

BRADY
THE CITY OF
TEXAS

Tony Groves
Mayor

Jim Griffin
Mayor Pro Tem

Rey Garza
Council Member Place 1

Shelly Perkins
Council Member Place 2

Jeffrey Sutton
Council Member Place 3

Jane Huffman
Council Member Place 4

Kim Lenoir
City Manager

Tina Keys
City Secretary

Shannon Kackley
City Attorney

MISSION

The City of Brady strives to share its history and encourage the development of diverse housing, employment, infrastructure, and opportunity through transparent management and financing for all residents and employees.

CITY OF BRADY COUNCIL AGENDA REGULAR CITY COUNCIL MEETING JANUARY 2, 2018 AT 6:00 PM

NOTICE is hereby given of a meeting of the City Council of City of Brady, McCulloch County, State of Texas, to be held at 6:00pm on January 2, 2018, 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

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

- A. Approval of Audit Board for January 2, 2018.
- B. Approval of Minutes for Regular and Work Session Meetings Dec 19, 2017.
- C. Approval of Interlocal Agreement with McCulloch County for labor and equipment sharing to improve/maintain infrastructure of public facilities.

5. PRESENTATIONS:

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6. PUBLIC HEARINGS AND INDIVIDUAL CONCERNS:

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7. INDIVIDUAL CONCERNS

City Council Members are to deliberate the following items. Staff will present the item and are prepared to answer City Council Member questions. The Mayor will recognize Council Members as the council discussed the item so everyone is heard. Once the City Council Members finish discussion, the Mayor will recognize attendees who have comments. Attendees and council members need to direct comments to the Mayor as they are recognized. When all comments are complete, the Mayor will call for a motion.

- A. Discussion, consideration, and possible action regarding first reading of **Ordinance 1243** in accordance of the City of Brady; to add to and revise portions of Chapter 2 Animal Control, Section 2.101 Definitions, and Article 2.400 Keeping Livestock and Exotic Animals.
- B. Discussion, consideration and possible action to award the bid and authorize the city manager to execute an agreement with Dowtech Specialty Contractors, Inc. for contractor services to replace two (2) solids handling pumps at \$84,000.
- C. Discussion, consideration, and possible action regarding the Mayor's appointments to the Planning and Zoning Commission and the Brady Youth Association to fill vacancies and expired terms.
- D. Discussion, consideration, and possible action approving Resolution 2018-001 to call election on May 5, 2018 for Council Members Place 2 and Place 3.
- E. Discussion and summary of City Council action and if procedures and processes worked.

8. STAFF REPORTS

- A. **4th Quarter Reports for Public Works:** WWTP Replacement Project; Radium Reduction Drinking Water Treatment Project; TCEQ – Old Power Plant Station Site and Judgement; TXDOT North Bridge Street Project
- B. **4th Quarter Reports for Community Services:** Brady Lake Boating Access Grant; BEDC Brady Lake Fish House Project; Richards Park Improvements Grant; Willie Washington Park Improvements; Conway (Stanburn) Park Improvements; Brady Creek Trail Project; Brady Lake Dam Breach Inundation Mapping and Brady Drainage Master Plan; Curtis Field Master Plan; Automated Weather Observation System Grant; GRW Steering Committee; Activity Center Renovation Project; Brady Lake Game Management Program
- C. **4th Quarter Administration:** Davee-Dodge Heights Project; Brady Lake Boat Dock Permits/ Rules/ Regulations and Billing
- D. **4th Quarter Reports for Public Safety:** Grant(s) Status Reports; Animal Control Facility Project
- E. **Upcoming Special Events/Meetings:**
Hunter Dumpsters now available at Service Center, North Bridge Street
Jan 5 & 6 – McCulloch County Stock Show – GRW Complex
Jan 25 – Brady Chamber of Commerce Annual Banquet – Civic Center
- F. **Upcoming City Calendar:**

Free Christmas tree removal and mulching – call city hall for a pick-up until January 11th
Annual Free Bagged Leaves Picked Up on Wednesdays – Jan 10 for Monday Service Areas, 17 for Tuesday Service Areas, 24 for Thursday Service Areas, and 31 for Friday Service Areas
Jan 10 – 5pm GRW Steering Committee
Jan 15 – City Offices Closed – In-service training day
Jan 15 and 16 Holiday Trash Schedule - Mon service moves to Tues; Tues service moves to Wed
Jan 16 – 4pm Council Work Session / 6pm Council Meeting
Jan 17 – 8:30am Municipal Court

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 551.071 (Consultation with City Attorney), the City Council will conduct a private consultation with the City Attorney to seek advice regarding the Old Hospital.
- B. Pursuant to Section 551.074 (Personnel Matters) City Council will meet to deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee: City Manager Lenoir and City Attorney duties under the City Charter.
- C. Pursuant to Section 551.072 (Deliberations about Real Property), the City Council will deliberate the purchase, exchange, lease, or value of real properties 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.

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

12. ADJOURNMENT

I certify that this is a true and correct copy of the City of Brady City Council Meeting Agenda and that this notice as posted on the designated bulletin board at Brady City Hall, 201 E. Main St., Brady, Texas 76825; a place convenient and readily accessible to the public at all times, and said notice was posted on _____ by 6:00 p.m. and will remain posted continuously for 72 hours prior to the scheduled meeting pursuant to Chapter 551 of the Texas Government Code.

Tina Keys, City Secretary

In compliance with the American with Disabilities Act, the City of Brady will provide for reasonable accommodations for persons attending public meetings at City Facilities. Requests for accommodations or interpretive services must be received at least 48 hours prior to the meeting. Please contact the City Secretary at 325-597-2152 or citysec@bradytx.us.

Attendance by Other Elected or Appointed Officials: It is anticipated that members of other governmental bodies, and/or city boards, commissions and/or committees may attend the meeting in numbers that may constitute a quorum of the body, board, commission and/or committee. Notice is hereby given that the meeting, to the extent required by law, is also noticed as a possible meeting of the other body, board, commission and/or committee, whose members may be in attendance, if such numbers constitute a quorum. The

members of the boards, commissions and/or committees may be permitted to participate in discussion on the same items listed on the agenda, which occur at the meeting, but no action will be taken by such in attendance unless item and action is specifically provided for on an agenda for that body, board, commission or committee subject to the Texas Open Meetings Act.

The City Council of the City of Brady reserves the right to adjourn into Executive Session at any time during the course of this meeting to discuss any of the matters listed on this agenda as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), 551.086 (Deliberations, vote or final action about competitive matters of the public power utility), and 551.087 (Economic Development).

This agenda has been reviewed and approved by the City's legal counsel and the presence of any subject in any Executive Session portion of the agenda constitutes written interpretation of the Texas Government Code Chapter 551 by legal counsel for the governmental body and constitutes an opinion by the attorney that the items discussed therein may be legally discussed in the closed portion of the meeting considering available opinions of a court of record and opinions of the Texas Attorney General known to the attorney. This provision has been added to this agenda with the intent to meet all elements necessary to satisfy Texas Government Code Chapter 551.114(c) and the meeting is conducted by all participants in reliance on this opinion.

STATE OF TEXAS

COUNTY OF McCULLOCH

CITY OF BRADY

The City Council of the City of Brady, Texas met in a Work Session Meeting on Tuesday, December 19, 2017 at 4:00 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 Jim Griffin, Shelly Perkins, Jeffrey Sutton, Rey Garza and Jane Huffman. City staff present were City Manager Kim Lenoir, Community Services Director Peter Lamont, Police Chief Steve Thomas, ACO Chantal Solis, and City Secretary Tina Keys. Also in attendance were Brian Crabb and Jason Skinner.

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

Mayor Groves called the meeting to order at 4:02 p.m. Council quorum was certified. Council Member Perkins arrived after a quorum was certified.

2. Review and discuss proposed animal control ordinance changes as directed by City Council on October 3 to address Article 2.400 Keeping Livestock and Exotic Animals, in a separate ordinance.

Council Member Sutton asked if he has an acre, can he keep a horse on that lot. Council Member Huffman suggested grandfathering existing horses and have them permitted and not replaced and went on to say the permit process could include photo of horse to make sure it is not replaced. Huffman suggested chickens not be allowed outside fence. City Manager Lenoir clarified as of now, properties with less than an acre with horses should be grandfathered but moving forward new rules would go into effect. Guidelines would need to be written to prevent abuse or neglect. Council Member Perkins said we need to clarify 2.402 a-3...."the premises are a public nuisance" – as determined by who – needs to be clarified. Lenoir suggested leaving as "public nuisance" but then add as part of definition that "public nuisance" violation may have a citation issued. Item B – Move to the end – "exceptions". Will be deleted. Grandfather existing. Add not allowed on less than an acre. Sec 2.404 will be delete 2.404 and keep 2.404.1 – swine, 2.404.2 – restricting goats or sheep, must have an acre. Keep as is but remove last sentence.

2.404 – nothing changes except remove last sentence

2.405 To 2.409 – no changes

2.411 – Change to Exceptions and Restriction to Permit Requirements – add Vet Clinics, 4-H/ FFA, etc.

Will need to adopt additional definitions and revised Article 2.400 at next Council Meeting.

3. Review and discuss proposed sign ordinance was not discussed due to time constraints.

4. Discuss Axis Management Contract for Brady Lake. Peter Lamont presented. Jason Skinner discussed recent events. Contract will be signed. No other action will be taken.

5. Discuss and plan future work session dates and topics

There was no discussion

6. Announcements

There were no announcements

7. Adjournment

There being no further business, the Mayor adjourned the meeting at 5:29 p.m.

Mayor Anthony Groves

Attest: _____

Tina Keys, City Secretary

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, December 19, 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 Jim Griffin, Shelly Perkins, Jeffrey Sutton, Rey Garza and Jane Huffman. City staff present were Community Services Director Peter Lamont, Finance Director Lisa Remini, Public Works Director Steve Miller, Police Chief Steve Thomas, Fire Chief Brian Meroney, Code Enforcement Officer Kim Davee, Water Crew Leader Vern Canter, and City Secretary Tina Keys. Also in attendance were Ray Martinez, Brian Crabb, Erin Betts, Robbie Betts, James Stewart, Jason Skinner, Will Baker, Josephine Medrano, Martin Najera, Cornelio Griner, Josephine Griner, Mike Bigby, Heather Jo Ashton, Joe Sanchez and Justin Klinksiek, County Ag Agent.

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 Griffin gave the invocation and the Pledge of Allegiance was recited.

3. PUBLIC COMMENTS

There were no public comments

4. CONSENT AGENDA

- A. Approval of Audit Board for December 19, 2017.
- B. Approval of Minutes for Regular Meeting December 5, 2017.

Council Member Sutton moved to approve the Consent Agenda. Seconded by Council Member Griffin. All Council Members voted "aye" and none "nay". Motion carried in a 5 – 0 vote.

5. PRESENTATIONS

There were no presentations

6. PUBLIC HEARINGS:

- A. Public Hearing for the purpose of receiving comments for or against a zoning change from Single-Family Residential to Commercial District at 507 Boston as requested by Steven Flora. Mayor announced that the Public Hearing postponed until January 16, 2018.
- B. Public Hearing regarding demolition and abatement of structures located at 306 West Marie. Peter Lamont presented. Public Hearing was opened 6:04 p.m. There were no comments from the Public. Public Hearing was closed at 6:04 p.m.

B.1. Discussion, consideration and possible action regarding Demolition Order 2018-022 in accordance with the Code of Ordinances Section 3.207 to authorize demolition of dilapidated structure(s) at 306 West Marie. Peter Lamont presented. Joe Sanchez said taxes are paid (MCAD show taxes for 2016 and 2017 are not paid). Sanchez went on to say the property was purchased from tax office and all taxes were paid at the time of purchase. Sanchez also questioned the Code Enforcement Officers authority to deem a property as dilapidated. City Attorney clarified Code Enforcement Officer does have the authority. Council Member Sutton moved to approve Demolition Order 2018-022. Seconded by Council Member Perkins. All Council Members voted "aye" and none "nay". Motion carried with a 5 – 0 vote.

C. Public Hearing regarding demolition and abatement of structures located at 607 East 2nd Street. Peter Lamont presented. Public Hearing was opened at 6:18 p.m. Will Baker discussed what has been done to the house recently. Owner would like the opportunity to work on it. Public Hearing was closed at 6:20 p.m.

C.1. Discussion, consideration and possible action regarding Demolition Order 2018-023 in accordance with the Code of Ordinances Section 3.207 to authorize demolition of dilapidated structure(s) at 607 East 2nd Street. Peter Lamont presented. Council Member Garza has seen the improvements and would like to give the owners more time. Council Member Perkins requests a 90-day extension. Council Member Sutton said issuing the demo order automatically gives them 90 days for repairs or timeline. Council Member Huffman thinks we should revisit in 30 days. Owners will come up with a timeline. Council Member Griffin moved to delay action until the 2nd council meeting in January. Seconded by Council Member Garza. Four council members voted "aye" and one, Sutton, voted "nay". Motion carried with a 4 – 1 vote.

D. Public Hearing regarding demolition and abatement of structures located at 208 South Willow. Public Hearing was opened at 6:30 p.m. There were no comments from the public. Public Hearing was closed at 6:30 p.m.

