

Brenham City Council Minutes

A regular meeting of the Brenham City Council was held on April 4, 2019 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 Albert Wright
Councilmember Clint Kolby

Members absent:

Councilmember Keith Herring

Others present:

City Manager James Fisher, City Attorney Cary Bovey, City Secretary Jeana Bellinger, Deputy City Secretary Kacey Weiss, Assistant City Manager – Chief Financial Officer Carolyn Miller, Comptroller Stacy Hardy, Human Resources Director Susan Nienstedt, Debbie Gaffey, Crystal Locke, Fire Chief Ricky Boeker, Dant Lange, Public Works Director Dane Rau, Assistant City Manager of Public Utilities Lowell Ogle, Alton Sommerfield, Amber Ortega, Development Services Director Lori Sanguedolce, Stephanie Doland, Kim Hodde, Susan Cates, Daniel McCracken, Melinda Gordon, Kevin Boggus, Kevin Schmidt, Ande Bostain, Chris Bugaj, Gary Marburger, Joe Moore, Vincent Estrada, Matthew Monfreda, Greg Franco, DeQuincey Lewis, Luke Ongudu, Jordan Prigge, Shawn Bolenbarr, Bobby Keene, Nancy Stafford, Mason Patranella, Cindy Turnbow, Michele Glenz and Becky Squyres

Citizens present:

Pat Johnson, Dorothy Morgan, Adonna Saunders and Erica Ogle

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 – Councilmember Wright**

- 3. **Service Recognitions**
 - **Daniel McCracken, Public Utilities** **20 Years**
 - **Lowell Ogle, Public Utilities** **35 Years**

4. **Citizens Comments**

There were no citizen comments.

CONSENT AGENDA

5. **Statutory Consent Agenda**

- 5-a. **Minutes from the February 28, 2019 Special City Council Meeting and March 7, 2019 Regular City Council Meeting**
- 5-b. **Approve a Noise Variance from the Washington County Ministerial Association for a National Day of Prayer Event to be Held on May 2, 2019 from 11:30 a.m. – 1:15 p.m. at the Courthouse Gazebo and Authorize the Mayor to Execute Any Necessary Documentation**
- 5-c. **Approve a Noise Variance from the Brenham Maifest Association for the 2019 Maifest Events to be Held May 2 Through May 4, 2019 and Authorize the Mayor to Execute Any Necessary Documentation**
- 5-d. **Approve a Ground Space Lease Agreement with Mark Pollard for Hangar Space at the Brenham Municipal Airport and Authorize the Mayor to Execute Any Necessary Documentation**

A motion was made by Councilmember Cantey and seconded by Mayor Pro Tem Ebel to approve the Statutory Consent Agenda Items 5-a. through 5-d.

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	Absent
Councilmember Albert Wright	Yes
Councilmember Clint Kolby	Yes

WORK SESSION

6. Presentation and Discussion Regarding Chapter 8½, Flood Damage Prevention, of the Code of Ordinances of the City of Brenham

Development Services Director Lori Sanguedolce presented this item. Sanguedolce explained that FEMA recently completed a revision to the countywide Flood Insurance Study (FIS) report and Flood Insurance Rate Map (FIRM) for Washington County, Texas and Incorporated Areas. Sanguedolce stated that the City of Brenham was not affected by the updated flood hazard information; however, it is necessary for the City to update the floodplain management ordinance known as the Flood Damage Prevention ordinance to reflect the new FIRM effective date of May 16, 2019.

REGULAR SESSION

7. Discuss and Possibly Act Upon an Agreement for Assistance Through the U.S. Department of Agriculture Natural Resources Conservation Service Emergency Watershed Protection Program for Higgins Branch and Authorize the Mayor to Execute Any Necessary Documentation

Development Services Director Lori Sanguedolce presented this item. Sanguedolce explained that the City of Brenham requested assistance through the Emergency Watershed Protection Program for financial assistance when a federal, state, or local emergency is declared. Sanguedolce stated that the request was submitted to NRCS on October 12, 2017 for drainage ways throughout the City.

