



**CITY OF BRADY COUNCIL AGENDA  
REGULAR CITY COUNCIL MEETING  
OCTOBER 7, 2025, 6:00 P.M.**

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. October 7, 2025**, at the City of Brady Municipal Court Building located at 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  
Mayor Pro Tem  
Council Member Place 1

Aaron Garcia  
Council Member Place 2

Curtis Owens  
Council Member Place 3

Vacant  
Council Member Place 4

Gabe Moreno  
Council Member Place 5

James Stewart  
City Manager

Tina Keys  
City Secretary

Sharon Hicks  
City Attorney

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

**2. INVOCATION AND 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 16, 2025

**5. PRESENTATIONS:**

- Proclamation – Hickory Underground Water Conservation District No. 1 – Imagine a Day Without Water” National Day of Action

**6. PUBLIC HEARINGS:**

None

***In the very Heart of Texas, the City of Brady is dedicated to fostering a tight-knit community rooted in tradition, resilience, and rural pride. We strive to provide a welcoming, safe, and thriving environment where families flourish, local businesses prosper, and the spirit of the Lone Star State shines through our commitment to sustainable growth, preserving our heritage, and embracing the values of hard work, faith, and neighborly support.***

## 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.

None

## 8. STAFF REPORTS:

### A. Upcoming Special Events/Meetings:

October 13		<b>Columbus Day Holiday, City Offices Closed, Altered Trash Schedule – Mon. 10/13 picked up Tues. 10/14 and Tues. 10/14 picked up Wed. 10/15</b>
October 21		Regular City Council Meeting, 6:00 p.m.
November 4		Regular City Council Meeting, 6:00 p.m.
November 11		Veteran’s Day Holiday, City Offices Closed, Altered Trash Schedule – Tues 11/11 picked up Wed. 11/12
November 18		Regular City Council Meeting, 6:00 p.m.
November 27		Thanksgiving Day Holiday, City Offices Closed, Altered Trash Schedule – see below
November 28		Day After Thanksgiving Holiday, City Offices Closed, Altered Trash Schedule – Thursday & Friday 11/27 & 11/28 picked up on Wednesday 11/26

## 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. COMMENTS ON FUTURE ITEMS FOR CONSIDERATION:

## 11. EXECUTIVE SESSION:

None

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

Discussion, consideration or possible action as a result of Executive Session, if any

## 13. 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 \_\_\_\_\_ a.m. / p.m.. and will remain posted continuously for 72 hours prior to the scheduled meeting pursuant to Chapter 551 of the Texas Government Code.*

\_\_\_\_\_  
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 accommodation 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.

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, September 16, 2025 at 6:00 p.m. with Mayor Anthony Groves presiding. Council Members present were Gabe Moreno, Terry Phillips, Aaron Garcia, and Curtis Owens. City staff present were Finance Director Lisa McElrath, Public Works Director Steven Miller, Police Chief Randy Batten, and City Secretary Tina Keys. Also in attendance were Charles Bush, Charles Hodges, Vickie Roddie, Marlinda Davis, Zach Dorries, Jerry Haflin and James Griffin.

#### **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**

Marlinda Davis said she will wait for paintball agenda item.

#### **4. CONSENT AGENDA**

- A. Approval of Minutes for Regular Session meeting on September 2, 2025
- B. Approval of Noise Variance for wedding and reception on September 20, 2025, from 5:00 p.m. – 1:00 a.m. at Sanctuary in the Heart located at 900 S. Blackburn as requested by Tamara Nuncio.
- C. Approval of Noise Variance for Brady Revive dinner and dance fundraiser to be held at Richards Park Show Barn on October 25, 2025, from 6:30 p.m. to 11:00 p.m.

Council Member Garcia moved to approve the Consent Agenda. Seconded by Council Member Phillips. All Council Members voted “aye” and none “nay”. Motion passed with a 4 – 0 vote.

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

There were no presentations

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

There were no public hearings.

