



## CITY OF BRADY COUNCIL AGENDA REGULAR CITY COUNCIL MEETING SEPTEMBER 6, 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 September 6, 2016, 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.

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 – August 16, 23, & 30, 2016 Regular, Special Meetings and Work Sessions

### 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. Second Public Hearing for the proposed 2016 property tax rate for the Fiscal Year 2016-2017 Budget year.
- B. Public Hearing for the proposed Fiscal Year 2016-2017 Budget

### 7. INDIVIDUAL CONCERNS

- A. Discussion, consideration and possible action regarding first reading of Ordinance 1204 of the City of Brady, Texas, to adopt FY2017 Budget
- B. Discussion, consideration and possible action regarding first reading of Ordinance 1205 of the City of Brady, Texas, to adopt 2016 property tax rate
- C. Discussion, consideration and possible action regarding first reading of Ordinance 1206 of the City of Brady, Texas, to adopt October 1, 2017 Schedule of Fees and Charges

- D. Discussion, consideration, and possible action regarding **Resolution 2016-045** to enter into an agreement with the State of Texas through the Texas Department of Transportation for the temporary closure of US Highway 87 in Brady from High Street to the Courthouse Square, along with two-lanes of State Ranch Road 714, and two-lanes of US Highway 190/and Highway 377 around the Courthouse Square from 6:00 p.m. to 7:00 p.m. on Saturday, December 3, 2016 for the *first Christmas in the Heart Lighted Parade* along with the temporary closure of E. Commerce Street from S. Pecan to S. Blackburn from 5:00 p.m. to 7:00 p.m. for the staging of the parade.
- E. Discussion, consideration, and possible action regarding **Resolution 2016-046** approving the Facility Use Permit Agreement between the City of Brady and the McCulloch County Junior Livestock Association for specified facilities at the G. Rollie White Complex.
- F. Discussion, consideration and possible action regarding **Resolution 2016-047** adopting the City's Investment Policy and appoint a Council Member to the FY17 Investment Committee.
- G. Discussion, consideration and possible action regarding City of Brady's vote for 2016 Board of Trustee Election for the TML (Texas Municipal League) MultiState Intergovernmental Employee Benefits Pool, by Members of Region 6.
- H. Discussion, consideration and possible action regarding **Resolution 2016-050** to award annual bid to Vulcan Construction Materials for Uvalde Street Base Material at \$67.74 per ton (\$91,500).
- I. Discussion, consideration and possible action to fill vacancies and reappoint members of the Airport Advisory Board.
- J. Discussion regarding City Council meeting procedures and process.

## 8. STAFF REPORTS

- A. Upcoming Special Events:
  - Sept 13 – 6pm Brady Bulldog Homecoming Parade Escort
  - Sept 17-18 – Tres Amigos Golf Tourney
  - October 1 to Dec 31 – One Free Residential Dump Pass for Utility Customers
  - October 8 & 9 – Hogtoberfest – GR White Complex
  - October 15 – City & County Tire Recycle Event – GR White Complex
- B. September 13 – P&Z Public Hearing Zoning Change at 406 Boston from SF-5 to Manufactured Home District & Cargo/Shipping Container Ordinance
- C. September 20, 4:30pm to 6:30pm, Service Center - 60% TXDOT Plan Review Public Meeting
- D. September 20 – Possible Work Session Drainage Study Presentation
- E. September 20 - Public Hearing City Council Zoning Change & Cargo/Shipping Container Ordinance
- F. September 27 – Possible Work Session and Town Hall Meeting
- G. October 10 Comments Due to PUC about AEP Heartland Substation Transmission Line Route Map

## 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 salutory 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 salutory 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.
- 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.

## 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.