

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, February 18, 2025 at 6:00 p.m. with Mayor Anthony Groves presiding. Councilmembers present were Missi Elliston, Gabe Moreno and Felix Gomez. City staff present were Interim City Manager Barbara Holly, Finance Director Lisa McElrath, Public Works Director Steven Miller, Police Chief Randy Batten, Airport Manager Scott Griffin, Streets Superintendent Manny Perez, Golf Superintendent R. S. Bush, Airport Line Service Jaden Townsend, City Attorney Sharon Hicks, and City Secretary Tina Keys. Also in attendance were Curtis Owens, Charles Bush, Daniel Mendoza, James Stewart, Charles Hodges, Marlina Brown, Tommy Cano, Cindy Ramirez, Brenda Molina, and Naomi Garite.

#### **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**

Mayor Groves 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 Work Session Meeting on February 1, 2025, and Regular Session Meeting on February 4, 2025 and Work Session Meeting on February 11, 2025.

Councilmember Elliston moved to approve the Consent Agenda as amended by adding James Stewart was selected as City Manager. Seconded by Councilmember Gomez. All Councilmembers voted "aye" and none "nay". Motion passed with a 3 – 0 vote.

#### **5. PRESENTATIONS:**

- Product Comparison Asphalt Patch Trucks – Steven Miller presented to Council. Miller said staff is still recommending we proceed with the Pro Patch. Councilmember Moreno said he sees a big difference between one operator and four operators, and said they were told one machine we have isn't being used because of a lack of personnel. Miller said the streets department is now a fully staffed crew. Councilmember Elliston asked how many people work in the Streets department. Manny said four plus him; they are always having to do other things. Their focus should be on the roads, but they do a little bit of everything. Councilmember Elliston asked Manny asked what their main job is. Manny said roads, trim trees, clear storm drains; special events takes a lot of time away from what they need to be concentrating on. Councilmember Moreno said if one person can do patch work all day long, it will benefit the City more vs waiting for four people who are not being pulled other places. Manny said the difference is the compacting. He tried to talk to other people to see how the machine actually works, but nobody called him back, so we don't really know much about this. Councilmember Elliston asked if we go with the one man truck, would you still have to go back and compact it. Manny said yes. Councilmember Moreno said we brought this up so we can free up people to work on our roads. This would be a way to have one person working on the roads. Miller said we have a broken-down patch truck. We don't have the tools to do pothole patching right now. They are excited to get a product they know how to use and get after it. Councilmember Gomez asked if the one we have is 17 years old. Manny said it's a 2006. Miller said it's

worn out. Mayor Groves said if we don't have feedback from somebody actually using the P5, is this action necessary tonight or can we wait and find somebody and see what they think. Miller said it's all timing. City Attorney Hicks asked how long the bid is open. Miller said we got a preliminary quote because we went through BuyBoard. Interim City Manager Holly said when this was done in budget, it was to replace what they currently have. The salesman just threw down a flyer on Taylor's desk and asked if we've looked at it. Taylor said no because it was in the middle of getting costs for Pro Patch truck. Miller said it's over budget. Councilmember Gomez said if it was the newer Pro Patch, could you have a smaller crew than four. Manny said new would probably drop it down to three freeing up one man. Miller said the P5 may be a bust or the greatest thing. We don't know. Councilmember Elliston said she would like to hear from other people who are using it.

- 2025 Transportation Alternatives Set-Aside – Steven Miller presented to Council. Councilmember Elliston asked if the money is just for the north side. Miller said yes, it's just for this project. Miller handed out the Advance Funding Agreement that we would be signing and said we will have a resolution that ties to the agreement. We do have some gas meter locations that need to be relocated. The project is back five feet sidewalk. We're going to have to ask Frontier to move one or two poles but that's typical.
- Golf Superintendent Annual Report – R. S. Bush presented. Councilmember Gomez thanked Rusty for all he is doing out there. Councilmember Moreno asked what BGA is helping us with. Rusty said we go 50/50 on machines, they gave some money for the fence. Councilmember Elliston said BGA is typically very involved in making improvements. Charlie Bush said he has been with BGA for a long time. There is hardly anything they denied the previous superintendents here; hardly ever did they ask for anything. They've done \$100,000 irrigation. If they show the BGA that they need it, that's what they're there for, to put back into the golf course and grow young people into the golf course. If they have a workday, all they have to do is ask and people show up. Councilmember Elliston said the BGA has always been great. Charlie Bush said they want the golf course to grow into what it used to be and can be again. Interim City Manager Holly said she appreciates how proactive Rusty is; he is always presenting good ideas.

