

**STATE OF TEXAS  
COUNTY OF FALLS  
CITY OF MARLIN**

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**On this the 29<sup>th</sup> day of AUGUST 2023, the City Council of the City of Marlin, Texas convened in a SPECIAL CALLED MEETING at 6:00pm, 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 Susan Byrd**

**Timothy Lopez**

**Mayor Pro-Tem Debra Levels-McDavid**

**John Armstrong**

**Sonia Ponce**

**Monica Washington (ABSENT)**

**Cecil Sparks ( @6:02pm)**

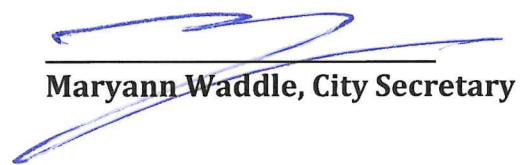
**STAFF**

**Maryann Waddle, City Secretary**

**James Parker, City Attorney**

**James Hommel , Interim City Manager/ Chief of Police**

- 1. Call to Order by Mayor Byrd @ 6:00pm.**
- 2. Roll Call by Maryann Waddle, Council was told Councilmember Washington had called to notify she might not be able to make it.**
- 3. Certify Posting in accordance with State Law by Maryann Waddle.**
- 4. Pledge by Mayor Lofton and Invocation by Pastor Haveron.**
- 5. Citizen's input**  
**Cedric Davis addressed the council on rumors.**  
**Councilmember Sparks in at 6:02pm**
- 6. Conduct final budget workshop.**  
**Final workshop was conducted to show council changes made .**
- 7. Conduct a Public Hearing on the proposed Municipal Budget for FY 2023-2024:**  
Hearing was opened at 6:56pm
  - a) Speak in favor None
  - b) Speak in opposition None.
  - c) Questions by citizens NoneClose public hearing, Hearing was closed at 6:57pm
- 8. Conduct the first reading of a proposed Ordinance to adopt the City of Marlin Budget for the 2023-2024 Fiscal Year and discuss and consider ratification of the property tax increase reflected in the budget.**  
The first reading was conducted.
- 9. Conduct a Public Hearing on the Tax Increase (the proposed tax rate) for the City of Marlin for FY 2023-2024:**  
Hearing opened at 7:10 pm
  - a) Speak in favor None
  - b) Speak in opposition None
  - c) Questions by citizens None
  - d) Close public hearing , Hearing was closed at 7:11pm
- 10. Conduct the first reading of a proposed Ordinance to adopt a tax rate and levy Ad Valorem Taxes for the City of Marlin, Texas, for the 2023-2024 Fiscal Year.**  
The first reading was conducted.
- 11. Discuss and consider adoption of a Resolution stating that the City of Marlin intends and elects to become eligible to participate in and provide tax abatement for the purpose of attracting and promoting economic development.**



**Maryann Waddle, City Secretary**

Mayor Byrd moved to adopt a Resolution stating that the City of Marlin intends and elects to become eligible to participate in and provide tax abatement for the purpose of attracting and promoting economic development, with typo of adding an o to the t in the resolution.

**Councilmember Ponce seconded the motion and the motion carried as follows:**

**Ayes: Councilmember Armstrong, Councilmember Sparks, Councilmember Lopez  
Councilmember Ponce, Mayor Pro-Tem Levels-McDavid, Mayor Byrd**

**Nays: none**

**Absent: Councilmember Washington**

12. Discussion and or take action to review the applications received for the vacant city manager's position and take action to select applicants for interviews for the vacant city manager's position.

Councilmember Sparks motioned to task chief Hommel to find 3 to be able to look through the city manager application , of that being 2 City Managers and 1 Sherif or Chief of Police and give recommendation of 5 applicants.

Councilmember Ponce seconded the motion and the motion carried as follows:

**Ayes: Councilmember Sparks, Councilmember Lopez Councilmember Ponce, Mayor Pro-Tem Levels-McDavid, Mayor Byrd**

**Nays: Councilmember Armstrong**

**Absent: Councilmember Washington**

13.

- 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 approval of a settlement agreement in *City of Marlin v. Oncor Electric Delivery Company LLC*; 82nd District Court, Falls County, Texas; Cause No. CV41566.

Council convened into closed session at 7:38pm

Council reconvened into open session at 7:45pm

- b) Reconvene into public and open session to take action as appropriate in the City Council's discretion to consider and approve a settlement agreement in *City of Marlin v. Oncor Electric Delivery Company LLC*; 82nd District Court, Falls County, Texas; Cause No. CV41566.

Councilmember Lopez motioned to accept approve a settlement agreement in *City of Marlin v. Oncor Electric Delivery Company LLC*; 82nd District Court, Falls County, Texas; Cause No. CV41566 in the amount of \$17,500.00.

Mayor Pro-Tem Levels-McDavid seconded the motion and the motion carried as follows:

**Ayes: Councilmember Armstrong, Councilmember Sparks, Councilmember Lopez  
Councilmember Ponce, Mayor Pro-Tem Levels-McDavid, Mayor Byrd**

**Nays: none**

**Absent: Councilmember Washington**

14. Adjourn

Councilmember Sparks motioned to adjourn , Councilmember Armstong seconded the motion .  
**all in favor said "Aye" meeting ended at 7:47 pm**

**PASSED AND APPROVED ON THIS THE 12TH DAY OF September 2023.**



**Susan Byrd, Mayor**