



BRADY
THE CITY OF
TEXAS

Tony Groves
Mayor

Kathy Gloria
Mayor Pro Tem

Shelly Perkins
Council Member
Place 2

Marilyn Gendusa
Council Member
Place 3

Jane Huffman
Council Member
Place 4

Jim Griffin
Council Member
Place 5

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 JULY 5, 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 July 5, 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 – June 21, 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

Wastewater Treatment Plant Replacement Project Plans – Freese and Nichols, Inc.

7. INDIVIDUAL CONCERNS

- A. Discussion, consideration and possible action on Resolution 2016-033 authorizing the City Manager to sign the Amendment for Consulting Services with Freese and Nichols, Inc. for Phase II – Preliminary Engineering Design Services, TPDES Permitting and Environmental Assessment for WWTP Replacement Project to include Basic Services of Permitting, Environmental and Preliminary Engineering Design, and Special Services of Surveying and Geotechnical Investigation. The fee for basic services equals \$721,369.00 and special services equals \$37,016.00 for a total fee basis of **\$758,385.00**.

- B. Discussion, consideration and possible action regarding first reading of Ordinance 1198 of the City of Brady, Texas, establishing a Curfew for Minors (under 17 years of age, 11:00pm until 6:00am Sunday to Thursday and 12:01am to 6:00am for Friday and Saturday).

- C. Discussion, consideration and possible action to fill alternate positions on the Board of Adjustments / Zoning Board of Adjustments (BOA/ZBA) and the Planning & Zoning Commission (P&Z); and to fill vacancies on the Airport Advisory Board.
- D. Discussion regarding City Council meeting procedures and process.

8. STAFF REPORTS

- A. Quarterly Reports – Clean Water Project, Drinking Water, WWTP Emergency Repair, Grants – Boat Ramps, Brady Creek Trail, Richards Park, Willie Washington Park; Fish House, Stanburn Park, Hazard Mitigation Plan, Brady Lake Dam Breach Analysis; Brady Stormwater Drainage Master Plan
- B. Upcoming Special Events:
 - Thursdays, 4pm to 6pm – Farmers Market – Downtown Square
 - July 9-10 – Couples Golf Tourney
 - July 7- Movies in the Park - The Princess Bride at Mexican Colony Park
 - July 21- Movies in the Park - Finding Nemo at the Swimming Pool
 - July 30 – Couple's Golf Tourney
- C. FY 2017 – Draft Budget Prepared; July 7, 1pm and July 12, 9am – FY17 Budget Work Sessions – DRT Community Room
- D. July 12, 5:30pm, P&Z Meeting, Service Center – Public Hearings for Substandard Buildings, In-fill, and Cargo Storage Containers Zoning Ordinance Recommended Changes
- E. July 14 and 18, 9am – FY17 Budget Work Sessions – Brady Housing Authority
- F. July 14, 4:30 to 6:30pm, Service Center – TXDOT 30% Design Review of N. Bridge Street and Downtown Square, and White Street
- G. July 18, 5:30pm, P&Z – Public Hearing Zoning Changes
- H. July 19, 6:00pm, City Council Meeting – Public Hearings for Substandard Buildings, In-fill, and Cargo Storage Containers Zoning Ordinance Recommended Changes & possible Zoning Changes

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: evaluation of City Manager duties.
- 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 related to responses to public comments under the Texas Open Meetings Act.

- C. Pursuant to Section 551.072 (Deliberations about Real Property), the City Council will deliberate the purchase, exchange lease, or value of real properties 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, animal shelter, and other proposed public facilities.
- 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 _____ 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.

