

NOTICE OF REGULAR TELEPHONE/VIDEO

CONFERENCE MEETING

December 8, 2020

MONTGOMERY CITY COUNCIL

STATE OF TEXAS

AGENDA

COUNTY OF MONTGOMERY

CITY OF MONTGOMERY

NOTICE TO THE PUBLIC IS HEREBY GIVEN in accordance with the order of the Office of the Governor issued March 16, 2020, the Montgomery City Council will conduct a Regular Meeting scheduled for **6:00 p.m. on Tuesday, December 8, 2020**, at City of Montgomery City Hall, 101 Old Plantersville Road, Montgomery, Texas via Zoom Teleconferencing.

This meeting will be closed to in-person attendance by the public. A temporary suspension of the Open Meetings Act to allow telephone or videoconference public meetings has been granted by Governor Greg Abbott. These actions are being taken to mitigate the spread of COVID-19 by avoiding meetings that bring people into a group setting and in accordance with Section 418.016 of the Texas Government Code. Telephonic and videoconferencing capabilities will be utilized to allow individuals to address the City Council. *Members of the public who wish to submit their written comments on a listed agenda item must submit their comments by email to shensley@ci.montgomery.tx.us by 3:00 p.m. on December 8, 2020.*

Members of the public are entitled to participate remotely via Zoom Teleconferencing. Citizens may join the Zoom Meeting by logging on at <https://us02web.zoom.us/j/89575197225> and using **Meeting ID: 895 7519 7225**. They may also join by calling (346) 248-7799 and entering the **Meeting ID: 895 7519 7225**. The Meeting Agenda Pack will be posted online at www.montgomerytexas.gov. The meeting will be recorded and uploaded to the City's website.

Notice - any person(s) using profane, abusive or threatening language may result in them being removed from the Teleconference Meeting.

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. City 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 of the Regular Meeting held on November 10, 2020, and Special Meeting held on November 17, 2020.
2. Consideration and possible action regarding an Application by Chipotle Mexican Grill, #3816, for a BG - Wine and Beer Retailer's Permit located at 20165 Eva Street, Montgomery.
3. Consideration and possible action regarding adoption of an Escrow Agreement by and between City of Montgomery, Texas and Josh Cheatham regarding Montgomery Food Truck Park (Dev. No. 2007).

4. Consideration and possible action regarding adoption of an Escrow Agreement by and between the City of Montgomery, Texas and Devpoint, LLC for the Kammerer 389 Acre Tract Development (Dev No. 2006).
5. Consideration and possible action regarding authorizing Jones and Carter to prepare a Utility and Economic Feasibility Study for Devpoint, LLC for the Kammerer 389 Acre Tract Development (Dev. No. 2006).
6. Consideration and possible action regarding the Annual Renewal of the Permit for Cedar Crest Mobile Home Park.

CONSIDERATION AND POSSIBLE ACTION:

7. Consideration and possible action regarding electing the Mayor Pro-Tem.
8. Consideration and possible action regarding adoption of the following Ordinance:
AN ORDINANCE AUTHORIZING AND ALLOWING, UNDER THE ACT GOVERNING THE TEXAS MUNICIPAL RETIREMENT SYSTEM, "UPDATED SERVICE CREDITS" IN SAID SYSTEM ON AN ANNUAL BASIS FOR SERVICE PERFORMED BY QUALIFYING MEMBERS OF SUCH SYSTEM WHO AT THE EFFECTIVE DATE OF THE ALLOWANCE ARE MEMBERS OF THE CITY OF MONTGOMERY; PROVIDING FOR INCREASED PRIOR AND CURRENT SERVICE ANNUITIES FOR RETIREES AND BENEFICIARIES OF DECEASED RETIREES OF THE CITY; PROVIDING FOR PARTICIPATION OF THE CITY IN THE SUPPLEMENTAL DEATH BENEFITS FUND OF THE TEXAS MUNICIPAL RETIREMENT SYSTEM, TO PROVIDE CERTAIN IN-SERVICE DEATH BENEFITS FOR EMPLOYEES, AND DEATH BENEFITS FOR ANNUITANTS WHOSE LAST EMPLOYMENT BEFORE RETIREMENT WAS WITH THE CITY OF MONTGOMERY, TEXAS. AUTHORIZING AND ALLOWING, UNDER THE ACT GOVERNING THE TEXAS MUNICIPAL RETIREMENT SYSTEM, RESTRICTED PRIOR SERVICE CREDIT TO EMPLOYEES WHO ARE MEMBERS OF THE SYSTEM FOR SERVICE PREVIOUSLY PERFORMED FOR VARIOUS OTHER PUBLIC ENTITIES FOR WHICH THEY HAVE NOT RECEIVED CREDITED SERVICE; AND ESTABLISHING AN EFFECTIVE DATE FOR THE ORDINANCE.
9. Consideration and possible action regarding adoption of the following Ordinance:
AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF MONTGOMERY, TEXAS, ADOPTING A COMPREHENSIVE PLAN FOR THE CITY OF MONTGOMERY, TEXAS; REPEALING ALL OTHER CONFLICTING ORDINANCE PROVISIONS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A TEXAS OPEN MEETINGS ACT CLAUSE; AND PROVIDING AN EFFECTIVE DATE.
10. Consideration and possible action regarding adoption of the following Resolution:
RESOLUTION AMENDING THE CITY OF MONTGOMERY POLICIES & PROCEDURES MANUAL, SECTION 3.04 CALL-OUT PAY AND SECTION 3.07 - LONGEVITY PAY.
11. Consideration and possible action regarding adoption of the following Ordinance:
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MONTGOMERY, TEXAS, AMENDING ITS MUNICIPAL BUDGET FOR THE FISCAL YEAR 2019-2020, BUDGET AMENDMENT NO. 2; PROVIDING A REPEALING CLAUSE AND A TEXAS OPEN MEETINGS ACT CLAUSE; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE.
12. Consideration and possible action regarding reappointment of Municipal Court Judge Robert Rosenquist and Associate Municipal Court Judge Gary Scott.

13. Consideration and possible action regarding Board Appointments:

- a) Planning and Zoning Commission Members
- b) Montgomery EDC Board Members

14. Consideration and possible action on Department Reports.

- A. City Administrator's Report
 - ❖ Park Board Update
- B. Public Works Report
- C. Police Department Report
- D. Court Department Report
- E. Utility/Development Report
- F. Water Report
- G. Financial Report & Quarterly Investment Report
- H. Engineer's Report
- I. Sales Tax Report

15. Consideration and possible action regarding adoption of the following Resolution:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MONTGOMERY, TEXAS AUTHORIZING THE MAYOR TO EXECUTE ANY AND ALL DOCUMENTS ON BEHALF OF THE CITY OF MONTGOMERY, TEXAS NECESSARY TO EFFECTUATE THE PURCHASE OF PROPERTY FROM MONTGOMERY INDEPENDENT SCHOOL DISTRICT INCLUDING ANY LOAN DOCUMENTS RELATED TO SUCH PURCHASE

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.

16. Adjourn 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) Section 551.071 (consultation with attorney) – Liquidated damages for Lift Station No. 1 Contract.

Reconvene into Open Session.

POSSIBLE ACTION FROM EXECUTIVE SESSION:

17. Consideration and possible action(s), if necessary, on matter(s) deliberated in Closed 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 the 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 4th day of December 2020 at 3:30 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.

MINUTES OF REGULAR TELEPHONE CONFERENCE/VIDEO MEETING

November 10, 2020

MONTGOMERY CITY COUNCIL

CALL TO ORDER

Mayor Sara Countryman declared a quorum was present and called the meeting to order at 6:00 p.m.

Present:	Sara Countryman	Mayor
	Kevin Lacy	City Council Place # 1
	Randy Burleigh	City Council Place # 2
	T.J. Wilkerson	City Council Place # 3
	Rebecca Huss	City Council Place # 4
	Tom Cronin	City Council Place # 5

Absent:

Also Present:	Richard Tramm	City Administrator
	Dave McCorquodale	Assistant City Administrator
	Susan Hensley	City Secretary
	Alan Petrov	City Attorney

INVOCATION

T.J. Wilkerson gave the Invocation.

PLEDGE OF ALLEGIANCE TO FLAGS

VISITOR/CITIZENS FORUM:

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Rebecca Huss said it has been an honor to serve the City, businesses, and residents for the last six and a half years and it has also been a privilege to work with the professional team they have assembled at City Hall and she wants to thank everyone for their time and patience and she looks forward to seeing everyone in a less professional setting. Rebecca Huss said she appreciated everyone's time and professionalism over the years.

Mayor Countryman said all of Rebecca Huss' help will be missed and she has done a great job on Council. Mayor Countryman thanked Rebecca Huss for all she has done.

CONSENT AGENDA:

1. Matters related to the approval of minutes of the August 31, 2020, Budget Workshop, and October 27, 2020, Regular Meeting.
2. Consideration and possible action regarding adoption of the following Resolution:
RESOLUTION BY THE CITY COUNCIL FOR THE CITY OF MONTGOMERY, TEXAS,
DESIGNATING THE COURIER NEWSPAPER AS THE OFFICIAL NEWSPAPER FOR
THE CITY OF MONTGOMERY AND AUTHORIZING THE CITY ADMINISTRATOR
TO EXECUTE A CONTRACT.

Tom Cronin said he had a question regarding item #2. Tom Cronin asked Mr. Richard Tramm why they do not use a local newspaper because they do print legal notices. Mr. Tramm said they do not have the distribution that is required.

Tom Cronin moved to approve the Consent Agenda as presented. Rebecca Huss seconded the motion, the motion carried unanimously. (5-0)

CONSIDERATION AND POSSIBLE ACTION:

3. Consideration and possible action regarding adoption of the following Proclamation:
A PROCLAMATION RECOGNIZING GRADUATING MONTGOMERY HIGH SCHOOL
MONTGOMERY BEARS THAT ARE SERVING THEIR COUNTRY.

Mr. Tramm read the following Proclamation into the record:

***WHEREAS**, the City of Montgomery, Texas Mayor and Members of City Council are pleased and honored to pay tribute to the dedicated veterans who have served this great nation with such distinction, both in peacetime and in war; and*

***WHEREAS**, our community has a continuing sense of gratitude to those who have given so much in the defense of the freedoms which we all continue to enjoy; and*

***WHEREAS**, Americans have an abiding faith in the ideals and strengths on which our great nation was founded, in our democratic process, and in the men and women of the armed forces who have served our Country so well; and*

***WHEREAS**, in honor of these dedicated men and women, we pledge our continued defense of our nation so that their sacrifice will stand before the entire world as a tribute to the spirit and determination of a people dedicated to the principles of freedom and democracy; and*

***WHEREAS**, the City would like to honor the Montgomery High School Montgomery Bears who have graduated in the last four years and we know are now serving our Country:*

*Dillon Coleman – Class of 2019 – United States Marine Corps
Daniel McCoy Jr. – Class of 2019 – United States Marine Corps
Isaiah Prince – Class of 2019 – United States Air Force
Davis Payne – Class of 2019 – United States Navy
Brady Smith – Class of 2019 – United States Navy
Noel Spurlock – Class of 2019 – United States Navy
Scott Spurlock – Class of 2016 – United States Navy*

***WHEREAS**, on this patriotic occasion, let us all commit ourselves to the great need of fostering a spirit of rededication to the ideals that have served as the foundation of this great country – “One nation, under God, indivisible, with liberty and justice for all.”*

Mayor Countryman stated that she and the members of City Council of the City of Montgomery, do hereby proclaim November 11, 2020, as:

Honor Our Veterans Day

in the City of Montgomery, and urge all our citizens to honor our veterans and rededicate themselves to the preservation of our liberties under the Constitution.

Rebecca Huss moved to adopt the Proclamation as stated by Mayor Countryman. Randy Burleigh seconded the motion, the motion carried unanimously. (5-0)

4. Consideration and possible action regarding Certificate of Acceptance for public water and public sanitary sewer infrastructure to serve the Shoppes at Montgomery Retail Plaza Public Waterline Extension (Dev. No. 1018) including acceptance of maintenance bond.

Mr. Tramm said this work serves the Shoppes of Montgomery Retail Plaza which is located on SH 105 on the east side of the City.

Mr. Roznovsky, City Engineer stated this is a 300-foot waterline that goes between the retail center spaces and along the driveway of Starbucks.

Rebecca Huss said Mr. Roznovsky's letter seemed lacking in any request for additional activity or comment and asked if this was because it was done exactly to standards. Mr. Roznovsky said they had the final inspection, and it has been completed. Mr. Roznovsky said the one-year warranty is from October 16, 2020, until October 16, 2021. Mr. Roznovsky said Mr. Randy Roan was the contractor who does great work so the list of items that were on there was minor such as painting the boxes and things like that. Mr. Roznovsky said Mr. Roan knows what he is doing, and they have a good reputation with him, and it was a simple project.

Randy Burleigh moved to issue a Certificate of Acceptance for public water and public sanitary sewer infrastructure to serve the Shoppes at Montgomery Retail Plaza Public Waterline Extension (Dev. No. 1018) including acceptance of maintenance bond and begin the contractor's one-year warranty as of October 16, 2020. Tom Cronin seconded the motion, the motion carried unanimously. (5-0)

5. Consideration and possible action regarding variances, as recommended by the Montgomery Planning and Zoning Commission, to City Code of Ordinances, Chapter 78 – Subdivisions, Sections as detailed below:

- a) Section 78-125 - Streets: A request for non-residential driveway spacing of approximately 60-feet adjacent left corner clearance and approximately 100-feet adjacent right corner clearance instead of the required 185-foot spacing on secondary streets for Moon Over Montgomery located at 1062 Clepper Street.

Mr. Tramm said the Planning and Zoning Commission has considered and approved the request for the variance.

Mr. Roznovsky said the ordinance says they cannot deny a driveway for commercial development if they do not have the spacing. Mr. Roznovsky said what they have proposed is fine. Mr. Roznovsky said the driveway for Jim's Hardware is a back entrance so there is not a lot of traffic and they did not have any issues with what they were proposing.

Randy Burleigh asked if this driveway coming into the circle is going to be one-way. Mr. Roznovsky said this is only in reference to their driveway onto Clepper Street and not their site plan specifically. Randy Burleigh said that may change then. Mr. Roznovsky said that is correct and said they have gone through a couple of variations and do not know if this is current or not, but they are following the number of spacing requirements for a Special Use Permit which is one and a quarter per cottage.

Rebecca Huss said basically what Mr. Roznovsky is saying is that Council is required to give them driveway access to their property and that this driveway itself makes sense from a safety perspective given the site plan itself and then relative to all the other activity going on at Clepper Street. Mr. Roznovsky said it does. Mr. Roznovsky said their main concern was there is a cross street immediately behind the Community Center and then you have Jim's Hardware driveway and going either direction is the best where they have it.

Rebecca Huss moved to approve the request for a non-residential driveway spacing of approximately 60-foot adjacent left corner clearance and approximately 100-foot adjacent right corner clearance instead of the required 185-foot spacing on secondary streets for Moon Over Montgomery located at 1062 Clepper Street. T.J. Wilkerson seconded the motion, the motion carried unanimously. (5-0)

- b) Section 78-96 – Parking Requirements: A request to use the TrueGrid paving system in lieu of concrete or asphalt for the parking lot surface of the proposed Montgomery Food Truck Park located at 21806 Eva Street.

Mr. Tramm said this is specifically to use as an alternative surface in lieu of concrete or asphalt to allow for a more permeable surface.

Mr. Jonathan White, Senior Project Manager, Partner with L Squared Engineering said the concept of this project is proposed to be a food truck venue and it is not going to be a low-end park. Mr. White said there have been several of these around that have been very successful. Mr. White said with preserving canopy trees around picnic areas, and potential cornhole and volleyball courts, the Truegrid system blends well with the overall concept they are trying to achieve. Mr. White said that is why they are trying to proceed with a variance on the driveway because blacktop concrete or black asphalt does not blend very well with the product they are trying to create.

Mr. White said the project is a moving target in the sense that they may do less parking initially just with COVID-19 and things that may be coming up in the future. Mr. White said Truegrid is a very expensive product and is more expensive than concrete and so not knowing what is to come, they may shrink this down and this may not be the final product. Mr. White said he wanted everyone to know that considering the variance.

Mr. White said the Truegrid product is a green pavement system and a pervious surface with eight inches of cross-sections of a crushed aggregate with a locked grid system that is placed over the top and then backfilled with the same aggregate. Mr. White said they have chosen to do the heavy-duty load so it will be able to carry the weight of an 8,000-pound fire truck. Mr. White said it has a 25-year life span and they have used it

in a few locations. Mr. White said when Jones & Carter was speaking with the Planning and Zoning Commission they mentioned they used it in some of their projects as well.

Randy Burleigh asked if this is what was used for the parking lot at Hodge Podge Lodge. Mr. White said this is a far more superior product. Mr. White said it is a lock-in grid system that has an aggregate backfill that allows the pavement to still be permeable.

Rebecca Huss said Whole Foods used this in a couple of their parking lots and it stands up to some very aggressive traffic usage. Mr. Roznovsky said their only comment was to extend the driveway off of SH 105 because of the potential high speeds coming off the highway but they have no objection to using the system.

Mayor Countryman asked if including 101 parking spots was correct. Mr. White said yes on this project and it might not be the pavilion, but it will be a few food trucks. Mr. White said the people that are doing this project are food truck owners and not a series of investors. Mr. White said they will probably do a lot less parking upfront to be able to meet code minimums and as the business expands and they continue to get capital then the project can expand.

Mayor Countryman asked what happens when the food truck fad goes away, what will happen to this area. Mr. White said hopefully it does not but the people who are planning this project have a very good inroad with the cornhole community and they plan on hosting large events, and hopefully expand it to the volleyball community and things like that so they are hoping to be able to host events as some of the events have been televised by ESPN so that is the kind of thing they are trying to bring here and the fad just will not fade away. Mr. White said it is like self-storage and RV parks and does not see those ever going away.

Rebecca Huss said the first time she saw the Truegrid system was maybe five years ago and she thinks the system is better than asphalt as it provides super permeability, lower heat, a smaller impact on the environment, and is a better system and the solution for parking.

Mayor Countryman asked if there was a name for the project. Mr. White said it is Montgomery Food Trucks right now. Mr. White said they are not ready to reveal the actual food trucks but thinks they will be exciting once they can come to the table with more details.

Tom Cronin said he thinks it is a great idea and they should go for it as he thinks it would be good for the City. Tom Cronin said he liked the different technology being utilized and he sees it as more beneficial than asphalt or concrete and it is an excellent product.

Tom Cronin moved to approve the variance to use the Truegrid paving system in place of asphalt or concrete for the parking lot at 21806 Eva Street in Montgomery, Texas. T.J. Wilkerson seconded the motion.

Discussion: Randy Burleigh asked if the motion would include the 75-foot that was recommended by Jones & Carter from the main road SH 105. Tom Cronin asked if it should be a separate motion and said he was under the impression the motion was just regarding the Truegrid paving system. Mayor Countryman said she thought the 75-foot was already included in the plat.

Mr. Roznovksy said it is a bit different and thinks they are proposing 45 or 55-feet. Mr. Roznovsky said to be efficient, wording the motion that makes it more general it is 75-feet since it does sound like their site plan is changing and that they provide a sufficient driveway of concrete coming off of SH 105 as approved by staff. Mr. Roznovsky said the wording could be something to that effect, so they do not have to come back if they change their site plans slightly. Rebecca Huss said she thinks you can sort it out when you do the plat. Mr. Roznovsky said when they do the site plan that will all be approved.

Rebecca Huss asked if they are leaving the motion alone and will deal with it administratively as it comes.

The motion carried unanimously. (5-0)

- c) Section 78-3 – Purpose, statutory authority; territorial jurisdiction, (d) water and sanitary sewer service: A request to waive the platting requirement for a property to receive water and sanitary sewer service for Texas Twist and Shakes, LLC located at the northeast corner of Caroline and Liberty Streets in the historic downtown.

Mr. Tramm said this lot has already been paved and previously used as a parking lot downtown, a former Laughter property, and it will have temporary surface uses and there are not going to be new permanent structures erected and the pavement is not being removed to put permanent buildings in place. Mr. Tramm said staff is supportive of the variance request.

Mr. Dave McCorquodale, Assistant City Administrator said due to his vacation schedule and Mr. Roznovsky being out, Planning and Zoning did not have the benefit of being able to have the opinion of the engineer when they made their recommendation to approve the variance. Mr. McCorquodale said the rationale he follows is to obtain water and sewer taps you must plat when there is no development taking place and he and Mr. Roznovsky are both on the same page. Mr. McCorquodale said to him it is almost like the chicken and the egg in that is our utility taps in and of themselves development or is the stuff that comes after the taps the development.

Mr. Bill Clevenger, the Developer said he is bringing in a food vendor piece of equipment and the type of equipment will not be as mobile as is for a typical food truck because the machines inside cannot be powered off of a generator and he needs a constant source of electricity. Mr. Clevenger said with the lot being in the City and having access to water and sewer, he wanted to make a clean situation by hooking up the City's water and sewer to it, and that way it is a nice neat package for the entity itself.

Tom Cronin asked if it will be secure so other food trucks or something of that nature would not be able to come in and utilize the equipment and water and sewer taps. Mr. Clevenger said he does not believe in doing anything that would bring any detriment to the City or the aesthetics to the Historic District so it would be nice and clean and secure and done by professional contractors that currently do business in the City.

Rebecca Huss asked where the sewer lines run in that area. Mr. Roznovksy said they are along McCowan Street, the backside of the property and then the water is on the opposite side of Caroline Street. Rebecca Huss asked would the sewer pipe run above ground from the front part of the lot to the back part of the lot. Mr. Clevenger said no it would be buried.

Mr. Clevenger said what he explained to Mr. Tramm and Mr. McCorquodale was there is currently an electric pole on the property the City is currently utilizing, and it was mentioned they would have to move that pole. Mr. Clevenger said there is no need to move the pole and create any more expense for the City. Mr. Clevenger said the pole can remain where it is.

Mayor Countryman said for water and sewer she understands the trailers must use it and asked if there is going to be a restroom on site. Mr. Clevenger said no, he has access to a restroom.

Mayor Countryman asked if this is semi-permanent. Mr. Clevenger said it is semi-permanent.

Tom Cronin said it is right next to his property and he has no problem with it at all. Tom Cronin thinks it will be good for the City and bring more families downtown since it is a different product than is currently being offered in the Historic District.

Mr. Clevenger said as he explained to the Planning and Zoning Commission, they want to compliment all the restaurants in the historic downtown area including the fact that he knows there is some parking there. Mr. Clevenger said he is open to working with all groups during festival time and strategically next store is the Cozy Grape. Mr. Clevenger said he is not there to make a hindrance to the City but to compliment the City and all businesses.

Mr. Tramm said the whole area is used for parking space today and asked if some of that space that is on Mr. Clevenger's property remains available for parking at any time. Mr. Clevenger said yes.

Mr. Tramm asked Mr. Clevenger if he understands that it is his responsibility to make sure both the wastewater and water service there is secure if his truck is not hooked up to it so that no one else can have access to it. Mr. Clevenger said absolutely.

Mr. Roznovsky said the request in front of City Council is just a variance to not have to go through the platting process for this property. Mr. Roznovsky said it is not yes or no concerning the development as they do not have any concern with the development itself, it is just the platting process. Mr. Roznovsky said what the Planning and Zoning Commission approved was to recommend the variance, and their recommendation is to not, and the reason is it is a development of the property so it follows the rule of a development plat. Mr. Roznovsky said it does not need to go through the whole process, it is something that is prepared by their surveyor which he already has and it is just like they did on the Heritage parking lot and other things of that nature. Mr. Roznovsky said in his opinion, Mr. Clevenger is developing a property based on those two definitions he put in his letter. Mr. Roznovsky said it is not anything against the development, it is just the fact of skipping the step of doing the development plat.

Randy Burleigh asked if the Planning and Zoning Commission was aware of Mr. Roznovsky's comments and still wanted to approve it. Mr. Roznovsky said this memo was not delivered to the Planning and Zoning Commission and he was not in attendance and does not know if that came up as a discussion point.

Mr. McCorquodale said correct and the fact that it was not on the Planning and Zoning Commission's agenda, the ball got dropped on his end with going on vacation and then the very next week Mr. Roznovsky was out. Mr. McCorquodale said he has spoken with Mr. Jeff Waddell about it to ensure him this is not going to happen in the future.

Mayor Countryman asked what the advantage is of not platting and why would they want to plat or why would they not want to plat. Mr. Roznovsky said from the City's perspective, having it platted sets your building lines and sets any easement setbacks, etc. that are required. Mr. Roznovsky said the development plat is the simplest form you can do or allowed by the ordinance, which can be done by a surveyor which he already has a survey of the site, and it is approved on the staff level. Mr. Roznovsky said the benefit to not doing it is the time and cost perspective because there is a cost to preparing the document and preparing the request, but it is minimal in comparison to going through the platting process. Mr. Roznovsky said as this goes down the road and this food truck goes away and now there is a permanent water and sewer connection there it becomes a permanent snow cone stand or something like that and

the difference here is the whole permanent versus non-permanent and thinks it is a gray area. Mr. Roznovsky said they recommend that all the properties you are serving water and sewer are platted and that is the rule that you have them platted. Mayor Countryman asked if he had not made any exceptions before. Mr. Roznovsky said he thought of ones similar to this and Snoballs by Jim's Hardware is on a platted property and has a separate water and sewer connection. Mr. Roznovsky said the food truck park is going to have to go through the platting process and any new development that has been platted. Mr. Roznovsky said Best Donuts tore down and rebuilt and went through the platting process and said at least since their tenure as City Engineer, he cannot think of any taps that were allowed specifically for commercial or non-single family that did not have a plat on the property of some type. Mayor Countryman said that is typically what they have seen and have not made exceptions.

Mr. McCorquodale said it is worth noting too that this may be the only time a business has asked for taps and it is not proposing to build anything and is just another point of consideration. Mr. Clevenger said right and the fact that there is no permanent structure and so in the future, there would be something constructed that would have a foundation, a pad, etc. then he could foresee it.

Mayor Countryman asked what happens if this is wildly successful and you decide to go ahead and build a storefront like a drive-thru, then would they have to go back and ask to plat the new building or how would that work if they approved the variance tonight. Mr. Tramm said they see the variance as operating only for bringing a truck item out there and the minute that some kind of permanent structure or its own free-standing structure that is not on wheels is looking to be added, it will trigger the platting requirement. Mr. Roznovsky said correct.

Mayor Countryman asked if you need an ordinance for semi-permanent. Rebecca Huss said that makes sense to put it in the motion to dispel any doubt that this is purely for the current situation either for a change of use or a change of ownership that a plat would be required. Mr. Tramm said he thinks staff would have no objection to that.

Randy Burleigh asked if that would affect the size of the tap and the impact fee related to that tap size. Mr. Roznovsky said correct and if it is not platted, theoretically it would fall in the 200 percent rule and not the impact fee rule. Mr. Roznovsky said the ordinance states that

before the impact fee ordinance you pay a cost-plus 200 percent and post-impact fee ordinance you pay the impact fee and then the true cost for the taps. Randy Burleigh asked if you are required a plat like everyone else then you would have to pay an impact fee. Mr. Roznovsky said that is correct. Randy Burleigh said so it gets around the impact fee, but it is called the 200 percent. Mr. Roznovsky said correct, he would not have to pay the impact fee, but he would pay the cost, plus 200 percent. Mr. Clevenger said which is almost equal according to the Planning and Zoning Commission. Mr. Roznovsky said correct, it is a close number especially when we are talking about the amount of water that is a residential size tap. Mr. Clevenger said correct, he would not even be utilizing more than a single-family home because he is not cooking anything and there is no grease trap, there is nothing.

Tom Cronin said the Planning and Zoning Commission has approved it and staff has no problem with it and he thinks it is somewhat of a unique situation and there is not going to be any permanent building as of right now. Tom Cronin said Mr. Roznovsky keeps talking about development, but this is a food trailer, and it is semi-permanent and again if it changes, then the City addresses that situation.

Rebecca Huss said let them go ahead and make the motion with the caveat that any change of use or change of ownership or both are included in the variance. Rebecca Huss asked Mr. Alan Petrov, City Attorney if that was okay for a variance like this and the tap will still be there but then obviously the need for a plat will come back up. Mr. Petrov said you can certainly add that condition where a change would then necessitate the development plat.

Mayor Countryman asked if this is going to set a standard moving forward with others asking for a variance. Mr. Tramm said in this particular case where this is such a unique situation and putting handcuffs on it with the motion that has been put forward and this also had a staff concurrence before it ever came to the Planning and Zoning Commission or City Council. Mr. Tramm said he thinks that is a very narrow path for anyone to try and replicate and does not see another situation that matches everything exactly.

Mayor Countryman said Tom Cronin has typically been against food trucks and asked if he is sure this is good and said she is excited to see that he likes them. Tom Cronin said he mentioned the food truck development that Mr. Chris Cheatham is working on and thinks it is great. Tom

Cronin said he does not like a mishmash of food trucks in the Historic District because they do not pay property taxes and there are a lot of reasons why he does not. Tom Cronin said Mr. Clevenger bought the property and he is paying property tax and just like any other business downtown, it just happens to be a semi-portable trailer rather than a permanent structure. Mayor Countryman said she just wanted to make sure he was good with it. Tom Cronin said he does not have a problem with it at all and thinks it is something new and unique and he thinks it would bring people downtown.

