

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

Tony Groves  
Mayor

Kathy Gloria  
Mayor Pro Tem

Shelly Perkins  
Council Member Place 2

Vacant  
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 FEBRUARY 21, 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 February 21, 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

*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 February 21, 2017
- B. Approval of Minutes for February 7, 2017 Regular Meeting
- C. Approving Resolution 2017-005 approving the Disaster Finance & Procedures Policy amendment to the Brady Emergency Management Plan.

### 5. PRESENTATIONS:

None Scheduled

### 6. PUBLIC HEARING & INDIVIDUAL CONCERNs:

- 1) Open and continue Public Hearing to June 20 due to requested delay from staff and Planning and Zoning Commission concerning comments on the Davee Addition Replat (no action will be taken – delayed to June 20).

Open Public Hearings to take public comments concerning demolition orders for 2-5:

- 2) 1306 South Elm, Block 2, Lots 3-6 of the Doty Stone Subdivision
- 2a) Discussion, consideration and possible action regard Demolition Order 2016-05 in accordance with Code of Ordinances Section 3.207 to authorize demolition of dilapidated structures at 1306 South Elm, Block 2, Lots 3-6 of the Doty Stone Subdivision;

3) 707 AL Reed, Block 46, Lot 11 of the Luhr Subdivision

3a) Discussion, consideration and possible action regarding **Demolition Order 2016-06** in accordance with Code of Ordinances Section 3.207 to authorize demolition of dilapidated structures at 707 AL Reed, Block 46 Lot 11 of the Luhr Subdivision;

4) 800 South College, Block 156, the NE section of lot E ½ of the Luhr Subdivision

4a) Discussion, consideration and possible action regarding **Demolition Order 2016-07** in accordance with Code of Ordinances Section 3.207 to authorize demolition of dilapidated structures at 800 South College, Block 156, the Northeast section of Lot E1/2 of the Luhr Subdivision;

5) 1905 North Walnut, Block 68, the North ½ of lots 7-8 of the Crothers Subdivision

5a) Discussion, consideration and possible action regarding **Demolition Order 2016-08** in accordance with Code of Ordinances Section 3.207 to authorize demolition of dilapidated structures at 1905 North Walnut, Block 68, the North ½ of lots 7-8 of the Crothers Subdivision.

## 7. INDIVIDUAL CONCERNS

- A. Discussion, consideration and possible action to authorize the abatement of dilapidated structures at 1205 North Walnut, Block 61, lot 6 of the Crothers Addition per **Demolition Order 2016-01**.
- B. Discussion, consideration and possible action to authorize the abatement of dilapidated structures at 1200 South Hackberry per **Demolition Order 2016-02**.
- C. Discussion, consideration and possible action to authorize the abatement of dilapidated structures at 1202 South Hackberry per **Demolition Order 2016-03**.
- D. Discussion, consideration and possible action to authorize the abatement of dilapidated structures at 1006 West Broad per **Demolition Order 2016-04**.
- E. Discussion, consideration, and possible action regarding a moratorium of new lake lot leases, options for purchasing lake lots, and authorize billing for 2016 and 2017 leased lake lots at Davee Subdivision.
- F. Discussion, consideration and possible action regarding **Resolution 2017-002** adopting Brady Municipal Golf Course rules, regulations and hours in accordance with Code of Ordinances Section 1.1002.
- G. Discussion, consideration and possible action regarding **first reading of Ordinance 1218** regarding amending Article 1.600 and repealing 1.700 of the Code of Ordinances for Rest Haven and Live Oak Cemeteries to update and revise the Rules and Regulations of the two cemeteries.
- H. Discussion, consideration and possible action regarding **first reading of Ordinance 1219** adding to Council Meeting Article 1.160 to include options for rescheduling a regular city council meeting that conflicts with a federal holiday, such as moving Regular City Council Meeting on July 4, 2017 to July 11, 2017.

- I. Discussion, consideration and possible action regarding Resolution 2017-011 to call a Special Election on May 6, as required by City Charter, to fill the unexpired position of Council Member Place 3
- J. Discussion regarding City Council meeting procedures and process.

## 8. STAFF REPORTS

- A. Monthly Financial and Utility Reports for January 2017
- B. January Monthly Activity Reports – Seniors, Golf, BPD, Animal Control, Tourism Funding, Airport, Code Enforcement, HOT Ambulance Runs Recorded, Civic Center Construction Report
- C. Upcoming Special Events:  
March 17-25 – Annual HOT Country Music Festival  
March 18 – Re-dedication of the Civic Center
- D. Upcoming City Calendar:  
March 7 – Annual Report Brady Police Department  
March 21 – 4pm City Council Work Session  
March 28 – 3:30pm Special City Council Public Hearing WWTP, Water and WW CIPs

## 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.

## 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 2/17/2017 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.

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, February 07, 2017 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 Kathy Gloria, Shelly Perkins, Jane Huffman and James Griffin. City staff present were City Manager Kim Lenoir, Community Services Director Peter Lamont, Public Works Director Steven Miller, City Secretary Tina Keys and Police Chief Steve Thomas. Also in attendance were Allison Beard, Jennifer Tarr, Dub Smith, Bill Spiller, Michele Derrick, Tim Jones, Charlotte Harper, Harold Tacker, Carolyn Clark, Rhonda Wright, Jeanette & Carl Tacker, Wayne Wright, Larry Land, Annita Ellison, Nanette Morgan, Rick Morgan, Jon Chase and Frank Lilly.

**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 Gloria gave the invocation and the Pledge of Allegiance was recited.

**3. PUBLIC COMMENTS**

Alison Beard – Baseball Fields – Wondering what would be done on fields for maintenance after grant. Also, they are going to have Opening Day for March 25<sup>th</sup> and a workday before and would like volunteers and needs to know who to get it approved through. Had a meeting on Friday with City personnel. Two fields were not discussed and wants to know if those were going to be renovated or which fields will be renovated. Softball shares with high school team and therefore cannot start until Varsity finishes. Would like another softball field. Bleachers are not safe. People are willing to donate materials and time but needs to know where to start. Was referred to Peter Lamont to answer questions. Mayor Groves replied that Peter will contact Allison and answer questions.

Linda Deeds – Davee and Dodge Heights –Winters donated land, and had a contract that says the contracts can't be changed because he donated the land. Ms. Deeds asked happened to that and also inquired as to what happens if lot leases are not paid. She also questioned why the rates were going so high and wonders if City is trying to put in a new sewer line.

Carolyn Clark – Concern is we're paying \$120 now its increasing to \$1200, why so much? Also asked why she wasn't allowed to pay dock fee or lease. She doesn't understand.

Rhonda Wright – Was told price was going up to \$1200 and had no idea. Her lease is 50 years and expires in 2 years. Nobody will give a loan to purchase property with a short term lease.

Sondra Turner – has property at both Davee and Dodge Heights. Would like to meet with Council and City Manager to discuss and listen to what they have to say. It will be difficult to make lots in Dodge Heights into 1/4 acre plots. State says they are grandfathered in.

Sammy Sanchez – grew up here then moved away. Plans to retire here. It is important to them. How can you have a lease that says no go-carts, no yard ornaments. The good people are being run out. Wants to be able to do what they want to do to their homes without fear of being kicked out in a few years. Wants City to work with them.

Wayne Wright – has same concerns. \$1200 is outrageous. TCEQ concerns – they have contacted them and can't find anybody who said anything about the lake in Brady. Agrees some places are an eyesore in disrepair. Code Enforcement can issue citations. They would like them cleaned up. Doesn't feel they are being treated fairly.

Harold Tacker – Lives in Davee. Was told replat would not bother anybody's boundary lines but it cuts right between his storage building.

Mayor will schedule a special meeting in the future to address all questions.

Jon Chase – lives at Simpson Lake Club. Has some common problems. Thinks the properties should be made available for purchase. One problem addressed in 1978 by Council. We have a severe e-coli problems at lake. Comprehensive plans call for immediate sewer service at the lake. Need to revert back to original fees and terms and get sewer out there. Haven't kept City's promise to put in sewer.

#### 4. CONSENT AGENDA

- A. Approval of Audit Board for February 7, 2017
- B. Approval of Minutes for January 17, 2017 Regular and Work Session Meeting
- C. Action regarding Resolution 2017-003 to call May 6, 2017 General Election for the purpose of filing City of Brady City Council Members Mayor and Council Member Place 1.
- D. Approving Resolution 2017-004 approving the 7th Annual Armed Forces Day Fly-in to be held at Curtis Field Airport on May 20th & 21st, 2017.
- E. Approving Resolution 2017-005 approving the Disaster Finance & Procedures Policy amendment to the Brady Emergency Management Plan.
- F. LEFT BLANK
- G. Approving Resolution 2017-008 approving a grant application for NIBRS Compliance for Brady Police Department.
- H. Approving the purchase of a 2017 Ford F-750, Diesel, Regular Cab with Ring-O-Matic Hydro-Excavation Vacuum Machine (\$152,770).

Council Member Griffin requested item H be pulled from Consent Agenda. Council Member Perkins requested Item E be pulled from Consent Agenda. Council Member Perkins moved to approve the Consent Agenda as amended with removing items H and E. The motion was seconded by Council Member Huffman. All Council Members voted "aye" and none "nay". Motion carried in a 4 – 0 vote.

After Presentations, Council went back to discuss Items E and H on Consent Agenda.

Item E – Council Member Perkins would like to reschedule until Lisa Remini is here and will go in and discuss with staff. Item 4.E will be moved to next agenda.

Item H - Council Member Griffin said the expense in the amount of \$152,770, we need an explanation of what this machine does for the City. Steve Miller reviewed. Council Member Huffman moved to approve. The Motion was seconded by Council Member Gloria. All Council members voted "aye" and none "nay". Motion carried in a 4 – 0 vote.

#### 5. PRESENTATIONS

Annual Report of Fire/EMS & Emergency Operations – Chief Lyle Daniels presented. Charlotte Harper would like the public to be more informed of emergency preparedness options/training.

## 6. PUBLIC HEARINGS:

There were no public hearings.

## 7. INDIVIDUAL CONCERNS

- A. Discussion, consideration and possible action regarding second and final 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. Kim Lenoir presented. Council Member Griffin moved to approve the second and final reading of Ordinance 1216. The motion was seconded by Council Member Perkins. All Council Members voted "aye" and none "nay". Motion carried in a 4 - 0 vote.
- B. Discussion, consideration and possible action regarding second and final 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. Kim Lenoir presented. Council Member Griffin moved to approve the second and final reading of Ordinance 1217. The motion was seconded by Council Member Gloria. All Council Members voted "aye" and none "nay". Motion carried in a 4 - 0 vote.
- C. Discussion, consideration and regarding first reading of Ordinance 1218 regarding amending Article 1.600 of the Code of Ordinances for Rest Haven and Live Oak Cemeteries to update and revise the Rules and Regulations of the two cemeteries. Peter Lamont presented. Council Members had several questions. City is trying to maintain the grounds in the most respectful manner possible. Article 1.700 also has to do with cemetery trusts, Kim Lenoir so this is an additional article will have to be brought back later to repeal/amend this ordinance. Mayor would like to wait until next meeting for the first reading with requested changes. No action taken.
- D. Discussion, consideration and possible action regarding direction to staff to revise Ordinance 1155 regarding Heart of Texas Hospital Systems regulations and inspections of ambulance/transfer services in City of Brady. Chief Lyle Daniel presented history of Ordinance. Several questions and comments were made by City Council Members, Tim Jones, Michele Derrick and Charlotte Harper. Council Member Huffman and Perkins would like to see an ambulance and understand what the processes are for City inspections and state inspections. Mayor asked Chief Daniel to give Huffman and Perkins a tour of the EMS operations/ambulance. The item will be brought back on another agenda at a later time.
- E. Discussion, consideration and possible action regarding rescheduling Regular City Council Meeting on July 4, 2017. Kim Lenoir presented. Council was in favor of moving the July 4, 2017 meeting to July 11<sup>th</sup>. Council also advised staff to change ordinance to read that changes can be made by resolution.
- F. Discussion, consideration and possible action to contract for professional services of engineering and design with EIKON to complete plans and specifications for bid-ready renovation plans for the Activity Center (Old South Ward Cafeteria). Kim Lenoir presented. Council Member Perkins moved to authorize the City Manager to enter into a professional services contract with EIKON. The motion was seconded by Council Member Gloria. All Council Members vote "aye" and none "nay". Motion carried with a 4 - 0 vote.
- G. Discussion, consideration and possible action to contract for professional services of engineering and design with Luck Design Team to complete plans and specifications for bid-ready renovation plans for Richards Park as part of the Local Outdoor Recreation Grant awarded by Texas Parks and Wildlife Department and funded

by sporting goods sales tax. Peter Lamont presented. Allison Burt asked if there will be a committee meeting with Luck to let them know what they want. Lamont said he will be available for questions and concerns. Luck will be coming to town to meet with user groups in a public meeting format to hear concerns. Lamont went on to say that ultimately, maintenance is the responsibility of the City. Jennifer Tarr said the City has maintained the fields that are there now and they are not in good shape. Council Member Gloria said we are in the process of going out there to try to make improvements. It takes time. Council Member Huffman said we need to address items at the fields now before baseball season as it is dangerous and is a concern. Charlotte Harper is concerned about fences, animals and insects. Council Member Griffin moved to authorize the City Manager to enter into an agreement with Luck Design Team. The motion was seconded by Council Member Gloria. All Council Members voted "aye" and none "nay". Motion carried with a 4 – 0 vote.

H. There was no discussion regarding City Council meeting procedures and process.

## 8. STAFF REPORTS

A. Notice of Grant Award to Upper Colorado River Authority (UCRA) for the Brady Creek Aqua Swirl Storm Water Quality Joint Project

B. Upcoming Brady Events:

Feb 11 - Hope from the Heart Annual Banquet, Civic Center

Feb 18 – Live, Laugh, Love Tour – Chad Prather & Cooper Wade, Civic Center

March 17-25 – Heart of Texas Records Country Music Festival

C. Upcoming City Calendar:

Feb 14 – 5:30pm P&Z Meeting – Public Hearing Davee Addition Replat & Sign Ordinance

Feb 20 – City Offices Closed – Presidents Day (In-service Training)

Feb 21 – 4pm City Council Work Session

Feb 21 – 6pm City Council Public Hearing for Davee Addition Replat

Feb 22 – 8:30am Monthly Municipal Court

D. Proposed Meetings/Events:

March 18 – Re-Dedication of the Ed Davenport Civic Center

March 28, 4pm Special City Council Meeting with a Public Hearing for Environmental Report for the WWTP project and report/public meeting on other Sewer and Water Line Improvements

## 9. ANNOUNCEMENTS

The Mayor was in Austin at TXDOT Seminar the past 2 days. They are looking at technology to change a lot and self-driving cars will have a major impact on our future. Also, latest update on I-14 has it coming through Brady and splitting in Eden.

## 10. EXECUTIVE SESSION

There was no executive session.

## 11. OPEN SESSION ACTON on Any Executive Session Item listed above, if needed.

## 12. ADJOURNMENT

There being no further business, the Mayor adjourned the meeting at 9:12 p.m.

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Mayor Anthony Groves

Attest:

Tina Keys, City Secretary

**CITY COUNCIL  
CITY OF BRADY, TEXAS  
AGENDA ACTION FORM**

<b>AGENDA DATE:</b>	2-21-2017	<b>AGENDA ITEM</b>	4.C.
<b>AGENDA SUBJECT:</b>		Discussion, consideration and possible action on <b>Resolution 2017-005</b> approving the Disaster Finance and Procedures Policy amendment to the Brady Emergency Management Plan.	
<b>PREPARED BY:</b>		Lisa Remini	<b>Date Submitted:</b> 2-14-2017
<b>EXHIBITS:</b>		Resolution 2017-005 <i>Disaster Finance and Procedure Policy – received in 2-7-17 packet</i>	
<b>BUDGETARY IMPACT:</b>		<b>Required Expenditure:</b>	\$00.00
		<b>Amount Budgeted:</b>	\$00.00
		<b>Appropriation Required:</b>	\$00.00
<b>CITY MANAGER APPROVAL:</b>			
<b>SUMMARY:</b> Over the period of 7 months, the Texas Department of Public Safety has conducted 3 onsite workshops and 1 emergency exercise with the city's Finance staff, the Emergency Operations Director, City Manager, Mayor and Department Heads, focusing on financial management during a declared disaster.			
It is very critical that we as a city be fully prepared to manage a disaster, which includes proper accounting of expenditures and the ability to collect any and all available reimbursement funding from state and federal government disaster funds.			
The policy presented details the conditions by which the policy will become effective, lists the procedures for each unit of financial management, and provides example forms to record necessary expenditure data during a disaster.			
<i>A review of the policy was conducted with Council Member Perkins. All grammatical and formatting change requests were discussed and implemented to promote a consistent and standardized presentation to the reader. The content was not altered.</i>			
<b>RECOMMENDED ACTION:</b>			
Move to approve Resolution 2017-005 adopting the City's Disaster Finance and Procedures Policy.			

**RESOLUTION NO. 2017-005**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRADY, TEXAS TO APPROVE THE DISASTER FINANCE AND PROCEDURES POLICY**

**WHEREAS**, the Finance staff developed with the assistance of the Texas Department of Public Safety and the City's Emergency Management Director a policy and procedure manual for financial accountability during a declared disaster;

**WHEREAS**, this policy will be considered an addendum to the City's Emergency Management Policy;

**WHEREAS**, the City Charter requires City Council to set policy by resolution.

**NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BRADY, TEXAS:**

that the City of Brady Disaster Finance and Procedures Policy is adopted and effective October 1, 2016.

PASSED AND APPROVED this the \_\_\_\_\_ day of \_\_\_\_\_, 2017.

**CITY OF BRADY**

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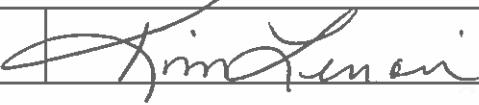
Anthony Groves, Mayor

Attest: \_\_\_\_\_  
Tina Keys, City Secretary

# City Council

## City of Brady, Texas

### Agenda Action Form

AGENDA DATE:	02/21/2017	AGENDA ITEM	6 – 2.A
AGENDA SUBJECT:	Discussion, consideration and possible action regard Demolition Order 2016-05 in accordance with Code of Ordinances Section 3.207 to authorize demolition of dilapidated structures at 1306 South Elm, Block 2, Lots 3-6 of the Doty Stone Subdivision		
PREPARED BY:	Amanda Lewis	Date Submitted:	02/16/2017
EXHIBITS:	Demolition Order 2016-05 / Photos of Property		
BUDGETARY IMPACT:	Required Expenditure:	\$3975.00	
	Amount Budgeted:	\$28300.00	
	Appropriation Required:	\$00.00	
CITY MANAGER APPROVAL:			
<b>SUMMARY:</b> This structure at this address has been determined to be a dangerous premises because the roof is unstable and parts of the roof are caving. The foundation is rotting and is unstable. There are numerous exposed electrical wires. Some of the windows have been broken which could be a result of the pressure from the rotted beams and dilapidated roof. These are just some of the issues. This property has not had utilities connected since April 23, 2014.			
Owner: Charles Krus Last Known Address: P.O. Box 519, Mason, TX 76856 Property Taxes: Delinquent (\$90.29) Amount of Tax Lien: \$3975.00			
<u>Action taken:</u> <b>January 30, 2017</b> – The structure was inspected and pictures were taken to determine if this was a dangerous premises. Ronnie Roberts, Code Enforcement Officer, has determined the buildings do meet the standards of a dilapidated/dangerous premises. A “Do not Enter” sign was posted on the property along with the Notice of Public Hearing. <b>January 30, 2017</b> – A public hearing notice was sent via certified mail to the property owner at the address on file with the McCulloch County Appraisal District. <b>February 6, 2017</b> – A public hearing notice was sent to be published in the newspaper on February 8, 2017 for the public hearing.			

#### RECOMMENDED ACTION:

It is recommended that City Council issue Demolition Order 2016-05 for 1306 South Elm.

**DEMOLITION ORDER 2016-05**

**AN ORDER OF THE CITY COUNCIL OF THE CITY OF BRADY, TEXAS TO THE OWNER OF THE PROPERTY LOCATED AT 1306 SOUTH ELM, BRADY, MCCULLOCH COUNTY, TEXAS WITH REGARD TO THE ABATEMENT OF THE SUBSTANDARD AND DANGEROUS PREMISES**

**WHEREAS**, on January 30, 2017, the City provided the owner of the property located at 1306 South Elm, Brady, Texas with notice, via certified mail, of a hearing to be held on February 21, 2017; and

**WHEREAS**, on February 21, 2017, the City Council conducted a public hearing concerning the structure located at 1306 South Elm, City of Brady, Texas to determine whether to order the demolition or repair of the structure under Section 3.212 of the Brady Code of Ordinances (Dangerous Premises); and

**WHEREAS**, the City Council finds that all proper notices have been sent as required by City Ordinances; and

**WHEREAS**, based upon the evidence presented, the City Council finds that the Property is in violation of the ordinances regarding substandard structures under Section 3.207 of the City of Brady Code of Ordinances (Dangerous Premises); and

**WHEREAS**, the property owner, Charles Krus, did/did not appear at the hearing; and

**WHEREAS**, the City Council finds that the structure is unoccupied; and

**WHEREAS**, the City Council finds based on the evidence presented at the hearing that the structure contains nuisance conditions that constitute a hazard to the health, safety and welfare of the citizens and are likely to endanger persons and property; and

**WHEREAS**, the City Council takes notice of and incorporates all evidence presented, including photographs and the issuance of notices, for its consideration of this matter and incorporates the same into the body of this Order for all purposes; and

**WHEREAS**, based upon the evidence presented, the City Council finds that the Property is in violation of the Dangerous Premises Ordinance; and

**WHEREAS**, the City Council finds that the structure is dilapidated, substandard and/or unfit for human habitation, constitutes a hazard to the health, safety and welfare of the citizens and likely to endanger persons and property.

**NOW THEREFORE, IT IS HEREBY ORDERED BY THE CITY COUNCIL OF THE CITY OF BRADY THAT:**

- (1) The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes and findings of fact.
- (2) The structure located at 1306 South Elm, Brady, Texas satisfies one or more of the substandard and dangerous conditions set forth in Section 3.204 of the Brady Code of

Ordinances (Dangerous Premises). Specifically, Subsections (choose 1 – 12) of Section 3.207 of the Code of Ordinances have been violated. Therefore, the City is authorized to demolish the building under Section 3.210 of the City Code of Ordinances

(3) The owner is hereby ordered to demolish the structure located at 1306 South Elm, Brady, Texas by no later than 90 days from the date of this Order, which is May 21, 2017; and

(4) This property will be brought back to the City Council at its next regular meeting after May 21, 2017 for review and to ensure compliance with this Order. Failure to adhere to the mandates in this Order within the specified time may result in the City taking requisite actions to remove any dangerous or substandard structure or conditions, including demolition of the structure and establishment of a City lien on the property.

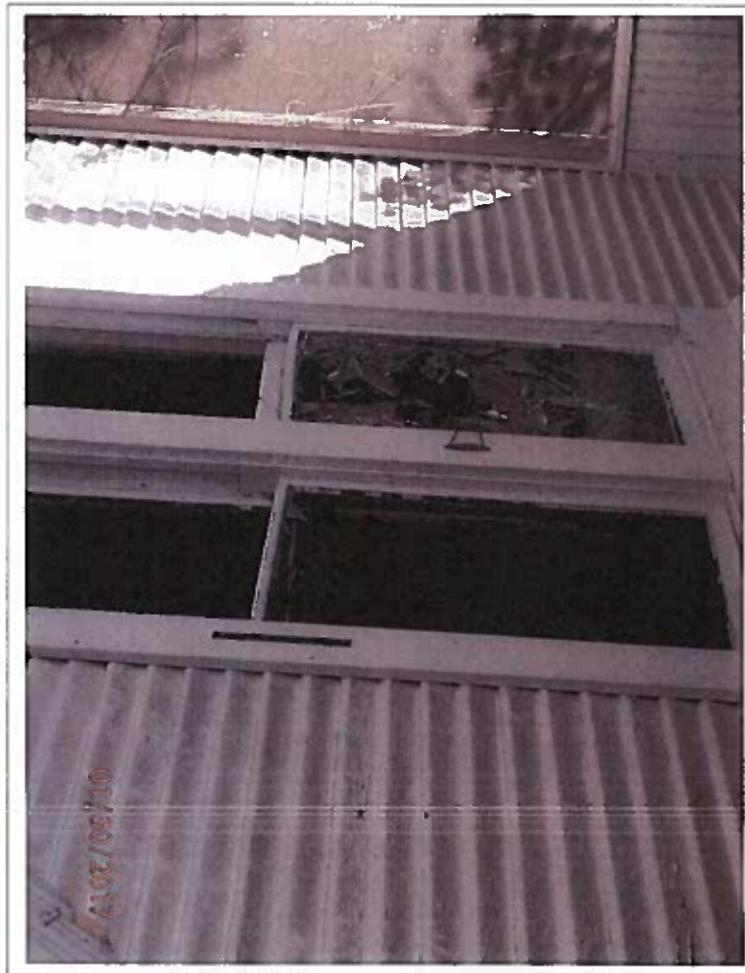
It is specifically determined that the recitals in this order are incorporated by reference as findings of fact and that the meeting that the City Council passed this order was open to the public, and that the public notice of the time, place, and purpose of the meeting was given as required by the Texas Open Meetings Act.

