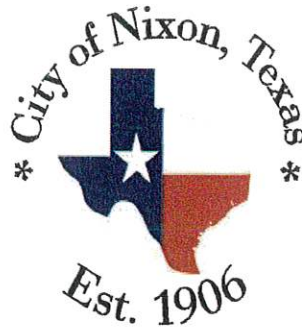




Notice of Meeting
Nixon City Council
January 13th, 2025

The Nixon City Council will convene in a Regular Meeting on Monday, January 13th, 2025, at 6:00 p.m. in the Nixon City Hall Council Chambers 302 E. Central Ave Nixon, TX 78140.

Members present were Mayor Ellie Dominguez, Justin La Fleur, Shannon Smith, Jack Rogers, Pat Dingler, and Patsy Scherrer. Also present were Eddie Escobar, Donald Hoffman, Javier Ramirez, Dominic De Jesus, Chief Mike Cantu, Darryl Becker, Jeremy Bustos, Bobby Caldwell, Rachael Barber, Melissa Pompa, Lew Cohn, Maria Hernandez, Adolph Trigo, Mo Olsen, and Tanya Torres.

Call to Order at 6pm by Mayor Ellie Dominguez

Invocation and Pledges was lead by Pat Dinger.

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.**

Maria Hernandez spoke regarding her needing more time to fix up her home.

1. Discuss, Consider, Possible Action to approve the December 16th, 2024, Regular Meeting minutes.
 - 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 approve December 16th, 2024, Regular Meeting minutes.*
Is there any further discussion?
 - c. *Hearing none, all those in favor signify by raising your right hand saying "Aye." All those who opposed signifying by raising your right 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*

2. Discuss, Possible Action to approve a Resolution by the City Council of the City of Nixon, Texas, authorizing certain officers of the City to sign and endorse checks and drafts of the City of Nixon Bank Accounts, and providing an effective date.

- At this time, I will entertain a motion.*
- I have a motion made by Justin La Fleur with a second from Shannon Smith to approve a Resolution by the City Council of the City of Nixon, Texas, authorizing certain officers of the City to sign and endorse checks and drafts of the City of Nixon Bank Accounts, and providing an effective date.*
Is there any further discussion? The effective date will be as of 1-13-2025
- Hearing none, all those in favor signify by raising your right hand saying "Aye." All those who opposed signifying by raising your right saying "Nay." The motion passes or fails.*
- Motion Passed*
 - *Justin LaFleur: Aye*
 - *Patsy Scherrer: Aye*
 - *Patricia Dingler: Aye*
 - *Jack Rogers: Aye*
 - *Shannon Smith: Aye*

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

- At this time, I will entertain a motion.*
- I have a motion made by Jack Rogers with a second from Justin La Fleur to approve the Financial Statements.*
Is there any further discussion?
- Hearing none, all those in favor signify by raising your right hand saying "Aye." All those who opposed signifying by raising your right saying "Nay." The motion passes or fails.*
- Motion Passed*
 - *Justin LaFleur: Aye*
 - *Patsy Scherrer: Aye*
 - *Patricia Dingler: Aye*
 - *Jack Rogers: Aye*
 - *Shannon Smith: Aye*

4. Discuss, Consider, Possible Action on hearing the appeal for denied building permit at 401 E. 6th Street.

- At this time, I will entertain a motion.*
- I have a motion made by Justin La Fleur with a second from Jack Rogers on hearing the appeal for a denied building permit at 401 E. 6th Street. Is there any further discussion? The permit will be denied until a survey of the property is conducted.*

- c. *Hearing none, all those in favor signify by raising your right hand saying "Aye." All those who opposed signifying by raising your right 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*

5. Discuss and consider Possible Action regarding 206 W. 3rd Ave, 508 N. Travis, 903 N. Lowery, 600 block of N. Washington (old Boone house) for the Board of Appeals per Ordinance 2022-05-09 Substandard Building Regulations and the progression of the Nixon Feed Store.

- 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*
206 W. 3rd Ave.

