

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, August 6, 2024 at 6:00 p.m. with Mayor Anthony Groves presiding. Council Members present were Missi Elliston, Felix Gomez, Terry Phillips and Gabe Moreno. City staff present were City Manager Erin Corbell, Public Works Director Steven Miller, Finance Director Lisa McElrath, Fire Chief Lloyd Perin, Police Chief Randy Batten, Airport Manager Scott Griffin, and City Secretary Tina Keys. Also in attendance were James Griffin, Kenneth Charles Bush, R. S. Bush, Zach Jones, Jim Lero, Patrick Tharp, Kenneth Loewrigkeit Andy Robinson, Andrew Robinson and Charles Hodges. Council Member Elliston was present before the meeting but had to leave before a quorum was certified and returned during the meeting.

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

There were no public comments

4. CONSENT AGENDA

- A. Approval of Minutes for Regular Meeting on July 17, 2024 and Budget Work Session Meetings on July 16, 18 and 23, 2024
- B. Approval of a noise variance for TinMan Memorial Motorcycle Rally to be held at Brady Lake Gun Range on October 18th and 19th until 1:00 a.m. both days as requested by Philip Cruts and the Iron Horse Motorcycle Club.
- C. Approval of a noise variance for a graduation/18th birthday party to be held on August 10, 2024 at Willie Washington Park until 1:00 a.m. as requested by Guadalupe Banda.

Council Member Moreno moved to approve the Consent Agenda. Seconded by Council Member Phillips. All Council Members voted "aye" and none "nay". Motion passed with a 3 – 0 vote.

5. PRESENTATIONS:

- FY25 Proposed Budget – Lisa McElrath presented to Council.

6. PUBLIC HEARINGS AND INDIVIDUAL CONCERNS ON PUBLIC HEARING

Public Hearing to receive comments for a request for a zoning change from Commercial District to Single Family Residential for property located at 1304 S. High Street, Jones Subdivision, Block 7, Lots 1 – 6

Public Hearing was opened at 6:07 p.m. There were no comments.

Public Hearing was closed at 6:08 p.m.

7. INDIVIDUAL CONCERNS

- A. Discussion, consideration and possible action consideration and possible action to approve the **first reading of Ordinance 1381** of the City of Brady, Texas granting a zoning change from Commercial District to Single Family Residential for property located at 1304 S. High Street, Jones Subdivision, Block 7, Lots 1 – 6. Erin Corbell presented. Council Member Phillips moved to approve the first reading of Ordinance 1381. The motion was seconded by Council Member Moreno. All Council Members voted “aye” and none “nay”. Motion passed with a 3 – 0 vote.
- B. Discuss and conduct a record vote FOR or AGAINST the proposed 2024 tax rate. Lisa McElrath presented and said the proposed tax rate is the no new revenue tax rate. Zane Brandenburger calculated those rates which is 0.342092 per \$100 evaluation. Council Member Moreno said the no new revenue tax rate is not raising taxes. Lisa agreed and said it will not raise new tax revenue for the city. Erin Corbell said property values may have gone up so you may pay more taxes on your property but the city is not raising tax rates.
Missi Elliston – not present
Gabe Moreno - FOR
Jeffrey Sutton – not present
Felix Gomez – FOR
Terry Phillips - FOR
Three Council Members voted “For” and none “Against”.
- C. Discussion, consideration and possible action allowing Lone Star Flattrack Association to use G. Rollie White Downs October 29 – 30, 2024 for flattrack motorcycle race series. Erin Corbell presented and said the correct dates should be October 19th and 20th, 2024. Erin said representatives from Lone Star are in attendance. They walked around the facility. They would like to bring that event back to G. Rollie White. We have a 5/8 mile track which is a unique track size. Ken Loewrigkeit said he is the president and introduced others that were present. Mr. Loewrigkeit said flat track motorcycle racing is the only true American motorcycle racing sport. They've been a part of this sport for a long time and want it to grow. They're focusing heavily on youth and veterans. It's a family event. They want to build a relationship and make Brady a premier track. There is so much that can be done with that track. It's a great opportunity for the association and the City. Council Member Moreno asked about the restrooms. Erin said they will bring in port a potties for now. Council Member Moreno asked about the bleachers. Erin said they are in pretty good shape. Council Member Phillips asked if they will be charging an admission fee for spectators. They said yes, to keep the association running. They charge \$10 flat fee. They aren't looking to make a lot of money. They want to build the association. Council Member Phillips asked if they will allow food trucks. Ken said yes, absolutely.
- **Council Member Elliston returned to the meeting at 6:22 p.m.**
Council Member Phillips asked if we will have an agreement with them so we don't assume any liability. Erin said yes and Ken said they have their own waivers. Mayor Groves said when we had races before, there was a tendency for people to come around on 11th street and park and watch. If they have a person or a sign that said “it's only \$10, come in”, it could probably solve that problem. Council Member Gomez moved to approve the use of the track for flattrack motorcycle races on October 19 – 20, 2024. Seconded by Council Member Phillips. All Council Members voted “aye” and none “nay”. Motion passed with a 4 – 0 vote.

