

CITY OF HUNTSVILLE, TEXAS

Andy Brauninger, Mayor

**Bert Lyle, Position 1 At-Large
Dee Howard Mullins, Position 2 At-Large
Vicki McKenzie, Position 3 At-Large
Pat Graham, Position 4 At-Large**



**Daiquiri Beebe, Ward 1
Russell Humphrey, Ward 2
Blake Irving, Ward 3
Mayor Pro Tem Joe P. Rodriquez, Ward 4**

**HUNTSVILLE CITY COUNCIL AGENDA
TUESDAY, MAY 4, 2021
WORKSHOP 5:30 P.M. - REGULAR SESSION 6:00 P.M.
LARGE CONFERENCE ROOM AND CITY COUNCIL CHAMBERS
HUNTSVILLE CITY HALL, 1212 AVENUE M, HUNTSVILLE, TEXAS, 77340**

City Hall will implement 6-foot social distancing for those in attendance. The City reserves the right to take temperatures of those wanting to attend and recommends attendees wear face masks, subject to Attorney General Order GA-029. The City reserves the right to deny access to the meeting because of the above requirements for the safety of its citizens. For those who cannot attend because of the social distancing requirements or for the reasons listed above, the meeting will be broadcast live on the City website at www.HuntsvilleTX.gov/Meetings or on Facebook. The meeting will be recorded, and such recordings will be made available on the City website at www.HuntsvilleTX.gov. Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services are requested to contact the City Secretary's office (936.291.5413), two working days prior to the meeting for appropriate arrangements.

WORKSHOP [5:30 P.M.] City Council will receive information on IMS Study & City Hall and Service Construction. (Workshop will continue after adjournment of Regular Session.)

MAIN SESSION [6 P.M.]

CALL TO ORDER and INVOCATION AND PLEDGES - U.S. Flag and Texas Flag: *Honor the Texas Flag. I pledge allegiance to thee, Texas, one state, under God, one, and indivisible.*

PROCLAMATIONS/RECOGNITIONS

National Day of Prayer
National Do Something Good for Your Neighbor Day
Junior Service League
SHSU Student Athletes

1. CONSENT AGENDA

Public comments will be called for by the presiding officer before action is taken on these items. (*Approval of Consent Agenda authorizes the City Manager to implement each item in accordance with staff recommendations. An item may be removed from the Consent Agenda and added to the Statutory Agenda for full discussion by request of a member of Council.*)

- a. Approve the minutes of the regular City Council meeting held April 20, 2021. [Terri Johnson, Interim City Secretary]
- b. Consider adoption of Ordinance 2021-15 to amend the budget for FY 20-21 and/or CIP Project budgets. [Steve Ritter, Finance Director]

2. REQUESTS FOR CITIZEN PARTICIPATION

An opportunity for citizens to be heard on any topic and for the City Council to participate in the discussion. No action will be taken.

None submitted.

3. MEDIA INQUIRIES RELATED TO MATTERS ON THE AGENDA

4. ITEMS OF COMMUNITY INTEREST

(Hear announcements concerning items of community interest from the Mayor, Councilmembers, and City staff, for which no action will be discussed or taken.)

5. EXECUTIVE SESSION

- a. City Council will adjourn into executive session under Texas Government Code Section 551.071 – Consultation with Attorney and Section 551.074 – Personnel Matters: to receive legal advice on personnel matter, City Secretary.
- b. City Council will adjourn into executive session under Texas Government Code Section 551.072 – Deliberations Regarding Real Property: 10th Street property.

6. RECONVENE

Take action on items discussed in executive session, if needed.

ADJOURNMENT

*If, during the course of the meeting and discussion of any items covered by this notice, City Council determines that a Closed or Executive session of the Council is required, then such closed meeting will be held as authorized by Texas Government Code, Chapter 551, Section 551.071 – consultation with counsel on legal matters; 551.072 – deliberation regarding purchase, exchange, lease or value of real property; 551.073 – deliberation regarding a prospective gift; 551.074 – personnel matters regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; 551.076 – implementation of security personnel or devices; 551.087 – deliberation regarding economic development negotiation; Sec. 551.089 - deliberation regarding security devices or security audits; and/or other matters as authorized under the Texas Government Code. If a Closed or Executive session is held in accordance with the Texas Government Code as set out above, the City Council will reconvene in Open Session to take action, if necessary, on the items addressed during Executive Session.

