

STATE OF TEXAS

COUNTY OF McCULLOCH

CITY OF BRADY

The City Council of the City of Brady, Texas met in a Rescheduled Regular Meeting on Tuesday, July 16, 2024 at 6:00 p.m. with Mayor Anthony Groves presiding. Council Members present were Missi Elliston, Felix Gomez, Jeffrey Sutton, Terry Phillips and Gabe Moreno. City staff present were City Manager Erin Corbell, Public Works Director Steven Miller, Finance Director Lisa McElrath, Police Chief Randy Batten, Fire Chief Lloyd Perrin, City Attorney Sharon Hicks and City Secretary Tina Keys. Also in attendance were Daniel Mendoza, Russ McElrath, Lloyd Newton, Annita Ellison, Shiela Hemphill, Charles Bush, R.S. Bush, James Griffin and Charles Hodges.

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

Mayor Groves called the meeting to order at 6:00 p.m. Council quorum was certified.

2. INVOCATION AND PLEDGE OF ALLEGIANCE

Council Member Phillips gave the invocation, and the Pledge of Allegiance was recited

3. PUBLIC COMMENTS

Sheila Hemphill – asked council not to approve awarding the contract for the comprehensive plan and allow a report to be processed of the last comprehensive plan. Also, regarding the old hospital lot, public notice for P & Z hearings was not posted and said she received her notice yesterday and it's not dated. It doesn't tell her how she is to oppose anything happening at the meeting. She asked Letha to provide her with language from Ordinance 10.6 section D which discusses vaguely the Planning and Zoning Process. Shiela referred council to her handout regarding notice to property owner and cited state code much of which was not in notice she received. Notification of how to file objections would be helpful too. The meeting was not posted on the website, and she didn't receive the notice in time to attend the meeting originally scheduled for the 16th. Hemphill asked how anyone can have an objection when we don't really know anything. Her concern right now is they want to put 6 houses in one block, and this is a historical area. Attorney Hicks said the zoning ordinance would say how many houses can be put on a block.

4. CONSENT AGENDA

- A. Approval of Minutes for Rescheduled Regular Session Meeting on July 10, 2024.
- B. Discussion, consideration and possible action to authorize the sale of alcoholic beverages at Richards Park for the 50th World Championship BBQ Goat Cook-off on August 30, 2024 through August 31, 2024.
- C. Discussion, consideration and possible action regarding the temporary closure of Memory Lane as well as Sixth Street at Parkview and 11th Street where it intersects with 6th Street on Friday, August 30, 2024 and ending Sunday, September 1, 2024 and a noise variance starting at 8:00 p.m. on Friday August 30, 2024 until midnight on Saturday, August 31, 2024 for the concerts that will go along with the 50th Annual World Championship BBQ Goat Cook-off.

Council Member Moreno asked what alcohol will be served. Daniel Mendoza said Daquiris To Go will sell wine based daquiris and TapVille will be selling beer. Council Member Sutton asked if attendees can bring their own alcohol. Daniel said yes.

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

5. PRESENTATIONS:

- Comprehensive Plan – Verdunity – AJ Fawver and Maddie Capshaw presented to Council
- Third Quarter Financial Report – FY 24 – Lisa McElrath presented to Council