D.1. Discussion, consideration and possible action regarding Demolition Order 2018-024 in accordance with the Code of Ordinances Section 3.207 to authorize demolition of dilapidated structure(s) at 208 South Willow. Peter Lamont presented. Owner Martin Najera would like the opportunity to fix the house. Lamont recommended moving forward with the demolition order giving them 90 days to make progress or make a plan for repairs. Council Member Sutton moved to approve Demolition Order 2018-024. Seconded by Council Member Huffman. All Council Members voted "aye" and none "nay". Motion carried with a 5 – 0 vote.

E. Public Hearing regarding demolition and abatement of structures located at 1112 South Willow. Public Hearing was opened at 6:42 p.m. There were no comments from the public. Public Hearing was closed at 6:42 p.m.

E.1. Discussion, consideration and possible action regarding Demolition Order 2018-025 in accordance with the Code of Ordinances Section 3.207 to authorize demolition of dilapidated structure(s) at 1112 South Willow. Peter Lamont presented to Council. Homeowner requested the opportunity to tear down the burned part of the property and salvage the residence. Council Member Garza moved to approve Demolition Order 2018-025. Seconded by Council Member Sutton. All Council Members voted "aye" and none "nay". Motion carried with a 5 – 0 vote.

7. INDIVIDUAL CONCERNS

- A. Discussion, consideration and possible action regarding second and final reading of Ordinance 1239 of the City of Brady to rezone property located at 104 West 13th Street of the Jones Subdivision, Block 13, Lots 7-9, from Single Family Residential to Commercial District (Council Public Hearing 12-5-17/P&Z recommended 11-28-17). Peter Lamont presented. Council Member Huffman moved to approve the second and final reading of Ordinance 1239. Seconded by Council Member Griffin. All Council Members voted "aye" and none "nay". Motion carried in a 5 - 0 vote.
- B. Discussion, consideration and possible action regarding second and final reading of Ordinance 1241 of the City of Brady to temporarily reduce speed limits on portions of US HWY 377 N and US HWY 190 during reconstruction of portions of those highways. Steve Miller presented. Council Member Perkins moved to approve the second and final reading of Ordinance 1241. Seconded by Council Member Griffin. All council members voted "aye" and none "nay". Motion carried in a 5 - 0 vote.

- C. Discussion, consideration and possible action to approve purchase of two (2) Chevrolet 1500 Silverado Pick-ups with specifications specific for law enforcement vehicles from Caldwell Country and approve Resolution 2017-039 to finance both vehicles with Government Capital for a total amount not to exceed \$75,836.00. Lisa Remini presented. Council Member Perkins moved to approve Resolution 2017-039. Seconded by Council Member Garza. All Council Members voted "aye" and none "nay". Motion carried in a 5 – 0 vote.
- D. Discussion, consideration, and possible action authorizing the city manager to execute an agreement with Techline Construction, LLC for contractor services to rebuild and replace a section of overhead powerlines along Wall street extending from W. 11th Street to near W. 16th Street, and authorize the city manager to approve purchase order for Techline, Inc. for material acquisition. (\$99,149.05). Steven Miller presented. Council Member Griffin moved to authorize the City Manager to execute the proposed agreement with Techline Construction, LLC and approve the purchase order with Techline, Inc. for materials. Seconded by Council Member Garza. All Council Members voted "aye" and none "nay". Motion carried in a 5 – 0 vote.
- E. Discussion, consideration and possible action regarding Brady Lake Axis Management Contract and Youth Hunting Program. Peter Lamont presented. Council Member Perkins moved to proceed with program as planned and keep council informed with rough numbers on harvesting and progress with trapping. Seconded by Council Member Sutton. All Council Members voted "aye" and none "nay". Motion carried in a 5 – 0 vote.
- F. There was no discussion of procedures and processes.

8. STAFF REPORTS

- A. November Monthly Financial and Utility Reports
- B. November Monthly Activity Reports – Seniors, Golf, BPD, Animal Control, Tourism Funding, Airport, Code Enforcement, and Chronic Code Complaints & Structures Inhabited without Utilities
- C. Upcoming Special Events/Meetings:
Hunter Dumpsters now available at Service Center, North Bridge Street
Jan 5 & 6 – McCulloch County Stock Show – GRW Complex
Jan 25 – Annual Chamber Banquet – Civic Center
- D. Upcoming City Calendar:
December 20 – 8:30am Municipal Court – preceding is newly appointed Judge JT Ownes
Dec 21 and 22 Holiday Trash Schedule – Thurs service moves to Wed; Fri service moves to Thurs
Dec 25 and 26 Holiday Trash Schedule – Mon service moves to Tues; Tues service moves to Wed
Jan 1 and 2 Holiday Trash Schedule - Mon service moves to Tues; Tues service moves to Wed
Dec 22, 25, and Jan 1 - City Offices Closed
Jan 2 – City Council Meeting
Jan 10 – 5pm GRW Steering Committee
Jan 15 and 16 Holiday Trash Schedule - Mon service moves to Tues; Tues service moves to Wed
Jan 16 – 4pm Council Work Session / 6pm Council Meeting
Jan 17 – 8:30am Municipal Court

9. ANNOUNCEMENTS

There were no announcements

10. EXECUTIVE SESSION

Regular Session was closed at 7:38 pm and Council took a break before going into Executive Session. Executive Session was opened at 7:45p.m. Executive session was closed at 8:09 p.m.

- A. Pursuant to Section 551.071 (Consultation with City Attorney), and 551.074 (Personnel Matters) City Council will meet to discuss legal and personnel issues related to the search and appointment of a Municipal Judge and/or an Assistant Municipal Judge.
- 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.
- C. Pursuant to Section 551.074 (Personnel Matters) City Council will meet to deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee: City Manager Lenoir and City Attorney duties under the City Charter.
- D. 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.

11. OPEN SESSION ACTION on any Executive Session Item listed above, if needed

Mayor opened regular session at 8:10 p.m. No action.

12. ADJOURNMENT

There being no further business, the Mayor adjourned the meeting at 8:10 p.m.

Mayor Anthony Groves

Attest: _____
Tina Keys, City Secretary

City Council

City of Brady, Texas

Agenda Action Form

AGENDA DATE:	1/2/18	AGENDA ITEM	4.C
AGENDA SUBJECT:	Discussion, consideration and possible action regarding Interlocal Agreement with McCulloch County for labor and equipment sharing to improve/maintain infrastructure of public facilities.		
PREPARED BY:	K Lenoir / S Kackley	date	12/29/17
EXHIBITS:	Draft agreement prepared by City and approved in 2017		
BUDGETARY IMPACT:	Required Expenditure:	\$00.00	
	Amount Budgeted:	\$00.00	
	Appropriation Required:	\$00.00	
CITY MANAGER APPROVAL:			
<p>SUMMARY:</p> <p>The City and the County have approved annual cooperative agreements with each other for several years in order for the County to provide equipment and labor as needed on City owned public property and infrastructure projects to better serve the residents of the City; and for the City to provide equipment and labor as needed on County owned public property and infrastructure projects to better serve the residents of the County.</p> <p>The City and the County will exchange only services, equipment, and labor as part of this Agreement and only when both feel the arrangement is of benefit to both agencies. In the past, the County has helped at GRW with large equipment and the City has helped with some road patching adjacent to city limits.</p> <p>This Agreement is in accordance with the Interlocal Cooperation Act contained in Chapter 792 of the Texas Government Code.</p> <p>City Attorney did draft the attached agreement in 2017.</p>			
<p>RECOMMENDED ACTION:</p> <p>Approve agreement as desired.</p>			

INTERLOCAL COOPERATION AGREEMENT BETWEEN THE CITY OF BRADY AND MCCULLOCH COUNTY, TEXAS

This Interlocal Cooperation Agreement (Agreement) is made and effective this day of 2018 by and between The City of Brady, Texas, (City), and McCulloch County, Texas (County), hereinafter collectively referred to as the "Parties," upon the premises and for the consideration stated herein.

RECITALS

WHEREAS, the City and the County desire to cooperate with each other in order for the County to provide equipment and labor as needed on City owned public property and infrastructure projects to better serve the residents of the City; and

WHEREAS, the City and the County desire to cooperate with each other in order for the City to provide equipment and labor as needed on County owned public property and infrastructure projects to better serve the residents of the County; and

WHEREAS, the City and the County will exchange only services, equipment, and labor as consideration as part of this Agreement; and

WHEREAS, the Parties intend to conform this Agreement in all respects in accordance with the Interlocal Cooperation Act contained in Chapter 792 of the Texas Government Code.

NOW THEREFORE, the Parties agree as follows:

AGREEMENT

A. *Recitals*

The foregoing recitals are hereby incorporated into this AGREEMENT and shall be considered mutual covenants that are part of and incorporated within the terms and conditions that are relied upon and bind the Parties.

B. *Term.*

The term of this Agreement is one year. This Agreement shall terminate on the first anniversary of its effective date.

C. *City Responsibilities*

At request of the County, the City may provide services, equipment, and labor to repair and maintain County roads and infrastructure.

D. *County Responsibilities*

At request of the City, the County may provide services, equipment, and labor to repair and maintain City roads and infrastructure.

E. *Supervision*

All work performed under this Agreement shall be supervised by both the City and County Commissioner for the location in which the work is being performed.

F. *Termination*

The Agreement may be terminated by either Party by providing the other Party with thirty (30) day's written notice.

G. *Choice of Law and Venue*

This Agreement shall be interpreted and construed according to the laws of the State of Texas. All disputes involving this Agreement shall be filed in a district court in McCulloch County, Texas.

H. *Notice*

All notices provided under this Agreement shall be in writing and may be effected upon personal delivery or by registered or certified mail, return receipt requested when mailed to the Party at the following addresses:

CITY: City of Brady
Attn: Kim Lenoir, City Manager
P O Box 589
Brady TX 78691-0589

COUNTY: McCulloch County, Texas
Attn: Judge Danny Neal
199 Courthouse Square, RM 302
Brady, Texas 76825

EXECUTED this ____ day of _____ 2018.

[signatures follow]

CITY OF BRADY, TEXAS

By: _____
Anthony Groves, Mayor
Date: _____

Attest: _____
Tina Keys, City Secretary

MCCULLOCH COUNTY, TEXAS

By: _____
Danny Neal, McCulloch County Judge
Date: _____

Attest: _____

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

AGENDA DATE:	1/2/18	AGENDA ITEM	7.A.
AGENDA SUBJECT:	Discussion, consideration, and possible action regarding first reading of Ordinance 1243 in accordance of the City of Brady; to add to and revise portions of Chapter 2 Animal Control, Section 2.101 Definitions, and Article 2.400 Keeping Livestock and Exotic Animals.		
PREPARED BY:	K Lenoir	Date Submitted:	12/29/2017
EXHIBITS:	Ordinance Exhibit A – Definitions and 2.400		
BUDGETARY IMPACT:	Required Expenditure:	\$00.00	
	Amount Budgeted:	\$00.00	
	Appropriation Required:	\$00.00	
CITY MANAGER APPROVAL:			

SUMMARY:

On August 27, Council Member Garza requested a change in the Animal Control Ordinance to restrict livestock (goats, sheep, horses) from the city limits. He had received numerous complaints from citizens about odors, flies and maintenance of the grounds. The City Council discussed concerns with the Animal Control Officer and directed staff to bring a revised ordinance for City Council to consider. Staff and Council Members reviewed and discussed draft changes at a Work Session on September 19. Changes include restricting livestock, establishing fence requirement for all animals, allowance for 4-H and FFA animals to be kept in residential areas, and several grammar corrections.

December 19 Work Session, City Council Members continued the review and adding to the definitions and changed rules for keeping livestock in the city. Attached is a redline of the rule changes for the first reading.

RECOMMENDED ACTION:

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 the first reading of Ordinance 1243

ORDINANCE 1243

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRADY, TEXAS
AMENDING MUNICIPAL CODE OF ORDINANCES ARTICLE 2 ANIMAL CONTROL
TO ESTABLISH DEFINITIONS AND CLARIFYING RULES FOR LIVESTOCK AND
EXOTICS;**

WHEREAS, in review of the Municipal Code of Ordinances, Chapter 2, Animal Control, it has become apparent that the Ordinance should more clearly define issues dealing with all animals within the City limits of the City of Brady; and

WHEREAS, changes to the City of Brady Municipal Code of Ordinances must be done by a new Ordinance; 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 changes to the City of Brady Animal Control Ordinance, Section 2.101 Definitions and Article 2.400 Keeping Livestock and Exotic Animals.

**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 Chapter 2, Animal Control of the Municipal Code of Ordinances, Article 2.400 Keeping Livestock and Exotic Animals and Section 2.101 Definitions; see Exhibit A as attached.

PASSED AND APPROVED ON FIRST READING on this 2nd day of January 2018.

PASSED, APPROVED AND ADOPTED ON SECOND READING on this 16th day of January 2018.

Anthony Groves, Mayor

ATTEST:

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

EXHIBIT A
ARTICLE 2.100 IN GENERAL

Sec. 2.101 Definitions

As used in this chapter the following terms mean:

4-H/FFA Animal. A 4-H/FFA animal is any animal under the control of an authorized 4-H or FFA program.

