

BRADY
THE CITY OF
TEXAS

Tony Groves
Mayor

Larry Land
Council Member Place 1

Missi Elliston
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

Erin Corbell
Acting City Manager

Tina Keys
City Secretary

Sharon Hicks
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 APRIL 5, 2022 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 p.m. April 5, 2022, at the City of Brady Municipal Court Building located 207 S. Elm St., 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 March 15, 2022
- B. Discussion, consideration and possible action regarding approving a noise variance at Brady Lake for Friday, June 24, 2022, and Saturday, June 25, 2022 until 1:00 a.m. both days for the annual Bradshaw Reunion as requested by Stephanie Bradshaw

5. PRESENTATIONS

- Fiscal Year 21 Audit Report by Haynie and Company
- National Donate Life Month Proclamation

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 discuss 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 to award the purchase for a 2019 Volvo Pneumatic Roller (PT125C) Associated Supply Company, Inc., San Angelo, Texas.
- B. Discussion, consideration, and possible action regarding approval of Resolution 2022-008 to enter into a finance contract with Government Capital for the purpose of procuring a 2019 Volvo Pneumatic Roller (\$61,500)
- C. Discussion, consideration, and possible action to award the purchase for a F650 (gas engine), 25,999 GVWR Medium Duty Cab & Chassis with a 5/7-Yard Dump Bed from Cavender Grande, San Antonio, Texas.
- D. Discussion, consideration and possible action regarding approval of Resolution 2022-009 to enter into a finance contract with Government Capital for the purpose of procuring a F650 gas engine Dump Truck (\$76,755)
- E. Discussion, consideration, and possible action authorizing the award and purchase of a residential trash truck with Freightliner of Austin, Austin, Texas in the amount of \$206,527.00
- F. Discussion, consideration and possible action regarding approval of Resolution 2022-010 to enter into a finance contract with Government Capital for the purpose of procuring a 2023 Freightliner Residential Trash Truck (\$206,527).
- G. Discussion, consideration and possible action authorizing the award and purchase of a 2022 Ford F-250 Pickup with Heart of Texas Ford, Brady, Texas in the amount of \$39,675.67
- H. Discussion, consideration, and possible action regarding approval of Resolution 2022-011 to enter into a finance contract with Government Capital for the purpose of procuring a 2022 F250 Pickup Truck (\$39,675.67)
- I. Discussion to set a seasonal membership fee for Brady Municipal Golf Course.
- J. Discussion, consideration, and possible action approving Resolution 2022-007 extending the "Use Permit Agreement for Gr. Rollie White Downs" by and between the City of Brady and the McCulloch County Junior Livestock Association to March 31, 2027
- K. Discussion, consideration, and possible action regarding the **second and final reading of Ordinance 1336** of the City of Brady adopting a zoning change from Industrial District to Commercial District as requested by Debra Luebano for property located at 105 West Pierce Street, Brady, Texas in the Fulcher Subdivision, Block No. 59, Lot No. 3 (P&Z action 3/8/2022)
- L. Discussion, consideration, and possible action regarding the **second and final reading of Ordinance 1337** of the City of Brady adopting a zoning change from Industrial District to Commercial District as requested by Debra Luebano for property located at 503/501 N. Bridge St., Brady, Texas in the Fulcher Subdivision, Block No 59, Lot No. NE 4-5 (P&Z action 3/8/2022)
- M. Discussion, consideration and possible action regarding adding a fence around rose bushes in Richards Park

8. STAFF REPORTS

A. Upcoming Special Events/Meetings:

April 15	Good Friday Holiday – City offices closed - Altered Trash Schedule
April 19	Regular City Council Meeting, 6:00
April 23	Happy Birthday Missi Elliston
May 3	Regular City Council Meeting, 6:00
May 16	Budget Work Session, 10:00 a.m.

May 17	Regular City Council Meeting, 6:00
May 26	BISD Early Release – End of school year
May 30	Memorial Day Holiday – City offices closed – Altered Trash Schedule

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:
Acting City Manager Erin Corbell

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

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 tkeys@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.

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 March 15, 2022, at 6:00 pm with Mayor Anthony Groves presiding in person. Council Members present were Jane Huffman, Missi Elliston, Jay May, Larry Land, and Jeffrey Sutton. City staff present were Acting City Manager Erin Corbell, Public Works Director Steven Miller, Finance Director Lisa McElrath, Police Chief Steve Thomas, and City Secretary Tina Keys. Also in attendance were Chuck Juviden, James Stewart, Fred & Diana Fraiser, Debra Luebano, Michael Probst, Sterliing Moore and James Griffin.

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

There were no public comments

4. CONSENT AGENDA

- A. Approval of Minutes for Regular Meeting on March 1, 2022.

Council Member Elliston moved to approve the Consent Agenda. Seconded by Council Member Sutton. All Council Members voted “aye” and none “nay”. Motion passed with a 5 – 0 vote.

5. PRESENTATIONS:

- Annual Police Department Report (including Police; Animal Services) – Chief Thomas presented explaining he would not be going over animal services as that is under a different department at this time.
- Annual City of Brady Federal Racial Profile Report – Chief Thomas presented
- Heart of Texas Country Music Association Proclamation – Proclamation was not included in packet so it will be read tomorrow morning at 10:00 a.m. at City Hall

6. PUBLIC HEARINGS AND INDIVIDUAL CONCERNS ON PUBLIC HEARING

Public Hearing was opened at 6:31 p.m. There were no comments. Public Hearing was closed at 6:33 p.m.

- A. Public Hearing to receive comments for or against a zoning change from Industrial District to Commercial District for property located at 105 West Pierce Street, Brady Texas in the Fulcher Subdivision, Block No. 59, Lot No. 3 as requested by Debra Luebano. There were no comments

Public Hearing was opened at 6:33 p.m. A citizen asked why she is requesting the zoning change. Erin Corbell said she intends to open a business that is not allowed in an Industrial district. Public Hearing was closed at 6:35 p.m.

- B. Public Hearing to receive comments for or against a zoning change from Industrial District to Commercial District for property located at 503/501 North Bridge Street, Brady, Texas in the Fulcher Subdivision, Block No 59, Lot No. NE 4-5 as requested by Debra Luebano.

7. INDIVIDUAL CONCERNS

- A. Discussion, consideration and possible action regarding Resolution 2022-005 amending the City’s Fleet Maintenance Policy. Lisa McElrath presented. Council Member Elliston moved to approve Resolution 2022-005. Seconded by Council Member May. All Council Members voted “aye” and none “nay”. Motion passed with a 5 – 0 vote.

- B. Discussion, consideration and possible action approving Resolution 2022-006, Curtis Field Airport drainage improvement project requesting assistance from the Texas Department of Transportation for those improvements. Total cost of the project will be \$950,000 of which the City of Brady will be responsible for 10% or \$95,000. Erin Corbell presented. Council Member Elliston moved to approve Resolution 2022-006. Seconded by Council Member Sutton. All Council Members voted “aye” and none “nay”. Motion passed with a 5 – 0 vote.
- C. Discussion, consideration and possible action to schedule a work-session on May 17, 2022 to set FY 23 Budget Workshop dates in July and identify Council budget priorities. Erin Corbell and Lisa McElrath presented and asked if Council would be available to meet on May 17th and asked them to bring ideas to that meeting. City staff is also requesting Council input on meeting dates for budget. They are planning on 4 days this year rather than 3 days. Lisa said we don’t need dates tonight, but is asking Council to start thinking about it and bring on May 17th. Council Member Elliston asked if there is any other day other than 17th. Erin Corbell pointed out it is a City Council day, so we just thought we could start at 4:00. Council Member Elliston said she would see if she could make it. Council Member Huffman thinks we need 3 or 4 hours and said she doesn’t think meeting at 4:00 gives them enough time. Council discussed and said Monday May 16th would work, 10:00 – 4:00. Lisa said they’re hoping this meeting will help her and Erin be more prepared for the workshops. Council Member Elliston moved to approve the budget work session on May 16th at starting at 10:00 a.m. Seconded by Council Member Huffman. All Council Members voted “aye” and none “nay”. Motion passed with a 5 – 0 vote
- D. Update and discussion on lease with Friends of G. Rollie White for the G. Rollie White Complex. Erin Corbell presented. Corbell told Council said they were hoping to have a contract, but City staff discovered that our Charter says the City is not allowed to contract with leasing any of our entities for any longer than 10 years. The Friends of GRW has requested a 50-year lease but our charter prohibits that. She did ask our attorney if there is any way around that. Mayor Groves said we got this far by using the rifle range as a model who has a 99-year lease with an organization, but it was identified and brought to staff that it isn’t allowed. We have a mutual agreement with the rifle range, not a lease. Erin Corbell read aloud the memo from our attorney. Mayor Groves said he would rather not find a way to work around the charter but would rather work within the charter to make it work. One option is that we can give them a 10-year exclusive license with an additional 10-year term. Michael Probst said they are disappointed. He asked how many years ago this was put into the Charter. Erin said she didn’t know. He asked if the charter can be changed. Erin said it would need to go to the voters at an election. Council Member Land asked if the Friends of G. Rollie can work with a 10-year lease with an automatic renewal. Probst said they would need to get a board meeting together. He said if the lease can’t be guaranteed after 10 years, then he doesn’t know how it can work. They could invest a lot of money then not be able to renew the lease. Mayor Groves said he suggests we go with the 10-year lease then pursue going to voters to change the charter. Council Member Huffman said maybe there should be some digging into why it was written like that. She feels like we could be missing something. Mayor Groves agreed. Mayor Groves also said the 50-year flood plan covers a good portion of the G.R.W. complex. Mayor Groves said we will look into the 10-year lease and look to see if there is anything we’ve missed that would work and look into a charter election.
- E. Discussion, consideration and possible action regarding the first reading of Ordinance 1336 of the City of Brady adopting a zoning change from Industrial District to commercial District as requested by Debra Leubano for property located at 105 W. Pierce St., Brady Texas in the Fulcher Subdivision,

Block No 59, Lot No. 3. (P&Z action 3/8/2022). Erin Corbell presented. Council Member Land asked what it would be used for and Loubano said she wants to put in a small event/venue room. The room in the back will be used as a real estate office not to be open, but to meet clients. She also plans to have an outdoor area for events. Council Member May moved to approve the first reading of Ordinance 1336. Seconded by Council Member Elliston. All Council Members voted "aye" and none "nay". Motion carried with a 5 – 0 vote.

