



City of Arcola

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Minutes of a Regular Meeting of the City Council of the City of Arcola, County of Fort Bend, State of Texas, held on Tuesday, May 11, 2021, beginning at 7:00 p.m. at: Arcola City Hall, Room 124; 13222 Highway 6; Arcola, Texas 77583 for the purpose of considering the following items. The City Council of the City of Arcola, Texas, reserves the right to meet in closed session on any of the below items should the need arise and if applicable pursuant to authorization by Title 5, Chapter 551, of the Texas Government Code.

- I. **CALL TO ORDER.** Mayor Fred A. Burton called the meeting to order at 7:00 p.m.
- II. **INVOCATION:** Mayor Pro-Tem Florence Jackson gave the Invocation.
- III. **PLEDGE OF ALLEGIANCE TO THE FLAG:** Council Member Ebony Sanco led the Pledge of Allegiance to the Flag.
- IV. **ROLL CALL: Mayor Fred A. Burton, Mayor Pro-Tem Florence Jackson, Council Member Evelyn Jones, Council Member Ebony Sanco, Council Member Chloe Sanco, Council Member Rosie Rojas**
All members of City Council were present. Also, present were Chief Financial Advisor Greg Abarr, City Administrator Annette Goldberg, City Attorney Carl Allred, and City Secretary Sally Cantu.
- V. **PUBLIC COMMENTS.**
GENERAL COMMENTS FROM THE AUDIENCE. Citizens who desire to address the City Council with comments of a general nature will be received at this time. The total amount of time that a member of the public may address the City Council is limited to three (3) minutes, provided that any member of the public who addresses the City Council through a translator is limited to six (6) minutes. In accordance with the Texas Open Meetings Act, the City Council is restricted from discussing or taking any action on items not listed on the agenda. It is our policy to have all speakers identify themselves by providing their name and residential address when making comments.
City Council heard comments from Rodrigo Carreon.
City Council heard comments from Sergeant Arika Carr.

COMMENTS FROM THE AUDIENCE FOR CONSENT AND REGULAR AGENDA ITEM Citizens who desire to address the City Council, with regard to matters on the Consent Agenda or Regular Agenda will be received either at this time or, if they state at this time that they elect to do so, during the City Council's consideration of the item. The total amount of time that a member of the public may address the City Council on a given item is limited to three (3) minutes, provided that any member of the public who addresses the City Council on a given item through a translator is limited to six (6) minutes. Comments or discussion by the City Council Members will only be made at the time the agenda item is scheduled for consideration. It is our policy to have all speakers identify themselves by providing their name and residential address when making comments. None.
- VI. **PUBLIC HEARINGS: None**
- VII. **CITY COUNCIL COMMENTS: Mayor Pro-Tem Florence Jackson, Council Member Evelyn Jones, Council Member Ebony Sanco, Council Member Chloe Sanco, Council Member Rosie Rojas**
Council Member Evelyn Jones requested speed bumps down her street due to speeding and asked Ms. Goldberg to check pay scale for police officers in other cities.
Council Member Ebony Sanco agreed with pay scale for police officers and she also suggested two police officers patrol at all times.
Council Member Rosie Rojas announced heavy trash day, covid testing and Juneteenth celebration events.
- VIII. **CONSENT AGENDA**
 - A. **Approval of previous meeting minutes.**
Mayor Pro-Tem Florence Jackson so moved to approve April 13, 2021 meeting minutes; **seconded by Council Member Ebony Sanco.** All were in favor.
Aye: Council Members Evelyn Jones, Chloe Sanco, Ebony Sanco, Rosie Rojas and Mayor Pro-Tem Florence Jackson
Nay: 0
Motion carried. 5-0
 - B. **Discussion, Consideration and Possible Action—March Financial Report by Ham, Langston & Brezina, L.L.P.; and related matters.**
Ms. Ruthie Cable of Ham, Langston & Brezina, L.L.P. reviewed the Financial Report for the month of March 2021.

