

Brenham City Council Minutes

A regular meeting of the Brenham City Council was held on May 2, 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 Keith Herring
Councilmember Albert Wright
Councilmember Clint Kolby

Members absent:

None

Others present:

City Manager James Fisher, City Attorney Cary Bovey, City Secretary – Director of Administrative Services Jeana Bellinger, Deputy City Secretary I Kacey Weiss, Deputy City Secretary II Karen Stack, Assistant City Manager – Chief Financial Officer Carolyn Miller, Director of Tourism and Marketing Jennifer Eckermann, Melinda Gordon, Fire Chief Ricky Boeker, Police Chief Allwin Barrow, Public Works Director Dane Rau, Assistant City Manager of Public Utilities Lowell Ogle, Alton Sommerfield, Development Services Director Lori Sanguedolce, Stephanie Doland, Economic Development Director Susan Cates, James Antkowiak, Colleen Latham, Jason Lange and Tammy Murphy

Citizens present:

A.J. Smith

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 Cantey**

3. **Service Recognitions**
 - **James Antkowiak, Electric** **20 Years**
 - **Colleen Latham, Collection** **25 Years**
4. **Proclamations**
 - **Independence Coffee – 2019 Texas SBA Small Business Persons of the Year**
 - **National Travel and Tourism Week**
5. **Fortnightly Club Presentation to the Nancy Carol Roberts Memorial Library**
6. **Citizens Comments**

There were no citizen comments.

CONSENT AGENDA

7. **Statutory Consent Agenda**
 - 7-a. **Minutes from the April 4, 2019 Regular City Council Meeting**
 - 7-b. **Ordinance No. O-19-015 on Its Second Reading Amending Chapter 8½, Flood Damage Prevention, of the Code of Ordinances of the City of Brenham**
 - 7-c. **Ordinance No. O-19-016 on Its Second Reading Providing for a No Parking Zone on the West Side of Green Street Between College Avenue and W. Third Street**

A motion was made by Councilmember Cantey and seconded by Councilmember Kolby to approve the Statutory Consent Agenda Items 7-a. through 7-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 Albert Wright	Yes
Councilmember Clint Kolby	Yes

REGULAR SESSION

8. Discuss and Possibly Act Upon Ordinance No. O-19-017 on Its Second Reading Amending Appendix A – “Zoning” of the Code of Ordinances of the City of Brenham, Part II, Division 1, Section 18 to Establish Exterior Construction Materials for Selected Zoning Districts in Brenham, Washington County, Texas (Case No. P-19-001)

Assistant Development Services Director Stephanie Doland presented this item. Doland explained that this is a City initiated request to amend the City of Brenham’s Code of Ordinances, Appendix A, Section 18 to establish minimum non-metal façade requirements on residential uses in selected zoning districts. Doland stated that on April 18, 2019 the City Council unanimously voted to approve the first reading of an Ordinance to prohibit the use of a metal façade (exterior) on residential structures in the following districts:

- R-1: Residential District
- R-2: Mixed Residential District
- R-3: Manufactured Home Residential
- B-1: Local Business/Residential Mixed Use District

Doland advised that the second and final reading of this Ordinance is placed on the regular agenda item due to the following change in the proposed Ordinance: *(Sec. 18.02) To protect the public health, safety, character, and general welfare ~~and to reduce or eliminate potential fire hazards in areas containing a higher density of buildings, a dwelling in any of the zoning categories to which this section applies shall not be constructed with a metal façade. For the purposes of this section “non-metal façade” shall mean brick or brick veneer, stone or stone veneer, stucco, wood, vinyl, or fiber-cement siding, and further, for the purposes of this section a wood-like or fiber cement-like exterior or finish shall be considered “non-metal façade.”~~*

Doland explained that during consideration of the item, Council directed staff to conduct additional research on the topic and provide a recommendation(s) concerning compatible infill and redevelopment in existing neighborhoods by December 2019.

A motion was made by Councilmember Goss and seconded by Councilmember Kolby to approve Ordinance No. O-19-017 on its second reading amending Appendix A – “Zoning” of the Code of Ordinances of the City of Brenham, Part II, Division 1, Section 18 to prohibit the use of a metal façade on residential structures in the R-1, R-2, R-3 and B-1 Zoning Districts.

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 Albert Wright	Yes
Councilmember Clint Kolby	Yes

9. Discuss and Possibly Act Upon a Bid for City of Brenham Project No. 2017-06 Related to the 24” Raw Water Line Lowering at Sandy Creek Rebid and Authorize the Mayor to Execute Any Necessary Documentation

Development Services Director Lori Sanguedolce presented this item. Sanguedolce explained that due to flooding, the raw water line at Sandy Creek has been exposed and is now sitting in the flow line of the creek. Sanguedolce stated that this project is to prevent blockage of the reek and reduce potential damages to the City of Brenham water source. Sanguedolce advised that this project was submitted to FEMA’s Hazard Mitigation Grant Program for DR-4272 in July 2017 and the grant application was approved June 2018. Sanguedolce stated that this project is funded at a 75/25 cost share. Sanguedolce noted that five contractors submitted bids.