F. Discussion, consideration and possible action regarding the first reading of Ordinance 1337 of the City of Brady adopting a zoning change from Industrial District to Commercial District as requested by Debra Luebano for property located at 503/501 N. Bridge St., Brady, Texas in the Fulcher Subdivision, block No. 59, Lot No. NE 4-5 (P&Z action 3/8/2020). Erin Corbell presented. Council Member May moved to approve the first reading of Ordinance 1337. Seconded by Council Member Elliston. All Council Members voted "aye" and none "nay". Motion passed with a 5 – 0 vote.

8. STAFF REPORTS

- A. **Monthly Financial / Utility Reports**
- B. **Monthly Activity Reports:** Seniors, Golf, BPD, Fire-EMS Calls, BVFD Expense Report, Animal Control, Airport, Code Enforcement, Chronic Code Complaints, and Structures Inhabited without utilities, Municipal Court
- C. **Upcoming Special Events/Meetings:**
 - April 5 Regular City Council Meeting, 6:00
 - April 15 Good Friday Holiday, Altered Trash Schedule
 - April 19 Regular City Council Meeting, 6:00
 - April 23 Happy Birthday Missi Elliston

9. ANNOUNCEMENTS

Water Treatment Plant Groundbreaking and Open House – Steven Miller

Erin Corbell said April 9th, the UCRA will be holding a Bio-Blitz for kids to do science experiments in the park.

Council Member Land said there is a flagpole by the little league fields, he will be happy to donate a flag.

Council Member Elliston asked if the Electric Dept is still looking into costs for soccer fields and Erin said yes. They are doing electric upgrades at the lake for this weekend and next weekend.

Council Member Land said he met the new code person and noticed some nice things happening in town, clean up wise, and she's doing a great job.

Mayor Groves said thru February, sales tax is 7.6% ahead of last year.

10. EXECUTIVE SESSION

There was no Executive Session

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

n/a

12. ADJOURNMENT

There being no further business, the Mayor adjourned the meeting at 7:30 p.m.

Mayor Anthony Groves

Attest: _____
Tina Keys, City Secretary

City Council

City of Brady, Texas

Agenda Action Form

AGENDA DATE:	04/05/2022	AGENDA ITEM	4.B.
AGENDA SUBJECT:	Discussion, consideration, and possible action regarding a noise variance at Brady Lake for Friday, June 24, 2022 and Saturday, June 25, 2022 until 1:00 a.m. both days for the annual Bradshaw Family Reunion as requested by Stephanie Bradshaw		
PREPARED BY:	Tina Keys	Date Submitted:	03/25/2022
EXHIBITS:	none		
BUDGETARY IMPACT:	Required Expenditure:	\$00.00	
	Amount Budgeted:	\$00.00	
	Appropriation Required:	\$00.00	
CITY MANAGER APPROVAL:			
SUMMARY: Stephanie Bradshaw has requested a noise variance be granted for the annual Bradshaw Family Reunion to be held at Brady Lake on Friday, June 24, 2022 Saturday, June 25, 2022 for music that could extend until 1:00 a.m. both days			
RECOMMENDED ACTION: Move to approve noise variance			



Proclamation

National Donate Life Month

WHEREAS, the act of donating an organ, tissue, marrow or blood is recognized worldwide as an expression of compassion to those in need; and

WHEREAS, a single individual's organ donation can save up to eight lives, and a single blood donation can help three people in need; and

WHEREAS, Donate Life Texas, the official state registry to sign up and save lives as an organ, eye and tissue donor saw an increase in donor registration adding more than 770,000 people to the registry in 2021; and

WHEREAS, anyone of any age can register to be a donor and 65% of the residents of McCulloch county are registered donors; and

WHEREAS, there are currently more than 100,000 men, women and children awaiting a lifesaving organ transplant in the US with a new person added to the list every nine minutes; and

WHEREAS, sadly, each day 17 people in the US die because the needed organ is not available; and

WHEREAS, the City of Brady seeks to actively encourage members of our community to consider becoming an organ, eye and tissue donor by signing up to save lives on the Donate Life Texas state donor registry.

NOW, THEREFORE I, Anthony Groves, Mayor of the City of Brady Texas, in recognition thereof, do hereby proclaim April to be

NATIONAL DONATE LIFE MONTH

in this City and call upon the community to share the gift of life and hope with those in need of a lifesaving or life-enhancing transplant by becoming an organ, eye, tissue, marrow, or blood donor.

IN WITNESS WHEREOF, I have set my hand and caused the Seal of the City to be affixed this the 5th day of April in the year 2022.

Anthony Groves, Mayor

City Council

City of Brady, Texas

Agenda Action Form

AGENDA DATE:	4-5-2022	AGENDA ITEM	7.A.
AGENDA SUBJECT: Discussion, consideration, and possible action to award the purchase for a 2019 Volvo Pneumatic Roller (PT125C) Associated Supply Company, Inc., San Angelo, TX.			
PREPARED BY:	S. Miller / D. Bustamante	Date Submitted:	3-23-2022
EXHIBITS:	Bid Quotation Form Picture of PT125C Bid Summary Tabulation		
BUDGETARY IMPACT:	Required Expenditure:	\$69,880.00	
	Amount Budgeted:	\$75,000.00	
	Appropriation Required:	\$0.00	
CITY MANAGER APPROVAL:			
SUMMARY: <p>On Thursday March 10, 2022, sealed bids were received after proper advertisement and public notification for one (1) Used Pneumatic Tire Roller to be utilized in the Street Division. Shown as an Exhibit is the bid summary tabulation. The low bid respondent, Yellowhouse Machinery Co., offered no warranty. Bid specification required bidders to provide a minimum of 12-month/500hour coverage. The lowest responsive bid is deemed Associated Supply Company (ASCO). Summarizing the lowest responsive bid:</p> <ul style="list-style-type: none"> • Vendor: Associated Supply Company, San Angelo, TX <ul style="list-style-type: none"> ○ Item - <u>2019-Volvo PT125C</u> <ul style="list-style-type: none"> ▪ Equipment bid = \$67,000.00 ▪ Warranty bid = \$2,880.00 ▪ Subtotal \$69,880.00 ▪ Trade-In Price = \$ -5,500.00 ▪ Acquisition Cost = \$64,380.00 <p>This equipment purchase was identified during the FY22 budget preparation period and replaces a 1991 CAT PS-180 pneumatic tire roller that is in disrepair and is no longer suitable for rolling in asphalt. This proposed capital equipment unit was assigned in the FY22 budget to account line item 10-5-12-402.00 Capital Outlay – Vehicles and Equipment at an amount of \$75,000.00.</p>			
RECOMMENDED ACTION: <p>Mayor: Do I Have a Motion to Award Associated Supply Company, San Angelo, TX in the amount of \$69,880.00 for the purchase of a 2019-Volvo PT125C (pneumatic tire roller).</p>			

EXHIBIT – BID TABULATION
PNEUMATIC TIRE ROLLER
MARCH 10, 2022 - BID OPENING

Vendor	Year	Description	Hours	Extended Price	Extended Coverage	Trade-In	Total Cost	Comment(s)
Yellowhouse Machinery Co.	2017	BOMAG BW 11 RH-5	410	\$62,750.00	\$0.00	-\$6,250.00	\$56,500.00	
Associated Supply Company	2019	Volvo PT125C	550	\$67,000.00	\$2,880.00	-\$5,500.00	\$64,380.00	12MOS/1000HR
Warren CAT	2015	Caterpillar CW34	2260	\$90,500.00	\$910.00	-\$10,000.00	\$81,410.00	12MOS/500HR
Central Texas Equipment	2016	Dynapac CP2700	1365	\$118,000.00	\$4,000.00	\$0.00	\$122,000.00	12MOS/500HR

CITY OF BRADY, TEXAS
BID QUOTATION FORM

THIS IS A QUOTATION FORM ONLY AND DOES NOT REPRESENT AN ORDER FOR A PURCHASE BY THE CITY OF BRADY

Item No.	Description/Part Number	Qty	U/M	Unit Price	Extended Price
1	<p>(1) USED PNEUMATIC TIRE ROLLER - 2013 or newer model with less than 5,500 hours</p> <p>Model Year: <u>2019</u></p> <p>Make/Model: <u>Volvo PT125C</u></p> <p>Mileage/Hour: <u>550 Hours</u></p> <p>Availability: <u>30 days or less</u></p>	1	EA	\$67,000	\$67,000
2	<p>ALTERNATIVE BID</p> <p>(1) USED PNEUMATIC TIRE ROLLER</p> <p>Model Year: _____</p> <p>Make/Model: _____</p> <p>Mileage/Hour: _____</p> <p>Availability: _____</p>	1	EA		
3	<p>12 Months/1000Hr</p> <p>EXTENDED COVERAGE: 12 MONTHS/500HR</p> <p>Specify in writing, to include all parts and labor F.O.B. City of Brady, for a minimum 12-month period/500HR</p>	1	EA	\$2880	\$2880
4	TRADE-IN: 1995 CATERPILLAR PS-180 SN 7PD00267	1	EA	\$5500	\$5500
The City of Brady reserves the right to reject any and/or all Bids. Prices to be quoted F.O.B. City of Brady. All taxes to be excluded from Bid.					TOTAL <u>\$64,380</u>

In submitting this Bid, I certify the following:

1. That the prices in this Bid have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with any other Bidder, or with any competitor

2. That I am an Equal Opportunity Employer

Business Name:

Associated Supply Company

Authorized signature:



Print Name:



Date:

March 10, 2022



MARK BAXTER
Territory Sales Manager
Mobile (325) 276-2564
mbaxter@ascoeq.com
www.ascoeq.com

700 Knickerbocker Road
San Angelo, Texas 76903
Office (325) 655-5666
Fax (325) 653-4471

EQUIPMENT - Sales Parts Service Rental



**City Council
City of Brady, Texas
Agenda Action Form**

AGENDA DATE:	4-5-22	AGENDA ITEM	7.B.
AGENDA SUBJECT:	Discussion, consideration, and possible action regarding approval of Resolution 2022-008 to enter into a finance contract with Government Capital for the purpose of procuring a 2019 Volvo Pneumatic Roller (\$61,500).		
PREPARED BY:	Lisa McElrath	Date Submitted:	4-1-22
EXHIBITS:	Resolution 2022-008 Financing Quote		
BUDGETARY IMPACT:	Required Expenditure:	\$69,507	
	Total Amount Budgeted:		
	Purchase:	\$75,000	
	Debt Service:	\$ 4,400	
Appropriation Required:	\$0		
CITY MANAGER APPROVAL:			

SUMMARY:

The FY2022 Budget approved to finance the purchase of a pneumatic roller for the Street division fleet at a purchase price not to exceed \$75,000. A competitive bid from ASCO of San Angelo, Texas was the low bid for the specifications submitted by Street Superintendent Perez at \$67,000 with a trade-in allowance of \$5,500 for a net purchase price of \$61,500.

