

**NOTICE OF A PUBLIC HEARING AND  
REGULAR MEETING OF THE CITY  
COUNCIL OF THE CITY OF MARFA**

Notice is hereby given that a Public Hearing and Regular Meeting of the Marfa City Council will be held on Tuesday, December 12, 2023, at 6:00 p.m., in-person at the Casner Room, located in Marfa City Hall, 113 South Highland Avenue, Marfa Texas 79843.

The meeting shall be open to the public at all times during which subjects are discussed, considered, or formally acted upon as required by Texas Open Meetings Act, Chapter 551 of the Government Code. This Notice of Meeting and Agenda in detail was posted at least 72 hours prior to the beginning of said meeting in a location at City Hall readily accessible to the public at all times and is on the website [www.cityofmarfa.com/meetings](http://www.cityofmarfa.com/meetings)

1. Call the Meeting to order and establish a quorum.
2. Pledge of Allegiance.
3. Citizen Comment Period.

At this time, any person may address the Council for a limited time concerning any matter and should limit their remarks to a period of three minutes. The Council is not allowed to take action on any subject presented, nor is the Council required to provide any response. As allowed in Texas Attorney General Opinion KP-0300, all public comments should be presented during this citizen comment period.

**Minutes:**

4. Adopt and approve Minutes from previous City Council Meetings.
  - November 1, 2023 –
  - November 14, 2023 –

**Financial Reports:**

5. Discussion with action as appropriate to approve Accounts Payable Reports.
6. Discussion with action as appropriate to approve Revenue & Expenditure Reports.

**First Readings and Public Hearing:**

7. Ordinance No. 2023-12:
  - *AN ORDINANCE CLOSING, VACATING, AND TRASFERRING 189 SQUARE FEET OF LAND FROM A PORTION OF A 20 FOOT ALLEY RIGHT-OF-WAY ADJACENT TO LOT 5, BLOCK 38, THE ORIGINAL TOWN OF MARFA PLAT, PRESIDIO COUNTY, TEXAS, ACCORDING TO THE MAP AND PLAT THEREOF RECORDED IN VOLUME 21, PAGE 640, MAP AND PLAT RECORDS OF PRESIDIO COUNTY, TEXAS MUNICIPALLY KNOWN AND NUMBERED AS 400 E. SAN ANTONIO ST. MARFA, TEXAS TO LA BANDA MARFA, LLC; PROVIDING FOR A PUBLIC HEARING; FINDING IT IS IN THE BEST INTEREST OF THE PUBLIC TO CLOSE AND SELL THE ENCROACHMENT AREA FOR FAIR MARKET VALUE IN ORDER TO RESOLVE THE ENCROACHMENT ISSUES; AUTHORIZING THE MAYOR TO EXECUTE A DEED WITHOUT*

**Second Readings, Public Hearing and Adoptions:**

8. Second reading of Ordinance 2023-10:  
*AN ORDINANCE OF THE CITY MARFA, TEXAS REPEALING ORDINANCE NO. 2022-02 JUVENILE CURFEW ORDINANCE; PROVIDING FOR FINDINGS OF FACT, SEVERABILITY; REPEALER; EFFECTIVE DATE; AND PROPER NOTICE & MEETING.*

**Old Business:**

9. Discussion with action as appropriate to cancel the second reading and adoption of Ordinance 2023-11 to allow for the establishment of liens to collect past due utility bills. The City adopted Ordinance No. 08-01 on January 31, 2008, which has already granted the City the right. A new Ordinance is unnecessary.
10. Discussion with action as appropriate regarding reclassification of compensation from hourly to salaried personnel for all City Department Heads.
11. Discussion with action as appropriate regarding amendment(s) to the Employee Handbook pertaining to On-Call Pay.

**New Business:**

12. Discussion only concerning a production permit from the Presidio County Underground Water Conservation District.
13. Discussion with action as appropriate to authorize Presidio County Appraisal District to retain the City's portion of surplus funds from their FY22/23 budget in the amount of \$2,162.00 to purchase requested items.
14. Discussion with action as appropriate to select an Engineering Firm from the responses received to the RFQ for Engineering Services.
15. Discussion with action as appropriate regarding draft ordinance amendment prepared by the City Attorney in response to the report presented by the Planning and Zoning Commission on November 1, 2023, and setting dates for First Reading, Public Hearings, and adoption. (Sylvia Borunda Firth, City Attorney)
16. Discussion with action as appropriate to authorize the purchase of a license plate reader in the amount of \$60,000 and authorize the City Manager, Amanda Roane to sign any documents necessary.

*The City Council reserves the right to adjourn into executive session at any time during the course of the meeting to discuss any matters listed above as authorized by the Texas Government Code Section 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations) 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), 551.086 (Economic Development).*

**Reports:**

17. Mayor's Report

- 18. City Manager's Report
- 19. Police Chief's Report
- 20. Council Members' Comments
- 21. Adjourn

  
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Manuel V. Baeza, Mayor

I, the undersigned authority, do hereby certify that the above notice of meeting of the governing body of the above-named City of Marfa is a true and correct copy of said notice, and accessible to the general public at all times, and said notice was posted on or before the 72 hours required by the Texas Open Meetings Act.

  
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Amanda Roane, City Secretary

Date Posted: 12/8/23

Time Posted: 9:40 AM