



City of Seguin

210 E. Gonzales Street
Seguin TX, 78155

Meeting Minutes

City Council

Tuesday, March 19, 2024

5:30 PM

Council Chambers

1. Call to Order

Mayor Dodgen called the meeting to order at 5:30 P.M.

2. Invocation - Mayor Donna Dodgen

3. Pledge of Allegiance/Salute to the Texas Flag

4. Roll Call

Present: 8 - Councilmember Joe Rea, Councilmember Sonia Mendez, Councilmember Jim Lievens, Councilmember Chris Rangel, Councilmember Paul Gaytan, Councilmember Monica N. Carter, Councilmember Jason Biesenbach, and Councilmember Bill Keller

Presiding: 1 - Mayor Donna Dodgen

5. Hearing of Residents:

Invitation to hear citizens and council members in advance of regular business on items other than what is on the agenda, which shall be limited to five (5) minutes. Due to the Open Meetings Act discussions on matters not on the agenda are not allowed, therefore discussion shall be limited to 1) Statements of specific factual information given in response to any inquiry; 2) A recitation of existing policy in response to an inquiry; 3) A proposal to place the subject on the agenda for a future meeting; 4) For the record, please state your name and address before speaking.

Suzanne Wynn, 425 Alta Vista Terrace, expressed her dissatisfaction with the removal of the gate at the temporary fire apparatus road that cuts through the cul-de-sac near her home. She said her and her neighbors paid a lot premium to live on a cul-de-sac and that they have lost the benefit of that premium. She complained that the knox box was not installed for a long time until a near collision had happened. She voiced her disappointment with the lack of communication that the City provided in removing the gate and wants to know if the City plans to replace the gate or to set up a compensation fund to repay the 21 effected homeowners for the lot premiums that they paid.

Julian Leal, 849 Prexy Dr., stated his discontent with the Supreme Courts ruling to allow SB4 to take effect, giving Texas officials permission to jail and prosecute migrants of suspected of crossing the U.S. southern border without authorization. He worries that people of color would be stopped and questioned because of their skin color. He said that he served in the military and does not appreciate his citizenship

being questioned.

Mayor Dodgen invited everyone to attend the 3rd and final Public Input Meeting regarding the downtown Wells Fargo building. The meeting will be held on Wednesday, March 20th at 6 P.M. at the Seguin library. She also reminded everyone that Third Thursday is this week and that the downtown businesses will be open until 8 P.M. and food trucks will be available. Then, Mayor Dodgen invited everyone to attend the Kite Festival on March 23rd from 10 A.M. - 1:00 P.M. It will be held at Manuel Castilla Park and is free to attend. Additionally, she informed on March 23rd the Seguin Animal Services will be at the Puppy Love Adopt-a-Pet Event at the Blue Lotus Winery from 1 P.M. to 4 P.M. Lastly, she reminded councilmembers to speak into the microphone to ensure that their comments are heard by the public listening online and for minute taking.

6. Presentation

- a. Certificate of Recognition for Armando Guerrero for earning a Master's degree from UTSA

Indexes:

Attachments: [Armando Guerrero 03192024](#)

Mayor Dodgen presented Armando Guerrero with a Certificate of Recognition for earning a Masters Degree in Urban and Regional Planning from the University of Texas - San Antonio while working his full time job with the City of Seguin.

City Manager Parker recognized Mr. Guerrero for his work ethic and announced that Mr. Guerrero was also promoted to Senior Planner while working and earning his degree.

- b. Certificate of Recognition for:
- a.) Justin Hajek, Damian Ramirez, Romeo Rodriguez - Texas Recreation and Parks Society 2024 State Maintenance Rodeo
 - b.) Damian Ramirez - 1st Place Zero Turn Mower Contest - Texas Recreation and Parks Society 2024 State Maintenance Rodeo

Indexes:

Attachments: [TRAPS Contest - Parks and Rec Team](#)

[TRAPS Certificate - Damian Ramirez](#)

Mayor Dodgen presented Damian Ramirez a Certificate of Recognition for winning 1st Place in the Zero Turn Obstacle Course in the 2024 State Maintenance Rodeo held during the Texas Recreation and Parks Society (TRAPS) Institute and Expo.

