

# CITY OF NEVADA

424 E FM 6 NEVADA, TX 75173 | 972-853-0027



## MINUTES

### COUNCIL MEETING

Tuesday, May 16, 2023

7:00PM at City Hall

Mayor – Ben Ponce

Council Member Place 1 – Mike Laye Council Member Place 4 – Karl Fisher/C. Laughter  
Council Member Place 2– Donald Deering Council Member Place 5 – John McBride/F. Hudson  
Council Member Place 3– Kerrie Longoria

#### City Staff:

Deuce Waters, City Secretary  
Morgan Kowaleski, City Clerk  
Jim Shepherd, City Attorney

#### Citizens:

Russell Newton  
Thad Anderson  
Mark Hill  
Katie Laughter  
Judy Hudson  
April Waters

## REGULAR MEETING

### 1. Call to Order and Declaration of Quorum-

Time: 7:03pm

### 2. Invocation-

Mayor Ponce asked Council Member Fisher to lead the invocation.

### 3. Pledge of Allegiance to the United States of America-

*I pledge Allegiance to the flag, of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with Liberty and Justice for all.*

Those in attendance pledged allegiance to the United States of America.

### 4. Pledge of Allegiance to the Texas Flag-

*Honor the Texas flag, I pledge allegiance to thee, Texas, one state under God, one and indivisible.*

Those in attendance pledged allegiance to the Texas Flag.

## 5. Public Comment

**NOTE: The City of Nevada, Texas, City Council meets regularly on the first and third Tuesday of each month at 7:00 P.M. The Council adheres to the printed Agenda for official action. Any individuals desiring official action on a matter should submit a request for the item to be considered for inclusion on a future Agenda to the office of the City Secretary no later than fourteen (14) days prior to the Council Meeting.**

**Citizens are invited to address the City Council with public comments. Comments regarding items for which notice has not been given will be limited to three minutes, prior to discussion of agenda items, and Council responses shall be in accordance with Sec. 551.042 of the Texas Government Code. Comments regarding an item on the agenda may be given before or during discussion of that item. An intentional act intended to disrupt a Government meeting is prohibited.**

There was none.

## REPORTS

### 6. Reports:

#### a. City Secretary Report-

1. Good evening, Mayor, Council, and citizens. In light of tonight's agenda items, I am going keep my report brief.
2. We have had an exterminator come in because the bugs are moving in. We have killed a number of spiders.
3. As you have seen tonight, we have our poster display installed that houses our maps all in one place now. We have room for more maps if needed in the future.
4. We have had meetings with the President of the Nevada Economic Development Corporation, and we are working together on some more updates to City Hall.

#### b. City Attorney Report-

City Attorney Jim Shepherd gave a report on the 88 legislative session that is taking place in Austin, Texas at the Capital Building.

#### c. Code Enforcement Report-

Code Enforcement Officer Dennis Wagner sent his report that was included in the packet.

- d. Financial Report (2<sup>nd</sup> Council Meeting)-
- e. Mayor Pro Tem Report
- f. Mayor's Report/Status-

Mayor Ponce advised that he has contacted TXDOT after the death at the accident at FM1138 and CR541.

- g. NVFD Report (2<sup>nd</sup> Council Meeting)-

Nevada Volunteer Fire Department Chief, Thad Anderson advised of the death and accident that happened at FM1138 and CR541.

**CONSENT AGENDA: ACTION**

- 7. Approval of previous meeting's minutes- May 2, 2023, Minutes-

Council Member Laye made a motion to approve the minutes. Council Member Deering seconded the motion. The motion was carried with a 5-0 vote.

**REGULAR AGENDA**

- 8. Discuss and consider action on Ordinance No. O051623, an ordinance of the city council of the city of Nevada, Texas, canvassing the election results of the general election on May 6, 2023 for the purpose of electing three (3) council members for the two (2) year term; the adoption of a local sales and use tax in Nevada at the rate of one- and one-half percent (1.50%); an increase of one-half percent (.5%), for a total rate of two percent (2.0%); determining results; providing a severability clause; providing a repealer clause; and providing for an effective date.

