

February 18, 2020

A G E N D A

1. Call Meeting To Order
2. Prayer
3. Pledge To The Flags
4. Welcome Guest
5. Citizen Presentations: At this time, any person with business before the Council not scheduled on the agenda may speak to the Council. No formal action can be taken on these items at this meeting. Please limit to two minutes each.
6. Approval Of Minutes Of Previous Meeting(s)
7. Update On Police Department Activity
8. Chief of Police Robert Brazeal – Review of Racial Profiling Report
9. Discussion And Action If Any To Adopt a Resolution On Police Department Applying For Patrol In-Car Video Grant Through The Office Of The Governor
10. Discussion And Action If Any To Modify Ordinance 316 To Exclude Chief Of Police From City Manager’s Hiring Authority
11. Tracy Cox - Update On Main Street Program
12. Update From City Manager John Camp
13. Discussion And Action If Any Regarding The City’s Policy Approach To Upcoming Code Compliance Actions Through The Police Department
14. Adjourn

The City Council reserves the right to adjourn into Executive Session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code, Section 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations About Security Devices) and 551.087 (Economic Development).

The City of San Augustine held its regular meeting on Tuesday, February 18, 2020 at 5:00 p.m. Alderman Mark Liepman was absent.

Members present were:

Mayor	Leroy Hughes
Alderman	Marcus Hafford
Alderwoman	Pamela Teel
Alderman	Stacy Watts
Alderman	Dan Fussell
Attorney	Tyler Bryan
City Manager	John Camp
City Secretary	Cinda Garner

Mayor Hughes called the meeting to order at 5:00 p.m.

Mayor Hughes offered prayer.

The pledge to the flags was recited in unison.

Mayor Hughes welcomed guest.

Guest present were:

Rod Litton	Judy Stoneham	Bill Goller
Linda Goller	Glenda Harrison	Loretta Hughes
Tracy Cox	Shannon Brazeal	

5. **Citizens Presentations**

There were no citizens presentations.

6. **Approval Of Minutes Of Previous Meeting(s)**

Alderman Stacy Watts offered the motion to approve the minutes of the previous meeting(s). Alderman Marcus Hafford seconded the motion. Voting in favor of the motion were Alderman Hafford, Alderwoman Pamela Teel, Alderman Watts, and Alderman Dan Fussell. Motion carried.

7. **Update on Police Department Activity**

Chief of Police Robert Brazeal gave the update on the police department's activity for the month of January. Activity included: reports filed 63; 6 felony arrests; 7 misdemeanor arrests; 5 assist other agencies; 72 responses on calls for service; 1 juvenile case; 6 auto accident response/report; 35 citations; 30 warnings; and 4 completed mental health warrants.

8. **Chief of Police Robert Brazeal – Review Of Racial Profiling Report**

Chief of Police Brazeal presented the San Augustine Police Department Agency Racial Profiling Information for year 2019 to the council. Copy of report attached.

9. **Discussion And Action If Any To Adopt A Resolution On Police Department Applying For Patrol In-Car Video Grant Through The Office Of The Governor**

Chief Brazeal explained that the purpose of this grant is to provide improved in-car video for our police officers. The system will auto download directly from the vehicle to the system located in the office. Alderman Hafford offered the motion to adopt the resolution on Police Department applying for Patrol In-Car Video grant through the Office of the Governor. Alderwoman Teel seconded the motion. Voting in favor of the motion were Alderman Hafford, Alderwoman Teel, Alderman Watts, and Alderman Fussell. Motion carried.

10. Discussion And Action If Any To Modify Ordinance 316 To Exclude Chief Of Police From City Manager's Hiring Authority

Councilman Hafford and Councilman Watts asked for the above item be placed on this month's agenda. Alderman Watts offered the motion to modify Ordinance 316 to state the authority of hiring of Chief of Police be given to both the City Council and City Manager. The motion died for a lack of a second.

11. Tracy Cox – Update On Main Street Program

Tracy Cox reported that she will be reporting quarterly now instead of monthly. The next large upcoming event is Heritage Days on June 5 and 6. Tracy presented a Beautification Award to Bill and Linda Goller for all the hard work they do for downtown beautification.

12. Update From City Manager John Camp

City Manager John Camp gave an update of city activity to the council. Activity included:

- **Budget Update** –Everything is on track with the current budget except for the exposure for FEMA for payment of engineering fees.

- **FEMA Road Repairs** – All four culverts/crossings are complete and are opened. There were some good savings to apply to engineer fees in order to reduce our exposure. Mr. Camp made an appeal to FEMA last week working with our TDEM rep from Austin.

- **Main Street Capital Fund Sidewalk Grant** – The Texas Department of License and Review has completed the Environmental study as of today and KSA can proceed with advertisement for bidders next week.

- **Texas CDBG Grant** – There is no change.

- **USDA Preliminary Engineering Report** – KSA has to answer 5 questions back to the USDA in order for funding the initial work to be obtained. These questions regarded ROI and some other issues the USDA had with scope.

- **Other General:**

1. We have completed all additional demo resulting from tornado damage at the old City barn on Water Street and the Park on North Harrison Street. That includes all the concrete tables destroyed as well as the damaged play equipment. We cleaned out the stream that goes under Goldenway all the way back to the BNSF which will get the water out of that area as well as clear up some TCEQ issue with the water facility on the same creek.