Mayor Dodgen also presented Justin Hajek, Romero Rodriguez, and Damian Ramirez a Certificate of Recognition for their participation in the 2024 State Maintenance Rodeo. Hajek and Rodriguez participated in the Irrigation event and Ramirez participated in the Zero Turn Mower and Truck & Trailer event.

She thanked all three of them for representing Seguin well and said that she was very proud of them.

- c.

Presentation of the Fiscal Year 2023 Audit Report - Deborah Fraser, Armstrong, Vaughan and Associates, PC

Indexes:

Attachments: [City Council presentation FY23](#)
 [Sequin 2023 Finalized Report](#)

Deborah Fraser with Armstrong, Vaughan and Associates thanked the Audit Committee for meeting with her and reviewing the audit in depth. The Audit Committee consisted of Councilmember Jim Lievens, Councilmember Paul Gaytan, Mayor Donna Dodgen, and Finance Director Susan Cadell. She also thanked Mrs. Cadell and her staff for providing all the information needed to conduct the audit.

Ms. Fraser presented the Fiscal Year 2023 Audit Report, highlighting that the City received an Unmodified Opinion.

d.

City of Seguin Financial Reports for the Three Months Ended December 31, 2023 - Susan Caddell, Director of Finance

Indexes:

Attachments: [December 31, 2023 COS Financials](#)
 [December 31, 2023 Power Point](#)

Mayor Dodgen stuck this item from the agenda as it was carried over to this agenda inadvertently and was considered at the last City Council meeting.

e.

Annual Seguin Police Department 2023 Racial Profiling/Citizen Contact Report - Jason Brady, Police Chief

Indexes:

Attachments: [2024 City Council Racial Profiling Presentation for CY 2023](#)
 [2023 Racial Profiling Report TCOLE Submitted 02232024](#)
 [24-16 Racial Profiling Memo to Council.docx](#)

Chief Brady presented the 2023 Racial Profiling/Citizen Contact Report.

7. **Consent Agenda**

A motion was made by Councilmember Keller, seconded by Councilmember Biesenbach, that this be approved on the Consent Agenda. The motion carried by the following vote:

Presiding: 1 - Mayor Dodgen

Aye: 8 - Councilmember Rea, Councilmember Mendez, Councilmember Lievens, Councilmember Rangel, Councilmember Gaytan, Councilmember Carter, Councilmember Biesenbach, and Councilmember Keller

a.

Minutes of the March 5, 2024 City Council Regular Meeting.

Indexes:

Attachments: [CC.MeetingMinutes March 5, 2024](#)

This Minutes was approved on the Consent Agenda

- b. Check Report: March 2, 2024 to March 15, 2024

Indexes:

Attachments: [Check Report 03022024-03152024](#)

The check report was acknowledged.

- c. Board and/or Committee Appointment - Mayor Donna Dodgen
a. Golf Course Advisory Committee

Indexes:

Attachments: [Peter Hernandez.Memo](#)
[PeterHernandez.Golf.Application_redacted](#)

This Appointment was approved.

- d.

Resolution of the City Council of Seguin, Texas accepting the Petition for Release from the City's Extraterritorial Jurisdiction filed by Lelton and Phyllis Morse for two properties in Guadalupe County (Property ID No.'s 65655 and 65657) and granting the request for Release effective the date of the passing of this Resolution - Pamela Centeno, Director of Planning & Codes

Indexes:

Attachments: [Staff Memo ETJ Release Request from Morse](#)
[Petition Release_Morse](#)
[Resolution Release_Morse](#)

This Resolution was approved.

Enactment No: RES 24-062

- e.

