

NOTICE OF PUBLIC HEARINGS and REGULAR MEETING

June 14, 2016

MONTGOMERY CITY COUNCIL

STATE OF TEXAS

AGENDA

COUNTY OF MONTGOMERY

CITY OF MONTGOMERY

NOTICE IS HEREBY GIVEN that a Public Hearings and Regular Meeting of the Montgomery City Council will be held on Tuesday, June 14, 2016 at 6:00 p.m. at the City of Montgomery City Hall, 101 Old Plantersville Road, Montgomery, Texas for the purpose of considering the following:

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE TO FLAGS

PUBLIC HEARINGS:

PUBLIC HEARING:

1. Receive Final Report by the Planning and Zoning Commission prior to Public Hearing.

Convene into Public Hearing.

Public Hearing regarding a request for a Special Use Permit to allow a radio station and tower to be located on a 0.0574 acre tract of land situated in the John Corner Survey, Abstract Number 8, Montgomery County, Texas, and being out of a called 108.89 acre tract (Tract One) conveyed to LeFevre Development Inc. (*Property is immediately east of Rampy Lake and west of Lone Star Parkway.*)

Adjourn Public Hearing.

PUBLIC HEARING:

Convene into Public Hearing.

2. Public Hearing regarding an application for Beer, Wine and Mixed Beverage - Alcohol Beverage Permit for 20821 Eva Street, Montgomery, Texas for El Bosque Mexican Grill #4, by Owners Juan and Jaime Rodriguez.

Adjourn Public Hearing.

VISITOR/CITIZENS FORUM:

Any citizen with business not scheduled on the agenda may speak to the City Council. Prior to speaking, each speaker must be recognized by the Mayor. Council may not discuss or take any action

on an item, but may place the issue on a future agenda. The number of speakers along with the time allowed per speaker may be limited.

CONSENT AGENDA:

3. Consideration and if determined appropriate, take action regarding approval of Minutes for the Public Hearings and Regular Meeting held on May 10, 2016.
4. Consideration and if determined appropriate, ratify the reappointment of the Municipal Judge, Robert Rosenquist, Municipal Court Administrator, Rebecca Lehn, and Deputy Court Clerks, Kimberly Duckett and Krystal Gonzalez, whose terms run concurrent with the Mayor's term of office.
5. Consideration and if determined appropriate, ratify adoption of a Proclamation declaring May 2016 as Motorcycle Awareness Month.
6. Consideration and if determined appropriate, ratify acceptance of the Departmental Reports for April 2016 as follows:
 - A. Administrator's Report
 - B. Public Works Report
 - C. Police Department Report
 - D. Court Department Report
 - E. Utility/Development Report
 - F. Water Report
 - G. Engineer's Report
 - H. Financial Report
7. Consideration and if determined appropriate, take action regarding approval of street closures for the Third Annual Freedom Festival to include the following streets: College, McCown, and one lane of SH 105, during the parade.

CONSIDERATION AND POSSIBLE ACTION:

8. Consideration and possible action regarding election of the Mayor Pro Tem for the term of one (1) year as provided by Texas Local Government Code §22.037(b).
9. Consideration and possible action regarding approval of an Application for Alcohol Beverage Permit for 304 Caroline Street, Montgomery, Texas for a Fine Whiskey and Cigar Bar adjoining the Cozy Supper Club, by Owner Thomas Cronin dba Cronin Group LLC. (*Public Hearing held on May 31, 2016*)
10. Consideration and possible action regarding adoption of the following Ordinance:
AN ORDINANCE OF THE CITY OF MONTGOMERY, TEXAS, GRANTING A SPECIAL USE PERMIT FOR PLACEMENT OF A MONOPOLE CELL TOWER BY VERIZON WIRELESS ON A 0.5474 ACRE TRACT OF PROPERTY LOCATED ON LAND SITUATED IN THE JOHN CORNER SURVEY, ABSTRACT NUMBER EIGHT, MONTGOMERY COUNTY, TEXAS; ESTABLISHING CERTAIN TERMS, CONDITIONS AND LIMITATIONS; PROVIDING FOR PENALTY AND RIGHT TO SEEK INJUNCTIVE RELIEF BY THE CITY; AND PROVIDING SEVERABILITY AND AN IMMEDIATE EFFECTIVE DATE.

