

Brenham City Council Minutes

A regular meeting of the Brenham City Council was held on September 20, 2018 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

Members absent:

Position 5 - Vacant

Others present:

City Manager James Fisher, City Attorney Cary Bovey, City Secretary Jeana Bellinger, Deputy City Secretary I Kacey Weiss, Deputy City Secretary II Karen Stack, Assistant City Manager – Chief Financial Officer Carolyn Miller, Comptroller Stacy Hardy, Human Resources Director Susan Nienstedt, Debbie Gaffey, Director of Tourism and Marketing Jennifer Eckermann, Crystal Locke, Fire Chief Ricky Boeker, Police Chief Allwin Barrow, Public Works Director Dane Rau, Assistant City Manager of Public Utilities Lowell Ogle, Development Services Director Lori Lakatos, Stephanie Doland, Kim Hodde, Kevin Boggus and Todd Ashorn

Citizens present:

Tiffany Morisak, Luis Nunez and Hal Moorman

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 Wright**

3. **Proclamation**
 - **Constitution Week**
4. **Citizens Comments**

There were no citizen comments.

CONSENT AGENDA

5. Statutory Consent Agenda

- 5-a. **Minutes from the August 2, 2018 Regular City Council Meeting and August 6, 2018 Special City Council Meeting**
- 5-b. **Ordinance No. O-18-009 on Its Second Reading for the Creation of Reinvestment Zone Number 43 Requested by Stanpac USA/Brenham Bartons, Inc. for Commercial Tax Phase-In Incentive on a Certain 3.687 Acre Tract or Parcel of Land out of the A. Harrington Survey, A-55, Lying Within Wilson's Addition and Being a Portion of Tracts 3 and 4 Called 9.152 Acres and Tract 10 Called 10,360 sq. ft., Being Located at 801 Mangrum St., Brenham, Texas, with Boundaries Further Described in Exhibit "A" of the Ordinance Creating Reinvestment Zone 43, and Designating This Property as Qualifying for Tax Phase-In**
- 5-c. **Ordinance No. O-18-010 on Its Second Reading for the Creation of Reinvestment Zone Number 44 Requested by MIC Group, LLC for Commercial Tax Phase-In Incentive on a Certain 16.291 Acre Tract or Parcel of Land Being Comprised of Lot 1, Industrial Park of Brenham as Recorded in Plat Slide 190-A and B of the Plat Records of Washington County (P.R.W.C.) and Lot 5, Brenham Business Center, Phase I, as Shown on the Boundary Line Adjustment Plat Recorded in Plat Slide 425-A (P.R.W.C.), Being Located at 3140 S. Blue Bell Rd., Brenham, Texas, with Boundaries Further Described in Exhibit "A" of the Ordinance Creating Reinvestment Zone 44, and Designating This Property as Qualifying for Tax Phase-In**
- 5-d. **Ordinance No. O-18-011 on its Second Reading for the Creation of Reinvestment Zone Number 45 Requested by MIC, Group, LLC for Commercial Tax Phase-In Incentive on a Certain 7.170 Acre Tract or Parcel of Land Being Situated in the City of Brenham, Washington County, Texas, part of the Phillip Coe Survey, A-31, Being Located at 1801 Industrial Blvd., Brenham, Texas, with Boundaries Further Described in Exhibit "A" of the Ordinance Creating Reinvestment Zone 45, and Designating This Property as Qualifying for Tax Phase-In**

A motion was made by Councilmember Goss and seconded by Councilmember Cantey to approve the Statutory Consent Agenda Items 5-a. through 5-d. 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
At Large, Position 5	Vacant

WORK SESSION

6. Presentation and Discussion Regarding Updates to Chapter 21, Signs, of the Code of Ordinances for the City of Brenham

Development Services Director Lori Lakatos presented this item. Lakatos presented a PowerPoint presentation to discuss revisions to the sign ordinance. The presentation included the types of signage and history of signage discussion.

Lakatos also addressed Council's direction to staff. Lakatos explained that if Council were amenable, staff would like to discuss the signage for the B3 and B4 Zoning Districts with the Main Street Board for a recommendation. Lakatos stated that once the draft sign ordinance is ready, staff would present it to the Planning and Zoning Commission for a recommendation prior to bringing it to Council for consideration.

Councilmember Goss stated that he would like the draft sign ordinance to be reviewed by a Council sub-committee before it goes to the Planning and Zoning Commission.

