



BRADY
THE CITY OF
TEXAS

Vacant
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
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

FEBRUARY 7, 2023 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. February 7, 2023, 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 January 17, 2023

5. PRESENTATIONS

6. PUBLIC HEARING:

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 regarding the **first reading of Ordinance 1352** of the City of Brady, Texas to amend the FY2023 Budget, by increasing the capital expenditure budget in the Water/Sewer Fund 30 to support a bid award. (\$75,800)
- B. Discussion, consideration and possible action regarding approval of Resolution 2023-003 to call May 6, 2023 General Election for the purpose of filling City of Brady City Council Members Place 4 and 5 expiring terms.
- C. Discussion, consideration and possible action regarding approval of Resolution 2023-004 to call May 6, 2023 Special Election to fill a vacancy for the purpose of filling City of Brady Mayor unexpired term.
- D. Discussion, consideration and possible action regarding approval of Resolution 2023-005 to enter into a finance contract with Government Capital for the purpose of procuring (2) Police vehicles (\$58,000).

8. STAFF REPORTS

A. Upcoming Special Events/Meetings:

February 20	President's Day Holiday, City Offices closed, altered trash schedule
February 21	Regular City Council Meeting, 6:00
March 7	Regular City Council Meeting, 6:00
March 21	Regular City Council Meeting, 6:00

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 551.071 (Consultation with Attorney), the City Council will consult with the City Attorney about pending or contemplated litigation or on a matter in which the duty of the attorney to the City under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act:
-

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

Discussion, consideration or possible action as a result of Executive Session, if any.

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 January 17, 2023 at 6:00 p.m. with Mayor Pro Tem Huffman presiding. Council Members present were Missi Elliston, Larry Land, Jay May, Jeffrey Sutton and Jane Huffman. City staff present were City Manager Erin Corbell, Finance Director Lisa McElrath, Public Works Director Steven Miller, Water Superintendent Gary Jacobson, Acting Police Chief Randy Batten, and City Secretary Tina Keys. Also in attendance were Keith Kindle, James Griffin, and James Stewart.

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

Mayor Pro Tem Huffman 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

James Stewart said he was attending on behalf of the Palace Theater and wanted to personally thank the City and City staff, in particular Joe Solis and Erin Corbell. Stewart said City staff has been fantastic and they really couldn't have done it without them. Mr. Stewart also said Joe and his staff have been tremendously helpful and they are appreciated.

4. CONSENT AGENDA

A. Approval of Minutes for Regular Meeting on January 3, 2023.

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

5. PRESENTATIONS:

- Community Development Block Grant – Goals and Concepts, Grant Agreement Number CDV21-0068 – Steven Miller introduced Mac Bruce who presented remotely to Council. Council Member Sutton asked if accepting the funds ties us to any federal mandates. Mayor Pro Tem Huffman said we would definitely have to read the documents. City Manager Corbell said pretty much any funds we receive tie back to the federal government.
- China Street water main improvement project – Status report – Steven Miller introduced Keith Kindle who presented to Council. Council Member May asked if the current pipes are iron. Gary Jacobson said they're cast iron. Erin Corbell asked what a potential start date would be and said it would be better to wait until school is out for the summer so it won't interfere with the school pickup and drop off.
- First Quarter Financial Report – FY 23 – Lisa McElrath presented.

6. PUBLIC HEARINGS AND INDIVIDUAL CONCERNS ON PUBLIC HEARING

There were no public hearings

7. INDIVIDUAL CONCERNS

- A. Discussion, consideration and possible action regarding approval of **Resolution 2023-001** to enter into a finance contract with Government Capital for the purpose of procuring a 2015 Motor Grader (\$130,600).

Lisa McElrath presented. Council Member Elliston commented about the big difference between the lowest and the highest interest rates. Lisa said she thinks it's a little bit of an education process. Erin Corbell said she talked with one of the loan officers and he said it was outside their policy to issue a loan for that long of a time period on a piece of equipment that's that old. Council Member Elliston moved to approve Resolution 2023-001 to enter into a finance contract with Government Capital Corporation for a total principal amount not to exceed \$130,600. Seconded by Council Member Sutton. All Council Members voted "aye" and none "nay". Motion passed with a 5 – 0 vote.

