

**BRYAN CITY COUNCIL
MINUTES OF SPECIAL MEETING
SEPTEMBER 6, 2016**

A special meeting of the Bryan City Council was held on Tuesday, September 6, 2016, 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 Al Saenz, Mike Southerland and Ben Hardeman were present. Councilmembers Greg Owens and Buppy Simank were absent. Councilmember Rafael Peña joined the meeting at 7:09 p.m. following executive session. 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 6:46 p.m.

2. EXECUTIVE SESSION

The meeting was called into executive session at 6:47 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 BTU competitive matters related to the sale of certain assets by TMPA.

3. OPEN SESSION FOR ACTION FOLLOWING EXECUTIVE SESSION

The meeting was called into open session at 7:09 p.m. No action was taken regarding the item discussed in executive session. Councilmember Peña joined the meeting at this time.

4. FIRST PUBLIC HEARING – TAX RATE

Mayor Bienski called for public comment regarding a proposal to adopt a property tax rate of \$0.629990 per \$100.00 assessed valuation, increasing the total tax revenues from properties on the tax roll in the preceeding tax year by 5.12% (percentage by which proposed tax rate exceeds lower of rollback tax rate or effective tax rate as calculated under Tax Code, Chapter 26). (Note: This proposal does not increase the current tax rate of \$0.629990.) The public hearing closed at 7:13 p.m. with no comments from the public.

5. REGULAR AGENDA

a. Resolution – Texas Municipal Power Agency

Councilmember Southerland moved to adopt Resolution No. 3675 of the City Council of the City of Bryan, Texas, approving and authorizing the sales of certain assets by the Texas Municipal Power Agency (“Agency”) and the refunding of certain Agency financial obligations in connection with the Agency’s sales of assets; authorizing the Mayor to act on the City’s behalf in executing certain amendments to agreements by and between, and among the Agency and the Cities of Bryan, Denton, Garland, and Greenville necessary to effectuate the Agency’s sales of assets and the associated refunding of its financial obligations; and to take such other and further actions as are necessary in order to effectuate and finalize the City’s approval of such sales and the refunding of the Agency’s related indebtedness; and authorizing and approving other matters

related thereto. The motion was seconded by Councilmember Saenz and carried with all present voting aye.

b. First Reading of an Ordinance – Temporary Moratorium on Any Permits or Licenses for the Installation of Above-Ground Wireless Communications Facilities

Councilmember Peña moved to approve the first reading of an ordinance of the City of Bryan, Texas, implementing a temporary moratorium on the submission, acceptance, processing, and approval of any application for any permit or license for the installation of above-ground wireless communications facilities in the public right-of-way or on public or private property. The motion was seconded by Councilmember Southerland and carried with all present voting aye, after staff answered questions and Council discussion.

c. Second and Final Reading of an Ordinance – Fiscal Year 2017 Budget

Councilmember Hardeman moved to approve the second and final reading of an ordinance of the City of Bryan, Texas, approving and adopting a budget for the fiscal year beginning October 1, 2016, and ending September 30, 2017, inclusive, with expenditures in the combined total amount of \$394,794,815, appropriating funds for the maintenance and operation of the various departments, activities and improvements of the City; appropriating funds for the payment of debt obligations in accordance with applicable contracts and laws; providing that expenditures for said fiscal year shall be made in accordance with said budget and authorizing the City Manager to make certain transfers of funds. The motion was seconded by Mayor Bienski.

Staff answered questions posed by Councilmembers regarding the economic development budget that was increased, partly due to an employee that will be moved from Executive Services to Development Services; Parks Department funding, which increased for parks maintenance and operations and two additional employees; drainage fee and transportation fee fund balances; and Research Valley Partnership (RVP) funding.

Councilmember Peña moved to amend the main motion to remove the increase in funding for economic development of \$53,000 from the Research Valley Partnership funding of \$350,000 and direct it to funding for Bryan Regional Athletic Complex (BRAC) improvements through the Parks Department budget. Councilmember Southerland seconded the motion. Mr. Register explained RVP funding and the departmental economic development budget were different. Specific improvements desired at BRAC were not identified, but a desire to set aside funds for BRAC improvements was expressed. It was reported the Council had asked the staff to instead look at possible property for a super park.

The importance of attendance at past multiple budget workshops was mentioned. A concern was expressed there was not enough detailed information regarding the budget; however, it was also opined the Council received detailed information and had questions answered through several budget workshops that had been held beginning months earlier. Statistics were mentioned regarding various items, such as population, personnel increases, tax revenue increases, etc. It was mentioned the Council had previously agreed to add three firefighters and three police officers. Questions were raised about animal control funding, streets and drainage funding, Americans with Disabilities Act compliance plan funding, code enforcement funding, Community Development Department funding increase for neighborhood infill project, Parks Department funding, and golf course funding. At 7:34 p.m., Mayor Bienski and Councilmember Hardeman left the meeting; therefore, a quorum was no longer present and the meeting ended. No vote occurred on the pending motions.

6. ADJOURN

The meeting ended at 7:34 p.m.

City Secretary Mary Lynne Stratta

Mayor Jason P. Bienski