CERTIFICATE

I, Terri Johnson, Interim City Secretary, do hereby certify that a copy of the May 4, 2021 City Council agenda was posted on the City Hall bulletin board, a place convenient and readily accessible to the general public at all times, and to the City's website, www.HuntsvilleTX.gov, in compliance with Chapter 551, Texas Government Code.

DATE OF POSTING: 04/29/2021
TIME OF POSTING:
TAKEN DOWN:


Terri Johnson, Interim City Secretary

PROCLAMATION

NO. 2021-21

WHEREAS in 1775, the Continental Congress proclaimed that a day of public humiliation, fasting, and prayer be created; and

WHEREAS President Abraham Lincoln in 1863, during the Civil War, signed a congressional resolution that proclaimed April 30 to be a day of fasting and prayer; and

WHEREAS the National Day of Prayer was co-founded by Congress and signed into law by President Truman in 1952; and

WHEREAS in 1988, the first Thursday in May was designated to honor the National Day of Prayer by President Reagan.

NOW, THEREFORE, BE IT HEREBY PROCLAIMED, by the power vested in me as Mayor of the City of Huntsville, Texas that:

May 6, 2021

be declared: **National Day of Prayer**

in the City of Huntsville and urge all residents to participate in the event to be held at the Walker County Fair Grounds. We are looking forward to a great outpouring of God's Spirit on Huntsville and Walker County from this prayer event.

PROCLAIMED AND SIGNED this the 4th day of May 2021.


Andy Brauminger, Mayor



PROCLAMATION

NO. 2021-22

WHEREAS, Do Something Good For Your Neighbor Day is a nationwide effort observed in thousands of Cities across the United States to celebrate neighborly love and kindness; and

WHEREAS, the vision of Do Something Good For Your Neighbor Day is for millions of people to show selfless love, compassion, acts of charity toward our fellow neighbors; and

WHEREAS, in May, 2009, founder Mr. Starr Valentino began this day in Atlanta, Georgia. He created a grassroots movement in efforts to encourage and inspire people to spread acts of kindness; and

WHEREAS, Do Something Good For Your Neighbor Day will strengthen social bonds and values we all cherish. It will invite all humanity to come together and challenge each other to be our very best; and

NOW, THEREFORE, BE IT HEREBY PROCLAIMED, *by the power vested in me as Mayor of the City of Huntsville, Texas that:*

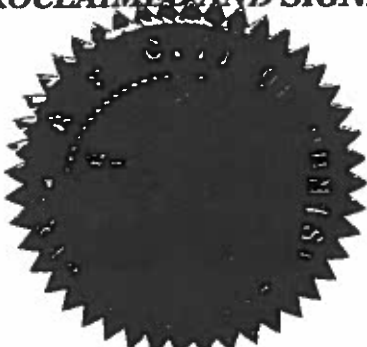
May 16, 2021

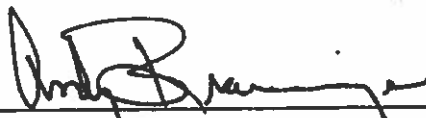
be declared:

National Do Something Good For Your Neighbor Day

in the City of Huntsville and encourage residents of all ages, cultures, religions and all economic backgrounds to join me and members of City Council to spread random acts of kindness throughout all its neighborhoods.

PROCLAIMED AND SIGNED *this the 4th day of May 2021.*





Andy Brauning, Mayor

MINUTES FROM THE HUNTSVILLE CITY COUNCIL REGULAR MEETING HELD ON THE 20th DAY OF APRIL 2021, IN THE CITY HALL, LOCATED AT 1212 AVENUE M, IN THE CITY OF HUNTSVILLE, COUNTY OF WALKER, TEXAS, AT 6:00 P.M.

The Council met in a workshop and regular session with the following:

COUNCILMEMBERS PRESENT: Daiquiri Beeb, Blake Irving (*arrived at 5:38 pm*), Russell Humphrey, Dee Howard Mullins, Joe P. Rodriguez, Andy Brauning, Pat Graham, Vickie McKenzie

COUNCILMEMBERS ABSENT: Bert Lyle

OFFICERS PRESENT: Aron Kulhavy, City Manager; Terri Johnson, Interim City Secretary; Leonard Schneider, City Attorney (*arrived at 5:51 pm*)

WORKSHOP [5:30 P.M.] City Council received information on Public Transportation.

MAIN SESSION [6 P.M.]

CALL TO ORDER – Mayor Brauning called the meeting to order at 6:02 p.m.

INVOCATION AND PLEDGES

U.S. Flag and Texas Flag: Honor the Texas Flag. I pledge allegiance to thee, Texas, one state, under God, one, and indivisible.