Ordinance on second reading to consider amending the Seguin Code of Ordinances Chapter 54 (Floods) to establish the areas of special flood hazard and requirements concerning the lowest floor elevation of residential and nonresidential construction to a minimum of two feet above the base flood elevation.

Indexes:

Attachments: [2024.03.05 Council Memo](#)
[2024.03.05 Resolution](#)
[Chapter 54 FLOODS 2024 01 17](#)

This Ordinance was adopted.

Enactment No: ORD 2024-011

f.

Ordinance on second reading to consider a Zoning Change from Single Family Residential (R-1) to Commercial (C) for property located at 214 Preston Drive, Property ID: 59405, (ZC 01-24)

Indexes:

Attachments: [Staff Memo ZC 01 24](#)
[Planning Commission Report and Packet_Final](#)
[ZC 01-24 Ordinance](#)
[ZC0124 ExhibitA_CC](#)

This Zoning Ordinance was adopted.

Enactment No: ORD 2024-012

8. Action Items - Discussion and Possible Motion to Approve

j.

Resolution of the City Council of the City of Seguin, Texas authorizing the City Manager to execute a Facility Use Agreement between the City of Seguin and Rivermonster Baseball LLC for use of "Smokey" Joe Williams Field for the Seguin River Monsters summer 2024 Texas Collegiate League baseball season; and declaring an effective date - Jack Jones, Director of Parks and Recreation.

Indexes:

Attachments: [Memo for the Seguin River Monsters Facility Use Agreement 2024](#)
[Resolution.Smokey.Joe\(3.19.24\)](#)
[Facility Use Agreement for the Seguin River Monsters 2024](#)

Jack Jones explained that for the past 2 seasons, the City had approved three-month facility use agreements with Mike Gigliotti, the previous owner of River Monsters Baseball LLC, to use "Smokey" Joe William Field located at 637 Midway in the Seguin Events Complex. Last fall, the River Monsters were sold to Tommy and Kristin Stephens. The Stephens have expressed strong interest in a long-term Facility Use Agreement with the City, but that will take time to go through the public process for consideration. Mr. Jones mentioned a possible work session in April to discuss a long-term use agreement, but in order to get the season started, a three-month Facility Use Agreement, similar to the agreements with Mr. Gigliotti, is being proposed.

Tommy Stephens thanked City Council and said he was looking forward to the season. He shared that the staff has remained the same.

Councilmember Biesenbach asked when the season started and Mr. Stephens answered that Media Night is May 28th and Opening Day is May 30th. The season will consist of 24 home games and this year Seguin is hosting the All-Star Game on July 3, 2024.

Kristin Stephens said that their vision was to grow the events and to be a part of the community. She informed that they purchased a team bus and would like to make several improvements on the field. She said that their goal is to offer more than just baseball at the fields by hosing a non-baseball event every month throughout the year.

A motion was made by Councilmember Biesenbach, seconded by Councilmember Rangel, that this Resolution be approved. The motion carried by the following vote:

Presiding: 1 - Mayor Dodgen

Aye: 8 - Councilmember Rea, Councilmember Mendez, Councilmember Lievens, Councilmember Rangel, Councilmember Gaytan, Councilmember Carter, Councilmember Biesenbach, and Councilmember Keller

Enactment No: RES 2024-068

a.

Ordinance on second reading amending the Fiscal Year 2024 General Fund budget of the City of Seguin, Texas

Indexes:

Attachments: [Mid Year memo 2024](#)
 [Mid Year General Fund 24](#)

A motion was made by Mayor Pro Tem Carter, seconded by Councilmember Rangel, that this Ordinance be approved on first reading. The motion carried by the following vote:

Presiding: 1 - Mayor Dodgen

Aye: 8 - Councilmember Rea, Councilmember Mendez, Councilmember Lievens, Councilmember Rangel, Councilmember Gaytan, Councilmember Carter, Councilmember Biesenbach, and Councilmember Keller

b.

