

NOTICE OF A MEETING

Parks and Recreation Advisory Board Wednesday, August 14, 2019 @ 12:00 p.m. City Hall – Second Floor Conference Room 200 W. Vulcan Brenham, Texas 77833

- 1. Call Meeting to Order
- 2. Citizen and Visitor Comments

WORK SESSION

- 3. Presentation and Discussion Regarding the Addition of a Splash Pad in a City Park
 (Pages 1-6)
- 4. Presentation and Discussion Regarding the National Fitness Campaign (Pages 7-18)
- 5. Presentation and Discussion Regarding Updates to Chapter 19, Parks and Recreation, of the Code of Ordinances of the City of Brenham (Pages 19-29)

REGULAR SESSION

- 6. Discuss and Possibly Act Upon Amending Chapter 19, Parks and Recreation, of the Code of Ordinances of the City of Brenham (Pages 30-38)
- 7. Discuss and Possibly Act Upon the Approval of the Minutes from the June 26, 2019
 Regular Meeting (Pages 39-45)
- 8. Parks and Recreation Staff Updates

(Pages 46-52)

- a. Administration
- b. Recreation
- c. Blue Bell Aquatic Center
- d. Parks Maintenance
- 9. Adjourn

CERTIFICATION

I certify that a copy of the August 14, 2019 agenda of items to be considered by the City of Brenham Parks and Recreation Advisory Board was posted to the City Hall bulletin board at 200 W. Vulcan, Brenham, Texas on Thursday, August 8, 2019 at 3:40 p.m.

Crystal A. Locke, Staff Liaison

Crystal A. Locke, Staff Liaison City of Brenham Parks and Recreation Advisory Board

Disability Access Statement: This meeting is wheelchair accessible. The accessible entrance is located at the Vulcan Street entrance to the City Administration Building. Accessible parking spaces are located adjoining the entrance. Auxiliary aids and services are available upon request (interpreters for the deaf must be requested twenty-four (24) hours before the meeting) by calling (979) 337-7567 for assistance.

•	nd agenda of items to be considered by the City of Brenham Parks and moved by me from the City Hall bulletin board on the day o
, 2019 at	a.m./p.m.
Signature	



Memorandum

To: PARB Board Members

From: Dane Rau

Date: 8/9/19

Re: Discussion and Update Regarding Splashpad Logistics in a City Park

PARB Board Members

During the 2019-2020 BCDC funding request staff was awarded \$300,000 for the addition of a splashpad to be placed in a city park. This was also part of the Parks Master plan and was earmarked for 2020. We are excited to be online with the Master Plan and look forward to adding an asset like this to our Parks System.

Since the approval staff has been actively reviewing and learning different aspects related to splashpads such as ideal locations, types of splashpads (recirculation vs pass-through), designs, maintenance expectations, and constructability. Crystal Locke, Casey Redman and myself have taken two separate day trips to view approximately 12 splash pad locations located in Universal City, Georgetown, New Braunfels, Katy, and Cypress. We have learned a lot and also seen what works and what doesn't work.

Today we would like to mainly discuss the ideal location in which our splashpad will be placed in a city park. We would also like to talk a little about the recirculation system and the pass-through system. There are pros and cons that we would like to talk through. Coming out of today's meeting we mainly want to get a feeling of the location that the parks board would want staff to concentrate on when making the decisions for the splashpad. We still have quite a few questions to get answered before we can move forward on the splashpad but our hopes are to get these nailed down in order to be ready for October when funding does come available and also to move forward quickly after that point in order to secure a contractor so that the splashpad can start construction in late fall or early 2020 and be ready for the summer season of 2020.

Staff have identified two locations and will discuss them thoroughly.

Option 1: Fireman's Park (open space adjacent to parking lot and behind small pavilion)

This location suits well for a splashpad location due to the infrastructure that currently surrounds it. It has a 32-space parking lot next to it along with the covered pavilion that sits where the old Little League building once operated. It has an ADA sidewalk which leads from the parking lot to the pavilion in which an extension could easily be added to route splashpad users to the proposed site. It has newly constructed restrooms across the parking lot which are within 30 yards. On utilities it has a 2" water line in the area along with the creek channel sitting just south of this location that could be used if a pass-through system is chosen. This site is also on flat ground and does not have trees around it or any playgrounds which could cause issue with mulch or sand in splashpad. The couple disadvantages of this site is that sewer has

not been truly identified but we are optimistic that we could tie into a line that was used for the old little league building or we would have to bore under the main drive and tie into a service line leading to N. Park St. This will only be an issue if a recirculation system is chosen. The other limiting factor at this site is that the parking is somewhat small for the many uses that occur in this park area. With 32 spaces available for the many uses it will fill up quick but parking lots do exist north and south of the proposed site that can be utilized. It does have room to expand parking in the future along the BNSF right-of-way.

Option 2: Henderson Park (open space area between N. Valley Street and bridge)

This location is also a considerable site due to the openness of the area. It has several pros such as the abundance of parking located off of N. Park St which can handle up to 52 vehicles. It is also very visible from N. Market St and N. Park St which would show off the asset and attract visitors. It also does not have any playgrounds close by and is not situation on a hill where wind would cause an issue. Both water and sanitary sewer are close by this location and would be easy to extend. This site does have more challenges constructability wise due to the natural slope of the property in which more dirt work would have to be done. It does not have really close restrooms at this time and the pathway is a little long from the main parking lot in which crossing a bridge is required. This is not a bad thing but needs to be noted. It also does not have a pavilion next to it so shade structures or a small covered area would have to be considered in the very near future for ideal utilization. These things can be done in phases and this area has open space which could allow for all of these.

We have found that even though \$300,000 seems pretty reasonable to construct a splashpad it goes pretty quickly with construction costs. We would really like to focus on putting that money into the splashpad upfront and get the most we can without spending a portion of that on infrastructure needs such as shade structures, sidewalks, bathrooms, utilities, etc. Choosing a site with the most amenities already in place is probably the best choice but if we chose another site we can either re-group and look at adding additional funds to complete these at the same time or phase amenities in 2021.

With our budget we are looking at around a 2,000 sq. ft splashpad with total area of around 2800 sq. ft including 5' buffer area around pad. Galena Park which rendering is attached is close to this and came in at \$240,000. This would allow the City to have room for additional sidewalk and any incidentals that came our way. This of course would be a pass-through system meaning water would enter and pass through to storm sewer or sanitary sewer and not be re-used.

A pass-through system is much more reasonable to construct and from what we have been told has a lot less maintenance issues moving forward. It does however use 80-100 gallons per minute (gpm) when operating. The recirculation systems are more expensive to build due to a manifold setup, pump room, and storage tank and require extensive monitoring and upkeep. Basically, they have more sensitive components that need more attention. They are also more susceptible and prone to maintenance issues. Recirculation systems such as the same footprint of a 2,000 sq. ft setup is running \$330,000-\$370,000 versus pass through systems the same size being \$240,000-\$300,000.



Location Option 1: Fireman's Park



Location Option 2: Henderson Park



Splashpad – Katy area



Splashpad – Universal City



Galena Park example



Splash Pad Options

1 inch = 154 feet







Memorandum

To: PARB Board Members

From: Dane Rau

Date: 8/9/19

Re: National Fitness Campaign Court Addition and Location in a City Park

PARB Board Members

We would like to get your thoughts on a new amenity for our parks system that may be considered for funding in 2020-2021. Staff has been looking at partnering with the National Fitness Campaign to bring an interactive exercise court to a Brenham Park. Ideally, we would like to look at adding this to Phase 1 (a) of the Brenham Family Park overlooking the proposed lake. If this location is not an option we may look at adding this to an existing park. We have met with the National Fitness Campaign representative and are looking at the logistics of a court system. Currently Grapevine, Killeen, and Baylor University are moving forward with interactive court systems in their respective territories.

This is a grant opportunity to add something different to our parks system and all indications are that with funding support possibly from BCDC we could bring this asset to Brenham. Budget numbers are running around \$175,000 for equipment, court installation, slab work, and complete court design. We have confirmed that \$30,000 will be supported by the National Fitness Campaign and will help cover some of the equipment costs.

We are only looking for your thoughts to decide if we move forward and dedicate time to this amenity or focus our efforts on other amenities for future funding. We think this will be a great hit for our community but also understand that other areas may need addressing before adding a interactive fitness court. Your thoughts are much appreciated.

<u>Currently list of college and city court sites.</u>

Fitness Court starts strong in Loveland



2020 HEALTHY CITY CAMPAIGN BUDGET OVERVIEW

This document is intended to provide an estimated total budget for developing and implementing The Fitness Court® program in a community space. This program is designed to showcase your city as a featured partner in the 2020 National Fitness Campaign.

FITNESS COURT AND CAMPAIGN

\$120,000

\$94,700

The Fitness Court®

2020 Fitness Campaign Ecosystem

- Promotions and Marketing Package
- Fitness Court Mobile App
- Localized Promotional Materials

NFC Official Launch Kit

* See 2020 Campaign Specifications for Full Program Description

FREIGHT AND PACKING Estimate Only	\$3,500
FITNESS COURT INSTALLATION KIT Required by Warranty	\$1,200
(OPTIONAL) CUSTOM FITNESS COURT Color and Design	\$10,000
NFC HEALTHY CITY GRANT Awarded	(\$30,000)

NFC PROGRAM FUNDING REQUIRED:

SITE WORK AND INSTALLATION	Completed by City	Completed by Contractor
Concrete Slab - Site prep and excavation - 38' x 38' concrete slab (specs provided by NFC) - Labor costs for concrete slab	\$20,000	\$40,000
Fitness Court Assembly - 32' x 32' sport tile installation (tile provided by NFC) - Assembly of bodyweight training wall - Assembly of other Fitness Court elements - Floor markings sprayed paint installation - Labor costs for Fitness Court Assembly	\$0	\$19,500
Graphics Installation - Labor costs for Sign Wall graphics installation	\$0	\$1,200

EST. INSTALLATION FUNDING REQUIRED: \$20,000 | \$60,700











NATIONAL FITNESS CAMPAIGN EXECUTIVE SUMMARY









OUR MISSION

Make World Class Fitness Free.