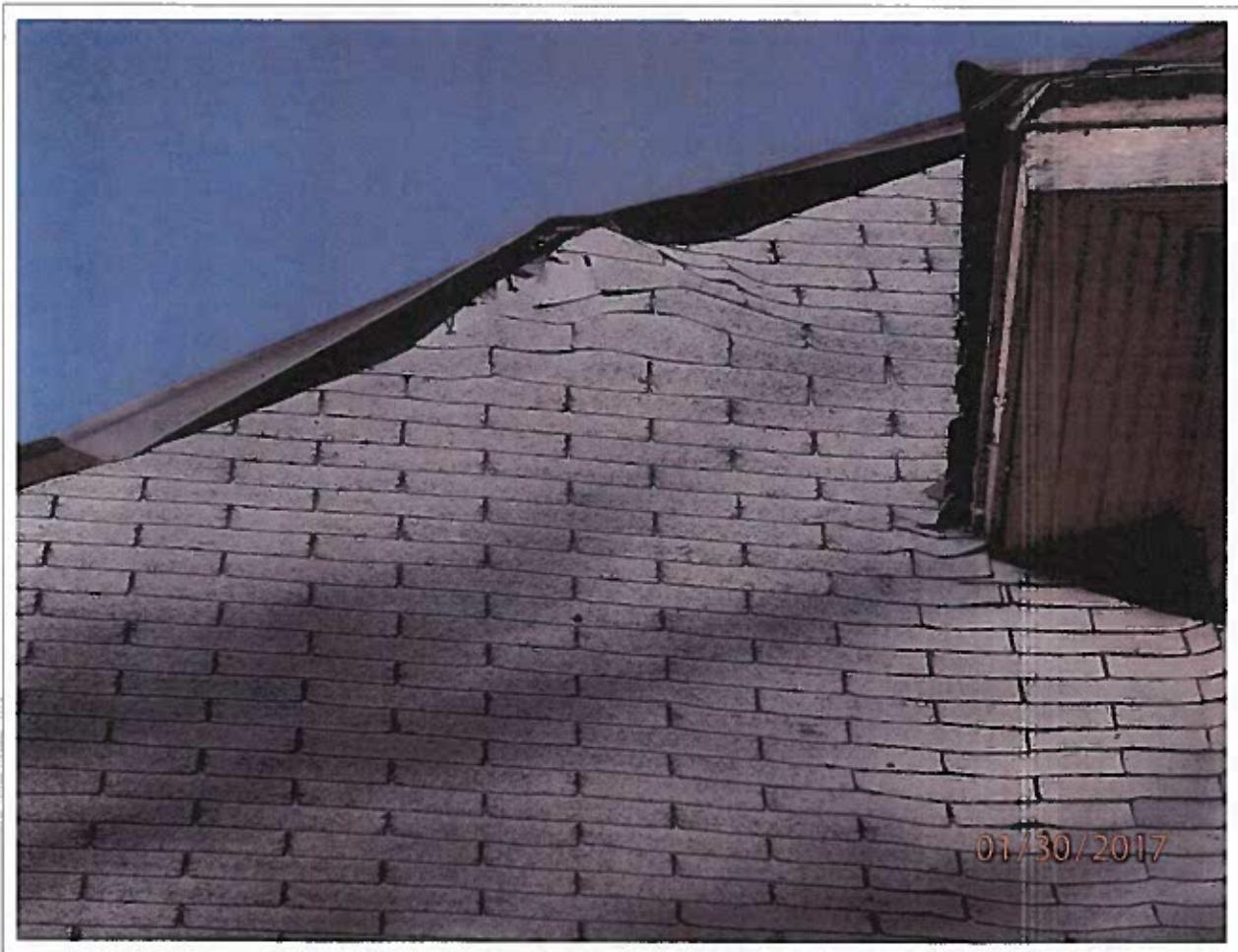
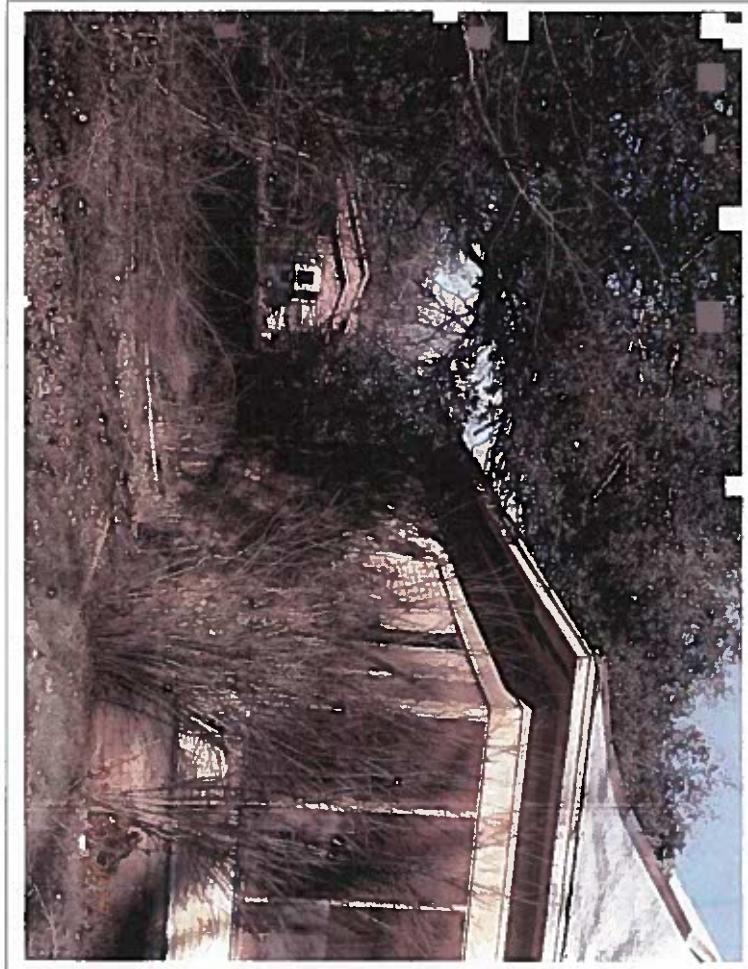
**ORDERED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2017.**

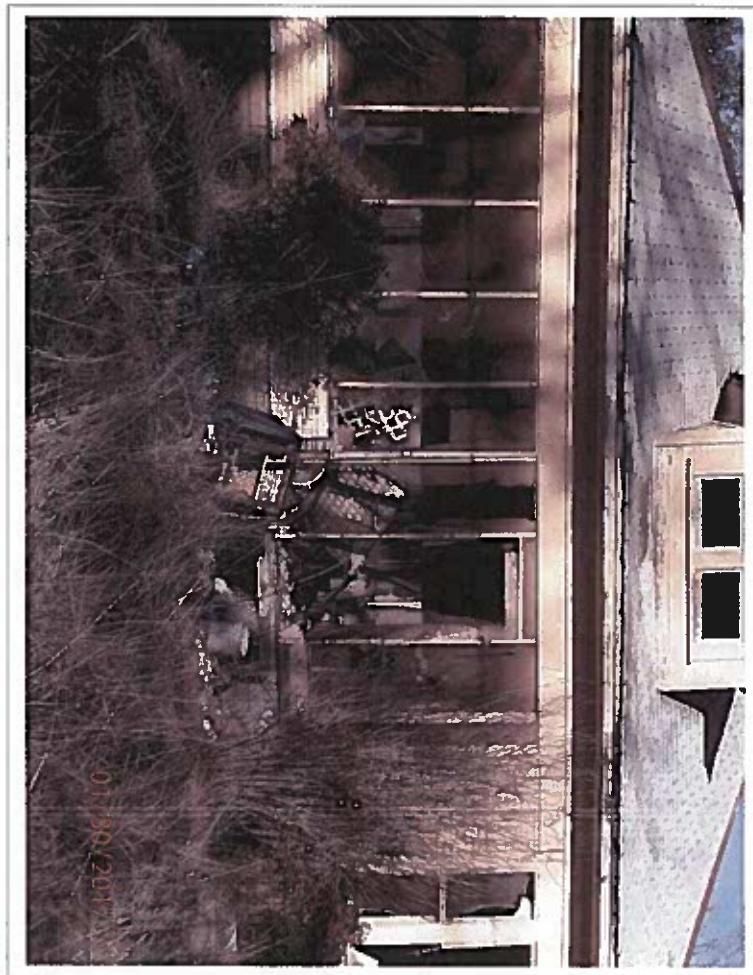
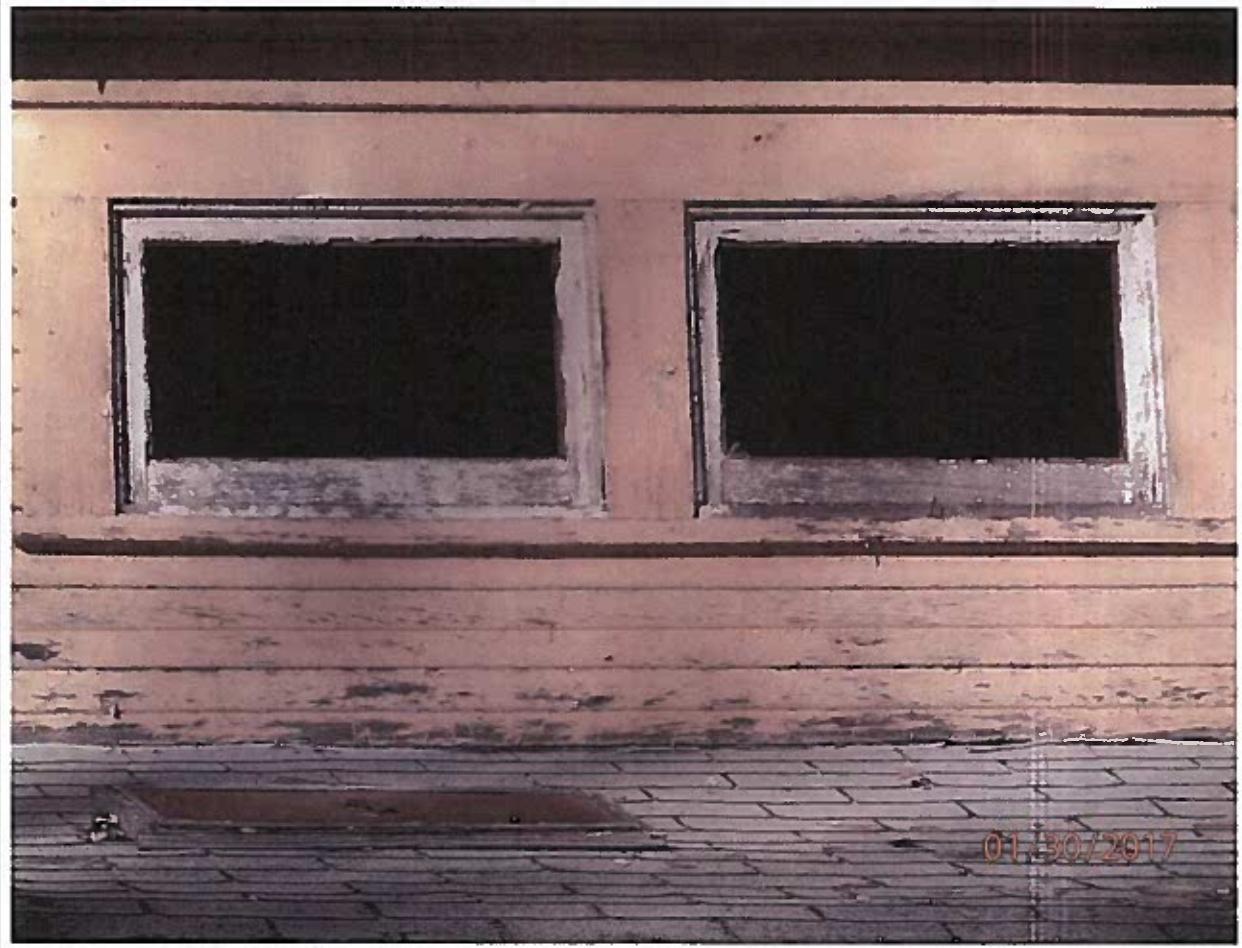
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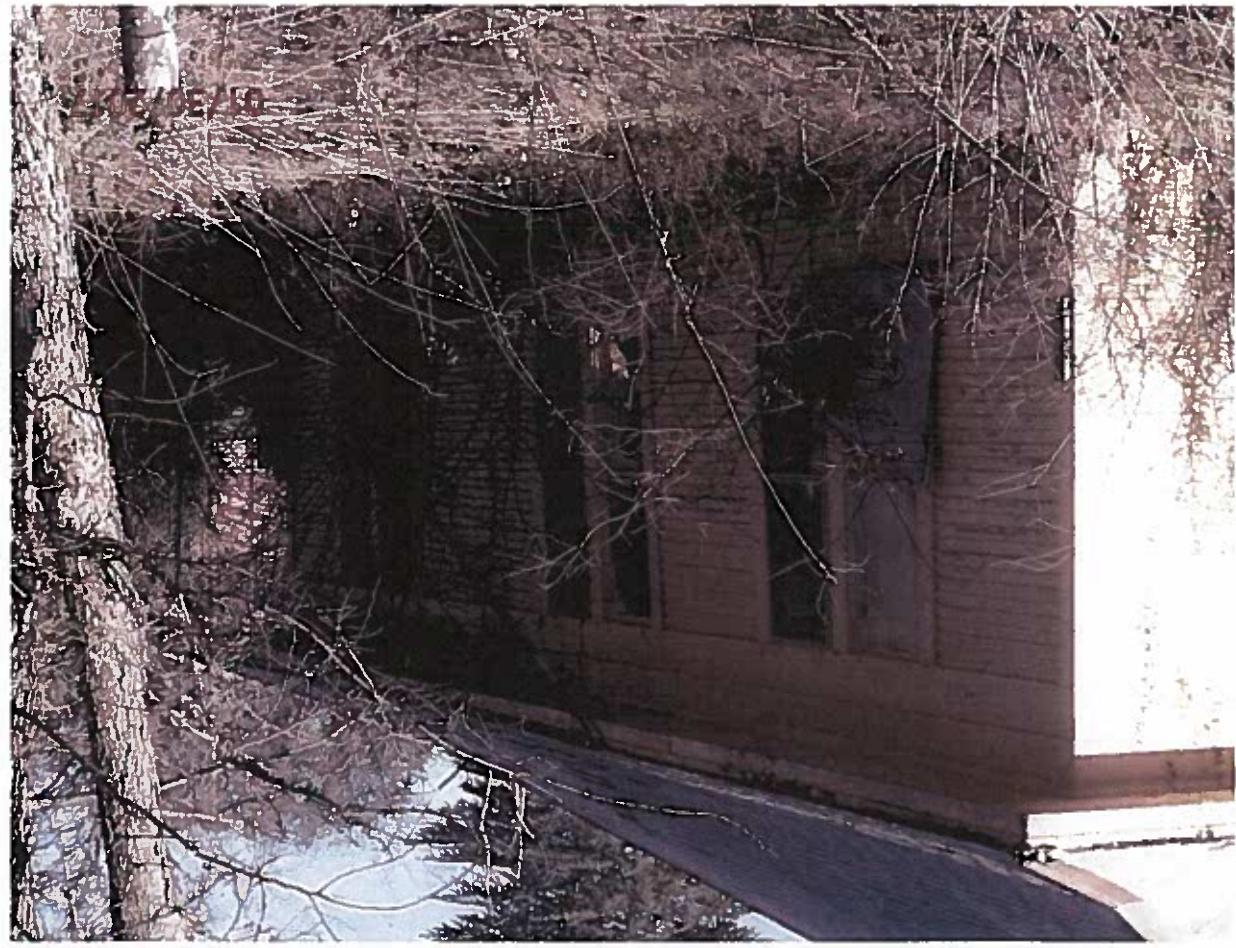
Anthony Groves, Mayor

Attest: \_\_\_\_\_  
Tina Keys, City Secretary











01/30/2017

# City Council

## City of Brady, Texas

### Agenda Action Form

AGENDA DATE:	02/21/2017	AGENDA ITEM	6-3.A.
AGENDA SUBJECT:		Discussion, consideration and possible action regarding Demolition Order 2016-06 in accordance with Code of Ordinances Section 3.207 to authorize demolition of dilapidated structures at 707 AL Reed, Block 46 Lot 11 of the Luhr Subdivision	
PREPARED BY:	Amanda Lewis	Date Submitted:	02/16/2017
EXHIBITS:	Demolition Order 2016-06 / Photos of Property		
BUDGETARY IMPACT:	Required Expenditure:	\$3050.00	
	Amount Budgeted:	\$28300.00	
	Appropriation Required:	\$00.00	
CITY MANAGER APPROVAL:			

#### **SUMMARY:**

This structure at this address has been determined to be a dangerous premises because it has sever roof and structural damage, missing windows and open doorways. The integrity of the structural membranes have been compromised. The structure is ready to collapse and is determined to be a health violation and a risk to the public. There are no utility records for this property.

Owner:	Dudley Green Est. c/o Mrs. Flora Mossett
Last Known Address:	641 Athens Blvd, Los Angeles, CA, 90044
Property Taxes:	Delinquent (\$33.38)
Amount of Tax Lien	\$3050

#### Action taken:

**January 30, 2017** – The structure was inspected and pictures were taken to determine if this was a dangerous premises. Ronnie Roberts, Code Enforcement Officer, has determined the buildings do meet the standards of a dilapidated/dangerous premises. A “Do Not Enter” sign was posted on the property along with the Notice of Public Hearing.

**January 30, 2017** – A public hearing notice was sent via certified mail to the property owner at the address on file with the McCulloch County Appraisal District.

**February 6, 2017** – A public hearing notice was sent to be published in the newspaper on February 8, 2017 for the public hearing.

**No work will begin for 45 days to allow the minimum 30 days for the owner to appeal in District Court and notice of the appeal to reach the City.**

#### **RECOMMENDED ACTION:**

It is recommended that City Council issue Demolition Order 2016-06 for 707 AL Reed.

## **DEMOLITION ORDER 2016-06**

**AN ORDER OF THE CITY COUNCIL OF THE CITY OF BRADY, TEXAS TO THE OWNER OF THE PROPERTY LOCATED AT 707 A L REED, BRADY, MCCULLOCH COUNTY, TEXAS WITH REGARD TO THE ABATEMENT OF THE SUBSTANDARD AND DANGEROUS PREMISES**

**WHEREAS**, on January 30, 2017, the City provided the owner of the property located at 707 A L Reed, Brady, Texas with notice, via certified mail, of a hearing to be held on February 21, 2017; and

**WHEREAS**, on February 21, 2017, the City Council conducted a public hearing concerning the structure located at 707 A L Reed, City of Brady, Texas to determine whether to order the demolition or repair of the structure under Section 3.212 of the Brady Code of Ordinances (Dangerous Premises); and

**WHEREAS**, the City Council finds that all proper notices have been sent as required by City Ordinances; and

**WHEREAS**, based upon the evidence presented, the City Council finds that the Property is in violation of the ordinances regarding substandard structures under Section 3.207 of the City of Brady Code of Ordinances (Dangerous Premises); and

**WHEREAS**, the property owner, Mrs. Flora Mossett, executor of the Dudley Green Estate, did/did not appear at the hearing; and

**WHEREAS**, the City Council finds that the structure is unoccupied; and

**WHEREAS**, the City Council finds based on the evidence presented at the hearing that the structure contains nuisance conditions that constitute a hazard to the health, safety and welfare of the citizens and are likely to endanger persons and property; and

**WHEREAS**, the City Council takes notice of and incorporates all evidence presented, including photographs and the issuance of notices, for its consideration of this matter and incorporates the same into the body of this Order for all purposes; and

**WHEREAS**, based upon the evidence presented, the City Council finds that the Property is in violation of the Dangerous Premises Ordinance; and

**WHEREAS**, the City Council finds that the structure is dilapidated, substandard and/or unfit for human habitation, constitutes a hazard to the health, safety and welfare of the citizens and likely to endanger persons and property.

**NOW THEREFORE, IT IS HEREBY ORDERED BY THE CITY COUNCIL OF THE CITY OF BRADY THAT:**

(1) The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes and findings of fact.

(2) The structure located at 707 A L Reed, Brady, Texas satisfies one or more of the substandard and dangerous conditions set forth in Section 3.204 of the Brady Code of Ordinances (Dangerous Premises). Specifically, Subsections (choose 1 – 12) of Section 3.207 of the Code of Ordinances have been violated. Therefore, the City is authorized to demolish the building under Section 3.210 of the City Code of Ordinances

(3) The owner is hereby ordered to demolish the structure located at 707 A L Reed, Brady, Texas by no later than 90 days from the date of this Order, which is May 21, 2017; and

(4) This property will be brought back to the City Council at its next regular meeting after May 21, 2017 for review and to ensure compliance with this Order. Failure to adhere to the mandates in this Order within the specified time may result in the City taking requisite actions to remove any dangerous or substandard structure or conditions, including demolition of the structure and establishment of a City lien on the property.

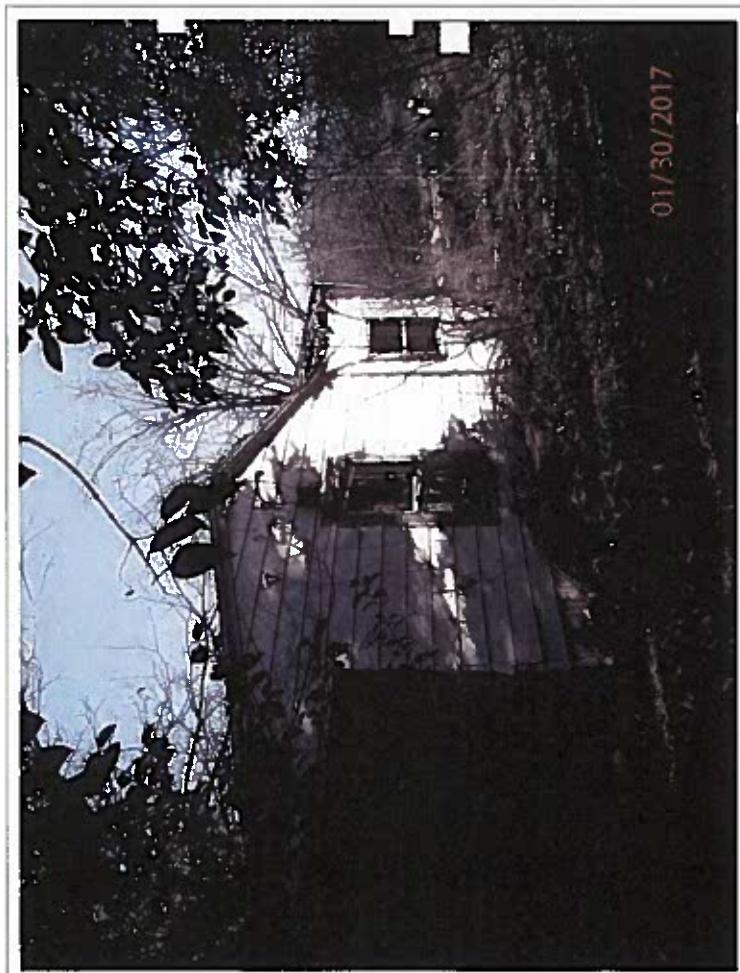
It is specifically determined that the recitals in this order are incorporated by reference as findings of fact and that the meeting that the City Council passed this order was open to the public, and that the public notice of the time, place, and purpose of the meeting was given as required by the Texas Open Meetings Act.

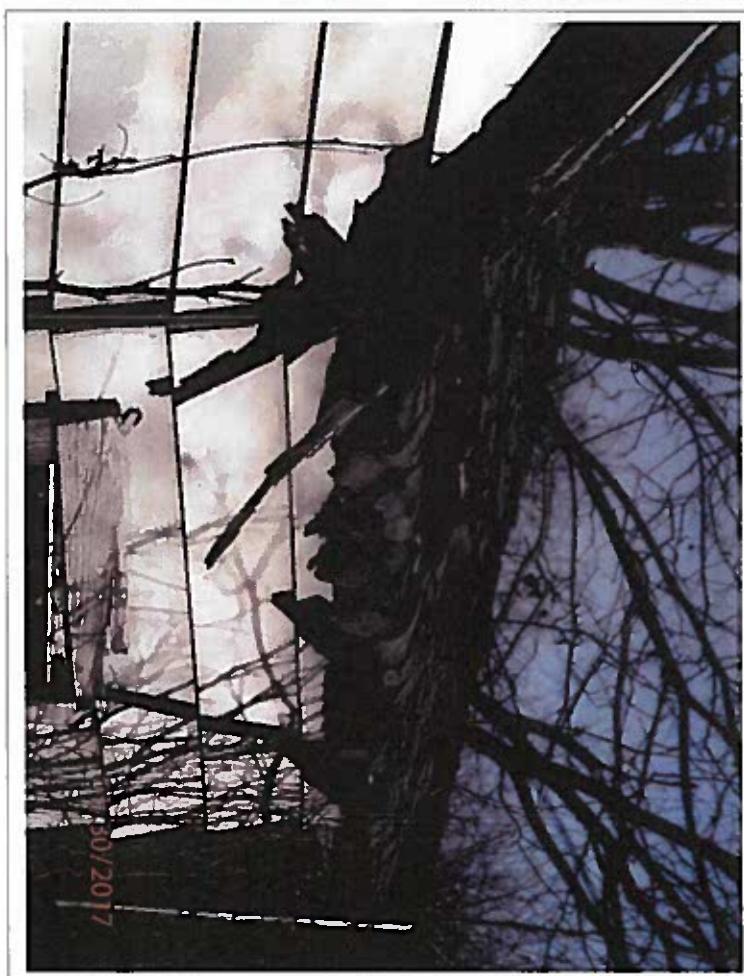
**ORDERED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2017.**

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Anthony Groves, Mayor

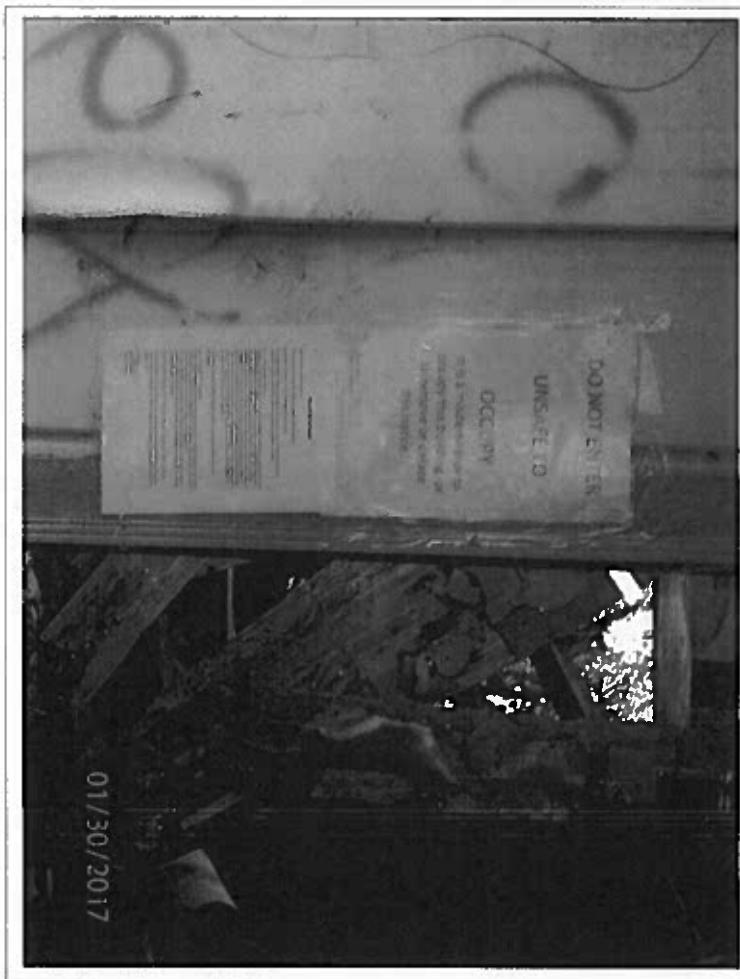
Attest: \_\_\_\_\_  
Tina Keys, City Secretary







01/30/2017



01/30/2017

# City Council

## City of Brady, Texas

### Agenda Action Form

AGENDA DATE:	02/21/2017	AGENDA ITEM	6 – 4.A.
AGENDA SUBJECT:	Discussion, consideration and possible action regarding Demolition Order 2016-07 in accordance with Code of Ordinances Section 3.207 to authorize demolition of dilapidated structures at 800 South College, Block 156, the Northeast section of Lot E1/2 of the Luhr Subdivision		
PREPARED BY:	Amanda Lewis	Date Submitted:	02/16/2017
EXHIBITS:	Demolition Order 2016-07 / Photos of Property		
BUDGETARY IMPACT:	Required Expenditure:	\$3610.00	
	Amount Budgeted:	\$28300.00	
	Appropriation Required:	\$00.00	
CITY MANAGER APPROVAL:			

#### **SUMMARY:**

This structure at this address has been determined to be a dangerous premises because the roof is unstable and parts of the roof are caving. The foundation is rotting and is unstable. There are numerous exposed electrical wires. Some of the windows have been broken which could be a result of the pressure from the rotted beams and dilapidated roof. These are just some of the issues. This property has not had utilities connected since December 4, 2008.

Owner:	John Hurta
Last Known Address:	P.O. Box 1049, Mason, TX 76856
Property Taxes:	Delinquent (\$302.69)
Amount of Tax Lien:	\$3610.00

#### Action taken:

**January 30, 2017** – The structure was inspected and pictures were taken to determine if this was a dangerous premises. Ronnie Roberts, Code Enforcement Officer, has determined the buildings do meet the standards of a dilapidated/dangerous premises. A “Do not Enter” sign was posted on the property along with the Notice of Public Hearing.

**January 30, 2017** – A public hearing notice was sent via certified mail to the property owner at the address on file with the McCulloch County Appraisal District.

**February 6, 2017** – A public hearing notice was sent to be published in the newspaper on February 8, 2017 for the public hearing.

