



Tony Groves
Mayor

Rey Garza
Council Member Place 1

Missi Davis
Council Member Place 2

Jeffrey Sutton
Council Member Place 3

Jane Huffman
Mayor Pro Tem
Council Member Place 4

Jay May
Council Member Place 5

Dennis Jobe
Interim City Manager

Tina Keys
City Secretary

Sarah Griffin
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 SEPTEMBER 17, 2019 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 6:00 pm on September 17, 2019, 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 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 to save time

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 Minutes for Regular Meeting on September 3, 2019
- B. Discussion, consideration and possible action regarding Resolution 2019-033 for the temporary closure of certain streets in the City of Brady on October 1, 2019 from 6:00 p.m. to 10:00 p.m. for National Night Out Block Parties

5. PRESENTATION

Proposed Major Water Distribution Capital Outlay - Projects

6. PUBLIC HEARING:

None

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 the **second and final reading of Ordinance 1281** of the City of Brady, Texas to adopt the FY 2020 Budget.
- B. Discussion, consideration and possible action regarding the **second and final reading of Ordinance 1282** of the City of Brady, Texas to adopt the 2019 Property Tax Rate.
- C. Discussion, consideration and possible action regarding the **second and final reading of Ordinance 1283** of the City of Brady, Texas to adopt the 2020 Fee Schedule.
- D. Discussion, consideration and possible action regarding the **second and final reading of Ordinance 1284** of the City of Brady, Texas to amend FY 2019 current budget – an amount of \$95,500 to address the underfunded FY2019 capital project for upgrade to Simpson Street Water Line from 1" to 6".
- E. Discussion, consideration and possible action regarding awarding the upgrade of Simpson / Jordan Street Water Main from 1" in. to 6". to the lowest responsible bidder – Roto, Inc. dba Roberts Construction Co., San Angelo, an additive alternate bid amount of \$114,135.00.
- F. Discussion, consideration and possible action regarding nominations for McCulloch County Appraisal District Board of Directors.
- G. Discussion, consideration and possible action regarding acceptance of a contribution from the Live Oak Cemetery Association of Brady, Inc. for the paving and repair of roads in Live Oak Cemetery.
- H. Discussion, consideration and possible action regarding Resolution 2019-031 adopting the City's Investment Policy and appoint a Council Member to the FY 20 Investment Committee.
- I. Discussion, consideration and possible action regarding Resolution 2019-034 to rescind Resolution # 2016-006 which established in-service work days.
- J. Discussion and summary of City Council action and if procedures and processes worked.
- K. Discussion by City Council of City improvements to be recognized.

8. STAFF REPORTS

- A. Monthly Financial / Utility Reports:**
- B. Monthly Activity Reports:** Visit Brady Report, Seniors, Golf, BPD, Fire-EMS Calls, BVFD Expense Report, Animal Control, Airport, Code Enforcement, Chronic Code Complaints, and Structures Inhabited without utilities
- C. Upcoming Special Events/Meetings:**
Sept 14-15 - Tres Amigos Golf Tournament
Sept 17 – City Council Work and Regular Session

Oct 1 – City Council Meeting
Oct 1 – NATIONAL NIGHT OUT
Oct 7 – LEPC
Oct 9 – 11 – TML Annual Conference, San Antonio
Oct 14 – Columbus Day, City Offices Closed
Oct 15 – City Council Work and Regular Session

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:

- 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 Attorney Denton, Navarro, Rocha, Bernal and Zech
- Pursuant to Section 551.071 (Consultation with Attorney) City Council will meet consult with the City Attorney regarding IRS legal issues in relation to TML Benefits filings

11. OPEN SESSION ACTION ON ANY ITEMS COMING OUT OF EXECUTIVE SESSION

Consider action coming out of Executive Session

- a. Consider possible action regarding City Attorney
- b. Discussion, consideration and possible action regarding Resolution 2019-032 authorizing TML's law firm of Mitchell Williams to represent the City of Brady before the IRS to resolve proposed IRS penalties and to authorize the City Manager to execute a Power of Attorney for same.

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. 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 regarding Real Property), 551.073 (Deliberations regarding prospective Gifts or Donations), 551.074 (Personnel Matters), 551.076 (Deliberations regarding Security Devices), 551.086 (Deliberate, vote or take final action on competitive matters of the public power utility), and 551.087 (Deliberation regarding 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 551.104(c) and the meeting is conducted by all participants in reliance on this opinion.

20 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, September 30, 2019 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 Jane Huffman, Missi Davis, Jay May, Jeffrey Sutton and Rey Garza. City staff present were Interim City Manager Dennis Jobe, Finance Director Lisa Remini, Public Works Director Steve Miller, Police Chief Steve Thomas, Water Superintendent Gary Jacobson, and City Secretary Tina Keys. Also in attendance were Ed Hernandez, Chris Wilde, Vicki Brown and Glenn Wallace

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

3. PUBLIC COMMENTS

Ed Hernandez – discussed calls he has received about the construction on N. Bridge St. regarding rumors that the construction company had gone bankrupt. Hernandez called TXDOT and found out the rumors were not true. They will have a crew back this week or next week. They were out on other jobs.

Vicki Brown – is working at 8th and China at 807 S. China. She is doing a remodel on the property and one of her faucets has no pressure. She spoke with Gary Jacobson and was told that nothing can be done at this time. Gary Jacobson stated it is part of the 5 year plan but is not in the budget at this time. Steven Miller said city staff will take this into consideration and will work with the homeowner. Mayor asked if we can put it as an agenda item for the next meeting. Miller said we could, as a presentation item. Council Member May asked to see the 5 year capital plan.

Glenn Wallace, 1206 Live Oak, has a great fluctuation in water pressure. Lived there 35 years and always had a deficiency of pressure causing big problems.

4. CONSENT AGENDA

A. Approval of Minutes for Regular and Work Session Meetings on August 20, 2019

Council Member Davis moved to approve. Seconded by Council Member May. All Council Members voted “aye” and none “nay”. Motion passed with a 5–0 vote.

5. PRESENTATIONS:

There were no presentations

6. PUBLIC HEARINGS:

Public Hearing for the proposed Fiscal Year 2019-2020 Budget was opened at 6:05p.m. There were no comments. Public hearing was closed at 6:06.

7. INDIVIDUAL CONCERNS

A. Discussion, consideration and possible action regarding the first reading of Ordinance 1281 of the City of Brady, Texas to adopt the FY 2020 Budget. Lisa Remini presented. Council Member Sutton moved to approve. Seconded by Council Member Davis.

Roll Call Vote:

Jane Huffman - Aye

Rey Garza - Aye

Missi Elliston - Aye

Jeffrey Sutton - Aye

Jay May - Aye

All Council Members voted “aye” and none “nay”. Motion passed with a 5 - 0 vote.

B. Discussion, consideration and possible action regarding the first reading of Ordinance 1282 of the City of Brady, Texas to adopt the 2019 Property Tax Rate. Lisa Remini presented. Council Member May moved to approve. Seconded by Council Member Garza.

Roll Call Vote:

Jane Huffman - Aye

Rey Garza - Aye

Missi Elliston - Aye

Jeffrey Sutton - Aye

Jay May - Aye

All Council Members voted “aye” and none “nay”. Motion passed with a 3 – 0 vote.

C. Discussion, consideration and possible action regarding the first reading of Ordinance 1283 of the City of Brady, Texas to adopt the 2020 Fee Schedule. Lisa Remini presented. Council Member Davis moved to approve. Seconded by Council Member Garza.

Roll Call Vote:

Jane Huffman - Aye

Rey Garza - Aye

Missi Elliston - Aye

Jeffrey Sutton - Aye

Jay May - Aye

All Council Members voted “aye” and none “nay”. Motion passed with a 5 - 0 vote

D. Discussion, consideration and possible action regarding awarding the upgrade of Nueva Drive Water Main from 2” to 6” to the lowest responsible bidder – Roto, Inc dba Roberts Construction Co., San Angelo, a base bid amount of \$159,362.00. Steven Miller presented and introduced Chris Wilde with KSA and Water Superintendent Gary Jacobson. Council Member Sutton moved to approve. Seconded by Council Member Huffman. All Council Members voted “aye” and none “nay”. Motion passed with a 5 – 0 vote.

E. Discussion, consideration and possible action regarding the first reading of Ordinance 1284 of the City of Brady, Texas to amend FY 2019 current budget – an amount of \$95,500 to address the underfunded FY 2019 capital project for upgrade to Simpson Street Water Line from 1” to 6”. Steven Miller presented. Council Member May moved to approve. Seconded by Council Member Sutton. All council members voted “aye” and none “nay”. Motion passed with a 5 – 0 vote.

F. Discussion, consideration and possible action to award the bid from Solomon Corporation, Kansas for work to recondition the north substation transformer. Steven Miller presented. Council Member Davis moved to approve. Seconded by Council Member Garza. Motion passed with a 5 – 0 vote.

G. Discussion and summary of City Council action and if procedures and processes worked. There was no discussion.

H. Discussion by City Council of City improvements to be recognized. Council Member Sutton said he missed the iPad training and wants to pick up a few pointers. Jobe said he could come to the office. Council Member Huffman gave kudos to all city staff who made Goat Cook-off happen. Could not happen without city staff. Mayor Groves asked about S. substation. Miller said it does require more maintenance and we now know what can be accomplished without moving transformer off site. Will work on making improvements to S. substation.

8. STAFF REPORTS

A. Upcoming Special Events/Meetings:

Sept 14-15 - Tres Amigos Golf Tournament
Sept 17 – City Council Work and Regular Session
Oct 1 – City Council Meeting
Oct 7 – LEPC
Oct 9 – 11 – TML Annual Conference, San Antonio
Oct 14 – Columbus Day, City Offices Closed
Oct 15 – City Council Work and Regular Session

9. ANNOUNCEMENTS

Council Member Huffman wants it added to the next agenda to discuss the holidays that city employees have to work. Huffman also asked if Oct. 1st is National Night out because there's a Council meeting that day.

10. EXECUTIVE SESSION

There was no Executive Session

11. OPEN SESSION ACTION ON ANY ITEMS COMING OUT OF EXECUTIVE SESSION

None

12. ADJOURNMENT

There being no further business, the Mayor adjourned the meeting at 6:52 p.m.

Mayor Anthony Groves

Attest: _____

Tina Keys, City Secretary

City Council

City of Brady, Texas

Agenda Action Form

AGENDA DATE:	09/17/2019	AGENDA ITEM	4.B.
AGENDA SUBJECT:	Discussion, consideration, and possible action on Resolution 2019-033 for the temporary closure of certain streets in the City of Brady on October 1, 2019 from 6:00 p.m. to 10:00 p.m. for National Night Out Block Parties.		
PREPARED BY:	T. Keys	Date Submitted:	09/10/2019
EXHIBITS:	Resolution 2019-033		
BUDGETARY IMPACT:	Required Expenditure:	\$00.00	
	Amount Budgeted:	\$00.00	
	Appropriation Required:	\$00.00	
CITY MANAGER APPROVAL:			

SUMMARY: McCulloch County Crime Stoppers is promoting National Night Out to bring neighbors, law enforcement, first responders and City officials together to make neighborhoods safer. Block Parties are being held in various areas of the City and streets will need to be blocked off for the safety of those attending.
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RECOMMENDED ACTION: Move to approve Resolution 2019-033 in the interest of public safety.

RESOLUTION NO. 2019-033

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRADY, TEXAS FOR THE TEMPORARY CLOSURE OF CERTAIN STREETS IN THE CITY OF BRADY ON OCTOBER 1, 2019 FROM 6:00 P.M. TO 10:00 P.M. FOR NATIONAL NIGHT OUT BLOCK PARTIES.

WHEREAS, the City Council of the City of Brady wishes to support McCulloch County Crime Stoppers and National Night Out to bring neighbors, law enforcement, first responders and City officials together to make neighborhoods safer, and;

WHEREAS, the City Council of the City of Brady, for the safety of its citizens, request possible temporary closure of City streets on October 1, 2019 from 6:00 p.m. to 10:00 p.m. at various locations.

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

That the City Council of the City of Brady allows the temporary closure of specified streets on October 1, 2019 from 6:00 p.m. to 10:00 p.m. to allow its citizens to safely participate in National Night Out Block Parties.

PASSED AND APPROVED this the _____ day of _____, 2019.

CITY OF BRADY

Anthony Groves, Mayor

Attest: _____
Tina Keys, City Secretary

CITY OF BRADY, TEXAS
OVERALL WATER SYSTEM MAP

LEGEND	
WL 3/4"	TO 1/2"
WL 2"	
WL 3"	
WL 4"	
WL 6"	
WL 8"	
WL 10"	
WL 12"	
WL 14"	
WL 16"	
WL 18"	

NORTH
SCALE 1:400'



31-Water Dist/WW Coll.

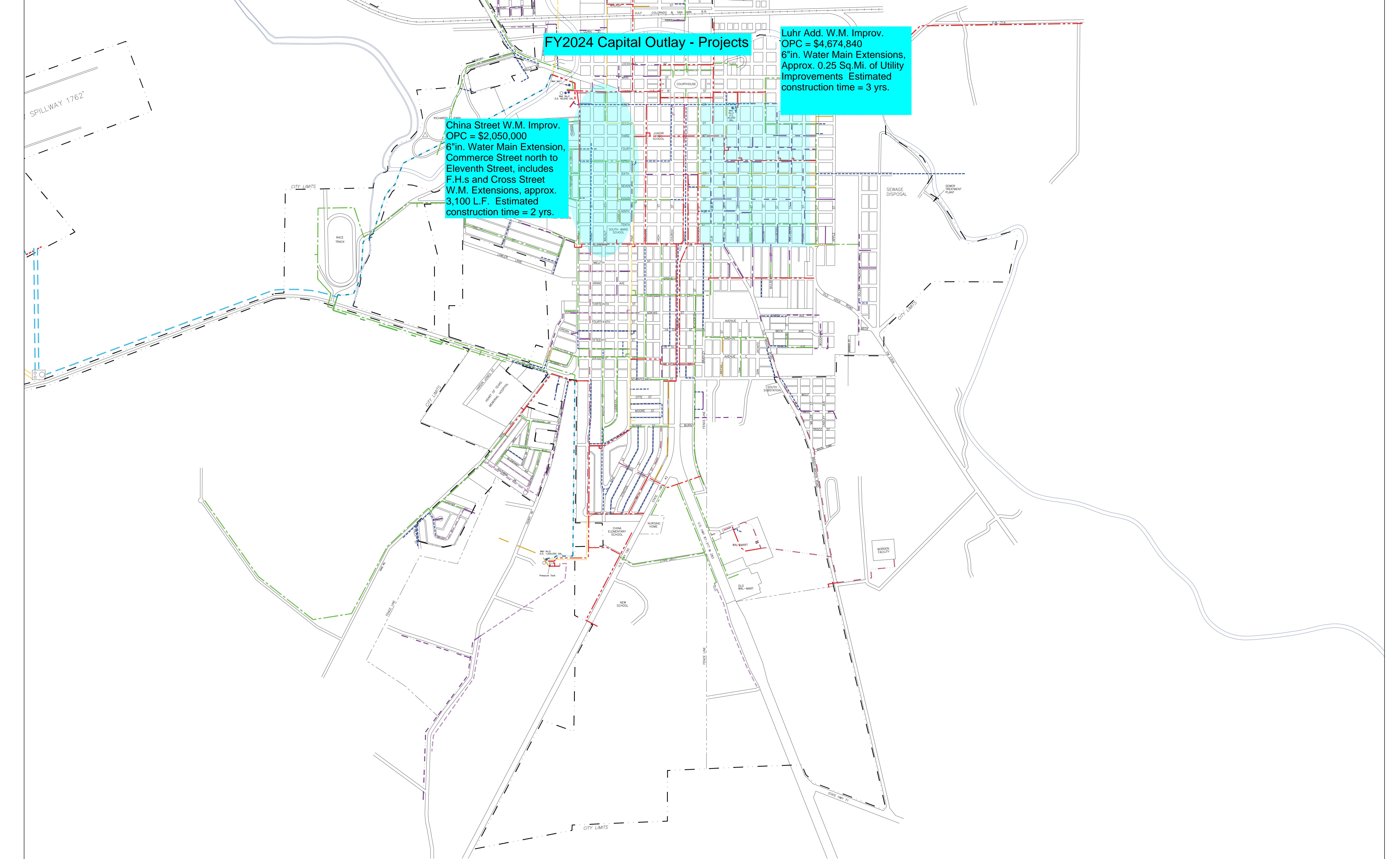
CAPITAL IMPROVEMENT PROJECTS FUNDING SCHEDULE

ITEM	1st 5-Yr	2nd 10-Yr	3rd 15-yr	4th 20-yr
Richards Park 15" in Trunk Line (Plate 6)			917,500	
12" in & 15" in Outfall Line to WWTP (Plate 3)			1,079,300	
Cypress St between W3rd to Commerce (Plate 7)			447,500	
Live Oak along West 11 Alley Sewer Lines Upsize (Plate 2)				2,100,000
West 14th, 15th & 17th Cypress varies WW Pipe Relignment (Plate 4)			950,000	
Old Mason Rd. from E Grove St. to Ave. B, WW Replace (Plate 5)			890,000	
TXDOT US377N beyond SH190 to Belton Water line relocate	500,000			
Crothers South to White St. - 8" in. Water Main Replacement	939,978			
China Street (11th St. N to Commerce) - 2" in. Replacement w/ 6" in. W.M.	2,050,000			
11th St. (Wall St. W to Parkview) - 2" in. Replacement w/ 6" in. W.M.				
China South (17th St. to W China) Abandon 2" in. Reconnect to 12" in. Ex. W.M.				
Add 6" in. W.M. Replacement & Loops (F3 Crothers)			3,012,750	
Martin Heights Subdv. 1" in. W.M. Replacement to 6" in. Upsize			2,410,200	
Irish Add. 2" in. Replacement to 6" in. Water Main Upsize (A2)			289,224	
LUHR Add. (F2) So. Ward N to 1st St., 2" in. Replacement to 6" in. Upsize			3,784,014	
LUHR Add. (C2) East of Bridge to A.L. Reed, 3/4, 1-1/2, 2" Replacement to 6" in. Upsize			4,674,840	
Oakdale Add. (A3) 6" in. W.M. Replace. & Loops				1,008,000
Wood Add. (F6) Replace 6" in. W.M.				775,680
Future 8" in. W.M. Extension (Loop) to HWY71			1,836,000	
A1 Crothers Add. along Elizabeth 6" in. VC to 8" in. PVC Gravity			2,541,000	
A3 N. Blackburn - Marie S. west to Crothers N 6" in VC to 8" in. PVC Gravity			0	2,002,000
A4 Meadow Crk Add. Replac. Clay Lines				1,270,500
F4 Highland So. Add. New L.S. & Gravity Lines for Service				1,986,600
UTILITY FUNDS CIP	\$ 3,489,978	\$ 12,223,014	\$ 10,039,814	\$ 9,712,280

FY2024 Capital Outlay - Projects

Luhr Add. W.M. Improv.
OPC = \$4,674,840
6" in. Water Main Extensions,
Approx. 0.25 Sq.Mi. of Utility
Improvements. Estimated
construction time = 3 yrs.