Councilmember Irving gave the invocation and Mayor Brauning led the pledges.

PROCLAMATIONS

75th Anniversary of the Melvin White VFW Post 5871

Fair Housing Month

Child Abuse Prevention Month

1. CONSENT AGENDA

Public Comments will be called for by the presiding officer before action is taken on these items. (*Approval of Consent Agenda authorizes the City Manager to implement each item in accordance with staff recommendations. An item may be removed from the Consent Agenda and added to the Statutory Agenda for full discussion by request of a member of Council.*)

- a. **Approve the minutes of the regular City Council meeting held April 6, 2021; the special City Council meeting held April 12, 2021; and the special City Council meeting held April 13, 2021. [Terri Johnson, Interim City Secretary]**
- b. **Consider authorizing the City Manager to enter into a contract with TRT Abatement, LLC to provide demolition services for the abatement of substandard structures. [Kevin Byal, Director of Development Services/Building Official]**
- c. **Consider authorizing the City Manager to enter into a contract with AAA Asphalt Paving, Inc. for the construction of Jenkins Road Widening Project, No. PD2020-01-02. [Y.S. “Ram” Ramachandra, City Engineer]**

Councilmember McKenzie made a motion to approve the consent agenda; the motion was seconded by Councilmember Humphrey. The motion was adopted, 8-0.

2. CITY COUNCIL/CITY MANAGER/CITY ATTORNEY

- a. **Consider approving appointment of Dalene Zender for the Tax Increment Reinvestment Zone (TIRZ) Number One Board of Directors. [Andy Brauning, Mayor]**

Mayor Brauning made a motion to approve the reappointment of Dalene Zender for the Tax Increment Reinvestment Zone (TIRZ) Number One Board of Directors; the motion was unanimously adopted with a vote of 8-0.

Ms. Zender's term will expire August 31, 2022.

- b. Consider separating the Fire Chief and department from under the supervision of the Police Chief/Public Safety Director, (in which the Public Safety Director title would go away) and making the Fire Chief an official department head. [Blake Irving, Councilmember Ward 3]**

Councilmember Irving made a motion to amend and support the removal of the Fire Chief and department from under the supervision/direction of the Police Chief/Public Safety Director, removing the Public Safety Director title and making the Fire Chief a department head; the motion was seconded by Councilmember McKenzie. The motion was adopted, 8-0.

- c. Consider finding solutions to connect Ravenwood Shopping Center to Financial Plaza, possibly using TIRZ #1 as a funding source. [Blake Irving, Councilmember Ward 3]**

Councilmember Irving made a motion to authorize the City Manager to look into funding of a road that would connect Ravenwood Shopping Center via Ravenwood Village Dr. To Financial Plaza using TIRZ #1 as a funding source and any applicable fund, and to acquire easements from property owners for proposed routes; the motion was seconded by Councilmember Mullins.

Councilmember Beebe made a motion to amend the main motion and authorize the City Manager to look into funding of a road that would connect Ravenwood Shopping Center via Ravenwood Village Dr. to Veterans Memorial Drive using TIRZ #1 as a funding source and any applicable fund, and to acquire easements from property owners for proposed routes; the motion was seconded by Councilmember Mullins. The motion to amend the main motion was adopted, 5-3. Mayor Brauninger, MPT Rodriguez and Councilmember Graham voted against the motion to amend the main motion.

The vote on the amended main motion carried with a vote of 5-3. Mayor Brauninger, MPT Rodriguez and Councilmember Graham voted against the amended main motion.

3. REQUESTS FOR CITIZEN PARTICIPATION

An opportunity for citizens to be heard on any topic and for the City Council to participate in the discussion. No action will be taken.

None submitted.

4. MEDIA INQUIRIES RELATED TO MATTERS ON THE AGENDA

None

5. ITEMS OF COMMUNITY INTEREST

(Hear announcements concerning items of community interest from the Mayor, Councilmembers, and City staff, for which no action will be discussed or taken.)

Mayor Brauninger announced that SAAFE House will be hosting the Take Back the Night walk at 4:30 pm on Wednesday, April 28th to help raise awareness for sexual violence in our community. The walk will start at SAAFE House on 1426 Sam Houston Avenue at 4:30 pm and end at the gazebo outside the Walker County Courthouse at the corner of 12th and University Avenue. The walk will finish with speakers and survivors sharing their stories. For more information, contact crd@saafehouse.org.

Additionally, the Mayor announced that the National Day of Prayer is from 11am to 1 pm on May 6th at the Walker County Fairgrounds. A light lunch would also be served with a group of believers from various churches gathering to recognize the National Day of Prayer.