**No work will begin for 45 days to allow the minimum 30 days for the owner to appeal in District Court and notice of the appeal to reach the City.**

#### **RECOMMENDED ACTION:**

It is recommended that City Council issue Demolition Order 2016-07 for 800 South College

**DEMOLITION ORDER 2016-07**

**AN ORDER OF THE CITY COUNCIL OF THE CITY OF BRADY, TEXAS TO THE OWNER OF THE PROPERTY LOCATED AT 800 SOUTH COLLEGE, BRADY, MCCULLOCH COUNTY, TEXAS WITH REGARD TO THE ABATEMENT OF THE SUBSTANDARD AND DANGEROUS PREMISES**

**WHEREAS**, on January 30, 2017, the City provided the owner of the property located at 800 South College, Brady, Texas with notice, via certified mail, of a hearing to be held on February 21, 2017; and

**WHEREAS**, on February 21, 2017, the City Council conducted a public hearing concerning the structure located at 800 South College, City of Brady, Texas to determine whether to order the demolition or repair of the structure under Section 3.212 of the Brady Code of Ordinances (Dangerous Premises); and

**WHEREAS**, the City Council finds that all proper notices have been sent as required by City Ordinances; and

**WHEREAS**, based upon the evidence presented, the City Council finds that the Property is in violation of the ordinances regarding substandard structures under Section 3.207 of the City of Brady Code of Ordinances (Dangerous Premises); and

**WHEREAS**, the property owner, John Hurta, did/did not appear at the hearing; and

**WHEREAS**, the City Council finds that the structure is unoccupied; and

**WHEREAS**, the City Council finds based on the evidence presented at the hearing that the structure contains nuisance conditions that constitute a hazard to the health, safety and welfare of the citizens and are likely to endanger persons and property; and

**WHEREAS**, the City Council takes notice of and incorporates all evidence presented, including photographs and the issuance of notices, for its consideration of this matter and incorporates the same into the body of this Order for all purposes; and

**WHEREAS**, based upon the evidence presented, the City Council finds that the Property is in violation of the Dangerous Premises Ordinance; and

**WHEREAS**, the City Council finds that the structure is dilapidated, substandard and/or unfit for human habitation, constitutes a hazard to the health, safety and welfare of the citizens and likely to endanger persons and property.

**NOW THEREFORE, IT IS HEREBY ORDERED BY THE CITY COUNCIL OF THE CITY OF BRADY THAT:**

(1) The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes and findings of fact.

(2) The structure located at 800 South College, Brady, Texas satisfies one or more of the substandard and dangerous conditions set forth in Section 3.204 of the Brady Code of

Ordinances (Dangerous Premises). Specifically, Subsections (choose 1 – 12) of Section 3.207 of the Code of Ordinances have been violated. Therefore, the City is authorized to demolish the building under Section 3.210 of the City Code of Ordinances

(3) The owner is hereby ordered to demolish the structure located at 800 South College, Brady, Texas by no later than 90 days from the date of this Order, which is May 21, 2017; and

(4) This property will be brought back to the City Council at its next regular meeting after May 21, 2017 for review and to ensure compliance with this Order. Failure to adhere to the mandates in this Order within the specified time may result in the City taking requisite actions to remove any dangerous or substandard structure or conditions, including demolition of the structure and establishment of a City lien on the property.

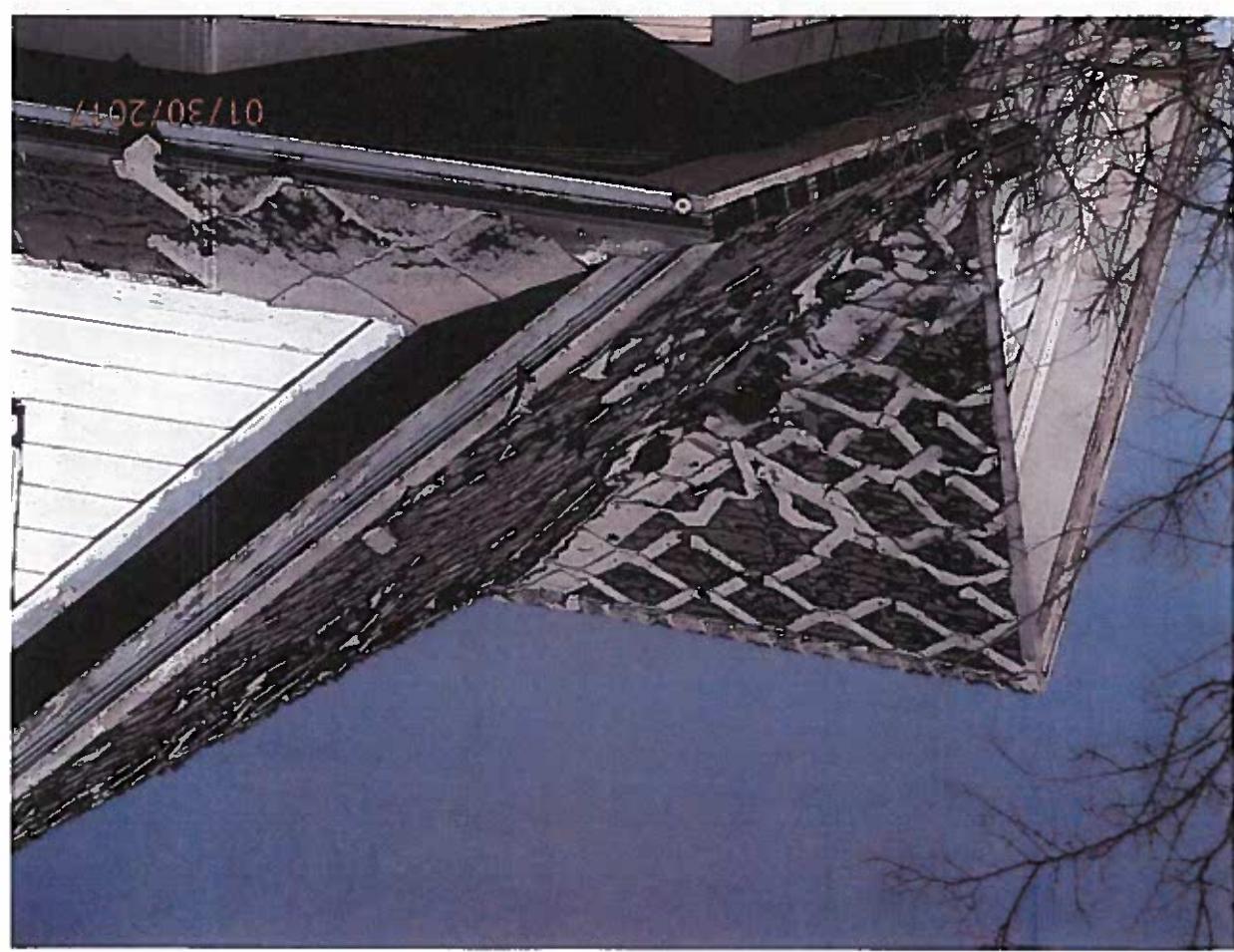
It is specifically determined that the recitals in this order are incorporated by reference as findings of fact and that the meeting that the City Council passed this order was open to the public, and that the public notice of the time, place, and purpose of the meeting was given as required by the Texas Open Meetings Act.

**ORDERED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2017.**

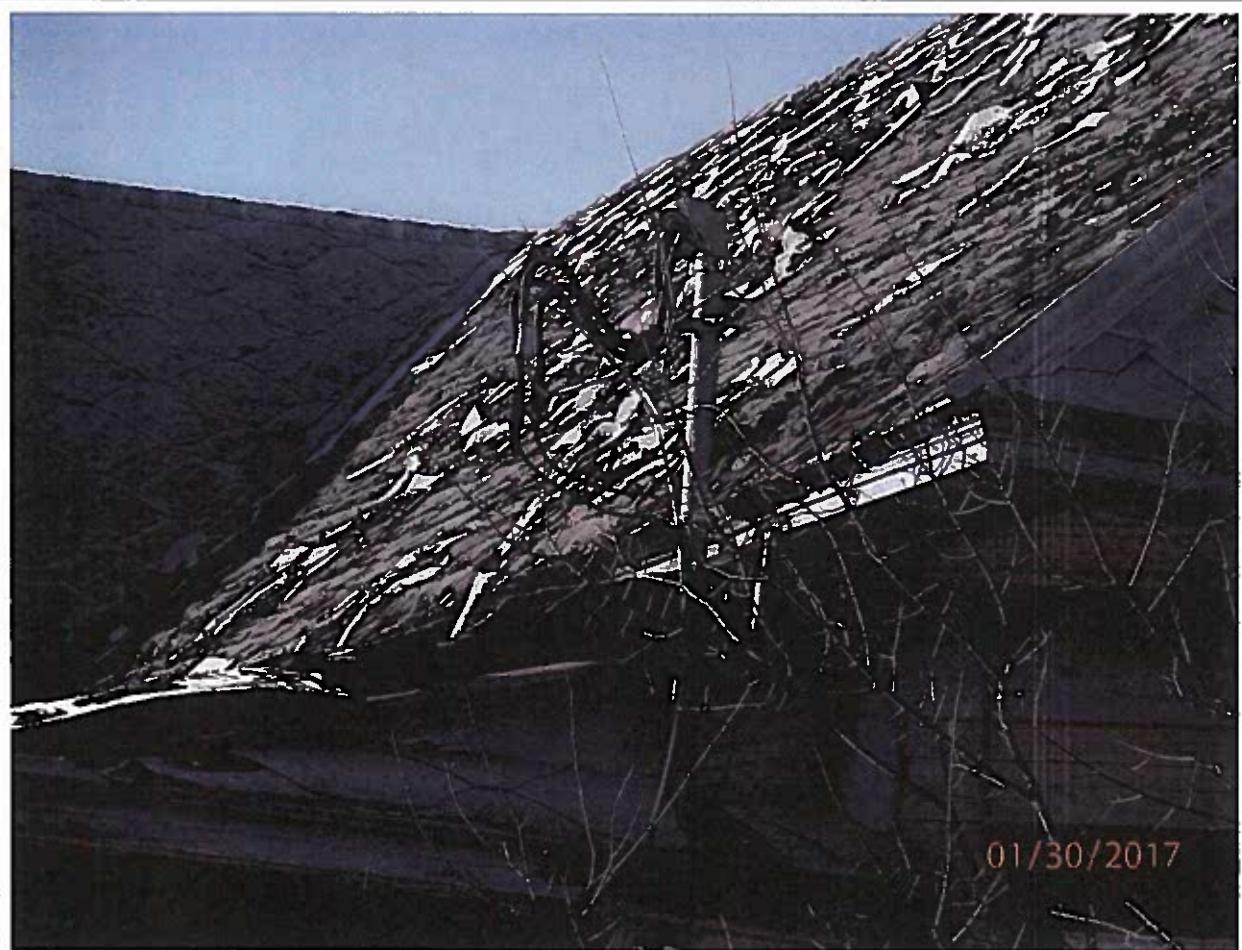
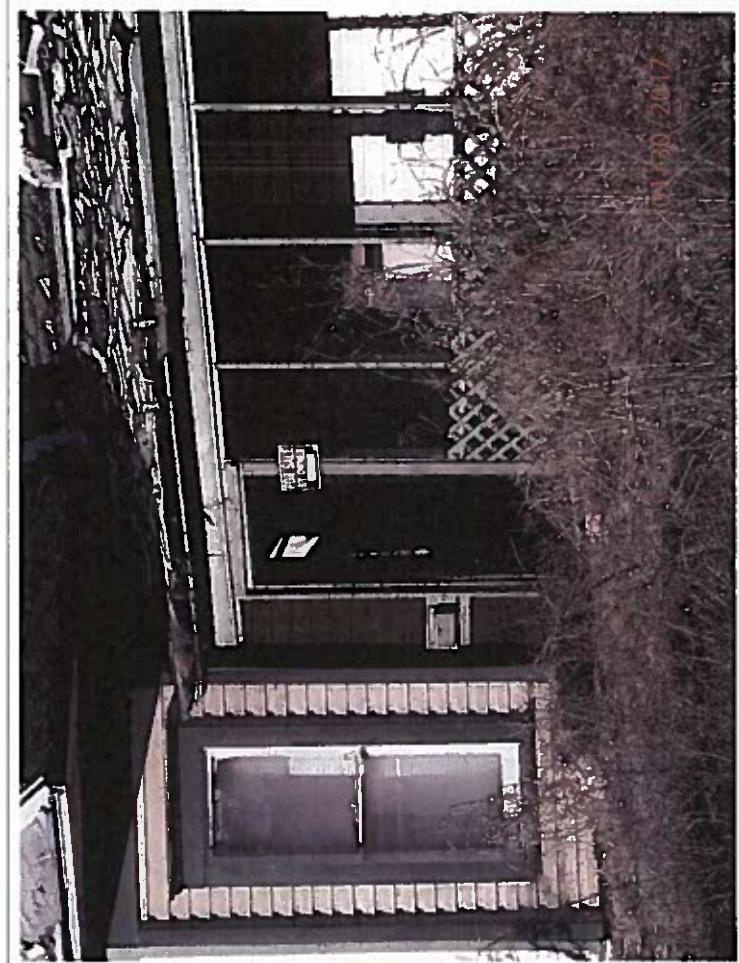
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Anthony Groves, Mayor

Attest: \_\_\_\_\_  
Tina Keys, City Secretary





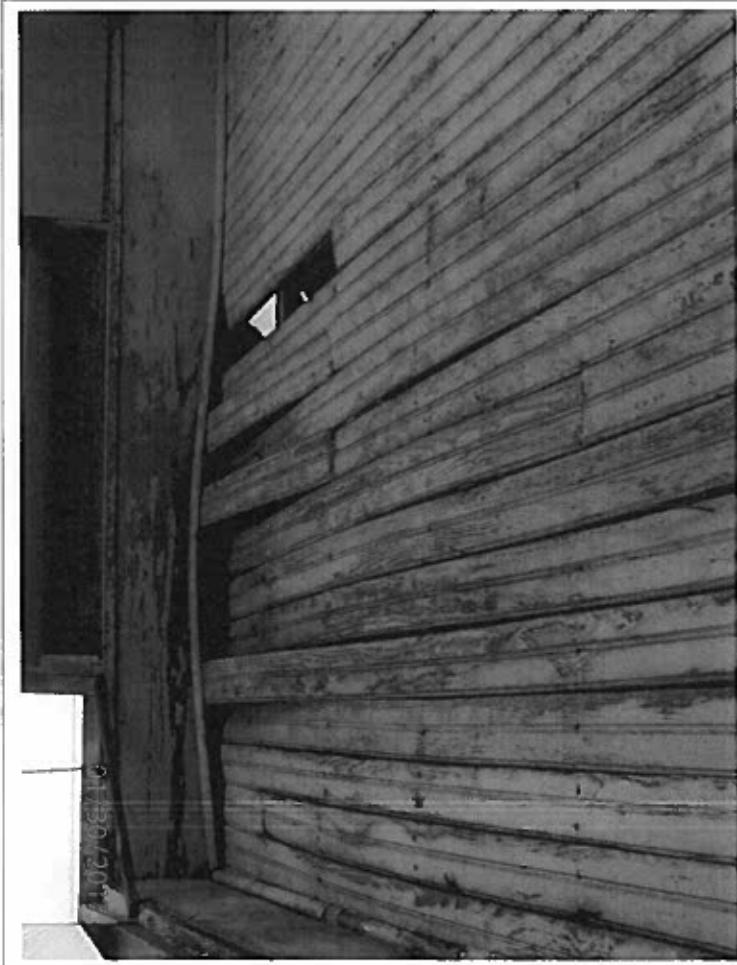




01/30/2017



01/30/2017







DO NOT ENTER

UNSAFE TO

OCCUPY

It is a misdemeanor to  
occupy this building, or  
to remove or deface  
this notice.

01/30/2017

# City Council

## City of Brady, Texas

### Agenda Action Form

AGENDA DATE:	02/21/2017	AGENDA ITEM	6-5.A.
AGENDA SUBJECT:	Discussion, consideration and possible action regarding Demolition Order 2016-08 in accordance with Code of Ordinances Section 3.207 to authorize demolition of dilapidated structures at 1905 North Walnut, Block 68, the North ½ of lots 7-8 of the Crothers Subdivision		
PREPARED BY:	Amanda Lewis	Date Submitted:	02/16/2017
EXHIBITS:	Demolition Order 2016-08 / Photos of Property		
BUDGETARY IMPACT:	Required Expenditure:	\$2030.00	
	Amount Budgeted:	\$2830.00	
	Appropriation Required:	\$00.00	
CITY MANAGER APPROVAL:			
<b>SUMMARY:</b> This structure at this address has been determined to be a dangerous premises because the roof is unstable and parts of the roof are caving. The foundation is rotting and is unstable. There are numerous exposed electrical wires. Some of the windows have been broken which could be a result of the pressure from the rotted beams and dilapidated roof. These are just some of the issues. This property has not had utilities connected since September 12, 2011.			
Owner: Junior Lee Jolly Last Known Address: Unknown Property Taxes: Delinquent (\$551.53) Amount of Tax Lien: \$2030.00			
<u>Action taken:</u> <b>January 30, 2017</b> – The structure was inspected and pictures were taken to determine if this was a dangerous premises. Ronnie Roberts, Code Enforcement Officer, has determined the buildings do meet the standards of a dilapidated/dangerous premises. A “Do not Enter” sign was posted on the property along with the Notice of Public Hearing. <b>January 30, 2017</b> – A public hearing notice was sent via certified mail to the property owner at the address on file with the McCulloch County Appraisal District. <b>February 6, 2017</b> – A public hearing notice was sent to be published in the newspaper on February 8, 2017 for the public hearing.			
<b>RECOMMENDED ACTION:</b> It is recommended that City Council issue Demolition Order 2016-08			

**DEMOLITION ORDER 2016-08**

**AN ORDER OF THE CITY COUNCIL OF THE CITY OF BRADY, TEXAS TO THE OWNER OF THE PROPERTY LOCATED AT 1905 NORTH WALNUT, BRADY, MCCULLOCH COUNTY, TEXAS WITH REGARD TO THE ABATEMENT OF THE SUBSTANDARD AND DANGEROUS PREMISES**

**WHEREAS**, on January 30, 2017, the City provided the owner of the property located at 1905 North Walnut, Brady, Texas with notice, via certified mail, of a hearing to be held on February 21, 2017; and

**WHEREAS**, on February 21, 2017, the City Council conducted a public hearing concerning the structure located at 1905 North Walnut, City of Brady, Texas to determine whether to order the demolition or repair of the structure under Section 3.212 of the Brady Code of Ordinances (Dangerous Premises); and

**WHEREAS**, the City Council finds that all proper notices have been sent as required by City Ordinances; and

**WHEREAS**, based upon the evidence presented, the City Council finds that the Property is in violation of the ordinances regarding substandard structures under Section 3.207 of the City of Brady Code of Ordinances (Dangerous Premises); and

**WHEREAS**, the property owner, Junior Lee Jolly, did/did not appear at the hearing; and

**WHEREAS**, the City Council finds that the structure is unoccupied; and

**WHEREAS**, the City Council finds based on the evidence presented at the hearing that the structure contains nuisance conditions that constitute a hazard to the health, safety and welfare of the citizens and are likely to endanger persons and property; and

**WHEREAS**, the City Council takes notice of and incorporates all evidence presented, including photographs and the issuance of notices, for its consideration of this matter and incorporates the same into the body of this Order for all purposes; and

**WHEREAS**, based upon the evidence presented, the City Council finds that the Property is in violation of the Dangerous Premises Ordinance; and

**WHEREAS**, the City Council finds that the structure is dilapidated, substandard and/or unfit for human habitation, constitutes a hazard to the health, safety and welfare of the citizens and likely to endanger persons and property.

**NOW THEREFORE, IT IS HEREBY ORDERED BY THE CITY COUNCIL OF THE CITY OF BRADY THAT:**

(1) The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes and findings of fact.

(2) The structure located at 1905 North Walnut, Brady, Texas satisfies one or more of the substandard and dangerous conditions set forth in Section 3.204 of the Brady Code of

Ordinances (Dangerous Premises). Specifically, Subsections (choose 1 – 12) of Section 3.207 of the Code of Ordinances have been violated. Therefore, the City is authorized to demolish the building under Section 3.210 of the City Code of Ordinances

(3) The owner is hereby ordered to demolish the structure located at 1905 North Walnut, Brady, Texas by no later than 90 days from the date of this Order, which is May 21, 2017; and

(3) This property will be brought back to the City Council at its next regular meeting after May 21, 2017 for review and to ensure compliance with this Order. Failure to adhere to the mandates in this Order within the specified time may result in the City taking requisite actions to remove any dangerous or substandard structure or conditions, including demolition of the structure and establishment of a City lien on the property.

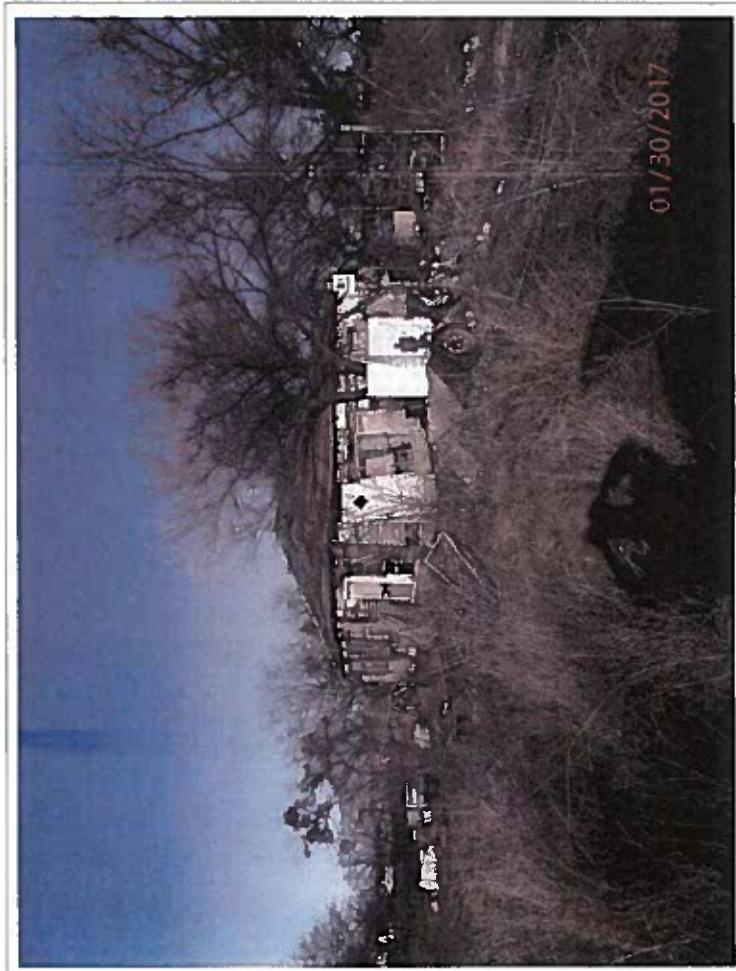
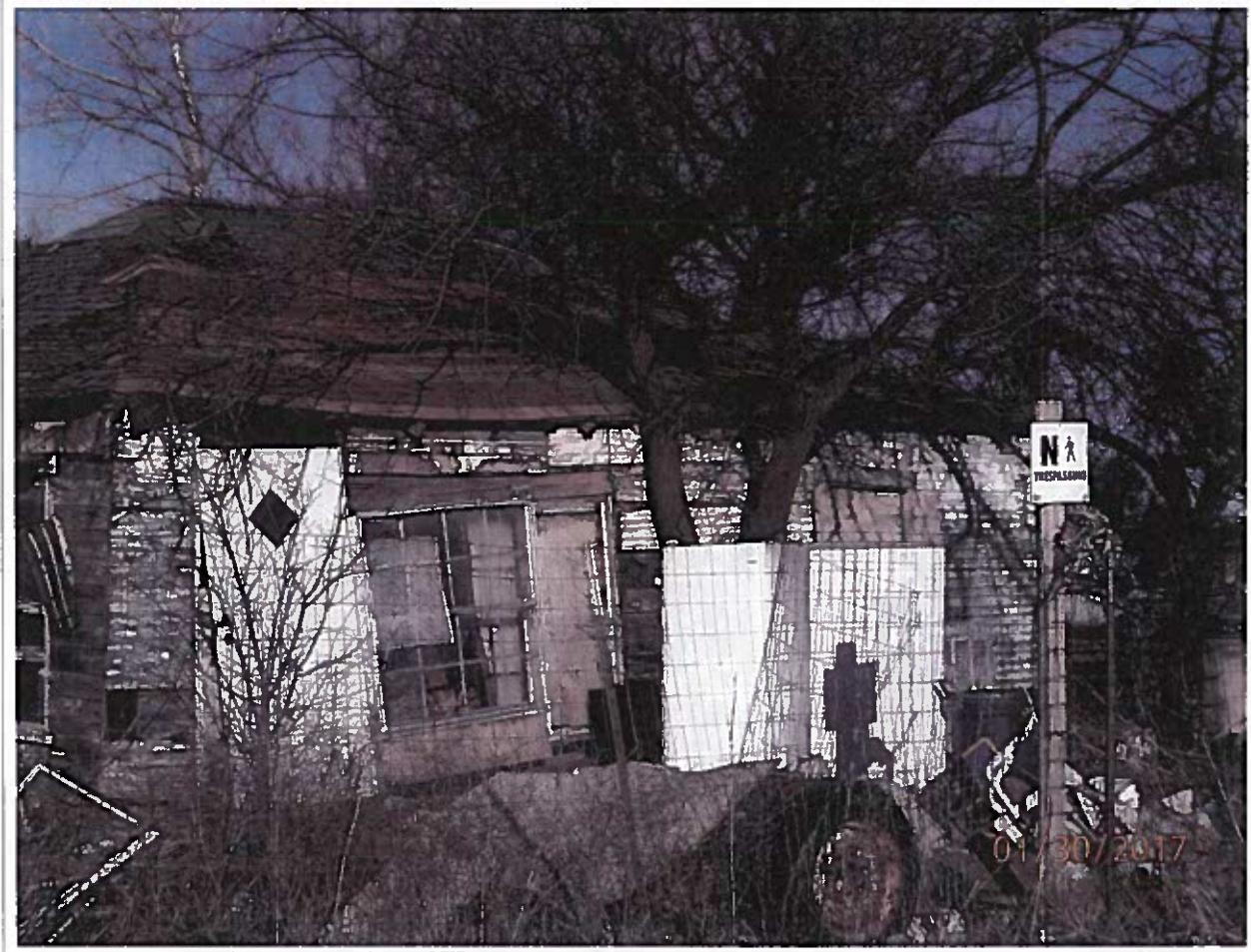
It is specifically determined that the recitals in this order are incorporated by reference as findings of fact and that the meeting that the City Council passed this order was open to the public, and that the public notice of the time, place, and purpose of the meeting was given as required by the Texas Open Meetings Act.

