

**REGULAR CALLED MEETING  
City Council  
July 26, 2022**

The City Council of the City of Brownwood, Texas, met in a Regular Called Meeting on Tuesday, July 26, 2022, at 9:00 a.m., in the Council Chambers, City Hall, 501 Center Avenue, Brownwood, Texas, with the following members present:

|                           |   |                             |
|---------------------------|---|-----------------------------|
| <b>Walker Willey</b>      | : | <b>Mayor Pro Tem</b>        |
| <b>HD Jones</b>           | : | <b>Councilmember Ward 1</b> |
| <b>Ed McMillian</b>       | : | <b>Councilmember Ward 2</b> |
| <b>Melody Nowowiejski</b> | : | <b>Councilmember Ward 3</b> |
| <b>Draco Miller</b>       | : | <b>Councilmember Ward 4</b> |
| <b>Emily Crawford</b>     | : | <b>City Manager</b>         |
| <b>Pat Chesser</b>        | : | <b>City Attorney</b>        |
| <b>Christi Wynn</b>       | : | <b>City Secretary</b>       |

with member Stephen E. Haynes absent, constituting a quorum of the City Council.

**CALL TO ORDER:** Mayor Pro Tem Willey called the meeting to order.  
**PLEDGE OF ALLEGIANCE:** Pledge of Allegiance was led by Councilmember Jones.  
**INVOCATION:** Invocation was given by Councilmember Miller.  
**ITEMS TO BE WITHDRAWN:** None  
**INTRODUCTIONS, ANNOUNCEMENTS, AND RECOGNITIONS:** None  
**CITIZENS PRESENTATIONS:** None

**APPROVAL OF MINUTES:**

A motion was made by McMillian, seconded by Miller, to approve the minutes of the Regular Called Meeting on July 7, 2022, as presented. Upon vote, motion carried unanimously.

**CLAIMS AND ACCOUNTS:**

Chief Accountant, Leah Thomas was available for questions regarding the checklist. A motion was made by McMillian, seconded by Jones, that the Claims and Accounts dated through July 22, 2022, be approved for payment as submitted. Upon vote, motion carried unanimously.

**REQUESTS AND PRESENTATIONS:**

**Consider nominating Stephen E. Haynes to serve another three-year term as a representative for Region 6 on the TML Health Benefits Board of Directors.**

A motion was made by McMillian, seconded by Nowowiejski, to nominate Stephen E. Haynes to serve another three-year term as a representative for Region 6 on the TML Health Benefits Board of Directors. Upon vote, motion carried unanimously.

**Consider ratification of the Brownwood Municipal Development District Board action to purchase a restroom trailer from Nordic Americas Group, LLC for \$74,744 to be used for special events and activities in and around City Parks.**

BMDD Executive Director, Ray Tipton, stated that the City Council and BMDD Board have discussed over the last year the need for more public restrooms to benefit the Downtown area. With the increased foot traffic and the number of special events, the need for a solution for a public restroom facility has been heightened, and there has been feedback to that effect from some of the Downtown business owners. Our Staff has explored some property ideas to convert a building to public restrooms, but nothing is or has been available that will work for this concept. The City and BMDD Board have discussed the possibility of purchasing a portable restroom trailer to help with this effort, and BMDD Staff along with City Parks and Recreation Staff have been exploring some options. Nordic Americas Group, LLC, has a model restroom trailer that would fulfill our needs. It has three urinals and three stalls for men, and four stalls for women. It will be air-conditioned. This trailer will be managed by the City's Parks and Recreation Department and be available during special events in the Downtown area or for events at City Parks. The cost of the trailer, including delivery, would be \$74,744 and could be delivered by September. This purchase would be through the Texas Smart Buy Purchasing Co-op. The BMDD could expense this purchase through the Parks Improvements line in the budget.

A motion was made by Miller, seconded by Jones, to ratify action taken by the Brownwood Municipal Development District Board to purchase a restroom trailer from Nordic Americas Group, LLC for \$74,744 to be used for special events and activities in and around City Parks and the Downtown area. Upon vote, motion carried unanimously.

**ORDINANCES AND RESOLUTIONS:**

**Consider an ordinance on second and third/final reading changing Center Avenue to one-way heading southbound from Austin Avenue to Whaley Street and changing Whaley Street to one-way heading westbound to Clark Street to help traffic flow more efficiently for the new Welcome Center at Howard Payne University.**

Engineering Service Coordinator, Gary Hurtado, stated that the parking along Center Avenue will be angled to help with the one loading zone space and the handicap spaces. This will remain public parking and will not be maintained by HPU.

Mayor Pro Tem Willey asked the City Secretary to read the ordinance. After the reading of the ordinance, a motion was made by McMillian, seconded by Jones, to approve the ordinance on second reading changing Center Avenue to one-way heading southbound from Austin Avenue to Whaley Street and changing Whaley Street to one-way heading westbound to Clark Street to help traffic flow more efficiently for the new Welcome Center at Howard Payne University. Upon vote, motion carried unanimously.

A motion was made by Nowowiejski, seconded by Miller, to approve the ordinance on third/final reading changing Center Avenue to one-way heading southbound from Austin Avenue to Whaley Street and changing Whaley Street to one-way heading westbound to

Clark Street to help traffic flow more efficiently for the new Welcome Center at Howard Payne University. Upon vote, motion carried unanimously.