2. We fell two trees at the Fire Hall that were slowly falling on the power lines in one direction and the Fire Hall in the other.

3. The Street Department finished restoring the playground equipment at the ballfield on Hwy. 21 and Mr. Camp have obtained prices for repainting ball courts for use.

4. The Street Department conducted some testing of a new product for patching asphalt and received some training on same for proper placement and technique.

5. Much time was spent the past two months administering and coordinating interior work at the Lewis Hotel. The Legacy Foundation and its generous donors generated enough funding to begin interior finish work. The utilities should be restored to the building within a few weeks, and sometime in the next two months we might be able to host events therein.

- Any Legal Update from City Attorney - no changes reported.

13. **Discussion and Action If Any Regarding The City's Policy Approach To Upcoming Code Compliance Actions Through The Police Department**

Recent changes in the Police Department have slowed the process somewhat. IworQ has been working on incorporation of the Appraisal District Shape File into the system so we can send an Officer into the field as a designee of the City Manager to start Code Compliance work. The intent as stated so far has been that we will begin in and around downtown with documentation of violations. A second means of initiation will be based on complaints received about specific properties. All violations will at first be sent as warnings for a set period of time.

We propose sending violations as warnings for sixty (60) calendar days. The sixty days will be started from the issue of the first warning, and citations will be issued thereafter. The representative of the City Manager issuing citations will have discretion to issue warnings in lieu of citations.

We need to be prepared to handle exceptions, and that may mean we have to modify language of codes to provide exceptions for hardship situations. In other words, the enforcement of a code might well be delayed in some circumstances to avoid undo financial hardship to residents. Alderman Fussell offered the motion to adopt the approach to enforcement as outlined above. Alderman Watts seconded the motion. Voting in favor of the motion were Alderman Hafford, Alderwoman Teel, Alderman Watts, and Alderman Fussell. Motion carried.

The council entered into executive session pursuant to Government Code §551.074 Personnel Matters at 5:32 p.m. to deliberate on hiring of the Police Chief. The meeting was reconvened at 5:53 p.m. There was no action to be taken.

The meeting was adjourned at 5:53 p.m.

Agency Racial Profiling Information
SAN AUGUSTINE POLICE DEPARTMENT
1/1/2019 - 12/31/2019

Total stops: 666

1. Gender

CCP 2.133(b)(1)(a)

1.1 Female: 258

1.2 Male: 408

2. Race or ethnicity

CCP 2.132(a)(3), 2.132(b)(6)(A), 2.133(b)(1)(B)

2.1 Black: 268

2.2 Asian/Pacific 2

2.3 White: 356

2.4 39

2.5 Alaska Native/American 1

3. Was race or ethnicity known prior to stop?

CCP 2.132(b)(6)(C)

3.1 Yes: 37

3.2 No: 629

4. Reason for stop?

CCP 2.132(b)(6)(F), 2.133(b)(2)

4.1 Violation of 212

4.2 Preexisting knowledge: 3

4.3 Moving traffic 279

4.4 Vehicle traffic 172

Agency Racial Profiling Information
SAN AUGUSTINE POLICE DEPARTMENT
1/1/2019 - 12/31/2019

5. Street address or approximate location of the stop

CCP 2.132(b)(6)(E), 2.133(b)(7)

- 5.1 City street: 274
- 5.2 US 178
- 5.3 County road: 1
- 5.4 State highway: 200
- 5.5 Private property or other: 12

6. Was a search conducted?

CCP 2.132(b)(6)(B), 2.133(b)(3)

- 6.1 Yes: 18
- 6.2 No: 648

7. Reason for Search?

- 7.1 Consent: 6
- 7.2 Contraband in plain 0
- 7.3 Probable cause: 10
- 7.4 Inventory: 1
- 7.5 Incident to arrest: 1

CCP 2.132(b)(6)(B), 2.133(b)(3)
CCP 2.133(b)(5)(A)
CCP 2.133(b)(5)(B)
CCP 2.133(b)(5)(C)
CCP 2.133(b)(5)(C)

8. Was Contraband discovered?

CCP 2.133(b)(4)

- 8.1 Yes: 10
- 8.2 No: 8

9. Description of contraband

CCP 2.133(b)(4)

- 9.1 Drugs: 7
- 9.2 Currency: 0
- 9.3 Weapons: 0
- 9.4 Alcohol: 0
- 9.5 Stolen property: 0
- 9.6 Other: 1

Agency Racial Profiling Information
SAN AUGUSTINE POLICE DEPARTMENT
1/1/2019 - 12/31/2019

10. Result of the stop

10.1 Verbal warning: 294	CCP 2.133(b)(8)
10.2 Written warning: 11	CCP 2.133(b)(8)
10.3 Citation: 355	CCP 2.133(b)(8)
10.4 Written warning and arrest: 1	
10.5 Citation and arrest: 5	
10.6 Arrest: 0	CCP 2.133(b)(6)

Arrest Total = 6

11. Arrest based on

CCP 2.133(b)(6)

11.1 Violation of Penal Code: 5	
11.2 Violation of Traffic Law: 0	
11.3 Violation of City: 0	
11.4 Outstanding Warrant: 1	

12. Was physical force resulting in bodily injury used during stop?

CCP 2.132(b)(6)(D), 2.133(b)(9)

8.1 Yes: 0
8.2 No: 666