



**CITY OF BRADY COUNCIL AGENDA  
REGULAR CITY COUNCIL MEETING  
APRIL 17, 2018 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 17, 2018, 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

Sarah Griffin  
City Attorney

**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 April 17, 2018.
- B. Approval of Minutes for Regular Meeting April 3, 2018.
- C. Approval of Noise Variance requested for Cox Reunion, July 14, 2018

**5. PRESENTATIONS:**

City Audit – FY 2017 (Oct 2016 to September 2017) by Haynie CPA

**6. PUBLIC HEARINGS AND INDIVIDUAL CONCERNS:**

- A. **Public Hearing** to receive comments to authorize abatement of dilapidated structures at 103 Melvin, of the Dodge Heights Subdivision, Block 1, Lot 2 (Owner agrees to remove).
- B. **Public Hearing** to receive comments to authorize abatement of dilapidated structures at 217 Melvin, of the Dodge Heights Subdivision, Block 1, Lot 11
- C. Discussion, consideration and possible action regarding **Abatement Order 2018-29** in accordance with Code of Ordinances Section 3.207 to authorize abatement of dilapidated structures at 217 Melvin in Dodge Heights Subdivision, Block 1, Lot 11

**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.

- D. **Public Hearing** to receive comments to authorize abatement of dilapidated structures at 219 Melvin, of the Dodge Heights Subdivision, Block 1, Lot 12
- E. Discussion, consideration and possible action regarding **Abatement Order 2018-30** in accordance with Code of Ordinances Section 3.207 to authorize abatement of dilapidated structures at 219 Melvin, of the Dodge Heights Subdivision, Block 1, Lot 12
- F. **Public Hearing** to receive comments to authorize abatement of dilapidated structures at 204 Eden, of the Dodge Heights Subdivision, Block 2, Lot 14 (City withdraws request).
- G. **Public Hearing** to receive comments to authorize abatement of dilapidated structures at 102 West Shore Drive, of the Simpson Lake Subdivision, Block 4, Lot 13
- H. Discussion, consideration and possible action regarding **Abatement Order 2018-32** in accordance with Code of Ordinances Section 3.207 to authorize abatement of dilapidated structures at 102 West Shore Drive, of the Simpson Lake Subdivision, Block 4, Lot 13

## 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 **second and final reading of Ordinance 1250** of the City of Brady adopting zoning change from Commercial District (C) to Central Business District (CBD) as requested by James Minor for property located at 212 North Church of the Fulcher Subdivision, Block 11, Lot 13.
- B. Discussion, consideration, and possible action regarding final **Demolition Order 2018-23** for 607 East 2<sup>nd</sup> Street (Public Hearing held 12/19/17).
- C. Discussion, consideration, and possible action regarding final **Demolition Order 2018-15** for 1308 North College Street (Public Hearing held 10/17/17).
- D. Discussion, consideration, and possible action regarding Fact Sheet for the 15 Charter Amendments Proposed.
- E. Discussion, consideration, and possible action regarding application of Oncor Electric Delivery Company LLC for approval of a Distribution Cost Recovery Factor filed with the Public Utility Commission.
- F. Discussion, consideration and possible action regarding an award of a Buy Board bid for a Backhoe/Loader (\$91,983.00).
- G. Discussion and summary of City Council action and if procedures and processes worked.

## 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, Brady Lake Deer Management, Chronic Code Complaints & Structures Inhabited without Utilities; Brady Police Department Grant(s) Status Reports and Donations Received
- C. Upcoming Special Events/Meetings:  
April 18 – Bulk Trash Curbside and Bagged Leaves for Thursday trash pick-up  
April 19 – 6pm “Evening with the Superintendent,” BHS Cafeteria  
April 21 – Car Show and Swap Meet by Child Welfare Board – Richards Park  
April 23 - 6pm “Evening with the Superintendent,” Melvin Jacoby’s Cafe  
April 25 -- Bulk Trash Curbside and Bagged Leaves for Friday trash pick-up
- D. Upcoming City Calendar:  
April 18 – 8:30am Monthly Municipal Court  
April 24 – 6pm Monthly BEDC Meeting  
April 25 – 5pm City/County Joint GRW Committee Monthly Meeting  
April 23 – May 1 - Early Voting - Special Elections - BEDC 4A to 4B, 15 Charter Amendments and BISD Bond Election – all at City Hall  
April 24 and 26 – 7am – 7pm – Tuesday and Thursday - Early Voting Extended Hours  
May 1 – Council Meeting  
May 5 – 7am to 7pm – City and BISD Election Day – City Hall  
May 8 – P&Z Meeting  
May 15 – 4pm – DG Council Work Session  
May 15 – Swearing in New City Council & Appreciation Event of Council Member Shelly Perkins  
May 29 – City Council Long-Range Planning and 2019 Budget Goals Work Session (9am to 3pm)

## 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 Lawsuit and Old Hospital.
- B. 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](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.