

CITY OF NEVADA

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



MINUTES CITY COUNCIL MEETING

Tuesday, August 22, 2023
7:00PM at City Hall

Mayor – Benito Ponce

Council Member Place 1 – Mike Laye
Council Member Place 2 – Donald Deering
Council Member Place 3 – Kerrie Longoria

Council Member Place 4 – Clayton Laughter
Council Member Place 5 – Frank Hudson

City Staff:

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

Citizens:

Chris Fuller, Gary Fuller
Cody Waters, Paul Breitzman
Gary James, Al Longoria
Lisa Bramlett, Debra Caldwell
Chery Nowlin, Jason Nouhl
Mark Ron, Russell Newton
Jeanette Allison, Cassie Love
Jose Buentello, Terry Smith
Walt N., Chad Forsyth
Mark Hill, T.J. James
Tom James, Judith Hudson
David Hesse, Diane Hesse
Luis F. Gutierrez, Chris Broschart
Hector Ponce, Rocky Turner
Paul Kenney, Charles Carter
Lester Smith, Hanna Smith
Carolyn Carter, Juan Hinojosa
Sheila Laye

REGULAR MEETING

1. Call to Order and Declaration of Quorum-

Time: 7:02pm Mayor Ponce was absent.

2. Invocation-

Mayor Pro Tem Longoria asked Council Member Deering 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 –

Citizens are invited to address the meeting with public comments. Comments regarding items for which notice has not been given will be limited to three minutes. 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 when recognized by the Chair. An intentional act intended to disrupt a government meeting is a violation of law.

Debra Caldwell addressed the City Council and spoke about the 65 and over Tax Exemption.

REPORTS

6. Reports:

a. City Secretary Report

1. Good evening, Mayor Pro Tem, Council, and citizens. Please do not forget that Cards Waste & Recycling will be here for our cleanup date of Saturday August 26, 2023.
2. RCI was here Thursday August 3rd and Friday August 4th and got our records in order. There were 24 boxes of records that were well past their retention date and those were destroyed. We have several other boxes that are coming up soon that will meet their retention schedule so those will be destroyed at the appropriate time.
3. The website is in the early stages of progress. The City Clerk has completed the design questionnaire, uploaded photos, and our logo. We are now waiting for them to schedule our kickoff meeting.

b. **City Attorney Report**

There was no City Attorney Report

c. **Code Enforcement Report**

Code Enforcement Officer, Dennis Wagner was present and provided a documented report for the Council to review.

d. **Financial Report (2nd Council Meeting)**

Finance Director, Ray Smith, provided a documented report for the Council to review. Mayor Pro Tem Longoria advised that she wanted the Financial Report to be posted on the website from here on out.

e. **Mayor Pro Tem Report**

No report at this time.

f. **Mayor's Report/Status**

No report at this time.

g. **NVFD Report (2nd Council Meeting)**

Chief Anderson of the Nevada Volunteer Fire Department gave his report.

CONSENT AGENDA: ACTION

7. **Approval of Previous Meeting Minutes – August 1, 2023, and August 8, 2023-**

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

Mayor Pro Tem Longoria gave a presentation about the proposed budget before moving on to the next agenda item.

REGULAR AGENDA

8. **Public Hearing- Notice of public hearing for proposed budget 2023-2024 for the City of Nevada. The meeting will be held at 7:00pm, August 22, 2023, at Nevada City Hall, 424 E FM 6, Nevada, TX 75173. This budget will raise more revenue from property taxes than last year's budget by an amount of \$251,141.00, which is a 64.95 percent increase from last year's budget. The property tax revenue to be raised from new property added to the tax roll this year is \$41,560. The total property taxes are to be \$637,802.00.**

Mayor Pro Tem Longoria opened the Public Hearing at 7:36pm.

Lisa Bramlett completed a request to appear before the City Council and spoke to the council about her concerns about how the budget was being managed.

Paul Kenney completed a request to appear before the City Council and spoke to the council in opposition to the proposed budget.

Robin Lankford completed a request to appear before the City Council and spoke to the council in opposition to the proposed budget.

Lester Smith completed a request to appear before the City Council and spoke to the council in opposition to the proposed budget.

Paul Breitzman completed a request to appear before the City Council and spoke to the council in opposition to the proposed budget.

