

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 18, 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 Attorney Sharon Hicks. Also in attendance were Nicholas Tuccio, JT Owens, Tony Bucholz, Marisol Bucholz, Kendra Oldham, Anthony Groves, Joe Evridge, DeAnn Evridge, Felix Gomez, Gary Jacobson, Drew Barker, Lynn Farris, James Stewart, Russ McElrath and James Griffin.

**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**

Drew Barker gave the invocation, and Council Member May recited the Pledge of Allegiance.

**3. PUBLIC COMMENTS**

Nicholas Tuccio with NextLink spoke to the council requesting support while the company is applying for grants through the state for funding to bring broadband into underserved rural areas.

**4. CONSENT AGENDA**

- A. Approval of Minutes for 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

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:**

- Second Quarter Financial Report – FY23 – Lisa McElrath presented to Council.
- Pinning / Swearing in of Police Chief Randy Batten. Municipal Court Judge J. T. Owens swore in Police Chief Batten

**6. PUBLIC HEARINGS AND INDIVIDUAL CONCERNS ON 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.

Public Hearing was opened at 6:09 p.m. James Stewart spoke in support of the project. Public Hearing was closed at 6:10 p.m.

- 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.

Public Hearing was opened at 6:10 p.m. There were no public comments. Public Hearing was closed at 6:11 p.m.

## 7. INDIVIDUAL CONCERNS

- A. Discussion, consideration and possible action to approve the second and final reading of Ordinance 1354 to amend the Brady Economic Development Corporation FY23 budget. Erin Corbell presented. Council Member Sutton moved to approve the second and final reading of Ordinance 1354. Seconded by Council Member Elliston. All Council Members voted "aye" and none "nay". Motion passed with a 5 – 0 vote.
- B. Discussion, consideration and possible action regarding the **first reading of Ordinance 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. Erin Corbell presented. Council Member Land invited the Evridges to speak to the council about the scope of their project. Felix Gomez told the council he had DJ'd the first wedding that was held at the venue last weekend and it exceeds other venues that he's been able to DJ. Council Member May moved to approve the first reading of Ordinance 1355. Seconded by Council Member Sutton. All Council Members voted "aye" and none "nay". Motion passed with a 5 – 0 vote..
- C. Discussion, consideration and possible action 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. Erin Corbell presented. Council Member May moved to approve the first reading of Ordinance 1356. Seconded by Council Member Elliston. All Council Members voted "aye" and none "nay". Motion passed with a 5 – 0 vote.
- 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. Steven Miller presented. Council Member Elliston asked why there was such a big difference in the bids received. Chris Hay informed council that the biggest issue is cost of supplies and availability of crews. Council Member Land asked for a timeline for start of work. He acknowledge the time to execute contracts and other contributing factors, that it will be at minimum 200 days. Council Member Land moved to award lowest responsive bid as described herein, to Bo Simon, Inc., Canyon, TX in the amount of \$1,290,793.00. Seconded by Council Member May. All Council Members voted "aye" and none "nay". Motion passed with a 5 – 0 vote.
- 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. Steven Miller presented. Council Member Elliston moved to authorize the City Manager to execute Engineering Agreement Amendment No. 2 with Enprotech/Hibbs & Todd, Abilene, Texas, in the amount of \$106,000.00. Seconded by Council Member Huffman. 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:**

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

There were no announcements.

## 10. EXECUTIVE SESSION

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

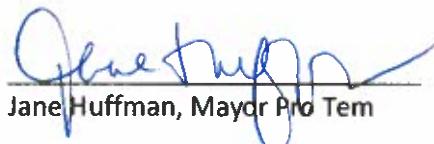
- Pursuant to Section 551.071 (Consultation with Attorney), the City Council will consult with the City Attorney about pending or contemplated litigation or on a matter in which the duty of the attorney to the City under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly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

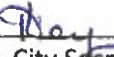
## 11. OPEN SESSION ACTION ON ANY ITEMS COMING OUT OF EXECUTIVE SESSION

## 12. ADJOURNMENT

There being no further business, Mayor Pro Tem Huffman adjourned the meeting at 6:30 p.m.



Jane Huffman, Mayor Pro Tem

Attest:   
Tina Keys, City Secretary