Animal. Any living creature except human beings, and including (without limiting the generality thereof) animals, birds, reptiles and fish, except the word "animal" shall mean only a mammal when referring specifically to the control of rabies.

Animal Control Authority or Animal Control Officer. The city animal control officer, or his or her designee, with authority over the city limits within which the dog, cat or animal is kept.

Animal Control Center or Center. Facility in which the division of animal and rabies control is housed.

Bite. An abrasion, scratch, puncture, tear or piercing of the skin actually or suspected of being caused by the mouth of any animal.

Breeder. Any person licensed by the city to keep, harbor, breed and/or raise in excess of four (4) dogs or four (4) cats, six (6) months of age or older, on any premises used or zoned for residential purposes and less than two acres in area.

Collar. A band, chain, harness or other suitable device worn around the neck of an animal to which a current rabies vaccination tag can be affixed.

Current Vaccination. Vaccinated and satisfying the following:

- (1) The animal must have been at least three (3) months of age at the time of vaccination.
- (2) At least thirty (30) days have elapsed since the initial vaccination.
- (3) Not more than thirty-six months have elapsed since the most recent vaccination.

Dangerous Dog. A dog that:

- (1) Makes an unprovoked attack on a person that causes bodily injury and occurs in a place other than an enclosure in which the dog was being kept and that was reasonably certain to prevent the dog from leaving the enclosure on its own; or

(2) Commits unprovoked acts in a place other than an enclosure in which the dog was being kept and that was reasonably certain to prevent the dog from leaving the dog enclosure on its own, and those acts cause a person to reasonably believe that the dog will attack and cause bodily injury to that person.

Department. The police department of the city.

Exotic animal. An exotic animal is any animal that is not indigenous to the state of Texas. Exotic animals include the following: feral hog, Russian boar, aoudad sheep, axis deer, elk, elk hybrids, sika deer, fallow deer, red deer, and blackbuck and nilgai antelope.

Exotic fowl. An exotic fowl is any avian species not indigenous to the state of Texas. Exotic fowls include the following: guineas, peacocks, ratites, emu, ostrich, rhea, and cassowary.

Exposed to Rabies. An animal has been exposed to rabies if it has been bitten by any other animal or if it has been in contact with any animal known to be, or suspected of being infected with rabies.

Euthanize. To cause death of an animal by a method which:

- (1) Rapidly produces unconsciousness and death without visible evidence of pain or distress; or
- (2) Utilizes anesthesia produced by an agent that causes painless loss of consciousness, and death following such loss of consciousness.

Including. The term including is not a term of limitation. It means "including but not limited to."

Kennel. A place where animals are bred and boarded that has been approved by the animal control officer.

License. A document issued by the officer or any other employee of the city that shows that the owner is entitled to keep an animal as required by this chapter. The term license includes the term permit.

Livestock. Livestock means cattle, horses, mules, asses, sheep, goats, llamas, alpacas, exotic livestock, **and hogs, and miniature versions of same**, unless otherwise defined.

Officer. Any animal warden or animal quarantine investigator employed by the city police department.

Owner. Any person who owns, harbors, handles, keeps or causes or permits to be harbored, handled, or kept, or has in his care, an animal or bird on or about his premises.

Person. The word "person" shall extend and be applied to associations, corporations, firms, partnerships and bodies politic and corporate as well as to individuals.

Pet Shelter. A facility that is approved to keep and care for animals by the animal control officer. The facility houses homeless, lost or abandoned animals: primarily a large variety of dogs and cats. The animals are kept at the shelter until they are either reclaimed by an owner, adopted by a new owner, placed with another organization, or if necessary, euthanized.

Public Nuisance. Any act, condition, or thing existing, done, or in being within the city, or within the city's extraterritorial jurisdiction, which endangers the public peace, property, health and safety of the citizens of the City, [Sec. 8.101 of Code of Ordinances] - citation is issued by the Animal Control Officer or other court-related personnel.

Secure Enclosure. A fenced area or structure that is:

- (1) Locked;
- (2) Capable of preventing the entry of the general public, including children;
- (3) Capable of preventing the escape or release of a dog;
- (4) Clearly marked as containing a dangerous dog; and
- (5) In conformance with the requirements for enclosures established by the animal control officer.

Tag. A small identifying mark

Vaccination. Inoculation of an animal with a vaccine that is licensed by the United States Department of Agriculture, and which is administered by a veterinarian for the purpose of immunizing the animal against rabies.

Veterinarian. A doctor of veterinary medicine who holds a valid license to practice his profession.

Wild animal. Any animal that is not tame or domesticated.

ARTICLE 2.400 KEEPING LIVESTOCK AND EXOTIC ANIMALS

Sec. 2.401 Leaving Stock Unhitched

It is unlawful for any person to leave standing any livestock on a public street or alley within the city.

Sec. 2.402 Hitching Stock on Sidewalks

It is unlawful for any person to hitch or tie any livestock to a shade tree, fence or house on or along any sidewalk in the city.

Sec. 2.403 Restrictions on Keeping Horses

- (a) No person shall keep a horse on any premises if:
 - (1) the overall area within which the horse is kept is less than one acre for each horse kept,
 - (2) the premises are unsanitary, or
 - (3) the premises where the horses are kept are a public nuisance as determined by a proceeding in Municipal Court initiated by the issuance of a citation or summons.
- (b) The manure and debris incident to the maintenance and care of horses shall be scraped from the floor and raked from pens or areas with such frequency as to prevent the same from serving as breeding places for insects and from emitting noxious odors. The manure and debris scraped or raked, as provided above, shall immediately be collected and either placed and kept in a waterproof and insect proof container until removed from the premises. The inside walls, ceilings, roosts, and floors of the structure in which the horses are housed shall be treated and kept treated with effective material manufactured and sold for the control of flies, mites, and lice and applied according to the manufacturer's directions. (Ordinance 1194 approved 5-3-16)
- (c) ~~Horses on less than one acre for each horse needs of January 1, 2018 are grandfathered if they are licensed with the City by March 1, 2018, to be permitted within 60-days of this ordinance to be grandfathered. No additional horses will be allowed on less than one acre traits for each horse.~~

Sec. 2.404 Keeping Swine, Cows, Goats, and Sheep Prohibited

No person shall keep within the city any swine, cows, goats, or sheep. These requirements do not apply to any veterinary facility.

Sec. 2.404.1 Keeping Swine Prohibited

No person shall keep within the city any swine.

Sec. 2.404.2 Restrictions on Keeping Goats and Sheep

No person shall keep goats or sheep on any premises if:

- (1) the overall area within which the ~~animal~~goat or sheep is kept is less than one acre for each ~~animal~~goat or sheep kept;
- (2) the premises are unsanitary; or
- (3) the premises ~~where the goats or sheep are kept~~ are a public nuisance ~~as determined by a proceeding in Municipal Court initiated by the issuance of a citation or summons.~~

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Sec. 2.404.3 Restriction on Keeping Fowl

No person shall keep more than six (6) female fowl per acre:

- (1) Fowl shall be kept in a coop behind a solid fenced backyard;
- (2) The premises where the fowl are kept shall not be unsanitary; and
- (3) The premises where the fowl are kept shall not be a public nuisance ~~as determined by a proceeding in Municipal Court initiated by the issuance of a citation or summons.~~

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Sec. 2.404.4 Keeping Roosters Prohibited

No person shall keep within the city any male chickens/roosters. ~~Male chickens/roosters existing as of January 1, 2018~~~~animals are~~ ~~gras~~~~handed~~~~fathered~~. ~~No additional male chickens/roosters~~ ~~are~~ ~~be~~ allowed to remain ~~but may not be replaced~~~~within the city.~~

Sec. 2.405 Permit Required for Exotic Animals

No person shall keep within the city, any wild animal, exotic animal, or exotic bird, warm-or-cold-blooded (not including caged pet rodents, caged pet birds and animals in aquariums) unless a permit is obtained from the animal control officer in accordance with the provisions in this chapter.
~~This section does not apply to animals located at any veterinary facility.~~

Sec. 2.406 Application to Keep Exotic Animals Fee

Application for any permit required in Section 2.405 shall be made in writing to the animal control officer, accompanied by payment determined by city council, to pay part of the cost of executing this article and is not to be prorated or refunded. The application shall state the name and residence of the applicant, the location of the premises where the animal or bird is to be kept, the number and kind of such animals or birds, and the kind of enclosure within which they are to be kept.

Sec. 2.407 Renewal, Amendment of Permit to Keep Exotic Animals

The permit required by Section 2.405 shall be renewed annually by October 31st each year, accompanied by payment of a fee established by City Council. If ownership of the place in which the animal is kept is changed, the permit may be changed accordingly upon written verified application and payment of a fee established by City Council for amending the permit.

Sec. 2.408 Findings Prerequisite to Permit for Exotic Animals

(a) The animal control officer shall determine, by inspection or otherwise, whether the keeping of exotic animals as proposed is in violation of any law or ordinance, and whether the keeping of exotic animals will constitute a nuisance. In making this determination, the animal control officer shall consider the following factors and be guided by the following standards:

- (1) The area of the premises on which the animals are to be kept,
- (2) Whether the keeping of animals will endanger the public health or cause orders or noises offensive to persons of ordinary sensibilities residing in the vicinity, and
- (3) Whether the keeping of such animals considering all the circumstances, is likely to endanger persons or property.

(b) The animal control officer shall verify the information in the application and shall issue or refuse the permit accordingly. The permit may include reasonable conditions determined by the animal control officer to be necessary to prevent a nuisance, such as the number and kind of animals to be kept thereon. All conditions of a permit are subject to review and revision by the animal control officer.

Sec. 2.409 Suspension, Revocation, Alteration of Permit

After reasonable notice and opportunity to be heard, the animal control officer may suspend or revoke any permit issued under Section 2.405 for violation of this chapter by the permittee. After issuing a permit, the animal control officer may add conditions or restrictions to the permit if investigation indicates any changes since the original permit was issued.

Sec. 2.410 Sanitation

(a) All animals and birds (except dogs, cats, caged pet rodents, caged pet birds, fowl and rabbits the keeping of which is otherwise regulated herein) shall be kept in a secure pen or enclosure which shall not be less than one hundred (100) feet from any inhabited dwelling (except that of the owner or person keeping such animals or birds) or any hotel, apartment house, tenement house, hospital, church or school.

(b) Fowl and rabbits shall be kept in a secure pen or enclosure that is at least 30 feet from any inhabited dwelling that is not the owner's dwelling, or any hotel, apartment houses, tenement houses, hospital, church or school; provided, the pen or enclosure may be within 20 feet of such buildings if separated therefrom by a public alley and by a solid fence or wall at least six feet high between the pen or enclosure and the alley; and provided, further, homing pigeons may be released from the pen or enclosure for the purpose of supervised flights.

(c) The word "kept" as used in this section does not prevent the temporary removal of the animal or bird from the pen for any normal use or purpose. In the case of animals for which a permit is issued, the animal control officer may waive the requirements as to distance from dwellings or

other buildings if keeping the animal in a dwelling or close by will not endanger the public health or create a public nuisance.

(d) The owner or person in possession of the pen or enclosure must keep it in such a manner as not to give off odors offensive to persons residing in the vicinity, or to breed or attract flies, mosquitoes, or other noxious insects, or in any manner to endanger the public health or create a public nuisance.

(e) All persons keeping such animals and birds must comply with the following regulations.

(1) Manure and droppings must be removed from pens, stables, yards, cages and other enclosures at least twice weekly and handled or disposed of in such a manner as to keep the premises free of any nuisance.

(2) Mound storage of droppings or manure between such removals will only be permitted under such conditions as to protect against the breeding of flies and to prevent migration of fly larvae (maggots) into the surrounding soil.

(3) Feed troughs may be provided for the feeding of vegetables, meat scraps, or garbage and such feeding must be done only in containers or on an impervious platform.

(4) Watering troughs or tanks may be provided that will be equipped with adequate facilities for draining the overflow, as to prevent the breeding of flies, mosquitoes, or other insects.

(5) No **putrescible rancid** material may be allowed to accumulate on the premises, and all such material used as feed that is unconsumed must be removed daily and disposed of by burial or other means approved by the animal control officer.

(f) For the purpose of enforcing this article, the animal control officer must make inspections of all places where animals or birds are kept; and the making of an application for or the issuing of any permit under this article constitutes consent for entry and inspection of the officer or his or her appointed agent(s) at all reasonable times.

Sec. 2.411 Exceptions to Permit Requirements and Restrictions

The permit requirements of this article do not apply to animals kept for scientific purposes by any educational or scientific institution, nor to animals belonging to a licensed circus or animal shows exhibited in the city temporarily, nor to animals or birds kept by the city for exhibition in a public park or zoo, **nor to the animals kept at the G. Rollie White Complex or Veterinary Clinics, and nor to animals kept for the purpose of 4-H/FFA youth programs.** Such animals or birds, however, shall be kept as not to constitute a nuisance or a danger to the public health or safety of any person, or group of persons within the city.

