

Brenham City Council Minutes

A regular meeting of the Brenham City Council was held on July 2, 2020 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 Keith Herring
Councilmember Clint Kolby
Councilmember Adonna Saunders
Councilmember Albert Wright

Members absent:

None

Others present:

City Manager James Fisher, City Attorney Cary Bovey, City Secretary – Director of Administrative Services Jeana Bellinger, Assistant City Manager - Public Services/Utilities Donald Reese, Shauna Laauwe and Kim Hodde

Citizens present:

Shirley Harris Jackson, John Deans, David Kelly, Mia Neurhoft, Kathe Forrest and Michael Reynolds

Media Present:

Alyssa Faykus, Brenham Banner Press; Brette Kohring and Josh Blaschke, KWHI

- 1. Call Meeting to Order**
- 2. Invocation and Pledges to the US and Texas Flags – Mayor Milton Tate**
- 3. Citizens Comments**

There were no citizen comments.

REGULAR AGENDA

7. Discuss and Possibly Act Upon Upcoming Community Events and Authorize the Mayor to Execute Any Necessary Documentation

City Manager James Fisher presented this item. Fisher said that due to the increase in COVID-19 cases in Texas, Governor Abbot issued Executive Order No. GA-28 on June 26, 2020. The Executive Order provides that gatherings in excess of 100 people are prohibited unless the mayor of the city in which the gathering is held approves of the gathering.

Fisher noted that the City of Brenham has several community events scheduled within the next few months and the expected attendance at these events would be greater than 100 people; therefore, staff would like the Mayor and City Council's direction on moving forward with the planning of these events. The events include, but may not be limited to:

- 2020 Summer Concert Series (Hot Nights, Cool Tunes) – July 11,18, 25 and August 1
- 2020 Community Picnic – July 19
- Movies in the Park – July 16 and 30
- Summer Sip & Art Walk – August 8

A motion was made by Councilmember Kolby and seconded by Councilmember Saunders to postpone all community events until the fall.

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 Keith Herring	Yes
Councilmember Clint Kolby	Yes
Councilmember Adonna Saunders	Yes
Councilmember Albert Wright	Yes

10. Discuss and Possibly Act Upon the City of Brenham's COVID-19 (Coronavirus) Response and Recovery Efforts

- Citizens Request for City-Wide Mask Order
- Current Declaration of Local Disaster Dated April 30, 2020 (Resolution No. R-20-019)

City Manager James Fisher presented this item. Fisher explained that this item allows City Council to discuss and possibly take action on a mandatory mask order for the City of Brenham. Fisher noted that the City has received several e-mails and phone calls from concerned citizens requesting that Mayor Tate put a mandatory mask policy in place. Due to these requests, the Mayor would like to discuss this with the full City Council before taking any action and issuing an official order.

Several citizens addressed the Council about the mandatory mask policy with most citizens speaking out in opposition to such a policy. Councilmember Cantey stated that she is in favor of a mask policy, but also understands why many citizens are not. After further discussion it was the overall consensus of Council that they wanted to strongly urge all citizens to wear a mask.

A motion was made by Councilmember Herring and seconded by Councilmember Kolby that Resolution No. R-20-019 be amended to read that all individuals are strongly encouraged to wear face coverings in public settings, when around people who don't live in your household, or when unable to remain 6 feet away from others, and to further observe the face covering protocols designed to minimize the transmission and spread of COVID-19 as set forth in all applicable guidance from the Centers for Disease Control and Prevention ("CDC"), the Texas Department of State Health Services ("DSHS"), the Texas Division of Emergency Management ("TDEM"), and the Executive Orders issued by Texas Governor Greg Abbott.

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 Keith Herring	Yes
Councilmember Clint Kolby	Yes
Councilmember Adonna Saunders	Yes
Councilmember Albert Wright	Yes

CONSENT AGENDA

4. Statutory Consent Agenda

4-a. Minutes from the June 18, 2020 Regular City Council Meeting

4-b. Approve Three (3) Ground Space Lease Agreements with Todd Poehlmann for Hanger Spaces at the Brenham Municipal Airport and Authorize the Mayor to Execute Any Necessary Documentation

4-c. Approve Two (2) Ground Space Lease Agreements with Veruca Salt, LLC for Hanger Spaces at the Brenham Municipal Airport and Authorize the Mayor to Execute Any Necessary Documentation

4-d. Accept a Donation from The Fortnightly Club in the Amount of \$33,000.00 for the Nancy Carol Roberts Memorial Library and Authorize the Mayor to Execute Any Necessary Documentation

4-e. Award of Base Bid and Alternate No. 1 for City of Brenham Project No. 66C-10 Related to the Munz Lift Station and Force Main Improvements to J&D Construction in the Amount of \$285,000.00 and Authorize the Mayor to Execute Any Necessary Documentation