Mr. Clevenger said that when everyone does get to see the design, it will truly be a nice compliment to Montgomery, Texas. Mayor Countryman said there are ordinances as to how that must look because that is in the Historic District. Mr. Clevenger said according to the Planning and Zoning Commission everything looked good. Mayor Countryman said she just wants to make sure and would not want for him to have it painted or wrapped and then it not be as aesthetically pleasing then have to go back and do it again or be against the ordinance and that is why she wanted to mention that. Mr. Clevenger said he appreciates that and thanked Mayor Countryman.

Kevin Lacy asked Mr. Clevenger how soon he would be open. Mr. Clevenger said he would like to bring the trailer in the middle of the month and have it set there so they can begin to start the process of checking out measurements and lines. Mr. Clevenger said the trailer is ready and it is just the fact of getting it set and properly marked and go through the process of submitting the application for the water and the sewer and getting the electric hooked up. Mr. Clevenger said he is in no major rush but just wants to start getting things where they need to be.

Rebecca Huss moved to approve the request to waive the platting requirement for the property to receive water and sanitary sewer service for Texas Twisted Shake, LLC located at the northeast corner of Caroline and Liberty Streets in the Historic Downtown District and this variance is void upon change of use or change of ownership.

Randy Burleigh said maybe next time the Planning and Zoning Commission and staff could be sure the City Engineer gets a chance to look at the information before it gets this far down the road.

Tom Cronin seconded the motion, the motion carried unanimously. (5-0)

6. Consideration and possible action regarding adoption of the following Ordinance:

AN ORDINANCE BY AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF MONTGOMERY, TEXAS, AMENDING CHAPTER 64, "PEDDLERS, SOLICITORS, AND VENDORS," ARTICLE II, "PERMIT," SECTION 64-30, "CLASSIFICATIONS; TERMS; FEE," AND SECTION 64-31, "APPLICATION," OF THE CODE OF ORDINANCES OF THE CITY OF MONTGOMERY, TEXAS TO INCREASE THE TERM FOR PERMITS ONE MONTH TO SIX MONTHS, AMEND ASSOCIATED FEES AND AMEND CERTAIN APPLICATION REQUIREMENTS FOR PEDDLER, SOLICITORS, HAWKERS, AND VENDORS; REPEALING ALL OTHER CONFLICTING ORDINANCE PROVISIONS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A TEXAS OPEN MEETINGS ACT CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Mr. Tramm said this ordinance was revised earlier this year and staff realized there were a couple of items they wanted to come back and revisit with Council. Mr. Tramm said they intended to add a 6-month term option in addition to a 1-month term for the permits for all classes. Mr. Tramm said this is aimed at the food trucks that want to regularly come to the City because there is a certain hurdle that comes with having to come in and apply for that permit each month and there have been some complaints about that and this would make it easier for them to do repetitive business with the City and that is contained within Sec 64-30. Mr. Tramm said also they want to better specify the entity information they receive from vendors and essentially they were getting very basic information and now they are requesting the same information they would have for any business that is permitted for doing business in the City which is in Sec 64-31. Mr. Tramm said those are the primary changes.

Mr. Tramm said one of their concerns was that some of these classes might be people that are operating door to door or operating from temporary locations, they would have a better record of who it is that is operating there should they need to know that information later.

Mayor Countryman asked if this also allows them to 100 percent capture tax revenue. Mr. Tramm said they are still dependent on the businesses properly filing them, but that is one thing they will be discussing at the time of permitting and reminding them of the legal

requirement. Mr. Tramm said they want to make sure they are properly capturing every tax dollar.

Tom Cronin asked if they address liability insurance issues at all. Mr. Tramm said that is one of the requirements for being able to obtain the permit and to get the permit at the 6-month level they must provide proof of insurance.

Randy Burleigh asked if they are still working on the other sections as he knows some other sections that Council gave recommendations to change in August. Mr. Tramm said he was not certain what Randy Burleigh was specifically referring to. Rebecca Huss said she thinks that the motion they made in August included changes they would have made before they codified it so they made the motion subject to changes like the hours and that does not include them because that was part of the motion to change the hours. Mr. Tramm said correct.

Rebecca Huss moved to approve the additional changes to the ordinance amending Chapter 64. Randy Burleigh seconded the motion, the motion carried unanimously. (5-0)

7. Consideration and possible action regarding review of the City of Montgomery Draft Comprehensive Plan.

Mr. Tramm said the Draft Comprehensive Plan was presented to City Council on October 27, 2020, and discussed. Mr. Tramm said staff has taken input from that discussion and made changes to the Draft Comprehensive Plan which resulted in the updated version that is being presented tonight. Mr. Tramm said the changes made include updating the Draft Plan to more clearly state the intent and desire to provide mobility and connectivity throughout all community areas in the City of Montgomery, provide clearer detail to elements of the Plan, and include general grammar descriptive updates as well.

Mr. Tramm said the City has been working on the Comprehensive Plan for some time and it is important to note for the record that this Draft Comprehensive Plan was developed through a series of five community meetings held during 2019 to receive input from both residents and local businesses. Mr. Tramm said the City also held a virtual Town Hall Meeting on July 8, 2020, to review the original version of the draft of this Draft Comprehensive Plan. Mr. Tramm

said the actual draft document was originally developed by Walter Peacock, a community planning specialist with Texas A&M University's Texas Sea Grant and Community Resilience Collaborative Programs.

Mr. Tramm said Comprehensive Plans guide public policy in areas such as transportation, land use, recreation, and housing while also serving to assist City Council when setting budget priorities for future projects. Mr. Tramm said additionally the Plan serves as the legal basis for future land use zoning and is required for many grant funding opportunities.

Mr. Tramm noted there are population-based numbers included which should use Census numbers versus locally derived numbers, which means the City will need to update such numbers within the Comprehensive Plan after new Census data becomes available to the City next year.

Mr. Tramm said since the last Council meeting they have also received some additional comments from Council. Mr. Tramm said Mr. McCorquodale did all the work and will now share some of the specific details versus the broad version he glossed over.

Mr. McCorquodale said you will notice a difference just in the overall formatting and a cleaner look of the document. Mr. McCorquodale said rather than hit on all the highlights, he would be happy to address any specific questions or comments that Council may have.

Randy Burleigh said it is a much cleaner document and thanked Mr. McCorquodale.

Mr. Tramm said he received additional comments from Randy Burleigh and T.J. Wilkerson came in and spent some time with Mr. McCorquodale last week going through the document.

Mr. McCorquodale said Councilman Wilkerson's comments touched on all aspects of the Plan and as he reviewed it there were a couple of instances where the north side, or the Martin Luther King community was called out a lot of the time and the document, but they do not get down to specifics such as a flashing yellow light at a specific intersection in town or sidewalks on a specific street in town, it talks more about the broad level of the mobility in town or the traffic safety in town. Mr. McCorquodale said as he was speaking with T.J. Wilkerson this

evening trying to explain why there might not be exactly what was changed, he would be happy to run through those points to show where in the Plan those comments are addressed.

T.J. Wilkerson said they talked about the sidewalks, pathways, and the traffic conditions on Martin Luther King Drive and a sign would also be something to include. T.J. Wilkerson said they want to make everything equal and not just that he is the one that represents the north side but thinks they all should represent all parts of Montgomery. T.J. Wilkerson said he had a concern because people have said they drive by and look at all the parks that have a bench except Homecoming Park and he is always asked why that park does not have a bench like all the other parks. T.J. Wilkerson said when they start, their advantage point has always been the way you stand in life is always how you see things, and where they stand, they did not see that inclusion of the Comprehensive Plan where they would tie into the culture and the history and the makeup of Montgomery and that is one of the things which everyone wants to feel unity and be a part of. T.J. Wilkerson said they will continue to push sidewalks because that is a safety issue and he thinks they could do that and tie into the Historical District somewhere and they can go back and clean up a lot of the history. T.J. Wilkerson said this man from Katy must have interviewed a lot of older people and does not know where he got a lot of his research from but that is easy to go back and redo, but for the development or sidewalks or putting in aesthetic beauty or trying to get more grants for homes, these are some of the things that will benefit not only that part of town but the whole City because if everyone rises up that means there is more revenue for the City and not just limited for one part of town. T.J. Wilkerson said these are some of the things they can continue to work on as a group and they do not have to tackle them all but they can say they will work on the sidewalks or the history and can start with one element and work their way through this Comprehensive Plan. T.J. Wilkerson said for some reason the Comprehensive Plan is not reaching out to the people who feel like they are left out all the time and they need to keep working on that.

T.J. Wilkerson said he likes the sign of the design of Montgomery and somewhere in Montgomery would be a nice time to display it throughout the City or even display it on the side of a building somewhere. T.J. Wilkerson said those are some of the ideas and he has a lot more.

Mr. Tramm said as they continue moving forward, they want to keep hearing stuff like that. Mr. Tramm said some of the things that involved specific details that were discussed at the last meeting are those items that Public Works is working on and would expect to have in place by March 31, 2021. Mr. Tramm said some of those address some of the park items and roadway signs. Mr. Tramm said in terms of sidewalk space, they are trying to determine what the cost would be, and the issue along FM 149 is it is a State highway and not a City road so that is a State right-of-way and once they have a cost they will look at what it would take to coordinate with TxDOT. Mr. Tramm said those are actions they are planning in the short to medium-term future as well.

Mr. Tramm said he wants to say for the record they are actively working on some of these items right now and plan to have addressed in the coming months. Mr. Tramm said he realizes it does not happen overnight, but he wants to make sure it is understood that the work is moving forward.

T.J. Wilkerson asked if they have a good relationship with the County and State representatives to work with them to work with TxDOT. Mr. Tramm said they have their own relationship with TxDOT that he feels is pretty good as well as his intention if necessary to approach their State delegation, State representatives, and particularly at the State Senate level if that is a place where they might need assistance. T.J. Wilkerson said when they do reach out to them they need to let them know that they represent everyone and not just certain people of color. Mr. Tramm agreed and said certainly the northern corridor as it is an important gateway and entry into the town and not just for the residents that live on the north side of town but for the people that enter the town from the north.

Kevin Lacy asked Mr. Tramm if certain concerns were or were not put into the Comprehensive Plan. Mr. McCorquodale said many of them were already in there and he would be happy to run through the comparative list of Councilman Wilkerson's comments where they are in the Comprehensive Plan right now.

Mr. McCorquodale said the first couple of comments were on mobility and two of the comments were to provide sidewalks or improve conditions between the north side and downtown and add sidewalks along Martin Luther King Drive. Mr. McCorquodale said on

page 84 of the Draft Comprehensive Plan the first few sentences speak to the fact that the City needs these sidewalks. Mr. McCorquodale said he lives on Old Plantersville Road and there are no sidewalks there but the Comprehensive Plan is not going to say we need a sidewalk on Old Plantersville Road or on Martin Luther King Drive, it is going to say there are sidewalk issues. Mr. McCorquodale said on page 97 in the goals section there you will see prioritize improvements needed along existing roads taken into consideration for the infrastructure and things like that. Mr. McCorquodale said that is where the question of how many folks are walking down Old Plantersville Road and there are nine and then how many folks are walking down Martin Luther King Drive and their data says 35, that is how the sidewalk project is born and that is an example on the sidewalks.

Mr. McCorquodale said there were a few comments on transportation. Mr. McCorquodale said one comment was to install a caution light at the intersection of the curve at FM 149 and Martin Luther King Drive and again that is a TxDOT road so it is something the City can reach out to but there is not an intersection by intersection look that is in the Comprehensive Plan.

Mr. McCorquodale said also to install speed limit signs in both sections along Martin Luther King Drive and while there are speed limit signs there, there is certainly an opportunity for them to look as he and Mr. Mike Muckleroy were out today looking to see if they could add signs alerting cars to the fact there are kids at play. Mr. McCorquodale said if you look at the speed limit signs, signage, and caution lights on page 95 on the transportation goals you will see these studies and mobility items are all addressed. Mr. McCorquodale said it does not address each street, but it speaks to the need for these items on all the City streets. Mr. McCorquodale said on page 60 where it talks about a safe and efficient roadway network, one of the things the Comprehensive Plan recommends is the traffic study to identify these high crash areas. Mr. McCorquodale said they know based on the number of times the drivers have gone off the road and hit the telephone pole or the power pole there at the curve, that is a high crash area so calling it out here in the Plan certainly makes sense because it is one of the more memorable spots for routine accidents in the City.

Mr. McCorquodale said another topic was housing and two of T.J. Wilkerson's points were the need to address aging homes in the area either through replacement or through a grant

program like the Home Grant that they just finished and assuring that affordable homes are available throughout the City.

Mr. Tramm said because of the difficulties of it being the TxDOT right-of-way on FM 149 while they are trying to ascertain what costs would be, they will be approaching TxDOT to try and find ways they can work with them to make sidewalk space work between as a mobility corridor both for foot traffic as well as potential bike traffic from that north end of town into the downtown area.

Mr. Tramm said as he mentioned earlier, some of the things they are coordinating with Public Works on which will occur during the remainder of this fiscal year are upgrading some of the speed limit signs, two types of signage which have lights on them to get better attention for the Martin Luther King corridor. Mr. Tramm said he also had a conversation since the last Council meeting with the Police Chief so they will look into options to help control speeding there and knows for a lot of people their first reaction would be to use speed bumps and that is not always the first direction the Police Department wants to go so it is on their radar in looking for alternatives. Mr. Tramm said maybe that is the right direction and maybe it is not, but that is a law enforcement question, and they will take their cues from the law enforcement personnel.

Mr. Tramm said Public Works is ordering park benches and making sure they have the same type of benches that are located in other places of the City and at Homecoming Park as well. Mr. Tramm also said the basketball court over at Homecoming Park is going to be painted, updated, and refreshed and a fresh look applied at the pavilion space and the park itself. Mr. Tramm said recently some of the parking-bollards at the park were painted as part of what they are doing all across the City to put the Texas flag emblem on a selection of parking-bollards all around the City.

Mr. Tramm said those are items they are working on specifically in this fiscal year and those are the kind of specific details that do not get called out in the broader scope of the Comprehensive Plan whereas Mr. McCorquodale was pointing out specific roads, neighborhoods, and examples that have been updated to be included in the Comprehensive

Plan that is in different parts of the City and inclusions of Martin Luther King Junior Boulevard as a corridor and other references to the north side as well as other areas of town.

Mr. Tramm said he believes they have met the threshold of showing that they are trying to meet the accommodations for all the residents in all parts of the City. Mr. Tramm said what you do not see for a document like this is how they are implementing those specific details and working to bring those throughout all the community, but specifically the northern part of the community.

T.J. Wilkerson asked if SH 149 would be considered an arterial road. Mr. McCorquodale said it would be and in the County's Thoroughfare Plan, FM 149 would certainly be considered an arterial road in his view. T.J. Wilkerson said on page 60 it states roads and sidewalks cannot be part of arterial roads, so they do not have to consider that one with TxDOT.

Mr. Roznovsky said yesterday morning they had a call with TxDOT to get an update on all of the projects in and around the City and one thing they were going to look into further is how they could fit more of a shared-use lane along FM 149 that spacing would not allow sidewalks by themselves especially when you get to the bridges at Town Creek etc., but they were going to look into some alternatives and get back with them. Mr. Roznovsky said he does not think it is completely off the table, but they are still working through it.

Randy Burleigh said they could do something like a bike path but that is not to say people could not walk on it also. Mr. Roznovsky said that was correct and that is what they were looking at as he believes what they had proposed in the Project was adding between 3-foot and 5-foot shoulders on each side and offsetting it to get more of a shared-use space onto one side of the street.

Rebecca Huss asked if Mr. Roznovsky found out about their plan from ages ago that included a path or a trail. Mr. Roznovsky said what they were telling them today is the current plan is really on hold. Rebecca Huss said what she is talking about is something from long ago where they had something that had a separate pedestrian situation. Mr. Roznovsky said they did not and that is one of the things they were going to investigate but where they left it was from Clepper or Berkley to SH 105. Mr. Roznovsky said one of the questions they asked was exactly

what Randy Burleigh and everyone else asked, could they do more of a shared-use or bike lane or something else they could use for that spacing. Rebecca Huss said if they have 60-80 feet of right-of-ways then clearly space is not an issue. Mr. Roznovsky said right, and it just depends on TxDOT requirements and what they can put in versus true space.

Rebecca Huss said she would just like to see what their previous drawing and previous plans were so that when they come with their plans for downtown it should have a vision for connecting their whole City to their new downtown. Mr. Roznovsky agreed.

T.J. Wilkerson said in that deal wasn't it to widen FM 149. Mr. Roznovsky said no it was more of an overlay so redoing the road and adding the shoulders was not necessarily a full widening of FM 149. Mr. Roznovsky said the turn lane specifically at SH 105 and FM 149 northbound where they talked about but that was it on FM 149. Mr. Roznovsky said there is a whole lot more coming on SH 105 and a couple of things at FM 2854, but on FM 149 there was not much widening in that scope due to space limitations.

Police Chief Solomon said last year when they were talking about FM 149, part of the issue was no one could tell that was a curve and so they had curve signs installed. Chief Solomon said TxDOT was supposed to widen those shoulders, but they did not have the money for it. Chief Solomon said they were supposed to come back this year and start to widen those shoulders which will help both walking traffic and road traffic.

Kevin Lacy asked Rebecca Huss if TxDOT had plans to put in bike paths going all the way up into the forest along SH 149. Rebecca Huss said she did not think all the way to the forest as it would have ended at FM 1097 and it would have been more than five or six years ago.

Kevin Lacy said as far as he was concerned he feels between the last Council meeting and this Council meeting there is plenty of record of what they want the Comprehensive Plan to include so he does not know if rewriting the whole Comprehensive Plan is needed but thinks they have a record of what they all want to see happen in the future and does not think there is a doubt that there is anyone that does not want to see these great things happen.

Mr. Tramm said he thinks Councilman Lacy's comments are good because what he is saying is exactly how they see it from staff and from that discussion that is where they take some of their direction on how they were planning through the budget process several months ago and that outlines a lot of broad priorities but leaves a lot of room for staff to have some discretion and Council to have some discretion regarding individual items later. Mr. Tramm said it carries through from a discussion like that towards power planning to implement some of those things throughout the next six or seven months. Mr. Tramm said some of that discussion was broader and that discussion was not lost on them between some of the additional work they will have to do with TxDOT in terms of whether it is pathways that are on the side of the road or wider shoulders but how do they address the safety of those that are either walking or cycling from the north part of town to downtown and back. Mr. Tramm said that is going to be a dynamic discussion they will have to have with them and it is not something they have all the cards in their favor but it is something they are participating in and will continue to do.

Rebecca Huss said she thinks it might be a good idea to put it on the calendar to get on a cycle of refreshing one section of this every year so that it does not all pile up to try and do it all at once.

Mr. Tramm said he does not think this is the way a lot of cities look at their Plan and likes Rebecca Huss' suggestion because if they are looking at a different section every year it maintains keeping the overall Comprehensive Plan in the front of their minds and as a continuing priority. Mr. Tramm said even if they are not reviewing that particular section that year he is sure people are going back to look at it and stay fresh on it. Mr. Tramm said he is going to try and make note of that so they can review it on an annual basis and rotate those sections around so it is not a cumbersome task but at the same time, there is a bit more regularity in making sure they are keeping this current and something they are paying attention to. Rebecca Huss said otherwise you run the risk of having put all this work into it and it becomes something no one ever thinks of again beyond the year. Mr. Tramm said he thinks that is what happens in a lot of places. Mayor Countryman said they had that happen in 2008 or 2009 and nothing ever came of it and this has been two and a half years in the making so this is good, and we will keep it relevant. Rebecca Huss said two and a half years they should make it last, make it relevant as long as possible.

Mr. Tramm said when he was hired this was one of those extended projects that were put on his plate to try and bring it to a point of approval and hopes he has done that here tonight and they also know it is something they are going to come back to time and time again and not just for updates but an annual review. Mr. Tramm said he will commit to doing his part.

Kevin Lacy said the Plan can continue to be reviewed, but the specific things they want to get on quicker like working with TxDOT on getting the bike lanes, but shame on us if they do not make the things they need or want happen so it is not so much about the document as it is them talking and acting. Kevin Lacy said he is happy with the way things are happening and appreciates the work that was put into the document.

Kevin Lacy moved to approve the Montgomery, Texas Draft of the Comprehensive Plan. Rebecca Huss seconded the motion.

Discussion: T.J. Wilkerson said he who starts out behind will always remain behind and run faster than the man in front, so they really must work on it and make it come to fruition.

The motion carried with 4-Ayes and 1-Nay by T.J. Wilkerson. (4-1)

8. Discuss and consider authorizing MEDC expenditure of budgeted funds to Contract for Services for the Downtown Design and Streetscape Improvements Project.

Mr. Tramm said the MEDC has been working toward developing a downtown design for several years and recently the MEDC issued a Request for Qualifications for the project and the review committee selected Gunda Corporation as the design firm from the submitted proposals.

Mr. Tramm said City Council must approve the work since the contract exceeds \$10,000 and the City has approval of all item expenses from the MEDC in excess of \$10,000. Mr. Tramm said the MEDC budget had a total of \$112,000 budgeted for downtown streetscape improvements which were in the budget that City Council approved back in September. Mr. Tramm said the design contract was not finalized by the time the agenda packet was sent out, but late Friday evening they received the final total of \$108,150.50 which is within the budget

amount. Mr. Tramm said since the copy did not get sent out he would like to provide additional information.

Mr. Tramm said it includes four phases of work consisting of background and development, design master plan concepts, draft design master plan, and the design master plan. Mr. Tramm said those are phases of work and each contains multiple tasks and is scheduled to completion from start-up to 210 days. Mr. Tramm said just as a matter of verifying that this cost is good, he did consult with an engineer he knows both personally and professionally who he asked for some assistance in reviewing this and they did not have any financial interest and their firm did not even submit on a project like this. Mr. Tramm said they did advise him that in their opinion this price was within reasonable expectations and the MEDC did vote to move forward with the contract so they are seeking City Council's concurrence to go along with that and keeping in mind that at \$108,150.50 it is within the budget that Council has already approved. Mr. Tramm said he would like to get City Council approval so they can move forward.

Kevin Lacy asked if there is a need to discuss this or is everything ok. Rebecca Huss said like Mr. Tramm said it was within the budget that the MEDC set and both boards approved in September. Mayor Countryman said it is just a courtesy. Mr. Tramm said correct and this is just coming back as a formality because the dollar amount exceeds \$10,000 and Council has already authorized up to \$112,000 within the MEDC budget and they are bringing it back to City Council for approval for this specific item and letting Council know this is how the MEDC is expending the funds that were approved for this budgeted item.

Kevin Lacy moved to approve the proposed project and contract as it is presented. Tom Cronin seconded the motion, the motion carried unanimously. (5-0)

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.

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 the 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.

Mr. Tramm said he wants to mention that on November 17, 2020, at 6:00 p.m. they will have the canvassing meeting for the election and are currently attempting to make sure they can operate that as a hybrid meeting where Council can attend remotely and have the candidates sworn in at City Hall live. Mr. Tramm said before the end of this week they will relay that information confirming they will be able to do that. Rebecca Huss asked if Mr. Tramm wanted existing Council present. Mr. Tramm said yes. Ms. Susan Hensley, City Secretary said Judge Mack was going to be there to prepare oaths of office.

Mr. Tramm said since they have two terms that are ending, Councilwoman Huss and Councilman Burleigh, one of them has served much longer than he has been with the City and the other came on Council after him and said he wanted to relay to both of them it has been a pleasure to be able to work with both of them in this time and also knows he is going to be running into both of them in the community as time continues and he looks forward to that with each of them.

Mayor Countryman said the City has been working with Randy Burleigh as long as he has been here and knows will continue to do so as well as Rebecca Huss. Mayor Countryman thanked Rebecca Huss and Randy Burleigh for their service. Mayor Countryman said not everyone wants to step up because of sometimes scrutiny or name-calling so she appreciates them wanting to step up and for Rebecca Huss who stayed on as long as she did. Mayor Countryman said she appreciated it. Rebecca Huss said absolutely, service is in the family.

Kevin Lacy asked if they can take down the orange fencing in front of the Community Center. Mr. Tramm said he just got the final word on the insurance items on Friday and today he received the first quote on removing the wall which he will need to obtain additional quotes, but they are trying to move forward. Kevin Lacy asked in the meantime if they could clean up the broken rocks. Mr. Tramm said they will start cleaning that up this week now that the insurance part of it is settled. Mr. Tramm said

they are going to preserve the material as best they can and reuse it when the wall is put back together and hopefully, they will be able to move it inward for greater security of the wall.

Randy Burleigh said when you go around Memory Park there are homes there that he does not think have an HOA and their sidewalks are in disarray. Randy Burleigh asked how the City handles that and does the City communicate that to the homeowner that they need to fix the sidewalk in front of their residence. Randy Burleigh said there are probably other areas in the City as well that have sidewalks that are not being maintained. Mr. Tramm said where there are City sidewalks the City would maintain. Mr. Tramm said he would drive out in those areas and have Public Works look at them and he was not entirely sure of the answer to the question because if they are not City property he does not think it is something Council is expecting or desiring to expend funds on when it is not their property, but in terms of mobility it certainly is something he would like to take a look at and they probably do need to figure out a way for it to be addressed. Randy Burleigh asked if they have any grounds to request the homeowner to maintain those sidewalks. Mr. Tramm said they can certainly bring it to their attention and asked the City Engineer and City Attorney if they have seen a similar situation with any of their other clients and what may have been done there.

Mr. Roznovsky said he thinks they need to look at the specifics because there are so many of those streets that are private and he does not think Bessie Owens itself is, but the areas around it are and it is only on Bessie Owens and they will take a look. Mr. Roznovsky said if it is a public street and public right-of-way he thinks it is a public sidewalk to take care of. Mr. Roznovsky said in some of those other areas mentioned, it is the homeowner and/or HOA responsibility.

Mr. Alan Petrov, City Attorney said he does have some cities that have specific ordinances related to maintaining sidewalks, but he has not checked Montgomery's concerning that.

Randy Burleigh said when he went through the Comprehensive Plan it says a lot about sidewalks and mobility around the City, but when they go and put sidewalks in and do not have any means requiring people to keep them maintained it will be a losing battle eventually unless they do their homework upfront. Randy Burleigh said Buffalo Springs deed restrictions do require the homeowner to maintain it but then there are areas of the City where the sidewalks can just totally crumble, and it is a gray area. Rebecca Huss said it is their responsibility to maintain in this case.

Mr. Tramm said they will have those sidewalks looked at and if it is something that falls on them to maintain then they will find a way to get it done.

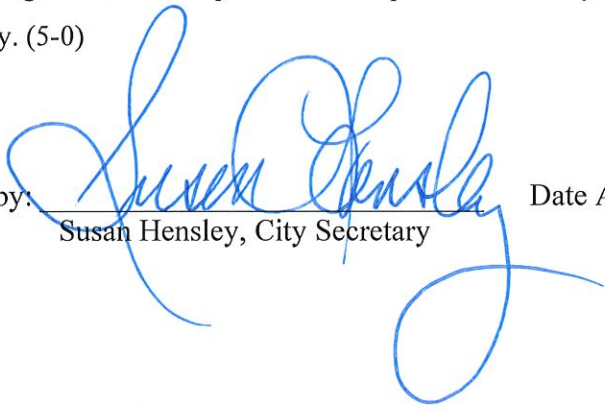
Mayor Countryman asked Mr. Petrov if any of his cities have creative ordinances that would address this. Mr. Petrov said they have some that place the burden on the homeowner and those always tend to be problematic and some cities take it upon themselves and say it is too much trouble to try and get the residents to maintain it and so they built it into their budget to have so much money for sidewalk maintenance each year.

T. J. Wilkerson asked Mr. Roznovsky if he has any idea when they are going to come back and finish the bridgework at Town Creek. Mr. Roznovsky asked if he was referencing Buffalo Springs Drive. T.J. Wilkerson said no, SH 149. Mr. Roznovsky said no he does not have a timeframe but will follow up.

ADJOURNMENT

Randy Burleigh moved to adjourn at 7:49 p.m. Kevin Lacy seconded the motion, the motion carried unanimously. (5-0)

Submitted by:



Susan Hensley, City Secretary

Date Approved: _____

Mayor Sara Countryman

MINUTES OF SPECIAL TELEPHONE CONFERENCE/VIDEO MEETING

November 17, 2020

MONTGOMERY CITY COUNCIL

CALL TO ORDER

Mayor Sara Countryman declared a quorum was present and called the meeting to order at 6:01 p.m.

Present: Kevin Lacy City Council Place # 1
Randy Burleigh City Council Place # 2
T.J. Wilkerson City Council Place # 3
Rebecca Huss City Council Place # 4

Absent: Tom Cronin City Council Place # 5

Also Present: Richard Tramm City Administrator
Dave McCorquodale Assistant City Administrator
Susan Hensley City Secretary
Alan P. Petrov City Attorney

INVOCATION

Justice of the Peace, Precinct 1, Judge Wayne L. Mack gave the 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. City 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.

There were no comments made.

CONSIDERATION AND POSSIBLE ACTION:

1. Consideration and possible action to adopt the following Ordinance:

AN ORDINANCE CANVASSING THE RETURNS AND DECLARING THE RESULTS OF THE CITY OF MONTGOMERY GENERAL ELECTION HELD ON NOVEMBER 3, 2020, FOR THE PURPOSE OF ELECTING A MAYOR AND TWO (2) CITY COUNCIL MEMBERS, PLACES 2 AND 4, TO THE CITY COUNCIL FOR THE CITY OF MONTGOMERY, TEXAS; AND SPECIAL ELECTION HELD ON NOVEMBER 3, 2020, FOR THE PURPOSE OF FILLING A VACANCY FOR THE UNEXPIRED TERM FOR CITY COUNCIL MEMBER, PLACE 1 OF CITY OF MONTGOMERY, TEXAS.