Mayor Pro Tem Longoria closed the Public Hearing at 7:52pm.

9. **Discuss and Consider action on Ordinance Number O082223, an ordinance of the City of Nevada, Collin County, Texas approving and adopting a budget for the fiscal year beginning October 1, 2023, and ending September 30, 2024; providing that expenditures for said fiscal year shall be made in accordance with said budget; appropriating and setting aside the necessary funds out of the general and other revenues for said fiscal year for the maintenance and operation of the various departments and for various activities and improvements of the city; providing a repealing clause; providing a severability clause; and providing an effective date.**

After much discussion, Council Member Laye made a motion to approve. Council Member Laughter seconded the motion. Mayor Pro Tem Longoria called on each Council Member for their vote which is as follows:

Council Member Laye: Yes

Council Member Deering: No

Council Member Laughter: Yes

Council Member Hudson: Yes

Council Member Longoria: Yes

The motion carried with a Vote: 4-1

10. **Public Hearing- A PUBLIC HEARING ON THE PROPOSED TAX RATE WILL BE HELD ON August 22, 2023, AT 7:00PM AT City of Nevada City Hall, 424 E. FM 6 Nevada, TX 75173. The proposed tax rate is greater than the voter-approval tax rate but not greater than the de minimis rate. However, the proposed tax rate exceeds the rate that allows voters to petition for an election under Section 26.075, Tax Code. If the City of Nevada adopts the proposed tax rate, the qualified voters of the City of Nevada may petition the City of Nevada to require an election to be held to determine whether to reduce the proposed tax rate. If a majority of the voters reject the proposed tax rate, the tax rate of the City of Nevada will be the voter-approval tax rate of the City of Nevada.**

A tax rate of \$0.320000 per \$100 valuation has been proposed by the governing body of the City of Nevada.

PROPOSED TAX RATE \$0.320000 per \$100

NO-NEW-REVENUE TAX RATE \$0.206713 per \$100

VOTER-APPROVAL TAX RATE \$0.214781 per \$100 DE MINIMIS RATE \$0.458379 per \$100

Mayor Pro Tem Longoria opened the Public Hearing at 8:02pm.

City Secretary Waters called on Lisa Bramlett for her comments that she signed up to speak about and advised that she does not want to provide those comments at this time.

City Secretary Waters called on Robin Lankford for her comments and was advised that she had already left City Hall.

Paul Kenney completed a request to appear before the City Council and spoke to the council in opposition to the proposed Property Tax Rate.

Mark Hill completed a request to appear before the City Council and spoke to the council in favor for the proposed Property Tax Rate.

Cassie Love completed a request to appear before the City Council and had questions for the council about the proposed Property Tax Rate.

Paul Breitzman completed a request to appear before the City Council and spoke to the council in opposition to the proposed Tax Rate.

Mayor Pro Tem Longoria closed the Public Hearing at 8:13pm.

11. **Discuss and Consider action on Ordinance Number O082223A, an ordinance of the City of Nevada, Collin County, Texas levying the ad valorem taxes for the year 2024 at a rate of \$0.320000 per one hundred dollars (\$100) assessed valuation on all taxable property within the corporate limits of the City of Nevada as of January 1, 2024, to provide revenue for the payment of current expenses; providing for due and delinquent dates together with penalties and interest; providing a repealing clause; providing a severability clause; and providing for an effective date.**

After much discussion, Council Member Laye made a motion to approve. Council Member Laughter seconded the motion. Mayor Pro Tem Longoria called on each Council Member for their vote which is as follows:

Council Member Laye: Yes

Council Member Deering: No

Council Member Laughter: Yes

Council Member Hudson: Yes

Council Member Longoria: Yes

The motion carried with a Vote: 4-1

FUTURE AGENDA ITEMS

12. 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.

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| 1. 65+ Tax Exemption | 6. | 11. |
| 2. MyGov questions | 7. | 12. |
| 3. 1 st Drainage Project (Kerens) | 8. | 13. |
| 4. Update from the EDC | 9. | 14. |
| 5. | 10. | 15. |

13. Executive Session - Time: N/A

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

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

16. Adjournment / Closing - Time: 8:35pm



Ben Ponce, Mayor

Attest:

Deuce Waters, City Secretary