

STATE OF TEXAS

COUNTY OF McCULLOCH

CITY OF BRADY

The City Council of the City of Brady, Texas met in a Regular Meeting on Tuesday, December 1, 2015 at 6:00p.m. at the City of Brady Service Center located at 1405 N. Bridge Street, Brady, Texas with Mayor Anthony Groves presiding. Council members present were Latricia Doyal, Marilyn Gendusa, Kathy Gloria, Shelly Perkins, and Jack Turk. City staff present were City Manager Kim Lenoir, Asst. City Secretary Jessica Sutton, Director of Public Works Steven Miller, Director of Finance Lisa Remini, Director of Community Services Peter Lamont, Police Chief Steve Thomas, Assistant Fire Chief William Cox, City Attorney Shannon Kackley, Andrew Williams and Police Officers Joe Schniers, Jerry Johnson, and "Roxie". Others in attendance were Joe Whitehead, Neal Ulmer, Lynn Farris, Jason Jacoby, Frank Gendusa, and Annita Ellison.

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

Mayor Groves called the meeting to order at 6:05 p.m. Roll was then called for Council and a quorum was certified.

### 2. INVOCATION & PLEDGE OF ALLEGIANCE

Council Member Gendusa gave the invocation, and the Pledge of Allegiance was recited.

### 3. APPROVAL OF AUDIT BOARD

Council Member Gendusa moved to approve the audit board. Seconded by Council Member Turk. All Council Members voted "aye" and none "nay". Motion carried 5-0.

### 4. APPROVAL OF MINUTES for November 17, 2015

Council Member Perkins asked for a correction to the minutes on page 3. The name "David Matthews" appearing on page 3 should instead read "Dale Matthews". Assistant City Secretary took note of this correction. After which, Council Member Gendusa moved to approve the minutes. Seconded by Council Member Perkins. All Council Members voted "aye" and none "nay". Motion carried 5-0.

### 5. PUBLIC COMMENTS

None; no individuals signed up for Public Comments or came forward during request.

### 6. PRESENTATIONS AND PUBLIC HEARINGS

- A. New Staff Introductions by Chief Thomas introducing Joe Schniers, Police Officer and Jerry Johnson, Police Officer with K-9 Officer Roxie
- B. City Limit Boundary Presentation by Kim Lenoir

### 7. INDIVIDUAL CONCERNS

- A. Discussion, consideration, and possible action regarding **second and final** reading of Ordinance 1184 to authorize the sale of the electric substations to LCRA. Kim Lenoir presented to Council. **Mayor: "Do I have a motion to read the full ordinance?" No motion was made, Mayor stated in accordance with City Charter: "A majority of the City Council has dispensed with the full reading of the ordinance." Mayor asked: "Madam City Secretary to read the Ordinance Preamble for the record in accordance with the City Charter." City Secretary read the preamble. Mayor called for a motion:** Council Member Gendusa moved to approve second and final reading of Ordinance 1184. Seconded by Council Member Turk. All Council Members voted "aye" and none "nay". Motion carried 5-0.
- B. Discussion, consideration, and possible action regarding **second and final** reading of Ordinance 1185 Junked Vehicle Ordinance Changes. Peter Lamont presented to Council. **Mayor: "Do I have a motion to read the full ordinance?" No motion was made, Mayor stated in accordance with City Charter: "A majority of the City**

Council has dispensed with the full reading of the ordinance.” Mayor asked: “Madam City Secretary to read the Ordinance Preamble for the record in accordance with the City Charter.” City Secretary read the preamble. Mayor called for a motion: Council Member Gendusa moved to approve second and final reading of Ordinance 1185. Seconded by Council Member Turk. All Council Members voted “aye” and none “nay”. Motion carried 5-0.

- C. Discussion, consideration and possible action regarding first reading of Ordinance 1187 to amend FY 2016 Budget. Kim Lenoir presented. **Mayor:** “Do I have a motion to read the full ordinance?” No motion was made, Mayor stated in accordance with City Charter: “A majority of the City Council has dispensed with the full reading of the ordinance.” Mayor asked: “Madam City Secretary to read the Ordinance Preamble for the record in accordance with the City Charter.” City Secretary read the preamble. Mayor called for a motion: Council Member Gendusa moved to approve first reading of Ordinance 1187. Seconded by Council Member Turk. All Council Members voted “aye” and none “nay”. Motion carried 5-0.
- D. Discussion, consideration, and possible action regarding first reading of Ordinance 1188 Distributed Generation (DG) Ordinance. Kim Lenoir presented to Council. Council Members Doyal, Gendusa, and Perkins all posed questions to staff regarding some wording in the Ordinance. Steven Miller responded to questions after discussion. Mayor did not call for a motion. Council will postpone/take no action. Staff will “work on re-wording” and bring back.
- E. 1. Discussion, consideration, and possible action regarding first reading of Ordinance 1189 that addresses inclusion of properties served as if in city limits for over 20 years. Kim Lenoir presented to Council. **Mayor:** “Do I have a motion to read the full ordinance?” No motion was made, Mayor stated in accordance with City Charter: “A majority of the City Council has dispensed with the full reading of the ordinance.” Mayor asked: “Madam City Secretary to read the Ordinance Preamble for the record in accordance with the City Charter.” City Secretary read the preamble. Mayor called for a motion: Council Member Gendusa moved to approve first reading of Ordinance 1189 including 4 Exhibits A to D. Seconded by Council Member Turk. All Council Members voted “aye” and none “nay”. Motion carried 5-0.  
  