China Street W.M. Improv.
OPC = \$2,050,000
6" in. Water Main Extension,
Commerce Street north to
Eleventh Street, includes
F.H.s and Cross Street
W.M. Extensions, approx.
3,100 L.F. Estimated
construction time = 2 yrs.



City Council
City of Brady, Texas

Agenda Action Form for Ordinance

AGENDA DATE:	09/17/2019	AGENDA ITEM	7.A.
AGENDA SUBJECT:	Discussion, consideration, and possible action regarding the second and final reading of Ordinance # 1281 of the City of Brady, Texas, to adopt the FY 2020 Budget.		
PREPARED BY:	Lisa Remini	Date Submitted:	9-10-2019
EXHIBITS:	Ordinance # 1281 FY 20 Highlights Decision Packet Summary for FY 20 / Step-Grade Plan effective 10-1-19 Proposed Fund Balance Compliance Report 9-3-2019		
BUDGETARY IMPACT:	Required Expenditure:	\$00.	
	Amount Budgeted:	\$00.	
	Appropriation Required:	\$49,144,358.	
CITY MANAGER APPROVAL:			

SUMMARY: This budget will raise less total property taxes compared last year's budget. The property tax revenue to be raised from new property added to the tax roll this year is \$4,955. This budget includes a cemetery tax levy of 2 cents per \$100 valuation of property. Total Budget after transfers is \$49,144,358 The Budget was reviewed by City Council by having 3 all-day workshops during the month of July. The Budget proposes rate increases for Electric, Water, Sewer, and Trash services. The Budget includes a 3% step plan wage increase for qualified full-time employees, 4% to qualified police officers, raises the minimum wage for Grade 12 employees to \$10/hour, continues the certification pay program, and adds 1 new position to the Water / Sewer Fund. Major goals include the construction phases of the Waste Water Plant, and Water system improvements, addressing Electric infrastructure improvements and replacing needed heavy equipment, enhancing Water service staffing needs, and replacing a commercial trash truck, and providing for a new squad truck and medical equipment for the Fire and EMS divisions, The proposed FY20 Budget will promote that ending fund balances for all funds continue to comply with fund balance policy requirements.

RECOMMENDED ACTION: Mayor will ask: <u>"Madam City Secretary please read the Ordinance Preamble for the record in accordance with the City Charter."</u> <u>"Secretary reads preamble"</u> Mayor calls for a motion: Move to approve the second and final reading of Ordinance 1281 Mayor will ask: <u>"Madam City Secretary please proceed with a Roll Call vote."</u>

**FISCAL YEAR 2020 BUDGET ORDINANCE
ORDINANCE NO:1281**

**AN ORDINANCE AS PRESCRIBED BY THE HOME RULE CHARTER, CITY OF BRADY,
ADOPTING A FISCAL YEAR 2020 OPERATING BUDGET**

WHEREAS, State law and the Home Rule Charter requires formal adoption of an annual budget for operations for the City of Brady; and

WHEREAS, the City Manager presented a proposed budget to the City Council on August 6, 2019 per Home Rule Charter requirement Section 6.03 and desired amendments by the City Council have been incorporated; and

WHEREAS, a general summary of the proposed budget was posted in City Hall, on the city website and published in the official newspaper; and

WHEREAS, a public hearing was held on September 3, 2019, in accordance with State law and Home Rule Charter requirements; and

WHEREAS, Section 6.03 of the Home Rule Charter provides that in the event the budget has not been finally adopted by October 1st, the budget and desired amendments as submitted shall be deemed to have been finally adopted by the Council;

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

SECTION 1:

That the foregoing recitals are hereby found to be true and correct and are hereby adopted by City Council and made a part hereof for all purposes and findings of fact. City Council hereby certifies that the City has complied with all statutory notices, hearings, and requirements for the adoption of the FY 2020 Operational Budget.

SECTION 2:

That the Fiscal Year 2020 Operational Budget for the City of Brady, Texas, as presented to the City Council on September 3, 2019 and will hereby be deemed adopted on September 17, 2019, by requirement of State Law and Section 6.03 of the Home Rule Charter.

SECTION 3:

That a copy of the 2020 FY Operation Budget be filed with the City Secretary and other officials as designated under State law.

SECTION 4:

That the City Manager be empowered to administer the approved 2020 FY Operational Budget and execute purchases and other expenditures in accordance with State law and the Home Rule Charter.

SECTION 5:

That this Ordinance be published by caption only pursuant to State law.

SECTION 6:

That this Ordinance shall be in force and effective on the 1st day of October 2019, that being more than 15 days after such publication, for the public hearing on the budget, pursuant to Section 6.03 (2) of the Home Rule Charter.

This Ordinance was presented at a public hearing held on September 3, 2019; was formally introduced on the 3rd day of September, 2019 for the first reading; and was presented on the 17th day of September 2019 for the second and final reading.

Roll Call Vote:

- Jane Huffman, Mayor Pro Tem
- Rey Garza, Council Member Place 1
- Missi Elliston, Council Member Place 2
- Jeffrey Sutton, Council Member Place 3
- Jay May, Council Member Place 5

PASSED AND ADOPTED ON FIRST READING on this 3rd day of September, 2019.

Roll Call Vote:

- Jane Huffman, Mayor Pro Tem
- Rey Garza, Council Member Place 1
- Missi Elliston, Council Member Place 2
- Jeffrey Sutton, Council Member Place 3
- Jay May, Council Member Place 5

PASSED AND ADOPTED ON SECOND READING on this 17th day of September, 2019.

Anthony Groves, Mayor

ATTEST: _____
Tina Keys, City Secretary

APPROVED AS TO FORM:

Sarah Griffin, Assistant City Attorney
DENTON NAVARRO ROCHA BERNAL & ZECH, PC

City Council
City of Brady, Texas

Agenda Action Form for Ordinance

AGENDA DATE:	09/17/2019	AGENDA ITEM	7.B.
AGENDA SUBJECT:	Discussion, consideration, and possible action regarding the second and final reading of Ordinance #1282 of the City of Brady, Texas, to adopt the 2019 Property Tax Rate.		
PREPARED BY:	Lisa Remini	Date Submitted:	9-10-2019
EXHIBITS:	Ordinance # 1282		
BUDGETARY IMPACT:	Required Expenditure:	\$00.00	
	Amount Budgeted:	\$00.00	
	Appropriation Required:	\$00.00	
CITY MANAGER APPROVAL:			

SUMMARY:

This budget will raise less total property taxes than was raised in last year's budget. The property tax revenue to be raised from new property added to the tax roll this year is \$4,955.

The effective tax rate is effectively higher than the proposed rate because the 2019 total adjusted taxable value is less than the 2018 adjusted taxable value by \$747,887.

Tax Rate	Adopted FY 2018-19	Proposed FY 2019-20
Property Tax Rate	0.409609	0.409609
Effective Rate	0.410860	0.423036
Effective M&O Tax Rate	0.410860	0.423036
Rollback Tax Rate	0.443728	0.456878
Debt Rate	0.000000	0.000000

RECOMMENDED ACTION:

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 **second and final** reading of Ordinance 1282

Mayor will ask: "Madam City Secretary please proceed with a Roll Call vote in accordance with the City Charter (4 affirmative votes required).

ORDINANCE NO. 1282

AN ORDINANCE LEVYING TAXES FOR THE USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE CITY OF BRADY, TEXAS FOR THE YEAR 2019

Whereas, the Chief Appraiser of the McCulloch County Appraisal District has certified the 2019 Appraisal Roll for property taxable by the City of Brady, Texas; and

Whereas, based upon said Appraisal Roll, the Chief Appraiser has calculated the effective rate for the City of Brady for 2019; and

Whereas, the City of Brady posted a Notice on August 14, 2019 in a local newspaper a proposed tax rate equal to the 2018 tax year rate at 0.409609 per \$100 valuation; and

Whereas, the City Council is in favor of continuing the 2018 tax year rate of 0.409609 as the 2019 tax year property rate as well;

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

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

Section 2. Cemetery Tax. Under Section 713.006(b) of the Texas Health and Safety Code, that there is hereby levied and there shall be collected for the maintenance of the City's cemetery for the year two thousand nineteen (2019), upon all property, real, personal and mixed, within the corporate limits of said City subject to taxation, a tax of \$00.02 on each one-hundred dollars (\$100.00) valuation of property.

Section 3. Tax. That there is hereby levied and there shall be collected for the use and support of the municipal government of the City of Brady, Texas for the year two thousand nineteen (2019), upon all property, real, personal and mixed, within the corporate limits of said City subject to taxation, an M&O tax rate of \$00.409609 on each one-hundred dollars (\$100.00) valuation of property, and an I&S tax rate of \$00.00. The M&O tax includes the cemetery tax of \$00.02 on each one-hundred dollars (\$100.00) valuation of property.

Section 4. The foregoing tax shall be due and payable at the office of the City Tax Collector on October 1, 2019 and shall be paid before February 1, 2020. All such taxes not paid prior to such date shall be deemed delinquent and shall be subject to all legal remedies, including maximum penalty and interest as allowed by law.

Roll Call Vote:

- Jane Huffman, Mayor Pro Tem
- Rey Garza, Council Member Place 1
- Missi Elliston, Council Member Place 2
- Jeffrey Sutton, Council Member Place 3
- Jay May, Council Member Place 5

PASSED AND ADOPTED ON FIRST READING on this 3th day of September, 2019.

Roll Call Vote:

- Jane Huffman, Mayor Pro Tem
- Rey Garza, Council Member Place 1
- Missi Elliston Council Member Place 2
- Jeffrey Sutton, Council Member Place 3
- Jay May, Council Member Place 5

PASSED AND ADOPTED ON SECOND READING on this 17th day of September, 2019.

Mayor, Anthony Groves

ATTEST:

Tina Keys, City Secretary

APPROVED AS TO FORM:

Sarah Griffin, Assistant City Attorney

DENTON NAVARRO ROCHA BERNAL & ZECH, PC

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

AGENDA DATE:	09/17/2019	AGENDA ITEM	7.C.
AGENDA SUBJECT:	Discussion, consideration and possible action regarding second and final reading of Ordinance 1283 of the City of Brady, Texas, adopting the Utility Rates and Fee Schedule for City Services.		
PREPARED BY:	Tina Keys	Date Submitted:	08/27/2019
EXHIBITS:	Ordinance No. 1283 Consolidated Utility Rates and Fee Schedule		
BUDGETARY IMPACT:	Required Expenditure:	\$00.00	
	Amount Budgeted:	\$00.00	
	Appropriation Required:	\$00.00	
CITY MANAGER APPROVAL:			

SUMMARY: City Council has held several workshops to discuss various utility rates and fees for City Services for the FY 2020 Budget. Attached is the consolidated fee schedule for fees, utility rates and charges by the City of Brady as amended by City Council.
--

RECOMMENDED ACTION:
Mayor will ask: <u>“Madam City Secretary please read the Ordinance Preamble for the record in accordance with the City Charter.”</u> “Secretary reads preamble” Mayor calls for a motion: Move to approve the second and final reading of Ordinance 1283 Mayor will ask: <u>“Madam City Secretary please proceed with a Roll Call vote in accordance with the City Charter (4 affirmative votes required).”</u>

ORDINANCE NO. 1283

**AN ORDINANCE OF THE CITY OF BRADY, TEXAS, UPDATING
ORDINANCE NUMBER 1258 A SCHEDULE OF FEES, FOR THE
ADMINISTRATION OF UTILITY RATES, PROGRAMS, REGULATIONS,
AND OTHER OPERATIONS OF THE CITY; UPDATING THOSE FEES;
AND PROVIDING A SEVERANCE CLAUSE.**

WHEREAS, the City of Brady, Texas (hereinafter the “City”) has established numerous fees for the administration of programs and regulations by the City; and

WHEREAS, it is often appropriate and equitable for the individuals and businesses that use particular city services to bear the cost of providing those services; and

WHEREAS, many of those fees have become obsolete and no longer even approximate the cost to the city of providing those services; and

WHEREAS, appropriate fees will encourage the judicious use of city resources in light of the cost to the public of using those resources and the need for the benefit provided by those resources; and

WHEREAS, it is necessary to update the existing fee schedule on an as needed basis to keep the public up to date on applicable fees for a particular service, and

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

That the Fee Schedule attached hereto as “Exhibit A” to this Ordinance is hereby adopted.

If any section, subsection, sentence, clause, phrase, or portion of this ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions of this ordinance.

PASSED, APPROVED on FIRST READING on this the ____ day of _____, 2019.

PASSED, APPROVED on SECOND READING on this the ____ day of _____, 2019.

Anthony Groves, Mayor

ATTEST:

Tina Keys, City Secretary

City Council
City of Brady, Texas
Agenda Action Form for Ordinance

AGENDA DATE:	09/17/2019	AGENDA ITEM	7.D.												
AGENDA SUBJECT: Discussion, consideration, and possible action regarding the second and final reading of Ordinance 1284 to amend FY2019 current budget – an amount of \$95,500 to address an underfunded FY2019 capital project for upgrade to Simpson Street Water Line from 1”in. to 6”in.															
PREPARED BY:	S.Miller	DATE SUBMITTED	0/10/2019												
EXHIBITS:	Ordinance 1284 Fund Balance Compliance Report														
BUDGETARY IMPACT:	Required Expenditure:	\$114,315.00													
	Amount Budgeted Available:	\$18,926.00													
	Appropriation Required:	\$95,500.00													
CITY MANAGER APPROVAL:															
SUMMARY:															
To address an underfunded FY2019 capital project for Simpson Street Water Main Improvement.															
<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Current Unencumbered Funds</td> <td style="width: 50%; text-align: right;">\$228,288</td> </tr> <tr> <td>+ Restricted Commitment</td> <td style="text-align: right;">(\$ 50,000)</td> </tr> <tr> <td>+ Upgrade Nueva Dr. water main.</td> <td style="text-align: right;">(\$159,362)</td> </tr> <tr> <td style="padding-left: 40px;">Available balance</td> <td style="text-align: right;">\$ 18,926</td> </tr> <tr> <td>+ Upgrade Simpson St. water main</td> <td style="text-align: right;">(\$114,135)</td> </tr> <tr> <td style="padding-left: 40px;">Shortfall in funding (net)</td> <td style="text-align: right;">\$ 95,209</td> </tr> </table>				Current Unencumbered Funds	\$228,288	+ Restricted Commitment	(\$ 50,000)	+ Upgrade Nueva Dr. water main.	(\$159,362)	Available balance	\$ 18,926	+ Upgrade Simpson St. water main	(\$114,135)	Shortfall in funding (net)	\$ 95,209
Current Unencumbered Funds	\$228,288														
+ Restricted Commitment	(\$ 50,000)														
+ Upgrade Nueva Dr. water main.	(\$159,362)														
Available balance	\$ 18,926														
+ Upgrade Simpson St. water main	(\$114,135)														
Shortfall in funding (net)	\$ 95,209														
<p>The reason for this request is to increase the funding level to the Capital Outlay – Projects (401.00) in Water / Waste Water Distribution Division in order to award an alternate bid for general contractor services to replace a small diameter water main.</p>															
There are sufficient fund balance reserves to cover this cost.															
RECOMMENDED ACTION:															
<p>Mayor will ask: <u>“Madam City Secretary please read the Ordinance Preamble for the record in accordance with the City Charter.”</u> “Secretary reads preamble”</p>															
<p>Mayor calls for a motion: Move to approve the second and final reading of Ordinance 1284</p>															

ORDINANCE NO. 1284

**AN ORDINANCE OF THE CITY OF BRADY, TEXAS AMENDING THE FISCAL
YEAR 2018-2019 BUDGET**

An ordinance amending the 2018-2019 Fiscal Year Budget as follows:

Increasing the Water/Sewer Fund Budget by \$95,500.

WHEREAS: The Council approved two capital projects at estimated costs to improve the water system infrastructure at Nueva Drive and Simpson Street locations in the Fiscal Year 19 Budget;

WHEREAS: The formal bids for the work at both locations collectively exceed the approved budget allocation;

WHEREAS: The Council supports the 5-year Capital Projects Plan that has identified these projects as necessary to correct underserved customers regarding water pressure; and

WHEREAS: Unrestricted Water/ Sewer fund balance reserves are available to support the total expenditure cost for both projects;

**NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF
BRADY TEXAS** that the FY 2018-2019 budget be amended accordingly.