Sec. 2.412 Importation of Certain Animals

(a) The following animals, because they have a high probability of carrying rabies and constitute a danger to public health if brought into the state, will be excluded from importation as domestic pets:

- (1) Skunk.
- (2) Fox.
- (3) Raccoon.
- (4) Ringtail.
- (5) Coyote.
- (6) Bobcat.
- (7) Marten.

(b) These animals may be imported if they are designed for a research institute or public display as in zoos or organized entertainment units or Independent School Districts.

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EXHIBIT A
ARTICLE 2.100 IN GENERAL

Sec. 2.101 Definitions

As used in this chapter the following terms mean:

4-H/FFA Animal. A 4-H/FFA animal is any animal under the control of an authorized 4-H or FFA program.

Animal. Any living creature except human beings, and including (without limiting the generality thereof) animals, birds, reptiles and fish, except the word "animal" shall mean only a mammal when referring specifically to the control of rabies.

Animal Control Authority or Animal Control Officer. The city animal control officer, or his or her designee, with authority over the city limits within which the dog, cat or animal is kept.

Animal Control Center or Center. Facility in which the division of animal and rabies control is housed.

Bite. An abrasion, scratch, puncture, tear or piercing of the skin actually or suspected of being caused by the mouth of any animal.

Breeder. Any person licensed by the city to keep, harbor, breed and/or raise in excess of four (4) dogs or four (4) cats, six (6) months of age or older, on any premises used or zoned for residential purposes and less than two acres in area.

Collar. A band, chain, harness or other suitable device worn around the neck of an animal to which a current rabies vaccination tag can be affixed.

Current Vaccination. Vaccinated and satisfying the following:

- (1) The animal must have been at least three (3) months of age at the time of vaccination.
- (2) At least thirty (30) days have elapsed since the initial vaccination.
- (3) Not more than thirty-six months have elapsed since the most recent vaccination.

Dangerous Dog. A dog that:

- (1) Makes an unprovoked attack on a person that causes bodily injury and occurs in a place other than an enclosure in which the dog was being kept and that was reasonably certain to prevent the dog from leaving the enclosure on its own; or

(2) Commits unprovoked acts in a place other than an enclosure in which the dog was being kept and that was reasonably certain to prevent the dog from leaving the dog enclosure on its own, and those acts cause a person to reasonably believe that the dog will attack and cause bodily injury to that person.

Department. The police department of the city.

Exotic animal. An exotic animal is any animal that is not indigenous to the state of Texas. Exotic animals include the following: feral hog, Russian boar, aoudad sheep, axis deer, elk, elk hybrids, sika deer, fallow deer, red deer, and blackbuck and nilgai antelope.

Exotic fowl. An exotic fowl is any avian species not indigenous to the state of Texas. Exotic fowl include the following: guineas, peacocks, ratites, emu, ostrich, rhea, and cassowary.

Exposed to Rabies. An animal has been exposed to rabies if it has been bitten by any other animal or if it has been in contact with any animal known to be, or suspected of being infected with rabies.

Euthanize. To cause death of an animal by a method which:

- (1) Rapidly produces unconsciousness and death without visible evidence of pain or distress; or
- (2) Utilizes anesthesia produced by an agent that causes painless loss of consciousness, and death following such loss of consciousness.

Including. The term including is not a term of limitation. It means "including but not limited to."

Kennel. A place where animals are bred and boarded that has been approved by the animal control officer.

License. A document issued by the officer or any other employee of the city that shows that the owner is entitled to keep an animal as required by this chapter. The term license includes the term permit.

Livestock. Livestock means cattle, horses, mules, asses, sheep, goats, llamas, alpacas, exotic livestock, hogs, and miniature versions of same, unless otherwise defined.

Officer. Any animal warden or animal quarantine investigator employed by the city police department.

Owner. Any person who owns, harbors, handles, keeps or causes or permits to be harbored, handled, or kept, or has in his care, an animal or bird on or about his premises.

Person. The word "person" shall extend and be applied to associations, corporations, firms, partnerships and bodies politic and corporate as well as to individuals.

Pet Shelter. A facility that is approved to keep and care for animals by the animal control officer. The facility houses homeless, lost or abandoned animals: primarily a large variety of dogs and cats. The animals are kept at the shelter until they are either reclaimed by an owner, adopted by a new owner, placed with another organization, or if necessary, euthanized.

Public Nuisance. Any act, condition, or thing existing, done, or in being within the city, or within the city's extraterritorial jurisdiction, which endangers the public peace, property, health and safety of the citizens of the City. [Sec. 8.101 of Code of Ordinances].

Secure Enclosure. A fenced area or structure that is:

- (1) Locked;
- (2) Capable of preventing the entry of the general public, including children;
- (3) Capable of preventing the escape or release of a dog;
- (4) Clearly marked as containing a dangerous dog; and
- (5) In conformance with the requirements for enclosures established by the animal control officer.

Tag. A small identifying mark

Vaccination. Inoculation of an animal with a vaccine that is licensed by the United States Department of Agriculture, and which is administered by a veterinarian for the purpose of immunizing the animal against rabies.

Veterinarian. A doctor of veterinary medicine who holds a valid license to practice his profession.

Wild animal. Any animal that is not tame or domesticated.

ARTICLE 2.400 KEEPING LIVESTOCK AND EXOTIC ANIMALS

Sec. 2.401 Leaving Stock Unhitched

It is unlawful for any person to leave standing any livestock on a public street or alley within the city.

Sec. 2.402 Hitching Stock on Sidewalks

It is unlawful for any person to hitch or tie any livestock to a shade tree, fence or house on or along any sidewalk in the city.

Sec. 2.403 Restrictions on Keeping Horses

(a) No person shall keep a horse on any premises if:

- (1) the overall area within which the horse is kept is less than one acre for each horse kept,
- (2) the premises are unsanitary, or
- (3) the premises where the horses are kept are a public nuisance as determined by a proceeding in Municipal Court initiated by the issuance of a citation or summons.

(b) The manure and debris incident to the maintenance and care of horses shall be scraped from the floor and raked from pens or areas with such frequency as to prevent the same from serving as breeding places for insects and form emitting noxious odors. The manure and debris scraped or raked, as provided above, shall immediately be collected and either placed and kept in a waterproof and insect proof container until removed from the premises. The inside walls, ceilings, roosts, and floors of the structure in which the horses are housed shall be treated and kept treated with effective material manufactured and sold for the control of flies, mites, and lice and applied according to the manufacturer's directions. (Ordinance 1194 approved 5-3-16)

(c) Horses on less than one acre for each horse as of January 1, 2018 are grandfathered if they are licensed with the City by March 1, 2018. No additional horses shall be allowed on less than one acre for each horse.

Sec. 2.404.1 Keeping Swine Prohibited

No person shall keep within the city any swine.

Sec. 2.404.2 Restrictions on Keeping Goats and Sheep

No person shall keep goats or sheep on any premises if:

- (1) the overall area within which the goat or sheep is kept is less than one acre for each goat or sheep kept,
- (2) the premises are unsanitary, or

(3) the premises where the goats or sheep are kept are a public nuisance as determined by a proceeding in Municipal Court initiated by the issuance of a citation or summons.

Sec. 2.404.3 Restriction on Keeping Fowl

No person shall keep more than six (6) female fowl per acre:

- (1) Fowl shall be kept in a coop behind a solid fenced backyard;
- (2) The premises where the fowl are kept shall not be unsanitary; and
- (3) The premises where the fowl are kept shall not be a public nuisance as determined by a proceeding in Municipal Court initiated by the issuance of a citation or summons.

Sec. 2.404.4 Keeping Roosters Prohibited

No person shall keep within the city any male chickens/roosters. Male chickens/roosters existing as of January 1, 2018 are grandfathered. No additional male chickens/roosters are allowed to remain within the city.

Sec. 2.405 Permit Required for Exotic Animals

No person shall keep within the city, any wild animal, exotic animal, or exotic bird, warm-or-cold-blooded (not including caged pet rodents, caged pet birds and animals in aquariums) unless a permit is obtained from the animal control officer in accordance with the provisions in this chapter.

Sec. 2.406 Application to Keep Exotic Animals Fee

Application for any permit required in Section 2.405 shall be made in writing to the animal control officer, accompanied by payment determined by city council, to pay part of the cost of executing this article and is not to be prorated or refunded. The application shall state the name and residence of the applicant, the location of the premises where the animal or bird is to be kept, the number and kind of such animals or birds, and the kind of enclosure within which they are to be kept.

Sec. 2.407 Renewal, Amendment of Permit to Keep Exotic Animals

The permit required by Section 2.405 shall be renewed annually by October 31st each year, accompanied by payment of a fee established by City Council. If ownership of the place in which the animal is kept is changed, the permit may be changed accordingly upon written verified application and payment of a fee established by City Council for amending the permit.

Sec. 2.408 Findings Prerequisite to Permit for Exotic Animals

(a) The animal control officer shall determine, by inspection or otherwise, whether the keeping of exotic animals as proposed is in violation of any law or ordinance, and whether the keeping of exotic animals will constitute a nuisance. In making this determination, the animal control officer shall consider the following factors and be guided by the following standards:

- (1) The area of the premises on which the animals are to be kept,
- (2) Whether the keeping of animals will endanger the public health or cause orders or noises offensive to persons of ordinary sensibilities residing in the vicinity, and
- (3) Whether the keeping of such animals considering all the circumstances, is likely to endanger persons or property.

(b) The animal control officer shall verify the information in the application and shall issue or refuse the permit accordingly. The permit may include reasonable conditions determined by the animal control officer to be necessary to prevent a nuisance, such as the number and kind of animals to be kept thereon. All conditions of a permit are subject to review and revision by the animal control officer.

Sec. 2.409 Suspension, Revocation, Alteration of Permit

After reasonable notice and opportunity to be heard, the animal control officer may suspend or revoke any permit issued under Section 2.405 for violation of this chapter by the permittee. After issuing a permit, the animal control officer may add conditions or restrictions to the permit if investigation indicates any changes since the original permit was issued.

Sec. 2.410 Sanitation

- (a) All animals and birds (except dogs, cats, caged pet rodents, caged pet birds, fowl and rabbits the keeping of which is otherwise regulated herein) shall be kept in a secure pen or enclosure which shall not be less than one hundred (100) feet from any inhabited dwelling (except that of the owner or person keeping such animals or birds) or any hotel, apartment house, tenement house, hospital, church or school.
- (b) Fowl and rabbits shall be kept in a secure pen or enclosure that is at least 30 feet from any inhabited dwelling that is not the owner's dwelling, or any hotel, apartment houses, tenement houses, hospital, church or school; provided, the pen or enclosure may be within 20 feet of such buildings if separated therefrom by a public alley and by a solid fence or wall at least six feet high between the pen or enclosure and the alley; and provided, further, homing pigeons may be released from the pen or enclosure for the purpose of supervised flights.
- (c) The word "kept" as used in this section does not prevent the temporary removal of the animal or bird from the pen for any normal use or purpose. In the case of animals for which a permit is issued, the animal control officer may waive the requirements as to distance from dwellings or other buildings if keeping the animal in a dwelling or close by will not endanger the public health or create a public nuisance.
- (d) The owner or person in possession of the pen or enclosure must keep it in such a manner as not to give off odors offensive to persons residing in the vicinity, or to breed or attract flies, mosquitoes, or other noxious insects, or in any manner to endanger the public health or create a public nuisance.

(e) All persons keeping such animals and birds must comply with the following regulations.

- (1) Manure and droppings must be removed from pens, stables, yards, cages and other enclosures at least twice weekly and handled or disposed of in such a manner as to keep the premises free of any nuisance.
- (2) Mound storage of droppings or manure between such removals will only be permitted under such conditions as to protect against the breeding of flies and to prevent migration of fly larvae (maggots) into the surrounding soil.
- (3) Feed troughs may be provided for the feeding of vegetables, meat scraps, or garbage and such feeding must be done only in containers or on an impervious platform.
- (4) Watering troughs or tanks may be provided that will be equipped with adequate facilities for draining the overflow, as to prevent the breeding of flies, mosquitoes, or other insets.
- (5) No rancid material may be allowed to accumulate on the premises, and all such material used as feed that is unconsumed must be removed daily and disposed of by burial or other means approved by the animal control officer.

(f) For the purpose of enforcing this article, the animal control officer must make inspections of all places where animals or birds are kept; and the making of an application for or the issuing of any permit under this article constitutes consent for entry and inspection of the officer or his or her appointed agent(s) at all reasonable times.

Sec. 2.411 Exceptions to Permit Requirements and Restrictions

The permit requirements of this article do not apply to animals kept for scientific purposes by any educational or scientific institution, nor to animals belonging to a licensed circus or animal shows exhibited in the city temporarily, nor to animals or birds kept by the city for exhibition in a public park or zoo, nor to the animals kept at the G. Rollie White Complex or Veterinary Clinics, and nor to animals kept for the purpose of 4-H/FFA youth programs. Such animals or birds, however, shall be kept as not to constitute a nuisance or a danger to the public health or safety of any person, or group of persons within the city.

Sec. 2.412 Importation of Certain Animals

(a) The following animals, because they have a high probability of carrying rabies and constitute a danger to public health if brought into the state, will be excluded from importation as domestic pets:

- (1) Skunk.

