



December 3, 2024

Notice is hereby given of a Regular Meeting of Nacogdoches City Council to be held on the above date in the City Council Chambers of City Hall, 202 E. Pilar Street, Nacogdoches, Texas, beginning at 5:30 p.m. for the purpose of considering the following agenda items.

Some City Council Members may attend via videoconference but a quorum of the City Council and the Presiding Officer will be present at the above-stated physical location. The meeting will be streamed live at: <https://www.nactx.us/21>. There will be an opportunity for the public to comment on agenda items in person in Council Chambers.

**PLEASE LIMIT PRESENTATIONS TO THREE MINUTES
(UNLESS PRIOR APPROVAL IS OBTAINED)**

1. CALL TO ORDER.
2. PLEDGE OF ALLEGIANCE.
3. OPEN FORUM. Open Forum is an opportunity for citizens to address the City Council about items listed on the agenda, as well as on matters that are not specifically listed on the agenda. Alternatively, a citizen may address the City Council about an agenda item when the item comes up for consideration during the meeting. In order to address the City Council, please complete the Public Comment Form and submit it to the City Secretary prior to the start of the meeting. In accordance with the Texas Open Meetings Act, the City Council will not discuss, deliberate, or make any decisions on items not listed on the agenda. Comments are limited to 3 minutes per person.
4. ITEMS TO BE REMOVED FROM CONSENT AGENDA.
5. CONSENT AGENDA: Items included under Consent Agenda require little or no deliberation by Council. Approval of Consent Agenda authorizes the City Manager or his designee to proceed with conclusion of each in accordance with staff recommendations as reflected in the minutes of this meeting.
 - A. Consider approval of the purchase of a Front Load Garbage Truck from Bond Equipment Company, utilizing BuyBoard Cooperative Purchasing Contract 723-23, in the amount of \$459,876.00. (Public Works Operations Manager)
 - B. Consider approval of the purchase of two (2) Roll-Off Trucks from Vanguard Truck Center of Houston, utilizing TIPS Cooperative Purchasing Contract 240901, in the amount of \$568,190.00. (Public Works Operations Manager)
 - C. Consider approval of the purchase of a Street Sweeper from Kinloch Equipment & Supply, Inc., utilizing Sourcewell Cooperative Purchasing Contract 093021-ELG, in the amount of \$343,695.00. (Public Works Operations Manager)

- D. Consider approval of a one- (1) year renewal to the general services contract with Opterra Solutions, for herbicide and pesticide services at A.L. Mangham Jr. Regional Airport. (Airport Manager)
 - E. Consider approval of a Fixed Base Operator agreement with Dr. Kyle McMorries for an aviation medical examination business at the A.L. Mangham Jr. Regional Airport. (Airport Manager)
 - F. Consider approval of the purchase of a utility tractor from United Ag & Turf, for use at A.L. Mangham Jr. Regional Airport, utilizing a cooperative purchase contract, in the amount of \$85,355.83. (Airport Manager)
 - G. Consider approval of the purchase of a pickup truck from Tipton Ford for use at A.L. Mangham Jr. Regional Airport, utilizing TIPS Cooperative Purchasing Contract 230204, in the amount of \$57,552.00.
 - H. Consider approval for a general services contract with White Electric Inc., for hay cutting and bailing services at the A.L. Mangham Jr. Regional Airport. (Airport Manager)
 - I. Consider approval of the submission of a Texas Department of Transportation Aviation Division letter of interest to request grant funding programmed from fiscal years 2028 to 2030 for a new terminal building, aircraft apron, taxiway pavements, and associated infrastructure projects at A.L. Mangham Jr. Regional Airport. (Airport Manager)
 - J. Consider approval of minutes for the November 5, 2024, Regular City Council Meeting, and the November 19, 2024, Regular City Council Meeting. (City Secretary)
 - K. Consider approval of a resolution updating the designated authorized signatories regarding Texas Community Development Block Grant Program grant agreement number CDV23-0190. (Jennifer Lewis, GrantWorks).
6. REGULAR AGENDA: City Council will receive staff recommendations and public input on the following items, and may deliberate and take formal action on the item.
- A. Receive a presentation of the TDA Form A1024 CDBG Section 3 Program Goals. Presentation for the TxCDBG Project CDV23-0190. (Jennifer Lewis, Community Development Project Manager - GrantWorks)
 - B. **Public Hearing Continuance:** Proposed Zone Change from R-2, Single Family to R-3, Two Family for approximately 1 acre, on Lot(s) 1&2, of the Larry Wade Subdivision and Lot(s) 6, 7, 8, 9, & 10, City Block 47, generally located on the north side of Powers Street, approximately 350 feet east of the Ritchie Street and Powers Street intersection. Case File ZON2024-04. (Interim City Planner)

- C. **Public Hearing:** Conduct a Public Hearing and consider action regarding Specific Use Permit Case SUP2024-08 to allow for Mini Warehouse in a B-2 General Business District on two (2) parcels of land approximately 1.8 acres ± in size, more particularly described by Nacogdoches Central Appraisal District Parcels 26295 and 26299; and generally located north of the intersection of Douglass and Wankan Road, Nacogdoches, Nacogdoches County, Texas. (Interim City Planner)
 - D. Consider approval of an Indefinite Deliverable Indefinite Quantity contract by and between the City of Nacogdoches and WBI, Inc. for WWTP Digester Sludge Removal Services for a not-to-exceed amount of \$354,900.00 (Director of Public Works).
 - E. Discuss and consider the temporary street closure of North Pecan Street for a private event in March 2025. (Community Services Assistant Director)
7. EXECUTIVE SESSION: Executive Sessions are for City Council to receive information and deliberate on matters specified in Subchapter D of the Texas Open Meetings Act. Council may reconvene in open session to vote on the matter.
- A. Consultation with Attorney - Pursuant to Texas Government Code Section 551.071, conduct a private consultation with its attorney regarding a settlement offer or matter in which the duty of the attorney to the City Council under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Texas Government Code Chapter 551.

The subject of this Executive Session relates to pending litigation: Cause No. C2338502; *Katorica Henderson, et al. v. Nacogdoches Police Department and Robert Pierce Brice*; 145th Judicial District Court of Nacogdoches County, Texas.

8. ADJOURN.



Rhonda Lewis
City Secretary



This agenda is posted as required under G. C. Section 551.041. For more information or a copy of the Open Meetings Act, please contact Attorney General of Texas at 1-800-252-8011; City Secretary at (936) 559-2506 or visit City of Nacogdoches web site at www.nactx.us.

CERTIFICATION

This meeting will be conducted pursuant to Chapter 551 of the Texas Government Code. The Council reserves the right to adjourn into Executive Session at any time during the meeting to discuss any of the above posted agenda, as authorized by Texas Local Government Code Sections 551.071 [litigation and certain consultation with attorney], 551.072 [acquisition of interest in real property], 551.073 [prospective gift to city], 551.074 [certain personnel

deliberations], 551.076 [deployment/implementation of security personnel or devices], or 551.087 [deliberations regarding economic development negotiations]. The City of Nacogdoches is committed to compliance with the Americans with Disabilities Act. Reasonable modifications and equal access to communications may be provided upon request. Please contact the City Secretary at (936) 559-2506 for information. I certify the notice of meeting was posted in the directory outside of City Hall, 202 E. Pilar Street, Nacogdoches, Texas 75961, on November 27, 2024 by 5:00 p.m. pursuant to Chapter 551 of the Texas Government Code.

Rhonda Lewis, City Secretary