#### **7. INDIVIDUAL CONCERNS**

- A. Discussion, consideration and possible action regarding the **second and final reading of Ordinance 1399** of the City of Brady, Texas, to adopt the FY 2026 Budget as posted on [www.bradytx.us](http://www.bradytx.us). Lisa McElrath presented. Council Member Garcia moved to approve the second and final reading of Ordinance 1399. Seconded by Council Member Phillips Roll Call Vote:
  - Council Member Phillips - yes
  - Council Member Garcia - yes
  - Council Member Owens - yes
  - Council Member Moreno - yesAll Council Members voted “aye” and none “nay”. Motion passed with a 4 – 0 vote.

- B. Discussion, consideration, and possible action regarding the **second and final reading of Ordinance 1400** of the City of Brady, Texas, to adopt the 2025 Property Tax Rate. Lisa McElrath presented. Council Member Phillips moved that the property tax rate be increased by the adoption of a tax rate of \$0.337476 which is effectively a 6.78% increase in the tax rate by approving the second and final reading of Ordinance 1400. Seconded by Council Member Moreno Roll Call Vote:  
Council Member Phillips - yes  
Council Member Garcia - aye  
Council Member Owens - yes  
Council Member Moreno - aye  
All Council Members voted “aye” and none “nay”. Motion passed with a 4 – 0 vote.
- C. Discussion, consideration and possible action regarding the **second and final reading of Ordinance 1401** of the City of Brady, Texas, adopting the Utility Rates and Fee Schedule for City Services. James Stewart presented. Council Member Moreno moved to approve the second and final reading of Ordinance 1401. Seconded by Council Member Owens. All Council Members voted “aye” and none “nay”. Motion passed with a 4 – 0 vote.
- D. Discussion, consideration and possible action authorizing Mayor to execute the Closing Agreement documenting the sale of the City of Brady Natural Gas Utility Distribution System to West Texas Gas Utility LLC, Midland, Texas. Steven Miller presented. Council Member Garcia moved to authorize Mayor to execute Closing Agreement at closing appointment of October 1, 2025, 9:0 a.m. Seconded by Council Member Phillips. All Council Members voted “aye” and none “nay”. Motion passed with a 4 – 0 vote.
- E. Discussion, consideration and possible action authorizing Mayor to execute the ASSIGNMENT, DEED AND BILL OF SALE, which has been mutually agreed to with West Texas Gas Utility LLC, Midland, TX and set forth through description of the assets, gas system and lands as established by the sale of the City of Brady Natural Gas Utility Distribution System. Steven Miller presented. Council Member Garcia moved to authorize Mayor to execute the Assignment, Deed and Bill of Sale at closing appointment of October 1, 2025, 9:00 a.m. Seconded by Council Member Moreno. All Council Members voted “aye” and none “nay”. Motion passed with a 4 – 0 vote.
- F. Discussion, consideration and possible action regarding approval of Resolution 2025-022 to order a Special Election to be held on November 4, 2025 for the purpose of filling City of Brady City Council Place 4 unexpired term. Council Member Phillips moved to approve Resolution 2025-022. Seconded by Council Member Moreno. All Council Members voted “aye” and none “nay”. Motion passed with a 4 – 0 vote.
- G. Discussion, consideration of the City’s Investments and possible action approving a council member as the representative to the City’s Investment Committee for FY 26. Lisa McElrath presented. Council Member Moreno said he does not care to serve this year said he nominated Council Member Phillips. Council Member Phillips said he would accept. Council Member Owens moved to appoint Council Member Phillips to serve on the Investment Committee for the FY 26 term. Seconded by Council Member Garcia. All Council Members voted “aye” and none “nay”. Motion passed with a 4 – 0 vote.
- H. Discussion, consideration and possible action for a motion regarding possibly amending Ordinance 1087, adopted on 9/6/2011, Discharge of Firearms, to allow for paintball and airsoft mechanisms. Mayor Groves presented and said there is a request for special use space inside city limits to have a paintball field. The hangup is you can’t approve the use of a paintball gun because there is an ordinance that says discharge of

