

**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**

### **APRIL 18, 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. April 18, 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 Regular Meeting on April 4, 2023
- B. Discussion, consideration and possible action regarding Resolution 2023-008 to request TxDOT / City street closures for the 96<sup>th</sup> Annual July Jubilee Parade to be held on Saturday, July 1, 2023.

#### **5. PRESENTATIONS**

- Second Quarter Financial Report – FY23
- Pinning / Swearing in of Police Chief Randy Batten

#### **6. PUBLIC HEARING:**

- A. Public Hearing to receive comments for or against the request for a Bed and Breakfast/Venue as a Specific Use Provision, in a Single-Family Residential District for property located at 900 S. Blackburn Street, in the Luhr Subdivision, Block No. 169, Lot No. 2.
- B. Public Hearing to receive comments for or against the request for a Bed and Breakfast Inn or Facility in a Single-Family Residential District for property located at 901 S. Blackburn Street, in the Luhr Subdivision, Block No. 170, Lot No. 1.

## 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 **second and final reading of Ordinance 1354** of the City of Brady, Texas to amend the Brady Economic Development Corporation FY23 Budget
- B. Discussion, consideration and possible action regarding the **first reading of Ordinance 1355** of the City of Brady, Texas approving the request for a Bed and Breakfast/Venue as a Specific Use Provision, in a Single-Family Residential District for property located at 900 S. Blackburn Street, in the Luhr Subdivision, Block No. 169, Lot No. 2
- C. Discussion, consideration and possible action regarding the **first reading of Ordinance 1356** of the City of Brady, Texas approving the request for a Bed and Breakfast Inn or Facility as a Specific Use Provision, in a Single-Family Residential District for property located at 901 S. Blackburn Street, in the Luhr Subdivision, Block No. 170, Lot No. 1.
- D. Discussion, consideration and possible action on awarding lowest responsive bid to Bo Simon, Inc., Canyon, Texas the 2023-Small Diameter Water Main Replacement – 8 in. China St. Water Main Improvements from near Commerce St. south to 11<sup>th</sup> St. and including 10-in. Water Main Relocation from near Burns St. south to West China St.
- E. Discussion, consideration possible action on awarding Engineering Agreement Amendment No. 2 to Enprotech/Hibbs & Todd (eHT), Abilene, Texas for construction phase services during and through construction of the 2023-Small Diameter Water Main Replacement – 8-in. China St. Water Main Improvements from near Commerce St. south to 11<sup>th</sup> St. and including 10-in. Water Main Relocation from near Burns St. south to West China St.

## 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:**

April 23	Happy Birthday Missi Elliston!
May 2	Regular City Council meeting, 6:00
May 16	Regular City Council meeting, 6:00
May 25	Last day of school, early release
May 29	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 551.071 (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: EMS agreement with McCulloch County
- Pursuant to Section 551.072 (Deliberations about Real Property), the City Council will deliberate the purchase, exchange, lease, or value of real properties of the City as the deliberation in an open meeting will have the detrimental effect on the position of the City in negotiations with a third person: Animal Control Shelter

## 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](mailto: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 April 4, 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, Public Works Director Steven Miller, Finance Director Lisa McElrath, Police Chief Randy Batten, and City Secretary Tina Keys. Also in attendance were Lance May, James Griffin, Bob Fowler, Chuck Jividen, Felix Gomez, Jr., Tony Groves, Gary Weatherman, and Kendra Oldham.

### **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**

Lance 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 21, 2023.

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

### **5. PRESENTATIONS:**

- Fiscal Year 22 Audit Report by Haynie and Company – Lisa McElrath presented and introduced John Boekweg with Haynie and Company who presented to Council via Zoom.

### **6. PUBLIC HEARINGS AND INDIVIDUAL CONCERNS ON PUBLIC HEARING**

There were no public hearings

### **7. INDIVIDUAL CONCERNS**

- A. Discussion, consideration and possible action approving EDC Project Odyssey Manufacturing Project: An initial loan of \$250,000, a second loan of \$125,000 after year one and a final grant of \$125,000 after year two with specific performance measures being met. Erin Corbell presented. Council Member Elliston moved to approve the use of Brady Economic Development sales tax funds to finance a project with Odyssey Manufacturing in a total amount of \$500,000 for the creation of 60 jobs, meeting certain performance criteria. 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 to approve the first reading of Ordinance 1354 to amend the Brady Economic Development Corporation FY23 budget. Erin Corbell presented. Council Member Elliston moved to approve the first reading of Ordinance 1354. Seconded by Council Member Huffman. All Council Members voted “aye” and none “nay”. Motion passed with a 5 – 0 vote.
- C. Discussion, consideration and possible action to award the purchase of two (2) meter reading stations / computers from Aqua-Metric from Selma, Texas, a HGAC – Texas Local Government Purchasing Cooperative vendor for a total amount of \$124,581.53. Lisa McElrath presented. Council Member Elliston moved to award the purchase of two (2) meter reading stations/computers from Aqua-Metric, Selma,

Texas, for the amount of \$124,581.53. Seconded by Council Member May. All Council Members voted “aye” and none “nay”. Motion passed with a 5 – 0 vote.

D. Discussion, consideration and possible action regarding City board appointments to fill vacancies. Erin Corbell presented. Council Member Elliston moved to appoint Chris Martin to the Economic Development Corporation. The motion was seconded by Council Member Sutton. All Council Members voted “aye” and none “nay”. Motion passed with a 5 – 0 vote.

## 8. STAFF REPORTS

### A. Upcoming Special Events/Meetings:

April 7	Good Friday Holiday, City offices closed, altered trash schedule
April 18	Regular City Council meeting, 6:00 p.m.
April 23	Happy Birthday Missi Elliston!!
May 2	Regular City Council Meeting, 6:00
May 16	Regular City Council Meeting, 6:00
May 25	Last day of school, early release
May 29	Memorial Day Holiday, City offices closed, altered trash schedule

## 9. ANNOUNCEMENTS

Council Member Elliston announced the Child Welfare Car Show is April 15<sup>th</sup>. All first responders eat for free.

Erin Corbell reminded council that she will be on vacation until April 12<sup>th</sup> and Steven Miller will be acting city manager.

Council Member Land said he was reading through the city newsletter and read that Lisa has her 25<sup>th</sup> anniversary with the City and thanked her for all she has done for the City.

## 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: EMS agreement with McCulloch County
- Pursuant to Section 551.072 (Deliberations about Real Property), the City Council will deliberate the purchase, exchange, lease or value of real properties of the City as the deliberation in an open meeting will have detrimental effect on the position of the City in negotiations with a third person: Animal Control Shelter

There was no Executive Session.

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

## 12. ADJOURNMENT

There being no further business, Mayor Pro Tem Huffman adjourned the meeting at 6:49 p.m.

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Jane Huffman, Mayor Pro Tem

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

# City Council

## City of Brady, Texas

### Agenda Action Form

<b>AGENDA DATE:</b>	04/18/2023	<b>AGENDA ITEM</b>	4.B.
<b>AGENDA SUBJECT:</b>	Discussion, consideration, and possible action regarding <b>Resolution 2023-008</b> to request TXDOT/City street closures for the 95th Annual July Jubilee Parade to be held on Saturday, July 1, 2023.		
<b>PREPARED BY:</b>	Tina Keys	<b>Date Submitted:</b>	4/10/2023
<b>EXHIBITS:</b>	Resolution 2023-008 Letter Map		
<b>BUDGETARY IMPACT:</b>	<b>Required Expenditure:</b>	\$00.00	
	<b>Amount Budgeted:</b>	\$00.00	
	<b>Appropriation Required:</b>	\$00.00	
<b>CITY MANAGER APPROVAL:</b>			
<b>SUMMARY:</b> City Council must request closure of TXDOT streets within the City limits by Resolution. The Council resolution is required by TXDOT for the permit application review.			
<b>RECOMMENDED ACTION:</b> Move to approve Resolution 2023-008			

**RESOLUTION 2023-008**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRADY, TEXAS TO ENTER INTO AN AGREEMENT WITH THE STATE OF TEXAS THROUGH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR THE TEMPORARY CLOSURE OF FOUR-LANE US HIGHWAY 87 IN BRADY FROM MEMORY LANE AT RICHARDS PARK TO THE COURTHOUSE SQUARE, ALONG WITH TWO-LANE RANCH ROAD 714, AND TWO-LANE US HIGHWAY 190/AND HIGHWAY 377 AROUND THE COURTHOUSE SQUARE ON SATURDAY, JULY 1, 2023 FROM APPROXIMATELY 10:00 A.M. TO 11:00 A.M. FOR THE 96<sup>th</sup> ANNUAL JULY JUBILEE PARADE.**

**WHEREAS**, the City Council of the City of Brady in cooperation with the State of Texas for the safety and convenience of the traveling public request temporary closure of four lane US Highway 87 in Brady from Memory Lane at Richards Park to the courthouse square, along with two-lane Ranch Road 714, and two-lane US Highway 190/and Highway 377 around the courthouse square on Saturday, July 1, 2023 from approximately 10:00 a.m. to 11:00 a.m. for the 96th Annual July Jubilee Parade; and

**WHEREAS**, the July Jubilee parade will be held within the City of Brady incorporated area from approximately 10:00 a.m. until 11:00 a.m. and the closure will be performed within the State's requirements: and

**WHEREAS**, all Northbound and Southbound traffic will be routed around the West side of the Square still allowing continuous access to all routes leading to and from the City of Brady; and

**WHEREAS**, law enforcement officers from the City of Brady Police Department and McCulloch County Sheriff's Office will be physically directing traffic through the City of Brady; and

**WHEREAS**, the parade is being held to promote Brady and McCulloch County and bring tourists to our community providing an economic boost to our hotels, restaurants, retail stores, and fuel providers; and

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

The City Council enters into an agreement with the State of Texas through the Texas Department of Transportation for the temporary street closure of four lane US Highway 87 in Brady from Memory Lane at Richards Park to the courthouse square, along with two-lane Ranch Road 714, and two-lane US Highway 190/and Highway 377 around the courthouse square on Saturday, July 1, 2023 from approximately 10:00 a.m. to 11:00 a.m. for the 96th Annual July Jubilee Parade

**PASSED AND APPROVED** this the \_\_\_\_\_ day of \_\_\_\_\_, 2023

**CITY OF BRADY:**

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Jane Huffman, Mayor Pro Tem

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

March 31, 2023

Elias Rmeili, P.E., District Engineer  
Texas Department of Transportation  
PO Box 1549  
Brownwood, Texas 76801

Dear Mr. Rmeili,

The City of Brady, representing the Brady/McCulloch County Chamber of Commerce, respectfully requests the temporary closure of four-lane US Highway 87 in Brady from Memory Lane at Richards Park to the courthouse square, along with two-lane Ranch Road 714, and two-lane US Highway 190 and Highway 377 around the courthouse square. All through lanes on these roads would be temporarily closed on Saturday, July 1, 2023 from approximately 10:00 a.m. to 11:00 a.m. for the 96th Annual July Jubilee Parade.

Attached you will find a city map outlying the proposed route to be taken by the parade.

Law enforcement officers from the City of Brady Police Department and McCulloch County Sheriff's Office will be physically directing traffic through the City of Brady on the proposed routes outlined in green.

All preparations, before and after this event, will be done by local staff and volunteers. There will be no state equipment or manpower involved in this process. The parade is held to promote Brady and McCulloch County and brings tourists to our community for the weekend. This, in turn, will provide an economic boost our hotels, restaurants, retail stores, and fuel providers.

