



**CITY OF BRADY COUNCIL AGENDA
REGULAR CITY COUNCIL MEETING
AUGUST 2, 2016 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 August 2, 2016, at the Service Center, located at 1405 N. Bridge St., 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.

Tony Groves
Mayor

Kathy Gloria
Mayor Pro Tem

Shelly Perkins
Council Member
Place 2

Marilyn Gendusa
Council Member
Place 3

Jane Huffman
Council Member
Place 4

Jim Griffin
Council Member
Place 5

Kim Lenoir
City Manager

Shannon Kackley
City Attorney

Tina Keys
City Secretary

Platinum
Level



Texas Comptroller
Leadership Circle

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

2. INVOCATION & PLEDGE OF ALLEGIANCE

3. APPROVAL OF AUDIT BOARD

4. APPROVAL OF MINUTES – July 19, 2016; July 7, 13, 14, 18, 2016

5. 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.

6. PRESENTATIONS AND PUBLIC HEARING

A. Presentation of Proposed Fiscal Year 2016-2017 Budget – Kim Lenoir

7. INDIVIDUAL CONCERNS

A. Discussion, consideration and possible action regarding **second and final reading of Ordinance 1199** of the City of Brady, Texas, amendment to the City of Brady Zoning Ordinance 933 for an Overlay District for Infill Development Ordinance, as recommended by Planning and Zoning Commission on July 12, 2016.

B. Discussion, consideration and possible action regarding **second and final reading of Ordinance 1202** of the City of Brady, Texas, for a zoning change from Office (O) District to Commercial (C) District for property located 600 & 606 South Bridge Street, Block 133, Lots 4 & 5 of the Luhr Addition, as requested by Jay May and as recommended by Planning and Zoning Commission on July 18, 2016.

- C. Discussion, consideration and possible action regarding **Resolution 2016-035** authorizing the Mayor to sign a contract to purchase the property, known as Southward Cafeteria located at 607 W 11th Street from the Brady Independent School District, for a future Senior Citizen / Activity Center (\$100,000).
- D. Discussion, consideration and possible action regarding **Resolution 2016-036** authorizing the Mayor to sign a contract for professional services with EIKON Consulting Group LLC of Architects and Engineers to develop construction plans and budget for the remodel of the Southward Cafeteria for a future Senior Citizen / Activity Center (not to exceed \$20,700).
- E. Discussion, consideration, and possible action regarding **Resolution 2016-034** authorizing application and acceptance of a \$13,996 100% grant from Concho Valley Council of Governments (CVCOG) for a Criminal Justice Grant to fund Infrared Thermal Monocular Cameras for police use.
- F. Discuss possible changes to the proposed Cargo/Shipping Container Ordinance for the regulation and permitting of shipping containers in residential areas.
- G. Discuss possible changes to the proposed Dangerous / Substandard Building Ordinance, authorizing the Zoning Board of Adjustment to authorize removal of dangerous structures.
- H. Discuss proposed new sign ordinance, banning additional billboards, and regulating business signage.
- I. Discussion, consideration and possible action to fill alternate positions on the Board of Adjustments / Zoning Board of Adjustments (BOA/ZBA), Planning & Zoning Commission (P&Z) and to fill vacancies on the Airport Advisory Board.
- J. Discussion regarding City Council meeting procedures and process.

8. STAFF REPORTS

- A. Upcoming Special Events:
 - Thursdays, 4 p.m. to 6 p.m. – Farmers Market – Downtown Square
 - August 4 - Movies in the Park - Cars at Brady Lake
 - August 7 – Ladies Golf Tourney
 - August 18 – Last Summer Movies in the Park - Jaws at Brady Lake
 - August 20 – Day/Night Golf Tourney
 - Sept 1 – Annual Employee Picnic – Richards Park
 - Sept 2-3 – Annual World Championship BBQ Goat Cook-off – Richards Park
- B. August 4 – City Council day trip to City of McGregor, reviewing Vision 2030 Plan
- C. August 9, 5:30 p.m. – P&Z Sign Ordinance Work Session
- D. August 12 – TML Small Cities Problem Solving Meeting at City of Andrews
- E. August 16, 6 p.m. – Public Hearing for proposed Tax Rate – Regular City Council Meeting
- F. August DATE - Swimming Pool closes for the Summer
- G. August 23, 6 p.m. – Public Hearing for proposed Tax Rate – Special City Council Meeting
- H. Possible 4 p.m. Work Sessions – August 16 and/or 23 for Civic Center Fees and Charter Review
- I. September 5 – Labor Day Holiday – City Offices Closed – Holiday Trash Schedule

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 (Consultation with Attorney). The City Council will seek and receive advice from the City Attorney on the following matters: To seek legal advice about (1) pending or contemplated litigation; or (2) a settlement offer; or (3) on a matter in which the duty of the attorney to the City under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act, to wit: legal issues related to the Texas Open Meetings Act and legal issues with the negotiation of the contract with LCRA concerning the sale of the City's electric substations.
- 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 – utility easements, animal shelter, and other proposed public facilities.
- C. Pursuant to Section 551.087 (Economic Development), the City Council will deliberate the offer of a financial or other incentive in the form of an ad valorem tax abatement or to discuss or deliberate regarding commercial or financial information that the City Council has received from a prospective Burger King franchise.

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

- A. Discuss, consider and possible action regarding offering a financial incentive in the form of an ad valorem tax abatement for a Burger King franchise to locate within the City.

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.

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.