2. Discussion, consideration and possible action regarding first reading of Ordinance 1190 adopting the map of the Brady City Limits. Kim Lenoir presented to Council. **Mayor:** “Do I have a motion to read the full ordinance?” No motion was made, Mayor stated in accordance with City Charter: “A majority of the City Council has dispensed with the full reading of the ordinance.” Mayor asked: “Madam City Secretary to read the Ordinance Preamble for the record in accordance with the City Charter.” City Secretary read the preamble. Mayor called for a motion: Council Member Doyal moved to approve first reading of Ordinance 1190. Seconded by Council Member Gendusa. All Council Members voted “aye” and none “nay”. Motion carried 5-0.
- F. Discussion, consideration, and possible action regarding Resolution 2015-046 to apply for funding for Senior Citizen Meals. Peter Lamont presented to Council. Council Member Gendusa made a motion to approve. Seconded by Council Member Turk. All Council Members voted “aye” and none “nay”. Motion carried 5-0.
- G. Discussion, consideration, and possible action to award the Brady Creek Trail construction project to low bidder Westar Construction at \$282,967.50. Peter Lamont presented to Council. Funding includes no funds for signage. Eight foot path was chosen to accommodate pedestrian and bike traffic. Council Member Gendusa moved to approve. Seconded by Council Member Turk. All Council members voted “aye” and none “nay”. Motion carried 5-0.
- H. Discussion, consideration, and possible action regarding Resolution 2015-047 to adopt revisions to City of

Brady Personnel Policy. Kim Lenoir presented to Council. Council requested a work session for this item, directing staff. Council Member Gendusa moved to approve scheduling a work session for a later date. Seconded by Council Member Doyal. All Council members voted “aye” and none “nay”. Motion carried 5-0.

- i. Discussion regarding adopting special event permit policy and procedures and advise Staff as necessary. Peter Lamont presented. Council requested a work session for this item, directing staff. Council Member Gendusa posed some questions regarding insurance requirements. Council Member Doyal moved to approve scheduling a work session for a later date. Seconded by Council Member Gendusa. All Council members voted “aye” and none “nay”. Motion carried 5-0.

## 8. STAFF REPORTS

- A. EPA – Quarterly Progress Report for Radium Reduction
- B. Dec 5 – Christmas in the Heart
- C. Dec 7 – Pre-Construction Meeting for Civic Center Project
- D. Dec 8 – Monthly P&Z Commission Meeting, 5:30pm
- E. Dec 9- Quarterly Airport Advisory Board Meeting, 5:00pm
- F. Dec 15 – PAWS Pet Registration Drive, City Hall, 3pm
- G. Dec 24 – 25 – City Offices closed for Holidays (closes 23<sup>rd</sup> at 3pm)
- H. Holiday Trash Schedule – Wednesday Pick-up for Thurs & Fri Service
- I. Landfill Closed – Dec 24, 25, and 26 – Opens Dec 28

## 9. ANNOUNCEMENTS

Council Member Perkins announced two local Christmas Cantatas happening soon. On December 13<sup>th</sup>, the Methodist Church will hold their annual cantata, and on the 20<sup>th</sup> the Episcopal Church will have theirs.

## 10. EXECUTIVE SESSION

Council closed open session at 7:44 p.m. and went into executive session at 8:09 p.m.

- A. Pursuant to Section 551.086 (Deliberations, vote or final action about competitive matters of the public power utility), the City Council will deliberate, vote, or take final action on a competitive matter regarding its electric utility – proposed contract with LCRA; adding possible solar distribution portfolio.
- B. Pursuant to Section 551.087 (Economic Development), the City Council will deliberate the offer of a financial or other incentive or to discuss or deliberate regarding commercial or financial information that the City Council has received from a prospective cement plant (US Cement), retail, and other development projects that the City Council seeks to have locate in or near the City and/or with which the City Council is conducting economic development negotiations.
- C. Pursuant to Section 551.072 (Deliberations about Real Property), the City Council will deliberate the purchase, exchange lease, or value of real property as the deliberation in an open meeting will have the detrimental effect on the position of the City in negotiations with a third person.
- D. Pursuant to Section 551.074 (Personnel Matters) the City Council will deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee – City Manager.

Executive Session adjourned at 9:28 p.m.

## 11. Open Session Action on any Executive Session Item listed above, if needed

Regular Session reconvened at 9:29 p.m. No action was taken during or as a result of executive session.

**12. ADJOURNMENT**

There being no further business, the Mayor adjourned the meeting at 9:30 p.m.

  
Mayor Anthony Groves

Attest:   
Tina Keys, City Secretary