- B. Discussion, consideration and possible action regarding approval of **Resolution 2023-002** to enter into a finance contract with Government Capital for the purpose of procuring five Self Contained Breathing Aparatus's (SCBA) (\$46,625.28). Lisa McElrath presented. Council Member May moved to approve Resolution 2023-002 to enter into a finance contract with Government Capital Corporation for a total principal amount not to exceed \$46,625.28. Seconded by Council Member Elliston. All Council Members voted "aye" and none "nay". Motion passed with a 5 – 0 vote.
- C. Report to Council on budget for Christmas Decorations. Lisa McElrath presented. Council Member Huffman asked what happened to the big green tree that we were supposed to add on to each year. Erin Corbell said will found out where the green tree is. Council Member Elliston said she was very impressed with the Christmas decorations this year. Council Member Elliston moved to approve the requested budget increase for Christmas Decoration expenditures by \$4,500 to equal \$29,500 for FY 23, or direct desired funding amount. Seconded by Council Member Huffman. All Council Members voted "aye" and none "nay". Motion passed with a 5 – 0 vote.
- D. Discussion, consideration and possible action on additional design services to Enprotech/Hibbs & Todd for relocation of 10-in. water main associated with China Street water main improvement project. Steven Miller presented. Council Member Land asked about funding. Steven Miller said we are well within our budget expectations. Council Member Land moved to approve the engineering amendment for City Manager's signature. Seconded by Council Member Sutton. All Council Members voted "aye" and none "nay". Motion passed with a 5 – 0 vote. Council Member Elliston moved to assign the 10'in. water main as an alternate bid item. Seconded by Council Member May. All Council Members voted "aye" and none "nay". Motion passed with a 5 – 0 vote.
- E. Discussion, consideration and possible action to award the purchase of two (2) 2023 Dodge Chargers from Grapevine Dodge Chrysler Jeep (CDJ), Grapevine, Texas (\$76,096) to increase budget funding for law enforcement equipment (\$6,170), and to provide direction on amount to finance. Lisa McElrath presented. Council Member Elliston moved to
 - 1. approve the purchase of two 2023 Dodge Chargers from Grapevine DCJ, Grapevine, Texas for a total price of \$76,096
 - 2. An increase in budget funding by \$6,170 to fully support the purchase of the law enforcement package from Southwest Public Safety
 - 3. A cash payment of \$26,669 and financing \$58,000 of the net purchase price for four years. The motion was seconded by Council Member May. 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, Municipal Court
- C. **Upcoming Special Events/Meetings:**

February 7	Regular City Council Meeting, 6:00 p.m.
February 20	President's Day Holiday, City offices closed, altered trash schedule
February 21	Regular City Council Meeting, 6:00 p.m.

9. ANNOUNCEMENTS

Erin Corbell said the CLRRF money was received, and Lisa created the transaction to return it. Council Member Huffman again said she wants to make sure to review the grant documents for the Community Development Block Grant and put it on next agenda as well as holidays and overtime pay and policies.

10. EXECUTIVE SESSION

The City Council of the City of Brady adjourned into Executive Session for the following:

- Pursuant to Section 551.071 (Consultation with Attorney), the City Council will consult with the City Attorney about pending or contemplated litigation or on a matter in which the duty of the attorney to the City under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act:
- 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: Police Chief

Regular Session was closed at 6:56 p.m. Executive Session was opened at 7:05 p.m. and closed at 7:25 and Regular Session resumed at that time.

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

No action was taken as a result of Executive Session

12. ADJOURNMENT

There being no further business, Mayor Pro Tem Huffman adjourned the meeting at 7:25 p.m.

Jane Huffman, Mayor Pro Tem

Attest: _____
Tina Keys, City Secretary

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

AGENDA DATE:	02/07/2023	AGENDA ITEM	7.A.
AGENDA SUBJECT:	Discussion, consideration, and possible action regarding first reading of Ordinance 1352 of the City of Brady, Texas, to amend the FY2023 Budget, by increasing the capital expenditure budget in the Water/Sewer Fund 30 to support a bid award. (\$75,800)		
PREPARED BY:	L. McElrath / S. Miller	Date Submitted:	
EXHIBITS:	Ordinance 1352 Fund Balance Worksheet		
BUDGETARY IMPACT:	Required Expenditure:	\$398,300.00	
	Amount Budgeted:	\$322,500.00	
	Appropriation Required:	\$75,800.00	
CITY MANAGER APPROVAL:			