CAMPAIGN STORY

1979

The Fitness Court is designed at Stanford University and NFC is founded by Mitch Menaged in San Francisco.



Stanford University



San Francisco



The first Fitness Court

3 Countries







WELLS FARGO 10,000

Fitness Courts built in over 4,000 communities

1980 - 2000

Wells Fargo becomes the Campaign's national sponsor and the Wells Fargo National Fitness Campaign explodes across 3 countries. The program raised over 200 millions dollars to support public wellness, the largest initiative of its day.

2012



NFC Founder Mitch Menaged returns to re-invent NFC for the 21st century with a world class team in San Francisco.









Campaign Ecosystem

Beyond the Fitness Court

NFC's 21st century campaign is a holistic health and wellness initiative for communities nationwide based around the innovative Fitness Court®. Taking outdoor wellness beyond infrastructure, the program provides the integrated Fitness Court Mobile App, a toolkit of promotional resources, training support services, fitness classes, programs, and events. This toolkit launches with every partnership and is designed to build healthy communities on the best-in-class outdoor Fitness Court®.



CERTIFIED AMBASSADOR TRAINING

ACE->



FITNESS COURT



DIGITAL ECOSYSTEM PLATFORM



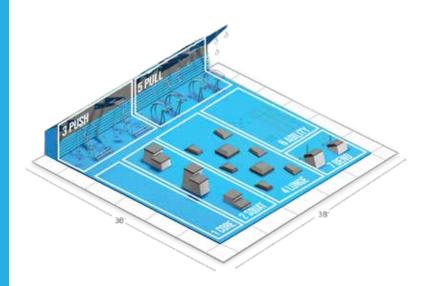
CHALLENGE SERIES



FITNESS COURT LAUNCH & PRESS

CLASSES A







The World's Best Outdoor Gym

National Fitness Campaign's Fitness Court is the centerpiece to its holistic health and wellness initiative. The Fitness Court is an outdoor bodyweight circuit training center with functional fitness DNA. The best-inclass system provides a full-body workout to adults of all ability levels. With 7 functional fitness zones, the Fitness Court can be used in thousands of ways.





The all-new Fitness Court App for iOS and Android is the complete digital training system for the Campaign. Soon thousands of Fitness Courts and millions of users will be connected to the worlds largest outdoor fitness network as part of a National Fitness Campaign





ACE- American Council on Exercise Approval

This year, NFC will train over 2,000 Fitness Court Ambassadors nationwide to bring programming, training, and healthy habits to communities everywhere. This program is now ACE certified and provides continuing education credits to participants. Both remote digital training sessions and hands-on Regional Training Camps at partner Universities will be provided in 2020, to equip ambassadors with NFC's tools, teach them how to run classes, and build a fit community. NFC is pleased to invite Recreation staff, community fitness leaders, policemen and firefighters to join us in building the largest fitness ambassador network in the country.





COURT LAUNCH

Campaign! NFC provides a comprehensive press and promotional program with traditional and social media, designed to feature your community, engage your residents and leaders, and launch your program.



COMMUNITY CLASSES& EVENTS

Bring group training outdoors with community fitness classes. Ambassadors and class participants are united by the Class Scheduling tool in NFC's digital ecosystem, provided to all partners.



CHALLENGE SERIES

Local, Regional and National Challenges support competition on the Fitness Court. Challenges of all types are available to encourage folks to compete against their own score and against the friends.

The new campaign is now operating in over 75 cities and colleges across the Nation. By the end of 2020, the program will be thriving in over 400 communities across 40 states.











































Florida State University



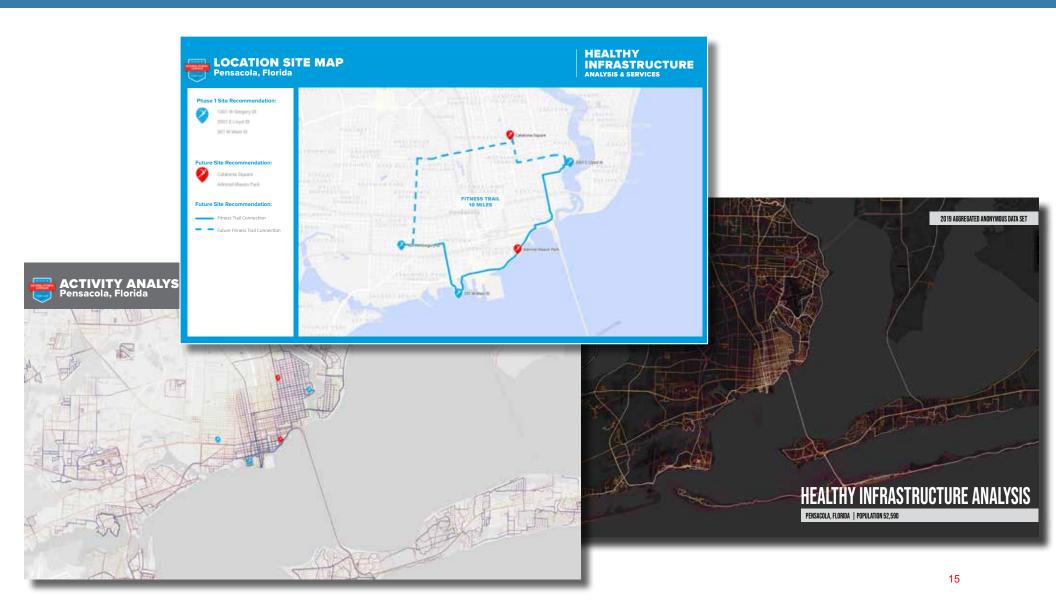
University of Colorado



University of Nebraska

Site selection is very important to support success of the program and qualifying for funding. Using tools like Activity Mapping & Pedestrian Infrastructure Analysis, NFC helps take an in-depth look at optimal, accessible and connected locations to support the campus's healthy infrastructure network.

HEALTHY INFRASTRUCTURE ANALYSIS & SERVICES







IS WELLNESS A PRIORITY

Is healthy living a priority in your city? Does the campaign align with your city's goals and local initiatives? Is there support from appropriate stakeholders?

- Mayor
- City Council
- Parks Director
- Leadership

2



SITE SELECTION

Main Criteria for Site Selections

- **1. Iconic Sites**Supports Success and Impact
- **2. Accessibility**Engage all Population Sectors
- **3. Connectivity**Program locations align with pedestrian infrastructure and trails systems.

3



PROGRAM FUNDING

Qualified schools will receive \$30,000 in Grant Funding from NFC for each Fitness Court. With variable funding models and opportunities for partnership development within your local and regional network, there are multiple ways to Fund the Campaign. NFC is here to help!



PROGRAM TIMING

2020 SPRING

Application Submission:

July 1, 2019

Funding Developed:

July, 2020

Program Launch:

October, 2020

PROGRAM ADOPTION PROCESS

PROGRAM FUNDING REQUIREMENTS



FUNDING MODELS

MODEL A





MODEL B





\$30,000 **FROM CITY**



\$65,000

INSTALLATION

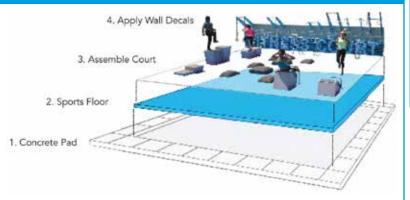
CONCRETE SLAB + FITNESS COURT ASSEMBLY + GRAPHICS INSTALL

IN HOUSE

IN KIND OR

\$50,000 BID OUT





Fitness Court Surface - Tile Surface Specifications AN OUTDOOR SPORTS FLOOR

- Size: 1,024 SF (32'x32')
- Color: NFC Blue
- Thickness: 1" Tiles
- ADA Boarder Included

Warranty + Maintenance VIRTUALLY MAINTENANCE FREE

- Made for all climates
- Almost no moving parts (only cables)
- Equipment is anchor bolted into concrete
- Replacement parts available through NFC
- No requirement for disassembly in winter
- Maintenance guide, including touch-up paint & necessary tooling included

See Official Warranty for Full Warranty Coverage

Specifications

MADE TO LAST IN THE USA

- All structural components are made from high-grade carbon steel
- Structural components receive high-grade duel layer powder coating
- All cladding (skins) made from high-grade aluminum and powder coated
- Graphics and signage printed with anti-graffiti over-lamination material
- Manufactured in the United States
- Resilient to heavy, repeated daily use
- Over 30 individual pieces of equipment
- Powder-Coated Structural Components
- Galvanized fittings and bolts all attachments for install included
- Stainless Steel Cables
- Full Installation guide provided

2020 FITNESS CAMPAIGN ECOSYSTEM®

The Fitness Campaign Ecosystem is a collection of resources and services designed to activate, encourage and strengthen public participation in free outdoor fitness activities. Contact NFC for Detailed Specifications.

Campaign Program Includes:









Promotions and Marketing Package

- 2020 National promotions including city partners
- Customized 2020 Campaign Web story and press release featuring city partners
- 2020 Social Media activation and promotion campaign featuring city partners

Fitness Court Mobile App

IOS/ Android App teaching proper use, routines and challenges to the public - free for all users

- Learn: Video guides delivering workouts and teaching programs on the Fitness Court
- Train: Audio guides delivering a digitally aided coach in the pocket for users
- Challenge: Full Challenge tool allowing users to take and score the Fitness Court Challenge
- Class Scheduler: build a schedule of Fitness Classes for your community.

