

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 July 5, 2022, at 6:00 pm with Mayor Anthony Groves presiding in person. Council Members present were Missi Elliston, Larry Land, Jay May, Jane Huffman and Jeffrey Sutton. City staff present were City Manager Erin Corbell, Public Works Director Steven Miller, Finance Director Lisa McElrath, Police Chief Steve Thomas, Purchasing Agent Dorsey Bustamante, Solid Waste Superintendent Jim Kidd, Wastewater Superintendent Marty Martin, and City Secretary Tina Keys. Also in attendance were Annita Ellison, James Griffin and Lisa Selensky.

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 May 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 Regular Meeting on June 21, 2022.

Council Member Elliston said regarding item E, discussion with Mr. Davee, added comments need to be made. Mr. Davee insinuated he would retaliate against the neighborhood by revving his motorcycle and it needs to be reflected with all the issues.

Council Member Elliston moved to approve the Consent Agenda as amended. Seconded by Council Member May. All Council Members voted "aye" and none "nay". Motion passed with a 5 – 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 **first reading of Ordinance 1343** of the City of Brady, Texas to amend the FY22 Budget to allow for unplanned landfill related expenditure (Fund 60). Steven Miller presented. Council Member Elliston asked if TCEQ gave us a chance to correct deficiencies. Jim Kidd said most of the time they do, this time they did not. Kidd said he has never been through something like this as a supervisor. Most deficiencies were fixed that day. Council Member Elliston asked if those are the deficiencies that we're getting credit for. Erin Corbell said they're giving us a 20% credit. Corbell said when we received the letter with the violations, we met with Steven Miller and Jim Kidd and Jim had checked off the items he had fixed. We didn't get the penalty letter until recently. Council Member Elliston said she thought we had discussed the issues in October. Erin said she doesn't remember that, but it has been a waiting game with TCEQ to see how they were going to handle. Corbell said she did speak with TCEQ to see if we can negotiate the remaining fine, but they said probably not. Council Member Elliston asked if there a part in the order about if we can't pay, we don't have to. Erin

said it's 1 percent. Steven Miller said we are not trying to take away from the deficiencies. We have about 1/3 of them taken care of. The biggest issue is erosion runoff. Controlling it is going to be a challenge. We have responded proactively and have strategies that we are going to promote. Miller said they are asking council to give them the opportunity to do that. Erin Corbell said in the next fiscal year, we could possibly perform another SEP that would further reduce the amount of the fine we have to pay. Lisa McElrath has worked the balance into the budget. Lisa said to qualify for the deferment, the city will have to start immediately on a project, so that's what's being brought for approval. The figures are reflected in the budget books. We're going to have to spend that money on some type of project. Mayor Groves said they are very cooperative when we apply for an SEP. Mayor Groves said the issues at the landfill need to be addressed. It's not a simple thing. Council Member Huffman said she thinks we had an issue with TCEQ a few years ago. Steven Miller said they do return benefit back to the community. Mayor Groves said we need to approve the budget amendment tonight so they can apply for the SEP and we can go through the process. We're going to have to sit down another time and listen to a proposed solution to the other problems. Council Member May asked what the chances are of them coming back again in the next few months. Jim Kidd said their cycle usually runs 5 years. Council Member Elliston said it's almost impossible to not have violations. Jim Kidd said our landfill is judged with same regulations as big cities. We just don't have the deep pockets like they do. Steven Miller said our goal is to be as transparent as possible. Council Member Land said with the penalties and fines, it might be worth a trip to Austin, Erin Corbell said they already told her it's non-negotiable. Council Member Huffman said these issues draw a lot of criticism but when you listen to everything, the public needs to understand that TCEQ is money and power hungry. Staff did make mistakes, but the overall picture at the landfill comes down to us not being able to financially do what we need to do. It seems like most of these things were identified by staff, but it seems like the wrong place at the wrong time. Council Member May moved to approve the first reading of Ordinance 1343. Seconded by Council Member Sutton. All Council Members voted "aye" and none "nay". Motion passed with a 5 – 0 vote.

- B. Discussion, consideration and possible action to award the City's Information Technology Support Services to Snider Technology Services of San Angelo, Texas beginning October 1, 2022. Lisa McElrath presented. Council Member Elliston moved to approve the annual agreement for Information Technology Support Services for the first annual cost of \$100,669.80 to Snider Technology Service San Angelo, Texas to begin October 1, 2022. Seconded by Council Member Huffman. All Council Members voted "aye" and none "nay". Motion passed with a 5 – 0 vote.

Council took a break at 7:04 p.m. and resumed at 7:20 p.m.

- C. Discussion, consideration and possible action regarding the **first reading of Ordinance 1344** of the City of Brady, Texas amending the 2021/2022 BEDC budget to fund Monument Works, Sandy's Kitchen and Catering and Channing Booker. Erin Corbell presented. Council Member Elliston moved to approve the first reading of Ordinance 1344. Seconded by Council Member Huffman. Four Council Members voted "aye" and one, Council Member May voting "nay". Motion passed with a 4 - 1 vote.
- D. Discussion, consideration and possible action approving BEDC Project 2022-002, Channing Booker and JK Awards and Designs. Erin Corbell presented. Council Member Huffman moved to approve. Seconded by Council Member Elliston. Four Council Members voted "aye" and one, Council Member May voting "nay". Motion passed with a 4 - 1 vote.
- E. Update and discussion on architectural plans for the remodeled Fire Department. Erin Corbell presented. Council Member Huffman said feels like we could utilize the existing cinder block buildings somehow. Erin said she would check with the architects.

8. STAFF REPORTS

A. Upcoming Special Events/Meetings:

July 11, 13, 14	Budget Work Sessions, 10:00 a.m. to 4:00 p.m.
July 18	Possible additional Budget Work Session, if needed
July 19	Regular City Council Meeting, 6:00 p.m.
July 28	HAPPY BIRTHDAY JAY MAY
August 2	Regular City Council Meeting, 6:00 p.m.
August 6	HAPPY BIRTHDAY JANE HUFFMAN
August 16	Regular City Council Meeting, 6:00 p.m.
August 21	HAPPY BIRTHDAY MAYOR GROVES

9. ANNOUNCEMENTS

There were no announcements

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 Erin Corbell

Regular Session was closed at 7:42 p.m. Executive Session was opened at 7:45 p.m. and closed at 7:55 p.m. and Open Session resumed at 7:56 p.m..

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

No action was taken as a result of Executive Session

12. ADJOURNMENT

There being no further business, the Mayor adjourned the meeting at 7:56 p.m.


Mayor Anthony Groves

Attest: 
Tina Keys, City Secretary