

REGULAR CALLED MEETING
City Council
June 9, 2020

The City Council of the City of Brownwood, Texas, met in a Regular Called Meeting on Tuesday, June 9, 2020, at 9:00 a.m., in the Council Chambers, City Hall, 501 Center Avenue, Brownwood, Texas, with the following members present:

Stephen E. Haynes	:	Mayor
HD Jones	:	Councilman – Ward 1
Ed McMillian	:	Councilman – Ward 2
Larry Mathis	:	Councilman – Ward 3
Draco Miller	:	Councilman – Ward 4
Walker Willey	:	Councilman – Ward 5
Pat Chesser	:	City Attorney
Emily Crawford	:	City Manager
Christi Wynn	:	City Secretary

with no members absent, constituting a quorum of the City Council.

CALL TO ORDER:	Mayor Haynes called the meeting to order.
PLEDGE OF ALLEGIANCE:	Pledge of Allegiance was led by Councilman Miller.
INVOCATION:	Invocation was given by Councilman Mathis.
ITEMS TO BE WITHDRAWN:	None
INTRODUCTIONS, ANNOUNCEMENTS, AND RECOGNITIONS:	None
CITIZENS PRESENTATIONS:	None

APPROVAL OF MINUTES:

A motion was made by McMillian, seconded by Mathis, to approve the minutes of the Regular Called Meeting on May 26, 2020, as presented. Upon vote, motion carried unanimously.

CLAIMS AND ACCOUNTS:

Assistant Finance Director, Melanie Larose, was present for questions regarding the checklist. A motion was made by Mathis, seconded by Miller, that the Claims and Accounts dated through June 5, 2020, be approved for payment as submitted. Upon vote, motion carried unanimously.

REQUESTS AND PRESENTATIONS:

The Brownwood Public Library will report to Council about recent activities.

Director of the Brownwood Public Library, Becky Isbell, gave an update regarding the summer reading program and a shop local challenge that is in the works. She stated that they are waiting to see if they received a grant that will provide twenty-five hot spots that can be loaned out. Mrs. Isbell also reported that they are working on several workshops to help with how to prepare a resume and job-finding skills. Mayor Haynes asked if there

were any demographics on who uses the library. Mrs. Isbell stated that they only have a count of who checks out books and how many per age group. Mrs. Isbell went over the library hours and COVID-19 prevention measures they are taking during this time.

ORDINANCES AND RESOLUTIONS:

Consider discuss and/or approve an amendment to the City’s ordinance amending Ordinance No. 19-14 setting charges, fees, rates and deposits for customers on the Brownwood water, sewer, and sanitation system by amending Section I, Item 1.F. “Service Fees” for work orders involving staff time after normal operating hours for Fridays from 8:00 a.m. to 2:00 p.m.

Finance Director, Walter Middleton, stated that we currently charge an after-hours service fee of \$35 when a customer requests a water turn-on after 4:00 pm, Monday - Friday. This is because a work order must be processed in Utility Billing and sent to the Utility department so a service person can go to the address and turn on the water meter. If the request comes in after 4:00, this invariably causes overtime, so the fee is imposed to cover the additional cost. On Friday, the normal shift for the service people in the Utility Department is over at noon. One person, on a rotating basis, continues to be on duty until 5:00. If a large number of work orders are created on Friday afternoon, this creates a backlog and the service person frequently has to work late into the evening. As a result, we would like to move the time for the service charge on Friday from 4:00 pm to 2:00 pm. A customer requesting service after 2:00 pm on Friday would have to pay a service fee of \$35 to have the water turned on that afternoon. We are hopeful that this will create an incentive for customers not to procrastinate until late Friday to have their service connected for the weekend or, alternatively, to wait until normal hours on Monday.

Councilman McMillian expressed his objection to the change due to the customers that are working with plumbers and city inspection departments to get water on before the weekend. He felt they should not be obligated to pay an extra fee. Mr. Middleton stated that we can make exceptions on a case by case basis to waive the fee. This ordinance is to help those that procrastinate to make their turn-on earlier in the day to help prevent overtime. Mr. Mathis suggested changing the work schedule. Mrs. Crawford stated that we are willing to work with those who are working with a plumber and the inspection department to get service before the weekend as they are different circumstances than those that wait until the last minute to attempt to get service.

Mayor Haynes asked for the Ordinance to be read by the City Secretary. A motion was made by Willey, seconded by Mathis, to approve the ordinance on first reading amending Ordinance No. 19-14 setting charges, fees, rates and deposits for customers on the Brownwood water, sewer, and sanitation system by amending Section I, Item 1.F. “Service Fees” for work orders involving staff time after normal operating hours for Fridays from 8:00 a.m. to 2:00 p.m. Upon vote, motion carried as follows:

For
Willey, Mathis, Miller

Against
McMillian, Jones

ORDINANCE NO. 20-

AN ORDINANCE AMENDING ORDINANCE NO. 19-14 SETTING CHARGES, FEES, RATES AND DEPOSITS FOR CUSTOMERS ON THE BROWNWOOD WATER, SEWER, AND SANITATION SYSTEM BY AMENDING SECTION I, ITEM I.F. "SERVICE FEES" FOR WORK ORDERS INVOLVING STAFF TIME AFTER NORMAL OPERATING HOURS BY CHANGING THE DEFINITION OF NORMAL OPERATING HOURS FOR FRIDAYS TO 8:00 A.M. TO 2:00 P.M.; DESIGNATING AN EFFECTIVE DATE; REPEALING PRIOR ORDINANCES IN CONFLICT HEREWITH.