Mayor Countryman read into the record the official canvass of the returns of the General Election and Special Election held on November 3, 2020, reflects that the following named persons received the number of votes set opposite their names in the respective positions to be filled as follows:

GENERAL ELECTION:

MAYOR

<u>Candidate</u>	<u>Votes Received</u>
Sara Countryman	581
Bill Clevenger	311

CITY COUNCIL, PLACE 2

<u>Candidate</u>	<u>Votes Received</u>
Kevin Lacy	642

CITY COUNCIL, PLACE 4

<u>Candidate</u>	<u>Votes Received</u>
Julie Davis	549
Nick Haddad	192

SPECIAL ELECTION:

CITY COUNCIL, PLACE 1, UNEXPIRED TERM

<u>Candidate</u>	<u>Votes Received</u>
Carol Langley	595
Mark Ferraz	207

Mayor Countryman stated the Certified Official Final Results, as prepared by Suzie Harvey, Montgomery County Elections Administrator, of the General Election and Special Election held on November 3, 2020, certified that the following persons were duly elected to their respective positions as follows:

GENERAL ELECTION

Mayor

Sara Countryman

City Council Place 2

Kevin Lacy

City Council Place 4

Julie Davis

SPECIAL ELECTION

City Council, Place 1, Unexpired Term

Carol Langley

Rebecca Huss moved to approve the Ordinance as read. Randy Burleigh seconded the motion, the motion carried unanimously. (4-0)

2. Justice of the Peace, Precinct 1, Judge Wayne L. Mack will administer the Oaths of Office to the following duly elected officials from the November 3, 2020, City of Montgomery Elections as follows:

City of Montgomery General Election:

Sara Countryman - Mayor

Kevin Lacy - City Council Place 2

Julie Davis – City Council Place 4

City of Montgomery Special Election:

Carol Langley – City Council, Place 1- Unexpired Term

Judge Mack administered the Oath of Office to all the duly elected officials. Judge Mack said the highest honor a community can give someone is public trust and said he was so honored to be here and how it was so great they have such wonderful servant leaders that want to serve. Judge Mack said, “God Bless all of you.”

3. Recognition of Service to outgoing Councilmember Rebecca Huss for her many years of service to the City of Montgomery on City Council and the Montgomery EDC.

Mayor Countryman read the plaque being presented to outgoing Councilmember Rebecca Huss into the record:

Presented to

REBECCA HUSS

In recognition of your many years of dedication to the City of Montgomery and service:

City Council Place 4: 2014 - 2020

Montgomery Economic Development Corporation, President: 2018 - 2020

Thank you for your stewardship and diligence in preserving the history and ambiance of Montgomery, while promoting the economic development of this growing City. Your dedication and service will not be forgotten by the citizens of Montgomery, your fellow governing body, and the staff of the City of Montgomery.

*Presented by the City of Montgomery Mayor and Members of City Council on this the
17th day of November 2020.*

Mayor Countryman advised the flag that is included in the plaque was flown over the Texas State Capital in honor of Rebecca Huss on July 8, 2020, at the 183rd Birthday of the City of Montgomery.

City Council individually thanked Rebecca Huss for all she has done and continues to do. Rebecca Huss said she will continue to serve her community for as long as her services are desired. Mayor Countryman asked Rebecca Huss to answer her front door because she might

have a visitor. Rebecca Huss returned with the plaque stating the plaque must have been beamed over to her. Mayor Countryman thanked Rebecca Huss for her service.

Rebecca Huss congratulated all the Election winners and told them to enjoy their time on City Council.

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. (There are no 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

Julie Davis moved to adjourn the meeting at 6:13 p.m. Kevin Lacy seconded the motion, the motion carried unanimously. (4-0)

Submitted by:  Date Approved: _____
Susan Hensley, City Secretary

Mayor Sara Countryman

Montgomery City Council
AGENDA REPORT

Meeting Date: December 8, 2020	Budgeted Amount: N/A
Department: Administrative	
Prepared By: Susan Hensley, City Secretary	Exhibits: Beverage Permit Application Pack with Distance Map attached.
Date Prepared: December 2, 2020	

Subject

Application by Chipotle Mexican Grill #3816, for a **BG - Wine and Beer Retailer's Permit** to be located at 20165 Eva Street, Montgomery, as submitted by Chipotle Texas LLC.

Recommendation

Approval of the Application for a BG – Wine and Beer Retailer's Permit for Chipotle Mexican Grill to be located at 20165 Eva Street, Montgomery, as submitted by Chipotle Texas LLC.

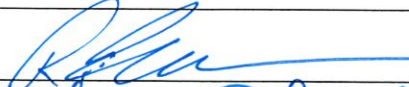
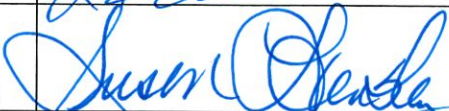
Discussion

The Montgomery Code of Ordinances states the following:

City Code - Sec. 6-33. – Approval of license application by City Council. After all the requirements for a license application under the provisions of this article have been met as determined by the City Administrator, the application shall be presented to the City Council for approval at a public meeting.

A map showing the establishment to be in compliance of the 300-foot distance requirement from any church, school or hospital has been attached for your reference.

Approved By

Richard Tramm City Administrator		Date: December 2, 2020
Submitted by: Susan Hensley, City Secretary & Director of Administrative Services		Date: December 2, 2020



City of Montgomery
Alcohol Beverage
License Application

City of Montgomery, Texas
P.O. Box 708
Montgomery, Texas 77356
936-597-3288
www.montgomerytexas.gov

APPLICATION FOR THE SALE OF ALCOHOLIC BEVERAGE LICENSE

Date Received by the City: 12/01/2020

1. Type of Alcoholic Beverage License: (attach completed TABC Application Form)

- (1) Category A – Off Premises Consumption Sale of All Alcoholic Beverages – Package Store
- (2) Category B – Off Premises Consumption Sale of Wine, Beer or Ale.
- (3) Category C – Off Premises Consumption Sale of Beer.
- (4) Category D – On Premises Consumption Sale of Beer, Wine and Mixed beverages – Restaurant or Café, where the sale of beer, wine and mixed beverage on the premises would be incidental to the restaurant or café.
- (5) Category E – On Premises Consumption Sale of Beer, Wine and Mixed beverages – Tavern, Lounge, or Bar. The sale of Beer, Wine and Mixed beverages for On-Premises Consumption being the principal business line.
- (6) Category F – Warehouse storage of Beer, Wine or Liquor for Distributors – No sale of Beer for on or Off-Premises Consumption permitted on the Premises.

2. Legal Description of the property for which License is sought. (Either by Lot and Block number or by a Metes and Bounds Description: See attached)

3. Exact Nature of the Business to be operated. (Must be fully described in cover letter on company letterhead).

4. Attach a Plat of the property to the Application showing the improvements, parking areas, location of signage and other structures on the property and within three hundred (300) feet to scale.

5. Description of signs and the hours they will be operated to be attached as a separate document.

6. Attach floor plan of the building in which the business is to be conducted (showing fixtures, furniture, restrooms, kitchen and other equipment).

7. Attach a verified statement stating that the building is not within three hundred (300) feet of a church, school or hospital and that the building is in compliance with the requirements of this chapter for separate and adequate toilet facilities for men and women if used for on-premises consumption of beer, liquor or wine. This can be included in cover letter.

8. Business Owner: Chipotle Texas LLC Phone: @14-318-7470
Address: 4415 N. High St., Columbus OH 43215
Home Address: _____ Phone: _____

Check if you are leasing property: []
9. Land Owner: Montgomery SH 105 Associates LLC Phone: _____
Address: 149 Colonial Rd, Manchester CT 06042

10. Business Partners: NA Phone: _____
Address: _____
Home Address: _____ Phone: _____

This is to certify that I, Ronald J Borham have complied with all State, County, Codes and Regulations of the City of Montgomery, Texas.

Ronald J Borham or _____
Business Owner and/or Lessee Partner if Applicable

11. A cover letter on your company's letterhead shall include a description of the nature of the business to be conducted, the names and address and interests of all persons having a direct or indirect financial interest in the property. The cover letter can include any other requested information that needs further description.

see attached

Upon receipt of this application form and confirmation that all items have been received, you will be notified of the date and time of the City Council Meeting by the City Secretary.

The provisions of City Code shall be considered concurrent with or in addition to the Texas Alcoholic Beverage Code, and, where a conflict may be found to exist, the provisions of the Texas Alcoholic Beverage Code shall apply. Applicants for a City alcoholic beverage license must comply with all applicable state and county codes and regulations as well as the requirements of the City Code.

It shall be unlawful for any person to manufacture, brew, distill, sell or distribute any wine, beer, liquor or other alcoholic beverage within the City, or engage in any other activity for which a license or permit is required by the Texas Alcoholic Beverage Code, without first obtaining a license so to do from the City. The annual fee for each such license shall be an amount equal to one-half the fee charged by the state for a license or permit to engage in a similar activity.

Note: The Alcoholic Beverage Code, provides that a mixed beverage permit is exempt from City permit fees during the three year period following the issuance of the permit.

If you require any additional information, please contact the City Secretary, Susan Hensley at (936) 597-3288.



CHIPOTLE MEXICAN GRILL
445 NORTH HIGH STREET, SUITE 200
COLUMBUS, OH 43215

FAX 614-318-2483
EMAIL licensing@chipotle.com

City of Montgomery
PO Box 708
Montgomery, TX 77356

November 11, 2020

To Whom It May Concern,

Chipotle is a fast-casual restaurant that specializes in tacos, bowls, burritos, and salads with a commitment to goals on local and organic produce in those offerings. Being the first national restaurant to commit to using only responsibly raised meat with some of the highest animal welfare standards, it offers real ingredients with real purpose and flavor. This location in the City of Montgomery will be like the 2,000 plus other Chipotle locations throughout the US and the world. For this store, it seeks to sell wine, beer, and ale for on-premises consumption in addition to its food and non-alcoholic beverage options.

Chipotle has over 200 alcoholic beverage permits throughout the State of Texas. With this location as with the others, Chipotle, recognizes the importance that comes along with responsible alcohol service. To this end, it has strict internal policies related to the service and sales of alcoholic beverages and provides training for employees regarding the same.

The applicant Chipotle Texas LLC has the following officers Ronald J. Bonham and Alfred K. Goforth. This entity is ultimately owned by Chipotle Mexican Grille, Inc. which is publicly traded on the New York Stock Exchange.

Chipotle Mexican Grille #3816 hereby verifies that its location is not within 300 feet of a church, school, or hospital and that its building follows local requirements for separate and adequate toilet facilities for men and women.

We appreciate your consideration of this new wine and beer application. Should you have any questions, please do not hesitate to let us know.

Thank you,

A handwritten signature in black ink, appearing to read "Ronald J. Bonham".

Ronald J. Bonham, Manager of Chipotle Texas LLC



TEXAS ALCOHOLIC BEVERAGE COMMISSION

Texas Helping Businesses & Protecting Communities

ON-PREMISE PREQUALIFICATION PACKET

L-ON (9/2019)

Submit this packet to the proper governmental entities to obtain certification for the type of license/permit for which you are applying as required by Sections 11.37, 11.39, 11.46(b), 61.37, 61.38, 61.42 and Rule §33.13 Contact your local TABC office to verify requirements of Sections 11.391 and 61.381 as you may be required to post a sign at your proposed location 60-days prior to the issuance of your license/permit. All statutory and rule references mentioned in this application refer to and can be found in the Texas Alcoholic Beverage Code or Rules located on our website. www.tabc.texas.gov/laws/code_and_rules.asp

LOCATION INFORMATION

1. Application for: [X] Original [] Add Late Hours Only License/Permit Number [] Reinstatement [] Reinstatement and Change of Trade Name License/Permit Number [] Change of Location [] Change of Location and Trade Name License/Permit Number

2. Type of On-Premise License/Permit [X] BG Wine and Beer Retailer's Permit [] BE Beer Retail Dealer's On-Premise License [] BL Retail Dealer's On-Premise Late Hours License [] BP Brewpub License [] V Wine & Beer Retailer's Permit for Excursion Boats [] MB Mixed Beverage Permit [] O Private Carrier's Permit -Brewpubs (BP) with a BG only [] LB Mixed Beverage Late Hours Permit [] MI Minibar Permit [] CB Caterer's Permit [X] FB Food and Beverage Certificate [] PE Beverage Cartage Permit [] RM Mixed Beverage Restaurant Permit with FB [] E Local Cartage Permit - Wine/Beer retailers (BG) Only

3. Indicate Primary Business at this Location [X] Restaurant [] Grocery/Market [] Sporting Arena, Civic Center, Hotel [] Sexually Oriented [] Bar [] Miscellaneous

4. Trade Name of Location (Name of restaurant, bar, store, etc.) Chipotle Mexican Grill # 3816

5. Location Address 20165 Eva Street

City Montgomery County Montgomery State TX Zip Code 77356

6. Mailing Address PO Box 182566 City Columbus State OH Zip Code 43218

7. Business Phone No. pending Alternate Phone No. E-mail Address christina@txliquorlaw.com

OWNER INFORMATION

8. Type of Owner [] Individual [] Partnership [] Limited Partnership [] Limited Liability Partnership [] Corporation [X] Limited Liability Company [] Joint Venture [] Trust [] City/County/University [] Other

9. Owner of Business/Applicant (Name of Corporation, LLC, etc.) Chipotle Texas LLC

PRIMARY CONTACT PERSON

The primary contact person should be a person who can answer questions TABC may have about the application. The contact phone and email are mandatory and must be active and updated regularly. If additional information is needed, it will be requested from this contact person. Delays in responding to requests may delay the processing and approval of your license/permit.

10. Contact Person: BrackinSchwartz PLLC - Christina Tanner Relation to Business: attorney Phone (mandatory): 214/302-8527 Email (mandatory): christina@txliquorlaw.com

TABC DATESTAMP

11. Are you, the applicant a veteran-owned business? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
12. Are you, the applicant a Historically Underutilized Business (HUB)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
13. As indicated on the chart, enter the individuals that pertain to your business type: (For additional space, use Form L-OIC)			
Individual/Individual Owner		Limited Liability Company/All Officers or Managers	
Partnership/All Partners		Joint Venture/Venturers	
Limited Partnership/All General Partners		Trust/Trustee(s)	
Corporation/All Officers		City, County, University/Official	
Last Name Bonham	First Name Ronald	MI J	Title President/Manager
Last Name Goforth	First Name Alfred	MI K	Title Secretary/Manager
Last Name	First Name	MI	Title

MEASUREMENT INFORMATION

Section 109.31 et seq.

14. Will your business be located within 300 feet of a church or public hospital? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<i>NOTE: For churches or public hospitals measure from front door to front door, along the property lines of the street fronts and in a direct line across intersections.</i>	
15. Will your business be located within 300 feet of any private/public school, day care or child care facility? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
15.a If "YES," are the facilities located on different floors or stories of the building? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<i>NOTE: For private/public schools, day care centers and child care facilities measure in a direct line from the nearest property line of the school, day care center or child care facility to the nearest property line of the place of business, and in a direct line across intersections.</i>	
<i>NOTE: For multistory building: businesses may be within 300 feet of a day care center or child care facility as long as the facilities are located on different floors of the building.</i>	
<i>NOTE: If located on or above the fifth story of a multistory building: measure in a direct line from the property line of the private/public school to property line of your place of business in a direct line across intersections vertically up the building at the property line to the base of the floor on which your business is located.</i>	
16. Will your business be located within 1,000 feet of a private school? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
17. Will your business be located within 1,000 feet of a public school? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	

60-DAY SIGN

18. If required under Section 11.391 and 61.381, enter the exact date the 60-Day sign was posted at your location.	Exact Date (MM/DD/YYYY)
--	-------------------------

ALL APPLICANTS

19. IF YOUR LOCATION IS NOT WITHIN THE CITY LIMITS, CHECK HERE
I, the applicant, have confirmed I am not located in the city limits of any city, therefore, city certifications are not required.

COMPLETE THE FOLLOWING CHECKLIST BEFORE SUBMITTING YOUR APPLICATION

Per Sec. 102.01, a tied house is defined as any overlapping ownership between those engaged in the alcoholic beverage industry at different levels of the three-tier system. No person having an interest in a permit issued by TABC may secure or hold, directly or indirectly, an ownership interest in a business on a different level.

All required forms have been completed.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
I have reviewed all forms to ensure they are complete.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
I have obtained all required local and state certifications (pages 3-5).	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
All application packets have been notarized.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Phone numbers and email address for Contact Person are up to date.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
All additional documentation as required by the application packets is attached	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
If required, out of state criminal history checks are attached (PHS #7).	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Certification of publication in local newspaper has been completed (page 5).	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A
A copy of the newspaper publication is attached (page 5).	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A

WARNING AND SIGNATURE

IF APPLICANT IS SHOWN AS:	WHO MUST SIGN:
Proprietorship	Individual Owner
Partnership	Partner
Corporation	Officer
Limited Partnership	General Partner
Limited Liability Partnership	General Partner
Limited Liability Company	Officer/Manager

WARNING: Section 101.69 of the Texas Alcoholic Beverage Code states: "... a person who makes a false statement or false representation in an application for a permit or license or in a statement, report, or other instrument to be filed with the Commission and required to be sworn commits an offense punishable by imprisonment in the Texas Department of Criminal Justice for not less than 2 nor more than 10 years."

I, UNDER PENALTY OF LAW, HEREBY SWEAR THAT I HAVE READ ALL THE INFORMATION PROVIDED IN THE APPLICATION AND ANY ATTACHMENTS AND THE INFORMATION IS TRUE AND CORRECT. I ALSO UNDERSTAND ANY FALSE STATEMENT OR REPRESENTATION IN THIS APPLICATION CAN RESULT IN MY APPLICATION BEING DENIED AND/OR CRIMINAL CHARGES FILED AGAINST ME. I ALSO AUTHORIZE THE TEXAS ALCOHOLIC BEVERAGE COMMISSION TO USE ALL LEGAL MEANS TO VERIFY THE INFORMATION PROVIDED.

PRINT NAME Ronald J. Asham SIGN HERE [Signature]
 TITLE Manager

Before me, the undersigned authority, on this 8th day of Oct, 2020, the person whose name is signed to the foregoing application personally appeared and, duly sworn by me, states under oath that he or she has read the said application and that all the facts therein set forth are true and correct.

SIGN HERE [Signature]
 NOTARY PUBLIC

Douglas Opatken
 Notary Public, State of Ohio
 My Commission Expires 12-20-2023

CERTIFICATE OF CITY SECRETARY (FOR MB, RM & V)
 Section 11.37

I hereby certify on this _____ day of _____, 20____, that the location for which the license/permit is sought is inside the boundaries of this city or town, in a "wet" area for such license/permit, and not prohibited by charter or ordinance in reference to the sale of such alcoholic beverages.

SIGN HERE _____, City Secretary/Clerk _____, City _____, TEXAS
 SEAL

CERTIFICATE OF CITY SECRETARY (FOR BG & BE)
 Section 11.37 & 61.37

I hereby certify on this _____ day of _____, 20____, that the location for which the license/permit is sought is inside the boundaries of this city or town, in a "wet" area for such license/permit, and not prohibited by charter or ordinance in reference to the sale of such alcoholic beverages.

- Election for given location was held for:**
- legal sale of all alcoholic beverages
 - legal sale of all alcoholic beverages except mixed beverages
 - legal sale of all alcoholic beverages including mixed beverages
 - legal sale of beer/wine (17%) on-premise **AFTER** Sept. 1, 1999
 - legal sale of beer/wine (14%) on-premise **BEFORE** Sept. 1, 1999
- OR IF ABOVE DOES NOT APPLY:**
- Be advised the location must have had two election passages per Section 25.14 or Section 69.17 of the TABC Code. One for beer and wine off-premise and one for mixed beverage.
- legal sale of beer and wine for off-premise consumption only
- AND EITHER:**
- legal sale of mixed beverages
- OR**
- legal sale of mixed beverages in restaurants by food and beverage certificate holders (applicant must apply for FB with BG or BE)

SIGN HERE _____, City Secretary/Clerk _____, City _____, TEXAS
 SEAL

**CERTIFICATE OF CITY SECRETARY FOR LATE HOURS LICENSE/PERMIT
(LB & BL)**

Chapters 29 & 70 et seq.

I hereby certify on this _____ day of _____, 20____, that one of the below is correct:

- The governing body of this city has by ordinance authorized the sale of *mixed beverages* between midnight and 2:00 A.M.; or
- The governing body of this city has by ordinance authorized the sale of *beer* between midnight and _____ A.M.; or
- The population of the city or county where premises are located was 500,000 or more according to the 22nd Decennial Census of the United States as released by the Bureau of the Census on March 12, 2001; or
- The population of the city or county where premises are located was 800,000 or more according to the last Federal Census (2010).

SIGN
HERE

City Secretary/Clerk

City

_____, TEXAS

S E A L

CERTIFICATE OF COUNTY CLERK (FOR MB, RM & V)

Section 11.37

I hereby certify on this _____ day of _____, 20____, that the location for which the license/permit is sought is in a "wet" area for such license/permit, and is not prohibited by any valid order of the Commissioner's Court.

SIGN
HERE

County Clerk

_____, COUNTY

S E A L

CERTIFICATE OF COUNTY CLERK (FOR BG & BE)

Section 11.37 & 61.37

I hereby certify on this _____ day of _____, 20____, that the location for which the license/permit is sought is in a "wet" area and is not prohibited by any valid order of the Commissioner's Court.

Election for given location was held for:

- legal sale of all alcoholic beverages
- legal sale of all alcoholic beverages except mixed beverages
- legal sale of all alcoholic beverages including mixed beverages
- legal sale of beer/wine (17%) on-premise **AFTER** Sept. 1, 1999
- legal sale of beer/wine (14%) on-premise **BEFORE** Sept. 1, 1999

OR IF ABOVE DOES NOT APPLY:

Be advised the location must have had two election passages per 25.14 or 69.17 of the TAB Code. One for beer and wine off-premise and one for mixed beverage.

- legal sale of beer and wine for off-premise consumption only

AND EITHER:

- legal sale of mixed beverages

OR

- legal sale of mixed beverages in restaurants by food and beverage certificate holders
(applicant must apply for FB with BG or BE)

SIGN
HERE

County Clerk

_____, COUNTY

S E A L

CERTIFICATE OF COUNTY CLERK FOR LATE HOURS LICENSE/PERMIT (LB & BL)

Chapters 29 & 70 et seq

- I hereby certify on this _____ day of _____, 20____, that one of the below are correct:
- The Commissioner's Court of the county has by order authorized the sale of **mixed beverages** between midnight and 2:00 A.M.; or
 - The Commissioner's Court of the county has by order authorized the sale of **beer** between midnight and _____ A.M.; or
 - The population of the city or county where premises are located was 500,000 or more according to the 22nd Decennial Census of the United States as released by the Bureau of the Census on March 12, 2001; or
 - The population of the city or county where premises are located was 800,000 or more according to the last Federal Census (2010).

SIGN
HERE

County Clerk

COUNTY

S E A L

COMPTROLLER OF PUBLIC ACCOUNTS CERTIFICATE

Section 11.46 (b) & 61.42 (b)

This is to certify on this 20th day of October, 20 20, the applicant holds or has applied for and satisfies all legal requirements for the issuance of a Sales Tax Permit under the Limited Sales, Excise and Use Tax Act or the applicant as of this date is not required to hold a Sales Tax Permit.

Sales Tax Permit Number 17429444808 Outlet Number 00261

Print Name of Comptroller Employee Maria Martinez

Print Title of Comptroller Employee EOA

SIGN
HERE

[Signature]

FIELD OFFICE

2453

S E A L



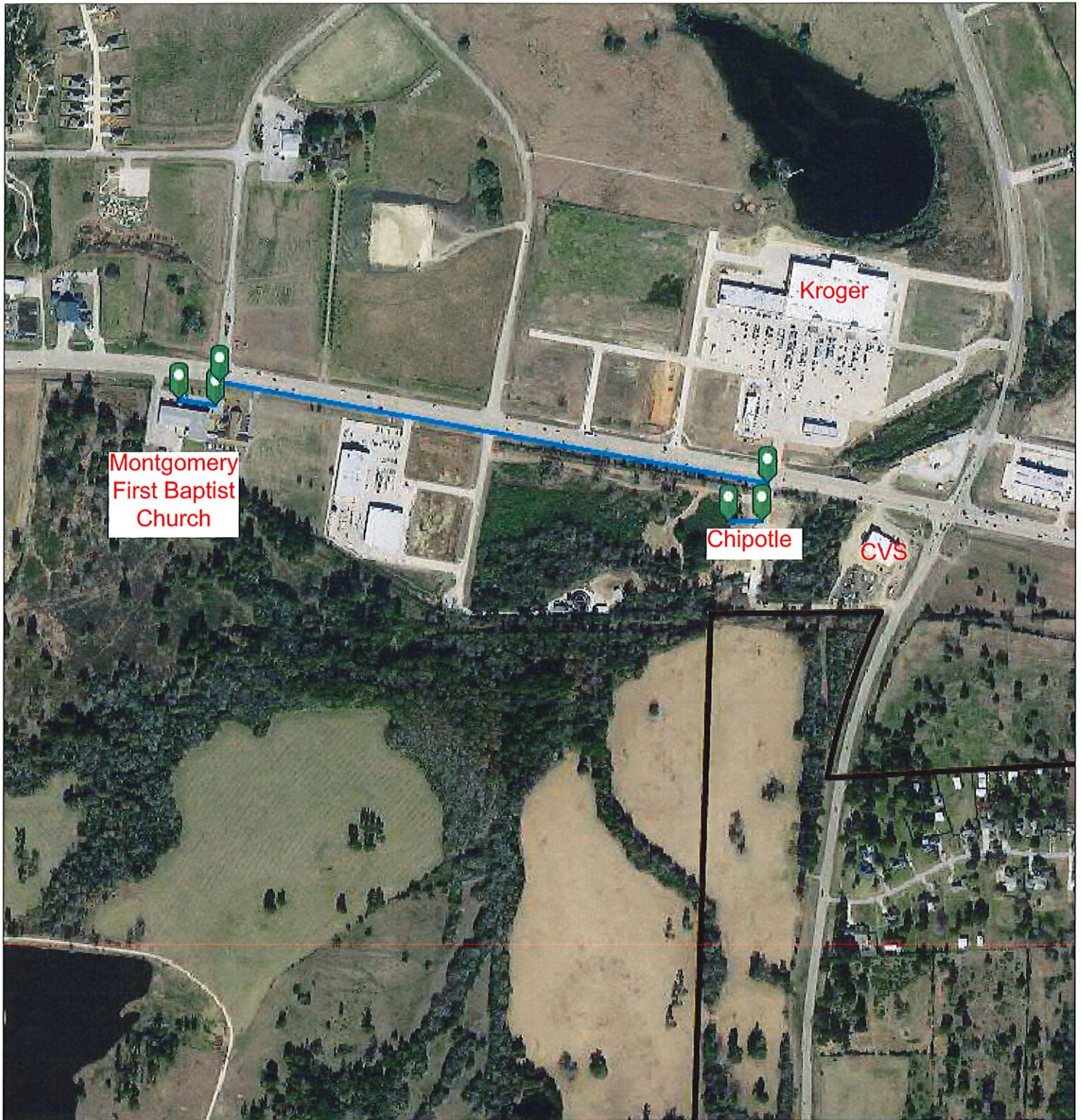
PUBLISHER'S AFFIDAVIT (FOR MB, LB, RM, BP, BG, BE, BL & V)

Section 11.39 and 61.38

Name of newspaper		ATTACH PRINTED COPY OF THE NOTICE HERE Hover over to see example
City, County		
Dates notice published in daily/weekly newspaper (MM/DD/YYYY)		
Publisher or designee certifies attached notice was published in newspaper stated on dates shown.		
Signature of publisher or designee Sworn to and subscribed before me on this date (MM/DD/YYYY)		
Signature of Notary Public		
S E A L		



Chipotle TABC Exhibit



1 inch equals 750 feet



JONES CARTER
Texas Board of Professional Engineers Registration No. F-439

How the TABC Measures Distance Requirements:

For Churches: Along the property lines of the street fronts and from front door to front door, and in a direct line across intersections. The distance requirement is at least 300 feet.

Chipotle front door to Montgomery First Baptist Church front door:

approx. 3,200 feet




Date: 10/8/2020

GENERAL NOTES
 ALL SITE WORK INCLUDING PAVING, CURBING, PARKING, PARKING LOT LIGHTING, SIGNAGE, LANDSCAPING, AND GUMPFER ENCLOSURE ARE LISTING UTILITIES. NOTES TO BE OBSERVED.
 STRIPES FOR PARKING MARKINGS AVAILABLE FROM PATENTENT STRIPES COMPANY, PHOENIX, (800) 250-5127, EMAIL: STRIPES@PATENTENTSTRIPES.COM

red
 architecture + planning
 589 W. National Blvd., Suite B
 Columbus, Ohio 43215
 tel: 614.487.8770
 fax: 614.487.8777

01/19/2015
 THE DRAWING IS THE PROPERTY OF RED ARCHITECTURE + PLANNING AND IS NOT TO BE REPRODUCED OR TRANSMITTED IN ANY FORM OR BY ANY MEANS, WITHOUT THE WRITTEN CONSENT OF RED ARCHITECTURE + PLANNING, INC.



