmember Scaggs.

16. Discussion and on purchase of Police Department vehicles lighting and equipment. Councilmember Morin made motion to approve with clarification.

Councilmember Porter seconded this motion.

Council requested clarification as to the need for the additional lighting. Chief Allen explained and showed that the light bars on top of the vehicles are not in visible sight from the rear of the vehicle and he is requesting for officer safety. Council expressed their concerns for the officers and citizens while in custody. Mr. Shaver shared that the proceeds from the sale of the surplus items will assist with the purchase of these items. Council also believes that the purchase of these items could have been budgeted for by purchasing one less Tahoe.

With a motion and a second the motion carried as follows:

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

NAYS: None.

17. Discussion and action on Resolution No. 15-021, authorizing submission, executive officer, and authorized representative in all matters pertaining to the city's participation in the Texas Community Development Block Grant Program application for Community Enhancement Funds.

Discussion began with a proposed project that would include the Pavilion in the City Park currently under lease contract with the Falls County Youth Fair Association. Members of Council were not comfortable with making any decisions regarding that location without the city attorney being present to assist with some clarification. Their understanding was that the FCYF was supposed to invest up to \$400,000 in the building and that the funding from this grant could be used elsewhere. Mayor Nelson indicated that certain circumstances could be resolved with an agreement with the FCYF.

Mayor Pro-Tem Henderson made motion to table this item due to the lack of information.

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

AYES: Councilmember Moore, Mayor Pro-Tem Henderson, Councilmember Scaggs,

NAYS: Councilmember Morin, Councilmember Erskine, Councilmember Porter, Mayor Nelson.

Discussion continued with expressions of the need to keep the city moving forward and making improvement when the opportunity presents itself.

Mayor calls for a motion. No other motion made.

18. Discussion and action on engineering matters including update on Drainage Report.

Mr. Shaver indicated that city crews were currently working on some of the drainage areas by cleaning out ditches and that more would be coming in the following weeks.

19. Future agenda items.

Drainage, interviews for City Manager, Financial assistance, grass/limbs on roads on south side of Marlin.

20. Adjourn.

Mayor Pro-Tem Henderson made motion to adjourn, all in favor said I:

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

NAYS: None.

@ 7:45pm

PASSED AND APPROVED ON THIS THE 11TH DAY OF AUGUST, 2015.



Elizabeth Nelson
Elizabeth Nelson, Mayor

Sandra Herring
Sandra Herring, City Secretary