Ordinance on second reading amending the Fiscal Year 2024 Utility Fund Budget of the City of Seguin, Texas

Indexes:

Attachments: [Mid Year Utility Fund 24](#)

A motion was made by Councilmember Keller, seconded by Mayor Pro Tem Carter, that this Ordinance be approved on first reading. The motion carried by the following vote:

Presiding: 1 - Mayor Dodgen

Aye: 8 - Councilmember Rea, Councilmember Mendez, Councilmember Lievens, Councilmember Rangel, Councilmember Gaytan, Councilmember Carter, Councilmember Biesenbach, and Councilmember Keller

c.

Ordinance on second reading amending the Fiscal Year 2024 Special Revenue Fund Budget of the City of Seguin, Texas

Indexes:

Attachments: [Mid Year Special Revenue Fund FY24](#)

A motion was made by Councilmember Rangel, seconded by Mayor Pro Tem Carter, that this Ordinance be approved on first reading. The motion carried by the following vote:

Presiding: 1 - Mayor Dodgen

Aye: 8 - Councilmember Rea, Councilmember Mendez, Councilmember Lievens, Councilmember Rangel, Councilmember Gaytan, Councilmember Carter, Councilmember Biesenbach, and Councilmember Keller

d.

Ordinance on second reading amending the Seguin Code of Ordinances Appendix C - Fee Schedules, Chapter 102, Utilities, Article III, Water Modeling Fee; and Article IV Wastewater Modeling Fee; providing for a severability clause; providing for publication; declaring an effective date; and authorizing city staff to submit this ordinance as a supplement to the Seguin Code of Ordinances

Indexes:

Attachments: [Council Memo 3-19-2024](#)

[Ordinance 3-19-2024](#)

[On Call Tasks Summary](#)

Water and Wastewater Director Tim Howe explained that the City has been working with Freese and Nichols since October 2022. Freese and Nichols were to perform "on-call modeling" of the water and wastewater utility in an effort to evaluate new developments and the capacity, timing and sizing of infrastructure needed to meet the growing demand. Currently, developers pay \$1,500 per utility per development for this service. The fee is intended to recover the cost of service. Mr. Howe informed that the City has modeled twenty-five water/waste water scenarios to-date. They have found the average cost per task to be \$2,556.46.

After evaluating the current fees, Staff recommends increasing the fee to \$2,500 per utility per development in an effort to recover cost of service.

A motion was made by Councilmember Gaytan, seconded by Mayor Pro Tem Carter, that this Ordinance be approved on first reading. The motion carried by the following vote:

Presiding: 1 - Mayor Dodgen

Aye: 8 - Councilmember Rea, Councilmember Mendez, Councilmember Lievens, Councilmember Rangel, Councilmember Gaytan, Councilmember Carter, Councilmember Biesenbach, and Councilmember Keller

e.

Resolution authorizing the City Manager to enter into a Professional Services

contract with Kimley-Horn, for engineering services related to the Crossroads lift station upgrade project; and declaring an effective date - Timothy J. Howe, Director - Water / Wastewater Utilities

Indexes:

Attachments: [Council Memo 3-19-2024](#)
 [Resolution.Kimley.Horne\(3.19.24\)](#)
 [Kimley-Horn Crossroads LS Design Amendment 01-Partially Executed \(1\)](#)

Mr. Howe informed that the engineering feasibility study for the Crossroads lift station found that the cost to rehabilitate the existing lift station and the cost to decommission the existing lift station and construct a new lift station with adequate capacity for future demand were nearly the same. The was a cost difference of \$70,000 or 7.6%.

The choice to rehabilitate the current lift station limits the ability of the City to meet its own lift design criteria, emergency storage requirements, and firm pumping capacity. Choosing to construct a new lift station would allow the Seguin to remedy each of those limitations and take advantage of the opportunity to meet future demand.