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

There were no public hearings.

## 7. INDIVIDUAL CONCERNS

- A. Discussion, consideration and possible action to award the purchase of one (1) Pro Patch TCM 425-100 Patch Truck from Doggett Freightliner of South Austin in Austin, Texas in the amount of \$246,377.65. Lisa McElrath presented. Councilmember Gomez thanked Lisa for bringing this item back and apologized for last minute request. Councilmember Gomez said he was looking on YouTube to find out what the Pro Patch 5 actually does and said he thinks our potholes need the compaction. For the extra \$62,000, it's going to take a lot of material to fill a lot of those. It just sprays it. Councilmember Moreno said he would still like to call someone who has used it and give us an opinion on how well it does. He would like to see the pros and cons. Three employees difference is a big difference. Councilmember Elliston asked if we are at a deadline on pricing. Lisa said usually there is a limitation on how long the quote is good for. As far as financing, the bank that won the bid the last time said they could hold the rates, but they could be changed if we don't accept tonight. Councilmember Gomez said we want to get this taken care of ASAP. The workers are more comfortable with the Pro Patch; it seems like the other one has a lot of electronics so it could take a lot of time to learn how to work it. He thinks a new updated one could be more efficient than the 20 year old one was. Councilmember Gomez said the Pro Patch seems to be more user friendly. Mayor Groves said

he agrees with Councilmember Moreno and said he doesn't think we know enough about the other one and would like to table to give them a chance to find somebody who is using it. His recommendation would be to table until next meeting. Councilmember Moreno moved to table. Seconded by Councilmember Elliston. Two Councilmembers voted "aye" and one, Councilmember Gomez voting "nay". Motion passed with a 2 - 1 vote. Councilmember Moreno moved to amend motion to table item B as well. Seconded by Councilmember Elliston. All Councilmembers voted "aye" and none "nay". Motion passed with a 3 – 0 vote.

- B. Discussion, consideration and possible action regarding approval of Resolution 2025-002 to enter into a finance contract with Government Capital for the purpose of procuring (1) Asphalt Patch Truck (\$246,377.65). Item was tabled with item A.
- C. Discussion, consideration and possible action to award the purchase of one (1) JOHN DEERE 444G-Tier Wheel Front End Loader from Yellowhouse Machinery Co. in San Angelo, Texas in the amount of \$165,825.00. Lisa McElrath presented. Councilmember Moreno asked if it was approved in our budget. Interim City Manager Holly said yes. Councilmember Elliston moved to award the purchase of one (1) John Deere 444 G-Tier Wheel Front End Loader from Yellowhouse Machinery Co., an authorized John Deere vendor under Sourcewell contract #0011723-JDC, located in San Angelo, Texas, for a total price of \$165,825.00. Seconded by Councilmember Moreno. All Councilmembers voted "aye" and none "nay". Motion carried with a 3 – 0 vote.
- D. Discussion, consideration and possible action regarding approval of Resolution 2025-005 to enter into a finance contract with Government Capital for the purpose of procuring (1) Front end loader (\$165,825). Lisa McElrath presented to Council and said this purchase was approved in the budget with the caveat that we would finance. Councilmember Elliston moved to approve Resolution 2025-005 to enter into a finance contract with Government Capital Corporation for a total principal amount not to exceed \$165,825.00. Seconded by Councilmember Moreno. All Councilmembers voted "aye" and none "nay". Motion passed with a 3 – 0 vote
- E. Discussion, consideration and possible action to award the purchase of one (1) S Series SVL972HFC Compact High Track Loader (skid steer) from Abilene Equipment Center, LLC in Abilene, Texas in the amount of \$74,660.38. Lisa McElrath presented. Councilmember Gomez moved to award the purchase of one (1) S Series SVL972HFC Compact High Track Loader to Abilene Equipment Center, LLC, located in Abilene, Texas, under BuyBoard contract number CE #685-22 for a total price of \$74,660.38. Seconded by Councilmember Elliston. All Councilmembers voted "aye" and none "nay". Motion carried with a 3 – 0 vote.
- F. Discussion, consideration and possible action regarding approval of Resolution 2025-006 to enter into a finance contract with Government Capital for the purpose of procuring (1) High Track Loader \$74,660.38). Lisa McElrath presented to Council. Councilmember Elliston moved to approve Resolution 2025-006 to enter into a finance contract with Government Capital corporation for a total principal amount not to exceed \$74,660.38. Seconded by Councilmember Moreno. All Councilmembers voted "aye" and none "nay". Motion passed with a 3 – 0 vote.

