

RESOLUTION NO. _____ 24-005 _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARLIN, TEXAS, AUTHORIZING AND CONSENTING TO THE RENEWAL AND EXTENSION OF A DECLARATION OF LOCAL DISASTER AS PROCLAIMED BY THE MAYOR ON MAY 23, 2024; AND PROVIDING FOR RELATED MATTERS.

WHEREAS, the City of Marlin, Texas, (the “City”) was struck by a severe weather that resulted in substantial flooding of City streets and rights-of-way within the City;

WHEREAS, due to the extensive damage and the incoming and continuing severe weather, the Mayor for the City of Marlin proclaimed and declared a local state of disaster (“Local Disaster”) in effect for the City of Marlin on May 23, 2024, by and as set forth in the *Declaration of Local Disaster by Proclamation of the Mayor of the City of Marlin* (“Declaration”) signed by the Mayor on such date;

WHEREAS, the Local Disaster proclaimed in the Declaration of Local Disaster by Proclamation of the Mayor of the City of Marlin dated May 23, 2024, terminated seven days after the date of the Declaration, as set forth in Section 418.108 of the Texas Government Code;

WHEREAS, the *Declaration of Local Disaster by Proclamation of the Mayor of the City of Marlin* may not be continued or renewed for a period of more than seven (7) days except with the consent of the City Council for the City of Marlin;

WHEREAS, conditions continue to exist in the City of Marlin in the form of damage to City property as well as resulting loss of power and or water service for City residents which requires immediate and continued attention and emergency assistance, and therefore, there is a need to renew and extend the Declaration of Local Disaster as declared in the *Declaration of Local Disaster by Proclamation of the Mayor of the City of Marlin*;

WHEREAS, the City Council finds and has determined that the *Declaration of Local Disaster by Proclamation of the Mayor of the City of Marlin* should be renewed, or otherwise extended;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF MARLIN, TEXAS, THAT:

Section 1. Findings of Fact. The findings set forth in the preamble of this Resolution are found to be true and correct and they are hereby adopted by the City Council as findings of fact.

Section 2. City Council Consent to the Renewal of Declaration of Local Disaster.

The City Council consents to the renewal of the Declaration of Local Disaster set forth in the May 23 2024 *Declaration of Local Disaster by Proclamation of the Mayor of the City of Marlin, Texas*.

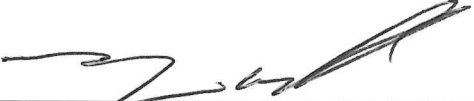
Section 3. Duration of Period of Declaration of Local Disaster. The extended and renewed Declaration of Local Disaster, as consented to and as set forth and provided in this Resolution, shall continue in effect until June 28, 2024, unless earlier terminated or amended by a subsequent resolution of the City Council.

Section 4. Open Meetings. It is hereby officially found and determined that the meeting at which this Resolution was passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, *Chapter 551, Texas Government Code*.


PASSED AND APPROVED on this the 28th day of May, 2024.

ATTEST:

CITY OF MARLIN, TEXAS



Maryann Waddle, City Secretary



Susan Byrd, Mayor

DECLARATION OF DISASTER

WHEREAS, the City of Marlin on the 23rd day of May, 2024, has suffered widespread or severe damage, injury, or loss of life or property and there is imminent threat of additional damages resulting from storms, strong winds and other inclement weather, and

WHEREAS, the Mayor Susan R. Byrd of the City of Marlin, Falls County, Texas has determined that extraordinary measures must be taken to alleviate the suffering of people and to protect or rehabilitate property,

NOW, THEREFORE, BE IT PROCLAIMED BY THE MAYOR OF MARLIN, TEXAS:

1. That a local state of disaster is hereby declared for pursuant to §418.108(a) of the Texas Government Code.
2. Pursuant to §418.018(b) of the Government Code, the state of disaster shall continue for a period of not more than seven days from the date of this declaration unless continued or renewed by the City Council.
3. Pursuant to §418.018(c) of the Government Code, this declaration of a local state of disaster shall be given prompt and general publicity and shall be filed promptly with the City Secretary.
4. Pursuant to §418.018(d) of the Government Code, this declaration of a local state of disaster activates the city emergency management plan.
5. That this proclamation shall take effect immediately from and after its issuance.

ORDERED this the 23rd day of May, 2024 .


Susan R, Byrd, Mayor



City of Marlin
P.O. Box 980 – 101 Fortune Street
Marlin, Texas 76661
Phone (254)883-1450 Fax (254)883-1456

Visit our NEW Website at: www.marlintx.net

May 23, 2024

Susan R. Byrd
Mayor

Debra Levels-McDavid
Mayor Pro-Tem

Michael Milnes
Council Member

Morris Watson JR.
Council Member

Council Member

Cecil Sparks
Council Member

Joe Mark Taylor
Council Member

City Manager

Maryann Waddle
City Secretary

Brian Overstreet
Municipal Judge

James Hommel
Police Chief

Justin Parker
Fire Chief

James Parker
City Attorney

The Honorable Gregg Abbott,
Governor of Texas
Division of Emergency Management
P. O. Box 4087
Austin, Texas 78773-0001

Dear Governor Abbott:

The City of Marlin, Falls County, Texas, is facing significant threats to life, health and property due to extreme spring weather conditions including but not limited to flooding, high winds resulting possible tornado and hail.

Threats include extreme wind and/or water damage to property, including the City's water plant, wastewater plant, roads and thoroughfares, public buildings including the Fire Department and local Hospital, private residences, commercial buildings, etc. The potential impact of this continuing adverse weather threat is extreme damages to public health, safety, and property if the threat is not immediately dealt with. I have determined that this incident is of such severity and magnitude that an effective response is beyond the capability of the City of Marlin to control.

Pursuant to §418 of the Texas Government Code, I am requesting that you declare a state of emergency for the City of Marlin, Texas, and issue appropriate directives to deal with the emergency; including but not limited to equipment, personnel, additional first responders, public utilities together with emergency funding sufficient to assist our community with its basic fundamental needs. I understand that often time the funding is directed to larger and more densely populated cities but implore you to consider the plights of the state's agricultural communities. Furthermore, I am asking that successive proclamations be issued and remain in effect until the threat of loss of life, injury, or damage property is contained.

Additionally, I certify that the City of Marlin does not have local funding available to make the needed repairs and to provide these citizens with effective relief. Your assistance in this emergency matter, as it affects the safety and health needs of our citizens would be truly and sincerely appreciated.

Very truly yours,

Susan R. Byrd, Mayor
Marlin, Texas