APPROVED UPON FIRST READING THIS THE 3rd DAY OF SEPTEMBER 2019,

**APPROVED AND PASSED UPON SECOND READING THIS THE 17TH DAY OF
SEPTEMBER 2019.**

Anthony Groves, Mayor

ATTEST: _____
Tina Keys, City Secretary

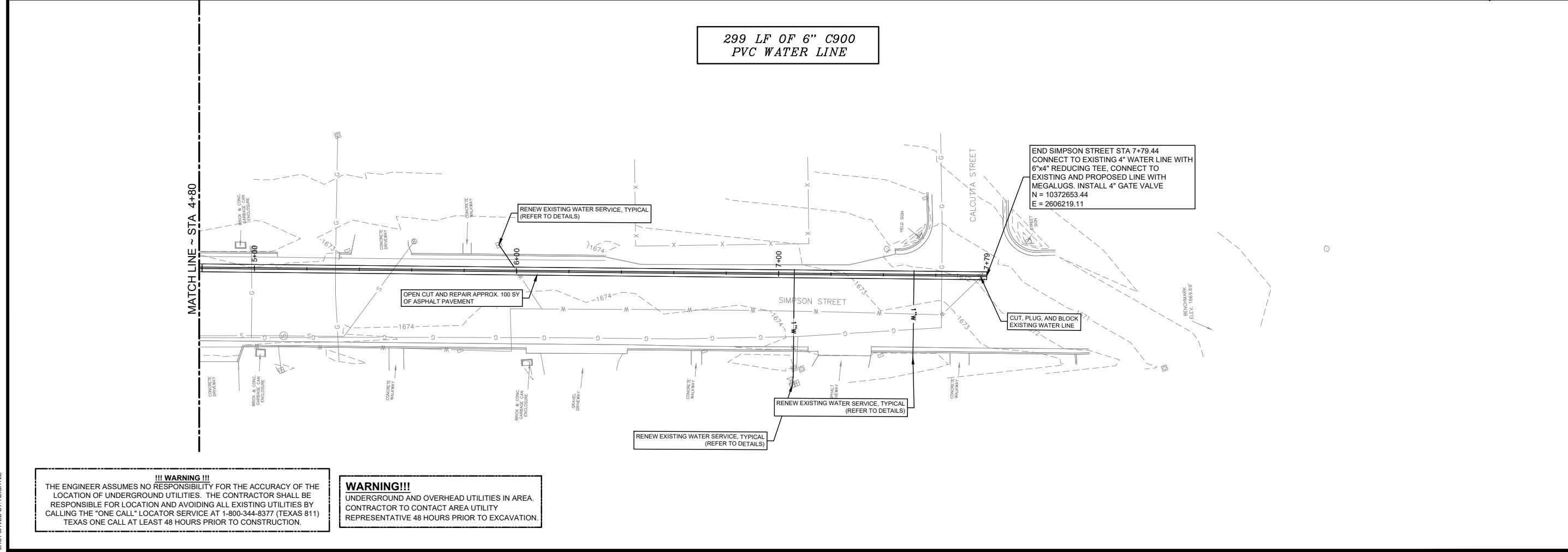
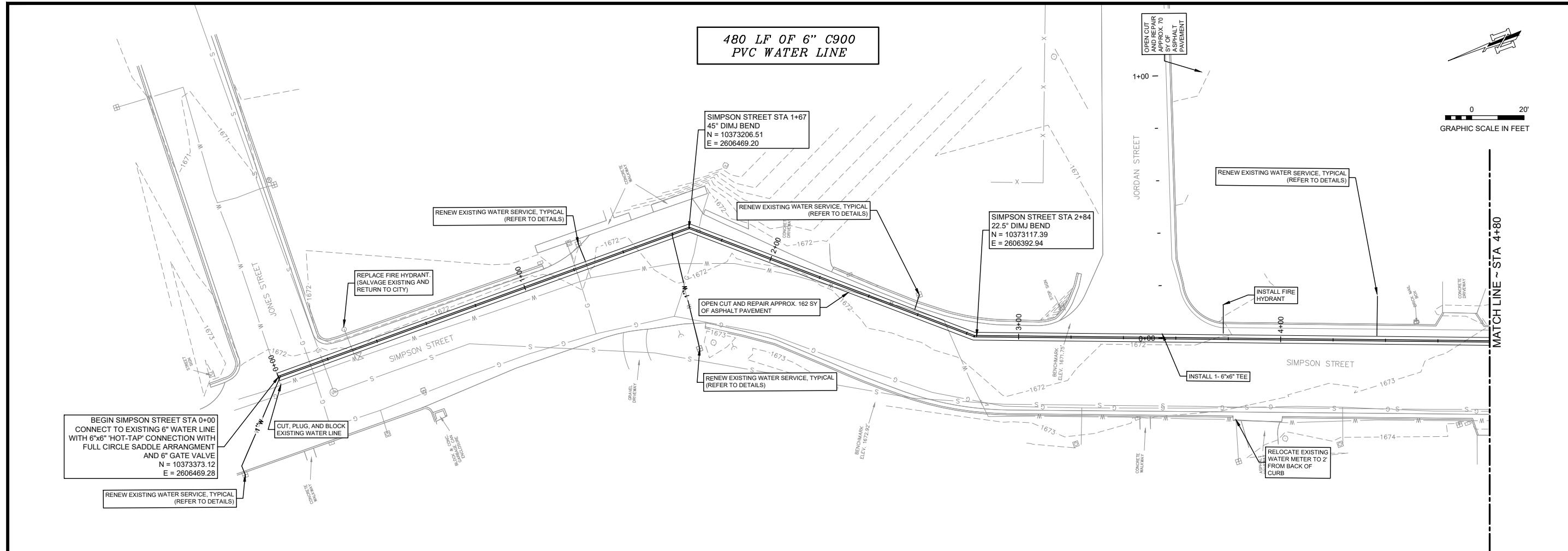
City Council

City of Brady, Texas

Agenda Action

AGENDA DATE:	09/17/2019	AGENDA ITEM	7.E.		
AGENDA SUBJECT:	Discussion, consideration, and possible action regarding awarding the Upgrade of Simpson/Jordan Street Water Main from 1" in. to 6" in. to the lowest responsible bidder - Roto, Inc. dba Roberts Construction Co. , San Angelo, an additive alternate bid amount of \$114,135.00 .				
PREPARED BY:	S. Miller / G. Jacobson	DATE SUBMITTED	8/26/2019		
EXHIBITS:	Bid Tabulation Plan Sheet				
BUDGETARY IMPACT:	Required Expenditure:	\$114,135.00			
	Amount Budgeted:	\$114,135.00			
	Appropriation Required:	\$0.00			
CITY MANAGER APPROVAL:					
SUMMARY:	<p>Five (5) sealed bids were received Friday August 9, 2019 for water main improvements along Simpson-Jordan Streets for upgrading an existing 1" in. water main to a 6" in. water main. This neighborhood has 9 residential water meter connections on the 1" in water main. This improvement was identified in the annual capital improvement program and approved in FY2019 supplemental budget schedule. Adequate funding exists in the FY2019 Capital Outlay – Projects account.</p> <p>The bid package included this one planned additive alternate upgrade of water mains for Simpson Street/Jordan Street. Additive alternate bid items were identified during the design phase when job estimates revealed established funding amounts were not sufficient to advertise as a base bid job.</p> <p>The engineer's opinion of probable cost for Nueva Drive water main upgrade was \$119,773.00.</p>				
RECOMMENDED ACTION:	<p>City staff recommends to City Council to award the Upgrade Simpson/Jordan Street Water Main from 1" in. to 6" in. to Roto, Inc. dba Roberts Construction Co. in the amount of \$114,135.00.</p> <p>Mayor asks for a motion to award base bid.</p>				

CITY OF BRADY, TEXAS				Qro Mex Construction Co.		Lone Star Sitework		Boot Construction, LLC		JM Pipeline		Roto, Inc	
BID NO.	DESCRIPTION QTY	UNIT (with unit price in words)	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	
Base Bid - General													
	BASE BID - GENERAL AMOUNT:	\$ 71,000.00	\$ 33,225.00	\$ 58,500.00	\$ 38,000.00	\$ 27,300.00							
Base Bid - Nueva Drive													
	BASE BID - NUEVA DRIVE AMOUNT:	\$ 129,620.00	\$ 123,970.00	\$ 119,030.00	\$ 178,100.00	\$ 103,502.00							
Additive Alternate I - Nueva Drive Street Repairs (Asphalt)													
	ADDITIVE ALTERNATE I - NUEVA DRIVE STREET REPAIRS (ASPHALT) AMOUNT:	\$ 10,200.00	\$ 40,120.00	\$ 5,100.00	\$ 12,070.00	\$ 28,560.00							
Additive Alternate III - Simpson Street and Jordan Street Improvements													
5.01 981 LF Trench Safety (Reference Section 01200.1.6.A)													
	at Dollars	\$1.00	\$981.00	\$2.00	\$1,962.00	\$2.00	\$1,962.00	\$15.00	\$14,715.00	\$1.00	\$981.00		
	and Cents												
	per linear foot												
5.02 130 CY Foundation Material for Unstable Trench (Reference Section 01200.1.6.B)													
	at Dollars	\$25.00	\$3,250.00	\$106.20	\$13,806.00	\$50.00	\$6,500.00	\$3.00	\$390.00	\$42.00	\$5,460.00		
	and Cents												
	per cubic yard												
5.03 981 LF 6-in C900 PVC Water Line (Reference Section 01200.1.6.C)													
	at Dollars	\$75.00	\$73,575.00	\$42.40	\$41,594.40	\$52.00	\$51,012.00	\$100.00	\$98,100.00	\$46.00	\$45,126.00		
	and Cents												
	per linear foot												
5.04 2 EA Cut and Plug Existing Water Line (Reference Section 01200.1.6.D)													
	at Dollars	\$650.00	\$1,300.00	\$1,616.00	\$3,232.00	\$2,200.00	\$4,400.00	\$1,500.00	\$3,000.00	\$640.00	\$1,280.00		
	and Cents												
	per square yard												
5.05 9 EA Service Connection (Includes Pipe, Open Cut and Asphalt Repair, Trench Safety, Foundation Material for Unstable Trench) (Reference Section 01200.1.6.E)													
	at Dollars	\$1,300.00	\$11,700.00	\$1,458.00	\$13,122.00	\$1,500.00	\$13,500.00	\$2,500.00	\$22,500.00	\$1,500.00	\$13,500.00		
	and Cents												
	per each												
5.06 2 EA Fire Hydrant (Reference Section 01200.1.6.F)													
	at Dollars	\$4,500.00	\$9,000.00	\$7,070.00	\$14,140.00	\$4,000.00	\$8,000.00	\$3,000.00	\$6,000.00	\$4,500.00	\$9,000.00		
	and Cents												
	per each												
5.07 2 EA 6-in Gate Valve (Reference Section 01200.1.6.G)													
	at Dollars	\$1,200.00	\$2,400.00	\$1,950.00	\$3,900.00	\$2,750.00	\$5,500.00	\$1,000.00	\$2,000.00	\$1,100.00	\$2,200.00		
	and Cents												
	per each												
5.08 1 EA Tie-in to Existing Water Line (Hot Tap) (Reference Section 01200.1.6.H)													
	at Dollars	\$4,000.00	\$4,000.00	\$5,978.00	\$5,978.00	\$3,500.00	\$3,500.00	\$2,500.00	\$2,500.00	\$3,300.00	\$3,300.00		
	and Cents												
	per each												
5.09 2 EA Tie-in to Existing Water Line (Reference Section 01200.1.6.I)													
	at Dollars	\$3,000.00	\$6,000.00	\$3,900.00	\$7,800.00	\$2,400.00	\$4,800.00	\$2,500.00	\$5,000.00	\$2,700.00	\$5,400.00		
	and Cents												
	per each												
ADDITIVE ALTERNATE III - SIMPSON STREET AND JORDAN STREET IMPROVEMENTS AMOUNT:				\$ 112,206.00	\$ 105,534.40	\$ 99,174.00	\$ 154,205.00	\$ 86,247.00					
Additive Alternate IV - Simpson Street Repairs (Asphalt)													
6.01 332 SY Open Cut and Repair Asphalt Road (Reference Section 01200.1.7.A)													
	at Dollars	\$30.00	\$9,960.00	\$118.00	\$39,176.00	\$15.00	\$4,980.00	\$35.50	\$11,786.00	\$84.00	\$27,888.00		
	and Cents												
	per square yard												
ADDITIVE ALTERNATE IV - SIMPSON STREET REPAIRS (ASPHALT) AMOUNT:				\$ 9,960.00	\$ 39,176.00	\$ 4,980.00	\$ 11,786.00	\$ 27,888.00					
Additive Alternate V - Simpson Street Repairs (Concrete)													
	ADDITIVE ALTERNATE V - SIMPSON STREET REPAIRS (CONCRETE) AMOUNT:	\$ 21,580.00	\$ 39,176.00	\$ 13,280.00	\$ 18,558.80	\$ 28,884.00							
Additive Alternate VI - Live Oak Street Improvements													
	ADDITIVE ALTERNATE VI - LIVE OAK STREET IMPROVEMENTS AMOUNT:	\$ 37,804.00	\$ 36,478.70	\$ 35,316.00	\$ 55,705.00	\$ 31,193.00							
Additive Alternate VII - Live Oak Street Repairs (Asphalt)													
	ADDITIVE ALTERNATE VII - LIVE OAK STREET REPAIRS (ASPHALT) AMOUNT:	\$ 2,350.00	\$ 11,092.00	\$ 1,410.00	\$ 3,337.00	\$ 7,896.00							
Additive Alternate VIII - Live Oak Street Repairs (Concrete)													
	ADDITIVE ALTERNATE VIII - LIVE OAK STREET REPAIRS (CONCRETE) AMOUNT:	\$ 6,110.00	\$ 11,092.00	\$ 3,760.00	\$ 5,254.60	\$ 8,178.00							
Additive Alternate IX - CCTV													
	ADDITIVE ALTERNATE IX - CCTV AMOUNT:	\$ 4,080.00	\$ 26,112.00	\$ 10,200.00	\$ 10,200.00	\$ 5,100.00							



ADDITIVE ALTERNATE - SIMPSON STREET

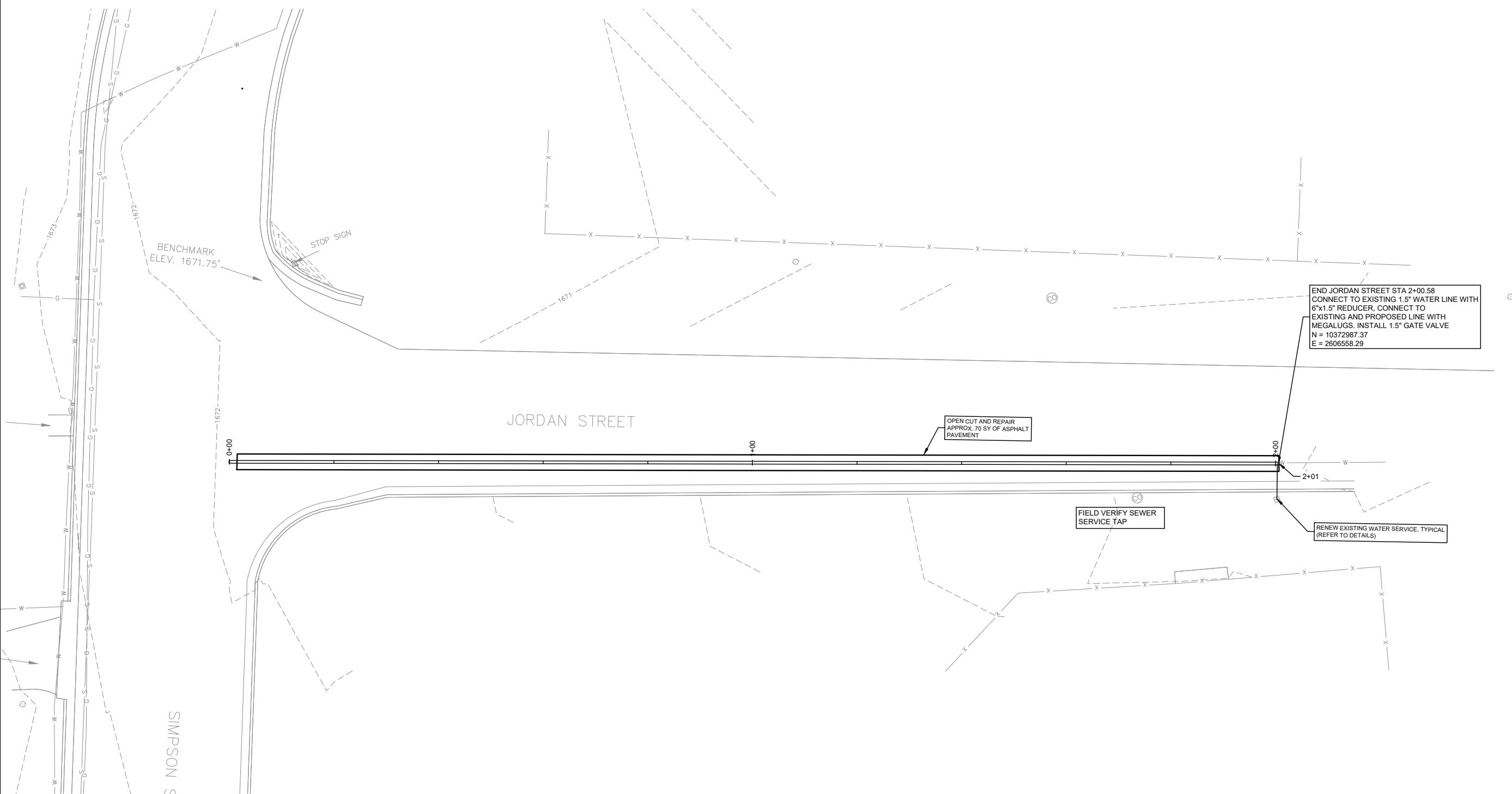
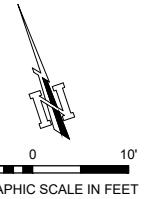
DRAWN BY:	MB
DESIGNED BY:	AL
LATEST REVISION:	7/17/2019
CSA JOB NO.:	BRA057
PROJECT NAME:	NUEVA DRIVE, SIMPSON STREET AND LIVE OAK STREET WATER LINE IMPROVEMENTS BRADY, TEXAS

KSA
58 Buck Street, San Angelo, Texas 76901
T. 325.947.5555 F. 888.222.9418
www.ksaeng.com

7/17/19

STATE OF TEXAS
CHRISTOPHER J. WILLE
111787
LICENCED PROFESSIONAL ENGINEER
Christopher J. Wille
SEAL: TBPE Firm Registration No. F-1356
SHEET NO. 04

202 LF OF 6" C900
PVC WATER LINE



DRAWN BY: MB		DESIGNED BY: AL	
LATEST REVISION: 7/17/2019		KSA JOB NO.: BRA057	
PROJECT NAME: NUEVA DRIVE, SIMPSON STREET AND LIVE OAK STREET WATER LINE IMPROVEMENTS BRADY, TEXAS			
SHEET NAME:			
 STATE OF TEXAS CHRISTOPHER J. WILDE 1111787 LICENSED PROFESSIONAL ENGINEER  Christopher J. Wilde SEAL: TBPE Firm Registration No. F-1356 SHEET NO. 05			

City Council

City of Brady, Texas

Agenda Action Form

AGENDA DATE:	09/17/2019	AGENDA ITEM	7.F.
AGENDA SUBJECT:	Discussion, consideration and possible action regarding nominations for McCulloch County Appraisal District Board of Directors		
PREPARED BY:	Tina Keys	Date Submitted:	09/06/2019
EXHIBITS:	Copy of letter to taxing entities regarding nominations for Members of the McCulloch County Appraisal District Board of Directors		
BUDGETARY IMPACT:	Required Expenditure:	\$00.00	
	Amount Budgeted:	\$00.00	
	Appropriation Required:	\$00.00	
CITY MANAGER APPROVAL:			
SUMMARY:			
Members of the McCulloch County Appraisal District Board of Directors are up for election and each voting entity must nominate Board Members and report the nomination to the Chief appraiser. Once your nominations are made, the City Secretary will report to McCulloch County Appraisal District on your behalf.			
The following Board Members terms are expiring 12/31/2019 and all have agreed to serve again:			
<ul style="list-style-type: none">➤ Reed Williams➤ Cynthia Quinn➤ Matt McBee			
RECOMMENDED ACTION:			
Nominate Board Members for the McCulloch County Appraisal District Board of Directors.			



MC CULLOCH COUNTY APPRAISAL DISTRICT
306 W. LOCKHART, BRADY, TEXAS 76825
PHONE: 325-597-1627 FAX: 325-597-2408
E-MAIL: zane@mccullochcad.org
ZANE BRANDENBERGER, R.P.A.,R.T.A.,C.C.A.
CHIEF APPRAISER

August 28, 2019

RE: Board of Directors Nomination Letter

To All Voting Taxing Entities:

As required by state law, I am notifying you of the elections process for the Board of Directors of the McCulloch County Appraisal District. The process begins with this notice letting you know the number of votes to which your taxing unit is entitled. This year there are 3 Board of Directors that will have to be elected. For each Board of Director position there are a total of 1,000 votes. Meaning this year there will be a total of 3,000 votes. Below is a copy of all the taxing units eligible to vote and their vote allocations. The allocations are based on the total 2018 tax levies of each taxing unit. The following is a breakdown of how many votes your entity will receive this year.

