

2.21.2023 City Council Meeting Minutes

City Council met for a regular City Council meeting on February 21, 2023, in person at 907 Houston, Cleveland, Texas, with Mayor Boyett presiding.

1. Roll Call
2. Invocation and Pledge to USA Flag and Texas Flag
Pastor Charlie Burton gave the invocation and the pledges to the flag were recited.
3. Public Comments
No Comments

6. Recognition of Cleveland Community Football – Sophomore and Senior boy teams for their Super Bowl Championship win November 12, 2022. Mayor and Council recognized Sophomore and Senior winners. Teams received a plaque and signs to hang at the ball field.

4. Proclamation for Black History Month. Mayor Boyett read the proclamation and declared February Black History Month.

5. Proclamation declaring Tuesday, February 21, 2023, as William N. Thomas Day. Proclamation was read and given to his son.

7. Reports by City Staff and members off Council to which no action will be taken.

Mayor introduced the new City Secretary and Finance Director.

Councilmember McWaters congratulated the Super Bowl Champions

Mayor Pro-Tem Clay thanked everyone for attending.

Councilmember Lowery thanked everyone for praying for his daughter and gave a status update. Asked Candidates and others to sign up for Boards and Committees.

Mayor Boyett stated that the Cheerleaders did an outstanding job.

Councilmember Terrell thanked the City Managers and department heads for doing a good job.

City Manager Scott Swigert stated that he has a great team.

Consent Items

8. Approval of request In-Kind Use of Arena for a Memorial Scholarship Rodeo by Brian Lathan, in honor of Rhett Lathan.

9. Approval of City Council Meeting Minutes:
 - a. December 13, 2022

10. Approval of Police Dept. annual Racial Profiling report dated November 2022

11. Approval of Resolution removing City Secretary Terralyn May from signatory authorization on the city bank accounts and replacing with Finance Director Pamela Harrison and City Secretary, Terry Blackwell as signatory authorization.

12. Approval of monthly Financials:

a. October 2022

Mayor Pro-Tem Clay motioned to approve the consent agenda, Councilmember Terrell seconded the motion. Approved 4 for and 0 against.

Discussion and Action Items

13. Consideration and possible action on a possible abandonment of a portion of a city street easement constituting a portion of Ave E. from Auto Spa.

Attorney Powell stated that it may include encroachment. Mayor Pro-Tem Clay made a motion for staff to go forward with the possibility of encroachment. Councilmember Lowery seconded. Approved 3 for (1 against Carolyn McWaters)

14. Consideration and possible action on approval of an agreement with My Government Online (MGO).

Mayor Pro-Tem motion to approve and Councilmember McWaters seconded. Approved 3 for (1 against Eddy Lowery)

15. Consideration on possible abandonment of a portion of a street constituting a portion of East Waco St. from LCJ Development.

Councilmember Lowery made the motion to agree to a possible abandonment of street. Councilmember Terrell seconded the motion. Approved 4 for 0 against.

16. Consideration and possible action on a Resolution of support for the rehabilitation of the Cleveland Square Apts. for LCJ Development.

Councilmember Lowery made a motion to agree to an act of support. Councilmember Terrell seconded 4 for and 0 against.

17. Consideration and possible action on changes to the City's Sign Ordinance.

There was an understand that a map of signs with sizes would be provided to council before they made could make a determination. Councilmember Lowery motioned to table until further information was given. Mayor Pro-Tem Clay seconded. Tabled 4 for and 0 against.

18. Consideration and possible action on a replat for 604 Lovett Ave. for RRA-DEN LLC and authorizing the City Manager to approve the replat.

No Action Taken

19. Consideration and possible action on Ordinance adopting Liberty County and Montgomery County drainage criteria project.

Councilmember McWaters made the motion to adopt the ordinance and Mayor Pro-Tem seconded. Approved 4 for and 0 against

20. Consideration and possible action on award of Train Depot Bid.

Item was taken to executive session.

21. Discussion and update on the Police Dept. Evidence Building project.

Mayor Pro-Tem Clay made a motion to move forward with the evidence building. Councilmember Lowery seconded. Approved 3 for 1 against Fred Terrell

22. Approval of Ordinance Ordering Elections for Council members.

Councilmember Lowery made the motion to approve. Mayor Pro-Tem seconded. Approved 3 for 0 against – Councilmember Terrell had left the room.

23. Consideration and possible action on converting the 6,500 gallon tank at the Cleveland Municipal Airport from “Jet A” fuel to “Aviation Gas” fuel.

Requested more information. No Action Taken

24. Discussion of the possible SAFER Grant application.

Councilmember McWaters made the motion to approve going ahead with the grant opportunity and Mayor Pro-Tem seconded. Approved 4 for 0 against.

25. Discussion on zoning within the city.

Councilmember Lowery discussed the possibility of rezoning and No Action was taken

26. Consideration and possible action regarding appointments to Boards and Commissions:

- a. Airport – No action
- b. Zoning Commission – No action
- c. Zoning Board of Adjustments – Sonya Driver and Jim Plumlee were moved to alternates and Kevin Desormeaux, Travis Moore, and John William were added as members
- d. TIRZ 1 Board- No action
- e. TIRZ 2 Board – No action

27. Discussion on the July 4th, 2023 Celebration

Councilmember McWaters made a motion to approve Mayor Pro-Tem seconded the motion. Tie — 2 for 2 against. Mayor Boyett voted to break the tie in favor of. Approved 3 to (2 against. Councilmembers Lowery and Terrell)