

ROBIN J. ELACKATT
Mayor

VASHAUNDRA EDWARDS
Councilmember at Large Position No. 1

LYNN CLOUSER
Councilmember at Large Position No. 2



CHERYL STERLING
Councilmember District A
JEFFREY L. BONEY
Councilmember District B
ANTHONY G. MAROULIS
Mayor Pro Tem
Councilmember District C
FLOYD EMERY
Councilmember District D

CITY COUNCIL MEETING MINUTES

The City Council of the City of Missouri City, Texas, met in regular session on **Tuesday, September 7, 2021**, at the Missouri City Community Center, 1522 Texas Parkway, Missouri City, Texas, 77489, at **7:00 p.m.** to consider the following:

1. ROLL CALL

Mayor Elackatt called the meeting to order at 7:22 p.m.

Those also present: Mayor Pro Tem Maroulis, Councilmembers Edwards, Clouser, Sterling, Boney, and Emery; Interim City Manager Atkinson, City Attorney Iyamu and City Secretary Jackson.

2. The **PLEDGE OF ALLEGIANCE** was led by Fire Chief Mario Partida.

3. PRESENTATIONS AND RECOGNITIONS

Councilmember Clouser proclaimed September 7, 2021 as "Tony Levine Day" in the City of Missouri City, Texas. Councilmember Edwards proclaimed September 7, 2021 as "Dr. Nissi Hamilton Day" in the City of Missouri City, Texas. Mayor Elackatt presented certificates of appointment to the Civil Service Commissioners. Councilmember Sterling proclaimed the month of September as "National Preparedness Month" in Missouri City, Texas. Councilmember Edwards recognized Missouri City Police Officer Valery Elias for his exemplary public service, his excellent coverage of City Council Meetings ensuring the welfare of elected officials, citizens, stakeholders and staff and his partnership in helping to make the inaugural #MCTX Food Truck Festival that was held on Saturday, August 21, 2021, a success.

4. PUBLIC COMMENTS

William Cronin, 902 Pine Meadow Drive, thanked the Public Works Department for alleviating the drainage issues.

Paul V. Cinquemani, 3515 Moss Trail Drive, spoke about concerns with Xfinity infrastructure.

5. STAFF REPORTS

Fire Chief Partida presented on ceremonies commemorating the 20th Anniversary of 9/11.

6. CONSENT AGENDA

- (a) Consider approving the minutes of the special and regular City Council meetings of August 16, 2021, and the special City Council meeting of August 30, 2021.
- (b) Consider an ordinance granting a franchise for gas services requested by SiEnergy; containing other provisions related to the foregoing subject; and consider the ordinance on the third and final reading.
- (c) Consider an ordinance enlarging the boundaries of Reinvestment Zone No. Two, City of Missouri City, Texas, to include approximately 2.09 acres of land adjacent to the existing

boundaries of the Zone; containing findings and provisions related to the foregoing subject; and consider the ordinance on the second and final reading.

- (d) Consider authorizing the execution of a joint elections agreement and contract for elections services with Fort Bend County for the November 2, 2021 election
- (e) Consider authorizing the execution of a joint elections agreement and contract for elections services with Harris County for the November 2, 2021 election.
- (f) Consider authorizing the Waiver of Penalty & Interest for the 2020 tax year.

Councilmember Boney moved to approve the Consent Agenda pursuant to recommendations by City Staff. Councilmember Sterling seconded. **MOTION PASSED UNANIMOUSLY.**

7. PUBLIC HEARINGS AND RELATED ACTIONS

(a) Zoning Public Hearings and Ordinances

- (1) Public hearing to receive comments for or against a request to amend Planned Development District No. 85 to allow for MF-2, multifamily residential district uses; regulating and restricting the Planned Development district; providing a penalty; containing other provisions related to the foregoing subject; and consider a related ordinance on the first of two readings. The site location is to the north of the Pine Meadows residential subdivision, south of US 90A, east of Bull Lane, and west of South Cravens Road.

Planner I Nuri presented and noted the item had come before City Council on August 9, 2021 but no action was taken. She added that staff had met the applicant and they were present to answer any questions and concerns.

Councilmember Boney moved to open the public hearing at 7:56 p.m. Councilmember Clouser seconded. **MOTION PASSED UNANIMOUSLY.**

William Cronin, 902 Pine Meadow Drive, spoke against the proposed ordinance.

Robert Fults, 805 Mockingbird Lane, spoke against the proposed ordinance.

Helen Fults 805 Mockingbird Lane, spoke against the proposed ordinance.

Joe Noske, 1403 Adams Street, spoke against the proposed ordinance.

Jeff Gaspar, 1002 Echo Creek Drive, spoke against the proposed ordinance.

At 8:09 p.m., Mayor Elackatt stepped away from the meeting.

Monica Riley, 1706 Foxwood Court, spoke against the proposed ordinance.

Charles Coursey, 1119 Circle Bend, spoke against the proposed ordinance.

At 8:10 p.m., Mayor Elackatt returned to the meeting.

Annette Emanuel Simmons, 1126 Mesa Verde, spoke against the proposed ordinance.

Ali Zabarah, 4802 Copper Manor Court, spoke for the proposed ordinance.

Kristin Thornborrow, 1127 Bolton Drive, spoke against the proposed ordinance.

Johari Fontenot, 807 Mockingbird Lane, spoke against the proposed ordinance.

Tracy Spencer, 914 Bolton Drive, spoke against the proposed ordinance.

