

Nixon City Council Minutes for September 19th, 2024, Regular Meeting

The Nixon City Council convened in a Regular Meeting on Thursday, September 19th, 2024, at 6:00 p.m. in the Nixon City Hall Council Chamber 302 E. Central Ave Nixon, TX 78140.

Members present were Mayor Ellie Dominguez, Justin La Fleur, Jack Rogers, Shannon Smith, Patsy Scherrer, and Pat Dingler. Also present were Darryl Becker, Attorney Eddie Escobar, Tanya Torres, Chief Miguel Cantu, Jeremy Bustos, Sherri Wuest, Otis "Bud" Wuest, Lew Cohn, Gladys Finch, Don Finch, Don Watt, Margaret McKinney, BK McKinney, Nina Hernandez, Adolph Trigo, Beverly Houston, Wyatt Houston, Patricia Hoffman, Donald Hoffman, Hector Dominguez Jr., Sheriff Schmidt, Frieda Canada, Dorothy Alexander, Tommy Butler, Dorothy Butler, Sherry Watt, Ashton Story, Stephanie Johnson, and Annie Allen.

A call to Order was at 6:02 pm by Mayor Ellie Dominguez.

Invocation and Pledges A moment of silence was held.

Public Comment – (This time is provided for citizens to address the Council on issues and concerns. No action can or will be taken on issues discussed under this portion of the meeting. Please limit your remarks to a period not to exceed three (3) minutes. We ask that you approach the council and state your name and address for the record.) **Under House Bill 2840 (codified in Texas Government Code Section 551.007), all attending citizens who wish to comment on specific agenda items, during a scheduled meeting, must sign up to do so before the start of the meeting and indicate which agenda item they wish to comment on. Said public comment on agenda items shall occur once the agenda item is reached during the meeting, but before the City Council deliberating the matter. A time limit of three (3) minutes shall be observed by all commenting citizens.**

1. Discuss, Consider, Possible Action to approve the minutes of the August 19th, 2024, Regular Meeting.
 - a. *Is there any discussion?*
 - b. *If there is no discussion at this time, I will entertain a motion.*
 - c. *I have a motion made by **Pat Dingler** with a second from **Patsy Scherrer** to approve the minutes of the August 19th, 2024, Regular Meeting. Is there any further discussion?*
 - d. *Hearing none, all those in favor signify by saying "Aye". All those opposed signify by saying "Nay". The motion passes or fails.*
 - e. *Motion Passed*
 - *Justin LaFleur: Aye*
 - *Patsy Scherrer: Aye*
 - *Patricia Dingler: Aye*
 - *Jack Rogers: Aye*
 - *Shannon Smith: Aye*

2. Discuss, Consider, Possible Action to Approve the Financial Statements.

- a. *Is there any discussion?*
- b. *If there is no discussion, I will entertain a motion.*
- c. *I have a motion made by **Patricia Dingler** with a second from **Patsy Scherrer** to approve financial statements. Is there any further discussion?*
- d. *Hearing none, all those in favor signify by saying "Aye." All those who opposed signifying by saying "Nay." The motion passes or fails*
- e. *Motion Passed*
 - *Justin LaFleur: Aye*
 - *Patsy Scherrer: Aye*
 - *Patricia Dingler: Aye*
 - *Jack Rogers: Aye*
 - *Shannon Smith: Aye*

3. Discuss, Consider, Possible Action regarding the Nineteenth Club Civic Center Inc. property. Presentation given by Beverly Houston.

- a. *At this time, I will entertain a motion.*
- b. *I have a motion made by **Justin LaFleur** with a second from **Patsy Scherrer** that if it can be proven that there is an encumbrance, then a gate can be placed on the north end across the easement.*
- c. *Hearing none, all those in favor signify by saying "Aye." All those who opposed signify by saying "Nay." The motion passes or fails.*
- d. *Motion Passed*
 - *Justin LaFleur: Nay*
 - *Patsy Scherrer: Nay*
 - *Patricia Dingler: Nay*
 - *Jack Rogers: Nay*
 - *Shannon Smith: Aye*

4. Discuss, Consider, Possible Action on Approving a Memorandum of Understanding between Guadalupe Valley Family Violence Shelter, Inc (DBA Thriving Hearts Crisis Center) and the City of Nixon.

At this time, I will entertain a motion.

- a. *I have a motion made by **Pat Dingler** with a second from **Patsy Scherrer** to approve a Memorandum of Understanding between Guadalupe Valley Family Violence Shelter, Inc (DBA Thriving Hearts Crisis Center) and the City of Nixon. Is there any further discussion?*
- b. *Hearing none, all those in favor signify by saying "Aye." All those who opposed signifying by saying "Nay." The motion passes or fails*
- c. *Motion Passed to go into Executive Session per Texas Government Code 551.074.*
 - *Justin LaFleur: Aye*
 - *Patsy Scherrer: Aye*
 - *Patricia Dingler: Aye*

- Jack Rogers: *Aye*
- Shannon Smith: *Aye*

5. Discuss, Consider, Possible Action on approving End Time Tent Revival the use of city property between City Hall and Family Dollar on October 17th, 2024, through October 28th, 2024.

