

A light blue outline map of the state of Texas is centered on the page. The word "AGENDA" is written in a bold, blue, sans-serif font across the middle of the map.

AGENDA



AGENDA

SPECIAL CALLED CITY COUNCIL MEETING

Tuesday, February 13, 2024

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

REGULAR MEETING

1. Call to Order and Declaration of Quorum – Time:

2. 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.

Pledge of Allegiance to the Texas Flag –

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

4. 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.

REGULAR AGENDA

5. Deliberate and take any appropriate action on the Planning & Zoning Commission (P&Z) application received from Nevada citizen, Derrick Little.

Summary: Mr. Little's application was submitted to the City on January 21, 2024.

6. Discuss and take appropriate action on Ordinance O021324; An ordinance of the city council of the City of Nevada, Texas calling a general election to be held jointly with other political subdivisions designated by the county elections administrator and administered by the county elections administrator on Tuesday, May 4, 2024, for the purpose of electing the Mayor and two (2) Council Members, one (1) for Place 1, one (1) for Place 2 for two (2) year terms each for said city; and for the purpose of voting for or against the proposition: "reducing the tax rate in the City of Nevada, Texas for the current year from \$0.32 per hundred to \$0.21478 per hundred"; providing for the conduct and giving notice of the election; providing an effective date; and enacting other provisions relating to the subject.
7. Adjournment / Closing – Time:

CERTIFICATION

This meeting will be conducted pursuant to the Texas Government Code Section 551.001 et seq. At any time during the meeting, the Council reserves the right to adjourn into executive session on any of the above-posted agenda items in accordance with the sections 551.071 [litigation and certain consultation with attorney], 551.072 [acquisition of an interest in real property], 551.073 [contract for gift to City], 551.074 [certain personnel deliberations] or 551.076 [deployment/ implementation of security personnel or devices] 551.087 [deliberation regarding economic development negotiations].

The City of Nevada is committed to compliance with the Americans with Disabilities Act. Reasonable modifications and equal access to communications will be provided upon request. **Please call the City Secretary at (469) 788-7610 Ext: 102 for information.**

Attendance by Other Elected or Appointed Officials: It is anticipated that members of other city boards, commissions and/or committees may attend the meeting in numbers that may constitute a quorum of the other city boards, commissions and/or committees. Notice is hereby given that the meeting, to the extent required by law, is also noticed as a meeting of the other boards, commissions and/or committees of the City, whose members may be in attendance. The members of the other boards, commissions and/or committees shall not deliberate or decide any matters relating to items listed on this agenda and no minutes shall be prepared.

A member or member of the government body holding this meeting may attend via videoconference pursuant to the provisions of Tex. Gov't Code 551.127. In the event that a member or members of the government body holding this meeting attends via videoconference, a quorum of the government body holding this meeting will be physically present at the location identified above.

I certify that the above agenda for this meeting of the City Council of the City of Nevada, Texas, was posted on the bulletin board at City Hall, in Nevada, Texas, on **Friday, February 9, 2023, at 5:00 pm** pursuant to Chapter 551 of the Texas Government Code.

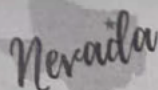
Morgan Kowaleski

Morgan Kowaleski, City Secretary



AGENDA ITEM

#5



Board & Committee Application

PLEASE NOTE: This application is considered to be public record.

I am interested in being considered for appointment to the following Boards & Committees:

☒ Planning & Zoning Committee ☐ Economic Development Committee ☐ Land Use Committee

Name of Nominee: Derrick Little

Home Address: [REDACTED] Cedar Elm Ln.

City: Nevada State: Texas Zipcode: 75773

E-mail: [REDACTED]

Number of years as a Nevada Resident: 1 year 4 months

Nominated by (if not nominated by self): Russell Newton

Occupation: Store Manager

Business/Company Name: Hollywood Feed

Work Address: 1314 W. McDermott Dr.

City: Allen State: Texas Zipcode: 75013

Work Phone: [REDACTED] Cell Phone: [REDACTED]

Degree(s) Earned and School Attended (i.e. Bachelor of Science from UTA)

Hinds Community College - Associates in Business Administration
Ole Miss (University of Mississippi) - No Degree

Professional experience: (include professional memberships and previous employment)

Hollywood Feed - Store Manager Big D Water Treatment - Supervisor
Lowes - Operations Manager
Pet Smart - Store Manager

Community activities: (include civic clubs, volunteer activities, service organizations, etc.)

Assistant Softball Coach - 12U > Royse City Rec
Assistant Baseball Coach - 8U

Comments/Special qualifications:

Forklift Certification
Heavy Equipment Certified
CPR Certified



AGENDA ITEM

#6

ORDINANCE NO. _____
CITY OF NEVADA, TEXAS

(Ordering General Election – May 4,, 2024)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NEVADA, TEXAS CALLING A GENERAL ELECTION TO BE HELD JOINTLY WITH OTHER POLITICAL SUBDIVISIONS DESIGNATED BY THE COUNTY ELECTIONS ADMINISTRATOR AND ADMINISTERED BY THE COUNTY ELECTIONS ADMINISTRATOR ON TUESDAY, MAY 4,, 2024, FOR THE PURPOSE OF ELECTING THE MAYOR AND TWO (2) COUNCIL MEMBERS, ONE (1) FOR PLACE 1, ONE (1) FOR PLACE 2 FOR TWO (2) YEAR TERMS EACH FOR SAID CITY; AND FOR THE PURPOSE OF VOTING FOR OR AGAINST THE PROPOSITION: “REDUCING THE TAX RATE IN THE CITY OF NEVADA, TEXAS FOR THE CURRENT YEAR FROM \$0.32 PER HUNDRED TO \$0.21478 PER HUNDRED”; PROVIDING FOR THE CONDUCT AND GIVING NOTICE OF THE ELECTION; PROVIDING AN EFFECTIVE DATE; AND ENACTING OTHER PROVISIONS RELATING TO THE SUBJECT.