C. Discussion, Consideration and Possible Action—Water and Wastewater Systems and including (a) Operator’s Report by John Montgomery, Municipal Operations and Consulting and (b) Additional water capacity options for the City from Fort Bend Municipal Utility District 141 and (c) amendment to the emergency interconnect agreement between Fort Bend MUD 141, Fort Bend County Fresh Water Supply No. 1 and the City of Arcola and related matters.

John Montgomery, Utility Operator for the City of Arcola, reviewed the Operations Report for the month of April 2021. Mr. Montgomery also reviewed (b) additional water capacity options for the City of Arcola from Fort Bend Municipal Utility District 141 and (c) amendment to the emergency interconnect agreement between Fort Bend MUD 141, Fort Bend Fresh Water Supply District No. 1 and the City of Arcola.

After discussion, **Council Member Rosie Rojas so moved** to pursue all four tracts to try to get additional connections to meet the City’s obligations and then some if possible; **seconded by Council Member Evelyn Jones**. All were in favor.
Aye: Mayor Pro-Tem Florence Jackson and Council Members Evelyn Jones, Chloe Sanco, Ebony Sanco, Rosie Rojas
Nay: 0

Motion carried. 5-0

After discussion, **Council Member Evelyn Jones so moved** to approve Amendment to the Emergency Interconnect Agreement between Fort Bend MUD 141, Fort Bend Fresh Water Supply District No. 1 and the City of Arcola; **seconded by Mayor Pro-Tem Florence Jackson**. All were in favor

Aye: Mayor Pro-Tem Florence Jackson and Council Members Evelyn Jones, Chloe Sanco, Ebony Sanco, Rosie Rojas
Nay: 0

Motion carried. 5-0

IX. REGULAR AGENDA:

A. City Election; including:

1. **Certificates of Election.** Mayor Fred Burton issued Certificates of Election to newly elected officers Greg Abarr, Evelyn Jones, and Ebony Sanco.
2. **Written statements of elected officers.** Written statements of elected officers were signed by newly elected officers Greg Abarr, Evelyn Jones and Ebony Sanco.
3. **Oaths and installation of officers and related matters.** City Secretary Sally Cantu administered the oath of office to Greg Abarr, Evelyn Jones, and Ebony Sanco as the new Council Members for the City of Arcola.

B. Discussion, Consideration and Possible Action—Elect a Mayor Pro-Tem for the City of Arcola.

Council Member Evelyn Jones so moved to re-elect Florence Jackson as Mayor Pro-Tem for the City of Arcola; seconded by Council Member Greg Abarr. All were in favor.

Aye: Mayor Pro-Tem Florence Jackson and Council Members Evelyn Jones, Chloe Sanco, Ebony Sanco, Rosie Rojas
Nay: 0

Motion carried. 5-0

C. Discussion, Consideration and Possible Action—Update from the Mayor’s Desk, including:

(a) City of Arcola Heavy Trash pick-up and related matters.

Mayor Fred Burton announced City of Arcola Heavy Trash pick-up is scheduled for June 19, 2021; 8am—12:00 noon

(b) Water Plant and related matters.

Mr. Montgomery and Mr. Turner gave a report on the progress of the water plant.

(c) COVID-19 Testing

COVID-19 testing is scheduled for June 19, 2021 at City Hall grounds.

D. Discussion, Consideration and Possible Action—City Administrator’s Report by Annette Guajardo-Goldberg; updates and pending projects and related matters, including;

(a) Houston Chronicle and related matters.

Mr. Zahoor Gire represented the City of Arcola relating to Ramadan and his interview was published in the Houston Chronicle.

(b) FEMA and related matters.

Mr. Goldberg reported that the amount of \$487,750.53 is currently being processed financially and will be direct deposited to the City's General Fund.

(c) Cares Act and related matters.