508 N. Travis

903 N. Lowery

600 block of N. Washington (old Boone house)
- c. *Is there any further discussion? Start the abatement process immediately and substandard tear down to the 600 block of N. Washington (old Boone house) and allow 30 days for the substandard structure abatement process on the other locations and allow the Nixon Feed Store more time to comply.*
- d. *Hearing none, all those in favor signify by raising your right hand saying "Aye." All those who opposed signifying by raising your right saying "Nay." The motion passes or fails.*
- e. *Motion Passed*
 - *Justin LaFleur: Aye*
 - *Patsy Scherrer: Aye*
 - *Patricia Dinger: Aye*
 - *Jack Rogers: Aye*
 - *Shannon Smith: Aye*

6. Discuss, Consider, Possible Action on Approving Ordinance No. 2025-01-13 BVFS (Bureau Veritas Fee Schedule).

- a. *At this time, I will entertain a motion.*
- b. *I have a motion made by Jack Rogers with a second from Justin La Fleur to approve Ordinance No. 2025-01-13 BVFS (Bureau Veritas Fee Schedule).*
Is there any further discussion? Mo Olsen with Bureau Veritas spoke regarding how Bureau Veritas works. It was also added that 10% to the total cost of the fee would be added that would go to the city.
- c. *Hearing none, all those in favor signify by raising your right hand saying "Aye." All those who opposed signifying by raising your right 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*

7. **Discuss, Consider, Possible Action on Approving the revised 2025 Fee Schedule.**

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 approve the revised 2025 Fee Schedule.*

Is there any further discussion? There would be a \$30.00 charge for daily events but non-profits would not be charged but would still have to pull a permit.

c. *Hearing none, all those in favor signify by raising your right hand saying "Aye." All those who opposed signifying by raising your right 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 Approving Ordinance No. 2025-01-13 Business Ordinance.**

a. *At this time, I will entertain a motion.*

b. *I have a motion made by Jack Rogers with a second from Patsy Scherrer to approve Ordinance N. 2025-01-03 Business Ordinance.*

Is there any further discussion?

c. *Hearing none, all those in favor signify by raising your right hand saying "Aye." All those who opposed signifying by raising your right 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 to approve a Resolution to seek grant funds from Edward Byrne Memorial Justice Assistance for Criminal Justice Technology Enhancement.**

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 approve a Resolution to seek grant funds from Edward Byrne Memorial Justice Assistance for Criminal Justice Technology Enhancement.*

Is there any further discussion?

- c. *Hearing none, all those in favor signify by raising your right hand saying "Aye." All those who opposed signifying by raising your right 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*

10. Discuss, Consider, Possible Action to approve a Resolution to seek grant funds from the Texas General Appropriations Act for Officer Body Armor Upgrade.

- a. *At this time, I will entertain a motion.*
- b. *I have a motion made by Patsy Scherrer with a second from Shannon Smith to approve a Resolution to seek grant funds from the Texas General Appropriations Act for Officer Body Armor Upgrade.*
Is there any further discussion?
- c. *Hearing none, all those in favor signify by raising your right hand saying "Aye." All those who opposed signifying by raising your right 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*

11. Discuss, Consider, Possible Action on the approval to repair and replace the broken Aerator.

- a. *At this time, I will entertain a motion.*
- b. *I have a motion made by Pat Dingle with a second from Patsy Scherrer to approve to repair and replace the broken Aerator.*
Is there any further discussion? Also to seek outside financing for the Aerator.
- c. *Hearing none, all those in favor signify by raising your right hand saying "Aye." All those who opposed signifying by raising your right 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*

12. Discuss, Consider, Possible Action on the approval to purchase a Bumper Pull wide deck lowboy equipment trailer.

- a. *At this time, I will entertain a motion.*

- b. *I have a motion made by Jack Rogers with a second from Shannon Smith on approval to purchase a Bumper Pull wide deck lowboy equipment trailer with a manual tilt. Is there any further discussion?*
- c. *Hearing none, all those in favor signify by raising your right hand saying "Aye." All those who opposed signifying by raising your right 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*

13. Discuss, Consider, Possible Action on approving the lease/purchase of a Model 302.7 Excavator.

- a. *At this time, I will entertain a motion.*
- b. *I have a motion made by Justin La Fleur with a second from Pat Dingle on approving the lease/purchase of a Model 302.7 excavator. Is there any further discussion? To lease for minimum term with the option to buy.*
- c. *Hearing none, all those in favor signify by raising your right hand saying "Aye." All those who opposed signifying by raising your right 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*

14. Discuss, Consider, Possible Action on the naming of the area between City Hall and Family Dollar the City of Nixon Central Park.