- (2) Fox.
- (3) Raccoon.
- (4) Ringtail.
- (5) Coyote.
- (6) Bobcat.
- (7) Marten.

(b) These animals may be imported if they are designed for a research institute or public display as in zoos or organized entertainment units or Independent School Districts.

City Council
City of Brady, Texas
Agenda Action Form

AGENDA DATE:	1/2/2018	AGENDA ITEM	7. B.
AGENDA SUBJECT: Discussion, consideration and possible action to award the bid and authorize the city manager to execute an agreement with Dowtech Specialty Contractors, Inc. for contractor services to replace two (2) solids handling pumps at \$84,000.			
PREPARED BY:	K. Lenoir / D. Bustamante / S. Miller	Date Submitted:	12/20/2017
EXHIBITS: Memorandum (w/ attachments) for award.			
BUDGETARY IMPACT:	Required Expenditure:	\$84,000.00	
	Amount Budgeted:	\$119,000.00	
	Appropriation Required:	\$00.00	
CITY MANAGER APPROVAL:			

SUMMARY:

Background: This project was approved in Fiscal Year (FY) 2017 and initiated in late spring of 2017 with an effort to secure direct price quotes from specialty pump repair/supply companies. The price quote was structured for the interested bidding parties to assume full turn-key services for the pump replacement effort. During the course of the solicitation for price quotes qualified companies returned multiple inquiries suggesting the turn-key price quote methodology may be at risk. Subsequently, only one (1) price response was received, which exceeded the cost estimate. The job was cancelled and city staff met to discuss and review the next best approach. The result was acquiring engineering services from KSA Engineers, San Angelo to develop an engineering set of plans and specifications. The project was formally approved to continue into the FY 18 Sewer capital budget.

Current: Sealed bids were solicited and properly advertised in November to gain interest from general contractors for the replacement of two (2) solids handling pumps and is more fully explained on the attached exhibits. As part of the bidding requirements a mandatory Pre-Bid Site Visit was established and this resulted in three (3) interested general contractors attending. At bid opening on December 13 two of three qualified contractors submitted sealed responses (see bid tabulation).

The lowest responsive bid was received from **Dowtech Specialty Contractors, Inc.** in the amount of a base bid figure of **\$84,000.00**, comparing favorably to the engineer's estimate at \$80,000.00.

City staff recommends awarding the bid to Dowtech Specialty Contractors, Inc., Baird, Texas in the amount of **\$84,000.00**.

RECOMMENDED ACTION:

Move to award the bid and authorize the city manager to execute an agreement with Dowtech Specialty Contractors, Inc. for contractor services to replace two (2) solids handling pumps at \$84,000.



MEMORANDUM

December 27, 2017

To: Kim Lenoir, City Manager
Fr: Steven Miller, PW – Director
Marty Martin, WWTP Supt.
Re: Solids Handling Pump Replacement Project Improvements
Bid Award

On Wednesday December 13, 2017, two (2) sealed bid proposals were received at city hall in response to a Notice To Bidders advertisement for improvements titled Solids Handling Pump Replacement Project. A bid tabulation is shown below.

SOLIDS HANDLING PUMP REPLACEMENT PROJECT			Dowtech Specialty Contractors,		TTE, LLC	
Item / name	qty.	u.m.	u.p.	ext.	u.p.	ext.
1.01 / solids handling pump replc. project	1	LS	\$84,000.00	\$84,000.00	\$118,000.00	\$118,000.00
Total Base Bid				\$84,000.00		\$118,000.00
2.01 / Add Alternate: Replac. P#2 & P#3	2	EA	\$30,900.00	\$61,800.00	\$59,000.00	\$118,000.00
Total All Bid Items				\$145,800.00		\$236,000.00
BID BOND			YES		YES	
ADDENDA			YES		YES	

This project is to replace two (2) deteriorated sludge pumping units at the WWTP. The pumps recirculate fluidize sludge to both the aeration carrousel and the concrete drying beds and are in an advanced stage of deterioration (see attached photo). Since these pumps are critical to the sewage treatment process this project was prioritized as critical for replacing two (2) pumps showing the lowest level of expected sustainability.

Attached is the engineer's award recommendation letter and city staff concurs with this recommendation. It is recommended **Dowtech Specialty Contractors, Inc., Baird, Texas** be awarded the Solids Handling Pump Replacement Project in the amount of **\$84,000.00**.

Funding for this capital improvement project is established in FY2018 budget as assigned to Sewer Treatment Plant or as follows: Capital Outlay Projects, Acct No. 30-5-23-401.00, \$119,000.00.



BRADY
THE CITY OF
TEXAS





58 Buick Street
San Angelo, TX 76901
325 947.1555

December 15, 2017

Kim Lenoir, City Manager
City of Brady
PO Box 351
Brady, Texas 76825

[Via Email](#)

RE: CITY OF BRADY SOLIDS HANDLING PUMP REPLACEMENT PROJECT

Ms. Lenoir:

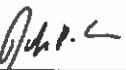
Bids for the above referenced project were received at 2:00 p.m. on Wednesday, December 13, 2017, at Brady City Hall and publicly read at the same time, date, and location. A total of two (2) bids were received for the project. All bidders submitted either the required 5% bid bond or cashier's check and addenda's were in order. The Bid Tabulation is enclosed for your review.

The bidder with the lowest responsive bid is Dowtech Specialty Construction Inc., of Baird, TX, with the base amount of \$84,000.00 and an alternate bid of \$61,800.00 for a total bid of \$145,000.00. Dowtech feels confident in its bid and is ready to proceed if so awarded. A check of Dowtech Specialty Construction Inc. references being verified by the City must be returned with positive results.

It is respectfully recommended that the City of Brady award the construction contract to Dowtech Specialty Construction, Inc. of Baird, TX, contingent on concurrence from the Brady City Council.

When the City of Brady awards this contract, the City will issue a notice of award to the awarded contractor and prepare Contract Documents for execution by the contractor and City of Brady, for review and approval by Brady City Council. If you have any questions or require any further information regarding the project, please feel free to contact me at 325-947-1555 ext. 4229.

Sincerely,
KSA ENGINEERS, INC.


John Henry
Senior Designer

Enclosure: Bid Tabulation (1 page)

cc: Steven Miller, P.E., City of Brady (via email)
Marty Martin, City of Brady (via email)
Tina Keys, City of Brady (via email)
Bob Lane, P.E., KSA (via email)
BRA.051 Correspondence

December 15, 2017

Kim Lenoir, City Manager
City of Brady
PO Box 351
Brady, Texas 76825

Via Email

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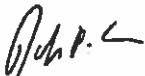
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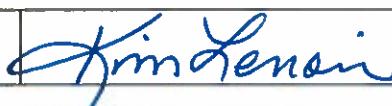
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BRA.051 Correspondence

City Council

City of Brady, Texas

Agenda Action Form

AGENDA DATE:	01/02/18 AGENDA ITEM 7.D.		
AGENDA SUBJECT:	Discussion, consideration, and possible action approving Resolution 2018-001 to call May 5, 2017 General Election, for the purpose of filling City of Brady City Council Members Place 2 and 3 expiring terms.		
PREPARED BY:	T. Keys	Date Submitted:	12/29/17
EXHIBITS:	Resolution 2018-001		
BUDGETARY IMPACT:	Required Expenditure:	\$00.00	
	Amount Budgeted:	\$9,000.00	
	Appropriation Required:	\$00.00	
CITY MANAGER APPROVAL:			
SUMMARY: City of Brady City Council Member Places 2 and 3 are up for reelection this year. Per the City of Brady Home Rule Charter, Council must call an Election. The City of Brady is required by law to hold an election on a uniform election date. McCulloch County has only a limited amount of voting equipment and has been unable to assist the City with elections due to conflicting dates of Primary Elections and possible run-off elections. Therefore, we have had to seek help from the Brown County Election Administrator. This resolution calling the election and any needed subsequent agreements will allow the city to meet its obligations to the citizens of Brady, to the BISD School Board, and Brown County by gaining access to needed election equipment and other required resources.			

RECOMMENDED ACTION:

Move to approve Resolution 2018-001

CITY OF BRADY, TEXAS

RESOLUTION NO. 2018-001

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRADY, TEXAS, ORDERING A GENERAL ELECTION TO BE HELD ON SATURDAY, MAY 5, 2018 SAID DATE BEING A UNIFORM ELECTION DATE FOR THE PURPOSE OF FILLING POSITIONS OF COUNCIL MEMBER PLACES TWO AND THREE; 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, the City of Brady, Texas desires to conduct elections in accordance with the provisions of the City's Charter and state election laws; 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;

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 General Election on May 5, 2018 from 7:00 a.m. to 7:00 p.m. at City Hall, 201 East Main Street, Brady, Texas for the purpose of electing Mayor and Council Member for Place One (1).

SECTION 2: Applications for place on the ballot will be accepted from January 17, 2018 until February 16, 2018, 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 23, 2018 until May 1, 2018, 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 24, 2018 and April 26, 2018 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 24, 2018.

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: Valerie Gonzalez

Alternate Judge: Kathryn Meroney

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 ____ day of _____, 2018.

Anthony Groves, Mayor

ATTEST:

Tina Keys, City Secretary

Quarterly Report: October 2017 – December 2017**Project Status Report, Clean Water State Revolving Fund (CWSRF) Project #73638:****WWTP Replacement Project**

The City of Brady is a loan recipient from TWDB under the CWSRF program. The WWTP is at a critical stage in regard to its structural viability and treatment efficacy as the entire facility has reached the end of its useful life. Originally placed into service circa 1960's and re-purposing of existing structures over several decades with one (1) major upgrade in late 1980's. The engineering firm of Freese and Nichols, Inc. (FNI) has been engaged to provide professional engineering services for producing a proper design for the replacement of the WWTP that will meet the rules and requirements of two (2) State Agencies: TWDB and TCEQ.

Budget Information -**TWDB Funds -****CW#73638-LF1000019 \$1,441,990.00**

Year	Revenue 30-4-25-685.01	Expenditures 30-5-23-285.01	Balance
2011-2012	\$0.00	\$0.00	0.00
2012-2013	\$1,441,990.00	\$331,250.00	\$1,110,740.00
2013-2014	\$0.00	\$24,812.00	\$1,085,928.00
2014-2015	\$0.00	\$320,115.96	\$765,812.04
2015-2016	\$2,218.84	\$72,146.89	\$695,883.99
2016-2017	\$2,729.44	\$677,404.49	\$21,208.94

Year	Revenue 30-4-25-685.00	Expenditure 30-5-25-285.00	Balance
2011-2012	\$0.00	\$0.00	\$0.00
2012-2013	\$1,210,000.00	\$53,125.44	\$1,156,874.56
2013-2014	\$0.00	\$0.00	\$1,156,874.56
2014-2015	\$0.00	\$0.00	\$1,156,874.56
2015-2016	\$3,402.79	\$0.00	\$1,160,277.35
2016-2017	\$6,236.34	\$25,012.00	\$1,141,501.69

CITY OF BRADY

SEWER TREATMENT DIVISION

Contract Assignments -

Engineer: **Freese and Nichols, Inc. (FNI), Austin, Texas**

PHASE I ENGINEERING SERVICES

Original Contract Commitment	=	\$ 381,410.50
Contract Amendment 12-10-2015	=	<u>(\$ 41,438.00)</u>
Current Contract Commitment	=	\$ 339,972.50

Final Contract Amount

= \$ 319,825.17

Add Services – Sensitivity Analysis

Total Fee Basis:

\$ 4,785.62

Status -

City staff and FNI engineers completed a technology transfer workshop in late 2016 in which major decisions were made affecting treatment process design. Two primary options were presented: 1) Single Batch Reactors (SBR) or 2) Continuous flow through extended aeration. Each process treatment design has particular advantages and disadvantages. SBR are highly automated and very dependent on instrumentation and computer driven devices. Continuous flow through treatment process is widely used in the industry and largely due to city's WWTP being similar in nature it was elected to stay with the continuous flow through treatment scheme. Through-out 2017 a series of activities ensued: 30% design plans & specifications, engineering cost estimate (opinion of probable costs) schedules and third party construction cost analysis and city/engineer value engineering work effort. Through a series of communication and correspondence and conferencing the following cost tabulation was derived:

OPINION OF PRELIMINARY PROBABLE COST (OPPC)		
30% DESIGN LEVEL		
OH & P	15%	\$ 7,875,000
SUBTOTAL		\$ 1,182,000
MOBILIZATION	5%	\$ 9,057,000
SUBTOTAL		\$ 394,000
CONTINGENCY	25%	\$ 9,451,000
SUBTOTAL		\$ 2,363,000
INFLATION (4%/yr)	4%	\$ 11,814,000
GRAND TOTAL OPPC		\$12,286,000

Quarterly Report: October 2017 - December 2017**Project Status Report, Drinking Water State Revolving Fund (DWSRF) Project #62545: Radium Reduction Project – Drinking Water****Project Description -**

The City of Brady is a loan recipient from TWDB under the DWSRF and the Economically Distressed Areas Program (EDAP) programs. The city's groundwater supply has been deemed non-compliant due to radionuclides as promulgated by the Safe Drinking Water Act and administered by the USEPA. The engineering firm of Enprotec / Hibbs & Todd of Abilene (eHT) has been engaged to provide professional engineering services for producing a technical solution to bring the city's groundwater supply into compliance.