SUMMARY:																			
City staff in conjunction with GrantWorks and Jacob & Martin, the assigned Administrator and Engineer for a council approved Texas Department of Agriculture (TDA) grant supported project (Oak Street and Avenue A Sewer Line Replacement) received one sealed bid on Thursday January 12, 2023, from Horseshoe Construction, Inc. in the amount of \$398,300. Total grant and city funds assigned to construction are shown in the table below, totaling \$322,500.																			
<table border="1"> <thead> <tr> <th colspan="2">TDA Grant CDV21-0068 -Construction Budget</th> </tr> <tr> <th>Funding Source</th> <th>Amount</th> </tr> </thead> <tbody> <tr> <td>TxCDBG Grant Funds</td> <td>\$270,000.00</td> </tr> <tr> <td>Approved Match (City)</td> <td><u>\$ 52,500.00</u></td> </tr> <tr> <td>Approved Funding</td> <td>\$322,500.00</td> </tr> <tr> <td>Additional Local funds</td> <td><u>\$ 75,800.00</u></td> </tr> <tr> <td></td> <td>\$398,300.00</td> </tr> <tr> <td colspan="2">Expenditures (bid)</td> </tr> <tr> <td>Horshoe Construction Co</td> <td>\$398,300.00</td> </tr> </tbody> </table>		TDA Grant CDV21-0068 -Construction Budget		Funding Source	Amount	TxCDBG Grant Funds	\$270,000.00	Approved Match (City)	<u>\$ 52,500.00</u>	Approved Funding	\$322,500.00	Additional Local funds	<u>\$ 75,800.00</u>		\$398,300.00	Expenditures (bid)		Horshoe Construction Co	\$398,300.00
TDA Grant CDV21-0068 -Construction Budget																			
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Expenditures (bid)																			
Horshoe Construction Co	\$398,300.00																		
A shortfall of \$75,800.00 exists in order to award the full bid amount and maintain the integrity of the proposed sewer line improvements that is partially funded with a grant award. Available funds exist in fund balance in the Water/Sewer Fund 30 to support this budget amendment request.																			

RECOMMENDED ACTION:	
Mayor Pro Tem will ask: "Madam City Secretary please read the Ordinance Preamble for the record in accordance with the City Charter." (City Secretary reads preamble)	
Mayor Pro Tem calls for a Motion: Do I have a Motion to approve the first reading of Ordinance 1352?	

ORDINANCE NO. 1352

**AN ORDINANCE OF THE CITY OF BRADY, TEXAS AMENDING THE FISCAL
YEAR 2022-2023 BUDGET FOR MUNICIPAL PURPOSES:**

An ordinance amending the 2022-2023 Fiscal Year Budget as follows:

Increasing the Water / Sewer Fund Expenditure Budget by \$75,800 to be assigned to budget line item 30-5-31-401.03: Capital Projects- Oak and San Jacinto sewer collection line improvements

**NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF
BRADY TEXAS** that the FY 2022-2023 budget be amended accordingly.

APPROVED UPON FIRST READING THIS THE 7th DAY OF February 2023,

**APPROVED AND PASSED UPON SECOND READING THIS THE 21st DAY OF
February 2023.**

Jane Huffman, Mayor Pro-Tem

ATTEST: _____
Tina Keys, City Secretary

FY 23 PROJECTED ENDING FUND BALANCE ADEQUACY

GENERAL FUND - 10

		TOTAL REVENUES	TOTAL EXPENSES	FUND BALANCE
BEGINNING FUND BALANCE 10-1-22 unaudited				\$4,050,925
FY 23 Current Budget	\$8,055,960	\$9,251,726		(\$1,195,766)
ENDING FUND BALANCE - 9-30-23				\$2,855,159
Restricted -ESTIMATE for fuel inventory				(\$58,075)
ENDING FUND BALANCE - Unrestricted 9-30-23				\$2,797,084
Number of days to operating expenditures				124
Excess funds available				\$759,123

Current budgeted expenditures FY 23	\$9,251,726
Less capital expenditures	(\$986,660)
Net Operating Expenditures	\$8,265,066
Mimimum level Fund Balance required	\$2,037,961 90 days

ELECTRIC FUND - 20

BEGINNING FUND BALANCE 10-1-22 unaudited				\$4,533,479
FY 23 Current Budget	\$7,593,480	\$8,441,358		(\$847,878)
ENDING FUND BALANCE - Unrestricted 9-30-23				\$3,685,601
Number of days to operating expenditures				172
Excess funds available				\$462,714

Current budgeted expenditures FY 23	\$8,441,358
Less capital expenditures	(\$599,000)
Operating Expenditures	\$7,842,358
Mimimum level Fund Balance required	\$3,222,887 150 days

