

Brenham City Council Minutes

A regular meeting of the Brenham City Council was held on December 13, 2018 beginning at 1:00 p.m. in the Brenham City Hall, City Council Chambers, at 200 W. Vulcan Street, Brenham, Texas.

Members present:

Mayor Milton Y. Tate, Jr.
Mayor Pro Tem Andrew Ebel
Councilmember Susan Cantey
Councilmember Danny Goss
Councilmember Keith Herring
Councilmember Albert Wright
Councilmember Clint Kolby

Members absent:

None

Others present:

City Manager James Fisher, City Attorney Cary Bovey, City Secretary Jeana Bellinger, Deputy City Secretary I Kacey Weiss, Deputy City Secretary II Karen Stack, Comptroller Stacy Hardy, Human Resources Director Susan Nienstedt, Sara Parker, Debbie Gaffey, Kaci Konieczny, Director of Tourism and Marketing Jennifer Eckermann, Fire Chief Ricky Boeker, Police Chief Allwin Barrow, Dant Lange, Public Works Director Dane Rau, Assistant City Manager of Public Utilities Lowell Ogle, Development Services Director Lori Sanguedolce, Stephanie Doland, Chris Kokemor, Chad Westerfeld, Nancy Stafford, Darlene Konieczny, Lloyd Powell, Stephen Draehn, Shawn Bolenbar, Corda Pattison, Kevin Boggus and Kevin Schmidt

Citizens present:

Dorothy Morgan, Jerry Calvert, Jan Calvert, Margie Routt Young, Stephen Grove, Lloyd Wangl, Darryl Heine, Tiffany Morisak, Tom Whitehead, John Young, Jim Kruse, David Bockhorn, Kyle Merten and Eric Berg

Media Present:

Arthur Hahn, Brenham Banner Press; and Josh Blaschke, KWHI

1. Call Meeting to Order

2. **Invocation and Pledges to the US and Texas Flags – City Attorney Cary Bovey**
3. **Administer Oath of Office to Ward 5 Councilmember Clint Kolby**
4. **Service Recognitions**
 - **Corda Pattison, Maintenance/Central Warehouse 5 Years**
 - **Chris Kokemor, Water Construction 10 Years**
 - **Nancy Stafford, Public Utilities 10 Years**

5. **Citizens Comments**

There were no citizen comments.

CONSENT AGENDA

6. **Statutory Consent Agenda**

- 6-a. **Minutes from the October 18, 2018 Special City Council Meeting, October 18, 2018 Regular City Council Meeting and November 1, 2018 Regular City Council Meeting**
- 6-b. **Ordinance No. O-18-018 on Its Second Reading Amending Appendix A – “Zoning” of the Code of Ordinances of the City of Brenham, Texas to Amend Planned Development (PD) District Ordinance No. O-17-005 for the Vintage Farms Subdivision in Brenham, Washington County, Texas (Case No. P-18-024)**
- 6-c. **Resolution No. R-18-023 Related to a Grant Agreement with TxDOT for the Design, Partial Reconstruction/Rehabilitation, Contingency and Construction Administration for a Four Hundred (400) Foot Section of Runway at the Brenham Municipal Airport and Authorize the Mayor to Execute Any Necessary Documentation**

A motion was made by Councilmember Herring and seconded by Councilmember Cantey to approve the Statutory Consent Agenda Items 6-a. through 6-c. as presented.

Mayor Tate called for a vote. The motion passed with Council voting as follows:

Mayor Milton Y. Tate, Jr.	Yes
Mayor Pro Tem Andrew Ebel	Yes
Councilmember Susan Cantey	Yes
Councilmember Danny Goss	Yes
Councilmember Keith Herring	Yes
Councilmember Clint Kolby	Yes
Councilmember Albert Wright	Yes

PUBLIC HEARING

8. Public Hearing to Consider the Creation of a Tax Increment Reinvestment Zone Containing Approximately 2,201 Acres of Land Generally Located Along U. S. Highway 290, South Market Street, and West Main Street Corridors within the City Limits of the City of Brenham, Texas

Mayor Tate opened the Public Hearing.

