

Nixon City Council Minutes for June 17th, 2024, Regular Meeting

The Nixon City Council convened in a Regular Meeting on Monday, June 17th, 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, Melissa Pompa, Rachael Barber, Chief Mark Mendez, Chad Emil, Pablo Aguirre, Donald Hoffman, Patricia Hoffman, Teresa Maldonado, Dominic DeJesus, Audrey Hewell, Johnny Hewell, Adolph Trigo, Mark Pompa, Briana Dominguez, Tina Crawford, Lew Cohn, Margaret Davis, Greg Williams, and Rachel Williams.

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

Invocation and Pledges was given by Reverend Audrey Hewell.

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 the 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.

Pablo Aguirre spoke regarding agenda items 6,7, and 8. He also spoke regarding the paving of S. Parker Ave.

Dominic DeJesus spoke regarding the cost of utilities being high.

1. Discuss, Consider, Possible Action to approve the minutes of the May 20th, 2024, Regular Meeting, April 25th, 2024, Special Meeting, and the May 13th, 2024, Special 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 May 20th, 2024, Regular Meeting April 25th, 2024 Special Meeting, and May 13th, 2024, Special 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 Dingle: *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 Dingle** with a second from **Jack Rogers** 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 Dingle: *Aye*
 - Jack Rogers: *Aye*
 - Shannon Smith: *Aye*

3. Discuss, Consider, Possible Action on the possible Award of Bid for the N. Lee Avenue and Library channel improvements, 2017 Hurricane Harvey DR 4332, General Land Office (GLO) Contract No. 20-065-051-C160.

- 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 Awarding the 2017 Hurricane Harvey Contract No. 20-065-051-C160 to Staff Concrete Construction for \$618,869.40. 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 Dingle: *Aye*
 - Jack Rogers: *Aye*
 - Shannon Smith: *Aye*

4. Discuss, Consider, Possible Action regarding Resolution number R-2024-06-17 authorizing the Nixon City Attorney to negotiate the terms of an interlocal agreement with Gonzales County, Texas for the provision of legal services for the City of Nixon by the elected County Attorney beginning January 1st, 2025.

At this time, I will entertain a motion.

- a. *I have a motion made by **Justin LaFleur** with a second from **Pat Dingle**. 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 Dinger: Aye*
- *Jack Rogers: Aye*
- *Shannon Smith: Aye*

5. Discuss, Consider, Possible Action to allow a variance at 609 W. Holmes Street to Rosa Valerio and Felix Hernandez for a driveway entrance.

- a. *At this time, I will entertain a motion.*
- b. *I have a motion made by **Jack Roger** with a second from **Justin La Fleur** to allow a variance at 609 W. Holmes Street to Rosa Valerio and Felix Hernandez for a driveway entrance. 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*

6. Discuss, Consider, Possible Action Approving invoices to be paid to Donald Hoffman with the Rancho/Nixon Historical Association.

- 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 approve the invoices to be paid to Donald Hoffman with the Rancho/Nixon Historical Association. 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: Nay*
 - *Patricia Dinger: Nay*
 - *Jack Rogers: Aye*
 - *Shannon Smith: Aye*

7. Discuss, Consider, Possible Action regarding the Nixon/Rancho Historical Association using the City of Nixon Librarian to collect fees for the John Wesley Hardin documentary, and the leasing of the Lion's

Club conference room at the Nixon Public Library for the John Wesley Hardin documentary to be seen.

- 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 table to next month's meeting.*
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 Dingler: Aye*
- *Jack Rogers: Aye*
- *Shannon Smith: Aye*

8. Discuss, Consider, Possible Action on the sub-leasing of the monuments outside of Nixon for the City of Nixon to maintain.

- a. *At this time, I will entertain a motion.*
- b. *I have a motion made by **Justin LaFleur** with a second from **Shannon Smith** table to next month's meeting. 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 Dingler: Aye*
 - *Jack Rogers: Aye*
 - *Shannon Smith: Aye*

9. Discuss, Consider, Possible Action on Opening a Money Market Account for the City of Nixon.

- a. *At this time, I will entertain a motion.*
- b. *I have a motion made by **Patricia Dingler** with a second from **Patsy Sherrer** to allow Melissa Pompa, Finance Officer for the City of Nixon to open a money market account, and to have all the same signers as on all bank accounts. 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*

10. Discuss, Consider, Possible Action on Electing a Mayor Pro-Tem.

- 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 appoint Jack Rogers as Mayor Pro-Tem. 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*

11. 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 **Justin La Fleur** with a second from **Shannon Smith** to limit the spending to the Nixon/Rancho Historical Association. 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*

12. Fire Chief Report.

The 3rd weekend in July would be their Annual BBQ fundraiser. The date to be exact would-be July 20th, 2024 at 11 am.

13. Police Chief Report.

The Chief gave his report.

14. Public Works Director Report.

Jeremy Bustos gave his report.

15. Interim City Manager Report.

Darryl Becker gave his report.

16. Notices/Announcements/Items of Community Interest.

Councilmember Dingler asked who was in charge of putting the handicapped parking along Hwy 80 in front of Faith Temple because it was a hazard. No one can see any cars going or coming down the Hwy. Also, it was brought to her attention that along Hwy 80 North there is not enough lighting by the school.

There will be a meeting on 6/21/2024 with all RV Park owners at 1 pm at City Hall.

The council came out of the Regular session at 7:35 pm and convened in the Executive Session at 7:46 pm.

The council came out of the Executive Session at 8:30 pm and convened into Regular Session at 8:32 pm.

- a. At this time, I will entertain a motion.
- b. I have a motion made by **Pat Dingler** with a second from **Jack Rogers** to accept Resolution number R-2024-06-17 authorizing the Nixon City Attorney to negotiate the terms of an Interlocal Agreement with Gonzales County, Texas for the provision of legal services for the City of Nixon by the elected County Attorney beginning January 1st, 2025. 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

17. Adjournment.

- a. At this time, I will entertain a motion.
- b. I have a motion made by **Pat Dingler** with a second from **Patsy Scherrer** 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 8:34 am/pm, and this meeting is adjourned.



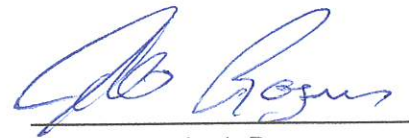
Mayor, Ellie Dominguez



Alderman, Patricia Dingler



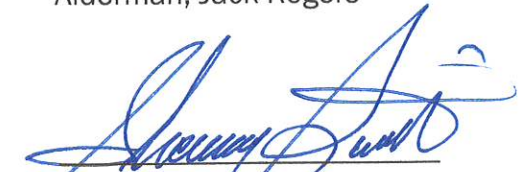
Alderman, Justin LaFleur



Alderman, Jack Rogers



Alderman, Patsy Scherrer



Alderman, Shannon Smith

Attest:



Tanya Torres
City of Nixon Secretary