



February 7, 2023

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 February 7, 2023. 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 January 10, 2023 and January 17, 2022 regular meetings, January 11, 2023 and January 13, 2023 City Board interviews, and January 25, 2023 special meeting. (City Secretary)
 - B. Presentation of Investment Report for quarter ended December 31, 2022. (Director of Finance)
 - C. Consider ordinance amending Ordinance No. 1929-09-22 appropriating various amounts in accordance with budget adopted for ensuing fiscal year beginning

October 1, 2022 and ending September 30, 2023. (SWTP Sludge Removal)
(Assistant Director of Public Works)

- D. Consider approval of a change order to the construction contract of the ongoing 2022 SWTP Sludge Removal and Lagoon Repair Project the amount of \$54,476.25
(Assistant Director of Public Works)
 - E. Authorize staff to submit an application for the 2023 Community Development Block Grant program for a water line replacement project on Martin Luther King Jr. Boulevard. (Public Works Director)
 - F. Consider approval of the amended City of Nacogdoches Boards and Commissions Handbook. (City Secretary)
 - G. Consider resolution calling the Regular Election of City Council Members for Northeast Ward, Northwest Ward and At-Large (Mayor) in and for the City of Nacogdoches, Texas. (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 adoption of an ordinance providing for the annexation of approximately 2.7 acres being part of a 64.17 acre tract conveyed by HGT Group, LP, to JBSC Development, LLC, as described in Warranty Deed dated March 22, 2022 recorded in the Real Property Records of Nacogdoches County, Texas. (City Planner)
 - B. Receive presentation, hold discussion and give staff direction regarding proposed Zion Hill Historic Site rental fees. (Historic Sites Manager)
 - C. Discuss and consider adopting a resolution in either support, no-opposition, or denial for developers applying for Texas Department of Housing and Community Affairs 2023 Competitive 9% Low-Income Housing Tax Credit Program (LIHTC). Project Name: Ridgebrook Senior Village, Project Location: SEC N University Dr. and NE Stallings Dr., TDHCA Application Number: 23066. (Economic Development Director)
 - D. Discuss and give staff direction regarding economic incentives to encourage downtown restoration projects. (Economic Development Director)
 - E. Consider approval of a resolution creating a Chapter 380 Economic Development Program and authorizing agreement by and between the City of Nacogdoches and Kim Crisp regarding renovation of a building at 124 East Main Street. (Economic Development Director)
 - F. Consider an ordinance amending Ordinance No. 1929-09-22 appropriating various amounts in accordance with budget adopted for ensuing fiscal year beginning

October 1, 2022 and ending September 30, 2023 in the amount of \$36,336 for the reimbursement of installation of a fire sprinkler system at 124 East Main Street. (Economic Development Director)

- G. Consider approval of a Developer Agreement between the City of Nacogdoches and Plaza Street Fund 271, LLC for a water line extension along North Street. (Public Works Director)
 - H. Consider appointing members to the Pine Grove Cemetery Board and the Main Street Advisory Committee. (Mayor)
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. Deliberation regarding Economic Development negotiations under Government Code Section 551.087 as follows:
 - 1. Discuss or deliberate regarding commercial or financial information the governmental body has received from business prospects that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations; and
 - 2. Deliberate the offer of financial or other incentives to business prospects described by Subdivision 1 above.
 - B. Personnel Matters – Pursuant to Texas Government Code Section 551.074, deliberations regarding the appointment or employment of a public officer or employee. The subject of this executive session is to discuss City Manager search, interim City Manager and transition.
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 February 2, 2023 at 9:30 a.m. and remained posted until meeting convened.

Jan Vinson, City Secretary