G. Discussion, consideration and possible action to award the purchase or one (1) AT40-G Bucket Truck from Global Rental Co., Inc. a Sourcewell approved vendor, located in Waxahachie, Texas in the amount of \$181,240.00. Lisa McElrath presented and said it was approved in the budget. Councilmember Moreno moved to award the purchase of one (1) AT40-G 4x4 Small Bucket Truck from Global Rental Co., Inc., an authorized Altec vendor under Sourcewell contract #040924-ALT for a total cost of the equipment is \$181,240.00 Seconded by Councilmember Elliston. Felix asked if it was a supplemental request. Lisa said it was under the base budget. All Councilmembers voted “aye” and none “nay”. Motion carried with a 3 – 0 vote.

H. Discussion, consideration and possible action regarding approval of Resolution 2025-007 to enter into a finance contract with Government Capital for the purpose of procuring (1) bucket truck (\$181,240.00). Lisa McElrath presented. Councilmember Elliston moved to approve Resolution 2025-007 to enter into a finance contract with Government Capital Corporation for a total principal amount not to exceed \$181,240.00. Seconded by Councilmember Gomez. All Councilmembers voted “aye” and none “nay”. Motion carried with a 3 – 0 vote.

I. Discussion, consideration and possible action regarding EMS response in Melvin. Barbara Holly presented and said the current agreement expired in December, so we asked the mayor of Melvin to come back to talk to Council. Their current resolution says they cannot pay for it. Mayor Groves said we have to set a policy as to what we are going to do about Melvin. We have been told Melvin won’t pay. The question he would ask is, do you refuse service to Melvin since they won’t pay for it. Mayor Groves said he suggested making a statement that says our policy is on a case by case basis to bill Melvin, but since these are after the case and the policy would be for the future, if the service is not going to be paid for, what we had done in the past with the county is say we won’t deliver service and asked what Council wants to do. Councilmember Moreno said it’s very difficult. The county was paying it before and they chose not to pay it. Melvin has not given us an alternative or asked what they can do. Melvin Mayor Marelina Brown said the county has paid it up until the last contract, and when they were signing the contract the county said to make sure Melvin was taken out. She said she has papers when Melvin asked for help and she has paperwork that says the county shall provide it, but they will not. They have had a lot of difficulties in the last few years. Councilmember Moreno said we understand and sympathize with the city of Melvin, but we are not in a position to not allow one entity but allow another. We should have never been put into this position. Mayor Brown said they came up with the resolution saying the citizens are responsible for their bill. Councilmember Moreno said if we allow Melvin to do that, then we would have to let the county do that too. Daniel Mendoza said he has family in Melvin so it’s frustrating. County Commissioners give themselves raises every year. The county should be held responsible. That’s why live streaming should be available at the meetings, so the citizens know. Councilmember Moreno said he did reach out to county commissioners but didn’t get a response. Councilmember Elliston asked if Melvin has asked commissioners to give them like a year reprieve. Mayor Brown said yes, but said they have refused. Period. Councilmember Elliston asked if citizens have gone to Commissioner’s Court. Mayor Brown said yes. Councilmember Elliston said this is an incredibly hard decision, but once we set a precedent, we have to have that precedent for every entity. Mayor Brown said they’re trying everything they can. Councilmember Elliston said she would encourage the citizens of Melvin to go with Mayor Brown to Commissioners Court

to ask for a reprieve. All they can do is say no. Councilmember Moreno said Council would like to work something out with Melvin, but he doesn't know what else to do. Mayor Brown said they didn't know what to do either, that's why they came up with the resolution. Councilmember Moreno said the county could say the same thing. Councilmember Moreno moved to decline service to Melvin. Seconded by Councilmember Elliston. All Councilmembers voted "aye" and none "nay". Motion carried with a 3 – 0 vote.