WATER / SEWER FUND - 30

BEGINNING FUND BALANCE 10-1-22 unaudited				\$6,357,897
FY 23 Current Budget	\$4,570,553	\$6,888,974		(\$2,318,421)
ENDING FUND BALANCE				\$4,039,476
Restricted -ESTIMATE for debt service and TWDB commitment				(\$385,326)
ENDING FUND BALANCE - Unrestricted 9-30-23				\$3,654,150

Number of days to operating expenditures	312
Excess funds available	\$1,542,963

Current budgeted expenditures FY 23	\$6,888,974
Less capital expenditures	(\$2,607,955)
Operating Expenditures	\$4,281,019
Mimimum level Fund Balance required	\$2,111,187 180 days

GAS FUND - 40

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FY 23 PROJECTED ENDING FUND BALANCE ADEQUACY		TOTAL REVENUES	TOTAL EXPENSES	FUND BALANCE
BEGINNING FUND BALANCE 10-1-22 unaudited				\$481,953
FY 23 Current Budget		\$1,165,100	\$1,156,979	\$8,121
ENDING FUND BALANCE - Unrestricted 9-30-23				\$490,074
Number of days to operating expenditures				155
Excess funds available				\$109,697
Current budgeted expenditures FY 23		\$1,156,979		
Less capital expenditures		\$0		
Operating Expenditures		\$1,156,979		
Mimimum level Fund Balance required		\$380,377		120 days
<hr/>				
UTILITY SUPPORT FUND - 50				
BEGINNING FUND BALANCE 10-1-22 unaudited				\$260,041
FY 23 Current Budget		\$637,000	\$700,686	(\$63,686)
ENDING FUND BALANCE - Unrestricted 9-30-23				\$196,355
Number of days to operating expenditures				111
Excess funds available				\$37,145
Current budgeted expenditures FY 23		\$700,686		
Less capital expenditures		(\$55,000)		
Operating Expenditures		\$645,686		
Mimimum level Fund Balance required		\$159,210		90 days
<hr/>				
SOLID WASTE FUND - 60				
BEGINNING FUND BALANCE 9-30-22 unaudited				\$886,312
FY 23 Current Budget		\$1,354,000	\$1,699,043	(\$345,043)
ENDING FUND BALANCE - Unrestricted 9-30-23				\$541,269
Number of days to operating expenditures				132
Excess funds available				\$173,251
Current budgeted expenditures FY 23		\$1,699,043		
Less capital expenditures		(\$206,527)		
Operating Expenditures		\$1,492,516		
Mimimum level Fund Balance required		\$368,018		90 days
<hr/>				
Total Ending Fund Balances - Unrestricted				\$11,364,533
Number of days to Total Operating Expenditures				175

City Council

City of Brady, Texas

Agenda Action Form

AGENDA DATE:	01/17/2023			AGENDA ITEM	7.B.
AGENDA SUBJECT:	Discussion, consideration, and possible action on approving Resolution 2023-003 to call May 6, 2023 General Election for the purpose of filling City of Brady City Council Members Place 4 and Place 5 expiring terms				
PREPARED BY:	T. Keys		Date Submitted:	01/10/2023	
EXHIBITS:	Resolution 2023-003				
BUDGETARY IMPACT:	Required Expenditure:	\$00.00			
	Amount Budgeted:	\$9,000.00			
	Appropriation Required:	\$00.00			
CITY MANAGER APPROVAL:					

SUMMARY:

City of Brady City Council Member Places 4 and 5 are up for re-election this year. Per the City of Brady Home Rule Charter, Council must call an Election. The City of Brady is required by law to hold an election on a uniform election date. McCulloch County has only a limited amount of voting equipment and has been unable to assist the City with elections due to conflicting dates of Primary Elections and possible run-off elections. Therefore, we have had to seek help from the Brown County Election Administrator. This resolution calling the election and any needed subsequent agreements will allow the city to meet its obligations to the citizens of Brady, to the BISD School Board, and Brown County by gaining access to needed election equipment and other required resources.

