

STATE OF TEXAS
COUNTY OF FALLS
CITY OF MARLIN

On this the 1st day of November 2023, the City Council of the City of Marlin, Texas convened in a SPECIAL CALLED MEETING at 6:30pm, 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 Susan Byrd
Cecil Sparks
Timothy Lopez
John Armstrong
Sonia Ponce (@ 6:34pm)
Monica Washington
Mayor Pro Tem Debra Levels-McDavid

STAFF

James Hommel , Interim City Manager/Chief of Police
Maryann Waddle, City Secretary
James Parker, City Attorney

1. Call to Order by Mayor Byrd at 6:30pm.
2. Roll Call by Maryann Waddle.
3. Certify Posting in accordance with State Law by Maryann Waddle.
4. Pledge by Mayor Byrd and Invocation by Mayor Byrd
5. Discuss and take action to adopt and approve a City Council resolution to create a Charter Committee for the purpose of recommending and proposing future amendments to the City Charter and take action to appoint the members to serve on a Charter Committee.

Councilmember Ponce in at 6:34 pm.

Mayor Byrd motioned create a Charter Committee and amend section 1 to read 11 members, and to appoint the four candidates that turned applications, John Barrett, Melissa Mahoney, Kyle Simmons, Rocklyn Terry, pct. 6 Tracy Dimerson, , pct 3 Brenton Scaggs pct. 2 Joyce Mitchell,, pct. 1 Jose Ponce with the reservation that councilmember Lopez, councilmember Sparks and Mayor Byrd can come back and fulfill their nominated people at a later date.

City attorney recommended that the motion be redone.

Mayor Byrd made a motion to approve the creation of a charter committee to include 11 members and those members are John Barrett, Rocky Terry, Melissa Mahoney, Kyle Simmons, Tracy Dimerson, Joyce Mitchell, Brenton Scaggs, and Jose Ponce.

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

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

Nays: None

6. Discuss and conduct a first reading of an ordinance to amend Article I and Article II of Chapter 2 of the Code of Ordinances of the City of Marlin to amend the ordinances applicable to the time for regular council meetings, the office of the city manager, and establishing the powers and duties of the city manager.

Mayor Byrd Moved that we approve An Ordinance Of The City Of Marlin, Texas, Adopting Amendments To Chapter 2 Of The Code Of Ordinances For The City Of Marlin, Texas, Amending Chapter 2, Administration, Article I, Providing For The Fiscal Year For The City, The Day And Time Of Regular City Council Meetings, And Adoption Of 'Robert's Rules Of Order' To Govern City Council Meetings; Adopting Amendments To Chapter 2, Administration, Article II, Amending Ordinances For The Appointment, Residence, Term Of Office, Absence And Disability, And Providing For The Powers And Duties Of The City Manager; Providing For Other Duties And Powers Of The City Manager; Providing For The Repeal Of Conflicting Ordinances; Providing For

Severability, Savings, Effective Date, And Open Meetings Clauses; And Providing For Related Matters.

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

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

Nays: None

7. a. Convene into executive session pursuant to Tex. Gov't. Code 551.071 of the Texas Government Code, and Section 1.05, Texas Disciplinary Rules of Professional Conduct, to consult with the City Attorney regarding a contract for city manager services.

Council convened into closed session at 7:10pm

Council reconvened into open session at 7:52pm

- b. Reconvene into public and open session to take action as appropriate in the City Council's discretion regarding a contract for city manager services.

8. a. Convene into executive session pursuant to Tex. Gov't. Code 551.074 (Personnel Matters) to deliberate the appointment, employment, duties, and pay for the newly appointed City Manager.

No action

- b. Reconvene into public session and discuss and take action as appropriate in the City Council's discretion with regard to the appointment, employment, duties, and pay for the newly appointed City Manager, and discuss and take action to approve and adopt a resolution approving and accepting a new city manager services contract.

Mayor Pro-Tem Levels McDavid motioned to approve and adopt a resolution to approve the city manager's contract as discussed by the city council and mayor for her authorization and signature along with Mr. Keith Whitfield, the new Mr. Darrell Keith Whitfield as the new city manager of the City of Marlin and after all authorization and signatures and discussion he will therefore be the new city manager and the contract will be signed and it is ok.

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

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

Nays: None


Abstain: Mayor Byrd

9. Adjourn.

Councilmember Sparks made motion to adjourn, Councilmember Washington seconded the motion, all in favor said "Aye" meeting ended at 7:57pm

PASSED AND APPROVED ON THIS THE 14TH OF November 2023.




Susan Byrd, Mayor


Maryann Waddle, City Secretary