Apple Watch App

Fitness Court Audio Guides delivered through the Apple Watch to residents on the Fitness Court.

Localized Promotional Materials

Opening Day Launch Kit: NFC swag items, prizes for challenges, custom promotional flyers, event guidance

NFC Ambassador Program

Training for 10 local Ambassadors with certification provided by NFC.

FITNESS COURT®

The Fitness Court® is a 32'x35' outdoor bodyweight circuit training system (contact NFC for full overview and details)

Fitness Court® Description:

- 32'x35' outdoor bodyweight circuit training system with the following components:
- Seven station circuit training system providing full-body workout modules
- Fitness Court body-weight training wall measuring 32'W x 2'D x 6' H with custom wall graphics
- Thirty pieces of body-weight training equipment (Fitness Elements) for simultaneous use by 28 users at one time. Fitness Elements are anchored and grouped within seven stations.
- Bolts, attachments and anchors required for installation



To: Parks and Recreation Advisory Board

From: Crystal Locke, Community Services Specialist

Subject: Chapter 19 Parks and Recreation

Date: August 14, 2019

Staff held a work session at the June 26, 2019 meeting of the Parks Board, in which proposed changes to the current Parks and Recreation Ordinance were discussed. A new draft is being presented for your approval at today's meeting. It incorporates suggestions and input from Parks Boards members. The Brenham Police Department has also reviewed the new draft and provided input. This final draft has been reviewed and approved by the office of the City Attorney.

A redlined copy of the ordinance is attached for the board's review and comment. The following amendments were already discussed during the last work session:

- Addition of prohibition of unauthorized advertising
- Prohibition of alcohol at BBAC
- Prohibition of motorized vehicles anywhere but parking lots
- Prohibition of bicycles, skates, and scooters on trails
- Prohibition of camping in parks
- Prohibition of sleeping or loitering in restrooms
- Prohibition of wading/swimming/fishing/boating
- Prohibition of glass containers
- Prohibition of tobacco products
- Addition of permitting requirements and permitting process

The following changes have been made since the June 26, 2019 meeting.

• Sec. 19-1:

- Definition of camping has been amended to clarify that camping is overnight. This
 change was made in response to concern from this board that during league
 tournaments there are individuals who make daytime use of campers and RVs at the
 parks. Also the use of hammocks was added at the suggestion of PD.
- Definition of smoking has been updated to use the language developed by the Parks Board in conjunction with City Secretary Jeana Bellinger. The new language is designed to include vaping and electronic cigarettes.
- Sec. 19-2, 19-16, and 19-17: New language has been added at the suggestion of PD, clarifying that when an individual has reserved an otherwise public facility for private use, it is closed to the general public.
- Former Sec 19-5 regarding firearms has been removed. This is based on input from the Board, and upon advice concerning enforceability issues.
- Sec. 19-28 has been added, providing for an appeal process when a permit has been denied.
- Small grammatical changes have been made throughout the ordinance at the suggestion of the City Attorney's Office, for clarity and consistency.

Chapter 19 - PARKS AND RECREATION

ARTICLE I. - GENERAL PROVISIONS

Sec. 19-1. - Definitions.

Bicycle shall mean to ride or propel a device commonly known as a bicycle, unicycle, tricycle or similar non-motorized device.

<u>Camping shall mean the overnight use of tents, lean-tos, hammocks, sleeping bags or blankets, or other shelters, automobile trailers, cars, house trailers, house cars, campers, or other such vehicles for the purposes of living or sleeping quarters.</u>

City shall mean the duly incorporated municipality of the City of Brenham, Texas.

Concession stand shall mean a place where patrons can purchase various snacks, drinks and/or food items.

Electronic smoking device means any product containing or delivering nicotine or any other substance intended for human consumption that can be used by a person to stimulate smoking through inhalation of vapor or aerosol from the product. The term includes any such device, whether manufactured, distributed, marketed, or sold as an e-cigarette, e-cigar, e-pipe, e-hookah, vape pen, tank system, or advanced personalized vaporizer (APV), or under any other product name or descriptor.

Entertainment shall mean any amusement or diversion provided, especially in a public performance, by an individual or a group of individuals.

Exhibition shall mean to show publicly for the purposes of competition or demonstration such things as works, art, objects of manufacture, or athletic skills.

Person shall mean an individual, proprietorship, partnership, corporation, association, or other legal entity.

Scoot shall mean to ride or propel a device commonly known as a scooter, with a deck designed to allow a person to stand or sit while operating the device, and includes such a device whether powered by electricity, gas, human or other power.

Skate shall mean to ride or propel a device commonly known as roller skates, roller blades, skateboard or similar non-motorized device.

Smoke or smoking means inhaling, exhaling, burning or carrying any lighted or heated cigar, cigarette, or pipe, or any other lighted or heated tobacco or plant product intended for inhalation, including hookahs and marijuana, whether natural or synthetic, in any manner or in any form.

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Smoking also include the use of an electronic smoking device as defined herein, or the use of any oral smoking device for the purpose of circumventing the prohibition of smoking in this chapter.

Tobacco means any tobacco, cigarette, cigar, pipe tobacco, smokeless tobacco, snuff or any other form of tobacco, which may be utilized for smoking, chewing, inhalation or other means of ingestion or absorption.

Walking or jogging trails shall mean any paved or improved path, sidewalk or bridge designed to be used by individuals for walking, jogging or running.

ARTICLE II. – REGULATIONS

Sec. 19-2. - Park hours.

All public parks <u>and parks facilities</u> belonging to the <u>C</u>eity shall be available for use by the public between the hours of 5:00 a.m. and 11:00 p.m. of each day of the week, <u>unless said park facilities have been reserved for private use</u>. A; provided, however, that arrangements <u>must behave been made</u> in advance with the <u>parks superintendent or C</u>eity <u>M</u>manager <u>or designee</u> for extended hours, <u>or to reserve any park facilities for private use</u>.

Sec. 19-3. - Payment of fees.

Fees for all park and recreation activities shall be set by resolution of the <u>Ceity Ceouncil</u>. All such fees shall be posted, where applicable, and kept on file with the <u>Ceity Secretary</u>. It shall be unlawful for any person to use or enter upon any park or recreation facility, and engage in an activity for which a fee is charged, without first having first paid said fee.

Sec. 19-4. Destruction of park property.

- (a) It shall be unlawful for any person to deface, tear down, remove, destroy or injure in any manner whatsoever or to cause to be defaced, torn down, destroyed or injured in any manner whatsoever any fence, building, furniture, seat, sign, structure, excavation, post, bracket, lamp, awning, fireplug, hydrant, water pipe, tree, shrub, plant, flower, railing, bridge, backstop, goalpost, culvert or any other property or improvement whatsoever belonging to the City in, at or upon any of the parks owned or controlled by the City.
- (b) A person, group, organization, or entity reserving the use of a park facility shall be responsible for all damages to City property and for the cost of any unreasonable wear and tear to park facilities or for services, including emergency or public safety services such as police and fire, that are provided to or dispatched to the City park or City park facility as a result of such person's, group's or the organization's misuse, improper or unlawful use of the facility.

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Sec. 19-5. Advertising.

It shall be unlawful for any person to display any advertising material by or to distribute advertising material of any character within any parks or other recreation areas owned by the City without permission of the City Manager or designee.

Sec. 19-6. Alcoholic beverages

It shall be unlawful for any person to consume any alcoholic beverage in, or to carry or bring any alcoholic beverage into, the Blue Bell Aquatic Center.

Sec. 19-7. Use of Tobacco products

It shall be unlawful for any person to smoke or use tobacco in any City-owned park, including but not limited to athletic fields, skate parks, hiking or biking trails, walking paths, flower or prayer gardens, and playground areas.

Sec. 19-8. - Walking and jogging trails in Jackson Street Park and Hohlt Park Vehicles, motorcycles, and motorized scooters.

No person shall operate a vehicle of any type, including without limitation, bicycles, motorcycles and motorbikes, on any walking or jogging trail within the boundaries of Jackson Street Park or Hohlt Park. This restriction shall not apply to any person that requires the use of a motorized or non-motorized mobility device (e.g. wheelchair or scooter) due to illness, injury or disability. No person shall drive an automobile, motorcycle, motor vehicle, golf cart, or other motor operated vehicle or bicycle in or upon any established and maintained park or playground, except in designated parking areas located therein, without specific written permission from the City Manager or designee. This restriction does not apply to any person that requires the use of a motorized or non-motorized mobility device (e.g. wheelchair or scooter) due to illness, injury, or disability.

Sec. 19-9.: - BProhibition of bicycling, skating, and scooting.

- (a) It shall be unlawful for any person to bicycle, skate, or scoot within Veterans Memorial Plaza. This restriction shall not apply to any person that requires the use of a motorized or non-motorized mobility device (e.g. wheelchair or scooter) due to illness, injury or disability. Prohibitions:
- (b2) It shall be unlawful for any person to bicycle, skate, or scoot within the walking and jogging trails in Hohlt Park, Jackson Street Park, and Fireman's Park. It shall also be unlawful for any person to bicycle, skate, or scoot within the portion of Fireman's Park situated north of Fireman's Park Road. Theseis restrictions shall not apply to any person that requires the use of a motorized or non-motorized mobility device (e.g. wheelchair or scooter) due to illness, injury or disability.

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(b) Signage:

(1) The city shall post one (1) or more signs in a manner intended to provide notice and which contain the words "No rollerskates, rollerblades, skateboards, scooters or bicycles" or any other similar and clearly legible wording indicating that the use or operation of rollerskates, rollerblades, skateboards, scooters or bicycles is prohibited; however, the destruction, defacement, loss or removal of such sign(s) shall in no way affect the enforceability of this chapter or the prosecution of any person hereunder.