CALCULATION OF VOTES FOR BOARD OF DIRECTORS-2019 ELECTION

Tax Unit	2018 Levy	Percent of Total	Total Vote Eligibility
McCulloch County	\$4,435,466.95	32.4%	972
City of Brady	\$980,567.38	7.2%	215
City of Melvin	\$22,902.88	0.2%	5
Brady ISD	\$6,295,042.41	46.1%	1383
Lohn ISD	\$692,009.01	5.1%	152
Rochelle ISD	\$902,505.67	6.6%	198
Mason ISD	\$341,224.39	2.5%	75
Total	\$13,669,718.69		3000

The McCulloch County Appraisal District Board of Directors is comprised of 5 board members. These members serve 2-year terms. This year we have 3 board members whose term will expire.

Your taxing unit may nominate up to 3 members to the Board of Directors this year.

THE FOLLOWING MEMBERS TERMS ARE OVER 12/31/2019:

Reed Williams – Willing to serve again

Cynthia Quinn – Willing to serve again

Matt McBee – Willing to serve again

CURRENT BOARD OF DIRECTORS THRU 12/31/2020:

Brentt Raybion

Michael Probst

Please note: If you wish to keep the same board members, those members will also need to be nominated. Only names nominated will appear on the ballot.

After all nominations are received, we will assemble a ballot before October 30th and your taxing unit will have the opportunity to cast your votes for a single individual or you may disburse your votes in any way you wish. The voting is done by resolution of your board in regular session. The resolutions are to be returned to the appraisal district before December 20. The results will be announced immediately following that deadline.

Please send your nominations before October 25, 2019. If you have any questions about the procedures for the elections of the Board, please contact me at (325)597-1627.

Sincerely,



Zane P. Brandenberger

City Council

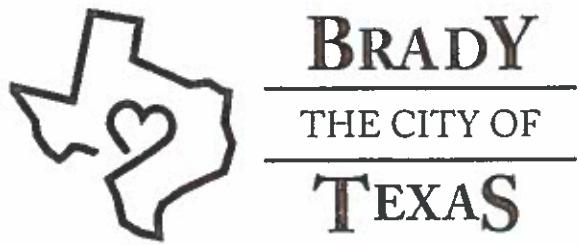
City of Brady, Texas

Agenda Action Form

AGENDA DATE:	09/17/2019	AGENDA ITEM	7.G.
AGENDA SUBJECT:	Discussion, consideration, and possible action regarding the acceptance of a contribution from the Live Oak Cemetery Association of Brady, Inc. for the paving and repair of roads in Live Oak Cemetery		
PREPARED BY:	Tina Keys	Date Submitted:	09/12/2019
EXHIBITS:	agreement letter		
BUDGETARY IMPACT:	Required Expenditure:	\$00.00	
	Amount Budgeted:	\$00.00	
	Appropriation Required:	\$00.00	
CITY MANAGER APPROVAL:			

SUMMARY:
Live Oak Cemetery Association of Brady has donated \$26,970.10 for repairing pot holes and asphalt replacement for the cemetery. The repair will also include paving the dirt roads that have never been paved. City street crews will begin working on this in the next month.

RECOMMENDED ACTION:
Move to approve donation



201 East Main • P.O. Box 351 • Brady, Texas 76825

325.597.2152 • fax 325.597.2068 • <http://bradytx.us>

August 30, 2019

The City of Brady agrees to accept funds from the Live Oak Cemetery Association of Brady Inc. for repair of all current roads along with pot hole repair. This repair will also include the dirt roads on the southeastern side of the cemetery.

Dennis Jobe,
City Manager

Ch# 1132
\$26,970.10
Del: 9-5-19

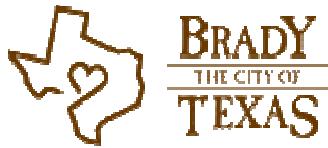
OK Bee Spiller
OK by Marilyn Waller.
per phone call 1:05 pm
9-3-19
OK Gutierrez
9-5-19

City Council

City of Brady, Texas

Agenda Action Form

AGENDA DATE:	9-17-19	AGENDA ITEM	7. H
AGENDA SUBJECT:	Discussion, consideration, and possible action regarding Resolution 2019-031 adopting the City's Investment Policy and appoint a Council Member to the FY 20 Investment Committee.		
PREPARED BY:	Lisa Remini	Date Submitted:	9-11-2019
EXHIBITS:	Agenda/Minutes of the Investment Committee for September 10, 2019 Resolution 2018-031 Investment Policy		
BUDGETARY IMPACT:	Required Expenditure:	\$00.00	
	Amount Budgeted:	\$00.00	
	Appropriation Required:	\$00.00	
CITY MANAGER APPROVAL:			
SUMMARY: The Investment Committee met September 10, 2019 and reviewed and approved the City's investment strategy and policy governing the investment of cash balances. No changes were recommended. Currently all city cash balances are held in an interest-bearing checking account or certificate of deposit – all fully collateralized. The Investment Policy calls for an Investment Committee to meet no less than annually. The Committee membership shall be the City Manager, City Finance Officer, and one Council member. Current Council Member Jane Huffman has indicated that she is willing to serve an additional year.			
RECOMMENDED ACTION: Move to approve Resolution 2019-031 adopting the City's Investment Policy and appointing one Council Member to serve on the Investment Committee for the FY 20 term.			



Investment Committee Agenda
9-10-19

1. Review/Approve Investment Policy and strategy for the City of Brady

Currently:

- All available funds are held at BNB earning 2.29% interest as of August 2019
- Escrowed funds held at BOK Financial associated with TWDB project funding is earning a rate of interest as of June 2019 at:
2.28% - CO 2012 and EDAP Grant 2015 funds remaining are invested in Investco Premium US Government Money Market
2.06% - CO 2019, 2019A, 2019B, 2019 LF funds are invested in BOK Short-term Cash Fund I - Fully collateralized
2.08% - 2019 LF AND EDAP funds are invested in Reich & Tang Demand Deposit - secured by FDIC insurance

2. Legislative Session Updates for the PFIA

3. Review market interest rates.

4. Review pledge report from depository bank as of August 31, 2019

- Verify that total deposits held at BNB are secured 102% by authorized collateral.

5. Discuss requirement for a Council member on the Committee.



MINUTES OF THE ANNUAL INVESTMENT COMMITTEE MEETING

September 10, 2019

All members were present:

Dennis Jobe, Interim City Manager _____

Lisa Remini, Finance Director _____

Jane Huffman, Council member _____

The Committee reviewed and discussed the investment strategy for the City of Brady. It was unanimously approved to continue the current strategy of maintaining city funds at the City's depository bank, Brady National Bank, to promote liquidity and earn a competitive rate of interest.

The Committee reviewed interest rates of 2 government investment pools and a third-party CD offer sheet and confirmed that Brady National Bank is paying a competitive rate on City deposits.

The committee reviewed the funds received from the TWDB that are held in escrow with BOK Financial and confirmed that the funds are appropriately invested as allowed by the city's Investment policy.

The Committee recognized that the city remains in compliance with the Public Funds Investment Act. The 2019 Legislative session did not adopt any new rules that would impact the City of Brady investments.

The Committee reviewed, discussed, and unanimously approved the City's Investment Policy. The Committee confirmed that all criteria required by the Public Funds Investment Act have been met.

The Committee discussed the legal requirements under the Vernon Civil Statutes that require a banking institution to fully secure / collateralize 100% of the City's deposits. The City's investment policy requires that all funds be secured at 102% of market value of principal and accrued interest on the deposits less \$250,000 FDIC insurance. The city deposits are fully collateralized and staff monitors compliance regularly.

Jane Huffman stated she would serve another term on the Committee if the Council so desired.

There being no other business, the meeting was adjourned.

RESOLUTION NO. 2019-031

**A RESOLUTION OF THE CITY OF BRADY, TEXAS APPROVING THE CITY'S
INVESTMENT POLICY AND APPOINTING AN INVESTMENT COMMITTEE
MEMBER FOR THE FISCAL YEAR 2020**

WHEREAS, Chapter 2256 of the Government Code, commonly known as the "Public Funds Investment Act," (PFIA) requires the city to adopt an investment policy by rule, order, ordinance, or resolution; and

WHEREAS, the Investment Committee has reviewed the policy and investment strategies at its annual meeting held September 10, 2019 and finds the City in satisfactory compliance with the PFIA; and

WHEREAS, the attached investment policy complies with the Public Funds Investment Act; and

WHEREAS, the investment policy requires the appointment of one member from the City Council to be a member of the Investment Committee,

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Brady, Texas that the City of Brady has complied with the requirements of the Public Funds Investment Act, and the Investment Policy, attached hereto, is hereby adopted as the investment policy of the city effective September 17, 2019 and City Council member _____ is duly appointed to the Investment Committee for fiscal year 2020.

PASSED AND APPROVED this the 17th day of September, 2019

Anthony Groves, Mayor

Attest: _____
Tina Keys, City Secretary

CITY OF BRADY
ADMINISTRATIVE PROCEDURES

SUBJECT: INVESTMENT POLICY	EFFECTIVE DATE: 10-5-1999	REVISED DATE: 8-29-2018
APPROVED BY CITY COUNCIL: 9-4-2019	Resolution No: 2019-031	

I. POLICY

It is the policy of the City of Brady that after allowing for the anticipated cash flow requirements of the City and giving due consideration to the safety and risk of investment, all available funds shall be invested in conformance with these legal and administrative guidelines, seeking to optimize interest earnings to the maximum extent possible.

Effective cash management is recognized as essential to good fiscal management. Investment interest is a source of revenue to City funds. The City's investment portfolio shall be designed and managed in a manner designed to maximize this revenue source, to be responsive to public trust, and to be in compliance with legal requirements and limitations.

Investments shall be made with the primary objectives of:

- **Safety** and preservation of principal
- Maintenance of sufficient **liquidity** to meet operating needs
- **Public trust** from prudent investment activities
- Optimization of **interest earnings** on the portfolio

in the above order of priority.

II. PURPOSE

The purpose of this investment policy is to comply with the local charter and Chapter 2256 of the Government Code ("Public Funds Investment Act"), (Exhibit B), which requires the City to adopt a written investment policy regarding the investment of its funds and funds under its control. The Investment Policy addresses the methods, procedures and practices that must be exercised to ensure effective and judicious fiscal management of the City's funds.

III. STRATEGY

This Investment Policy shall govern the investment of all financial assets of the City of Brady. These funds are accounted for in the City's Annual Audit and include:

- General Fund
- Special Revenue Fund
- Enterprise Funds
- Any new fund created by the City of Brady

The City will consolidate cash balances from all funds to maximize investment earnings. Investment income will be allocated to the various funds based on their respective participation and in accordance with generally accepted accounting principles.

The investment strategy has as its primary objective assurance that anticipated liabilities are matched and adequate investment liquidity provided. The City shall pursue conservative portfolio management strategy. This may be accomplished by creating a laddered maturity structure with some extension for yield enhancement. The maximum dollar weighted average maturity of 1 year or less will be calculated using the stated final maturity date of each security.

INVESTMENT OBJECTIVES

The City shall manage and invest its cash with four primary objectives, listed in order of priority: **safety, liquidity, public trust, and yield, expressed as optimization of interest earnings.** The safety of the principal invested always remains the primary objective. All investments shall be designed and managed in a manner responsive to the public trust and consistent with state and local law.

The City shall maintain a comprehensive cash management program, which includes collection of account receivables, vendor payments in accordance with invoice terms, and the prudent investment of available cash. Cash management is defined as the process of managing monies in order to insure maximum cash availability and maximum earnings on short-term investment of idle cash.

Safety

Safety of principal is the foremost objective of the investment program. Investments shall be undertaken in a manner that seeks to ensure the

preservation of capital in the overall portfolio. The objective will be to mitigate credit and interest rate risk.

1. Credit Risk – The City will minimize credit risk, the risk of loss due to the failure of the issuer or backer of the investment, by:

- Limiting investments to the safest types of investments
- Pre-qualifying the financial institutions and broker/dealers with which the City will do business
- Diversifying the investment portfolio so that potential losses on individual issuers will be minimized.

2. Interest Rate Risk – The City will minimize the risk that the interest earnings and the market value of investments in the portfolio will fall due to changes in general interest rates, by:

- Structuring the investment portfolio so that investments mature to meet cash requirements for ongoing operations, thereby avoiding the need to liquidate investments prior to maturity.
- Investing operation funds primarily in certificates of deposit, shorter-term securities, money market mutual funds, or local government investment pools functioning as money market mutual funds.
- Diversifying maturities and staggering purchase dates to minimize the impact of market movements over time.

Liquidity

The investment portfolio shall remain sufficiently liquid to meet all operating requirements that may be reasonably anticipated. This is accomplished by structuring the portfolio so that investments mature concurrent with cash needs to meet anticipated demands and investing in securities with active secondary markets. Because all possible cash demands cannot be anticipated, investment in money market mutual funds that offer same-day liquidity features will be considered an acceptable means of providing investment income.

Public Trust

All participants in the City of Brady's investment process shall seek to act responsibly as custodians of the public trust. Investment officers shall avoid any transaction that might impair public confidence in the City's ability to govern effectively.

Yield (Optimization of Interest Earnings)

The investment portfolio shall be designed with the objective of attaining a market rate of return throughout budgetary and economic cycles, considering the investment risk constraints and liquidity needs. Return on investment is of secondary importance compared to the safety and liquidity objectives described above.

V. RESPONSIBILITY AND CONTROL

In accordance with the Public Funds Investment Act, the City Council designates the City Manager and Finance Director as the City's Investment Officers. An Investment Officer is authorized to execute investment transactions on behalf of the City. **No person may engage in an investment transaction or the management of the City funds except as provided under the terms of this Investment Policy as approved by the City Council.** The investment authority granted to the investing officers is effective until rescinded by the City Council.

Internal Controls

The City Manager is responsible for establishing and maintaining an internal control structure designed to ensure that the assets of the entity are protected from loss, theft, or misuse. The internal control structure shall be designed to provide reasonable assurance that these objectives are met. Therefore, an Investment Committee shall be established to include the City Manager, Finance Director and one Council member. The committee shall meet as needed, but no less than annually, to review purchased investments and assure investment activity is in compliance with all directives of this Investment Policy. In addition, the Investment Committee shall establish at least annually the City's investment strategy with subsequent approval obtained from the City Council.

Accordingly, the Finance Director shall establish a process for annual independent review by an external auditor to assure compliance with policies and procedures. The internal controls shall address the following points.

- Control of collusion
- Separation of transactions authority from accounting and record keeping
- Custodial safekeeping
- Avoidance of physical delivery securities
- Clear delegation of authority to subordinate staff members
- Written confirmation for telephone (voice) transactions for investments and wire transfers

- Development of a wire transfer agreement with the depository bank or third-party custodian.

Training Requirement

In accordance with the Public Funds Investment Act 2256.008, designated Investment Officers shall attend at least 10 hours of an investment training session within 12 months after assuming duties. Such training from an independent source shall be approved or endorsed by either the Government Finance Officers Association of Texas, or the Texas Municipal League.

If the city only deposits funds in an interest-bearing deposit account or certificates of deposit as authorized by Section 2256.010 of the Act, then additional training is optional. However, if city funds are invested in other authorized products, the Investment Officer will be required to attend not less than eight (8) aggregate hours of instruction once in a two-year period that begins on the first day of the fiscal year and consists of the two consecutive fiscal years after that date from an independent source endorsed or approved by the Government Finance Officers Association or Texas Municipal League.

Appropriate training sessions include education in investment controls, security risks, strategy risks, market risks, and compliance with the Public Funds Investment Act.

Prudence

Investments shall be made with judgment and care, under prevailing circumstances, that persons of prudence, discretion and intelligence would exercise in the management of their own affairs, not for speculation but for investment considering the probable safety of the capital as well as the probable income to be derived. No investment shall be made unless:

- It is an authorized investment as defined in Public Funds Investment Act 2256, or
- Is a direct obligation of the United States or its instrumentality's, or
- Is a direct obligation of the State of Texas or its agencies, or
- Is guaranteed by the United States or Texas or its instrumentality's, or
- Does not put the capital at risk, and
- Complies with the provisions of this Investment Policy.

Indemnification

The Investment Officer(s), acting in accordance with written procedures and exercising due diligence, shall not be held personally responsible for a specific

investment's credit risk or market price changes, provided that these deviations are reported immediately and the appropriate action is taken to control adverse developments.

Ethics and Conflicts of Interest

Officers and employees involved in the investment process shall refrain from personal business activity that could conflict with proper execution of the investment program, or which could impair the ability to make impartial investment decisions. Employees and investment officials shall disclose to the City Manager any material financial interests in financial institutions that conduct business within this jurisdiction, and they shall further disclose any larger personal financial investment positions that could be related to the performance of the City's portfolio. Employees and officers shall subordinate their personal investment transactions to those of this jurisdiction, particularly with regard to the timing of purchases and sales.

An Investment Officer who is related within the second degree by affinity or consanguinity to an individual seeking to sell an investment to the City shall file a statement disclosing that relationship. A statement required under this subsection must be filed with the Texas Ethics Commission and the City Council.

VI. SUITABLE AND AUTHORIZED INVESTMENTS

Portfolio Management

The City currently has a "buy and hold" portfolio strategy. Maturity dates are matched with cash flow requirements that investments are purchased with the intent to be held until maturity. However, investments may be liquidated prior to maturity for the following reasons:

- An investment with declining credit may be liquidated early to minimize loss of principal.
- Cash flow needs of the City require that the investment be liquidated.

Investments

City funds governed by this policy may be invested in the instruments described below, all of which are authorized by Chapter 2256 of the Public Funds Investment Act. **Investment of City funds in any instrument or security not authorized for investment under the Act or this Investment Policy is prohibited.** The City will not be required to liquidate an investment that

becomes unauthorized subsequent to its purchase if such action would result in a monetary loss for the City.

Authorized:

Following lists investment securities approved by the Investment Committee with the subsequent approval of the City Council:

1. Obligations of the United States of America, its agencies and instrumentalities
2. Certificates of Deposit issued by a bank organized under Texas Law, the laws of another state, or federal law, that has its main office or a branch office in Texas, and is guaranteed or insured by the Federal Deposit Insurance or its successor or secured by obligations in a manner and amount provided by law for deposits of the City.
3. Fully collateralized direct repurchase agreements with a defined termination date secured by obligations of the United States or its agencies and instrumentalities. These shall be pledged to the city, held in the City of Brady's name, and deposited at the time the investment is made with the City or with a third party selected and approved by the City. Repurchase agreements must be purchased through a primary government securities dealer, as defined by the Federal Reserve or financial institution doing business in Texas. A Master Repurchase Agreement must be signed by the bank/dealer prior to investment in a repurchase agreement.
4. Money Market Accounts in approved financial institutions.
5. Negotiable Order of Withdrawal (NOW) accounts.
6. Local government investment pools, which 1) meet the requirements of Chapter 2256.016 of the Public Funds Investment Act, 2) are rated no lower than AAA or an equivalent rating by at least one nationally recognized rating service, 3) seek to maintain a \$1.00 net asset value, and 4) are authorized by resolution or ordinance by the City Council.

All prudent measures will be taken to liquidate an investment that is downgraded to less than the required minimum rating.

Not Authorized:

1. Any investment including interest-only or principal-only strips of obligations with underlying mortgage-backed security collateral, collateralized mortgage obligations with an inverse floating interest rate or a maturity date of over 10 years are strictly prohibited.