Trent Petty, of Petty and Associates, presented this item. Petty explained that in accordance with Section 311.03 of the Texas Tax Code, cities can create special districts to encourage new investment in areas that otherwise might not attract development. Petty stated that a Tax Increment Reinvestment Zone (TIRZ) is an economic development tool that captures the projected increase in tax revenue that is created by development within a defined area and reinvests those funds into public improvements and development projects that benefit the zone.

Petty advised that before the TIRZ can be established, a public hearing must be held for the governing body to evaluate the proposed benefits, and allow interested parties to speak. Several citizens addressed Mr. Petty and Council with various questions.

Mayor Tate closed the Public Hearing.

WORK SESSION

7. Discussion and Update on the Tax Phase-In Compliance Review Committee

Willy Dilworth, Chief Appraiser with the Washington County Appraisal District (WCAD) presented this item. Dilworth explained that the Tax Phase-In Compliance Review Committee meets every year to review all of the current tax phase-in recipients who were granted the incentive to ensure that value creation and employment & payroll criteria are being met.

Dilworth stated that the Committee reviewed the following nine companies for compliance: Stanpac, Blue Bell Creameries, QuestSpecialty, Valmont Industries, Longwood Elastomers, MIC Group, Brazos Valley Brewing Company, PPE/GSL and Tempur Sealy. Dilworth advised that the Committee has verified that all nine companies are in compliance with the criteria set forth in the Tax Phase-In Policy.

PUBLIC HEARING

- 9. Public Hearing to Consider Amending Chapter 23 – “Subdivisions” of the Code of Ordinances of the City of Brenham, Section 23-22(1) to Remove the Twenty-Five (25) Foot Minimum Building Setback Requirements for Lots that Abut Collector or Arterial Streets or are Adjacent to Major Thoroughfares in Brenham, Washington County, Texas (Case No. P-18-026)**

Mayor Tate opened the Public Hearing.

Assistant Director of Development Services Stephanie Doland presented this item. Doland explained that in an effort to remain consistent in the review of all setback requests, staff finds that relocating language about setbacks adjacent to arterial roadways from the subdivision ordinance to the zoning ordinance will allow the Board of Adjustment to consider all requests pertaining to setback variances. Doland stated that the Planning and Zoning Commission voted unanimously to recommend approval of this change.

- 10. Public Hearing to Consider Amending Appendix A – “Zoning” of the Code of Ordinances of the City of Brenham, Texas by Amending Part II, Division 1, Section 17, Height and Area Exceptions of General Applicability, to Establish a Twenty-Five (25) Foot Minimum Building Setback for Property Adjacent to Arterial Roadways in Brenham, Washington County, Texas (Case No. P-18-026)**

Assistant Director of Development Services Stephanie Doland presented this item. Doland explained that in an effort to remain consistent in the review of all setback requests, staff finds that relocating language about setbacks adjacent to arterial roadways from the subdivision ordinance to the zoning ordinance will allow the Board of Adjustment to consider all requests pertaining to setback variances. Doland stated that the Planning and Zoning Commission voted unanimously to recommend approval of this change.

- 11. Public Hearing to Consider an Amendment to the Official Zoning Map of the City of Brenham, to Change the Zoning District from an Industrial Use (I) District to a Mixed Residential Use (R-2) District on a Tract of Land Described as 0.4884 Acres, Being a Part of Tract 337 of the Arrabella Harrington Survey, A-55, Located at 1008 Burleson Street in Brenham, Washington County, Texas (Case No. P-18-027)**

Assistant Director of Development Services Stephanie Doland presented this item. Doland stated that Armando Sanabria and Olga Reyes are the property owners of 1008 Burleson Street and are requesting the 0.4884-acre tract be rezoned from Industrial (I) District to Mixed Residential Use District (R-2). Doland advised that the property owners are requesting to rezone this property to allow for the development of a single-family dwelling. Doland explained that the proposed rezoning request is in accordance with the City of Brenham’s Comprehensive Plan, which shows the subject property appropriate for single-family land uses. Doland noted that the Planning and Zoning Commission voted unanimously to recommended approval of this rezoning request.