Sec. 19-10. Circulars, cards, etc.

It shall be unlawful for any person to distribute any circulars, cards or written matter or post, paste, or affix any placard, notice or sign within any park or playground in the City without written permission from the City Manager or designee.

Sec. 19-11. Camping

It shall be unlawful for any person to camp in or upon any public park situated within the City without permission from the City Manager or designee.

Sec. 19-12. Sleeping

It shall be unlawful for any person to loiter or sleep in any restroom located in any City park or recreation area.

Sec. 19-13. Wading, swimming, fishing, or boating

It shall be unlawful for any person to wade, swim, fish, or boat within any park or recreation area not so designated.

Sec. 19-14. Disposal of litter

It shall be unlawful for any person to deposit paper, glass, metal, litter, or trash of any kind on any lawn, driveway, path, or other place in any park or recreation area except in receptacles provided therefor.

Sec. 19-16. - Picnic facilities.

Unless otherwise provided herein, outdoor picnic areas <u>and pavilion areas</u> are available on a first-come, first-served, basis, <u>with the exception of Finke Pavilion</u>, <u>which may be reserved for private use</u>. When reserved for private use the person reserving the Finke Pavilion may exclude members of the general public and it shall be unlawful for a member of the general public to remain in the Finke Pavilion after being notified that the Finke Pavilion has been reserved for private use.

Sec. 19-17. - Use of certain municipal ball fields.

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- (a) Unless otherwise provided herein, access to <u>City municipally</u> owned athletic fields are on a first-come, first-served, basis; however, individual reservations are available, upon request, from the <u>City Manager or designeeparks and recreation department</u>.
- (b) When reserved for private use the person reserving the athletic field may exclude members of the general public and it shall be unlawful for a member of the general public to remain on the athletic field after being notified that the athletic field has been reserved for private use.

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(a)

(b)(c) It shall be unlawful for any person, firm or corporation (except Ceity employees) to access a <u>City-municipally</u>-owned athletic field while said athletic field is closed—by the posting of a sign by the parks superintendent and/or the city manager or his/her designee.

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Sec. 19-18. - Golf.

It shall be unlawful for any person to practice golf or hit golf balls in any portion of a <u>C</u>eity park or recreational area. <u>T</u>-not designated for that purpose; provided, however, that the practice of disc golf may be permitted in a<u>reas designated for disc golfny open area not specifically designated for some other specialized activity</u>.

Sec. 19-19. Kites, Model Airplanes, and Drones.

It shall be unlawful for any person to fly a kite or propel or guide a model airplane or drone in any park or recreation area traversed by high voltage transmission lines.

Sec. 19-20. Individuals and/or businesses profiting from use of City facilities

It shall be unlawful for any individual or business to financially profit from using public City facilities without a permit or written permission from the City Manager or designee.

Sec. 19-21. - Animals Pets.

- (a) It shall be unlawful for any person who owns a dog or other animal, or has a dog or other animal under their control, to permit such dog or other animal to be in any City park unless restricted by a leash. It shall be the responsibility of the owner of the dog or other animal, or the person who has the dog or other animal under their control, to dispose of all pet excrement immediately. Events organized by the City are exempt from this section.
- (b) Except as provided in Texas Human Resources Code §121.003, it shall be unlawful for any person to tether or pasture, or allow or cause to be tethered or pastured, any cow, horse, mule, fowl, or domestic animal in or upon any park or recreation area.

- (c) It shall be unlawful for any person to frighten, annoy, or injure, or attempt to frighten, annoy, or injure any wild or native animal or bird in any park or recreation area.
- (d) It shall be unlawful for any person to ride any horse or other animal or animal-drawn vehicle over or through any park or recreation area without a permit or written permission from the City Manager or designee.

It shall be unlawful for any person who owns a dog or other animal, or has a dog or other animal under their control, to permit such dog or other animal to be in any city park unless restricted by a leash. It shall be the responsibility of the owner of the dog or other animal, or the person who has the dog or other animal under their control, to immediately dispose of all pet excrement.

Sec. 19-22. - Entertainment and/or exhibition.

No entertainment or exhibition shall be given or conducted in any city park or recreational facility owned by the City without prior written permission from the City Manager or designee. If such entertainment and/or exhibition includes amplified sound, a noise variance from the City Council will be required. The Dr. Bobbie M. Dietrich Memorial Amphitheater is exempt from this section.eity manager or his/her designee.

Sec. 19-23. - Glass containers prohibited.

It shall be unlawful for any person to use or have in their possession any glass container in or upon any public park situated within the corporate limits of the <u>Ceity</u>. <u>Glass baby bottles or baby food jars containing products for consumption by a baby are exempt from this section</u>.

Sec. 19-24. - Selling of merchandise, food, and drinks/or services.

- (a) The <u>Ceity</u> shall be the sole operator of concession stands in all <u>Ceity</u> parks and recreational facilities unless otherwise approved in writing by the <u>Ceity Mmanager or his/her-designee</u>.
- (b) It shall be unlawful for any person or persons to sell or offer for sale any drinks or food items within any Ceity park without written permission from the City Manager or designee, parks superintendent and also obtaining a permit from the Ceity's code enforcement officer, as qualified by the Texas Department of State Health Services as a registered sanitarian. If the Ceity does not employee a registered sanitarian that is authorized to issue a required permit for the sale of drink or food items, the required permit must be obtained from an appropriate registered sanitarian authorized to issue said permit.
- (c) It shall be unlawful for any person to sell or offer for sale any goods, wares, services or merchandise within any Ceity park or recreational facility owned by the City without first obtaining a permit or written permission from the City Manager or designeeparks superintendent and also obtaining a vendor permit from the city secretary.

Sec. 19-25. Parking.

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- (a) It shall be unlawful for any person to park a vehicle in any area of a City park for the principal purpose of displaying the vehicle for sale.
- (b) It shall be unlawful for any person to park, stop, or store a semi-truck or trailer in any area of a City park without written permission from the City Manager or designee.

Sec. 19-13. - Destruction of park property.

- (a) It shall be unlawful for any person to deface, tear down, remove, destroy or injure in any manner whatsoever or to cause to be defaced, torn down, destroyed or injured in any manner whatsoever any fence, building, furniture, seat, sign, structure, excavation, post, bracket, lamp, awning, fireplug, hydrant, water pipe, tree, shrub, plant, flower, railing, bridge, backstop, goalpost, culvert or any other property or improvement whatsoever belonging to the city in, at or upon any of the parks owned or controlled by the city.
- (b) No person shall pick or remove from any park premises any vegetation, unless given specific written permission by the city manager or his/her designee.
- (e) No person shall drive vehicles, motorcycles, all terrain vehicles, etc. off the paved roads or parking areas, unless given specific written permission by the city manager or his/her designee. This restriction shall not apply to any person that requires the use of a motorized or non-motorized mobility device (e.g. wheelchair or scooter) due to illness, injury, or disability.

Sec. 19-26. - Penalty provisions.

A violation of this chapter shall constitute a misdemeanor and upon conviction thereof shall be punishable pursuant to the general penalty provisions set out in <u>Section 1-5</u> of the Code of Ordinances of the City of Brenham.

Sec. 19-27. Permit required.

In addition to meeting any other requirements of this Chapter and the City's Code of Ordinances, written permission or a permit from the City Manager or designee is required prior to sponsoring, holding, or conducting any of the following uses in a City park or City park facility owned by the City:

- (a) Any organized sporting event and associated activities such as rallies, award ceremonies, etc., unless the organizer has a contract with the City;
- (b) Any exhibit, music event, play, motion picture or similar form of entertainment;
- (c) Any assembly or parade;
- (d) Any use of amplified sound equipment;
- (e) Any sale of food, drinks, or other goods;
- (f) Any sale of services, including boot camps, athletic lessons, etc;
- (g) Any park use during times when the park or park facility is normally closed to the public.

Sec. 19-28. Appeals.

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Any person dissatisfied with a decision of the City Manager or designee in failing to grant a permit shall have the right to appeal in writing within ten days of the date of the decision. Such appeal shall be presented by the applicant in writing to the City Manager, who shall consider the matter under the standards established in this Chapter. The City Manager shall sustain or overrule the decision within 14 days of the date of receipt of the written appeal from the applicant. The City Manager's decision on such appeal shall be final.

ARTICLE III. - PARKS AND RECREATION ADVISORY BOARD

Sec. 19-21. - Purpose.

The City of Brenham Parks and Recreation Advisory Board is created to assist the City of Brenham and the Brenham City Council in the planning and operation of all city parks and recreational facilities with the ultimate goal being to provide the best service possible to the citizens of the city. This purpose includes review and monitoring of existing operations, making recommendations regarding fee schedules for all parks and recreational facilities, considering ways to better utilize the existing facilities, and to provide plans for future development of the city's parks and recreational facilities.

Sec. 19-22. - Scope and membership.

The parks and recreation advisory board shall consist of at least nine (9) members the majority of whom shall reside within the city limits of the City of Brenham, and who shall be appointed to staggered two year terms by the city council. All terms will be for two (2) years ending in December of each calendar year. The director of public works or some other city official may be designated by the city manager as an ex-officio member of the board. Upon the death, resignation, removal or expiration of the term of office of any member, the city council, shall appoint a successor.

The scope of the parks and recreation advisory board's authority will be advisory. All actions regarding policies, procedures, and/or fee schedules taken by the board shall be presented to the city council for final approval. Six (6) members of the board shall constitute a quorum for the transaction of business.

Sec. 19-23. - Organization.

