

**REGULAR CALLED MEETING**  
**City Council**  
**September 24, 2019**

The City Council of the City of Brownwood, Texas, met in a Regular Called Meeting on Tuesday, September 24, 2019, at 9:00 a.m., in the Council Chambers, City Hall, 501 Center Avenue, Brownwood, Texas, with the following members present:

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

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

<b>CALL TO ORDER:</b>	Mayor Haynes called the meeting to order.
<b>PLEDGE OF ALLEGIANCE:</b>	Pledge of Allegiance was led by Councilman Miller.
<b>INVOCATION:</b>	Invocation was given by Councilman Mathis.

**ITEMS TO BE WITHDRAWN:** The following items were withdrawn: 9A Consider an ordinance on *first / final reading* updating the salary, longevity pay, and certification pay for all Civil Service – Firefighters and Police Officers. 11B Consider approving the Meet and Confer Agreement between the City of Brownwood and the Brownwood Professional Firefighters Association (BPFPA) for a one (1) year term – October 1, 2019 – September 30, 2020.

**INTRODUCTIONS, ANNOUNCEMENTS, AND RECOGNITIONS:** Councilman Miller introduced his son, Draco Miller, Jr.

**CITIZENS PRESENTATIONS:** None

**APPROVAL OF MINUTES:**

A motion was made by Mathis, seconded by McMillian, to approve the minutes of the Special Called Meeting – September 3, 2019, Special Called Meeting – September 5, 2019, Regular Called Meeting – September 10, 2019, and Special Called Meeting – September 17, 2019, 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 McMillian, seconded by Miller, that the Claims and

Accounts dated through September 20, 2019, be approved for payment as submitted. Upon vote, motion carried unanimously.

**ORDINANCES AND RESOLUTIONS:**

**Consider an ordinance on second and third/final reading adopting the FY 2019/2020 City of Brownwood annual budget and ratify the property tax increase in the budget.**

Mayor Haynes asked if anyone wanted to speak. There being none, he asked the City Secretary to read the ordinance. After the reading of the ordinance, a motion was made by Willey, seconded by McMillian to approve the ordinance on *second reading* adopting the FY 19/20 budget. Mayor Haynes took a record vote as follows:

<b>For:</b>	<b>Against:</b>
Miller, Jones, Mathis, McMillian, Willey	None

A motion was made by Miller, seconded by Jones, approve the ordinance on *third/final reading* adopting the FY 19/20 budget. Mayor Haynes took a record vote as follows:

<b>For:</b>	<b>Against:</b>
Miller, Jones, Mathis, McMillian, Willey	None

A motion was made by Mathis, seconded by Willey, to ratify the property tax increase of 3.4% reflected in the budget. Upon vote, motion carried unanimously.

**ORDINANCE NO. 19-12**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BROWNWOOD, TEXAS, ADOPTING THE CITY'S FY 19/20 BUDGET.**

**Consider amending an ordinance and approving the amended ordinance on second and third/final reading levying taxes for the year 2019 for the City of Brownwood.**

Finance Director, Walter Middleton, stated that there was a typographic error on the ordinance presented at the last meeting. In the third paragraph, it had the year 2018 instead of 2019.

Mayor Haynes asked if anyone wanted to speak. There being none, he asked the City Secretary to read the ordinance. After the reading of the ordinance, a motion was made by Miller, seconded by Willey, to amend the tax ordinance passed on first reading on September 17 to state the tax year as 2019. Upon vote, motion carried unanimously.

A motion was made by McMillian, seconded by Jones, to approve on *second reading* that the 2019 property tax rate be increased by the adoption of a tax rate of .7869 cents per \$100 valuation, which is effectively a 3.4% increase in the tax rate. Mayor Haynes took a record vote as follows:

<b>For:</b>	<b>Against:</b>
Miller, Jones, Mathis, McMillian, Willey	None

A motion was made by Willey, seconded by Mathis, to approve on *third/final reading* that the 2019 property tax rate be increased by the adoption of a tax rate of .7869 cents per \$100 valuation, which is effectively a 3.4% increase in the tax rate. Mayor Haynes took a record vote as follows:

<b>For:</b>	<b>Against:</b>
Willey, McMillian, Mathis, Jones, Miller	None

**ORDINANCE NO. 19-13**

**AN ORDINANCE LEVYING TAXES FOR THE YEAR 2019 FOR THE CITY OF BROWNWOOD, TEXAS; PRESCRIBING PENALTIES FOR DELINQUENCIES.**

**Consider a resolution approving nine new capital leases with Citizens National Bank and assigning a property tax pledge.**

Mr. Middleton explained that the FY 2018/19 budget included the purchase of various pieces of equipment for the Fire, Street, Water, WWC, Sanitation, Landfill, Fleet Services and Technology departments totaling \$2,021,099. These purchases were budgeted as capital leases. Actual costs came in under budget projections and we had budgeted for current year payments on these capital leases which reduces the amount we borrow to \$1,709,425. We will be providing a property tax pledge as security for the loans. This will allow us to issue this debt as long-term debt and lock-in the current bank qualified status, allowing us to avoid any potential problems if we exceed the bank qualification ceiling in the future. Mayor Haynes asked why the total capital leases was less than the amount of equipment being purchased. Mr. Middleton stated that it is because of the payments that were budgeted. Most of these have two quarterly payments and those payments have been applied to the purchase price and we will borrow the difference.

