

REGULAR CALLED MEETING
City Council
July 20, 2023

The City Council of the City of Brownwood, Texas, met in a Regular Called Meeting on Thursday, July 20, 2023, at 4:00 p.m., in the Council Chambers, City Hall, 501 Center Avenue, Brownwood, Texas, with the following members present:

Stephen E. Haynes	:	Mayor
HD Jones	:	Councilmember Ward 1
Ed McMillian	:	Councilmember Ward 2
Melody Nowowiejski	:	Councilmember Ward 3
Draco A. Miller	:	Councilmember Ward 4
Walker Willey	:	Councilmember Ward 5
Emily Crawford	:	City Manager
Pat Chesser	:	City Attorney
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 Councilmember McMillian.

INVOCATION: Invocation was given by Councilmember Nowowiejski.

ITEMS TO BE WITHDRAWN: None

INTRODUCTIONS, ANNOUNCEMENTS, AND RECOGNITIONS: None

REPORTS:

Fuel purchasing process

City Attorney, Pat Chesser, stated that the City has fuel tanks located at the Service Center, the Landfill, and the Airport. Prior to 2007, the Purchasing Director did not buy \$25,000 (the threshold for requiring competitive bids in 2007 was \$25,000) or more in fuel in any single transaction. Instead, he purchased the fuel for the three tank locations on an as-needed basis. The Purchasing Director used the competitive quote process in making all fuel purchases. When the tanks were approximately half-full, he would seek competitive quotes for the purchase of fuel. Fuel purchased for the Service Center Tanks were purchased in full Transport truck loads (approximately 8,000 gallons). Fuel purchased for the Landfill Tanks and the Airport were purchased in loads less than 3,000 gallons and these loads were brought in by bobtail truck. It is very difficult to haul transport loads to the Landfill Tanks because of the location of the Tanks and the limited area for the 18-wheeler to maneuver to fill the Tanks. The Purchasing Director would seek competitive quotes from two local vendors, by calling them and asking them to quote a price to supply the City with fuel for the various tank locations. Both PF&E and Fuel Master provided quotes for fuel to supply the Service Center Tanks, but because Fuel Masters sold its bobtail truck, it no longer quoted a price to serve the Landfill tanks and the Airport Tanks. PF&E was the only local vendor with a bobtail truck to serve the Landfill Tanks and the Airport

Tanks. In 2007, a local citizen complained that the City was wasting money by not putting fuel purchases out for competitive bids. He compared the City to the Brownwood ISD which buys fuel through competitive bidding and indicated that the City had wasted money by not putting fuel purchases out for competitive bids. He also indicated that this was a purchasing “scheme” to favor PF&E. Based upon the City’s investigation, this was not true. In fact, the investigation revealed that the City had saved a considerable sum of money by using the quote process. By using the quote process, the City was able to get a better fuel price than BISD was able to achieve through competitive bidding. Following those allegations, the City began purchasing all its fuel through a purchasing cooperative that satisfies the requirements of competitive bidding. PF&E does not bid with a purchasing cooperative because they do not wish to travel to provide their services. The City’s options are to continue purchasing fuel through a purchasing cooperative or to seek competitive bids for proposals. Mayor Haynes asked if it would be an annual contract. Mr. Chesser stated yes. Mayor Haynes asked if we seek competitive bids and the price is higher, can we reject all bids and continue using the cooperative? Mr. Chesser stated that was correct. City Manager Crawford stated that we can start the bidding process and come back to the Council with the results and consideration of approval of the bid.

APPROVAL OF MINUTES:

A motion was made by McMillian, seconded by Nowowiejski, to approve the minutes of the Regular Called Meeting on July 11, 2023, as presented. Upon vote, the motion carried unanimously.

CITIZENS PRESENTATIONS: None

EXECUTIVE SESSION:

Council convened into Executive Session at 4:11 p.m., in the Haynes Conference Room, pursuant to the provisions of the Open Meetings Law, Chapter 551, Government Code Vernon’s Texas Codes Annotated, in accordance with the authority contained therein to discuss the following:

Section 551-072 – Deliberation Regarding Real Property

- A. Discussion of the possible purchase of property near the Event Center Complex.

Council reconvened into open session at 4:17 p.m.

ACTION TAKEN AS A RESULT OF THE EXECUTIVE SESSION:

Section 551-072 – Deliberation Regarding Real Property

- A. A motion was made by Willey, seconded by Miller, to authorize either the City Manager or the Mayor to make a purchase contract regarding the property located at 200 Carnegie for up to \$132,500 with an option period of sixty days or until an asbestos survey can be completed with an extension on post-closing for the seller to remove personal items. Upon vote, the motion carried unanimously.

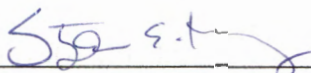
APPOINTMENT:

Consider ratification of the Mayoral reappointment of Lisa Dick on the Central Texas Mental Health Mental Retardation dba Center for Life Resources Board of Trustees from September 1, 2023, to August 31, 2025.

A motion was made by McMillian, seconded by Nowowiejski, to ratify the Mayoral reappointment of Lisa Dick on the Central Texas Mental Health Mental Retardation dba Center for Life Resources Board of Trustees from September 1, 2023, to August 31, 2025. Upon vote, the motion carried unanimously.

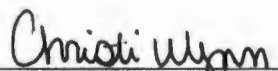
ADJOURNMENT:

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



STEPHEN E. HAYNES, Mayor

ATTEST:



CHRISTI WYNN, City Secretary