Governmental Capital Corporation (GCC) solicited banks and received 4 bids with results detailed below.

\$61,500-10 years requested	Pneumatic Roller
Lender	Offered
First Financial Bank	3.60%- 7 years
Southside Bank	3.84% - 5 years *
Brady National Bank	5.00% -10 years
	4.75% - 7 Years
Commercial National Bank	6.10% - 7 Years

* Must combine F250 truck, dump truck, roller, and trash truck purchases into one note.

GCC is therefore offering a finance contract for a term of 84 monthly payments (7 years) at 3.60%, requiring a lien on tax and other lawful revenues. Total debt service for FY 2022 will be \$2,506.53 with first payment due July 2022.

RECOMMENDED ACTION: It is recommended that City Council approve Resolution 2021-008 to enter into a finance contract with Government Capital Corporation for a total principal amount not to exceed \$61,500.

RESOLUTION #2022-008

A RESOLUTION REGARDING A FINANCING AGREEMENT FOR THE PURPOSE OF PROCURING ROLLING STOCK, AND RELATED EQUIPMENT

WHEREAS, City of Brady desires to enter into a certain Financing Agreement, by and between Government Capital Corporation and the City of Brady, for the purpose of financing Rolling Stock, and Related Equipment. The City of Brady desires to designate this Agreement as a "qualified tax-exempt obligation" of the City of Brady for the purposes of Section 265 (b) (3) of the Internal Revenue Code of 1986, as amended. The City of Brady desires to designate the Mayor or designee as an authorized signer of the Agreement.

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

Section 1. That the City of Brady enters into a Financing Agreement with Government Capital Corporation for the purpose of procuring Rolling Stock, and Related Equipment.

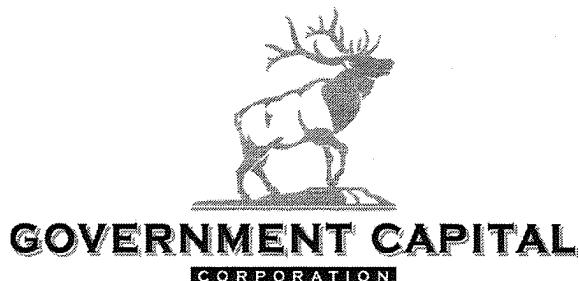
Section 2. That the Financing Agreement, by and between the City of Brady and Government Capital Corporation, is designated by the City of Brady as a "qualified tax-exempt obligation" for the purposes of Section 265 (b) (3) of the Internal Revenue Code of 1986, as amended.

Section 3. That the City of Brady designates the Mayor or designee as an authorized signer of the Financing Agreement, by and between the City of Brady and Government Capital Corporation.

Section 4. That should the need arise, if applicable, the City will use loan proceeds for reimbursement of expenditures related to the Property, within the meaning of Treasury Regulation § 1.150-2, as promulgated under the Internal Revenue Code of 1986, as amended

This Resolution has been PASSED upon Motion made by Council Member _____, seconded by Council Member _____ by a vote of _____ to _____ and is effective this _____, 2022.

City of Brady	Witness Signature
X _____ Mayor Signature	X _____ City Secretary Signature
<u>Printed</u> <u>Name:</u> Anthony Groves <u>Title:</u> Mayor	<u>Printed</u> <u>Name:</u> Tina Keys <u>Title:</u> City Secretary



March 31, 2022

***Pneumatic Tire Roller**

Mrs. Lisa McElrath
Brady City Hall
(325) 597-2152
Finance@bradytx.us

Dear Mrs. McElrath,

Thank you for the opportunity to present proposed financing for the City of Brady. I am submitting for your review the following proposed structure:

ISSUER:	City of Brady, Texas
FINANCING STRUCTURE:	Public Property Finance Contract issued under Local Government Code Section 271.005
EQUIPMENT COST:	\$ 61,500
TERM:	84 Monthly Payments (7 Years)
INTEREST RATE:	3.60% Fixed
PAYMENT AMOUNT:	\$ 835.51
PAYMENTS BEGINNING:	90 days from signing, monthly thereafter

Financing for these projects would be simple, fast, and easy due to the fact that:

- ✓ We have an existing relationship with you and have your financial statements on file, expediting the process. Please keep in mind we may also need current year statements.
- ✓ We can provide familiar documentation for your legal counsel.

The above proposal is subject to audit analysis, assumes bank qualification and mutually acceptable documentation. The terms outlined herein are subject to change, and rates are valid for fourteen (14) days from the date of this proposal. If funding does not occur within this period, rates will be indexed to markets at such time.

Our finance programs are flexible, and as always, my job is to make sure you have the best possible experience every time you interact with our brand. We're always open to feedback on how to make your experience better. If you have any questions regarding other payment terms, frequencies, or conditions, please do not hesitate to call.

Blessings,

Drew

Drew Whitington
Client Services
Main: 817-421-5400

City Council

City of Brady, Texas

Agenda Action Form

AGENDA DATE:	4-5-2022	AGENDA ITEM	7.C.						
AGENDA SUBJECT:	Discussion, consideration, and possible action to award the purchase for a F650 (gas engine), 25,999 GVWR Medium Duty Cab & Chassis with a 5/7-Yard Dump Bed from Cavender Grande , San Antonio, TX.								
PREPARED BY:	S. Miller	Date Submitted:	3-24-2022						
EXHIBITS:	Bid Quotation Form								
BUDGETARY IMPACT:	Required Expenditure:	\$86,755.00							
	Amount Budgeted (Financed):	\$95,000.00							
	Appropriation Required:	\$0.00							
CITY MANAGER APPROVAL:									
<p>SUMMARY:</p> <p>On Thursday March 17, 2022, sealed bids were due after proper advertisement and public notification for one (1) Cab & Chassis, Medium Duty, GVWR 25,999, Standard Cab, 2WD, V8 Diesel or Gasoline, Automatic Transmission and Hydraulic Brakes with 5-7 Cubic Yard Dump Bed. One bid was received from Cavender Grande (formerly Grande Truck Center) of San Antonio. Per the bid quotation form pricing for both a diesel and gas medium duty truck with dump bed was received or:</p> <table border="1" style="width: 100%; border-collapse: collapse; margin-top: 10px;"> <tr> <td style="width: 50%;">PRODUCT / VENDOR</td> <td style="width: 50%;">CAVENDER GRANDE, San Antonio, Texas</td> </tr> <tr> <td>Cab & Chassis Medium Duty, Diesel, F650, Hyd. Brakes, 5/7 Yard Dump Bed</td> <td style="text-align: right;">\$101,441.00</td> </tr> <tr> <td>Cab & Chassis Medium Duty, Gas, F650, Hyd. Brakes, 5/7 Yard Dump Bed</td> <td style="text-align: right;">\$86,755.00</td> </tr> </table> <p>City staff evaluated this single bid offer and vendor and recommends the lower cost or \$86,755.00. Cavender Grande is also listed as an approved BuyBoard - Texas Local Government Purchasing Cooperative vendor. FY22 budget has this expenditure assigned in Fund 30 – Water/Sewer Utility, Line Item 30-5-31-901.00 Capital Outlay – Financed \$95,000.00.</p>				PRODUCT / VENDOR	CAVENDER GRANDE, San Antonio, Texas	Cab & Chassis Medium Duty, Diesel , F650, Hyd. Brakes, 5/7 Yard Dump Bed	\$101,441.00	Cab & Chassis Medium Duty, Gas , F650, Hyd. Brakes, 5/7 Yard Dump Bed	\$86,755.00
PRODUCT / VENDOR	CAVENDER GRANDE, San Antonio, Texas								
Cab & Chassis Medium Duty, Diesel , F650, Hyd. Brakes, 5/7 Yard Dump Bed	\$101,441.00								
Cab & Chassis Medium Duty, Gas , F650, Hyd. Brakes, 5/7 Yard Dump Bed	\$86,755.00								
RECOMMENDED ACTION:									
<p>Mayor: Do I Have a Motion to Award the purchase of a F650 V8 (Gas Engine), Medium Duty Cab & Chassis with 5/7 Yard Dump Bed in the amount of \$86,755.00 from Cavender Grande, San Antonio, TX.</p>									

CITY OF BRADY, TEXAS

BID QUOTATION FORM

THIS IS A QUOTATION FORM ONLY AND DOES NOT REPRESENT AN ORDER FOR A PURCHASE BY THE CITY OF BRADY

Item No.	Description/Part Number	Qty	U/M	Unit Price	Extended Price
1	<p>(1) Cab & Chassis, Medium Duty not to exceed GVWR 25,999 under CDL, Standard Cab, 2WD V8, diesel or gasoline, automatic transmission, hydraulic brakes, single axle with an attached fully operational 5-7 CY dump body and hydraulic PTO.</p> <p>Model Year: <u>2023</u></p> <p>Make/Model: <u>FORD F650</u></p> <p>Availability: <u>See letter Attached</u></p>	1	EA	<u>86,755.00</u>	<u>86,755.00</u>
2	<p>ALTERNATIVE BID</p> <p>(1) USED Truck, Medium Duty not to exceed GVWR 25,999 under CDL, Standard Cab, 2WD, V8, diesel or gasoline, automatic transmission, hydraulic brakes, single axle with an attached fully operational 5-7 CY dump body and hydraulic PTO.</p> <p>The City will accept a 2018 year model or newer with mileage of 20,000 or less.</p> <p>Model Year: _____</p> <p>Make/Model: _____</p> <p>Mileage: _____</p> <p>Availability: _____</p>	1	EA	<u>No Bid</u>	<u>No Bid</u>
3	<p>EXTENDED COVERAGE FOR ALTERNATIVE BID: 12 MONTHS - Specify in writing, to include all parts and labor F.O.B. City of Brady, for a minimum 12 month period</p>	1	EA	<u>N/A</u>	<u>N/A</u>
4	<p>TRADE-IN: 1996 Truck Ford-800 Series with 6 CY Dump Body (mileage 58,820.6)</p>	1	EA	<u>See letter</u>	<u>See letter</u>
The City of Brady reserves the right to reject any and/or all Bids. Prices to be quoted F.O.B. City of Brady. All taxes to be excluded from Bid.					
					TOTAL <u>86,755.00</u>

