

Brenham City Council Minutes

A regular meeting of the Brenham City Council was held on July 17, 2014 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 Gloria Nix
Councilmember Andrew Ebel
Councilmember Danny Goss
Councilmember Keith Herring
Councilmember Mary E. Barnes-Tilley

Members absent:

Councilmember Weldon Williams, Jr.

Others present:

City Manager Terry K. Roberts, Assistant City Manager Kyle Dannhaus, City Attorney Cary Bovey, City Secretary Jeana Bellinger, Deputy City Secretary Amanda Klehm, Susan Nienstedt, Wende Ragonis, Fire Chief Ricky Boeker, Police Chief Rex Phelps, Todd Jacobs, David Doelitsch, Angela Hahn, Development Services Director Julie Fulgham, Allen Jacobs, Kim Hodde, Public Works Director Dane Rau, Public Utilities Director Lowell Ogle, and Grant Lischka

Citizens present:

Alan Hutson

Media Present:

Arthur Hahn, Brenham Banner Press; Mark Whitehead, KWHI

- 1. Call Meeting to Order**
- 2. Invocation and Pledges to the US and Texas Flags – Councilmember Barnes-Tilley**
- 3. Citizens Comments**

There were no citizen comments.

CONSENT AGENDA

4. Statutory Consent Agenda

The Statutory Consent Agenda includes non-controversial and routine items that Council may act on with one single vote. A councilmember may pull any item from the Consent Agenda in order that the Council discuss and act upon it individually as part of the Regular Agenda.

4-a. Minutes from the June 19, 2014 and July 3, 2014 Regular City Council Meetings and June 26, 2014 Special City Council Meeting

A motion was made by Councilmember Barnes-Tilley and seconded by Councilmember Herring to approve the Statutory Consent Agenda Item 4-a.

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

Mayor Milton Y. Tate, Jr.	Yes
Mayor Pro Tem Gloria Nix	Yes
Councilmember Andrew Ebel	Yes
Councilmember Danny Goss	Yes
Councilmember Keith Herring	Yes
Councilmember Mary E. Barnes-Tilley	Yes
Councilmember Weldon Williams	Absent

REGULAR AGENDA

5. Discuss and Possibly Act Upon Resolution No. R-14-016 Adopting New Permit and Inspection Fees for the City of Brenham's Development Services, Code Enforcement, and Fire Marshal's Office

Development Services Director Julie Fulgham presented this item. Fulgham stated the Resolution is to adopt fees presented during a Work Session at the July 3rd Council meeting for building permits, mechanical permits, plumbing permits, electric permits, health inspections, and fire safety inspections, which will take effect on October 1, 2014.

A motion was made by Councilmember Herring and seconded by Councilmember Ebel to approve Resolution No. R-14-016 adopting new permit and inspection fees for the City of Brenham's Development Services, Code Enforcement, and Fire Marshal's Office

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

Mayor Milton Y. Tate, Jr.	Yes
Mayor Pro Tem Gloria Nix	Yes
Councilmember Andrew Ebel	Yes
Councilmember Danny Goss	Yes
Councilmember Keith Herring	Yes
Councilmember Mary E. Barnes-Tilley	Yes
Councilmember Weldon Williams	Absent

6. Discuss and Possibly Act Upon an Amendment No. 1 to the Airport Project Participation Agreement No. 13HGBRENM with TxDOT and Authorize the Mayor to Execute Any Necessary Documentation

Planning Technician Kim Hodde presented this item. Hodde stated this project was approved by TxDOT at an estimated cost of \$1,695,000 with the City of Brenham's share being approximately \$169,500; however, when the bids were received the cost increased by \$177,620 making the estimated cost of the project \$1,872,620 with the City's share being \$187,262. Hodde explained that Staff previously paid TxDOT \$169,510 thus leaving a balance due to TxDOT of \$17,752. Hodde advised that the City can use some of the funds currently budgeted for the remainder of the fencing at the airport to cover this deficit then complete the remainder of the fencing after October 1, 2014.

Mayor Tate questioned if this project was for the ten (10) hangars. Hodde stated yes, it is for ten (10) hangars, various access taxiways, and the installation of a new electrical vault. Mayor Tate questioned if the fencing was complete. Hodde explained that the fencing is about halfway finished. Mayor Tate questioned if the work was being completed in-house and if the money has already been appropriated. Hodde stated no, the work has been contracted out and yes, the funding has been appropriated through the RAMP Grant.

Councilmember Goss questioned who did the initial figures for this project, the City or TxDOT. Hodde explained that TxDOT worked with O'Malley Engineers, but it was done almost a year ago. Hodde stated that no quantities have changed. Hodde advised that the bids were spread out and some were \$400,000-\$500,000 more than anticipated. City Engineer Grant Lischka stated the City received five (5) bids for the project. Mayor Tate questioned if this was the lowest bidder. Hodde stated it was the lowest qualified bidder.

