



# CITY OF ARCOLA

## CITY COUNCIL AGENDA SPECIAL

Arcola City Hall  
13222 Highway 6  
Arcola, Texas 77583

**TUESDAY, MARCH 26, 2024**  
**CITY COUNCIL SPECIAL MEETING**  
**6:00 P.M.**  
**CITY COUNCIL CHAMBER**

### **CALL TO ORDER**

***Mayor Fred A. Burton***

### **INVOCATION**

***Mayor Pro-Tem Florence Jackson***

### **PLEDGE OF ALLEGIANCE TO FLAG**

***Council Member Greg Abarr***

### **ROLL CALL**

***Mayor, Council Members and Administration***

## **I. PUBLIC COMMENTS**

**GENERAL 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.

**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.

**II. FILLING VACANCY**

- A. Discussion of and action on filling a vacancy for Council Member, Position No. Five (5) and including Statement of Appointed Officer and Oath of Office. *Mayor Fred A. Burton*

**III. ORDINANCES AND RESOLUTIONS**

- A. Discussion on **CITY OF ARCOLA ORDINANCE NO. 2024-03-26**: AN ORDINANCE OF THE CITY OF ARCOLA, TEXAS DISANNEXING AND EXCLUDING AN 83.098-ACRE TRACT OF LAND FROM THE CITY OF ARCOLA'S CORPORATE CITY LIMITS; REDEFINING THE BOUNDARIES OF THE CITY OF ARCOLA; MAKING FINDINGS OF FACT; REPEALING ALL OTHER ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HERewith; PROVIDING FOR REFUND OF PROPERTY TAXES, AND RELATED PROVISIONS. *Mayor Fred A. Burton*
- B. Discussion, consideration of and possible action to approve **RESOLUTION NO. 03-26-2024, A RESOLUTION OF THE GOVERNING BODY OF THE CITY OF ARCOLA MITIGATION ACTION PLAN UPDATE**, and other related matters. *Mayor Fred A. Burton*

**IV. CLOSED EXECUTIVE SESSION**

Closed Executive Session as authorized by Chapter 551, Texas Government Code, in accordance with:

**Section 551.074 Personnel Matters**

- A. Regarding the future of Mr. Grady Randle, City Attorney, with the City of Arcola.
- B. Regarding the future of Dr. Annette Guajardo, City Administrator, with the City of Arcola.
- C. Resolution of the lawsuit against the City of Arcola – Fort Bend County and Arcola Municipal Management District vs. City of Arcola, Texas. **Cause No. 23-DCV-309121**

**V. COUNCIL ADJOURNS CLOSED EXECUTIVE SESSION AND RECONVENES IN OPEN SESSION**

- A. Possible action resulting from the Closed Executive Session. *Mayor Fred A. Burton*

**VI. DISCUSSION, RECONSIDERATION AND/OR RESCISSION**

- A. Discussion, consideration of and possible action on the Annexation of the portion of land on Fenn Road which is currently not contiguous to the proposed Broussard Bend Subdivision. *Council Member Evelyn Jones and Council Member Rosemary Bigby*
- B. Reconsideration and/or rescission of the following approvals from the last City Council meeting on January 9, 2024:
- i. Agenda Item V. E. - Plat for Patel Post Road Development in reference to the pumps and ownership. *Council Member Evelyn Jones and Council Member Rosemary Bigby*
  - ii. Agenda Item VI. C - Contract with Ms. Lamb of Houston Plumbing and Gas. *Council Member Evelyn Jones and Council Member Rosemary Bigby*

**VII. CITY COUNCIL COMMENTS**

Notice is hereby given in accordance with Section 551.0415 of the Texas Government Code, the City Council of the City of Arcola may receive reports about items of community interest from City staff and/or a member of the City Council, but no action or possible action shall be taken or discussed concerning the subject of such report, except as provided by Section 551.042 of the Texas Government Code.

Mayor Fred A. Burton, Mayor Pro-Tem Florence Jackson, Council Member Evelyn Jones, Council Member Greg Abarr, and Council Member Rosemary Bigby

**VIII. CONSENT AGENDA**

All Consent Agenda items listed are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council Member requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda.