CITY OF BRADY, TEXAS
BID QUOTATION FORM

THIS IS A QUOTATION FORM ONLY AND DOES NOT REPRESENT AN ORDER FOR A PURCHASE BY THE CITY OF BRADY

Item No.	Description/Part Number	Qty	U/M	Unit Price	Extended Price
1	<p>(1) Cab & Chassis, Medium Duty not to exceed GVWR 25,999 under CDL, Standard Cab, 2WD V8, diesel or gasoline, automatic transmission, hydraulic brakes, single axle with an attached fully operational 5-7 CY dump body and hydraulic PTO.</p> <p>Model Year: <u>2023</u></p> <p>Make/Model: <u>Ford F250</u></p> <p>Availability: <u>See letter Attached</u></p>	1	EA	\$101,441.00	\$101,441.00
2	<p>ALTERNATIVE BID</p> <p>(1) USED Truck, Medium Duty not to exceed GVWR 25,999 under CDL, Standard Cab, 2WD, V8, diesel or gasoline, automatic transmission, hydraulic brakes, single axle with an attached fully operational 5-7 CY dump body and hydraulic PTO.</p> <p>The City will accept a 2018 year model or newer with mileage of 20,000 or less.</p> <p>Model Year: _____</p> <p>Make/Model: _____</p> <p>Mileage: _____</p> <p>Availability: _____</p>	1	EA	NO BID	NO BID
3	<p>EXTENDED COVERAGE FOR ALTERNATIVE BID: 12 MONTHS - Specify in writing, to include all parts and labor F.O.B. City of Brady, for a minimum 12 month period</p>	1	EA	N/A	N/A
4	<p>TRADE-IN: 1996 Truck Ford-800 Series with 6 CY Dump Body (mileage 58,820.6)</p>	1	EA	<u>See letter</u>	<u>See letter</u>
The City of Brady reserves the right to reject any and/or all Bids. Prices to be quoted F.O.B. City of Brady. All taxes to be excluded from Bid.					
					TOTAL \$101,441.00

In submitting this Bid, I certify the following:

1. That the prices in this Bid have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with any other Bidder, or with any competitor
2. That I am an Equal Opportunity Employer

Business Name (print): Cavender Grande Ford

Authorized Signature: Keith Shoffstall

Print Name: Keith Shoffstall

Contact Phone Number: 210-860-7537

Date: 3/9/2022

See letter with exceptions

No Spare Tire



City of Brady
C/O City secretary
201 E. Main Street
Brady, Texas 76825

3/9/2022

Quote good 30 Day

Ref: Medium Duty Dump
Due March 17, 2022 3:00 PM

Attn: Dorsey Bustamante

1 ea. F650 Gas, Hyd Brakes, 26000 GVWR with Warren Dump F-10-3238 5/7 Yard
Dump per attached specifications del to Brady \$86,755.00

1 ea. F750 Diesel, Hyd Brakes, 25,999 GVWR with warren Dump F-10-3238 5/7
Yard Dump per attached specifications \$101,441.00

Exception: I have these chassis on order with Ford. Neither has been scheduled at this time. The price is valid only if the 2023 YM trucks get scheduled and built by Ford. Ford is in a build out status and is not receiving any new orders at this time. My orders are subject to be canceled due to supply issues if they do not get scheduled and built before the year model change.

Trade: Trade numbers can be obtained when the orders are confirmed and build date is scheduled.

Keith Shoffstall
Keith Shoffstall



Vendor Contract Information Summary

Vendor Name Cavender Grande Ford (formerly Grande Truck Center)
Contact Keith Shoffstall
Phone Number 2106667112
Email rshoffstall@cavendergrandeford.com
Website www.grandetruck.com
Federal ID 85-4346242
Accepts RFQs Yes
Address Line 1 4592 IH-10 East
Vendor City San Antonio
Vendor Zip 78219
Vendor State TX
Vendor Country USA
Delivery Days 250
Freight Terms FOB Destination
Payment Terms Net 30 days
Shipping Terms Pre-paid and added to invoice
Ship Via Common Carrier
Is Designated Dealer No
EDGAR Forms Received Yes
Service-Disabled Veteran Owned No
Minority Owned No
Women Owned No
Is National Yes
No Excluded Foreign Terrorist Orgs Yes
No Israel Boycott Certificate Yes
Is MWBE No
Regions Served All Texas Regions
States Served All States
Contract Name Vehicles, Heavy Duty Trucks, Police Motorcycles, Parts, and Service Labor
Contract # 601-19
Effective Date 12/01/2019
Expiration Date 11/30/2022
Service Fee Note Vehicle purchase orders are subject to a \$400 service fee
Quote Reference Number 601-19
Return Policy All sales are final no returns

**City Council
City of Brady, Texas
Agenda Action Form**

AGENDA DATE:	4-5-22	AGENDA ITEM	7.D.
AGENDA SUBJECT: Discussion, consideration, and possible action regarding approval of Resolution 2022-009 to enter into a finance contract with Government Capital for the purpose of procuring a F650 gas engine Dump Truck (\$76,755).			
PREPARED BY: Lisa McElrath		Date Submitted: 4-1-22	
EXHIBITS: Resolution 2022-009 Financing Quote			
BUDGETARY IMPACT:		Required Expenditure:	\$79,883
		Amount Budgeted:	\$ 95,000
		Purchase:	\$ 8,800
		Debt Service:	\$0
CITY MANAGER APPROVAL:			

SUMMARY:

The FY2022 Budget approved to finance the purchase of a Dump Truck for the Water division fleet at a purchase price not to exceed \$95,000. A competitive bid from Cavender Grande of San Antonio, Texas was the low bid for the specifications submitted by Water Superintendent Jacobson at \$86,755 with an estimated trade-in allowance of \$10,000 for a net purchase price of \$76,755.

Governmental Capital Corporation (GCC) solicited banks and received 4 bids with results detailed below.

\$76,755- 10 Years requested	F650 Dump Truck
Lender	Offered
First Financial Bank	3.60%-7 Years
Southside Bank	3.84%-5 Years*
Brady National Bank	5.00%-10 Years
	4.75% - 7 Years
Commercial National Bank	6.10%-7 Years

*Must combine F250 truck, dump truck, roller, and trash truck purchases into one note.

GCC is therefore offering a finance contract for a term of 84 monthly payments (7 years) at 3.60%, requiring a lien on tax and other lawful revenues. Total debt service for FY 2022 will be \$3,128.25 with first payment due July 2022.

RECOMMENDED ACTION:

It is recommended that City Council approve Resolution 2021-009 to enter into a finance contract with Government Capital Corporation for a total principal amount not to exceed \$76,755.

RESOLUTION #2022-009

A RESOLUTION REGARDING A FINANCING AGREEMENT FOR THE PURPOSE OF PROCURING VEHICLES, AND RELATED EQUIPMENT

WHEREAS, City of Brady desires to enter into a certain Financing Agreement, by and between Government Capital Corporation and the City of Brady, for the purpose of financing vehicles and Related Equipment. The City of Brady desires to designate this Agreement as a "qualified tax-exempt obligation" of the City of Brady for the purposes of Section 265 (b) (3) of the Internal Revenue Code of 1986, as amended. The City of Brady desires to designate the Mayor or designee as an authorized signer of the Agreement.

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

Section 1. That the City of Brady enters into a Financing Agreement with Government Capital Corporation for the purpose of procuring Rolling Stock, and Related Equipment.

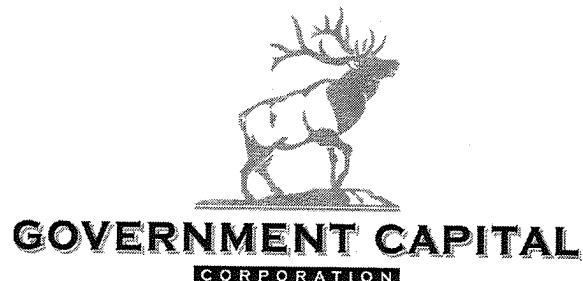
Section 2. That the Financing Agreement, by and between the City of Brady and Government Capital Corporation, is designated by the City of Brady as a "qualified tax-exempt obligation" for the purposes of Section 265 (b) (3) of the Internal Revenue Code of 1986, as amended.

Section 3. That the City of Brady designates the Mayor or designee as an authorized signer of the Financing Agreement, by and between the City of Brady and Government Capital Corporation.

Section 4. That should the need arise, if applicable, the City will use loan proceeds for reimbursement of expenditures related to the Property, within the meaning of Treasury Regulation § 1.150-2, as promulgated under the Internal Revenue Code of 1986, as amended

This Resolution has been PASSED upon Motion made by Council Member _____, seconded by Council Member _____ by a vote of _____ to _____ and is effective this _____, 2022.

City of Brady	Witness Signature
X _____ Mayor Signature	X _____ City Secretary Signature
<u>Printed</u> <u>Name:</u> Anthony Groves <u>Title:</u> Mayor	<u>Printed</u> <u>Name:</u> Tina Keys <u>Title:</u> City Secretary



March 31, 2022
***Dump Truck**

Mrs. Lisa McElrath
Brady City Hall
(325) 597-2152
Finance@bradytx.us

Dear Mrs. McElrath,

Thank you for the opportunity to present proposed financing for the City of Brady. I am submitting for your review the following proposed structure:

ISSUER:	City of Brady, Texas
FINANCING STRUCTURE:	Public Property Finance Contract issued under Local Government Code Section 271.005
EQUIPMENT COST:	\$ 76,755
TERM:	84 Monthly Payments (7 Years)
INTEREST RATE:	3.60% Fixed
PAYMENT AMOUNT:	\$ 1,042.75
PAYMENTS BEGINNING:	90 days from signing, monthly thereafter

Financing for these projects would be simple, fast, and easy due to the fact that:

- ✓ We have an existing relationship with you and have your financial statements on file, expediting the process. Please keep in mind we may also need current year statements.
- ✓ We can provide familiar documentation for your legal counsel.