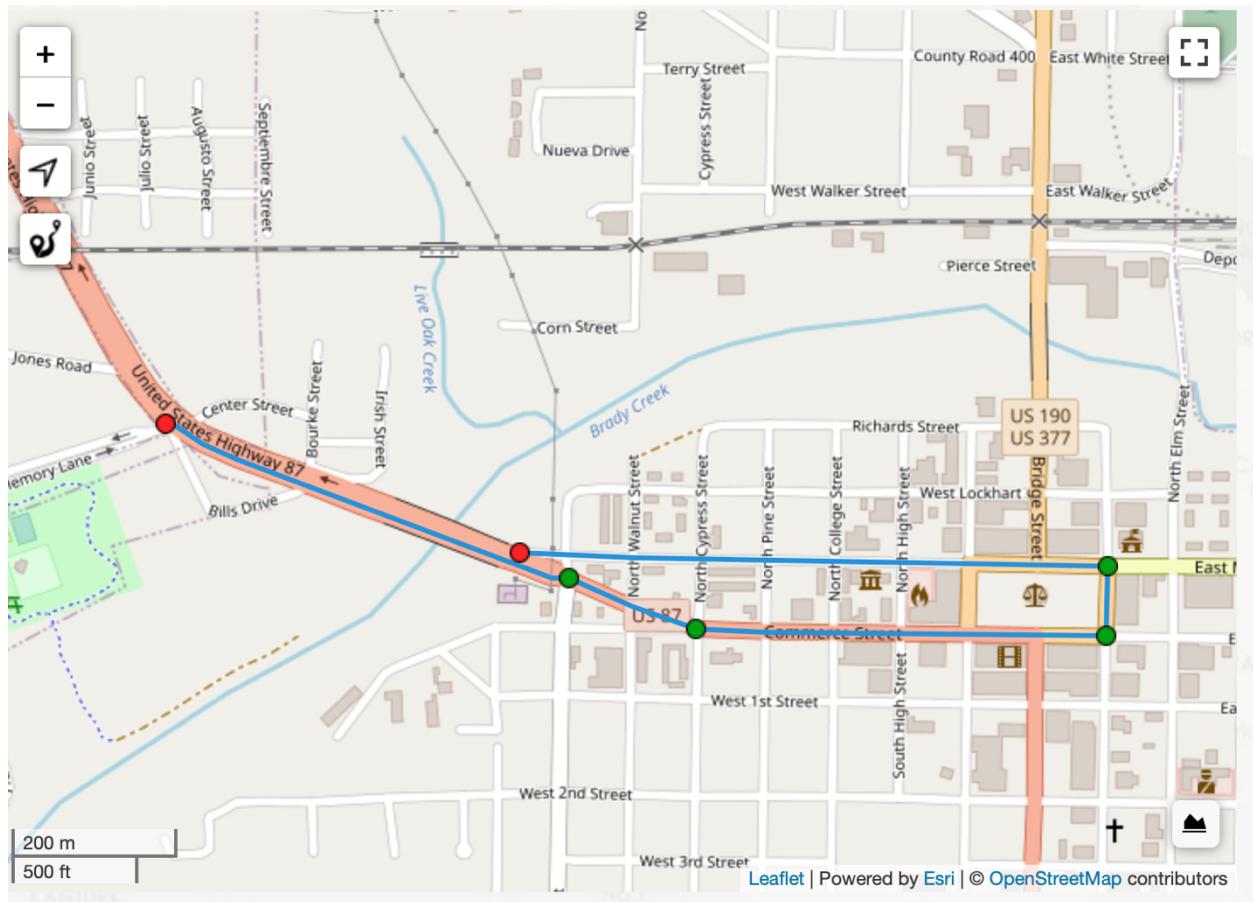
Approximately 3,000 people will attend the parade.

If you have any questions, problems, or concerns, please do not hesitate to contact me at (325) 597-2152.

Sincerely,

Erin Corbell  
City Manager

Enclosure(s)



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

<b>AGENDA DATE:</b>	4-18-2023	<b>AGENDA ITEM</b> 5.
<b>AGENDA SUBJECT:</b> Second Quarter Financial Report – FY 23		
<b>PREPARED BY:</b>	Lisa McElrath	<b>Date Submitted:</b> 4-13-2023
<b>EXHIBITS:</b>	Financial Report as of March 31, 2023 Fund Balance and Cash Reconcilement Reconciled Cash and Utility Billing Summary Sales Tax Chart by Fiscal Year Utility Customer Service Reports	
<b>BUDGETARY IMPACT:</b>	<b>Required Expenditure:</b>	\$00.00
	<b>Amount Budgeted:</b>	\$00.00
	<b>Appropriation Required:</b>	\$00.00
<b>CITY MANAGER APPROVAL:</b>		
<b>SUMMARY:</b> Financial Reports for second quarter-end (50%) of FY 23 have been emailed to you for review and placed on the website for public view.  City Sales Tax collections through March, 2023 total \$548,456, and are favorable at 55% of budget projections. Total collections through March are \$20,779, or 4% more than last year at this time.  Current Property tax collections assigned to the General Fund total \$832,184 and are at 93% of budget projections.  Revenues and Expenditures for the city's core funds: General, Electric, Natural Gas, Sewer, Solid Waste and Utility Support are on track with budgeted goals.		
<b>RECOMMENDED ACTION:</b>  This item is for presentation and discussion purposes only.		

50.00% OF FISCAL YEAR

	CURRENT BUDGET	YEAR TO DATE ACTUAL	% TO DATE	YEAR TO DATE PRIOR YEAR
<b>BEGINNING FUND BALANCE &amp;</b>				
NET WORKING CAPITAL	34,178,081.67	34,178,081.67		47,688,441.32
<b>REVENUES</b>				
10 -GENERAL FUND	9,353,860.00	6,009,475.44	64.25	4,433,082.96
11 -GEN CONSTRUCTION FUND	0.00	0.00	0.00	0.00
20 -ELECTRIC FUND	7,715,400.00	3,767,059.43	48.83	3,544,630.64
30 -WATER / SEWER FUND	4,698,103.00	2,087,990.93	44.44	1,831,330.08
33 -WATER CONSTRUCTION FU	330,000.00	135,427.01	41.04	1,628.98
35 -WWTP CONSTRUCTION FUN	331,000.00	161,046.76	48.65	21,745.05
40 -GAS FUND	1,165,200.00	866,531.21	74.37	936,563.86
50 -UTILITY SUPPORT FUND	637,000.00	352,014.72	55.26	318,680.32
60 -SOLID WASTE FUND	1,365,000.00	754,688.77	55.29	667,237.93
61 -STREET SANITATION FUN	74,000.00	37,059.12	50.08	37,095.12
80 -SPECIAL REVENUE FUND	1,367,110.00	938,451.05	68.64	267,482.80
81 -CEMETERY FUND	44,600.00	47,722.15	107.00	45,470.09
82 -HOTEL/MOTEL FUND	210,000.00	79,037.47	37.64	51,494.05
83 -SPECIAL PURPOSE FUND	1,600.00	1,681.80	105.11	1,456.48
TOTAL REVENUES	27,292,873.00	15,238,185.86	55.83	12,157,898.36
<b>EXPENDITURES</b>				
10 -GENERAL FUND	9,360,096.00	3,879,959.51	41.45	3,731,977.77
11 -GEN CONSTRUCTION FUND	216,189.00	44,514.85	20.59	20,200.00
20 -ELECTRIC FUND	8,584,478.00	3,894,644.33	45.37	3,283,998.22
30 -WATER / SEWER FUND	7,105,324.00	1,402,901.50	19.74	1,579,712.37
33 -WATER CONSTRUCTION FU	8,007,837.00	1,204,193.22	15.04	3,370,922.34
35 -WWTP CONSTRUCTION FUN	9,507,634.00	2,160,239.93	22.72	2,865,208.60
40 -GAS FUND	1,157,079.00	746,534.21	64.52	1,032,098.80
50 -UTILITY SUPPORT FUND	770,686.00	370,024.97	48.01	364,697.38
60 -SOLID WASTE FUND	1,710,043.00	661,460.60	38.68	656,971.81
61 -STREET SANITATION FUN	112,828.00	50,091.71	44.40	31,669.72
80 -SPECIAL REVENUE FUND	1,448,045.00	903,698.56	62.41	242,990.09
81 -CEMETERY FUND	68,321.00	26,697.51	39.08	21,200.58
82 -HOTEL/MOTEL FUND	224,500.00	62,591.23	27.88	48,919.35
83 -SPECIAL PURPOSE FUND	6,200.00	1,523.03	24.57	3,500.00
TOTAL EXPENDITURES	48,279,260.00	15,409,075.16	31.92	17,254,067.03
REVENUES OVER/(UNDER) EXPENDITURES	(20,986,387.00)	( 170,889.30)		( 5,096,168.67)
<b>ENDING FUND BALANCE &amp;</b>				
NET WORKING CAPITAL	13,191,694.67	34,007,192.37		42,592,272.65

**FUND BALANCE AND CASH RECONCILEMENT**

As of: March 31, 2023

		<b>Total Cash</b>
<b>COMMERCIAL NATIONAL BANK</b>		
<b>Operating Account</b>	#1053355	\$ 20,452,003.33
<b>Airport Fuel Payment Account</b>	#1053442	\$ 59,842.99
<b>DW Construction</b>	#1053500	\$ -
<b>CW Construction</b>	#1053513	\$ 10,693.66
<b>Sinking Fund 2000 - WTP</b>	#1053368	\$ 196,594.63
<b>Sinking Fund 2012 - Refunding</b>	#1053371	\$ -
<b>Sinking Fund 2012 - WWTP</b>	#1053384	\$ 78,252.85
<b>Sinking Fund 2013 - DW</b>	#1053397	\$ 21,215.46
<b>Sinking Fund 2019 - DW</b>	#1053426	\$ 197,245.04
<b>Sinking Fund 2019 A - CW</b>	#1053413	\$ 92,878.07
<b>Sinking Fund 2019 B - CW</b>	#1053400	\$ 41,990.94
<b>Sinking Fund 2021 - CW</b>	#1055797	\$ 41,297.51
<b>Drug Seizure FDS</b>	#1053455	\$ 2,696.49
<b>Police Educational</b>	#1053468	\$ 5,656.67
<b>Court Security</b>	#1053471	\$ 5,723.67
<b>Court Technology</b>	#1053484	\$ 3,370.68
<b>Community Development Block</b>	#1053497	\$ 1,810.12
<b>Cash on Hand</b>		\$ 1,880.00
 <b>Bank Balances - Interest rate 4.97%</b>	 Subtotal	 \$ 21,213,152.11
 <b>BOKF Escrow Account - DW CO 2019</b>		 \$ 6,691,520.52
<b>BOKF Escrow Account - DW LF 2019</b>		\$ 184,511.64
<b>BOKF Escrow Account - DW EDAP 2019</b>		\$ 299,661.63
<b>BOKF Escrow Account - CW CO 2019A</b>		\$ 5,969,415.77
<b>BOKF Escrow Account - CW CO 2019B</b>		\$ 398,656.69
<b>BOKF Escrow Account - CW LF 2019</b>		\$ 436,091.53
<b>BOKF Escrow Account - CW CO 2021</b>		\$ 11.54
 Subtotal		 \$ 13,979,869.32
 <b>TOTAL CASH BALANCES RECONCILED</b>		 35,193,021.43
 <b>3/31/23 GENERAL LEDGER</b>		
<b>Total Current Non-Cash Assets - All Funds</b>		<b>995,117.90</b>
<b>(Total Current Liabilities - All Funds)</b>		<b>(2,180,946.96)</b>
<b>Total Fund Balance / Net Working Capital</b>		<b>34,007,192.37</b>

#### RECONCILED OPERATING CASH / TOTAL UTILITY BILLINGS

## **Fiscal Year 22-23**

## 1171 - Brady, City of (General Obligation Debt)

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

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

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

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

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

[Download to Excel](#)