- a. *At this time, I will entertain a motion.*
- b. *I have a motion made by Jack Rogers with a second from Patsy Scherrer on naming the area between City Hall and Family Dollar the City of Nixon Central Park. Is there any further discussion?*
- c. *Hearing none, all those in favor signify by raising your right hand saying "Aye." All those who opposed signifying by raising your right 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*

15. Discuss, Consider, Possible Action on Approving the 2025 City of Nixon Personnel Policy Manual.

- a. *At this time, I will entertain a motion.*
- b. *I have a motion made by Pat Dingler and seconded by Patsy Scherrer to table the approval of the 2025 City of Nixon Personnel Policy Manual.*
Is there any further discussion?
- c. *Hearing none, all those in favor signify by raising your right hand saying "Aye." All those who opposed signifying by raising your right 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*

16. Discuss, Consider, Possible Action on the Ratification of the Zoning Ordinance passed on November 10th, 2008.

- a. *At this time, I will entertain a motion.*
- b. *I have a motion made by Jack Rogers with a second from Justin La Fleur on the Ratification of the Zoning Ordinance passed on November 10th, 2008.*
Is there any further discussion?
- c. *Hearing none, all those in favor signify by raising your right hand saying "Aye." All those who opposed signifying by raising your right 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*

17. Discuss, Consider, Possible Action on any necessary 2025-2026 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*
Is there any further discussion?
- c. *Hearing none, all those in favor signify by raising your right hand saying "Aye." All those who opposed signifying by raising your right saying "Nay." The motion passes or fails.*
- d. *Motion Passed*
 - *Justin LaFleur:*
 - *Patsy Scherrer:*
 - *Patricia Dingler:*
 - *Jack Rogers:*
 - *Shannon Smith:*

18. Police Chief Report. Chief Cantu gave his report.

19. Public Works Director Report. The council had no questions for Mr. Bustos.

20. Finance Officer Report. Melissa Pompa gave her report.

21. Code Compliance Report. Rachael Barber gave her report.

22. City Administrator Report. Mr. Becker gave his report.

23. Notices/Announcements/Items of Community Interest.

January 16th Thriving Hearts Open House 10-4

January 20th MLK Holiday

February 2-3 Chislom Trail Riders will be coming through.

February 17th Presidents' Day. The regular meeting for February 17th, will be moved to February 10th, due to holiday.

24. City Attorney Report. Mr. Escobar asked that his report be given in Executive Session under Texas Government Code 551.071 (Consultation with Attorney regarding contemplated or pending litigation).

The council came out of the regular session at 8:41pm and went into Executive session at 8:49pm.

The council came out of Executive session at 9:06pm and went into Regular session at 9:06pm.

25. Adjournment.

- a. *If there is no discussion at this time, I will entertain a motion to adjourn.*
- 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 raising your right hand saying "Aye". All those opposed signify by raising your right hand saying "Nay". The motion passes or fails.*
- d. *Motion*
 - *Justin LaFleur: Aye*

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

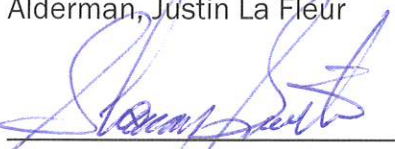
The time is now 9:06 pm, and this meeting is adjourned.

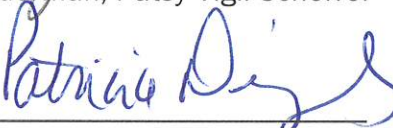

Mayor, Ellie Dominguez


Alderman, Jack Rogers

Alderman, Justin La Fleur


Alderman, Patsy Vigil Scherrer


Alderman, Shannon Smith


Alderman, Patricia Dingler

EXECUTIVE SESSION: The Nixon City Council may convene into an executive (Closed) session by the Texas Government Code when necessary and legally justified. Any item on this agenda may be discussed in executive session if authorized by Texas Law regardless of whether it is listed under "Executive Session" of this agenda and regardless of any past or current practice of the City Council. Executive sessions herein are closed meetings and may include the consideration of any item otherwise listed on the agenda plus any subject matter specified in the executive session notice and may include items under the Texas Government Code as follows: Section 551.071 (Consultation with Attorney regarding contemplated or pending litigation, a settlement offer or administrative hearing); Section 551.072 (Deliberations regarding Real Property); Section 551.073 (Deliberations about Gifts and Donations); 551.074 (Personnel Matters); Section 551.076 (Deliberation about Security Devices); Section 551.086 (Deliberations regarding Municipally Owned Utility) and Section 551.087 (Deliberations regarding Economic Development Negotiations).

Attest:



Tanya Torres
City of Nixon Secretary