

**BRYAN CITY COUNCIL  
MINUTES OF WORKSHOP MEETING  
MAY 14, 2013**

A workshop meeting of the City of Bryan was held on Tuesday, May 14, 2013, 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 Richard Cortez, Paul Madison, Greg Owens and Art Hughes were present. Councilmembers Ann Horton and Chuck Konderla were absent. City Manager Kean Register, City Attorney Janis Hampton and City Secretary Mary Lynne Stratta were in attendance.

**1. CALL TO ORDER**

The meeting was called to order at 3:39 p.m.

**2. DISCUSSION REGARDING COUNCIL'S STRATEGIC PLAN – KEY RESULT AREAS**

Council was reminded of their five new strategic initiatives of public safety, service, infrastructure, economic development, and quality of life. Police Chief Eric Buske and Fire Chief Randy McGregor presented recommended key result areas of police, fire, EMS and emergency management for the public safety strategic initiative. They presented recommended criteria, objectives and performance measurements for the public safety recommended key result areas.

**3. DISCUSSION REGARDING CONSENT/STATUTORY AGENDA ITEMS FOR REGULAR MEETING OF MAY 14, 2013**

No items on the consent/statutory agenda for the regular meeting of May 14, 2013, were discussed.

**4. ADJOURN**

Without objection, the meeting was adjourned at 4:47 p.m.

---

City Secretary Mary Lynne Stratta

---

Mayor Jason P. Bienski

**BRYAN CITY COUNCIL  
MINUTES OF REGULAR MEETING  
MAY 14, 2013**

A regular meeting of the Bryan City Council was held on Tuesday, May 14, 2013, in Room 305 and the Council Chambers of the Bryan Municipal Building. A notice of the meeting was posted at least 72 hours in advance in accordance with Section 551, Texas Government Code. Mayor Jason Bienski and Councilmembers Richard Cortez, Paul Madison, Greg Owens and Art Hughes were present. Mayor Bienski left the meeting at 5:30 p.m. Councilmember Konderla joined the meeting at 5:38 p.m. Councilmember Ann Horton was absent. City Manager Kean Register, City Attorney Janis Hampton and City Secretary Mary Lynne Stratta were in attendance.

**1. CALL TO ORDER**

The meeting was called to order at 4:00 p.m.

**2. EXECUTIVE SESSION**

The meeting was called into executive session at 4:02 p.m. under the provisions of Section 551, Texas Government Code, to discuss under the authority of Section 551.071, consultation with attorney – receive legal advice regarding the Traditions Master Economic Development Agreement and use of mitigation credits, receive legal advice regarding the Agreement for the Delivery and Use of Reclaimed Water, receive legal advice regarding wastewater Certificate of Convenience and Necessity for the biocorridor area, and receive legal advice regarding economic development agreement, purchase and sale agreement, and non-annexation agreement with Kuadrum Pipe and Tube, Inc.; under the authority of Section 551.072, real estate – discussion regarding possible sale of property adjacent to Texas Triangle Park, possible lease of real property in central Bryan and possible lease of mineral interests on city-owned property; under the authority of Section 551.074, personnel matters – discussion regarding duties and responsibilities of City Manager, City Internal Auditor, City Attorney and City Secretary; and under the authority of Section 551.087, economic development negotiations – discussion regarding economic development incentives to prospects in west, central and north Bryan, the biocorridor and Texas Triangle Park.

**3. OPEN SESSION FOR ACTION FOLLOWING EXECUTIVE SESSION**

The meeting was called into open session at 6:07 p.m. No action was taken regarding the items discussed in executive session. Councilmember Madison served as Acting Mayor Pro Tem with no objection.

**4. INVOCATION, PLEDGE OF ALLEGIANCE TO THE U.S. FLAG AND PLEDGE OF ALLEGIANCE TO THE TEXAS FLAG**

Father Patrick Ebner, St. Anthony's Catholic Church, gave the invocation and Cub Scout Pack #802 led the pledges to the U.S. and Texas flags.

## 5. PROCLAMATIONS AND PRESENTATIONS

Proclamations were presented in recognition of National Stroke Awareness Month and Trauma Awareness Month. Bryan student Elmesha Davis was recognized for achieving perfect attendance the past thirteen years, from kindergarten through twelfth grade. The Bryan High School cheerleaders were recognized for winning First Place National Champions and High Point Grand Champions at the American Cheer Power Southern National Championship competition.

## 6. HEAR CITIZENS

No citizens spoke under hear citizens.

## 7. CONSENT (AUTOMATIC APPROVAL) AGENDA

Councilmember Hughes made a motion to approve the consent agenda. The motion was seconded by Councilmember Cortez and carried with all present voting aye.

**a. Approval of Minutes** – Workshop and Regular Meetings of April 23, 2013, and Special Meetings of April 26, 2013, and April 30, 2013.