**ORDINANCE NO. 22-11**

**AN ORDINANCE OF THE CITY OF BROWNWOOD, TEXAS, ESTABLISHING “ONE-WAY” TRAFFIC ALONG CENTER AVENUE (SOUTHBOUND) TO WHALEY STREET AND TRAFFIC ALONG WHALEY STREET (WESTBOUND) TO CLARK STREET; PROVIDING A PENALTY NOT TO EXCEED FIVE HUNDRED DOLLARS (\$500.00) FOR CONVICTION OF ANY VIOLATION THEREOF; PROVIDING A SEVERABILITY CLAUSE; A SAVINGS CLAUSE; AND SETTING AN EFFECTIVE DATE.**

**Consider an ordinance on second and third/final reading establishing no truck routes prohibiting large commercial motor vehicles from traveling on 14<sup>th</sup> Street from Stephen F. Austin to Coggin Avenue and 15<sup>th</sup> Street from Coggin Avenue to US Highway 377.**

City Attorney, Pat Chesser, stated that this ordinance prohibits trucks over 26,000 lbs. from traveling on 14<sup>th</sup> Street from Stephen F. Austin to Coggin Avenue, and 15<sup>th</sup> Street from Coggin Avenue to US Highway 377. He explained that Section 66-72(b) of the ordinance, provides that the Director of Public Works or their designee may establish additional no truck routes by filing a map of the no truck route with the City Secretary and placing the proper signage on the street to notify drivers of commercial motor vehicles of the prohibition. Mrs. Crawford stated that information has been mailed to all the businesses in the Industrial Park. No correspondence has been returned. Also, Ray Tipton reached out to the businesses on Custer Road and none of them had any issues with the no-truck route.

Mayor Pro Tem Willey asked the City Secretary to read the ordinance. After the reading of the ordinance, a motion was made by McMillian, seconded by Jones, to approve the ordinance on second reading establishing no truck routes prohibiting large commercial motor vehicles from traveling on 14<sup>th</sup> Street from Stephen F. Austin to Coggin Avenue and 15<sup>th</sup> Street from Coggin Avenue to US Highway 377. Upon vote, motion carried unanimously.

A motion was made by Nowowiejski, seconded by Miller, to approve the ordinance on third/final reading establishing no truck routes prohibiting large commercial motor vehicles from traveling on 14<sup>th</sup> Street from Stephen F. Austin to Coggin Avenue and 15<sup>th</sup> Street from Coggin Avenue to US Highway 377. Upon vote, motion carried unanimously.

**ORDINANCE NO. 22-12**

**AN ORDINANCE OF THE CITY OF BROWNWOOD, TEXAS, AMENDING CHAPTER 66 OF THE CITY CODE OF ORDINANCES BY ADDING AN ARTICLE III. ENTITLED “NO TRUCK ROUTES,” TO ESTABLISH REGULATIONS PROHIBITING COMMERCIAL MOTOR VEHICLES FROM TRAVELING ON STREETS DESIGNATED AS NO TRUCK ROUTES; PROVIDING A PENALTY CLAUSE; PROVIDING A**

**SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND  
PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.**

**Consider the adoption of a resolution directing the publication of a notice of intention to issue certificates of obligation.**

Hilltop Securities, Financial Advisor, George Williford, stated that construction of Cells 14 and 16 at the Landfill may begin in late September. The projected cost is \$15 million. We will put off financing the construction until October so that debt service will not begin until the next fiscal year. We must begin the process of issuing that debt now to get the funds on time for construction. We propose to issue this debt through a Certificate of Obligation (C.O.). The new cells will last approximately 16 years. We propose to spread the debt service in the C.O. over 20 years. Annual payments are projected to be approximately \$1,190,000. We will not know the exact cost of the project until we receive proposals, which are currently being solicited. The City cannot borrow more than the Council approves today; therefore, Hilltop Securities recommends approving up to \$20 million. The first step is notifying the public of our intention to issue a C.O. not to exceed \$20 million. The resolution today authorizes that notice which will publish in the Brownwood Bulletin July 29<sup>th</sup> and August 5<sup>th</sup>. On September 13<sup>th</sup>, the Council will consider authorizing the issuance of the C.O. This will be a one-reading ordinance. The sale of the certificates will take place shortly thereafter with funding toward the middle of October. The Resolution must be passed today to meet the publication requirements and to coincide with the construction bid timeline and approval. Should the Council not approve the construction project in September, the C.O. will not be issued.

A motion was made by McMillian, seconded by Jones, to approve a resolution directing the publication of a notice of intention to issue Certificates of Obligation to finance the construction of Cells 14 and 16. Upon vote, motion carried unanimously.

**RESOLUTION NO. R-22-19**

**RESOLUTION DIRECTING PUBLICATION OF NOTICE OF  
INTENTION TO ISSUE CERTIFICATES OF OBLIGATION; AND  
RESOLVING OTHER MATTERS RELATING TO THE SUBJECT.**

**REPORTS:**

**COVID-19 and Vaccination Update**


Public Health Preparedness Coordinator, Cliff Karnes, gave an update stating that there have been weekly increases since June 17<sup>th</sup>. Last week there were 145 positive COVID cases reported, and 65 met the breakthrough definition. There are currently two hospitalized and no deaths reported. The hospitalization rate is 2.9. There are currently 172 active cases. Numbers continue to increase across the State and Country. There are likely more cases, as there are home testing kits. Those numbers can't be counted because they are not verifiable. The number of people with one dose of the vaccination is 17,913. Those that have been fully vaccinated are 16,024. There have been 5,833 booster shots administered. The percentage of people 6 months and older that are fully vaccinated is 42.08%. The symptoms being reported at this time are sore throat, congestion, fatigue, some shortness of breath, and gastro issues.

**ADJOURNMENT:**

There being no further business, Mayor Pro Tem Willey declared the meeting adjourned.

  
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**STEPHEN E. HAYNES, Mayor**

**ATTEST:**

  
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**CHRISTI WYNN, City Secretary**