

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, April 16, 2019 at 6:00 pm at the City of Brady Municipal Court Building located at 207 S. Elm Street, Brady, Texas with Mayor Anthony Groves presiding. Council Members present were Jane Huffman, Jim Griffin, Missi Davis, Rey Garza and Jeffrey Sutton. City staff present were City Manager Kim Lenoir, Finance Director Lisa Remini, Public Works Director Steve Miller, Community Services Director Dennis Jobe, Police Chief Steve Thomas, and City Secretary Tina Keys. Also in attendance was Lynn Farris, Jay May, Don Miller, Lisa Dodd, Rick Lenoir, Beth Hunt-Packer, John Boekweg, Pat Ann Wilson, and T. Don Dodd.

#### **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 Pro Tem Griffin gave the invocation and the Pledge of Allegiance was recited.

#### **3. PUBLIC COMMENTS**

Lisa Dodd commented that she still has concerns about 901 Bombay and said nothing has been done. She's not going to go away. She will keep coming back until something is done about the situation.

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

- A. Approval of Minutes for Regular Meeting on April 2, 2019
- B. Resolution 2019-025 amending the Brady Type B Economic Development Corporation Articles of Formation to add "charitable" to the "Purpose Statement" as requested by the IRS for 501(c)3 tax exempt status and requested by the Brady Type B Economic Development Corporation Board of Directors, and as prepared by the EDC Attorney

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

#### **5. PRESENTATIONS: None Scheduled**

- A. Review of the 2018 Financial Audit, as required by City Charter – presented by Haynie and Company CPAs of San Antonio. Lisa Remini introduced John Boekweg and Beth Hunt-Packer who went over the audit report. No management concerns and a clean audit was presented. Mr. Boekweg pointed out the Management Analysis and Discussion that was written by Remini is a good summary of the audited numbers and what they mean to the City. Councilwoman Huffman asked Mr. Boekweg to relay to the audience what auditors are obligated to do while conducting an audit. Mr. Boekweg explained that the audit team focuses on testing only and is obligated to report any concerns regarding internal controls and accounting practices. These conclusions are stated in 3 opinions presented in the audit report. All 3 opinions stated that no significant findings are noted and the audit report is unqualified.
- B. Review of the 2018 Audited Reserve Fund Adequacy Statements, as required by City Policy - Finance Director Lisa Remini presented, and confirmed that the City is in compliance with the Fund Balance Policy levels for unrestricted fund balances.
- C. Review of the 2<sup>nd</sup> Quarter of FY2019 Budget to Actual Reports, as required by City Charter and March Monthly Reports for Sales Tax Receipts, Summary of Funds Report, Utility Reports, BVFD Expense Report – Finance Director Lisa Remini presented.

- D. Review draft of the *2019 Brady Water Conservation and Drought Contingency Plan* as required by the Texas Water Development Board and TCEQ. This item was not discussed as it will be brought back when changes have been made as discussed in work session.

#### 6. PUBLIC HEARINGS:

There were no public hearings

#### 7. INDIVIDUAL CONCERNS

- A. Discussion, consideration, and possible action regarding first reading of Ordinance 1270 of the City of Brady, Texas to adopt the *2019 Brady Water Conservation and Drought Contingency Plan* as required by the Texas Water Development Board and TCEQ. The item was postponed to allow Council to review during a work session. This item was tabled to another council meeting after changes have been made as discussed in work session held previously.
- B. Discussion, consideration, and possible action regarding first reading of Ordinance 1272 of the City of Brady, Texas to deny and disapprove the proposed changed rate schedules and service regulations filed with the City of Brady by Oncor Electric Delivery Company LLC on April 8, 2019, as requested by Oncor Electric Delivery Company LLC. Kim Lenoir presented. Pat Wilson with Oncor was in attendance to answer questions and explained processes to Council. Council Member Davis. moved to approve the first reading of Ordinance 1272. Seconded by Council Member Huffman. All Council Members voted "aye" and none "nay". Motion passed with a 5 – 0 vote.
- C. Discussion, consideration, and possible action regarding award of Buyboard Bid from T.F. Harper and Associates LP for the ballfield playground, a Texas Parks and Wildlife Local Park Grant Fund Project (\$30,945). Kim Lenoir presented. Council Member Griffin moved to approve the award. Seconded by Council Member Huffman. All Council Members voted "aye" and none "nay". Motion passed with a 5 – 0 vote.
- D. Discussion and summary of City Council action and if procedures and processes worked. There was no discussion.
- E. Discussion of a City improvement recognized by City Council. Mayor Groves said regarding the ballfields, they've laid the sod on one field and are close to laying sod on the other field, pavement is looking good also.