- (a) Regular meetings of the parks and recreation advisory board shall be held every second Wednesday of the month at 12:00 p.m. (Noon).
- (b) Board members shall select a chairperson whose term shall be for a period of one (1) year. The chairperson shall review and approve agenda items to be considered by the board and shall conduct such meetings in accordance with Robert's Rules of Order, calling for votes when deemed necessary to determine recommendations to be presented to city council and/or for direction of city staff. The chairperson may call special meetings at any time.

- (c) The board will hear citizens and/or special interest groups who may present requests or comments relative to the city's parks and recreational facilities. The board shall advise city staff and/or the city council of any recommendations.
- (d) The board shall counsel city staff on various policies and operations of all city parks and recreational facilities, review and make recommendations on the annual budget for the city's parks and recreational facilities, and review and make recommendations in connection with long-range planning efforts relative to all facilities.
- (e) All fees related to any parks and recreational activities shall be recommended by the parks and recreation advisory board to city council for approval. All fees shall be set by resolution of the city council and shall be on file in the city secretary's office.



To: Parks and Recreation Advisory Board

From: Crystal Locke, Community Services Specialist

Subject: Chapter 19 Parks and Recreation

Date: August 12, 2019

Staff is requesting the Board make a recommendation to Council to pass the attached amendments to Chapter 19, Parks and Recreation, of the Code of Ordinances of the City of Brenham.

ORDINANCE NO.

AN ORDINANCE OF THE CITY OF BRENHAM, TEXAS AMENDING CHAPTER 19, PARKS AND RECREATION, OF THE CODE OF ORDINANCES OF THE CITY OF BRENHAM, TEXAS; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR AN EFFECTIVE DATE; AND FINDING OF PROPER NOTICE AND MEETINGS

WHEREAS, pursuant to Texas Local Government Code, Section 51.001, the City of Brenham, Texas ("City") has the authority to adopt ordinances and regulations that are good government, peace and order of the City; and

WHEREAS, in order to enhance, promote and protect the health, safety and general welfare of the citizens of Brenham, Texas the City Council must from time to time amend and/or adopt new regulations; and

WHEREAS, the latest update to Chapter 19, Parks and Recreation, was done in January, 2010; and

WHEREAS, many sections in Chapter 19 are no longer administratively accurate; and

WHEREAS, the City Council finds the following regulations to be reasonable and beneficial to the general health, safety and welfare of the citizens of Brenham;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BRENHAM, TEXAS THAT:

SECTION 1.

The findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

SECTION 2.

Chapter 19, Parks and Recreation, of the Code of Ordinances of the City of Brenham, Texas, is hereby repealed and rescinded in its entirety.

SECTION 3.

Chapter 19, Parks and Recreation, of the Code of Ordinances of the City of Brenham, Texas, shall read as follows:

ARTICLE I. - GENERAL PROVISIONS

Sec. 19-1. - Definitions.

Bicycle shall mean to ride or propel a device commonly known as a bicycle, unicycle, tricycle or similar non-motorized device.

Camping shall mean the overnight use of tents, lean-tos, hammocks, sleeping bags or blankets, or other shelters, automobile trailers, cars, house trailers, house cars, campers, or other such vehicles for the purposes of living or sleeping quarters.

City shall mean the duly incorporated municipality of the City of Brenham, Texas.

Concession stand shall mean a place where patrons can purchase various snacks, drinks and/or food items.

Electronic smoking device means any product containing or delivering nicotine or any other substance intended for human consumption that can be used by a person to stimulate smoking through inhalation of vapor or aerosol from the product. The term includes any such device, whether manufactured, distributed, marketed, or sold as an e-cigarette, e-cigar, e-pipe, e-hookah, vape pen, tank system, or advanced personalized vaporizer (APV), or under any other product name or descriptor.

Entertainment shall mean any amusement or diversion provided, especially in a public performance, by an individual or a group of individuals.

Exhibition shall mean to show publicly for the purposes of competition or demonstration such things as works, art, objects of manufacture, or athletic skills.

Person shall mean an individual, proprietorship, partnership, corporation, association, or other legal entity.

Scoot shall mean to ride or propel a device commonly known as a scooter, with a deck designed to allow a person to stand or sit while operating the device, and includes such a device whether powered by electricity, gas, human or other power.

Skate shall mean to ride or propel a device commonly known as roller skates, roller blades, skateboard or similar non-motorized device.

Smoke or smoking means inhaling, exhaling, burning or carrying any lighted or heated cigar, cigarette, or pipe, or any other lighted or heated tobacco or plant product intended for inhalation, including hookahs and marijuana, whether natural or synthetic, in any manner or in any form. Smoking also include the use of an electronic smoking device as defined herein, or the use of any oral smoking device for the purpose of circumventing the prohibition of smoking in this chapter.

Tobacco means any tobacco, cigarette, cigar, pipe tobacco, smokeless tobacco, snuff or any other form of tobacco, which may be utilized for smoking, chewing, inhalation or other means of ingestion or absorption.

Walking or jogging trails shall mean any paved or improved path, sidewalk or bridge designed to be used by individuals for walking, jogging or running.

ARTICLE II. - REGULATIONS

Sec. 19-2. Park hours.

All public parks and parks facilities belonging to the City shall be available for use by the public between the hours of 5:00 a.m. and 11:00 p.m. of each day of the week, unless said park facilities have been reserved for private use. Arrangements must be made in advance with the City Manager or designee for extended hours, or to reserve any park facilities for private use.

Sec. 19-3. Payment of fees.

Fees for all park and recreation activities shall be set by resolution of the City Council. All such fees shall be posted, where applicable, and kept on file with the City Secretary. It shall be unlawful for any person to use or enter upon any park or recreation facility, and engage in an activity for which a fee is charged, without first having first paid said fee.

Sec. 19-4. Destruction of park property.

- (a) It shall be unlawful for any person to deface, tear down, remove, destroy or injure in any manner whatsoever or to cause to be defaced, torn down, destroyed or injured in any manner whatsoever any fence, building, furniture, seat, sign, structure, excavation, post, bracket, lamp, awning, fireplug, hydrant, water pipe, tree, shrub, plant, flower, railing, bridge, backstop, goalpost, culvert or any other property or improvement whatsoever belonging to the City in, at or upon any of the parks owned or controlled by the City.
- (b) A person, group, organization, or entity reserving the use of a park facility shall be responsible for all damages to City property and for the cost of any unreasonable wear and tear to park facilities or for services, including emergency or public safety services such as police and fire, that are provided to or dispatched to the City park or City park facility as a result of such person's, group's or the organization's misuse, improper or unlawful use of the facility.

Sec. 19-5. Advertising.

It shall be unlawful for any person to display any advertising material by or to distribute advertising material of any character within any parks or other recreation areas owned by the City without permission of the City Manager or designee.

Sec. 19-6. Alcoholic beverages

It shall be unlawful for any person to consume any alcoholic beverage in, or to carry or bring any alcoholic beverage into, the Blue Bell Aquatic Center.

Sec. 19-7. Use of Tobacco products

It shall be unlawful for any person to smoke or use tobacco in any City-owned park, including but not limited to athletic fields, skate parks, hiking or biking trails, walking paths, flower or prayer gardens, and playground areas.

Sec. 19-8. Vehicles, motorcycles, and motorized scooters.

No person shall drive an automobile, motorcycle, motor vehicle, golf cart, or other motor operated vehicle or bicycle in or upon any established and maintained park or playground, except in designated parking areas located therein, without specific written permission from the City Manager or designee. This restriction does not apply to any person that requires the use of a motorized or non-motorized mobility device (e.g. wheelchair or scooter) due to illness, injury, or disability.

Sec. 19-9. Bicycling, skating, and scooting.

- (a) It shall be unlawful for any person to bicycle, skate, or scoot within Veterans Memorial Plaza. This restriction shall not apply to any person that requires the use of a motorized or non-motorized mobility device (e.g. wheelchair or scooter) due to illness, injury or disability.
- (b) It shall be unlawful for any person to bicycle, skate, or scoot within the walking and jogging trails in Hohlt Park, Jackson Street Park, and Fireman's Park. It shall also be unlawful for any person to bicycle, skate, or scoot within the portion of Fireman's Park situated north of Fireman's Park Road. These restrictions shall not apply to any person that requires the use of a motorized or non-motorized mobility device (e.g. wheelchair or scooter) due to illness, injury or disability.

Sec. 19-10. Circulars, cards, etc.

It shall be unlawful for any person to distribute any circulars, cards or written matter or post, paste, or affix any placard, notice or sign within any park or playground in the City without written permission from the City Manager or designee.

Sec. 19-11. Camping

It shall be unlawful for any person to camp in or upon any public park situated within the City without permission from the City Manager or designee.

Sec. 19-12. Sleeping

It shall be unlawful for any person to loiter or sleep in any restroom located in any City park or recreation area.

Sec. 19-13. Wading, swimming, fishing, or boating

It shall be unlawful for any person to wade, swim, fish, or boat within any park or recreation area not so designated.

Sec. 19-14. Disposal of litter

It shall be unlawful for any person to deposit paper, glass, metal, litter, or trash of any kind on any lawn, driveway, path, or other place in any park or recreation area except in receptacles provided therefor.

Sec. 19-16. Picnic facilities.

Unless otherwise provided herein, outdoor picnic areas and pavilion areas are available on a first-come, first-served, basis, with the exception of Finke Pavilion, which may be reserved for private use. When reserved for private use the person reserving the Finke Pavilion may exclude members of the general public and it shall be unlawful for a member of the general public to remain in the Finke Pavilion after being notified that the Finke Pavilion has been reserved for private use.

Sec. 19-17. Use of certain municipal ball fields.