- A. Consideration of and action on the approval of the minutes of the regular meeting of January 9, 2024, Special Meeting January 30, 2024, Regular Meeting February 13, 2024, and Special Meeting February 20, 2024. *Sally Cantu, City Secretary*

**IX. REGULAR AGENDA ITEMS**

- A. Discussion, consideration of and possible action on the streets, speed humps, ditches, and relationship with Fort Bend County, and other related matters. *Mayor Fred A. Burton*
- B. Discussion, consideration of and possible action on the update of the month of December 2023 and January 2024 Bookkeeping Report, Financial Report and other related matters. *Ruthie Cable, Finance Director.*
- C. Discussion, consideration of and possible action on the update of the month of February 2024 Permit Report and other related matters. *Lyneshia Garrette, Permits Administrator*
- D. Discussion, consideration of and possible action on the 2023 Racial Profiling Report and other related matters. *Arika Carr-Bryant, Police Chief*
- E. Discussion, consideration of and possible action on the update of the month January 2024 and February 2024 Operator's Report and other related matters. *John Montgomery, Municipal Operations and Consulting, Inc.*
- F. Discussion, consideration of and possible action to suggest replacement board members for the Arcola Municipal Management District No. 1 and authorize the Mayor to sign a letter suggesting those members (Jasmine Blackmon and Morgan Elizabeth Mosley). *Debra Mergel, City Attorney*
- G. Discussion, consideration of and possible action on the recommendations for board members received from the Arcola Municipal Management District No. 1 (Jon Jones and Donyelle Robinson). *Mayor Fred A. Burton*

- H. Discussion, consideration of and possible action on the report from Council Member Evelyn Jones on the list of names, addresses, and signatures regarding permits given by Mayor Fred A. Burton. *Mayor Fred A. Burton*
- I. Discussion, consideration of and possible action to approve a Sanitary Sewer Easement granted to the City of Arcola, related to the sale of property to TxDOT, and authorize the Mayor to sign and the City Secretary to record in the Fort Bend County Official Public Records and other related matters. *Llarance Turner, Kaluza, Inc.*
- J. Discussion, consideration of and possible action on the Final Plat—GLENDALE LAKES SECTION 11, A SUBDIVISION OF 82.272 ACRES OF LAND LOCATED IN THE I & G.N. RAILROAD CO. SURVEY, A—352 FORT BEND COUNTY, TEXAS. 205 LOTS, 5 BLOCKS, 15 RESERVES. *Llarance Turner, Kaluza, Inc.*
- K. Discussion, consideration of and possible action on the Preliminary Plat—MBBT521, A SUBDIVISION OF 2.00 ACRES OF LAND LOCATED IN THE DAVID FITZGERALD LEAGUE, ABSTRACT 26, CITY OF ARCOLA, FORT BEND COUNTY, TEXAS. 1 BLOCK, 1 RESERVE. *Llarance Turner, Kaluza, Inc.*
- L. Discussion, consideration of and possible action on the update of the Lift Station located at Arcola City Hall. *Llarance Turner, Kaluza, Inc.*

**X. CONTRACTS AND AGREEMENTS**

- A. Discussion, consideration of and possible action on the approval of a Contract in the amount of \$384,322.50 with Express Heavy Machinery for Bid ITB# COA-002 Construction of Proposal Parking Lot with the City of Arcola. *Llarance Turner, Kaluza, Inc.*

**XI. ADJOURNMENT**

PUBLIC NOTICE IS GIVEN THAT IN ADDITION TO ANY EXECUTIVE SESSION LISTED PURSUANT TO THE PROVISIONS OF CHAPTER 551 OF THE TEXAS GOVERNMENT CODE. THE MAYOR AND CITY COUNCIL RESERVES THE RIGHT TO ADJOURN INTO EXECUTIVE SESSION AT ANY TIME AS AUTHORIZED BY THE TEXAS GOVERNMENT CODE SECTIONS 551.071 - 551.090 TO DISCUSS ANY MATTERS LISTED ABOVE.

THE CITY OF ARCOLA IS COMMITTED TO COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT. REASONABLE ACCOMMODATIONS AND EQUAL ACCESS TO COMMUNICATIONS WILL BE PROVIDED UPON REQUEST. PLEASE CONTACT THE CITY SECRETARY'S OFFICE BY PHONE AT (281) 431-0606 OR (TDD) 1-800-RELAY TX (1-800-735-2989) OR 7-1-1 FOR ASSISTANCE. FOR MORE INFORMATION CONCERNING RELAY TEXAS, PLEASE VISIT: [HTTP://RELAYTEXAS.COM](http://RELAYTEXAS.COM)

The meeting will live stream at: <https://www.facebook.com/groups/349118908926238>



(SEAL)  
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Coretta S. Edwards, Assistant City Secretary

I CERTIFY THAT THE ABOVE PUBLIC NOTICE OF MEETING was posted this 22<sup>nd</sup> day of March 2024 at 5:00 P.M. on the bulletin board in City Hall and on the City Website ([www.arcolatexas.org](http://www.arcolatexas.org)).