Contract Assignments –

Engineer:	Enprotec / Hibbs & Todd (eHT), Abilene, Texas
Original Contract Commitment:	\$ 612,000.00 (Planning Phase)
Engineering Services Amendment:	\$1,623,000.00 (Design Phase)

Budget Information -**TWDB Funds: TWDB #10447 – EDAP 2015**

Year	Expenditures 30-5-33-287.00	Revenues 30-4-33-687.00	Ending Balance
2013-2014	0.00	0.00	\$0.00
2014-2015	\$129,636.61	\$1,804,000.00	\$1,674,363.39
2015-2016	\$938,380.00	\$122.30	\$736,105.69
2016-2017	\$393,915.00	\$2,949.97	\$345,140.67
2017-2018	\$18,640.00		

CITY OF BRADY

TWDB Funds: TWDB #62545 DW – CO 2013

Year	Expenditures	Revenue	Ending Balance
2012-2013	0.00	0.00	\$0.00
2013-2014	\$51,562.41	\$350,000.00	\$298,437.59
2014-2015	\$292,237.59	0.00	\$6,200.00
2015-2016	\$6,200.00	\$7.97	\$7.97
2016-2017	0.00	0.00	\$7.97

Current Status -

Easement acquisition for the south transmission water main route is complete! The southern route culminated in the acquisition of four (4) utility easements and the purchase of one land parcel (lot). This work effort by city staff formally secures an authorized route for the proposed 16" in. water transmission main route stretching from the city's 'tank farm' on FM2028 (17th Street) to Well Site No. 5. A related field activity was performed by city staff with a landowner representative for the large Winters' tract in which the route was traversed by foot to determine any unique land features as identified by the landowner. Upon completion of the traverse a short section of pipeline route will be shifted east to accommodate a rock escarpment and a localized creek tributary confluence.

The north transmission water main route is also established now along FM 2028 through Richards Park and across the Jacoby railyard and then eventually aligned land owned by the city. The proposed 12" in. water main then enters US87 right-of-way and is parallel on the west side up to near the golf course.

The following are the proposed construction improvement contracts:

DESCRIPTION

- Contract A – Elevated Storage Improvements
- Contract B – Transmission & Distribution System Improvements
- Contract C – Treatment Improvements
- Contract D – Ground Storage Improvements

OPINION OF PRELIMINARY PROBABLE COST

Subtotal	\$ 4,071,000.00
Legal, Engr., Loan Svcs., Contingency	\$ 7,841,000.00
Subtotal	\$ 12,526,000.00
Contingency	\$ 700,000.00
TOTAL	\$ 25,138,000.00
	\$ 952,000.00
	\$ 26,090,000.00

Quarterly Report: Oct. 2017 – Dec. 2017

Old Power Plant Site – Closure

TCEQ Docket Num: 1996-1637-IHW-E

SOAH Docket Num: 582-96-2370

TCEQ Customer Number: CN600249866

Regulated Entity Number: RN103030292

Project Status –

- City staff in association with Apex-TITAN (geo-science consultant) developed a “path toward closure” strategy with TCEQ Remediation Division (Austin). Apex-TITAN in a conference call with TCEQ consulted with city on the process of changing the site evaluation of the old power plant from its current Risk Reduction Plan (RRP, Rule 335) process to Texas Risk Reduction Plan (TRRP, Rule 350). It may appear to be an insignificant change name-wise however, it represents a significant strategy change with TCEQ by rule. Operating under Chapter 350 allows the city to “move away” from in-situ remediation evaluation and soil monitoring efforts, which has been underway for years. The voluminous data collected and analyzed by Apex-TITAN from past soil tests & results can now be “converted” to an analytical basis of completion strategy. Apex-TITAN is expected to propose a work plan in early 2018 upon receiving approval from TCEQ Remediation Division of an accepted *Notice of Intent to Switch to TRRP (NOIST)* application (compiled by city staff & Apex-TITAN and submitted 12/21/2017).

Vendor Assignments –

Apex-TITAN, Inc.
6410 Southwest Boulevard, Ste. 104
Fort Worth, TX 76109
www.apexcos.com

Brad Parish, P.G. Senior Hydrogeologist
Richard Hudson, P.G. Project Geologist

CITY OF BRADY

Budget Information -

Clean-up Costs Acct. No. 20-5-21-251.00

Professional Fees Acct. No. 20-5-21-203.00

PROJECT STATUS REPORT

Year	Activity	Original Budget	Ending Budget
2001-2002	\$98,135.86	50,000.00	120,000.00
2002-2003	\$25,740.35	10,000.00	26,000.00
2003-2004	\$36,351.76	10,000.00	34,000.00
2004-2005	\$29,594.57	7,000.00	38,866.00
2005-2006	\$6,580.53	10,000.00	9,000.00
2006-2007	\$0.00	11,000.00	11,000.00
2007-2008	\$377.90	11,000.00	400.00
2008-2009	\$1,228.42	5,000.00	1,000.00
2009-2010	\$1,282.39	5,000.00	3,000.00
2010-2011	\$158.18	4,000.00	1,000.00
2011-2012	\$176.33	3,000.00	1,000.00
2012-2013	\$79.99	500.00	500.00
2013-2014	\$71.99	800.00	800.00
2014-2015	\$365.53	800.00	800.00
2015-2016	\$807.56	800.00	1,300.00
2016-2017	\$426.25	800.00	40,800.00
TOTALS			\$201,377.61

Year	Activity	Original Budget	Ending Budget
2001-2002	\$82,183.71	50,000.00	85,000.00
2002-2003	\$1,815.00	10,000.00	2,000.00
2003-2004	\$10,108.67	0.00	3,200.00
2004-2005	\$76,105.67	6,500.00	76,680.00
2005-2006	\$62,342.38	30,000.00	65,000.00
2006-2007	\$26,898.71	50,000.00	30,000.00
2007-2008	\$6,483.44	50,000.00	8,000.00
2008-2009	\$4,799.32	10,000.00	5,000.00
2009-2010	\$4,278.99	5,000.00	5,000.00
2010-2011	\$1,211.60	5,000.00	2,000.00
2011-2012	\$1,977.19	3,000.00	3,000.00
2012-2013	\$7,365.37	1,000.00	7,366.00
2013-2014	\$6,784.13	2,000.00	6,784.13
2014-2015	\$5,121.73	4,000.00	7,000.00
2015-2016	\$18,212.14	7,000.00	24,500.00
2016-2017	\$20,506.41	37,000.00	50,888.00
TOTALS			\$336,194.46

CITY OF BRADY

Repairs – General Acct. No. 20-5-21-312.00

Utilities Acct. No. 20-5-21-202.00

PROJECT STATUS REPORT

Year	Activity	Original Budget	Ending Budget
2001-2002	\$0.00	0.00	0.00
2002-2003	\$183.00	0.00	500.00
2003-2004	\$112.21	0.00	0.00
2004-2005	\$25.62	0.00	100.00
2005-2006	\$5.27	30.00	30.00
2006-2007	\$2.34	100.00	100.00
2007-2008	\$632.65	0.00	615.00
2008-2009	\$113.97	0.00	0.00
2009-2010	\$0.00	0.00	0.00
2010-2011	\$0.00	0.00	0.00
2011-2012	\$7.12	0.00	0.00
2012-2013	\$0.00	0.00	0.00
TOTALS	\$1,082.18		

Year	Activity
2004-2005	\$0.00
2005-2006	\$61.58
2006-2007	\$128.14
2007-2008	\$152.53
2008-2009	\$151.09
2009-2010	\$217.55
2010-2011	\$152.05
2011-2012	\$149.09
2012-2013	\$151.79
2013-2014	\$529.36
2014-2015	\$158.78
2015-2016	\$147.45
2016-2017	\$135.53
TOTALS	\$2,173.64
2017-2018	\$38.70

Quarterly Report: Oct. 2017 – Dec. 2017

TxDOT US377 Road Improvements (N Bridge Street)
 Current status (TxDOT website):

LET DATE:	01/05/18	DBE GOAL:	6.0 %
CONTROL NUMBER:	0128-04-035, ETC		
PROJECT NUMBER:	STP 2017(458), ETC		
TYPE:	RECONSTRUCT URBAN ROAD		
TIME FOR COMPLETION:	446 WORKING DAYS	GUARANTY:	\$ 100,000.00
BIDS RECEIVED UNTIL:	1:00 PM JANUARY 05, 2018	EST.COST:	\$5,511,180.30
BIDS WILL BE OPENED:	1:00 PM JANUARY 05, 2018		
PLAN HOLDERS:			
	<i>BIG CREEK CONSTRUCTION, LTD.</i>		
	<i>JIMMY EVANS COMPANY, LTD.</i>		
	<i>ALLEN KELLER COMPANY</i>		
	<i>RAY FARIS, INC.</i>		
	<i>RELMCO, INC.</i>		

City of Brady is a participant with TxDOT – Brownwood through a 90-10 cost share agreement where city's contribution is \$297,280.00 for relocation of existing gas, water, electric and sewer within the state's right-of-way road corridor (contribution payments were structured for three releases, see below). Project planning began in calendar year 2014 with engineering and surveying wrapping up in early 2017. TxDOT Brownwood established a bid date in July of 2017 and at that time there were five (5) qualified contractors on the bid list. At bid opening only one bidder responded and due to the cost overrun TxDOT–Brownwood rejected the proposal received and established a new bid date of January 2018 with a much reduced work scope. The project includes only Bridge St. from the north side of the courthouse square up to US190E turn-off. The Brady downtown square is delayed indefinitely.

ID	Description	Gross	Check	Pay Date
201606161808	TxDot 1st Pay US377N	\$35,000.00	124516	06/21/2016
201611141998	Second Pymt-US377 Project	\$131,140.00	125899	11/15/2016
201710022464	US377 Project, ROW funds	\$131,140.00	128923	10/03/2017

CITY OF BRADY**COMMUNITY SERVICES DEPARTMENT**

Project Status Report:	Brady Lake Boating Access Grant	January 2018
	Grant Project Deadline:	June 30, 2018
Budget Information:	TPWD Funds – 75%:	\$127,238.00
	COB – 25%:	\$ 42,413.00
	TOTAL:	\$169,651.00
Expenditures:		
	KSA Planning and Design:	\$ 17,317.50
	Weststar Construction:	\$ 100,000.00

Contract Assignments:		
Engineer:	KSA Engineering Contract	June 16, 2014
Contractor:	Weststar Construction – Boat Ramps	March 15, 2016

Project Description: The City of Brady (COB) received a federal Boating Access Program Grant from the Texas Parks and Wildlife Department (TPWD) in 2012. This grant project was to extend the length of one (1) boat ramp and improve two (2) boat docks at Brady Lake. The ramp on the north side of the park was to be extended and boat docks at the Main Ramp and the North Ramp to be updated. The project was rebid in March 2016, and Weststar Construction secured the contract for the ramp improvements and docks. Construction of the dock was completed in January 2017, but due to increasing lake levels the boat ramp construction had been delayed and a contract amendment with Weststar was completed to remove the Boat Ramp Project from the original contract.

At this time no further action is anticipated unless lake level drop significantly. TPWD has asked that the City retain the grant until the expiration in June of 2018.

Start Date / Completion Date:	Planning Start:	June 2014
	Design Completion:	October 2015
Major Activities:	Corps Permit Received:	November 14, 2014
	Plans Submitted to TPWD Review:	September 11, 2015
	TPWD Approval of Plans:	September 18, 2015
	U.S. Fish and Wildlife Approval:	September 22, 2015
	Grant Acceptance Signed:	September 22, 2015
	Project Bid September:	November 4, 2015
	Bids Opened:	December 16, 2015
	Project Rebid:	February 3, 2016
	Bids Opened:	March 2, 2016
	Bid Awarded to Weststar Construction:	March 15, 2016
	Change Order #1 Signed:	June 21, 2016
	Dock Plan and Material Submittal Approval:	November 28, 2016
	Boat Dock Construction Begins:	January 3, 2017
	Walk-Through with Project Engineer:	January 20, 2017

Next Steps: Site review by TPWD and close grant reimbursements: **June 2018**

CITY OF BRADY

COMMUNITY SERVICES DEPARTMENT

Project Status Report: BEDC Brady Lake Fish House Redevelopment Project Jan 2018

Budget Information: Brady Economic Development Corporation (BEDC) \$ 65,256.00

Expenditures: BEDC Funds to Date for Fish House: \$ 62,383.70

Contract Assignments:
Engineer: KSA Contracted: June 16, 2014
Contractor: Docks of Texas – Fish House 80% complete – Contractor Removed

Project Description: In 2009, the citizens of Brady approved the use of 4A Economic Development Funds for a 4B-Type project for improvements at Brady Lake Park. One of the improvements was the rehabilitation of the Fish House. The new Fish House was designed and originally bid as part of a larger project including a boat ramp and new boat docks. After receiving no bids for the ramp and docks, the Fish House Redevelopment Project was separated from the boat ramp improvements. Docks of Texas is remodeling the Fish House with BEDC funds and is 80% complete. The old Fish House has been removed. Electric conduit and lighting has been installed. Staff has attempted to notify the contractor that they are in breach of contract via phone, e-mail and certified letter. The letter was returned unclaimed.