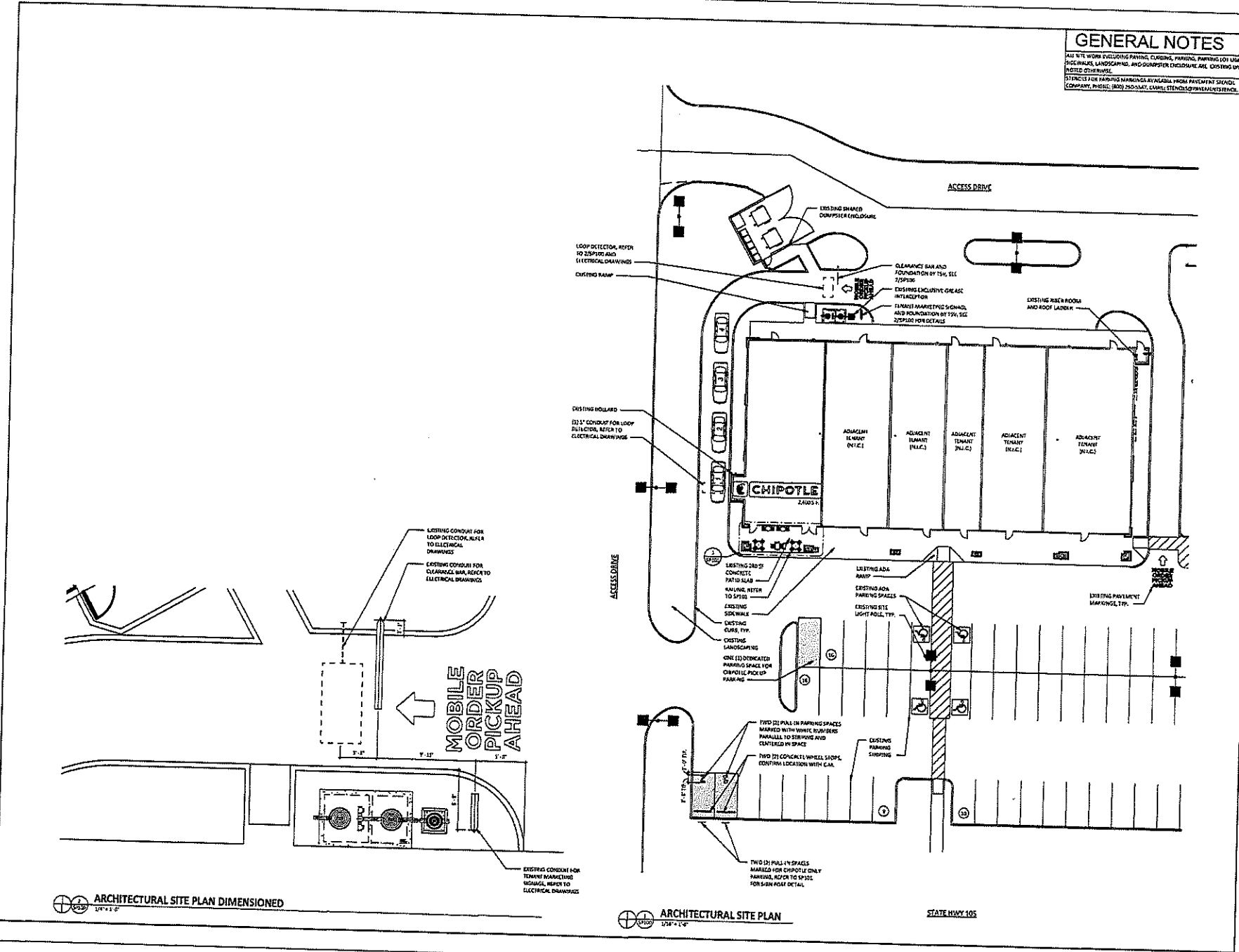
CHIPOTLE MEXICAN GRILL, INC.
 7000 SPANISH TRAIL
 COLUMBUS, OHIO 43215
 TELEPHONE: 614.887.9888
 INTERNET: WWW.CHIPOTLE.COM

STORE NO.: 3816
 MONTGOMERY TX
 20165 EVA STREET, SUITE A
 MONTGOMERY, TX 77356

DATE PLOTTED:	02/27/2015	02/27/2015
DATE:		
DRAWN BY:		
CHECKED BY:		
PROJECT NO.:	DV-0956	
DATE:		

ARCHITECTURAL SITE PLAN

SP100



ARCHITECTURAL SITE PLAN DIMENSIONED 124' x 27'

ARCHITECTURAL SITE PLAN 124' x 27'

STATE HWY 105

Montgomery City Council
AGENDA REPORT

Meeting Date: December 8, 2020	Budgeted Amount: N/A
Prepared By: Dave McCorquodale	Exhibits: Development Application and Escrow Agreement

Subject

Consideration and possible action regarding adoption of an Escrow Agreement by and between the City of Montgomery and Josh Cheatham for Montgomery Food Truck Park development (Dev. No. 2007).

Description



City Council considered a parking surface variance for this proposed food truck park project last month. As a reminder, the project is located across SH 105 from Lone Star Cowboy Church. This is the standard escrow agreement used by the City for new developments. The agreement requires the developer to establish an escrow account with the City to pay for engineering expenses incurred during review of the proposed project.

If the agreement approved, and once the escrow account is funded, the city engineer is authorized to begin reviewing the developer's project drawing submittals.

Recommendation

Approve the Escrow Agreement between the City of Montgomery and Josh Cheatham for the proposed Montgomery Food Truck Park.

Approved By

Asst. City Administrator	Dave McCorquodale 	Date: 12/03/2020
City Administrator	Richard Tramm 	Date: 12/03/2020



City of Montgomery Development Application

Upon completion return application to shensley@ci.montgomery.tx.us

The City of Montgomery welcomes all development projects. To expedite the Development Review Phase of your project, we are requiring that you completely fill out this Development Application in its entirety. All the information will be reviewed to allow the timely processing of any and all aspects of your project.

A. GENERAL INFORMATION

1. Name of proposed development: Montgomery Food Truck Park

2. Name of Owner: Josh Cheatham

Mailing Address: 21300 Eva Street, Suite 200

City/State/Zip: Montgomery, TX 77356

Telephone Number: 281-770-2748 Fax Number: _____

Cell Phone: _____ Email: jcheatham@lee-associates.com

3. Name of registered Professional Land Surveyor: TBD

Firm Name & Registration No.: _____

Mailing Address: _____

City/State/Zip: _____

Telephone Number: _____ Fax Number: _____

Cell Phone: _____ Email: _____

4. Name of registered Professional Engineer: Jonathan White, PE

Firm Name & Registration No.: L Squared Engineering F - 11235

Mailing Address: 3307 West Davis Street, Suite 100

City/State/Zip: Conroe, TX 77304

Telephone Number: 936-647-0420 Fax Number: _____

Cell Phone: _____ Email: jwhite@l2engineering.com

B. DEVELOPMENT SPECIFICATIONS

1. **General Location:** Within City Limits? If no, within Extra-Territorial Jurisdiction (ETJ)?
Within City limits

If located in the ETJ:

Prior to platting of the property to be developed, annexation procedures will need to be pursued if the property or parts of the property as required by State law are within one half (1/2) mile of the corporate limits of the City of Montgomery, Texas and lying and being adjacent to and contiguous to the present corporate limits, and located within the extraterritorial jurisdiction of the City. The City of Montgomery does have Landowner Petitions for Annexation included in the Development Application.

Will Annexation be required: [] Yes [X] No

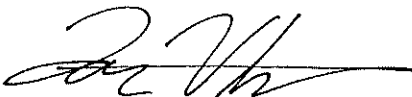
2. Property Description:

- a) Survey Name: Montgomery Townsite 06
- b) Abstract No.: _____
- c) Total Acreage: 2.666
- d) Current Zoning: Commercial
- e) Number of Lots: N/A Number of Blocks: _____ Estimated Commercial Value: \$650,000
- f) Number of Streets: N/A Type: _____ Public _____ Private
- g) Total Acreage in Other uses (any land within the boundaries of the plat that is not divided into lots):

- h) Estimated Total Taxable Value: _____ \$150,000 _____ Land \$500,000 _____ Improvements
- i) Estimated Size(s) of Lots: N/A _____
- j) Estimated Value of House and Lot: N/A _____
- k) Water Capacity Requested: 1,220 gpd Wastewater Capacity Requested: 848 gpd

3. Certification

This is to certify that the information concerning the proposed development is true and correct, that I am the actual owner or authorized agent for the owner of the above described property, that prior to a request for any variance to the Montgomery Code of Ordinances, I will attend a pre-development meeting with the City Administrator and City Engineer concerning said variance request, and that I will comply with all of the City of Montgomery Code of Ordinances requirements for submitting a preliminary plat/variance request for approval.



Signature of Owner/Agent

11-30-2020

Date

Received by: _____

Date

Please attach a metes and bounds description of the tract, land plan, conceptual plat, preliminary land plan, and location map, to the Application indicating proposed location of project and boundaries of subject tract. Applicant agrees that it shall notify the City if any of the above information (including ownership of the tract) should change during the Application process.

For City Use Only

Date Submitted: _____ Development Number: _____

Engineer's Recommendation: _____

Operator's Recommendation: _____

Is Annexation Required: _____

Amount of Deposit Paid: _____ Date Escrow Agreement Submitted: _____

Amount of Service Recommended: _____

Additional Capacity Required: Water _____ gpd Wastewater _____ gpd

Tap Fee _____ Plan Review Fees _____ Inspection Fees _____ Impact Fee _____

Additional Considerations: _____

ESCROW AGREEMENT
BY AND BETWEEN
THE CITY OF MONTGOMERY, TEXAS,
AND
Josh Cheatham
Dev. No. 2007

THE STATE OF TEXAS ⤵

COUNTY OF MONTGOMERY ⤵

This Escrow Agreement, is made and entered into as of the _____ day _____, 2020 by and between the CITY OF MONTGOMERY, TEXAS, a body politic, and a municipal corporation created and operating under the general laws of the State of Texas (hereinafter called the "City"), and Josh Cheatham, (hereinafter called the "Developer").

RECITALS

WHEREAS, the Developer desires to acquire and develop all or part of an 2.691-acre tract, being a portion of the Benjamin Rigsby Survey, Abstract 31, sometimes referred to as the Montgomery Food Truck Park Tract, and being more particularly described in Exhibit "A" attached hereto and incorporated herein by reference for all purposes.

WHEREAS, the City policy requires the Developer to establish an Escrow Fund with the City to reimburse the City for engineering costs, legal fees, consulting fees and administrative expenses incurred for plan reviews, developer coordination, construction management, inspection services to be provided for during the construction phase, and one-year warranty services.

AGREEMENT

ARTICLE I

SERVICES REQUIRED

Section 1.01 The development of the Montgomery Food Truck Park Tract will require the City to utilize its own personnel, its professionals and consultants; and the Escrow Fund will be used to reimburse the City its costs associated with these services.

Section 1.02 In the event other contract services are required related to the development from third parties, payment for such services will be made by the City and reimbursed by the Developer or paid directly by the Developer as the parties may agree.

ARTICLE II

FINANCING AND SERVICES

Section 2.01 All estimated costs and professional fees needed by City shall be financed by Developer. Developer agrees to advance funds to City for the purpose of funding such costs as herein set out:

Administrative	\$ 1,000
City Engineer	\$ 4,000
Legal	\$ 1,000
<hr/>	
TOTAL	\$ 6,000

Section 2.02 Developer agrees to submit payment of the Escrow Fund no later than ten (10) days after the execution of this Escrow Agreement. No work will begin by or on behalf of the City until funds have been received.

Section 2.03 The total amount shown above for the Escrow Fund is intended to be a "Not to Exceed" amount unless extenuating, unexpected fees are needed. Examples of extenuating

circumstances created by the developer that may cause additional fees include, but are not limited to, greater than three plan reviews or drainage analysis reviews; revisions to approved plans; extraordinary number of comments on plans; additional meetings at the request of the developer; variance requests; encroachment agreement requests; construction delays and/or issues; failure to coordinate construction with City; failed testing during construction; failing to address punch list items; and/or excessive warranty repair items. If extenuating circumstances arise, the Developer will be informed, in writing by the City, of the additional deposit amount and explanation of extenuating circumstance. The Developer agrees to tender additional sums within 10 days of receipt of request to cover such costs and expenses. If additional funds are not deposited within 10 days all work by or on behalf of the City will stop until funds are deposited. Any funds which may remain after the completion of the development described in this Escrow Agreement will be refunded to Developer.

ARTICLE III,

MISCELLANEOUS

Section 3.01 City reserves the right to enter into additional contracts with other persons, corporations, or political subdivisions of the State of Texas; provided, however, that City covenants and agrees that it will not so contract with others to an extent as to impair City's ability to perform fully and punctually its obligations under this Escrow Agreement.

Section 3.02 If either party is rendered unable, wholly or in part, by *force majeure* to carry out any of its obligations under this Escrow Agreement, then the obligations of such party, to the extent affected by such *force majeure* and to the extent that due diligence is being used to resume performance at the earliest practicable time, shall be suspended during the continuance of

any inability so caused to the extent provided but for no longer period. As soon as reasonably possible after the occurrence of the *force majeure* relied upon, the party whose contractual obligations are affected thereby shall give notice and full particulars of such *force majeure* relied upon to the other party. Such cause, as far as possible, shall be remedied with all reasonable diligence. The term "*force majeure*," as used herein, shall include without limitation of the generality thereof, acts of God, strikes, lockouts, or other industrial disturbances, acts of the public enemy, orders of any kind of the government of the United States or the State of Texas or any civil or military authority, insurrections, riots, epidemics, landslides, lightning, earthquakes, fires, hurricanes, storms, floods, washouts, droughts, arrests, restraint of government and people, civil disturbances, explosions, breakage, or accidents to machinery, which are not within the control of the party claiming such inability, which such party could not have avoided by the exercise of due diligence and care.

Section 3.03 This Escrow Agreement is subject to all rules, regulations and laws which may be applicable by the United States, the State of Texas or any regulatory agency having jurisdiction.

Section 3.04 No waiver or waivers of any breach or default (or any breaches or defaults) by either party hereto of any term, covenant, condition, or liability hereunder, or of performance by the other party of any duty or obligation hereunder, shall be deemed or construed to be a waiver of subsequent breaches or defaults of any kind, under any circumstance.

Section 3.05 Any notice, communication, request, reply or advice (hereafter referred to as "notice") herein provided or permitted to be given, made, or accepted by either party to the other (except bills) must be in writing and may be given or be served by depositing the same in the

United States mail postpaid and registered or certified and addressed to the party to be notified, with return receipt requested, or by delivering the same to an officer of such party. Notice deposited in the mail in the manner herein above described shall be conclusively deemed to be effective, unless otherwise stated in this Escrow Agreement, from and after the expiration of seven (7) days after it is so deposited. Notice given in any other manner shall be effective only when received by the party to be notified. For the purpose of notice, the addresses of the parties shall, until changed as hereinafter provided, be as follows:

If to City, to: City Administrator
City of Montgomery
101 Old Plantersville Rd.
Montgomery, Texas 77356

If to Developer, to: Josh Cheatham
21300 Eva Street, Suite 200
Montgomery, Texas 77356

The parties shall have the right from time to time and at any time to change their respective addresses, and each shall have the right to specify as its address any other address by at least fifteen (15) days written notice to the other party.

Section 3.06 This Escrow Agreement shall be subject to change or modification only in writing and with the mutual consent of the governing body of City and the management of Developer.

Section 3.07 This Escrow Agreement shall bind and benefit City and its legal successors and Developer and its legal successors but shall not otherwise be assignable, in whole or in part, by either party except as specifically provided herein between the parties or by supplemental agreement.

Section 3.08 This Escrow Agreement shall be for the sole and exclusive benefit of City and Developer and is not for the benefit of any third party. Nothing herein shall be construed to confer standing to sue upon any party who did not otherwise have such standing.

Section 3.09 The provisions of this Escrow Agreement are severable, and if any provision or part of this Escrow Agreement or the application thereof to any person or circumstances shall ever be held by any court of competent jurisdiction to be invalid or unconstitutional for any reason, the remainder of this Escrow Agreement and the application of such provision or part of this Escrow Agreement to other person circumstances shall not be affected thereby.

Section 3.10 This Escrow Agreement and any amendments thereto, constitute all the agreements between the parties relative to the subject matter thereof, and may be executed in multiple counterparts, each of which when so executed shall be deemed to be an original.

Section 3.11 This Agreement shall be governed by, construed and enforced in accordance with, and subject to, the laws of the State of Texas without regard to the principles of conflict of laws. This Agreement is performable in Montgomery County, Texas.

IN WITNESS WHEREOF, the parties hereto have executed this Escrow Agreement in three (3) copies, each of which shall be deemed to be an original, as of the date and year first written in this Escrow Agreement.

CITY OF MONTGOMERY, TEXAS

By: _____
Sara Countryman, Mayor

ATTEST:

By: _____
Susan Hensley, City Secretary

Josh Cheatham

Developer

Josh Cheatham
By: *Josh Cheatham* _____
Signature

Title: *President* _____

STATE OF TEXAS {

COUNTY OF MONTGOMERY {

BEFORE ME, the undersigned authority, on this day personally appeared Sara Countryman, Mayor of the City of Montgomery, Texas, a corporation, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, in the capacity therein stated and as the act and deed of said corporation.

GIVEN UNDER MY HAND AND SEAL OF OFFICE on this the _____ day of _____, 2020.

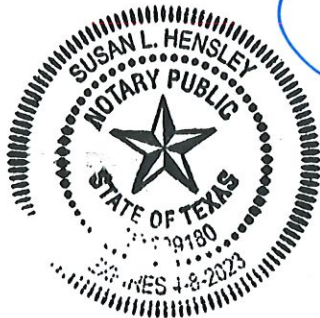
Notary Public, State of Texas

THE STATE OF TEXAS {

COUNTY OF Montgomery {

BEFORE ME, the undersigned, a Notary Public in and for the State of Texas, on this day personally appeared JOSH CHEATHAM, PRESIDENT of _____, a _____, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purpose and consideration therein expressed and in the capacity therein stated and as the act and deed of said organization.

GIVEN UNDER MY HAND AND SEAL OF OFFICE on this the 2ND day of December, 2020.



Susan Hensley
Notary Public, State of Texas

Exhibit "A" Attachment

Of 2.691 Acres or 117,205 Square Feet of land being all of that certain 2 Acre tract of land conveyed from James M. Kendrick to Mary Kathryn Kendrick, etal by a deed dated December 29, 1998 and recorded under Clerk's File No. 98102138, of the Deed Records of Montgomery County, Texas (M.C.D.R.), and being the remainder of that certain 5.068 Acre tract of land conveyed from Edgar Giesinger, etux to James M. Kendrick by a deed dated April 17, 1996 and recorded under Clerk's File No. 96232775, M.C.D.R., lying in the BENJAMIN RIGSBY Survey, Abstract 31, in Montgomery, Montgomery County, Texas, said 2.691 Acre tract is more particularly described by metes and bounds as follows:

BEGINNING at a Iron strap found at the Southeast corner of that certain 3.9529 Acre tract of land conveyed from MCDABEL, LTD. to Ludy C. Hoffmeister Jr., dba DLM INVESTMENTS by a deed dated May 13, 2013 and recorded under Clerk's File No. 2013054607, M.C.D.R., and being on the North Right-of-Way of STATE HIGHWAY 105 (a variable width R.O.W.);

THENCE North 02 deg. 35 min. 13 sec. West, along the East line of said 3.9529 Acre tract of land, at a distance of 416.92 feet pass a 3/8 inch iron rod with cap set at the centerline of a 30 foot strip of land, and continuing in all a distance of 431.93 feet to a 1/2 inch iron rod found at a point for corner;

THENCE North 86 deg. 07 min. 40 sec. East, along the South line of that certain 23.397 Acre tract of land conveyed from Linda R. Spradling and Dale W. Spradling to Christian C. Cheatham, Trustee by a deed dated October 12, 2012 and recorded under Clerk's File No. 2012102841, M.C.D.R., a distance of 257.34 feet to a fence corner post in concrete found at a point for corner;

THENCE South 02 deg. 26 min. 06 sec. East, along said 23.397 Acre tract of land, at a distance of 30.01 feet pass a 1/2 inch iron rod found on the South line of a 30 foot strip of land, and continuing in all a distance of 105.01 feet to a 1/2 inch iron rod found at a point for corner;

THENCE North 86 deg. 07 min. 37 sec. East, along said 23.397 Acre tract of land, a distance of 116.14 feet to a 1/2 inch iron rod found at a point for corner;

THENCE South 02 deg. 21 min. 27 sec. East, along the most Northerly West line of that certain 1.362 Acre tract of land conveyed from FIRST BANK OF CONROE, N.A. to James T. Solomon, etux by a deed dated September 15, 2011 and recorded under Clerk's File No. 2011083407, M.C.D.R., a distance of 114.31 feet to a 1/2 inch iron rod found at a point for corner;

THENCE South 87 deg. 02 min. 02 sec. West, along the most Westerly North line of said 1.362 Acre tract of land, a distance of 149.82 feet to a 1/2 inch iron rod found at a point for corner;

THENCE South 02 deg. 21 min. 04 sec. East, along the West line of said 1.362 Acre tract of land, a distance of 219.34 feet to a point for corner, from which a 1/2 inch iron rod was found South, 0.15 feet;

THENCE South 87 deg. 14 min. 39 sec. West, along the North Right-of-Way of said STATE HIGHWAY 105, a distance of 221.92 feet to the POINT OF BEGINNING, containing within these calls 2.691 Acres or 117,205 Square Feet of land, as depicted by a plat prepared by Donald K. Hall, R.P.L.S. No. 4070 dated February 8, 2016.

Prohibition on Boycotting Israel Verification

This Verification is hereby incorporated into the terms of the contract by and between _____ and Josh Cheatham entered into this the _____ day of _____, _____.

1. Josh Cheatham, in conjunction with the execution of the above referenced contract and in accordance with Chapter 2270 of the Texas Government Code, effective September 1, 2017, does hereby agree, confirm, and verify that it:

- A. Does not Boycott Israel; and
- B. Will not Boycott Israel during the term of the contract.

"Boycott Israel" has the meaning given to it in Chapter 808 of Subtitle A, Title 8 of the Texas Government Code. As of the effective date of the statute, the term means "refusing to deal with, terminating business activities with, or otherwise taking any action that is intended to penalize, inflict economic harm on, or limit commercial relations specifically with Israel, or with a person or entity doing business in Israel or in an Israeli-controlled territory, but does not include an action made for ordinary business purposes."

2. Contractor hereby acknowledges and agrees that this verification is a material term of the contract and Owner is expressly relying on this verification in agreeing to enter into the contract with Contractor.
3. **TO THE MAXIMUM EXTENT PERMITTED BY LAW, CONTRACTOR AGREES TO INDEMNIFY, DEFEND AND HOLD HARMLESS OWNER FROM ALL CLAIMS, CAUSES OF ACTION, LEGAL PROCEEDINGS, DAMAGES, COSTS, FEES AND EXPENSES ARISING OUT OF OR RELATED TO AN ACTUAL OR ALLEGED MISREPRESENTATION BY CONTRACTOR PROVIDED HEREUNDER.**

[Signatures on Following Page]

Prohibition on Boycotting Israel Verification[Continued]

Jh Ctr
Jh Ctr
Contractor

State of Texas
County of Montgomery

Before me, a notary public, on this day personally appeared JOSH CHEATHAM, known to me to be the person whose name is subscribed to the foregoing document and, being by me first duly sworn, declared that the statements therein contained in Paragraph 1A and B are true and correct.



Susan Hensley
Notary Public's Signature

Receipt and incorporation into the above referenced contract hereby agreed to and acknowledged by:

Owner

CERTIFICATE OF INTERESTED PARTIES

FORM 1295

1 of 1

Complete Nos. 1 - 4 and 6 if there are interested parties.
 Complete Nos. 1, 2, 3, 5, and 6 if there are no interested parties.

OFFICE USE ONLY CERTIFICATION OF FILING

Certificate Number:
 2020-693741

Date Filed:
 11/30/2020

Date Acknowledged:

1 Name of business entity filing form, and the city, state and country of the business entity's place of business.

Josh Cheatham
 Montgomery, TX United States

2 Name of governmental entity or state agency that is a party to the contract for which the form is being filed.

City of Montgomery

3 Provide the identification number used by the governmental entity or state agency to track or identify the contract, and provide a description of the services, goods, or other property to be provided under the contract.

2007
 Escrow Agreement

4	Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
			Controlling	Intermediary

5 Check only if there is NO Interested Party.

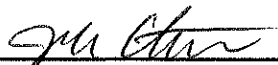
6 UNSWORN DECLARATION

My name is Josh Cheatham, and my date of birth is 9/30/76.

My address is P.O. Box 99, Montgomery, TX, 77356, USA.
(street) (city) (state) (zip code) (country)

I declare under penalty of perjury that the foregoing is true and correct.

Executed in Montgomery County, State of TX, on the 2 day of December, 2020.
(month) (year)


 Signature of authorized agent of contracting business entity
 (Declarant)

Montgomery City Council
AGENDA REPORT

Meeting Date: December 8, 2020	Budgeted Amount: N/A
Prepared By: Dave McCorquodale	Exhibits: Development Application and Escrow Agreement

Subject

Consideration and possible action regarding adoption of an Escrow Agreement by and between the City of Montgomery and Devpoint, LLC for Kammerer 389-acre Tract development (Dev. No. 2006).



Description

The single-family residential project is in the southwest corner of the City, largely outside the city limits and within the ETJ.

Recommendation

Approve the Escrow Agreement between the City of Montgomery and Devpoint, LLC for the proposed Kammerer 389-acre Tract development.

Approved By

Asst. City Administrator	Dave McCorquodale 	Date: 12/03/2020
City Administrator	Richard Tramm 	Date: 12/03/2020



City of Montgomery Development Application

Upon completion return application to dmccorquodale@ci.montgomery.tx.us

The City of Montgomery welcomes all development projects. To expedite the Development Review Phase of your project, we are requiring that you completely fill out this Development Application in its entirety. All the information will be reviewed to allow the timely processing of any and all aspects of your project.

A. GENERAL INFORMATION

1. Name of proposed development: Kammerer 389 Acre Tract
2. Name of Owner: Gracepoint Homes
Mailing Address: 333300 Egypt Lane Ste. H-100
City/State/Zip: Magnolia Texas 77354
Telephone Number: 281-681-0400 Fax Number: _____
Cell Phone: _____ Email: jhood@gracepointhomes.com
3. Name of registered Professional Land Surveyor: Paul Bretherton, R.P.L.S.
Firm Name & Registration No.: Manhard Consulting, Inc., 10194379
Mailing Address: 2445 Technology Forest Boulevard, Suite 200
City/State/Zip: The Woodlands/Texas/77381
Telephone Number: 832-823-2208 Fax Number: _____
Cell Phone: _____ Email: pbretherton@manhard.com
4. Name of registered Professional Engineer: Ryan Wade, P.E.
Firm Name & Registration No.: Manhard Consulting, Inc., 10194379
Mailing Address: 2445 Technology Forest Boulevard, Suite 200
City/State/Zip: The Woodlands/Texas/77381
Telephone Number: 832-823-2208 Fax Number: _____
Cell Phone: _____ Email: rwade@manhard.com

B. DEVELOPMENT SPECIFICATIONS

1. **General Location:** Within City Limits? If no, within Extra-Territorial Jurisdiction (ETJ)?
Within City of Montgomery ETJ

If located in the ETJ:

Prior to platting of the property to be developed, annexation procedures will need to be pursued if the property or parts of the property as required by State law are within one half (1/2) mile of the corporate limits of the City of Montgomery, Texas and lying and being adjacent to and contiguous to the present corporate limits, and located within the extraterritorial jurisdiction of the City. The City of Montgomery does have Landowner Petitions for Annexation included in the Development Application.

Will Annexation be required: Yes [] No

2. Property Description:

- a) Survey Name: Zachariah Landrum
- b) Abstract No.: A-22
- c) Total Acreage: 389.37
- d) Current Zoning: Residential
- e) Number of Lots: 517 Number of Blocks: Estimated Commercial Value: 0
- f) Number of Streets: 23 Type: Public Private
- g) Total Acreage in Other uses (any land within the boundaries of the plat that is not divided into lots):
86.6
- h) Estimated Total Taxable Value: 8,500,000 Land 250,000,000 Improvements
- i) Estimated Size(s) of Lots: 85 x 170 , 100 x 200
- j) Estimated Value of House and Lot: 500,000.00
- k) Water Capacity Requested: 185,000 gpd Wastewater Capacity Requested: 132,000 gpd
*ESFC x 350 gpd *ESFC x 250 gpd

3. Certification

This is to certify that the information concerning the proposed development is true and correct, that I am the actual owner or authorized agent for the owner of the above described property, that prior to a request for any variance to the Montgomery Code of Ordinances, I will attend a pre-development meeting with the City Administrator and City Engineer concerning said variance request, and that I will comply with all of the City of Montgomery Code of Ordinances requirements for submitting a preliminary plat/variance request for approval.



Signature of Owner/Agent

10/20/2020

Date

Received by: _____

_____ Date

Please attach a metes and bounds description of the tract, land plan, conceptual plat, preliminary land plan, and location map, to the Application indicating proposed location of project and boundaries of subject tract. Applicant agrees that it shall notify the City if any of the above information (including ownership of the tract) should change during the Application process.