A motion was made by Willey, seconded by Miller, to approve a resolution approving nine new capital leases with Citizens National Bank and assigning a property tax pledge. Upon vote, motion carried unanimously.

**RESOLUTION NO. R-19-18**

**A RESOLUTION APPROVING NINE LEASE-PURCHASE AGREEMENTS AND PROMISSORY NOTES FOR THE PURPOSE OF ACQUIRING PERSONAL PROPERTY FOR CITY USE, PROVIDING FOR THE TERM AND SECURITY GRANTED TO SECURE SUCH FINANCING; AND ENACTING OTHER PROVISIONS RELATING TO THE SUBJECT.**

**CONSENT AGENDA:**

Mayor Haynes asked if any items needed to be removed for discussion. There being none, a motion was made by McMillian, seconded by Jones, to approve the items on the Consent Agenda as presented. Upon vote, motion carried unanimously.

**Consider an ordinance on second and third/final reading setting utility rates for FY 2019/2020 for the City of Brownwood.**

**ORDINANCE NO. 19-14**

**AN ORDINANCE SETTING CHARGES, FEES, RATES AND DEPOSITS FOR CUSTOMERS ON THE BROWNWOOD WATER, SEWER, AND SANITATION SYSTEM; DESIGNATING AN EFFECTIVE DATE; REPEALING PRIOR ORDINANCES IN CONFLICT HEREWITH.**

**Consider an ordinance on second and third/final reading setting fees, rentals, licenses, and permits for FY 2019/2020 for the City of Brownwood.**

**ORDINANCE NO. 19-15**

**AN ORDINANCE SETTING CHARGES FOR FEES, RENTALS, LICENSES, AND PERMITS FOR THE CITY OF BROWNWOOD; DESIGNATING AN EFFECTIVE DATE; REPEALING PRIOR ORDINANCES IN CONFLICT HEREWITH.**

**Consider ratification of the Brownwood Municipal Development District Board for a Building Improvement Incentive Program (BIIP) grant to Ribble Construction not to exceed \$16,200 for a property located at 713 Belle Plain.**

**AGREEMENTS AND CONTRACTS:**

**Consider authorizing the Mayor to sign a contract with Brown Reynolds Watford, Inc. for a schematic design of a community facilities project.**

Executive Director of the Brownwood Municipal Development District (BMDD), Ray Tipton, stated that In October of 2018, the BMDD approved funding for and the City engaged in a comprehensive facilities study through BRW Architects, Inc. to develop a proposal and concepts for community facilities re-development. After spending several months reviewing this study and deciding on a direction of the potential project, the City has pared the initial project down to improvements to the Brownwood Coliseum, re-development of the Timmins building as an event center and re-development of the old ice house building into an outdoor event and concert stage venue. The next phase of this project is to have schematic designs developed for these facilities to better determine the project scope and costs. The schematic designs will be the first step in the actual project design and will give the City and BMDD an opportunity to better determine what the needs will be of each part of the project. The overall goal of the project would be to offer the community more quality meeting/event spaces, create new space for meetings and events that have a positive economic impact through tourism and help in the development of new community events and activities. This will also help to further enhance Downtown re-development. The cost of the schematic design for these projects will be \$152,000 as outlined in the contract presented by BRW which will be funded by the BMDD. It will take about 6 weeks for BRW to deliver the first draft of the designs. Part of the pitch to the community to convert the Economic Development Corporation to an MDD back in 2016 was to allow the use of funds for a Convention/Event Center project. Any project adopted as a result of this feasibility study & schematic design agreement would be primarily funded through the BMDD reserve funds.

A motion was made by Mathis, seconded by Willey, to authorize the Mayor to sign a contract with Brown Reynolds Watford, Inc. for a schematic design of a community facilities project. Upon vote, motion carried unanimously.

**REQUESTS AND PRESENTATIONS:**

**Consider a request from Donny Seale, President of the Heartland Cruisers, requesting forgiveness of \$433.75 of indebtedness to the city for concrete for a burn-out pad at Riverside Park.**

Director of Parks and Recreation, David Withers, stated that at the City Council meeting on February 26, 2019, the Heartland Cruisers made a request to the City Council to install a burn-out pad at Riverside Park for their Annual Car Show. The Heartland Cruisers Car Club said they were willing to purchase the concrete needed for the burn-out pad and finish the texture to the concrete. The request was approved by the City Council. The cost of the concrete from Ingram Concrete was \$1,133.75 and Heartland Cruisers Car Club paid \$700, leaving a balance of \$433.75. Their annual Car Show has had a burn-out competition at Riverside Park for the last 10 years. Mayor Haynes stated that he is sure the event has brought in more than \$433 to our economy.

A motion was made by McMillian, seconded by Jones, to approve the request from Donny Seale for the forgiveness of \$433.75 of indebtedness to the city for concrete for the burn-out pad at Riverside Park. Upon vote, motion carried unanimously.

**REPORTS:**

**National Night Out – Tuesday, October 1, 2019.**

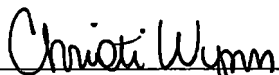
Mrs. Crawford stated that Tuesday, October 1<sup>st</sup> is National Night Out and asked Council to let her know who would like to ride along and she will coordinate with the Police Department.

**ADJOURNMENT:**

There being no further business to come before the Council at this time, Mayor Haynes declared the meeting adjourned.

  
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STEPHEN E. HAYNES, Mayor

**ATTEST:**

  
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CHRISTI WYNN, City Secretary