



September 20, 2022

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 either by teleconference or in person in Council Chambers.

Members of the public who wish to submit comments on a listed agenda item by telephone must contact the City Secretary's office by email at vinsonj@nactx.us or by calling 936-559-2506 and providing their name, telephone number and relevant agenda item upon which they wish to speak. All requests to make comments must be received by 12:00 p.m. on September 20, 2022. For all timely requests received, staff will call the submitted phone numbers directly during the meeting when the corresponding item comes up for comment. NOTE: The incoming phone call from City staff will be an unfamiliar number.

**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 speak about items not listed on the agenda. In order to address City Council please complete the Open Forum Form and submit it to the City Secretary prior to the start of the meeting. In accordance with the Texas Open Meetings Act, City Council shall not discuss, deliberate, or make any decisions on items discussed during Open Forum. Comments are limited to 3 minutes per person. Open Forum is limited to the first 5 citizens who submit an Open Forum Form.
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 minutes for September 6, 2022 regular meeting and September 13, 2022 special meeting. (City Secretary)
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. **Public Hearing:** Consider a request to amend and/or revoke the Specific Use Permit, pursuant to Section 118-174 of the Code of Ordinances, for a 'Garden Shop & Plant Sales – Display or Greenhouse', in a B-1 Local Business zoning

district, for Lot 1, Block 1 of The Plant Shed Subdivision, located at 3123 Appleby Sand Rd. This request has been initiated by the Nacogdoches City Planner. **(PLEASE NOTE THAT THIS ITEM WAS POSTPONED FROM THE REGULAR MEETING OF THE CITY COUNCIL ON AUGUST 16, 2022.)** (City Planner)

- B. **Public Hearing:** Consider a request for a Specific Use Permit, to operate a Tattoo Salon in a B-2, General Business District, on Lots 11-J-1 and 11-J-15, of the North Loop Business Park Subdivision, located at 5016 Justin Street. This request has been made by Krysta Robertson. Case Number SUP 2022-04. (City Planner)
- C. Consider an ordinance ratifying the property tax revenue increase in the 2022-2023 budget as a result of the City receiving more revenues from property taxes in the 2022-2023 budget than in the previous fiscal year; and providing an effective date. (Director of Finance)
- D. Receive annual report from Keep Nacogdoches Beautiful. (Community Services Director and Ashley Villareal, KNB Director)
- E. Consider approval of an agreement between the City of Nacogdoches and Keep Nacogdoches Beautiful for essential services. (Community Services Director)
- F. Consider approval of a contract by and between the City of Nacogdoches and McKinney & Moore of Texas, LP for the 2022 SWTP Filter 9 Rehabilitation Project in a not-to-exceed amount of \$291,906.16. (Assistant Director of Public Works)
- G. Consider approval of Resolution No. 1312-09-22 to amend the term of a Chapter 380 Economic Development Program agreement by and between the City of Nacogdoches and JBSC Development, LLC regarding the development of a residential subdivision. (Economic Development Director)
- H. Discussion and consideration of all matters incident and related to the issuance and sale of "City of Nacogdoches, Texas, Combination Tax and Revenue Certificates of Obligation, Series 2022," including the adoption of an ordinance authorizing the issuance of such certificates. (Director of Finance)
- I. Consider ordinance ratifying and setting tax rate on all taxable property for tax year 2022 at a rate of \$0.58480 per one hundred dollars (\$100.00) valuation on all taxable property within the corporate limits of the City of Nacogdoches as of January 1, 2022, the said tax rate having a maintenance and operations component and a debt service component; and providing an effective date. (Director of Finance)
- J. Consider ordinance ratifying and setting tax rate on all taxable property for tax year 2022 at a rate of \$0.51851 per one hundred dollars (\$100.00) valuation on all taxable property within the corporate limits of the City of Nacogdoches as of January 1, 2022, the said tax rate having a maintenance and operations component and a debt service component; and providing an effective date.

(Director of Finance)

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. Pursuant to Texas Government Code Section 551.072, deliberations regarding the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person. The subject of this Executive Session item is to discuss Central Heights Water System.
8. Open for action, if any, on Executive Session item(s).
9. ADJOURN.



Jan Vinson, 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

I certify the notice of meeting was posted in the directory outside of City Hall, 202 E. Pilar Street, Nacogdoches, Texas on September 15, 2022 at 9 a.m. and remained posted until meeting convened.

Jan Vinson, City Secretary