- (a) Unless otherwise provided herein, access to City-owned athletic fields are on a first-come, first-served, basis; however, individual reservations are available, upon request, from the City Manager or designee.
- (b) When reserved for private use the person reserving the athletic field may exclude members of the general public and it shall be unlawful for a member of the general public to remain on the athletic field after being notified that the athletic field has been reserved for private use.
- (c) It shall be unlawful for any person, firm or corporation (except City employees) to access a City-owned athletic field while said athletic field is closed.

Sec. 19-18. Golf.

It shall be unlawful for any person to practice golf or hit golf balls in any portion of a City park or recreational area. The practice of disc golf may be permitted in areas designated for disc golf.

Sec. 19-19. Kites, Model Airplanes, and Drones.

It shall be unlawful for any person to fly a kite or propel or guide a model airplane or drone in any park or recreation area traversed by high voltage transmission lines.

Sec. 19-20. Individuals and/or businesses profiting from use of City facilities

It shall be unlawful for any individual or business to financially profit from using public City facilities without a permit or written permission from the City Manager or designee.

Sec. 19-21. Animals.

- (a) It shall be unlawful for any person who owns a dog or other animal, or has a dog or other animal under their control, to permit such dog or other animal to be in any City park unless restricted by a leash. It shall be the responsibility of the owner of the dog or other animal, or the person who has the dog or other animal under their control, to dispose of all pet excrement immediately. Events organized by the City are exempt from this section.
- (b) Except as provided in Texas Human Resources Code §121.003, it shall be unlawful for any person to tether or pasture, or allow or cause to be tethered or pastured, any cow, horse, mule, fowl, or domestic animal in or upon any park or recreation area.
- (c) It shall be unlawful for any person to frighten, annoy, or injure, or attempt to frighten, annoy, or injure any wild or native animal or bird in any park or recreation area.
- (d) It shall be unlawful for any person to ride any horse or other animal or animal-drawn vehicle over or through any park or recreation area without a permit or written permission from the City Manager or designee.

Sec. 19-22. Entertainment and/or exhibition.

No entertainment or exhibition shall be given or conducted in any city park or recreational facility owned by the City without prior written permission from the City Manager or designee. If such entertainment and/or exhibition includes amplified sound, a noise variance from the City Council will be required. The Dr. Bobbie M. Dietrich Memorial Amphitheater is exempt from this section.

Sec. 19-23. Glass containers prohibited.

It shall be unlawful for any person to use or have in their possession any glass container in or upon any public park situated within the corporate limits of the City. Glass baby bottles or baby food jars containing products for consumption by a baby are exempt from this section.

Sec. 19-24. Selling of merchandise, food, and drinks.

- (a) The City shall be the sole operator of concession stands in all City parks and recreational facilities unless otherwise approved in writing by the City Manager or designee.
- (b) It shall be unlawful for any person or persons to sell or offer for sale any drinks or food items within any City park without written permission from the City Manager or designee, and also obtaining a permit from the City's code enforcement officer, as qualified by the Texas Department of State Health Services as a registered sanitarian. If the City does not employee a registered sanitarian that is authorized to issue a required permit for the sale of drink or food items, the required permit must be obtained from an appropriate registered sanitarian authorized to issue said permit.
- (c) It shall be unlawful for any person to sell or offer for sale any goods, wares, services or merchandise within any City park or recreational facility owned by the City without first obtaining a permit or written permission from the City Manager or designee.

Sec. 19-25. Parking.

- (a) It shall be unlawful for any person to park a vehicle in any area of a City park for the principal purpose of displaying the vehicle for sale.
- (b) It shall be unlawful for any person to park, stop, or store a semi-truck or trailer in any area of a City park without written permission from the City Manager or designee.

Sec. 19-26. Penalty provisions.

A violation of this chapter shall constitute a misdemeanor and upon conviction thereof shall be punishable pursuant to the general penalty provisions set out in Section 1-5 of the Code of Ordinances of the City of Brenham.

Sec. 19-27. Permit required.

In addition to meeting any other requirements of this Chapter and the City's Code of Ordinances, written permission or a permit from the City Manager or designee is required prior to sponsoring, holding, or conducting any of the following uses in a City park or City park facility owned by the City:

- (a) Any organized sporting event and associated activities such as rallies, award ceremonies, etc., unless the organizer has a contract with the City;
- (b) Any exhibit, music event, play, motion picture or similar form of entertainment;
- (c) Any assembly or parade;
- (d) Any use of amplified sound equipment;
- (e) Any sale of food, drinks, or other goods;
- (f) Any sale of services, including boot camps, athletic lessons, etc;
- (g) Any park use during times when the park or park facility is normally closed to the public.

Sec. 19-28. Appeals.

Any person dissatisfied with a decision of the City Manager or designee in failing to grant a permit shall have the right to appeal in writing within ten days of the date of the decision. Such appeal shall be presented by the applicant in writing to the City Manager, who shall consider the matter under the standards established in this Chapter. The City Manager shall sustain or overrule the decision within 14 days of the date of receipt of the written appeal from the applicant. The City Manager's decision on such appeal shall be final.

SECTION 4. SAVINGS CLAUSE

All provisions of any ordinance, resolution or other action of the City in conflict with this Ordinance are hereby repealed to the extent they are in conflict. Any remaining portions of said ordinances, resolutions or other actions shall remain in full force and effect.

SECTION 5. SEVERABILITY

Should any section, subsection, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. The City Council hereby declares that it would have passed this Ordinance, and each section, subsection, sentences and clauses and phrases remaining should any provision be declared unconstitutional or invalid.

SECTION 6. REPEALER

Any other ordinance or parts of ordinances in conflict with this Ordinance are hereby expressly repealed.

<u>SECTION 7</u>. EFFECTIVE DATE

This Ordinance shall become effective upon adoption and publication as required by law.

SECTION 8. PROPER NOTICE AND MEETINGS

It is hereby officially found and determined that the meetings at which this Ordinance was passed were open to the public as required and that public notice of the time, place and purpose of said meetings were given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

PASSED and APPROVED on its :	first reading this the day of 2019.
PASSED and APPROVED on its	second reading this the day of 2019.
	Milton Y. Tate, Jr. Mayor
ATTEST:	
	_
Jeana Bellinger, TRMC, CMC	-
City Secretary	



City of Brenham Parks & Recreation Advisory Board Minutes

A regular meeting of the Parks and Recreation Advisory Board was held on Wednesday, June 26, 2019, beginning at 12:00 p.m. at the Blue Bell Aquatic Center – Multi-Purpose Room, 1800 E. Tom Green Street Brenham, Texas.

Members present:

Paula Buls Luis Mendoza Jim Baker Lee Chalmers Bill Betts Ginger Bosse Matthew Wehring Delbert Boeker

Members absent:

Andrea Fischer

City staff present:

James Fisher, Lowell Ogle, Dane Rau, Casey Redman, Tammy Jaster, Kelsey Toy, Kevin Boggus, Emily Dedmon, Karen Stack, and Crystal Locke

Others present:

Donovan Coskey, Jeff Clayton, and Linda Thomas

1. Call Meeting to Order

2. Citizens/Visitor Comments

There were no citizen comments.

WORK SESSION

3. Presentation and Discussion Regarding Updates to Chapter 19, Parks and Recreation, of the Code of Ordinances of the City of Brenham

Community Services Specialist Crystal Locke opened this discussion by mentioning that Chapter 19, Parks and Recreation, of the Code of Ordinances was last updated in 2010. Staff began meeting with the City Secretary's office to begin working on an update of Chapter 19 to include potential items that should be addressed. Locke introduced Deputy City Secretary II, Karen Stack, to discuss the redline of the current working draft ordinance.

Stack began by discussing the major substantive changes that staff had outlined in the redline of the current working draft. Those included:

Addition of prohibition of unauthorized advertising. Section 19-5.

Prohibition of alcohol at Blue Bell Aquatic Center. Section 19-6.

Prohibition of motorized vehicles anywhere but parking lots. Section 19-8. Board Member Bosse questioned the use of motorized vehicles by the school district during games or tournament play. Rau responded that the section includes wording that allows written permission from the City Manager or designee for specific situations.

Prohibition of bicycles, skates, and scooters on trails. Section 19-9. It shall be unlawful for any person to bicycle, skate, or scoot within the walking and jogging trails and the portion of Fireman's Park situated north of Fireman's Park Road. Casey Redman clarified that north of Fireman's Park is the pavilion, kitchen, and planter areas.

Prohibition of camping in parks. Section 19-11.

Prohibition of sleeping or loitering in restrooms. Section 19-12.

Prohibition of wading/swimming/fishing/boating. Section 19-13.

Disposal of litter. Section 19-14.

Prohibition of firearms and air guns. Section 19-15.

Addition of prohibition of semi's and trailers without permission. Section 19-25.

Prohibition of tobacco products (language taken directly from Health Ordinance). Section 19-7.

Addition of permitting requirements and permitting process. Section 19-27. This would require one to obtain a permit from the City to use parks to host bootcamps, sports lessons, yoga classes, etc. Parks and Recreation staff and the City Secretary's office would handle these types of

requests. Pricing for permits would vary. Staff will continue to work with the City Secretary's office to streamline the permit process and add appropriate conditions for each type of permit.

Article III. Parks and Recreation Advisory Board has been removed. Provisions regarding the Parks and Recreation Advisory Board are now under Resolution No. R-18-024.

Stack reminded the Board that the draft is a working document that will be reviewed by City Attorney Cary Bovey's office before being presented to Council. Stack asked the Board for input on the content presented and particularly if there was anything missing that needed to be addressed in the update.