Change Fiscal Year End		09/30/2024			<input type="button" value="Submit"/>										
Year	October	November	December	January	February	March	April	May	June	July	August	September	Total		
2023	\$107,497	\$116,442	\$105,580	\$106,567	\$132,732	\$99,941	\$0	\$0	\$0	\$0	\$0	\$0	\$668,758		
2022	\$100,659	\$110,547	\$110,670	\$112,512	\$119,933	\$89,202	\$90,754	\$118,313	\$104,559	\$106,126	\$118,753	\$109,179	\$1,291,207		
2021	\$97,505	\$102,843	\$95,512	\$100,910	\$118,480	\$88,588	\$85,665	\$131,540	\$107,199	\$106,167	\$115,244	\$102,302	\$1,251,954		
2020	\$94,161	\$95,033	\$98,358	\$107,077	\$114,736	\$90,220	\$86,583	\$101,797	\$101,393	\$109,646	\$105,702	\$97,317	\$1,202,025		
2019	\$108,700	\$97,871	\$99,563	\$102,849	\$102,877	\$97,257	\$96,793	\$108,828	\$94,204	\$91,085	\$99,315	\$87,187	\$1,186,530		
2018	\$101,224	\$103,733	\$112,475	\$107,463	\$108,139	\$94,294	\$88,618	\$106,428	\$105,435	\$94,199	\$103,004	\$98,016	\$1,223,027		
2017	\$87,306	\$91,161	\$89,413	\$100,033	\$109,289	\$86,358	\$97,988	\$101,730	\$86,536	\$97,051	\$103,953	\$100,236	\$1,151,056		
2016	\$143,834	\$112,101	\$107,933	\$98,515	\$113,278	\$84,869	\$85,238	\$96,257	\$81,982	\$80,944	\$94,673	\$85,349	\$1,184,973		
2015	\$113,438	\$115,026	\$128,575	\$118,282	\$127,008	\$90,659	\$99,414	\$119,166	\$107,160	\$99,436	\$107,394	\$106,966	\$1,332,523		
2014	\$86,905	\$90,223	\$83,575	\$87,608	\$114,999	\$83,194	\$86,383	\$103,052	\$119,190	\$96,615	\$101,343	\$109,279	\$1,162,366		
2013	\$81,575	\$84,095	\$78,857	\$88,594	\$108,399	\$69,954	\$76,038	\$92,661	\$84,448	\$82,176	\$91,353	\$87,852	\$1,026,002		
2012	\$76,182	\$79,173	\$73,628	\$81,661	\$100,901	\$64,794	\$79,473	\$88,392	\$76,641	\$60,890	\$87,159	\$105,230	\$974,124		
2011	\$78,998	\$93,104	\$65,476	\$83,507	\$93,953	\$70,399	\$72,121	\$81,841	\$76,174	\$71,819	\$84,522	\$71,003	\$942,918		
2010	\$70,849	\$72,537	\$66,287	\$69,364	\$86,286	\$70,868	\$54,779	\$73,192	\$69,685	\$64,455	\$93,443	\$58,872	\$850,618		
2009	\$79,109	\$125,392	\$86,622	\$79,704	\$95,830	\$73,457	\$68,319	\$79,191	\$78,551	\$96,167	\$89,024	\$73,646	\$1,025,012		

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**CITY OF BRADY**  
**CITY COUNCIL CORRESPONDENCE**

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**TO:** **MAYOR AND COUNCIL**

**FROM:** **FINANCE / UTILITY DEPARTMENTS**

**SUBJECT:** **MONTHLY CUSTOMER SERVICE REPORT**

**DATE:** **March 31, 2023**

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SERVICES	FISCAL YEAR 2023											
	October	November	December	January	February	March	April	May	June	July	August	September
Received Phone Calls	662	572	495	491	259	498						
Returned Calls	233	184	150	152	83	128						
Residential Apps	43	19	15	21	18	42						
Commercial Apps	4	2	5	3	2	1						
Service Orders	142	94	211	208	95	179						
Utility Onsite Payments	748	826	856	691	722	917						
Utility Mail Payments	672	579	698	727	646	727						
Utility Online Payments	714	674	721	692	692	760						
Utility Draft Payments	553	553	564	577	582	577						

## SERVICE ORDER REPORT FY 22-23

TOTALS BY JOB CODE		OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	YTD
BTP - BULK TRASH PICKUP		0	0	0	0	0	1							1
CC - BRUSH CHIPPING		3	1	1	0	1	6							12
C&S - CLEAN AND SHOW		0	0	0	0	0	0							0
CHG - SERVICE CHANGE		5	8	5	9	2	3							32
CON - CONNECT SERVICE		15	9	15	9	8	10							66
DEMO - DEMILITION (New Code Added)		0	0	0	0	0	0							0
DIS - DISCONNECT SERVICE		12	11	10	18	14	10							75
DMP - DUMPSTER SERVICE CHANG		0	3	0	1	0	0							4
EOUT - ELECTRIC OUTAGE		3	0	3	1	2	2							11
FD - FORCED DISCONNECT		37	19	29	27	42	43							197
Gas - Gas Pressure Test Needed		1	0	0	0	0	0							1
GL - GAS LEAK		2	1	1	5	1	3							13
GOUT - GAS OUTAGE		1	0	2	1	0	0							4
MCE - ELECTRIC METER CHANGEOUT		3	1	2	14	21	38							79
MCG - GAS METER CHANGEOUT		19	6	3	1	1	0							30
MCW - WATER METER CHANGEOUT		5	5	5	4	3	8							30
MISC - MISCELLANEOUS		13	12	21	8	9	5							68
NONCO - NON COMPLIANCE CODE		0	0	0	0	0	0							0
NONPAY - DISCONNECT FOR NON PAY		8	8	14	15	12	5							62
PH - STREET POTHOLEs		2	1	1	3	3	1							11
PPM - PUBLIC PROPERTY		0	0	0	0	0	0							0
PL - PILOT LIGHT ON/OFF		0	0	0	0	0	2							2
PLY - POLYCART SVC CHANGE		1	14	5	3	1	0							24
PULL - PULL METER		22	16	4	5	3	5							55
RC - CHECK READ		27	42	46	50	45	35							245
REINS - REINSTATEMENT OF SERVICE		2	3	6	9	3	3							26
SBU - SEWER BACK UP		0	3	3	2	5	3							16
SC - STREET CUTS FOR TAPS		1	0	3	0	0	1							5
SL - SECURITY LIGHTS REPAIR		5	6	2	4	7	8							32
TT - TREE TRIMMING		0	0	1	0	0	0							1
WL - WATER LEAK		9	6	21	7	8	9							60
WOUT - WATER OUTAGE		1	0	0	0	1	1							3
TOTAL ALL CODES		197	175	203	196	192	202	0	0	0	0	0	0	1165

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

AGENDA DATE:	4/18/2023	AGENDA ITEM	7.A.
AGENDA SUBJECT:		Discussion, consideration, and possible action regarding the second and final reading of Ordinance 1354 of the City of Brady, Texas to amend Brady Economic Development Corporation FY23 budget.	
PREPARED BY:		Date Submitted:	
EXHIBITS:	Ordinance 1354		
BUDGETARY IMPACT:	Required Expenditure:	250,000.00	
	Amount Budgeted:	0.00	
	Appropriation Required:	250,000.00	
CITY MANAGER APPROVAL:			
<p><b>SUMMARY:</b></p> <p>On March 9, the Brady Economic Development Corporation approved a project with Odyssey Manufacturing for job creation with an initial outlay to the company in the amount of \$250,000. Since this project was not included in the original EDC budget for FY23, the budget requires an amendment to fund the project.</p> <p>On March 28, BEDC voted to amend their budget, pushing the budget for final approval to the council by way of ordinance.</p>			

<p><b>RECOMMENDED ACTION:</b></p> <p><b>Mayor Pro Tem will ask:</b> “Madam City Secretary please read the Ordinance Preamble for the record in accordance with the City Charter.” (City Secretary reads preamble)</p> <p><b>Mayor Pro Tem calls for a Motion:</b> Do I have a Motion to approve the second and final reading of Ordinance 1354</p>
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**ORDINANCE NO. 1354**

**AN ORDINANCE OF THE CITY OF BRADY, TEXAS APPROVING AMENDMENT TO  
BRADY TYPE B ECONOMIC DEVELOPMENT CORPORATION FOR FISCAL YEAR  
2022-2023 BUDGET TO INCLUDE ODYSSEY MANUFACTURING**

**WHEREAS**, both the Brady Type B Economic Development Corporation and the City Council of the City of Brady, Texas have approved a Performance Agreement with Promissory Note with a loan totaling two hundred fifty thousand dollars and no/100 (\$250,000) being qualified Projects as that term is defined under the Texas Local Government Code, Chapters 501 and 505, *et seq.*, as amended, known as the Development Corporation Act of 1979; and

**WHEREAS**, such Project was not included in the original budget for the Brady Type B Economic Development Corporation FY 2022-2023; and

**WHEREAS**, the Brady Type B Economic Development Corporation Board has approved the inclusion of this Project through a budget amendment, subject to the approval of this City Council.

**NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF  
BRADY TEXAS** that the Brady Type B Economic Development Corporation FY 2022-2023 Budget be amended in accordance with the Budget as shown in Attachment A, which is hereby incorporated herein for all purposes.

**APPROVED UPON FIRST READING THIS THE 4<sup>th</sup> DAY OF APRIL, 2023.**

**APPROVED UPON SECOND AND FINAL READING THIS THE 18<sup>th</sup> DAY OF APRIL,  
2023.**

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Jane Huffman, Mayor Pro Tem

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

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

<b>AGENDA DATE:</b>	04/18/2023	<b>AGENDA ITEM</b>	7.B.
<b>AGENDA SUBJECT:</b>	Discussion, consideration, and possible action regarding the <b>first reading of Ordinance 1355</b> of the City of Brady, Texas approving request for a Bed and Breakfast/Venue as a Specific Use Provision, in a Single-Family Residential District for property located at 900 S. Blackburn Street, in the Luhr Subdivision, Block No. 169, Lot No. 2. (P&Z action 04/11/2023)		
<b>PREPARED BY:</b>	Tina Keys	<b>Date Submitted:</b>	04/12/2023
<b>EXHIBITS:</b>	Ordinance 1355		
<b>BUDGETARY IMPACT:</b>	<b>Required Expenditure:</b>	\$00.00	
	<b>Amount Budgeted:</b>	\$00.00	
	<b>Appropriation Required:</b>	\$00.00	
<b>CITY MANAGER APPROVAL:</b>			

**SUMMARY:**

Joe and DeAnn Evridge contacted the Code Office requesting a Specific Use Provision, for property located at 900 S. Blackburn Street. This property is currently zoned as Single Family Residential.

The property to the East, South and North are Single Family District, and West is Commercial property.

The zoning application was filed on March 14, 2023.

The City published the proper notice for property located at 900 S. Blackburn Street, Luhr Subdivision, Block No. 169, Lot No. 2, Brady, Texas, for the purpose to request a Specific Use Provision and gave proper notice to all property owners within 200 feet.

On April 11, 2023, 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 **first** reading of Ordinance 1355

**ORDINANCE NO. 1355**

**AN ORDINANCE OF THE CITY OF BRADY, TEXAS, APPROVING THE REQUEST FOR A BED AND BREAKFAST/VENUE AS A SPECIFIC USE PROVISION, IN A SINGLE-FAMILY RESIDENTIAL DISTRICT FOR PROPERTY LOCATED AT 900 S. BLACKBURN STREET IN THE LUHR SUBDIVISION, BLOCK NO. 169, LOT NO. 2**

**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**, Joe and DeAnn Evridge have requested a Specific Use Provision, and

**WHEREAS**, the Planning and Zoning Commission of the City provided adequate notice and held a public hearing on April 11, 2023 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 Specific Use Provision of the designated property and confirmed that the Specific Use Provision is uniform and conforms to the plan design of the City's Zoning regulations; and

**WHEREAS**, the City Council believes the Specific Use Provision will not adversely affect the character of the area 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 Specific Use Provision is granted for a Single-Family Residential District for property for a Bed and Breakfast/Venue for property located at 900 S. Blackburn Street in the Luhr Subdivision, Block No. 169, Lot No. 2

**PASSED AND APPROVED** on its First Reading on this the \_\_\_\_\_ day of \_\_\_\_\_ 2023.

**PASSED AND APPROVED** on its Second reading this the \_\_\_\_\_ day of \_\_\_\_\_ 2023.

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Jane Huffman, Mayor Pro Tem

ATTEST:

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Tina Keys, City Secretary

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

<b>AGENDA DATE:</b>	04/18/2023	<b>AGENDA ITEM</b>	7.C.
<b>AGENDA SUBJECT:</b>	Discussion, consideration, and possible action regarding the <b>first reading of Ordinance 1356</b> of the City of Brady, Texas approving request for a Bed and Breakfast Inn or Facility as a Specific Use Provision, in a Single-Family Residential District for property located at 901 S. Blackburn Street, in the Luhr Subdivision, Block No. 170, Lot No. 1. (P&Z action 04/11/2023)		
<b>PREPARED BY:</b>	Tina Keys	<b>Date Submitted:</b>	04/12/2023
<b>EXHIBITS:</b>	Ordinance 1356		
<b>BUDGETARY IMPACT:</b>	<b>Required Expenditure:</b>	\$00.00	
	<b>Amount Budgeted:</b>	\$00.00	
	<b>Appropriation Required:</b>	\$00.00	
<b>CITY MANAGER APPROVAL:</b>			

**SUMMARY:**

Joe and DeAnn Evridge contacted the Code Office requesting a Specific Use Provision, for property located at 901 S. Blackburn Street. This property is currently zoned as Single Family Residential.

The property to the West, East, South and North are Single Family District property.