11. Consideration and possible action regarding approval of an Application for Beer, Wine and Mixed Beverage - Alcohol Beverage Permit for 20821 Eva Street, Montgomery, Texas for El Bosque Mexican Grill #4, by Owners Juan and Jaime Rodriquez.
12. Consideration and possible action regarding adoption of the following Ordinance:
AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF MONTGOMERY, TEXAS AMENDING THE CITY CODE OF ORDINANCES AMENDING CHAPTER 98, "ZONING," BY RECLASSIFYING THE MCCOY BUILDING SUPPLY PROPERTY ON STATE HIGHWAY 105 FROM "COMMERCIAL, MULTI-FAMILY AND RESIDENTIAL" ZONING CLASSIFICATION AS FOUND ON THE CITY'S OFFICIAL ZONING MAP TO STRICTLY "COMMERCIAL;" PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE UPON PUBLICATION.
13. Consideration and possible action regarding adoption of an Agreement by and between the City of Montgomery and Kroger regarding public improvements to their business location.
14. Consideration and possible action regarding adoption of an Interlocal Agreement between the City of Montgomery, Texas and Montgomery County, Texas for preparation of Mobility Plan.
15. Consideration and possible action to authorize Jones & Carter to prepare Mobility Plan.
16. Consideration and possible action to adopt the following Resolution:
A RESOLUTION OF THE CITY OF MONTGOMERY, TEXAS, CREATING THE CAPITAL IMPROVEMENT ADVISORY COMMITTEE AND APPOINTING ITS MEMBERS, ESTABLISHING AND ADOPTING THE PROCEDURAL RULES FOR AND DUTIES ASSOCIATED THEREWITH IN ACCORDANCE WITH CHAPTER 395 OF THE TEXAS LOCAL GOVERNMENT CODE REGARDING IMPACT FEES; MAKING VARIOUS FINDINGS AND PROVISIONS RELATED TO THE SUBJECT OF IMPACT FEES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
17. Consideration and possible action regarding a Final Plat and construction drawings for Heritage Place Medical Center.
18. Consideration and possible action regarding review and approval of City Certificate of Acceptance and release of retainage to Lake Creek Village off-site sanitary sewer extension.
19. Consideration and possible action regarding required residential garbage collection and billing.

20. Consideration and possible action regarding damage repair/assessment from May 26, 2016 flooding period.
21. Consideration and possible action regarding Interlocal Agreement with Montgomery County Hospital District for provision of AED defibrillators for public health.
22. Consideration and possible action regarding naming the City Administrator as the Deputy City Secretary.

EXECUTIVE SESSION:

The City Council reserves the right to discuss any of the items listed specifically under this heading or f or any items listed above in executive closed session as permitted by law including if they meet the qualifications in Sections 551.071(consultation with attorney), 551.072 (deliberation regarding real property),551.073 (deliberation regarding gifts), 551.074 (personnel matters), 551.076 (deliberation regarding security devices), and 551.087 (deliberation regarding economic development negotiations) of Chapter 551 of the Government Code of the State of Texas. (No current items at this time.)

COUNCIL INQUIRY:

Pursuant to Texas Government Code Sect. 551.042 the Mayor and Council Members may inquire about a subject not specifically listed on this Agenda. Responses are limited to recitation of existing policy or a statement of specific factual information given in response to the inquiry. Any deliberation or decision shall be limited to a proposal to place on the agenda of a future meeting.

ADJOURNMENT




Susan Hensley, City Secretary

I certify that the attached notice of meeting was posted on the bulletin board at City of Montgomery City Hall, 101 Old Plantersville Road, Montgomery, Texas, on the 8th day of June, 2016 at 3:15 o'clock p.m. I further certify that the following news media was notified of this meeting as stated above: The Courier

This facility is wheelchair accessible and accessible parking spaces are available. Please contact the City Secretary's office at 936-597-6434 for further information or for special accommodations.