12. Public Hearing to Consider an Amendment to the Official Zoning Map of the City of Brenham, to Change the Zoning District from an Industrial Use (I) District to a Manufactured Home Residential Use (R-3) District on a Tract of Land Described as 15.36 Acres, Being a Part of Tract 447 of the Phillip Coe Survey, A-31, Located at 2834 Industrial Boulevard, in Brenham, Washington County, Texas (Case No. P-18-028)

Assistant Director of Development Services Stephanie Doland presented this item. Doland stated that Mr. Adolph C. Wehmeyer, Jr. is the property owner of a primarily vacant 15.36-acre tract of land located at 2834 Industrial Blvd. Doland advised that Mr. Wehmeyer is requesting the property be rezoned from Industrial (I) District to Manufactured Home Residential Use District (R-3) for the development of a duplex and manufactured home park. Doland explained that the proposed rezoning request is in accordance with land use policies adopted in the City of Brenham's Comprehensive Plan, which recommends the City consider a Manufactured Housing District and protect established neighborhoods. Doland noted that the Planning and Zoning Commission voted unanimously to recommended approval of this rezoning request.

Mayor Tate closed the Public Hearing.

REGULAR SESSION

13. Discuss and Possibly Act Upon an Ordinance on Its First Reading for the Creation of a Tax Increment Reinvestment Zone Containing Approximately 2,201 Acres of Land Generally Located Along U. S. Highway 290, South Market Street, and West Main Street Corridors within the City Limits of the City of Brenham, Texas

Trent Petty, of Petty and Associates, presented this item. Petty explained again that in accordance with Section 311.03 of the Texas Tax Code, cities can create Tax Increment Reinvestment Zones (TIRZs) to encourage new investment in areas that otherwise might not attract development. Petty stated that this Ordinance is the first step in creating TIRZ.

Petty advised the Council that upon further review of the Preliminary Project and Financing Plan, he is recommend the following minor corrections to the document:

- Section 6.2: Remove the phrase "...without amending the Final Plan" and replace it with "..with approval of the Board".
- Section 7.1: Add language indicating that the Administrative Costs shall "..not exceed \$25,000, subject to the Boards, approval
- Section 16.0: Remove the word "retail" from the phrase "..incentive retail development" in the first sentence.

A motion was made by Councilmember Herring and seconded by Councilmember Kolby to approve an Ordinance on its first reading, with changes to sections 6.2, 7.1, and 16.0 as presented, for the creation of a Tax Increment Reinvestment Zone (TIRZ) containing approximately 2,201 acres of land generally located along U. S. Highway 290, South Market Street, and West Main Street Corridors within the City limits of the City of Brenham, Texas.

Mayor Tate called for a vote. The motion passed with Council voting as follows:

Mayor Milton Y. Tate, Jr.	Yes
Mayor Pro Tem Andrew Ebel	Yes
Councilmember Susan Cantey	Yes
Councilmember Danny Goss	Yes
Councilmember Keith Herring	Yes
Councilmember Clint Kolby	Yes
Councilmember Albert Wright	Yes

14. Discuss and Possibly Act Upon an Ordinance on Its First Reading Amending Chapter 23, Subdivisions, of the Code of Ordinances of the City of Brenham, Section 23-22(1) to Remove the Twenty-Five (25) Foot Minimum Building Setback for Lots that Abut Arterial or Collector Streets in Brenham, Washington County, Texas (Case No. P-18-026)

A motion was made by Mayor Pro Tem Ebel and seconded by Councilmember Wright to table Item 14.

Mayor Tate called for a vote. The motion passed with Council voting as follows:

Mayor Milton Y. Tate, Jr.	Yes
Mayor Pro Tem Andrew Ebel	Yes
Councilmember Susan Cantey	Yes
Councilmember Danny Goss	Yes
Councilmember Keith Herring	Yes
Councilmember Clint Kolby	Yes
Councilmember Albert Wright	Yes

15. Discuss and Possibly Act Upon an Ordinance on Its First Reading Amending Appendix A - "Zoning" of the Code of Ordinances of the City of Brenham by Amending Part II, Division 1, Section 17, Height and Area Exceptions of General Applicability, to Establish a Twenty-Five (25) Foot Minimum Building Setback for Property Adjacent to Arterial Roadways in Brenham, Washington County, Texas (Case No. P-18-026)

A motion was made by Mayor Pro Tem Ebel and seconded by Councilmember Wright to table Item 15.

