



City Council Agenda Minutes

907 E Houston, Cleveland TX 77327

City Council Chambers

October 17, 2023 at 6:00PM

Danny Lee, Mayor
Julius Buckley, Position 1
Roscoe Warrick Jr., Position 2,
Eddie Lowery, Position 3,

Desiree David, Position 4
Fred Terrell, Position 5
Scott Swigert, City Manager
Alice Rios, City Secretary
Mary Ann Powell, City Attorney

1. Roll Call – All present
2. Invocation – Carl Williamson Pledge - US Flag Councilman Julius Buckley, Texas Flag Councilman Roscoe Warrick Jr.
3. Presentation of 5-year Anniversary recognition for Robert Lowe (Public Works) – Mayor Danny Lee recognized Robert Lowe (not able to attend)
Public Comments –
 - a. *Mr. Mitchell did not agree with the price increase of the cemetery prices*
 - b. *Curt Smith provided a flyer and information of the events to take place and street closure*
4. Reports by City Staff and members of Council to which no action will be taken. – Eddie Lowery gave updates on the Airport. – Mayor Danny Lee reminded everyone of the Town Hall Meeting at the Civic Center about the drug problem in Cleveland. – City Manager Scott Swigert spoke of the groundbreaking ceremony for Tri-County Behavioral Healthcare
5. Approval of Financial Statements (August 2023) – Fred Terrell had questions, Finance Director Pam Harrison addressed the questions. Motion to approve by Fred Terrell, second by Julius Buckley. Motion carries 5-0. Mayor Danny Lee said get ready for things to change in Cleveland
6. Approval of Minutes for the following – Motion to approve minutes by Eddie Lowery, second by Fred Terrell. Motion carries 5-0
 - a. City Council Meeting September 19th 2023
7. Award a contract with Wendell Kelley Construction Co. for the purchase of a Pavilion to be constructed downtown from the Economic Development Corporation – Eddie Lowery motioned to accept and award to Wendell Kelley Construction. Second by Fred Terrell. Motion denied 3-2 (Julius Buckley, Roscoe Warrick and Desiree David). Julius Buckley motioned to approve the contract to be awarded to Wendell Kelley Construction and to table and send back to EDC for a better location until next month. Second by Fred Terrell, motion carries 5-0
8. Ordinance for adopting the master schedule fee- Finance Director Pamela Harrison spoke- Motion to accept by Fred Terrell and second by Julius Buckley. Motion carries 5-0
9. Resolution for adopting the master schedule fee – Finance Director Pamela Harrison spoke on this. Anything that exist can be amended. Mayor did comment that this has been a discussion. The tax rate hasn't really gone up in the last 5 years. He would like the Council to consider a lower price increase other than 1,750.00, he suggested 1,250.00. Mary Ann said we can make a motion on the Resolution with the amendment of (describe what you want to have changed). Eddie Lowery made the motion to accept the Resolution as is with the exception of fee of 1,500.00 for resident and 3,000.00 for non-resident. Second by Julius Buckley. Motion fails 2- 3 (Roscoe Warrick, Desiree David and Fred Terrell voted against). Fred Terrell made the motion to

adopt the master schedule fee, second by Desiree David motion passes 3-2 (Julius Buckley and Roscoe Warrick voted against)

10. Action on accepting the bids for real property – Danielle Lewis with Development Services gave detailed information. Desiree David motion to table this item, second by Roscoe Warrick. Motion passed 4-1 (Julius Buckley) Desiree David would like to know who is buying the location and what is it going to be used for.
 - a. SMITH-CLEV, BLOCK B LOT 10 PT 11, PT STREET, ACRES 0.2382 – lot is located at the dead end corner on Watson St. 600 Rachel B. Scott Cleveland, Texas 77327
 - b. HOLTS, SEC 1 BLOCK 6 LOT 3, ACRES 0.1722 – Located at Ross Ave and 1st Street. 1628 Ross Ave. Cleveland, Texas 77327
11. Resolution for temporary street closure Chamber of Commerce Rock-N-Ride event. Motion to approve by Fred Terrell, second by Julius Buckley. Motion carries 5-0
12. Resolution for temporary street closure for City of Cleveland Annual Christmas Parade. Motion to approve by Fred Terrell, second by Roscoe Warrick. Motion carries 5-0
13. Resolution for temporary street closure for Kids Pop Up Market. Motion to approve by Julius Buckley, second by Roscoe Warrick. Motion carries 5-0
14. Discussion and possible action regarding 2023 – 2028 Strategic Plan update # 2- City Manager Scott Swigert and Angela Valdez spoke in detail that meetings have been held for employees to attend. Other department heads that also spoke were Robert Reynolds, Roger Brookes and Ashleigh Broussard.
15. Discussion and possible action regarding Fire Agreement with Liberty County and possible options for Funding and budget reductions. City Manager Scott Swigert spoke in detail of the funding that Cleveland is currently requesting from Liberty County. Chief Sean Anderson presented a presentation. Eddie Lowery made the motion to:
 - a. Decline the ninety one thousand dollars that Liberty County is offering to the fire department
 - b. Start monthly billing to the county on billing the non-residence for the services that are rendered
 - c. Contact our billing Agency to work on amending the contract to add collections to non-resident
 - d. Look to transfer the dispatching once it's operating correctly
 - e. To meet with the two Commissioners and Judge Knight. Second by Fred Terrell. Motion carries 5-0
16. Status of the Quonset Hut at the Cleveland Airport - Fred Terrell would like to see if it is salvageable and would like the renter to be looked into.
17. Observation Area at the Cleveland Airport – John Williams showed images of where it could be located.
18. Zoning of the First Baptist Church property currently zoned Historical R1 – Fred Terrell -spoke of the location being currently residential and would like it to remain that way. Mary Ann spoke of the laws of R1- Residential.
19. Consideration and possible appointment to the following Boards and Commissions. Motion by Fred Terrell to accept Michael D. Buckley and Cynthia Carevic on the Board of Adjustments. Second by Eddie Lowery. Motion passed 5 - 0
 - a. Building & Standards Commission
 - b. Planning & Zoning Commission
 - c. Board of Adjustments (ZBOA)