For City Use Only

Date Submitted: _____ Development Number: _____

Engineer's Recommendation: _____

Operator's Recommendation: _____

Is Annexation Required: _____

Amount of Deposit Paid: _____ Date Escrow Agreement Submitted: _____

Amount of Service Recommended: _____

Additional Capacity Required: Water _____ gpd Wastewater _____ gpd

Tap Fee _____ Plan Review Fees _____ Inspection Fees _____ Impact Fee _____

Additional Considerations: _____

ESCROW AGREEMENT
BY AND BETWEEN
THE CITY OF MONTGOMERY, TEXAS,

AND

Devpoint, LLC

Dev. No. 2006

THE STATE OF TEXAS ⊃

COUNTY OF MONTGOMERY ⊃

This Escrow Agreement, is made and entered into as of the _____ day _____, 2020 by and between the CITY OF MONTGOMERY, TEXAS, a body politic, and a municipal corporation created and operating under the general laws of the State of Texas (hereinafter called the "City"), and Devpoint, LLC, (hereinafter called the "Developer").

RECITALS

WHEREAS, the Developer desires to acquire and develop all or part of a 389.37-acre tract, being a portion of the Zachariah Landrum Survey, Abstract A-22, sometimes referred to as the Kammerer 389 Ac Tract, and being more particularly described in Exhibit "A" attached hereto and incorporated herein by reference for all purposes.

WHEREAS, the City policy requires the Developer to establish an Escrow Fund with the City to reimburse the City for engineering costs, legal fees, consulting fees and administrative expenses incurred for feasibility study, plan reviews, developer coordination, construction management, inspection services to be provided for during the construction phase, and one-year warranty services.

AGREEMENT

ARTICLE I

SERVICES REQUIRED

Section 1.01 The development of the Kammerer 389 Ac Tract will require the City to utilize its own personnel, its professionals and consultants; and the Escrow Fund will be used to reimburse the City its costs associated with these services.

Section 1.02 In the event other contract services are required related to the development from third parties, payment for such services will be made by the City and reimbursed by the Developer or paid directly by the Developer as the parties may agree.

ARTICLE II

FINANCING AND SERVICES

Section 2.01 All estimated costs and professional fees needed by City shall be financed by Developer. Developer agrees to advance funds to City for the purpose of funding the required Utility and Economic Feasibility Study ("Study") in the amount of \$10,000.

Section 2.02 Developer agrees to submit payment of the funds for the Utility and Economic Feasibility Study to City no later than ten (10) days after the execution of this Escrow Agreement. No work will begin on the Study until funds have been received and the Study has been authorized by City Council.

Section 2.03 As part of the Study, the estimated additional Escrow Amount will be determined for plan reviews, developer coordination, construction coordination, construction inspection, warranty services, legal expenses, and administrative costs. Developer agrees to submit

payment of the Escrow Amount to City no later than thirty (30) days after the acceptance of the Study by City Council. No work outside of the Study will be performed by or on behalf of the City until the Escrow Amount has been deposited.

Section 2.04 The total amount shown above for the Utility and Economic Feasibility Study and the Escrow Amount determined in the Study is intended to be a "Not to Exceed" amount unless extenuating, unexpected fees are needed. Examples of extenuating circumstances created by the developer that may cause additional fees include, but are not limited to, greater than three plan reviews or drainage analysis reviews; revisions to approved plans; extraordinary number of comments on plans; additional meetings at the request of the developer; variance requests; encroachment agreement requests; construction delays and/or issues; failure to coordinate construction with City; failed testing during construction; failing to address punch list items; and/or excessive warranty repair items. If extenuating circumstances arise, the Developer will be informed, in writing by the City, of the additional deposit amount and explanation of extenuating circumstance. The Developer agrees to tender additional sums within 10 days of receipt of request to cover such costs and expenses. If additional funds are not deposited within 10 days all work by or on behalf of the City will stop until funds are deposited. Any funds which may remain after the completion of the development described in this Escrow Agreement will be refunded to Developer.

ARTICLE III,

MISCELLANEOUS

Section 3.01 City reserves the right to enter into additional contracts with other persons, corporations, or political subdivisions of the State of Texas; provided, however, that City covenants and agrees that it will not so contract with others to an extent as to impair City's ability to perform fully and punctually its obligations under this Escrow Agreement.

Section 3.02 If either party is rendered unable, wholly or in part, by *force majeure* to carry out any of its obligations under this Escrow Agreement, then the obligations of such party, to the extent affected by such *force majeure* and to the extent that due diligence is being used to resume performance at the earliest practicable time, shall be suspended during the continuance of any inability so caused to the extent provided but for no longer period. As soon as reasonably possible after the occurrence of the *force majeure* relied upon, the party whose contractual obligations are affected thereby shall give notice and full particulars of such *force majeure* relied upon to the other party. Such cause, as far as possible, shall be remedied with all reasonable diligence. The term "*force majeure*," as used herein, shall include without limitation of the generality thereof, acts of God, strikes, lockouts, or other industrial disturbances, acts of the public enemy, orders of any kind of the government of the United States or the State of Texas or any civil or military authority, insurrections, riots, epidemics, landslides, lightning, earthquakes, fires, hurricanes, storms, floods, washouts, droughts, arrests, restraint of government and people, civil disturbances, explosions, breakage, or accidents to machinery, which are not within the control of the party claiming such inability, which such party could not have avoided by the exercise of due diligence and care.

Section 3.03 This Escrow Agreement is subject to all rules, regulations and laws which may be applicable by the United States, the State of Texas or any regulatory agency having jurisdiction.

Section 3.04 No waiver or waivers of any breach or default (or any breaches or defaults) by either party hereto of any term, covenant, condition, or liability hereunder, or of performance by the other party of any duty or obligation hereunder, shall be deemed or construed to be a waiver of subsequent breaches or defaults of any kind, under any circumstance.

Section 3.05 Any notice, communication, request, reply or advice (hereafter referred to as "notice") herein provided or permitted to be given, made, or accepted by either party to the other (except bills) must be in writing and may be given or be served by depositing the same in the United States mail postpaid and registered or certified and addressed to the party to be notified, with return receipt requested, or by delivering the same to an officer of such party. Notice deposited in the mail in the manner herein above described shall be conclusively deemed to be effective, unless otherwise stated in this Escrow Agreement, from and after the expiration of seven (7) days after it is so deposited. Notice given in any other manner shall be effective only when received by the party to be notified. For the purpose of notice, the addresses of the parties shall, until changed as hereinafter provided, be as follows:

If to City, to: City Administrator
City of Montgomery
101 Old Plantersville Rd.
Montgomery, Texas 77356

If to Developer, to: Devpoint, LLC
33300 Egypt Lane, Suite H-100
Magnolia, Texas 77354

The parties shall have the right from time to time and at any time to change their respective addresses, and each shall have the right to specify as its address any other address by at least fifteen (15) days written notice to the other party.

Section 3.06 This Escrow Agreement shall be subject to change or modification only in writing and with the mutual consent of the governing body of City and the management of Developer.

Section 3.07 This Escrow Agreement shall bind and benefit City and its legal successors and Developer and its legal successors but shall not otherwise be assignable, in whole or in part, by either party except as specifically provided herein between the parties or by supplemental agreement.

Section 3.08 This Escrow Agreement shall be for the sole and exclusive benefit of City and Developer and is not for the benefit of any third party. Nothing herein shall be construed to confer standing to sue upon any party who did not otherwise have such standing.

Section 3.09 The provisions of this Escrow Agreement are severable, and if any provision or part of this Escrow Agreement or the application thereof to any person or circumstances shall ever be held by any court of competent jurisdiction to be invalid or unconstitutional for any reason, the remainder of this Escrow Agreement and the application of such provision or part of this Escrow Agreement to other person circumstances shall not be affected thereby.

Section 3.10 This Escrow Agreement and any amendments thereto, constitute all the agreements between the parties relative to the subject matter thereof, and may be executed in multiple counterparts, each of which when so executed shall be deemed to be an original.

Section 3.11 This Agreement shall be governed by, construed and enforced in accordance with, and subject to, the laws of the State of Texas without regard to the principles of conflict of laws. This Agreement is performable in Montgomery County, Texas.

IN WITNESS WHEREOF, the parties hereto have executed this Escrow Agreement in three (3) copies, each of which shall be deemed to be an original, as of the date and year first written in this Escrow Agreement.

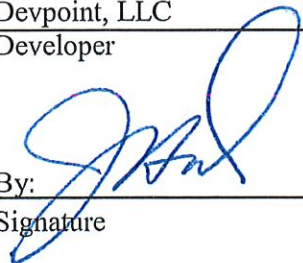
CITY OF MONTGOMERY, TEXAS

By: _____
Sara Countryman, Mayor

ATTEST:

By: _____
Susan Hensley, City Secretary

Devpoint, LLC
Developer

By:  _____
Signature

Title: MANAGER

STATE OF TEXAS {

COUNTY OF MONTGOMERY {

BEFORE ME, the undersigned authority, on this day personally appeared Sara Countryman, Mayor of the City of Montgomery, Texas, a corporation, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, in the capacity therein stated and as the act and deed of said corporation.

GIVEN UNDER MY HAND AND SEAL OF OFFICE on this the _____ day of _____, 2020.

Notary Public, State of Texas

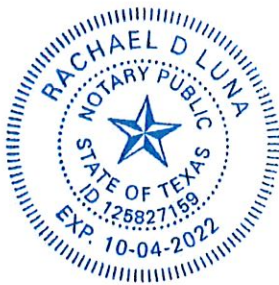
THE STATE OF TEXAS {

COUNTY OF Montgomery {

BEFORE ME, the undersigned, a Notary Public in and for the State of Texas, on this day personally appeared Justin Hood, Manager of Devpoint, LLC, a Limited Liability Company, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purpose and consideration therein expressed and in the capacity therein stated and as the act and deed of said organization.

GIVEN UNDER MY HAND AND SEAL OF OFFICE on this the 2nd day of December, 2020.

Rachael D. Luna
Notary Public, State of Texas



Prohibition on Boycotting Israel Verification

This Verification is hereby incorporated into the terms of the contract by and between _____ and Devpoint, LLC entered into this the _____ day of _____, _____.


1. Devpoint, LLC, in conjunction with the execution of the above referenced contract and in accordance with Chapter 2270 of the Texas Government Code, effective September 1, 2017, does hereby agree, confirm, and verify that it:
 - A. Does not Boycott Israel; and
 - B. Will not Boycott Israel during the term of the contract.

"Boycott Israel" has the meaning given to it in Chapter 808 of Subtitle A, Title 8 of the Texas Government Code. As of the effective date of the statute, the term means "refusing to deal with, terminating business activities with, or otherwise taking any action that is intended to penalize, inflict economic harm on, or limit commercial relations specifically with Israel, or with a person or entity doing business in Israel or in an Israeli-controlled territory, but does not include an action made for ordinary business purposes."

2. Contractor hereby acknowledges and agrees that this verification is a material term of the contract and Owner is expressly relying on this verification in agreeing to enter into the contract with Contractor.
3. **TO THE MAXIMUM EXTENT PERMITTED BY LAW, CONTRACTOR AGREES TO INDEMNIFY, DEFEND AND HOLD HARMLESS OWNER FROM ALL CLAIMS, CAUSES OF ACTION, LEGAL PROCEEDINGS, DAMAGES, COSTS, FEES AND EXPENSES ARISING OUT OF OR RELATED TO AN ACTUAL OR ALLEGED MISREPRESENTATION BY CONTRACTOR PROVIDED HEREUNDER.**

[Signatures on Following Page]

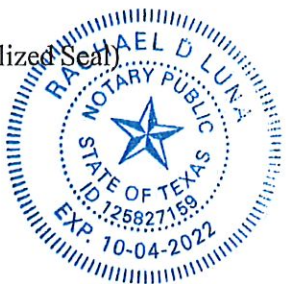
Prohibition on Boycotting Israel Verification[Continued]


Contractor

State of Texas
County of Montgomery

Before me, a notary public, on this day personally appeared Justin Hood, known to me to be the person whose name is subscribed to the foregoing document and, being by me first duly sworn, declared that the statements therein contained in Paragraph 1A and B are true and correct.

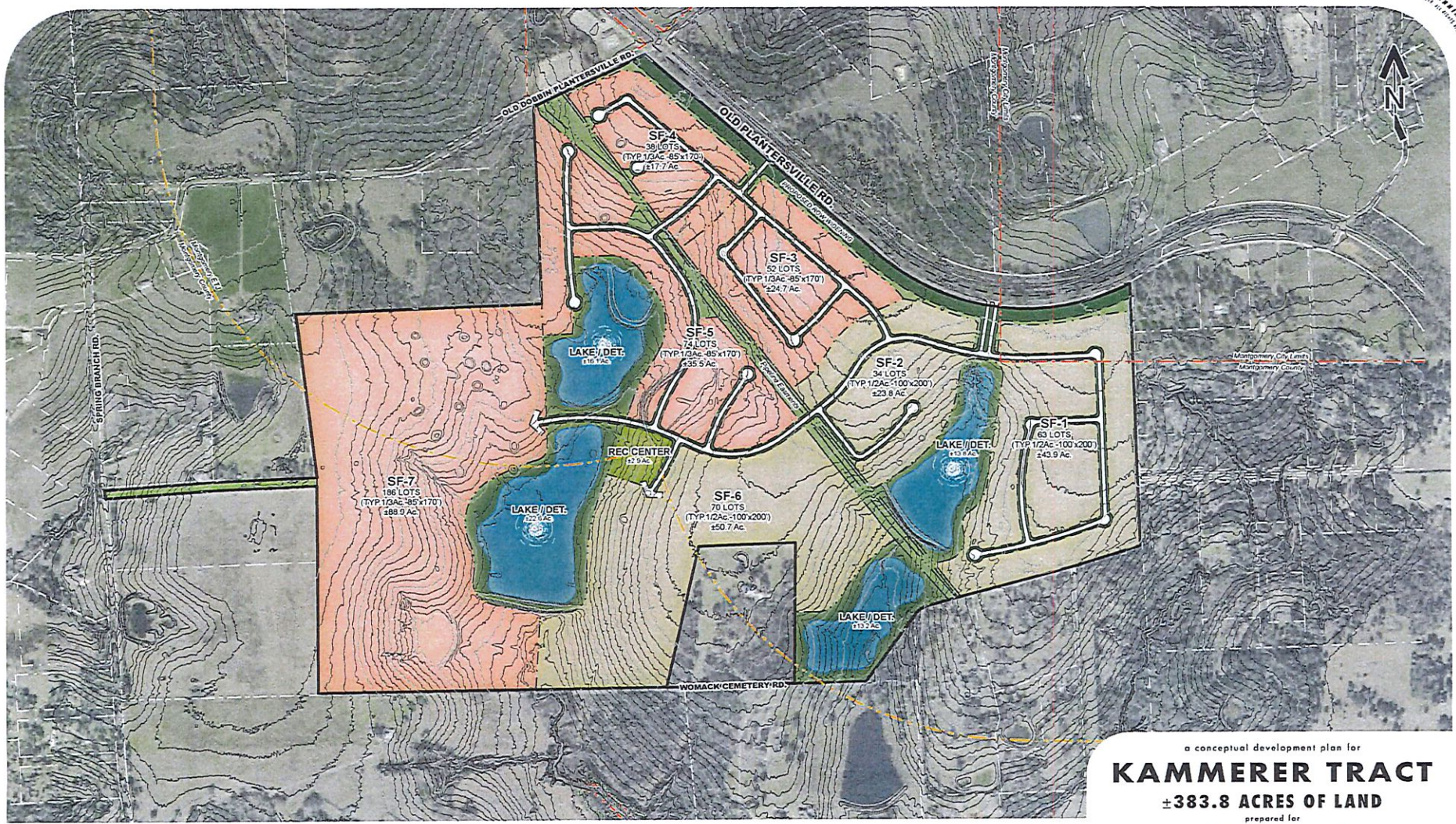
(Personalized Seal)




Notary Public's Signature

Receipt and incorporation into the above referenced contract hereby agreed to and acknowledged by:

Owner



a conceptual development plan for
KAMMERER TRACT
 ±383.8 ACRES OF LAND
 prepared for
GRACEPOINT HOMES

LOT SUMMARY		
■	1/3 Ac-85'x170'	350 LOTS 68%
■	1/2 Ac-100'x200'	167 LOTS 32%

TOTAL 517 LOTS

META
 PLANNING + DESIGN
 24275 Katy Freeway, Ste. 200
 Katy, Texas 77494
 Tel: 281-810-1422



MTA-1-619
 OCTOBER 20, 2020

THIS DRAWING IS A GRAPHIC REPRESENTATION FOR PRESENTATION PURPOSES ONLY AND IS NOT FOR COMPUTATION OR CONSTRUCTION PURPOSES. THIS DRAWING IS A SCANNED IMAGE ONLY AND IS SUBJECT TO CHANGE WITHOUT NOTICE. META PLANNING + DESIGN MAY OR MAY NOT INTEGRATE ADDITIONAL INFORMATION PROVIDED BY OTHER CONSULTANTS, INCLUDING BUT NOT LIMITED TO THE TOPICS OF ENGINEERING AND BRANNING, FLOODPLAINS, AND/OR ENVIRONMENTAL ISSUES AS THEY RELATE TO THIS DRAWING. NO WARRANTIES, EXPRESSED OR IMPLIED, CONCERNING THE PHYSICAL DESIGN, LOCATION, AND CHARACTER OF THE FACILITIES SHOWN ON THIS MAP ARE INTENDED. ADDITIONALLY, NO WARRANTY IS MADE TO THE ACCURACY OF THE INFORMATION CONTAINED HEREIN.

Montgomery City Council
AGENDA REPORT

Meeting Date: December 8, 2020	Budgeted Amount: N/A
Prepared By: Dave McCorquodale	Exhibits: City Engineer's Memo

Subject

Consideration and possible action regarding authorizing Jones & Carter to prepare a Utility and Economic Feasibility Study for Devpoint, LLC for the Kammerer 389-acre Tract development (Dev. No. 2006).

Description



The single-family residential project is in the southwest corner of the City, largely outside the city limits and within the ETJ. The engineer's memo explains the study topics.

This study is required by the City for new developments to assist the City Council in understanding how the proposed development will affect the City's long-term infrastructure needs and financial obligations. Once the study is complete, it will be presented to City Council, and if accepted by City Council, it will be provided to the developer.

Recommendation

Authorize Jones & Carter to prepare a Utility and Economic Feasibility Study for Devpoint, LLC for the proposed Kammerer 389-acre Tract development.

Approved By

Asst. City Administrator	Dave McCorquodale 	Date: 12/03/2020
City Administrator	Richard Tramm 	Date: 12/03/2020

DEVPOINT, LLC – KAMMERER 389 AC. TRACT

FEASIBILITY STUDY

CITY OF MONTGOMERY

Consultant:	Jones Carter
Client:	City of Montgomery
Request:	Council Authorization
Project Name:	Gracepoint Homes Kammerer 389-Ac Feasibility Study

This proposal is submitted pursuant to and in accordance with that certain Master Agreement for Professional Services dated *October 15, 2014*, by and between Jones & Carter, Inc. and the *City of Montgomery*.

SCOPE OF WORK

- *Feasibility Study Report –*
 - *Preparation of a feasibility study report to analyze the feasibility to serve the Kammerer 389-Ac tract located near the intersection of Old Dobbin Plantersville Road and Old Plantersville Road as shown on the attached conceptual land plan.*
 - *JC will update the City’s water and sanitary sewer demand projections based on the projected build out schedule provided by the developer.*
 - *JC will run the City’s water model based on current conditions and with the additional demand generated by the development to determine the improvements needs to provide adequate water flow and pressure to the tract. JC will prepare a cost estimate for any utility extensions required to bring adequate water to the boundary of the tract and any required upgrades to the City’s water plants. JC will also analyze and recommend the phasing of the proposed improvements based on the build out of the development.*
 - *JC will analyze the City’s wastewater systems and note whether any upgrades need to be made or if any utility extensions will be required to serve the tract. If any upgrades to the City’s facilities are needed or any utility extensions are required, JC will prepare a cost estimate to be included in this feasibility study. Additionally, JC will analyze the proposed public lift station locations and depths to ensure the lift stations have the ability to serve the surrounding properties in the future.*
 - *JC will include a summary of the thoroughfare study being conducted separate from this feasibility study.*
 - *A preliminary site exhibit showing the extent of the tract, zoning, major thoroughfare alignment, and any utility extensions/upgrades necessary to serve the tract will be prepared by JC to be included in this feasibility study.*
 - *JC will analyze the financial impact of the development on the City including property tax revenue and Water and Sanitary Sewer Impact Fees.*
 - *JC will prepare an estimate for the future escrow account for the first phase of the development based on the utilities to be installed.*

CONSTRUCTION COST

There are no construction costs for this report.



ENGINEERING COST

Task 007 Feasibility Study: \$10,000.

The estimate for the engineering cost is \$10,000 (Hourly Fee, Paid by Developer through Escrow Account).

SCHEDULE

<i>Milestone 1: Authorization to Proceed</i>	1	calendar day*
<i>Milestone 2: Kick-off Meeting</i>	1	calendar day
<i>Milestone 3: Report Preparation</i>	45	calendar days
TOTAL DURATION	47	calendar days

* If approved, the effective start date is the following business day from the date of the City's receipt of the required deposit from the Developer.

Proposal Authorized By:



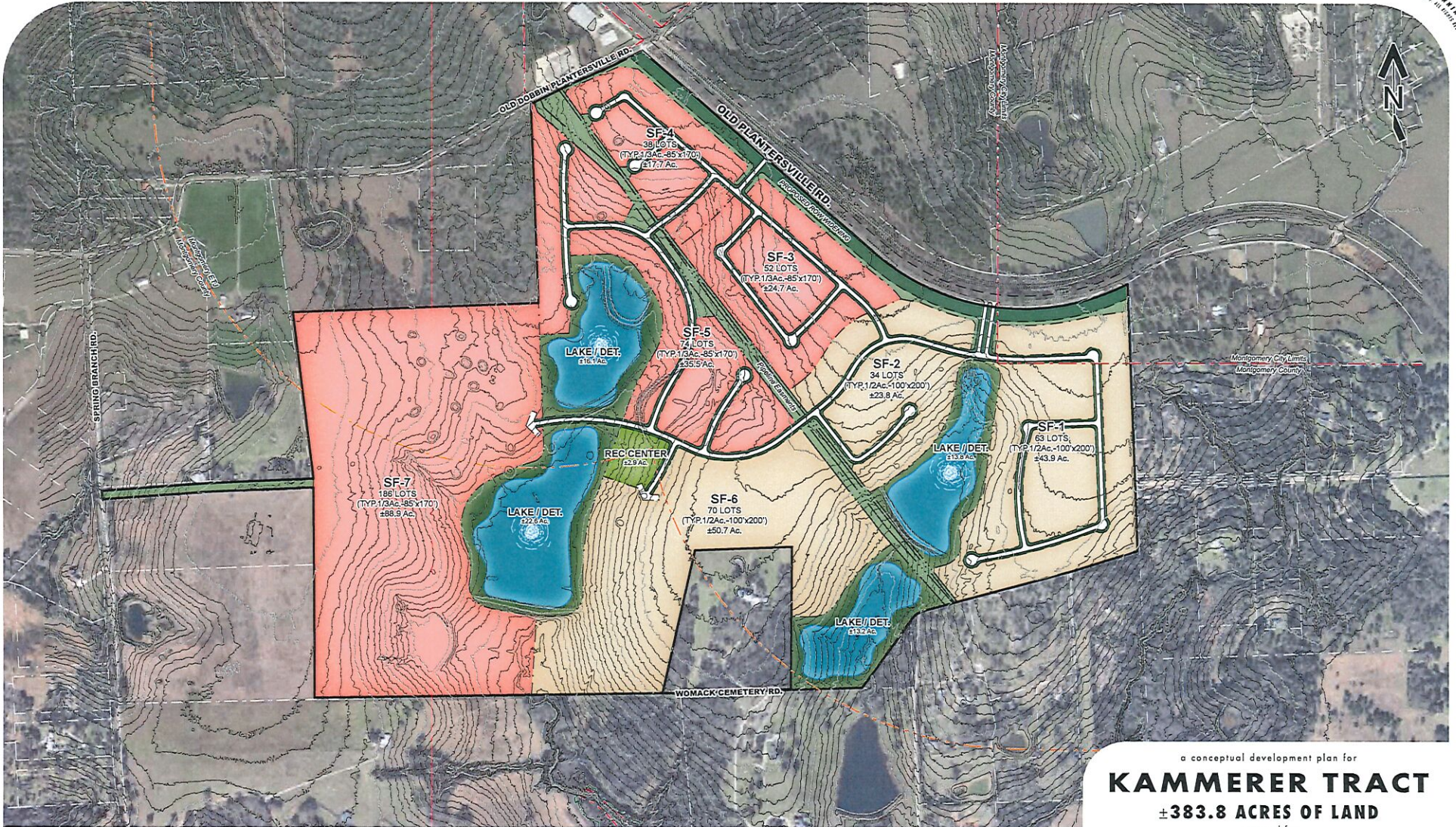
Name

Department Manager

Title

12/03/2020

Date



a conceptual development plan for
KAMMERER TRACT
 ±383.8 ACRES OF LAND
 prepared for
GRACEPOINT HOMES

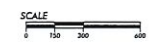


24275 Katy Freeway, Ste. 200
 Katy, Texas 77494
 Tel: 281-810-1422

LOT SUMMARY

1/3 Ac-85'x170'	350 LOTS	68%
1/2 Ac-100'x200'	167 LOTS	32%

TOTAL 517 LOTS



MTA-1-619
 OCTOBER 20, 2020

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Montgomery City Council
AGENDA REPORT

Meeting Date: December 8, 2020	Budgeted Amount: N/A
Prepared By: Dave McCorquodale	Exhibits: Renewal Application

Subject

Consideration and possible action regarding the annual renewal application for Cedar Crest Mobile Home Park.

Description

City Ordinance requires the annual renewal of the operating permit for manufactured home parks within the City. Currently, Cedar Crest Mobile Home Park is the only park inside the city limits. The park has been in existence for decades, and several months ago transferred ownership. During the annual inspection that is part of the permit renewal process, staff found the following minor maintenance deficiencies to be addressed by the park owner that should be contingent on approving the permit. None of the items appear significant enough to withhold approval of the permit.

Unit 8 – Incorrect size of address number and front gutter is warped/detaching.

Unit 13 - Trash around exposed tongue of trailer.

Unit 19 – Corner trim needs to be reinstalled on front left of house.

Unit 23 – Minor skirting damage.



Unit 28 – Front porch and house skirting need minor repairs.

City staff notes the maintenance conditions in the park have improved significantly since the new owners have been managing the property. The renewal inspection was conducted on December 1, 2020 and the deficiency list was provided to the owner on December 3, 2020.

Recommendation

Approve the permit renewal application for Cedar Crest Mobile Home Park contingent on all items noted by staff being addressed by January 31, 2021.

Approved By

Asst. City Administrator	Dave McCorquodale 	Date: 12/03/2020
City Administrator	Richard Tramm 	Date: 12/03/2020

4. A current, accurate copy of the HUD-Code Manufactured Homes Park Register, as required by Section 4(D) and as described in Section 8(o) of Montgomery City Ordinance 1999-4 shall be attached to this application form.
5. A permit fee in the amount of Fifty Dollars (\$50.00) shall accompany submission of this application to the City of Montgomery.
6. Renewal of License applications must be completed and submitted to the City of Montgomery on or before December 1st of the year preceding the calendar year for which license renewal is being requested.
7. A transfer of License application must be submitted to the City of Montgomery within fifteen (15) days of the said Park having transferred ownership to the new owner. Approved applications are valid only for the remainder of the calendar of the year.
8. This application shall be considered by the City Council of the City of Montgomery at its next eligible meeting.
9. If this application is on behalf of a corporation or limited liability company the application must be signed by an authorized partner or officer. In the case of a corporation, a copy of the corporate board authorization and a copy of a "Certificate in Good Standing" from the Secretary of State (or its equivalent) of the state in which the corporation is registered must be attached to this application.



Signature of Applicant

Lilly Golden

Printed Name of Applicant

9/20/2020

Date of Application

Montgomery City Council
AGENDA REPORT

Meeting Date: December 8, 2020	Budgeted Amount:
Department: Administrative	
Prepared By: Susan Hensley, City Secretary	Exhibits:
Date Prepared: December 1, 2020	

Subject

Annual election of Mayor Pro Tem as provided by Texas Local Government Code § 22.037(b).



Recommendation

Appointment of Mayor Pro Tem will run through May 2021 following the City Election.

Discussion

T.J. Wilkerson is the current Mayor Pro Tem. This process is always done following the City Election and since the City Election was delayed until November 3, 2020, this is the reason this is occurring at this time.

Approved By

Richard Tramm City Administrator		Date: December 2, 2020
Submitted by: Susan Hensley, City Secretary & Director of Administrative Services		Date: December 2, 2020

Montgomery City Council
AGENDA REPORT

Meeting Date: December 8, 2020	Budgeted Amount: N/A
Prepared By: Richard Tramm	Exhibits: Comparison Benefits Chart and Ordinance

Subject

Consideration and possible action to approve an Ordinance amending the City's level of participation in the Texas Municipal Retirement System.

Description

The City of Montgomery participates in the Texas Municipal Retirement System (TMRS). There was previous discussion during the FY 2018-2019 budget planning to look at adding to the components available to City employees during the FY 2019-2020 budget process, however this was put off during the most recent budget process. As was discussed at that time the City Administrator would come back to City Council if sales tax revenue showed increases beyond the conservative budget that was approved. The November 2020 quarterly sales tax revenues were up over 36% from November 2019. The timing of this item is also to beat the December 31, 2020 deadline for these changes to take effect for 2021.