The above proposal is subject to audit analysis, assumes bank qualification and mutually acceptable documentation. The terms outlined herein are subject to change, and rates are valid for fourteen (14) days from the date of this proposal. If funding does not occur within this period, rates will be indexed to markets at such time.

Our finance programs are flexible, and as always, my job is to make sure you have the best possible experience every time you interact with our brand. We're always open to feedback on how to make your experience better. If you have any questions regarding other payment terms, frequencies, or conditions, please do not hesitate to call.

Blessings,

Drew

Drew Whitington
Client Services
Main: 817-421-5400

City Council
City of Brady, Texas

Agenda Action Form

AGENDA DATE:	04/05/2022	AGENDA ITEM	7.E.
AGENDA SUBJECT:	Discussion, consideration, and possible action authorizing the award and purchase of a residential trash truck with FREIGHTLINER of AUSTIN , Austin, Texas in the amount of \$206,527.00 .		
PREPARED BY:	S. Miller / J. Kidd	Date Submitted:	03/24/2022
EXHIBITS:	Price Quote – FREIGHTLINER of AUSTIN		
BUDGETARY IMPACT:	Required Expenditure:	\$206,527.00	
	Amount Budgeted (Financed)	\$190,000.00	
	Appropriation Required:	\$00.00	
CITY MANAGER APPROVAL:			

SUMMARY:

The primary residential trash truck (Unit#611, 60,289 mi., 2017y) was identified for replacement in the budgeting process for fiscal year 2022 (FY22) *and* in keeping with an adopted 6-year changeout schedule as shown on the Debt Service Schedule in Appendices, Tab I. By rotating out these units on a regular basis ensures a reliable back-up residential trash truck is on-hand. Further, there are realize savings in maintenance and operating costs - as a residential trash truck ages out there is a high likelihood of major mechanical breakdowns. The responsive bid was received from **FREIGHTLINER of AUSTIN** in amount of **\$206,527.00** and is summarize as follows:

DESCRIPTION	PRICE	COMMENT
2023 Freightliner M2-106 tandem chassis	\$74,619.00	Base Price
Options @ 70%	\$32,604.00	To accommodate PakMor refuse body to chassis
PakMor 25Yd Rear Loader	\$105,088.00	PakMor refuse body
Sub-Total	\$212,311.00	
Freightliner of Austin (FOA) Discount	-\$5,784.00	Subtract Discount
Total	\$206,527.00	

FREIGHTLINER of AUSTIN is a licensed vendor under TIPS (The Interlocal Purchasing System), an approved governmental purchasing entity like BuyBoard. This recommended purchase is assigned in the FY22 budget under Fund 60 Solid Waste, Account No. 60-5-14-901.00 Capital Outlay – Financed at \$190,000.00.

RECOMMENDED ACTION:

Mayor: Do I Have a Motion to Award the purchase of a residential trash truck with **FREIGHTLINER of AUSTIN**, Austin, Texas in the amount of **\$206,527.00**.



FREIGHTLINER OF AUSTIN

1701 Smith Rd. (Hwy. 183 So.)
Austin, Texas 78721

Bus: 512-389-0000
FAX: 512-389-2663
Wats: 1-800-395-2005

Invoice Number

Date: 03-22-2022

PURCHASING NAME

City of Brady

ADDRESS

201 E Main St

TELEPHONE

325-597-2244

STATE

Tx

ZIP CODE

76825

YEAR	MAKE	MODEL/BODY	VIN	LICENSE PLATE
2023	Freightliner	M2-106 6x4	Order	
MILEAGE: TIPS # 200 206				
2023 Freightliner M2-106 tandem chassis to accommodate Pak Mor refuse body <i>OPTIONS</i> Pak Mor 25yd rear loader per Reliance quoted dtd 3-20-22				Base \$74,619.00 @ 70% \$32604.00 105,088.00 Ttl \$212,311.00
FOA Discount Chassis production based on availability at time of order				\$5,784.00
Pricing subject to change due to any mandated surcharges				
Disclaimer of Warranties				
Any warranties on the products sold hereby are those made by the factory. The Seller, <i>Freightliner of Austin</i> , hereby expressly disclaims all warranties, either expressed or implied including any implied warranty of merchantability or fitness for a particular purpose, and <i>Freightliner of Austin</i> , neither assumes nor authorizes any other person to assume for it any liability in connection with the sale of this vehicle.				
CUSTOMER SIGNATURE				
SALESMAN SIGNATURE Tom Standard				

CONTRACTUAL DISCLOSURE STATEMENT FOR USED VEHICLE ONLY. "The information you see on the window form for this vehicle is part of this contract. Information on the window form overrides any contrary provisions in the contract of sale."

MILEAGE:	TRADE-IN		
YEAR	MAKE	MODEL/BODY	VIN
MILEAGE:	TRADE-IN		
YEAR	MAKE	MODEL/BODY	VIN
PAYOUT TO:			TOTAL 206,527.00
ADDRESS:			Trade Allowance
GOOD UNTIL:			Trading Difference
QUOTED BY:			Sales Tax
SHOW LEIN TO:	Body Type:		Vehicle Inventory Tax
ADDRESS:	License Wt.:		License Fee
DATED:	Lien Amount \$	State Insp.:	TOTAL SALE PRICE
DRAFT FOR \$		License:	Payoff on Trade
DRAFT THRU:	Title:		Ext. Service Agreement
ADDRESS:	Transfer:		Less Deposit
			Total Balance Due 206,527.00

**City Council
City of Brady, Texas
Agenda Action Form**

AGENDA DATE:	4-5-22	AGENDA ITEM	7.F
AGENDA SUBJECT: Discussion, consideration, and possible action regarding approval of Resolution 2022-010 to enter into a finance contract with Government Capital for the purpose of procuring a 2023 Freightliner Residential Trash Truck (\$206,527).			
PREPARED BY: Lisa McElrath		Date Submitted: 4-1-22	
EXHIBITS: Resolution 2022-010 Financing Quote			
BUDGETARY IMPACT:		Required Expenditure:	\$217,916
		Amount Budgeted:	\$190,000
		Purchase:	\$20,550
		Debt Service:	\$16,527 loan proceeds
CITY MANAGER APPROVAL:			

SUMMARY:

The FY2022 Budget approved to finance the purchase of a Residential Trash Truck for the Solid Waste division fleet at a purchase price not to exceed \$190,000. A competitive bid from Freightliner of Austin of was the low bid for the specifications submitted by Solid Waste Superintendent Kidd at \$206,527.

Governmental Capital Corporation (GCC) solicited banks and received 4 bids with results detailed below.

\$206,527- 6 years requested	Trash Truck
Lender	Offered
First Financial Bank	3.62% - 5 Years
Southside Bank	3.84%-5 Years*
Brady National Bank	4.75%- 6 years
	4.75%- 5 Years
Commercial National Bank	5.70%- 6 Years

*Must combine F250 truck, dump truck, roller, and trash truck purchases into one note.

GCC is therefore offering a finance contract for a term of 60 monthly payments (5 years) at 3.62%, requiring a lien on tax and other lawful revenues. Total debt service for FY 2022 will be \$11,389 with first payment due July 2022.

RECOMMENDED ACTION:

It is recommended that City Council approve Resolution 2021-010 to enter into a finance contract with Government Capital Corporation for a total principal amount not to exceed \$206,527.

RESOLUTION #2022-010

A RESOLUTION REGARDING A FINANCING AGREEMENT FOR THE PURPOSE OF PROCURING VEHICLES, AND RELATED EQUIPMENT

WHEREAS, City of Brady desires to enter into a certain Financing Agreement, by and between Government Capital Corporation and the City of Brady, for the purpose of financing vehicles, and Related Equipment. The City of Brady desires to designate this Agreement as a "qualified tax-exempt obligation" of the City of Brady for the purposes of Section 265 (b) (3) of the Internal Revenue Code of 1986, as amended. The City of Brady desires to designate the Mayor or designee as an authorized signer of the Agreement.

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

Section 1. That the City of Brady enters into a Financing Agreement with Government Capital Corporation for the purpose of procuring Rolling Stock, and Related Equipment.

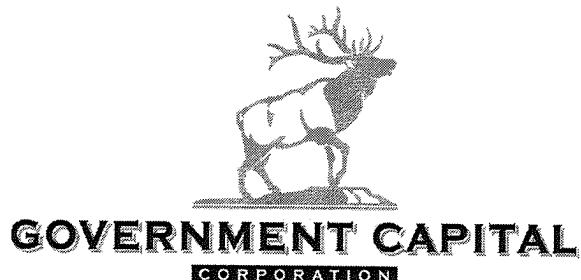
Section 2. That the Financing Agreement, by and between the City of Brady and Government Capital Corporation, is designated by the City of Brady as a "qualified tax-exempt obligation" for the purposes of Section 265 (b) (3) of the Internal Revenue Code of 1986, as amended.

Section 3. That the City of Brady designates the Mayor or designee as an authorized signer of the Financing Agreement, by and between the City of Brady and Government Capital Corporation.

Section 4. That should the need arise, if applicable, the City will use loan proceeds for reimbursement of expenditures related to the Property, within the meaning of Treasury Regulation § 1.150-2, as promulgated under the Internal Revenue Code of 1986, as amended

This Resolution has been PASSED upon Motion made by Council Member _____, seconded by Council Member _____ by a vote of _____ to _____ and is effective this _____, 2022.

City of Brady	Witness Signature
X _____ Mayor Signature	X _____ City Secretary Signature
<u>Printed</u> <u>Name:</u> Anthony Groves <u>Title:</u> Mayor	<u>Printed</u> <u>Name:</u> Tina Keys <u>Title:</u> City Secretary



March 31, 2022
***Trash Truck**

Mrs. Lisa McElrath
Brady City Hall
(325) 597-2152
Finance@bradytx.us

Dear Mrs. McElrath,

Thank you for the opportunity to present proposed financing for the City of Brady. I am submitting for your review the following proposed structure:

ISSUER:	City of Brady, Texas
FINANCING STRUCTURE:	Public Property Finance Contract issued under Local Government Code Section 271.005
EQUIPMENT COST:	\$ 206,527
TERM:	60 Monthly Payments (5 Years)
INTEREST RATE:	3.62% Fixed
PAYMENT AMOUNT:	\$ 3,796.30
PAYMENTS BEGINNING:	90 days from signing, monthly thereafter

Financing for these projects would be simple, fast, and easy due to the fact that:

- ✓ We have an existing relationship with you and have your financial statements on file, expediting the process. Please keep in mind we may also need current year statements.
- ✓ We can provide familiar documentation for your legal counsel.

