



**NOTICE OF A REGULAR MEETING
THE BRENHAM CITY COUNCIL
THURSDAY, OCTOBER 19, 2023 AT 1:00 P.M.
SECOND FLOOR CITY HALL
COUNCIL CHAMBERS
200 W. VULCAN STREET
BRENHAM, TEXAS**

- 1. Call Meeting to Order**
- 2. Invocation and Pledges to the US and Texas Flags – Councilmember Albert Wright**
- 3. Proclamations**
 - **Paint the Town Pink**
 - **Washington County READ**
- 4. Special Recognition**
 - **Tiwanna Brown, Municipal Court Administrator**
- 5. Citizen Comments**

CONSENT AGENDA

- 6. 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.

 - 6-a. Approve the Minutes from the September 7, 2023 Regular City Council Meeting, the September 18, 2023 Special Workshop Meeting, the September 21, 2023 Regular City Council Meeting, and the October 2, 2023 Special Meeting**
 - 6.b. Approve the Ratification of the Submission of an Airport Terminal Program (ATP) Grant Application to the Federal Aviation Administration (FAA) for Qualified Infrastructure Improvements at the Brenham Municipal Airport and Authorize the City Manager to Execute Any Necessary Documentation**

- 6.c. Approve Ordinance No. O-23-026 on Its Second Reading Amending the Rate Tariff Schedule for the City of Brenham's Water Rates**
- 6.d. Approve Ordinance No. O-23-027 on Its Second Reading Amending the Rate Tariff Schedule for the City of Brenham's Electric Rates**
- 6.e. Approve Resolution No. R-23-037 Authorizing the Execution of an Agreement with TXDOT for the Temporary Closure of State Right-Of-Way in Connection with the 2023 Lighted Christmas Parade to be Held on Saturday, December 2, 2023**
- 6.f. Approve Amendment No. 1 to the Professional Services Agreement Between the City of Brenham and Strand Associates, Inc., In An Amount Not To Exceed \$3,500.00 Related to the 2023 Brenham Business Center Sanitary Sewer Extension (Project No. 65C-56C) and Authorize the Mayor to Execute Any Necessary Documentation**
- 6-g. Approve Change Order No. 2 for Project No. 2021-06-B to D&S Contracting, Inc. in the Amount of \$5,854.00 for the 2022 Sanitary Sewer Improvements - Stone Hollow Force Main and Ralston Creek Gravity Sewer Crossing and Authorize the Mayor to Execute Any Necessary Documentation**
- 6-h. Approve Change Order No. 1 for Project No. 64C-68C to Capital Underground Utilities, LLC in the Amount of -\$34,218.00 for the ARPA Air Release Valves on the Raw Water Main (Lake Line) and Authorize the Mayor to Execute Any Necessary Documentation**
- 6.i. Approve the Appointment of Cyndee Smith to the City of Brenham's Planning and Zoning Commission for an Unexpired Term Ending December 31, 2023 and Authorize the Mayor to Execute Any Necessary Documentation**

WORK SESSION

- 7. Presentation and Update on the Smithsonian's Museum on Main Street Program**

REGULAR SESSION

- 8. Discuss and Possibly Act Upon Ordinance No. O-23-028 on Its Second Reading Amending Appendix A – Zoning of the Code of Ordinances of the City Brenham in Washington County, Texas (Case No, P-23-026) to Include:**
 - a. Revision of the Permitted and Specific Use Provisions of the R-2 (Mixed Residential) Zoning District Found in Part 2, Division 2, Sections 1 and 2 Respectively;**
 - b. Deletions to Part 2, Division 1, Section 11 – Performance Standards; and**
 - c. Deletions to Part IV, Division 2, Section 2 Pertaining to Conditions on Variances**