I am asking City Council to consider four changes:

1. **Inclusion of Restrictive prior Service Credit.** This will add prior government service time to eligible staff members existing service time but does not add to the cost to the City.
2. **Inclusion of Supplemental Death Benefit.** This would provide a death benefit payment for active and retired City employees. The death benefit amount to be paid by TMRS to the employee's designated beneficiary is approximately equal to their current annual salary, plus any retirement benefits otherwise due for active employees. Retired employees would be paid \$7,500 to their designated beneficiary.
3. **Inclusion of Updated Service Credit at 50%.** The Updated Service Credit allows the employee, upon retirement, to have their payment calculations based upon three of the last four years of salary (with the last year excluded) versus the payment calculation being made on every year of their employment. This is especially beneficial for a long-term employee who has moved their way up from lower levels to higher levels during their career with the City. The 50% level of participation is the base level for this item and denotes their retirement calculation would be weighted 50% towards the more recent years and 50% weighted towards including every year of employment. Options for Updated Service Credit participation are at 50%, 75% and 100%.
4. **Inclusion of a Cost of Living.** Adjustment at 50%: Retirement payments are currently not indexed for inflation. Including the Cost of Living Adjustment (COLA) would provide partial indexing of retirement payments based on a Consumer Price Index (CPI) calculation. Options for COLA participation are at 30%, 50% and 70% of the CPI.

Montgomery City Council
AGENDA REPORT

The primary benefit to the City for consideration of approval of these benefits is in hiring and retaining long-term loyal employees.

Colin Davidson, Senior Regional Manager of TMRS will be attending the meeting to assist with any explanations and answer specific questions related to the program.

Recommendation

Discuss the item and consider approval of the attached Ordinance.

Approved By

City Administrator	Richard Tramm <i>RT</i>	Date: 12/4/2020
--------------------	-------------------------	-----------------



December 4, 2020

Ms. Susan Hensley
City Secretary and Dir. of Admin Svcs.
City of Montgomery
101 Old Plantersville Rd
Montgomery, TX 77316

Dear Ms. Hensley:

We are pleased to enclose a model ordinance for your city to adopt:

***50% Updated Service Credits, including transfers
50% of CPI Increase to Annuitants
Annually Repeating***

Supplemental Death Benefits for Active and Retired Employees

Restricted Prior Service Credit

By adopting this ordinance, the city will not have to adopt an ordinance each year to re-authorize calculation the Updated Service Credit/Annuity Increase each year and these benefits will remain in effect for future years until such time as it is discontinued by an ordinance adopted by the City Council.

The Supplemental Death Benefits provision states that if an employee dies while employed with the city, TMRS will pay his/her designated beneficiary or estate a benefit approximately equal to their current annual salary, in addition to any retirement benefits that are due.

Also, this provision also states that TMRS will pay the designated beneficiary or estate of an employee who retired from your city a benefit of \$7,500 in the event of the retiree's death in addition to any retirement benefits that are due.

Restricted Prior Service allows a member city to grant restricted prior service credit to employees for service performed for:

- A public authority or agency created by the United States.
- Any state or territory of the United States.
- Any political subdivision of any state of the United States.
- Any public agency or authority created by a state or territory of the United States.
- Previously forfeited service with one of the five statewide retirement systems in Texas (Texas Municipal Retirement System, Texas County and District Retirement System, Teacher Retirement System of Texas, Employees Retirement System of Texas, and Judicial Retirement System of Texas).
- Any institution of higher education at which the person was commissioned as a campus security personnel employee.

This credit is used to satisfy length of service requirements for "vesting" and service retirement eligibility; it has no monetary value.

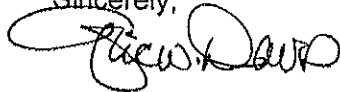
The city's contribution rate will not be immediately affected by the adoption of this provision. Because Restricted Prior Service Credit allows employees time credit for vesting and retirement eligibility requirements, it can have an impact on the city's contribution rate in future years as employees apply for the credits; however, any such rate increase is generally expected to be very slight in any given year, depending upon the amount of service credit added.

If your city elects to adopt these additional benefits, your city's full contribution rate for 2021 will be **9.72%**

We would appreciate receiving a copy of this ordinance as soon as possible after adoption.

If you have any questions or concerns regarding this or any other TMRS plan improvement, please feel free to contact me at 1-800-924-8677.

Sincerely,

A handwritten signature in black ink, appearing to read "Eric W. Davis". The signature is stylized with a large, sweeping initial "E" and a long, horizontal flourish extending to the right.

Eric W. Davis
Chief Service Officer



TMRS-USC T CPI R, SDB A&R, RPSC

TEXAS MUNICIPAL RETIREMENT SYSTEM

AN ORDINANCE AUTHORIZING AND ALLOWING, UNDER THE ACT GOVERNING THE TEXAS MUNICIPAL RETIREMENT SYSTEM, "UPDATED SERVICE CREDITS" IN SAID SYSTEM ON AN ANNUAL BASIS FOR SERVICE PERFORMED BY QUALIFYING MEMBERS OF SUCH SYSTEM WHO AT THE EFFECTIVE DATE OF THE ALLOWANCE ARE MEMBERS OF THE CITY OF MONTGOMERY; PROVIDING FOR INCREASED PRIOR AND CURRENT SERVICE ANNUITIES FOR RETIREES AND BENEFICIARIES OF DECEASED RETIREES OF THE CITY; PROVIDING FOR PARTICIPATION OF THE CITY IN THE SUPPLEMENTAL DEATH BENEFITS FUND OF THE TEXAS MUNICIPAL RETIREMENT SYSTEM, TO PROVIDE CERTAIN IN-SERVICE DEATH BENEFITS FOR EMPLOYEES, AND DEATH BENEFITS FOR ANNUITANTS WHOSE LAST EMPLOYMENT BEFORE RETIREMENT WAS WITH THE CITY OF MONTGOMERY, TEXAS. AUTHORIZING AND ALLOWING, UNDER THE ACT GOVERNING THE TEXAS MUNICIPAL RETIREMENT SYSTEM, RESTRICTED PRIOR SERVICE CREDIT TO EMPLOYEES WHO ARE MEMBERS OF THE SYSTEM FOR SERVICE PREVIOUSLY PERFORMED FOR VARIOUS OTHER PUBLIC ENTITIES FOR WHICH THEY HAVE NOT RECEIVED CREDITED SERVICE; AND ESTABLISHING AN EFFECTIVE DATE FOR THE ORDINANCE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MONTGOMERY, TEXAS:

Authorization of Updated Service Credits.

(a) On the terms and conditions set out in Sections 853.401 through 853.404 of Subtitle G of Title 8, Government Code, as amended (hereinafter referred to as the "TMRS ACT"), each member of the Texas Municipal Retirement System (hereinafter referred to as the "System") who has current service credit or prior service credit in the System in force and effect on the 1st day of January of the calendar year preceding such allowance, by reason of service in the employment of the City, and on such date had at least 36 months of credited service with the System, shall be and is hereby allowed "Updated Service Credit" (as that term is defined in subsection (d) of Section 853.402 of the TMRS Act).

(b) On the terms and conditions set out in Section 853.601 of the TMRS Act, any member of the System who is eligible for Updated Service Credits on the basis of service with this City, who has unforfeited credit for prior service and/or current service with another participating municipality or municipalities by reason of previous service, and was a contributing member on the 1st day of January of the calendar year preceding such allowance, shall be credited with Updated Service Credits pursuant to, calculated in accordance with, and subject to adjustment as set forth in said Section 853.601, both as to the initial grant hereunder and all future grants under this ordinance.

(c) The Updated Service Credit hereby allowed and provided for shall be **50%** of the "base Updated Service Credit" of the member (calculated as provided in subsection (c) of Section 853.402 of the TMRS Act).

(d) Each Updated Service Credit allowed hereunder shall replace any Updated Service Credit, prior service credit, special prior service credit, or antecedent service credit previously authorized for part of the same service.

(e) In accordance with the provisions of subsection (d) of Section 853.401 of the TMRS Act, the deposits required to be made to the System by employees of the several participating departments on account of current service shall be calculated from and after the effective date of this ordinance on the full amount of such person's compensation as an employee of the City.

Authorization of Increase in Retirement Annuities.

(a) On terms and conditions set out in Section 854.203 of the TMRS Act, the City hereby elects to allow and to provide for payment of the increases below stated in monthly benefits payable by the System to retired employees and to beneficiaries of deceased employees of the City under current service annuities and prior service annuities arising from service by such employees to the City. An annuity increased under this Section replaces any annuity or increased annuity previously granted to the same person.

(b) The amount of the annuity increase under this Section is computed as the sum of the prior service and current service annuities on the effective date of retirement of the person on whose service the annuities are based, multiplied by **50%** of the percentage change in Consumer Price Index for All Urban Consumers, from December of the year immediately preceding the effective date of the person's retirement to the December that is 13 months before the effective date of this Section.

(c) An increase in an annuity that was reduced because of an option selection is reducible in the same proportion and in the same manner that the original annuity was reduced.

(d) If a computation hereunder does not result in an increase in the amount of an annuity, the amount of the annuity will not be changed hereunder.

(e) The amount by which an increase under this Section exceeds all previously granted increases to an annuitant is an obligation of the City and of its account in the Benefit Accumulation Fund of the System.

Authorization of Allowances and Increases. The initial allowance of Updated Service Credit and increase in retirement annuities hereunder shall be effective on **January 1, 2021**, subject to approval by the Board of Trustees of the System. An allowance of Updated Service Credits and an increase in retirement annuities shall be made hereunder on January 1 of each subsequent year until this ordinance ceases to be in effect under subsection (e) of Section 853.404 of the TMRS Act, provided that, as to such subsequent year, the actuary for the System has made the determination set forth in subsection (d) of Section 853.404 of the TMRS Act.

BE IT FURTHER ORDAINED:

Authorization of Supplemental Death Benefits.

That the City of Montgomery hereby elects to participate in the Supplemental Death Benefits Fund of the Texas Municipal Retirement System for the purpose of providing in-service death benefits for each of the City's employees who are members of said System, and for the purpose of providing post-retirement death benefits for annuitants whose last covered employment was as an employee of the City, in the amounts and on the terms provided for in Sections 852.004, 854.601 through 854.605, 855.313, 855.314, 855.408, and 855.502 of Title 8 Subtitle G, Texas Government Code, as amended.

The City of Montgomery is hereby authorized and directed to notify the Director of the System of adoption of this ordinance, and of the participation of the City in said Fund.

Participation of the above mentioned employees and annuitants in the Supplemental Death Benefits Fund shall be effective on the first day of January, 2021.

BE IT FURTHER ORDAINED:

Authorization of Restricted Prior Service Credit.

(a) On the terms and conditions set out in Sections 853.305 of Subtitle G of Title 8, Texas Government Code, as amended (hereinafter referred to as the "TMRS Act"), each member of the Texas Municipal Retirement System (hereinafter referred to as the "System") who is now or who hereafter becomes an employee of this City shall receive restricted prior service credit for service previously performed as an employee of any of the entities described in said Section 853.305 provided that (1) the person does not otherwise have credited service in the System for that service, and (2) the service meets the requirements of said Section 853.305.

(b) The service credit hereby granted may be used only to satisfy length-of-service requirements for retirement eligibility, has no monetary value in computing the annuity payments allowable to the member, and may not be used in other computations, including computation of Updated Service Credits.

(c) A member seeking to establish restricted prior service credit under this ordinance must take the action required under said Section 853.305 while still an employee of this City.

EFFECTIVE DATE. This ordinance shall become effective on the first day of January, 2021.

Passed and approved this the _____ day of _____, _____.

ATTEST:

APPROVED:

City Secretary or Clerk

Mayor

City of Montgomery 2020 TMRS Comparison Chart

	Employee Deposit Rate	Matching Ratio	USC	COLA	SDB	Restricted Prior Service Credit
Montgomery	7%	2:1	No	No	No	No
Shenandoah	7%	2:1	100% (AR)	70% (AR)	Yes	Yes
Oak Ridge North	7%	2:1	100% (AR)	70% (AR)	Yes	Yes
Conroe	7%	2:1	100% (AR)	70% (AR)	No*	Yes
Willis	7%	2:1	100% (AR)	No*	Yes	Yes
Magnolia	6%	2:1	No	No	Yes	Yes
Panorama Village	6%	2:1	No*	No	Yes	Yes

Panorama Village adopted a one-time 100% USC in 1990

Willis adopted a one-time 70% COLA in 2011

Conroe removed SDB in 2009

Montgomery City Council
AGENDA REPORT

Meeting Date: December 8, 2020	Budgeted Amount: N/A
Prepared By: Dave McCorquodale	Exhibits: Ordinance draft

Subject

Consideration and possible action regarding adoption of the following ordinance: AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF MONTGOMERY, TEXAS, ADOPTING A COMPREHENSIVE PLAN FOR THE CITY OF MONTGOMERY, TEXAS; REPEALING ALL OTHER CONFLICTING ORDINANCE PROVISIONS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A TEXAS OPEN MEETINGS ACT CLAUSE; AND PROVIDING AN EFFECTIVE DATE

Description



City Council adopted the final draft text of the Comprehensive Plan at the November 10, 2020 meeting. This ordinance formalizes the adoption of the plan.

The text of the Comprehensive Plan is not included in the agenda packet due to the large file size and length of the document. The full document can be downloaded from the City's website. Look under "Latest News" at the bottom of the homepage.

Recommendation

Adopt the ordinance as presented.

Approved By

Asst. City Administrator	Dave McCorquodale 	Date: 12/03/2020
City Administrator	Richard Tramm 	Date: 12/03/2020

ORDINANCE NO. _____

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF MONTGOMERY, TEXAS, ADOPTING A COMPREHENSIVE PLAN FOR THE CITY OF MONTGOMERY, TEXAS; REPEALING ALL OTHER CONFLICTING ORDINANCE PROVISIONS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A TEXAS OPEN MEETINGS ACT CLAUSE; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Montgomery, Texas (the “City”) was selected by the Texas A&M University Community Resilience Collaborative for grant funds to assist in the development of a comprehensive plan for the City (the “Comprehensive Plan”); and

WHEREAS, the City held multiple public hearings to solicit community input and comments regarding certain topics within the Comprehensive Plan, including a kick-off meeting and state of community on March 28, 2019, community assets meeting on June 4, 2019, economic and downtown meeting on July 25, 2019, community appearance and design meeting on August 15, 2019, and transportation meeting on September 5, 2019; and

WHEREAS, on July 8, 2020, the City held a hearing on the proposed Comprehensive Plan for the public’s review and comment; and

WHEREAS, the City Staff, including the City’s Planning and Development Department, and the City’s Planning and Zoning Commission have reviewed the Comprehensive Plan;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MONTGOMERY, TEXAS THAT:

Section 1. Findings.

The recitals set forth above are found to be true and correct.

Section 2. Adoption of the Comprehensive Plan for the City of Montgomery, Texas.

The City Council of the City of Montgomery, Texas hereby adopts the Comprehensive Plan for the City of Montgomery, Texas, attached hereto as Exhibit A.

Section 3. Repealing All Other Conflicting Ordinance Provisions.

All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed to the extent of conflict only.

Section 4. Severability Clause.

Should any section, subsection, sentence, clause, or phrase of this Ordinance be declared unconstitutional or invalid by a court or competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. The City Council hereby declares that it would have passed this Ordinance, and each section, subsection,

sentence, clause, or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, and phrases be declared unconstitutional or invalid.

Section 5. Texas Open Meetings Act.

It is hereby officially found and determined that the meeting at which this Ordinance was considered was open to the public as required and that the public notice of the time, place, and purpose of said meeting was given as required by the Texas Open Meetings Act, Chapter 551 of the Texas Government Code.

Section 6. Effective Date.

The provisions of this Ordinance shall become effective immediately upon adoption by the City Council of the City of Montgomery, Texas and publication, if required by law.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MONTGOMERY, TEXAS ON THIS THE _____ DAY OF _____, 2020.

THE CITY OF MONTGOMERY, TEXAS

Sara Countryman, Mayor

ATTEST:

Susan Hensley, City Secretary

APPROVED AS TO FORM:

Alan P. Petrov, City Attorney

Exhibit A

Comprehensive Plan for the City of Montgomery, Texas

Montgomery City Council
AGENDA REPORT

Meeting Date: December 8, 2020	Budgeted Amount: N/A
Department: Administrative	
Prepared By: Susan Hensley, City Secretary & Dir. Admin Svcs.	Exhibits: Resolution approved by City Attorney.
Date Prepared: December 2, 2020	

Subject
Approval of a Resolution Amending the City of Montgomery Policies and Procedures Manual Section 3.04 – Call Out Pay and Section 3.07 – Longevity Pay.

Recommendation
Adoption of a Resolution Amending the City of Montgomery Policies & Procedures Manual, Section 3.04 Call-Out Pay and Section 3.07 – Longevity Pay.


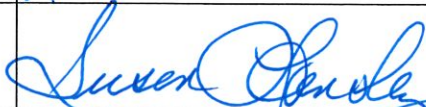
Discussion
This action is to amend these two sections of the City Policies and Procedures Manual:

- ❖ **Section 3.04 - Compensation for Call-Out Pay** provides that Non-exempt Employees who are off duty and called into work shall receive a guaranteed minimum of four (4) hours pay at straight time for each occurrence unless the number of hours paid places the Employee in overtime status, then the Employee will be paid his respective overtime rate for hours worked over 40 in a workweek. The Police Department Policy requires a minimum Call-Out Pay of two (2) hours. We would like to have them both be for the a minimum of two (2) hours.

Staff is recommending Section 3.04, of the Manual wording as follows: Non-exempt Employees who are off duty and called into work shall receive a guaranteed minimum of two (2) hours pay at straight time for each occurrence unless the number of hours paid places the Employee in overtime status, then the Employee will be paid his respective overtime rate for hours physically worked over 40 hours in a workweek

- ❖ **Section 3.07 Compensation Plan** provides for Longevity Pay at a rate of \$4.00 per month, paid in the first paycheck of December, as a lump sum, to full-time employees is treated differently for uniformed and nonuniformed employees by imposing a one year waiting period for nonuniformed employees.

Staff is recommending that the one (1) year waiting period for nonuniformed full-time employees be the same as full-time uniformed employees, as follows: All full-time employees will receive longevity pay, based on the number of months of service without the one year waiting period for uniformed or nonuniformed employees.

Approved By		
Richard Tramm City Administrator		Date: December 2, 2020
Submitted by: Susan Hensley, City Secretary & Director of Administrative Services		Date: December 2, 2020

RESOLUTION NO. 2020-

**RESOLUTION AMENDING THE CITY OF MONTGOMERY POLICIES & PROCEDURES
MANUAL, SECTION 3.04 CALL-OUT PAY AND SECTION 3.07 - LONGEVITY PAY.**

WHEREAS, the City of Montgomery City Council adopted the Montgomery Policies & Procedures Manual ("Manual") on August 30, 2012; and

WHEREAS, the City Council has determined the need to revise the following sections to update and revise specific sections of the Manual; and

WHEREAS, Manual, Section 3.04 - Compensation for Call-Out Pay provides that Non-exempt Employees who are off duty and called into work shall receive a guaranteed minimum of four (4) hours pay at straight time for each occurrence unless the number of hours paid places the Employee in overtime status, then the Employee will be paid his respective overtime rate for hours worked over 40 in a workweek. The Police Department Policy requires a minimum Call-Out Pay of two (2) hours; and

WHEREAS, City of Montgomery staff is recommending Section 3.04, of the Manual wording as follows: Non-exempt Employees who are off duty and called into work shall receive a guaranteed minimum of two (2) hours pay at straight time for each occurrence unless the number of hours paid places the Employee in overtime status, then the Employee will be paid his respective overtime rate for hours physically worked over 40 hours in a workweek; and

WHEREAS, Section 3.07 Compensation Plan provides for Longevity Pay at a rate of \$4.00 per month, paid in the first paycheck of December, as a lump sum, to full-time employees is treated differently for uniformed and nonuniformed employees by imposing a one year waiting period for nonuniformed employees.

WHEREAS, City of Montgomery staff is recommending that the one (1) year waiting period for nonuniformed full-time employees be the same as full-time uniformed employees, as follows: All full-time employees will receive longevity pay on a monthly basis based on the number of months of service.

WHEREAS, City of Montgomery staff has recommended the following changes to the Manual to keep all policies consistent and fair for City Employees.

NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF MONTGOMERY, TEXAS THAT:

- Section 1. The recitals set forth above are true and correct.
- Section 2. Section 3.04, Call-out Pay and Section 3.07, Longevity Pay, of the Manual are amended to read as set in the recitals above.
- Section 3. This Resolution shall take effect immediately upon its adoption.

PASSED, APPROVED AND ADOPTED this the 8th day of December, 2020

CITY OF MONTGOMERY, TEXAS

Attest: _____
Susan Hensley, City Secretary

Signed: _____
Sara Countryman, Mayor

Approved: _____
Alan P. Petrov, City Attorney

Montgomery City Council
AGENDA REPORT

Meeting Date: November 10, 2020	Budgeted Amount: N/A
Prepared By: Richard Tramm	Exhibits: Account Amendment Recommendations

Subject

Consideration and possible action to approve an Ordinance to Approve Budget Amendment No. 2 for the City of Montgomery's Budget for the Fiscal Year 2019-2020.

Description

During the audit report for the Fiscal Year 2018-2019 it was discussed that the City Council should follow up future years with budget amendments if a deficit situation is created by virtue of the actual financial account activity versus the planned activity for those years. For the Fiscal Year 2019-2020, the City adopted the fiscal year budget with deficits in three financial funds, which is correctable by budget amendment. The attached account list includes the recommended amendments to accounts that will correct the deficit for audit purposes. These figures were prepared by City financial staff and reviewed by the City's Auditor.

Recommendation

Recommendation is to approve the attached budget amendment ordinance for Budget Amendment No. 2 for the Fiscal Year 2019-2020.

Approved By

City Administrator	Richard Tramm 	Date: 11/5/2020
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ORDINANCE NO. 2020-

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MONTGOMERY, TEXAS, AMENDING ITS MUNICIPAL BUDGET FOR THE FISCAL YEAR 2019-2020, BUDGET AMENDMENT NO. 2; PROVIDING A REPEALING CLAUSE AND A TEXAS OPEN MEETINGS ACT CLAUSE; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE.

WHEREAS, in accordance with applicable law, the City Council of the City of Montgomery, Texas adopted an operating municipal budget for the fiscal year 2019-2020 pursuant to Ordinance No. 2019-17, dated September 10, 2019; and Budget Amendment No. 1, adopted by Ordinance 2020-06, dated July 28, 2020,

WHEREAS, the Mayor and the City Administrator of the City have submitted to the City Council certain proposed amendments to the municipal budget as permitted by law, which amended budget is set forth in and incorporated herein in the attached Exhibit "A;" and

WHEREAS, the City Council has considered the proposed budget amendments and considers them warranted by law and in the best interest of the municipal taxpayers;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MONTGOMERY, TEXAS THAT:

SECTION 1 That such proposed municipal budget as amended is hereby approved and adopted as Budget Amendment No. 2 for the City of Montgomery for the fiscal year 2019-2020, as detailed in Exhibit "A."

SECTION 2. That the amended municipal budget may be amended from time to time as provided by law for the purposes of authorizing emergency expenditures or for other municipal purposes; provided, however, no obligation shall be incurred or any expenditure made except in conformity with the budget.

SECTION 3. Texas Open Meetings Clause. It is hereby officially found and determined that the meeting at which this Ordinance was considered was open to the public as required and that the public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

SECTION 5. Effective Date. This Ordinance shall become effective immediately from the date of its adoption.

PASSED AND APPROVED this 8th day of December 2020.

Sara Countryman, Mayor

ATTEST:

/s/Susan Hensley, City Secretary

APPROVED AS TO FORM:

Alan P. Petrov, City Attorney

Exhibit A	Account	Account	2019/2020	2019/2020	Budget	%
	Number	Name	Actuals YTD Expenditures	Original Budget	Amendment #2	Change

Amended Expense Items

Capital Projects	43995.1	LS #3 Force Main Re-route	-	36,000	-	-100.0%
	43995.2	Lift St #1 Expansion	-	140,000	-	-100.0%
	43995.3	WP #3 Improvements	-	154,000	-	-100.0%
	43995.4	Downtown/SH 105 Improvements	-	126,000	-	-100.0%
	43975	WP #3 Generator-GLO	-	486,000	-	-100.0%
	43976.1	Downtown/SH 105 Water Line Imp	874	502,000	1,000	-99.8%
	43992.1	WP #3 Improvements	-	440,000	-	-100.0%
	43992.4	WP #3 Improvements - Other Costs	-	175,000	-	-100.0%
	48005.A	Baja/MLK - GLO	-	716,100	350,946	-51.0%

Total Amended Expenses - All			1,557,601	5,966,962	3,543,808	-40.6%
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Net Income After Amendment			(870,838)	(2,423,154)	-	
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Hotel Occupancy Tax Fund	46600	Miscellaneous Expenses	-	4,000	1,500	-62.5%
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Total Amended Expenses - All			-	4,000	1,500	-62.5%
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Net Income After Amendment			1,387	(2,497)	3	
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Court Security Fund	86005	Miscellaneous Expenses	-	3,000	905	-69.8%
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Total Amended Expenses - All			-	3,600	1,505	-58.2%
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Net Income After Amendment			945	(2,095)	-	
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Montgomery City Council
AGENDA REPORT

Meeting Date: December 8, 2020	Budgeted Amount: N/A
Prepared By: Richard Tramm	Exhibits: N/A

Subject

Consideration and possible action to appoint Municipal Court Judge and Associate Municipal Court Judge.

Description

This item is required by the City's Code of Ordinances as these terms follow along with the term of the Mayor. Robert Rosenquist is currently serving as Municipal Court Judge and Gary Scott is currently serving as Associate Municipal Court Judge.

Recommendation

Recommendation is to reappoint Robert Rosenquist is currently serving as Municipal Court Judge and Gary Scott is currently serving as Associate Municipal Court Judge.

As there has been some previous staff level discussion prior to the pandemic of looking to contract with Judge Wayne Mack's office for municipal court services, if that is something City Council wishes staff to pursue, then please provide direction to the City Administrator to look into doing this and bring it back to City Council.

Approved By

City Administrator	Richard Tramm 	Date: 12/3/2020
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Montgomery City Council
AGENDA REPORT

Meeting Date: December 8, 2020	Budgeted Amount: N/A
Prepared By: Richard Tramm	Exhibits: Qualifications to Serve for Each Open Position Applications for Positions

Subject

Consideration and possible action regarding Board Appointments:

- a) Planning and Zoning Commission Members
- b) Montgomery EDC Board Members

Description

The **Planning and Zoning Commission** has one opening. The election of Carol Langley to Montgomery City Council has caused her to vacate her position on Planning and Zoning Commission, which has created a single vacancy on that body to fill to complete the Place 3 term that will expire on October 1, 2021. The one applicant is Allyson Clark.

The **Montgomery Economic Development Corporation (MEDC)** has four positions due for appointment due to the expiration of terms. Three of these appointments are from the public and one position is reserved for a member of the governing body (Mayor or City Council) which was recently held by Rebecca Huss for this expiring term. Tom Cronin is currently serving a term for the other position reserved for a member of the governing body. These MEDC terms will run from January 1, 2021 through December 31, 2022. Each applicant was notified this will be an agenda item for this meeting and was invited to attend this meeting. The applicants for Montgomery Economic Development Corporation (3 non-governing body appointments) are Ryan Londeen, Jeffry Angelo, Christopher Ryan Dooley, Bill Clevenger, Amy Brown and Rebecca Huss. (Amy Brown and Rebecca Huss have served on the MEDC Board for the current term ending December 31, 2020.) After selecting from these candidates for the public director positions, please select one from the governing body consisting of the Mayor and City Council—other than Tom Cronin, as he is currently serving on the MEDC.

Recommendation

Consider the applicants for each position and determine who should fill the open positions. Please make separate motions for **Planning and Zoning Commission** (1 position to fill) and **Montgomery Economic Development Corporation** (3 non-governing body members and 1 governing body member positions to fill) appointments for clarity.

Approved By

City Administrator	Richard Tramm <i>RT</i>	Date: 12/04/2020
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**Planning and Zoning Commission
Candidate**

**City of Montgomery
Application for Consideration of Appointment**

Name of Board/Commission/Committee: Planning & Zoning

Name: Clark Allison C

Home Address: 122 Harley Drive - Montgomery, TX 77356

Email Address: Allison.C.Clark@gmail.com (Home Phone No.)

Mailing Address: 122 Harley Drive - Montgomery, TX 77356

Employer: Ebert's US Adjusting (Business Phone /Fax)

Occupation: Senior Large Loss Casualty Adjuster

Do you live inside the city limits of Montgomery? * Yes No If So, How Long? 5 1/2 years

Are you a business owner/operator/employee in the City of Montgomery? * Yes No

If So, How Long? _____ Name of Business _____

So the council may know more about you, please complete the following:

Education: BBA ; Masters (International Business University of North Texas)

Related Experience/Community Service: Experience ; Knowledge of Commercial ; residential construction, plans ; drawings ; Knowledge ; Experience Working With Project Engineers / Public Works / Municipalities / MUD Districts on sanitary sewer ; storm sewer capital construction ; trenchless rehab projects in Texas.

Areas of Interests Related to this Committee: Desire to help Montgomery achieve the objectives ; goals of the Comprehensive Plan that guides the highest ; best use of our land ; assets in a way that showcases our town, people, prosperity.

Please specify membership on any other governmental board/commission/committee: None at this time due to demands of my career and family responsibilities.

Please provide a brief narrative outlining your reasons for seeking appointment to this board/commission.

