



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

Tina Keys
City Secretary

Shannon Kackley
City Attorney

The mission of the City of Brady is to celebrate and share our rich history, encourage diverse housing choices, provide employment opportunities, exercise and promote fiscal responsibility, deliver exceptional customer services, and ensure quality infrastructure that fosters a thriving sustainable community for our citizens and visitors.

CITY OF BRADY COUNCIL AGENDA REGULAR CITY COUNCIL MEETING JANUARY 17, 2017 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 January 17, 2017, 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.

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 and 2nd readings of Ordinances

All items listed on the Consent Agenda are to be approved with one group motion by the City Council, "Move to approve Consent Agenda." Any item may be removed from the Consent Agenda at the request of a Council Member and considered separately following the Consent Agenda approval. Consent Agendas are used to save time for the public meeting.

- A. Approval of Audit Board for January 17, 2017
- B. Approval of Minutes for January 3, 2017 Regular Meeting
- C. Action regarding Resolution 2017-001 requesting the members of the 85th legislative session of the State of Texas to support legislation that provides fair and equitable distribution of the sporting goods sales tax revenue for local and state parks.

5. PRESENTATIONS:

None Scheduled

6. PUBLIC HEARING:

None Scheduled

7. INDIVIDUAL CONCERNS:

- A. Discussion, consideration and possible action regarding Sign Permit to relocated J&P Liquor Store sign at 100 Crothers St and N Bridge Street, due to TXDOT N Bridge Road construction project right-a-way and current City Sign Moratorium.
- B. Discussion, consideration and possible action regarding authorizing the Mayor to send a letter to Sharyland Utilities, L.P. ("Sharyland") and Sharyland Distribution & Transmission Services, L.L.C to suspend the effective date by 90 days pursuant to Texas Utilities Code § 36.108(a)(1) to allow the City of Brady

additional time to consider the rate change proposal, as requested by Sharyland.

- C. Discussion, consideration and possible action regarding first reading of **Ordinance 1216** regarding the proposed amended change in rates filed with the City of Brady by Sharyland Utilities, L.P. and Sharyland Distribution & Transmission Services, L.L.C. on December 30, 2016, is hereby denied and disapproved, as requested by Sharyland.
- D. Discussion, consideration and possible action regarding first reading of **Ordinance 1217** to add two (2) additional cleaning fees and specific discounted fees for the Civic Center that were not included in Ordinance 1206 the Annual Fee Schedule adopted September 20, 2016.
- E. Discussion regarding codifying, updating and auditing Franklin Legal Code of Ordinances, including Zoning Ordinances.
- F. Discussion regarding City Council meeting procedures and process.

8. STAFF REPORTS

- A. Monthly Financial Reports for December 2016
- B. December Monthly Activity Reports – Seniors, Golf, BPD, Animal Control, Tourism Funding, Airport, Code Enforcement, HOT Ambulance Runs Recorded, Civic Center Construction Report, Activity Center Project, Davee-Dodge Heights Replat and Leases
- C. Upcoming Special Events:
 - Jan 26 – Annual Brady/McCulloch County Chamber of Commerce Banquet, Civic Center
 - Feb 11 - Hope from the Heart Annual Banquet, Civic Center
 - Feb 18 – Live, Laugh, Love Tour – Chad Prather & Cooper Wade, Civic Center
- D. Upcoming City Calendar:
 - Jan 18, 8:30am, Municipal Court
 - Jan 18 – Good News Luncheon, HOT Event Center
 - Jan 19, 6pm, Charter Review Commission Quarterly Meeting
 - Jan 24, 6pm, BEDC Bi-Monthly Meeting
 - Feb 3, 9am to 2pm, TML Small Cities Problem Solving, Brady hosting

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 551.072 (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 public facilities.

- B. Pursuant to Section 551.086 (Deliberations, vote or final action about competitive matters of the public power utility), the City Council will deliberate, vote, or take final action on a competitive matter: the electric contract(s) with Trails of Brady Apartments.
- C. Pursuant to Section 551.071 (Consultation with Attorney), the City Council will consult with the City Attorney 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: legal opinion regarding provisions of 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.

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.