RECOMMENDED ACTION:

Move to approve Resolution 2023-003

CITY OF BRADY, TEXAS

RESOLUTION NO. 2023-003

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRADY, TEXAS,
ORDERING A GENERAL ELECTION TO ELECT COUNCIL MEMBERS FOR
PLACE FOUR (4) AND PLACE FIVE (5), TO BE HELD ON SATURDAY, MAY 6,
2023; ESTABLISHING PROCEDURES FOR THAT ELECTION; AND PROVIDING
AN EFFECTIVE DATE**

WHEREAS, the City of Brady, Texas desires to conduct elections in accordance with the provisions of the City's Charter and state election laws; and

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

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

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

SECTION 1: The City of Brady will hold a General Election on May 6, 2023 from 7:00 a.m. to 7:00 p.m. at City Hall, 201 East Main Street, Brady, Texas for the purpose of electing Council members for Place Four (4) and Place Five (5),

SECTION 2: Applications for place on the ballot General Election will be accepted from January 18, 2023 until February 17, 2023, by the close of business (5:00 p.m.) in the Office of the City Secretary, City Hall, 201 East Main Street, Brady, Texas,

SECTION 3: Early voting will be from April 24, 2023 until May 2, 2023, Monday through Friday from 8:00 a.m. to 5:00 p.m. at City Hall, 201 East Main Street, Brady, Texas.

Applications for ballots by mail shall be submitted to Tina Keys, P.O. Box 351, 201 East Main Street, Brady, Texas tkeys@bradytx.us by April 25, 2023.

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

Early Voting Place: City Hall
Early Voting Clerk: City Secretary
Deputy Early Voting Clerk: Sandra Bell

Polling Place #1: City Hall

Election Judge: To Be Determined
Alternate Judge: Sandra Bell

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

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

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

PASSED AND APPROVED this _____ day of _____, 2023.

Jane Huffman, Mayor Pro Tem

ATTEST:

Tina Keys, City Secretary

City Council

City of Brady, Texas

Agenda Action Form

AGENDA DATE:	01/17/2023			AGENDA ITEM	7.C.
AGENDA SUBJECT:	Discussion, consideration, and possible action regarding approval of Resolution 2023-004 to call May 6, 2023 Special Election to fill a vacancy for the purpose of filling City of Brady Mayor unexpired term.				
PREPARED BY:	T. Keys		Date Submitted:	01/10/2023	
EXHIBITS:	Resolution 2023-004				
BUDGETARY IMPACT:	Required Expenditure:	\$00.00			
	Amount Budgeted:	\$9,000.00			
	Appropriation Required:	\$00.00			
CITY MANAGER APPROVAL:					
SUMMARY: City of Brady Mayor seat has been vacated and the unexpired term must be filled by a Special Election. Per the City of Brady Home Rule Charter, Council must call an Election. The City of Brady is required by law to hold an election on a uniform election date. McCulloch County has only a limited amount of voting equipment and has been unable to assist the City with elections due to conflicting dates of Primary Elections and possible run-off elections. Therefore, we have had to seek help from the Brown County Election Administrator. This resolution calling the Special Election and any needed subsequent agreements will allow the city to meet its obligations to the citizens of Brady, to the BISD School Board, and Brown County by gaining access to needed election equipment and other required resources.					
RECOMMENDED ACTION: Move to approve Resolution 2023-004					

CITY OF BRADY, TEXAS

RESOLUTION NO. 2023-004

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRADY, TEXAS,
ORDERING A SPECIAL ELECTION TO FILL THE UNEXPIRED TERM OF
MAYOR, TO BE HELD ON SATURDAY, MAY 6, 2023 ESTABLISHING
PROCEDURES FOR THAT ELECTION; AND PROVIDING AN EFFECTIVE
DATE**

WHEREAS, the City of Brady, Texas desires to conduct elections in accordance with the provisions of the City's Charter and state election laws; and

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

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

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

SECTION 1: The City of Brady will hold a Special Election on May 6, 2023 from 7:00 a.m. to 7:00 p.m. at City Hall, 201 East Main Street, Brady, Texas for the purpose of electing the position of Mayor to fill unexpired term

SECTION 2: Applications for place on the ballot Special Election will be accepted from 8:30 a.m. February 8, 2023 until March 6, 2023, by the close of business (5:00 p.m.) in the Office of the City Secretary, City Hall, 201 East Main Street, Brady, Texas,

SECTION 3: Early voting will be from April 24, 2023 until May 2, 2023, Monday through Friday from 8:00 a.m. to 5:00 p.m. at City Hall, 201 East Main Street, Brady, Texas.

Applications for ballots by mail shall be submitted to Tina Keys, P.O. Box 351, 201 East Main Street, Brady, Texas tkeys@bradytx.us by April 25, 2023.

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

Early Voting Place: City Hall
Early Voting Clerk: City Secretary
Deputy Early Voting Clerk: Sandra Bell

Polling Place #1: City Hall

Election Judge: To Be Determined
Alternate Judge: Sandra Bell

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

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

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

PASSED AND APPROVED this _____ day of _____, 2023.