Councilmember McKenzie announced that the Huntsville Public Library will resume its normal service hours and increase the number of services offered starting Monday, May 10, 2021. Library hours will revert to 10 a.m. to 7 p.m. Monday through Friday and 12 p.m. to 4 p.m. Saturday. All visitors are still encouraged to wear a mask and follow social distancing guidelines. For more information, please contact the Huntsville Public Library at 936-291-5472.

Councilmember Graham provided information about the Cheers to 10 years! Street fair from 9:00 am to 5 pm and the Wine Down Shop Small wine and food tasting from 5pm to 9pm on May 8, 2021 on the Square in Downtown Huntsville hosted by the Downtown Business Alliance.

Councilmember Beebe announced that the Community Peace Coalition is hosting a Community Basketball Tournament from 6 pm to 8 pm on Friday, May 21, 2021 and from 9am to 4pm on Saturday, May 22, 2021 at Emancipation Park at 300 Martin Luther King Boulevard. Registration fees \$25 per team member or \$200 per team. For more information and to register, call 936-272-0021 or 936-252-1414 or visit CommunityPeaceCoalition.org. She added that the Huntsville Independent School District is having a special bond election and early voting at the Walker County Storm Shelter through April 27th. Election day is May 1st.

Councilmember Humphrey mentioned the Sam Houston State University Football team is undefeated in their division.

6. EXECUTIVE SESSION

- a. **City Council will adjourn into executive session under Texas Government Code Section 551.071 – Consultation with City Attorney – Update on ADG matter.**
- b. **City Council will adjourn into executive session under Texas Government Code Section 551.087 – Deliberation Regarding Economic Development: Project Zinc.**
- c. **City Council will adjourn into executive session under Texas Government Code Section 551.074 – Personnel Matters: Regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee, concerning the position of City Secretary.**

The Council convened into Executive Session at 6:49 p.m.

7. RECONVENE

The Council reconvened in open session at 7:44 p.m. Councilmember Beebe made a motion to appoint Kristy Doll as the City Secretary subject to her acceptance of the position; the motion was seconded by Councilmember Graham. The vote was unanimous, and the motion was adopted, 8-0.

ADJOURNMENT

Mayor Brauninger adjourned the meeting without objection at 7:45 p.m.

Ashley Newsome, Deputy City Secretary

ATTEST:

CITY OF HUNTSVILLE

Terri Johnson, Interim City Secretary

Andy Brauninger, Mayor



CITY COUNCIL AGENDA

5/4/2021
Agenda Item: 1b

Item/Subject: Consider adoption of Ordinance 2021-15 to amend the budget for FY 20-21 and/or CIP Project budgets.

Initiating Department/Presenter: Finance

Presenter: Steve Ritter – Finance Director

Recommended Motion: Move to adopt Ordinance 2021-15 to amend the budget for FY 20-21 and/or CIP Project budgets.

Strategic Initiative: Goal #6 - Finance - Provide a sustainable, efficient and fiscally sound government through conservative fiscal practices and resource management.

Discussion: Detailed explanation is provided in the attachment, Exhibit A, to the Ordinance. The Budget Amendments were presented to the Finance Committee at their April 20, 2021 meeting.

Previous Council Action: None.

Financial Implications:

See the attached Ordinance and related Budget Amendments (Exhibit A)

Approvals: City Attorney Director of Finance City Manager

Associated Information:

- Ordinance 2021-15, page 2
- Exhibit A (list of budget amendments), page 3

ORDINANCE NO. 2021-15

AN ORDINANCE OF THE CITY OF HUNTSVILLE, TEXAS, AMENDING THE 2020-2021 ANNUAL BUDGET AND CAPITAL IMPROVEMENTS PROJECTS (CIP) BUDGETS, ORDINANCE NO. 2020-43 TO AMEND ADOPTED EXPENDITURES OF THE BUDGET; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the 2020-2021 Annual Budget and CIP Budgets were adopted by Ordinance 2020-43 on September 15, 2020;
WHEREAS, various unforeseen circumstances affecting the City have presented themselves during the course of the fiscal year;

WHEREAS, the City Council considered the circumstances independently, deliberating appropriately on the associated revenues and expenditures and the overall impact on the general financial status of the City;

WHEREAS, pursuant to the laws of the State of Texas and the City Charter of the City of Huntsville, Texas, the City Council has determined that it will be beneficial and advantageous to the citizens of the City of Huntsville to amend the annual budget for fiscal year 2020 – 2021 and the Capital Improvements Projects (CIP) budget as set forth herein; and

WHEREAS, this ordinance combines the independent Council actions into one budget amendment document.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HUNTSVILLE, TEXAS, that:

Section 1. The findings set forth above are incorporated into the body of this ordinance.