Mr. Howe stated that he believes the best decision for Seguin is to build construct a new lift station. He recommended approval of an amount not to exceed \$252,300 to finish the design of a new Crossroads lift station. He said the funding for the project would be provided through certificates of obligation.

Mayor Dodgen asked if Mr. Howe knew the different required capacities. He answered that he did not for this specific lift station, but that the current lift station does not meet the Seguin design criteria currently.

A motion was made by Councilmember Biesenbach, seconded by Councilmember Keller, that this Resolution be approved. The motion carried by the following vote:

Presiding: 1 - Mayor Dodgen

Aye: 8 - Councilmember Rea, Councilmember Mendez, Councilmember Lievens, Councilmember Rangel, Councilmember Gaytan, Councilmember Carter, Councilmember Biesenbach, and Councilmember Keller

Enactment No: RES 2024-063

f.

Resolution authorizing the City Manager to enter into a Professional Services contract with Freese and Nichols., for engineering services related to update the 2022 Water and Wastewater Master plan capital projects; and declaring an effective date - Timothy J. Howe, Director - Water / Wastewater Utilities

Indexes:

Attachments: [Council Memo 3-19-2024](#)
 [Resolution.Freese.Nichols\(3.19.24\)](#)
 [PSA - FY25 WWW CIP Update - signed 24.03.04](#)

Mr. Howe reminded that Freese and Nichols prepared the City's 2022 Water and Wastewater Master Plan, which included a schedule of capital improvement projects to meet future demands on the collection and distribution system. The intent of the

proposed study is to evaluate the current and projected growth to determine if the proposed projects in the 2022 Master Plan remain current and to update the 5-year capital improvement plan accordingly. The study continues to ensure smart use of rate payer money by measuring the City's growth and its impact on rates and to only take on the projects absolutely necessary. The total cost of the study is \$85,960.00.

A motion was made by Councilmember Rea, seconded by Councilmember Rangel, that this Resolution be approved. The motion carried by the following vote:

Presiding: 1 - Mayor Dodgen

Aye: 8 - Councilmember Rea, Councilmember Mendez, Councilmember Lievens, Councilmember Rangel, Councilmember Gaytan, Councilmember Carter, Councilmember Biesenbach, and Councilmember Keller

Enactment No: RES 2024-064

g.

Resolution authorizing the City Manager to enter into a Professional Services contract with Ward, Getz, and Associates, PLLC., for engineering services related to the 12-inch wastewater main replacement and 8-inch water main extension project; and declaring an effective date - Timothy J. Howe, Director - Water / Wastewater Utilities

Indexes:

Attachments: [Council Memo 3-19-2024](#)
[Resolution.Ward.Getz.Assoc\(3.19.24\)](#)
[WGA Engineering Proposal Link Road Sewer](#)

Mr. Howe said that the engineering services proposal for consideration is for the design of a 12-inch diameter sanitary sewer replacement and an 8-inch water main extension project to increase capacity in the wastewater collection system from the Cordova Lift Station to Link Road. In addition, the proposal includes the design of an 8-inch water main extension from the Navarro High School property north along State Highway 123 to Link Road continuing west to serve areas of the Springs Hill WSC CCN transfer. Mr. Howe said that growth is happening quickly on that side of town and the City does not want to be in a position to not have capacity to support the development. The funding for this project is provided by certificates of obligation.

A motion was made by Councilmember Lievens, seconded by Councilmember Mendez, that this Resolution be approved. The motion carried by the following vote:

Presiding: 1 - Mayor Dodgen

Aye: 8 - Councilmember Rea, Councilmember Mendez, Councilmember Lievens, Councilmember Rangel, Councilmember Gaytan, Councilmember Carter, Councilmember Biesenbach, and Councilmember Keller

Enactment No: RES 2024-065

h.