- J. Discussion, consideration and possible action awarding contract for Fire/EMS Consultant services to McGrath Consulting Group, Inc. Barbara Holly presented and recommended proceeding. Councilmember Moreno moved to approve the proposal package from McGrath Consulting Group, Inc. for Fire/EMS Consultant services in the amount of \$34,750.00 excluding relocation. Seconded by Councilmember Gomez. All Councilmembers voted "aye" and none "nay". Motion carried with a 3 – 0 vote.
- K. Discussion, consideration and possible action regarding Fire & Police facilities relocation and/or remodel. Barbara Holly presented and said this should be turned over to staff and let them take it and move forward keeping council informed. Councilmember Elliston asked if it is the combined facilities being at this location. Interim City Manager Holly said yes, keeping police and fire separate, doing fire department first and if anything different needs to be done at that point it can be discussed. Interim City Manager Holly said this Municipal Court building will be part of police department. Councilmember Elliston said that decision comes later. Interim City Manager Holly said yes. Councilmember Moreno said he made this recommendation to Barbara to move forward. Councilmember Moreno moved to authorize the City Manager's office assume responsibility for the project subject to established parameters on cost and location. Seconded by Councilmember Gomez. All Councilmembers voted "aye" and none "nay". Motion carried with a 3 – 0 vote.
- L. Discussion, consideration and possible action to appoint Jane Huffman and Randy Deans to the Tourism Board. Daniel Mendoza presented and said Jane would be the EDC representative and Randy Deans would be the representative for the county, then that board will be full. The EDC board did vote for Jane Huffman to be the representative. Mayor Groves recommended approval of Jane and Randy. Councilmember Elliston moved to approve the appointment of Jane Huffman and Randy Deans. Seconded by Councilmember Moreno. All Councilmembers voted "aye" and none "nay". Motion carried with a 3 – 0 vote.
- M. Discussion, consideration and possible action to approve the Heart of Texas Music Fest request for HOT funds in the amount of \$10,000. Daniel Mendoza presented and said moving forward, the tourism board will approve requests. Daniel said they have had two other requests come in. Councilmember Elliston asked if they have the funds for the other two. Daniel said yes, they budget \$25,000. Daniel said the other requests are separate. Councilmember Elliston asked if HOT music fest meets all the requirements for the funds. Daniel said yes. Councilmember Elliston moved to approve request. Seconded by Councilmember Moreno. All Councilmembers voted "aye" and none "nay". Motion carried with a 3 – 0 vote.

## 8. STAFF REPORTS

**A. Upcoming Special Events/Meetings:****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:**

Feb. 25	Special City Council Meeting, 5:30
March 4	Regular City Council Meeting, 6:00 p.m.
March 5	Community Open House – Brady's Draft Future Land Use, 6:00 – 8:00 p.m., Municipal Court Building
March 6	Special City Council Meeting, 4:30 – 6:00 p.m., Comprehensive Plan status updates and review of the Future Land Use Map and the proposed future land use categories
March 18	Regular City Council Meeting, 6:00 p.m.
April 1	Regular City Council Meeting, 6:00 p.m.
April 15	Regular City Council Meeting, 6:00 p.m.
April 18	Good Friday Holiday, City Offices Closed, Altered Trash Schedule

**9. ANNOUNCEMENTS**

Interim City Manager Holly said Survey 4 is open for the Comprehensive Plan and it's about future use of parks. Also, deadline to file for a place on the City Council ballot was Friday and candidates were unopposed, so during the first meeting in May, Aaron Garcia will take Place 2 and Curtis Owens will take Place 3.

**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: City Manager / Interim City Manager contract & duties
- 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: Police Station / Fire Station / G. Rollie White

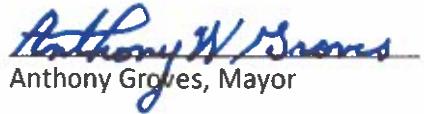
Regular Session was recessed at 7:48 p.m. Executive Session opened at 8:01 p.m. and closed at 10:19 p.m. Regular Session resumed at 10:20.

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

There was no action as a result of Executive Session.

**12. ADJOURNMENT**

There being no further business, Mayor Groves adjourned the meeting at 10:20 p.m.

  
Anthony Groves, Mayor

Attest:

  
Tina Keys, City Secretary