Staff is now seeking new contractors to complete the remaining work of anchoring and insulating the interior of the fish house.

Start Date / Completion Date:

Planning Start: June 2014
Design Completion: October 2015

Major Activities:

Project Bid September:	November 4, 2015
Bids Opened:	December 16, 2015
Contracted with Docks of Texas:	February 8, 2016
Demolition of Old Fish House Begun:	March 14, 2016
Contractor notified in Breach	November 2017
Initiated contact with contractors to	
Finish work	November 2017

Next Steps: Complete New Fish House: January 2018

CITY OF BRADY**COMMUNITY SERVICES DEPARTMENT**

Project Status Report: **Richards Park Improvements Grant** **January 2018**

Grant Project Deadline: **July 31, 2018**

Budget Information: **TPWD Funds:** August 20, 2015 **\$400,000.00**
COB: **\$400,000.00**
U.S. Silica Donation: **\$ 10,000.00**
Humana Health Care Grant: **\$ 1,000.00**
TOTAL: **\$811,000.00**

Expenditures: **Luck Design Group** **\$ 40,910.00**

Contract Assignments:

Landscape Architect: **Luck Design Group:** **February 7, 2017**

Project Description: The City of Brady (COB) received an Outdoor Recreation Grant from Texas Parks and Wildlife Department (TPWD) – August 2015. This project will renovate the baseball fields at Richards Park to include the relighting of two (2) ball fields. Additional renovations include a trail from E.O. Martin Memorial Park to the soccer fields at Richards Park, a new playground at the baseball complex, and benches/picnic tables along the trail. City selected design firm Luck Design from Austin, TX.

A Town Hall Meeting was held June 19, 2017 for public input. Approximately 10 people plus staff and two Council members attended. Design work started in February 2017 and is anticipated to be complete in January 2018. Construction is estimated to begin in March 2018 and be complete in December 2018. Ballfield Complex will be closed to play during 2018 season to allow new turf grass to establish correctly.

Start Date / Completion Date: **July 2016 / July 2018**

Major Activities: **Grant Awarded by TPWD:** **August 20, 2015**
Field Visit by TPWD: **September 28, 2015**
Contract Signed with TPWD: **July 13, 2016**
RFP for Design Released: **September 23, 2016**
RFP for Design Evaluated: **December 7, 2016**
Design Firms Invited to Interview: **December 15, 2016**
Design Firms Interviewed: **January 10, 2017**
Selected Landscape Architect: **February 7, 2017**
Town Hall Meeting: **June 19, 2017**
30% Plan Review: **August 22, 2017**
60% Plan Review: **November 30, 2017**

Next Steps: **Complete Design/approved by TPWD:** **January 2018**
Bidding: **February 2018**
Begin Construction: **March/April 2018**
Complete Construction: **December 2018**

CITY OF BRADY**COMMUNITY SERVICES DEPARTMENT****Project Status Report:** **Willie Washington Park Improvements** **January 2018**Grant Project Deadline: **July 31, 2018****Budget Information:** **TPWD Funds: August 20, 2015** **\$ 75,000.00**
COB: **\$ 75,000.00**
TOTAL: **\$150,000.00****Expenditures:** **Ross Surveying** **\$ 2,750.00**
T'Byrds sign shop **\$ 256.00**
T.F. Harper **\$139,932.75**
TOTAL **\$142,938.75****Contract Assignments:** **Construction:** **T. F. Harper & Associates, L.P.** **March 28, 2017**

Project Description: The City of Brady (COB) received a Small Communities Grant from the Texas Parks and Wildlife Department (TPWD). This project includes new sidewalks, picnic spaces and a new playground at Willie Washington Park. Director Peter Lamont attended the National Recreation and Parks Association Conference in October 2016 to view first hand possible playground styles to develop conceptual ideas to present to citizens. Staff met with neighborhood representatives on November 22, 2016 and March 27, 2017 to discuss the style and design of the playground. Council approved issuing a purchase order for the new playground with the requested changes from the neighborhood. The playground, sidewalk, benches and shade structure were installed.

The Electrical Utilities Division are removing the majority of the overhead electrical, installing underground with new lights. Irrigation will be completed over the winter and new landscaping added early spring and a dedication will be planned once all parts of the project are completed.

Start Date / Completion Date: **February 2016/July 2018**

Major Activities:	Grant Awarded by TPWD:	August 20, 2015
	Field Visit by TPWD:	September 28, 2015
	Contract with TPWD Signed:	February 17, 2016
	Present Potential Playground Styles to Neighborhood:	November 22, 2016
	Ordered Engineering Survey of Park:	November 30, 2016
	Sent Request for Proposals:	March 3, 2017
	Received Proposals:	March 22, 2017
	Presented Proposals to Neighborhood:	March 27, 2017
	Presented Proposal to City Council:	March 28, 2017
	Begin Construction/Remove Equipment:	May 2017
	Playground/Benches/shade Installed:	June/July 2017
	Electrical moved underground:	December 2017

CITY OF BRADY**COMMUNITY SERVICES DEPARTMENT**

Project Status Report: Willie Washington Park Improvements January 2018

Next Steps:	Install Irrigation:	Jan/Feb 2018
	Install Landscaping	Feb/March 2018
	Dedication	March 2018

CITY OF BRADY**COMMUNITY SERVICES DEPARTMENT****Project Status Report: Lt. Daniel R. Conway (Stanburn) Park Improvements Jan 2018**

Project Deadline: May 2018

Budget Information:

<u>Private Funds:</u>	<u>(Minimum)</u>	\$ 50,000.00
TOTAL:		\$ 50,000.00

Expenditures: N/A

Contract Assignments:

Engineer: Not Required
Contractor: Playground by T.F. Harper & Associates

Project Description: The City of Brady (COB) received a request from Fairmount Santrol to fund and install improvements at Stanburn Park. The desired improvements include converting tennis courts to basketball courts, planting trees, improving the turf, and installing shade structures.

Additionally, the family of Lt. Daniel R. Conway supplied a one-time gift of \$50,000.00 towards a new playground. The City has received a total of \$50,000.00 in donations. A playground has been ordered and will be installed in January or February.

In November, City Council agreed to rename the neighborhood park Lt. Daniel R. Conway Park adopted by Fairmount Santrol.

Start Date / Completion Date: 2014 / 2018

Major Activities:	Naming Policy Approved:	December 16, 2014
	Initial Project Meeting:	February 2, 2015
	Request Presented to Council:	March 3, 2015
	Estimated Court Costs:	July 10, 2015
	Preliminary Playground Designs:	July 14, 2015
	Dedicated Funds-\$50,000:	May 3, 2017
	Playground Design Requests Made:	June 2017
	Met with Donors Representative on Playground Design:	September 2017
	Selected/Ordered Playground:	December 2017

Next Steps:	Install Playground:	Jan/Feb 2018
	Update Tennis Court Area:	February/March 2018
	Rededication:	TBD

CITY OF BRADY**COMMUNITY SERVICES DEPARTMENT**

Project Status Report:	Brady Creek Trail Project	January 2018
	Third Grant Project Deadline:	June 30, 2017
	Second Extension Granted:	May 27, 2016
Budget Information:	TPWD Funds: May 22, 2012	\$200,000.00
	<u>COB:</u>	<u>\$133,100.00</u>
	TOTAL:	\$333,100.00
Expenditures:	Planning and Design:	\$ 47,662.68
	Construction To-Date:	\$267,409.30
	<u>Bid Advertisements</u>	<u>\$ 63.00</u>
	TOTAL	\$315,134.98
Reimbursements:	TPWD:	\$190,000.00 December 12, 2016
	TPWD:	\$ 10,000.00 July 24, 2017
Contract Assignments:	Engineer: KSA Contracted:	February 5, 2015
	Contractor: Westar Construction Contracted:	January 7, 2016
	Award Amount:	\$282,967.50

Project Description: The City of Brady (COB) received a Recreational Trails Program Grant from the Texas Parks and Wildlife Department (TPWD) in 2012. This grant was to rebuild the 1986 gravel trail along Brady Creek from Richards Park to a park located on West Richards Drive and North Pine Street. This project had an original due date of June 2015. Staff completed a walk-through of the trail on September 13, 2016 with the project engineer and submitted a punch list to the contractor containing two items (2) for repair. Staff conducted a walk-through with TPWD on March 1, 2017. Due to recent rains and flooding a second extension was granted until June 30, 2017. The original project was to cover 7,200 linear feet, but due to costs, could only cover approximately 5,000 feet. Due to this, an amendment to the TPWD contract was needed. Staff submitted the amendment in April and contract amendment was accepted in June. The punch list items were completed and the project accepted by City and TPWD.

Start Date / Completion Date:

Planning Start:	February 2015
Design Completion:	September 29, 2015
Bidding Process Began:	September 30, 2015

Major Activities:

Grant Acceptance Letter Signed:	May 22, 2012
Grant Extension Letter Signed:	March 27, 2015
Plans Reviewed by TPWD:	July 30-September 14, 2015
Plans Completed:	September 29, 2015
Project Released for Bids:	September 30, 2015
Bids Opened:	October 28, 2015
Bid Awarded:	December 1, 2015
Budget Amendment Approval:	December 15, 2016

Project Status Report: Brady Creek Trail Project**January 2018**

Continue Major Activities:	Signing of Contracts:	January 7, 2016
	Pre-Construction Meeting:	January 14, 2016
	Notice to Proceed:	January 14, 2016
	Named Trail – <i>Brady Creek Trail</i>:	March 15, 2016
	Change Order #1:	July 2016
	Complete Construction:	September 2016
	Walk-Through with Engineer:	September 13, 2016
	Walk-Through with TPWD:	March 1, 2017
	Contract Amendment Completed:	June 2017
	Punch List Completed:	June 30, 2017
	TPWD Grant is completed	July 24, 2017

Next Steps:	Name Pocket Park:	February 2018
	Dedication:	TBD

FINAL REPORT

Project Status Report:	Brady Lake Dam Breach Inundation Mapping & Brady Drainage Master Plan	January 2018
		Grant Project Deadline:
		December 31, 2017
Budget Information:	TDEM:	\$ 50,000.00

COB:	\$ 20,100.00
TOTAL:	\$ 70,100.00

Grant Payment Received:	\$ 50,000.00
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Expenditures: \$70,020.00 contract with Lockwood, Andrews & Newman, Inc. (LAN).

Contract Assignments:
Engineer: Lockwood, Andrews & Newman, Inc.

Project Description: The City of Brady (COB) received a grant from the Federal Emergency Management Agency (FEMA) through the Texas Department of Emergency Management (TDEM) to conduct a Breach and Inundations Study of the Brady Lake Dam, and a City-wide Drainage Master Plan. A signed contract was secured with LAN in the amount of \$70,020.00 to complete the project. COB staff met with LAN on May 6, 2016 and subsequently submitted a list of sites to be further evaluated for drainage improvements. LAN submitted the Breach Analysis to the Texas Commission on Environmental Quality (TCEQ). TCEQ requested additional downstream mapping and that work was completed by LAN. TDEM has reimbursed the City for the \$50,000.00 awarded in the grant.

Start Date / Completion Date:

Start Date:	April 6, 2016
Acceptance by TCEQ:	December 21, 2017

Major Activities:	Grant Accepted:	April 27, 2015
	Kickoff Meeting with TDEM:	April 29, 2015
	RFP Submitted to TDEM for Review:	September 29, 2015
	RFP Released:	October 21, 2015
	RFPs Received:	November 18, 2015
	Engineer Interviews:	January 7, 2016
	Engineer Selection:	January 8, 2016
	Council Approved Contract with LAN:	February 16, 2016
	Kickoff Meeting Held:	April 6, 2016
	Project Update Meeting with Staff:	May 6, 2016
	1st Project Deadline Extended:	July 22, 2016
	Public Presentation to City Council:	September 20, 2016
	Filed Payment Request with TDEM:	October 31, 2016
	Final Report Submitted to COB:	November 18, 2016

FINAL REPORT - Continues

Project Status Report:	Brady Lake Dam Breach Inundation Mapping & Brady Drainage Master Plan	January 2018
Major Activities continue:		
TCEQ Request for Further Mapping:		January 8, 2017
2 nd Project Deadline Extended:		January 19, 2017
Grant Payment Received:		January 31, 2017
Report Resubmitted to TCEQ:		March 22, 2017
TCEQ Dam Inspection:		May 5, 2017
Met with LAN to discuss additional Mapping required by TCEQ		August 31, 2017
3 rd Project Deadline Extended:		September 14, 2017
Email Acceptance by TCEQ:		September 21, 2017
Final Acceptance Letter from TCEQ		December 21, 2017

CITY OF BRADY**COMMUNITY SERVICES DEPARTMENT**

Project Status Report:	Curtis Field Airport Master Plan	January 2018
	Grant Project Deadline:	August 31, 2018
Budget Information:	TxDOT Aviation Funds:	\$180,000.00
	COB:	\$ 20,000.00
	TOTAL:	\$200,000.00

Expenditures: N/A

Contract Assignments:
Engineer: Coffman and Associates

Project Description: The City of Brady (COB) received, from the Texas Department of Transportation (TxDOT) Aviation Division an Airport Improvement Program Grant to prepare a new Master Plan for Curtis Field Airport. The current Master Plan is over seventeen (17) years old. Master Plans should be revised no less than every five (5) years and updated no less than every ten (10) years to ensure goals and objectives are current and operational.