The above proposal is subject to audit analysis, assumes bank qualification and mutually acceptable documentation. The terms outlined herein are subject to change, and rates are valid for fourteen (14) days from the date of this proposal. If funding does not occur within this period, rates will be indexed to markets at such time.

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Blessings,

Drew

Drew Whitington
Client Services
Main: 817-421-5400

**City Council
City of Brady, Texas
Agenda Action Form**

AGENDA DATE:	04/05/2022	AGENDA ITEM	7. G.
AGENDA SUBJECT: Discussion, consideration, and possible action authorizing the award and purchase of a 2022 Ford F-250 Pick-Up with Heart of Texas Ford, Brady, Texas in the amount of \$39,675.67 .			
PREPARED BY: Dorsey Bustamante/Stephen Morgan		Date Submitted:	4-1-22
EXHIBITS: Price Quote – Heart of Texas Ford			
BUDGETARY IMPACT:		Required Expenditure:	\$39,676
		Amount Budgeted:	\$30,000
		Purchase price:	\$9,676 loan proceeds
CITY MANAGER APPROVAL:			

SUMMARY:

PPM requests to replace a 20-year-old work truck (Unit No. 470, 112,464 mileage, year 2002). This unit is currently down with transmission issues. Replacing this unit will save the City money in maintenance and operating costs, because of the age of the unit there are major mechanical issues.

PPM had originally requested a ½ ton during budget FY22, the division is requesting an upgrade to a ¾ ton, The ¾ ton has a heavier suspension and the transmission package is designed for heavier payloads. This unit will be used to pull a trailer with mowers and equipment that will be transported to City Parks, GRW Complex, Cemetery, and when needed for Code Enforcement regulated sites.

If not used properly according to weight capacity, not upgrading will shorten the life span of the ½ ton package.

The responsive low bid meeting specifications was received from **Heart of Texas Ford** in the amount of **\$39,675.67**. The council approved a purchase price of \$30,000.

City staff is requesting the approval for an additional \$9,675.67 in funds for the purchase to be supported by additional loan proceeds.

RECOMMENDED ACTION:

Mayor: Do I Have a Motion to Award the purchase of a 2022 Pick-Up Ford F-250 with **Heart of Texas Ford**, Brady, Texas in the amount of **\$39,675.67**.

EXHIBIT 4**BID TABULATION SHEET****CITY OF BRADY**

(TO BE ATTACHED TO PURCHASE ORDER FORM)

Division: 03 - PPM

Account:

10-5-03-402.00

Date:

DESCRIPTION OF ITEM TO BE PURCHASED	
(1,500) TON Crushed Rock Commercial Base	

LOW BID	VENDOR	CONTACT PERSON	PHONE #	TOTAL PRICE QUOTED
1	Heart of Texas Ford 110 South Bridge Street Brady, Texas 76825	John Reavis	325-597-2124	39,675.67
2	Lubke Cars & Trucks 2110 S. Bridge Street Brady, Texas 76825	Allison Beard	325-597-2116	39,765.00
3	Caldwell Country PO Box 72 Rockdale, Texas 76567	Averyt Knapp	979-567-6116	No Bid
4				
5				
6				

PLEASE JUSTIFY BELOW IF LOW BID IS NOT SELECTED

Low bid meeting specifications

Low bid meeting specifications

I, the undersigned, attest that I received the above quotes for purchase of the item(s) described above and request authorization to purchase said item(s) from the vendor designated as low bid meeting specification(s).

Department Approval

Purchasing Agent Approval

**City Council
City of Brady, Texas
Agenda Action Form**

AGENDA DATE:	4-5-22	AGENDA ITEM	7. H.
AGENDA SUBJECT:	Discussion, consideration, and possible action regarding approval of Resolution 2022-011 to enter into a finance contract with Government Capital for the purpose of procuring a 2022 F250 Pickup Truck (\$39,675.67).		
PREPARED BY:	Lisa McElrath	Date Submitted:	4-1-22
EXHIBITS:	Resolution 2022-011 Financing Quote		
BUDGETARY IMPACT:	Required Expenditure: Amount Budgeted: Purchase: Debt Service: Appropriation Required:	\$41,852 \$30,000 \$4,900 \$9,676 loan proceeds	
CITY MANAGER APPROVAL:			

SUMMARY:

The FY2022 Budget approved to finance the purchase of a pickup truck for the PPM division fleet at a purchase price not to exceed \$30,000. A competitive bid from Heart of Texas Ford of was the low bid for the specifications submitted by PPM Superintendent Morgan at \$39,675.67.

Governmental Capital Corporation (GCC) solicited banks and received 4 bids with results detailed below.

\$39,675.67-5 years requested	Ford F250
Lender	Offered
First Financial Bank	3.42%- 5 Years
Southside Bank	3.84%-5 years*
Brady National Bank	4.92% - 5 Years
Commercial National Bank	5.62% - 5 Years

*Must combine F250 truck, dump truck, roller, and trash truck purchases into one note.

GCC is therefore offering a finance contract for a term of 60 monthly payments (5 years) at 3.42%, requiring a lien on tax and other lawful revenues. Total debt service for FY 2022 will be \$2,176.26 with first payment due July 2022.

RECOMMENDED ACTION:

It is recommended that City Council approve Resolution 2021-011 to enter into a finance contract with Government Capital Corporation for a total principal amount not to exceed \$39,675.67.

RESOLUTION #2022-011

A RESOLUTION REGARDING A FINANCING AGREEMENT FOR THE PURPOSE OF PROCURING VEHICLES, AND RELATED EQUIPMENT

WHEREAS, City of Brady desires to enter into a certain Financing Agreement, by and between Government Capital Corporation and the City of Brady, for the purpose of financing vehicles, and Related Equipment. The City of Brady desires to designate this Agreement as a "qualified tax-exempt obligation" of the City of Brady for the purposes of Section 265 (b) (3) of the Internal Revenue Code of 1986, as amended. The City of Brady desires to designate the Mayor or designee as an authorized signer of the Agreement.

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

Section 1. That the City of Brady enters into a Financing Agreement with Government Capital Corporation for the purpose of procuring Rolling Stock, and Related Equipment.

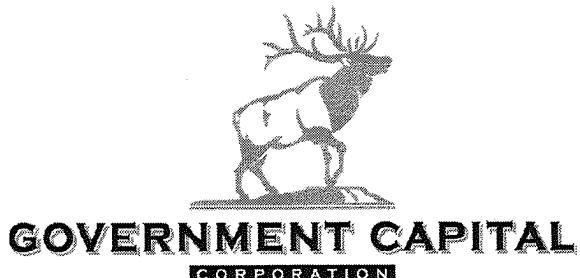
Section 2. That the Financing Agreement, by and between the City of Brady and Government Capital Corporation, is designated by the City of Brady as a "qualified tax-exempt obligation" for the purposes of Section 265 (b) (3) of the Internal Revenue Code of 1986, as amended.

Section 3. That the City of Brady designates the Mayor or designee as an authorized signer of the Financing Agreement, by and between the City of Brady and Government Capital Corporation.

Section 4. That should the need arise, if applicable, the City will use loan proceeds for reimbursement of expenditures related to the Property, within the meaning of Treasury Regulation § 1.150-2, as promulgated under the Internal Revenue Code of 1986, as amended

This Resolution has been PASSED upon Motion made by Council Member _____, seconded by Council Member _____ by a vote of _____ to _____ and is effective this _____, 2022.

City of Brady	Witness Signature
X _____ Mayor Signature	X _____ City Secretary Signature
<u>Printed</u> <u>Name:</u> Anthony Groves <u>Title:</u> Mayor	<u>Printed</u> <u>Name:</u> Tina Keys <u>Title:</u> City Secretary



March 31, 2022
***Ford F250**

Mrs. Lisa McElrath
Brady City Hall
(325) 597-2152
Finance@bradytx.us

Dear Mrs. McElrath,

Thank you for the opportunity to present proposed financing for the City of Brady. I am submitting for your review the following proposed structure:

ISSUER:	City of Brady, Texas
FINANCING STRUCTURE:	Public Property Finance Contract issued under Local Government Code Section 271.005
EQUIPMENT COST:	\$ 39,675.67
TERM:	60 Monthly Payments (5 Years)
INTEREST RATE:	3.42% Fixed
PAYMENT AMOUNT:	\$ 725.42
PAYMENTS BEGINNING:	90 days from signing, monthly thereafter

Financing for these projects would be simple, fast, and easy due to the fact that:

- ✓ We have an existing relationship with you and have your financial statements on file, expediting the process. Please keep in mind we may also need current year statements.
- ✓ We can provide familiar documentation for your legal counsel.

The above proposal is subject to audit analysis, assumes bank qualification and mutually acceptable documentation. The terms outlined herein are subject to change, and rates are valid for fourteen (14) days from the date of this proposal. If funding does not occur within this period, rates will be indexed to markets at such time.

Our finance programs are flexible, and as always, my job is to make sure you have the best possible experience every time you interact with our brand. We're always open to feedback on how to make your experience better. If you have any questions regarding other payment terms, frequencies, or conditions, please do not hesitate to call.

Blessings,

Drew

Drew Whitington
Client Services
Main: 817-421-5400

City Council

City of Brady, Texas

Agenda Action Form

AGENDA DATE:	4/5/2022	AGENDA ITEM	7.I.
AGENDA SUBJECT:	Discussion to set a seasonal membership fee for Brady Municipal Golf Course		
PREPARED BY:	E. Corbell	Date Submitted:	04/01/2022
EXHIBITS:	Spreadsheet of membership comparisons		
BUDGETARY IMPACT:	Required Expenditure:	\$00.00	
	Amount Budgeted:	\$00.00	
	Appropriation Required:	\$00.00	
CITY MANAGER APPROVAL:			

SUMMARY:

In February, Councilwoman Huffman had requested a discussion, primarily about golf course contracts, to allow individuals to retain a membership for a desired period of time rather than being committed to twelve months of membership.

Staff was directed to research membership options for other municipal golf courses. Several municipal courses offer a variety of “seasonal” memberships and staff suggests a seasonal membership over a month to month option, to encourage membership.

RECOMMENDED ACTION:

Direct staff on creation of seasonal membership, to be brought forward in an ordinance amending the fee schedule at the next city council meeting.

