

Brenham City Council Minutes

A regular meeting of the Brenham City Council was held on December 3, 2015 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
Councilmember Weldon Williams, Jr.

Members absent:

None

Others present:

City Manager Terry Roberts, Assistant City Manager of General Government Rex Phelps, City Attorney Cary Bovey, City Secretary Jeana Bellinger, Deputy City Secretary Kacey Weiss, Assistant City Manager-Chief Financial Officer Carolyn Miller, Stacy Hardy, Susan Nienstedt, Sara Parker, Director of Community Services Wende Ragonis, Crystal Locke, Andria Heiges, Jennifer Eckermann, Fire Chief Ricky Boeker, Police Chief Craig Goodman, Dant Lange, Chris Jackson, Trey Gully, Public Works Director Dane Rau, Casey Redman, Assistant City Manager of Public Utilities Lowell Ogle, Development Services Manager Erik Smith, Pam Ruenke, Angela Hahn, Betty Thiel, Stephen Draehn, Seth Klehm, Lloyd Powell, Justin Schiller, Kevin Mertz, Clint Kolby and Page Michel

Citizens present:

Amanda Klehm, Tinley Klehm, Aiden Klehm, Anthony Smith, Pastor Johnnie Williams, Judson Hall, Uri Geva, Colby Street, Johanna Fatheree, Sam Larkin, Barry Larkin and Lynne Larkin

Media Present:

Arthur Hahn, Brenham Banner Press; Caitlin Hahn, Brenham Banner Press; and Mary-Janet Reyes, KWHI

1. **Call Meeting to Order**
2. **Invocation and Pledges to the US and Texas Flags – Pastor Johnnie Williams**
3. **Special Recognitions**

3-a. Police Department Promotions & Badge Pinning

- Justin Schiller – Promoted to Patrol Sergeant, pinned by his fiancée
- Seth Klehm – Promoted to Patrol Sergeant, pinned by his wife
- Lloyd Powell – Promoted to Administrative Captain, pinned by his wife

Police Chief Goodman thanked each officer for their hard work and dedication to their jobs and assured Council that each one is ready to take on the responsibilities of their new position.

3-b. Service Recognitions

- Betty Thiel, Library 30 Years

4. **Citizens Comments**

There were no citizen comments.

CONSENT AGENDA

5. **Statutory Consent Agenda**

5-a. Ordinance No. O-15-033 on Its Second Reading Authorizing the Placement of Stop Signs on Apache Drive and Cheyenne Drive at Their Intersections with South Chappell Hill Street

5-b. Ordinance No. O-15-034 on Its Second Reading Amending the Rate Tariff Schedule(s) for the City of Brenham Citizen’s Collection Station

A motion was made by Councilmember Barnes-Tilley and seconded by Councilmember Herring to approve the Statutory Consent Agenda Items 5-a. and 5-b. 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 Gloria Nix	Yes
Councilmember Andrew Ebel	Yes
Councilmember Danny Goss	Yes
Councilmember Keith Herring	Yes
Councilmember Mary E. Barnes-Tilley	Yes
Councilmember Weldon Williams	Yes

WORK SESSION

6. Discussion and Presentation by Brazos Valley Bombers Baseball Concerning Their Organization, Activities, and Proposal to Utilize Fireman's Park Baseball Complex

Assistant City Manager of General Government Rex Phelps presented this item. Phelps stated that Uri Geva, the owner and founder of the Brazos Valley Bombers Baseball Team, requested that he be allowed to give a presentation to Council to introduce the Bombers and their wish to use Fireman's Park in the future.

Geva explained that the Bomber's season would consist of 30 games and those would be played Tuesday thru Sunday. Mayor Tate asked how they would be playing the games if there was already a tournament scheduled at the field. Geva stated that he would work with Public Works Director Dane Rau on scheduling of the games. Councilmember Ebel asked when the season starts and ends. Geva stated their season is from the last weekend in May until mid-August.

Geva explained that the Bombers also participate in various community outreach programs and all of the players are collegiate athletes that come from all over the world. Geva stated the team consists of 30 athletes and they would be living with host families. Geva noted that the games are not just about baseball, but include fun activities for families to participate in.

Geva advised that by bringing a team to this area it would greatly impact the sales tax, hotel tax and media coverage of Brenham. Geva stated that ticket prices are \$5.00 to \$15.00 and the organization would like to operate both a beer and concession stand during the games.

Geva explained that his organization would like to buy any of the signs around the field that are not sold. Geva advised that by them purchasing the left over signs, they would be supporting the City and would not pay any facility rental or field reservation fees for the first 5 years. Geva noted that the organization's economic impact would be greater than any amount of fees the City could collect from them.

Councilmember Herring asked if the organization owns the field in Bryan that the Bombers play on. Geva stated that they lease the field from the City, but are responsible for all maintenance issues.

Councilmember Goss questioned if there was any other areas besides the baseball field that they would like access to. Geva stated that the organization would like access to the pavilion and the war memorial stone area for pre-game activities. Geva advised that they would also work closely with city staff on reserving these additional areas, when needed.