Jane Huffman, Mayor Pro Tem

ATTEST:

Tina Keys, City Secretary

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

AGENDA DATE:	2-7-2023	AGENDA ITEM	7. D.
AGENDA SUBJECT:	Discussion, consideration, and possible action regarding approval of Resolution 2023-005 to enter into a finance contract with Government Capital for the purpose of procuring (2) Police vehicles (\$58,000).		
PREPARED BY:	Lisa McElrath	Date Submitted:	2-2-2023
EXHIBITS:	Resolution 2023-005 Financing Quote		
BUDGETARY IMPACT:	Required Expenditure:	\$8,134	
	Amount Budgeted:		
	Debt Service:	\$8,100	
	Appropriation Required:	\$0	
CITY MANAGER APPROVAL:			

SUMMARY:

A competitive bid from Grapevine Dodge Chrysler Jeep was the approved vendor for 2 police vehicles and the law enforcement equipment will be installed by Southwest Public Safety. The net cost for both vehicles with installed equipment less trade-in is \$84,670. Council directed staff to seek financing in the amount of \$58,000 to support the purchase of the vehicles for the Police fleet division at the January 17th council meeting.

Governmental Capital Corporation (GCC) solicited banks and received 3 bids with results detailed below.

\$58,000- 4 years requested	(2) 2023 Dodge Chargers
Lender	Offered
First Financial Bank	5.52% - 4 Years
Mason Bank	5.928% - 4 Years
Brady National Bank	6.284 - 4years
Commercial National Bank	8.831% - 4 Years

GCC is therefore offering a finance contract for a term of 48 monthly payments (4years) at 5.52%, requiring a lien on tax and other lawful revenues. Total debt service for FY 2023 will be \$8,134 with first payment due April 2023.

RECOMMENDED ACTION:

It is recommended that City Council approve Resolution 2023-005 to enter into a finance contract with Government Capital Corporation for a total principal amount not to exceed \$58,000.

RESOLUTION #2023-005

A RESOLUTION REGARDING A CONTRACT FOR THE PURPOSE OF FINANCING 2 "***police units***".

WHEREAS, City of Brady (the "Issuer") desires to enter into that certain Finance Contract by and between the Issuer and Government Capital Corporation ("GCC") for the purpose of financing a "police unit". The Issuer desires to designate this Finance Contract as a "qualified tax exempt obligation" of the Issuer for the purposes of Section 265 (b) (3) of the Internal Revenue Code of 1986, as amended.

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

Section 1. That the Issuer will enter into a Finance Contract with GCC for the purpose of financing a "police unit".

Section 2. That the Finance Contract dated by and between the City of Brady and GCC is designated by the Issuer 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 Issuer appoints Erin Corbell, the City Manager, as the authorized signer of the Finance Contract by and between the City of Brady and GCC as well as any other ancillary exhibit, certificate, or documentation needed for the Contract.

Section 4. The Issuer 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 Board Member _____, seconded by Board Member _____ by a vote of ___ Ayes to ___ Nays and is effective this 7th day of February, 2023.

Issuer: City of Brady

Witness Signature

Jane Huffman, Mayor Pro Tem

Tina Keys
City Secretary



January 30, 2023

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 acquisition of a new Police Unit for the City of Brady. I am submitting for your review the following proposed structure:

LENDER:	Government Capital Corporation
ISSUER:	City of Brady, TX
FINANCING STRUCTURE:	Public Property Finance Contract issued under Local Government Code Section 271.005
2	
EQUIPMENT:	(1) New Police Unit
EQUIPMENT COST:	\$58,000.00
MONTHLY TERM:	48 Months
TRUE INTEREST COST:	5.520% Fixed
PAYMENT AMOUNT:	\$1,355.61
RESOLUTION DATE:	February 7, 2023
PAYMENTS BEGINNING:	April 15, 2023, monthly thereafter

The above payment amount includes all issuance expenses including underwriting, documentation and legal. The above proposal is subject to audit analysis, assumes bank qualification and mutually acceptable documentation. The terms outlined herein are based on current markets. Upon credit approval, rates may be locked for up to thirty (30) days. If funding does not occur within this time 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. I can be reached at 800-883-1199 or direct 817-722-0227.

With Best Regards,

MARTI SAULS,
MUNICIPAL FINANCE SPECIALIST



CC: Kevin Lerner