Consider a resolution relieving the County Surveyor of any obligation to review City plats.

City Attorney, Pat Chesser, stated that over the years, the City of Brownwood has coordinated with the County Surveyor to file all city plats in the County Records. It is not necessary to file the plats in the County Records. The City can maintain its own plats. However, it is convenient for the public to have them in one location, being the same location where deed records are filed. Over the years, the County Surveyor has undertaken to review all plats filed to ensure that the plats meet all requirements of the licensing authority for surveyors. It is staff's opinion that a professional review by the County Surveyor is not required once it has been approved by our staff, the Planning and Zoning Committee and the City Council, who are the official platting authorities within the City limits. The County Surveyor acknowledges the City's platting authority but would like something official from the City affirmatively relieving him of any obligation to substantively reviewed City plats. The legal department has prepared a resolution that will relieve the County Surveyor of the burden of reviewing City plats.

A motion was made by Miller, seconded by Jones, to approve a resolution relieving the County Surveyor of any obligation to review City plats. Upon vote, motion carried unanimously.

RESOLUTION NO. R-20-12

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BROWNWOOD, TEXAS, REGARDING THE APPROVAL OF SUBDIVISION PLATS FOR PROPERTY LOCATED IN THE CITY LIMITS OF BROWNWOOD AND ITS EXTRATERRITORIAL JURISDICTION.

REPORTS:

COVID-19 update

Director of the Brownwood / Brown County Health Department, Lisa Dick, stated that the National Guard has tested all of the Nursing Homes in the area. In Brown County, there have been 1,593 total tests with 60 of those being positive for the virus with only 7 that have not yet recovered. Mrs. Dick stated that there was someone who called the Health Department on Monday that self-reported a positive case. They had visited a local business after a required job testing. They showed no symptoms of the virus but had a positive test result.

Parks and Recreation Director, David Withers, reported the opening date for the Aquatic Center and Wiggins Pool. Under current guidelines, outdoor swimming pools can operate up to 50% capacity. That is 212 people for the Aquatic Center, and 120 for Wiggins Pool. He went over cleaning and distancing measures that will be taken at each pool. Mr. Withers stated that 29 lifeguards are needed to open at full capacity. Currently, we are short on lifeguards. Hours will be adjusted for a short time to allow for training until we are fully staffed. He updated Council on the renovations of the Aquatic Center and stated that the small slide will be installed on Monday. Currently, they are filling the pool and chemicals will be added next. Mayor Haynes suggested talking to Howard Payne University to see if they could assist in keeping the pool open longer this year. Mrs. Crawford addressed meeting facilities and stated that there are not a lot of bookings at this time due to capacity limitations.

EXECUTIVE SESSION:

Council convened into a closed executive session at 9:42 a.m., in the Haynes Conference Room, pursuant to the provisions of the Open Meetings Law, Chapter 551, Government Code Vernon's Annotated, in accordance with the authority contained in the following section:

551.087 - Deliberation Regarding Economic Development Negotiations

551.072 - Deliberation Regarding Real Property

551.071 – Consultation with Attorney

- A. Amendment to an Economic Development Agreement between the BMDD, the City, and Brownwood CFA Series LLC.

- B. Lease of city property to a retail business.

Council reconvened into open session at 10:15 a.m.

ACTION TAKEN AS A RESULT OF THE EXECUTIVE SESSION:

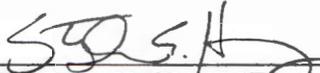
- A 1. A motion was made by Willey, seconded by Miller, to ratify BMDD Board action to approve an amendment to the Economic Development Agreement with Brownwood CFA Series LLC to pay \$75,000 for landfill fees to the City of Brownwood and \$10,000 for screen rental to process dirt from the construction site. Upon vote, motion carried unanimously.

- A 2. A motion was made by Mathis, seconded by McMillian, to approve an amendment to the 380 agreement with Brownwood CFA Series LLC to authorize staff to screen dirt from the construction site and accept debris at the landfill for a flat fee of \$75,000. Upon vote, motion carried unanimously.

- B. No action taken.

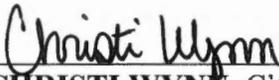
ADJOURNMENT:

There being no further business, Mayor Haynes declared the meeting adjourned.



STEPHEN E. HAYNES, Mayor

ATTEST:



CHRISTI WYNN, City Secretary