Mayor Tate called for a vote. The motion passed with Council voting as follows:

Mayor Milton Y. Tate, Jr.	Yes
Mayor Pro Tem Andrew Ebel	Yes
Councilmember Susan Cantey	Yes
Councilmember Danny Goss	Yes
Councilmember Keith Herring	Yes
Councilmember Clint Kolby	Yes
Councilmember Albert Wright	Yes

16. Discuss and Possibly Act Upon an Ordinance on Its First Reading Amending the Official Zoning Map of the City of Brenham, to Change the Zoning District from an Industrial Use (I) District to a Mixed Residential Use (R-2) District on a Tract of Land Described as 0.4884 Acres, Being a Part of Tract 337 of the Arrabella Harrington Survey, A-55, Located at 1008 Burleson Street in Brenham, Washington County, Texas (Case No. P-18-027)

A motion was made by Mayor Pro Tem Ebel and seconded by Councilmember Kolby to approve an Ordinance on its first reading amending the Official Zoning Map of the City of Brenham, to change the Zoning District from an Industrial Use (I) District to a Mixed Residential Use (R-2) District on a tract of land described as .4884 acres, being a part of Tract 337 of the Arrabella Harrington Survey, A-55, located at 1008 Burleson Street in Brenham, Washington County, Texas

Mayor Tate called for a vote. The motion passed with Council voting as follows:

Mayor Milton Y. Tate, Jr.	Yes
Mayor Pro Tem Andrew Ebel	Yes
Councilmember Susan Cantey	Yes
Councilmember Danny Goss	Yes
Councilmember Keith Herring	Yes
Councilmember Clint Kolby	Yes
Councilmember Albert Wright	Yes

17. Discuss and Possibly Act Upon an Ordinance on Its First Reading Amending the Official Zoning Map of the City of Brenham to Change the Zoning District from an Industrial Use (I) District to a Manufactured Home Residential Use (R-3) District on a Tract of Land Described as 15.36 Acres, Being a Part of Tract 447 of the Phillip Coe Survey, A-31, Located at 2834 Industrial Boulevard, in Brenham, Washington County, Texas (Case No. P-18-028)

A motion was made by Mayor Pro Tem Ebel and seconded by Councilmember Goss to approve an Ordinance on its first reading amending the Official Zoning Map of the City of Brenham to change the Zoning District from an Industrial Use (I) District to a Manufactured Home Residential Use (R-3) District on a tract of land described as 15.36 acres, being a part of Tract 447 of the Phillip Coe Survey, A-31, located at 2834 Industrial Boulevard, in Brenham, Washington County, Texas.

Mayor Tate called for a vote. The motion passed with Council voting as follows:

Mayor Milton Y. Tate, Jr.	Yes
Mayor Pro Tem Andrew Ebel	Yes
Councilmember Susan Cantey	Yes
Councilmember Danny Goss	Yes
Councilmember Keith Herring	Yes
Councilmember Clint Kolby	Yes
Councilmember Albert Wright	Yes

18. Discuss and Possibly Act Upon an Ordinance on Its First Reading Amending the FY2017-18 Adopted Budget

Strategic Budget Officer Debbie Gaffey presented this item. Gaffey explained that the year-end budget amendment impacts 17 funds with an overall increase in budget expenditures and transfers-out of \$3.6 million offset by an increase in revenues, transfers-in, and bond/note proceeds of \$5.0 million. Gaffey stated that the net impact of the amendment on the FY2017-18 Adopted Budget is an increase to overall fund balances by \$1.4 million.

A motion was made by Councilmember Cantey and seconded by Mayor Pro Tem Ebel to approve an Ordinance on its first reading amending the FY2017-18 adopted budget.

Mayor Tate called for a vote. The motion passed with Council voting as follows:

Mayor Milton Y. Tate, Jr.	Yes
Mayor Pro Tem Andrew Ebel	Yes
Councilmember Susan Cantey	Yes
Councilmember Danny Goss	Yes
Councilmember Keith Herring	Yes
Councilmember Clint Kolby	Yes
Councilmember Albert Wright	Yes

19. Discuss and Possibly Act Upon an Ordinance on Its First Reading Amending the FY2018-19 Adopted Budget

Strategic Budget Officer Debbie Gaffey presented this item. Gaffey stated that this budget amendment is for an increase in inter-fund transfers from the General Fund to the Equipment Fund for purchase of 10 police vehicles in the amount of \$425,000. Gaffey noted that with FY18 now complete, General Fund reserves are deemed sufficient for funding of new police vehicles.

