



CITY OF BRADY COUNCIL AGENDA REGULAR CITY COUNCIL MEETING SEPTEMBER 17, 2019 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 6:00 pm on September 17, 2019, 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

Rey Garza
Council Member Place 1

Missi Davis
Council Member Place 2

Jeffrey Sutton
Council Member Place 3

Jane Huffman
Mayor Pro Tem
Council Member Place 4

Jay May
Council Member Place 5

Dennis Jobe
Interim City Manager

Tina Keys
City Secretary

Sarah Griffin
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 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 to save time

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 Minutes for Regular Meeting on September 3, 2019
- B. Discussion, consideration and possible action regarding Resolution 2019-033 for the temporary closure of certain streets in the City of Brady on October 1, 2019 from 6:00 p.m. to 10:00 p.m. for National Night Out Block Parties

5. PRESENTATION

Proposed Major Water Distribution Capital Outlay - Projects

6. PUBLIC HEARING:

None

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 the **second and final reading of Ordinance 1281** of the City of Brady, Texas to adopt the FY 2020 Budget.
- B. Discussion, consideration and possible action regarding the **second and final reading of Ordinance 1282** of the City of Brady, Texas to adopt the 2019 Property Tax Rate.
- C. Discussion, consideration and possible action regarding the **second and final reading of Ordinance 1283** of the City of Brady, Texas to adopt the 2020 Fee Schedule.
- D. Discussion, consideration and possible action regarding the **second and final reading of Ordinance 1284** of the City of Brady, Texas to amend FY 2019 current budget – an amount of \$95,500 to address the underfunded FY2019 capital project for upgrade to Simpson Street Water Line from 1" to 6".
- E. Discussion, consideration and possible action regarding awarding the upgrade of Simpson / Jordan Street Water Main from 1" in. to 6". to the lowest responsible bidder – Roto, Inc. dba Roberts Construction Co., San Angelo, an additive alternate bid amount of \$114,135.00.
- F. Discussion, consideration and possible action regarding nominations for McCulloch County Appraisal District Board of Directors.
- G. Discussion, consideration and possible action regarding acceptance of a contribution from the Live Oak Cemetery Association of Brady, Inc. for the paving and repair of roads in Live Oak Cemetery.
- H. Discussion, consideration and possible action regarding Resolution 2019-031 adopting the City's Investment Policy and appoint a Council Member to the FY 20 Investment Committee.
- I. Discussion, consideration and possible action regarding Resolution 2019-034 to rescind Resolution # 2016-006 which established in-service work days.
- J. Discussion and summary of City Council action and if procedures and processes worked.
- K. Discussion by City Council of City improvements to be recognized.

8. STAFF REPORTS

- A. Monthly Financial / 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:**
 - Sept 14-15 - Tres Amigos Golf Tournament
 - Sept 17 – City Council Work and Regular Session

- Oct 1 – City Council Meeting
- Oct 1 – NATIONAL NIGHT OUT
- Oct 7 – LEPC
- Oct 9 – 11 – TML Annual Conference, San Antonio
- Oct 14 – Columbus Day, City Offices Closed
- Oct 15 – City Council Work and Regular Session

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:

- 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 Attorney Denton, Navarro, Rocha, Bernal and Zech
- Pursuant to Section 551.071 (Consultation with Attorney) City Council will meet consult with the City Attorney regarding IRS legal issues in relation to TML Benefits filings

11. OPEN SESSION ACTION ON ANY ITEMS COMING OUT OF EXECUTIVE SESSION

Consider action coming out of Executive Session

- a. Consider possible action regarding City Attorney

- b. Discussion, consideration and possible action regarding Resolution 2019-032 authorizing TML's law firm of Mitchell Williams to represent the City of Brady before the IRS to resolve proposed IRS penalties and to authorize the City Manager to execute a Power of Attorney for same.

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. 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 regarding Real Property), 551.073 (Deliberations regarding prospective Gifts or Donations), 551.074 (Personnel Matters), 551.076 (Deliberations regarding Security Devices), 551.086 (Deliberate, vote or take final action on competitive matters of the public power utility), and 551.087 (Deliberation regarding 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 551.104(c) and the meeting is conducted by all participants in reliance on this opinion.