Resolution of the City Council of the City of Seguin, Texas authorizing the City Manager to execute a purchase order with P2 Emulsions as the sole source for stabilizing emulsion for the pavement maintenance project for FY24 in an amount not to exceed \$350,000 and providing an effective date -

John Donnelly, Director of Public Works

Indexes:

Attachments: [Memo to Council Sole Source Purchase P2 Emulsion FY2024.docx](#)
[Resolution\(P2.Emulsion\)](#)

Public Works Director John Donnelly reminded that City Council considers this purchase order approval annually, normally in September of each year. He requested approval to continue the sole source purchase of P2 Emulsion for street improvements, in an amount not to exceed \$350,000.

A motion was made by Councilmember Carter, seconded by Councilmember Keller, that this Resolution be approved. The motion carried by the following vote:

Presiding: 1 - Mayor Dodgen

Aye: 8 - Councilmember Rea, Councilmember Mendez, Councilmember Lievens, Councilmember Rangel, Councilmember Gaytan, Councilmember Carter, Councilmember Biesenbach, and Councilmember Keller

Enactment No: RES 2024-066

i.

Resolution of the City Council of the City of Seguin, Texas authorizing the City Manager to approve a Purchase Order with ODP Business Solutions regarding an OMNIA Partners cooperative purchasing quote in the amount of \$76,606.46 for the purchase, delivery, and installation of 1,050 new chairs and four chair dollies at the Seguin Coliseum; and declaring an effective date - Randy Kell, Director of Facilities and Jack Jones, Director of Parks and Recreation.

Indexes:

Attachments: [Memo regarding the purchase of new chairs for the Seguin Coliseum](#)
[Resolution\(Coliseum.Chairs\)\(ODP.Solutions\)](#)
[Herringbone Gray Banquet Chairs Quote for the City of Seguin](#)
[Picture of chairs to be purchased for the Seguin Coliseum](#)

Parks and Recreation Director Jack Jones informed that the Seguin Coliseum has existed since 1977. The original orange chairs were replaced with the current grey plastic chairs 25 years ago. The chair purchase being proposed would be the third chair since the Coliseum opened.

Director of Facilities Randy Kell joked that he has spent more time thinking about chairs over the last three months than he ever thought he would. He said that many of the current chairs are stained, discolored, or broken and have become unappealing for renters as other rental venues have nicer and more comfortable chairs. He said that he and Mr. Jones had visited several other similar facilities to see what type of chairs they have use. He also said they considered cost, storage, and mobility of the chairs when looking for the new chair. The 1,050 new chairs proposed to be purchase are made with high abrasion, grey fabric. They are easily stackable

and come with a 10-year manufactures warranty on the frame. Funding to purchase new chairs was approved in this years budget. The total cost of the purchase, delivery, and install of the 1,050 chairs and four chair dollies is \$76,606.46. The chairs are in stock and will be received 2-3 weeks from date of purchase.

Councilmember Lievens asked what the City will do with the old chairs and Mr. Kell answered that they will save several of them to use for the outdoor events at the venue. The ones that are not saved will be sold at auction.

Mayor Dodgen mentioned that she was able to preview how in depth that Mr. Jones and Mr. Kell went into researching this process and thanked them for their due diligence.

A motion was made by Councilmember Mendez, seconded by Councilmember Carter, that this Resolution be approved. The motion carried by the following vote:

Presiding: 1 - Mayor Dodgen

Aye: 8 - Councilmember Rea, Councilmember Mendez, Councilmember Lievens, Councilmember Rangel, Councilmember Gaytan, Councilmember Carter, Councilmember Biesenbach, and Councilmember Keller

Enactment No: RES 2024-070

k.

Resolution approving an amendment to the Fiscal Year 2023-2024 Seguin Economic Development Corporation Budget - Josh Schneuker, Director of Economic Development

Indexes:

Attachments: [2024.03.19 Mid Year Budget Adjustment_CC Memo](#)
 [SEDC Resolution 2024-06 Budget Amendment 2](#)
 [City Council Resolution_SEDC Budget Amendment 2](#)

Economic Development Director Josh Schneuker said that this budget amendment would authorize the transfer of \$1,500,000 to the Incentive/Infrastructure Fund. This will leave about three months average operating expenditures in the operating fund. He informed that the SEDC approved this amendment at their March 7, 2024 meeting.