PUBLIC HEARING

7. Discussion and Receipt of Input Related to a Possible Grant Application to Texas Parks and Wildlife for the Local Parks Non-Urban Outdoor Grant Program for the Proposed Brenham Family Park (Phase I(a)) as Outlined in the City of Brenham's 2015-2025 Parks, Recreation and Open Spaces Master Plan

Mayor Tate opened the Public Hearing.

Public Works Director Dane Rau presented this item. Rau explained that the Texas Parks and Wildlife Department (TPWD) offers the Local Park Grant Program that consists of five individual programs that assist local government with the acquisition and/or development of public recreation areas and facilities throughout the State of Texas. Rau stated that all grant assisted sites must be dedicated as parkland in perpetuity, properly maintained and open to the public. Rau advised that this grant, if awarded, would align with the City's goals and objectives outlined in our 2015-2025 Parks, Recreation, and Open Spaces Master Plan for the construction of Phase I(a) of the Brenham Family Park.

Rau noted that in accordance with Executive Order 11988 (Floodplain Management) and Executive Order 11990 (Protection of Wetlands), this Public Hearing to receive citizen input regarding the possible environmental impact of building within the floodplain is required since a portion of the proposed Brenham Family Park is located within the 100-year floodplain.

Councilmember Cantey stated that some nearby property owners are concerned about the wildlife in that area.

There were no citizen comments.

Mayor Tate closed the Public Hearing.

REGULAR SESSION

8. Discuss and Possibly Act Upon Resolution No. R-18-011 Authorizing the Submission of a Grant Application to Texas Parks and Wildlife for the Local Parks Non-Urban Outdoor Recreation Grant Program for Phase I(a) of the Brenham Family Park as Outlined in the City of Brenham's 2015-2025 Parks, Recreation and Open Spaces Master Plan and Authorize the Mayor to Execute Any Necessary Documentation

Public Works Director Dane Rau presented this item. Rau stated that the Local Parks Non-Urban Outdoor Recreation Grant program provides fifty (50) percent matching grants on a reimbursement basis to eligible applicants. Rau noted the grant ceiling is \$500,000.

Rau explained that Jones Carter has provided staff with preliminary construction cost estimates of \$1.7M for Phase I (a) in project costs and engineering services. Rau advised that Brenham Community Development Corporation (BCDC) allocated \$500,000 to Brenham Family Park in their FY18-19 budget, which will be used for the 50/50 match. Rau noted in addition, BCDC has \$172,500 remaining from funds set aside in previous years for items included in Phase I (a). Rau stated that if the City is awarded the TPWD grant, additional funding to complete Phase I (a) will be requested in the FY19-20 BCDC budget process.

A motion was made by Councilmember Herring and seconded by Councilmember Wright to Approve Resolution No. R-18-011 authorizing the submission of a grant application to Texas Parks and Wildlife for the Local Parks Non-Urban Outdoor Grant Program for Phase 1(a) of the Brenham Family Park as outlined in the City of Brenham’s 2015-2025 Parks, Recreation and Open Spaces Master Plan 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
At Large, Position 5	Vacant

9. Discuss and Possibly Act Upon an Ordinance on Its First Reading Providing for No Parking Zones On Certain Portions of W. Fifth Street, Old Mill Creek Rd. and Saeger St.

Public Works Director Dane Rau presented this item. Rau explained that with the number of students that Blinn College has gained along with the new housing complex located on S. Saeger St and Old Mill Creek, both Blinn and the City of Brenham will need to react by establishing an ordinance prohibiting parking along several streets around the Blinn College area. Rau advised these “No Parking” areas have been an issue, which impedes emergency vehicular traffic and are in areas where designated parking is allowed by the college. Rau advised that this has been noticed specifically this year, which is mainly brought on by the addition of the new housing complex and on W. Fifth St. related to additional students.

Police Chief Allwin Barrow stated there would be a short grace period or warning time for the students before citations are issued.

City Manager James Fisher explained that there would be verbiage added to the ordinance stating that students cannot park in the grass areas where there is no curb and gutter. City Attorney Cary Bovey stated he would add the wording for the second reading of the ordinance.

A motion was made by Councilmember Cantey and seconded by Councilmember Goss to approve an Ordinance on its first reading providing for No Parking Zones on Certain Portions of W. Fifth Street, Old Mill Creek Rd. and Saeger St.