The zoning application was filed on March 14, 2023.

The City published the proper notice for property located at 901 S. Blackburn Street, Luhr Subdivision, Block No. 170, Lot No. 1, Brady, Texas, for the purpose to request a Specific Use Provision and gave proper notice to all property owners within 200 feet.

On April 11, 2023, 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 **first** reading of Ordinance 1356

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

<b>AGENDA DATE:</b>	04/18/2023	<b>AGENDA ITEM</b>	7.B.
<b>AGENDA SUBJECT:</b>	Discussion, consideration, and possible action regarding the <b>first reading of Ordinance 1355</b> of the City of Brady, Texas approving request for a Bed and Breakfast/Venue as a Specific Use Provision, in a Single-Family Residential District for property located at 900 S. Blackburn Street, in the Luhr Subdivision, Block No. 169, Lot No. 2. (P&Z action 04/11/2023)		
<b>PREPARED BY:</b>	Tina Keys	<b>Date Submitted:</b>	04/12/2023
<b>EXHIBITS:</b>	Ordinance 1355		
<b>BUDGETARY IMPACT:</b>	<b>Required Expenditure:</b>	\$00.00	
	<b>Amount Budgeted:</b>	\$00.00	
	<b>Appropriation Required:</b>	\$00.00	
<b>CITY MANAGER APPROVAL:</b>			

**SUMMARY:**

Joe and DeAnn Evridge contacted the Code Office requesting a Specific Use Provision, for property located at 900 S. Blackburn Street. This property is currently zoned as Single Family Residential.

The property to the East, South and North are Single Family District, and West is Commercial property.

The zoning application was filed on March 14, 2023.

The City published the proper notice for property located at 900 S. Blackburn Street, Luhr Subdivision, Block No. 169, Lot No. 2, Brady, Texas, for the purpose to request a Specific Use Provision and gave proper notice to all property owners within 200 feet.

On April 11, 2023, 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:**

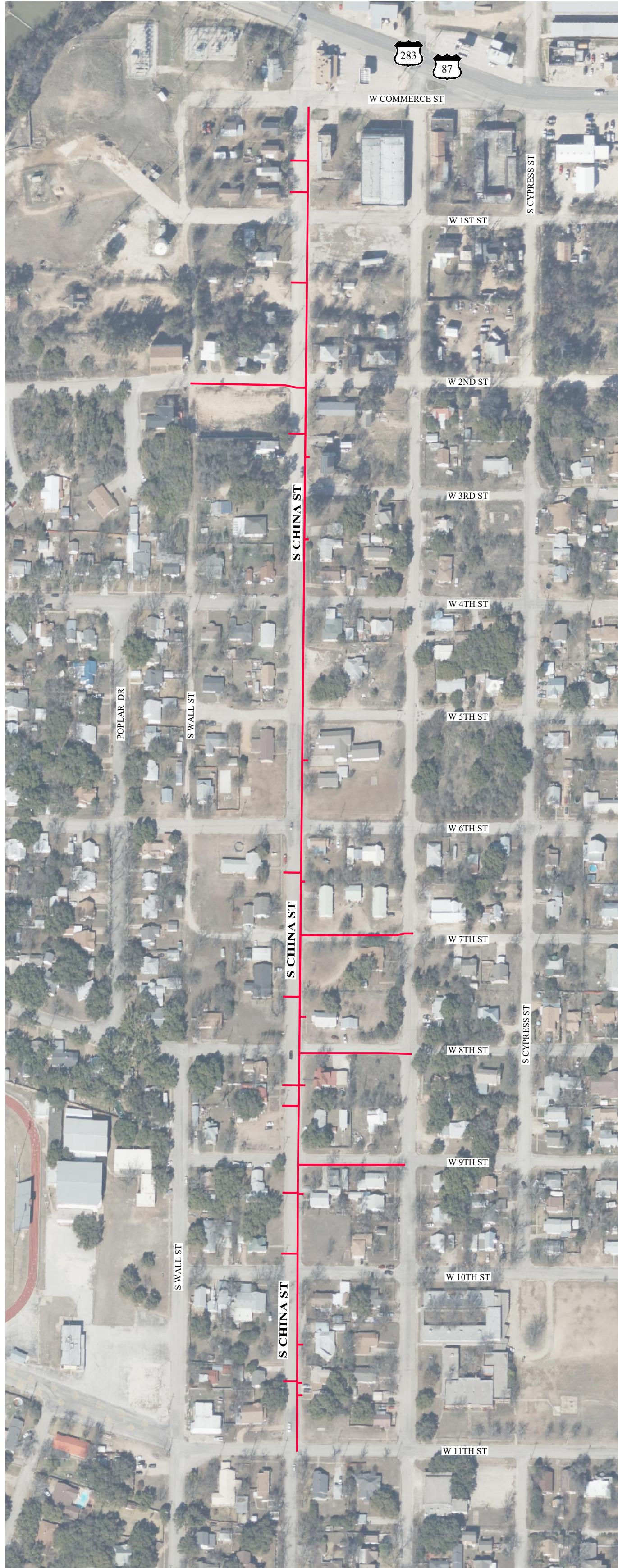
Move to approve **first** reading of Ordinance 1355

# City Council

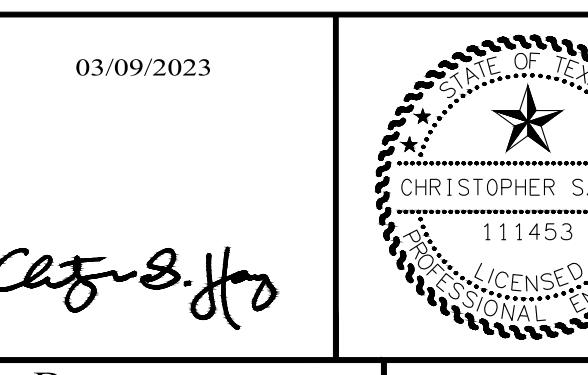
## City of Brady, Texas

### Agenda Action Form

<b>AGENDA DATE:</b>	04/18/2023	<b>AGENDA ITEM</b>	7. D.									
<b>AGENDA SUBJECT:</b>  Discussion, consideration, and possible action on awarding lowest responsive bid to Bo Simon, Inc., Canyon, Texas the 2023-Small Diameter Water Main Replacement (SDWMR) – 8-in. China St. Water Main Improvements from near Commerce St. south to 11 <sup>th</sup> St. and including 10-in. Water Main Relocation from near Burns St. south to West China St.												
<b>PREPARED BY:</b>		S. Miller	<b>Date Submitted</b>	04/12/2023								
<b>EXHIBITS:</b>  Plan Sheet – overall job Engineer's Bid Tabulation Engineer's Bid Recommendation Letter												
<b>BUDGETARY IMPACT:</b>		<b>Required Expenditure:</b>	\$1,290,793.00									
		<b>Amount Budgeted:</b>	\$1,800,000.00									
		<b>Appropriation Required:</b>	\$00.00									
<b>CITY MANAGER APPROVAL:</b> _____ <b>SUMMARY:</b> <p>City of Brady received sealed bids on Thursday April 6, 2023, at 2:00p.m., following proper advertisement and public notification, for the 2023-SDWMR – 8-in. China St. Water Main Improvements. Four (4) sealed bids were received and bid results are more fully shown in the exhibit and the lowest responsive bid is generally tabulated in the table below.</p> <table border="1" style="width: 100%; border-collapse: collapse; text-align: center;"> <thead> <tr> <th colspan="2" style="padding: 5px;">LOWEST RESPONSIVE BID SUMMARY</th> </tr> </thead> <tbody> <tr> <td style="padding: 5px;">Base Bid</td> <td style="padding: 5px; text-align: right;">\$847,655.00</td> </tr> <tr> <td style="padding: 5px;">Additive Alternate "A"</td> <td style="padding: 5px; text-align: right;">\$196,400.00</td> </tr> <tr> <td style="padding: 5px;">Additive Alternate "B"</td> <td style="padding: 5px; text-align: right;">\$443,138.00</td> </tr> </tbody> </table> <p>The lowest responsive bid was received from Bo Simon, Inc., Canyon, Texas, at Base Bid of \$847,655.00 and Alternate Bid "B" of \$443,138.00 for a total of <b>\$1,290,793.00</b>. The Base Bid replaces a 2-in. water main along China St. from near Commerce St. to 11<sup>th</sup> St. and includes new residential water service lines from near 17<sup>th</sup> St. along China St. south to near Burns St. Bid Alternate "B" is for the relocation of an existing 10-in. water main from under front yards beginning at Burns St. south to West China St. and includes customer water service reconnections. Adequate funding exists in the assigned Capital Outlay Projects account 30-5-31-401.02. City staff recommends awarding Base Bid and Additive Alternate "B" in the amount of <b>\$1,290,793.00</b> to Bo Simon, Inc. of Canyon, Texas.</p>					LOWEST RESPONSIVE BID SUMMARY		Base Bid	\$847,655.00	Additive Alternate "A"	\$196,400.00	Additive Alternate "B"	\$443,138.00
LOWEST RESPONSIVE BID SUMMARY												
Base Bid	\$847,655.00											
Additive Alternate "A"	\$196,400.00											
Additive Alternate "B"	\$443,138.00											
<b>RECOMMENDED ACTION:</b>  Mayor <i>Pro-Tem</i> : Do I have a motion to award lowest responsive bid, as described herein, to Bo Simon, Inc., Canyon, TX in the amount of <b>\$1,290,793.00</b> ?												



NO.	REVISION	DATE
0	ISSUED FOR BID	03/09/2023



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PE Firm Registration No. 1151 • PG Firm Registration No. 50103 • RPLS Firm Registration No. 10011900

BAR IS ONE INCH ON  
ORIGINAL DRAWING  
0 1  
IF NOT ONE INCH ON  
THIS SHEET, ADJUST  
SCALES ACCORDINGLY.