VII. INVESTMENT PARAMETERS**Maximum Maturities**

The longer the maturity of investments, the greater their price volatility. Therefore, it is the City's policy to concentrate its investment portfolio in shorter-term investments in order to limit principal risk caused by changes in interest rates.

The City attempts to match its investments with anticipated cash flow requirements. The city will not directly invest in securities maturing more than 2 years from the date of purchase; however, the above described obligations, certificates, or agreements may be collateralized using longer dated investments.

Because no secondary market exists for repurchase agreements, the maximum maturity ~~shall be 120 days~~ shall be subject to redemption by the holder thereof at the option of such holder, not later than the respective dates when the moneys will be required for the purposes intended.

The composite portfolio will have a weighted average maturity of 365 days or less. This dollar-weighted average maturity will be calculated using the stated final maturity dates of each security.

Diversification

The City recognizes that investment risks can result from issuer defaults, market price changes or various technical complications leading to temporary illiquidity. Risk is controlled through portfolio diversification that shall be achieved by the following general guidelines:

- Limiting investments to avoid over concentration in investments from a specific issuer or business sector

(excluding U.S. Treasury securities and certificates of deposit that are fully insured and collateralized in accordance with state and federal law),

- Investing in investments with varying maturities, and
- Continuously investing a portion of the portfolio in readily available funds such as money market funds, local government investment pools, or overnight repurchase agreements to ensure that appropriate liquidity is maintained in order to meet ongoing obligations.

The following maximum limits, by instrument, are established for the City's total portfolio:

Certificate of Deposits	100%
U.S. Treasuries:	100%
Agencies and Instrumentalities	85%
Repurchase Agreements	20%

There is no restriction on the percentage of bond proceeds that may be invested in any authorized investment vehicle.

VIII. SELECTION OF BANKS AND DEALERS

At least every 4 years a Depository shall be selected through the City's banking services procurement process, which shall include a formal request for proposal (RFP). The selection of a depository will be determined by competitive bid and evaluation of bids will be based on the following selection criteria:

- The ability to qualify as a depository for public funds in accordance with state law.
- The ability to provide requested information or financial statements for the periods specified.
- The ability to meet all requirements in the banking RFP.
- Complete response to all required items on the bid form.
- Lowest net banking service cost, consistent with the ability to provide an appropriate level of service.
- The credit worthiness and financial stability of the bank.

Authorized Brokers/Dealers

The Investment Committee shall, at least annually, review, revise, and adopt a list of qualified broker/dealers and financial institutions authorized to engage in securities transactions with the City. (Exhibit A)

Those firms that request to become qualified bidders for securities transactions will be required to provide a completed broker/dealer questionnaire that provides information regarding creditworthiness, experience and reputation. Additionally, a certification stating the firm has received, read and understood the City's investment policy and agree to comply with the policy must be in place. Authorized firms may include primary dealers or regional dealers that qualify under Securities & Exchange Commission Rule 15C3-1 (Uniform Net Capital Rule), and qualified depositories. All investment providers, including financial institutions, banks, money market mutual funds, and local government investment pools, must sign a certification acknowledging that the organization has received and reviewed the City's investment policy and that reasonable procedures and controls have been implemented to preclude investment transactions that are not authorized by the City's policy.

Competitive Bids

It is the policy of the City to require competitive bidding for all individual security purchases and sales except for:

- Treasury and agency securities purchased at issue through an approved broker/dealer or financial institution.
- Transactions with money market mutual funds and local government investment pools.

The Chief Financial Officer shall develop and maintain procedures for ensuring competition in the investment of the City's funds.

Delivery vs. Payment

Securities shall be purchased using the delivery vs. payment method exception. Funds will be released after notification that the purchased security has been received.

IX. SAFEKEEPING OF SECURITIES AND COLLATERAL

Safekeeping and Custodian Agreements

The City shall contract with a bank or banks for the safekeeping of securities either owned by the City as a part of its investment portfolio or held as collateral to secure demand or time deposits. Securities owned by the City shall be held in the City's name as evidenced by safekeeping receipts of the institution holding the securities.

Collateral for deposits will be held by a third-party custodian designated by the City and pledged to the City as evidenced by safekeeping receipts of the institution with which the collateral is deposited. Original safekeeping receipts shall be obtained. Collateral may be held by the Federal Reserve bank or branch of a Federal Reserve bank, or a third-party bank approved by the City.

Collateral Policy

Consistent with the requirements of the Public Funds Collateral Act, it is the policy of the City to require full collateralization of all City funds on deposit with a depository bank, other than investments. In order to anticipate market changes and provide a level of security for all funds, the collateralization level will be 102% of market value of principal and accrued interest on the deposits or investments less an amount insured by the FDIC. At its discretion, the City may require a higher level of collateralization for certain investment securities. Securities pledged as collateral shall be held by an independent third party with whom the City has a current custodial agreement. The Chief Financial Officer is responsible for entering into collateralization agreements with third party custodians in compliance with this policy. The agreements are to specify the acceptable investment securities for collateral, including provisions relating to possession of the collateral, the substitution or release of investment securities, ownership of securities, and the method of valuation of securities. A clearly marked evidence of ownership (safekeeping receipt) must be supplied to the City and retained. Collateral shall be reviewed at least monthly to assure that the market value of the pledged securities is adequate.

Collateral Defined

The City shall accept only the following types of collateral:

- FDIC insurance
- Obligations of the United States or its agencies and instrumentalities
- Direct obligations of the State of Texas or its agencies and instrumentalities
- Collateralized mortgage obligations directly issued by a federal agency or instrumentality of the United States, the underlying security for which is guaranteed by an agency or instrumentality of the United States.
- Obligations of agencies, counties, cities, and other political subdivisions of the State of Texas as to investment quality by a nationally recognized rating firm not less than AA or its equivalent with a remaining maturity of 10 years or less.

Subject to Audit

All collateral shall be subject to inspection and audit by the Chief Financial Officer or the City's independent auditors.

X. PERFORMANCE

Performance Standards

The City's investment portfolio will be managed in accordance with the parameters specified within this policy. The portfolio shall be designed with the objective of obtaining a rate of return through budgetary and economic cycles, commensurate with the investment risk constraints and the cash flow requirements of the City.

Performance Benchmark

It is the policy of the City to purchase investments with maturity dates coinciding with cash flow needs. Through this strategy, the City shall seek to optimize interest earnings utilizing allowable investments available on the market at that time. Market value will be calculated on a quarterly basis on all securities owned and compared to current book value. The City's portfolio shall be designed with the objective of regularly meeting or exceeding the average rate of return on U.S. Treasury bills at a maturity level comparable to the City's weighted average maturity in days.

XI. REPORTING

Methods

The Finance Director shall submit monthly to the full City Council a report identifying all purchases and sales transacted in the prior month. The report shall summarize the portfolio in terms of investment securities held, maturities, and risk characteristics. The report shall explain the quarter's total investment return and compare the return with budgetary expectations.

The quarter investment report shall include a summary statement of investment activity prepared in compliance with generally accepted accounting principals. This summary will be prepared in a manner that will allow the City to ascertain whether investment activities during the reporting period have conformed to the Investment Policy. The report will be provided to the City Council. The report will include the following:

- A listing of individual securities held at the end of the reporting period.
- Unrealized gains or losses resulting from appreciation or depreciation by listing the beginning and ending book and market value of securities for the period.
- Additions and changes to the market value during the period.
- Average weighted yield to maturity of portfolio as compared to applicable benchmark
- Listing of investments by maturity date
- Fully accrued interest for the reporting period
- The percentage of the total portfolio that each type of investment represents
- Statement of compliance of the City's investment portfolio with state law and the investment strategy and policy approved by the Board

Within sixty (60) days after the end of the Fiscal Year, the City Manager with the Finance Director shall present an annual report of investment activity.

An independent auditor will perform a formal annual review of the investment reports with the results reported to the City Council.

Monitoring Market Value

Market value of all securities in the portfolio will be determined on a quarterly basis. These values will be obtained from a reputable and independent source and disclosed to the City Council quarterly in a written report.

XII. INVESTMENT POLICY ADOPTION

The Investment Committee shall review the policy and investment strategies annually, approving any changes or modifications. The City of Brady's investment policy shall be adopted by resolution of the City Council annually, as presented by the Investment Committee. It is the City's intent to comply with state laws and regulations. The investment policy shall be subject to revisions consistent with changing laws, regulation, and needs of the City.

EXHIBIT A

APPROVED FINANCIAL INSTITUTIONS

Brady National Bank

Commercial National Bank

BOK Financial

Banking Institutes approved by City for TWDB escrow funds

APPROVED BROKER/DEALERS

Not applicable

City Council

City of Brady, Texas

Agenda Action Form

AGENDA DATE:	09/17/2019	AGENDA ITEM	7.I.
AGENDA SUBJECT:	Discussion, consideration and possible action regarding Resolution 2019-034 to rescind Resolution 2016-006 which established in-service work days		
PREPARED BY:	Dennis Jobe	Date Submitted:	9/13/2019
EXHIBITS:	Resolution 2019-034 Section of current Personnel Policy regarding holidays		
BUDGETARY IMPACT:	Required Expenditure:	\$00.00	
	Amount Budgeted:	\$00.00	
	Appropriation Required:	\$00.00	
CITY MANAGER APPROVAL:			
SUMMARY: It was suggested by Council that we not have the in-service work days on Nationally recognized Holidays. Banks and other institutions are closed on the following holidays, Martin Luther King Day, Presidents Day and Columbus Day. City offices have been closed in the past but staff was required to work and take training when most other institutions were closed. I feel like this should be observed as a Holiday and not a day at work.			
RECOMMENDED ACTION: Move to approve Resolution 2019-034			

RESOLUTION # 2019-034

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRADY, TEXAS
RESCINDING RESOLUTION # 2016-006 IN RELATION TO IN-SERVICE TRAINING
WORK DAYS FOR CITY EMPLOYEES AND INCLUDING SUCH DAYS AS HOLIDAYS
UNDER THE CITY'S PERSONNEL POLICY**

WHEREAS, on January 16, 2016, the City Council of the City of Brady, Texas passed Resolution # 2016-006, closing City of Brady offices on the following three (3) federal holidays: Martin Luther King's Birthday (January), President's Day (February), and Columbus Day (October), for in-service Training Work Days or other valuable inter-departmental work duties for City Employees.

WHEREAS, the City Council has not found this policy to be as effective or beneficial as intended in relation to convenience and support of employees.

WHEREAS, the City Council finds that it would be more beneficial to the morale and productivity of employees for these holidays to be included in the Holiday Schedule for regular full time employees of the City under current City guidelines.

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

Section 1. Resolution # 2016-006 is hereby rescinded in its entirety.

Section 2. Section 8, Holidays, subsection (a) of the City of Brady Personnel Policy Manual is hereby amended to read:

"(a) Regular full-time employees of the City, except employees outlined in 1.(b) above Police and fire/EMS shift employees, will observe the following 13 holidays:

New Year's Day	Memorial Day	Veterans Day
Martin Luther King's Birthday	4 th of July	Thanksgiving
Presidents' Day	Labor Day	Friday after Thanksgiving
Friday before Easter	Columbus Day	Christmas
		Floating December Holiday"

PASSED and APPROVED this the 17th day of September, 2019

Anthony Groves, Mayor

Tina Keys, City Secretary

(b) For purposes of calculating overtime hours for all employees, other than fire suppression employees working a 28-day, 212 hour work period, paid leave will not be counted as worked time. An employee is charged with paid leave only on days the employee would otherwise have been scheduled to work. No more than 40 hours paid leave may be charged in one seven-day work period.

5. Overtime Compensation for Sworn Employees of the Police Department.

(a) **Weekly Overtime.** A nonexempt sworn employee of the Police Department is entitled to overtime pay at the overtime rate, for all hours worked in excess of 86 during a fourteen-day work period.

6. Overtime Compensation for Sworn Employees of the Fire Department.

(a) **Weekly Overtime.** A nonexempt sworn employee of the Fire Department who works a 28-day, 212 hour work period, is entitled to overtime pay at the overtime rate, for all hours worked in excess of 212 during a 28-day work period.

(b) **Annual Work Hours.** Fire suppression employees working a 28-day, 212 hour work cycle are annually scheduled to work 2920 hours of which 164 hours is scheduled overtime. When paid leave is substituted for any other work time, the paid leave will not be counted as time worked; rather, the employee must actually work the hours to earn overtime compensation.

7. Standby Pay

An employee serving in a position eligible for standby pay must reside within a ten (10) mile radius of the McCulloch County Courthouse and have an activated telephone in his residence. Employees will be paid the approved standby pay set by the City Council.

8. Holidays

(a) Regular full-time employees of the City, except employees outlined in 1.(b) above Police and Fire/EMS shift employees, will observe the following 10 holidays:

New Year's Day	Friday before Easter	Labor Day
Memorial Day	4 th of July	Thanksgiving Day
Friday after Thanksgiving	Veterans Day – 11-11	Christmas Day
		Floating December Holiday

(b) In the event any regular full-time *nonexempt* employee of the City is required to work on a City holiday, such employee shall receive compensation at time and half (1.5) of their regular rate of pay for worked hours, in addition to the 8-hour holiday pay.

(c) If a holiday falls on Sunday, the holiday will be observed the following Monday. If a holiday falls on a Saturday, the holiday will be observed on the preceding Friday.

(d) Temporary and part-time employees may be given holidays off without pay at the discretion of the Department Head.

CITY OF BRADY
 MONTHLY FINANCIAL REPORT
 AS OF: AUGUST 31ST, 2019

PAGE: 1

91.67% OF FISCAL YEAR

	CURRENT BUDGET	YEAR TO DATE ACTUAL	% TO DATE	YEAR TO DATE PRIOR YEAR
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BEGINNING FUND BALANCE &

NET WORKING CAPITAL	13,795,211.94	13,795,211.94		13,668,169.01
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REVENUES

10 -GENERAL FUND	7,368,225.45	7,324,335.86	99.40	7,353,525.51
20 -ELECTRIC FUND	7,295,410.00	6,378,766.12	87.44	7,116,633.41
30 -WATER / SEWER FUND	3,819,625.00	3,220,271.58	84.31	5,875,642.78
33 -WATER CONSTRUCTION FU	28,905,000.00	29,013,913.82	100.38	0.00
35 -WWTP CONSTRUCTION FUN	14,685,000.00	14,685,000.00	100.00	0.00
40 -GAS FUND	1,085,800.00	1,024,038.69	94.31	1,196,996.71
50 -UTILITY SUPPORT FUND	660,400.00	614,908.57	93.11	436,127.43
60 -SOLID WASTE FUND	1,208,000.00	1,107,811.81	91.71	1,062,987.15
80 -SPECIAL REVENUE FUND	1,561,792.00	842,891.55	53.97	1,137,239.65
81 -CEMETERY FUND	106,100.00	141,619.41	133.48	0.00
82 -HOTEL/MOTEL FUND	309,796.00	275,500.39	88.93	0.00
83 -SPECIAL PURPOSE FUND	34,700.00	35,260.63	101.62	0.00
TOTAL REVENUES	67,039,848.45	64,664,318.43	96.46	24,179,152.64

EXPENDITURES

10 -GENERAL FUND	8,241,310.45	6,804,427.22	82.56	6,964,176.01
20 -ELECTRIC FUND	8,218,890.00	6,479,938.21	78.84	10,241,028.80
30 -WATER / SEWER FUND	4,559,520.00	2,914,372.75	63.92	3,151,456.43
33 -WATER CONSTRUCTION FU	13,685,537.00	340,537.00	2.49	0.00
35 -WWTP CONSTRUCTION FUN	4,250,000.00	285,049.53	6.71	0.00
40 -GAS FUND	1,319,180.00	1,113,055.04	84.37	1,567,358.20
50 -UTILITY SUPPORT FUND	701,033.00	574,473.70	81.95	422,935.20
60 -SOLID WASTE FUND	1,327,928.00	1,135,038.91	85.47	1,135,816.69
80 -SPECIAL REVENUE FUND	2,130,082.00	1,347,303.71	63.25	849,081.92
81 -CEMETERY FUND	92,110.00	44,691.97	48.52	0.00
82 -HOTEL/MOTEL FUND	244,900.00	146,003.29	59.62	0.00
83 -SPECIAL PURPOSE FUND	7,000.00	5,007.55	71.54	0.00
TOTAL EXPENDITURES	44,777,490.45	21,189,898.88	47.32	24,331,853.25

REVENUES OVER/(UNDER) EXPENDITURES	22,262,358.00	43,474,419.55	(152,700.61)
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ENDING FUND BALANCE &

NET WORKING CAPITAL	36,057,569.94	57,269,631.49	13,515,468.40
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RECONCILED OPERATING CASH / TOTAL UTILITY BILLINGS

Fiscal Year 18-19

The charts below contain sales tax revenue allocated each month by the Texas State Comptroller. Please contact and search the [Texas Comptroller's website](#) if you notice an incorrect amount.

For example, the February allocations reflect December sales, collected in January and allocated in February.