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
At Large, Position 5	Vacant

10. Discuss and Possibly Act Upon Ordinance No. O-18-012 on Its Second Reading Adopting the Budget for Fiscal Year Beginning October 1, 2018 and Ending September 30, 2019

Assistant City Manager – Chief Financial Officer Carolyn Miller presented this item. Miller explained that the Fiscal Year 2017-18 Proposed Budget has been developed in compliance with the Property Tax Code, Local Government Code and the City Charter.

A motion was made by Councilmember Cantey and seconded by Mayor Pro Tem Ebel to approve Ordinance No. O-18-012 on its second reading adopting the budget for fiscal year beginning October 1, 2018 and ending September 30, 2019.

Mayor Tate called for a record 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
At Large, Position 5	Vacant

11. Discuss and Possibly Act Upon Ordinance No. O-18-013 on Its Second Reading Levying Taxes for the Tax Year 2018 for the City of Brenham at \$0.5170 per \$100 Valuation

Assistant City Manager – Chief Financial Officer Carolyn Miller presented this item. Miller advised the FY2018-19 Proposed Budget includes a tax rate of \$0.5170 per \$100 valuation which has two components: maintenance and operations (M&O) and interest and sinking (I&S).

Miller explained that the proposed tax rate of \$0.5170 will allocate \$0.3200 to the General Fund for M&O expenditures and the balance of \$0.1970 will be allocated to the Debt Service Fund for principal and interest obligations. The proposed tax rate of \$0.5170 is above the effective rate of \$0.5018, but below the rollback rate of \$0.5364.

A motion was made by Councilmember Goss and seconded by Councilmember Herring that the property tax rate be increased by the adoption of a tax rate of \$0.5170 per \$100 valuation, which is effectively a 3.06% increase in the tax rate.

Mayor Tate called for a record 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
At Large, Position 5	Vacant

12. Discuss and Possibly Act Upon Resolution No. R-18-012 Adopting a Commercial Tax Phase-In Agreement Between the City of Brenham and Stanpac USA, LLC

Assistant City Manager – Chief Financial Officer Carolyn Miller presented this item. Miller explained that Stanpac USA would be adding \$3.1M in additional equipment at their Brenham plant. Miller stated this equipment would require the hiring of at least twenty (20) additional employees. Miller advised that after the approval of the tax phase-in agreement, Stanpac plans to have the equipment installed and in full operation within 12 months.

A motion was made by Councilmember Herring and seconded by Mayor Pro Tem Ebel to approve Resolution No. R-18-012 adopting a Commercial Tax Phase-In Agreement between the City of Brenham and Stanpac USA, LLC.

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
At Large, Position 5	Vacant

13. Discuss and Possibly Act Upon Resolution No. R-18-013 Adopting a Commercial Tax Phase-In Agreement Between the City of Brenham and MIC Group, LLC (East)

Assistant City Manager – Chief Financial Officer Carolyn Miller presented this item. Miller explained that MIC Group, LLC will be adding \$1.M in additional equipment at their Brenham-East location. Miller stated this equipment would require the hiring of at least ten (10) additional machinist with an average wage of \$60,000 each per year. Miller advised that after the approval of the tax phase-in agreement, MIC plans to have the equipment installed and in full operation within 18 months.

A motion was made by Councilmember Herring and seconded by Mayor Pro Tem Ebel to approve Resolution No. R-18-013 adopting a Commercial Tax Phase-In Agreement between the City of Brenham and MIC Group, LLC.

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
At Large, Position 5	Vacant

14. Discuss and Possibly Act Upon Resolution No. R-18-014 Adopting a Commercial Tax Phase-In Agreement Between the City of Brenham and MIC Group, LLC (West)

Assistant City Manager – Chief Financial Officer Carolyn Miller presented this item. Miller explained that MIC Group, LLC would be adding \$1.5M in additional equipment at their Brenham-West location. Miller stated this equipment would require the hiring of at least ten (10) additional machinist with an average wage of \$60,000 each per year. Miller advised that after the approval of the tax phase-in agreement, MIC plans to have the equipment installed and in full operation within 18 months.

A motion was made by Councilmember Goss and seconded by Councilmember Cantey to approve Resolution No. R-18-014 adopting a Commercial Tax Phase-In Agreement between the City of Brenham and MIC Group, LLC.

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
At Large, Position 5	Vacant

15. Discuss and Possibly Act Upon the Selection of Candidates to be Voted for on the Texas Municipal League Intergovernmental Risk Pool Board of Trustees, Places 11-14 and Authorize the Mayor to Execute Any Necessary Documentation

City Manager James Fisher presented this item. Fisher explained that as a member of the Texas Municipal League Intergovernmental Risk Pool (TML IRP), the City of Brenham is eligible to participate in the election of members to the Board of Trustees. Fisher advised the votes cast on the ballot for the Trustee election must be certified as being the will of the majority of the City Council and thus, the vote must occur during the Regular session of the City Council Meeting.