D. Discussion, consideration and possible action directing staff regarding an Interlocal Agreement with the City of Melvin for EMS services. Erin Corbell presented and said she would request December 31st as the final date. If we go with FY year end, that only gives 45 days notice, less than 60 days. Council Member Elliston agreed to give them a little cushion. Council Member Moreno moved to authorize the City Manager to author a letter to the City of Melvin regarding a final date of December 31st to receive EMS services from the City of Brady. Seconded by Council Member Elliston. All Council Members voted “aye” and none “nay”. Motion passed with a 4 – 0 vote.

E. Discussion, consideration and possible action regarding potential amendment to FY25 budget as requested by Mayor Groves. Mayor Groves wanted to wait to discuss.

F. Discussion regarding landfill closure. Erin Corbell said this item was requested by Shiela Hemphill at a previous meeting. At that time, Ms. Hemphill had also requested several documents including contracts for customers. There are no contracts, each customer pays the same which is by the ton. There are no responsive documents to that request. Someone said our landfill has been at capacity for years. Our landfill is not at capacity. We have 10 – 15 years left. What limits us is the annual tonnage allowed by TCEQ. Erin referred council to a chart that was handed out. Since 2013 with the exception of 2020, we have been under that tonnage limit. In 2020 was when the old hospital burned down and that’s what caused us to exceed the tonnage limit. Council Member Phillips asked if all of the debris from the railroad building cleanup went to Brownwood? Erin said yes, and that was paid for by the railroad company. Erin said demolition at the old high school, at the beginning some did go to our landfill but then moved to Brownwood. Council Member Moreno asked what the increase was due to. Erin said demolitions, storm damage, when there was a lot of rain in April, pit 4 got a lot of water that we were trying to pump out. A lot was diverted to pit 1 at that time. Jim Lero said companies in town that cut trees, is that going to out the landfill where we put our waste? Erin said it goes to pit 4 for construction material not pit 1 which is for household. For a time, some pit 4 material was rerouted to pit 1 which can handle pit 4 materials but primarily it goes to pit 4. Mr. Lero asked if there has been an investigation into some other options for that material. Where he came from a company came in and chipped it up for mulch. He asked if that is something we could look into. Steven Miller said we would have to look into how to implement it and how to pay for it. It’s difficult to change. Mr. Lero said tires into the landfill is a lot of weight. Steven Miller said we stopped receipt of those while we get through this tonnage crisis. Jim Lero said the city should put something out clarifying that the landfill is not closed, only to the county and people outside the city.

8. STAFF REPORTS

A. Upcoming Special Events/Meetings:

August 20	Regular City Council Meeting, 6:00 p.m.
August 20	Happy Birthday Terry Phillips
August 21	Happy Birthday Tony Groves
August 29	Annual Employee Appreciation Goat Cook-off Luncheon – Richards Park
Sept 2	Labor Day Holiday, City offices closed, altered trash schedule

Sept 3	Regular City Council Meeting, 6:00 p.m.
Sept 17	Regular City Council Meeting, 6:00 p.m.

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:
- 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 / Golf Cart Sheds
- 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: Fire Chief

Regular Session was recessed at 6:47 p.m. Executive Session opened at 7:00 p.m. and closed at 9:00 p.m.
Regular Session resumed at 9:00 p.m.

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

There was discussion about reallocating the \$200,000 budgeted for golf cart sheds in budget work sessions to fire station facility. Mayor Groves requested it be moved. Council Member Moreno moved to leave the money for golf card sheds. The motion was seconded by Council Member Gomez. Three Council Members voted “aye” with one council member, Elliston voting “nay”. Motion passed with a 3 – 1 vote. Mayor Groves announced his intent to veto the ordinance which forces a 2/3 vote to override the veto.

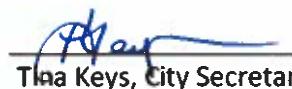
12. ADJOURNMENT

There being no further business, Mayor Groves adjourned the meeting at 9:15 p.m.



Anthony Groves, Mayor

Attest:


Thia Keys, City Secretary