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### **Invocation, Pledge, and Roll Call**

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|---|---|
| ___ Otis Cohn, Mayor                              | ___ City Manager                            |
| ___ Carolyn McWaters, Position 1<br>Mayor Pro-Tem | ___ Assistant City Manager/Finance Director |
| ___ Marilyn Clay, Position 2                      | ___ City Secretary                          |
| ___ Fred Terrell, Position 3                      | ___ City Attorney                           |
| ___ Jennifer Bergman, Position 4                  |   |
| ___ Danny Lee, Position 5                         |   |
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### **Public Hearing**

1. Public hearing on the final report of the Zoning Commission and consider adoption of an ordinance containing the following proposed amendment to the City's zoning regulations and comprehensive plan as authorized by Chapter 211 of the Texas Local Government Code.

The public hearing will consider the following item:

- a. Consideration and possible action to adopt an ordinance amending the City's comprehensive plan and rezoning the following parcels from zoning district (R1) Single Family Residential to zoning district General Commercial (GC).
  - a) 0.15 +/- acres of land being a portion of Lots 8, 9 and 10 in Block 30 of the Springer Addition.
  - b) Robinson Springer-Clev, Block 29, Lot 4, 3 (N/25 ft.), acres .2755 (714 Elwood Avenue), Parcel I.D 68920.
  - c) Robinson Springer-Clev, Block 30, Lot PT 6-10, acres .5108 (713 Elwood Avenue), Parcel I.D 68922.
  - d) Robinson Springer-Clev, Block 30, Lot 1-5 PT 6-10, acres .9814 (506 Austin), Parcel I.D 68921.
  - e) J. Booth, Tract 27, acres .685 (Austin St.), Parcel I.D 21935.
  - f) Robinson Springer-Clev, Block 29, Lot 1, acres .1263 (418 Austin St.), Parcel I.D 68917.
  - g) Robinson Springer-Clev, Block 29, Lot 2 PT 3, acres .2784 (706 Elwood), Parcel I.D 68918.

(These parcels are located near the southeast corner of US Hwy. 59 and FM 2025)

### **Presentations and Comments**

2. Proclamation in observance of Black History Month - February
3. Presentation of Employee Service Awards for February 2020
4. Public Comments.

Any person with City related business may speak to Council. In compliance with the Texas Open Meetings Act, the City Council may not discuss, or vote on any matter raised in public comments unless it is specifically on the agenda. To speak during a council meeting, you must be recognized by the Presiding Officer and speak from the podium giving your name and address. **PUBLIC COMMENT WILL BE LIMITED TO THREE MINUTES.**

5. Reports and comments from City Council, Mayor or City staff.  
Regarding matters appearing on the agenda; recognition of community members, city employees, or upcoming events.

### **Consent Agenda**

*(All consent agenda items are considered routine by City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Councilmember requests an item be removed and considered separately.)*

6. Consider acceptance of monthly financial report for month ending January 2020
7. Consider minutes from City Council meetings held on January 9, 13, 21, 22, 23, & 28, 2020.
8. Consider acceptance of Quarterly Investment Report for quarter ending December 31, 2019
9. Consider an ordinance of the City of Cleveland, Texas calling for a joint public hearing with the City Council and the Zoning Commission on a proposal to amend the city's comprehensive zoning ordinance and map.
10. Consider resolution authorizing an agreement with TXDOT for temporary closure of Houston Street for Dairy Day Parade – April 18, 2020
11. Consider request from Cleveland Fire Department for authorization to apply for the Staffing for Adequate Fire and Emergency Response (SAFER) Grant
12. Consider ordinance of the City of Cleveland, Texas Denying the Statement of Intent of Centerpoint Energy Resources Corp, D/B/A Centerpoint Energy Entex and Centerpoint Energy Texas Gas to increase Rates in the Beaumont/East Texas Division; Requiring Reimbursement of Municipal Rate Case Expenses; Finding that the Meeting Complies with the Open Meetings Act; and Declaring an Effective Date for this Ordinance

### **Discussion and Action**

*The City Council reserves the right to meet in closed session on any agenda item should the need arise and if applicable pursuant to authorization by Title 5, Chapter 551, of the Texas Government Code.*

