

**BRADY**  
THE CITY OF  
**TEXAS**

Tony Groves  
Mayor

Latricia Doyal  
Mayor Pro Tem, Place 5

Kathy Gloria  
Council Member, Place 1

Shelly Perkins  
Council Member, Place 2

Marilyn Gendusa  
Council Member, Place 3

Jack Turk  
Council Member, Place 4

Kim Lenoir  
City Manager

Shannon Kackley  
City Attorney

Tina Keys  
City Secretary

Platinum  
Level



Texas Comptroller  
Leadership Circle

## CITY OF BRADY COUNCIL AGENDA REGULAR CITY COUNCIL MEETING MAY 17, 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 May 17, 2016, at the City of Brady Service Center, located at 1405 N. Bridge 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.

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

### 2. INVOCATION & PLEDGE OF ALLEGIANCE

### 3. APPROVAL OF AUDIT BOARD

### 4. APPROVAL OF MINUTES – May 3, 2016

### 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. **CANCELLED** Public Hearing, due to denial by P&Z Commission on 5-10-2016:  
Zoning change requested by Idette Gipson for property located at 805 East 8<sup>th</sup> Street, Block 60, Lot 3 of the Luhr Subdivision from Single-Family Residential to Manufactured Home District. (**Zoning Case denied by P&Z 5-10-16**)

### 7. INDIVIDUAL CONCERNS

- A. Discussion, consideration, and possible action regarding Resolution 2016-028 to Canvass the May 7, 2016 elections
- B. Administer Oath of Office and Swearing In of the newly elected officers: Jane Huffman, Council Member Place 4 and James Griffin, Council Member Place 5
- C. Recognition of outgoing Council Member Jack Turk and Mayor Pro Tem Latricia Doyal (recess for reception approximately 30 minutes)
- D. Election of Mayor Pro Tem

- E. Discussion, consideration, and possible action regarding Resolution 2016- 029 authorizing the Mayor to enter into an agreement for an Airport Master Plan with the Texas Department of Transportation.
- F. Discussion, consideration, and possible action authorizing the Mayor to sign the letter notifying Sharyland that the City of Brady is suspending the effective date of our rate case for 90 days, to give the City time to consider and pass the ordinance denying the rate changes.
- G. Discussion, consideration and possible action regarding **first reading of Ordinance 1196** of the City of Brady, governing body of this municipality, hereby denying and disapproving the rate changes proposed by Sharyland Utilities, L.P. on April 29, 2016, as requested by Sharyland Utilities so the Public Utility Commission of Texas (PUCT) can study and address as a systemwide rate study.
- H. Discussion Board Member duties and vacancies.
- I. Discussion, consideration and possible action regarding proposed orientation plan for new council members and board members.
- J. Discussion regarding future ordinances/projects for future city council work sessions.
- K. Discussion, consideration and possible action regarding FY17 Budget Work Session Schedule.

## 8. STAFF REPORTS

- A. Monthly Financial Reports for April 2016
- B. Monthly Activity Reports – Seniors, Golf, BPD, Tourism Funding, Airport, Civic Center
- C. Upcoming Special Events:
  - May 20-21 – 6<sup>th</sup> Annual Air Forces Day Fly-in at Curtis Field Airport
  - May 27-30 – Memorial Weekend Golf Tourney
  - May 27-28 - Annual Iron Horse Motorcycle Rally at Richards Park, will be playing music on Friday night, until 1:00am on Saturday morning and on Sat. until 1:00am on Sun. morning, noise variance approved.
- D. May 19 – Texas Midwest Community Network (TMCN) Annual Legislative Luncheon - Coleman
- E. May 24 – 9am, City Council FY17 Budget Goals Work Session; 1pm Public Safety Building Concept Plan Review at Brady Housing Authority
- F. May 26-27 – HOG WILD Local Government Educational Seminar at Texas State University
- G. May 28 - Aquatic Center / Swimming Pool Opens for Summer
- H. May 30 – Memorial Day – City Offices Closed
- I. Monday 30, 31, Jun 1 - Holiday Trash Schedule – Monday pick-up moves to Tuesday, Tuesday pick-up moves to Wednesday.

## 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

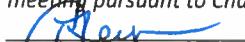
The City Council of the City of Brady will adjourn into Executive Session for the following:

- A. Pursuant to Section 551.074 (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 Kackley's duties under the City Charter; Board Appointments
- B. 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, to wit: legal issues raised by utility easements and the City Charter.
- C. Pursuant to Section 551.072 (Deliberations about Real Property), the City Council will deliberate the purchase, exchange lease, or value of real properties located in the southern and western sections 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.
- D. Pursuant to Section 551.087 (Economic Development), the City Council will deliberate the offer of a financial or other incentive or to discuss or deliberate regarding commercial or financial information that the City Council has received from a prospective cement plant (US Cement), retail, and other development projects that the City Council seeks to have locate in or near the City and/or with which the City Council is conducting economic development negotiations.

## 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 5/13/16 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.

