



## CITY OF BRADY COUNCIL AGENDA REGULAR CITY COUNCIL MEETING SEPTEMBER 17, 2024, 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. September 17, 2024**, 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.

Tony Groves,  
Mayor

Terry Phillips  
Council Member Place 1

Missi Elliston  
Mayor Pro Tem  
Council Member Place 2

Jeffrey Sutton  
Council Member Place 3

Felix Gomez, Jr.  
Council Member Place 4

Gabe Moreno  
Council Member Place 5

Erin Corbell  
City Manager

Tina Keys  
City Secretary

Lloyd Newton  
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.

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

### **2. INVOCATION & PLEDGE OF ALLEGIANCE**

### **3. PUBLIC COMMENTS: Reserved for items NOT listed on the agenda**

*Please limit individual public comments to three (3) minutes. In accordance with TX AG opinion, any public comment addressing items not on the agenda, will only be heard by the City Council. No formal action, deliberation, discussion, or comment will be made by City Council. State Law prohibits any deliberation or decisions regarding items presented in public comments. City Council may only make a statement of specific factual information given in response to the inquiry; recite an existing policy; or request staff to place the item on an agenda for a subsequent meeting.*

### **4. CONSENT AGENDA: Reserved for routine items to save time**

*Any item may be removed from the Consent Agenda at the request of a Council Member and considered separately following the Consent Agenda approval. All items listed on the Consent Agenda are to be with one motion "Move to approve Consent Agenda."*

A. Approval of Minutes for Regular Session Meeting on September 3, 2024.

### **5. PRESENTATIONS:**

- Rural Water Assistance Fund - TWDB

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

- Public Hearing to receive comments from the public regarding a zoning change request from Multi-Family District to Single Family Residential District for property located at 1305 S. College Street, Jones Subdivision, Block 7, Lots 7 – 12.
- Public Hearing to receive comments from the public for a zoning change from Commercial District to Single Family Residential District for 1404 S. High St., in the Jones Subdivision, Block 14, Lots 1-2.

## 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 consideration and possible action regarding the **second and final reading of Ordinance 1384** of the City of Brady, Texas to adopt the FY 2025 Budget.
- B. Discussion, consideration and possible action consideration and possible action regarding the **second and final reading of Ordinance 1385** of the City of Brady, Texas to adopt the 2024 Property Tax Rate.
- C. Discussion, consideration and possible action consideration and possible action regarding the **second and final reading of Ordinance 1386** of the City of Brady, Texas adopting the Utility Rates and Fee Schedule for City Services.
- D. Discussion, consideration and possible action regarding the **first reading of Ordinance 1388** of the City of Brady, Texas, granting a zoning change from Multi-Family District to Single Family Residential District for property located at 1305 S. College Street in the Jones Subdivision, Block 7, Lots 7-12.
- E. Discussion, consideration and possible action regarding the **first reading of Ordinance 1389** of the City of Brady, Texas, granting a zoning change from Commercial District to Single Family Residential District for 1404 S. High St., in the Jones Subdivision, Block 14, Lots 1-2.
- F. Discussion, consideration and possible action to approve the lease purchase of an 816 Compactor from Warren CAT of San Angelo, TX in the amount of \$624,591.56.
- G. Discussion, consideration and possible action to approve **Resolution 2024-016** authorizing the City Manager to execute a lease-purchase contract with Caterpillar Financial Services Corporation for the use of an 816 Caterpillar Compactor.
- H. Discussion, consideration and possible action regarding approval of **Resolution 2024-017** to request financial assistance from the Texas Water Development Board (TWDB) under the Rural Water Assistance fund (RWAF) for securing funding for replacement of dilapidated or undersized waterlines, irrigation lines and appurtenances; to authorize the officers, staff and consultants to file an application and other documents for financial participation in the program; and making certain findings in connection therewith.

## 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:**

Oct. 1	Regular City Council Meeting, 6:00 p.m.
Oct. 1	National Night Out
Oct. 14	Columbus Day Holiday – City Offices Closed, Altered Trash Schedule
Oct. 15	Regular City Council Meeting, 6:00 p.m.
Nov. 5	Regular City Council Meeting, 6:00 p.m.
Nov. 11	Veteran’s Day Holiday – City Offices Closed, Altered Trash Schedule
Nov. 19	Regular City Council Meeting, 6:00 p.m.
Nov. 28	Thanksgiving Holiday, City Offices Closed, Altered Trash Schedule
Nov. 29	After Thanksgiving 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:
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## 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.*

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*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.