It was suggested that votes be cast for six-year terms for the following nominees:

Place 11	Randy Criswell	Region 2, City of Canyon
Place 12	Jana Traxler	Region 13, City of Murphy
Place 13	Byron Black	Region 8, Johnson County Appraisal District
Place 14	David Harris	Region 7, City of Balcones Heights

A motion was made by Councilmember Goss and seconded by Councilmember Cantey to approve the selection of candidates for the Texas Municipal League Intergovernmental Risk Pool Board of Trustees Places 11-14, as presented, 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
At Large, Position 5	Vacant

16. Discuss and Possibly Act Upon the Approval of the Routine Airport Maintenance Program (RAMP) Grant Agreement No. M1917BREN with TxDOT for FY2019 and Authorize the Mayor to Execute Any Necessary Documentation

Planning Technician Kim Hodde presented this item. Hodde explained that this grant agreement with TxDOT for participation in the Routine Airport Maintenance Program (RAMP) for September 1, 2018 through August 31, 2019. Hodde advised that as in the prior year, this agreement allows staff to be reimbursed for 50% of the cost of the monthly AWOS monitoring (AviMet Data Link connection fees and continued scheduled maintenance), annual AWOS maintenance contract, as well as 50% of the replacement lamps for the airport lighting system, herbicides, general maintenance, and a contingency for emergency repairs. Hodde noted the maximum for the grant is \$100,000 total (50/50 match); however, staff has budgeted funds of \$50,000. Hodde explained that with TxDOT's \$50,000 match, this would enable staff to do \$100,000 worth of maintenance at half the cost to the City of Brenham.

A motion was made by Mayor Pro Tem Ebel and seconded by Councilmember Cantey to approve the Routine Airport Maintenance Program (RAMP) Grant Agreement No. M1917BREN with TxDOT for FY2019 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
At Large, Position 5	Vacant

17. Discuss and Possibly Act Upon Renewal with Texas Municipal League Intergovernmental Risk Pool for General Liability, Law Enforcement Liability, Public Officials Liability, Mobile Equipment, Airport Liability, Property, Auto Liability and Physical Damage, Crime, Animal Mortality and Theft and Workers' Compensation Coverage for the City of Brenham for Fiscal Year 2018-19 and Authorize the Mayor to Execute Any Necessary Documentation

Human Resources Director Susan Nienstedt presented this item. Nienstedt explained the renewal of property and liability coverages with TML Intergovernmental Risk Pool for FY2018-19.

Nienstedt stated that based on our renewal, the City will experience the following changes per coverage:

- Liability – increase of \$17,921 dollars, or 12.15%
- Property – increase of \$37,329 or 36.13%
- Workers’ Compensation – decrease of \$2,465 or 1.52%

A motion was made by Councilmember Cantey and seconded by Mayor Pro Tem Ebel to approve the renewal with Texas Municipal League Intergovernmental Risk Pool for General Liability, Law Enforcement Liability, Public Officials Liability, Mobile Equipment, Airport Liability, Property, Auto Liability and Physical Damage, Crime, Animal Mortality and Theft and Workers' Compensation coverage for the City of Brenham for Fiscal Year 2018-19 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
At Large, Position 5	Vacant

18. Discuss and Possibly Act Upon a Professional Services Agreement Between the City of Brenham and Kendig Keast Collaborative for the Development of a Comprehensive Plan for the City of Brenham and Authorize the Mayor to Execute Any Necessary Documentation

Development Services Director Lori Lakatos presented this item. Lakatos explained that the Comprehensive Plan would address and determine the City’s priorities and develop a detailed work plan. Lakatos stated that the plan would examine the needs of the community holistically to ensure that land uses are supported by infrastructure and facilities. Lakatos noted the City’s comprehensive plan was last updated by the Lower Colorado River Authority in 2009. Lakatos stated that part of the plan is to have a Comprehensive Plan Advisory Committee (CPAC).