#### 8. STAFF REPORTS

- A. **March Monthly Activity Reports** – Visit Brady Report, Seniors, Golf, BPD, BF/EMS, Animal Control, Airport, Code Enforcement, Chronic Code Complaints, and Structures Inhabited without Utilities; LEPC Minutes
- B. **EPA Quarterly Report for Drinking Water Project**
- C. **Upcoming Special Events/Meetings:**  
April 17 – 11:30am – Good News Luncheon – Civic Center  
April 18 – 8:30am Coffee with a Cop – BNB Community Room  
April 19 – City Hall Opens 8am to 11am to accept mail in ballot applications for BISD Election  
April 22 – April 30 – BISD SMD 4, Early Election at City Hall (April 23<sup>rd</sup> and 25<sup>th</sup> 7am – 7pm)  
May 4 – 7am to 7pm, BISD Single Member District 4, Election Day, City Hall  
May 23 – Last Day of School BISD  
May 26 – City Swimming Pool Opens

June 1 & 2; 8 & 9 – Mission Brady Workdays

June 6 – 75<sup>th</sup> Anniversary of D-Day and Earl Rudder Statue Dedication

June 8 – Inaugural Brady Farm to Table Fundraiser Dinner by Chamber of Commerce – Downtown

July 6 – 10am - 93<sup>rd</sup> July Jubilee Parade – Downtown Square

**D. Upcoming City Calendar:**

April 17 – Bagged Leaves Pick-up for Thursday Services

April 17 and 18 – Holiday Trash Pick-up Schedule Changes – Thurs to Wed; Fri to Thurs

April 19 – City Offices Closed for Good Friday Holiday

April 24 – Bagged Leaves Pick-up for Friday Services

April 24 – 3pm Open Davee Lot Bids – City Hall

May 9 – TWDB – WWTP Construction Funding Award

May – Military Exercises – Curtis Field Airport

May or June– Dedication of Richards Park Improvements

June 15 – Dedication of Willie Washington Park Improvements

June 18 – 12 noon – Open Meetings Board Training and Appreciation Lunch

**9. ANNOUNCEMENTS**

There were no announcements

**10. EXECUTIVE SESSION**

Mayor Groves called a recess at 6:47pm and went back into open session at 6:55pm. Regular Session was closed at 6:57 p.m. and Council took a break before going into Executive Session. Items B & C will not be discussed. Executive Session was opened at 6:57 p.m. Executive Session was closed at 8:29 p.m.

- A. 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 Kim Lenoir and current policies in relation to employee eligibility for rehire, and Attorney Sarah Griffin duties under the City Charter.
- B. Pursuant to Section 551.071 (Consultation with Attorney), the City Council will consult with the City Attorney 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: legal opinion(s) regarding Old Brady Hospital, Brady Volunteer Fire Department, G Rollie White Complex.
- C. 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.
- D. Pursuant to Section 551.086 (Deliberations, vote or final action about competitive matters of the public power utility), the City Council will deliberate, vote, or take final action on a competitive matter.

**11. OPEN SESSION ACTION on any Executive Session Item listed above, if needed**

Mayor opened regular session at 8:22 p.m. No action was taken. Council went back into Executive Session at 8:23 p.m. to discuss Item B. Pursuant to Section 551.071 (Consultation with Attorney), Executive Session was closed at 8:29pm. Regular Session was opened again at 8:29 p.m. A meeting will be set for next week, Tuesday 4/23/19 at 12:00 noon. Agenda will be published.

**12. ADJOURNMENT**

There being no further business, the Mayor adjourned the meeting at 8:30 p.m.

  
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Mayor Anthony Groves

Attest:   
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Tina Keys, City Secretary