After negotiations with the previously selected vendor were unsuccessful, TxDOT, in coordination with COB staff elected to develop a new Scope of Work for the project and seek new proposals. The new Scope of Work was completed in July 2017 and responses were received in August. A new contractor, Coffman and Associates was selected in October and TxDOT completed negotiations in December of 2018.

Start Date / Completion Date:
Planning Restart: June 2017

Major Activities:	RFP for Planning Service Release:	August 5, 2016
	Contract with TxDOT Aviation Signed:	August 22, 2016
	Proposals Received by TxDOT Aviation:	August 30, 2016
	Selection Committee Requested Interviews: (with three (3) contractors)	November 2, 2016
	Interviewed Potential Contractors:	February 1, 2017
	Selected KSA as Project Engineer:	February 2017
	Negotiations Failed with Selected Vendor:	May 19, 2017
	Council Approved New Resolution-Revised Grant:	June 6, 2017
	Develop New Scope of Work for Airport Plan:	July 2017
	Receive Proposals for New Plan:	September 2017
	Selected Coffman and Associates:	October 2017
	TxDOT Completed Negotiation with Contractor:	December 2017

Next Steps: Kickoff Meeting: January 2018

CITY OF BRADY**COMMUNITY SERVICES DEPARTMENT**

Project Status Report: **Automated Weather Observation System Grant (AWOS)** **January 2018**

Grant Project Deadline: **August 2018**

Budget Information:	TxDOT Aviation Funds:	\$150,000.00	75%
	COB:	\$ 50,000.00	25%
	TOTAL:	\$200,000.00	

Expenditures: **All Weather Inc.** **\$88,307.00**

Contract Assignments:
Contractor: **All Weather Inc.** **\$96,513.00**

Project Description: The City of Brady (COB) applied with the Texas Department of Transportation (TxDOT) Aviation Division for an Airport Improvement Program (AIP) Grant to replace the current Automated Weather Observation System (AWOS). The current system was no longer functioning and the parts to repair it are unavailable. The TxDOT Commission met on February 23, 2017 and awarded the grant to Brady. Staff worked with TxDOT to bid the project in April in accordance with TxDOT requirements, but due to the invitation to bid not being posted, bid timeline was extended. Two bids were received and the lowest responsible bidder was awarded the project.

Construction of the AWOS is 99% complete. The contractor is due in January to complete the installation of hardware to allow phone access to the system. Weather status is available via radio and online.

Start Date / Completion Date:
Planning Start: **October 2016**

Major Activities:

Council Approval of Grant Resolution:	December 4, 2016
TxDOT Grant Approval:	February 23, 2017
Release Bid for AWOS:	April 2017
Award Bid:	July 18, 2017
Construction Start:	December 2017
Construction Completed:	December 2017

Next Steps:

Initiate phone access:	January 2018
Finalize Grant Closure and funding	February 2018

CITY OF BRADY**COMMUNITY SERVICES DEPARTMENT****Project Status Report: G. Rollie White Complex Steering Committee January 2018****Budget Information:** N/A**Expenditures:** N/A**Contract Assignments:**
Engineer: N/A
Contractor: N/A

Project Description: On April 24, 2017 members of the McCulloch County Extension Leadership Committee including City Council, City staff, County Commissioners and AgriLife Extension Service representatives met in a special joint work session to discuss current City, County and 4-H needs and plans for master planning the GRW Complex as well as its history of joint-use, its future use and the next steps of appointing a GRW Steering (AgriLife Leadership) Committee. City Council and County Commissioners each appointed two members to the new GRW Steering Committee. On June 20, Director Peter Lamont and Agent Jacque Behrens met to discuss and organize the inaugural meeting of the GRW (Goals) Steering Committee. The meeting was held June 29 and included ten (10) members: Mayor Pro Tem James Griffin, Council Member Shelly Perkins, P&Z Committee Chair Nick Blyshak, Director of Community Services Peter Lamont, County Commissioners Gene Edmiston and Jason Behrens, Extension Agent Jacque Behrens, Livestock Association representatives Joe Behrens and Michael Probst and Chamber President Erin Corbell. Initial thoughts on required facilities included two (2) covered arenas, buildings that can accommodate portable stalls, meeting building and show office, RV spaces with hookups and an office for the McCulloch County AgriLife Extension Service agents.

Survey and deed of GRW Complex was found. City has the option to sell all or part of the facilities/complex, per deed, if desired.

A grant was submitted to the G. Rollie White Foundation for planning funds, but was not awarded. The committee wishes to form a tax exempt 501(c)3 organization for the purposes of fund raising.

Start Date / Completion Date:

Planning Start: June 2017

Major Activities:	Inaugural Meeting:	June 29, 2017
	Tours of four Similar Facilities:	July 20-21, 2017
	Application to GRW Foundation for Master Plan Grant – denied more info needed	August 11, 2017

Next Steps:	Begin process for a 501(c)3 organization	January 2018
	Begin Master Planning Facility	January 2018
	Walk Surveyed Boundaries	January 2018

CITY OF BRADY**COMMUNITY SERVICES DEPARTMENT**

Project Status Report: **Activity Center Renovation Project** **January 2018**

Project Deadline: **TBD**

Budget Information:

City of Brady – Building	\$50,000.00
City of Brady – Plans and Specs	\$46,000.00
McCulloch County - Building	\$50,000.00
Senior Advisory Committee has available	\$60,000.00

Expenditures:

BISD – purchased building	\$100,000.00
<u>EIKON Consultants</u>	<u>\$ 46,600.00</u>
TOTAL	\$146,600.00

Contract Assignments:

Architects: **EIKON Consultants**

Project Description: In 2015, the City purchased the South Ward Cafeteria building from the Brady Independent School District with assistance from McCulloch County. The facility is intended to hold the Senior Citizen program and the Meals-on-Wheels program. The facility will also be used for other activities and programs when not in use for senior programming – afternoons, evenings and weekends. EIKON provided conceptual drawings for the facility with the City planning to contract out the various aspects of the construction. In December 2015 a request for proposals for was released for HVAC services. Only one company responded and noted that energy codes would require each trade to build to the highest level of the code while a completed plan would allow tradeoffs resulting in costs savings

On February 7, 2016 the contract EIKON was expanded to include full plans, specifications and bid documents. These plans include a commercial kitchen to support the Senior Lunch program. EIKON has provided an estimated cost of \$875,000 or approximately \$130/sq. ft. The reason for the costs include new restrooms, energy code requirements, ADA accessibility requirements, and commercial kitchen codes.

The City has cleaned the facility and sold what items it could via online auction. Utilities has been reworking the lines servicing the facility.

Start Date / Completion Date: 2015 / TBD

Major Activities:

City Purchased South Ward Cafeteria	2015
Contracted EIKON for conceptual design	2015
Contracted EIKON full construction plans	February 2016
Plan review	August 2016

Next Steps:

Need to Budget \$900,000	TBD
Bid and Construction	TBD

CITY OF BRADY**COMMUNITY SERVICES DEPARTMENT**

Project Status Report: **Brady Lake Game Management Program** **January 2018**

Budget Information: **N/A**

Expenditures: **N/A**

Contract Assignments:
Contractor: **Jason Skinner**

Project Description:

Axis deer have become a significant issue in the vicinity of Brady Lake. Large herds have been entering the City limits, especially in the Simpson Lake Club area. These same herds have had a detrimental effect on the native White Tail deer. On April 4, 2017, City Council authorized the City Manager to enter into an agreement with Jason Skinner to act as a trapper and to relocate Axis deer from the South Shore Park area of Brady Lake. The contract includes fees for Axis of various ages and sizes to be paid to the City.

After numerous back and forth legal reviews, an agreement was reached and a contract has been signed. The two year contract will be evaluated with monthly reports from the trappers and the annual deer count. Additionally, Mr. Skinner has met with Agrilife to assist with the local youth hunts authorized by Council.

Start Date / Completion Date:

Planning Start: **April 4, 2017**

Major Activities: **Approval by City Council** **April 4, 2017**
Complete Contract **December 2017**
Begin Trapping **December 2017**

Next Steps: **Evaluate Trapping Success** **November 2018**



MEMORANDUM

December 29, 2017

To: City Council

From: Kim Lenoir, City Manager

Subject: Update of Replat & Leases of Davee and Dodge Heights Subdivisions

In 2013-2014, staff discovered the tangled web of non-compliance and billing with lake lot leases for Davee and Dodge Heights. In 2015, City Council increased the annual lease payments to \$1200 per year per lot. TCEQ rules also made it difficult for the city to continue to lease lots that were too small (less than $\frac{1}{2}$ acre) for current septic tank requirements, especially in complying with the clean pristine water quality of the Brady Lake area. In 2016, staff began survey and replat work to clear up the records, billing, property inspections and compliance with current TCEQ septic tank regulations.

In January 2017, City Council and P&Z discussed the proposed replat of Davee Addition. The City Council gave staff further directions on the amended lease agreements for the new lot lay-outs and to assume if bills had been sent and paid the owner had a right to a lake lot lease. Draft lease agreements and maps were mailed and staff met with the 7 families affected in the Davee Addition. P&Z held a Public Hearing for Davee Addition on February 14 and City Council on February 21, both hearings have been extended to June 13 and 20 and then to September 12 and 19 to address one property survey line adjustment, that the surveyor needed to make. Council approved the replat of the Davee Addition September 19.

City Council also discussed a desire to sell the newly replatted lots, with first right of refusal going to the active lease holder with proper property improvements. The City Attorney found that city could sell the leased lake lots at appraised value. The appraiser finished his report of the Davee Addition. City Council will review the appraisal.

City Council waived the 2016 billing and staff billed the Davee lot leases with active leases for 2017 at the rate of the existing leases. January is time to bill for 2018 leases.

The Dodge Heights replat has been more difficult to replat, with the probability of several homes on less than a 1/2 acre tract. The goal is to have the Dodge Heights replat and staff recommendations scheduled in July 2018.

In February 2017, City Council put a moratorium on considering any new leases, until the lake lot leases and replats are in order. The Dodge Heights subdivision, zoned single-family in 2013, will go through the replatting rules process, requiring public hearings, P&Z approval and City Council approval. All new leases will be prepared and approved by city council, incorporating any current active leases yet to expire.

Next Step:

Davee – File final plat. Sell lots.

Dodge Heights – continuation of cleaning up records. One abandoned lot and personal property is scheduled for demolition.



MEMORANDUM

December 29, 2017

To: City Council
From: Kim Lenoir, City Manager
Subject: Update of Regulating Boat Docks on Brady Lake

City of Brady has Ordinance No. 316, Regulating Boat Docks and Other Floating Structures that needs updating. Just like recordkeeping of lease lake lots, records of active boat dock permits are not complete. Now that the lake is filling and boat docks can float again on the lake, there is more interest in acquiring and permitting boat docks from lake property owners. There are also many existing boat docks in poor condition that are not claimed that need to be removed.

Staff is reviewing rules on other Texas lakes and is preparing new boat dock rules and regulations. Staff will be presenting soon to the City Council to discuss all issues in an upcoming work session.

Staff is billing in January existing boat docks with permits and requesting new applications from all other boat dock owners. By ordinance only lake lot owners may have a boat dock on Brady Lake.

Next Steps:

Staff is identifying existing boat dock permits that are in compliance and billing in January. Inspect existing docks for non-compliance and abandonment. Post notices and remove the docks. Present updated rules and regulations to City Council for discussion during a work session.



MEMORANDUM

December 29, 2017

To: City Council
From: Kim Lenoir, City Manager
Subject: Construct City Animal Control Facility at GRW Complex

In June 2017, City Council Members and staff toured animal control facilities in Lampasas and San Saba. The city has been leasing for 2 1/2 years the Mays Vet building on the San Angelo Highway for a 72-hour stray hold facility. That lease expires July 2018.

During budget work sessions, City Council proposed to build a small facility at GR White Complex to meet the minimum needs of the city for a permanent 72-hour stray hold facility, not to exceed \$70,000 which was budgeted for FY2018.

Staff reviewed with City Council on-site and at the work session on September 19, the concept plan for the facility. It would be located on the north end of the race track, near the back unpaved road and surrounding an existing small concrete building (17' x 16'), all located southwest of the existing FFA/4H animal pens. Water, sewer, electric, and phone utilities are located nearby. The site needed to be raised and drainage improved by adding a second culvert under the unpaved road that drains to Brady Creek. The street department completed the pad site.

The concept plans include moving the 20' x 20' portable office building located at the South Shore Park (old Mutualistic site) and to build a new garage style metal building with 24 kennels, like was observed in Lampasas. City Council liked the concept plan.

Staff hired Eikon to design/engineer the foundation plans, plumbing and the pre-fab metal building is also engineered.

Next Steps:

In January, staff will solicit bids for contractors to build the concrete foundation, plumbing (54' x 40') and install the new metal building.