



**CITY OF BRADY COUNCIL AGENDA  
REGULAR CITY COUNCIL MEETING  
JUNE 2, 2020 AT 6:00 PM**

In accordance with order of the Office of the Governor issued March 16, 2020, the City Council of the City of Brady, Texas will conduct a telephonic meeting in order to advance the public health goal of limiting face-to-face meetings (also called “social distancing”) to slow the spread of the Coronavirus (COVID-19).

This meeting will be held on Tuesday, June 2, 2020 at 6:00 p.m.

The public may participate in this meeting by dialing in to the following toll-free number:

**877-853-5257 US Toll-free or 888-475-4499 US Toll-free**  
**MEETING ID: 899 6941 3152**  
**PASSWORD: 4 5 2 9 1 2**

The public will be permitted to offer public comments and participate in this meeting telephonically as provided by the agenda and as permitted by the presiding officer during the meeting. Anyone wishing to offer public comments or offer written comments must notify City Manager, Dennis Jobe, at [djobe@bradytx.us](mailto:djobe@bradytx.us), at least two hours before the meeting.

A recording of the telephonic meeting will be made and will be available to the public in accordance with the Open Meetings Act upon written request.

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

Rey Garza  
Council Member Place 1

Missi Elliston  
Council Member Place 2

Jeffrey Sutton  
Council Member Place 3

Jane Huffman  
Mayor Pro Tem  
Council Member Place 4

Jay May  
Council Member Place 5

Dennis Jobe  
City Manager

Tina Keys  
City Secretary

Sarah Griffin  
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 Work Session and Regular Meetings on May 19, 2020
- B. Discussion, consideration and possible action regarding a noise variance at Richards Park on Saturday, July 11, 2020 from 8:00 p.m. to midnight as requested by Veronica Mireles.

## 5. PRESENTATIONS

Radium Reduction Project – Construction Manager-at-Risk – Guaranteed Maximum Price No. 1

## 6. PUBLIC HEARING:

None

## 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 discussed 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 regarding the **second and final reading of Ordinance 1299** temporarily reducing the speed limit for portions of US Hwy 87 within the City limits of Brady which will be under construction.
- B. Discussion, consideration and possible action regarding **Resolution 2020-014** authorizing the City Manager to execute necessary contract documentation with Pepper Lawson Waterworks, LLC related to first Guaranteed Maximum Price No. 1 (GMP No. 1) proposed from PLW Waterworks as established through CMAR Agreement dated August 20, 2019 and approved by City Council on July 16, 2019 said Resolution setting the GMP No.1 contract price at \$25,849,159 to complete construction phase services for the Radium Reduction System Project for treatment of groundwater for public water supply.
- C. Discussion, consideration and possible action authorizing the city manager to execute CMAR Contract Amendment #2 with Pepper Lawson Waterworks, LLC (PLW Waterworks) for Construction Manager-at-Risk (CMAR) contractor services at a Guaranteed Maximum Price (GMP) No. 1 of \$25,849,159.00 to implement construction phase improvements for Radium Reduction System – Groundwater Treatment and Associated Improvements.
- D. Discussion, consideration and possible action regarding **Ordinance 1301** extending Emergency Disaster Declaration pursuant to City's Home Rule authority under Texas Health and Safety Code, Section 122.006 and providing for rules thereunder.
- E. Discussion, consideration and possible action regarding the **first reading of Ordinance 1304** to amend FY2019 Brady Type B EDC Budget to include a COVID Relief Grant Program.
- F. Discussion, consideration and possible action regarding review of Ordinance 1062 adopted 3/3/2010, Utilities, as requested by Council Member Missi Elliston.
- G. Discussion, consideration and possible action regarding review of Ordinance 1231 adopted 08/01/2017, Emergency Services, as requested by Mayor Groves.
- H. Discussion, consideration and possible action regarding donating old Civic Center stage, currently stored a G. Rollie White, to the Brady Clergy Association.

## 8. STAFF REPORTS

None

## 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

None

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

n/a

## 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.*

\_\_\_\_\_  
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 [citysec@bradytx.us](mailto:citysec@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.