A motion was made by Councilmember Barnes-Tilley and seconded by Councilmember Ebel to approve Amendment Number 1 to the Airport Project Participation Agreement between the City of Brenham and TxDOT (13HGBRENM) for the construction of a 10-unit T-hangar development, various access taxiways and installation of a new electrical vault at the Brenham Municipal Airport 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 Gloria Nix	Yes
Councilmember Andrew Ebel	Yes
Councilmember Danny Goss	Yes
Councilmember Keith Herring	Yes
Councilmember Mary E. Barnes-Tilley	Yes
Councilmember Weldon Williams	Absent

7. Discuss and Possibly Act Upon Resolution No. R-14-017 Authorizing the Acceptance of TxDOT's Selective Traffic Enforcement Program (STEP) Grant for the Period of October 1, 2014 through September 30, 2015 for the Police Department and Authorize the Mayor to Execute Any Necessary Documentation

Police Chief Rex Phelps presented this item. Phelps stated that this grant funds police officers to enforce speeding violations in specific areas. Phelps explained the funds make it possible for this department to be proactive in terms of preventing traffic accidents because it reimburses the city for overtime hours expended for the specific purposes above. Phelps explained the actual reimbursement amount the city is eligible for is \$36,270.00. Phelps advised that there is a matching requirement in the amount of \$14,813.46; however, the STEP enforcement generates significant revenue to negate this con.

Mayor Tate questioned the amount of the grant. Phelps explained the grant is for up to \$36,270.00 to be reimbursed for overtime; however, there are matching requirements where the Police Department is required to put in \$14,813.46. Councilmember Goss questioned if there has always been a matching requirement for this grant. Phelps explained yes, the matching requirement has been a part of the grant from the beginning.

Mayor Tate questioned if there is a requirement on tickets. Phelps stated there is no ticket requirement, but must show activity. Councilmember Goss questioned if the grant was only 60 days. Phelps stated no, it is for one year.

A motion was made by Mayor Pro Tem Nix and seconded by Councilmember Goss to approve Resolution No. R-14-017 accepting the STEP Grant in the amount of \$51,083.46 for the period October 1, 2014 thru September 30, 2015 for the Police 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 Gloria Nix	Yes
Councilmember Andrew Ebel	Yes
Councilmember Danny Goss	Yes
Councilmember Keith Herring	Yes
Councilmember Mary E. Barnes-Tilley	Yes
Councilmember Weldon Williams	Absent

Council adjourned into Executive Session at 1:15pm.

EXECUTIVE SESSION

- 8. Section 551.071 – Consultation with Attorney – Consultation with City Attorney Regarding a Substandard Building Located at 209 South Market Street, Brenham, Texas, said Property also Described as Noel’s Addition, Lot 1C in a Deed Recorded in Volume 1167, Page 717 of the Official Records of Washington County**

Executive Session adjourned at 1:40pm.

RE-OPEN REGULAR AGENDA

- 9. Discuss and Possibly Act Upon Authorizing the City Attorney to Pursue All Available Legal Remedies, Proceedings and Relief on Behalf of the City of Brenham, Texas Against All Appropriate Persons and/or Entities Regarding a Substandard Building Located at 209 South Market Street, Brenham, Texas, said Property also Described as Noel’s Addition, Lot 1C in a Deed Recorded in Volume 1167, Page 717 of the Official Records of Washington County**

There was no discussion on this item.

A motion was made by Councilmember Herring and seconded by Councilmember Ebel to approve the authorization of the City Attorney to pursue all available legal remedies, proceedings and relief on behalf of the City of Brenham, Texas against all appropriate persons and/or entities regarding a substandard building located at 209 South Market Street, Brenham, Texas, said property also described as Noel’s Addition, Lot 1C in a Deed Recorded in Volume 1167, Page 717 of the Official Records of Washington County.

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

Mayor Milton Y. Tate, Jr.	Yes
Mayor Pro Tem Gloria Nix	Yes
Councilmember Andrew Ebel	Yes
Councilmember Danny Goss	Yes
Councilmember Keith Herring	Yes
Councilmember Mary E. Barnes-Tilley	Yes
Councilmember Weldon Williams	Absent

10. Administrative/Elected Officials Report

City Manager Terry Roberts reported on the following:

- Budget books will be ready tomorrow
- Budget Workshops will be Monday and Thursday next week beginning at 8:30am. There will be a continental breakfast served at 8:00am.

Police Chief Rex Phelps reported on the following:

- The Animal Shelter is in the fundraising stage and has already raised \$700,000 in donations. They anticipate and have been told they will receive more donations soon. Phelps is hoping the remainder of the needed donations will come in before the 1st of August so that they will stay on track with their timeline.

City Manager Terry Roberts reported on the following:

- The Library Advisory Board met yesterday and the Nancy Carol Roberts Memorial Library is in the process of getting the funds to the City by cashing in stocks and bonds, which is about \$70,000 over the \$1.5 million needed.
- The Executive Session on the Simon Center may be another month away because Staff has been tied up with Budget and ILAs.
- Council will need another ILA meeting to get ready for the transition.
- A Communications Supervisor has been hired.

Mayor Pro Tem Nix questioned if the County will keep our personnel. Dannhaus explained that as far as they know, they will be taking all of the employees that are willing to go, which is all of them, but it could change as the transition gets closer.

Development Services Director Julie Fulgham stated this Saturday will be the 3rd Hot Nights, Cool Tunes Downtown starting at 7:00pm.

Councilmember Herring stated that Taylor is on his way home and his 2nd grandchild is due on July 30th.

The meeting was adjourned.

Milton Y. Tate, Jr.
Mayor

Jeanne Bellinger, TRMC
City Secretary

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