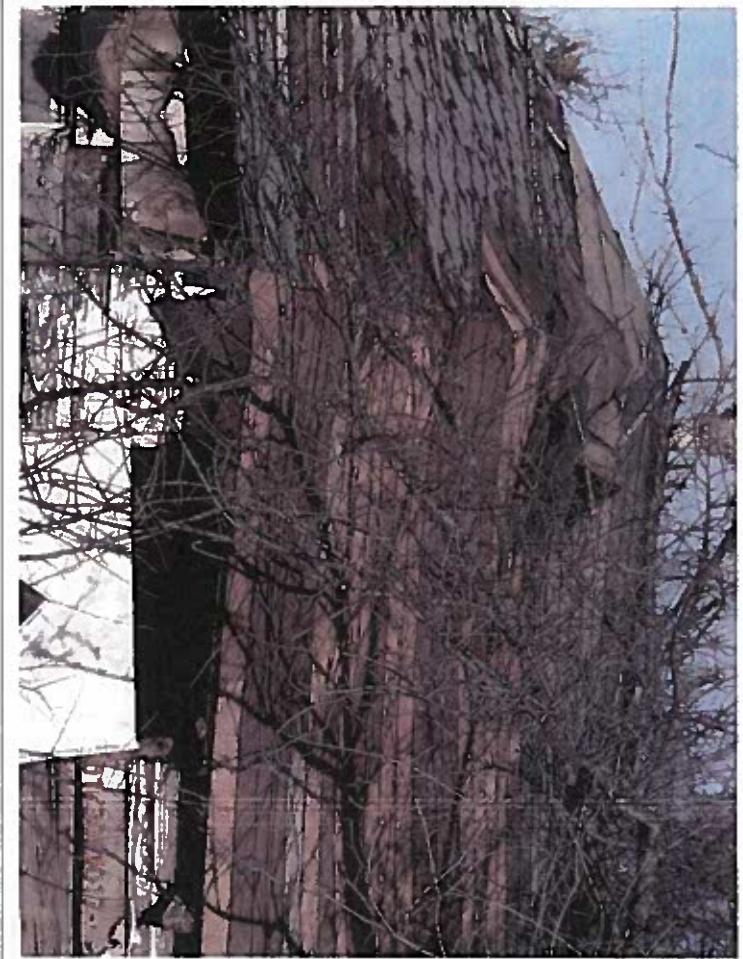
**ORDERED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2017.**

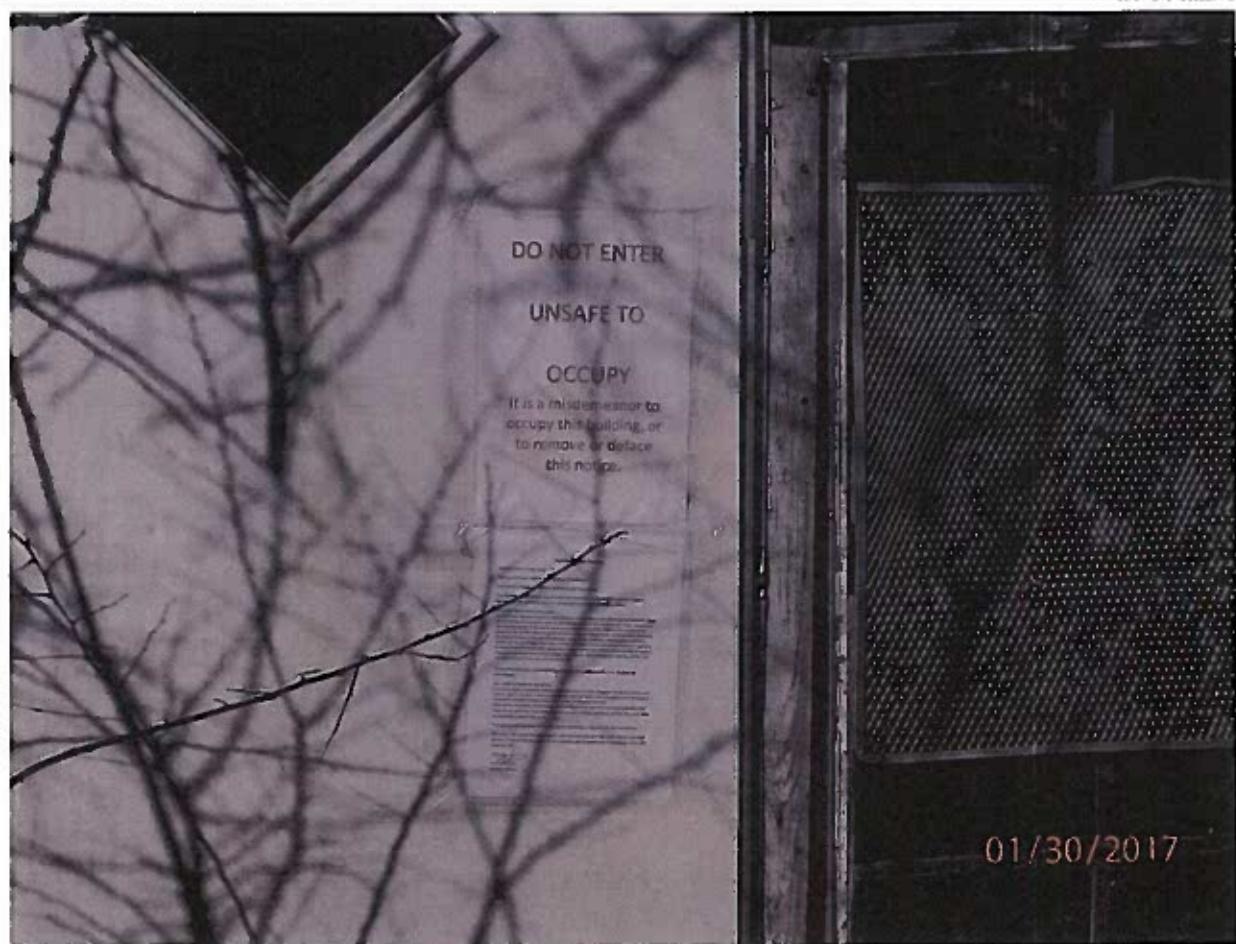
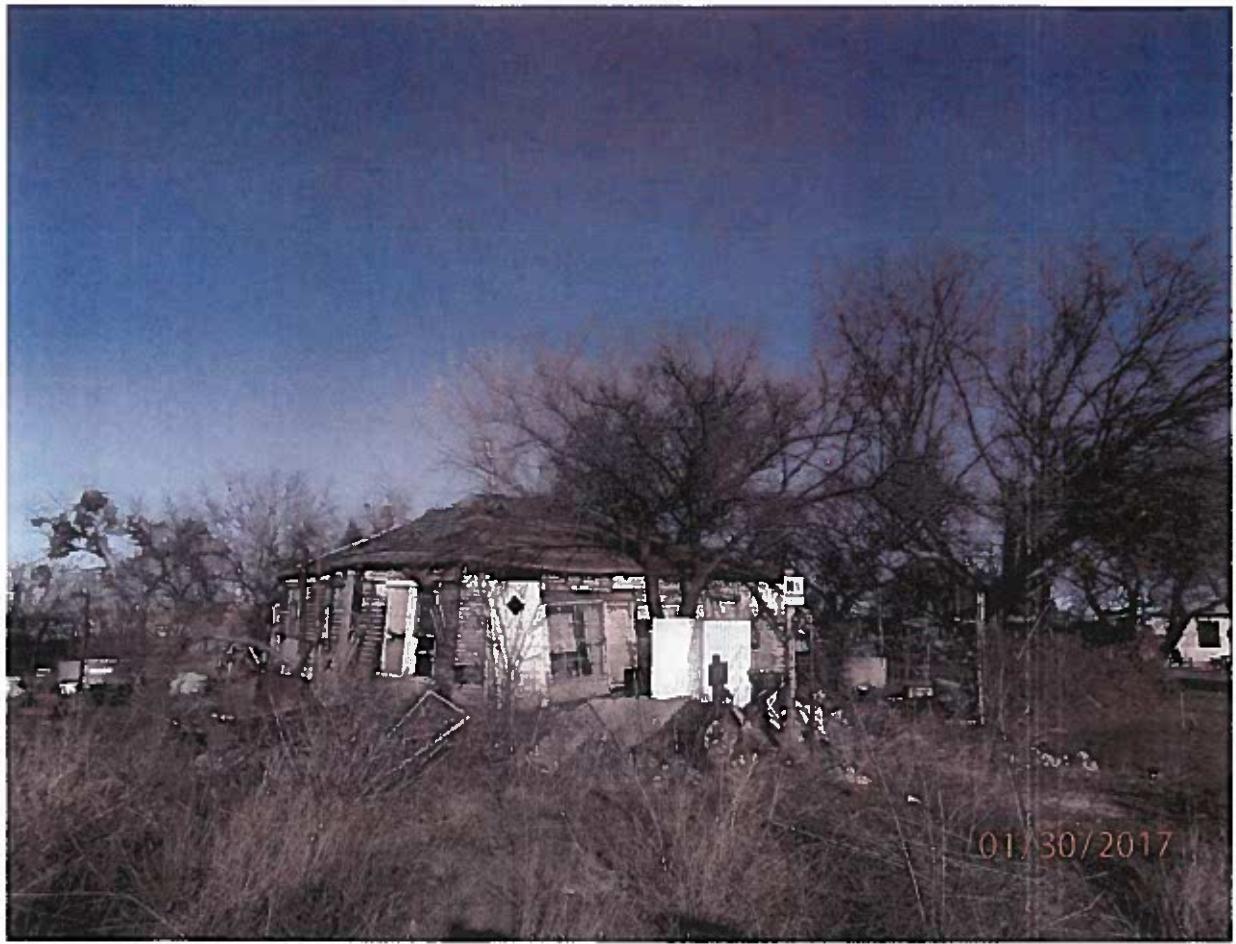
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Anthony Groves, Mayor

Attest: \_\_\_\_\_  
Tina Keys, City Secretary







# City Council

## City of Brady, Texas

### Agenda Action Form

<b>AGENDA DATE:</b>	02/21/2017	<b>AGENDA ITEM</b>	7.A.
<b>AGENDA SUBJECT:</b>	Discussion, consideration and possible action to authorize the abatement of dilapidated structures at 1205 North Walnut, Block 61, lot 6 of the Crothers Addition per Demolition Order 2016-01		
<b>PREPARED BY:</b>	Amanda Lewis	<b>Date Submitted:</b>	02/16/2017
<b>EXHIBITS:</b>	Demolition Order 2016-01		
<b>BUDGETARY IMPACT:</b>	<b>Required Expenditure:</b>	\$3950.00	
	<b>Amount Budgeted:</b>	\$28300.00	
	<b>Appropriation Required:</b>	\$00.00	
<b>CITY MANAGER APPROVAL:</b>			

**SUMMARY:**

Code Enforcement is requesting authorization to abate the dilapidated structure at 1205 North Walnut.

City Council issued demolition orders November 15, 2016. Property owners were ordered to demolish the structure by February 14, 2017. As of that date, the Property Owners have failed to comply with the orders.

**RECOMMENDED ACTION:**

It is recommended that City Council approve abatement in accordance to Demolition Order 2016-01 for 1205 North Walnut.

**DEMOLITION ORDER 2016-01**

**AN ORDER OF THE CITY COUNCIL OF THE CITY OF BRADY, TEXAS TO THE OWNER OF THE PROPERTY LOCATED AT 1205 NORTH WALNUT, BRADY, MCCULLOCH COUNTY, TEXAS WITH REGARD TO THE ABATEMENT OF THE SUBSTANDARD AND DANGEROUS PREMISES**

**WHEREAS**, on October, 13, 2016, the City provided the owner of the property located at 1205 North Walnut, Brady, Texas with notice, via certified mail, of a hearing to be held on November 15, 2016; and

**WHEREAS**, on November 15, 2016, the City Council conducted a public hearing concerning the structure located at 1205 North Walnut, City of Brady, Texas to determine whether to order the demolition or repair of the structure under Section 3.212 of the Brady Code of Ordinances (Dangerous Premises); and

**WHEREAS**, the City Council finds that all proper notices have been sent as required by City Ordinances; and

**WHEREAS**, based upon the evidence presented, the City Council finds that the Property is in violation of the ordinances regarding substandard structures under Section 3.207 of the City of Brady Code of Ordinances (Dangerous Premises); and

**WHEREAS**, the property owner, Von Ray Bracy, did not appear at the hearing; and

**WHEREAS**, the City Council finds that the structure is unoccupied; and

**WHEREAS**, the City Council finds based on the evidence presented at the hearing that the structure contains nuisance conditions that constitute a hazard to the health, safety and welfare of the citizens and are likely to endanger persons and property; and

**WHEREAS**, the City Council takes notice of and incorporates all evidence presented, including photographs and the issuance of notices, for its consideration of this matter and incorporates the same into the body of this Order for all purposes; and

**WHEREAS**, based upon the evidence presented, the City Council finds that the Property is in violation of the Dangerous Premises Ordinance; and

**WHEREAS**, the City Council finds that the structure is dilapidated, substandard and/or unfit for human habitation, constitutes a hazard to the health, safety and welfare of the citizens and likely to endanger persons and property.

**NOW THEREFORE, IT IS HEREBY ORDERED BY THE CITY COUNCIL OF THE CITY OF BRADY THAT:**

- (1) The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes and findings of fact.
- (2) The structure located at 1205 North Walnut, Brady, Texas satisfies one or more of the substandard and dangerous conditions set forth in Section 3.204 of the Brady Code of

Ordinances (Dangerous Premises). Specifically, Subsections (choose 1 – 12) of Section 3.207 of the Code of Ordinances have been violated. Therefore, the City is authorized to demolish the building under Section 3.210 of the City Code of Ordinances

(3) The owner is hereby ordered to demolish the structure located at 1205 North Walnut, Brady, Texas by no later than 90 days from the date of this Order, which is February 14, 2017; and

(3) This property will be brought back to the City Council at its next regular meeting after February 14, 2017 for review and to ensure compliance with this Order. Failure adhere to the mandates in this Order within the specified time may result in the City taking requisite actions to remove any dangerous or substandard structure or conditions, including demolition of the structure and establishment of a City lien on the property.

It is specifically determined that the recitals in this order are incorporated by reference as findings of fact and that the meeting that the City Council passed this order was open to the public, and that the public notice of the time, place, and purpose of the meeting was given as required by the Texas Open Meetings Act.

ORDERED THIS 15<sup>th</sup> DAY OF November 2016.

Anthony W. Groves  
Anthony Groves, Mayor

Attest: Tina Keys  
Tina Keys, City Secretary

# City Council

## City of Brady, Texas

### Agenda Action Form

<b>AGENDA DATE:</b>	02/21/2017	<b>AGENDA ITEM</b>	7.B.
<b>AGENDA SUBJECT:</b>	Discussion, consideration and possible action to authorize the abatement of dilapidated structures at 1200 South Hackberry per Demolition Order 2016-02		
<b>PREPARED BY:</b>	Amanda Lewis	<b>Date Submitted:</b>	02/16/2017
<b>EXHIBITS:</b>	Demolition Order 2016-02		
<b>BUDGETARY IMPACT:</b>	<b>Required Expenditure:</b>	\$3950.00	
	<b>Amount Budgeted:</b>	\$28300.00	
	<b>Appropriation Required:</b>	\$00.00	
<b>CITY MANAGER APPROVAL:</b>			

**SUMMARY:**

Code Enforcement is requesting authorization to abate the dilapidated structure at 1200 South Hackberry.

City Council issued demolition orders November 15, 2016. Property owners were ordered to demolish the structure by February 14, 2017. As of that date, the Property Owners have failed to comply with the orders.

**RECOMMENDED ACTION:**

It is recommended that City Council approve abatement in accordance to Demolition Order 2016-02 for 1200 South Hackberry.

**DEMOLITION ORDER 2016-02**

**AN ORDER OF THE CITY COUNCIL OF THE CITY OF BRADY, TEXAS TO THE OWNER OF THE PROPERTY LOCATED AT 1200 SOUTH HACKBERRY, BRADY, MCCULLOCH COUNTY, TEXAS WITH REGARD TO THE ABATEMENT OF THE SUBSTANDARD AND DANGEROUS PREMISES**

**WHEREAS**, on October 13, 2016, the City provided the owner of the property located at 1200 South Hackberry, Brady, Texas with notice, via certified mail, of a hearing to be held on November 15, 2016; and

**WHEREAS**, on November 15, 2016, the City Council conducted a public hearing concerning the structure located at 1200 South Hackberry, City of Brady, Texas to determine whether to order the demolition or repair of the structure under Section 3.212 of the Brady Code of Ordinances (Dangerous Premises); and

**WHEREAS**, the City Council finds that all proper notices have been sent as required by City Ordinances; and

**WHEREAS**, based upon the evidence presented, the City Council finds that the Property is in violation of the ordinances regarding substandard structures under Section 3.207 of the City of Brady Code of Ordinances (Dangerous Premises); and

**WHEREAS**, the property owner, Bertha Woods, did not appear at the hearing; and

**WHEREAS**, the City Council finds that the structure is unoccupied; and

**WHEREAS**, the City Council finds based on the evidence presented at the hearing that the structure contains nuisance conditions that constitute a hazard to the health, safety and welfare of the citizens and are likely to endanger persons and property; and

**WHEREAS**, the City Council takes notice of and incorporates all evidence presented, including photographs and the issuance of notices, for its consideration of this matter and incorporates the same into the body of this Order for all purposes; and

**WHEREAS**, based upon the evidence presented, the City Council finds that the Property is in violation of the Dangerous Premises Ordinance; and

**WHEREAS**, the City Council finds that the structure is dilapidated, substandard and/or unfit for human habitation, constitutes a hazard to the health, safety and welfare of the citizens and likely to endanger persons and property.

**NOW THEREFORE, IT IS HEREBY ORDERED BY THE CITY COUNCIL OF THE CITY OF BRADY THAT:**

(1) The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes and findings of fact.

(2) The structure located at 1200 South Hackberry, Brady, Texas satisfies one or more of the substandard and dangerous conditions set forth in Section 3.204 of the Brady Code of

Ordinances (Dangerous Premises). Specifically, Subsections (choose 1 – 12) of Section 3.207 of the Code of Ordinances have been violated. Therefore, the City is authorized to demolish the building under Section 3.210 of the City Code of Ordinances

(3) The owner is hereby ordered to demolish the structure located at 1200 South Hackberry, Brady, Texas by no later than 90 days from the date of this Order, which is February 14, 2017; and

(3) This property will be brought back to the City Council at its next regular meeting after February 14, 2017 for review and to ensure compliance with this Order. Failure adhere to the mandates in this Order within the specified time may result in the City taking requisite actions to remove any dangerous or substandard structure or conditions, including demolition of the structure and establishment of a City lien on the property.

It is specifically determined that the recitals in this order are incorporated by reference as findings of fact and that the meeting that the City Council passed this order was open to the public, and that the public notice of the time, place, and purpose of the meeting was given as required by the Texas Open Meetings Act.

ORDERED THIS 15<sup>th</sup> DAY OF November 2016.

Anthony W Groves  
Anthony Groves, Mayor

Attest: Tina Keys  
Tina Keys, City Secretary

# City Council

## City of Brady, Texas

### Agenda Action Form

<b>AGENDA DATE:</b>	02/21/2017	<b>AGENDA ITEM</b>	7.C.
<b>AGENDA SUBJECT:</b>	Discussion, consideration and possible action to authorize the abatement of dilapidated structures at 1202 South Hackberry per Demolition Order 2016-03		
<b>PREPARED BY:</b>	Amanda Lewis	<b>Date Submitted:</b>	02/16/2017
<b>EXHIBITS:</b>	Demolition Order 2016-03		
<b>BUDGETARY IMPACT:</b>	<b>Required Expenditure:</b>	\$1410.00	
	<b>Amount Budgeted:</b>	\$28300.00	
	<b>Appropriation Required:</b>	\$00.00	
<b>CITY MANAGER APPROVAL:</b>			

**SUMMARY:**

Code Enforcement is requesting authorization to abate the dilapidated structure at 1202 South Hackberry.

City Council issued demolition orders November 15, 2016. Property owners were ordered to demolish the structure by February 14, 2017. As of that date, the Property Owners have failed to comply with the orders.

**RECOMMENDED ACTION:**

It is recommended that City Council approve abatement in accordance to Demolition Order 2016-03 for 1202 South Hackberry.

**DEMOLITION ORDER 2016-03**

**AN ORDER OF THE CITY COUNCIL OF THE CITY OF BRADY, TEXAS TO THE OWNER OF THE PROPERTY LOCATED AT 1202 SOUTH HACKBERRY, BRADY, MCCULLOCH COUNTY, TEXAS WITH REGARD TO THE ABATEMENT OF THE SUBSTANDARD AND DANGEROUS PREMISES**

**WHEREAS**, on October 13, 2016, the City provided the owner of the property located at 1202 South Hackberry, Brady, Texas with notice, via certified mail, of a hearing to be held on November 15, 2016; and

**WHEREAS**, on November 15, 2016, the City Council conducted a public hearing concerning the structure located at 1202 South Hackberry, City of Brady, Texas to determine whether to order the demolition or repair of the structure under Section 3.212 of the Brady Code of Ordinances (Dangerous Premises); and

**WHEREAS**, the City Council finds that all proper notices have been sent as required by City Ordinances; and

**WHEREAS**, based upon the evidence presented, the City Council finds that the Property is in violation of the ordinances regarding substandard structures under Section 3.207 of the City of Brady Code of Ordinances (Dangerous Premises); and

**WHEREAS**, the property owner, Bertha Woods, did not appear at the hearing; and

**WHEREAS**, the City Council finds that the structure is unoccupied; and

**WHEREAS**, the City Council finds based on the evidence presented at the hearing that the structure contains nuisance conditions that constitute a hazard to the health, safety and welfare of the citizens and are likely to endanger persons and property; and

**WHEREAS**, the City Council takes notice of and incorporates all evidence presented, including photographs and the issuance of notices, for its consideration of this matter and incorporates the same into the body of this Order for all purposes; and

**WHEREAS**, based upon the evidence presented, the City Council finds that the Property is in violation of the Dangerous Premises Ordinance; and

**WHEREAS**, the City Council finds that the structure is dilapidated, substandard and/or unfit for human habitation, constitutes a hazard to the health, safety and welfare of the citizens and likely to endanger persons and property.

**NOW THEREFORE, IT IS HEREBY ORDERED BY THE CITY COUNCIL OF THE CITY OF BRADY THAT:**

- (1) The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes and findings of fact.
- (2) The structure located at 1202 South Hackberry, Brady, Texas satisfies one or more of the substandard and dangerous conditions set forth in Section 3.204 of the Brady Code of

Ordinances (Dangerous Premises). Specifically, Subsections (choose 1 – 12) of Section 3.207 of the Code of Ordinances have been violated. Therefore, the City is authorized to demolish the building under Section 3.210 of the City Code of Ordinances

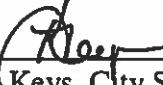
(3) The owner is hereby ordered to demolish the structure located at 1202 South Hackberry, Brady, Texas by no later than 90 days from the date of this Order, which is February 14, 2017; and

(3) This property will be brought back to the City Council at its next regular meeting after February 14, 2017 for review and to ensure compliance with this Order. Failure adhere to the mandates in this Order within the specified time may result in the City taking requisite actions to remove any dangerous or substandard structure or conditions, including demolition of the structure and establishment of a City lien on the property.

It is specifically determined that the recitals in this order are incorporated by reference as findings of fact and that the meeting that the City Council passed this order was open to the public, and that the public notice of the time, place, and purpose of the meeting was given as required by the Texas Open Meetings Act.

ORDERED THIS 15<sup>th</sup> DAY OF November 2016.

Anthony W Groves  
Anthony Groves, Mayor

Attest:   
Tina Keys, City Secretary

# City Council

## City of Brady, Texas

### Agenda Action Form

<b>AGENDA DATE:</b>	02/21/2017	<b>AGENDA ITEM</b>	7.D.
<b>AGENDA SUBJECT:</b>	Discussion, consideration and possible action to authorize the abatement of dilapidated structures at 1006 West Broad per Demolition Order 2016-04		
<b>PREPARED BY:</b>	Amanda Lewis	<b>Date Submitted:</b>	02/16/2017
<b>EXHIBITS:</b>	Demolition Order 2016-04		
<b>BUDGETARY IMPACT:</b>	<b>Required Expenditure:</b>	\$4740.00	
	<b>Amount Budgeted:</b>	\$28300.00	
	<b>Appropriation Required:</b>	\$00.00	
<b>CITY MANAGER APPROVAL:</b>			

**SUMMARY:**

Code Enforcement is requesting authorization to abate the dilapidated structure at 1006 West Broad.

City Council issued demolition orders November 15, 2016. Property owners were ordered to demolish the structure by February 14, 2017. As of that date, the Property Owners have failed to comply with the orders.

**RECOMMENDED ACTION:**

It is recommended that City Council approve abatement in accordance to Demolition Order 2016-04 for 1006 West Broad.

## **DEMOLITION ORDER 2016-04**

### **AN ORDER OF THE CITY COUNCIL OF THE CITY OF BRADY, TEXAS TO THE OWNER OF THE PROPERTY LOCATED AT 1006 WEST BROAD, BRADY, MCCULLOCH COUNTY, TEXAS WITH REGARD TO THE ABATEMENT OF THE SUBSTANDARD AND DANGEROUS PREMISES**

**WHEREAS**, on October 13, 2016, the City provided the owner of the property located at 1006 West Broad, Brady, Texas with notice, via certified mail, of a hearing to be held on November 15, 2016; and

**WHEREAS**, on November 15, 2016, the City Council conducted a public hearing concerning the structure located at 1006 West Broad, City of Brady, Texas to determine whether to order the demolition or repair of the structure under Section 3.212 of the Brady Code of Ordinances (Dangerous Premises); and

**WHEREAS**, the City Council finds that all proper notices have been sent as required by City Ordinances; and

**WHEREAS**, based upon the evidence presented, the City Council finds that the Property is in violation of the ordinances regarding substandard structures under Section 3.207 of the City of Brady Code of Ordinances (Dangerous Premises); and

**WHEREAS**, the property owner, Sandra Zapata, did not appear at the hearing; and

**WHEREAS**, the City Council finds that the structure is unoccupied; and

**WHEREAS**, the City Council finds based on the evidence presented at the hearing that the structure contains nuisance conditions that constitute a hazard to the health, safety and welfare of the citizens and are likely to endanger persons and property; and

**WHEREAS**, the City Council takes notice of and incorporates all evidence presented, including photographs and the issuance of notices, for its consideration of this matter and incorporates the same into the body of this Order for all purposes; and

**WHEREAS**, based upon the evidence presented, the City Council finds that the Property is in violation of the Dangerous Premises Ordinance; and

**WHEREAS**, the City Council finds that the structure is dilapidated, substandard and/or unfit for human habitation, constitutes a hazard to the health, safety and welfare of the citizens and likely to endanger persons and property.

### **NOW THEREFORE, IT IS HEREBY ORDERED BY THE CITY COUNCIL OF THE CITY OF BRADY THAT:**

- (1) The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes and findings of fact.
- (2) The structure located at 1006 West Broad, Brady, Texas satisfies one or more of the substandard and dangerous conditions set forth in Section 3.204 of the Brady Code of

Ordinances (Dangerous Premises). Specifically, Subsections (choose 1 – 12) of Section 3.207 of the Code of Ordinances have been violated. Therefore, the City is authorized to demolish the building under Section 3.210 of the City Code of Ordinances

(3) The owner is hereby ordered to demolish the structure located at 1006 West Broad, Brady, Texas by no later than 90 days from the date of this Order, which is February 14, 2017; and

(3) This property will be brought back to the City Council at its next regular meeting after February 14, 2017 for review and to ensure compliance with this Order. Failure to adhere to the mandates in this Order within the specified time may result in the City taking requisite actions to remove any dangerous or substandard structure or conditions, including demolition of the structure and establishment of a City lien on the property.

It is specifically determined that the recitals in this order are incorporated by reference as findings of fact and that the meeting that the City Council passed this order was open to the public, and that the public notice of the time, place, and purpose of the meeting was given as required by the Texas Open Meetings Act.

ORDERED THIS 15<sup>th</sup> DAY OF November 2016.