Town	Junior Membership	Details	Senior Membership	Annual Membership		Details	Monthly Membership		Details	Seasonal Membership	Other
			Individual	Family		Individual	Family				
Chambers County			\$50	\$100	\$150	18- living at home					Non-resident: \$250 single, \$350 family
Mountain View (Van Horn)				\$200	\$275	Man and wife, plus students up to 22					
Lampasas	\$30	per month		\$365	\$455	Six months only, Jan-Jun, July-Dec					
Lake Sweetwater (Sweetwater)				\$420	\$630	Payable in 1, 2, or 3 installments					
Liberty				\$420	\$600	Family 18-, up to 6	\$220	\$320	Rates are semi-annual		
Cuero	\$120	Jr High/High School		\$425	\$525		\$52	\$58		\$225	Your choice of 3 consecutive months
Brady	\$45	18 Under		\$500	\$750		\$50	\$70			
Greenville	\$175	18 Under	\$400	\$575	\$800	Family is 4					
Hidden Hills (Pampa)	\$225	High School -	\$525	\$600	\$700	\$800 for husband, wife & college kids				\$350 single/\$400 family	May 1st through September 30th
Livingston	\$300			\$600	\$600	Plus \$100 for each over 21 in home					\$600 corporate plus \$100/employee
Seguin	N/A		\$550	\$650	\$750						Memberships only for residents.
San Saba	\$60	3 months		\$680	\$905		\$65	\$90			Offers discounted non-resident rates
Cottonwood Creek (Waco)			\$700	\$800	\$1,100						
Shary (Mission)	\$30	Monthly	\$825	\$925						\$525	Three month/ \$175 additional month
Ft. Worth	\$150	Annual	\$650	\$950	\$1,200						
Delaware Springs (Burnet)	\$361			\$1,082	\$1,623		\$99	\$149		\$124	Month to month
Gainesville				\$1,200			\$200				
Lady Bird (Fredericksburg)				\$1,609	\$2,581		\$149	\$239		\$179 single/\$269 family per month	
Landa Park (New Braunfels)	\$210			\$1,890			\$230		Only valid for ONE month	\$840	FOUR months
City Course (Bryan)			\$1,800	\$2,100	\$2,700	Family 25- at home				\$350	Collegiate, per semester

City Council

City of Brady, Texas

Agenda Action Form

AGENDA DATE:	04/05/2022	AGENDA ITEM	7.J.
AGENDA SUBJECT:	Discussion, consideration, and possible action regarding Resolution 2022-007 approving the Facility Use Permit Agreement between the City of Brady and the McCulloch County Junior Livestock Association for specified facilities at the G. Rollie White Complex		
PREPARED BY:	T. Keys	Date Submitted:	4/1/2022
EXHIBITS:	Resolution 2022-007 Facility Use Permit Agreement		
BUDGETARY IMPACT:	Required Expenditure:	\$00.00	
	Amount Budgeted:	\$00.00	
	Appropriation Required:	\$00.00	
CITY MANAGER APPROVAL:			

SUMMARY:

The City entered into an agreement with the McCulloch County Junior Livestock Association (MCJLA) in January 2006 for the use of the Show Barn at the G. Rollie White Complex. In September of 2006, Barn 8 & 9 on the east side of the complex were added. Both agreements were extended to August 31, 2016. In September of 2016, the agreement was extended to December 31, 2021.

A new agreement is necessary to allow MCJLA to continue the use of the facilities. In addition to extending the term, the two agreements have been merged into one and reviewed by staff and the City Attorney to ensure all updated terms and liability requirements have been included.

RECOMMENDED ACTION:

Move to Approve Resolution 2022-007

RESOLUTION NO. 2022-007

A RESOLUTION OF THE CITY COUNCIL OF CITY OF BRADY, TEXAS APPROVING THE EXTENSION OF THE TERM OF THE FACILITY USE PERMIT AGREEMENTS BETWEEN THE CITY OF BRADY AND THE MCCULLOCH COUNTY JUNIOR LIVESTOCK ASSOCIATION FOR SPECIFIED FACILITIES AT THE G. ROLLIE WHITE COMPLEX.

WHEREAS, the City of Brady wishes to encourage and assist in facilitating Brady and McCulloch County youth in their participation in livestock show projects; and

WHEREAS, the City of Brady desires to permit the use of certain facilities at the G. Rollie White Complex in support of Brady and McCulloch County youth in their participation in livestock show projects; and

WHEREAS, the previous agreement by and between the City of Brady and the McCulloch County Jr. Livestock Association has expired and is in need of updating and extending the term; and

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

That the City authorizes the extension of the term of Exhibit A, the Facility Use Permit Agreement - G. Rollie White Complex between the City of Brady and the McCulloch County Jr. Livestock Association to December 31, 2021.

PASSED AND APPROVED this the _____ day of _____, 2016.

CITY OF BRADY

Anthony Groves, Mayor

Attest:

Tina Keys, City Secretary

EXHIBIT A

FACILITY USE PERMIT AGREEMENT — G. ROLLIE WHITE COMPLEX

By and Between the City of Brady, Texas
And the McCulloch County Junior Livestock Association

This Facility Use Permit Agreement ("Agreement") is entered into by the McCulloch County Junior Livestock Association, an incorporated association (the "Association") and the City of Brady, Texas (the "City"), for the purpose of permitting the Association to use the Show Barn, Pavilion, Barn No. 8, and Barn No. 9, together with areas within one hundred feet (100') of the Show Barn, Pavilion, Barn No. 8, and Barn No. 9, located on a 86.384 acre tract of land in McCulloch County, Texas known as the G. Rollie White Complex (collectively the "Facilities"). The Association and the City may be referred to singularly as "Party" and collectively as the "Parties." The term "use" includes the term "occupy."

For the use of the Facilities, the Association and the City hereby agree as follows:

1. The initial terms of this Agreement shall be for five years, unless extended or terminated as herein provided. This Agreement may be extended for subsequent five-year terms upon agreement of the Parties. The initial term shall begin on April 1, 2022 and shall end on March 31, 2027.
2. The Association shall pay the City a use fee in the amount of \$1.00 each year, or part thereof, in advance, for use of the Facilities. In addition, the Association shall reimburse the City for all of the utility costs incurred by the Association for the use of the Facilities, as estimated or determined by the City. The City may, but is not required to, make provisions for the sharing of the utility costs incurred by the Association in the City's annual budget.

SHOWBARN and PAVILION

3. Subject to the terms and provisions of this Agreement, the Association is authorized to use the Show Barn and Pavilion for the purposes of livestock shows & sales and holding programs & events for the participating youths of McCulloch County, Texas, as follows:
 - (a) The Show Barn, Pavilion, and neighboring parking areas and common areas may be used. The Association will have on-going access to the Show Barn and Pavilion for meetings, weighing and exhibiting livestock, livestock shows and readying the Show Barn and Pavilion for shows. Save and except for shows and similar scheduled events, such use shall not conflict with other scheduled shows, fairs, exhibitions and use of the Show Barn and Pavilion.

(b) Subject to conflicts with City events, the Association shall be entitled to use the Show Barn and Pavilion as needed. The Association, shall be required to schedule its use of the Show Barn and Pavilion with the City. The Association and the City shall meet annually in July, and other agreed upon dates as needed, to discuss use of the Show Barn and Pavilion, events, functions, dates, and any issues.

BARNs NO. 8 AND NO. 9

4. Subject to the terms and provisions of this Agreement, the Association is hereby authorized to use Barns No. 8 and No. 9 (or "Barn" or the "Barns") for the purposes of livestock show projects, and holding programs & events, for the participating youths of McCulloch County, Texas, as follows:

(a) The Association and participating youth will have on-going access to Barns No. 8 and No. 9 for work and youth livestock projects. There shall be a limit to a maximum of 16 swine in each Barn. All swine stalls shall be concreted to minimize sanitation problems. Such projects include weighing, feeding, housing, grooming, and exercising livestock projects for the purpose of showing the livestock in local and major livestock shows. A 10' x 10' concrete waste containment slab shall be constructed for waste management purposes;

(b) Mating of breeding animals is prohibited from taking place in the Barns. In order to protect the soil and the Barns from soil borne disease, only healthy livestock shall be allowed in the Barns. No deceased or infectious livestock as diagnosed by veterinarian shall remain in the Barns; and

(c) Subject to prior City approval, the Association shall be entitled to use and modify the Barns as needed to house livestock projects. These modifications shall not impair the structural integrity of the Barns. The Association shall submit construction and site plans to the City prior to the construction of any improvements. The Association shall meet annually, or as needed, with the City to discuss structural modifications or improvements, problems, and approval of livestock projects. The Association shall remove all modifications and improvements upon the expiration or termination of this Agreement.

5. The Association shall undertake and perform the following duties and responsibilities for and with respect to its use and occupancy of the Facilities:

(a) Obtain Commercial General (Public) Liability insurance to include Premises/Operations, Products/Completed, Operations, Independent Contracts, Personal Injury in an amount not less than \$500,000.00 prior to beginning the use of the Facilities. All insurance companies and coverage must be authorized by the Texas Department of Insurance to transact business in the State of Texas and must be acceptable to the City. The City shall be named as an additional insured on the policy. The City, at its discretion, may require a certified copy of the policy. The City reserves the right to amend this insurance provision or require additional types and amounts of coverage or provisions depending on the Association's use of the Facilities;

- (b) Require the parents of any minor, and each adult, who uses the Facilities to sign a waiver of liability regarding the City prior to such use;
- (c) Clean the Facilities and grounds used by the Association, as necessary and desirable for its use and purposes;
- (d) Clean the Facilities after each event held, and as necessary, to remove any trash, debris and spoil deposited on the Facilities during the event; and
- (e) Adopt, use, and employ safety rules and regulations appropriate to its events and activities.

6. In addition to the foregoing, the Association and the City hereby contract, covenant, and agree that:

- (a) all the work, duties and responsibilities to be undertaken and performed by Association pursuant to this agreement shall be performed and undertaken by Association as an independent contractor;
- (b) all work, duties and responsibilities shall be performed and undertaken by the Association, or for and on behalf of the Association, by qualified adults, or persons working under the direct supervision of qualified adults and subject to the Association's control;
- (c) the Association shall regularly monitor the Facilities used by the Association, including its invitees, and clean any spillage, obstruction, material or equipment that may pose any risk or danger to any person, and to collect all litter in order to maintain a clean and litter-free appearance in the Facilities; and
- (d) the Association shall provide the equipment and materials sufficient and adequate for its use of the Facilities.