DESIGNED BY  
CSH

SCALE  
1" = 200'  
DRAWN BY  
DAB  
DATE  
03/09/2023  
CHECKED BY  
CSH

## CITY OF BRADY SMALL DIAMETER WATER MAIN REPLACEMENT PROJECT

### OVERALL PLAN

PROJECT NO.:  
**8380**  
SHEET No.  
**G-01**



## TABULATION OF BIDS FOR: 2022-2023 Small Diameter Water Main Replacement, City of Brady, Texas

BIDS RECEIVED: 4/6/2023

PE Firm Registration No. 1151				BASE BID		Bo Simon, Inc.		Atlas Construction, Corp.		Dorado Construction Group		Darnell Construction, LLC	
Item No.	Quantity	Unit	Item	Unit Cost	Amount	Unit Cost	Amount	Unit Cost	Amount	Unit Cost	Amount	Unit Cost	Amount
1	1	LS	Mobilization, bonds & insurance	\$ 42,200.00	\$ 42,200.00	\$ 50,142.72	\$ 50,142.72	\$ 30,000.00	\$ 30,000.00	\$ 68,400.00	\$ 68,400.00		
2	1	LS	Traffic Control Plan and Traffic Control Measure	\$ 16,500.00	\$ 16,500.00	\$ 5,162.17	\$ 5,162.17	\$ 12,700.00	\$ 12,700.00	\$ 9,600.00	\$ 9,600.00		
3	1	LS	Stormwater Pollution Prevention Plan	\$ 11,000.00	\$ 11,000.00	\$ 8,021.87	\$ 8,021.87	\$ 10,500.00	\$ 10,500.00	\$ 3,360.00	\$ 3,360.00		
4	3,091	LF	8" C900 DR-18 PVC Water Line by open cut	\$ 72.00	\$ 222,552.00	\$ 78.59	\$ 242,921.69	\$ 129.00	\$ 398,739.00	\$ 300.00	\$ 927,300.00		
5	75	LF	6" C900 DR-18 PVC Water Line by open cut	\$ 49.00	\$ 3,675.00	\$ 90.00	\$ 6,750.00	\$ 144.00	\$ 10,800.00	\$ 164.00	\$ 12,300.00		
6	1,174	LF	2" C901 SDR-9, CTS, HDPE Water Line by open cut	\$ 42.00	\$ 49,308.00	\$ 42.32	\$ 49,683.68	\$ 98.00	\$ 115,052.00	\$ 89.00	\$ 104,486.00		
7	4,340	LF	Trench Excavation Safety Plan	\$ 2.00	\$ 8,680.00	\$ 2.78	\$ 12,065.20	\$ 3.00	\$ 13,020.00	\$ 0.75	\$ 3,255.00		
8	4,340	LF	Asphalt Replacement over open cut Water Line	\$ 36.00	\$ 156,240.00	\$ 69.11	\$ 299,937.40	\$ 26.00	\$ 112,840.00	\$ 20.00	\$ 86,800.00		
9	10	EA	8" Gate Valve, Valve Box and Lid	\$ 3,300.00	\$ 33,000.00	\$ 3,175.91	\$ 31,759.10	\$ 3,600.00	\$ 36,000.00	\$ 4,200.00	\$ 42,000.00		
10	8	EA	8" Gate Valve with MJ Tapped Plug	\$ 3,900.00	\$ 31,200.00	\$ 3,454.25	\$ 27,634.00	\$ 3,900.00	\$ 31,200.00	\$ 3,800.00	\$ 30,400.00		
11	4	EA	2" Gate Valve, Valve Box and Lid	\$ 1,700.00	\$ 6,800.00	\$ 1,392.71	\$ 5,570.84	\$ 2,175.00	\$ 8,700.00	\$ 2,200.00	\$ 8,800.00		
12	6	EA	Fire Hydrant Assembly	\$ 7,800.00	\$ 46,800.00	\$ 6,987.54	\$ 41,925.24	\$ 10,125.00	\$ 60,750.00	\$ 8,020.00	\$ 48,120.00		
13	28	EA	Short Service Reconnect	\$ 2,150.00	\$ 60,200.00	\$ 2,069.05	\$ 57,933.40	\$ 2,250.00	\$ 63,000.00	\$ 1,260.00	\$ 35,280.00		
14	26	EA	Long Service Reconnect	\$ 3,100.00	\$ 80,600.00	\$ 5,050.00	\$ 131,300.00	\$ 3,500.00	\$ 91,000.00	\$ 1,530.00	\$ 39,780.00		
15	1	EA	2" Tap, Service Line, Fitting for installation of 3 new Meter Boxes	\$ 2,500.00	\$ 2,500.00	\$ 5,754.73	\$ 5,754.73	\$ 11,670.00	\$ 11,670.00	\$ 3,050.00	\$ 3,050.00		
16	1	EA	2" Tap, Serv Line, Fitting Bullhead Service reconnect 2 existing Meters	\$ 2,300.00	\$ 2,300.00	\$ 6,354.50	\$ 6,354.50	\$ 7,875.00	\$ 7,875.00	\$ 2,270.00	\$ 2,270.00		
17	1	EA	Hot Tap on existing 10" Water Line	\$ 5,600.00	\$ 5,600.00	\$ 5,151.73	\$ 5,151.73	\$ 6,075.00	\$ 6,075.00	\$ 5,360.00	\$ 5,360.00		
18	1	EA	Hot Tap on existing 8" Water Line	\$ 5,000.00	\$ 5,000.00	\$ 5,142.81	\$ 5,142.81	\$ 6,135.00	\$ 6,135.00	\$ 4,035.00	\$ 4,035.00		
19	1	EA	Connection to existing 8" Water Line	\$ 3,200.00	\$ 3,200.00	\$ 2,506.08	\$ 2,506.08	\$ 1,750.00	\$ 1,750.00	\$ 5,610.00	\$ 5,610.00		
20	4	EA	Connection to existing 6" Water Line	\$ 2,700.00	\$ 10,800.00	\$ 1,883.18	\$ 7,532.72	\$ 3,350.00	\$ 13,400.00	\$ 4,760.00	\$ 19,040.00		
21	6	EA	Connection to existing 2" Water Line	\$ 2,000.00	\$ 12,000.00	\$ 1,484.57	\$ 8,907.42	\$ 2,450.00	\$ 14,700.00	\$ 1,610.00	\$ 9,660.00		
22	1	LS	All work associated with abandoning existing Water Lines	\$ 20,000.00	\$ 20,000.00	\$ 31,175.68	\$ 31,175.68	\$ 22,800.00	\$ 22,800.00	\$ 44,000.00	\$ 44,000.00		
23	1	LS	All work associated with hydrostatic testing and disinfection	\$ 17,500.00	\$ 17,500.00	\$ 9,664.05	\$ 9,664.05	\$ 15,685.00	\$ 15,685.00	\$ 14,000.00	\$ 14,000.00		
<b>TOTAL BASE BID PRICE (Items 1 thru 23)</b>					<b>\$ 847,655.00</b>			<b>\$ 1,052,997.03</b>			<b>\$ 1,094,391.00</b>		<b>\$ 1,526,906.00</b>

ADDITIVE ALTERNATE BID "A"				Bo Simon, Inc.		Atlas Construction, Corp.		Dorado Construction Group		Darnell Construction, LLC		
Item No.	Quantity	Unit	Item	Unit Cost	Amount	Unit Cost	Amount	Unit Cost	Amount	Unit Cost	Amount	
A1	1	LS	Mobilization, bonds & insurance	\$ 5,600.00	\$ 5,600.00	\$ 7,627.23	\$ 7,627.23	\$ 3,800.00	\$ 3,800.00	\$ 3,000.00	\$ 3,000.00	
A2	1	LS	Traffic Control Plan and Traffic Control Measure	\$ 3,300.00	\$ 3,300.00	\$ 3,340.11	\$ 3,340.11	\$ 3,800.00	\$ 3,800.00	\$ 6,000.00	\$ 6,000.00	
A3	1	LS	Stormwater Pollution Prevention Plan	\$ 3,500.00	\$ 3,500.00	\$ 5,010.16	\$ 5,010.16	\$ 2,530.00	\$ 2,530.00	\$ 780.00	\$ 780.00	
A4	16	EA	Short Service Reconnect	\$ 4,150.00	\$ 66,400.00	\$ 2,569.54	\$ 41,112.64	\$ 1,890.00	\$ 30,240.00	\$ 1,910.00	\$ 30,560.00	
A5	19	EA	Long Service Reconnect	\$ 6,000.00	\$ 114,000.00	\$ 4,777.66	\$ 90,775.54	\$ 2,800.00	\$ 53,200.00	\$ 2,300.00	\$ 43,700.00	
A6	1	LS	All work associated with abandoning existing Water Lines	\$ 3,600.00	\$ 3,600.00	\$ 12,306.14	\$ 12,306.14	\$ 30,000.00	\$ 30,000.00	\$ 8,800.00	\$ 8,800.00	
<b>TOTAL ADDITIVE ALTERNATE A BID PRICE (Items A1 thru A6)</b>					<b>\$ 196,400.00</b>			<b>\$ 160,171.82</b>		<b>\$ 123,570.00</b>		<b>\$ 92,840.00</b>

ADDITIVE ALTERNATE BID "B"				Bo Simon, Inc.		Atlas Construction, Corp.		Dorado Construction Group		Darnell Construction, LLC	
Item No.	Quantity	Unit	Item	Unit Cost	Amount	Unit Cost	Amount	Unit Cost	Amount	Unit Cost	Amount
B1	1	LS	Mobilization, bonds & insurance	\$ 22,100.00	\$ 22,100.00	\$ 28,430.31	\$ 28,430.31	\$ 11,400.00	\$ 11,400.00	\$ 3,840.00	\$ 3,840.00
B2	1	LS	Traffic Control Plan and Traffic Control Measure	\$ 12,100.00	\$ 12,100.00	\$ 5,566.85	\$ 5,566.85	\$ 8,600.00	\$ 8,600.00	\$ 4,200.00	\$ 4,200.00
B3	1	LS	Stormwater Pollution Prevention Plan	\$ 8,400.00	\$ 8,400.00	\$ 8,350.27	\$ 8,350.27	\$ 2,530.00	\$ 2,530.00	\$ 1,440.00	\$ 1,440.00
B4	1,906	LF	10" C900 DR-18 PVC Water Line by open cut	\$ 87.00	\$ 165,822.00	\$ 110.32	\$ 210,269.92	\$ 110.50	\$ 210,613.00	\$ 224.00	\$ 426,944.00
B5	1,906	LF	Asphalt Replacement over open cut Water Line	\$ 36.00	\$ 68,616.00	\$ 80.26	\$ 152,975.56	\$ 26.50	\$ 50,509.00	\$ 20.00	\$ 38,120.00
B6	5	EA	10" Gate Valve, Valve Box and Lid	\$ 4,150.00	\$ 20,750.00	\$ 4,692.56	\$ 23,462.80	\$ 6,171.00	\$ 30,855.00	\$ 5,500.00	\$ 27,500.00
B7	1	EA	Fire Hydrant Assembly	\$ 7,800.00	\$ 7,800.00	\$ 8,056.21	\$ 8,056.21	\$ 12,046.00	\$ 12,046.00	\$ 7,380.00	\$ 7,380.00
B8	16	EA	Short Service Reconnect	\$ 2,150.00	\$ 34,400.00	\$ 2,111.10	\$ 33,777.60	\$ 2,600.00	\$ 41,600.00	\$ 1,605.00	\$ 25,680.00
B9	19	EA	Long Service Reconnect	\$ 3,100.00	\$ 58,900.00	\$ 5,227.93	\$ 99,330.67	\$ 4,100.00	\$ 77,900.00	\$ 1,710.00	\$ 32,490.00
B10	3	EA	Connection to existing 10" Water Line	\$ 4,150.00	\$ 12,450.00	\$ 4,122.81	\$ 12,368.43	\$ 6,425.00	\$ 19,275.00	\$ 2,800.00	\$ 8,400.00
B11	1	EA	Connection to existing 8" Water Line	\$ 3,200.00	\$ 3,200.00	\$ 4,775.03	\$ 4,775.03	\$ 5,590.00	\$ 5,590.00	\$ 1,990.00	\$ 1,990.00
B12	1	LS	All work associated with abandoning existing Water Lines	\$ 16,500.00	\$ 16,500.00	\$ 5,238.17	\$ 5,238.17	\$ 26,390.00	\$ 26,390.00	\$ 3,960.00	\$ 3,960.00
B13	1	LS	All work associated with hydrostatic testing and disinfection	\$ 12,100.00	\$ 12,100.00	\$ 4,434.76	\$ 4,434.76	\$ 19,130.00	\$ 19,130.00	\$ 4,440.00	\$ 4,440.00
TOTAL ADDITIVE ALTERNATE B BID PRICE (Items B1 thru B13)					\$ 443,138.00			\$ 597,036.58		\$ 516,438.00	
											\$ 586,384.00

I, CHRISTOPHER S. HAY, P.E., #111453, DO HEREBY CERTIFY THAT THE ABOVE REFERENCED BIDS WERE RECEIVED, IN ACCORDANCE WITH THE ADVERTISED PROCEDURES, OPENED, AND READ ALOUD.  
THE BID TABULATION HEREIN IS A TRUE AND ACCURATE REPRESENTATION OF THE BIDS READ ALOUD.

  
CHRISTOPHER S. HAY, P.E., #111453





Enprotec | Hibbs & Todd

April 12, 2023

City of Brady  
201 E Main Street  
Brady, Texas 76825  
Attn: Mr. Steven Miller

**Re: Summary of Bid Results  
2023 Small Diameter Water Main Replacement Project**

Dear Mr. Miller:

Bids for the above referenced project were opened on April 6, 2023. A total of four (4) bids were received. Bids were evaluated in accordance with the Instructions to Bidders which outlined the priorities for award based on available budget to be: (1) Base Bid + Additive Alternate B, (2) Base Bid + Additive Alternate A, and (3) Base Bid.

Since the bids came in within budget for the highest priority evaluation (Base Bid + Additive Alternate B), the apparent low bidder is Bo Simon Inc. (28700 Hwy 87, Canyon, TX 79015). The low bid is summarized by the following:

Bo Simon Inc. Bid Summary	
Base Bid	\$ 847,655.00
Additive Alternate B Bid	\$ 443,138.00
Total Bid Price	\$ 1,290,793.00

The responsiveness of the bidder has been evaluated for conformity with all material conditions of the Advertisement to Bid and Instructions to Bidders. The proposed bid appears to meet all material conditions of the Advertisement to Bid and the Instruction to Bidders. In addition, multiple references were contacted and there were no negative responses regarding the performance of Bo Simon Inc. on the projects we checked. Based on this information, it has been determined that the lowest, responsive bid for the 2023 Small Diameter Water Main Replacement Project is Bo Simon Inc., with a total contract amount to include the Base Bid plus Additive Alternate B, for \$1,290,793.00.

