

NOTICE OF PUBLIC HEARING and REGULAR MEETING

November 14, 2017

MONTGOMERY CITY COUNCIL

STATE OF TEXAS

AGENDA

COUNTY OF MONTGOMERY

CITY OF MONTGOMERY

NOTICE IS HEREBY GIVEN that Public Hearing and a Regular Meeting of the Montgomery City Council will be held on Tuesday, November 14, 2017 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:

Convene into Public Hearing:

1. For the purpose of hearing public comments on a proposed increase of water and sewer rates.

Adjourn Public Hearing

Convene into Regular Meeting

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:

2. Matters related to the approval of minutes for the Public Hearings and Regular Meeting held on October 24, 2017.
3. Consideration and possible action regarding the Annual Permit for Cedar Crest Mobile Home Park as submitted by Marcie Bennett.
4. Consideration and possible action regarding the City Council Meeting Schedule for November and December 2017.

5. Consideration and possible action for the approval of the Certificate of Acceptance for Heritage Place Medical Center 12" Waterline.
6. Consideration and possible action for the approval of the Certificate of Acceptance for Buffalo Springs Shopping Center Phase II Water and Sewer Facilities conditional upon receipt of financial guarantee.
7. Consideration and possible action for the approval of the Certificate of Acceptance for Flagship Boulevard Pavement Repairs.
8. Consideration and possible action regarding authorizing a Utility and Economic Feasibility Study for the 1.6-Ac. Walker Montgomery Community Development Corporation property located on Baja Road subject to receipt of deposit.
9. Consideration and possible action regarding adoption of the following Ordinance:
AN ORDINANCE ANNEXING INTO THE CITY OF MONTGOMERY, TEXAS, THE HEREINAFTER DESCRIBED TERRITORY OF 10.15 ACRES OF LAND, MORE OR LESS, IN THE PUBLIC ROAD RIGHT-OF-WAY OF STATE HIGHWAY 105 WEST WHICH RUNS ADJACENT AND PARALLEL TO THE BOUNDARIES OF THE CITY, AND LOCATED IN THE BENJAMIN RIGBY SURVEY, ABSTRACT 31, MONTGOMERY COUNTY, TEXAS; AND EXTENDING THE BOUNDARY LIMITS OF SAID CITY SO AS TO INCLUDE SAID HEREINAFTER DESCRIBED PROPERTY WITHIN SAID CITY LIMITS; PROVIDING A SEVERABILITY CLAUSE AND A TEXAS OPEN MEETINGS ACT CLAUSE; AND PROVIDING THE EFFECTIVE DATE UPON PASSAGE OF THE ORDINANCE.

CONSIDERATION AND POSSIBLE ACTION:

10. Consideration and possible action regarding adoption of the following Resolution:
A RESOLUTION REGARDING THE PUBLIC HEARING FOR THE CORRIDOR ENHANCEMENT BOUNDARY AMENDMENT.
11. Consideration and possible action regarding adoption of the following Resolution:
A RESOLUTION CASTING VOTE(S) FOR CANDIDATE(S) FOR THE ELECTION OF THE MONTGOMERY CENTRAL APPRAISAL DISTRICT BOARD OF DIRECTORS.
12. Consideration and possible action regarding adoption of the following Ordinance:
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MONTGOMERY, TEXAS, AMENDING ORDINANCE NO. 2016-18, DATED SEPTEMBER 13, 2016, BY ESTABLISHING AND ADOPTING NEW MONTHLY SERVICE RATES AND CHARGES FOR WATER AND SEWER SERVICE FOR CONSUMERS INSIDE AND OUTSIDE THE CITY PURSUANT TO CHAPTER 90 OF THE CODE OF ORDINANCES OF THE CITY OF MONTGOMERY, TEXAS; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING A TEXAS OPEN MEETINGS ACT CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE AFTER PUBLICATION.

13. Consideration and possible action to receive a report from the Capital Improvement Advisory Committee regarding recommended amendments to Land Use Assumptions and Impact Fee.
14. Consideration and possible action regarding adoption of the following Resolution:
A RESOLUTION CALLING A PUBLIC HEARING BEFORE THE CITY COUNCIL OF THE CITY OF MONTGOMERY, TEXAS TO BE HELD AT CITY HALL, 101 OLD PLANTERSVILLE ROAD, MONTGOMERY, TEXAS, TO HEAR ANY AND ALL PERSONS DESIRING TO BE HEARD ON OR IN CONNECTION WITH ANY MATTER OR QUESTION INVOLVING THE UPDATING OF IMPACT FEES FOR WATER AND WASTEWATER, AND DIRECTING SAID NOTICE BE PUBLISHED IN THE OFFICIAL NEWSPAPER OF THE CITY OF MONTGOMERY, TEXAS AND POSTING ON THE CITY'S WEBSITE.
15. Consideration and possible action regarding adoption of the following Resolution:
A RESOLUTION GRANTING A PETITION FOR ANNEXATION OF A TOTAL OF 3.22 ACRES OF LAND, MORE OR LESS; SETTING A DATE, TIME, AND PLACE FOR TWO PUBLIC HEARINGS ON THE PROPOSED ANNEXATION OF SAID PROPERTIES BY THE CITY OF MONTGOMERY, TEXAS; AND AUTHORIZING AND DIRECTING THE CITY SECRETARY TO PUBLISH NOTICE OF SUCH PUBLIC HEARINGS AND MAKE AVAILABLE TO THE PUBLIC THE CITY ANNEXATION SERVICE PLAN.
16. Consideration and possible action regarding Appointment to the Board of Adjustment.
17. Consideration and possible action regarding award and execution of construction contract documents for Buffalo Springs Drive Bridge Repair subject to receipt of final FEMA, Texas Department of Agriculture, and Texas General Land Office clearance.
18. Consideration and possible action regarding award and execution of construction contract documents for the Houston Street Rehabilitation.
19. Consideration and possible action regarding award and execution of construction contract documents for the Buffalo Springs Drive Waterline Bridge Crossing.
20. Consideration and possible action regarding a Utility and Economic Feasibility Study for the Peter Hill 5.7-Acre Commercial Tract.
21. Consideration and possible action regarding an Escrow Agreement by and between the City of Montgomery and Huffco Services regarding Apache Well Control.

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.

22. Convene into Closed Executive Session as authorized by the Texas Open Meetings Act, Chapter 551 of the Government Code, in accordance with the authority contained in the following:

- a) 551.071 (Confidential consultation with City Attorney);
- b) 551.087 (Deliberation regarding economic development negotiations for a possible Chapter 380 Agreement concerning Montgomery SH 105 Associates); and
- c) 551.074 (Personnel deliberation regarding the City Administrator’s Review).

Reconvene into Open Session to act if necessary on matters discussed in Executive Session.

POSSIBLE ACTION FROM EXECUTIVE SESSION:

23. Consideration and possible action resulting from the item(s) listed under Executive Session.

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

 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 9th day of November 2017 at 5:30 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.