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

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

[Download to Excel](#)

[Change Fiscal Year](#)

09/30/2020

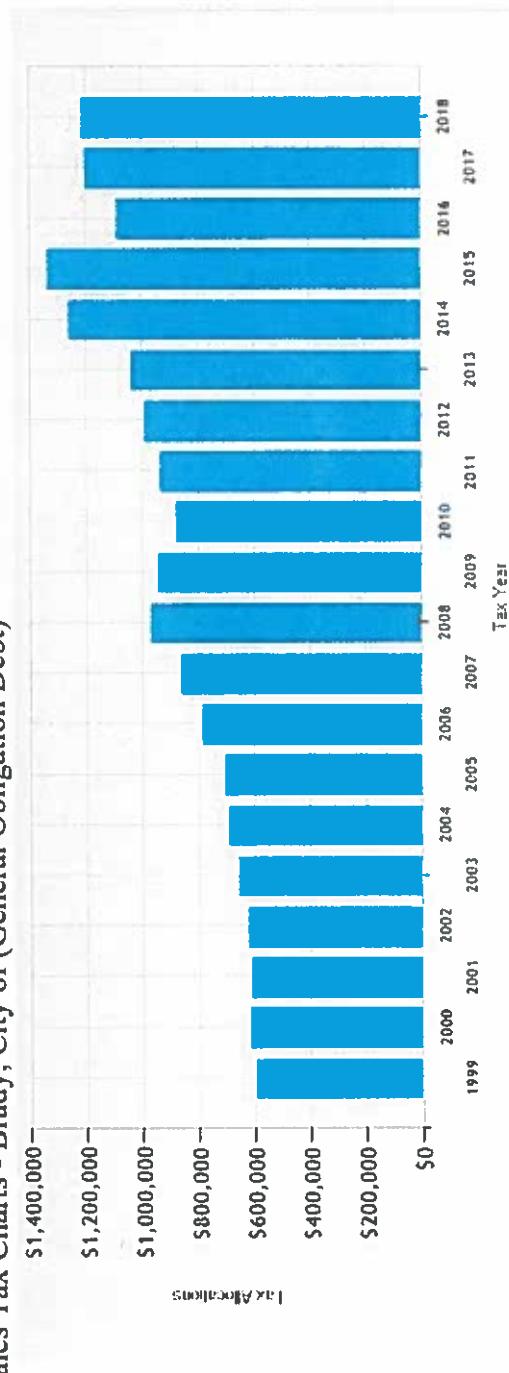


By Fiscal Year 10/01 - 09/30

Year	October	November	December	January	February	March	April	May	June	July	August	September	Total
2019	\$108,700	\$97,871	\$99,563	\$102,849	\$102,877	\$97,257	\$96,793	\$108,828	\$94,204	\$91,085	\$99,315	\$0	\$1,099,342
2018	\$101,224	\$103,733	\$112,475	\$107,463	\$108,139	\$94,294	\$88,618	\$106,428	\$105,435	\$94,199	\$103,004	\$98,016	\$1,223,027
2017	\$87,306	\$91,161	\$89,413	\$100,033	\$109,289	\$86,358	\$97,988	\$101,730	\$86,536	\$97,051	\$103,953	\$100,236	\$1,151,056
2016	\$143,834	\$112,101	\$107,933	\$98,515	\$113,278	\$84,869	\$85,238	\$96,257	\$81,982	\$80,944	\$94,673	\$85,349	\$1,184,973
2015	\$113,438	\$115,026	\$128,575	\$118,282	\$127,008	\$90,659	\$99,414	\$119,166	\$107,160	\$99,436	\$107,394	\$106,966	\$1,332,523
2014	\$86,905	\$90,223	\$83,575	\$87,608	\$114,999	\$83,194	\$86,383	\$103,052	\$119,190	\$96,615	\$101,343	\$109,279	\$1,162,366
2013	\$81,575	\$84,095	\$78,857	\$88,594	\$108,399	\$69,954	\$76,038	\$92,661	\$84,448	\$82,176	\$91,353	\$87,852	\$1,026,002
2012	\$76,182	\$79,173	\$73,628	\$81,661	\$100,901	\$64,794	\$79,473	\$88,392	\$76,641	\$60,890	\$87,159	\$105,230	\$974,124
2011	\$78,998	\$93,104	\$65,476	\$83,507	\$93,953	\$70,399	\$72,121	\$81,841	\$76,174	\$71,819	\$84,522	\$71,003	\$942,918
2010	\$70,849	\$72,537	\$66,287	\$69,364	\$86,286	\$70,868	\$54,779	\$73,192	\$69,685	\$64,455	\$93,443	\$58,872	\$850,618

1 2 3 4 >

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



CITY OF BRADY
CITY COUNCIL CORRESPONDENCE

TO: **MAYOR AND COUNCIL**

FROM: **FINANCE / UTILITY DEPARTMENTS**

SUBJECT: **MONTHLY CUSTOMER SERVICE REPORT**

DATE: **August 31, 2019**

SERVICES	FISCAL YEAR 2019											
	October	November	December	January	February	March	April	May	June	July	August	September
Received Phone Calls	863	919	840	955	954	922	1007	952	829	964	875	
Returned Calls	36	61	46	64	69	46	57	37	20	68	33	
Residential Apps	29	37	33	33	42	33	32	37	32	59	40	
Commercial Apps	0	1	3	2	0	1	12	0	2	3	3	
Service Orders	159	188	228	210	193	186	218	175	127	190	210	
Utility Onsite Payments	1280	1284	1189	1221	1138	1190	1160	1300	1106	1231	1268	
Utility Mail Payments	655	693	643	803	668	745	690	664	617	668	645	
Utility Online Payments	515	503	497	494	450	507	499	530	457	535	538	
Utility Draft Payments	467	466	471	475	470	469	467	474	470	474	467	

SERVICE ORDER REPORT FY 18-19

TOTALS BY JOB CODE	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	YTD
BTP - BULK TRASH PICKUP	0	0	0	1	0	0	1	2	0	0	0	0	4
CC - BRUSH CHIPPING	0	0	1	0	1	0	1	3	8	7	6		27
CHG - SERVICE CHANGE	1	2	2	2	5	4	2	8	4	2	2		34
CON - CONNECT SERVICE	21	22	19	31	25	34	26	34	19	31	34		296
DEMO - DEMILITION (New Code Added)				0	1	0	0	0	0	0	0	0	1
DIS - DISCONNECT SERVICE	29	26	23	25	45	29	42	27	27	37	38		348
DMP - DUMPSTER SERVICE CHANG	3	4	0	1	4	1	3	0	1	3	0		20
EOUT - ELECTRIC OUTAGE	5	2	6	2	2	0	1	5	1	1	3		28
FD - FORCED DISCONNECT	24	26	28	23	24	29	43	32	38	55	34		356
GL - GAS LEAK	4	5	6	2	2	2	0	0	0	0	0		21
GOUT - GAS OUTAGE	1	0	0	0	0	0	1	0	0	0	0		2
MCE - ELECTRIC METER CHANGEOUT	4	3	5	0	0	3	6	2	2	4	4		33
MCG - GAS METER CHANGEOUT	2	3	5	2	4	2	0	1	1	0	1		21
MCW - WATER METER CHANGEOUT	4	4	7	10	4	6	7	4	6	6	3		61
MISC - MISCELLANEOUS	20	14	17	22	13	17	20	19	15	11	28		196
NONCO - NON COMPLIANCE CODE	0	0	0	1	0	1	0	0	0	1	0		3
NONPAY - DISCONNECT FOR NON PAY	28	20	17	21	32	21	24	15	30	17	22		247
PH - STREET POTHOLEs	4	6	1	2	0	1	0	1	1	4	3		23
PL - PILOT LIGHT ON/OFF	7	4	1	0	1	2	0	0	2	3	3		23
PLY - POLYCART SVC CHANGE	11	20	19	17	19	24	22	15	31	27	36		241
PULL - PULL METER	5	9	6	15	1	5	15	1	1	3	13		74
RC - CHECK READ	34	30	42	35	28	20	30	27	19	35	41		341
REINS - REINSTATEMENT OF SERVICE	23	11	13	16	16	13	13	12	20	12	9		158
SBU - SEWER BACK UP	0	3	0	1	2	2	3	2	1	0	1		15
SC - STREET CUTS FOR TAPS	0	0	0	0	0	0	0	0	0	0	0		0
SL - SECURITY LIGHTS REPAIR	4	2	2	3	3	5	3	3	2	4	3		34
TT - TREE TRIMMING	1	0	2	1	1	0	1	0	1	0	0		7
WL - WATER LEAK	7	14	13	6	8	13	6	10	5	2	11		95
WOUT - WATER OUTAGE	0	0	0	0	2	0	0	0	1	0	0		3
TOTAL ALL CODES	242	230	235	239	243	234	270	223	236	265	295	0	2712

SERVICE ORDER DELEGATION BY GROUP	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	YTD
CODE ENFORCEMENT	0	0	0	0	0	1	0	0	0	1	0		0
ELECTRIC	17	10	22	11	10	14	16	25	16	13	13		167
GAS	15	17	15	10	12	7	5	5	7	5	7		105
METER TECHNICIAN	170	145	148	170	174	156	200	152	157	194	203		1869
PPM						1	0	1	0	0	0		2
SOLID WASTE	14	24	21	23	25	25	25	15	32	30	36		270
STREETS	9	6	2	3	3	1	4	7	9	13	10		67
WATER	17	28	27	22	19	29	20	18	15	9	26		230
TOTAL	242	230	235	239	243	234	270	223	236	265	295		2712

August 2019 Tourism Report

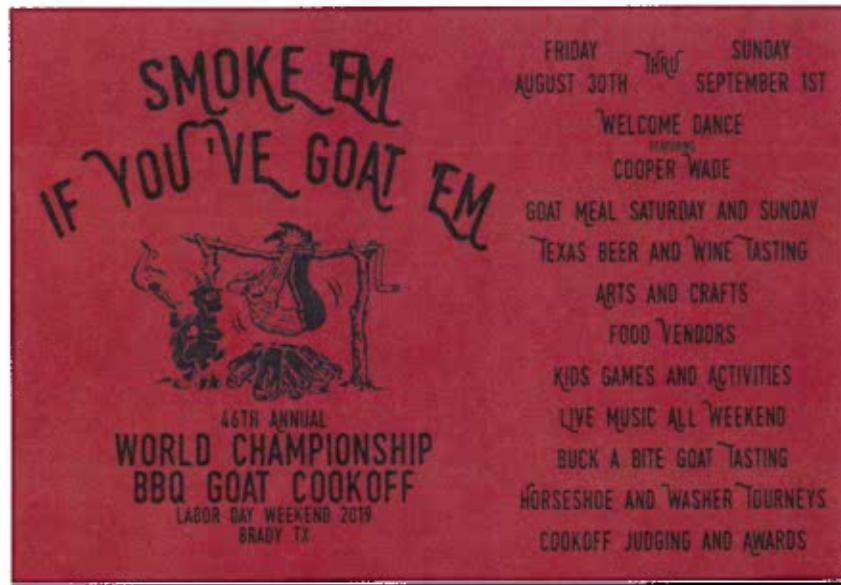
Activity Summary

Mailed 150+ visitors guides.

Opened in new office at 405 S. Bridge Street on August 4.

August advertising focused primarily on GCO with some Hogtoberfest buys made.

46th Annual World Championship GCO kicked off on August 31st.



Senior Center Meals Served
Director Rosie Aguirre
Monthly Report - October 2018

FISCAL YEAR 2018-2019													
SERVICES	OCT.	NOV.	DEC.	JAN.	FEB.	MARCH	APR.	MAY	JUNE	JULY	AUG.	SEPT.	To Date Total
Days Meals Served	22	19	19	21	19	21	21	22	20	21	23	19	247
Average Daily Meals	87	83	80	81	82	81	89	87	87	88	88	79	-
Meals @ Sunset Center	760	651	630	632	623	651	777	757	740	777	742		7,740
Meals sent-Helping Hands	225	209	160	231	177	213	197	204	195	235	222		2,268
Home Delivered Meals	922	708	723	-	834	762	843	890	962	812	846		9,148
Total Meals	1,907	1,568	1,513	1,697	1,562	1,707	1,864	1,923	1,747	1,858	1,810	-	19,156

FISCAL YEAR 2017-2018													
SERVICES	OCT.	NOV.	DEC.	JAN.	FEB.	MARCH	APR.	MAY	JUNE	JULY	AUG.	SEPT.	To Date Total
Days Meals Served	21	19	19	21	19	21	21	22	21	21	23	19	247
Average Daily Meals	90	87	82	78	80	79	77	81	84	88	88	81	
Meals @ Sunset Center	782	682	609	631	577	671	631	747	763	745	793	554	8,185
Meals sent-Helping Hands	263	212	215	237	240	240	237	232	259	226	249	188	2,798
Home Delivered Meals	855	759	728	765	702	757	748	809	747	886	991	805	9,552
Total Meals	1,900	1,653	1,552	1,633	1,718	1,668	1,616	1,769	1,769	2,033	1,547	20,535	
Closed Oct. 10 for Inservice													
Closed Nov. 23rd & 24th for Thanksgiving													
Closed Dec. 22nd & 25th for Christmas													
Closed Jan 1st - New Years Day, 15th - Inservice													
Closed March 30th Good Friday													
Closed May 25th Memorial Day													
Closed July 4th													
Changes in Clients, either into Nursing home/rehab or on temp. leave resulting in 95 less meals													

Brady Municipal Golf Course
Monthly Report

Item	FY 2018		FY 2019		Nov	Dec	Jan	Feb	Mar	April	May	June	July	August	Sept	Totals
	FY 2018	FY 19	Oct	Oct												
Rounds	1358	1368	103	94	33	49	58	102	153	131	250	195	200			1368
Green Fees	\$18,929.47	\$ 4,076.00	\$1,407.70	\$1,490.00	\$543.00	\$635.00	\$834.00	\$1,742.50	\$1,858.00	\$1,685.00	\$522,727.47	\$2,399.00	\$3,032.00			\$ 15,626.20
Membership Rcv	2895	2,898	238	233	143	197	287	250	341	233	345	345	286			2898
Student Rounds	60	101	7	2	4	4	2	2	8	14	26	16	18			101
Total Rounds	4313	4,363	348	329	178	250	347	354	502	378	621	552	504			4363
Trail Fee	56	62	2	5	2	0	2	2	7	2	7	9	10			62
Trail Fee Revenue	\$217.00	\$ 32.50	\$8.00	\$16.50	\$8.00	\$0.00	\$8.00	\$28.00	\$8.00	\$28.00	\$8.00	\$28.00	\$40.00			\$ 244.50
Cart Rentals	829	888	50	60	32	41	47	66	101	91	140	151	109			888
Cart Revenue	\$13,293.75	\$ 13,527.50	\$815.00	\$800.00	\$400.00	\$512.50	\$725.00	\$1,025.00	\$1,737.50	\$1,400.00	\$2,012.50	\$2,475.00	\$1,625.00			\$ 13,527.50
Cart Shed Rental	\$15,567.50	\$ 13,008.00	\$11,637.50	\$100.00	\$125.00	\$137.50	\$100.00	\$75.00	\$112.50	\$75.00	\$100.00	\$295.50	\$250.00			\$ 13,008.00
Vending Revenue	\$12,480.39	\$ 10,736.07	\$517.28	\$516.91	\$186.38	\$326.70	\$658.45	\$1,706.36	\$1,661.24	\$1,314.15	\$1,513.52	\$1,228.85				\$ 10,736.07
Memberships	233	280	35	20	22	24	17	21	29	20	41	23	28			280
Membership Fees	\$31,090.62	\$ 29,113.00	\$9,655.00	\$2,565.00	\$1,470.00	\$2,500.00	\$1,632.00	\$1,405.00	\$1,937.00	\$1,610.00	\$1,475.00	\$2,944.00	\$1,920.00			\$ 29,113.00
Driving Range	433	402	4	26	5	24	28	64	30	46	55	60	60			402
Range Revenue	\$1,910.28	\$ 1,604.00	\$19.00	\$38.00	\$23.00	\$100.00	\$124.00	\$260.00	\$120.00	\$196.00	\$223.00	\$223.50	\$217.50			\$ 1,604.00
Misc.	\$10,078.70	0											0			
Total Revenue	\$103,567.71	\$ 83,859.27	\$24,059.48	\$5,586.41	\$2,755.38	\$4,211.70	\$4,081.45	\$6,641.73	\$7,479.36	\$6,655.24	\$7,088.12	\$9,850.52	\$8,337.35	\$0.00		\$83,859.27

None of the above figures included sales tax

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

Joint Funding Agreement with the Brady Golf Association for the irrigation system began Oct 1, 2008. The final payment was made October 2017

Item	FY 2016	FY 2017
Rounds	1462	2311
Green Fees	\$18,369.14	\$16,137.00
Membership Rcv	2625	3678
Student Rounds	242	226
Total Rounds	4329	6215
Trail Fee	360	26
Trail Fee Revenue	\$208.00	\$104.00
Cart Rentals	943	636
Cart Revenue	\$16,670.64	\$10,017.76
Cart Shed Rental	\$10,714.53	\$16,165.50
Vending Revenue	\$16,290.04	\$15,126.94
Memberships	305	278
Membership Fees	\$30,321.10	\$35,825.00
Driving Range	298	296
Range Revenue	\$1,295.00	\$1,185.00
Misc.	\$16,035.37	\$31,109.30
Total Revenue	\$109,904.82	\$125,670.50

\$86,586.74

-\$2,727.47 variance

TO: BRADY CITY COUNCIL
FROM: STEVE THOMAS, CHIEF OF POLICE
THROUGH: DENNIS JOBE, CITY MANAGER

SUBJECT: MONTHLY POLICE REPORT FOR AUGUST 2019
DATE: SEPTEMBER 12, 2019 - FISCAL YEAR 2018-2019



	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Total
Person Crimes	27	43	30	6	27	28	25	30	25	16	10	267	
Property Crimes	21	30	22	25	19	15	19	28	19	26	16	240	
Narcotics Crimes	7	5	1	2	8	11	5	6	2	4	2	53	
Disturbances	38	50	36	20	25	43	39	29	35	39	28	382	
Felony Arrests	6	10	3	2	10	17	6	9	2	2	7	74	
Misdemeanor Arrests	8	8	1	7	11	25	10	21	15	17	6	129	
Suspicious Person/Vehicle	33	59	48	46	28	58	40	49	41	41	54	497	
Felony Warrant	0	4	2	3	10	9	6	6	1	2	5	48	
Misdemeanor Warrant	2	7	1	2	2	19	25	7	5	1	4	75	
D.W.I.	2	2	0	0	0	0	1	3	1	0	1	10	
Alarms	10	14	5	11	5	6	9	7	4	5	12	88	
Agency Assist	22	37	25	33	18	34	52	49	43	50	23	386	
Public Assist	23	18	4	14	10	19	26	22	28	40	30	234	
Escorts	3	3	2	3	1	5	5	11	2	0	2	37	
Animal Calls	13	8	7	9	5	2	0	0	0	0	0	44	
Traffic Direction	3	6	8	6	1	11	8	4	3	10	8	68	
Close Patrols	161	100	35	163	10	12	58	52	66	51	64	772	
Civil Matters	24	24	7	16	12	27	25	32	27	27	16	237	
Juvenile	6	5	3	6	0	5	10	12	5	9	66		
Crash Investigation	16	15	16	10	8	19	19	14	18	11	5	151	
Welfare Concerns	28	24	10	16	18	21	24	24	36	29	31	261	
Information	20	28	22	32	17	21	30	16	28	34	32	280	
Court	1	1	0	0	2	0	0	0	0	0	0	5	
Citations	37	8	13	17	29	51	58	49	57	60	22	401	
Warnings	9	25	22	16	52	53	83	56	81	40	490		
Building Checks	221	199	132	213	17	41	116	151	195	152	138	1575	
Misc. Incidents	74	88	78	39	56	64	56	93	50	75	49	722	
Supplements	2	0	0	1	6	2	5	3	6	4	0	29	
Follow ups	11	3	0	3	8	6	22	12	15	13	13	106	
Reports	19	28	15	11	21	19	30	28	26	21	9	227	
Curfew Violations	0	0	0	0	0	0	0	0	0	0	0	0	

Brady Police Department Abbreviations:

FV - Family Violence DW - Deadly Weapon PS - Public Servant FI - Financial Instrument CS - Controlled Substance BI - Bodily Injury DOC - Disorderly Conduct

DWI - Driving While Intoxicated MJ - Marijuana DD - Dangerous Drug DWL - Driving While License Invalid DWLS - Driving While License Suspended