A motion was made by Councilmember Herring and seconded by Mayor Pro Tem Ebel to approve a Professional Services Agreement between the City of Brenham and Kendig Keast Collaborative, in an amount not to exceed \$259,825.00, for the Development of a Comprehensive Plan for the City of Brenham 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
At Large, Position 5	Vacant

19. Discuss and Possibly Act Upon Bid No. IFB 18-010 Related to 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 the City solicited bids for a one (1) year supply of Caustic Soda for delivery to the Brenham Water Treatment Plant. Ogle stated that the contract will be for one (1) year with firm bid pricing allowing two (2) one-year renewals.

Ogle explained that on August 30, 2018 his department received and opened three bids. Ogle noted that staff is recommending Council award the bid to Brenntag Southwest, Inc.

A motion was made by Mayor Pro Tem Ebel and seconded by Councilmember Cantey to approve Bid No. IFB 18-010 for bulk water treatment chemicals and award an annual contract with the option of two one-year renewals to Brenntag Southwest, Inc in the amount of \$344.00 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 Andrew Ebel	Yes
Councilmember Susan Cantey	Yes
Councilmember Danny Goss	Yes
Councilmember Keith Herring	Yes
Councilmember Albert Wright	Yes
At Large, Position 5	Vacant

20. Discuss and Possibly Act Upon a Request for a Noise Variance from St. Mary's Immaculate Conception Catholic Church for a Fundraiser to be Held on September 30, 2018 from 8:00 a.m. – 5:00 p.m. at 701 Church Street and Authorize the Mayor to Execute Any Necessary Documentation

Deputy City Secretary Kacey Weiss presented this item. Weiss explained that they would be using sound amplification equipment at the event.

A motion was made by Councilmember Cantey and seconded by Councilmember Herring to approve a noise variance from St. Mary's Immaculate Conception Catholic Church for a fundraiser to be held on September 30, 2018 from 8:00 a.m. – 5:00 p.m. at 701 Church Street 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
At Large, Position 5	Vacant

21. Discuss and Possibly Act Upon a Request for a Noise Variance from St. Mary's Immaculate Conception Catholic Church for a Street Dance to be Held on October 6, 2018 from 7:00 p.m. – 10:00 p.m. and a Fundraiser to be Held on October 7, 2018 from 8:00 a.m. to 5:00 p.m. at 701 Church Street and Authorize the Mayor to Execute Any Necessary Documentation

Deputy City Secretary Kacey Weiss presented this item. Weiss explained that they would be using sound amplification equipment for the band at the street dance and for the auctions at the fundraiser.

A motion was made by Councilmember Cantey and seconded by Mayor Pro Tem Ebel to approve a request for a noise variance from St. Mary's Immaculate Conception Catholic Church for a street dance to be held on October 6, 2018 from 7:00 p.m. – 10:00 p.m. and a fundraiser to be held on October 7, 2018 from 8:00 a.m. – 5:00 p.m. at 701 Church Street 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
At Large, Position 5	Vacant

22. Discuss and Possibly Act Upon a Lease Agreement Between the City of Brenham and Simon Theater Master Tenant, LLC for the Visitor’s Center and Authorize the Mayor to Execute Any Necessary Documentation

City Manager James Fisher presented this item. Fisher stated that the purpose of this lease is to allow the City to utilize the current space at the Barnhill Center as the Visitors Center and pay the market rate for the square footage occupied. Fisher noted that this Lease is for a five (5) year period and, if approved by the City Council, will commence October 1, 2018.

A motion was made by Councilmember Wright and seconded by Councilmember Cantey to approve a Lease Agreement, with amendments from the City Attorney, between the City of Brenham and Simon Theater Master Tenant, LLC for the Visitor’s Center 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
At Large, Position 5	Vacant

23. Administrative/Elected Officials Report

Police Chief Allwin Barrow reported on the following:

- National Night Out is October 2nd from 6:00 p.m. to 8:30 p.m.

Public Works Director Dane Rau reported on the following:

- FM 389 project should be completed in summer 2019

Council adjourned into Executive Session at 2:27 p.m.

EXECUTIVE SESSION

- 24. Section 551.071 – Texas Government Code – Consultation with Attorney – Consultation with the City Attorney for the Purpose of Seeking Legal Counsel Regarding a Facility/Land Development Matter and Associated Issues**

- 25. Section 551.087 – Texas Government Code – Economic Development Negotiations – Discuss and Deliberate Project Cardinal and Project BK Regarding Commercial or Financial Information that the City Has Received from Business Prospects and the Offer of Financial or Other Incentives to Business Prospects 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 3:58 p.m.

The meeting was adjourned.

Milton Y. Tate, Jr.

Mayor

Jeana Bellinger, TRMC, CMC

City Secretary



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