Board Member Chalmers questioned weapons not being allowed in parks, Section 19-15, and if that included those with permits to carry a concealed weapon. Stack replied that that is how the current draft ordinance is written. Chalmers questioned how staff would post the mandated 30.06 and 30.07 signs at each entrance into a public park. City Manager James Fisher added that the city attorney would review the drafted ordinance carefully so that the City does not infringe on one's rights.

Board Member Buls noted she did not see dress or foul language addressed in the ordinance. Rau responded that these items have not been an issue in city parks. Chairperson Betts added that general law about public nudity, etc. are not superseded by a park ordinance and the regular statues of the state would apply to the park areas.

Chairperson Betts questioned whether or not all of the boards were removed from the ordinances. Stack replied that this is a work in progress. The Boards policy was approved by Council in December 2018 with a condition precedent to removing Boards from ordinances, so that there is not conflicting language. Staff is streamlining term limits, attendance, and training so that Boards are more uniform.

Board Member Boeker questioned Section 19-5, Advertising, and asked about election signage at the American Legion Hall since the building is located on park property. Rau explained that written permission can be given by the City Manager or designee.

Chairperson Betts asked if staff would amend the application for tournament users to include a checklist of items addressed in the drafted ordinance i.e. advertising, sleeping in tents, and goods for sale. Rau replied that staff would review the current application and add conditions as needed.

Chairperson Betts recommended the Board contact staff by July 15 with other comments or suggestions pertaining to the Parks and Recreation Ordinance update.

4. Presentation and Discussion Regarding Future Needs of Blue Bell Aquatic Center

Director of Public Works Dane Rau opened this discussion by asking the Board to consider the future needs of the Blue Bell Aquatic Center (BBAC) if resources were unlimited. Rau mentioned the Board would learn more about the initial facility plans and options to consider moving forward before turning the presentation over to Aquatic Superintendent Tammy Jaster who presented a PowerPoint.

Jaster began by mentioning that in the 1990s, the City and the Citizen's Steering Committee found a need for a community center and a pool. The Blue Bell Aquatic Center stemmed from this finding. In the initial plans for the facility, there were multiple phases. Phase I, which opened in 2001, included an outdoor leisure pool, Natatorium, childcare room, exercise room, therapy pool with dressing rooms, and an office. Jaster presented renderings of the facility plans and walked through the plans with the Board.

Based on research and blue prints, Jaster believed that Phase II of the BBAC would include an outdoor lazy river, a second big slide, additional parking (where the Boys & Girls Club of Washington County is located), additional handicap parking in the rear of the building, and a recreation center which would have included another lobby, offices, additional storage, restrooms, laundry room, basketball courts, serving room, and complete an indoor walking trail. Phase II has not yet happened.

Jaster mentioned as the city looks at planning for the future needs of the facility what does that look like. BBAC staff has put together a modified version of Phase II based on citizens input, cost, etc. Options for a modified Phase II include additional storage, indoor racquetball/pickleball courts, outdoor lap/recreation pool, sauna, additional showers, and handicap/staff parking along the back entrance.

Following the modified version of Phase II presentation, Jaster showed the Board renderings of the initial Phase II handicap parking, potentially eight spaces in the rear of the building and briefly mentioned the logistics of the additional rear parking without a building expansion – safety, monitored parking, and how to get patrons in and out of the facility. Jaster also presented additional options staff have considered over the years including a splash pad and flow rider.

Citizen Linda Thomas addressed the Board. She stated that she wanted to address handicap parking at the rear of the building. Two misconceptions she wanted to clarify were that: (1) the BBAC was poorly designed because the therapy pool was placed in the back of the building – Phase II included handicap parking in the rear, but the lack of funding hindered that from being added. (2) Prohibitive cost for security reasons for the rear entrance to be used.

Thomas noted specific instances in which she had addressed her concerns with staff. Thomas expressed the critical safety concerns for pool patrons maneuvering from the parking lot to the back-therapy pool and included patrons with disabilities such as physical mobility, respiratory and visual issues, and balance issues. Thomas put together a plan to address the rear handicap parking lot and met with City Manager James Fisher and Assistant City Manager Lowell Ogle who were very positive and receptive to the plan. Thomas continued to discuss items included

in the 10-point plan such as security, safety, and funding. Thomas asked that the Board please put the rear handicap parking project on the forefront of the list of needs for the BBAC.

Citizen Donovan Coskley, local swim team coach, mentioned the need for extra space at the pool for lap swimming, training, and competitive swimming. Coskley noted that the junior high, high school, club team, and summer league teams have continued to grow and the addition of outdoor space would be nice. Citizen Jeff Clayton, Brenham swim coach, added that high school and summer league numbers have doubled over the last 10 years in addition to adding a club team and junior high swim team and 6-lanes in the Natatorium is tight. Clayton commented on the overall usage in general including lap swimmers have at least doubled.

Rau asked the Board how they felt about the addition of indoor pickleball/racquetball courts. Board Member Wehring noted he would like to see continued development to the outdoor courts at Jackson Street Park. Wehring mentioned indoor pickleball options could be used at other locations that currently exist.

Rau asked about saunas and exercise rooms. Board Member Buls noted the Kruse Center offers community memberships with access to exercise equipment and a walking trail.

Based on the consensus of the Board, Chairperson Betts recommended staff look at addressing the rear handicap parking lot expansion and an outdoor pool when planning for Phase II of the BBAC.

In closing, City Manager James Fisher added that staff has been looking at all of the big capital expenditures the City may need to incur over the next 5-10 years. Fisher noted that in addition to the upfront cost of adding an amenity, the City must also consider the cost to maintain and operate the amenity. Fisher suggested the Board send additional thoughts and suggestions to Crystal Locke via email.

REGULAR SESSION

5. Discuss and Possibly Act Upon the Approval of the Minutes from the April 10, 2019 Regular Meeting

A motion was made by Board Member Boeker and seconded by Board Member Chalmers to approve the minutes from the April 10, 2019 regular meeting.

Chairperson Betts called for a vote. The motion passed with the Board voting as follows:

Board Member Jim Baker	Yes
Board Member Bill Betts	Yes
Board Member Delbert Boeker	Yes
Board Member Ginger Bosse	Yes
Board Member Paula Buls	Yes
Board Member Lee Chalmers	Yes
Board Member Luis Mendoza	Yes

6. Discuss and Possibly Act Upon Amending Chapter 19, Parks and Recreation, of the Code of Ordinances of the City of Brenham

This item was passed.

7. Parks and Recreation Staff Updates

Blue Bell Aquatic Center (BBAC)

Blue Bell Aquatic Center Superintendent Tammy Jaster provided the following updates:

- ➤ Visits current daily visits, passes, and revenues were presented to the board
- ➤ Staffing summer staff hired, working on staff for Fall
- ➤ Maintenance completed the following Brenham Community Development Corporation (BCDC) funded projects: playground replacement, slide tower repair, popsicle and country cone refurbishment, and leisure pool fix
- ➤ BBAC and PARK Central usage for April was presented to the board
- A list of programs, publicity, and special events was presented

Recreation

Community Services Specialist Crystal Locke provided the following updates:

- ➤ Program and Event Participant re-caps: April Walk with a Doc 18, Kids to Parks Day 50+, May Walk with a Doc 34, Floats n' Flicks 480+, and Pop-up Play Day at Jackson Street Park 226
- ➤ Personnel Update: Introduced Emily Dedmon, student at Texas A&M, as the Parks and Recreation Intern
- Future Programs and Events: Movies in the Park on June 27, July 18, and August 1, Walk with a Doc at the Kruse Center-Blinn College on July 27, July is National Parks and Recreation Month and the city is celebrating with activities on Thursday's in July, 2nd annual Roll and Read event scheduled for August 7 at Fireman's Park
- ➤ The Flying Horses Carousel will be featured in July's issue of Brazos Valley Insite

Parks Maintenance

Parks Superintendent Casey Redman provided the following updates:

- ➤ LED lights installed at Jerry Wilson Basketball Courts
- ➤ Installed chain-link divider on pickleball courts
- > Successful Maifest event
- Little League season is complete
- ➤ Upcoming All-Star tournament at Linda Anderson Park June 17-24
- ➤ Continue routine maintenance mowing, weed eating, trimming shrubs

Tournament update:

> Parks hosted five multi-day tournaments including 1 soccer, 1 softball, and 3 baseball

Administration

Director of Public Works Dane Rau provided the following updates:

- Final payment has been issued for restrooms at Fireman's Park
- ➤ Work has begun on Phase I of Henderson Park improvements. Phase I includes sidewalks, BBQ pit, and pavilion restroom improvements. Design of Phase II is in progress and includes improvements to the baseball field, lighting, concession area, and bleacher pads. Staff hopes to bid out Phase II late Fall.
- Fireman's Field netting is scheduled to be installed late July
- ➤ Work on covered batting cages at Linda Anderson will begin early July
- > Staff will bring a list of BCDC funded projects for FY19-20 to the next meeting

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The meeting	g was adjourned.
Bill Betts	
Chair	
ATTEST:	
Crystal Locke Staff Liaison	



