

NOTICE OF REGULAR MEETING

September 27, 2016

MONTGOMERY CITY COUNCIL

STATE OF TEXAS

AGENDA

COUNTY OF MONTGOMERY

CITY OF MONTGOMERY

NOTICE IS HEREBY GIVEN that a Regular Meeting of the Montgomery City Council will be held on Tuesday, September 27, 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

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:

1. Matters related to the approval of minutes for the Budget Workshop Meeting held on August 4, 2016, Budget Workshop Meeting held on August 13, 2016, Special Meeting held on September 6, 2016, and Public Hearing and Regular Meeting held on September 13, 2016.
2. Consideration and possible action regarding adoption of a Proclamation proclaiming Tuesday, October 4, 2016 as "National Night Out" in the City of Montgomery.

CONSIDERATION AND POSSIBLE ACTION:

3. Consideration and possible action on Department Reports.
 - 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
4. Consideration and possible action regarding scheduling a Public Hearing for an Alcohol Beverage License Application for Cowpokes located at 22016 Eva Street "A", Montgomery, Texas (*previously the Heritage House*) as submitted by Brave Spear LLC owner David Gerrard.

5. Consideration and possible action regarding approval of the Montgomery Economic Development District 2016-2017 FY Operating Budget.
6. Consideration and possible action to adopt the following Ordinance:
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MONTGOMERY, TEXAS AMENDING THE RATES TO BE CHARGED FOR GARBAGE AND TRASH PICKUP SERVICE INSIDE THE CITY OF MONTGOMERY, TEXAS; PROVIDING FOR A PENALTY FOR FAILURE TO PAY ACCOUNTS; PROVIDING CONDITIONS UPON WHICH SERVICE WILL BE RESUMED; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING A SAVINGS CLAUSE; PROVIDING A TEXAS OPEN MEETINGS ACT CLAUSE; AND PROVIDING AN EFFECTIVE DATE OF OCTOBER 20, 2016.
7. Consideration and possible action to adopt the following Ordinance:
AN ORDINANCE BY THE CITY COUNCIL OF MONTGOMERY, TEXAS, REGARDING AMENDING CHAPTER 78, "SUBDIVISIONS," OF THE CITY CODE OF ORDINANCES BY ADDING ARTICLE VII, ENTITLED "VEGETATION," CHAPTER 170, "TREE PRESERVATION AND REPLACEMENT," REGARDING THE REGULATION OF TREE REPLACEMENT AND REMOVING; PROVIDING DEFINITIONS; PROVIDING REGULATIONS FOR TREE PRESERVATION AND PROTECTION; CREATION OF A CITY TREE FUND; CREATING AN ACCEPTABLE CITY TREE LIST; PROVIDING FEE SCHEDULE FOR TREES AND IMPLEMENTATION; PROVIDING FOR CRIMINAL PENALTIES AND CIVIL ENFORCEMENT; PROVIDING REPEALING AND SEVERABILITY CLAUSES; AND PROVIDING AN EFFECTIVE DATE AFTER PUBLICATION.
8. Consideration and possible action regarding a Drainage Encroachment Agreement by and between Bentley Builder, LLC and the City of Montgomery regarding Lot 1 Block 2 of Waterstone on Lake Conroe, Section 2, Montgomery, Montgomery County, Texas.
9. Consideration and possible action regarding Request for Proposals (RFP) for Grant Writer and Request for Qualifications (RFQ) for Engineer for Community Development Block Grant Program application.
10. Consideration and possible action regarding approval of Montgomery EDC funding of a paving project north of the Montgomery Community Center along Clepper Street.
11. Consideration and possible action regarding requested variances for the proposed Villas of Mia Lago, Section Two development as follows:
 - a) Variance from required minimum lot width of 75 feet; and
 - b) Variance from required minimum lot area of 9,000 square feet; and
 - c) Variance from required minimum side yard setback of 10 feet to 5 feet.
12. Consideration and possible action regarding approval of the Final Plat submission and accompanying construction plans for SH-105 Retail Center.

EXECUTIVE SESSION:

The City Council reserves the right to discuss any of the items listed specifically under this heading or for 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 23rd day of September, 2016 at 3:10 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.