We appreciate the opportunity to work with the City on this project. If there are any questions please contact me at 682.498.6000.

Sincerely,

Enprotec / Hibbs & Todd, Inc.

Chris Hay, P.E.  
Project Manager

Attachments: Bid Tabulation

C: Project File 8380

P:\Projects\Brady, City of\8380 22-23 Small Diameter Water Main Replacement\5. Bidding Phase\Bidder Evaluation\Bid Summary Letter.doc

# City Council

## City of Brady, Texas

### Agenda Action Form

<b>AGENDA DATE:</b>	04/18/2023	<b>AGENDA ITEM</b>	7. E.									
<b>AGENDA SUBJECT:</b> Discussion, consideration, and possible action on awarding Engineering Agreement Amendment No. 2 to Enprotec/Hibbs & Todd (eHT), Abilene, Texas for construction phase services during and through construction of the 2023-SDWMR – 8-in. China St. Water Main Improvements from near Commerce St. south to 11 <sup>th</sup> St. and including 10-in. Water Main Relocation from near Burns St. south to West China St.												
<b>PREPARED BY:</b>	S. Miller	<b>Date Submitted</b>	04/15/2023									
<b>EXHIBITS:</b>	Amendment No. 2 - Engineering Services Agreement											
<b>BUDGETARY IMPACT:</b>		<b>Required Expenditure:</b>	\$106,000.00									
		<b>Amount Budgeted:</b>	\$155,000.00									
		<b>Appropriation Required:</b>	\$00.00									
<b>CITY MANAGER APPROVAL:</b>												
<b>SUMMARY:</b> With the acquisition of a responsive contractor bid for construction of the China St. Water Main Improvements there is a necessity of adequate engineering and field oversight during the construction phases. eHT has developed Amendment No. 2 (exhibit) describing certain construction phase services. In-general, these services include coordination of pre-construction conference, contractor material submittals, adequate survey baseline controls, periodic visits including a resident project representative on a part-time basis, appropriate testing, and payment review and project close-out. The construction phase services are outlined as follows:												
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 30%; padding: 5px;">TASK IV</td> <td style="width: 40%; padding: 5px;">Construction Phase Administration</td> <td style="width: 30%; padding: 5px; text-align: right;">\$36,000.00</td> </tr> <tr> <td>ADD Service</td> <td>Resident Project Representative</td> <td style="text-align: right;">\$60,000.00</td> </tr> <tr> <td>ADD Service</td> <td>Construction Material Testing</td> <td style="text-align: right;">\$10,000.00</td> </tr> </table>				TASK IV	Construction Phase Administration	\$36,000.00	ADD Service	Resident Project Representative	\$60,000.00	ADD Service	Construction Material Testing	\$10,000.00
TASK IV	Construction Phase Administration	\$36,000.00										
ADD Service	Resident Project Representative	\$60,000.00										
ADD Service	Construction Material Testing	\$10,000.00										
These services shall extend through the completion of the China St. Water Main Improvement Project.												
<b>RECOMMENDED ACTION:</b>												
Mayor <i>Pro-Tem</i> : Do I have a motion to authorize the City Manager to execute Engineering Agreement Amendment No. 2 with Enprotec/Hibbs & Todd, Abilene, Texas, in the amount of <b>\$106,000.00</b> ?												

**AMENDMENT NO. 2  
ENGINEERING SERVICES AGREEMENT  
2022/2023 SMALL DIAMETER WATER MAIN REPLACEMENT PROJECT**

This is an **Amendment to Agreement** (dated August 10, 2022) by and between the City of Brady, Texas, (OWNER), a home rule municipal corporation located at 201 E. Main Street, Brady, Texas 76825, and, Enprotec / Hibbs & Todd, Inc., (ENGINEER) 402 Cedar, Abilene, Texas 79601, (325) 698-5560.

WHEREAS, CITY desires to obtain certain engineering professional services; and

WHEREAS, Enprotec / Hibbs & Todd, Inc. is in the business of providing such services,

THEREFORE, the CITY and Enprotec / Hibbs & Todd, Inc. mutually agrees as follows:

**EXHIBIT "A", SCOPE OF SERVICES**

Adjust Exhibit A, Scope of Services, to replace section IV. Construction Phase with the following, and add section V. Resident Project Representative as shown herein:

**IV. Construction Phase**

- A. Upon successful completion of the Bidding and Award of the construction contract, and upon authorization from the City, Engineer shall:
  1. General Administration of Construction Contract. Consult with the City and act as the City's representative as provided in the General Conditions. The extent and limitations of the duties, responsibilities, and authority of Engineer as assigned in the General Conditions shall not be modified, except as Engineer may otherwise agree in writing. All of City's instructions to Contractor will be issued through Engineer, which shall have authority to act on behalf of the City in dealings with Contractor to the extent provided in this Agreement and the General Conditions except as otherwise provided in writing.
  2. Selecting Independent Testing Laboratory. Assist the City in the selection of an independent testing laboratory to perform construction materials testing services.
  3. Pre-Construction Conference. Participate in a Pre-Construction Conference prior to commencement of Work at the Site. Prepare agendas, oversee conference and issue minutes.
  4. Schedules. Receive, review, and determine the acceptability of any and all schedules that Contractor is required to submit to Engineer, including the Progress Schedule, Schedule of Submittals, and Schedule of Values.
  5. Baselines and Benchmarks. As appropriate, establish baselines and benchmarks for locating the Work which in Engineer's judgment are necessary to enable Contractor to proceed.
  6. Visits to Site and Observation of Construction. In connection with observations of Contractor's Work while it is in progress:
    - a. Make visits to the Site at intervals appropriate to the various stages of construction, as Engineer deems necessary, to observe as an experienced and qualified design professional the progress and quality of Contractor's executed Work. Such visits and observations by Engineer, and the

Resident Project Representative, if any, are not intended to be exhaustive or to extend to every aspect of Contractor's Work in progress or to involve detailed inspections of Contractor's Work in progress beyond the responsibilities specifically assigned to Engineer in this Agreement and the Contract Documents, but rather are to be limited to spot checking, selective sampling, and similar methods of general observation of the Work based on Engineer's exercise of professional judgment as assisted by the Resident Project Representative, if any. Based on information obtained during such visits and observations, Engineer will determine in general if the Work is proceeding in accordance with the Contract Documents, and Engineer shall keep the City informed of the progress of the Work.

- b. The purpose of Engineer's visits to, and representation by the Resident Project Representative, if any, at the Site, will be to enable Engineer to better carry out the duties and responsibilities assigned to and undertaken by Engineer during the Construction Phase, and, in addition, by the exercise of Engineer's efforts as an experienced and qualified design professional, to provide for City a greater degree of confidence that the completed Work will conform in general to the Contract Documents and that Contractor has implemented and maintained the integrity of the design concept of the completed Project as a functioning whole as indicated in the Contract Documents. Engineer shall not, during such visits or as a result of such observations of Contractor's Work in progress, supervise, direct, or have control over Contractor's Work, nor shall Engineer have authority over or responsibility for the means, methods, techniques, sequences, or procedures of construction selected or used by Contractor, for security or safety on the Site, for safety precautions and programs incident to Contractor's Work, nor for any failure of Contractor to comply with Laws and Regulations applicable to Contractor's furnishing and performing the Work. Accordingly, Engineer neither guarantees the performance of any Contractor nor assumes responsibility for any Contractor's failure to furnish and perform the Work in accordance with the Contract Documents.
7. Defective Work. Engineer will have the authority to reject Contractor's Work while it is in progress if, on the basis of Engineer's observations, Engineer believes that such Work will not produce a completed Project that conforms generally to the Contract Documents or that it will threaten the integrity of the design concept of the completed Project as a functioning whole as indicated in the Contract Documents. However, neither Engineer's authority to reject Work nor Engineer's decision to exercise or not exercise such authority shall give rise to a duty or responsibility of the Engineer to Contractors, Subcontractors, material and equipment suppliers, their agents or employees, or any other person(s) or entities performing any of the Work, including but not limited to any duty or responsibility for Contractors' or Subcontractors' safety precautions and programs incident to the Work.
8. Clarifications and Interpretations; Field Orders. Issue necessary clarifications and interpretations of the Contract Documents as appropriate to the orderly completion of Contractor's work. Such clarifications and interpretations will be consistent with the intent of and reasonably inferable from the Contract Documents. Engineer may issue Field Orders authorizing minor variations in the Work from the requirements of the Contract Documents.
9. Change Orders and Work Change Directives. Recommend Change Orders and Work Change Directives to the City, as appropriate, and prepare Change Orders and Work Change Directives as required.
10. Shop Drawings and Samples. Review and approve or take other appropriate action in respect to Shop Drawings and Samples and other data which Contractor is required to submit, but only for

conformance with the information given in the Contract Documents and compatibility with the design concept of the completed Project as a functioning whole as indicated by the Contract Documents. Such reviews and approvals or other action will not extend to means, methods, techniques, sequences, or procedures of construction or to safety precautions and programs incident thereto. Engineer shall meet any Contractor's submittal schedule that Engineer has accepted.

11. Substitutes and "or-equal." Evaluate and determine the acceptability of substitute or "or-equal" materials and equipment proposed by Contractor.
12. Inspections and Tests. Require such special inspections or tests of Contractor's work as deemed reasonably necessary, and receive and review all certificates of inspections, tests, and approvals required by Laws and Regulations or the Contract Documents. Engineer's review of such certificates will be for the purpose of determining that the results certified indicate compliance with the Contract Documents and will not constitute an independent evaluation that the content or procedures of such inspections, tests, or approvals comply with the requirements of the Contract Documents. Engineer shall be entitled to rely on the results of such tests.
13. Disagreements between City and Contractor. Render formal written decisions on all duly submitted issues relating to the acceptability of Contractor's work or the interpretation of the requirements of the Contract Documents pertaining to the execution, performance, or progress of Contractor's Work; review each duly submitted Claim by the City or Contractor, and in writing either deny such Claim in whole or in part, approve such Claim, or decline to resolve such Claim if Engineer in its discretion concludes that to do so would be inappropriate. In rendering such decisions, Engineer shall be fair and not show partiality to the City or Contractor and shall not be liable in connection with any decision rendered in good faith in such capacity.
14. Applications for Payment. Based on Engineer's observations as an experienced and qualified design professional and on review of Applications for Payment and accompanying supporting documentation:
  - a. Determine the amounts that Engineer recommends Contractor be paid. Such recommendations of payment will be in writing and will constitute Engineer's representation to the City, based on such observations and review, that, to the best of Engineer's knowledge, information and belief, Contractor's Work has progressed to the point indicated, the quality of such Work is generally in accordance with the Contract Documents (subject to an evaluation of the Work as a functioning whole prior to or upon Substantial Completion, to the results of any subsequent tests called for in the Contract Documents, and to any other qualifications stated in the recommendation), and the conditions precedent to Contractor's being entitled to such payment appear to have been fulfilled in so far as it is Engineer's responsibility to observe Contractor's Work. In the case of unit price work, Engineer's recommendations of payment will include final determinations of quantities and classifications of Contractor's Work (subject to any subsequent adjustments allowed by the Contract Documents).
  - b. By recommending any payment, Engineer shall not thereby be deemed to have represented that observations made by Engineer to check the quality or quantity of Contractor's Work as it is performed and furnished have been exhaustive, extended to every aspect of Contractor's Work in progress, or involved detailed inspections of the Work beyond the responsibilities specifically assigned to Engineer in this Agreement and the Contract Documents. Neither Engineer's review of Contractor's Work for the purposes of recommending payments nor Engineer's recommendation of any payment including final payment will impose on Engineer

responsibility to supervise, direct, or control Contractor's Work in progress or for the means, methods, techniques, sequences, or procedures of construction or safety precautions or programs incident thereto, or Contractor's compliance with Laws and Regulations applicable to Contractor's furnishing and performing the Work. It will also not impose responsibility on Engineer to make any examination to ascertain how or for what purposes Contractor has used the moneys paid on account of the Contract Price, or to determine that title to any portion of the Work in progress, materials, or equipment has passed to the City free and clear of any liens, claims, security interests, or encumbrances, or that there may not be other matters at issue between City and Contractor that might affect the amount that should be paid.