9. **Discuss and Possibly Act Upon an Ordinance on Its First Reading Amending Appendix A – Zoning of the Code of Ordinances of the City Brenham in Washington County, Texas (Case No, P-23-026) to Include:**
 - a. **Revision of the Specific Use Provisions for the R-1 (Single Family Residential) Zoning District Found in Part 2, Division 2, Sections 1 and 2**
10. **Discuss and Possibly Act Upon RFP No. 23-009 Related to Restroom and Locker Room Improvements at the Blue Bell Aquatic Center and Authorize the Mayor to Execute any Necessary Documentation**
11. **Discuss and Possibly Act Upon an Ordinance on Its First Reading Amending the City of Brenham’s FY2023-24 Adopted Budget**
12. **Discuss and Possibly Act Upon the Purchase of a Freightliner Dump Truck for the City of Brenham’s Wastewater Construction Department Through The Interlocal Purchasing System (TIPS) and Authorize the Mayor to Execute Any Necessary Documentation**
13. **Discuss and Possibly Act Upon a Financing Proposal from Bank of Brenham for the Purchase of a Freightliner Dump Truck for the City of Brenham’s Wastewater Construction Department and Authorize the Mayor to Execute Any Necessary Documentation**
14. **Discuss and Possibly Act Upon a Temporary Resale Amendment to the System Water Availability Agreement Between the City of Brenham and Brazos River Authority for the Temporary Resale of Water and Authorize the Mayor to Execute Any Necessary Documentation**
15. **Discuss and Possibly Act Upon a Water Supply Resale Agreement Between the City of Brenham and the Dow Chemical Company Related to the Temporary Resale of Water and Authorize the Mayor to Execute Any Necessary Documentation**
16. **Discuss and Possibly Act Upon Resolution No. R-23-038 Setting A Public Hearing to Consider Land Use Assumptions and a Capital Improvement Plan for the Possible Adoption of Impact Fees**
17. **Discuss and Possibly Act Upon an Interlocal Agreement Between the City of Bryan, City of College Station, City of Brenham, Brazos County, Washington County, Burleson County, Madison County, Grimes County, and Texas A&M University Relating to the Operation and Maintenance of the Brazos Valley Wide Area Communications System (BVWACS) and Authorize the Mayor to Execute Any Necessary Documentation**
18. **Discuss and Possibly Act Upon the Third Restatement of the Interlocal Agreement for the Construction, Acquisition, Implementation, Operation and Maintenance of the Brazos Valley Wide Area Communications System (BVWACS) and Authorize the Mayor to Execute Any Necessary Documentation**

19. Administrative/Elected Officials Report

Administrative/Elected Officials Reports: Reports from City Officials or City staff regarding items of community interest, including expression of thanks, congratulations or condolences; information regarding holiday schedules; honorary or salutory recognitions of public officials, public employees or other citizens; reminders about upcoming events organized or sponsored by the City; information regarding social, ceremonial, or community events organized or sponsored by a non-City entity that is scheduled to be attended by City officials or employees; and announcements involving imminent threats to the public health and safety of people in the City that have arisen after the posting of the agenda.

EXECUTIVE SESSION

Executive Sessions: The City Council for the City of Brenham reserves the right to convene into executive session at any time during the course of this meeting to discuss any of the matters listed, as authorized by Texas Government Code, Chapter 551, including but not limited to §551.071 - Consultation with Attorney, §551.072 - Real Property, §551.073 - Prospective Gifts, §551.074 - Personnel Matters, §551.076 - Security Devices, §551.086 - Utility Competitive Matters, and §551.087 - Economic Development Negotiation

20. Section 551.071 Texas Government Code - Consultation with Attorney - Consultation with City Attorney Regarding Aviators Plus, LLC v. City of Brenham, Texas; Cause No. 37896; 21st Judicial District Court, Washington County, Texas

21. Section 551.071 Texas Government Code - Consultation with Attorney - Consultation with City Attorney Regarding Victor Martinez v. Arch-Con Corporation and City of Brenham, Texas; Cause No. 38137; 335th Judicial District Court, Washington County, Texas

RE-OPEN REGULAR SESSION

Adjourn

CERTIFICATION

I certify that a copy of the October 19, 2023 agenda of items to be considered by the City of Brenham City Council was posted to the City Hall bulletin board at 200 W. Vulcan, Brenham, Texas on Monday, October 16, 2023 at 10:15am.

Jeana Bellinger, TRMC, CMC

City Secretary

Disability Access Statement: This meeting is wheelchair accessible. The accessible entrance is located at the Vulcan Street entrance to the City Administration Building. Accessible parking spaces are located adjoining the entrance. Auxiliary aids and services are available upon request (interpreters for the deaf must be requested twenty-four (24) hours before the meeting) by calling (979) 337-7567 for assistance.

I certify that the attached notice and agenda of items was removed by me from the City Hall bulletin board on the _____ day of _____, 2023 at _____ AM/PM.

Signature

Title