

On this the 13th day of October, 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
Neddie Moore
Billie Jean Scaggs
Norman Erskine
Douglas Porter

STAFF

Ken Knight, 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. Pledge by Neddie Moore & Invocation by Douglas Porter.
5. Citizens Input.

Juliet Evans, 201 First Street: Cattle trucks and 18 wheel vehicles in residential area. Kids playing in this area.

6. Engineers Report on First Street Drainage.

Council was presented with a report from KSA on previous study that was performed for First Street.

7. Discussion and action on a Right of Way Encroachment Agreement for 128 Post Office Street, Marlin.

Mike Dixon was present to discuss with Council the legalities of the Encroachment Agreement and the responsibilities of the property owner.

Councilmember Erskine made motion to approve the Right of Way Encroachment Agreement for 128 Post Office Street.

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.

8. Discussion and action on Ordinance No. 15-029, abandoning interest, if any, in platted but undeveloped, unnamed street not within the city limits, Emerson Reeves Addition.

Mike Dixon explained that the city had no real interest in a street that was not within the City and that someone had already built on.

Councilmember Moore made motion to approve Ordinance No. 15-029 abandoning the unnamed, undeveloped street.

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.

9. Discussion and action on Resolution No. 15-030, consideration of contract for the financing of Copsync hardware and software.

Council discussion lead to Option 4 and adding the city manager as a signatory.

Mayor Pro-Tem Henderson made motion to approve Option 4 and to add the City Manager as a signatory.

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.

10. Discussion and action on the purchase of (54) TARGA II Filters, shipping and support for one skid at the Marlin Water Plant in the amount of \$167,000 from the Water Rehab Fund as budgeted for 2015/2016 Fiscal Year.

City Manager Ken Knight and Public Works Director Scott Fornash discussed with Council that these filters are the only option as a replacement for the current filter. Councilmember Morin made motion to approve the purchase of the TARGA II Filters from Water Rehab as budgeted.

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.

11. Discussion and action on Resolution No. 15-031, authorizing Kenneth Knight, City Manager to be a signatory on all city checking accounts.

Councilmember Erskine made motion to approve Kenneth Knight as a signatory on all city checking accounts.

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.

Entered at 7:03pm.

12. Executive Session: Personnel Matters, Open Meetings Act Section 551.074: to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee.

a. Appointment of Fire Chief or Interim Fire Chief.

Exited at 7:47pm

13. Discussion and action on Executive Session: Personnel Matters.

Councilmember Moore made motion to accept the resignation from Justin Parker as Fire Chief and appoint Donald Pruitt as Interim Fire Chief. Effective Oct 31st, 2015.

Mayor Pro-Tem Henderson 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.

Entered at 7:50pm

14. Executive Session: Consultation with Attorney, Open Meeting Act Section 551.071 pending or threatened litigation, settlement offer, claims, or other matters for which the attorneys' duties to their client under Texas State bar Disciplinary Rules of Professional Conduct Conflicts with the Open Meetings Act (CH.551, Gov. Code) if necessary for a subject contained on this agenda, and with regard to:

- a. Code Enforcement-old Buie Hospital building; Chamber of Commerce contract; and legal options with regard to dissolved or forfeited development corporation assets.

Exited at 8:28pm

15. Discussion and action from Executive Session: Consultation with Attorney.
No Action Taken.

16. 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.

PASSED AND APPROVED ON THIS THE 8TH DAY OF MARCH, 2016.



Elizabeth Nelson
Elizabeth Nelson, Mayor

Sandra Herring
Sandra Herring, City Secretary