

## **Brenham City Council Minutes**

A regular meeting of the Brenham City Council was held on June 2, 2016 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, City Attorney Cary Bovey, City Secretary Jeana Bellinger, Deputy City Secretary Kacey Weiss, Assistant City Manager – Chief Financial Officer Carolyn Miller, Director of Community Services Wende Ragonis, Crystal Locke, Jennifer Eckermann, Fire Chief Ricky Boeker, Police Chief Craig Goodman, Public Works Director Dane Rau, Assistant City Manager of Public Utilities Lowell Ogle, Development Services Manager Erik Smith, Kim Hodde, Lori Lakatos and Judson Hall

### Citizens present:

Darron Smith, Robbie Gail Charette and Clint Kolby

### Media Present:

Arthur Hahn, Brenham Banner Press; Caitlin Hahn, Brenham Banner Press; and Codi Rynn, KWHI

- 1. Call Meeting to Order**
- 2. Invocation and Pledges to the US and Texas Flags – Councilmember Ebel**

**3. Citizens Comments**

There were no citizen comments.

Mayor Tate addressed the public regarding the recent storm and loss of life and property. Tate also thanked city staff and Faith Mission for all of their help.

**CONSENT AGENDA**

**4. Statutory Consent Agenda**

**4-a. Ordinance No. O-16-014 on Its Second Reading Amending Section 21-3, Definitions and Section 21-7, Variances, of the Code of Ordinances of the City of Brenham**

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

**5. Discussion and Presentation Related to the 2014 Annexation of 0.5 Acres of Land Along State Highway 36 into the City of Brenham**

This item was passed, and no discussion, presentation or action occurred with regard to this item.

## **PUBLIC HEARING**

**6. Public Hearing Considering an Amendment of Appendix A – “Zoning” of the Code of Ordinances of the City of Brenham Granting a Specific Use Permit to Grady Hardeman, Jr. to Allow for a Church and Related Auxiliary Uses on Property Located at 515 Martin Luther King Jr. Parkway in an R-2, Mixed Residential Zoning District, and Being Described as Part of Lot 89 of the James A. Wilkins Addition, West Block in Brenham, Washington County, Texas**

Mayor Tate opened the Public Hearing.

Development Services Manager Erik Smith presented this item. Smith explained that Grady Hardeman has requested a special use permit (SUP) for Wilkins, J-West Blk, Lot 89 which is addressed as 515 Martin Luther King Jr. Parkway to allow him to have a church and auxiliary uses including philanthropic and educational facility. Smith advised that the building is currently vacant. Smith stated that site plans and updates to the building will be submitted to Staff after the applicant knows if the use will be permitted or not.

Smith noted that the re-zoning of this property complies with the City’s comprehensive plan and the thoroughfare plan. Smith stated that there were two residents who voiced concern about this request at the Planning and Zoning Commission public hearing.

Citizen Darron Smith stated that he is fine with the building becoming a church, but he is concerned about parking around the building.

Councilmember Goss questioned how long the SUP will be effective. City Attorney Cary Bovey stated that Staff could add time requirements to the Ordinance if that is what Council wanted to do.

Councilmember Williams stated that he thought Mr. Hardeman or someone familiar with the project should be present to discuss what is proposed for the building and to answer any questions.

## **REGULAR SESSION**

**7. Discuss and Possibly Act Upon an Ordinance on Its First Reading Granting a Specific Use Permit to Grady Hardeman, Jr. to Allow for a Church and Related Auxiliary Uses on Property Located at 515 Martin Luther King, Jr. Parkway in an R-2, Mixed Residential Zoning District, and Being Described as Part of Lot 89 of the James A. Wilkins Addition, West Block in Brenham, Washington County, Texas**

A motion was made by Councilmember Barnes-Tilley and seconded by Councilmember Ebel to table Item 7.

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

**8. Discuss and Possibly Act Upon the Acceptance of a Donation in the Amount of \$50,000.00 to the Brenham Police Department and Authorize the Mayor to Execute Any Necessary Documentation**

Police Chief Craig Goodman presented this item. Goodman explained that Robbie Gail Charette has offered a donation of \$50,000.00 to assist in needed training, equipment and canine costs. Goodman stated Staff will be purchasing an infrared system and special equipment that will benefit several areas within the department.

Mayor Tate thanked Robbie Gail Charette for her generosity.

A motion was made by Councilmember Herring and seconded by Councilmember Goss to accept a donation in the amount of \$50,000 to the Brenham 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	Yes

**9. Discuss and Possibly Act Upon a One Year Contract Extension, in Accordance with Bid No. 15-007, for Bulk Water Treatment Chemicals and Authorize the Mayor to Execute Any Necessary Documentation**

Assistant City Manager of Public Utilities Lowell Ogle presented this item. Ogle stated that in 2015 Staff awarded a contract to Univar USA, Inc. for a one year supply of Caustic Soda to be delivered to the water treatment plant. Ogle stated the original contract allowed for two one-year renewals. Ogle advised that Univar has agreed to honor the same pricing of \$190.00 per liquid ton and the estimated total amount of Caustic Soda is 300 tons per year.