A motion was made by Councilmember Goss and seconded by Councilmember Wright to approve an Ordinance on its first reading amending the FY2018-19 adopted budget.

Mayor Tate called for a vote. The motion passed with Council voting as follows:

Mayor Milton Y. Tate, Jr.	Yes
Mayor Pro Tem Andrew Ebel	Yes
Councilmember Susan Cantey	Yes
Councilmember Danny Goss	Yes
Councilmember Keith Herring	Yes
Councilmember Clint Kolby	Yes
Councilmember Albert Wright	Yes

20. Discuss and Possibly Act Upon the Purchase of Ten (10) Vehicles for the City of Brenham Police Department Through the General Motors Competitive Equalization Program for Political Subdivisions and Authorize the Mayor to Execute Any Necessary Documentation

Police Chief Allwin Barrow presented this item. Barrow stated that the Police Department is seeking Mayor and Council's approval to order ten (10) police vehicles for fiscal year 2019 consisting of: 4 patrol vehicle replacements, 4 administrative vehicle replacements, and 2 new patrol vehicles for the 2 new lieutenant positions which were approved in the FY18-19 adopted budget. Barrow explained that staff obtained BuyBoard price quotes for these vehicles, but was able to obtain quotes from a local dealer, LaRoche Chevrolet. Barrow advised that with LaRoche, through the General Motors Competitive Equalization Program for Political Subdivisions, the City could purchase the vehicles at a lower cost than on BuyBoard and place the purchase with a local vendor.

A motion was made by Councilmember Kolby and seconded by Councilmember Herring to approve the purchase of ten (10) police vehicles as authorized by Texas Local Government Code Section 252.022(a)(2) from LaRoche Chevrolet, through the General Motors Competitive Equalization Program for Political Subdivisions, in the amount of \$368,744 and authorize the Mayor to execute any necessary documentation.

Mayor Tate called for a vote. The motion passed with Council voting as follows:

Mayor Milton Y. Tate, Jr.	Yes
Mayor Pro Tem Andrew Ebel	Yes
Councilmember Susan Cantey	Yes
Councilmember Danny Goss	Yes
Councilmember Keith Herring	Yes
Councilmember Clint Kolby	Yes
Councilmember Albert Wright	Yes

21. Discuss and Possibly Act Upon the Purchase of Public Safety Replacement Radios Through the Houston-Galveston Area Council (H-GAC) Pricing Contract Number RA05-18 and Authorize the Mayor to Execute Any Necessary Documentation

Fire Chief Ricky Boeker presented this item. Boeker stated this agenda item is for the replacement of the Public Safety Radios, which were purchased when the departments joined the BVWACS radio system in 2008. Boeker advised that the City's current product line of subscriber radios would not be supported by Motorola beyond December 31, 2019. Boeker also advised Council that this purchase was approved in the FY2018-19 budget.

A motion was made by Councilmember Cantey and seconded by Mayor Pro Tem Ebel to approve the purchase of public safety replacement radios in the amount of \$576,622.87 from Motorola Solutions through H-GAC Pricing Contract Number RA05-18 and authorize the Mayor to execute any necessary documentation.

Mayor Tate called for a vote. The motion passed with Council voting as follows:

Mayor Milton Y. Tate, Jr.	Yes
Mayor Pro Tem Andrew Ebel	Yes
Councilmember Susan Cantey	Yes
Councilmember Danny Goss	Yes
Councilmember Keith Herring	Yes
Councilmember Clint Kolby	Yes
Councilmember Albert Wright	Yes

22. Discuss and Possibly Act Upon an Equipment Financing Proposal for the Purchase of Public Safety Replacement Radios and Authorize the Mayor to Execute Any Necessary Documentation

Comptroller Stacy Hardy presented this item. Hardy stated that this is a companion item for the financing of public safety replacement radios for the Fire and Police Departments as presented in the previous agenda item.

Hardy explained that the FY18-19 adopted budget includes the purchase of these replacement radios via debt financing. Hardy advised that staff received financing proposals from Bank of Brenham, JP Morgan Chase and Motorola. Hardy stated that after reviewing each proposal, the Bank of Brenham provides the best interest rate for the City; therefore, staff recommends the approval of the purchase from Bank of Brenham.