Larry Shimek, 1209 Adams Street, spoke against the proposed ordinance.

Robert Schoppe, 1127 Adams Street, spoke against the proposed ordinance.

John Prewitt, 935 Circle Bend, spoke against the proposed ordinance.

At 8:29 p.m., Councilmember Edwards stepped away from the meeting.

Mayor Pro Tem Maroulis moved to close the public hearing at 8:30 p.m. Councilmember Boney seconded.
MOTION PASSED.

Ayes: Mayor Elackatt, Mayor Pro Tem Maroulis, Councilmember Sterling,
Councilmember Boney and Councilmember Emery
Nays: Councilmember Clouser,
Absent: Councilmember Edwards

At 8:32 p.m., Councilmember Edwards returned to the meeting.

Giri Marllula spoke on the proposal and addressed the public comments regarding traffic on Adams Street. He also spoke about the masonry wall and the detention pond.

CL Maurer stated he spoke with Fort Bend County Water Control District No. 2 requesting capacity for the units. The District noted there would be no problem with capacity.

No action was taken.

City Attorney Iyamu stated the item could come back as there was no action by City Council.

(b) Public Hearings and related actions

- (1) Public hearing to receive comments related to an ordinance adopting the City of Missouri City Firefighters and Police Officers' Civil Service classification system; and consider the ordinance on the first of two readings.

Interim City Manager Atkinson presented an overview on the Missouri City Firefighters and Police Officers' Civil Service classification system.

Councilmember Clouser moved to open the public hearing at 8:53 p.m. Councilmember Edwards seconded.
MOTION PASSED UNANIMOUSLY.

Mike Zimmer, President of the Missouri City Police Officers Association (POA), yielded time to Jay McClellan.

Jay McClellan, Vice-President of the Missouri City POA, spoke on Section 2, Subsection g, and noted an employee would move a step above on a new grade under the rank being promoted. He stated this plan discourages highly trained and experience personnel in seeking promotions due to lack of compensation but with added responsibilities. McClellan added there were concerns regarding earning less vacation accruals. He also spoke about a position in the Police Department that was not being classified as a Civil Service position.

Mayor Pro Tem Maroulis moved to close the public hearing at 8:59 p.m. Councilmember Emery seconded.
MOTION PASSED UNANIMOUSLY.

City Attorney Iyamu clarified the item pertaining to vacation days was corrected and it returned to 18-20 days based on years of service. She added the other item related to a position that was not included in initial submission to staff and that position was placed under the authorized positions for the Police Department.

Councilmember Boney requested more time to further discuss this item. He asked about the promotion and there not being a decrease in salary. Atkinson explained there would be certain positions that would take higher responsibility in a new position and may come in below or at the current salary. Junior Associate Assistant City Attorney Garza provided an example and noted there would be about \$600 pay increase. Boney inquired if Police and Fire staff had been informed. Atkinson stated they were and noted for those who had been in the organization for years there may not be much incentive to move up as the increases were less. Councilmember Emery asked that staff meet with Missouri City POA to address these concerns.

Mayor Pro Tem Maroulis requested Mr. McClellan's opinion on if they were to approve a 5% increase, how would an officer in the rank feel. McClellan stated it might cause a seniority issue because an officer may be promoted first before an officer with more tenure. Mayor Elackatt addressed the timeline and thanked staff, Council and the Civil Service Commission for all the time dedicated to this item.

Councilmember Boney moved to approve the ordinance. Mayor Pro Tem Maroulis seconded. **MOTION PASSED UNANIMOUSLY.**

There were no **APPOINTMENTS** or **AUTHORIZATIONS** on this agenda.

10. ORDINANCES

- (a) Consider an ordinance amending Chapter 2, Administration, of the Missouri City Code; requiring certain training for the city council; and consider the ordinance on the first of two readings.

Councilmember Boney moved to adopt the ordinance. Councilmember Sterling seconded. **MOTION PASSED UNANIMOUSLY.**

- (b) Consider an ordinance amending the Personnel Policy to provide for the implementation of civil service; establishing a policy for quarantine leave for certain public safety employees; establishing a policy for mental health leave for peace officers; clarifying the City's random drug testing policy; making Juneteenth a City holiday; and consider the ordinance on the first of two readings.

Councilmember Sterling moved to adopt the ordinance. Councilmember Clouser seconded. **MOTION PASSED.**

11. RESOLUTIONS

- (a) Consider a resolution ratifying the lease of one hundred twenty-six global positioning system (GPS) units and the execution of an agreement and associated documents for the lease of such GPS units.

Golf Course Manager Stittleburg presented on the lease of one hundred twenty-six global positioning system (GPS) units. Councilmember Emery asked if there was an additional fee charged to the renter of the cart. Stittleburg stated that was correct and the plan was to increase the fee by three dollars per rental.

Councilmember Emery moved to approve the resolution. Councilmember Boney seconded. **MOTION PASSED UNANIMOUSLY.**

- (b) Consider a resolution authorizing an interlocal agreement for participation in the GoodBuy Purchasing Cooperative.

Councilmember Emery moved to approve the resolution. Mayor Pro Tem Maroulis seconded. **MOTION PASSED UNANIMOUSLY.**

12. CITY COUNCIL ANNOUNCEMENTS

City Council announced various items of community interest.

15. ADJOURN

The regular City Council meeting adjourned at 9:41 p.m.

Minutes PASSED AND APPROVED this the 20th day of September 2021.

Maria Jackson, City Secretary