A motion was made by Councilmember Cantey and seconded by Councilmember Wright to approve the Statutory Consent Agenda Items 4-a. through 4-e. 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 Keith Herring	Yes
Councilmember Clint Kolby	Yes
Councilmember Adonna Saunders	Yes
Councilmember Albert Wright	Yes

PUBLIC HEARING AND ASSOCIATED ACTION ITEM

5. Public Hearing, Discussion and Possibly Act Upon an Ordinance on Its First Reading Amending Appendix A – “Zoning” of the Code of Ordinances of the City of Brenham Granting a Specific Use Permit to Allow an Accessory Dwelling Unit (ADU) in an R-2 Mixed Residential Use Zoning District on Property Addressed as 501 Crockett Street, and Further Described as Lot L1-A, Block E of the Woodlawn Heights Addition in Brenham, Washington County, Texas (Case Number P-20-025)

Mayor Tate opened the Public Hearing.

Project Planner Shauna Laauwe presented this item. Laauwe reported that Alexander and Mikayla Knight, owners of the property at 501 Crockett Street, are requesting a Specific Use Permit (SUP) to construct a detached accessory dwelling unit (ADU) intended to be utilized as a mother-in-law quarters addition. Laauwe explained that the property is zoned R-2, therefore a SUP is required in order for the applicants to build an ADU on the property.

Laauwe advised that staff believes there would be no adverse impacts to adjacent properties, and the proposed request aligns with the goals and land use policies established in the Comprehensive Plan. On June 22, 2020, the Planning and Zoning Commission voted unanimously to recommend approval of the SUP.

There were no citizen comments. Mayor Tate closed the Public Hearing.

A motion was made by Councilmember Kolby and seconded by Councilmember Cantey to approve an Ordinance on its first reading amending Appendix A – “Zoning” of the Code of Ordinances of the City of Brenham granting a Specific Use Permit to allow an Accessory Dwelling Unit (ADU) in an R-2 Mixed-Residential Use Zoning District on property addressed as 501 Crockett Street and further described as Lot L1-A, Block E of the Woodlawn Heights Addition in Brenham, Washington County, Texas (Case Number P-20-025).

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 Keith Herring	Yes
Councilmember Clint Kolby	Yes
Councilmember Adonna Saunders	Yes
Councilmember Albert Wright	Yes

REGULAR SESSION

6. **Discuss and Possibly Act Upon Resolution No. R-20-023 Adopting Updated and Revised Aviation Minimum Standards for the Brenham Municipal Airport**

A motion was made by Mayor Pro Tem Ebel and seconded by Councilmember Saunders to remove this item from the table.

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 Keith Herring	Yes
Councilmember Clint Kolby	Yes
Councilmember Adonna Saunders	Yes
Councilmember Albert Wright	Yes

Assistant City Manager – Public Services/Utilities Donald Reese presented this item. Reese explained that the proposed Resolution adopts revised Aviation Minimum Standards for the Brenham Municipal Airport. Reese explained that this item was tabled at the last meeting because several Councilmembers wanted more time to review.

Councilmember Herring asked for clarification of several items and requested the following changes to the document: (1) Add wording to Section 15.b to provide notices in writing; and (2) correct “Section 7” to read “Section 2” in Section 7.H. Herring also pointed out a few minor grammar/spelling errors; Reese advised that these changes would be made and presented to the City Attorney for final approval before having Mayor Tate sign the Resolution.

A motion was made by Mayor Pro Tem Ebel and seconded by Councilmember Saunders to approve Resolution No. R-20-023 adopting the updated and revised 2020 Aviation Minimum Standards for the Brenham Municipal Airport with the changes noted by Councilmember Herring and approved by the City Attorney.

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 Keith Herring	Yes
Councilmember Clint Kolby	Yes
Councilmember Adonna Saunders	Yes
Councilmember Albert Wright	Yes

8. Discuss and Possibly Act Upon Resolution No. R-20-025 Authorizing the Execution of an Agreement with TxDOT for the Temporary Closure of State Right-of-Way in Connection with the 2020 Brenham Community Picnic to be Held on July 19, 2020

No action taken on this item.

9. Discuss and Possibly Act Upon a Noise Variance in Connection with the 2020 Brenham Community Picnic to be Held from 4:00 p.m. to 8:00 p.m. on July 19, 2020 and Authorize the Mayor to Execute Any Necessary Documentation

No action taken on this item.

11. Administrative/Elected Officials Report

City Manager James Fisher reported on the following:

- Budget workshops on July 9th and July 15th have been cancelled. The only budget workshop will be held on July 16th, starting at 9:00 a.m. at the Barnhill Center.
- City facilities will be closed tomorrow for the July 4th holiday.

The meeting was adjourned.

Milton Y. Tate, Jr.

Mayor

Jeana Bellinger, TRMC, CMC

City Secretary