A motion was made by Councilmember Herring and seconded by Councilmember Cantey to approve an Equipment Financing Proposal from Bank of Brenham (based on lower interest costs and our past favorable experience with them in regards to equipment financing) in the amount of \$596,563.71 with an interest rate of 3.5% and authorize the Mayor to execute any necessary documentation.

Mayor Tate called for a vote. The motion passed with Council voting as follows:

Mayor Milton Y. Tate, Jr.	Yes
Mayor Pro Tem Andrew Ebel	Yes
Councilmember Susan Cantey	Yes
Councilmember Danny Goss	Yes
Councilmember Keith Herring	Yes
Councilmember Clint Kolby	Yes
Councilmember Albert Wright	Yes

23. Discuss and Possibly Act Upon Final Payment to VML Construction Services for Bid No. E2017-01 Related to Storm Damage Repairs, Package 1, for Henderson Park and Authorize the Mayor to Execute Any Necessary Documentation

Development Services Director Lori Sanguedolce presented this item. Sanguedolce stated that VML Construction Services has completed the Henderson Park drainage repairs that resulted from the May 2016 storm event. Sanguedolce advised that this project has been submitted to FEMA as part of DR-4272, May 2016 Storm.

A motion was made by Councilmember Herring and seconded by Councilmember Wright to authorize the final payment, to VML Construction Services for Bid No. E2017-01 related to Storm Damage Repairs, Package 1, for Henderson Park in the amount of \$10,645.60, with the condition that the payment not be made until verification of all bills paid is received, and authorize the Mayor to execute any necessary documentation.

Mayor Tate called for a vote. The motion passed with Council voting as follows:

Mayor Milton Y. Tate, Jr.	Yes
Mayor Pro Tem Andrew Ebel	Yes
Councilmember Susan Cantey	Yes
Councilmember Danny Goss	Yes
Councilmember Keith Herring	Yes
Councilmember Clint Kolby	Yes
Councilmember Albert Wright	Yes

24. Discuss and Possibly Act Upon a Multi-Year Maintenance Contract with Presidio Networked Solutions Group, LLC and a Payment Agreement with Presidio Technology Capital, for the City of Brenham's Cisco SmartNet Phone System and Critical Network Hardware and Authorize the Mayor to Execute Any Necessary Documentation

Information Technology Manager Kevin Schmidt presented this item. Schmidt stated that the City of Brenham entered into a three-year contract for Cisco SmartNet Maintenance in 2015. Schmidt explained that this maintenance contract is essential for operating critical systems, such as the phone system and network hardware. Schmidt advised that the contract provides access to technical support, access to software upgrades, and replacement parts for hardware failures. Schmidt stated that a multiyear contract is beneficial because Cisco raises their SmartNet prices between 3% and 10% annually. Schmidt explained that with a three year renewal, staff would lock in the 2018 pricing and receive an additional discount for multiyear customers. Schmidt noted that this is estimated to save the City \$7,000.00 to \$17,000.00 over the course of the contract period.

Councilmember Goss questioned the age of the phone system. Schmidt explained that the system was purchased in 2003. After further discussion by Council, City Manager James Fisher recommended to table the item until additional information could be gathered and presented at the next meeting.

A motion was made by Councilmember Herring and seconded by Councilmember Wright to table Item 24.

Mayor Tate called for a vote. The motion passed with Council voting as follows:

Mayor Milton Y. Tate, Jr.	Yes
Mayor Pro Tem Andrew Ebel	Yes
Councilmember Susan Cantey	Yes
Councilmember Danny Goss	Yes
Councilmember Keith Herring	Yes
Councilmember Clint Kolby	Yes
Councilmember Albert Wright	Yes

25. Discuss and Possibly Act Upon Resolution No. R-18-024 Adopting New Policies and Procedures for City of Brenham Boards and Commissions

Deputy City Secretary II Karen Stack presented this item. Stack stated that the policy currently in use was written in 2012 and was in need of various updates. Stack explained that the most notable changes to the new policy are:

- Length of terms for advisory boards reduced from 3 years to 2 years;
- New selection process for board members;
- Term limits of three (3) consecutive terms
- Strengthening of the attendance requirement language
- Clarifying the role of the staff liaison
- Added sections related to Conflicts of Interest

Stack also advised that several advisory boards were established by ordinances and those ordinances contain provisions that are in conflict with the new policy. Stack noted that in order to limit confusion, and to ensure all provisions of this Policy are uniformly applied, once this policy is in place, staff will be coming back to Council for action to repeal any conflicting ordinances.