7. The City assumes no liability, nor responsibility, for injuries caused or suffered at the Facilities during the Association's performance of this Agreement.

8. This Agreement shall be binding upon and inure to the benefit of the Parties to this Agreement, including their respective elective officials, managers, directors, employees, administrators, heirs, executors, legal representatives, successors, and assigns as permitted by this agreement.

9. This Agreement constitutes the only such agreement of the Parties and supersedes any prior understandings or written or oral agreements respecting the subject matter.

10. Except as hereinabove specifically provided, no amendment, modification or alteration of these terms shall be binding unless the same is in writing, dated subsequent to the date of this Agreement, and duly executed by the Parties.

11. The Association covenants and agrees to defend, indemnify, and hold harmless the City, and the elected officials, employees, officers, directors, volunteers, and representatives of the City, individually and collectively, from and against any and all claims, demands, liens, damages, losses, costs, fees, fines, penalties, proceedings, actions, liability, and expenses, including reasonable attorney's fees, for the defense of such claims and demands caused by or resulting from the conduct, act, omission, or negligence of the Association, its members, agents, officers, representatives or appointees. Such acts include personal and bodily injury, death, and property damage, made upon the City, directly or indirectly, arising out of, or resulting from or related to the Association's activities under this Agreement, including any negligent or intentional act or omission of the Association, its agents, officers, directors, representatives, employees, volunteers, consultants, or subcontractors of the Association, and their respective officers, agents, employees, directors, representatives, and volunteers while in the exercise of the rights or performance of the duties under this Agreement.
12. The City and the Association hereby contract, covenant and agree that the purpose and intent of this Agreement is to provide programs for the youth of McCulloch and neighboring counties; that, for the purposes of this Agreement, the Facilities are recreational facilities; and that this Agreement benefits all youth in McCulloch County, Texas, and to the extent of the shows and sales, the youth of neighboring counties.

AGREED TO AND ACCEPTED on this the _____ day of _____, 2022.

CITY OF BRADY, TEXAS

Anthony Groves, Mayor

MCCULLOCH COUNTY JUNIOR
LIVESTOCK ASSOCIATION

President

Attest:

Tina Keys, City Secretary

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

AGENDA DATE:	4/5/2022	AGENDA ITEM	7.K.
AGENDA SUBJECT:	Discussion, consideration, and possible action regarding the second and final reading of Ordinance 1336 of the City of Brady adopting on a zoning change from Industrial District to Commercial District as requested by Debra Luebano for property located at 105 West Pierce Street, Brady, Texas in the Fulcher Subdivision, Block NO. 59, Lot No. 3. (P&Z action 3/8/2022)		
PREPARED BY:	Tina Keys	Date Submitted:	3/28/2022
EXHIBITS:	Ordinance 1336		
BUDGETARY IMPACT:	Required Expenditure:	\$00.00	
	Amount Budgeted:	\$00.00	
	Appropriation Required:	\$00.00	
CITY MANAGER APPROVAL:			

SUMMARY:
Debra Luebano contacted the Code Office because he is requesting a zoning change to Commercial District on her property at 105 West Pierce Street. This property is currently Industrial District zoning. The property to the West, East, North is Industrial District and South is Commercial District. Property is adjacent to the Brady Creek.
The zoning application was filed on February 08, 2022.
On March 8, 2022, Planning and Zoning held a public hearing and made a motion to recommend approval to the 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 second and final reading of Ordinance 1336

ORDINANCE NO. 1336

AN ORDINANCE OF THE CITY OF BRADY, TEXAS, GRANTING A ZONING CHANGE FROM INDUSTRIAL DISTRICT TO COMMERCIAL DISTRICT FOR PROPERTY LOCATED AT 105 W. PIERCE ST. IN THE FULCHER SUBDIVISION, BLOCK NO. 59, LOT NO. 3

WHEREAS, Chapter 211 of the Texas Local Government Code empowers the City of Brady, Texas to enact zoning regulations and provide for their administration, enforcement and amendment; and

WHEREAS, the City has previously deemed it necessary and desirable to adopt zoning regulations to provide for the orderly development of property within the City in order to promote the public health, safety, morals and general welfare of the residents of the City, and

WHEREAS, Chapter 14 of the Brady Code of Ordinances constitutes the City's Zoning Regulations and requires property to be zoned in accordance with proper designations as defined by the City; and

WHEREAS, Ms. Debra Luebano has requested a zoning change to Commercial District, and

WHEREAS, the Planning and Zoning Commission of the City provided adequate notice and held a public hearing on March 8, 2022 in accordance with the Brady Code of Ordinances and Chapter 211 of the Texas Local Government Code; and

WHEREAS, the Planning and Zoning Commission of the City recommended approval of the zoning change of the designated property and confirmed that the zoning change is uniform and conforms to the plan design of the City's Zoning regulations; and

WHEREAS, the City Council believes the zoning change will not adversely affect the character of the area of the neighborhood in which it is proposed; will not substantially depreciate the value of adjacent or nearby properties; will be in keeping with the spirit and intent of the City's Zoning Ordinance; will comply with applicable standards of the district in which located; and will not adversely affect traffic, public health, public utilities, public safety and the general welfare of the residents of the City;

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

A Zoning Change from Industrial District to Commercial District is granted for property located at 105 W. Pierce St., Brady Texas in the Fulcher Subdivision, Block No. 59, Lot No. 3.

PASSED AND APPROVED on its First Reading on this _____ day of _____ 2022.

PASSED AND APPROVED on its Second reading this _____ day of _____ 2022.

Anthony Groves, Mayor

ATTEST:

Tina Keys, City Secretary

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

AGENDA DATE:	04/05/2022	AGENDA ITEM	7.L.
AGENDA SUBJECT:	Discussion, consideration, and possible action regarding the second and final reading of Ordinance 1337 of the City of Brady adopting on a zoning change from Industrial District to Commercial District as requested by Debra Luebano for property located at 503/501 N. Bridge St., Brady Texas in the Fulcher Subdivision, Block No. 59, Lot No. NE 4-5. (P&Z action 3/8/2022)		
PREPARED BY:	Tina Keys	Date Submitted:	3/28/2022
EXHIBITS:	Ordinance 1337		
BUDGETARY IMPACT:	Required Expenditure:	\$00.00	
	Amount Budgeted:	\$00.00	
	Appropriation Required:	\$00.00	
CITY MANAGER APPROVAL:			

SUMMARY:

Debra Luebano contacted the Code Office because he is requesting a zoning change to Commercial District on her property at 503/501 N. Bridge St.. This property is currently Industrial District zoning.

The property to the West, East, North is Industrial District and South is Commercial District. Property is adjacent to the Brady Creek.

The zoning application was filed on February 08, 2022.

On March 8, 2022, Planning and Zoning held a public hearing and made a motion to recommend approval to the City Council.

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 **second and final** reading of Ordinance 1337

ORDINANCE NO. 1337

AN ORDINANCE OF THE CITY OF BRADY, TEXAS, GRANTING A ZONING CHANGE FROM INDUSTRIAL DISTRICT TO COMMERCIAL DISTRICT FOR PROPERTY LOCATED AT 503/501 N. BRIDGE STREET, BRADY TEXAS IN THE FULCHER SUBDIVISION, BLOCK NO. 59, LOT NO NE 4-5

WHEREAS, Chapter 211 of the Texas Local Government Code empowers the City of Brady, Texas to enact zoning regulations and provide for their administration, enforcement and amendment; and

WHEREAS, the City has previously deemed it necessary and desirable to adopt zoning regulations to provide for the orderly development of property within the City in order to promote the public health, safety, morals and general welfare of the residents of the City, and

WHEREAS, Chapter 14 of the Brady Code of Ordinances constitutes the City's Zoning Regulations and requires property to be zoned in accordance with proper designations as defined by the City; and

WHEREAS, Ms. Debra Luebano has requested a zoning change to Commercial District, and

WHEREAS, the Planning and Zoning Commission of the City provided adequate notice and held a public hearing on March 8, 2022 in accordance with the Brady Code of Ordinances and Chapter 211 of the Texas Local Government Code; and

WHEREAS, the Planning and Zoning Commission of the City recommended approval of the zoning change of the designated property and confirmed that the zoning change is uniform and conforms to the plan design of the City's Zoning regulations; and

WHEREAS, the City Council believes the zoning change will not adversely affect the character of the area of the neighborhood in which it is proposed; will not substantially depreciate the value of adjacent or nearby properties; will be in keeping with the spirit and intent of the City's Zoning Ordinance; will comply with applicable standards of the district in which located; and will not adversely affect traffic, public health, public utilities, public safety and the general welfare of the residents of the City;

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

A Zoning Change from Industrial District to Commercial District is granted for property located at 503/501 N. Bridge St., Brady Texas in the Fulcher Subdivision, Block No. 59, Lot No. NE4-5

PASSED AND APPROVED on its First Reading on this _____ day of _____ 2022.

PASSED AND APPROVED on its Second reading this _____ day of _____ 2022.

Anthony Groves, Mayor

ATTEST:

Tina Keys, City Secretary



P.O. Box 425
Brady, Texas 76825
Office(325)597-2048 Cell (325)456-7390
Fax (325)597-8802
cortezfencinganddozersvc@gmail.com Robert
cortezfencing.dozer@gmail.com Suzanne

March 17, 2022

This estimate is for the installation of a fence enclosure

Approximately

(4x4) 8 ft. x 16 ft. x 24 ft. panels

T-Post every 5 Ft. with pipe post for corners

5 – Corner Post (1- @ Gate entrance and 1 - @ each corner)

1 – 4 x 8 walk gate

1 – hanging gate

Approximate Total : \$ 2,680.00

Tax: \$ 104.78

Balance : \$ 2,784.78

If the estimate is approved, an initial draw of half of the full amount owed will be required before such work is started, leaving the remaining half of the balance to be paid in full at the completion of the job to Cortez Welding and Fencing in McCulloch County. Outstanding balances will incur a 1.5% monthly interest charge.

Anything added after the signing of this estimate and not included here as said is considered an extra charge and will be added to the final invoice for payment in full upon completion.

Please make all checks payable to: Cortez Welding and Fencing

Signatures (below) on this estimate constitutes a Contract.

Printed name of customer: _____

Signature of customer: _____

Date of signature: _____