**b. Consideration – Construction Contract for Emergency Water Systems Interconnect**

Consider approving a construction contract with Dudley Construction Ltd., in an amount not to exceed \$514,065.00 to construct an emergency interconnect located on Bullinger Creek Drive between the City of Bryan and Wickson Creek Specialty District (SUD). Source of Funds: Water Operating Fund.

**c. Consideration – Interlocal Agreement with the Wickson Creek Special Utility District**

Consider approving a third amendment to the Interlocal Agreement with the Wickson Creek Special Utility District for Water Utility Operation and Development Enhancement in an amount not to exceed \$600,000. Source of Funds: Water Operating Fund.

**d. Consideration – Fiscal Year 2014 Funding for Brazos Valley Wide Area Communications System**

Consider approving the Proposed Fiscal Year 2014 Brazos Valley Wide Area Communications System (BVWACS) Operating and Capital Budget, for the period from October 1, 2013, through September 30, 2014, with the City of Bryan's participating amount being \$104,233.00 from the Operating Budget and \$36,335.32 from the Capital Budget. Source of Funds: General Fund.

**e. Resolution - Coulter Airfield Project Participation Agreement**

Adoption of Resolution No. 3484 of the City Council of the City of Bryan, Texas, authorizing the Mayor to execute an Airport Project Participation Agreement with the Texas Department of Transportation for a Business Plan for Coulter Airfield.

**f. Second and Final Reading of an Ordinance – Rezoning Request (RZ13-01)**

Second and final reading of Ordinance No. 1993 of the City of Bryan, Texas, amending Chapter 130, Zoning, of the City of Bryan Code of Ordinances, by changing the zoning classification from Residential District – 5000 (RD-5) to Planned Development District – Housing (PD-H) on 0.5021 acres of land located along Jefferson Street between Aspen and College Main Streets, being Lots

1 and 6 and parts of Lot 2 and 7 in Block 4 of Highland Park, Phase 1, in Bryan, Brazos County, Texas.

**g. Second and Final Reading of an Ordinance – Right-of-Way Abandonment (RA13-02)**

Second and final reading of Ordinance No. 1994 of the City of Bryan, Texas, providing for the abandonment of approximately 0.06 acre section of public right-of-way extending along properties at 1800 Beck Street adjacent to Lots 1 – 3 and part of Lot 4 in Block 4 of Woodlawn Addition, in Bryan, Brazos County, Texas; authorizing the conveyance thereof to the abutting property owners; and providing for terms and conditions of abandonment and conveyance.

**8. STATUTORY AGENDA**

Councilmember Owens made a motion to approve the statutory agenda. The motion was seconded by Councilmember Cortez and carried with all present voting aye.

**a. Consideration – Coulter Airfield Box Hanger Lease Form**

Consider approving a month to month lease form for box hangers at Coulter Airfield.

**b. Resolution – Coulter Airfield Lease Rates**

Adoption of Resolution No. 3485 of the City Council of the City of Bryan, Texas, establishing lease rates for city-owned box hangers located at Coulter Airfield Airport.

**9. REGULAR AGENDA**

**a. Consideration – Appointment of Individuals to Various Boards**

Council did not consider or discuss this item.

**b. Resolution – Transfer of Transmission Assets**

BTU General Manager Gary Miller presented information regarding three transmission lines that need ownership and operational responsibilities delineated to comply with North American Electric Reliability Corporation guidelines. He advised the two of the three lines would be transferred to the City of Bryan (BTU) and one line would be transferred to Brazos Electric Power Cooperative. Councilmember Konderla moved to adopt Resolution No. 3486 of the City Council of the City of Bryan, Texas, approving the transfer of transmission assets from the Texas Municipal Power Agency (TMPA) to the member cities and from the member cities to the City of Bryan d/b/a Bryan Texas Utilities (BTU) and Brazos Electric Cooperative and authorizing the Mayor to execute deeds without warranty, bills of sale, assignments of easements and other documents necessary to the conveyance. The motion was seconded by Councilmember Hughes and carried with all present voting aye.

**10. CITY MANAGER REPORT**

Mr. Register did not provide a report.

**11. ITEMS OF COMMUNITY INTEREST**

Council shared the following items of community interest: West for Fest event, Habitat for Humanity home dedication in the Faith Subdivision, City of Bryan/Bryan ISD Committee meeting, future plans for the Carver School campus, St. Joseph Parish Festival, Blues Festival, and the Salvation Army event honoring the life and contributions of Art King. Mrs. Lylabeth King was thanked for her service to the community and congratulated on winning the Jefferson Award for volunteerism. It was stated that Bryan ISD was an outstanding school district with excellent programs and student achievements. The community was asked to keep recovering Bryan firefighters Ricky Mantey and Mitch Moran in their prayers as they continue their treatment in Galveston. Miss Davis and the Bryan High cheerleaders were again congratulated on their accomplishments.

**12. ADJOURN**

Without objection, the meeting was adjourned at 7:53 p.m.

---

City Secretary Mary Lynne Stratta

---

Mayor Jason P. Bienski