Anthony W. Groves  
Anthony Groves, Mayor

Attest: *Tina Keys*  
Tina Keys, City Secretary

# City Council

## City of Brady, Texas

### Agenda Action Form

<b>AGENDA DATE:</b>	2/21/2017   AGENDA ITEM   7.E.		
<b>AGENDA SUBJECT:</b>	Discussion, consideration, and possible action regarding a moratorium of new lake lot leases, possible sale of lake lots, billing for 2016 and 2017 leased lake lots at Davee Subdivision.		
<b>PREPARED BY:</b>	Tina Keys / Kim Lenoir	<b>Date Submitted:</b>	2/14/2017
<b>EXHIBITS:</b>	Attached is the list of Davee leases and amount to be billed for 2016 and 2017.		
<b>BUDGETARY IMPACT:</b>	<b>Required Expenditure:</b>	\$00.00	
	<b>Amount Budgeted:</b>	\$00.00	
	<b>Appropriation Required:</b>	\$00.00	
<b>CITY MANAGER APPROVAL:</b>			
<b>SUMMARY:</b> City staff has been working since 2014 to clear-up records of leases and in 2016 began surveying to re-plat the Davee and Dodge Heights Subdivisions. It has been suggested that the City should sell the lake lots, offering purchase options first to those with current leases. If approved by city council, the lake lots would be appraised and sold at fair-market-value. Staff discussed with P&Z last Tuesday about an option to call a special election to get voter approval to sell the lots. Later, the staff learned that the special election had to be called by Friday, Feb 17 and there was not time to do so with a 72 hour agenda notice requirement. So the next option for a special election is November or May 2018. So now staff is reviewing the option of the City Council passing an ordinance to sell the lake lots, if desired. In 2013, Dodge Heights was zoned single-family residential and Davee Addition was zoned Manufacture Homes. The goal was that all lots be re-platted to a minimum of $\frac{1}{2}$ acre lot each, since they are served by private septic tanks and city water, which meets the current TCEQ regulations.			
As leases are still being discovered and claimed, staff would like to call a moratorium on any new leases for 1 year. The current rate for new lake lot leases is \$1200 per year. I would suggest Council address any fee changes next budget cycle, in August, if desired.			
Current leases were not billed in 2016 or 2017. Staff is ready to send bills to unexpired leased lots in Davee Addition. Staff is still collecting and finding leases from Dodge Heights lessees.			
<b>RECOMMENDED ACTION:</b> Move to approve a one year moratorium of new lake lot leases, bill the leased lots as outlined for Davee Addition, and pursue the option of an ordinance to sell the lake lots, if desired.			

## Davee Addition - Lot Contacts - Billing 2015-2016-2017

New Lot#	Old Lots #	Name(s)	Lease Current	Lease approved Minutes	Lease Payments	Interest in amended Lease	EXPIRES Dec 31	2015	2016	2017	Notes
12R	16 & 22	Harold & Maria Tacker	yes	yes	yes	Yes	2032	Lot 16-110.00 Lot 22-150.00	Total \$260.00	Total \$260.00	Homestead
13R	17 & 21	Lee Freeman	no	no	Yes - 10 Yrs	No	2015	Lot 17- 110.00 Lot 21-82.50			wants to sell trailer
14R	18, 19, 20	Sandra Turner	yes	yes	yes	yes	2021	Lot 18-200.00 Lot 19- 250.00	Total \$700.00	Total \$700.00	Homestead
15R	46, 47, 48	Carl & Jeanette Tacker	yes (50yrs - 1988)	yes	yes	yes	2038	Lot 46-82.50 Lot 47- 150.00 Lot 48- 250.00	Total \$482.50	Total \$482.50	Homestead
16R	45	Jackie Tacker	no - carried over	?	yes	no	2014				no structures
17R	42, 43, 44	Michael Tacker	yes - 2011	?	yes	yes	2021	Lot 44-200.00 Lot 45-200.00	Total \$400.00	Total \$400.00	no structures
18R	40 & 41	Judy Gonzales	No	yes-2014	yes	no	2023	Lot 41- \$300.00			no structures

# City Council

## City of Brady, Texas

### Agenda Action Form

AGENDA DATE:	02-21-2017	AGENDA ITEM	7.F.
AGENDA SUBJECT:	Discussion, consideration and possible action regarding <b>Resolution 2017-002</b> adopting Brady Municipal Golf Course rules, regulations and hours in accordance with Code of Ordinance Section 1.1002		
PREPARED BY:	Peter Lamont	Date Submitted:	02-15-2017
EXHIBITS:	Golf Course Hours & Rules Resolution 2017-002		
BUDGETARY IMPACT:	Required Expenditure:	\$0.00	
	Amount Budgeted:	\$0.00	
	Appropriation Required:	\$0.00	
CITY MANAGER APPROVAL:			

#### **SUMMARY:**

In accordance with the Code of Ordinances, the City Manager will develop all policies and procedures for the golf course, to be approved by the city council prior to implementation. The Course rules have not been updated in some time and staff is recommending the following updates:

- Clarify that the course is closed on Christmas and Thanksgiving
- Authorize the course to be open on certain Mondays that are bank or federal holidays including but not limited to Martin Luther King Day, Memorial Day, Labor Day, Columbus Day and others that may fall on a weekend and result in a Monday holiday
- Require carts follow the 90 degree rule onto and off of the fairways and ban carts from Tees and Greens
- Authorize staff, when conditions require to restrict carts to the cart paths only.

These rule changes have been reviewed by staff and the City's course management consultant.

#### **RECOMMENDED ACTION:**

Approve Resolution 2017-002

**GOLF COURSE HOURS & RULES**  
**Effective 2-22-2017**

**HOURS OF OPERATION**

- Summer  
Closed on Mondays  
Open 10:00 a.m.-8:00 p.m. Tuesday-Thursday  
Open 8:00 a.m.-8:00 p.m. Friday-Sunday
  
- Winter  
Closed on Mondays, Christmas and Thanksgiving  
Open 10:00 a.m.-5:00 p.m. Tuesday-Thursday  
Open 8:00 a.m.-5:00 p.m. Friday-Sunday

**EXCEPTIONS** – Martin Luther King Day, Presidents Day, Memorial Day, Labor Day, Columbus Day. If any of the following fall on a weekend, the course will be open the following Monday, New Year's Day, July 4<sup>th</sup>, Veterans Day, Christmas Day.

**RULES**

- All players must have his/her own set of clubs
- Each player must sign in before playing
- Minimum required dress code: shorts/pants; shirt with sleeves; no boots or steel spikes
- All play must begin on #1 tee unless permission is given from pro shop to begin on another tee
- No more than six players per group
- Groups on #1 should alternate with groups making the turn on #10

**CARTS**

- No more than two people/bags allowed per cart
- Carts may be driven 90 degrees off of cart path
- Carts may not be driven on tee boxes or greens
- Carts rented from golf shop are responsibility of the player, and that player will be held responsible for any accidents or damage
- Cart operators must have a valid driver's license
- Golf Course staff may restrict carts to paths only based on course conditions and weather (Red Flag conditions?)

**USGA RULES APPLY**

- Out of bounds marked with fence line and white poles
- When ball lies in water, deemed "in hazard" unless otherwise marked
- Replace divots, rake bunkers, repair ball marks on greens
- When a group falls one hole behind, allow faster group to play through

**RESOLUTION NO. 2017-002**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRADY, TEXAS TO  
ADOPT GOLF COURSE HOURS & RULES**

**WHEREAS**, the City Council of the City of Brady wishes to adopt new Golf Course Hours and Rules; and

**WHEREAS**, City Staff recommends clarifying hours, policies, rules and regulations for the use and the Golf Course; and

**WHEREAS**, the City wishes to proceed with adopting the Golf Course Hours and Rules; and

**WHEREAS**, the City Charter requires City Council to set policy by resolution.

**NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY  
OF BRADY, TEXAS:**

The Golf Course Hours and Rules are approved and adopted.

PASSED AND APPROVED this the \_\_\_\_\_ day of \_\_\_\_\_, 2017.

**CITY OF BRADY**

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Anthony Groves, Mayor

Attest: \_\_\_\_\_  
Tina Keys, City Secretary

**CITY COUNCIL  
CITY OF BRADY, TEXAS  
AGENDA ACTION FORM for ORDINANCE**

<b>AGENDA DATE:</b>	02/21/2017	<b>AGENDA ITEM</b>	7.G.
<b>AGENDA SUBJECT:</b>	Discussion, consideration and possible action regarding the <b>first reading of Ordinance 1218</b> regarding amending Article 1.600 of the Code of Ordinances for Rest Haven and Live Oak Cemeteries to update and revise the Rules and Regulations of the two cemeteries, and repealing Article 1.700 of the Code of Ordinances for a Perpetual Trust for Live Oak, Rest Haven Cemeteries.		
<b>PREPARED BY:</b>	P Lamont	<b>Date Submitted:</b>	02/16/2017
<b>EXHIBITS:</b>	Ordinance No. 1218; Proposed Resolution 2017-012 (sample only); Article 1.600 of the Code of Ordinances—Redline Version w/ Amendments; Article 1.700 of the Code of Ordinances—current copy for review		
<b>BUDGETARY IMPACT:</b>	<b>Required Expenditure:</b>	\$00.00	
	<b>Amount Budgeted:</b>	\$00.00	
	<b>Appropriation Required:</b>	\$00.00	
<b>CITY MANAGER APPROVAL:</b>			

**SUMMARY:**

In reviewing the Municipal Code of Ordinances, **Article 1.600 Rules and Regulations of Resthaven (sic) Cemetery and Live Oak Cemetery, and Article 1.700 Perpetual Trust for Live Oak, Resthaven (sic) Cemeteries** staff is recommending amending portions of Article 1.600 to better address most day-to-day operational and management issues, and correct spelling and grammatical errors, and repealing Article 1.700 to better address operational and management issues, and replace through a Resolution a new Perpetual Trust for Live Oak and Rest Haven Cemeteries to include rules in which the City acts as permanent trustee for both cemeteries, and stating all actions of the City related to the cemeteries will be through the budget and by City staff. Attached is a redline version of the current Article 1.600 with recommended changes, and a copy of current Article 1.700. Amendments to Article 1.600 include isolating the rules and regulations of each of the two cemeteries as spaces in Live Oak are no longer available for sale or transfer, therefore most of the information in the current Article regarding ownership, payment options, sale(s), and transfer(s) is no longer applicable to the Rules and Regulations of Live Oak Cemetery. All fees were approved with the Annual Fee Ordinance at Budget.

**RECOMMENDED ACTION:**

It is recommended that City Council adopt by Ordinance No. 1218 the amended Article 1.600 updating the Rules and Regulations for Rest Haven Cemetery and Live Oak Cemetery and repeal of Article 1.700 Perpetual Trust for Live Oak and Rest Haven Cemeteries, if desired.

**Mayor:** "Do I have a motion to read the full ordinance?"

**If no, Mayor will state:** "A majority of the City Council has dispensed with the full reading of the ordinance."

**Mayor will ask:** "Madam City Secretary please read the Ordinance Preamble for the record in accordance with the City Charter." "Secretary reads preamble"

**Mayor calls for a motion:**

Move to approve first reading of Ordinance No. 1218

## **ORDINANCE 1218**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRADY, TEXAS  
AMENDING MUNICIPAL CODE OF ORDINANCES ARTICLE 1.600 RULES AND  
REGULATIONS OF REST HAVEN CEMETERY AND LIVE OAK CEMETERY, AND  
REPEALING ARTICLE 1.700 PERPETUAL TRUST FOR LIVE OAK, REST HAVEN  
CEMETERIES, ADOPTED WITH THE 1975 CODE OF ORDINANCES, CHAPTER 10,  
ARTICLE II;**

**WHEREAS, in review of the Municipal Code of Ordinances, Article 1.600 Rules and Regulations of Resthaven (sic) Cemetery and Live Oak Cemetery, amendments of Article 1.600 are sought to better address most day-to-day operational and management issues, and correct spelling and grammatical errors; and**

**WHEREAS, in review of the Municipal Code of Ordinances, Article 1.700 Perpetual Trust for Live Oak, Resthaven (sic) Cemeteries, established in the 1975 Municipal Code of Ordinances, a repeal of Article 1.700 is sought to better address operational and management issues, and replace through a future resolution with a new Perpetual Trust for Live Oak and Rest Haven Cemeteries to include rules in which the City acts as permanent trustee for both cemeteries; and**

**WHEREAS, all actions of the City related to the cemeteries will be through the budget and by City staff; and**

**WHEREAS, the City Council of the City of Brady has determined that it is in the best interests of the general public and residents of Brady to approve the proposed amendments to Article 1.600 and update the Rules and Regulations for Rest Haven Cemetery and Live Oak Cemetery (respectively), and repeal Article 1.700 the Perpetual Trust for Live Oak, Rest Haven Cemeteries.**

**NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF  
BRADY, TEXAS, THAT:**

The City Council of the City of Brady, Texas, hereby amends Article 1.600 Rules and Regulations of Rest Haven Cemetery and Live Oak Cemetery, and repeals Article 1.700 Perpetual Trust for Live Oak, Rest Haven Cemeteries of the Municipal Code of Ordinances accordingly.

**PASSED AND APPROVED ON FIRST READING** on this 21<sup>st</sup> day of February 2017.

**PASSED, APPROVED AND ADOPTED ON SECOND READING** on this 7<sup>th</sup> day of March 2017.

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Anthony Groves, Mayor

ATTEST:

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Tina Keys, City Secretary  
STATE OF TEXAS  
COUNTY OF MCCULLOCH  
CITY OF BRADY

**ARTICLE 1.600**  
**RULES AND REGULATIONS OF REST HAVEN CEMETERY AND LIVE OAK CEMETERY**

**Rest Haven Cemetery Rules and Regulations (Sec. 1.601 – 1.610)**

**Sec. 1.601 Definitions**

Cemetery: Refers to ~~both~~ Rest ~~H~~aven Cemetery ~~and~~ Live Oak Cemetery.

City: The City of Brady.

Contractor: Any person, firm or corporation engaged in placing, erecting or repairing any memorial or performing any work in the cemetery grounds other than an employee of the ~~City~~.

Interment: Entombment or burial of the remains of a deceased person.

Memorial: Any marker, monument or structure upon or in any ~~plot~~ or niche, placed thereupon or partially therein for the purpose of identification or in memory of a deceased person.

Owner: A person who has purchased from the ~~City~~ a right of interment in Rest ~~H~~aven Cemetery ~~or~~ Live Oak Cemetery for the remains of a deceased person.

**Sec. 1.602 Ownership; Payment Options**

(a) The price for a plot shall be set by and subject to change by action of the ~~City Council~~. ~~The cost of a plot for persons living outside the city limits shall be increased by \$75.00 per plot.~~

~~(1) Sale to persons residing within the city limits is \$250.00 per grave space.~~

~~(2) Sale to persons residing outside the city limits is \$325.00 per grave space.~~

(b) The purchase price for a plot shall be paid ~~for~~ in cash at the time of purchase. However, the purchaser may pay the purchase price over a period of time on the following schedule:

(1) Ten percent (10%) of the purchase price shall be paid at the time of purchase.

(2) The remaining balance with interest thereon at the rate of ten percent (10%) per annum shall be due and payable in equal monthly installments until the whole of said sum, with interest, has been duly paid, said balance payable as follows:

(A) If one or two plots are purchased, the remaining balance, principal and interest, shall be paid monthly over a period not to exceed twelve (12) months.

(B) If three plots are purchased, the remaining balance, principal and interest, shall be paid monthly over a period not to exceed eighteen (18) months.

(C) If more than three plots are purchased, the remaining balance, principal and interest, shall be paid monthly over a period not to exceed twenty-four (24) months.

(D) In the event that the purchaser elects to pay for the plots over a period of time, no deed shall be given to the purchaser until the purchase price is paid in full.

(c) The purchase price of the plot must be paid in full before interment of a deceased person.

(Ordinance 846 adopted 8/15/00)

(d) Opening and closing of graves shall be done only by the funeral home with prior approval from the City, city, payment for which shall be made prior to interment. The funeral home and its representatives will take the utmost care and precautions in protecting all plots and roadways. Any damages to existing curbing or monuments will be the responsibility of the funeral home. The charge for opening and closing a grave shall be:

(1) Normal work hours: \$350.00.

(2) Other than normal work hours, Saturday and city recognized holidays: \$425.00.

(e) No Sunday services or Monday morning services before 10:00 a.m. shall be allowed.

(Ordinance 1049 adopted 9/2/09)

#### Sec. 1.603 Supervision of Cemetery

(a) The City shall take reasonable care to protect property rights of owners from loss or damage; but it distinctly disclaims all responsibility for loss or damage caused by the elements, an "act of God," common enemy, thieves, vandals, strikers, malicious mischief makers, explosions, unavoidable accidents, invasion, insurrections, whether the damage be direct or collateral, other than herein provided.

(b) Persons within the cemetery grounds shall use only the avenues, walkways and roads.

(c) Automobiles shall not be driven through the grounds at a greater speed than fifteen miles per hour.

(d) The right to enlarge, reduce, replot or change the boundaries or grading of the cemetery and the right to lay, operate or change pipelines (except sprinkler systems) or gutters is expressly

reserved to the City. The City reserves to itself, and to those lawfully entitled thereto, a perpetual right of ingress and egress over the entire cemetery grounds for the purpose of passage.

No new sprinkler systems will be allowed. All maintenance and repair to existing sprinkler systems which have been installed by the owner will be the responsibility of the owner and not the City; regardless of the source of damage to the system. (e) Owners may be allowed to have sprinkler systems installed in compliance with the following requirement:

- (1) A permit must be obtained from the city;
- (2) Installation must meet code requirements and pass inspection by the city inspector;
- (3) Sprinkler systems must be placed near outside curb and not over grave;
- (4) A cut-off valve must be installed between first sprinkler head or vacuum breaker and supply;
- (5) Installation must be done by licensed plumber or irrigator;

All maintenance and repair to the system will be the responsibility of the owner and not the city, regardless of source of damage to the system.

(f) Any water left on or unattended will be turned off/cutoff by City personnel if watering is excessive or running down the roadway, in order to conserve water and protect the roadways.

#### Sec. 1.604 Sale and Purchase of Interment Rights

Any The sale or transfer shall be made back to the City at the original purchase price, at which time the City may re-sell at current pricing. of an interment right by any owner or purchaser shall not be binding upon the city unless same shall first be duly approved in writing by the city and in such event which the city shall issue a deed to the new owner. The same rule shall apply in all cases of assignment of a purchase contract of interment rights. This procedure is required in order that the City may at all times have a complete and accurate record of all owners and purchasers. The subdivision of interment rights is not allowed. No person shall be buried in any plot not having an interest therein, except by written consent of all parties interested in such plot and of the City. Any transfer shall be made back to the City at the original purchase price.

#### Sec. 1.605 Maintenance of Cemetery

(a) All grading, landscape work, maintenance -and improvements of any kind, and all care of plots shall be done by the City and all trees, shrubs and all herbage of any kind shall be planted, trimmed, cut or removed by the City or under its direct supervision.

(b) No enclosure of any kind, such as a fence, coping, hedge or ditch shall be permitted around any grave or plot. Grave mounds will not be allowed and no plot shall be raised above the established grade.

(c) No ground cover other than sod shall be allowed.

(d) If any tree, shrub or plant is or becomes detrimental to adjacent plots, avenues, walkways or roads, or if for any other reason the City deems its removal necessary, the City shall have the right to remove such tree, shrub or plant, or any part thereof, or otherwise correct the condition existing as it deems necessary.

(e) No person shall remove any plant or flower, either wild or cultivated, from any part of the cemetery.

(f) From and after the date of adoption of these rules by the City Council, no tree, shrub, plant or bush shall be placed on the cemetery grounds except those placed therein by the City for landscaping purposes. The purpose of this prohibition is to reduce maintenance time so that the cemetery can be maintained in a clean and attractive condition by the City. This prohibition shall not apply to flowers placed on a memorial~~grave~~.

(g) Sprinkler system will be turned off between November and March.

#### Sec. 1.606 Memorials

(a) For the protection of all plot owners, it is required that persons, firms or corporations erecting, cleaning or repairing memorials obtain a permit for an annual fee (as defined in the City's Annual Fee Ordinance, and as approved City Council) and in doing such work, to comply with the directions of the City. The person, firm or corporation requesting such permit may be required to furnish evidence of their ability to properly perform the work. ~~The charge for this permit shall be \$25.00 and~~ shall allow such person, firm or corporation holding the permit to perform such work for a period of time from January 1st until December 31st of the year in which the permit is obtained, such permit to be renewed on an annual basis. Before any work is commenced on any particular job, the person, firm or corporation performing such work shall notify the City that a memorial is to be erected at and/or what grave site and provide a drawing of proposed installation.

(b) To properly perpetuate memory, all monuments, markers, mausoleums and tombs will be of first quality granite, limestone, marble or bronze. The supplier must assure the City that such materials will be free from sap which causes rust, stains and natural fault which might cause checks or cracks. No granite will be inferior in any way. Should any stone develop any of the above mentioned faults within five (5) years from date of placement, the supplier will be required to replace same without cost to the owner.

(c) All vertical monuments shall be erected ~~on a so that the~~ foundations will extend three (3) inches on each side of the monument and said foundation must be flush with the turf. The size of a monument will be governed according to the size of the family plot. A monument will be of such size that when erected on a plot, either end of such monument shall not be placed less than one (1) foot from the property lines of said plot, or within two (2) feet of any existing monument. However, this shall apply only to a monument which protrudes above the surface of the ground. A monument which is flush with the turf may extend to the property line. Should any monument, mausoleum or tomb become unsightly, dilapidated or a menace to visitors, the City shall have the right, at the expense of the ~~plot~~ owner, either to correct the condition or to remove the same.

~~(Ordinance 846 adopted 8/15/00)~~

(d) In addition to other requirements regulating memorials, all memorials erected after November 15, 2010 in Rest Haven Cemetery shall conform to the following:

- (1) Upright monuments, beveled markers and flat markers shall be on foundations that are cement and must be flush with the turf;
- (2) Monuments and markers shall be placed in a manner that is conducive with the maintenance of the ~~plot~~;
- (3) Bevel markers shall be used as headstones, not footstones;
- (4) Flat markers shall be flush with the turf ~~or no higher than two (2) inches above the existing grade~~; and
- (5) All vases must be attached to headstones, no vases ~~may be~~ attached to footstones;

(6) FLAGS MAY BE PLACED ON HOLIDAYS AND REMOVED WITHIN 72 HOURS.

~~(Ordinance 1073 adopted 11/3/10)~~

#### **Sec. 1.607 Interment Funeral Regulations**

(a) All grave sites within a plot must be located by the family or its representatives and written authorization signed by the ~~plot~~ owner or his legal representative shall be given to the City to open the grave space. Any space to be opened will be marked with a surveyor flag with the name of the individual to be interred and the space identification. No space shall be opened until written authorization is provided.

(b) When removal is to be made from a single grave to another grave, the formerly occupied single grave space and all rights and ownership therein shall remain with property owner. The removal of said bodies shall be done in strict compliance with all state requirements regulating

same. Arrangements for the removal of a body must be made by someone other than the ~~City~~. Application for the removal permit must be signed by the next of kin ~~and~~, properly notarized prior to removal.

(c) The burial of two bodies in one grave space will not be permitted except where one body occupies a space less than three (3) feet in length.

(d) Cremains will be allowed to be buried in a space currently occupied but must be covered with a concrete paving stone to prevent dirt from settling. The City MUST be notified with the name and date of the interment. Two cremains containers may be buried in the same plot. The City shall be made aware of each burial.

(e) Disinterments are the responsibility of the funeral director. ~~If done within the city cemeteries, the funeral director will be responsible for opening and closing the graves, with the City's authorization. All state mandated paperwork must be on file with the City before any disinterments are authorized.~~

(f) Funeral homes will be responsible for the opening and closing of graves utilizing the services of a vendor permitted by the City. Vendors will apply and be approved for an annual permit for an annual fee (as defined in the City's Annual Fee Ordinance, and as approved by City Council).

(a) ~~Those responsible for the openings and closings of graves and performing the openings and closings at Rest Haven will fully remove the dirt and/or ground unearthed in the opening process from the cemetery premises at their own expense, not to use in the closing of any grave at Rest Haven; and~~

(b) ~~use only the sand and "black dirt" as provided by the City and located at the surplus supply on the cemetery premises, when closing any grave in Rest Haven in the means as specified: first fill with approximately  $\frac{1}{2}$  sand, then the remaining  $\frac{1}{2}$  with "black dirt" to adjacent ground level.~~

#### Sec. 1.608 Miscellaneous

(a) No dogs shall be permitted in the cemetery.

(b) ~~No alcoholic beverages shall be allowed within the cemetery.~~

(c) The ~~City~~ is not responsible for theft or damage to anything placed on grave plots.

(d) No ~~wooden~~ bench, chair or trellis shall be permitted to be placed upon the cemetery grounds.

(de) The City shall have the authority to enter upon any plot and to remove any non-authorized or non-conforming objectionable thing or any items erection that may have been placed there contrary to these regulations.

(ef) No person shall be permitted to enter or leave the cemetery except by the public access gates.

(fg) All persons found on the cemetery grounds after dark shall be liable for prosecution for trespassing.

(gh) All persons are strictly forbidden to mar any landmark, marker or memorial or in any way deface the grounds of the cemetery.

(hi) No person or persons other than an employee of the City, shall be permitted to bring or carry firearms within the cemetery except a military guard of honor and then only when in charge of an officer or non-commissioned officer and during a military service.

(ij) The digging of holes for any purpose, other than to inter cremains, whatever is strictly prohibited.

(jk) The City reserves the right to remove all flowers, potted plants, ~~summer~~ wreaths or baskets when they become withered or for any other reason.

(lk) Gravestone rubbings, made using a pencil and paper and often a method of retrieving and conserving information, are allowable, so long as no damage is caused to the stone and/or any other plot, right-of-way, or cemetery item in the process, and utmost precautions to avoid any damage are observed. A gravestone rubbing can become a permanent record of death when a gravestone is rapidly deteriorating.

#### Sec. 1.609—Memorial Gifts

~~The city and its citizens recognizes a need for the creation of a memorial fund for the Brady Cemeteries. The funds shall be deposited in an interest bearing account and the earned interest will be used for the maintenance of the Brady Cemeteries. At the council's discretion, the principal can be used for capital improvement projects. The city will initiate the fund with a deposit of \$1,000.00. Donations to this fund may be made at the city hall, any of the local funeral homes and monument companies.~~

#### Sec. 1.610—Indigent Veterans Fee

~~(b) Family must not be able to pay for any charges.~~

~~(a) City will charge for opening and closing only. The county will pay  $\frac{1}{2}$ , and the city will pay  $\frac{1}{2}$  of this fee.~~

(b) ~~Family must not be able to pay for any charges.~~

**Sec. 1.60911 Modifications and Amendment**

(a) The ~~C~~ity may, and it hereby expressly reserves the right, at any time or times, with or without notice to owners, ~~to~~ adopt new rules and regulations or amend, alter and/or repeal any rule, regulation and/or sentence in these rules and regulations.

(b) Special cases may arise in which the literal enforcement of a rule may impose unnecessary hardship. The ~~C~~ity therefore reserves the right, without notice, to make exceptions, suspensions or modifications in any of the rules and regulations when, in its judgment, the same appear advisable; and such temporary exceptions, suspensions or modifications shall in no way be construed as affecting the general application of these ~~Rest Haven Cemetery Rules and Regulations~~.

~~(Ordinance 846 adopted 8/15/00)~~

**Sec. 1.6102 Fees for Funeral Processions**

(a) Funeral processions using on-duty officers will be at no charge. Due to the officer being on-duty, the officer may be called away from the procession.

(b) Funeral processions using off-duty officers will constitute a charge ~~of \$25.00 per hour~~ with a two (2) hour minimum. Payment will be made to the ~~C~~ity prior to the service. The funeral procession utilizing the off-duty officer will extend to the county line boundaries.

**Live Oak Cemetery Rules and Regulations (Sec. 1.611 – 1.619)**

**Sec. 1.611 Definitions**

Cemetery: Refers to Live Oak Cemetery.

City: The City of Brady

Contractor: Any person, firm or corporation engaged in placing, erecting or repairing any memorial or performing any work in the cemetery grounds other than an employee of the City.

Interment: Entombment or burial of the remains of a deceased person.

Memorial: Any marker, monument or structure upon or in any plot or niche, placed thereupon or partially therein for the purpose of identification or in memory of a deceased person.

Owner: A person who has purchased from the City a right of interment in Live Oak Cemetery for the remains of a deceased person.