Mayor Tate instructed staff to continue to work with the Bomber's organization and bring back additional information on the matter in a future Council meeting.

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

Clint Kolby presented this item. Kolby 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 and payroll criteria are being met. This year, the Committee reviewed the following companies for compliance: Advanced Data Storage, Stanpac, QuestVapco, Blue Bell Creameries, Valmont Industries, Longwood Elastomers, MIC Group, Brazos Valley Brewing Company, PPE/GSL and Tempur Sealy. Kolby noted that the Committee has verified that all ten companies are in compliance with the criteria set forth in the Tax Phase-In Policy.

REGULAR AGENDA

8. Discuss and Possibly Act Upon Resolution No. R-15-035 Re-Adopting the Guidelines and Criteria for Granting Tax Phase-In in a Reinvestment Zone Created in the City of Brenham

City Manager Terry Roberts stated that a committee of the Council will be appointed to review the agreement and recommend any possible changes.

Roberts recommended this item be passed until the committee has had a chance to meet.

9. Discuss and Possibly Act Upon Resolution No. R-15-036 Authorizing the Submission of a Grant Application to the Office of the Governor Criminal Justice Division, Body-Worn Camera Program for a Digital Storage Server for Body Camera Recordings for the City of Brenham's Police Department

Police Chief Craig Goodman presented this item. Goodman advised that the Criminal Justice Division of the Governor's Office announced a Body-Worn Camera Grant program. Goodman stated the program offers funding to aid municipal police departments in establishing or enhancing body-worn camera (BWC) programs. Goodman noted that the monies allocated in the FY2015-16 budget were for the purchase of body cameras and digital storage systems; however, if his department is awarded the grant funding the budgeted funds could be reallocated to other things.

A motion was made by Councilmember Goss and seconded by Councilmember Ebel to approve Resolution No. R-15-036 authorizing the submission of a grant application to the State of Texas, Criminal Justice Division, for a digital storage server for body camera recordings for the City of Brenham's Police Department.

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	Yes

10. Discuss and Possibly Act Upon Bid No. 16-002 for the Purchase of a 53 Foot Aluminum Refuse Trailer and Authorize the Mayor to Execute Any Necessary Documentation

Public Works Director Dane Rau presented this item. Rau advised that on November 17, 2015, the Purchasing Department opened bids for the purchase of an aluminum refuse trailer. Rau stated that bids were sent to 4 manufactures with one bid received. Travis Body and Trailer was the only bid received and met all bid specifications.

Rau explained that during the 2015-16 budget process, \$68,000 was budgeted for this trailer. Rau stated that the new trailer would replace a 2004 Star refuse trailer, the oldest and last steel-made trailer in the city's fleet.

A motion was made by Mayor Pro Tem Nix and seconded by Councilmember Williams to approve Bid No. 16-002 to Travis Body and Trailer in the amount of \$68,534.00 for a 53 foot aluminum refuse trailer 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	Yes

11. Discuss and Possibly Act Upon Bid No. 16-003 for the Purchase and Installation of a 40 Ton HVAC Unit for City Hall and Authorize the Mayor to Execute Any Necessary Documentation

Public Works Director Dane Rau presented this item. Rau advised that on November 10, 2015, bids were opened for the purchase and installation of a 40 ton HVAC unit for City Hall. Rau noted there were 8 bids sent out with 5 bids received. Rau stated the lowest bidder was Lakeway Air Conditioning at \$48,710.00.

Rau explained that this unit is a direct replacement for the 2003 Carrier HVAC Unit that controls the 1st Floor East Wing of City Hall where Utility Billing is located. Rau stated this replacement was budgeted for in the 2014-15 budget at a cost of \$45,000.

A motion was made by Councilmember Barnes-Tilley and seconded by Councilmember Ebel to approve Bid No. 16-003 to Lakeway Air Conditioning in the amount of \$48,710.00 for the purchase and installation of a 40-ton HVAC unit for City Hall 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	Yes

12. Discuss and Possibly Act Upon the Formation and Organization of a Non-Profit Corporation Benefitting Community Projects and Programs of the City of Brenham

Director of Community Services Wende Ragonis presented this item. Ragonis explained that during the August 27, 2015 Council meeting, Staff presented the opportunity to develop a 501(c)(3) non-profit charitable entity to provide a process for the City to receive, accept, hold, invest, reinvest or administer gifts, grants or bequests of money or property of any sort or nature to be used to actively promote community projects and programs which preserve, foster and enhance the economic and social well-being of the community of Brenham.

A motion was made by Councilmember Herring and seconded by Mayor Pro Tem Nix to approve the formation and organization of a Non-Profit Corporation benefitting community projects and programs of the City of Brenham with the stipulation that any changes to the corporate structure would have to be approved by the City Council.