15. Contractor's Completion Documents. Receive, review, and transmit to the City maintenance and operating instructions, schedules, guarantees, bonds, certificates or other evidence of insurance required by the Contract Documents, certificates of inspection, tests and approvals, Shop Drawings, Samples and other data, and the annotated record documents which are to be assembled by Contractor in accordance with the Contract Documents to obtain final payment.
16. Substantial Completion. Promptly after notice from Contractor that Contractor considers the entire Work ready for its intended use, in company of Contractor and on behalf of the City, conduct an inspection to determine if the Work is substantially complete. If after considering any objections of the City, Engineer considers the Work substantially complete, Engineer shall deliver a certificate of Substantial Completion to the City and Contractor.
17. Final Notice of Acceptability of the Work. Conduct a final inspection to determine if the completed Work of Contractor is acceptable so that Engineer may recommend, in writing, final payment to Contractor. Accompanying the recommendation for final payment, Engineer shall also provide a notice in written form that the Work is acceptable to the best of Engineer's knowledge, information, and belief and based on the extent of the services provided by Engineer under this Agreement.

B. Duration of Construction Phase. The Construction Phase will commence with the execution of the first construction Contract for the Project or any part thereof and will terminate upon written recommendation by Engineer for final payment to Contractors. If the Project involves more than one prime contract, Construction Phase services may be rendered at different times in respect to the separate contracts. Engineer shall be entitled to an equitable increase in compensation if Construction-Phase services are required after the original date for final completion of the Work as set forth in the construction Contract.

C. Limitation of Responsibilities. Engineer shall not be responsible for the acts or omissions of any Contractor, or of any subcontractors, suppliers, or other individuals or entities performing or furnishing any of the Work. Engineer shall not be responsible for the failure of any Contractor to perform or furnish the Work in accordance with the Contract Documents.

## V. Resident Project Representative

- A. Provide the services of an RPR at the Site to assist the Engineer and to provide more extensive observation of Contractor's work for Construction Contract. The furnishing of such RPR's services will not limit, extend, or modify Engineer's responsibilities or authority except as expressly set forth in the applicable Exhibit.
  1. RPR is Engineer's agent at the Site, will act as directed by and under the supervision of Engineer, and will confer with Engineer regarding RPR's dealings in matters pertaining to the Contractor and/or Subcontractor's work in progress.

2. RPR shall not exceed limitations of Engineer's authority as set forth in the Agreement or the Contract Documents, nor advise on, issued directions relative to or assume control over any aspect of the means, methods, techniques, sequences, or procedures of Contractor's or Sub-Contractor's work unless such advise or directions are specifically required by the Contract Documents.
3. RPR services shall be on the basis of part time inspection, assuming approximately twenty (20) hours per week over the assumed twenty-five (25) week estimated construction project.

## EXHIBIT "B", PAYMENT

- A. Adjust Exhibit B, Payment, I.A.1. to state:

OWNER shall pay ENGINEER for Basic Services set forth in Exhibit A, as follows:

1. Lump Sum Amount of \$131,000.00 for Basic Services based on the following assumed distribution of compensation. ENGINEER may alter the distribution of compensation between individual phases noted herein to be consistent with services actually rendered, but shall not exceed the total Lump Sum amount unless approved in writing by the OWNER.

TASK	PHASE	AMENDED FEE	ORIGINAL FEE
TASK I	Preliminary Design Phase	\$ <u>25,000.00</u>	\$ 20,000.00
TASK II	Final Design Phase	\$ <u>62,000.00</u>	\$ 52,000.00
TASK III	Bidding Phase	\$ <u>8,000.00</u>	\$ 8,000.00
TASK IV	Construction Administration	\$ <u>36,000.00</u>	\$ 0.00

- B. Adjust Exhibit B, Payment, II.A to state:

OWNER shall pay Engineer for designated Additional Engineering Services having a defined scope set forth in Exhibit A as follows:

1. Not-to-exceed Time and Material Amount of \$14,000 for design field surveying in rights-of-way.
2. Not-to-exceed Time and Material Amount of \$60,000 for Resident Project Representative services. This is based on part time inspection assuming approximately twenty (20) hours per week over the assumed twenty-five (25) week estimated construction project.
3. Not-to-exceed Time and Material Amount of \$10,000 for Construction Materials Testing services.

All other provisions of the Agreement entered into on August 10, 2022 shall remain in full force and effect, except as supplemented here. All obligations of OWNER and ENGINEER as specified in the Agreement shall apply to this supplement. It is the express intent of the parties that this amendment be read as an integral whole with the original Agreement.

Signed this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

**ENPROTEC / HIBBS & TODD, INC.**

  
Signature

4/12/2023

Date

**CITY OF BRADY**

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

Chris Hay  
Printed or Typed Name

Associate Vice President / Senior Project Manager  
Title

Erin Corbell  
Printed or Typed Name

City Manager  
Title

**Center Center Meals Served**  
**Director Rosie Aguirre**  
**Monthly Report October 2022-September 2023**

SERVICES	FISCAL YEAR 2022-2023												
	OCT.	NOV.	DEC.	JAN.	FEB.	MARCH	APR.	MAY	JUNE	JULY	AUG.	SEPT.	To Dat
Days Meals Served	20	19	20	21	19	22	21	20	22	22	21	21	24
Average Daily Meals													
Meals @ Sunset Center	454	429	456	461	433	550							
Home Delivered Meals	669	697	692	679	660	989							
Total Meals	1,123	1,126	1,148	1,140	1,093	1,539	-	-	-	-	-	-	
Closed Oct. 12-Columbus Day				Closed Good Friday									
Closed Nov. 26 & 27 for Thanksgiving, Nov. 11 Veteran's Day				Closed Memorial Day			Closed (Labor Day)						
Closed for Christmas				Closed July 4th									
Closed Jan. 1st - New Years Day													
Closed Feb.													

SERVICES	FISCAL YEAR 2021-2022												
	OCT.	NOV.	DEC.	JAN.	FEB.	MARCH	APR.	MAY	JUNE	JULY	AUG.	SEPT.	To Dat
Days Meals Served	22	18	20	22	19	22	21	20	22	22	21	21	25
Average Daily Meals													
Meals @ Sunset Center	521	486	525	453	327	505	406	462	554	465	515	495	
Home Delivered Meals	686	651	672	630	408	769	694	696	704	635	845	682	
Total Meals	1,207	1,137	1,197	1,083	735	1,274	1,100	1,158	1,258	1,100	1,360	1,177	
Closed Oct. 14-Columbus Day				Closed Good Friday									
Closed Nov. 28 & 29 for Thanksgiving, Nov. 11 Veteran's Day				Closed Memorial Day			Closed (Labor Day)						
Closed for Christmas				Closed July 4th									
Closed Jan. 1st - New Years Day													
Closed Feb.													

Brady Municipal Golf Course  
 Monthly Report  
 FY 2023

Item	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	<b>TOTAL</b>
Rounds	368	69	57	95	114	180							883
Green Fees	\$ 2,190.00	\$ 985.00	\$ 886.00	\$ 1,582.00	\$ 1,978.00	\$ 3,305.00							\$ 10,926.00
Membership Rounds	368	197	177	271	277	340							1630
Student Rounds	22	2	9	27	16	154							230
Total Rounds	546	268	243	393	407	674							2531
Trail Fee	0	0											0
Trail Fee Revenues	\$ -	\$ -											\$ -
Cart Rentals	154	61	39	99	83	163							599
Cart Revenue	\$ 2,376.73	\$ 962.05	\$ 704.60	\$ 1,639.56	\$ 1,476.91	\$ 2,926.80							\$ 10,086.65
Cart Shed Rental													
Vending Revenue	\$ 1,103.53	\$ 148.45	\$ 303.62	\$ 778.99	\$ 1,064.50	\$ 1,184.08							\$ 4,583.17
Memberships	71	22	29	24	33	28							207
Membership Fees	\$ 19,860.00	\$ 2,985.00	\$ 1,435.00	\$ 2,345.00	\$ 1,945.00	\$ 1,810.00							\$ 30,380.00
Driving Range	26	17	11	34	49	73							210
Range Revenue	\$ 96.04	\$ 56.16	\$ 44.80	\$ 144.50	\$ 170.97	\$ 322.00							\$ 834.47
Misc.	\$ -												\$ -
<b>Total Revenue</b>	<b>\$ 25,626.30</b>	<b>\$ 5,136.66</b>	<b>\$ 3,374.02</b>	<b>\$ 6,490.05</b>	<b>\$ 6,635.38</b>	<b>\$ 9,547.88</b>	<b>\$ -</b>	<b>\$ 56,810.29</b>					

None of the above figures includes sales tax

Item	FY 2023
Rounds	
Green Fees	
Membership Rounds	
Student Rounds	
Total Rounds	
Trail Fee	
Trail Fee Revenues	
Cart Rentals	
Cart Revenue	
Cart Shed Rental	
Vending Revenue	
Memberships	
Membership Fees	
Driving Range	
Range Revenue	
Misc.	
<b>Total Revenue</b>	<b>\$ -</b>

## GOLF COURSE - 05

Date	Cash Gross Sales	Cash Taxable Sales	Credit Gross Sales	Credit Taxable Sales
3/1/2023	\$26.07	\$26.07	\$92.64	\$42.64
3/2/2023	\$15.91	\$5.91	\$33.63	\$21.63
3/3/2023	\$67.75	\$28.00	\$398.30	\$194.05
3/4/2023	\$283.99	\$144.49	\$431.35	\$233.10
3/5/2023	\$119.76	\$53.51	\$239.37	\$95.62
3/6/2023	\$22.24	\$6.99	\$2.54	\$2.54
3/7/2023	\$104.50	\$50.50	\$66.95	\$44.95
3/8/2023	\$335.81	\$14.56	\$3.00	\$0.00
3/9/2023	\$0.00	\$0.00	\$33.01	\$19.76
3/10/2023	\$31.69	\$16.44	\$100.18	\$71.93
3/11/2023	\$214.73	\$83.48	\$347.49	\$123.74
3/12/2023	\$184.26	\$80.76	\$214.42	\$103.92
3/13/2023	\$5.08	\$5.08	\$37.11	\$28.61
3/14/2023	\$15.39	\$13.39	\$173.60	\$135.60
3/15/2023	\$89.42	\$42.17	\$118.86	\$66.61
3/16/2023	\$134.36	\$88.61	\$306.62	\$242.87
3/17/2023	\$19.94	\$7.94	\$132.14	\$52.14
3/18/2023	\$48.81	\$35.81	\$200.35	\$126.35
3/19/2023	\$129.87	\$94.12	\$120.07	\$50.07
3/20/2023	\$9.07	\$9.07	\$31.92	\$22.92
3/21/2023	\$70.64	\$47.14	\$139.14	\$94.14
3/22/2023	\$133.88	\$87.13	\$79.49	\$50.49
3/23/2023	\$66.80	\$36.30	\$52.09	\$47.09
3/24/2023	\$63.25	\$23.00	\$113.64	\$63.39
3/25/2023	\$227.79	\$127.54	\$433.84	\$208.84
3/26/2023	\$128.56	\$48.81	\$392.00	\$228.50
3/27/2023	\$205.74	\$31.74	\$65.48	\$53.23
3/28/2023	\$3.75	\$0.00	\$9.98	\$9.98
3/29/2023	\$44.57	\$44.57	\$0.00	\$0.00
3/30/2023	\$5.62	\$5.62	\$17.97	\$17.97
3/31/2023	\$78.99	\$29.74	\$150.04	\$64.54
<b>Total</b>	<b>\$2,888.24</b>	<b>\$1,288.49</b>	<b>\$4,537.22</b>	<b>\$2,517.22</b>

Manager Signature

**Total Gross Sales: \$7,425.46**

TO: BRADY CITY COUNCIL  
FROM: STEVE THOMAS, CHIEF OF POLICE  
THROUGH: ERIN CORBELL, CITY MANAGER



**SUBJECT: MONTHLY POLICE REPORT  
FISCAL YEAR 2022-2023**

CALLS 2022-2023	OCT	NOV	DEC	JAN	FEB	MAR	APR
RUNS	72	110	99	107	88	77	
INSURANCE	32	53	58	45	34	22	
ALS	38	61	63	55	49	39	
BLS	27	47	25	37	33	34	
ALS FALL	7	6	7	7	5	3	
BLS FALL	10	17	13	12	8	7	
TRAUMA	20	38	15	21	23	21	
TRAUMA DEATH	1	0	0	0	0	0	
D.O.A.	1	0	1	2	2	5	
M.V.A. CITY	4	0	1	0	2	1	
M.V.A. COUNTY	4	5	1	5	4	2	
FIRE CITY	5	3	8	9	2	4	
FIRE COUNTY	4	2	0	4	4	3	
HELICOPTER	1	1	2	3	4	1	
HELICOPTER REFUSAL	0	1	0	0	0	1	
COUNTY CALLS	17	22	16	26	19	16	
CANCEL	0	3	1	3	2	2	
TRANSFER	0	2	0	0	1	0	
REFUSAL	27	40	23	33	29	31	
GAS LEAK	0	0	0	2	1	1	
MEDICAL ALARM	0	2	1	4	2	2	
FIRE ALARM	1	1	3	1	0	1	
LIFT ASSIST	3	5	0	0	0	0	
OVER 20 MINUTES	25	46	44	33	32	29	
OTHER	0	0	0	0	1	0	
B.V.F.D. CITY	2	3	6	5	0	1	
B.V.F.D. COUNTY	13	2	6	22	10	10	