TO: BRADY CITY COUNCIL
FROM: STEVE THOMAS, CHIEF OF POLICE
THROUGH: DENNIS JOBE, CITY MANAGER

SUBJECT: MONTHLY ANIMAL CONTROL REPORT FOR AUGUST 2019
DATE: SEPTEMBER 12, 2019- FINAL for FISCAL YEAR 2018-19

	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Total
Feral Cats Picked Up	8	1	5	1	1	11	3	32	13	20	15		110
Stray Dogs Picked Up	21	11	10	13	17	27	9	27	7	17	11		170
Owner Surrendered Dogs	0	0	4	0	1	0	0	3	1	1	0		10
Stray Cats Picked Up	0	1	0	0	0	0	0	9	13	0	3		26
Owner Surrendered Cats	0	0	0	0	0	0	0	0	0	0	0		0
Bite Reports	1	0	0	0	0	1	0	0	1	0	0		3
Dogs Deemed Dangerous	0	0	0	0	1	0	0	0	0	1	0		2
Hit by Car Picked Up	0	0	1	0	0	0	0	0	0	0	1		2
Owner Reclaims	9	4	7	1	2	12	3	3	2	7	1		51
Euthanized Total	58	11	17	11	5	19	9	42	16	26	2		216
Rescue/Pull Total	0	0	13	1	2	0	0	18	7	0	24		65
Wildlife Pick Up	0	3	2	0	3	0	5	4	5	0	1		23
Quarantine	0	0	0	0	1	1	0	0	0	0	0		2
Shelter Intake Total	29	14	31	13	20	38	12	71	43	38	30		339
Roadkill	11	5	2	1	1	2	2	0	0	3	9		37
Citations	0	1	0	0	1	0	0	4	2	0	0		8
Warnings	1	3	0	0	0	7	1	1	0	0	1		14

Invoice Register

INVOICE	DATE	FIRST NAME	LAST NAME	TYPE	611.00	6.11.01	611.02	815.00	640.1 Tie	645.00	646.00	646.01	647.00	MILITARY	FET REM	TOTAL	PRICE PER GALLON	AVGAS GALLONS	Jet-A GALLONS
313985	8/1/2019			Executive Airstare												0	\$392.14	3.323210	118
313987	8/2/2019	Matthew	Fitch	Contract	CC											0	\$162.54	3.870000	42
313988	8/2/2019	Bama Air Inc		CC												0	\$580.50	3.870000	150
313989	8/2/2019	Laura	Pospichal	CC				\$20.00								0	\$20.00		
313990	8/2/2019	Dale	Scott	CC												0	\$75.12	4.150000	18.1
313991	8/2/2019	Timothy	Eade	CC				\$40.00								0	\$140.43	4.150000	24.2
313992	8/2/2019	Richard	Joliff	CC												0	\$103.75	4.150000	25
313993	8/4/2019	Jarrod	Smith	CC												0	\$174.15	3.870000	45
313994	8/5/2019		Skyhorse	CC												0	\$729.00	4.050000	180
313995	8/7/2019	Vicki	Roth	CC												0	\$196.71	4.150000	47.4
313996	8/7/2019	Leith	Johnson	Cash				\$40.00								0	\$40.00		
313997	8/9/2019		1-1085th	CC												0	644.1091	42.292	3.320150
313998	8/9/2019	Russel	Carter	CC												0	76.36	4.150000	18.4
313999	8/10/2019	Jerry	Krusku	CH				\$120.00								0	\$120.00		
314000	8/10/2019	Trennen	Merren	CH				\$140.00								0	\$140.00		
314016	8/10/2019	Rick	Morgan	CH				\$70.00								0	\$70.00		
314017	8/10/2019	Cameron	Ramsey	CH				\$70.00								0	\$70.00		
314018	8/10/2019	Date	Scott	CH				\$70.00								0	\$70.00		
314019	8/10/2019	Ron	Hammond	CH				\$30.00								0	\$30.00		
314020	8/10/2019	Michael	Roy	CH				\$70.00								0	\$70.00		
314021	8/10/2019	Jeff	Smaistria	CH				\$30.00								0	\$30.00		
314022	8/10/2019	Stan	Amyett	CH				\$70.00								0	\$70.00		
314023	8/10/2019	Hector	Raudify	CH												0	\$50.00		
314024	8/10/2019	Richard	Joliff	CH												0	0	#VALUE!	
314025	8/10/2019	Rick	Morgan	CH				\$70.00								0	\$70.00		
314026	8/10/2019		Day Aircraft Refinishers	CH				\$700.00								0	\$700.00		
314027	8/10/2019	Stan	Kothman	CH				\$70.00								0	\$70.00		
314028	8/10/2019	Stan	Amyett	CH				\$70.00								0	\$70.00		
314029	8/10/2019	Clay	Powell	CH				\$70.00								0	0	#VALUE!	
314030	8/10/2019	Tom	Bowles	CH				\$70.00								0	\$70.00		
314031	8/10/2019	Slade	Townsend	CH				\$70.00								0	0	#VALUE!	
314032	8/10/2019	Larry	Curtiss	CH				\$150.00								0	\$150.00		
314033	8/10/2019	TY	Hartley	CH												0	\$70.00		
314034	8/13/2019	Aubrey	Lange	CC												0	\$125.375		
314035	8/13/2019	Steve	Perry	CC												0	\$63.08	4.150000	29.5
314036	8/13/2019	Skyhorse	CC													0	\$405.00	4.050000	100
314037	8/14/2019	Skyhorse	CC													0	\$749.25	4.050000	185
314038	8/15/2019	Jason	Peck	CC												0	\$61.42	4.150000	14.8
314039	8/15/2019	Steve	Lowery	CC												0	\$360.635	4.250000	86.9
314040	8/17/2019	Richard	Joliff	CC												0	\$104.955	4.150000	25.3
314041	8/19/2019	Skyhorse	CC													0	\$425.25	4.050000	105
314042	8/19/2019	Tom	Peck	CC												0	\$732.3867	50.14	
314043	8/16/2019	Steve	Lowery	CC												0	\$509.4864	34.88	
314044	8/20/2019	Richard	Joliff	CC												0	\$2073.0463	140.828	
314045	8/21/2019	Carol	Hampton	CC												0	0	\$20.00	
314046	8/22/2019	Paul	Jensen	CC												0	\$31.13	4.150000	7.5

Manthy Invoices Totals by Gl. Number		Total Sales Gallons	
611.00	Rent	100L	Jet-A
611.01	T-Hangar		Military
611.02	Bridge Rent		FET Due from IRS
640.01	Tie Down		
645.00	Misc.		
646.00	100LL		
646.01	Jet-A		
647.00	Military		

OPS Report - Airport

INVOICE	DATE	SE	ME	Turbine	Jet	HELO
313986	8/1/2019				4	
313987	8/2/2019			4		
313988	8/2/2019				4	
313989	8/2/2019					
313990	8/2/2019	2				
313991	8/2/2019	2				
313992	8/2/2019	2				
313993	8/4/2019					8
313994	8/5/2019					8
313995	8/7/2019	2				
313996	8/7/2019					
313997	8/9/2019					8
313998	8/9/2019	2				
313999	8/10/2019		2			
314000	8/10/2019	2				
314016	8/10/2019	2				
314017	8/10/2019	2				
314018	8/10/2019	2				
314019	8/10/2019					
314020	8/10/2019	2				
314021	8/10/2019					
314022	8/10/2019	2				
314023	8/10/2019	2				
314024	8/10/2019	2				
314025	8/10/2019	2				
314026	8/10/2019					
314027	8/10/2019	2				
314028	8/10/2019	2				
314029	8/10/2019	2				
314030	8/10/2019	2				
314031	8/10/2019	2				
314032	8/10/2019	2				
314033	8/10/2019	2				
314034	8/13/2019					8
314035	8/13/2019					
314036	8/13/2019					8
314037	8/14/2019					8
314038	8/15/2019	2				
314039	8/16/2019	2				
314040	8/17/2019	2				
314041	8/19/2019					8
314042	8/19/2019					8

City Council

City of Brady, Texas

Agenda Action Form

AGENDA DATE:	9/17/2019	AGENDA ITEM	11.B
AGENDA SUBJECT: Discussion, consideration, and possible action to approve Resolution 2019-032 authorizing TML's law firm of Mitchell Williams to represent the City of Brady before the IRS to resolve proposed IRS penalties and to authorize the City Manager to execute a Power of Attorney for same			
PREPARED BY:	Tina Keys	Date Submitted:	9/10/2019
EXHIBITS:	TML Health Benefits Pool letter and memorandum		
BUDGETARY IMPACT:		Required Expenditure:	\$0.00
		Budget Amount Available:	\$0.00
		Appropriation Required:	\$0.00
CITY MANAGER APPROVAL: SUMMARY: <p>It has been brought to our attention that TML IEBP failed to file IRS form 1095-C for the 2016 and 2017 federal tax year as required. The Board of Trustees of the Pool have agreed to resolve any proposed imposition of penalties and fines by the IRS and has engaged the law firm of Mitchell, Williams, Selig, Gates & Woodyard, PLLC to represent the Pool and the City of Brady before the IRS and the Pool will be solely responsible for all communications and payments regarding the matter. In order for the law firm to represent the City and communicate with the IRS, An authorized official must execute Form 2848 IRS Power of Attorney. This resolution will authorize the Firm to represent the City and the City Manager to execute the Form 2848.</p>			
RECOMMENDED ACTION: <p>Move to approve Resolution 2019-032.</p>			

RESOLUTION NO. 2019-032

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRADY, TEXAS
AUTHORIZING REPRESENTATION IN IRS MATTER AND DELEGATING
AUTHORITY TO EXECUTE FORM 2848 IRS POWER OF ATTORNEY**

WHEREAS, the TML MultiState Intergovernmental Employee Benefits Pool (the "Pool") may have failed to timely file IRS Forms 1094-C and 1095-C (the "Tax Forms") for the 2016 and 2017 federal tax years on behalf of the City of Brady, related to City of Brady's provision of minimum essential health coverage to its employees; and

WHEREAS, the Pool has agreed to resolve any proposed imposition of penalties and fines by the IRS for the late filing of the Tax Forms (the "Penalties") on behalf of all affected members of the Pool, including the City of Brady; and

WHEREAS, the Pool has engaged the law firm of Mitchell, Williams, Selig, Gates & Woodyard, PLLC ("Mitchell Williams") to represent the Pool and its members before the IRS with respect to any such Penalties, and the Pool shall be solely responsible for all communication with and payment of Mitchell Williams with regard to such matter; and

WHEREAS, in order for Mitchell Williams and its attorneys to communicate with the IRS regarding any Penalties proposed to be assessed against the City of Brady, an authorized official of the City of Brady must execute a Form 2848 IRS Power of Attorney authorizing the attorneys to represent the City of Brady before the IRS; and

WHEREAS, the City Council of the City of Brady finds it necessary and proper to authorize the City Manager to execute a Form 2848 on behalf of the City of Brady for such purpose;

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

1. The City of Brady is hereby authorized to engage Mitchell Williams to represent [City of Brady] before the IRS with respect to resolving the proposed IRS Penalties that have been or may in the future be asserted against City of Brady.

2. The City of Brady official is hereby authorized to execute a Form 2848 IRS Power of Attorney, in the form attached hereto as Exhibit A, for the purpose of granting the attorneys listed therein the authority to represent the City of Brady before the IRS solely with respect any such proposed Penalties for tax years 2016 and 2017.

PASSED AND APPROVED this ____ day of _____, 2019

CITY OF BRADY

Anthony Groves, Mayor

Attest: _____
Tina Keys, City Secretary



August 14, 2019

Via kmartin@bradytx.us

ATTN: Ms. Kristie Martin
City of Brady
kmartin@bradytx.us

RE: Update on Status of TML Health's Review of IRS Notices of Penalty Proposed for 2017 Information Returns

Dear Ms. Martin:

This letter is to provide another update on the status of our efforts to resolve the proposed IRS penalty notices arising from an administrative error in filing the 1095-C forms on your behalf. The TML Health Board of Trustees conducted a special meeting on Saturday, August 10, 2019. The Trustees voted to resolve the proposed imposition of penalties and fines by the IRS for the late filing by the Pool on behalf of the Pool and the affected Employer Members and Non-Risk Employer Members (or ASO Members) of IRS Form 1095-C for the 2017 federal tax year and 2016 tax year, if applicable. These actions demonstrate our commitment to you to resolve this matter and to relative penalties on your behalf, if in fact a penalty is assessed. I have enclosed a copy of the approved resolutions for your records.

This means that TML Health will be working with tax attorneys at the law firm Mitchell, Williams, Selig, Gates & Woodward, P.L.L.C. (Mitchell Williams) to communicate with the IRS on your behalf to resolve the proposed IRS penalty notices relating to the late filing of the 2017 IRS Form 1095-C.

In order to facilitate a unified and timely resolution for all affected IEBP Member groups, your prompt support in this matter is very important. We believe that the unified approach will provide the best opportunity for the most favorable results for all affected Member organizations.

Enclosed is an IRS Power of Attorney (Form 2848) giving our attorneys the ability to communicate directly with the IRS about the matter on behalf of your group. We ask that you complete the enclosed Power of Attorney form even if you have not yet received a penalty notice from the IRS. Although we will only respond to the IRS on behalf of the Member groups that have received penalty notices, we want to have a Power of Attorney on file from each Member group so that we can assist immediately when and if you do receive a notice.

In section 1 of the enclosed Power of Attorney Form, please type or write in your organization's name address, taxpayer identification number (EIN), and telephone number. On page 2, section 7, please have an authorized official within your organization sign and date the form, and either write or type in the signor's title, printed name and the name of your organization. Once the Power of Attorney form has been signed, please email or fax the signed form back to me.

Follow us:
@TMLHealth



1821 Rutherford Lane, Suite 300
Austin, Texas 78754-5151
(512) 719-6500 • (800) 282-5385

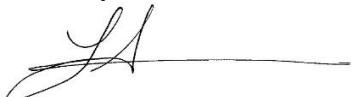
For more information, visit us at
tmlhealthbenefits.org

Please note that this Power of Attorney is limited only to discussing the penalties proposed for late filing of Forms 1094-C and 1095-C for tax years 2016 and 2017. It does not override or revoke any other IRS Power of Attorney you may have on file for any other matters. Further, your group will have the ability to approve any resolution or settlement negotiated with the IRS on your behalf.

I also understand that you may need to seek approval from your group's governing body in order to designate an authorized official within your organization to execute the enclosed Power of Attorney. With that in mind, I have enclosed a model memo explaining the issue and purpose of the resolution, and a model resolution to be adopted for this purpose.

The deadline to respond to the IRS for many Member groups is **September 12, 2019**, so your prompt attention to this matter is very important. If you receive any correspondence from the IRS concerning the 1095-C forms in the coming days, please send my office a copy via email to General.Counsel@tmlhb.org. For questions about the enclosed Form or the penalty matter in general, please feel free to contact my office at (512) 719-8349.

Sincerely,



Leah Simon
General Counsel

Enclosures: TML Health Board Resolutions 19-05, 19-06 and 19-07;
Power of Attorney Form (IRS Form 2848);
Model Memo for Consideration of Resolution Agenda Item
Model Resolution Authorizing Power of Attorney

cc: Tina Keys, citysec@bradytx.us

**TML MULTISTATE
INTERGOVERNMENTAL
EMPLOYEE BENEFITS POOL
BOARD OF TRUSTEES
RESOLUTION NO. 19-05**

RESOLUTION NO. 19-05

**RESOLUTION OF THE BOARD OF TRUSTEES OF THE TML
MULTISTATE INTERGOVERNMENTAL EMPLOYEE BENEFITS POOL
RELATING TO IRS COMPLIANCE MATTERS**

WHEREAS, the TML MultiState Intergovernmental Employee Benefits Pool (“Pool”) is a political subdivision of the State of Texas with all the powers and duties set out in Chapter 172 of the Texas Local Government Code, Chapter 791 of the Government Code, the Texas Trust Act, and its own Trust Agreement Establishing the TML MultiState Intergovernmental Employee Benefits Pool (“Trust Agreement”);

WHEREAS, the Board of Trustees of the Pool (the “Board”) must carry out all of the duties required under the Trust Agreement to accomplish the purpose of the Pool solely in the interest of the officials, employees and retirees of Employer Members, and the dependents of such individuals, and for the exclusive purpose of providing benefits, as well as related services, and performing operations in furtherance thereof, to such persons, and defraying reasonable expenses of administering the Pool; and

WHEREAS, the Board finds that it is necessary and proper to the furtherance and accomplishment of the primary purpose and objectives of the TML MultiState Intergovernmental Employee Benefits Pool, as defined in the Trust Agreement (the “Primary Purpose”) to ensure that the Pool is compliant with all Internal Revenue Service (IRS) requirements relating to the administration and providing of benefit services to Employer Members and Non-Risk Employer Members.

NOW, THEREFORE, it is hereby:

RESOLVED,

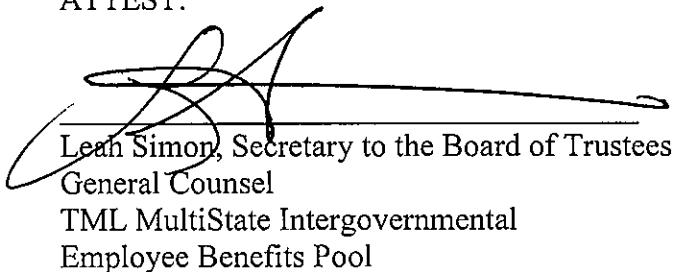
1. That the Board of Trustees finds and determines that it accomplishes the Primary Purpose of the Pool to resolve the proposed imposition of penalties and fines by the IRS for the late filing by the Pool on behalf of the Pool and the affected Employer Members and Non-Risk Employer Members of IRS Form 1095-C for the 2017 federal tax year and any other tax year.
2. That the Board of Trustees will resolve on behalf of the affected Employer Members and Non-Risk Employer Members the proposed imposition of penalties for the late filing by the Pool on behalf of the Pool and the affected Employer Members and Non-Risk Employer Members of IRS Form 1095-C for the 2017 federal tax year and any other tax year.

Dated: August 10, 2019



Eddie Edwards, Chairman
Board of Trustees
TML MultiState Intergovernmental
Employee Benefits Pool

ATTEST:



Leah Simon, Secretary to the Board of Trustees
General Counsel
TML MultiState Intergovernmental
Employee Benefits Pool

**TML MULTISTATE
INTERGOVERNMENTAL
EMPLOYEE BENEFITS POOL
BOARD OF TRUSTEES
RESOLUTION NO. 19-06**

RESOLUTION NO. 19-06

**RESOLUTION OF THE BOARD OF TRUSTEES OF THE TML
MULTISTATE INTERGOVERNMENTAL EMPLOYEE BENEFITS POOL
DELEGATING AUTHORITY TO THE EXECUTIVE DIRECTOR THE
POWER TO NEGOTIATE AND ENGAGE IN SETTLEMENT
DISCUSSIONS WITH THE INTERNAL REVENUE SERVICE**

WHEREAS, the TML MultiState Intergovernmental Employee Benefits Pool (“Pool”) is a political subdivision of the State of Texas with all the powers and duties set out in Chapter 172 of the Texas Local Government Code, Chapter 791 of the Government Code, the Texas Trust Act, and its own Trust Agreement Establishing the TML MultiState Intergovernmental Employee Benefits Pool (“Trust Agreement”);

WHEREAS, the Board of Trustees of the Pool (the “Board”) must carry out all of the duties required under the Trust Agreement to accomplish the purpose of the Pool solely in the interest of the officials, employees and retirees of Employer Members, and the dependents of such individuals, and for the exclusive purpose of providing benefits, as well as related services, and performing operations in furtherance thereof, to such persons, and defraying reasonable expenses of administering the Pool; and;

WHEREAS, the Executive Director is the chief executive and administrative officer of the Pool and is charged with the responsibility of overseeing the day-to-day operations of the Pool, implementing and administering the decisions of the Board, supervising the staff of the Pool, and fulfilling any other obligations devolving to the Executive Director by resolution of the Board or as imposed by the Trust Agreement; and

WHEREAS, the Board finds that it is necessary and proper to the furtherance and accomplishment of the primary purpose and objectives of the TML MultiState Intergovernmental Employee Benefits Pool, as defined in the Trust Agreement (the “Primary Purpose”) to delegate to the Executive Director the power to negotiate and engage in settlement discussions with the IRS to resolve the proposed imposition of penalties and fines by the IRS for the late filing by the Pool on behalf of the Pool and the affected Employer Members and Non-Risk Employer Members of IRS Form 1095-C for the 2017 federal tax year and any other tax year.

