

**Notice is hereby given that a
REGULAR SCHEDULED MEETING
OF THE
MARLIN CITY COUNCIL**

will be held on **Tuesday, the 14th day of February 2023 at 6:00 p.m.**, in the
City Council Chambers, 101 Fortune Street, Marlin, Texas
at which the following subjects will be discussed:

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1. Call to Order.
 2. Roll Call.
 3. Certify Posting.
 4. Pledge & Invocation.
 5. Citizens Comments (3mins.) on Agenda items. *Speaker shall address the presiding officer and not any individual council member, or staff member. Texas Open Meetings Act sec. 551.041, the council cannot discuss, deliberate or take action on matters not listed on the agenda. City Council may refer speaker to City staff for research, resolution, or referral for future agenda. Tex. Penal Code 42.05 Any disruptive behavior by the speaker or audience member will subject the individual to removal from the meeting/city property and charge with the crime of Disruption of a lawful meeting. Comments can be emailed to citysecretary@marlintx.net by 4:00 pm on February 14, 2023.*
 6. Mayor to address the citizens on the state of the City of Marlin.

CONSENT AGENDA

Items on the Consent Agenda are routine items that may be approved by a single motion and vote without debate. If a member of City Council objects to an item included on the Consent Agenda, or otherwise wishes to have discussion and debate on the item, upon the request of the City Council Member, the Consent Agenda item may be removed from the Consent Agenda and considered as part of the Regular Agenda.

7. Approval of the City Council Meeting Minutes from the December 13, 2022 City Council Meeting.
8. Approve and adopt a Resolution ordering a general City Election to be conducted on the May 6, 2023 Uniform Election Date to elect City Council members for the offices held by Mayor, Precinct 1, Precinct 3, and Precinct 5; providing for notice of the election; providing election precinct and polling places; providing for early voting; and providing for related matters.
9. Discussion and consideration of an ordinance ordering a special election to be conducted in the City on the May 6, 2023 Uniform Election Date to determine if a majority of the citizens of the City desire to abolish the current sales and use tax dedicated to property tax reduction and to adopt a sales and use tax to: fund economic development and to support economic development projects by the Marlin 4-B Economic Development Corporation.

REGULAR AGENDA

10. Update on TWDB, CWSRF, & DWSRF Projects from the MRB Group.

11. Consider all matters incident and related to the issuance and sale of “City of Marlin, Texas, General Obligation Bonds, Series 2023”, including the adoption of an ordinance authorizing the issuance of such bonds and approving all other matters incident thereto.
12. Discussion and consideration of an ordinance approving the issuance and sale of “City of Marlin, Texas, Combination Tax and Surplus Revenue Certificates of Obligation, Series 2023” and approving various documents related to such certificates of obligation.
13. Discussion and consideration of a resolution approving the authorization of withdrawal of \$100,000 from the City’s reserve revenue fund to be applied to the initial down payment to initiate contracted City streets repair services, with the reserve revenue fund to be immediately reimbursed \$100,000 from the 2023 dedicated City street repair bonds upon funding, with a closing date of Feb. 14, 2023.
14. Discussion and consideration of a resolution approving the execution and delivery of a loan forgiveness agreement relating to the CWSRF program and resolving other matters relating to the subject.
15. Discussion and or take action to approve a professional/consulting services agreement with U.S. Capital Advisors LLC.
16. Conduct a first reading of an ordinance amending Chapter 25, Streets and Sidewalks, Code of Ordinances, City of Marlin, adopting policies and procedures for the review and approve applications and requests submitted to the City to vacate and abandon City right-of-way, streets, and alleyways.
17. Discussion and or take action to approve a new employment agreement with the City Manager for a new term.
18. Discussion and or take action to adopt and approve a resolution to adopt or amend the Marlin Police Department Use of Force Continuum Policy.
19. Consider and or approve adoption of a resolution approving an increase in garbage rates.
20.
 - a. Convene into executive session pursuant to Tex. Gov’t Code 551.071, Texas Government Code, and section 1.05, Texas Disciplinary Rules of Professional Conduct, to consult with the City Attorney regarding an update and status of pending litigation: Cheyenne Mitchell Frazier v. City of Marlin, Texas and Nathan Sodek, et. al.
 - b. Reconvene into public and open session to take action as appropriate in the City Council’s discretion regarding pending litigation: Cheyenne Mitchell Frazier v. City of Marlin, Texas and Nathan Sodek, et. al.
21. UPDATES/STATUS: City Business Not needing immediate discussion or action from City Council (2-3 min):

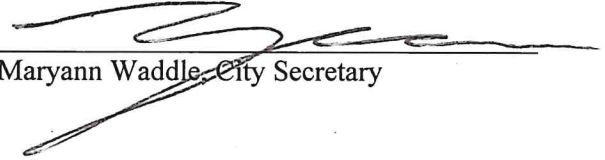
City Manager –Updates (City Manager)
Court - Update (Court Clerk Supervisor)
Police – Update (Chief Hommel)
Fire Department – Update (Chief Parker)
Finance Department / Water Department - Update (Finance Dir.)
Public Works –Update (Public Works Dir)
Water Plant-Update (Water Plant Supervisor)
Tourism –Update (Tourism Director)

22. Future agenda items: Discuss and Consider items for placement on future City Council Agenda.
23. Adjourn.

We, the undersigned authority, do hereby certify that the above Notice of Meeting of the governing body of the City of Marlin is a true and correct copy of said Notice and that what is posted is a true and correct copy of said Notice in City Bulletin Board of City Hall in Marlin, Texas, a place convenient and readily accessible to the general public at all times, and said Notice was posted on 10th day of February, 2023 at 6:09 pm and remained posted continuously for at least 72 hours preceding the scheduled time of said Meeting.



Dated this the 10th day of February 2023.


Maryann Waddle, City Secretary

This meeting shall be conducted pursuant to the Texas Government Code Section 551.001 et seq. At any time during the meeting the City Council reserves the right to adjourn into executive session on any of the above posted agenda items in accordance with the sections 551.071, and Section 1.05, Texas Disciplinary Rules of Professional Conduct (Consultation with Attorney), §551.072 (Deliberations about Real Property), §551.073 (Deliberations about Gifts and Donations), §551.074 (Personnel Matters), and/or §551.087 (Economic Development). All items listed above are eligible for Council discussion and/or action.