#### Sec. 1.612      Grave Opening and Closing

(a)      Opening and closing of graves shall be done by the funeral home with prior approval from the City. The funeral home and its representatives will take the utmost care and precautions in protecting all plots and roadways. Any damages to existing curbing or monuments will be the responsibility of the funeral home.

#### Sec. 1.613    Supervision of Cemetery

(a)      The City shall take reasonable care to protect property rights of owners from loss or damage; but it distinctly disclaims all responsibility for loss or damage caused by the elements, an "act of God," common enemy, thieves, vandals, strikers, malicious mischief makers, explosions, unavoidable accidents, invasion, insurrections, whether the damage be direct or collateral, other than herein provided.

(b)      Persons within the cemetery grounds shall use only the avenues, walkways and roads.

(c)      Automobiles shall not be driven through the grounds at a greater speed than fifteen miles per hour.

(d)      The right to enlarge, reduce, replot or change the boundaries or grading of the cemetery and the right to lay, operate or change pipelines or gutters is expressly reserved to the City. The City reserves to itself, and to those lawfully entitled thereto, a perpetual right of ingress and egress over the entire cemetery grounds for the purpose of passage.

No new sprinkler systems will be allowed. All maintenance and repair to existing sprinkler systems which have been installed by the owner will be the responsibility of the owner and not the City; regardless of the source of damage to the system.

Any water left on or unattended will be turned off by City personnel if watering is excessive or running down the roadway in order to conserve water and protect the roadways.

#### Sec. 1.614    Maintenance of Cemetery

(a)      All grading, landscape work, maintenance and improvements of any kind, and all care of plots shall be done by the City and all trees, shrubs and all herbage of any kind shall be planted, trimmed, cut or removed by the City or under its direct supervision.

(b)      No enclosure of any kind, such as a fence, coping, hedge or ditch shall be permitted around any grave or plot. Grave mounds will not be allowed and no plot shall be raised above the established grade.

(c)      No ground cover other than sod shall be allowed.

(d) If any tree, shrub or plant is or becomes detrimental to adjacent plots, avenues, walkways or roads, or if for any other reason the City deems its removal necessary, the City shall have the right to remove such tree, shrub or plant, or any part thereof, or otherwise correct the condition existing as it deems necessary.

(e) No person shall remove any plant or flower, either wild or cultivated, from any part of the cemetery.

(f) From and after the date of adoption of these rules by the City Council, no tree, shrub, plant or bush shall be placed on the cemetery grounds except those placed therein by the City for landscaping purposes. The purpose of this prohibition is to reduce maintenance time so that the cemetery can be maintained in a clean and attractive condition by the City. This prohibition shall not apply to flowers placed on a memorial.

(g) Sprinkler system will be turned off between November and March.

#### Sec. 1.615 Memorials

(a) For the protection of all plot owners, it is required that persons, firms or corporations erecting, cleaning or repairing memorials obtain a permit for an annual fee (as defined in the City's Annual Fee Ordinance, and as approved by City Council) and in doing such work, to comply with the directions of the City. The person, firm or corporation requesting such permit may be required to furnish evidence of their ability to properly perform the work. This permit shall allow such person, firm or corporation holding the permit to perform such work for a period of time from January 1st until December 31st of the year in which the permit is obtained, such permit to be renewed on an annual basis. Before any work is commenced on any particular job, the person, firm or corporation performing such work shall notify the City that a memorial is to be erected at what grave site and provide a drawing of proposed installation.

(b) To properly perpetuate memory, all monuments, markers, mausoleums and tombs will be of first quality granite, limestone, marble or bronze. The supplier must assure the City that such materials will be free from sap which causes rust, stains and natural fault which might cause checks or cracks. No granite will be inferior in any way. Should any stone develop any of the above mentioned faults within five (5) years from date of placement, the supplier will be required to replace same without cost to the owner.

(c) All vertical monuments shall be erected on a foundation will extend three (3) inches on each side of the monument and said foundation must be flush with the turf. The size of a monument will be governed according to the size of the family plot. A monument will be of such size that when erected on a plot, either end of such monument shall not be placed less than one (1) foot from the property lines of said plot, or within two (2) feet of any existing monument. However, this shall apply only to a monument which protrudes above the surface of the ground. A monument which is flush with the turf may extend to the property line. Should any monument,

mausoleum or tomb become unsightly, dilapidated or a menace to visitors, the City shall have the right, at the expense of the owner, either to correct the condition or to remove the same.

(d) In addition to other requirements regulating memorials, all memorials erected after November 15, 2010 in Live Oak Cemetery shall conform to the following:

- (1) Upright monuments, beveled markers and flat markers shall be on foundations that are cement and must be flush with the turf;
- (2) Monuments and markers shall be placed in a manner that is conducive with the maintenance of the plot;
- (3) Bevel markers shall be used as headstones, not footstones;
- (4) Flat markers shall be flush with the turf; and
- (5) All vases must be attached to headstones, no vases attached to footstones;
- (6) FLAGS MAY BE PLACED ON HOLIDAYS AND REMOVED WITHIN 72 HOURS

#### Sec. 1.616 Interment Regulations

(a) All grave sites within a plot must be located by the family or its representatives and written authorization signed by the plot owner or his legal representative shall be given to the City to open the grave space. Any space to be opened will be marked with a surveyor flag with the name of the individual to be interred and the space identification. No space shall be opened until written authorization is provided.

(b) When removal is to be made from a single grave to another grave, the formerly occupied single grave space and all rights and ownership therein shall remain with property owner. The removal of said bodies shall be done in strict compliance with all state requirements regulating same. Arrangements for the removal of a body must be made by someone other than the City. Application for the removal permit must be signed by the next of kin and properly notarized prior to removal.

(c) The burial of two bodies in one grave space will not be permitted except where one body occupies a space less than three (3) feet in length.

(d) Cremains will be allowed to be buried in a space currently occupied but must be covered with a concrete paving stone to prevent dirt from settling. The City MUST be notified with the name and date of the interment. Two cremains containers may be buried in the same plot. The City shall be made aware of each burial.

(e) Disinterments are the responsibility of the funeral director. The funeral director will be responsible for opening and closing the graves, with the City's authorization. All state mandated paperwork must be on file with the City before any disinterments are authorized.

(f) Funeral homes will be responsible for the opening and closing of graves utilizing the services of a vendor permitted by the City. Vendors will apply and be approved for an annual permit for an annual fee (as defined in the City's Annual Fee Ordinance, and as approved by City Council).

(a) Those responsible for the openings and closings of graves and performing the openings and closings at Live Oak will fully remove the dirt and/or ground unearthed in the opening process from the cemetery premises at their own expense, not to use in the closing of any grave at Live Oak; and

(b) use only the sand and "black dirt" as provided by the City and located at the surplus supply on the cemetery premises, when closing any grave in Live Oak in the means as specified: first fill with approximately  $\frac{3}{4}$  sand, then the remaining  $\frac{1}{4}$  with "black dirt" to adjacent ground level.

#### Sec. 1.617      Miscellaneous

(a) No dogs shall be permitted in the cemetery.

(b) The City is not responsible for theft or damage to anything placed on grave plots.

(c) No bench, chair or trellis shall be permitted to be placed upon the cemetery grounds.

(d) The City shall have the authority to enter upon any plot and to remove any non-authorized or non-conforming items that may have been placed there contrary to these regulations.

(e) No person shall be permitted to enter or leave the cemetery except by the public access .

(f) All persons found on the cemetery grounds after dark shall be liable for prosecution for trespassing.

(g) All persons are strictly forbidden to mar any landmark, marker or memorial or in any way deface the grounds of the cemetery.

(h) No person or persons other than an employee of the City, shall be permitted to bring or carry firearms within the cemetery except a military guard of honor and then only when in charge of an officer or non-commissioned officer and during a military service.

(i) The digging of holes for any purpose, other than to inter cremains, is strictly prohibited.

(j) The City reserves the right to remove all flowers, potted plants, wreaths or baskets when they become withered or for any other reason.

(k) Gravestone rubbings, made using a pencil and paper and often a method of retrieving and conserving information, are allowable, so long as no damage is caused to the stone and/or any other plot, right-of-way, or cemetery item in the process, and utmost precautions to avoid any damage are observed. A gravestone rubbing can become a permanent record of death when a gravestone is rapidly deteriorating.

#### Sec. 1.618 Modifications and Amendment

(a) The City may, and it hereby expressly reserves the right, at any time or times, with or without notice to owners, adopt new rules and regulations or amend, alter and/or repeal any rule, regulation and/or sentence in these rules and regulations.

(b) Special cases may arise in which the literal enforcement of a rule may impose unnecessary hardship. The City therefore reserves the right, without notice, to make exceptions, suspensions or modifications in any of the rules and regulations when, in its judgment, the same appear advisable; and such temporary exceptions, suspensions or modifications shall in no way be construed as affecting the general application of these Live Oak Cemetery Rules and Regulations.

#### Sec. 1.619 Fees for Funeral Processions

(a) Funeral processions using on-duty officers will be at no charge. Due to the officer being on-duty, the officer may be called away from the procession.

(b) Funeral processions using off-duty officers will constitute a charge with a two (2) hour minimum. Payment will be made to the City prior to the service. The funeral procession utilizing the off-duty officer will extend to the county line boundaries.

## **ARTICLE 1.700 PERPETUAL TRUST FOR LIVE OAK, RESTHAVEN CEMETERIES**

### **§ Sec. 1.701 Definition**

For the purposes of this article, the word "trust" shall mean the perpetual trust for the perpetual care and upkeep of Live Oak and Resthaven Cemeteries in this city. (1975 Code of Ordinances, Chapter 10, Article II, Sec. 10-16)

### **§ Sec. 1.702 Name**

The name of the trust shall be the Live Oak and Resthaven Cemetery Trust. (1975 Code of Ordinances, Chapter 10, Article II, Sec. 10-17)

### **§ Sec. 1.703 Purpose**

The purpose of the Live Oak and Resthaven Cemetery Trust is to receive money and other property as may be donated or as may otherwise come into its possession in conformity with the provisions of this article, and to use such donations as provided in this article. (1975 Code of Ordinances, Chapter 10, Article II, Sec. 10-18)

### **§ Sec. 1.704 Principal Place of Business**

The principal place of business for the trust shall be at the city hall. (1975 Code of Ordinances, Chapter 10, Article II, Sec. 10-19)

### **§ Sec. 1.705 Trustees Designated**

The trustees of the trust shall be the mayor and councilmen, duly elected and qualified for office as such for the city, and their successors in office. (1975 Code of Ordinances, Chapter 10, Article II, Sec. 10-20)

### **§ Sec. 1.706 Quorum of; Action by Trustees**

A majority of the trustees shall constitute a quorum for any meeting, but all acts of the trust shall be by vote and consent of a majority of the trustees. (1975 Code of Ordinances, Chapter 10, Article II, Sec. 10-21)

### **§ Sec. 1.707 Compensation; Bond of Trustees**

The trustees shall receive no compensation of any form. They shall not be required to give bond, but the treasurer or any employee of the trust may be required to give bond for the faithful performance of his duties. (1975 Code of Ordinances, Chapter 10, Article II, Sec. 10-22)

## **Sec. 1.708 Officers**

The mayor shall preside as chairman and shall vote only in the event of a tie. In the absence of the mayor, the remaining trustees present shall elect one of the trustees to serve as chairman. The trustees shall select one of their members or some other person as treasurer and he shall hold such office until his successor is elected. (1975 Code of Ordinances, Chapter 10, Article II, Sec. 10-23)

## **Sec. 1.709 Meetings**

There shall be a regular meting of the trustees annually on the third Tuesday in January at 8:00 p.m. of each year in the city hall, or such other place as the chairman may select. The chairman may call special meetings, from time to time. Upon written notice of the majority of the trustees, he shall call a special meeting of the trustees. (1975 Code of Ordinances, Chapter 10, Article II, Sec. 10-24)

## **Sec. 1.710 Duties of Treasurer; Generally**

The treasurer shall have the custody of all the monies and securities of the trust, which shall be kept and maintained in the name of the, trust in such place as the trustees may direct. He shall keep current books which shall be available for inspection by any of the trustees or general public at the office of the association. All money of the trust shall be deposited by him in such depositories as shall be selected by the trustees. Checks shall be signed by the treasurer and countersigned by the chairman. The treasurer shall keep a permanent and well-bound record book in which shall be kept in alphabetical order the names of all persons advancing funds, the amount advanced, the purpose for which such advancement was made, the names and locations, insofar as possible, of lots and graves, the condition and status of the trust imposed, the minutes of all meetings of the trustees, and such further information as the trustees may deem proper. (1975 Code of Ordinances, Chapter 10, Article II, Sec. 10-25)

## **Sec. 1.711 Income for Trust**

All donations, funds, income or properties arising from the trust, in whatever form it may take, together with any additions thereto made in conformity with the provisions of this article, shall be called the Live Oak and Resthaven Cemetery Trust. (1975 Code of Ordinances, Chapter 10, Article II, Sec. 10-26)

## **Sec. 1.712 Use; Investment of Trust**

With respect to the trust property and additions thereto, the trustees shall have the power in their discretion and judgment to allot, petition, assign, control, care for, collect, contract with respect to, convey, convert, deal with, dispose of, exchange, hold, improve, invest, reinvest, lease, alienate, manage, mortgage, grant, exercise options with respect to, take possession of, sell, pledge, protect, receive, release, repair, buy, sue for, execute proxies, employ servants and agents and, in general, to do any and every act and thing, and to enter into and carry out any and every

agreement with respect to the trust property or any part thereof as the trustees would have the right to do if they were the individual owners thereof and as they, in the exercise of their best judgment, being fully cognizant of their individual responsibilities to discharge their trust with integrity and honor, may deem in the best interest of, the trust without being limited in any way by the granting of specific powers herein made. The trustees shall invest all cash and liquid assets donated to such trust and all property converted to cash and liquid assets by such trust in interest-bearing bonds or securities of municipalities, state or federal government. In addition to the rights and duties herein given the trustees, they shall have all the powers, rights, duties and responsibilities given to and imposed upon a trustee under what is known as the Texas Trust Act, and as restricted by article 969c of the Revised Civil Statutes of Texas. (1975 Code of Ordinances, Chapter 10, Article II, Sec. 10-27)

### **Sec. 1.713 Individual Trust Agreements**

Any person desiring to have the city act as trustee for the permanent care and upkeep of graves and burial lots in either the Live Oak or Resthaven Cemetery shall have the right to deposit an amount not less than one hundred dollars (\$100.00) or funds as may be required by the trustees therefor, and the acceptance by the trustees of the funds required for such purpose shall constitute a permanent and perpetual trust fund for the burial lot or graves so designated. Upon acceptance by the trustees or its agents, the trust shall issue a certificate to the person advancing such funds or money, which certificate shall state the purpose, the amount advanced, by whom advanced, the location as nearly as possible of the lot, grave or burial place and such further information and designation as the trustees may deem proper. (1975 Code of Ordinances, Chapter 10, Article II, Sec. 10-28)

### **Sec. 1.714 Use of Fund for Care, Upkeep, and Maintenance**

At all times, the interest, revenue or other accrual or increase of the funds advanced for specific lots, graves or burial places shall first be used for the maintenance, care and upkeep, in first-class condition, of the particular lot, grave or burial place for which the advancement and donation was originally made. In the event of the accrual of a reasonable excess of revenue from such specific fund, the accumulation of a greater amount than is necessary for the faithful accomplishment of the trust and purpose herein provided for, such excess may, in the discretion of such trustees, be used to beautify the whole cemetery or burial ground generally; but at no time shall any part of the original or principal amount first be advanced and donated for the care, upkeep and maintenance of specific lots, graves and burial places, or ever be used by such trustees. The original amount of funds shall forever remain and be kept intact as a principal trust fund. (1975 Code of Ordinances, Chapter 10, Article II, Sec. 10-29)

### **Sec. 1.715 Issuance of Certificates**

All certificates issued by the trust shall be issued in the name of the city to the person who makes the advancement of funds or monies as provided for in this article; and such certificate holder shall have the right, upon the payment of the proper costs or recording fee, to have such certificate recorded in the county deed records. (1975 Code of Ordinances, Chapter 10, Article II, Sec. 10-30)

## **Sec. 1.716 Conformity With Statutes**

It is not intended by this article to assume to operate a perpetual care cemetery within the meaning and provisions of Title 26 of the Revised Civil Statutes as the Live Oak and Resthaven Cemeteries are community cemeteries and are not applicable to the operation of said statute. It is, however, intended that this article be and is in conformity with article 969c of the Revised Civil Statutes of Texas in establishing the city as trustee for the perpetual care and upkeep of the Live Oak and Resthaven Cemeteries under the terms and conditions provided in this article. (1975 Code of Ordinances, Chapter 10, Article II, Sec. 10-31)

## **Sec. 1.717 Renouncing of Trust by City**

In the event that the city or the trustees should, after having engaged upon and accepted the trust provided for in this article, renounce such trust or fail or refuse to act further as trustees as herein provided for, the county judge, he being the highest trial judge of the county, shall appoint a suitable successor trustee, whenever the occasion demands or a vacancy occurs, to act in lieu of the city and to carry out and faithfully execute the trust. (1975 Code of Ordinances, Chapter 10, Article II, Sec. 10-32)

## **Sec. 1.718 Budgetary Funds Authorized**

Nothing contained in this article shall be construed as in any way limiting the city in including in its annual budget such sums as may be deemed necessary for the maintenance and upkeep of the cemeteries. (1975 Code of Ordinances, Chapter 10, Article II, Sec. 10-33)

## **Sec. 1.719 Amendment**

This article and the trust agreement may be amended only by ordinance of the city, and shall be signed by a majority of the councilmen and the mayor acting as trustees. (1975 Code of Ordinances, Chapter 10, Article II, Sec. 10-34)

**CITY OF BRADY, TEXAS  
RESOLUTION NO. 2017-012**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRADY, TEXAS, ESTABLISHING A PERPETUAL TRUST FOR LIVE OAK AND REST HAVEN CEMETERIES, IN ACCORDANCE WITH THE TEXAS HEALTH AND SAFETY CODE, SECTIONS 713.002 & 713.006, FOR THE PURPOSE OF NAMING THE CITY OF BRADY, TEXAS AS PERMANENT TRUSTEE FOR BOTH LIVE OAK AND REST HAVEN CEMETERIES, AND STATING ALL ACTIONS OF THE CITY RELATED TO THE CEMETERIES WILL BE THROUGH THE BUDGET AND BY THE CITY STAFF;**

**WHEREAS**, Article 1.700 of the Municipal Code of Ordinances was repealed through the second and final reading of Ordinance 1218, on this the 7<sup>th</sup> day of March 2017; and

**WHEREAS**, the Texas Health and Safety Code, Section 713.002 (regarding Local Trust for Cemetery) cites (a) a municipality that owns or operates a cemetery or has control of cemetery property may act as a permanent trustee for the perpetual maintenance of the lots and graves in the cemetery, and (b) to act as a trustee, a majority of the municipality's governing body must adopt an ordinance or resolution stating the municipality's willingness and intention to act as a trustee; when the ordinance or resolution is adopted and the trust is accepted, the trust is perpetual; and

**WHEREAS**, the Texas Health and Safety Code further states in Section 713.006 (regarding Tax), (a) a municipality acting as a trustee for a cemetery may include in the municipality's annual budget an amount considered necessary for cemetery maintenance, (b) the municipality may impose a tax on all property in the municipality in an amount not exceeding five (5) cents for each \$100 valuation of the property for maintenance of the cemetery, regardless of whether the cemetery is located inside or outside the municipal limits; and

**WHEREAS**, in accordance with these statutes, the City acts as permanent trustee for both cemeteries, and all actions of the City related to the cemeteries will be through the budget and by the City staff; and

**WHEREAS**, the City Council of the City of Brady, Texas, finds it in the best interests of the general public to resolve a new Perpetual Trust for Live Oak and Rest Haven Cemeteries, naming the City as permanent trustee and stating all actions of the City related to the cemeteries be through the budget and by the City staff; and

**NOW THEREFORE; BE IT THEREFORE RESOLVED BY THE CITY COUNCIL OF THE CITY OF BRADY, TEXAS:**

The establishment of the Perpetual Trust for Live Oak and Rest Haven Cemeteries, which names the City as permanent trustee and states all actions of the City related to the cemeteries be through the budget and by the City staff.

**PASSED AND APPROVED**, on this 7<sup>th</sup> day of March 2017.

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Anthony Groves, Mayor  
City of Brady, Texas

**ATTTEST:**

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Tina Keys, City Secretary  
City of Brady, Texas

**CITY COUNCIL  
CITY OF BRADY, TEXAS  
AGENDA ACTION FORM for ORDINANCE**

AGENDA DATE:	02/21/2017	AGENDA ITEM	7.H.
AGENDA SUBJECT:	Discussion, consideration and possible action regarding <b>first reading of Ordinance 1219</b> of the City of Brady, Texas, adding to Article 1.160 City Council to include options for rescheduling a regular city council meeting that conflicts with a federal holiday, such as moving Regular City Council Meeting on July 4, 2017 to July 11, 2017.		
PREPARED BY:	K. Lenoir / T. Keys	Date Submitted:	02/16/2017
EXHIBITS:	Article 1.160 of the City of Brady Code of Ordinances Ordinance 1219		
BUDGETARY IMPACT:	Required Expenditure:	\$00.00	
	Amount Budgeted:	\$00.00	
	Appropriation Required:	\$00.00	
CITY MANAGER APPROVAL:			
<p><b>SUMMARY:</b>  Article 1.160 of the City of Brady Code of Ordinances reads that times for regular meetings of the city council shall be at 6:00 p.m. on the first and third Tuesday of each month, as set by council in compliance with the home rule charter of the city, Section 3.09.</p> <p>On February 7, City Council discussed adding the option to the ordinance to change the regular meeting date by resolution when it conflicts with federal holidays or other unforeseen conflicts.</p> <p>After the second reading of this ordinance a resolution will be presented to include moving the July 4 meeting to July 11, 2017, due to the federal holiday conflict.</p>			

**RECOMMENDED ACTION:**

It is recommended that City Council approve the first reading of Ordinance 1219.

**Mayor:** Do I have a motion to read the full ordinance?"

**If no, Mayor will state:** A majority of the City Council has dispensed with the full reading of the ordinance."

**Mayor will ask:** Madam City Secretary please read the Ordinance Preamble for the record in accordance with the City Charter." "Secretary reads preamble"

**Mayor calls for a motion:**

Move to approve **first** reading of Ordinance 1219

**ORDINANCE NO. 1219**

**AN ORDINANCE OF THE CITY OF BRADY, TEXAS AMENDING THE  
CITY OF BRADY CODE OF ORDINANCES, ARTICLE 1.160 DIVISION 1,  
MEETING TIMES**

**WHEREAS**, the City Council finds that Article 1.1600 of the Code of Ordinances reflects the meeting times for regular meetings of the city council shall be at 6:00 p.m. on the first and third Tuesday of each month; and

**WHEREAS**, the City Council find it necessary to amend said article to add provisions for the option to change the regular meeting date by resolution when one of the regular meeting days conflicts with federal holidays; and

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY  
OF BRADY, TEXAS**

The City Council of the City of Brady, Texas, hereby amends Article 1.160 to include the provision to change meeting dates by resolution that conflict with holidays or other unforeseen conflicts.

PASSED AND APPROVED ON FIRST READING on this the 21<sup>st</sup> day of February, 2017.

PASSED AND APPROVED ON THE SECOND READING on this the 7<sup>th</sup> day of March, 2017

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Anthony Groves, Mayor

ATTEST:

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Tina Keys, City Secretary

# **Attachment A**

## **ARTICLE 1.1600**

### **CITY COUNCIL**

#### **Division 1. Meeting Times**

- (a) The times for regular meetings of the city council shall be 6:00p.m. on the first and third Tuesday of each month, as set by council in compliance with the home rule charter of the city, Section 3.09.
- (b) Audit board shall be held on the day of, but prior to the regular meeting of the city council.

#### **Division 2. Procedural Rules For City Council Meetings**

##### **Sec. 1.1601 Purpose**

This article is adopted so that the city council may promote the public health, safety, morals and general welfare within the city through the enactment of reasonable procedures and rules designed to facilitate the orderly and efficient conduct of city council meetings in a manner that promotes a positive city image reflecting order, harmony and pride, thereby strengthening the economic stability of the city. By and through this article, the city council additionally seeks to establish fair, reasonable, and efficient guidelines for maintaining order and promoting effective public participation at city council meetings.

##### **Sec. 1.1602 Definitions**

- (a) General. Words and phrases used in this article shall have the meanings set forth in this section. Words and phrases that are not defined in this article but are defined in other ordinances of the city shall be given the meanings set forth in those ordinances. Other words and phrases shall be given their common, ordinary meaning unless the context clearly requires otherwise. Headings and captions are for reference purposes only, and shall not be used in the interpretation of this article.

- (b) Specific Definitions.

**City.** The City of Brady, a duly incorporated municipality located in McCulloch County, Texas.

**Conduct.** An act or omission and its accompanying mental state.

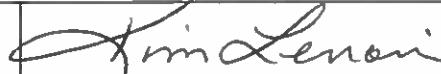
**Council.** The city council, the governing body of the city.

**Intentional.** The culpable mental state of "intent" as defined by Section 6.03 of the Texas Penal Code. A person acts intentionally, or with intent, with respect to the nature of his or her conduct or to a result of his or her conduct when it is his or her conscious objective or desire to engage in the conduct or cause the result.

# City Council

## City of Brady, Texas

### Agenda Action Form

<b>AGENDA DATE:</b>	2/21/2017   <b>AGENDA ITEM</b>   7.I.		
<b>AGENDA SUBJECT:</b>	Discussion, consideration, and possible action regarding Resolution 2017-011 to call a Special Election on May 6, 2017, as required by City Charter, to fill the unexpired term of Council Member Place 3.		
<b>PREPARED BY:</b>	Tina Keys / Kim Lenoir	<b>Date Submitted:</b>	2/14/2017
<b>EXHIBITS:</b>	Resolution 2017-011		
<b>BUDGETARY IMPACT:</b>	<b>Required Expenditure:</b>	\$00.00	
	<b>Amount Budgeted:</b>	\$00.00	
	<b>Appropriation Required:</b>	\$00.00	
<b>CITY MANAGER APPROVAL:</b>			
<b>SUMMARY:</b> <p>On Friday, February 10, Council Member Marilyn Gendusa (Place 3) submitted the following: "Due to all my recent health problems, please accept this as my resignation." The City Secretary immediately notified all Council Members. Council Member Place 3 term has another year left in the 3 year term. In accordance with the City Charter, City Council is required to hold a Special Election at the next available election date to fill any vacancy.</p> <p>If election is called on February 21, applications for the position will be taken from 8:30am, Wednesday, February 22 to 5:00pm, Monday, March 6. Early voting begins April 25.</p> <p>The approval of Resolution 2017-011 allows Council to order the Special Election.</p>			
<b>RECOMMENDED ACTION:</b> <p>Move to approve Resolution 2017-011, if desired.</p>			

**CITY OF BRADY, TEXAS**

**RESOLUTION NO. 2017-011**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRADY, TEXAS, DECLARING A VACANCY IN THE OFFICE OF CITY COUNCIL MEMBER PLACE THREE AND CALLING A SPECIAL ELECTION TO BE HELD TO FILL SUCH VACANCY FOR THE UNEXPIRED TERM. SAID SPECIAL ELECTION WILL BE HELD ON SATURDAY, MAY 6, 2017, SAID DATE BEING A UNIFORM ELECTION DATE; APPOINTING ELECTION OFFICIALS; SETTING THE RATE OF PAY FOR ELECTION OFFICIALS; ESTABLISHING THE MAXIMUM NUMBER OF ELECTION CLERKS; VOTING BY PERSONAL APPEARANCE; PROVIDING FOR CORRECTION OF SCRIVENER'S ERRORS; PROVIDING FOR REPEAL AND CONFLICTING PROVISIONS; SEVERABILITY; PROPER NOTICE AND MEETING; AND EFFECTIVE DATE**

**WHEREAS**, a vacancy currently exists in the office of City Council Member, Place Three of the City of Brady Texas; and

**WHEREAS**, the City of Brady Charter provides that a special election shall be held to fill the vacancy; and

**WHEREAS**, the City Council has authority pursuant to Chapter 271, Texas Election Code, to enter into joint election agreements with other political subdivisions holding elections on the same day in all or part of the same territory; and

**WHEREAS**, the City Council has authority pursuant to Chapters 31 and 271, Texas Election Code, to enter into an election services contract with the Brown County to obtain certain election services;

**WHEREAS**, the City Council has determined that the holding of the special election to fill the unexpired term of City Council Member Place Two is in the best interest of the citizens of the City of Brady.

**NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BRADY, TEXAS, THAT:**

**SECTION 1:** The City of Brady will hold a Special Election on May 6, 2017 from 7:00 a.m. to 7:00 p.m. at City Hall, 201 East Main Street, Brady, Texas for the purpose of electing Council Member for Place Three (3).

**SECTION 2:** Applications for place on the ballot will be accepted from February 22, 2017 until March 6, 2017, by the close of business (5:00 p.m.) in the Office of the City Secretary, City Hall, 201 East Main Street, Brady, Texas.

**SECTION 3:** Early voting will be from April 24, 2017 until May 2, 2017, Monday through Friday and from 8:00 a.m. to 5:00 p.m. with extended hours from 7:00 a.m. until 7:00 p.m. on April 25, 2017 and May 2, 2017 at City Hall, 201 East Main Street, Brady, Texas.

Applications for ballots by mail shall be submitted to Tina Keys, P.O. Box 351, 201 East Main Street, Brady, Texas by April 25, 2017.

**SECTION 4:** The Election Judge to serve at the polling place of such election shall be and are hereby appointed as follows:

Early Voting Place: City Hall

Early Voting Clerk: To Be Determined by City Secretary, Brady, Texas

Early Voting Clerk: To Be Determined by City Secretary, Brady, Texas

Polling Place #1: City Hall

Election Judge: Bonney Smith

Alternate Judge: To be determined

**SECTION 5:** In accordance with Section 32.091 of the Texas Election Code, clerks shall be paid at the rate of \$11.00 per hour and the election judges shall be paid \$12.50 per hour.

**SECTION 6:** There shall be a minimum of two (2) clerks at the polling place, which includes the alternate judge.

**SECTION 7:** In accordance with Section 87.004 of the Texas Election Code, the presiding judge at City Hall and at least two (2) clerks shall also serve as the Early Voting Ballot Board to count ballots received during early voting by personal appearance and early voting by mail.

**PASSED AND APPROVED** this 7<sup>th</sup> day of February, 2017.

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Anthony Groves, Mayor

ATTEST: \_\_\_\_\_  
Tina Keys, City Secretary

**CITY COUNCIL  
CITY OF BRADY, TEXAS  
AGENDA ACTION FORM**

AGENDA DATE:	2-21-2017	AGENDA ITEM	8.A
AGENDA SUBJECT:	Monthly Financial Reports		
PREPARED BY:	Lisa Remini	Date Submitted: 2-16-2017	
EXHIBITS:	Monthly Financial Report Fund Balance and Cash Reconcilement Investment Activity Operating Cash /Utility Billing History Sales Tax Report Motel Tax Collection and Distribution Report Utility Customer Service Reports Residential Electric Rate Comparison – January 2017		
BUDGETARY IMPACT:	Required Expenditure:	\$00.00	
	Amount Budgeted:	\$00.00	
	Appropriation Required:	\$00.00	
CITY MANAGER APPROVAL:			
<b>SUMMARY:</b> Monthly financial Reports for the 4 <sup>th</sup> fiscal month – January 2017 have been emailed to you for your review.  Sales Tax collections for the month of January 2017 are \$1,518 more than January 2016 collections. Total collections continue to be short of budget goals by 2%, or \$18,000.  Monthly expenditure data provided by the Volunteer Fire Department is included for your review.			

**RECOMMENDED ACTION:**

This item is for discussion purposes only.

Note:

After each Audit Board and upon Council approval, the check register denoting the checks issued to each Vendor, amount paid, and description of the item paid will be on the City's website for public view. Go to the Finance Department tab and then click on the Check Register tab.

CITY OF BRADY  
 MONTHLY FINANCIAL REPORT  
 AS OF: JANUARY 31ST, 2017

PAGE: 1

33.33% OF FISCAL YEAR

CURRENT	YEAR TO DATE	YEAR TO DATE	
BUDGET	ACTUAL	% TO DATE	PRIOR YEAR

## BEGINNING FUND BALANCE &amp;

NET WORKING CAPITAL	14,838,015.59	14,838,015.59	15,648,679.31
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REVENUES

10 -GENERAL FUND	7,383,117.00	2,959,493.32	40.08	2,366,022.40
20 -SEWER AND ELECTRIC FU	8,783,890.00	2,707,082.37	30.82	2,807,824.93
30 -WATER UTILITY FUND	2,116,450.00	581,491.18	27.47	639,073.29
40 -GAS UTILITY FUND	1,187,780.00	421,573.72	35.49	447,081.73
50 -UTILITY SUPPORT FUND	499,442.00	161,471.52	32.33	81,054.66
60 -SOLID WASTE FUND	1,077,500.00	375,634.79	34.86	488,111.54
80 -SPECIAL REVENUE FUND	1,648,209.00	216,378.91	13.13	175,362.30
TOTAL REVENUES	22,696,388.00	7,423,125.81	32.71	7,004,530.85

EXPENDITURES

10 -GENERAL FUND	7,901,099.00	2,394,376.80	30.30	2,173,892.83
20 -SEWER AND ELECTRIC FU	11,245,513.00	2,973,888.31	26.45	1,723,849.22
30 -WATER UTILITY FUND	3,096,172.00	773,449.16	24.98	770,731.32
40 -GAS UTILITY FUND	1,500,469.00	600,809.83	40.04	424,243.33
50 -UTILITY SUPPORT FUND	493,542.00	179,121.61	36.29	146,289.08
60 -SOLID WASTE FUND	1,074,058.00	335,346.42	31.22	293,297.73
80 -SPECIAL REVENUE FUND	1,870,209.00	314,324.21	16.81	330,764.55
TOTAL EXPENDITURES	27,181,062.00	7,571,316.34	27.86	5,863,068.06

REVENUES OVER/(UNDER) EXPENDITURES	( 4,484,674.00)( 148,190.53)	1,141,462.79
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## ENDING FUND BALANCE &amp;

NET WORKING CAPITAL	10,353,341.59	14,689,825.06	16,790,142.10
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**FUND BALANCE AND CASH RECONCILEMENT**  
As of: January 31, 2017

		Unrestricted Cash	Restricted Cash	Total Cash	Comments
<b>BRADY NATIONAL BANK</b>					
Operating Account	#100677	\$ 11,640,354.59		12,203,019.45	
Operating Account	#100677	\$ 32,156.53			Motel Funds
Operating Account	#100677	\$ 38,238.89			Cemetery Funds
Operating Account	#100677	\$ 67,008.24			Street Sanitation \$
Operating Account	#100677	\$ 425,261.20			Utility Deposit \$
Airport Account	#172791	\$ 15,567.69	\$ -	15,567.69	
Water Repair & Replacement	#172817	\$ 16,164.40	\$ 220,000.00	236,164.40	
CW - WWTP Construction	#103671	\$ -	\$ 258.38	258.38	
DW Construction	#104828	\$ -	\$ 945.68	945.68	
Sinking Fund 2000	#172890	\$ -	\$ 158,271.32	158,271.32	
Sinking Fund 2012 - Refunding	#103069	\$ -	\$ 104,794.21	104,794.21	
Sinking Fund 2012 - WWTP	#103663	\$ -	\$ 55,278.96	55,278.96	
Sinking Fund 2013 - DW	#105770	\$ -	\$ 17,102.00	17,102.00	
Landfill Closure Reserve	#172775	\$ -	\$ 395,048.08	395,048.08	
Drug Seizure FDS	#172668	\$ -	\$ 8,437.15	8,437.15	
Police Educational	#172700	\$ -	\$ 6,172.68	6,172.68	
Court Security	#102533	\$ -	\$ 4,413.50	4,413.50	
Court Technology	#102541	\$ -	\$ 2,176.52	2,176.52	
Community Development Block	#172627	\$ -	\$ -	\$ -	
Cash on Hand		\$ 1,940.00	\$ -	1,940.00	
Bank Balances - Interest rate .81%	Subtotal	\$ 11,674,026.68	\$ 1,535,563.34	\$ 13,209,590.02	
Certificate of Deposit at CNB					
BOTX Escrow Account - CO 2012 CW Project		\$ -	\$ 243,588.82	\$ 243,588.82	Utility Deposit \$
BOTX Escrow Account - LF 2012 CW Project		\$ -	\$ 1,162,385.95	\$ 1,162,385.95	
BOTX Escrow Account - EDAP 2015 DW Project		\$ -	\$ 689,891.85	\$ 689,891.85	
	Subtotal	\$ -	\$ 636,791.71	\$ 636,791.71	
		\$ -	\$ 2,732,658.33	\$ 2,732,658.33	
<b>TOTAL CASH BALANCES RECONCILED</b>		\$ 11,674,026.68	\$ 4,268,221.67	\$ 15,942,248.35	
<b>1-31-17 GENERAL LEDGER</b>					
Total Current Non-Cash Assets - All Funds				\$ 840,771.16	
<b>(Total Current Liabilities - All Funds)</b>				<b><u>(2,093,194.45)</u></b>	
<b>Total Fund Balance / Net Working Capital</b>				<b><u>14,689,825.06</u></b>	

**CITY OF BRADY**  
**INVESTMENT ACTIVITY**  
**DATE: January 31, 2017**

Certificates of Deposit at	Commercial National Bank:	Interest Earnings
		Y-T-D
1. #32788	\$243,588.82 at 0.20% for 180 days maturity 6/22/2017	\$240.02

**GRAND TOTAL**    **\$243,588.82**    **TOTAL SHORT-TERM CASH INVESTMENTS**

The City investment portfolio is in compliance with the PFIA and the City's investment strategy as outlined in the Council approved Investment Policy dated 9-06-16 by Resolution 2016-047.

Lisa Remini  
Lisa Remini, Investment Officer

## RECONCILED OPERATING CASH / TOTAL UTILITY BILLINGS

Fiscal Year 16-17

**1171 - Brady, City of (General Obligation Debt)**  
**Report - Brady, City of (General Obligation Debt) / Sales Tax Data**

The Charts below contain sales tax revenue allocated each month by the State Comptroller.  
 For example, the February allocations reflect December sales, collected in January and allocated in February.

\*Excludes any sales tax retained by the municipality and not remitted to the Comptroller.

- [View Grid Based on Calendar Year](#)
- [View Grid With All Years](#)

[Download to Excel](#)  
 Change Fiscal Year  
 End

[09/30/2018](#) 

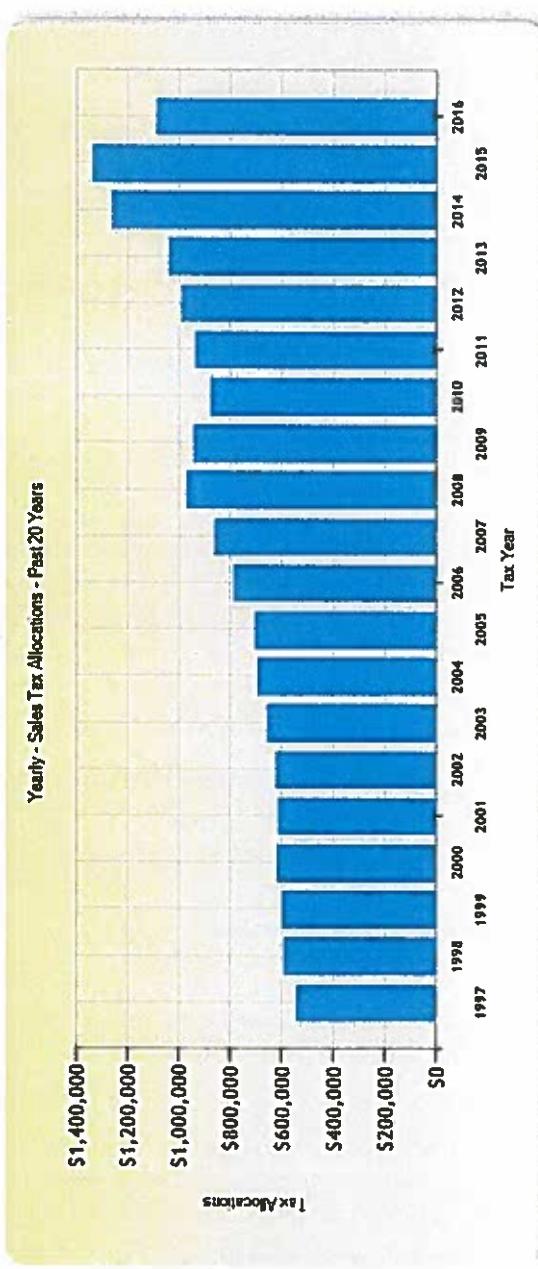
**By Fiscal Year 10/01 - 09/30**

Year	October	November	December	January	February	March	April	May	June	July	August	September	Total
2017	\$87,306	\$91,161	\$89,413	\$100,033	\$109,289	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$477,202
2016	\$143,834	\$112,101	\$107,933	\$98,515	\$113,278	\$84,869	\$85,238	\$96,257	\$81,982	\$80,944	\$94,673	\$85,349	\$1,184,973
2015	\$113,438	\$115,026	\$128,575	\$118,282	\$127,008	\$90,659	\$99,414	\$119,166	\$107,160	\$99,436	\$107,394	\$106,966	\$1,332,523
2014	\$86,905	\$90,223	\$83,575	\$87,608	\$114,999	\$83,194	\$86,383	\$103,052	\$119,190	\$96,615	\$101,343	\$109,279	\$1,162,366
2013	\$81,575	\$84,095	\$78,857	\$88,594	\$108,399	\$69,954	\$76,038	\$92,661	\$84,448	\$82,176	\$91,353	\$87,852	\$1,026,002
2012	\$76,182	\$79,173	\$73,628	\$81,661	\$100,901	\$64,794	\$79,473	\$88,392	\$76,641	\$60,890	\$87,159	\$105,230	\$974,124
2011	\$78,998	\$93,104	\$65,476	\$83,507	\$93,953	\$70,399	\$72,121	\$81,841	\$76,174	\$71,819	\$84,522	\$71,003	\$942,918
2010	\$70,849	\$72,537	\$66,287	\$69,364	\$86,286	\$70,868	\$54,779	\$73,192	\$69,685	\$64,455	\$93,443	\$58,872	\$850,618
2009	\$79,109	\$125,392	\$86,622	\$79,704	\$95,830	\$73,457	\$68,319	\$79,191	\$78,551	\$96,167	\$89,024	\$73,646	\$1,025,012
2008	\$73,939	\$76,885	\$75,520	\$76,332	\$88,517	\$69,243	\$60,775	\$73,032	\$72,513	\$74,539	\$82,203	\$80,973	\$904,471

1 2 3 4 >

## Sales Tax Charts - Brady, City of (General Obligation Debt)

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## MOTEL OCCUPANCY TAX

### FY 2017 Quarter Totals

	Total
1st Quarter FY 17 (October - December 2016)	\$60,349.68
2nd Quarter FY 17 (January - March 2017)	\$0.00
3rd Quarter FY 17 (April - June 2017)	\$0.00
4th Quarter FY 17 (July - September 2017) Due October 31, 2017	\$0.00
	<u><b>\$60,349.68</b></u>

### FY 2017 Summary Collections

	Taxable Receipts	Tax @ 7%	1% Discount	Net Tax
Holiday Inn Express - 2320 S Bridge 597-1800	\$436,894.83	\$30,582.64	\$305.83	\$30,276.81
Best Western - 2200 S. Bridge 597-3997	\$252,220.73	\$17,655.45	\$176.55	\$17,478.90
Days Inn - 2108 S. Bridge 597-0789	\$72,869.44	\$5,100.86	\$51.08	\$5,049.78
Gold Key Inn - 2021 S Bridge 597-2185	\$100,248.03	\$7,017.36	\$70.17	\$6,947.19
Brady Motel - 603 W. Commerce 597-2442	\$8,614.80	\$603.03	\$6.03	\$597.00
Team Housing Solutions - PO Box 310697, New Braunfels	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>
	<u><b>\$870,847.83</b></u>	<u><b>\$60,959.34</b></u>	<u><b>\$609.66</b></u>	<u><b>\$60,349.68</b></u>

FY 2017 Grants	Commitment	YTD Distributions	Payment Date
Chamber of Commerce	\$177,700.00	\$59,233.36	Monthly thru 1/31/17
Chamber of Commerce - Visitor Assesment	<u>\$18,000.00</u>	<u>\$18,000.00</u>	11/8/2016
<b>YTD Total</b>	<b>\$195,700.00</b>	<b>\$77,233.36</b>	
<b>2017 Budget</b>	<b>\$215,000.00</b>		

### FY 2016 Quarter Totals

	Total
1st Quarter FY 16 (October - December 2015)	\$56,496.47
2nd Quarter FY 16 (January - March 2016)	\$46,186.90
3rd Quarter FY 16 (April - June 2016)	\$49,415.00
4th Quarter FY 16 (July - September 2016) Due October 31, 2016	\$54,437.32
	<u><b>\$206,535.69</b></u>

### FY 2016 Summary Collections

	Taxable Receipts	Tax @ 7%	1% Discount	Net Tax
Holiday Inn Express - 2320 S Bridge 597-1800	\$1,507,971.67	\$105,558.02	\$1,055.58	\$104,502.05
Best Western - 2200 S. Bridge 597-3997	\$977,036.38	\$68,392.52	\$683.73	\$67,708.79
Days Inn - 2108 S. Bridge 597-0789	\$259,334.68	\$18,154.29	\$182.38	\$17,971.90
Gold Key Inn - 2021 S Bridge 597-2185	\$184,861.64	\$12,940.31	\$129.40	\$13,211.91
Brady Motel - 603 W. Commerce 597-2442	\$45,141.48	\$3,159.88	\$31.60	\$3,128.28
Team Housing Solutions - PO Box 310697, New Braunfels	<u>\$184.00</u>	<u>\$12.88</u>	<u>\$0.13</u>	<u>\$12.75</u>
	<u><b>\$2,974,529.85</b></u>	<u><b>\$208,217.90</b></u>	<u><b>\$2,082.81</b></u>	<u><b>\$206,535.69</b></u>

FY 2016 Grants	Commitment	YTD Distributions	Payment Date
Chamber of Commerce	\$177,700.00	\$177,700.00	Monthly thru 9/30/16
Chamber of Commerce - Visitor Assesment	<u>\$9,928.00</u>	<u>\$9,928.00</u>	8/9/2016
McCulloch Co Historical Commission	<u>\$3,000.00</u>	<u>\$3,000.00</u>	3/2/2016
Morgan Military Aviation Museum	<u>\$10,000.00</u>	<u>\$10,000.00</u>	4/21/2016
Brady Golf Association	<u>\$3,000.00</u>	<u>\$2,650.00</u>	5/2/2016
HOT Country Music Museum	<u>\$10,000.00</u>	<u>\$10,000.00</u>	6/17/2016
Annual Hotel Administrative Fee	<u>\$500.00</u>	<u>\$500.00</u>	7/26/2016
HOT Historical Museum	<u>\$11,000.00</u>	<u>\$11,000.00</u>	9/19/2016
<b>YTD Total</b>	<b>\$225,128.00</b>	<b>\$224,778.00</b>	
<b>2016 Budget</b>	<b>\$215,000.00</b>		

### HISTORICAL COLLECTION / PAYOUT HISTORY

	2016	2015	2014	2013
% CHANGE	-12.54%	4.17%	19.35%	12.44%
COLLECTONS	\$206,535.69	\$236,148.85	\$226,685.90	\$189,927.02
GRANTS	(\$224,778.00)	(\$185,750.00)	(\$226,685.90)	(\$189,927.02)
FUND BALANCE	<u>32,156.54</u>	<u>50,398.85</u>	<u>0.00</u>	<u>0.00</u>

**CITY OF BRADY  
CITY COUNCIL CORRESPONDENCE**

**TO: MAYOR AND COUNCIL**

**FROM: FINANCE / UTILITY DEPARTMENTS**

**SUBJECT: MONTHLY CUSTOMER SERVICE REPORT**

**DATE: January 31, 2017**

2/08/2017 2:05 PM

## CASH COLLECTION HISTORY REPORT

PAGE: 32

OPERATOR: ALL

HISTORY TRANSACTION SUMMARY

DATES: 1/01/2017 THRU 1/31/2017

TERMINAL: ALL

RECEIPTS: 0 THRU 99999999

SUMMARY CODE: ALL

TRAN: 0.0000 THRU 999.9999

DEPARTMENT: ALL

AMOUNT: 0.00 THRU 9,999,999.99

TRAN	NAME	VOIDS	NO#	TOTAL	CA	CK	MO	CC	OT
1.0000	UTILITY PAYMENT	14	2180	559,566.64CR					
2.0000	MAIL PAYMENT	5	479	258,088.82CR					
3.0000	NIGHT DROP PAYMENT	1	304	66,752.75CR					
4.0000	BAD DEBT PAYMENT	0	8	1,665.57CR					
10.0000	ELECTRIC DEPOSIT	1	33	3,300.00CR					
11.0000	GAS DEPOSIT	0	20	1,000.00CR					
12.0000	WATER DEPOSIT	0	26	1,300.00CR					
22.0000	TRANSFER FEE	1	6	100.00CR					
26.0000	UTILITY SERVICE FEE	1	4	31.00CR					
100.0000	A/R PAYMENT	2	62	266,613.77CR					
103.0000	SB EMS payments	0	14	31,337.09CR					
173.0000	CEMETERY LOT PURCH	0	7	537.00CR					
180.0000	Civic Center Rental	0	1	650.00CR					
181.0000	Civic Center Depos	0	4	800.00CR					
195.0000	CREDIT CARD USER FE	1	77	370.66CR					
217.0000	DEP-F30 SF 2000	0	1	17,370.00CR					
221.0000	DEP-F60 CktoLClosur	0	1	3,333.33CR					
224.0000	DEP-SF 2012-WWTP	0	1	11,010.00CR					
225.0000	Dep to SF 2013-DW	0	1	3,370.00CR					
320.0000	GOLF-DAILY DEPOSITS	1	21	721.46CR					
330.0000	GRW Complex	0	1	50.00CR					
335.0000	FIRE Inspection Fee	0	3	300.00CR					
493.0000	LAKE-DAILY DEPOSITS	1	30	5,851.84CR					
505.0000	LANDFILL - DAILY DE	0	18	3,573.59CR					

2/08/2017 2:05 PM

## CASH COLLECTION HISTORY REPORT

PAGE: 33

OPERATOR: ALL

## HISTORY TRANSACTION SUMMARY

DATES: 1/01/2017 THRU 1/31/2017

TERMINAL: ALL

RECEIPTS: 0 THRU 99999999

SUMMARY CODE: ALL

TRAN: 0.0000 THRU 999.9999

DEPARTMENT: ALL

AMOUNT: 0.00 THRU 9,999,999.99

TRAN	NAME	VOIDS	NOW	TOTAL	CA	CK	MO	CC	OT
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543.0000 MUNI COURT PAYMENT 0 77 8,635.60CR

550.0000 Municipal Franch Ta 0 2 11,992.75CR

551.0000 Muni R of W Fee/tel 0 3 278.40CR

640.0000 Parks-Rental Fees 0 4 789.00CR

646.0000 Permits-Beer/Wine 0 3 637.50CR

650.0000 PERMITS-BLDG/ZONING 0 22 2,011.44CR

655.0000 Police Revenues 0 1 60.00CR

665.0000 Property Tax Recpts 0 1 212,452.57CR

666.0000 Cemetery Tax Receip 0 1 12,102.43CR

760.0000 Sr Citizen Daily De 0 23 8,038.24CR

860.0000 West Texas Gas 0 1 18,681.60CR

861.0000 WWTP Disposal Fees 0 4 430.00CR

900.0000 EDC Sales Tax 0 1 17,882.61CR

903.0000 Loan Pmt- Thomas 0 2 1,103.44CR

904.0000 Loan Pmt-Owens 0 1 403.91CR

912.0000 Rental Pmt- Old Dod 0 1 643.39CR

990.0000 G/L Entry 1 28 33,476.01CR

*** GRAND TOTALS **	29	3477	1,567,312.41CR	184,962.66	1,274,886.30	12,725.89	94,737.56
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*** CASH LONG ***			99.26CR	99.26			
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*** REVISED ***			1,567,411.67CR	185,061.92			
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SERVICE ORDER REPORT FY 16-17

BNB/Brady VFD Maintenance Fund

Date	Payer	Description	Amt	Ck #	Recurring Payment	Other Comments
Jan-17						
1/6/2017	CTTC	Tower Lease	25.00	EFT	X	Tower Lease
1/6/2017	City Brady	Deposit from City of Brady	1,700.00	DEP		Monthly Maintenance Fund money from City of Brady
1/9/2017	First Advantage	Drug Screen for Volunteer Michael Zubel	55.00	180		Drug Screen for Volunteer Michael Zubel
1/24/2017	VFIS	VFIS	2,053.00	181		Pension Due
1/24/2017	Tax Assessor	Registration and License Plates for MA	7.50	182		License Plates and Registration Sticker for Medic 4
1/24/2017	First Advantage	Drug Screen for Volunteers Murray & Parks	110.00	183		Drug Screen for Volunteers C. Murray & Joey Parks
1/26/2017	Randies/Melcher	IRS Tax Preparation	625.00	184		Randies/Melcher Associates (2015 IRS Income Tax Preparation)
Jan-17						
1/15/2017	BNB	Auto Withdraw on Loan # 55027	308.23	Auto WD	X	Payment on Loan # 55027
1/15/2017	BNB	Auto Withdraw on Loan # 56439	914.47	Auto WD	X	Payment on Loan # 56439
Jan-17						