## 2023 RUNS

Fire/EMS Monthly Reports:	2022	2022	2022	2023	2023	2023	2023	2023	2023	2023	2023	TOTALS
	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep
<u>County calls:</u>	17	22	16	26	15	16						
EMS	13	20	16	20	15	13						
Fire	4	2	0	6	4	3						
Misc.	0	0	0	0	0	0						
County Totals:	17	22	16	26	19	16						
<u>City calls:</u>	55	88	83	81	69	61						
EMS	50	85	75	72	65	57						
Fire	5	3	8	7	2	4						
Misc.	0	0	0	2	1	0						
Transports requested by HOT:	0	2	0	0	1	0						
City Totals:	55	88	83	81	69	61						
<b>Grand TOTAL (City and County Calls):</b>	<b>72</b>	<b>110</b>	<b>99</b>	<b>107</b>	<b>88</b>	<b>77</b>						

<u>BVFD Response to City/County Calls:</u>	2	2	6	27	10	2
EMS	0	0	3	23	6	1
Fire	2	2	3	4	4	1
Misc.	0	0	0	0	0	0
TOTAL:	2	2	6	27	10	2

Wrecks and Transport are counted in the Fire/EMS calls above:

County:	4	5	1	5	4	2
Wrecks	4	5	1	5	4	2
Transport to Hospitals	0	2	2	4	6	4
City:	4	0	1	0	2	1
Wrecks	4	0	1	0	0	1
Transport to Hospitals	1	0	0	0	0	1
BVFD: (respond with City and County calls)	2	0	0	20	0	2
Wrecks	0	5	0	5	0	0
Transport to Hospitals	0	2	0	5	0	0



4-3, 2023

**Building Permit Department**  
**Monthly Report**  
**FY 2022**

Item	FY 18	FY 19	FY 20	FY 21	FY 22	FY 23	Oct.	Nov.	Dec.	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Total
Commercial Acc Structure	0	1	2	1	0														
Commercial Addition	4	1	4	2	1			3		1	1	1							
Commercial Electrical	9	11	12	12	15		2	4	2										
Commercial Gas	3	1	1	0	0														
Commercial Mechanical/HVAC	5	4	7	6	10		3		1										
Commercial Plumbing	10	15	9	21	20		3	2	2		1	1							
Commercial Remodel	3	5	3	5	9				1		1								
Commercial Demolition	1	0	0	1	3				2										
Commercial Sign	5	1	4	1	2		1					1							
Commercial Screening	0	0	0	0	0														
Commercial Cert of Occupancy	6	9	8	14	25		3	3		1									
Customer Service Inspection	6	1	1	1	0														
PZ-Subdivision	0	1	0	0	5														
PZ-Zoning Request	6	1	1	1	7				1		2								
Driveway/ Curb Cut	2	1	0	3	2						1								
Residential Accessory Bldg.	6	2	8	7	11							1							
Residential Additions	6	7	6	2	3		2					1							
Residential Demolition-Owner	1	2	0	0	1			1											
Residential Demolition-City	0	0	0	0	0														
Residential Electrical	51	46	80	61	74		7	4	3	4	5	5							
Residential Fence	11	9	12	13	19		2	1	1		4	3							
Residential Gas	16	16	2	4	1														
Residential Mechanical/HVAC	12	13	28	17	13		1		1	2	1	2							
New Residential Bldg	3	0	1	2	1						1								
Residential Plumbing	31	29	73	65	82		10	8	3	15	7	4							
Residential Remodel	7	10	22	13	24		2	1	2	1	4	4							
Special Use	10	14	14	40	53		7	3	3	5	5	2							
<b>Monthly Total</b>	<b>213</b>	<b>200</b>	<b>299</b>	<b>292</b>	<b>381</b>		<b>43</b>	<b>30</b>	<b>21</b>	<b>31</b>	<b>32</b>	<b>25</b>							

4-3, 2023 *S.D.*

## Code Enforcement Monthly Case Load FY 2022

## Violations

Violation	FY18	FY19	FY20	FY21	FY22	FY23
Background Info Cases	6	0	0	0	0	
Building Code Violations	6	1	0	0	2	
Dangerous Premises	17	1	3	1	11	
Depositing, Dumping, Burning	5	0	4	0	9	
Home Occupation Violation	0	0	0	0	0	
Junk and Unsightly Matter	65	106	65	101	60	
Junked Vehicle, Nuisance	20	85	49	66	52	
Minimum Housing Standards	15	10	0	0	6	
Noise Prohibited, Animals	0	7	5	0	2	
Non-Residential Open Storage	0	0	0	0	0	
Obstruction of Drainageway	0	0	0	0	0	
Permit Required	1	2	0	0	2	
Pool Enclosure	1	0	0	0	0	
Posting Signs on Poles	0	0	0	0	0	
Posting Signs on Public Property	0	0	0	0	0	
Acc. Bldg. prohibited in front yd	0	0	0	0	0	
Refrigerators and Air Tight Containers	1	0	0	0	3	
Residential Open Storage	3	3	2	1	1	
Residential Setbacks	1	0	0	0	0	
Residential RVs - No Residence	1	1	3	0	5	
Sight Visibility	0	0	1	0	0	
Unsanitary Conditions	8	0	3	2	30	
Weeds and Vegetation	49	68	28	43	35	
Abandon Vehicle					2	
Parking in Alley					2	
Parking of Large Trucks, Trailers...					2	
Parking 72 hrs Prohibited					9	
Garbage, Tires					15	
Cover Securely					1	
Meter Tampering/damage fees					2	
Utilities Disc. for Plumbing violations					1	
Keeping Roosters prohibited						
RVs and Travel Trailers No Allowed						
Zoning Ord. Use Regs Violations	2	0	0	0	1	
<b>Monthly Totals</b>	<b>201</b>	<b>284</b>	<b>163</b>	<b>221</b>	<b>253</b>	

Oct.	Nov.	Dec.	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Totals
2	1											
1	2			4	4							
2	6	2		1	10							
1		1	1		5							
	6			3	1							
2												
1	1											
1	2											
1	3	2	1	3	2							
2	3		1	4	9							
1												
1												
2												
1	1											
1												
14	30	5	3	15	32							

## Cases

Open Cases at the start of month	659	611	425	636	476
Complaints	65	11	2	1	18
Pro-Active - Self Initiated	63	168	111	151	131
Total New Cases	127	179	113	151	148
Inspections Preformed					236
Closed Cases	104	238	57	133	173
Citations	19	1	7	4	12
Open Cases at the end of month	683	552	564	621	451

37	33	38	23	18	19				
4	0	2	1	2	6				
1	10	1	0	3	6				
5	10	3	1	5	12				
86	58	30	12	30	35				
9	5	18	6	4	5				
1	4	1	2	0	0				
33	38	23	18	19	26				

Utility Inspections	238	201	187	208	221
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17	12	6	12	6	6							
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**Municipal Court Monthly Report**  
**MARCH 2023**

Criminal Section	Traffic			Traffic Non-Traffic		
	Non-Parking	Traffic Parking	City Ordinance	Penal Code	Non-Traffic State Law	City Ordinance
1. Total Cases Pending First of the Month:	2,883	1	0	1,392	8	86
a. Active Cases	1,738	1	0	980	5	74
b. Inactive Cases	1,145	0	0	412	3	12
2. New Cases Filed	73	0	0	8	1	0
3. Cases Reactivated	36	0	0	2	0	1
4. All other Cases Added	0	0	0	0	0	0
5. Total Cases on Docket	1,847	1	0	990	6	75
6. Dispositions Prior to Court Appearance or Trial:						
a. Uncontested Dispositions	64	0	0	14	0	1
b. Dismissed by Prosecution	0	0	0	0	0	0
7. Dispositions at Trial:						
a. Convictions:						
1) Guilty Plea or Nolo Contendere	2	0	0	0	0	0
2) By the Court	0	0	0	0	0	0
3) By the Jury	0	0	0	0	0	0
b. Acquittals:						
1) By the Court	0	0	0	0	0	0
2) By the Jury	0	0	0	0	0	0
c. Dismissed by Prosecution	0	0	0	0	0	0
8. Compliance Dismissals:						
a. After Driver Safety Course	1					
b. After Deferred Disposition	1	0	0	4	0	0
c. After Teen Court	0	0	0	0	0	0
d. After Tobacco Awareness Course					0	
e. After Treatment for Chemical Dependency				0	0	
f. After Proof of Financial Responsibility	1					
g. All other Transportation Code Dismissals	0	0	0	0	0	0
h. All other Dispositions	0	0	0	0	0	0
10. Total Cases Disposed	69	0	0	18	0	1
11. Cases Placed on Inactive Status	22	0	0	6	0	0
12. Total Cases Pending End of Month:	2,887	1	0	1,382	9	85
a. Active Cases	1,756	1	0	966	6	74
b. Inactive Cases	1,131	0	0	416	3	11
13. Show Cause Hearings Held	2	0	0	2	0	0
14. CasesAppealed:						
a. After Trial	0	0	0	0	0	0
b. Without Trial	0	0	0	0	0	0

Additional Activity	Total
Cases in Which a Fine and Court Costs Satisfied by Community Service	
a. Partial Satisfaction	0
b. Full Satisfaction	7
Cases in Which Fine and Court Costs Satisfied by Jail Credit	0
Cases in Which Fine and Court Costs Waived for Indigency	0
Amount of Fines and Court Costs Waived for Indigency	\$0.00
18. Fines, Court Costs and Other Amounts Collected:	
a. Kept By City	\$16,125.94
b. Remitted to State	\$7,579.90
c. Total	\$23,705.84
Arrest Warrants Issued	28

Civil Section	Total Cases
1. Total Cases Pending First of Month	300
a. Active Cases	256
b. Inactive Cases	44
2. New Cases Filed	2
3. Cases Reactivated	0
4. All other Cases Added	0
5. Total Cases On Docket	258
6. Uncontested Civil Fines or Penalties	0
7. Default Judgments	0
8. Agreed Judgments	0
9. Trial/Hearing by Judge/Officer	0
10. Trial By Jury	0
11. Dismissed for Want of Prosecution	0
12. All Other Dispositions	0
13. Total Cases Disposed	0
14. Cases Placed on Inactive Status	0
15. Total Cases Pending End of Month:	302
a. Active Cases	258
b. Inactive Cases	44
16. CasesAppealed:	
a. After Trial	0
b. Without Trial	0

Juvenile/ Minor Activity	Total
1. Transportation Code Cases Filed	0
2. Non-driving Alcoholic Beverage Code Cases Filed	1
3. Driving Under the Influence of Alcohol Cases Filed	0
4. Drug Paraphernalia Cases Filed	0
5. Tobacco Cases Filed	1
6. Truancy Cases Filed	0
7. Education Code (Except Failure to Attend) Cases Filed	0
8. Curfew	0
9. All other Non-Traffic Fine- Only Cases Filed	0
10. Transfer to Juvenile Court:	
a. Mandatory Transfer	0
b. Discretionary Transfer	0
11. Accused of Contempt and Referred to Juvenile Court	0
12. Held in Contempt by Criminal Court	0
13. Juvenile Statement Magistrate Warning:	
a. Warnings Administered	0
b. Statements Certified	0
14. Detention Hearings Held	0
15. Orders for Non-Secure Custody Issues	0
16. Parents Contributing to Nonattendance Cases Filed	0

**Presiding Judge: Justin Tyler Owens**

Prepared by Court Clerk Valerie Gonzalez  
Official Report Submitted to The Office of Court Administration 04-05-2023