A motion was made by Councilmember Biesenbach, seconded by Councilmember Lievens, that this Resolution be approved. The motion carried by the following vote:

Presiding: 1 - Mayor Dodgen

Aye: 8 - Councilmember Rea, Councilmember Mendez, Councilmember Lievens, Councilmember Rangel, Councilmember Gaytan, Councilmember Carter, Councilmember Biesenbach, and Councilmember Keller

Enactment No: RES 2024-069

l.

Resolution authorizing the First Amendment to the Incentives Agreement between the Seguin Economic Development Corporation and Texas State Technical College - Josh Schneuker, Director of Economic Development

Indexes:

Attachments: [2024.03.19 TSTC Agreement Amendment_CC Memo](#)
[Resolution 2024-07 Approving First Amendment to Incentives Agreement SEDC & TSTC](#)
[1st Amendment to Incentives Agreement - SEDC TSTC](#)
[Resolution 1st Amendment to Incentives Agreement SEDC & TSTC \(Sequin City Council\)](#)

Mr. Schneuker detailed the initial terms of the Sequin Economic Development Corporation's (SEDC) Performance Agreement with Texas State Technical College (TSTC) for the purchase of equipment for the Lone Star Chapter AMT Program. Per the agreement, TSTC is required to purchase equipment for the program upfront and will be reimbursed by both the New Braunfels Economic Development Corporation and SEDC. SEDC was to release a total of \$860,940.69 in 5 incremental distributions.

TSTC has requested an amendment to the existing Performance Agreement to cover funding shortfalls for the purchase of equipment on the original list due to cost escalations as well as additional equipment needed. The proposed amendment would increase the amount of SEDC funding by \$111,847.96, to be dispersed over the remaining three distributions. TSTC has also asked NBEDC to increase their contribution. If the amendment is approved, the total amount that SEDC will contribute to the program will be \$942,788.65.

Mr. Schneuker said that a budget amendment is not needed for this increase because matching funds for a Texas Workforce Commission grant will not be used because that initiative was terminated, allowing for an internal transfer of funds.

Councilmember Lieevns asked if NBEDC will be contributing more to the program too and Mr. Schneuker answered that they would. He explained that NBEDC had approved an amount initially that allowed for more funds to be spent without needing another approval. SEDC approved an exact dollar amount in the first resolution agreement, so it required an amendment to be approved.

A motion was made by Councilmember Lievens, seconded by Councilmember Keller, that this Resolution be approved. The motion carried by the following vote:

Presiding: 1 - Mayor Dodgen

Aye: 8 - Councilmember Rea, Councilmember Mendez, Councilmember Lievens, Councilmember Rangel, Councilmember Gaytan, Councilmember Carter, Councilmember Biesenbach, and Councilmember Keller

Enactment No: RES 2024-070

9. Closed Session

- a. **Pursuant to Section 551.087 of the Texas Government Code - Deliberation Regarding Economic Development Negotiations (1)** to discuss or deliberate regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations. **(2)** to deliberate the offer of a financial or other incentive to a business prospect.

- Project Jackpot
- Project DIY

Indexes:

Mayor Dodgen, City Council, City Manager Steve Parker, City Attorney Mark Kennedy, and Parks and Recreation Director Jack Jones convened into Closed Session at 6:38 P.M.

10. Reconvene Regular Council Meeting Action and Consider Action on Items as a Result of Closed Session

Mayor Dodgen reconvened the Open Meeting at 6:59 P.M. and announced that no action will be taken as a result of Closed Session.

11. Adjournment

Mayor Dodgen adjourned the meeting at 7:00 P.M.

Donna Dodgen, Mayor

Attest:

**Kristin Mueller
City Secretary**