A motion was made by Councilmember Barnes-Tilley and seconded by Councilmember Ebel to approve the first one year extension of the contract, in accordance with Bid No. 15-007, for Caustic Soda to Univar USA, Inc. in the amount of \$190.00 per liquid ton 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

**10. Discuss and Possibly Act Upon a Ground Space Lease Agreement with Patrick and Deanna Murray for Hangar Space at the Brenham Municipal Airport and Authorize the Mayor to Execute Any Necessary Documentation**

Planning Technician Kim Hodde presented this item. Hodde explained that Randall Reed sold his hangar (3311 Aviation Way) to Patrick and Deanna Murray and therefore, a new lease agreement needs to be executed with Mr. and Mrs. Murray. Hodde advised that execution of this lease agreement with the Murrays will cancel the previous agreement with Randall Reed.

A motion was made by Councilmember Herring and seconded by Councilmember Ebel to approve a ground space lease agreement with Patrick and Deanna Murray for hangar space 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	Yes

**11. Discuss and Possibly Act Upon the Purchase of Replacement Light Poles and Fixtures for the Blue Bell Aquatic Center and Authorize the Mayor to Execute Any Necessary Documentation**

Director of Community Services Wende Ragonis presented this item. Ragonis explained that these lighting fixtures began to show signs of failure at the base structure, which prompted Staff to inspect each pole. Ragonis stated that after the inspections, it was determined that the light fixtures needed to be immediately removed and replaced this budget year. Ragonis noted that funding for this purchase will be allocated from \$177,772 of the five (5) days of R & R (renovations and replacements) fund.

Councilmember Barnes-Tilley asked what the time frame is to have them installed. Ragonis stated it would take approximately six to eight weeks.

Councilmember Williams questioned if there will be any extra work involved to getting them installed. Public Works Director Dane Rau stated that the city maintenance department can do all of the work.

A motion was made by Councilmember Herring and seconded by Councilmember Barnes-Tilley to approve the purchase of replacement light poles and fixtures for the Blue Bell Aquatic Center to Dealers Electrical Supply in the amount of \$31,710 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 a Request for a Noise Variance in Connection with the 2016 Downtown Summer Concert Series (Hot Nights, Cool Tunes) to be Held from 3:00 p.m. to 11:00 p.m. on July 9, 16, 23 and 30, 2016 and Authorize the Mayor to Execute Any Necessary Documentation**

Deputy City Secretary Kacey Weiss presented this item. Weiss explained that the City of Brenham Community Programs submitted a request for a Noise Variance for the 4-night concert series this year. The dates and times include Saturday, July 9; Saturday, July 16; Saturday, July 23; and Saturday, July 30, 2016; from 3:00 p.m. (when sound set-up begins) to 11:00 p.m. Weiss stated there will be bands using sound amplification systems.

A motion was made by Councilmember Barnes-Tilley and seconded by Mayor Pro Tem Nix to approve a request for a noise variance in connection with the 2016 Downtown Summer Concert Series (Hot Nights, Cool Tunes) to be held from 3:00 P.M. to 11:00 P.M. on July 9, 16, 23 and 30, 2016 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

**13. Discuss and Possibly Act Upon Resolution No. R-16-017 Authorizing Execution of an Agreement with TxDOT for the Temporary Closure of State Right-of-Way in Connection with the 2016 Downtown Summer Concert Series (Hot Nights, Cool Tunes) to be Held on July 9, 16, 23 and 30, 2016**

Community Services Specialist Crystal Locke presented this item. Locke explained that the Downtown Summer Concert Series (Hot Nights, Cool Tunes) is hosted by the City of Brenham and sponsored by local businesses. Locke advised that this year's concerts will be held on July 9, 16, 23, and 30, 2016 from 7:00 p.m. – 10:00 p.m. Locke noted that one lane of Alamo Street between Park Street and Market Street will be closed beginning at 2:30 p.m. for stage setup. Locke stated that both lanes of Alamo Street will be closed between Austin Street and Market Street from 4:30 p.m. to 11:30 p.m.

Councilmember Goss questioned what can be done about the vehicles that are still parked in the closed area once the streets have been blocked off and if Staff allowed to remove the vehicles. Police Chief Goodman stated that is not a violation and he could not recommend towing the vehicles without having an ordinance in place. Locke stated that she will place signs in the downtown area requesting that vehicles be removed by a certain time.

A motion was made by Councilmember Williams and seconded by Mayor Pro Tem Nix to approve Resolution No. R-16-017 authorizing execution of an agreement with TxDOT for the temporary closure of state right-of-way in connection with the 2016 Downtown Summer Concert Series (Hot Nights, Cool Tunes) to be held on July 9, 16, 23 and 30, 2016.

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. Administrative/Elected Officials Report**

City Manager Terry Roberts reported on the following:

- The special Council meeting is tentatively scheduled for June 7<sup>th</sup> but could possibly not be needed if area is declared a disaster by the Federal Government
- TxDOT will be repairing Park Street and their contractors should begin work in the next few days

Emergency Management Coordinator Ricky Boeker reported on the following:

- The Emergency Operations Center is currently at Level 1, but they are continuing to monitor the weather closely

Director of Community Services Wende Ragonis reported on the following:

- Movies at the Park has been cancelled for tonight and will be re-scheduled for June 23rd
- The walking trail at Hohlt Park is closed due to storm damage

Councilmember Barnes-Tilley thanked city staff for their hard work during the storms.

City employee Kim Hodde publically thanked Ricky Boeker and the fire department for helping to rescue her father-in-law while trapped in flood water.

The meeting was adjourned.

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Milton Y. Tate, Jr.  
Mayor

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Jeana Bellinger  
City Secretary, TRMC