6. PUBLIC HEARINGS AND INDIVIDUAL CONCERNS ON PUBLIC HEARING

There were no public hearings

7. INDIVIDUAL CONCERNS

- A. Discussion, consideration and possible action regarding awarding contract for Comprehensive Plan and Parks Master Plan to Verdunity, Inc. Erin Corbell said we received proposals from three companies and ranked them and chose Verdunity. Staff recommends moving forward. Council Member Elliston moved to approve the proposal package from Verdunity for the Comprehensive and Parks Master Plan update in the amount of \$95,733. Seconded by Council Member Sutton. All Council Members voted “aye” and none “nay”. Motion passed with a 5 – 0 vote.
- B. Discussion, consideration and possible action directing staff regarding Interlocal Agreement with the City of Melvin for EMS services. Erin Corbell said the City of Melvin indicated they do not intend to sign agreement and they do not intend to pay. Corbell said if we hold them the same as the county, then we will cease service. Council Member Phillips asked why Melvin will not sign agreement or pay. Corbell said finances are a major concern but they also state that we can't cease to provide service so they don't believe that will happen. Council Member Phillips said we can refuse service. Erin Corbell said that is correct, we are not required to travel 18 miles out of town to provide EMS services. Council Member Phillips asked if the hospital has ambulances. Corbell said yes, but they are for transfers and are not a primary 911 provider. Shiela Hemphill asked if the county has EMS services and Corbell said yes as of now they do. Mayor Groves said the county said they are not paying EMS service in Melvin. Shiela Hemphill asked if they could pay for calls for services on an individual basis. Erin reviewed the numbers. Attorney Hicks said pay as you go is not a viable solution. Council Member Gomez said we have had a workshop with the county and Melvin. We offered communication with all parties. Council Member Moreno said they've known the amount for a while and have had time to work it out. The \$14,700 would be the bill sent to them if there was an agreement. Council Member Phillips said Brady taxpayers cannot pay for EMS services for county residents. Shiela Hemphill said Brady receives sales tax. Council Member Moreno said the county used to pay Melvin's portion, but they won't continue to pay because Melvin is incorporated. He agrees with Erin that we need to do with one entity with what we're doing with the other. Mayor Groves said we would have to decide at what point do we discontinue service. The county is paid for until the end of the fiscal year. If somebody calls for service and they're outside Melvin it would be on the county's dime. Council Member Elliston said we agree what we do for one entity, we do for the other. Erin Corbell said we can put it on the agenda for the 6th for formal action. The first week of October she reviews all the fire EMS call sheets and breaks them down and takes out those in the city limits and verifies on the appraisal district and then maps it to get location distance. Council Member Elliston said we have discussed and agreed to continue moving forward with the City Manager's formula. Charlie Bush asked what if somebody who lived in the city is out at Jacoby's eating and gets hurt or sick, would we not respond? Mayor Groves said there are parts of the state of Texas that have no ambulance service. We provide service in the county under a contract. There will be publications that you won't get ambulance service after the 30th of September from Brady EMS. They can get that service from somewhere else. It is the council's obligation not to spend city money on a county expense. Council Member Elliston moved to table until August 6th. Seconded by Council Member Sutton. All Council Members voted “aye” and none “nay”. Motion passed with a 5 – 0 vote.

8. STAFF REPORTS

- A. Monthly Financial / Utility Reports**
- B. Monthly Activity Reports:** Seniors, Golf, BPD, Fire-EMS Calls, BVFD Expense Report, Animal Control, Airport, Code Enforcement, Municipal Court
- C. Upcoming Special Events/Meetings:**

July 18	Budget Work Session
July 23	Budget Work Session
July 23	Employee Pool Party, 6:00 p.m.
July 25	Budget Work Session (if needed)
August 6	Regular City Council Meeting, 6:00 p.m.
August 20	Regular City Council Meeting, 6:00 p.m.
August 20	Happy Birthday Terry Phillips
August 21	Happy Birthday Tony Groves

9. ANNOUNCEMENTS

Erin Corbell said the old railroad building on N Bridge St. is set for demolition by the railroad, the security fencing is up, that is scheduled with completion by August 16th.

Council Member Phillips said Erin Corbell and Attorney Hicks have been tenacious. We put down stringent fines that they're going to have to pay. They've done a great job. It was a frustrating thing.

Charles Hodges asked if the fines go into the general fund. Corbell said some will go into court security fund and some into general fund.

Shiela Hemphill asked about fire service in Melvin. Erin Corbell said fire is not included. It's EMS service only. Council Member Elliston said they don't include any fire costs in what is billed to the county because the volunteer fire departments assist us.

10. EXECUTIVE SESSION

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

- Pursuant to Section 551.071 (Consultation with Attorney), the City Council will consult with the City Attorney about pending or contemplated litigation or on a matter in which the duty of the attorney to the City under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act;
- Pursuant to Section 551.074 (Personnel Matters) City Council will meet to deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee: Police Chief
- 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: Fire Station

Regular Session recessed at 7:09 p.m. Executive Session opened at 7:22 p.m. and closed at 9:23 p.m. Regular Session resumed at 9:24.

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

No action was taken as a result of Executive Session

12. ADJOURNMENT

There being no further business, Mayor Groves adjourned the meeting at 9:25 p.m.

Anthony W Groves

Anthony Groves, Mayor

Attest:

Tina Keys

Tina Keys, City Secretary