We need to help Montgomery's growth in ways that showcase our beautiful views, our historical identity, our destination as a place for business growth ; travel ; that showcase the good nature ; spirit of our people.

Allison C. Clark
Signature

11-5-2020
Date

*Some (not all) boards/commissions/committees require members to reside within the city limits.
Please return completed form to the City Secretary's office for processing, P.O. Box 708 (mailing); 101 Old Plantersville Rd. (physical), Montgomery, TX 77356. Your application will be kept on file for 12 months.
NOTE: When filed at city hall, this will become a public document that may be disclosed per the Texas Public Information Act.
NOTE: The city council will receive only this page of information; no attachments will be retained or forwarded.

**Montgomery Economic Development
Corporation Candidates**

Rec'd. 11/30/20
[Signature]

City of Montgomery
Application for Consideration of Appointment

Name of Board/Commission/Committee: Montgomery Economic Dev. Corp.

Name: Londeen Ryan Jay
(Last) (First) (Middle)

Home Address: 709 College St. Montgomery, TX 77356
(Street) (Home Phone No.)

Email Address: clondeen@gmail.com

Mailing Address: 709 College St. Montgomery, TX 77356
(Business Phone /Fax)

Employer: Halff Associates 100 I-45 N. Suite 260 Conroe, TX 77301
(Name/Address)

Occupation: Civil Engineer - Project Manager

Do you live inside the city limits of Montgomery?* Yes No If So, How Long? 1.5 yrs

Are you a business owner/operator/employee in the City of Montgomery?* Yes No

If So, How Long? N/A Name of Business N/A

So the council may know more about you, please complete the following:

Education: Bachelor of Science, Civil Engineering from TAMU

Related Experience/Community Service: _____
Civil Engineering related to Drainage, Land Development, and
municipal (water, sewer, etc). Member of MC Historic
Commission

Areas of Interests Related to this Committee: Texas History, Engineering.

Please specify membership on any other governmental board/commission/committee:

Montgomery County Historic Commission

Please provide a brief narrative outlining your reasons for seeking appointment to this board/ commission.

I would like to be involved in the growth of Montgomery.
I have an interest in seeing the City grow and in
preserving its history.

[Signature]
Signature

11/30/2020
Date

*Some (not all) boards/commissions/committees require members to reside within the city limits.
Please return completed form to the City Secretary's office for processing, P.O. Box 708 (mailing); 101 Old Plantersville Rd. (physical), Montgomery, TX 77356. Your application will be kept on file for 12 months.
NOTE: When filed at city hall, this will become a public document that may be disclosed per the Texas Public Information Act.
NOTE: The city council will receive only this page of information; no attachments will be retained or forwarded.

Rec'd 11/30/2020

**City of Montgomery
Application for Consideration of Appointment**

Name of Board/Commission/Committee: Montgomery Economic Development Committee

Name: Angelo Jeffry Scott
(Last) (First) (Middle)

Home Address: 725 Mountain View, Montgomery TX 77356

Email Address: jeff@hodgepodgelodge.com (Home Phone No.)

Mailing Address: 300 Prairie St Montgomery TX 77356

Employer: Hodge Podge Lodge (Business Phone /Fax)

Occupation: CEO
(Name/Address)

Do you live inside the city limits of Montgomery?* Yes ___ No If So, How Long? ___

Are you a business owner/operator/employee in the City of Montgomery?* Yes No ___

If So, How Long? 4 1/2 years Name of Business Hodge Podge Lodge

So the council may know more about you, please complete the following:

Education: Sam Houston State University

Related Experience/Community Service: Multiple Montgomery events: Light up the park, Christmas parade, 7th grade project
Halloween candy event, Cookie walk and historical home tours, Montgomery Historical Society member, festivals and other events

Areas of Interests Related to this Committee: Creative assistance in developing community progress and promoting
tourism related structuring, events and opportunities

Please specify membership on any other governmental board/commission/committee:
Montgomery Historical Society

Please provide a brief narrative outlining your reasons for seeking appointment to this board/ commission.
As a successful business in the city of Montgomery I believe we have a pulse as to what attracts people to our community
The opportunity to work side by side with other community leaders would be a worthy endeavour towards developing future growth plans to compliment and
enhance our existing and new incoming businesses to our city.

Jeffry S Angelo 03/29/2019 11/29/2020
Signature Date

*Some (not all) boards/commissions/committees require members to reside within the city limits.
Please return completed form to the City Secretary's office for processing, P.O. Box 708 (mailing); 101 Old Plantersville Rd. (physical), Montgomery, TX 77356. Your application will be kept on file for 12 months.
NOTE: When filed at city hall, this will become a public document that may be disclosed per the Texas Public Information Act.
NOTE: The city council will receive only this page of information; no attachments will be retained or forwarded.

Handwritten: *Handwritten
Rec'd. 12/01/20
JR*

City of Montgomery Application for Consideration of Appointment

Name of Board/Commission/Committee: Montgomery Economic Development Corp.

Name: Dooley Christopher Ryan
(Last) (First) (Middle)

Home Address: 113 Harley Dr., Montgomery, TX 77356
(Street) (Home Phone No.)

Email Address: ryan@crdrealty.com

Mailing Address: 113 Harley Dr., Montgomery, TX 77356

Employer: CRD Realty 1300 South Frazier Suite 103, Conroe, TX 77301
(Name/Address) (Business Phone /Fax)

Occupation: Real Estate Broker/Self Employed

Do you live inside the city limits of Montgomery?* Yes No If So, How Long? 5 Years

Are you a business owner/operator/employee in the City of Montgomery?* Yes No

If So, How Long? _____ Name of Business _____

So the council may know more about you, please complete the following:

Education: 1) Texas A&M - BS 2) University of Houston - MBA (Real Estate Finance)

Related Experience/Community Service: 1) Networking 2) Marketing/Promotion
3) Serving with my church and related charities such as Hope Beyond Bridges

Areas of Interests Related to this Committee: Meeting with and developing relationships with
local business owners. 1) Relationship Building 2) Marketing/Promotion 3) Helping Others

Please specify membership on any other governmental board/commission/committee:

Please provide a brief narrative outlining your reasons for seeking appointment to this board/
commission.

I have lived in the community with my family for the past 5 years. We love this town and all of the
local businesses parks and events. I desire to see Montgomery grow and prosper while retaining its
small town charm.

Ryan Dooley
Signature

12/1/2020
Date

*Some (not all) boards/commissions/committees require members to reside within the city limits.
Please return completed form to the City Secretary's office for processing, P.O. Box 708 (mailing); 101 Old
Plantersville Rd. (physical), Montgomery, TX 77356. Your application will be kept on file for 12 months.
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Information Act.
NOTE: The city council will receive only this page of information; no attachments will be retained or forwarded.

Rec'd
12/01/20
[Signature]

City of Montgomery
Application for Consideration of Appointment

Name of Board/Commission/Committee: MEDC

Name: Cleverages William "Bill" H.
(Last) (First) (Middle)

Home Address: 388 Berkeley Drive Montgomery, TX 77356
(Street) (Home Phone No.)

Email Address: bill@jwacdistrobing.com

Mailing Address: 388 Berkeley Drive Montgomery

Employer: JWAC Distributing LLC P.O. Box 929 Montgomery, TX 77356
(Name/Address) (Business Phone/Fax)

Occupation: Operations Manager / Sales

Do you live inside the city limits of Montgomery?* Yes No If So, How Long? 7 years

Are you a business owner/operator/employee in the City of Montgomery?* Yes No

If So, How Long? 4 years Name of Business JWAC Distributing LLC

So the council may know more about you, please complete the following:

Education: High School Grad.

Related Experience/Community Service: Lions Club Member, years of experience in working w/ local business owners, experience in promoting local festivals, fundraisers.

Areas of Interests Related to this Committee: I want to work hand in hand w/ local business owners & community members in promoting their businesses and our community.

Please specify membership on any other governmental board/commission/committee:
N/A

Please provide a brief narrative outlining your reasons for seeking appointment to this board/commission.

I believe I can be a positive to the committee by working with other members on doing what is best for all through a fair & balanced approach to all areas of our community and the impact this entity has on our community.
Signature: [Signature] Date: 11/30/20

*Some (not all) boards/commissions/committees require members to reside within the city limits.
Please return completed form to the City Secretary's office for processing, P.O. Box 708 (mailing); 101 Old Plantersville Rd. (physical), Montgomery, TX 77356. Your application will be kept on file for 12 months.
NOTE: When filed at city hall, this will become a public document that may be disclosed per the Texas Public Information Act.
NOTE: The city council will receive only this page of information; no attachments will be retained or forwarded.

City of Montgomery
Application for Consideration of Appointment

Rec'd
12/1/20
by
R. Hamm

Name of Board/Commission/Committee: Economic Development Corporation

Name: Brown Amy B

(Last) (First) (Middle)

Home Address: 647 Old Plantersville Road, Montgomery TX 77316

(Street)

(Home Phone No.)

Email Address: amindabee@yahoo.com

Mailing Address: 647 Old Plantersville Road, Montgomery TX 77316

(Business Phone /Fax)

Employer: _____

(Name/Address)

Occupation: Retired

Do you live inside the city limits of Montgomery?* Yes X No ___ If So, How Long? 7 years

Are you a business owner/operator/employee in the City of Montgomery?* Yes ___ No X

If So, How Long? _____ Name of Business _____

So the council may know more about you, please complete the following:

Education: San Angelo Central High School graduate attended Texas Tech University

Related Experience/Community Service: _____

Former owner of Montgomery Quilt Company for five years

MEDC Board member for four years

Areas of Interests Related to this Committee: _____

MEDC Secretary for two years

Manage the EDC's webpage on the City website

Please specify membership on any other governmental board/commission/committee:

Social Media Logo Committee

Parade Committee

City Website Design Committee

Please provide a brief narrative outlining your reasons for seeking appointment to this board/ commission.

To serve the City of Montgomery by aiding in the growth of the city as well as promoting tourism.

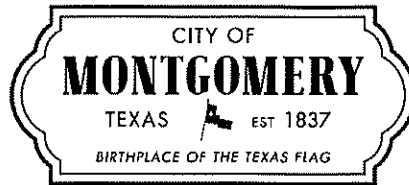
Amanda B Brown

Signature

12/01/2020

Date

*Some (not all) boards/commissions/committees require members to reside within the city limits. Please return completed form to the City Secretary's office for processing, P.O. Box 708 (mailing); 101 Old Plantersville Rd. (physical), Montgomery, TX 77356. Your application will be kept on file for 12 months. NOTE: When filed at city hall, this will become a public document that may be disclosed per the Texas Public Information Act. NOTE: The city council will receive only this page of information; no attachments will be retained or forwarded.



City Administrator's Report – December 8, 2020 City Council Meeting

The City continues to operate under pandemic-caused changes and staff is continuing to provide the full range of City services during this period. We will continue to monitor ongoing situations and be ready to adapt our operations as needed as we continue our daily mission to serve the public. There are some expectations that cases may rise locally with the cooler winter weather, but we believe we are prepared to work our way through that if it happens. While City Council, Planning and Zoning Commission and Montgomery Economic Development Corporation meetings are being conducted in an online format to make the meetings as accessible as possible, all City offices remain open during regularly scheduled hours. For members of the general public not wanting to come to City Hall related to their services, we are prepared to handle their communications with us through other forms such as telephone and email. We are looking at options that may allow us to return to meeting in the City Council Chambers while still broadcasting the meeting to the general public.

The City meetings that I have attended over the last months include City Council Meetings on October 27th, November 10th and November 17th, as well as the MEDC Meeting of November 16th. I have also attended meetings with the Montgomery Area Chamber of Commerce and completed the Basic Economic Development Course (required for my position) with the Texas Economic Development Council. I have an upcoming training seminar with the Texas Economic Development Council on sales tax on December 11th.

The final home in the Home Grant work in the City has been completed and the owner moved in during the last month. This particular program does not have additional funds available at this time, but we are

taking a waiting list of potentially qualifying names if funds become available again in the future.

This month's meeting includes filling a space on the Planning and Zoning Commission created by the election of Carol Langley to City Council, as well as the filling of four positions on the Montgomery Economic Development Commission (MEDC) board of directors. Of these four MEDC director positions, three should be appointed from the public and one should be from the governing body of the City (Mayor/City Council).

We are in the process of reviewing the Statements of Qualifications on the City Engineer Request for Qualifications posting. I would expect the interview list to be complete in the next week with interviews to be scheduled after that.

This meeting agenda does not include items for projects related to the General Land Office drainage improvements or Water Plant # 3 construction. As each of these are important items involving a significant amount of funds, I would like to plan a special meeting before the end of the month (and preferably before Christmas) so they can be presented without rushing through them.

I will be out for economic development training Friday, December 11th and also plan to take some additional time off during the holiday period if my schedule allows. During this period, I will be generally available to City staff by phone and email if I am needed.

Please feel free to contact me directly if you have any questions about these items. I look forward to seeing each of you at the upcoming meeting. If you have specific questions on items within the reports, please feel free to contact me or the appropriate department head prior to the meeting. Also, please let me know if you will be unable to attend the meeting.

Respectfully submitted,

Richard Tramm

City Administrator



Development Report November 2020

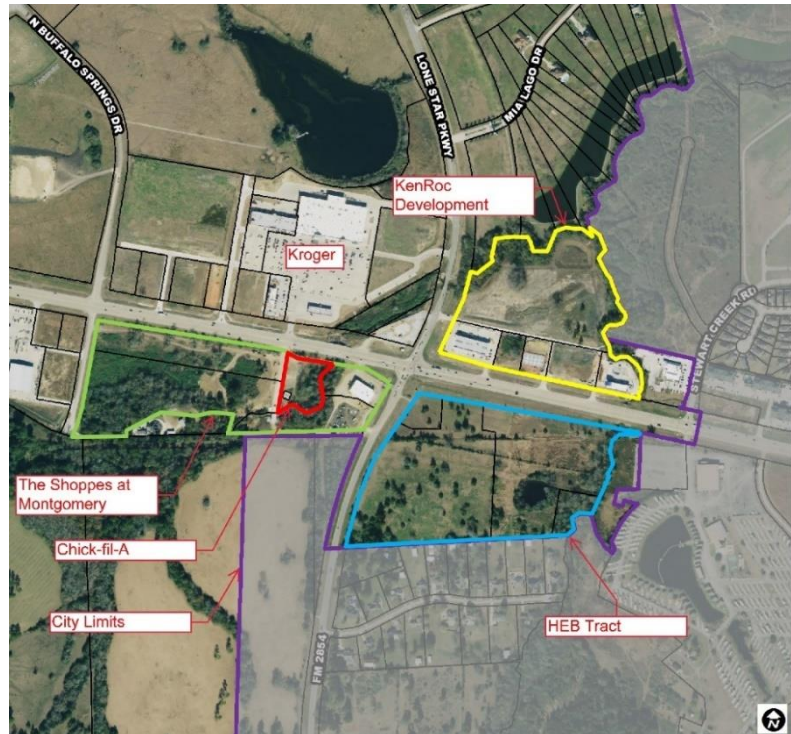
Richard Tramm, City Administrator
Dave McCorquodale, CPM, Assistant City Administrator and
Director of Planning & Development

This month's report finds the City still navigating the effects of COVID-19 and cautiously watching the declining infection rate in the county. Residential homebuilding is steady relative to previous months with two new subdivisions under development in the City. Commercial development continued at a steady pace this month. City staff is closely monitoring the situation to understand the implications on economic development within our City.

Commercial Development

East End Commercial –

Construction on the east end of Montgomery continues at a moderate pace. There has been no activity on the KenRoc, HEB or Kroger developments this month. The 26-acre Shoppes at Montgomery is active with Starbucks nearing completion of the building exterior (interior buildout not started), and the two retail centers that include Chipotle, Ruthie Grace Boutique, and HotWorx fitness studio are nearing completion of the exteriors. AutoZone is expected to begin construction soon next to McCoy’s Building Supply.



Central Business District & Historic Downtown –

Two new businesses opened in downtown this month—Wings Over Montgomery wing restaurant along with Naughty by Nature Apothecary, serving coffee and pastries in the former Fare Thee Well boutique.



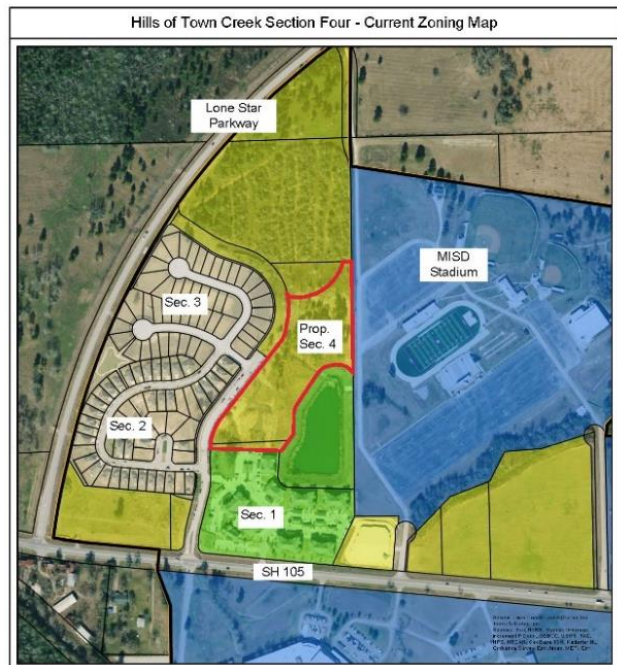
Residential Development

Existing homesite inventory is available, and several new residential subdivisions are under development. While uncertainty exists in the market, low mortgage interest rates coupled with a desirable community and relatively low home prices will likely keep demand for new housing strong for the immediate future.

- 63 new homes have been completed in 2020 (6.3 homes/month, on par with average)
- 8 completed in October
- 9 new single-family home permits issued in October

Hills of Town Creek Subdivision –

With a total of 100 single-family homesites, this subdivision is immediately west of Town Creek Apartments along Emma’s Way. 62 homes are complete, 22 are under construction, and 16 lots are available. Plans for a new 30-lot section have been approved and site development work for roads and utilities has begun.



Montgomery Townhomes –Plans have been approved for a 48-unit townhome project along Plez Morgan Drive and site construction is began in early September. Construction of the townhomes is likely to begin before the end of the year.

Terra Vista Subdivision – 61 single-family homesites along FM 1097 northeast of Waterstone. 42 homes are complete, 4 are under construction, and 15 lots are available.

Town Creek Crossing –

This addition to the Buffalo Springs Planned Development includes 199 residential homesites and eight commercial reserves. Land planning and civil engineering work are underway. More details on the timeline for construction will be provided as they become available.



City Development Activities

Texas Water Development Board Funding - The City is utilizing \$2.8 million in TWDB funding for water and sewer infrastructure projects that include:

- Downtown + SH105 Waterline Replacement. (City Council awarded a bid in mid-July; construction planned to start in late 2020).
- Water Plant #3 (pending facility inspection review).
- Lift Station #1 (complete and operational).
- Lift Station #3 Sanitary Force Main Reroute (design complete; process on hold pending award of above projects to determine final funding balances)

General Land Office Severe Flood Mitigation Grant – In 2018, the City was awarded \$2.2 million from the Texas General Land Office (GLO) for flood-related damages associated with 2016-2018 flooding events, which included the Memorial & Tax Day floods and Hurricane Harvey. A study of the Town Creek and Anders Branch watersheds on the north side of the City is now complete, and projects identified in the study will be implemented with a portion of the grant funds.

HOME Grant --The City Council approved an application to be made for the State of Texas HOME project in mid-2018. Applicants must have an income lower than 80% of the average income for the area, be the owner of the existing house and have a clear title to the property. Four city residents qualified for the program and all home were completed and received Certificates of Occupancy in October 2020. The City will pursue future grant funding as needs and resources are identified.

Comprehensive Plan – The City Council adopted the Montgomery 2020 Comprehensive Plan at their November 10th regular meeting. The plan development process began in late 2018. The Plan was developed by TAMU’s Community Resilience Collaborative and Texas SeaGrant. The City held a series of five community meetings during 2019 to get input from residents and businesses. The Plan will guide public policy in areas such as transportation, utilities, land use, recreation, and housing. The Plan can be found on the City’s website under “Latest News”.

Downtown Improvement Plan

This MEDC-funded project to improve the streetscape and pedestrian space in the downtown area is an approximately 7-month project that begins in November 2020. The MEDC worked with TAMU landscape architecture students on visioning for the project and has contracted with the Gunda Corporation/White Oak Studio team to lead the design efforts.



Minimum MUD standards – The City has begun formulating minimum standards for in-city MUD districts, as well as other Special Purpose Districts in the City limits and ETJ. MUD’s Three questions that will be incumbent on the developer to answer are:

1. How does the district benefit its residents? (amenities, etc)
2. How does the district benefit the broader community? (variety of housing options)
3. How does the district benefit the City? (fiscally responsible plan)

More details of how these standards develop will be provided as the process evolves.

Businesses Opened in 2020

Coldwell Banker; 21105 Eva Street, Suite 110

Christian Brothers Automotive; 19920 Eva Street

Chick-fil-A; 20155 Eva Street

Best Donuts; 20998 Eva Street

Dr. Kendra Pratt, Orthodontist; 19970 Eva Street, Suite 105

K Innovations Station (graphic design & print services); 304 John A. Butler Street

Beauty Babes (professional makeup and hair salon with boutique); 305 Prairie Street

Top Fuel Nutrition; 20821 Eva Street Ste. L

Naughty by Nature Apothecary; 204 McCown Street Ste. B

Wings Over Montgomery; 14335 Liberty Street



Montgomery City Council
AGENDA REPORT

Meeting Date: December 8, 2020	Budgeted Amount: N/A
Prepared By: Richard Tramm	Exhibits: Conceptual Plan for City Parks Steering Committee

Subject

Discussion on City Administrator setting up a City Parks Steering Committee.

Description

Several months ago the concept of a committee to help advise City staff on park operations, maintenance and improvements across all City Park locations was discussed with City Council but the matter fell to the side while other priorities were handled. I wanted to bring this back up and get it addressed before it gets delayed any longer.

I envision this committee to operate somewhat similarly to the Technical Operations Review Committee (TORC) in offering advice to the City's Public Works Director and City Administrator.

Recommendation

Review the enclosed direction envisioned by the City Administrator and provide comment. My intent is to move forward in the upcoming weeks if I have general agreement from the City Council.

Approved By

City Administrator	Richard Tramm 	Date: 12/02/2020
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Conceptual Plan for City Parks Steering Committee

Main Purpose: To provide independent advice to the City (through the Public Works Director) related to park operations, maintenance and improvements at all City parks. To be a conduit within the community for interaction on communication on the parks between the City and City residents.

Requirements to Serve on the Committee: Should be a City resident or a non-resident with significant park involvement with the City. Should not be a current City employee or City official.

Committee Details: Committee size of 5 persons, appointed by City Administrator.

Appointees to be City residents, or nonresidents with significant involvement related to City parks.

Appointees should be representative of various communities within the City.

City's Public Works Director (who also serves as the City's Park Director) shall be the chair of the committee.

Committee should meet at least quarterly, or more often when necessary at the call of the Committee Chair.

Recommendations made by committee shall be considered by Public Works Director and City Administrator for planning and implementation, as appropriate.



Public Works Department
101 Old Plantersville Rd.
Montgomery, TX 77316
Main: 936-597-6434 Fax: 936-597-6437

Monthly Report for October 2020

Water

- Repaired leaking service line at 820 Caroline St.
- Activated/deactivated 18 water accounts.
- Completed monthly cutoff list for nonpayments.
- Completed monthly leak notification door hangers.
- Completed monthly meter verification list.
- Completed monthly check of idle meter list for consumption. No issues were found.
- Completed 2 work orders for endpoint maintenance issues.
- Completed 3 work orders for water leaks.
- Completed 5 work orders for miscellaneous water issues.
- Completed 7 work orders for water taps.

Wastewater

- Repaired sewer main on Plez Morgan Dr. hit by contractor.
- Raised sanitary manhole lid on FM 1097 at Business Park Dr.
- Completed 5 work order for sewer taps.
- Completed 1 work order for sewer-stop up.

Streets/Drainage/ROW

- Excavated retention pond inlet behind City Hall.
- Replaced library signs on Clepper St.
- Set historical marker post at Addison-Gandy house.
- Installed 24' of additional culvert for 415 Houston St. and excavated ditch.
- Repaired broken barricade on Sheppard St.
- Repaired asphalt at 820 Caroline from water leak repairs.
- Removed and replaced sidewalk section on Caroline St. for water tap.
- Cleared storm inlets throughout the city.
- Repaired 0 potholes.
- Completed 0 work orders for streetlight request.
- Completed 5 work orders for Street ROW – Ditch/Drainage.
- Completed daily utility locates as necessary.

- Completed daily removal of bandit signs as necessary.

Building/Facility/Vehicle/Equipment Maintenance

- Mounted plaque in Community Center flower bed.
- Replaced 150' of irrigation zone wire at City Hall.
- Cleared fence line around Water Plant 3.
- Installed dump trailer wiring on PW-2001.
- Replaced and rewired brakes on dump trailer PW-1502. Replaced wheel bearings also.
- Completed monthly light bulb check at all facilities.
- Delivered cases of water to City Hall as requested.
- Completed weekly cleaning of Community Center.
- Completed weekly pre trip inspections of crew trucks.
- Completed monthly check of all irrigation systems and made repairs as necessary.
- Completed 3 work orders for street sign issues.
- Completed 22 work orders for general-City Hall maintenance.

Parks/Recreation

- Installed 4 new Texas Flag benches at Cedar Brake pavilion.
- Installed grab bars in Cedar Brake restrooms.
- Replaced rotten hand rail posts for Crane Cabin and Hulon House at Fernland Park.
- Replaced 3 broken window panes in Hulon House at Fernland Park.
- Cleaned mold and mildew from exterior of Hulon House and Simonton House.
- Replaced broken "Hulon House" sign.
- Set new "Yield to Pedestrian" signs at Memory Park.
- Delivered and emptied debris trailer from Memory Park for Rotary Club.
- Completed 31 work orders for maintenance-parks issues.
- M/W/F cleaning of all restrooms and grounds.
- Fernland docents reported 855 visitors and provided 60 tours for the month.

General

- Replaced all Distrix beacons.
- Completed 20 work orders for maintenance-general issues.
- Completed monthly safety meeting with department and safety officer.
- Attended bi-weekly conference calls with utility operator and engineer.
- Attended CPR/AED training at Montgomery Fire Department.
- Ryan Thomas attended online Water Utility Management training.
- Jack Brown and Juan Ramirez attended Basic Water training.

Report prepared by:
Mike Muckleroy
Director of Public Works
November 9, 2020



Montgomery Police Department

Chief Anthony Solomon

Activity Report

October 1, 2020 - October 31, 2020

Patrol Division

Calls for Service	-	210
Total Reports	-	37
Citations Issued	-	134
Warnings Issued	-	263
Arrests	-	16
Accidents	-	9

Personnel/Training

Officer Graves attended Crime Scene Investigation training in October.

Investigation Division

Total number of assigned cases to C.I.D. for the month: 4

Breakdown by Offense Category

DWI	9
Fraud	1
Theft	2
Drug Arrests	6
Aggravated Assault w/a Deadly Weapon	1

Major Incidents

On October 31, 2020, Montgomery PD was dispatched to the Community Center for a male who had been shot in the back. However with good sound work by the responding officers and good followup work by the investigator both these subjects have been arrested and charged with aggravated assault and now await their court date in the Montgomery County jail.

Upcoming Events

We are planning and hoping to move forward soon with R.A.D. Classes and the Citizen's Police Academy. New dates are to be determined.

Traffic and Safety Initiatives

- 1) Click it or Ticket - Enforcement from 11/16/2020 through 11/29/2020 (Total hours of enforcement time 116 Hours)
- 2) Christmas Parade preparations (12/12/2020)
- 3) Speed Trailer being strategically placed in high speed areas throughout the city (Monitored by Lt. Belmares)
- 4) The department will also participate in the DWI safety program as well this year.