A motion was made by Councilmember Herring and seconded by Mayor Pro Tem Ebel to approve a bid for City of Brenham Project No. 2017-06 to Barclays Premier Utility Services, LLC, in the amount of \$296,345.00, related to the 24” Raw Water Line Lowering at Sandy Creek Rebid 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 Albert Wright	Yes
Councilmember Clint Kolby	Yes

10. Discuss and Possibly Act Upon the Purchase of a Trencher for the Gas Department Through BuyBoard Using EKA Contract Number 515-16 and Authorize the Mayor to Execute Any Necessary Documentation

City Manager James Fisher presented this item. Fisher explained that during the budget process Council approved the purchase of a new trencher. Fisher stated that this trencher would replace Unit 137, a 1999 model that has begun to have many maintenance issues. Fisher noted that the old unit would be sold on GovDeals.

A motion was made by Councilmember Cantey and seconded by Mayor Pro Tem Ebel to approve the purchase of a trencher in the amount of \$58,959.76 through BuyBoard using EKA Contract Number 515-16, for the Gas Department 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 Albert Wright	Yes
Councilmember Clint Kolby	Yes

11. Discuss and Possibly Act Upon a One Year Contract Extension, in Accordance with Bid No. 18-006, for Generator Maintenance and Inspection for Various City Facilities and Authorize the Mayor to Execute Any Necessary Documentation

City Secretary – Director of Administrative Services Jeana Bellinger presented this item. Bellinger explained that on February 15, 2018 Council awarded Bid No. 18-006 for generator maintenance and inspections to Loftin Equipment Company in the amount of \$11,130.00 for semi-annual inspections. Bellinger noted that the bid also included a \$1.50 per mile additional trip charge and \$85.00 an hour labor rate for emergency calls. Bellinger stated that this bid was originally awarded for a period of one year, with the option to renew for two additional one-year terms. Bellinger advised that Loftin has agreed to renew the contract for another year at the same price that was bid in 2018.

A motion was made by Councilmember Herring and seconded by Councilmember Cantey to approve a one-year contract extension with Loftin Equipment Company in the amount of \$11,130.00, in accordance with Bid No. 18-006 for generator maintenance and inspection for various City facilities 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 Albert Wright	Yes
Councilmember Clint Kolby	Yes

12. Discuss and Possibly Act Upon an Amendment to the Brenham Community Development Corporation (BCDC) Bylaws and Authorize the Mayor to Execute Any Necessary Documentation

City Manager James Fisher presented this item. Fisher explained that at the April 24th BCDC meeting the Board of Directors discussed amending Article III, Section 3.02 of the BCDC bylaws to allow, consistent with current state law, persons who do not reside in the city limits of Brenham to serve on the BCDC Board. Fisher stated that as currently worded, the bylaws allow only persons living within the city limits of Brenham to serve on the BCDC Board. Fisher advised that since the City has taken over the administrative responsibility of economic development for both the City and Washington County, the Board thinks it would be beneficial to have residents from outside the city limits serve on the BCDC. Fisher noted that the BCDC Board also recommended that the bylaws provide that BCDC Board membership be limited to no more than two (2) non-City residents.

A motion was made by Councilmember Goss and seconded by Councilmember Cantey to approve amending Article III, Section 3.02, of the BCDC Bylaws to allow non-City residents to be appointed to serve on the BCDC Board of Directors with the condition that BCDC Board membership be limited to no more than two (2) non-City residents, 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 Albert Wright	Yes
Councilmember Clint Kolby	Yes

Council adjourned into Executive Session at 1:38 p.m.

EXECUTIVE SESSION

13. **Section 551.087 – Texas Government Code – Economic Development Negotiations – Discuss and Deliberate Project Hi-Speed Regarding Commercial or Financial Information that the City Has Received from a Business Prospect and the Offer of Financial or Other Incentives to a Business Prospect 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 2:13 p.m.

RE-OPEN REGULAR AGENDA

14. **Discuss and Possibly Act Upon the Approval of a Performance Agreement of the Brenham Community Development Corporation (BCDC) Regarding Project Hi-Speed and Authorize the Mayor to Execute Any Necessary Documentation**

This item was passed.

15. **Administrative/Elected Officials Report**

City Manager James Fisher reported on the following:

- Election Day is May 4th
- Maifest parade will be Saturday at 10:30 a.m.
- Movies in the Park will begin May 30th at the aquatic center
- Small Business Forum will be June 5th

The meeting was adjourned.

Milton Y. Tate, Jr.

Mayor

Jeana Bellinger, TRMC, CMC

City Secretary



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