13. Presentation by Weaver and Tidwell, L.L.P. of Fiscal Year 2019 Financial Audit and Consider Acceptance as Presented
14. Consider ordinance amending the Budget for Fiscal Year 2020 and Fiscal Year 2019 Budget Carryover for Fiscal Year 20 Adopted Budget
15. Presentation by Scott Lambert on The Grove of Cleveland residential development and consider request for a potential development agreement or other city participation with the developer
16. Consider placement of splash pad and authorize staff to pursue bids/quotes
17. Consider tax trust bid from Eva Carreon Tijerina for TX 13101690 for address listed as Hanks Ave, Hayes Hanks, Block 3, Lot 8 and Part of Lot 9, Acres .2749, in the amount of \$5,400 (bid received 2/12/2020)
18. Consider tax trust bid from Eva Carreon Tijerina for TX12101563 for address listed as Francis, Phillips, Block 7, Lot 5 & 6, Acres .2939 in the amount of \$4,000 (bid received 2/12/2020)

*Members of the Cleveland Economic Development Corporation Board (EDC) may be attending and participating. If a quorum of EDC is present, then this meeting of the Cleveland City Council shall also be a meeting of the Cleveland Economic Development Corporation.*

19. Consider tax trust bid from Eva Carreon Tijerina for TX13101713 for address listed as 204 Pine Bend Court, Block 2, Lot 4, Acres .3801 in the amount of \$7,000 (bid received 2/12/2020)
20. Consider approval and acceptance of a Sanitary Control Easement (150 feet) with Dalasu 686 LP to Cleveland Municipal Utility District No 1 for protection of water supply of water well by means of sanitary sewer control located on a called 0.9827-acre tract of land described in deed recorded Clerk's File No 2018021038
21. Consider directing staff to proceed with a Request for Bid or approve using BuyBoard in lieu of bids on two budgeted vehicles for the Police Department - two (2) marked police packet patrol vehicles
22. Consider directing staff to proceed with a Request for Bid on one budgeted vehicle for the Public Works department
23. Consider an ordinance of the City of Cleveland, Texas amending Chapter 26, "Building and Building Regulations," of the City of Cleveland Code of Ordinances by amending the fee schedule for building permits, including fence permits; and making other provisions related to the subject.
24. Consider acceptance of resignations from Brad Browder and Robert Reynolds from the Cleveland Economic Development Corporation board and consider replacement appointments to the same board
25. Consider reappointments of Carolyn McWaters and Marilyn Clay to the Cleveland Economic Development Board for expired terms
26. Discussion and possible action to accept deed from McKinley Development Company, Inc. for 1.878 acres in Grand Oaks Section 2 for a potential new fire station
27. Consider proposed ordinance amending the City's zoning regulations as recommended by the Zoning Commission:
  - a. An ordinance amending the City's comprehensive plan and rezoning the following parcels from zoning district (R1) Single Family Residential to zoning district General Commercial (GC).
    - h) 0.15 +/- acres of land being a portion of Lots 8, 9 and 10 in Block 30 of the Springer Addition.
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    - n) Robinson Springer-Clev, Block 29, Lot 2 PT 3, acres .2784 (706 Elwood), Parcel I.D 68918.

(These parcels are located near the southeast corner of US Hwy. 59 and FM 2025)

## **Executive Session**

*The City Council reserves the right to meet in closed session on any agenda item should the need arise and if applicable pursuant to authorization by Title 5, Chapter 551, of the Texas Government Code.*

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28. Closed Executive Session under Texas Local Government Code 551.071 for Consultation with Attorney.
29. Closed Executive Session under Texas Local Government Code 551.072 to deliberate the purchase, exchange, lease or value of real property.
30. Closed Executive Session under Texas Local Government Code 551.074, Personnel Matters, to deliberate the performance evaluation and/or compensation of the City Manager

**Return to Open Session**

31. Take action on any items from executive session as needed.

**Adjourn**

I certify that the above Agenda was posted at City Hall, 907 E. Houston, on February 14, 2020, at 4:00 pm.

**Angela Smith**

Angela Smith, TRMC  
City Secretary/HR Manager