- At this time, I will entertain a motion.*
- I have a motion made by **Jack La Fleur** with a second from **Jack Rogers** to approve End Time Tent Revival the use of city property between City Hall and Family Dollar on October 17th, 2024 through October 28th, 2024. Is there any further discussion?*
- Hearing none, all those in favor signify by saying "Aye." All those who opposed signify by saying "Nay." The motion passes or fails.*
- Motion Passed*
 - Justin LaFleur: *Aye*
 - Patsy Scherrer: *Aye*
 - Patricia Dingler: *Aye*
 - Jack Rogers: *Aye*
 - Shannon Smith: *Aye*

6. Discuss, Consider, Possible Action Approving Christian Fellowship Tent Ministries to hold a tent revival and use of City property between City Hall and Family Dollar from November 6th, 2024, through November 10th, 2024.

- At this time, I will entertain a motion.*
- I have a motion made by **Justin La Fleur** with a second from **Jack Rogers** to approve Christian Tent Ministries to hold a tent revival and use city property between City Hall and Family Dollar from November 6th, 2024, through November 10th, 2024. Is there any further discussion?*
- Hearing none, all those in favor signify by saying "Aye." All those who opposed signify by saying "Nay." The motion passes or fails.*
- Motion Passed*
 - Justin LaFleur: *Aye*
 - Patsy Scherrer: *Aye*
 - Patricia Dingler: *Aye*
 - Jack Rogers: *Aye*
 - Shannon Smith: *Aye*

7. Discuss, Consider, Possible Action concerning the award of an administrative service contract for the preparation of the City's 2025-2026 Texas Community Development Block Grant (TxCDBG) CD application and subsequent administrative services contract if funded.

- At this time, I will entertain a motion.*
- I have a motion made by **Pat Dingler** with a second from **Shannon Smith** to award an administrative service contract for the preparation of the City's 2025-*

2026 Texas Community Development Block Grant (TxCDBG) CD application and subsequent administrative services contract if funded. The award goes to Langford Community Management Services.
Is there any further discussion?

- c. *Hearing none, all those in favor signify by saying "Aye." All those who opposed signify by saying "Nay." The motion passes or fails*
- d. *Motion Passed*
 - *Justin LaFleur: Aye*
 - *Patsy Scherrer: Aye*
 - *Patricia Dinger: Aye*
 - *Jack Rogers: Aye*
 - *Shannon Smith: Aye*

8. Discuss, Consider, Possible Action approving the Travel Policy for the City of Nixon.

- a. *At this time, I will entertain a motion.*
- b. *I have a motion made by Justin LaFleur with a second from Jack Rogers to approve the travel policy for the City of Nixon. Is there any further discussion?*
- c. *Hearing none, all those in favor signify by saying "Aye." All those who opposed signify by saying "Nay." The motion passes or fails.*
- d. *Motion Passed*
 - *Justin LaFleur: Aye*
 - *Patsy Scherrer: Aye*
 - *Patricia Dinger: Aye*
 - *Jack Rogers: Aye*
 - *Shannon Smith: Aye*

9. Discuss, Consider, Possible Action on Adopting Annexation Ordinances with Tractor Supply (Ordinance number 2024-09-16-A); Emergency Service District One (1) (Ordinance number 2024-09-16-B); and the Nixon Hospital District (Ordinance number 2024-09-16-C).

- a. *At this time, I will entertain a motion.*
- b. *I have a motion made by Justin La Fleur with a second from Jack Rogers to adopt Annexation Ordinances with Tractor Supply (Ordinance number 2024-09-16-A); Emergency Service District One (1) (Ordinance number 2024-09-16-B); and the Nixon Hospital District (Ordinance number 2024-09-16-C). Is there any further discussion?*
- c. *Hearing none, all those in favor signify by saying "Aye." All those who opposed signify by saying "Nay." The motion passes or fails.*
- d. *Motion Passed*
 - *Justin La Fleur: Aye*
 - *Patsy Scherrer: Aye*
 - *Patricia Dinger: Aye*
 - *Jack Rogers: Aye*
 - *Shannon Smith: Aye*

10. Discuss, Consider, Possible Action on Adopting the Fiscal Year 2024-2025 Budget.

- a. At this time, I will entertain a motion.
- b. I have a motion made by **Jack Rogers** with a second from **Shannon Smith** to adopt the Fiscal Year 2024-2025 Budget. Is there any further discussion?
- c. Hearing none, all those in favor signify by saying "Aye." All those who opposed signify by saying "Nay." The motion passes or fails.
- d. Motion Passed
 - Justin La Fleur: *Aye*
 - Patsy Scherrer: *Aye*
 - Patricia Dinger: *Aye*
 - Jack Rogers: *Aye*
 - Shannon Smith: *Aye*

11. Discuss, Consider, Possible Action to authorize the Interim City Manager and City Attorney to enter into an agreement with Smith Dairy Queen for a proposed Nixon Monument to have insurance coverage under the City's existing policy.