Mr. Zahoor gave an update on Cares Act.

(d) Water Rate Study and related matters.

Ms. Goldberg reported that she has requested a water/sewer rate study and it will take two to three months. The study is free to the City.

(e) FTE's and related matters.

Interim Chief of Police R. Stewart gave a presentation regarding Full Time Equivalent matters. Chief Financial Advisor Greg Abarr suggested getting together with Interim Chief of Police R. Stewart to do a further analysis on what the City can or cannot do for the police department.

After discussion, **Council Member Rosie Rojas so moved** to not accept Interim Chief of Police R. Stewart's proposal regarding Full Time Equivalent matters; **seconded by Mayor Pro-Tem Florence Jackson**. All were in favor.

Aye: Mayor Pro-Tem Florence Jackson and Council Members Evelyn Jones, Chloe Sanco, Ebony Sanco, Rosie Rojas
Nay: 0

Motion carried. 5-0

(f) Update on art project for City Hall.

Ms. Goldberg recognized Ms. Corbett as the artist for the City Hall rotunda.

E. Discussion, Consideration and Possible Action—Resolution No. 05-11-2021 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARCOLA, TEXAS, GRANTING CONSENT TO ARCOLA MUNICIPAL MANAGEMENT DISTRICT NO. 1 TO ANNEX CERTAIN LAND SITUATED WITHIN THE EXTRATERRITORIAL JURISDICTION OF THE CITY OF ARCOLA, TEXAS.

The City Attorney and Mayor Burton discussed the proposed Fenn Road tract annexation and consent conditions.

Council Member Evelyn Jones so moved to approve Resolution No. 05-11-2021, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARCOLA, TEXAS, GRANTING CONSENT TO ARCOLA MUNICIPAL MANAGEMENT DISTRICT NO. 1 TO ANNEX CERTAIN LAND SITUATION WITHIN THE EXTRATERRITIOIAL JURISDICTION OF THE CITY OF ARCOLA, TEXAS; **seconded by Mayor Pro-Tem Florence Jackson**. All were in favor.

Aye: Mayor Pro-Tem Florence Jackson and Council Members Evelyn Jones, Chloe Sanco, Ebony Sanco, Rosie Rojas
Nay: 0

Motion carried. 5-0

F. Discussion, Consideration and Possible Action—City Engineer Report by Llarance Turner, update and pending projects and related matters, including:

(a) Charleston Heights Section 2 Preliminary Plat—A subdivision of 42.80 acres of land located in the A.B. Langerman Survey, Abstract 456 and the A.B. Langerman Survey, Abstract 625 Brazoria County, Texas and Fort Bend County, Texas, 188 Lots, 4 Blocks, 9 Reserves

City Engineer Llarance Turner reviewed the Charleston Heights Section 2 Preliminary Plat. The subdivision is in City of Arcola ETJ. Construction plans have been submitted. They have addressed all comments. They have their own water and sewer system, and they also have an emergency interconnect with the City of Arcola which is located on Highway 6 near Ladonia.

Council Member Evelyn Jones so moved to approve Charleston Heights Section 2 Preliminary Plat—A subdivision of 42.80 acres of land located in the A.B. Langerman Survey, Abstract 456 and the A.B. Langerman Survey, Abstract 625 Brazoria County, Texas and Fort Bend County, Texas, 188 Lots, 4 Blocks, 9 Reserves; **seconded by Council Member Ebony Sanco**. All were in favor.

Aye: Mayor Pro-Tem Florence Jackson and Council Members Evelyn Jones, Chloe Sanco, Ebony Sanco, Rosie Rojas

Nay: 0

Motion carried. 5-0

(b) Post Oak Pointe Section 2 Final Plat—A subdivision of 25.821 acres of land situated in the Thomas Barnett Survey, Abstract 7 and the Manuel Escalero Survey, A-170, City of Arcola, Fort Bend County, Texas: 9 Lots, 3 Reserves (23.604 Acres), 1 Block.

