

**BRYAN CITY COUNCIL
MINUTES OF SPECIAL MEETING
FEBRUARY 3, 2014**

The Bryan City Council held a special meeting on Monday, February 3, 2014, in the Council Chambers of the Bryan Municipal Building, a notice of said meeting having been posted at least 72 hours in advance in accordance with Section 551, Texas Government Code. Mayor Jason Bienski and Councilmembers Al Saenz, Greg Owens, Ann Horton, Art Hughes and Chuck Konderla were present. Councilmember Rafael Peña was absent. City Manager Kean Register, City Attorney Janis Hampton and City Secretary Mary Lynne Stratta were present.

1. CALL TO ORDER

The meeting was called to order at 8:32 a.m.

2. HEAR CITIZENS

Mr. Hector Garcia, 4709 Tiffany Park Circle, spoke in support of agenda item 3 b and thanked the Council for listening to the concerns of wrecker service operators. Mr. Alfredo Acarto, 4031 Charles Avenue, stated he was in support of the changes relative to agenda item 3 b, except he asked Council to allow convicted felons to perform non-consent tows. Mr. Tom Chavers, 6949 East Highway 21, was called upon to speak regarding agenda item 3 b, but declined to do so. Mr. David Hickson, 2900 Coronado, College Station, spoke in opposition to agenda item 3 f. Ms. Judy Winn, 7200 Wood Oaks, spoke in support of agenda item 3 f. Mr. Russell Doty, 3804 Sunnybrook Lane, spoke in opposition to agenda item 3 b and also stated the fees for heavy duty wreckers were too low. Ms. Sandra Portzer, 18924 Pipeline Road, College Station, spoke in opposition to agenda item 3 b. Ms. Karen Hall, 5918 Highway 21 East, asked that convicted felons be allowed to perform non-consent tows.

3. CONSENT (AUTOMATIC APPROVAL) AGENDA

Councilmember Horton moved approval of the consent agenda. The motion was seconded by Councilmember Saenz and carried with all present voting aye.

a. Resolution – Maximum Fees for Non-consent Tows

Adoption of Resolution No. 3526 of the City Council of the City of Bryan, Texas, setting maximum fees for non-consent tows for wrecker service on public and private property in the City of Bryan.

b. Second and Final Reading of an Ordinance – Amend Chapter 126, “Vehicles for Hire” of the Bryan Code of Ordinances

Second and final reading of Ordinance No. 2028 of the City of Bryan, Texas, amending the text of Bryan Code of Ordinances, Chapter 126, “Vehicles for Hire”, deleting Article IV, “Tow Truck and Vehicle Storage Businesses” in its entirety and amending same to reflect changes in State law; establishing permit requirements; regulating fees for non-consent tows, qualifications for rotation list and grounds for removal from rotation list; establishing permit application

procedures; establishing requirements for vehicle storage facilities and equipment; establishing administrative and criminal penalties for violations of this ordinance; providing for publication; providing an effective date.

c. Second and Final Reading of an Ordinance – Participation in the Texas Enterprise Zone Program

Second and final reading of Ordinance No. 2029 of the City of Bryan, Texas, establishing the City’s participation in the Texas Enterprise Zone Program pursuant to the Texas Enterprise Zone Act, Chapter 2303, Texas Government Code, providing tax incentives, designating a liaison for communication with interested parties, and nominating Axis Pipe and Tube Inc., as a Double Jumbo Enterprise Project to the Office of the Governor Rick Perry: Economic Development & Tourism through the Economic Development Bank.

d. Second and Final Reading of an Ordinance - Rezoning Request (RZ13-17)

Second and final reading of Ordinance No. 2030 of the City of Bryan, Texas, amending Chapter 130, Zoning, of the City of Bryan Code of Ordinances, by changing the zoning classification from Multiple-Family District (MF) to Planned Development – Housing District (PD-H) on 0.179 acres of land located at the east corner of College Main and Jefferson Streets, being Lot 5R in Block 3 of Highland Park Addition in Bryan, Brazos County, Texas.

e. Second and Final Reading of an Ordinance - Rezoning Request (RZ13-18)

Second and final reading of Ordinance No. 2031 of the City of Bryan, Texas, amending Chapter 130, Zoning, of the City of Bryan Code of Ordinances, by changing the zoning classification from a combination of Agricultural-Open District (A-O) and Planned Development – Mixed Use District (PD-M) to a Planned Development – Housing District (PD-H) on 186.59 acres of land out of John Austin League, Abstract No. 2 adjoining both sides of Thornberry Drive, generally northwest of its intersection with F.M. 1179 in Bryan, Brazos County, Texas.

f. Second and Final Reading of an Ordinance – Amend Chapter 18, “Businesses” of the Bryan Code of Ordinances

Second and final reading of Ordinance No. 2032 of the City of Bryan, Texas, amending the text of the Bryan Code of Ordinance, Chapter 18, Businesses, adding Article III, “Credit Access Businesses”; providing registration requirements and credit extension guidelines for credit access businesses; providing penalties; providing for publication; and providing an effective date of August 1, 2014.

4. ADJOURN

Without objection, the meeting was adjourned at 8:46 a.m.

City Secretary Mary Lynne Stratta

Mayor Jason P. Bienski