



**BRADY**  
THE CITY OF  
**TEXAS**

Tony Groves  
Mayor

Kathy Gloria  
Mayor Pro Tem

Shelly Perkins  
Council Member Place 2

Vacant  
Council Member Place 3

Jane Huffman  
Council Member Place 4

Jim Griffin  
Council Member Place 5

Kim Lenoir  
City Manager

Tina Keys  
City Secretary

Shannon Kackley  
City Attorney

*The mission of the City of Brady is to celebrate and share our rich history, encourage diverse housing choices, provide employment opportunities, exercise and promote fiscal responsibility, deliver exceptional customer services, and ensure quality infrastructure that fosters a thriving sustainable community for our citizens and visitors.*

## CITY OF BRADY COUNCIL AGENDA REGULAR CITY COUNCIL MEETING APRIL 18, 2017 AT 6:00 PM

NOTICE is hereby given of a meeting of the City Council of City of Brady, McCulloch County, State of Texas, to be held at 6:00pm on April 18, 2017, at the City of Brady Municipal Court Building, located at 207 S. Elm Street, Brady, Texas, for the purpose of considering the following items. The City Council of the City of Brady, Texas, reserves the right to meet in closed session on any of the items listed below should the need arise and if applicable pursuant to authorization by Title 5, Chapter 551, of the Texas Government Code.

### 1. CALL TO ORDER, ROLL CALL & CERTIFICATION OF A QUORUM

### 2. INVOCATION & PLEDGE OF ALLEGIANCE

### 3. PUBLIC COMMENTS: Reserved for items NOT listed on the agenda

Please limit individual public comments to three (3) minutes. In accordance with TX AG opinion, any public comment addressing items not on the agenda, will only be heard by the City Council. No formal action, deliberation, discussion, or comment will be made by City Council. State Law prohibits any deliberation of or decisions regarding items presented in public comments. City Council may only make a statement of specific factual information given in response to the inquiry; recite an existing policy; or request staff to place the item on an agenda for a subsequent meeting.

### 4. CONSENT AGENDA: Reserved for routine items

All items listed on the Consent Agenda are to be approved with one group motion by the City Council, "Move to approve Consent Agenda." Any item may be removed from the Consent Agenda at the request of a Council Member and considered separately following the Consent Agenda approval. Consent Agendas are used to save time for the public meeting.

- A. Approval of Audit Board for April 18, 2017.
- B. Approval of Minutes for April 4, 2017 Regular Meeting.
- C. Approval of revised Resolution 2017-014R accepting Hazard Mitigation Plan.
- D. Approval of Resolution 2017-015 requesting an intervention in the closing of the Eden Detention Center, Eden, Texas.
- E. Approval of Resolution 2017-016 for TXDOT/city street closures for July Jubilee Parade on Tuesday, July 4, 2017.
- F. Approval of Resolution 2017-017 Noise Variance for Rose Ann Gutierrez Private Party, at Richards Park, May 6, 10pm to 1am, May 7, 2017.

### 5. PRESENTATIONS:

- A. \$1,000.00 donation to Richards Park from Humana's "Start with Parks Challenge" - 1 of 10 selected out of 3,000 entries – Melissa Hale
- B. Annual 2016 City Audit – Presentation by Robert Darilek of DarilekButler, CPAs

### 6. PUBLIC HEARING (none scheduled)

## 7. INDIVIDUAL CONCERNS

- A. Discussion, consideration and possible action regarding second and final reading of **Ordinance 1223** expanding city corridors to South Bridge Street and W. Commerce (San Angelo Highway) to require underground utilities as outlined in previous **Ordinance 1195** and **Emergency Ordinance 1222**.
- B. Discussion, consideration and possible action regarding **Demolition Order 2016-07** in accordance the Code of Ordinances Section 3.207 to authorize demolition of dilapidated structures at 800 South College, Block 156, the NE section of Lot E ½ of the Luhr Subdivision. (action was delayed 45 days on February 21, 2017).
- C. Discussion, consideration and possible action regarding citizen survey for utility bills.
- D. Discussion, consideration and possible action setting times for 2017-2018 Budget Calendar Meetings with City Council Members.
- E. Discussion regarding City Council meeting procedures and process.

## 8. STAFF REPORTS

- A. March Monthly Financial and Utility Reports
- B. March Monthly Activity Reports – Seniors, Golf, BPD, Animal Control, Tourism Funding, Airport, Code Enforcement
- C. Quarterly Reports for Public Works: WWTP Replacement Project; Radium Reduction Drinking Water Treatment Project
- D. Upcoming Special Events/Meetings:
  - April 22 – 3<sup>rd</sup> Annual HOT Car Show – Richards Park
  - April 27 - Texas Association of Convention and Visitors Bureaus' April Seminar on Destination Marketing Principles - Civic Center
  - May 6 – 26<sup>th</sup> Annual Duffer's Golf Tourney benefitting the Denise Nichols Memorial Scholarship
  - May 19-20, 7th Annual Armed Forces Day Fly-in – Curtis Field Airport
  - May 27-29 – Memorial Day Golf Tournament
- E. Upcoming City Calendar:
  - April 19 – Monthly Municipal Court
  - April 20 – 6pm TML Region 6 Meeting in Brownwood
  - April 24 – 12noon - City Council / County Commissioners Joint Work Session to discuss GRW
  - April 24 to May 2 - Early Voting Begins at City Hall, 8am to 5pm (7am to 7pm April 25 and May 2)
  - May 2- Regular City Council Meeting
  - May 6 – 7am to 7pm, General/Special Election – Mayor; Council Members Place 1 and Place 3
  - May 16 – Swearing in New Council Members, Place 1 and 3 and Mayor Groves
  - May 17 – Monthly Municipal Court
  - May 25 – Bi-Monthly Charter Review Commission Meeting
  - May 30 – 4pm Council Work Session – Water/Sewer Rate Study
  - May 30 – 6pm BEDC Bi-Monthly (Quarter 2) Meeting
  - May 31 – Council Budget Goals Retreat