WHEREAS, the City of Nevada, Texas ("**City**") is a Type A General Law municipality of the State of Texas; and

WHEREAS, The state law and the City ordinances provide for a term of two years for elected officials of the City and that elections will be held annually on an authorized uniform election date; and

WHEREAS, The Texas Tax Code provides the procedure for a petition election to reduce the tax rate of a City (herein referred to as a “Rollback Proposition”) for voting for or against the proposition:

““REDUCING THE TAX RATE IN THE CITY OF NEVADA, TEXAS FOR THE CURRENT YEAR FROM \$0.32 PER HUNDRED TO \$0.21478 PER HUNDRED””

WHEREAS, Chapter 41 of the Texas Election Code provides that the first Tuesday after the first Monday in May, being May 4,, 2024, is an authorized uniform election date for municipal elections; and

WHEREAS, the Texas Election Code requires that the governing body of the City is responsible for ordering the general and special election of elected officials of the City; and, for a Rollback Proposition, at the election, the ballots shall be prepared to permit voting for or against the proposition: “REDUCING THE TAX RATE IN THE CITY OF NEVADA, TEXAS FOR THE CURRENT YEAR FROM \$0.32 PER HUNDRED TO \$0.21478 PER HUNDRED”.

WHEREAS, by this Ordinance, it is the intention of the City Council to call for said election to be held on said date and establish and set forth procedures for conducting said election.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEVADA, TEXAS:

Section 1. Findings. That the recitals set forth in the WHEREAS clauses of this Ordinance are true and correct, constitute findings and determinations by the City Council acting in its legislative capacity and are incorporated herein.

Section 2. General Election Ordered. That a General Election is hereby ordered to be held jointly with other jurisdictions as possible in and throughout the City on Tuesday, May 4,, 2024, for the purpose of electing the Mayor and two (2) Council Members, one (1) for Place 1 and one (1) for Place 2 for two (2) year terms each; and for the Rollback Proposition described above, and that notice be provided in accordance with the Code be issued.

Section 3. Application for a Place on the General Election Ballot. That in accordance with Section 143.007 of the Election Code, any eligible and qualified person may have his/her name printed upon the official ballot as a candidate for the offices herein before set forth by filing his/her sworn application with the City Secretary not later than 5:00 pm, February 16, 2024. Each such application shall be on a form as prescribed by Section 141.031 of the Code. The order in which the names of the candidates are to be printed on the ballot shall be determined by a drawing by the City Secretary. Notice of the time and place for such drawing shall be given in accordance with the Election Code.

Section 4. Voting System: Ballots. That in all respects said election shall be conducted in accordance with the Texas Election Code. Direct Recording Electronic (DRE) voting machines shall be used in this Election for early voting by personal appearance and Election Day voting. Optical-scan ballots shall be used for early voting by mail. The ballots shall be prepared in accordance with the applicable provisions of V.T.C.A. Election Code and within the rules and dates published by the Collin County Elections office.

Section 5. Election Administration. That the City agrees to conduct a joint election with the political subdivisions designated by the County Elections Officer and the election will be conducted by the County pursuant to the terms of the election contract between the City and the County, with Election Day polling location(s) and times for the voters in the City to be determined by the County, along with all early voting matters, in accordance with the laws of the State of Texas.

Section 6. Precincts and Polling Places. That the City shall be a single election precinct and the main polling place on Election Day shall be determined by the County Elections Department. Additional polling places may be designated by the Elections Administrator which conform to the Election Agreement and the Texas Election Code.

Section 7. Early Voting. That Early Voting shall begin on April 22, 2024. The main polling place for conducting early voting by personal appearance will be determined by the Collin County Election Department, and is anticipated to be the Lavon City Hall, 120 School Road, Lavon, Texas. The address for early voting by mail, for said election only is Collin County Early Voting Clerk, Collin County Elections Administration Office, 2010 Redbud Blvd., Suite 102, McKinney, Texas 75069; Facsimile: (972) 547-1914; E-mail: election@collincountytexas.gov . Additional polling places may be designated by the Elections Administrator which conform to the Election Agreement and the Texas Election Code and that the early voting ballots shall be canvassed by the Early Voting Ballot Board, which shall be appointed and designated in accordance with the provisions of the Election Agreement.

Section 8. Persons Qualified to Vote. That all resident qualified electors of said City shall be permitted to vote in said election.

Section 9. Effective Date. That this Ordinance shall become effective immediately upon its passage.

DULY PASSED and APPROVED by the City Council of the City of Nevada, Texas, on the ____, day of February 2024.

Ben Ponce, Mayor

ATTEST:

Morgan Kowalski, City Secretary