A motion was made by Councilmember Cantey and seconded by Councilmember Goss to approve Resolution No. R-18-024 adopting new Policies and Procedures for City of Brenham Boards and Commissions.

Mayor Tate called for a vote. The motion passed with Council voting as follows:

Mayor Milton Y. Tate, Jr.	Yes
Mayor Pro Tem Andrew Ebel	Yes
Councilmember Susan Cantey	Yes
Councilmember Danny Goss	Yes
Councilmember Keith Herring	Yes
Councilmember Clint Kolby	Yes
Councilmember Albert Wright	Yes

Council adjourned into Executive Session at 2:39 p.m.

EXECUTIVE SESSION

- 26. **Section 551.074 – Texas Government Code – Deliberation Regarding Personnel Matters – Discussion Regarding the Appointment of a Brenham Municipal Court Presiding Judge and Associate Judge, Both for a Two Year Term Ending on December 31, 2020**
- 27. **Section 551.074 – Texas Government Code – Deliberation Regarding Personnel Matters – Consider Compensation for the Municipal Court Presiding Judge and Associate Judge**
- 28. **Section 551.072 – Texas Government Code – Deliberation Regarding Real Property – Discussion Regarding the Possible Acquisition of Real Property Located in the Downtown Area**
- 29. **Section 551.087 – Texas Government Code – Economic Development Negotiations – Discuss and Deliberate Commercial or Financial Information that the City Has Received from Business Prospects and the Offer of Financial or Other Incentives to Business Prospects that the City Seeks to Have Locate In or Near the City of Brenham and With Which the City is Conducting Economic Development Negotiations**

Executive Session adjourned at 3:38 p.m.

RE-OPEN REGULAR AGENDA

- 30. **Discuss and Possibly Act Upon the Appointment of a Brenham Municipal Court Presiding Judge and Associate Judge, Both for a Two Year Term Ending on December 31, 2020**

A motion was made by Councilmember Kolby and seconded by Councilmember Wright to appoint William Kendall as Presiding Judge and Robert Wright as Associate Judge, both for a two year term ending December 31, 2020.

Mayor Pro Tem Ebel called for a vote. The motion passed with Council voting as follows:

Mayor Milton Y. Tate, Jr.	Absent
Mayor Pro Tem Andrew Ebel	Yes
Councilmember Susan Cantey	Yes
Councilmember Danny Goss	Yes
Councilmember Keith Herring	Yes
Councilmember Clint Kolby	Yes
Councilmember Albert Wright	Yes

31. Discuss and Possibly Act Upon Compensation for the Municipal Court Presiding Judge and Associate Judge

A motion was made by Councilmember Herring and seconded by Councilmember Cantey to approve a five percent (5%) pay increase beginning January 1, 2019 through December 31, 2020.

Mayor Pro Tem Ebel called for a vote. The motion passed with Council voting as follows:

Mayor Milton Y. Tate, Jr.	Absent
Mayor Pro Tem Andrew Ebel	Yes
Councilmember Susan Cantey	Yes
Councilmember Danny Goss	Yes
Councilmember Keith Herring	Yes
Councilmember Clint Kolby	Yes
Councilmember Albert Wright	Yes

32. Discuss and Possibly Act Upon Authorization of the Mayor and City Manager to Identify Real Property in the Downtown Area for Possible Acquisition and to Enter Into Contract Negotiations with the Owner(s) for the Acquisition of Said Real Property

No action was taken on this item.

33. Administrative/Elected Officials Report

City Manager James Fisher reported on the following:

- Senator Kolkhorst met with the Chief of the Texas Department of Emergency Management to discuss the issues with FEMA.
- The next Council meeting is December 20th

The meeting was adjourned.

Milton Y. Tate, Jr.

Mayor

Jeana Bellinger, TRMC, CMC

City Secretary



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