NOW, THEREFORE, it is hereby:

RESOLVED,

1. That the Board of Trustees finds and determines that it accomplishes the Primary Purpose of the Pool to delegate to the Executive Director the power to negotiate and engage in settlement discussions with the IRS to resolve the proposed imposition of penalties and fines by the IRS for the late filing by the Pool on behalf

of the Pool and the affected Employer Members and Non-Risk Employer Members of IRS Form 1095-C for the 2017 federal tax year and any other tax year.

2. That the Board of Trustees delegates to the Executive Director the power to negotiate and engage in settlement discussions with the IRS relating to resolve the proposed imposition of penalties and fines by the IRS for the late filing by the Pool on behalf of the Pool and the affected Employer Members and Non-Risk Employer Members of IRS Form 1095-C for the 2017 federal tax year and any other tax year.

Dated: August 10, 2019



Eddie Edwards, Chairman
Board of Trustees
TML MultiState Intergovernmental
Employee Benefits Pool

ATTEST:



Leah Simon, Secretary to the Board of Trustees
General Counsel
TML MultiState Intergovernmental
Employee Benefits Pool

**TML MULTISTATE
INTERGOVERNMENTAL
EMPLOYEE BENEFITS POOL
BOARD OF TRUSTEES
RESOLUTION NO. 19-07**

RESOLUTION NO. 19-07

**RESOLUTION OF THE BOARD OF TRUSTEES OF THE TML
MULTISTATE INTERGOVERNMENTAL EMPLOYEE BENEFITS POOL
DELEGATING AUTHORITY TO THE EXECUTIVE COMMITTEE THE
POWER TO APPROVE SETTLEMENT DISPOSITIONS OF ACCOUNTS
WITH THE INTERNAL REVENUE SERVICE**

WHEREAS, the TML MultiState Intergovernmental Employee Benefits Pool (“Pool”) is a political subdivision of the State of Texas with all the powers and duties set out in Chapter 172 of the Texas Local Government Code, Chapter 791 of the Government Code, the Texas Trust Act, and its own Trust Agreement Establishing the TML MultiState Intergovernmental Employee Benefits Pool (“Trust Agreement”);

WHEREAS, the Board of Trustees of the Pool (the “Board”) must carry out all of the duties required under the Trust Agreement to accomplish the purpose of the Pool solely in the interest of the officials, employees and retirees of Employer Members, and the dependents of such individuals, and for the exclusive purpose of providing benefits, as well as related services, and performing operations in furtherance thereof, to such persons, and defraying reasonable expenses of administering the Pool; and;

WHEREAS, the Executive Committee by authority granted under the Trust Agreement studies and recommends to the full Board all matters referred to it by the Board when the Board is not in session, and has such other authority as is delegated to it by the Board; and

WHEREAS, the Board finds that it is necessary and proper to the furtherance and accomplishment of the primary purpose and objectives of the TML MultiState Intergovernmental Employee Benefits Pool, as defined in the Trust Agreement (the “Primary Purpose”) to delegate to the Executive Committee the power to approve settlement dispositions of accounts with the IRS to resolve the proposed imposition of penalties and fines by the IRS for the late filing by the Pool on behalf of the Pool and the affected Employer Members and Non-Risk Employer Members of IRS Form 1095-C for the 2017 federal tax year and any other tax year.

NOW, THEREFORE, it is hereby:

RESOLVED,

1. That the Board of Trustees finds and determines that it accomplishes the Primary Purpose of the Pool to delegate to the Executive Committee the power to approve settlement dispositions of accounts with the IRS to resolve the proposed imposition of penalties and fines by the IRS for the late filing by the Pool on behalf of the Pool and the affected Employer Members and Non-Risk Employer Members of IRS Form 1095-C for the 2017 federal tax year and any other tax year.

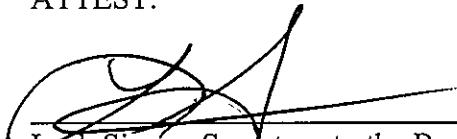
2. That the Board of Trustees delegates to the Executive Committee the power to approve settlement dispositions of accounts with the IRS relating to resolve the proposed imposition of penalties and fines by the IRS for the late filing by the Pool on behalf of the Pool and the affected Employer Members and Non-Risk Employer Members of IRS Form 1095-C for the 2017 federal tax year and any other tax year.

Dated: August 10, 2019



Eddie Edwards, Chairman
Board of Trustees
TML MultiState Intergovernmental
Employee Benefits Pool

ATTEST:



Leah Simón, Secretary to the Board of Trustees
General Counsel
TML MultiState Intergovernmental
Employee Benefits Pool

Form 2848

(Rev. January 2018)
Department of the Treasury
Internal Revenue Service

Power of Attorney and Declaration of Representative

► Go to www.irs.gov/Form2848 for instructions and the latest information.

Part I Power of Attorney

Caution: A separate Form 2848 must be completed for each taxpayer. Form 2848 will not be honored for any purpose other than representation before the IRS.

OMB No. 1545-0150

For IRS Use Only

Received by:

Name _____

Telephone _____

Function _____

Date / /

1 Taxpayer information. Taxpayer must sign and date this form on page 2, line 7.

Taxpayer name and address	Taxpayer identification number(s)	
	Daytime telephone number	Plan number (if applicable)

hereby appoints the following representative(s) as attorney(s)-in-fact:

2 Representative(s) must sign and date this form on page 2, Part II.

Name and address Craig R. Cockrell 4206 S. J.B. Hunt Drive, Suite 200 Rogers, AR 72758	CAF No. 0308-50611R PTIN _____ Telephone No. 479-464-5683 Fax No. 479-878-6938
Check if to be sent copies of notices and communications <input checked="" type="checkbox"/>	Check if new: Address <input checked="" type="checkbox"/> Telephone No. <input type="checkbox"/> Fax No. <input checked="" type="checkbox"/>
Name and address Anton L. Janik, Jr. 426 W. Capitol Avenue, Suite 1800 Little Rock, AR 72201	CAF No. 030539239R PTIN _____ Telephone No. 501-688-8888 Fax No. 501-918-7888
Check if to be sent copies of notices and communications <input type="checkbox"/>	Check if new: Address <input type="checkbox"/> Telephone No. <input type="checkbox"/> Fax No. <input type="checkbox"/>
Name and address	CAF No. _____ PTIN _____ Telephone No. _____ Fax No. _____
(Note: IRS sends notices and communications to only two representatives.)	Check if new: Address <input type="checkbox"/> Telephone No. <input type="checkbox"/> Fax No. <input type="checkbox"/>
Name and address	CAF No. _____ PTIN _____ Telephone No. _____ Fax No. _____
(Note: IRS sends notices and communications to only two representatives.)	Check if new: Address <input type="checkbox"/> Telephone No. <input type="checkbox"/> Fax No. <input type="checkbox"/>

to represent the taxpayer before the Internal Revenue Service and perform the following acts:

3 Acts authorized (you are required to complete this line 3). With the exception of the acts described in line 5b, I authorize my representative(s) to receive and inspect my confidential tax information and to perform acts that I can perform with respect to the tax matters described below. For example, my representative(s) shall have the authority to sign any agreements, consents, or similar documents (see instructions for line 5a for authorizing a representative to sign a return).

Description of Matter (Income, Employment, Payroll, Excise, Estate, Gift, Whistleblower, Practitioner Discipline, PLR, FOIA, Civil Penalty, Sec. 5000A Shared Responsibility Payment, Sec. 4980H Shared Responsibility Payment, etc.) (see instructions)	Tax Form Number (1040, 941, 720, etc.) (if applicable)	Year(s) or Period(s) (if applicable) (see instructions)
Civil Penalty	1094-C; 1095-C	2016-2017

4 Specific use not recorded on Centralized Authorization File (CAF). If the power of attorney is for a specific use not recorded on CAF, check this box. See the instructions for Line 4. Specific Use Not Recorded on CAF. ►

5a Additional acts authorized. In addition to the acts listed on line 3 above, I authorize my representative(s) to perform the following acts (see instructions for line 5a for more information): Access my IRS records via an Intermediate Service Provider; Authorize disclosure to third parties; Substitute or add representative(s); Sign a return; _____

Other acts authorized: _____

b Specific acts not authorized. My representative(s) is (are) not authorized to endorse or otherwise negotiate any check (including directing or accepting payment by any means, electronic or otherwise, into an account owned or controlled by the representative(s) or any firm or other entity with whom the representative(s) is (are) associated) issued by the government in respect of a federal tax liability.

List any other specific deletions to the acts otherwise authorized in this power of attorney (see instructions for line 5b): _____

6 Retention/revocation of prior power(s) of attorney. The filing of this power of attorney automatically revokes all earlier power(s) of attorney on file with the Internal Revenue Service for the same matters and years or periods covered by this document. If you **do not** want to revoke a prior power of attorney, check here ►

YOU MUST ATTACH A COPY OF ANY POWER OF ATTORNEY YOU WANT TO REMAIN IN EFFECT.

7 Signature of taxpayer. If a tax matter concerns a year in which a joint return was filed, each spouse must file a separate power of attorney even if they are appointing the same representative(s). If signed by a corporate officer, partner, guardian, tax matters partner, partnership representative, executor, receiver, administrator, or trustee on behalf of the taxpayer, I certify that I have the legal authority to execute this form on behalf of the taxpayer.

► IF NOT COMPLETED, SIGNED, AND DATED, THE IRS WILL RETURN THIS POWER OF ATTORNEY TO THE TAXPAYER.

Signature

Date

Title (if applicable)

Print Name

Print name of taxpayer from line 1 if other than individual

Part II Declaration of Representative

Under penalties of perjury, by my signature below I declare that:

- I am not currently suspended or disbarred from practice, or ineligible for practice, before the Internal Revenue Service;
- I am subject to regulations contained in Circular 230 (31 CFR, Subtitle A, Part 10), as amended, governing practice before the Internal Revenue Service;
- I am authorized to represent the taxpayer identified in Part I for the matter(s) specified there; and
- I am one of the following:
 - a Attorney—a member in good standing of the bar of the highest court of the jurisdiction shown below.
 - b Certified Public Accountant—a holder of an active license to practice as a certified public accountant in the jurisdiction shown below.
 - c Enrolled Agent—enrolled as an agent by the Internal Revenue Service per the requirements of Circular 230.
 - d Officer—a bona fide officer of the taxpayer organization.
 - e Full-Time Employee—a full-time employee of the taxpayer.
 - f Family Member—a member of the taxpayer's immediate family (spouse, parent, child, grandparent, grandchild, step-parent, step-child, brother, or sister).
 - g Enrolled Actuary—enrolled as an actuary by the Joint Board for the Enrollment of Actuaries under 29 U.S.C. 1242 (the authority to practice before the Internal Revenue Service is limited by section 10.3(d) of Circular 230).
 - h Unenrolled Return Preparer—Authority to practice before the IRS is limited. An unenrolled return preparer may represent, provided the preparer (1) prepared and signed the return or claim for refund (or prepared if there is no signature space on the form); (2) was eligible to sign the return or claim for refund; (3) has a valid PTIN; and (4) possesses the required Annual Filing Season Program Record of Completion(s). **See Special Rules and Requirements for Unenrolled Return Preparers in the instructions for additional information.**
 - k Qualifying Student—receives permission to represent taxpayers before the IRS by virtue of his/her status as a law, business, or accounting student working in an LITC or STCP. See instructions for Part II for additional information and requirements.
 - r Enrolled Retirement Plan Agent—enrolled as a retirement plan agent under the requirements of Circular 230 (the authority to practice before the Internal Revenue Service is limited by section 10.3(e)).

► IF THIS DECLARATION OF REPRESENTATIVE IS NOT COMPLETED, SIGNED, AND DATED, THE IRS WILL RETURN THE POWER OF ATTORNEY. REPRESENTATIVES MUST SIGN IN THE ORDER LISTED IN PART I, LINE 2.

Note: For designations d-f, enter your title, position, or relationship to the taxpayer in the "Licensing jurisdiction" column.

Designation— Insert above letter (a-r).	Licensing jurisdiction (State) or other licensing authority (if applicable).	Bar, license, certification, registration, or enrollment number (if applicable).	Signature	Date
a	AR	2010247		
a	AR	2007271		

MODEL Memorandum for Agenda Item to Approve Resolution



MEMORANDUM

DATE: _____, 2019

TO: [Organization's Governing Body]

RE: Purpose of Resolution Authorizing Representation in IRS Matter and Delegating Authority to Execute Form 2848 IRS Power of Attorney

This memo explains the purpose of the resolution authorizing representation in the IRS matter concerning notice of proposed penalties for the late filing of IRS Forms 1094-C and 1095-C for the 2016 and 2017 federal tax years.

Background:

In summary, TML IEBP was required to file forms 1094-B, 1095-B, with the IRS regarding health insurance coverage provided to Pool group employees. Forms 1094-B and 1095-B (the “B” Forms) are required to be filed by health insurance issuers and carriers to report information to the IRS and employees regarding provision of minimum essential coverage under the Affordable Care Act. A separate 1095-B is filed for each employee with the IRS, and a copy is provided to the employee. Form 1094-B reports summary information for the issuer/carrier and transmits the Forms 1095-B to the IRS. TML IEBP has timely filed “B” Forms as an “issuer” of coverage each year since 2015, and provided copies to all Pool groups’ employees.

Forms 1094-C and 1095-C (the “C” Forms) are required to be filed by employers with more than 50 full-time employees (Applicable Large Employers, or ALEs) to report information to the IRS about the ALE’s offer of health coverage to its employees. As with the “B” Forms, a separate 1095-C is filed for each Pool ALE Member employee with the IRS, and a copy is provided to the employee. Form 1094-C reports summary information for the ALE and transmits the Forms 1095-C to the IRS. The “C” Forms are used to determine if the employer is required to make the employer shared responsibility payment under § 4980H of A.C.A., and the eligibility of employees for a “premium tax credit.” TML IEBP filed “C” Forms for 2015 for all Pool ALE Members it identified as an ALE based on the number of employees enrolled in the benefit plan. However, due to an administrative error, TML IEBP did not file the forms for tax years 2016 or 2017 until the fall of 2018.

IRS Notices

Several Pool ALE groups received IRS notices in August 2018 stating that the group was required to file the “C” Forms for 2016. TML filed “C” Forms for each Pool ALE group for 2016 on October 29, 2018, and for tax year 2017 on November 13, 2018. ALE groups have started receiving letters proposing to issue a penalty for failure to timely file the “C” Forms for tax year 2017. No letters proposing penalties have been received to date for tax year 2016.

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MODEL Memorandum for Agenda Item to Approve Resolution

Action Needed from the Governing Body:

TML MultiState IEBP (the “Pool”) may have failed to timely file IRS Forms 1094-C and 1095-C (the “Tax Forms”) for the 2016 and 2017 federal tax years on behalf of [organization], related to [organization’s] provision of minimum essential health coverage to its employees. The Board of Trustees of the Pool have agreed to resolve any proposed imposition of penalties and fines by the IRS for the late filing of the Tax Forms (the “Penalties”) on behalf of all affected members of the Pool, including [organization]. The Pool has engaged the law firm of Mitchell, Williams, Selig, Gates & Woodyard, PLLC (“Mitchell Williams”) to represent the Pool and its members before the IRS with respect to any such Penalties, and the Pool shall be solely responsible for all communication with and payment of Mitchell Williams with regard to such matter. In order for Mitchell Williams and its attorneys to communicate with the IRS regarding any Penalties proposed to be assessed against [organization], an authorized official of [organization] must execute a Form 2848 IRS Power of Attorney authorizing the attorneys to represent [organization] before the IRS.

The proposed resolution authorizes [your organization] to:

1. engage Mitchell Williams to represent [organization] before the IRS with respect to resolving the proposed IRS Penalties that have been or may in the future be asserted against [organization]; and
2. delegate an authorized [organization official] to execute a Form 2848 IRS Power of Attorney for the purpose of granting the attorneys listed therein the authority to represent [organization] before the IRS solely with respect any such proposed Penalties for tax years 2016 and 2017.

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MODEL RESOLUTION

RESOLUTION NO. _____

RESOLUTION OF THE [GOVERNING BODY] OF [ORGANIZATION] AUTHORIZING REPRESENTATION IN IRS MATTER AND DELEGATING AUTHORITY TO EXECUTE FORM 2848 IRS POWER OF ATTORNEY

WHEREAS, the TML MultiState Intergovernmental Employee Benefits Pool (the “Pool”) may have failed to timely file IRS Forms 1094-C and 1095-C (the “Tax Forms”) for the 2016 and 2017 federal tax years on behalf of [organization], related to [organization’s] provision of minimum essential health coverage to its employees; and

WHEREAS, the Pool has agreed to resolve any proposed imposition of penalties and fines by the IRS for the late filing of the Tax Forms (the “Penalties”) on behalf of all affected members of the Pool, including [organization]; and

WHEREAS, the Pool has engaged the law firm of Mitchell, Williams, Selig, Gates & Woodyard, PLLC (“Mitchell Williams”) to represent the Pool and its members before the IRS with respect to any such Penalties, and the Pool shall be solely responsible for all communication with and payment of Mitchell Williams with regard to such matter; and

WHEREAS, in order for Mitchell Williams and its attorneys to communicate with the IRS regarding any Penalties proposed to be assessed against [organization], an authorized official of [organization] must execute a Form 2848 IRS Power of Attorney authorizing the attorneys to represent [organization] before the IRS; and

WHEREAS, [governing body] finds it necessary and proper to authorize [organization official] to execute a Form 2848 on behalf of [organization] for such purpose;

NOW THEREFORE, IT IS HEREBY RESOLVED:

1. [Organization] is hereby authorized to engage Mitchell Williams to represent [organization] before the IRS with respect to resolving the proposed IRS Penalties that have been or may in the future be asserted against [organization].

2. [organization official] is hereby authorized to execute a Form 2848 IRS Power of Attorney, in the form attached hereto as Exhibit A, for the purpose of granting the attorneys listed therein the authority to represent [organization] before the IRS solely with respect any such proposed Penalties for tax years 2016 and 2017.

PASSED AND APPROVED this _____ day of _____, 2019

ATTEST:

Secretary or Clerk

APPROVED:

Mayor or Board Chair