- a. At this time, I will entertain a motion.
- b. I have a motion made by **Pat Dinger** with a second from **Shannon Smith** to review City policy regarding the distribution of agenda packets to City Council members and the Mayor prior to the meetings. Tuesday by 5 pm prior to Monday. Emails be set for council members and the agenda be posted on Thursday. Is there any further discussion?
- c. Hearing none, all those in favor signify by saying "Aye." All those who opposed signify by saying "Nay." The motion passes or fails.
- d. Motion Passed
 - Justin La Fleur: *Aye*
 - Patsy Scherrer: *Aye*
 - Patricia Dinger: *Aye*
 - Jack Rogers: *Aye*
 - Shannon Smith: *Aye*

12. Discuss, Consider, Possible Action on reviewing City policy regarding the distribution of agenda packets to City Council members and the Mayor prior to the meeting.

- a. At this time, I will entertain a motion.
- b. I have a motion made by **Justin La Fleur** with a second from **Patsy Scherrer** to authorize the Interim City Manager and City Attorney to enter into an agreement with Smith Dairy Queen for a proposed Nixon Monument to have insurance coverage under the City's existing policy. Is there any further discussion?
- c. Hearing none, all those in favor signify by saying "Aye." All those who opposed signify by saying "Nay." The motion passes or fails.
- d. Motion Passed

- *Justin La Fleur: Aye*
- *Patsy Scherrer: Aye*
- *Patricia Dingler: Aye*
- *Jack Rogers: Aye*
- *Shannon Smith: Aye*

13. Discuss, Consider, Possible Action on any necessary 2023-2024 budget amendments under items listed on the current agenda.

- a. At this time, I will entertain a motion.
- b. I have a motion made by _____ with a second from _____ to make the necessary 2023-2024 budget amendments under items listed on the current agenda. Is there any further discussion?
- c. Hearing none, all those in favor signify by saying "Aye." All those who opposed signify by saying "Nay." The motion passes or fails.
- d. *Motion Passed*

- *Justin La Fleur:*
- *Patsy Scherrer:*
- *Patricia Dingler:*
- *Jack Rogers:*
- *Shannon Smith:*

14. Fire Chief Report.

15. Police Chief Report.

The Chief gave his report.

16. Public Works Director Report.

Jeremy Bustos gave his report.

17. Code Compliance Report.

18. Interim City Manager Report.

Darryl Becker gave his report.

19. Notices/Announcements/Items of Community Interest.

October 24th, 2024, 6pm Vigil and October 17th, 2024 Boots and Butterflies Banquet and National Night Out October 1st, 2024

20. City Attorney Report

A motion was made by Jack Rogers and seconded by Justin La Fleur to take a 5-minute recess. Motion carried 5-0.

The council came out of regular session at 8:03 pm and went into executive session at 8:13 pm. The council came out of executive session at 8:33 pm and went back into regular session at 8:33 pm.

21. Adjournment.

- a. At this time, I will entertain a motion.
- b. I have a motion made by Justin La Fleur with a second from Pat Dingler to Adjourn. Is there any further discussion?
- c. Hearing none, all those in favor signify by saying "Aye." All those who opposed signify by saying "Nay." The motion passes or fails.
- d. Motion Passes
 - Justin LaFleur: *Aye*
 - Patsy Scherrer: *Aye*
 - Patricia Dingler: *Aye*
 - Jack Rogers: *Aye*
 - Shannon Smith: *Aye*
- e. The time is now 8:33 am/pm, and this meeting is adjourned.



Mayor, Ellie Dominguez



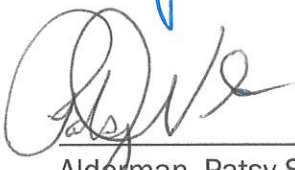
Alderman, Patricia Dingler



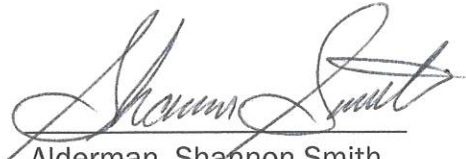
Alderman, Justin LaFleur



Alderman, Jack Rogers



Alderman, Patsy Scherrer



Alderman, Shannon Smith

Attest:



Tanya Torres
City of Nixon Secretary