



May 16, 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 May 16, 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. ELECTION:
 - A. Canvass results of the May 6, 2023 City Council Regular Election and consider adopting a resolution declaring the results. (City Secretary)
 - B. Administer Statement of Officer and Oath of Office for newly elected Council Members. (City Secretary)
4. 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.
5. ITEMS TO BE REMOVED FROM CONSENT AGENDA.
6. 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 May 2, 2023 regular meeting. (City Secretary)

- B. Consider approval of a resolution supporting a Boating Access Planning Grant through Texas Parks and Wildlife. (Community Services Director)
 - C. Consider approval of a contract between the City of Nacogdoches and CoxJones Contractors for construction services for the Ritchie Street Parking lot project in an amount of \$114,444.00. (Community Services Director)
 - D. Consider rejecting bids for the Lake Nacogdoches Walkway Project. (Community Services Director)
 - E. Consider a resolution authorizing submission of a grant application for the TxDOT Transportation Alternatives (TA) Set-Aside Program. (Assistant Director of Public Works)
7. 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. Consider approval of a resolution declaring a local state of disaster due to flooding on May 11, 2023. (Director of Public Works)
 - B. Receive a report from Auditors regarding the Annual Comprehensive Financial Report for fiscal year ending September 30, 2022 (Pattillo, Brown, & Hill LLP)
 - C. **Public Hearing:** Consider a Zone Change for Lot 3, City Block 54 from B-2, General Business to R-3, Two Family District, and a Zone Change request for Lot 3-C, City Block 54 from A, Agriculture to R-3, Two Family District, located at 2603 John Richardson Road. This request has been submitted by Bryan Moore. Case File ZON2023-03. (City Planner)
 - D. Consider approval of a fee schedule for rental of pickleball courts. (Community Services Director)
 - E. Receive a report, hold a discussion and give staff direction regarding repairs to the City Hall roof and the replacement of mechanical HVAC systems. (Director of Public Works)
8. 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.

9. Open for action, if any, on Executive Session item(s).

10. REGULAR AGENDA: (Continued)

- A. Consider approval of a resolution creating a Chapter 380 Economic Development Program and authorizing an agreement by and between the City of Nacogdoches and Benefield Estates regarding the development of a residential subdivision. (Economic Development Director)
- B. 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 \$184,700 for a Chapter 380 Economic Development Program with Benefield Estates, LLC for the reimbursement of infrastructure costs associated with construction of a residential subdivision. (Economic Development Director)
- C. Hold a discussion regarding the budget process, including proposed time frames for the budget process and the possibility of a taskforce to assist in the budget process. (City Manager)
- D. Receive an update and hold a discussion regarding the City's Communications Taskforce and the process for providing information, both in emergencies and non-emergencies. (Assistant Community Services Director)
- E. Hold a discussion and give staff direction regarding 2023 City Council meeting dates. (City Secretary)

11. 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 May 12, 2023 at 10 a.m. and remained posted until meeting convened.

Jan Vinson, City Secretary