Post Oak Pointe Section 2 is located at the intersection of South Post Oak and the canal. It is basically the detention pond. They reviewed construction plans. There are some items that need to be addressed. Mr. Turner added that when a plat is approved, that does not automatically give them connections to the system. They will still have to apply for service. Kaluza, Inc. staff recommends approving the Post Oak Pointe Section 2 Final Plat: subject to addressing comments.

After discussion, **Council Member Evelyn Jones so moved** to approve Post Oak Pointe Section 2 Final Plat—A subdivision of 25.821 acres of land situated in the Thomas Barnett Survey, Abstract 7 and the Manuel Escalero Survey, A-170, City of Arcola, Fort Bend County, Texas; 9 Lots, 3 Reserves (23.604 Acres), 1 Block, subject to addressing comments; **seconded by Mayor Pro-Tem Florence Jackson**. All were in favor.

Aye: Mayor Pro-Tem Florence Jackson and Council Members Evelyn Jones, Chloe Sanco, Ebony Sanco, Rosie Rojas

Nay: 0

Motion carried. 5-0

(c) Post Oak Pointe Section 3, Preliminary Plat—±32.5 acres, 164 Lots (45' x 120' TYP.) and 4 restricted reserves in 5 blocks out of the Thomas Barnett Survey, A-7 Moses Shipman League, A -86, City of Arcola, Fort Bend County, Texas.

Mr. Turner reviewed the Post Oak Pointe Section 3, Preliminary Plat. They are not getting connections. Kaluza, Inc. staff recommends approval of just the preliminary plat.

After discussion, **Council Member Evelyn Jones so moved** to approve Post Oak Pointe Section 3, Preliminary Plat—±32.5 acres, 164 Lots (45' x 120' TYP.) and 4 restricted reserves in 5 blocks out of the Thomas Barnett Survey, A-7 Moses Shipman League, A -86, City of Arcola, Fort Bend County, Texas; **seconded by Mayor Pro-Tem Florence Jackson**. All were in favor.

Aye: Mayor Pro-Tem Florence Jackson and Council Members Evelyn Jones, Chloe Sanco, Ebony Sanco, Rosie Rojas

Nay: 0

Motion carried. 5-0

(d) Fort Bend ISD Middle School #16 Preliminary Plat—A subdivision of 30.300 acres located in the Thomas Barnett Survey, Abstract No. 7 Fort Bend County, Texas; 0 Lots, 1 Reserve, 1 Block.

Mr. Turner reviewed the middle school site. It consists of 30.3 acres of land. He would like to see the adjoining lot and streets. He recommends disapproving the preliminary plat and to come back next month. They will be given comments to address.

After discussion, **Council Member Evelyn Jones so moved** to disapprove Fort Bend ISD Middle School #16 Preliminary Plat—A subdivision of 30.300 acres located in the Thomas Barnett Survey, Abstract No. 7 Fort Bend County, Texas; 0 Lots, 1 Reserve, 1 Block; **seconded by Mayor Pro-Tem Florence Jackson**. All were in favor.

Aye: Mayor Pro-Tem Florence Jackson and Council Members Evelyn Jones, Chloe Sanco, Ebony Sanco, Rosie Rojas

Nay: 0

Motion carried. 5-0

G. Discussion, Consideration and Possible Action—Allocation for the 1st City of Arcola Summer Youth Camp with Community Express, Inc. and related agreement and other related matters in the amount of \$25,000.00.

Ms. Goldberg introduced Ms. Priscilla Graham from Community Express to present the 1st City of Arcola Summer Youth Camp. A portion of the youth program will be reimbursed by the CARES ACT.