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	Yes

13. Discuss and Possibly Act Upon an Economic Development Services Agreement between the City of Brenham, the Brenham Community Development Corporation (BCDC), and the Economic Development Foundation of Brenham, Inc. and Authorize the Mayor to Execute Any Necessary Documentation

City Manager Terry Roberts presented this item. Roberts advised that the Economic Development Foundation of Brenham, Inc. (EDF) has been this community's lead agency for economic development recruitment and retention for more than 60 years. Roberts explained that their emphasis has been almost exclusively directed at industrial development. Roberts stated that retail has not been their focus. Roberts advised that the EDF believes that retail recruitment should now receive greater emphasis than in the past while still continuing their work in industrial recruitment and retention. Roberts added that the EDF has expressed a willingness to add that responsibility to their job description. Roberts added that Staff has been working for the past year on updating the City's contract with the EDF as it has not been updated since 1999.

Roberts stated that a group of eleven representatives from the City, the Brenham Community Development Corporation (BCDC) Board and EDF has met several times during the past year to develop and recommend a new economic development services agreement. Roberts explained that this group drafted the update under a working title of the Greater Brenham Economic Development Alliance (Alliance).

Roberts explained that Section 1 of the agreement outlines the role of the Alliance and the types of activities in which the Alliance members would be involved. Section 2 provides a more detail job description of the work of the EDF than was outlined in the 1999 agreement. Roberts stated that it requires that EDF prepare an annual strategic economic development work plan for both industrial and retail development by April 1st of each year. Section 3 establishes April 1st each year as the anniversary date of the economic development services agreement. Roberts explained that it will automatically renew each year on that date unless any of the three parties give 90 day written notice of termination.

Roberts advised that the EDF approved the agreement on November 10th and the BCDC approved it on November 17th.

Councilmember Goss questioned the termination clause. Mayor Tate explained that a ninety day written notice of termination must be given. Tate stated that the anniversary date is April 1st of each year. Tate advised that if the contract needed to be terminated, written notice must be given on or before January 1st.

A motion was made by Councilmember Goss and seconded by Mayor Pro Tem Nix to approve the Economic Development Services Agreement between the City of Brenham, the Brenham Community Development Corporation (BCDC), and the Economic Development Foundation of Brenham, Inc., authorize the Mayor to approve any minor changes to the agreement as needed, 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	Yes

14. Discuss and Possibly Act Upon an Interlocal Agreement Between the City of Brenham and Washington County for Sanitation Services at the Citizen's Collection Station

City Manager Terry Roberts presented this item. Roberts advised that this item was passed at the November 19, 2015 meeting due to some changes needing to be made with the County related to the Spring Clean-Up wording. Roberts stated that the minor wording changes are reflected in the agreement. Roberts noted that all new rates are scheduled for implementation January 1, 2016.

A motion was made by Councilmember Herring and seconded by Councilmember Barnes-Tilley to approve the Interlocal Agreement between the City of Brenham and Washington County for sanitation services at the Citizen's Collection Station.

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	Yes

15. Discuss and Possibly Act Upon Recommendations for Appointments to Various City Advisory Boards

City Manager Terry Roberts presented this item. Roberts discussed the appointments and re-appointments requested. Roberts stated that according to the City's policy, the Mayor and City Manager are to review the board appointments and offer a recommendation to the City Council. The recommendations to the Council were as follows:

Airport Advisory Board:

Brent Nedbalek
Bryan Butler
Mark Whitehead

Board of Adjustments:

MaLisa Hampton
Arlen Thielemann

Building Standards Commission:

Jason Kiemsteadt
Lloyd Pieper

Brenham Community Development Corporation:

Atwood Kenjura
Darrell Blum
David Cone
Charles Moser

Brenham Housing Authority:

John Harris
Ray Daugbjerg

Library Advisory Board:

Keith Herring
Meg Cone
Alana Winkleman (Fortnightly Club Appointee)

Planning and Zoning Commission:

Charlie Pyle
Nancy Low
Deanna Alfred

Roberts noted that additional members are still needed for the Main Street Board, Parks and Recreation Advisory Board and a tenant appointment for the Brenham Housing Authority. These recommendations will be brought back to Council at a later date.

A motion was made by Councilmember Barnes-Tilley and seconded by Mayor Pro Tem Nix to approve the recommended for appointments to various city advisory boards, 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 Gloria Nix	Yes
Councilmember Andrew Ebel	Yes
Councilmember Danny Goss	Yes
Councilmember Keith Herring	Yes
Councilmember Mary E. Barnes-Tilley	Yes
Councilmember Weldon Williams	Yes

16. Administrative/Elected Officials Report

Director of Community Services Wende Ragonis reported on the following:

- Update about the Christmas Stroll activities
- Santa will be visiting the Library on December 15th
- Santa will be at Walk with a Doc on December 19th
- The Library Gala raised an estimated \$65,000 and there was 159 guests in attendance
- Concrete will be poured tomorrow at 9:00 a.m. for the Library expansion

City Manager Terry Roberts reported on the following:

- Reception honoring the police department promotions will be held today at the Police Department from 4:00-5:00
- The Fire Department will have their Christmas party on Saturday, December 5th
- The Belle Towers project is making progress on its completion

Police Chief Craig Goodman reported on the following:

- Passed around the dais a handout with the new design for the Police Department vehicles

The meeting was adjourned.

Milton Y. Tate, Jr.
Mayor

Kacey A. Weiss
Deputy City Secretary