Sangedolce advised that during Hurricane Harvey, DR-4332, the City of Brenham sustained damages to creeks throughout the City. Sanguedolce noted that this agreement is specifically for Higgins Branch from W. Main Street to east of Burleson Street, approximately 3,260 feet of channel, including Hattie Mae Park. Sanguedolce explained that this project will remove and dispose of accumulated sediment by reestablishing flow lines, side slopes, and armor eroded areas. Sanguedolce stated that once the agreement is executed by NRCS, staff would have 220 days to complete the project. Sanguedolce advised that there is a 10% match

A motion was made by Councilmember Kolby and seconded by Councilmember Cantey to approve an agreement for assistance through the U.S. Department of Agriculture Natural Resources Conservation Service Emergency Watershed Protection Program for Higgins Branch 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	Absent
Councilmember Albert Wright	Yes
Councilmember Clint Kolby	Yes

8. Discuss and Possibly Act Upon Resolution No. R-19-011 Adopting the 2019-2024 Washington County Hazard Mitigation Action Plan as It Applies to the City of Brenham

Fire Chief Ricky Boeker presented this item. Boeker explained that this Hazard Mitigation Action Plan was updated in 2013 and again in 2018. Boeker stated that the jurisdictions participating in this update include Washington County, the cities of Brenham and Burton, and Blinn College. Boeker advised that it is intended as a blueprint for future hazard mitigation, defined as “any sustained action taken to reduce or eliminate the long-term risk to human life and property from all hazards.”

A motion was made by Councilmember Cantey and seconded by Mayor Pro Tem Ebel to approve Resolution No. R-19-011 adopting the 2019-2024 Washington County Hazard Mitigation Action Plan as it applies to the City of Brenham.

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	Absent
Councilmember Albert Wright	Yes
Councilmember Clint Kolby	Yes

9. Discuss and Possibly Act Upon an Ordinance on Its First Reading Amending Chapter 12, Health and Sanitation, of the Code of Ordinances of the City of Brenham, Regarding Use of Tobacco at City-Owned Facilities

Public Works Director Dane Rau presented this item. Rau explained that in the past year staff has received numerous complaints from citizens about people smoking in our parks; specifically in and around the playground areas. Rau stated that after receiving several complaints staff decided to take the issue to the Parks and Recreation Board for discussion on how to handle the problem.

Rau advised that at the December 12, 2018 and the February 13, 2019 Parks and Recreation Advisory Board meetings, the Board discussed various options for handling this. Rau noted that it was an overall consensus of the Board to recommend the City Council consider amending the current no smoking ordinance (Chapter 12 of the Code of Ordinances) to more clearly define the park and playground areas as no smoking zones and to amend the definitions to include some new smoking-related products that are now available. Rau stated that the Board also recommended that tobacco use, overall, be prohibited as well. Rau explained that after further discussion, it was the consensus of the Board that City parks not only be smoke free, but tobacco free as well.

A motion was made by Councilmember Kolby and seconded by Councilmember Cantey to approve an Ordinance on its first reading amending Chapter 12, Health and Sanitation, of the Code of Ordinances of the City of Brenham, regarding use of tobacco at city-owned facilities.

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	Absent
Councilmember Albert Wright	Yes
Councilmember Clint Kolby	Yes

10. Discuss and Possibly Act Upon the Renewal of the Microsoft Enterprise Agreement with Microsoft Corporation, through Microsoft Affiliate SHI Government Solutions, and Authorize the Mayor to Execute Any Necessary Documentation

Information Technology Manager Kevin Schmidt presented this item. Schmidt explained that the Microsoft Enterprise Agreement (MEA) is a three-year contract allowing the City of Brenham to maintain the usage of Microsoft software and licenses. Schmidt stated that this is the fourth renewal of the original MEA, which was signed in 2007. Schmidt advised that this renewal is unique in that it will shift the City from on premise Microsoft Office licensing to Office 365 subscriptions.

A motion was made by Councilmember Cantey and seconded by Councilmember Goss to approve the renewal of the Microsoft Enterprise Agreement with Microsoft Corporation for a three year contract renewal in the amount of \$72,799.47 per year, through Microsoft Affiliate SHI Government Solutions, 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	Absent
Councilmember Albert Wright	Yes
Councilmember Clint Kolby	Yes

Council adjourned into Executive Session at 1:40 p.m.

EXECUTIVE SESSION

11. Section 551.072 – Texas Government Code – Deliberation Regarding Real Property – Discussion Regarding the Possible Acquisition of Real Property in the Downtown Area

Executive Session adjourned at 2:08 p.m.

RE-OPEN REGULAR AGENDA

12. Discuss and Possibly Act Upon the Purchase of Real Property in the Downtown Area for Future Municipal Improvements and Authorize the Mayor to Execute Any Necessary Documentation

No action was taken on this item.

13. Administrative/Elected Officials Report

City Manager James Fisher reported on the following:

- Farmer's Market will be open tomorrow from 3:00 p.m. to 7:00 p.m.
- Employee picnic is April 9th
- Fire Department fish fry is April 12th
- Election Day is May 4th
- The budget calendar will be discussed at the May 2nd Council meeting

Public Works Director Dane Rau reported on the following:

- The restrooms at Fireman's Park opened last week

The meeting was adjourned.

Milton Y. Tate, Jr.

Mayor

Jeana Bellinger, TRMC, CMC

City Secretary



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