Section 2. The annual budget for fiscal year 2020 – 2021 is hereby amended to include the expenditures and revenues in Exhibit “A” and the Capital Improvements Projects budget is hereby amended to include the expenditures described in Exhibit “A” attached hereto and made a part of this ordinance as if set out verbatim herein.

Section 3. All ordinances of the City in conflict with the provisions of this ordinance are hereby repealed, and all other ordinances of the City not in conflict with the provisions of this ordinance shall remain in full force and effect.

Section 4. Should any section, portion, sentence, clause, or phrase of this ordinance be declared unconstitutional or invalid for any reason, it shall not invalidate or impair the force or effect of any other section or portion of this ordinance.

Section 5. The necessity for amending the budget for the fiscal year 2020 – 2021 and Capital Improvements Projects, as required by the laws of the State of Texas, requires that this ordinance shall take effect immediately from and after its passage, as the law in such cases provides.

Section 6. This ordinance shall take effect immediately after its passage.

PASSED AND APPROVED on this the 4th day of May 2021.

THE CITY OF HUNTSVILLE, TEXAS

Andy Brauninger, Mayor

APPROVED AS TO FORM:

ATTEST:

Terri Johnson, Interim City Secretary

Leonard Schneider, City Attorney

Budget Amendments FY 20-21 May 4, 2021

Exhibit A

Increase: Library SRF - Purchases-Special Monies	\$	3,794
Library SRF - Fund Balance	\$	3,794
Explanation:	<p>The Library generated \$1,394 in FY 2018 from their Silent Auction fundraiser and generated \$1,900 in FY 2019 from their Silent Auction fundraiser and received \$500 of donations in FY 2020 for purchasing genealogy materials. These monies were not used in the fiscal years that generated the funds and as such are part of the Fund Balance of the Library SRF (currently with a balance over \$40,000). The Library would like to use these monies in the current 20-21 fiscal year for purchasing genealogy materials. This budget amendment, if approved, will allow for the purchase/expenditure.</p>	
Increase: Parks Maintenance - Capital Equipment	\$	33,800
Increase: General Fund - Donations Revenue	\$	20,000
General Fund Unallocated Reserves	\$	13,800
Explanation:	<p>The Junior Service League has raised funds to purchase play modules for an inclusive playground at Kate Barr Ross Park. The Junior Service League would like to assist the City in the purchase of a "sail cover" for the inclusive playground. The cost of the "sail cover" would be \$33,800. The Junior Service League would like to contribute \$20,000 toward the cost. City staff is recommending the use of Unallocated Reserves of the General Fund for the City's \$13,800 share of the cost. This budget amendment, if approved, commits the City's \$13,800 share of the purchase and puts in place budget for the purchase. No purchase would be made until the City receives the \$20,000 contribution from the Junior Service League.</p>	
Increase: AJ-11 Basin Gravity Sewer Line Replace Proj (from 8/12-in to 12/15/21-in)	\$	3,460,000
Decrease Prop 3 - Water projects (remaining balances)	\$	1,363,966
Decrease Prop 3 - Wastewater projects (remaining balances)	\$	248,729
Decrease Wastewater CIP Unallocated Budget	\$	275,521
Fund Balance of Prop 3 proj. from interest earned from date of debt issue	\$	1,571,784

After completion of all originally planned Water and Wastewater projects for the 2018 Proposition 3 bonds there remained \$1,612,695 of initial funds still available for use. Also, interest earned on the bond monies over the life of the projects to date is \$1,571,784 and is available for use on projects. Staff believes the best use of these available funds would be for the AJ-11 Basin Gravity Sewer Line Replacement Project, to upsize the existing 8" and 12" lines to 12", 15" and 21" segments. Overall project segment length is approximately 9,100 linear feet (location map attached). This project is next in the list of top priority sewer projects identified in the 2016 Study on condition and capacity assessments of water and sewer. Existing sewer line in this project segment lack capacity to convey peak wet weather flows and is hindering from supporting future development. Proposed upsizing provides additional capacity for peak wet weather flows, will prevent surcharging and provides capacity for future growth. The balance in the Wastewater CIP Unallocated Budget before this Budget Amendment is approximately \$894,000 and after this Budget Amendment (if approved) will be approximately \$618,500.

Explanation: