

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, May 21, 2019 at 6:00 pm at the City of Brady Municipal Court Building located at 207 S. Elm Street, Brady, Texas with Mayor Anthony Groves presiding. Council Members present were Jane Huffman, Jay May, Missi Davis, Rey Garza and Jeffrey Sutton. City staff present were Interim City Manager Dennis Jobe, Finance Director Lisa Remini, Public Works Director Steve Miller, Police Chief Steve Thomas, Electric Superintendent Joe Solis and City Secretary Tina Keys. Also in attendance were Patsy Cole, Kim Davee, Lisa Dodd, T. Don Dodd, Matthew Clark and Kim Davee.

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

Mayor Groves called the meeting to order at 6:00 p.m. Council quorum was certified.

2. INVOCATION AND PLEDGE OF ALLEGIANCE

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

3. PUBLIC COMMENTS

Lisa Dodd said Walter and Dennis have been working with resident at 901 Bombay. Junked pickup was moved out of the driveway, and two junked vehicles were put on the side. It's still ongoing.

4. CONSENT AGENDA

- a. Approval of Minutes for Regular and Special Meetings on May 7, 2019

Council Member May moved to approve the Consent Agenda. Seconded by Council Member Davis. All Council Members voted "aye" and none "nay". Motion passed with a 5 – 0 vote.

5. PRESENTATIONS:

North Substation Transformer - damage status report. Steven Miller and Joe Solis presented to Council.

6. PUBLIC HEARINGS:

Public Hearing to hear comments for or against amending Zoning Ordinance 933, Section 28.10 (Zoning Use Chart) to allow Gun Sales in an Office District for property located at 602 W. 17th Street as requested by Charles and Barbara Garner. Public hearing was opened at 6:40 p.m. Patsy Cole spoke and said she lives on China off of 17th. She has been there for 20 years and has great grandchildren in the neighborhood. Cole doesn't think it's a good location for a gun shop. They want an area where the kids will be safe. Neighbors are concerned about a gun shop in a residential area. You never know what's going to happen. She spoke with her neighbors and they feel the same way.

Public hearing was closed at 6:43 p.m.

7. INDIVIDUAL CONCERNS

- A. Discussion, consideration and possible action regarding the second and final reading of Ordinance 1270 of the City of Brady, Texas to adopt the 2019 Brady Water Conservation and Drought Contingency Plan as required by the Texas Water Development Board and TCEQ. Steven Miller presented. Council Member May moved to approve the second and final reading of Ordinance 1270. Seconded by Council Member Davis. All Council Members voted "aye" and none "nay". Motion carried with a 5 – 0 vote.

- B. Item B was moved postponed to later in the meeting. Discussion, consideration and possible action regarding the first reading of first reading of Ordinance 1274 to amend Zoning Ordinance 933, Section 28.10 (Zoning Use Chart) to allow Gun Sales in an Office District for property located at 602 W. 17th Street as requested by Charles and Barbara Garner. Dennis Jobe presented. Ordinance needs to be changed to read add “for a period of five years”. Council Member Davis moved to approve the first reading of Ordinance 1274 as amended. Seconded by Council Member Huffman. Four Council Members voted “aye” and one Council Member, Garza, voting “nay”. Motion carried with a 4 - 1 vote.

- C. Discussion, consideration, and possible action regarding the first reading of Ordinance 1275 of the City of Brady, Texas to amend the FY2019 Budget to purchase the property described as the East 30 feet of Lots 1, 2, 3 and 4 and all of Lot A, Block No. 6, Fairview Addition, City of Brady. (\$60,000). Lisa Remini presented. Council Member Sutton expressed concerns about monies that will be needed for other things and said he couldn’t support it. Council Member Huffman said she thinks it’s a good deal and we could use it. Council Member Huffman moved to approve the first reading of Ordinance 1275. Seconded by Council Member Davis. Four Council Members voted “aye” and one Council Member, Sutton voted “nay”. Motion passed with a 4 – 1 vote.

- D. Discussion, consideration, and possible action to approve Resolution 2019-026 authorizing publication of notice of intent to issue City of Brady combination tax and surplus waterworks and sewer system revenue certificates of obligation 2019A and 2019B the combined total not to exceed \$10,435.00. Mayor Groves announced the amount is actually \$10,435,000 and not \$10,435.00 as stated on agenda. Lisa Remini presented. Council Member Sutton moved to approve. Seconded by Council Member Huffman. All Council Members voted “aye” and none “nay”. Motion passed with a 5 – 0 vote.

- E. Discussion, consideration and possible action regarding award of Sewer Jetter Machine to Harben, Inc., Cumming, GA in the amount of \$50,013.00. Steven Miller presented. Council Member Davis moved to award the \$50,013 bid to 2019 Sewer Jetter from Harben, ,Inc.. Seconded by Council Member Garza. Council Member Huffman commented that the second lowest bidder is a Texas company and expressed interest in keeping it in Texas. Attorney Sarah Griffin said we don’t have “local preference”. Finance Director said if a bid is within 3%, we can go with a local vendor. Council Member Garza asked what the freight would be. Miller said it includes freight. All Council Members votes “aye” and none “nay”. Motion carried in a 5 – 0 vote.

- F. Discussion, consideration and possible action approving Subordination and Intercreditor Agreement with Bonneville Mortgage Company in relation to a loan of \$53,000 to THF Brady Housing, Ltd, in accordance with Resolution 2015-13 to replace a prior approval of Intercreditor Agreement with JP Morgan Chase. Sarah Griffin presented. Council Member Davis moved to approve, subject to final approval by attorney. Seconded by Council Member Huffman. All Council Members voted “aye” and none “nay”. Motion carried in a 5 – 0 vote.

- G. Discussion, consideration and possible action regarding review of Ordinance 1198 adopted on July 19, 2016 relating to Curfew. Steve Thomas presented and asked Council to continue the ordinance. Council Member Garza moved to take no action and continue ordinance as written. Seconded by Council Member Davis. All Council Members voted “aye” and none “nay”. Motion carried with a 5 – 0 vote.

- H. Discussion, consideration and possible action regarding a “Personal Day” for City Employees. Dennis Jobe presented. Attorney Griffin wants to look at current policy and make the change on that document. No action was taken.
- I. Discussion and summary of City Council action and if procedures and processes worked. There were no comments.
- J. Discussion of a City improvement recognized by City Council. Mayor said the ballfields are looking great. There are lots of trees and limbs down at Richards Park. Looks like we will have overflow over the dam through June.

8. STAFF REPORTS

- A. **Monthly Financial and Utility Reports**
- B. **Monthly Activity Reports: Visit Brady Report, Seniors, Golf, BPD, Fire-EMS Calls, BVFD Expense Report, Animal Control, Airport, Code Enforcement, Chronic Code Complaints, and Structures Inhabited without Utilities**
- C. **Upcoming Special Events/Meetings:**
 - May 23 – Last Day of School BISD
 - May 26 – City Swimming Pool Opens
 - June 1 & 2; 8 & 9 – Mission Brady Workdays
 - June 6 – 75th Anniversary of D-Day and Earl Rudder Statue Dedication
 - June 8 – Inaugural Brady Farm to Table Fundraiser Dinner by Chamber of Commerce – Downtown
 - June 13 – Employee Appreciation Pool Party
 - July 6 – 10am - 93rd July Jubilee Parade – Downtown Square
 - July 26, 2019 – Denton Navarro HOG WILD, Live Oak, Texas
- D. **Upcoming City Calendar:**
 - May – Military Exercises – Curtis Field Airport
 - May or June – Dedication of Richards Park Improvements
 - June 15 – Dedication of Willie Washington Park Improvements
 - June 21-22 – Juneteenth, Willie Washington Park
 - June 18 – 12 noon – Open Meetings Board Training and Appreciation Lunch
 - July 16, 18, 23rd – 9:00 a.m. – 4:00 p.m. Budget Work Sessions
 - July 24th & 25th – Budget Work Sessions, if necessary

9. ANNOUNCEMENTS

Steven Miller said on Thursday we are having our first contact with general contractors for water treatment improvements at the Service Center at 9:00 a.m.

Mayor said the McCulloch County Museum has been working on the Earl Rudder statue and there will be a documentary showing at the theater.

10. EXECUTIVE SESSION

Regular Session was closed at 7:55 p.m. and Council took a break before going into Executive Session. Executive Session was opened at 8:05 p.m. Executive Session was closed at 8:31 p.m.

- A. 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: Kim Lenoir / Dennis Jobe
- B. Pursuant to Section 551.071 (Consultation with Attorney), the City Council will consult with the City

Attorney on pending or contemplated litigation or a settlement offer or 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 conflict with the Texas Open Meetings Act - Old Brady Hospital; Carrizales v. Brady Police Department (SOAH); Kim Lenoir

Regular Session was opened at 8:31 p.m. No action was taken

11. ADJOURNMENT

There being no further business, the Mayor adjourned the meeting at 8:32 p.m.


Mayor Anthony Groves

Attest: 
Tina Keys, City Secretary