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Danny Lee, Mayor  
Desiree David, Mayor Pro-Tem  
Julius Buckley, Position 1  
Roscoe Warrick Jr., Position 2,  
Eddie Lowery, Position 3,  
Fred Terrell, Position 5

Scott Swigert, City Manager  
Alice Rios, City Secretary  
Mary Ann Powell, City Attorney

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1. Roll Call – Fred Terrell was not present
2. Invocation by: Mr. Stephen McCanless Pledge by Mayor Danny Lee
3. Presentation of 5-year recognition firefighter (Jacob Watson). Presented by Mayor Danny Lee and Sean Anderson
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.*  
**PUBLIC COMMENTS WILL BE LIMITED TO THREE MINUTES PER PERSON.**  
Gregory Monette Jr. and Luke Garcia spoke of Development and Public Improvement in town. Spoke of the existing water line currently in place that does not suffice the water pressure for the Homes that will be built. Eli Rios spoke of an event at Fat Floyds and invited the Council to attend Friends and Family day.
5. *Presentation by Linebarger Goggan Blair & Sampson, LLP on collection on municipal fines and fees. Brandy Stacy gave a presentation and would like to be placed on the Agenda for voting*
6. Reports by members of Council to which no action will be taken. Eddie Lowery spoke of the updates at the airport. Mayor Danny Lee did thank all City of Cleveland employees for the great work they are doing. He did thank each department for all they do as well.

#### **PUBLIC HEARING**

7. Public hearing on the proposed budget – fiscal year 2023-24 – No Public hearing comments were made. Public hearing closed.

#### **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.*

#### **Consideration and possible action on (following):**

8. Approval of CHS Homecoming Parade. Items 8 – 11 motion made by Roscoe Warrick Jr. to accept items. Second by Desiree David motion carried 4 - 0
9. Approval of Minutes from July 18 2023 City Council Meeting
10. Approval of Financial Statement for June 2023
11. Approval of Quarterly Investment Report for June 2023

#### **DISCUSSION AND POSSIBLE ACTION ON (FOLLOWING)**

12. Acceptance of the FY 2022 Annual Audit – Presentation by Mike Brooks – no questions or comments by Council. Mayor thanked him for the presentation. Motion made by Julius Buckley to accept, second by Roscoe Warrick motion carries 4 - 0.
13. Approval of the FY 2022 Capital Carry Over – Pamela Harrison spoke on this -no comments or questions. Eddie Lowery made the motion to accept, second by Julius Buckley motion carries 4-0.
14. Approval of contract with Blue Cross Blue Shield for Employee Insurance – Presentation by Leo Gutierrez. Motion by Desiree David to accept the contract, second by Roscoe Warrick, motion carries 4 – 0.
15. Proposed budget for FY 2023-2024 Scott Swigert did say as of 6:16 p.m. today we have received tentative calculations from Liberty County on the tax rate. The noted revenue tax rate would be .721356252 voter approval tax rate would be .968860939. Motion made to accept the proposed rate of .715 by Desiree David, second by Julius Buckley. Motion carries 4 – 0.
16. Record vote approval of proposed tax rate for the FY 2024 – Motion made by Desiree David, second by Julius Buckley. Record vote by each individual 4 – 0  
Julius Buckley, Roscoe Warrick Jr., Eddie Lowery, and Desiree David
  
17. Approval of Liberty County reimbursement letter – Scott Swigert spoke on a letter from Council that will be presented to the County Judge and Commissioner to request four hundred thousand dollars this year to be included to balance the budget and maintain it going forward. Projected cost for FY24 for Fire cost would be five hundred forty seven thousand dollars for County residents outside the City. For dispatch it would be just about fifty seven thousand five hundred dollars for a total estimate of six hundred and five thousand dollars. We are asking about two thirds. Reason we are experiencing a large jump is due to the Safer Grant that will expire in November 2023. Motion to approve the reimbursement letter by Julius Buckley, second by Eddie Lowery motion carries 3 – 1. Desiree David voted against.
18. Approval of Attachment B to the contract with BLEYL ENGINEERING regarding fee changes – Blake Barringer spoke on the revised proposed hourly rate. Which was last revised in 2020, requesting an amendment to the hourly rate. Motion made by Eddie Lowery to accept the fee change, second by Roscoe Warrick Jr. motion carries 4 - 0
19. Accept bids for real property: Holts Addition, Sec 2, Block 1, Lot 12 and Lot Acres 0.9986 (vacant lot located at MLK Dr.) This was tabled from last month, due to clarification on location. Motion made to accept real property by Julius Buckley, second by Roscoe Warrick Jr. motion carries 3 – 1. Eddie Lowery voted against.
20. ETI's Fuel Reconciliation Settlement Proposal – Attorney Mary Ann spoke and explained this is due to a grid proceeding and that Entergy would pay the City's legal fees. Motion by Roscoe Warrick Jr. to accept, second by Desiree David motion carries 4 - 0
21. Grease Cleaning Ordinance – Roger Brookes spoke on the Ordinance not enough time given from Contractor to restaurant. Ordinance changing from 1 hour to 24 hours (direct time) to plan ahead. Motion by Eddie Lowery to approve Ordinance change, second by Roscoe Warrick Jr. Motion carries 4 – 0
22. Disposal of or demo of assets – the 1<sup>st</sup> Library Structure – Mary Cohn spoke and presented pictures. City needs to authorize to dispose of assets. Motion by Eddie Lowery, second by Desiree David motion carries 4 – 0
23. The search for Code Enforcement Officer. Danielle Lewis spoke on how they have not received any qualified applicants for this position Also spoke of the process of enforcing fees and cost on the community. Tracy with Safebuilt spoke on how they do offer Code Enforcement. Starting with 2 days a week with 4 hours a day. Which would require to add more hours if needed. They seek