



October 10, 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 lewisr@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 Tuesday, October 10, 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 the September 7, 2023 City Council Work Session; the September 12, 2023, City Council Special Meeting, and the September 19, 2023 City Council Regular Meeting. (Deputy City Secretary)
 - B. Consider contract award of \$47,307.37 to WorkQuest and Oak Creek Center for City park clean-up. (Interim Community Services Director)
 - C. Consider contract award not to exceed \$17,341.76 to WorkQuest and Oak Creek Center for City roadside clean-up. (Interim Community Services Director).

- D. Consider approval of a minor contract amendment between the City of Nacogdoches and Mead & Hunt for hourly assistance with our Pretreatment Program. (Director Public Works/City Engineer)
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. Consider an ordinance amending Ordinance No. 1978-09-23 appropriating various amounts in accordance with the budget adopted for the ensuing fiscal year beginning October 1, 2023 and ending September 30, 2024 (Bayou Loco Dam Spillway) (Assistant Director of Public Works).
 - B. Consider approval of a contract by and between the City of Nacogdoches and DJ Hansen Construction Corp for the Bayou Loco Dam Spillway Rehabilitation Project in a not-to-exceed amount of \$595,340.00 (Assistant Director of Public Works).
 - C. Consider approval of a contract by and between the City of Nacogdoches and McKinney & Moore of Texas, LLC for the 2023 WWTP Clarifier Rehabilitation Project in a not-to-exceed an amount of \$1,439,472.09 (Assistant Director of Public Works).
 - D. Discussion regarding the Police Department's voluntary security camera program. (Police Chief)
 - E. Consider approval of Resolution 1352-10-23 regarding nominations for the Central Appraisal District Board of Directors. (Interim City Manager)
 - F. Consider approval of Resolution No. 1353-10-23 creating a Chapter 380 Economic Development Program and authorizing an agreement by and between the City of Nacogdoches and Z Prepay Communication Services, LLC regarding the development of a multi-family apartment complex. (Economic Development 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. 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. Consultation with City Attorney - Pursuant to Texas Government Code Section 551.071, deliberation regarding attorney's advice concerning pending or contemplated litigation or a settlement offer, or on a matter in which the duty of the attorney to the governmental body under Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas, clearly conflicts with this chapter. (City Attorney)

8. ADJOURN.



Rhonda Lewis
Deputy 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 October 5, 2023 at 5:00 p.m. and remained posted until the meeting convened.

Rhonda Lewis, Deputy City Secretary