

**AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF NEW BERLIN, TEXAS;  
AMENDING ORDINANCE 2025-003- RE-APPOINTING TERREAL HATCHER TO SERVE  
AS THE MUNICIPAL MARSHAL FOR THE CITY OF NEW BERLIN, TEXAS; PROVIDING  
FOR: REPEAL OF CONFLICTS, SEVERABILITY, A SAVINGS CLAUSE, MEETING OPEN  
TO THE PUBLIC AND AN EFFECTIVE DATE.**

**WHEREAS**, the City of New Berlin, Texas is a Type A general law City incorporated and functioning as such under the provisions of Chapter 11, Title 28, Revised Civil Statutes of Texas, 1925, as amended; and

**WHEREAS**, on the 15<sup>th</sup> day of November, 2021, the City of New Berlin, Texas established the Municipal Marshal office by Ordinance No 2021-004; and

**WHEREAS**, Section 22.071 of the Texas Local Government Code provides that an aldermanic form of government in type A general-law municipality may appoint municipal officers by ordinance; and

**WHEREAS**, Section 22.072 of the Texas Local Government Code provides that the City Council of the City of New Berlin, Texas may require a municipal officer whose duties are prescribed by the Texas Local Government Code to perform additional duties; and

**WHEREAS**, Section 22.076 of the Texas Local Government Code provides that the City Council of the City of New Berlin, Texas shall require a municipal Marshal to execute a bond payable to the municipality and conditioned that the officer will faithfully perform the official duties of the office; and

**WHEREAS**, Section 22.077 of the Texas Local Government Code provides that the City Council of the City of New Berlin, Texas may remove a municipal officer for incompetency, corruption, misconduct, or malfeasance in office after providing the officer with due notice and an opportunity to be heard; (b) If the governing body lacks confidence in a municipal officer appointed by the governing body, the governing body may remove the officer at any time. The removal is effective only if two-thirds of the elected alderman vote in favor of a resolution declaring the lack of confidence.

**WHEREAS**, Section 341.21 of the Texas Local Government Code prescribes specifically that the Marshal has the same power within the municipality that a constable has within a precinct and is entitled to the same fees as a constable and prescribes certain powers and duties of the municipal Marshal.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEW BERLIN, TEXAS:**

**SECTION 1. APPOINTMENT OF MUNICIPAL MARSHAL.**

Terreal Hatcher is hereby appointed to serve as the Municipal Marshal for the City of New Berlin, Texas.

**SECTION 2. CONFLICT.**

All Ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

**SECTION 3. SEVERABILITY.**

If any section, subsection, paragraph, clause, phrase, or provision of this ordinance or the application of any section, subsection, paragraph, clause, phrase, or provision to any person or circumstance is adjudged to be invalid, the invalidity shall not affect other section, subsection, paragraph, clause, phrase, or provision or applications thereof which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.

**SECTION 4. SAVINGS CLAUSE.**

This Ordinance shall remain in full force and effect, save and except as amended or repealed by this or any other Ordinance.

**SECTION 5. MEETING OPEN TO PUBLIC.**

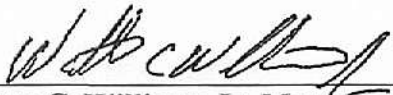
It is hereby found and determined that the meeting at which this Ordinance is passed is open to the public as required by law and that the public notice of the time, place, and purpose of said meeting was given as required.

**SECTION 6. EFFECTIVE DATE.**

This Ordinance shall be effective upon passage and approval.

PASSED, APPROVED and ADOPTED ON the 17th day of November, 2025.

Ayes 4 Nays 0 Abstain 0

  
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Walter C. Williams Jr, Mayor

ATTEST:

  
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Roxann Pullin, City Secretary