# Residential Electric Rate Comparison - January 2017

COMPETITOR NAME	Term Contract	500 kWh	1,000 kWh	2,000 kWh	Early Termination Fee	Residential usage credit- per billing cycle 500-999 kWh	Residential usage credit- per billing cycle 1000-2000 kWh
*Infinite Energy	12 months	15.1¢/kWh	12.6¢/kWh	14.9¢/kWh	\$150	N/A	N/A
<b>Meter Fees</b>		<b>\$15.00</b>	<b>\$15.00</b>	<b>\$15.00</b>			
*Infinite Energy	24 months	17.2¢/kWh	14.2¢/kWh	13.7¢/kWh	\$250	N/A	N/A
<b>Meter Fees</b>		<b>\$19.95</b>	<b>\$10.00</b>	<b>\$10.00</b>			
*Veteran Energy	12 months	15.4¢/kWh	12.9¢/kWh	15.1¢/kWh	\$150	N/A	N/A
<b>Meter Fees</b>		<b>\$15.00</b>	<b>\$15.00</b>	<b>\$15.00</b>			
*Veteran Energy	24 months	17.3¢/kWh	14.3¢/kWh	13.8¢/kWh	\$250	N/A	N/A
<b>Meter Fees</b>		<b>\$19.95</b>	<b>\$10.00</b>	<b>\$10.00</b>			
*Gexa Energy	12 months	17.4¢/kWh	14.4¢/kWh	13.9¢/kWh	\$150	N/A	N/A
<b>Meter Fees</b>		<b>\$19.95</b>	<b>\$10.00</b>	<b>\$10.00</b>			
*Gexa Energy	24 months	17.1¢/kWh	14.1¢/kWh	13.6¢/kWh	\$295	N/A	N/A
<b>Meter Fees</b>		<b>\$19.95</b>	<b>\$10.00</b>	<b>\$10.00</b>			
*TXU	12 months	16.5¢/kWh	14.5¢/kWh	13.5¢/kWh	\$150	N/A	N/A
<b>Meter Fees</b>		<b>\$19.95</b>	<b>\$19.95</b>	<b>\$19.95</b>			
*Reliant	12 months	17.4¢/kWh	14.4¢/kWh	13.9¢/kWh	\$150	N/A	N/A
<b>Meter Fees</b>		<b>\$19.95</b>	<b>\$10.00</b>	<b>\$10.00</b>			
*Reliant	24 months	18.5¢/kWh	16.8¢/kWh	14.9¢/kWh	\$295	N/A	N/A
<b>Meter Fees</b>		<b>\$16.95</b>	<b>\$16.95</b>	<b>\$16.95</b>			
*Stream	12 months	16.6¢/kWh	13.6¢/kWh	13.1¢/kWh	\$250	N/A	N/A
<b>Meter Fees</b>		<b>\$19.95</b>	<b>\$10.00</b>	<b>\$10.00</b>			
*Stream	24 months	16.8¢/kWh	13.8¢/kWh	13.3¢/kWh	\$250	N/A	N/A
<b>Meter Fees</b>		<b>\$19.95</b>	<b>\$10.00</b>	<b>\$10.00</b>			
<b>*Market Average</b>		<b>16.8¢/kWh</b>	<b>14.1¢/kWh</b>	<b>14.0¢/kWh</b>			
<b>Meter Fees</b>		<b>\$18.78</b>	<b>\$12.45</b>	<b>\$12.45</b>			
<b>(Represents sampling out of 158 plans of various terms - all plans are for 24 months or less)</b>							
*City of Brady	N/A	14.5¢/kWh	13.5¢/kWh	13.0¢/kWh	\$0	N/A	N/A
<b>Meter Fees</b>		<b>\$10.25</b>	<b>\$10.25</b>	<b>\$10.25</b>			
<b>Number of Residential Customers</b>	<b>1449</b>	<b>890</b>	<b>154</b>				

\* All rates / kWh include the meter fee

FISCAL YEAR 2016-2017													
SERVICES	OCT.	NOV.	DEC.	JAN.	FEB.	MARCH	APR.	MAY	JUNE	JULY	AUG.	SEPT.	To Date Total
Meals @ Sunset Center	793	686	642	678									2,799
Meals sent-Helping Hands	329	366	418	342									1,455
Home Delivered Meals	795	769	788	785									3,137
Total Meals	1,917	1,821	1,848	1,805	-	-	-	-	-	-	-	-	7,391
Medicaid Trips	91	118	115	185									509

**Closed Oct. 10th difference from last year  
Closed Jan. 16th difference from last year**

FISCAL YEAR 2015-2016													
SERVICES	OCT.	NOV.	DEC.	JAN.	FEB.	MARCH	APR.	MAY	JUNE	JULY	AUG.	SEPT.	To Date Total
Meals @ Sunset Center	901	720	725	712	797	860	828	743	878	752	862	830	9,608
Meals sent-Helping Hands	382	287	340	331	352	311	369	309	375	347	384	331	4,118
Home Delivered Meals	836	703	814	833	865	811	779	746	772	738	863	805	9,565
Total Meals	2,119	1,710	1,879	1,876	2,014	1,982	1,976	1,798	2,025	1,837	2,109	1,966	23,291
Medicaid Trips	84	53	60	59	89	79	80	106	101	91	120	113	1,035

**Brady Municipal Golf Course**  
**Monthly Report**

Item	FY 15											Totals			
	FY 2015	FY 2016	Oct	Nov	Dec	Jan	Feb	Mar	April	May	June	July	Aug	Sept	
Rounds	1630	1462	72	63	53	44									232
Green Fees	\$19,837.72	\$18,369.14	\$952.00	\$951.00	\$676.00	\$656.00									\$3,235.00
Membership Rounds	3785	2625	228	217	218	268									931
Student Rounds	457	242	5	1	0	0									6
Total Rounds	5672	4329	305	281	271	968									1,835
Cart Fee	1945	360	1	0	1	2									4
Cart Fee Revenues	\$1,085.59	\$208.00	\$4.00	\$0.00	\$4.00	\$8.00									\$16.00
Cart Rentals	1217	943	37	44	14	14									109
Cart Revenue	\$19,840.52	\$16,670.64	\$637.50	\$700.00	\$250.00	\$200.00									\$1,787.50
Cart Shed Rental	\$11,186.50	\$10,714.53	\$15,450.00	\$13.00	\$87.50	\$50.00									\$15,600.50
Vending Revenue	\$16,538.58	\$16,290.04	\$799.59	\$496.21	\$426.59	\$293.90									\$2,016.29
Memberships	368	305	52	21	20	24									117
Membership Fees	\$39,915.18	\$30,321.10	\$11,915.00	\$3,905.00	\$2,120.00	\$2,290.00									\$20,330.00
Driving Range	471	298	13	7	10	19									49
Range Revenue	\$2,018.92	\$1,296.00	\$43.00	\$27.00	\$50.00	\$81.00									\$201.00
Misc.	\$10.64	\$16,035.37	\$10,001.89	\$51.23	\$21,117.53	-\$71.57									\$31,049.08
<b>Total Revenue</b>	<b>\$110,583.65</b>	<b>\$109,904.82</b>	<b>\$39,802.98</b>	<b>\$6,093.44</b>	<b>\$24,831.62</b>	<b>\$3,507.33</b>	<b>\$0.00</b>	<b>\$74,235.37</b>							

None of the above figures included sales tax

Cart fees were eliminated with the increase in cart shed rentals beginning in January. Only charged to individuals who bring their own cart and do not rent a shed at the Golf Course

Joint Funding Agreement with the Brady Golf Association for the Irrigation system began Oct 1, 2008. The final payment is due October 1, 2017

TO: BRADY CITY COUNCIL  
FROM: STEVE THOMAS, CHIEF OF POLICE  
THROUGH: KIM LENOR, CITY MANAGER



**SUBJECT: MONTHLY POLICE REPORT FOR NOVEMBER 2016  
DATE: DECEMBER 12, 2016- FISCAL YEAR 2016-17**

TO: BRADY CITY COUNCIL  
FROM: STEVE THOMAS, CHIEF OF POLICE

**SUBJECT: MONTHLY ANIMAL CONTROL REPORT FOR NOVEMBER 2016  
DATE: DECEMBER 12, 2016 - FISCAL YEAR 2016-17**

**Hotel Occupancy Monthly Tax Grant Recipients thru January 31, 2017**  
**FY 2016/2017**

<u>Group</u>	<u>Amount</u>	<u>Proposed use</u>	<u>Event Date</u>
<b>Approved</b>			
Brady McCulloch County Chamber	\$18,000.00	Tourism Master plan	Ongoing
McCulloch County Historical Commission	\$3,000.00	Early Days advertising	April 7-8, 2017
<b>Total Awarded</b>	<b>\$21,000.00</b>		
<b>Budgeted</b>	<b>\$37,300.00</b>		
<b>Remaining</b>	<b>\$16,300.00</b>		
<b>Pending</b>			
Morgan Military Aviation Museum	\$10,000.00	Fly-in event costs	May 19-20, 2017

**City of Brady Curtis Field Airport**  
**Monthly Invoice Register**

Invoice No.	Date	Last Name	Type	611.00 Rent	611.01 I	611.02 Hanger	815.00 F&M	645.00 Misc.	646.01 100-LL	Price per Gallon	647.00 Military	Total Sale	100-LL Gals	Jet-A Gals	Mil Jet Gals
312015	1/2/2017	Olson	cc						186.15	0.00 4.250000	0.000000	186.150000	43.8		
312016	1/2/2017	Cromer	cc						95.20	0.00 4.250000	0.000000	95.200000	22.4		
312017	1/2/2017	Powell	charge						0.00	0.00	0.000000	9.800000			
312018	1/3/2017	B 1-227	cc						0.00	0.00 2.783635	565.077905	609.331905			203
312019	1/3/2017	B 1-227	cc						0.00	0.00 2.783635	570.645175	615.335175			205
312020	1/4/2017	UH-60 Nett	cc						0.00	0.00 2.783635	807.254150	870.474150			290
312021	1/4/2017	UH-60 Nett	cc						0.00	0.00 2.783635	901.897740	972.529740			324
312022	1/4/2017	UH-60 Nett	cc						0.00	0.00 2.783635	882.412295	929.718295			317
312023	1/4/2017	Willis	cc						80.75	0.00 4.250000	0.000000	80.750000	19.0		
312024	1/4/2017	UH-60 Nett	cc						0.00	0.00 2.783635	874.061390	942.513390			314
312025	1/5/2017	UH-60 Nett	cc						0.00	0.00 2.783635	810.037785	873.475785			291
312026	1/7/2017	Med Tran Corp	contract						0.00	250.08 2.977000	0.000000	250.080000			
312027	1/7/2017	N	cc						293.68	0.00 4.250000	0.000000	293.680000	69.1		
312028	1/8/2017	Powell	charge						212.08	0.00 4.250000	0.000000	212.080000	49.9		
312029	1/9/2017	Smaalstra	charge						0.00	0.00	0.000000	30.000000			
312030	1/9/2017	Branch	charge						0.00	0.00	0.000000	30.000000			
312031	1/9/2017	Boyles	charge						0.00	0.00	0.000000	70.000000			
312032	1/9/2017	Amyett	charge						0.00	0.00	0.000000	70.000000			
312033	1/9/2017	Day Aircraft	charge						70.00	0.00	0.000000	70.000000			
312034	1/9/2017	Kothman	charge						1,700.00	0.00	0.000000	1,700.000000			
312035	1/9/2017	Kruszku	charge						70.00	0.00	0.000000	70.000000			
312036	1/9/2017	LD Services	charge						120.00	0.00	0.000000	120.000000			
312037	1/9/2017	Merren	charge						140.00	0.00	0.000000	140.000000			
312038	1/9/2017	Morgan	charge						70.00	0.00	0.000000	70.000000			
312039	1/9/2017	Pipe Gator	cc						150.03	0.00 4.250000	0.000000	150.030000			35.3
312040	1/9/2017	Morgan	charge						70.00	0.00	0.000000	70.000000			
312041	1/9/2017	Paige	charge						70.00	0.00	0.000000	70.000000			
312042	1/9/2017	Powell	charge						70.00	0.00	0.000000	70.000000			
312043	1/9/2017	Pratt	charge						70.00	0.00	0.000000	70.000000			
312044	1/9/2017	Ramsay	charge						70.00	0.00	0.000000	70.000000			
312045	1/9/2017	Rice	charge						70.00	0.00	0.000000	70.000000			
312046	1/9/2017	Scott	charge						70.00	0.00	0.000000	70.000000			
312047	1/9/2017	A7-158	cc						0.00	0.00 2.754685	493.088615	532.110615			179
312048	1/9/2017	UH-60 NETT	charge						0.00	0.00 2.754685	721.727470	778.843470			262
312049	1/10/2017	Brady Fire EMS	charge						40.38	0.00 4.250000	0.000000	40.380000			209
312050	1/10/2017	7-17	cc						0.00	0.00 2.754685	575.79165	621.291165			229
312051	1/10/2017	7-17	cc						0.00	0.00 2.754685	630.822865	680.744865			
312052	1/10/2017														

Pekka

Invoice No.	Date	Last Name	Type	611.00 Rental	611.01 Hanger I	611.02 Hanger A/B	815.00 BEM Income	645.00 Misc.	100-LL	Jet-A	100-LL Gals	Mil-Jet Gals
312053	1/10/2017	3-227	cc					0.00	0.00	2.754685	564.710425	205
312054	1/11/2017	Roy	charge				140.00	0.00	0.00	0.00	0.000000	140.000000
312055	1/11/2017	7-17	cc					0.00	0.00	2.754685	490.333930	178
312056	1/11/2017	7-17	cc					0.00	0.00	2.754685	498.597985	181
312057	1/12/2017	Roger's Heli	cc					0.00	172.80	4.800000	0.000000	36.0
312058	1/12/2017	Cobb	cc					51.00	0.00	4.250000	0.000000	12.0
312059	1/12/2017	UH-60 NETT	cc					0.00	0.00	2.754685	537.163575	195
312060	1/12/2017	UH-60 NETT	cc					0.00	0.00	2.754685	851.197665	309
312061	1/13/2017	Brady Fire EMS	charge					33.15	0.00	4.250000	0.000000	7.8
312062	1/17/2017	Day Aircraft Refinishers	pd					0.00	0.00	0.00	0.000000	
312063	1/18/2017	Gordy	cc				75.00	42.50	0.00	4.250000	0.000000	10.0
312064	1/19/2017	LD Services	charge					0.00	0.00	0.00	0.000000	
312065	1/19/2017	A2-227	cc					0.00	0.00	2.731990	762.225210	279
312066	1/20/2017	Cox	cc					42.50	0.00	4.250000	0.000000	10.0
312067	1/23/2017	7-158	cc					0.00	0.00	2.718660	309.927240	114
312068	1/23/2017	Cobb	cc					51.00	0.00	4.250000	0.000000	12.0
312069	1/24/2017	Rogue Aviation	cc					98.60	0.00	4.250000	0.000000	23.2
312070	1/24/2017	A 7-158	cc					0.00	0.00	2.718660	611.698500	225
312071	1/24/2017	UH-60 Nett	cc					0.00	0.00	2.718660	755.787480	278
312072	1/24/2017	UH-60 Nett	cc					0.00	0.00	2.718660	793.848720	292
312073	1/24/2017	UH-60 Nett	cc					0.00	0.00	2.718660	872.688960	321
312074	1/25/2017	UH-60 Nett	cc					0.00	0.00	2.718660	785.692740	289
312075	1/25/2017	UH-60 Nett	cc					0.00	0.00	2.718660	804.723360	296
312076	1/25/2017	UH-60 Nett	cc					0.00	0.00	2.718660	763.943460	281
312077	1/26/2017	UH-60 Nett	cc					0.00	0.00	2.718660	823.755980	303
312078	1/26/2017	Paige	charge					44.63	0.00	4.250000	0.000000	10.5
312079		VOID	cc					0.00	0.00	0.00	0.000000	
312080	1/27/2017	A 7-158	cc					0.00	0.00	2.718660	818.316660	301
312081	1/28/2017	Leibmann	cc					135.58	0.00	4.250000	0.000000	135.580000
312082	1/29/2017	Johnson	cc					70.98	0.00	4.250000	0.000000	31.9
312083	1/29/2017	Morgan	charge					29.75	0.00	4.250000	0.000000	16.7
312084	1/30/2017	Morgan	charge					26.78	0.00	4.250000	0.000000	7.0
312085	1/30/2017	UH-60 Nett	cc					0.00	0.00	2.735330	511.505710	6.3
312086	1/30/2017	UH-60 Nett	cc					0.00	0.00	2.735330	724.862450	187
312087	1/30/2017	Morgan	charge					22.53	0.00	4.250000	0.000000	265
312088	1/31/2017	Blackshoe Investments	cc					222.27	0.00	4.250000	0.000000	52.3
312089	1/31/2017	Boyles	cc					164.90	0.00	4.250000	0.000000	38.8
312090	1/31/2017	Amyett	cc					53.12	0.00	4.250000	0.000000	12.5

Invoice No.	Date	Last Name	Type	611.00 Rent	611.01 T Hanger	611.02 Hanger	815.00 Rem	645.00 Misc.	646.00 100-LL	646.01 Jet-A	Price per Gallon	647.00 Military	647.00 Mill. Jet
				A/B	A/B	A/B	A/B	A/B	A/B	A/B	A/B	A/B	A/B

#### Monthly Invoices Totals By General Ledger Number

'611.00 Rent':	1,760.00
'611.01 T Hanger':	840.00
'611.02 Bid Rnt':	595.00
'640.01 Tie Down':	0.00
'645.00 Misc.':	9.80
'646.00 Fuel':	2,147.56
'646.01 Jet-a':	422.88
'647.00 Military':	20,113.7345
Total Sale:	27,463.37
Total Gallons 100-LL:	505.3
Total Gallons 'Jet-A':	120.0
Total Gallons Mill Jet:	7,322.0
FET due from IRS:	1,574.396

**City of Brady Curtis Field Airport**  
**Monthly Aircraft Operations**

Invoice	Ops Date	Total Sale	Type of A/C	N Number	SE	ME	TURBINE	JET	HELLO	INST APP
312015	1/2/2017	186.15	Baron	541MG		2				
312016	1/2/2017	95.20	Mooney	7872X		2				
312017	1/2/2017	9.80	Cirrus	926DC		2				
312018	1/3/2017	609.33	Apache	552						8
312019	1/3/2017	615.34	Apache	503						8
312020	1/4/2017	870.47	BH	266						8
312021	1/4/2017	972.53	BH	151						8
312022	1/4/2017	929.72	BH	275						8
312023	1/4/2017	80.75	Bonanza	257M		2				
312024	1/4/2017	942.51	BH	324						8
312025	1/5/2017	873.48	BH	324						8
312026	1/7/2017	250.08	Bell 407	407WP						8
312027	1/7/2017	293.68	PA-32	1409X						
312028	1/8/2017	202.08	Baron	323LM		2				
312029	1/9/2017	30.00	TRUCK							
312030	1/9/2017	30.00	TRUCK							
312031	1/9/2017	70.00	CE182	228CA		2				
312032	1/9/2017	70.00	Hatz	3250A		2				
312033	1/9/2017	70.00	Mooney	6716N		2				
312034	1/9/2017	1700.00	Paint Hangar							
312035	1/9/2017	70.00	Bonanza	261AA		2				
312036	1/9/2017	120.00	Baron	4JA						4
312037	1/9/2017	120.00	Denali							
312038	1/9/2017	140.00	CE170	4192Y		2				
312039	1/9/2017	70.00	Sierra	6956R		2				
312040	1/9/2017	150.03	Cherokee	1571J		2				
312041	1/9/2017	70.00	L2A	4658T		2				
312042	1/9/2017	70.00	Bonanza	9835R		2				
312043	1/9/2017	70.00	Cirrus	926DC		2				
312044	1/9/2017	70.00	Malibu	728DS		2				
312045	1/9/2017	70.00	CE172	7563X		2				
312046	1/9/2017	70.00	CE210	4668Q		2				
312047	1/9/2017	70.00	Ecoupe	3814H						6
312048	1/9/2017	532.11	BH	052						8
312049	1/10/2017	778.84	BH	272						8
312050	1/10/2017	40.38	CANS							
312051	1/10/2017	621.29	LB							8
312052	1/10/2017	680.74	LB							8
312053	1/10/2017	609.40	BH							8

Invoice	Ops Date	Total Sale	Type of A/C	N Number	SE	ME	TURBINE	JET	HELICO	INST APP
312054	1/11/2017	140.00	CE172	4951G	2					8
312055	1/11/2017	529.14	LB	092						8
312056	1/11/2017	538.06	LB	093						8
312057	1/12/2017	172.80	Hughes 500	869MS						8
312058	1/12/2017	51.00	R44	688CC						8
312059	1/12/2017	579.67	BH	151						8
312060	1/12/2017	918.56	BH	275						8
312061	1/13/2017	33.15	CANS							
312062		0.00								
312063	1/17/2017	42.50	CE172	300PS	2					
312064	1/19/2017	75.00	CJ-4	938LN						6
312065	1/19/2017	823.05	BH	26480						8
312066	1/20/2017	42.50	RV6	249V						8
312067	1/23/2017	334.78	BH	541						8
312068	1/23/2017	51.00	RV6	866CC						8
312069	1/24/2017	98.60	R44	408CL						8
312070	1/24/2017	660.75	BH	995						8
312071	1/24/2017	816.39	BH	743						8
312072	1/24/2017	857.50	BH	754						8
312073	1/24/2017	942.67	BH	311						8
312074	1/25/2017	848.69	BH	743						8
312075	1/25/2017	869.25	BH	745						8
312076	1/25/2017	825.20	BH	245						8
312077	1/26/2017	889.81	BH	324						8
312078	1/26/2017	44.63	Bonanza	9835R	2					
312080	1/27/2017	883.93	BH	052						8
312081	1/28/2017	135.58	CE-182	274DG	2					
312082	1/29/2017	70.98	CE-172	21706	2					
312083	1/29/2017	29.75	L-2	46587	2					
312084	1/30/2017	26.78	L-2	46587	2					
312085	1/30/2017	552.27	BH	311						8
312086	1/30/2017	782.63	BH	276						8
312087	1/30/2017	22.53	L-2	46587	2					
312088	1/31/2017	222.27	C-182	58923	2					
312090	1/31/2017	164.90	c182	228CA	2					
312092	1/31/2017	53.12	Hatz	3150A	2					
312079		0.00								

Total Operations by type of Aircraft:

60      4      6      6      280      0

## Code Enforcement Monthly Case Load FY 2017

## Violations

## Cases

Open Cases at the start of month	49	60	47	78					
Complaints			15	20	6				41
Pro-Active - Self Initiated			19	37	14				70
Total New Cases	11	34	57	20					122
Closed Cases	1	48	26	18					93
Citations	2	0	7	6					15
Open Cases at the end of month	60	46	78	80					264
Utility Inspections	27	17	22	26					92

# Building Permits Monthly Report FY 2016

## Heart Of Texas Hospital Transfers

Jan-17



## MEMORANDUM

February 17, 2017

**To:** City Council  
**From:** Kim Lenoir, City Manager  
**Subject:** Monthly Update of Civic Center Construction Project

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A temporary 6 month certificate of occupancy was granted in January. ADA inspection was done and some follow-up items still need to be addressed. Room signage was installed. Handicap parking needs to be marked and signage installed. Fire Marshall Inspection was completed Dec 9. Fire lane needs to be marked/painted. Staff will repaint the pipe fence.

City installed some recycled parking lot lights and used Uvalde mix for the parking lot. TXDOT has approved access drive to the Civic Center from Highway 87 to the east end of the parking lot.

Kitchen equipment and the new stage arrived and are installed. City is working on final orders for PA system, indoor and outdoor trash cans, 2 outside benches, reception tables, and stand-up bar tables for receptions. Some additional chairs and tables were purchased. Largest event to date is dinner seating for 400 at the Hope for the Heart Charity Event.

KSA is scheduling final inspection and close-out paperwork soon.

Grand Opening / Re-dedication Ceremony is still scheduled for March 18. Dedication plaque is ordered.

Original Contract Waldrop Construction Project Budget: \$1,727,046 (included \$10K contingency)  
+Change Order#1 \$25,926.00 HVAC redesign – funded by KSA  
+CO#2 \$3,924 – exterior signage on rock wall (from \$10K contingency in contract)  
+CO#3 \$14,796 – floor moisture barrier, fill holes in old floor (use remaining \$10K contingency  
\$6,076 & \$1500 deduct from Waldrop = \$7576 ) + \$7,220 from FFE  
**Final Contract for Waldrop Construction = \$1,760,192.00**  
Billed to date (less 5% retainage): \$1,660,023.35 + 5% retainage = \$1,747,393.00  
Billing Eleven (11) paid. Percentage completed: 99%

Size of the grand hall is 9,940 S.F. Seating capacity 700.  
Size of the overall building is 94ft x 140ft or 13,160 S.F.

## 2016 TMLI AWARD RECIPIENTS

*Recipients are listed in the position they held at the time of recognition.*

### CERTIFIED MUNICIPAL OFFICIAL

*(72 CEUs with 2 hours of open government training)*

Andy Brauninger, Mayor, City of Huntsville  
Mary Canales, Mayor, City of Austwell  
Cristin Cecala, Mayor, Village of Point Venture  
Ed Cimics, Councilmember, City of Live Oak  
Duke Coon, Mayor Pro Tem, City of Conroe  
Eddie Daffern, Mayor, City of Staples  
Joyce Dalley, Mayor Pro Tem, City of Rockdale  
Robert Davis, Councilmember, City of Watauga  
Mary Dennis, Mayor, City of Live Oak  
Stephen Fine, Mayor Pro Tem, City of Kerrville  
Jesse Falcon, Alderman, City of Odem  
Beverly Gaines, Councilmember, City of Webster  
Seth Gibson, Councilmember, City of Conroe  
Bob Golden, Mayor, City of Haslet  
Billy Huerta, Mayor, City of Odem  
Stanley Jaglowski, Deputy Mayor Pro Tem, City of Lancaster  
Lowell Johnson, Councilmember, City of Corinth  
Carlie Jones, Councilmember, City of Forest Hill  
John King, Mayor, City of Rockdale  
W. L. Pate Jr., Councilmember, City of Beaumont  
Leonard Reed, Mayor, City of Willis  
Patrick Rios, Mayor Pro Tem, City of Rockport  
David Rutledge, Mayor, City of Bridge City  
Kimberly Sanford, Mayor, City of Shoreacres  
Carol Strain-Burk, Mayor Pro Tem, City of Lancaster  
Leah Tarrant, Mayor, City of Patton Village  
Lawrence Peter Tosto, Mayor Pro Tem, City of Webster  
C.J. Wax, Mayor, City of Rockport  
Janice Whitehead, Councilmember, City of Sealy  
Tamara Young-Hector, Councilmember, City of Willis  
Billy Youngblood, Councilmember, City of Levelland

### CERTIFICATE OF ACHIEVEMENT

*(54 CEUs)*

Marie Briseno, Mayor Pro Tem, City of Lamesa  
Judy Freeman Chambers, Councilmember, City of Mexia  
Melva Clark, Councilmember, City of Watauga  
Suzanne de Leon, Mayor, City of Balcones Heights  
Keith Dyer, Councilmember, City of Morgan's Point Resort  
James Griffin III, Councilmember, City of Brady  
Natalie Harris, Mayor Pro Tem, City of Tenaha  
Ric Holmes, Mayor Pro Tem, City of Morgan's Point Resort  
Bert Miller, Mayor, City of Navasota  
Troy Miller, Mayor, City of Mexia  
Eric Scott, Mayor, City of Brookshire  
Gilbert Snider, Councilmember, City of Conroe

### CERTIFICATE OF RECOGNITION

*(42 CEUs)*

Ray Aranda Jr., Mayor Pro Tem, City of Dilley  
Frankie Bates, Councilmember, City of Shiner  
Victoria Farrar-Myers, Councilmember, City of Arlington  
Karen Felker, Councilmember, City of Borger  
Barbara Graff, Councilmember, City of Odessa  
Duane Ham, Councilmember, City of Conroe  
Spencer Hervey Jr., Councilmember, City of Lancaster  
Manuel Hinojosa, Alderman, City of La Villa  
David Jordan, Mayor Pro Tem, City of Leon Valley  
Bobby Jo Newell, Mayor, City of Brazoria  
Milton Ooley, Councilmember, City of Borger  
Trudia Preston, Mayor, City of Goliad  
Frank Seffrood, Mayor, City of Copperas Cove  
Misti Talbert, Mayor Pro Tem, City of Lampasas  
Pat Van Houte, Councilmember, City of Pasadena  
Joe Bill Vardeman, Councilmember, City of Levelland  
Frances Vaughn, Councilmember, City of Clute

### AWARD OF EXCELLENCE

*(an elected official who has received a TMLI certificate for five consecutive years)*

Ray Aranda Jr., Mayor Pro Tem, City of Dilley (15 years)  
Cristin Cecala, Mayor, Village of Point Venture (5 years)  
Judy Freeman Chambers, Councilmember, City of Mexia (5 years)  
Bob Golden, Mayor, City of Haslet (5 years)  
Troy Miller, Mayor, City of Mexia (15 years)

### AWARD OF LEADERSHIP

*(a city that has had an elected official receive a TMLI certificate for five consecutive years)*

City of Dilley  
City of Haslet  
City of Mexia  
Village of Point Venture

Elected officials participating in the TMLI program can view their progress on the TML website at any time.

Go to [www.tml.org](http://www.tml.org), click on "TMLI Certification" under the "Training" tab, click on "Current Participants," and scroll down to find your name.