The official results that was sent to City Secretary Waters from the Collin County Elections Office that revealed the following results:

	General Election
36	Kerrie Longoria
33	Clayton Laughter
34	Frank Hudson
For- 27 Against- 23	Proposition A <i>The adoption of a local sales and use tax in Nevada at the rate of one- and one-half percent (1.50%); An increase of one-half percent (.5%), for a total rate of two percent (2.0%)</i>

Council Member Fisher made a motion to approve. Council Member Deering seconded the motion. The motion was carried with a unanimous vote. 5-0.

9. **Swearing in of newly elected City of Nevada City Council Members, Kerrie Longoria for Place #3, Clayton Laughter for Place #4, and Frank Hudson for Place #5-**

City Secretary Waters performed the swearing in ceremony of the newly elected City Council Members.

10. **Discuss and consider action on the Lone Tree Service Plan.**

Council Member Laye made a motion to approve. Council Member Deering seconded the motion. The motion was carried with a 5-0 vote.

11. **Discuss and consider action on Ordinance No. O051623A, an ordinance of the City of Nevada, Collin County, Texas, annexing Collin County of approximately 71.726 acres of land in the will rogers survey, abstract no. 748, Collin County, Texas, into the city limits of Nevada, Texas; adopting a service plan, and extending the boundary limits of said city so as to include said property within the city limits; granting to said territory and to all inhabitants of said property all of the rights and privileges of other citizens and binding said inhabitants by all the acts and ordinances of the said city; providing a severability clause; providing a repealer clause; and providing for an effective date.**

Council Member Laye made a motion to approve. Council Member Longoria seconded the motion. The motion was carried with a 5-0 vote.

12. **Discuss and consider action on Ordinance No. O051623B, an ordinance of the city of Nevada, Collin County, Texas, for the regulations for the specifications and installation of street signs within the corporate limits of the city of Nevada, as set forth in this ordinance; and providing a severability clause; providing a repealer clause; providing for a penalty of a fine not to exceed the sum of \$500.00 for each offense; providing a publication clause; and providing an effective date.**

Council Member Longoria made a motion to approve. Council Member Deering seconded the motion. The motion was carried with a 5-0 vote.

13. **Discuss and consider action on Ordinance No. O051623C, an ordinance of the city of Nevada, Collin County, Texas, adopting the Nevada fee schedule; establishing fees, costs and expenses charged by the city of Nevada; adopting penalty rates established by the state of Texas; and adopting a savings clause, a repealer clause, and a penalty clause.**

After much discussion, Council Member Longoria made a motion to approve. Council Member Deering seconded the motion. The motion was carried with a 5-0 vote.

**14. Discuss and consider action on Conder Estates preliminary plat.**

Council Member Laughter made a motion to approve. Council Member Deering seconded the motion. The motion was carried with a 5-0 vote.

**15. Discuss and consider action on Town & Country Lot #8 replat.**

Council Member Deering made a motion to approve. Council Member Laye seconded the motion. The motion was carried with a 5-0 vote.

**FUTURE AGENDA ITEMS**

**16. Future Agenda Items**

*Future agenda items shall be designated by the Mayor. In addition, a motion and a second from any two Councilpersons shall be sufficient to add an agenda item for a future meeting. Staff and counsel shall have prior consent of the Mayor to add an agenda item for a future meeting.*

- |                             |     |     |
|-----------------------------|-----|-----|
| 1. Budget- Budget Committee | 6.  | 11. |
| 2. State Legislative Update | 7.  | 12. |
| 3. Mayor Update- TXDOT      | 8.  | 13. |
| 4. MPT Update TXDOT         | 9.  | 14. |
| 5.                          | 10. | 15. |

17. **Executive Session** - Time: N/A

18. **Regular Session: Reconvene from Executive Session** - Time: N/A

19. **If required, act on items reviewed in Executive Session-** N/A

20. **Adjournment / Closing** - Time: 9:46pm

Attest:



Deuce Waters, City Secretary



Ben Ponce, Mayor

Kerrie Longoria, Mayor Pro Tem