## 9. ANNOUNCEMENTS

Pursuant to the Texas Government Code § 551.0415, City Council Members and City staff may make reports about items of community interest during a meeting of the governing body without having given notice of the report. Items of community interest include: Expressions of thanks, congratulations, or condolence; An honorary or salutary recognition of a public official, public employee, or other citizen, except that a discussion regarding a change in the status of a person's public office or public employment is not an honorary or salutary recognition for purposes of this subdivision; Information regarding a social, ceremonial, or community event organized or sponsored by an entity other than the governing body that was attended or is scheduled to be attended by a member of the governing body or an official or employee of the municipality; and Announcements involving an imminent threat to public health and safety of people in the municipality that has arisen after the posting of the agenda.

## 10. EXECUTIVE SESSION

The City Council of the City of Brady will adjourn into Executive Session for the following:  
A. Pursuant to Section 551.071 of the Texas Government Code (Consultation with City Attorney), the City Council will deliberate with the City Attorney regarding contemplated litigation against Frontier Communications.

B. Pursuant to Section 551.072 (Deliberations about Real Property), the City Council will deliberate the purchase, exchange, lease, or value of real properties of the City as the deliberation in an open meeting will have the detrimental effect on the position of the City in negotiations with a third person:

1. Animal shelter
2. Utility Easement Agreements related to the Radium Reduction Project, and any other agreements ancillary thereto, with the following respective landowners: Kathleen Winters; Richard W. Winters, Jr. Family Partnership, Ltd.; Jacoby & Jacoby, Inc.; Darrell D. Keese and Teresa Keese; Courtney Reed Williams and Danielle Williams; Matt L. Andrews and Desiree K. Andrews; Lyndon Myrick; and Larry Tomlinson and Jayne Tomlinson
3. Other public facilities.

## 11. OPEN SESSION ACTION on Any Executive Session Item listed above, if needed.

- A. Discuss, consider, and possible action approving, individually, Utility Easement Agreements related to the Radium Reduction Project, and any other agreements ancillary thereto, with the following respective landowners:
  1. Jacoby & Jacoby, Inc.
  2. Darrell D. Keese and Teresa Keese
  3. Courtney Reed Williams and Danielle Williams
  4. Matt L. Andrews and Desiree K. Andrews
  5. Lyndon Myrick
  6. Larry Tomlinson and Jayne Tomlinson

## 12. ADJOURNMENT

*I certify that this is a true and correct copy of the City of Brady City Council Meeting Agenda and that this notice as posted on the designated bulletin board at Brady City Hall, 201 E. Main St., Brady, Texas 76825; a place convenient and readily accessible to the public at all times, and said notice was posted on \_\_\_\_\_ by 6:00 p.m. and will remain posted continuously for 72 hours prior to the scheduled meeting pursuant to Chapter 551 of the Texas Government Code.*

Tina Keys, City Secretary

In compliance with the American with Disabilities Act, the City of Brady will provide for reasonable accommodations for persons attending public meetings at City Facilities. Requests for accommodations or interpretive services must be received at least 48 hours prior to the meeting. Please contact the City Secretary at 325-597-2152 or [citysec@bradytx.us](mailto:citysec@bradytx.us).

**Attendance by Other Elected or Appointed Officials:** It is anticipated that members of other governmental bodies, and/or city boards, commissions and/or committees may attend the meeting in numbers that may constitute a quorum of the body, board, commission and/or committee. Notice is hereby given that the meeting, to the extent required by law, is also noticed as a possible meeting of the other body, board, commission and/or committee, whose members may be in attendance, if such numbers constitute a quorum. The members of the boards, commissions and/or committees may be permitted to participate in discussion on the same items listed on the agenda, which occur at the meeting, but no action will be taken by such in attendance unless item and action is specifically provided for on an agenda for that body, board, commission or committee subject to the Texas Open Meetings Act.

The City Council of the City of Brady reserves the right to adjourn into Executive Session at any time during the course of this meeting to discuss any of the matters listed on this agenda as authorized by the Texas Government Code Sections 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), 551.086 (Deliberations, vote or final action about competitive matters of the public power utility), and 551.087 (Economic Development).

This agenda has been reviewed and approved by the City's legal counsel and the presence of any subject in any Executive Session portion of the agenda constitutes written interpretation of the Texas Government Code Chapter 551 by legal counsel for the governmental body and constitutes an opinion by the attorney that the items discussed therein may be legally discussed in the closed portion of the meeting considering available opinions of a court of record and opinions of the Texas Attorney General known to the attorney. This provision has been added to this agenda with the intent to meet all elements necessary to satisfy Texas Government Code Chapter 551.114(c) and the meeting is conducted by all participants in reliance on this opinion.