firearms, a firearm is defined as a device that expels a projectile through a barrel from energy created by an explosion, burning substance, compressed air or a spring. Mayor Groves said it is his opinion that that's focused on BB guns and metal projectile and said he is asking if council will consider modifying the ordinance. For right now we are talking about if paintballs are ok. Council Member Owens asked if we can be specific about a certain location or club. Mayor Groves said all we're asking about is allowing paintball. Council Member Owens said he would rather allow in a certain place rather than change the whole ordinance. Council Member Owens said there was a time when the high school students had a game they played where they started out at the high school and had to get to Richards Park without getting hit by a paintball. The problem is, not everyone shooting paintballs is accurate. Council Member Phillips said it should be constricted to a certain area. Mayor Groves said we can say paintballs are only allowed in a certain facility. Marlinda Davis' son said there are already exceptions to the rule. The definition already says expel through a barrel which a bottle rocket is the same thing. People can shoot at the gun range. Council Member Garcia said he doesn't think we need to change the ordinance. They can come to council and look for a special use permit. Marlinda said she wants to open a private facility. Under the definition, nerf guns would not be allowed. She's trying to find something for the children in Brady. There are different types of paintball levels. Attorney Hicks reviewed the zoning ordinance for shooting ranges. Mayor Groves said the council is willing to make it work. We will convey to the P&Z that the council is willing to sort it out to make it ok. Council Member Moreno said he thinks it's a great idea. No action was taken.

## 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:

September 20		<b>HAPPY BIRTHDAY GABE MORENO</b>
October 7		Regular City Council Meeting, 6:00 p.m.
October 7		National Night Out
October 13		<b>Columbus Day Holiday, City Offices Closed, Altered Trash Schedule – Mon. 10/13 picked up Tues. 10/14 and Tues. 10/14 picked up Wed. 10/15</b>
October 21		Regular City Council Meeting, 6:00 p.m.
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## 9. ANNOUNCEMENTS

Charlie Bush said the City needs to go look at our website at staff names and salaries and update it. James Stewart asked Mr. Bush to show him where he is looking so it can be changed. Lisa McErath said we do not have one dedicated to the web page.

#### **10. COMMENTS ON FUTURE ITEMS FOR CONSIDERATION**

There were no comments.

#### **11. 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 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.

Open session recessed at 7:03 p.m. Executive Session was opened at 7:15 p.m. and closed at 8:16 p.m. Regular Session resumed at 8:6.

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

No action was taken as a result of Executive Session.

#### **13. ADJOURNMENT**

There being no further business, Council Member Owens moved to adjourn the meeting at 8:17 p.m.

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Anthony Groves, Mayor

Attest: \_\_\_\_\_  
Tina Keys, City Secretary



## **PROCLAMATION**

### ***Imagine a Day Without Water 2025***

***WHEREAS***, *Imagine a Day Without Water* is a National Day of Action on October 16, 2025, that invites people across the country to recognize the essential role of water in our lives and communities; and

***WHEREAS***, the water infrastructure in City of Brady delivers clean drinking water to its residents every day; and

***WHEREAS***, water is essential for community health, local economies, public safety, and the environment; and

***WHEREAS***, a day without water would bring life to a halt, disrupting public health services, emergency response, local businesses, and the foundational functions of society; and

***WHEREAS***, the nation's water infrastructure is aging and in need of investment, and sustainable water systems build stronger communities by supporting economic growth, protecting public health, and enhancing environmental resilience; and

***WHEREAS***, by establishing reliable and resilient water infrastructure we can make clean, safe water available for everyone in our communities today and for generations to come.

***THEREFORE***, BE IT RESOLVED, that City of Brady City Council affirms that water is essential to our community's quality of life, economic strength, and health, and supports efforts to raise awareness about the value of water through participation in the "***Imagine a Day Without Water***" National Day of Action; and

***BE IT FURTHER RESOLVED***, that City of Brady City Council is committed to supporting investment in sustainable, equitable, and reliable water infrastructure.

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Mayor Anthony Groves