Ms. Priscilla Grimes presented the Summer Youth Program for the City of Arcola. The program is called “Stimulating for Success”. They are requesting a total of \$25,000.00 to operate a program with the maximum of 15 kids, three days a week, Tuesday through Thursday, from 10:00 a.m. to 2:00 p.m. The program is designed to give young people the opportunity to experience success by introducing them to skills and helping them develop the necessary tools to navigate to our society. The age group is Middle School.

Mayor Pro-Tem Florence Jackson so moved to accept the allocation amount not to exceed \$25,000.00 for the 1st City of Arcola Summer Youth Camp with Community Express, Inc. and related agreement; seconded by Council Member Evelyn Jones. All were in favor.

Aye: Mayor Pro-Tem Florence Jackson and Council Members Evelyn Jones, Chloe Sanco, Ebony Sanco, Rosie Rojas
Nay: 0

Motion carried. 5-0

H. Discussion, Consideration and Possible Action—Approval of (a) agreement by and between COLLECTIONS UNLIMITED OF TEXAS INC., and the City of Arcola for collection of delinquent receivables and (b) agreement for a 30- day pre-collection and related matters.

Mayor Pro-Tem Florence Jackson so moved to approve the agreement by and between COLLECTION UNLIMITED OF TEXAS INC and the City of Arcola; **seconded by Council Member Evelyn Jones.** All were in favor.

Aye: Mayor Pro-Tem Florence Jackson and Council Members Evelyn Jones, Chloe Sanco, Ebony Sanco, Rosie Rojas
Nay: 0

Motion carried. 5-0

I. Discussion, Consideration and Possible Action—Amending Ordinance No. 2021-05-11; AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ARCOLA, TEXAS, FULLY REPEALING AND REPLACING SECTION 2.306 OF SUBCHAPTER C OF CHAPTER 2 OF THE CITY’S CODE OF ORDINANCES RELATING TO THE CITY ENGINEER; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL AND PROVIDING FOR AN EFFECTIVE DATE.

City Council discussed amending Ordinance No. 2021-05-11 to fully repeal and replace Section 2.306 of Subchapter C of Chapter 2 of the City’s Code of Ordinances relating to City Engineer.

After discussion, **Council Member Greg Abarr so moved** to approve Ordinance No. 2021-05-11; AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ARCOLA, TEXAS, FULLY REPEALING AND REPLACING SECTION 2.306 OF SUBCHAPTER C OF CHAPTER 2 OF THE CITY’S CODE OF ORDINANCES RELATING TO THE CITY ENGINEER; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL AND PROVIDING FOR AN EFFECTIVE DATE; **seconded by Council Member Rosie Rojas.**

Aye: Mayor Pro-Tem Florence Jackson and Council Members Greg Abarr, and Rosie Rojas

Nay: Council Members Evelyn Jones and Ebony Sanco

Motion carried. 3-2

J. Discussion, Consideration and Possible Action—Approve fog for mosquitos by Gillen Pest Control, Inc. for \$145.00 per week beginning June 1, 2021, through September 30, 2021 and related matters.

Nine companies were called if they were interested in fogging for mosquitos in the City of Arcola. Gillen Pest Control was referred for the task beginning June 1, 2021 through September 30, 2021.

After discussion, **Council Member Rosie Rojas so moved** to accept Gillen Pest Control for mosquito spaying; seconded by **Mayor Pro-Tem Florence Jackson.** All were in favor.

Aye: Mayor Pro-Tem Florence Jackson and Council Members Evelyn Jones, Chloe Sanco, Ebony Sanco, Rosie Rojas

Nay: 0

Motion carried. 5-0

K. Discussion, Consideration and Possible Action—Approval of City of Arcola Shared Leave Policy, amending HR Policies and Procedures; and related matters.

City Administrator Annette Goldberg introduced Arcola Shared Leave Policy, amending HR Policies and Procedures. It is a volunteer program.

Council Member Rosie Rojas so moved to approve City of Arcola Shared Leave Policy, amending HR Policies and Procedures; **seconded by Council Member Ebony Sanco**. All were in favor.

