



CITY OF BRADY COUNCIL AGENDA REGULAR CITY COUNCIL MEETING NOVEMBER 21, 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 November 21, 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.

Tony Groves
Mayor

Jim Griffin
Mayor Pro Tem

Rey Garza
Council Member Place 1

Shelly Perkins
Council Member Place 2

Jeffrey Sutton
Council Member Place 3

Jane Huffman
Council Member Place 4

Kim Lenoir
City Manager

Tina Keys
City Secretary

Shannon Kackley
City Attorney

MISSION

The City of Brady strives to share its history and encourage the development of diverse housing, employment, infrastructure, and opportunity through transparent management and financing for all residents and employees.

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

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

- A. Approval of Audit Board for November 21, 2017.
- B. Approval of Minutes for Regular Meeting Nov 17, 2017.
- C. Discussion, consideration and possible action regarding **Resolution 2017-038** for the temporary closure of roads around the Courthouse Square for the first Christmas in the Heart Lighted Parade.

5. PRESENTATIONS:

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6. PUBLIC HEARINGS AND INDIVIDUAL CONCERNS:

- A. Open Public Hearing for comments concerning demolition of dilapidated structures at 301 Boston in the Martin Heights Subdivision, Block 40, Lots 1-2.
 - A.1. Discussion, consideration and possible action regarding **Demolition Order 2018-18** in accordance with Code of Ordinances Section 3.207 to authorize demolition of dilapidated structures at 301 Boston in the Martin Heights Subdivision, Block 40, Lots 1-2.
- B. Open Public Hearing for comments concerning demolition of dilapidated structures at 501 West 2nd Street in the Luhr Subdivision, Block 104, Lot 2.
 - B.1. Discussion, consideration and possible action regarding **Demolition Order 2018-20** in accordance with Code of Ordinances Section 3.207 to authorize demolition of dilapidated structures at 501 West 2nd Street in the Luhr Subdivision, Block 104, Lot 2.

C. Open Public Hearing for comments concerning demolition of dilapidated structures at 401 Boston in the Martin Heights Subdivision, Block 39, Lots 3-4.

C.1. Discussion, consideration and possible action regarding **Demolition Order 2018-19** in accordance with Code of Ordinances Section 3.207 to authorize demolition of dilapidated structures at 401 Boston in the Martin Heights Subdivision, Block 39, Lots 3-4.

D. Open Public Hearing for comments concerning demolition of dilapidated structures at 703 East 11th Street in the Luhr Subdivision, Block 86, Lot 3.

D.1. Discussion, consideration and possible action regarding **Demolition Order 2018-21** in accordance with Code of Ordinances Section 3.207 to authorize demolition of dilapidated structures at 703 East 11th Street in the Luhr Subdivision, Block 86, Lot 3.

7. INDIVIDUAL CONCERNS

City Council Members are to deliberate the following items. Staff will present the item and are prepared to answer City Council Member questions. The Mayor will recognize Council Members as the council discussed the item so everyone is heard. Once the City Council Members finish discussion, the Mayor will recognize attendees who have comments. Attendees and council members need to direct comments to the Mayor as they are recognized. When all comments are complete, the Mayor will call for a motion.

- A. Discussion, consideration, and possible action regarding **Demolition Order 2018-15** in accordance with the Code of Ordinances Section 3.207 to authorize demolition of dilapidated structure(s) at 1308 North College Street in the Crothers Subdivision, Block 31, Lot 5 (Published 10-5-17 / Public Hearing Held 10-17-17).
- B. Discussion, consideration, and possible action regarding acceptance of the McCulloch County/Brady Chamber of Commerce Annual Tourism Report, as required by Resolution 2014-030 and contract agreement.
- C. Discussion, consideration, and possible action regarding acceptance of the 2017 Annual Report for the Brady Economic Development Corporation.
- D. Discussion, consideration, and possible action regarding council member(s) appointment(s) for a liaison member(s) to attend McCulloch County Commissioners Court Meetings, BISD Board Meetings, and/or McCulloch County Hospital Board Meetings.
- E. Discussion, consideration and possible action regarding report from Municipal Judge Bill Spiller of City of Brady Municipal Court for 2016 and 2017.
- F. Discussion, consideration and possible action regarding filling vacancy on Zoning Board of Adjustments.
- G. Discussion and summary of City Council action and if procedures and process worked.

8. STAFF REPORTS

- A. October Monthly Financial and Utility Reports
- B. October Monthly Activity Reports – Seniors, Golf, BPD, Animal Control, Tourism Funding, Airport, Code Enforcement, and Chronic Code Complaints & Structures Inhabited without Utilities
- C. Upcoming Special Events/Meetings:
Hunter Dumpsters now available at Service Center, North Bridge Street sponsored by the Chamber
November 22 – Light up the Historic Downtown Square for the Holidays
November 28 – BISD Facility Needs Assessment – Post possible quorum
December 16 – Christmas in the Heart – McCulloch County Chamber on the Square
- D. Upcoming City Calendar:
Wed, Nov 22 – Holiday Trash Schedule for Thursday and Friday trash service, pick-up Wednesday
November 23 & 24 – City Offices Closed
November 28 – Called P&Z Commissioners Meeting
December 5 – City Council Interviewing for Municipal Court Judge(s) positions
December 13 – 3pm, Annual City Employee Christmas Party – Civic Center
December 19 – 4pm City Council Work Session – Livestock Ordinance & Sign Ordinance
- E. Other Reports:
UPS – under state law will use city streets in SW corner of city to deliver holiday packages

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 City Attorney), the City Council will conduct a private consultation with the City Attorney to seek advice regarding the TCEQ Case and the Old Hospital.
- B. 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.
- C. Pursuant to Section 551.074 (Personnel Matters) City Council will meet to deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee: City Manager Lenoir and City Attorney duties under the City Charter.

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.

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.