Memorandum

To: PARB Board Members

From: Dane Rau

Date: 8/9/19

Re: Update on BCDC FY19 Budget and Actual and FY20 Approved Budget Projects

BCDC Projects for FY19 Budget and Actual

Recreation Projects	Ві	udget	Actual (as of 6/30/19)
Aquatics:			
Aquatic Center Playground Equipment	\$	60,000	\$ 98,961
Tower Structure Repair		50,000	15,000
Sand Filters – Competition & Therapy Pools		12,500	8,659
HVAC Unit Replacements		12,000	re-budget
Country Cone & Popsicle Refurbishments		28,000	7,350
Aflex Inflatable Water Features		25,000	24,106
Parks:			
Henderson Park Improvements Phase II	\$	300,000	in progress
WPA Rock Party Room Repairs		21,000	19,126
Hohlt Park Playground Equipment		68,000	68,322
Pickleball Court Improvements		29,000	26,782
Fireman's Park Bleacher Painting/Repairs		50,000	24,975
Fireman's Park Backstop Netting		25,000	in progress
Lightning Detector – Jackson Street Park		11,000	10,875
Lightning Detector – Henderson Park		11,000	10,800
Entrance Signs – Hattie Mae Flowers and Jerry Wilson Parks		15,000	in progress
Jackson Street Park Parking Lots		22,000	26,623
Fireman's Park Playground Equipment		90,000	89,385
*Hattie Mae Flowers Basketball Court Lights		15,000	in progress
Fireman's Park Night Light Replacement		15,000	3,800
Bottle Filling Stations		20,000	18,613
*Hohlt Park Nature Trail Improvements		40,000	in progress
*Covered Batting Cages – Linda Anderson Park		30,000	in progress

Recreation:

Christmas Stroll	\$ 10,000	\$ 10,000
Movies in the Park	4,000	4,000
Set Aside for Southside Family Park Grant Match	\$ 500,000	\$ 500,000
Total Recreation Expenditures	\$ 1,463,500	\$ 967,377

BCDC Approved Projects for FY20 Budget

Recreation Projects		Budget
Aquatics:		
HVAC Unit Replacements	\$	64,000
Resurface Leisure Pool Deck		75,000
Replace Pumps for Pools		15,000
Replace Lounge Chairs		60,000
Replace Umbrellas on all Picnic Tables		7,500
Bogo Mats		10,000
Parks:		
Henderson Park Improvements Phase III	\$	350,000
Pickleball Court Improvements		21,000
Splash Pad		300,000
Turf mound - Schulte Field		12,000
Bullpen Upgrades - Hohlt Park		11,000
Finke Pavilion Fan		11,550
Playground - Jerry Wilson		85,000
Renovations - Blinn Softball Field		40,000
Replace bleachers - Hohlt Park		45,000
Scoreboards - Hohlt Park softball		22,000
Recreation:		
Christmas Stroll	\$	5,000
Movies in the Park		4,000
Parks, Recreation, and Open Spaces Master Plan - 5-year update		10,000
Total Recreation Expenditures	¢	1,148,050
Total Recreation Expenditures	Ţ	1,170,030



To: Parks and Recreation Advisory Board

From: Crystal Locke, Community Services Specialist

Subject: Recreation & Community Programs

Date: August 12, 2019

Completed Projects

Annual Report for Skate Park grant through Texas Parks and Wildlife Department

Work in Progress

- Drafting comprehensive park signage displaying rules and regulations
- Begin coordinating 5-Year update to Parks and Recreation Master Plan
- Meet with TPWD Local Park Grants Manager to discuss Brenham Family Park project (Application Deadline: December 4)

Program and Event Participant Re-cap

2k+ Hot Nights, Cool Tunes (per concert)

6 Yoga in the Park

150 Movies in the Park

216 Science, Storytelling, + Sno Cones

43 July Walk with a Doc

72 Roll and Read participants + parents

Future Programs & Events

Walk with a Doc

Saturday, August 24 | Kruse Center | 9am-11am

This doctor-led group is a fun and safe place to go for a walk and learn about health.

Little Diggers Volleyball

Sundays only September 8-29 | Brenham High School | 2pm-4pm

Join the BHS Volleyball team as they teach basic fundamentals including passing, setting, and serving. This program is for girls 3rd-6th grade.

Memo

To: Parks Board Members

From: Tammy Jaster, Aquatic Supervisor

Date: 8/12/2019

Re: Blue Bell Aquatic Center Update

VISITS:

o Current Daily Visits: (7-29-19)

- Summer (Memorial Day - Labor Day)

- 2017 - 41,079 2018 - 33,558 2019 - 32,987

CENTER

- Calendar Year (January - December)

- 2017 - 61,705 2018 - 52,973 2019 - 53,395

- Budget Year (October - September)

- 2017-70,440 2018-55,689 2019-60,419

O BBAC Passes: CALENDAR YEAR

Pass TYPE:	Individual Monthly	Individual Aerobic Monthly	Family Monthly	Senior Monthly	Senior Aerobic Monthly	Individual Annual	Family Annual	Senior Annual	Senior Aerobic Year	Summer Pass – Family	Summer Pass - Individual	RenEW Active
2017	124	10	285	373	179	11	18	76	111	77	6	1
2018	108	15	249	353	200	8	14	72	111	59	5	1
2019	74	5	174	301	153	4	10	6 0	1	103	5	12

• REVENUE:

o Current through end of Budget Year

Items:	Aquatic Admission:	Member Pass:	Programs:	Leisure Pool Rental:	Comp Pool Rental:	Therapy Pool Rental:	Table/ Locker Rental:	Room Rental:	Aquatic Misc	Concessions:
2017	\$91,273	\$66,214	\$34,925	\$15,705	\$20,22 0	\$2,200	\$1,075	\$1,977	\$3,935	\$31,258
2018	\$81,503	\$64,557	\$31,593	\$9,800	\$21,530	\$1,400	\$725	\$1,855	\$2,505	\$23,417
2019 (Oct 1- Aug.8)	\$97,490	\$60,401	\$33,989	\$14,050	\$22,505	\$300	\$175	\$3,225	\$3,330	\$30,152

• STAFFING:

- O STAFF -working on hiring / training for fall staff
- o Tammy Jaster & Kelsey Toy attended Special Olympic Swim Team Training
- o Annie Montgomery attended CPO
- o Jordan LaBeth was hired as the full time Maintenance Technician (Aquatics)

MAINTANENCE:

o Playground Replacement – Finished

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USAGE:

M+	AY BBAC Usage	PARK Central Usage			
8528	Total Visits	1085	CarouselRiders		
184	Passes Sold	5	CarouselRentals		
1139	Phone Calls to Park Central	15	Fireman's Park Kitchen		
D	BSSLC Visits	11	Fireman's Rock Room		
44	Kruse Village Visits	7	Finkie Pavilion Rental		
9	Renew Active Visits	4	Henderson Park Kitchen		
12	Private Lessons	D	Amphitheatre		
1	Parties Hosted	15	All Sports Building		
4	Swim Teams	6	Jackson Street Kitchen		
JUI	JUNE BBAC Usage		PARK Central Usage		
16287	Total Visits	447	CarouselRiders		
202	Passes Sold	3	CarouselRentals		
1488	Phone Calls to Park Central	13	Fireman's Park Kitchen		
30	BSSLC Visits	7	Fireman's Rock Room		
36	Kruse Village Visits	D	Finkie Pavilion Rental		
2	Renew Active Visits	D	Henderson Park Kitchen		
349	Group Lessons	1	Amphitheatre		
209	Private Lessons	10	All Sports Building		
26	Parties Hosted	8	Jackson Street Kitchen		
2	Swim Teams				

PROGRAMS/PUBLICITY/SPECIAL EVENTS:

- O AUG. 5-9... SHORTEN HOURS M-F 11am 5pm; Indoor Pools Gam -7pm
- O Aug. 9....Back to Pool BASH...5:30PM 930PM
- O Aug. 12 & 13... LEISURE OPEN -- Excited to have staff to open the pool from 11am 5pm....indoor pools will be open Gam 7pm.

August 14 -- MODIFIED FALL HOURS START

- Monday Friday Indoor Pools Gam 1PM & 4PM 7PM
 - LEISURE POOL CLOSED
- Saturday -- All Pools Open 10am 5pm
- Sunday -- All Pools Open 1pm 5pm
- O August 19... BHS Swim Team begins practice from 620am 8am
- o August 19...BJHS Swim Team begins practice -7am 815am
 - Lap Swimmers may want to avoid the 7am 8am time slot the pool will be full.

- O Sept. 1...LAST Day for LEISURE POOL for the Season ...
 - See you May 23, 2020
- O Sept. 2... CITY HOLIDAY... All Pools are CLOSED for LABOR DAY
- O Sept. 7.... Special Olympics Swim Meet... ALL POOLS will be CLOSED
- o Sept. 8 15... REC TRAC Computer Upgrades/ Migration...
 - All Parks & Rec computers will be down during the upgrade
 - We will not be able to sell passes, book fields, book facilities, etc.
- O Sept. 18...CITY HOLIDAY ... All Pools will be CLOSED
- o Sept. 28... KIDFISH.. 9am 1pm...
 - FREE SWIM from 9am 1pm Indoor Pools ONLY
- Sept. 29 Oct. 6... CLEAN SWEEP WEEK...
 - All pools closed for annual cleaning and repairs
 - we will reopen on October 7th at 6am.



Memorandum

To: Parks and Recreation Advisory Board Members

From: Casey Redman, Parks Superintendent

Date: August 14, 2019

Re: Park Maintenance and Tournament Update

Aerating and top-dressing all fields

- Batting cage project at Linda Anderson is underway
- Park signs are complete at Jerry Wilson and Hattie Mae
- Firemans backstop netting project is complete
- Press-box at Firemans is under construction
- WCYSA is starting their season soon
- Hattie Mae basketball court lights starting soon

Tournaments:

•	Houston Thunder BB	22 teams	3 days	\$1,415
•	ASA	20 teams	3 days	\$1,540
•	Texas BB Tournament	11 teams	2 days	\$1,075
•	Results BB	32 teams	3 days	\$2,000
•	Santiago SB	17 teams	1 day	\$400
•	Results BB	36 teams	2 days	\$1,020
•	V-tool BB	21 teams	3 days	\$1,100
•	American Legion BB	4 teams	4 days	\$1,105

16 Tournaments on the books for the remainder of the year.