Aye: Mayor Pro-Tem Florence Jackson and Council Members Evelyn Jones, Chloe Sanco, Ebony Sanco, Rosie Rojas

Nay: 0

Motion carried. 5-0

L. Discussion, Consideration and Possible Action—Approval to purchase a Zero-Turn Mower for the Maintenance Department in the amount of \$8,300.00 from Universal Lawn Mower and related matters.

Council Member Rosie Rojas so moved to approve the purchase of a Zero-Turn mower for the Maintenance Department in the amount of \$8,300.00 from Universal Lawn Mower; **seconded by Mayor Pro-Tem Florence Jackson**. All were in favor.

Aye: Mayor Pro-Tem Florence Jackson and Council Members Evelyn Jones, Chloe Sanco, Ebony Sanco, Rosie Rojas

Nay: 0

Motion carried. 5-0

M. Discussion, Consideration and Possible Action—Ordinance No. 2021-05-11A; AN ORDINANCE AUTHORIZING AND ALLOWING, UNDER THE ACT GOVERNING THE TEXAS MUNICIPAL RETIREMENT SYSTEM, RESTRICTED PRIOR SERVICE CREDIT TO EMPLOYEES WHO ARE MEMBERS OF THE SYSTEM FOR SERVICE PREVIOUSLY PERFORMED FOR VARIOUS OTHER PUBLIC ENTITIES FOR WHICH THEY HAVE NOT RECEIVED CREDITED SERVICE; AND ESTABLISHING AN EFFECTIVE DATE FOR THE ORDINANCE.

This allows credit for vesting purposes only to employees that have public service credit from another city, county, or federal government. It also gives credit to veterans who have served in the military. It will not cost the city anything.

Council Member Rosie Rojas so moved to approve Ordinance No. 2021-05-11A; AN ORDINANCE AUTHORIZING AND ALLOWING, UNDER THE ACT GOVERNING THE TEXAS MUNICIPAL RETIREMENT SYSTEM, RESTRICTED PRIOR SERVICE CREDIT TO EMPLOYEES WHO ARE MEMBERS OF THE SYSTEM FOR SERVICE PREVIOUSLY PERFORMED FOR VARIOUS OTHER PUBLIC ENTITIES FOR WHICH THEY HAVE NOT RECEIVED CREDITED SERVICE; AND ESTABLISHING AN EFFECTIVE DATE FOR THE ORDINANCE; **seconded by Council Member Ebony Sanco**. All were in favor.

Aye: Mayor Pro-Tem Florence Jackson and Council Members Evelyn Jones, Chloe Sanco, Ebony Sanco, Rosie Rojas

Nay: 0

Motion carried. 5-0

City Council adjourned into executive session at 10:54 p.m.

N. Executive Session—Section 551.074, Texas Government Code

1. Personnel Matters. Matters related to the employment contract of a public officer or employee and related matters. (City Administrator)

---Closed or executive session as allowed by Section 551.074, Texas Government Code

City Council returned from Executive Session at 11:04 p.m.

O. Discussion, Consideration and Possible Action—Regarding the City Administrator's contract and related matters.

Council Member Ebony Sanco so moved to approve the new City Administrator's contract; **seconded by Council Member Rosie Rojas**. All were in favor.

Aye: Mayor Pro-Tem Florence Jackson and Council Members Evelyn Jones, Chloe Sanco, Ebony Sanco, Rosie Rojas

Nay: 0

Motion carried. 5-0

X. ADJOURNMENT.

Council Member Evelyn Jones so moved to adjourn at 11:06 p.m.; **seconded by Council Member Greg Abarr.** All were in favor.

Aye: Mayor Pro-Tem Florence Jackson and Council Members Evelyn Jones, Chloe Sanco, Ebony Sanco, Rosie Rojas

Nay: 0

Motion carried. 5-0