City of Montgomery Municipal Court Report October 2020

Kimberly Duckett
Court Administrator



Comparison Chart

Citations and Revenue January 2018 - Present

	2018	2019	2020
<i>Jan</i>	207	197	184
<i>Feb</i>	199	180	81
<i>Mar</i>	163	264	72
<i>April</i>	218	143	28
<i>May</i>	229	139	90
<i>June</i>	257	233	110
<i>July</i>	282	203	39
<i>Aug</i>	320	233	78
<i>Sept</i>	211	196	127
<i>Oct</i>	143	107	121
<i>Nov</i>	202	130	
<i>Dec</i>	174	121	

Totals 2605 2146 930

	2018	2019	2020
<i>Jan</i>	\$45,128.89	\$36,756.35	\$23,063.40
<i>Feb</i>	\$51,188.10	\$33,590.10	\$33,280.30
<i>Mar</i>	\$52,380.12	\$47,500.50	\$23,585.48
<i>April</i>	\$39,781.86	\$40,450.17	\$13,514.80
<i>May</i>	\$55,321.25	\$29,687.31	\$14,418.77
<i>June</i>	\$25,193.20	\$30,546.14	\$27,969.63
<i>July</i>	\$39,922.89	\$35,339.40	\$20,394.55
<i>Aug</i>	\$51,021.18	\$40,020.15	\$18,860.50
<i>Sept</i>	\$50,959.23	\$35,212.57	\$20,678.83
<i>Oct</i>	\$37,954.40	\$25,875.30	\$25,084.90
<i>Nov</i>	\$30,792.97	\$22,745.80	
<i>Dec</i>	\$27,171.20	\$28,590.70	

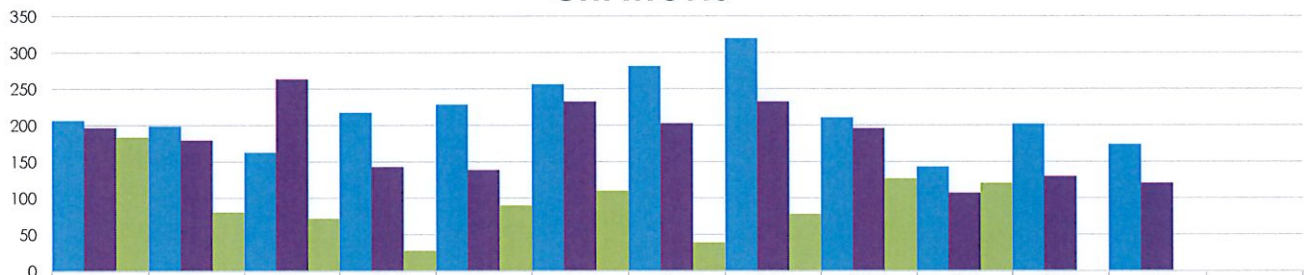
Totals \$506,815.29 \$406,314.49 \$220,851.16

Fiscal Year 2019-2020		
	2019	2020
Oct	\$25,875.30	
Nov	\$22,745.80	
Dec	\$28,590.70	
Jan		\$23,063.40
Feb		\$33,280.30
March		\$23,585.48
April		\$13,514.80
May		\$14,418.77
June		\$27,969.63
July		\$20,394.55
Aug		\$18,860.50
Sept		\$20,678.83

\$77,211.80 \$195,766.26

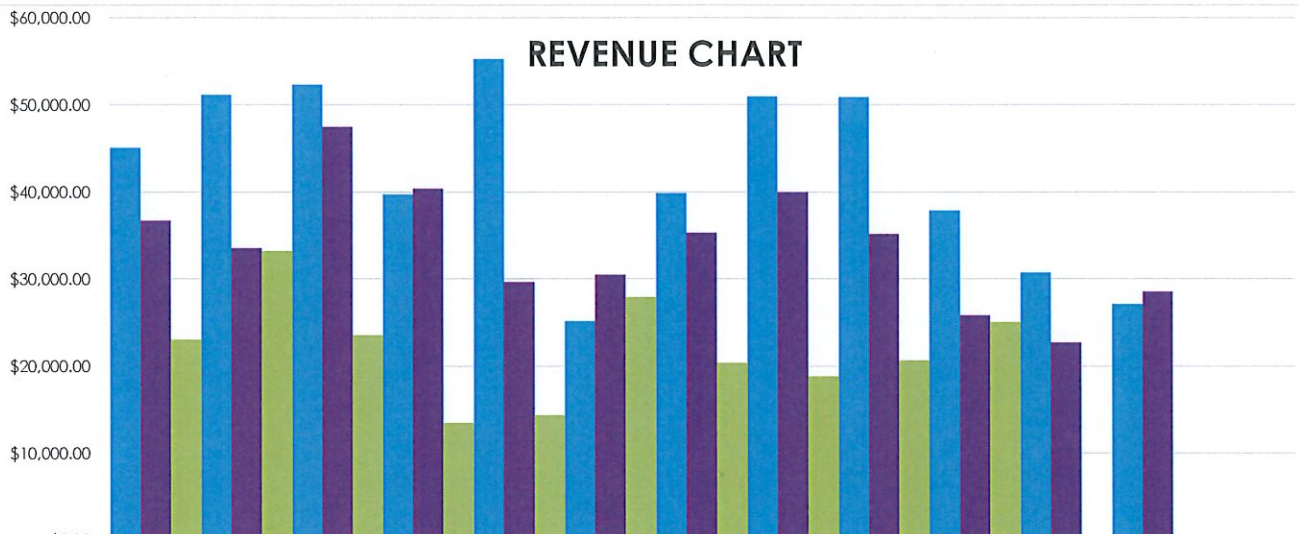
Total
\$272,978.06

CITATIONS



	Jan	Feb	Mar	April	May	June	July	Aug	Sept	Oct	Nov	Dec
■ 2018	207	199	163	218	229	257	282	320	211	143	202	174
■ 2019	197	180	264	143	139	233	203	233	196	107	130	121
■ 2020	184	81	72	28	90	110	39	78	127	121		

REVENUE CHART



	Jan	Feb	Mar	April	May	June	July	Aug	Sept	Oct	Nov	Dec
■ 2018	\$45,128.89	\$51,188.10	\$52,380.12	\$39,781.86	\$55,321.25	\$25,193.20	\$39,922.89	\$51,021.18	\$50,959.23	\$37,954.40	\$30,792.97	\$27,171.20
■ 2019	\$36,756.35	\$33,590.10	\$47,500.50	\$40,450.17	\$29,687.31	\$30,546.14	\$35,339.40	\$40,020.15	\$35,212.57	\$25,875.30	\$22,745.80	\$28,590.70
■ 2020	\$23,063.40	\$33,280.30	\$23,585.48	\$13,514.80	\$14,418.77	\$27,969.63	\$20,394.55	\$18,860.50	\$20,678.83	\$25,084.90		

UTILITY/GENERAL FUND REPORT – OCTOBER 2020

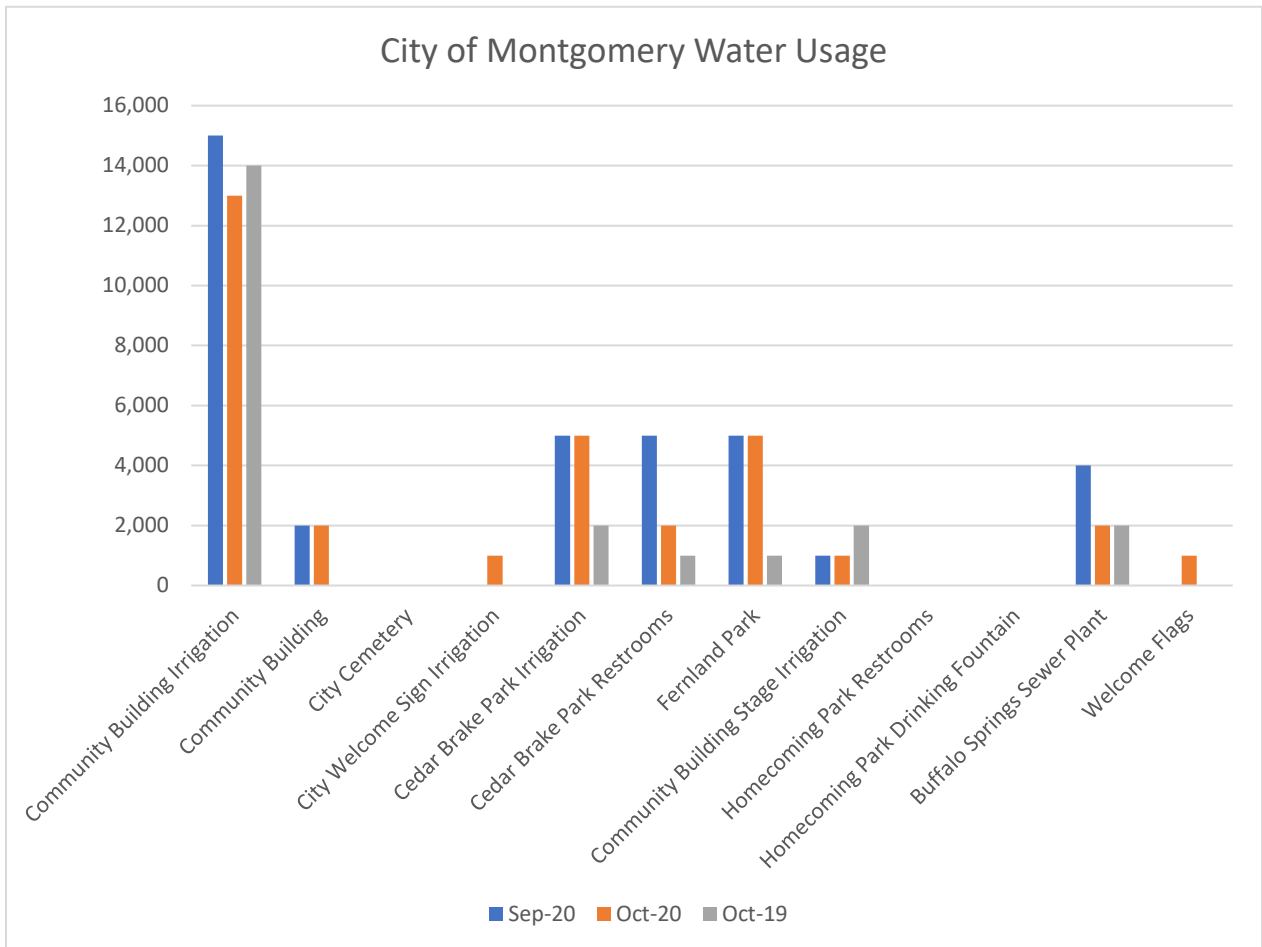
TOTAL REVENUE	
Utilities	\$161,871.23
Permits	\$13,657.00
Vendor/Golf Cart/ Etc. Permits	\$135.00
Police Department “Shop with a Cop” Donation	\$2,120.00
Flags Sold	\$120.00
City Reimbursement- Pitney Bowes Overpayment	\$101.74
Hotel Tax	\$621.00
Community Building Deposit	\$450.00
Christmas Parade Fees	\$250.00
Accident Report	\$18.00
Community Building/ Park Rentals	\$450.00
Culvert Installation	\$1,249.54
Light Up the Park Revenue	\$100.00
Online Transaction Fees- Web Payments	\$397.50
Monthly Total:	\$181,541.01

ARREARS			
	60 Days	90 Days	120+ Days
Number of Accounts	3	1	13
Amount	\$74.68	\$126.33	\$1480.79
GRAND TOTAL:			\$1,681.80

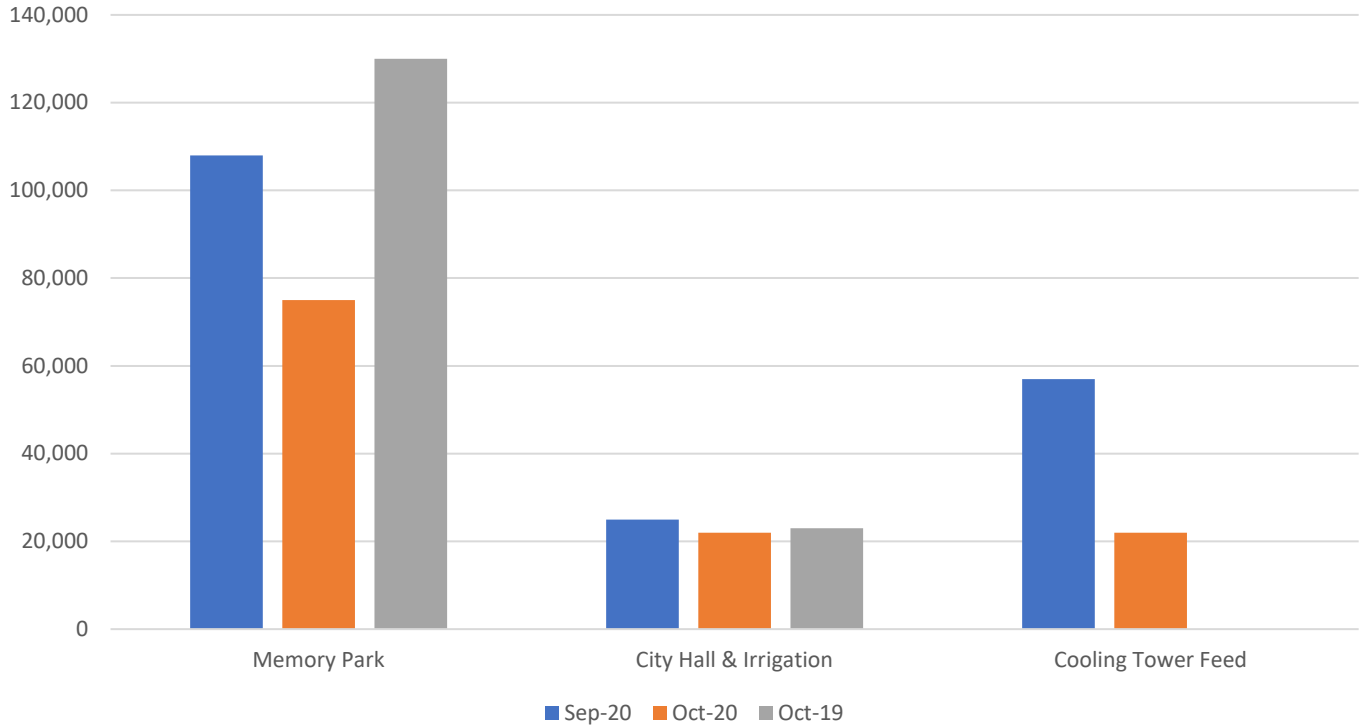
PERMITS	
Type	Permit Total
Building-Residential	9
Plumbing	18
Irrigation	1
Mechanical	5
Electrical	9
Generator	1
Swimming Pool	1
TOTAL	44

UTILITIES	
New Water Accts.	29
Disconnected Water Accts.	28
Total Number of Active Accts.	852

ACCOUNT NAME	ACCT #	SEPT 2020	OCT 2020	OCT 2019
Community Building Irrigation	(01-8732-00)	15,000	13,000	14,000
Community Building	(01-0130-00)	2,000	2,000	0
City Cemetery	(01-1110-00)	0	0	0
City Welcome Sign Irrigation	(01-8733-00)	0	1,000	0
Cedar Brake Park Irrigation	(01-8736-00)	5,000	5,000	2,000
Cedar Brake Park Restrooms	(01-8735-00)	5,000	2,000	1,000
Ferland Park	(01-8737-00)	5,000	5,000	1,000
Memory Park	(01-5885-00)	108,000	75,000	130,000
Community Building Stage Irrigation	(01-6180-00)	1,000	1,000	2,000
City Hall & Irrigation	(01-6190-00)	25,000	22,000	23,000
Homecoming Park Restrooms	(01-8820-00)	0	0	0
Homecoming Park Drinking Fountain	(01-8738-00)	0	0	0
Buffalo Springs Sewer Plant	(01-8821-00)	4,000	2,000	2,000
Cooling Tower Feed	(01-0355-00)	57,000	22,000	0
Welcome Flags	(01-8734-00)	0	1,000	0



Large Consumption Accounts





City of Montgomery

Operations Report

October 2020

09/18/20-10/17/20

TAP

INTO

TECHNOLOGY

Dear City of Montgomery Council Members:

We are pleased to provide you with the monthly operations report. This report summarizes the major events that occurred during the operating month. Our mission, as always, is to assist the district in providing safe and reliable water to the residents.

The water plants, wastewater plant and drinking water quality is checked on a daily basis. Wastewater collection system lift stations are checked three times a week. Alarms are monitored, and our staff is on 24-hour call. Our construction crews are minutes away from the City.

Our operators collect and enter all facility data into Kardia. Our operators note any issues or problems that are observed during the day. Mission Control is instantly aware of the issue and immediately begins the resolution process. This approach benefits our clients because decisions can be made based on relevant data.

All the district's data can be accessed on-line. The data is username and password protected. The data is integrated with Kardia and updated daily. District alerts that are generated by Kardia can be sent to board designated recipients. GUS appreciates the trust and confidence that the board has in our team. We work diligently to provide our clients with accurate and useful information.

Michael Williams



Vice President
Gulf Utility Service

District Alerts

09/26, 09/28 & 09/29/2020 – WWTP1 & LS4, Power failure

Upon arrival operator found facility with power. No further issues.

09/29/2020– Lift Station 4, High wet well

Operator found lift pumps not functioning properly. The high-level float was needed to be replaced and a disconnect in the dry well, pumps now functioning normally.

10/03/2020– Lift Station 3, Overload failure

Operator found lift pump 1 tripped. Concrete rocks were found in the volute of the rental pump, another rental was brought out.

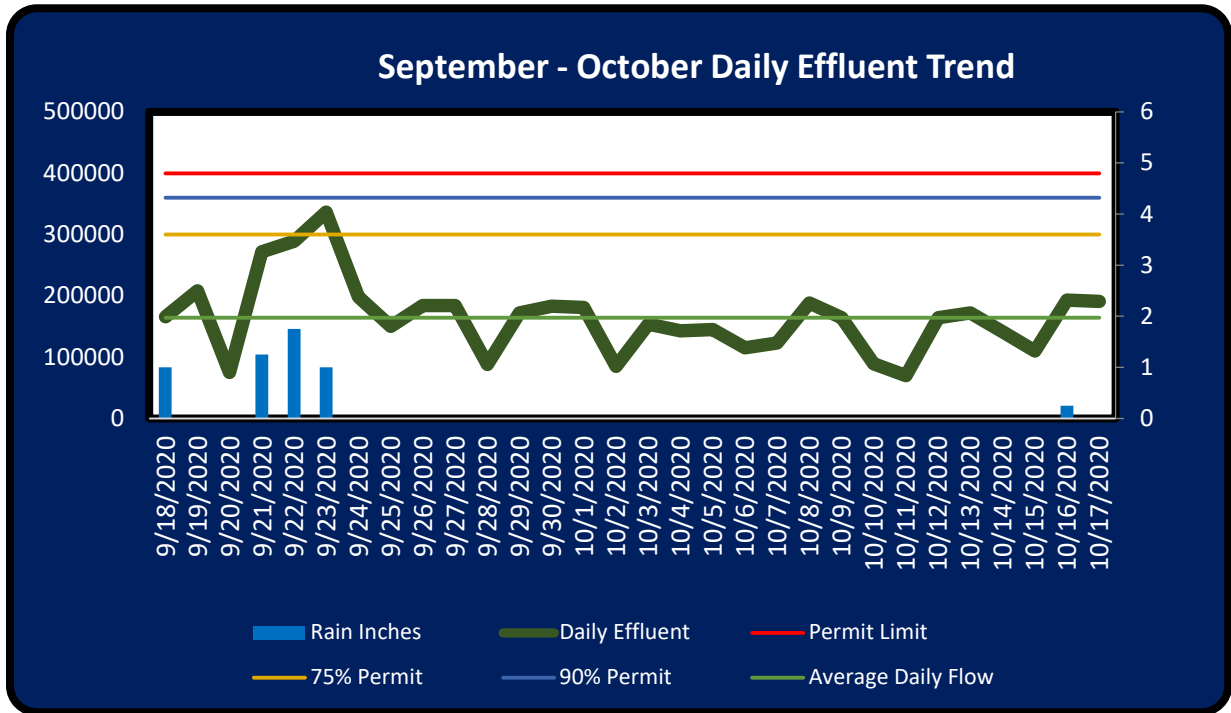
10/05/2020– Lift Station 12, High level

Operator found lift pump 1 and 2 calling out for high level. Operator reset equipment and monitored facility and no further issues reported.

10/11/2020 – WWTP, Water Leak

Operator found non potable line pulled apart, contractor was notified to make a warranty repair.

Wastewater Plant Flow Detail



- Flow for the month of September – October was 4,934,000 gallons
- Daily peak flow September 23, 2020 was 337,000 gallons
- Average Daily Flow 164,500 gallons
 - 41% of permitted capacity


Discharge Limitations

- Daily Average Flow 400,000 gallons (0.4 MGD)
- 2-Hour Peak Flow 833 gpm
- CBOD daily average 10 mg/l
- Total Suspended Solids (TSS) 15 mg/l
- Ammonium Nitrogen (NH3) 2 mg/l
- Chlorine Residual >1.0 mg/l < 4.0 mg/l
- The current permit expires 06/01/2022

Effluent

TSS, DO, E.Coli, NH3N, PH sample results were all comfortable within the parameters set by the State of Texas.

Buffalo Springs WWTP Effluent Monitoring Report

Effluent Permitted Values	Parameter		Measured	Excursion
Average Monthly T.S.S.	15	mg/l	2.80	no
Average Monthly NH3	2	mg/l	0.28	no
Minimal CL2 Residual	1	mg/l	1.13	no
Max CL2 Residual	4	mg/l	3.90	no
Rainfall for the Month		5.25	inches	

There were no excursions for the month of October

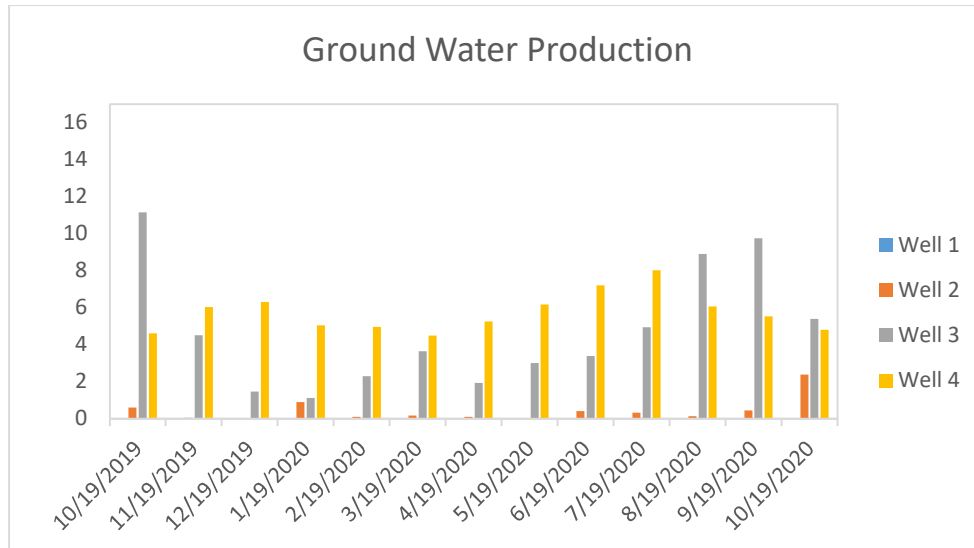
Water Report

09/18/2020-10/17/2020

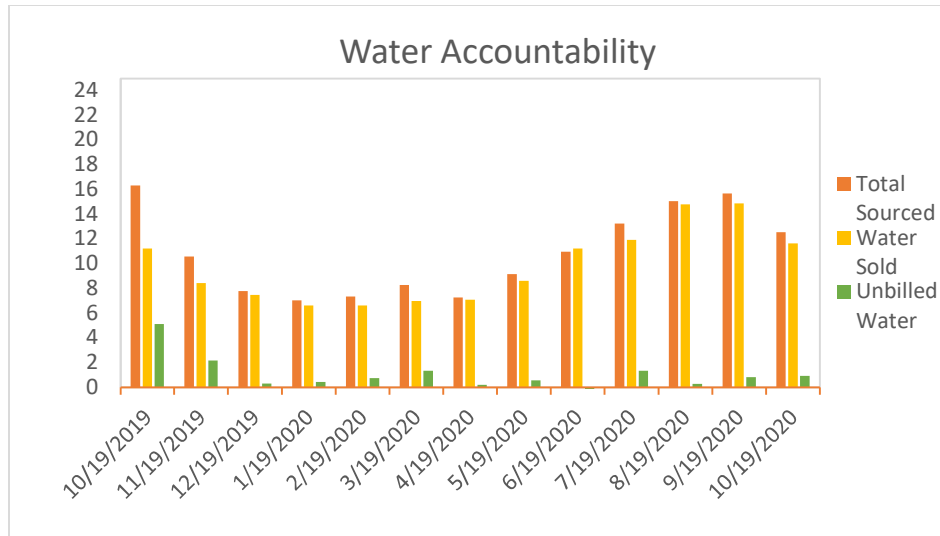
2020							
Well Name	Recorded Flow MGD	% of Total	Rating MGD/Day	YTD Pumpage MGD	YTD %	Permitted Value	Remaining Permit %
Well 2	2.380	18.97%	0.864	4.462	4.32%	92.930	48.28%
Well 3	5.374	42.83%	0.864	43.597	42.21%		
Well 4	4.792	38.20%	2.160	55.236	53.47%	90.000	38.63%
Total	12.546	100.00%	3.888	103.295	100%	182.930	
Flushing	0.288						
Subtotal	12.258						
Sold	11.645						
% Accounted	95%						

Accountability	
Total Water Sourced	12.546
Flushing	0.288
Subtotal	12.258
Sold	11.645
Accountability %	95%

CONNECTIONS	
School	12
Commercial Inside	162
Commercial Outside	1
Residential Inside	727
Residential Outside	29
Church	14
City	15
Hydrant	7
Multifamily	11
n/a	3
Total	981



Date	Total	Well_1	Well_2	Well_3	Well_4
AVG	10.86	0.000	0.426	4.718	5.718
10/19/2019	16.338	0.000	0.594	11.142	4.602
11/19/2019	10.568	0.000	0.042	4.506	6.020
12/19/2019	7.771	0.000	0.017	1.457	6.297
1/19/2020	7.021	0.000	0.887	1.106	5.028
2/19/2020	7.324	0.000	0.095	2.279	4.950
3/19/2020	8.276	0.000	0.163	3.632	4.481
4/19/2020	7.259	0.000	0.083	1.929	5.247
5/19/2020	9.146	0.000	0.000	2.995	6.151
6/19/2020	10.96	0.000	0.398	3.371	7.191
7/19/2020	13.246	0.000	0.315	4.927	8.004
8/19/2020	15.059	0.000	0.129	8.883	6.047
9/19/2020	15.691	0.000	0.441	9.731	5.519
10/19/2020	12.546	0.000	2.380	5.374	4.792
Total	141.21	0.000	5.544	61.332	74.329



Date	Accountability	Unaccounted	Total Sourced	Water Sold	Flushing/Leaks	Unbilled Water
10/19/2019	71%	4.692	16.338	11.231	0.415	5.107
11/19/2019	99%	0.104	10.568	8.427	2.037	2.141
12/19/2019	98%	0.120	7.771	7.474	0.177	0.297
1/19/2020	96%	0.257	7.021	6.598	0.166	0.423
2/19/2020	97%	0.209	7.324	6.598	0.517	0.726
3/19/2020	97%	0.246	8.276	6.962	1.068	1.314
4/19/2020	100%	-0.017	7.259	7.084	0.192	0.175
5/19/2020	96%	0.325	9.146	8.599	0.222	0.547
6/19/2020	104%	-0.413	10.960	11.215	0.158	-0.255
7/19/2020	92%	1.098	13.246	11.931	0.217	1.315
8/19/2020	100%	0.033	15.059	14.799	0.227	0.260
9/19/2020	99%	0.150	15.691	14.875	0.666	0.816
10/19/2020	93%	0.846	12.546	11.645	0.055	0.901

CITY OF MONTGOMERY
ACCOUNT BALANCES 10-31-20
For Meeting of December 08, 2020

	<u>CHECKING ACCT BALANCES</u>	<u>PRIOR MONTH END INVESTMENTS</u>	<u>TOTAL FUNDS AVAILABLE</u>
<u>GENERAL FUNDS</u>			
OPERATING FUND #1017375	\$ 909,555.04		\$ 909,555.04
HOME GRANT FUNDS /COPS UNIVERSAL #1032895	\$ 10.00		\$ 10.00
ESCROW FUND #1025873	\$ -		\$ -
PARK FUND #7014236	\$ -		\$ -
POLICE DRUG & MISC FUND #1025675	\$ 10,675.64		\$ 10,675.64
INVESTMENTS - GENERAL FUND		\$ 100,000.00	\$ 100,000.00
TEXPOOL - GENERAL FUND # 00003		\$ 110,933.06	\$ 110,933.06
TEXPOOL - RESERVE FUND # 00001		\$ 253,363.30	\$ 253,363.30
TOTAL GENERAL FUND	\$ 920,240.68	\$ 464,296.36	\$ 1,384,537.04
<u>CONSTRUCTION FUND</u>			
BUILDING FUND #1058528	\$ -		\$ -
CONSTRUCTION ACCOUNT #1058544	\$ 697.51		\$ 697.51
BOK Financial Series 2017A	\$ 121,827.85		\$ 121,827.85
BOK Financial Series 2017BA	\$ 1,528,349.89		\$ 1,528,349.89
TEXPOOL - CONST # 00009		\$ 238.07	\$ 238.07
INVESTMENTS - CONSTRUCTION		\$ -	\$ -
TOTAL CONSTRUCTION FUND	\$ 1,650,875.25	\$ 238.07	\$ 1,651,113.32
<u>DEBT SERVICE FUND</u>			
DEBT SERVICE FUND #7024730	\$ 186,871.54		\$ 186,871.54
TEXPOOL DEBT SERVICE # 00008	\$ -	\$ 236,956.36	\$ 236,956.36
TOTAL DEBT SERVICE FUND	\$ 186,871.54	\$ 236,956.36	\$ 423,827.90
<u>COURT SECURITY FUND #1070580</u>			
	\$ 7,218.21	\$ -	\$ 7,218.21
<u>COURT TECHNICAL FUND #1058361</u>			
	\$ 39,814.90	\$ -	\$ 39,814.90
<u>GRANT FUND</u>			
HOME GRANT ACCOUNT #1059104	\$ 5,737.63		\$ 5,737.63
GRANT ACCOUNT #1048479	\$ 80.73		\$ 80.73
TOTAL GRANT FUND	\$ 5,818.36	\$ -	\$ 5,818.36
<u>HOTEL OCCUPANCY TAX FUND #1025253</u>			
	\$ 15,039.23	\$ -	\$ 15,039.23
<u>MEDC</u>			
CHECKING ACCOUNT #1017938	\$ 94,816.29		\$ 94,816.29
TEXPOOL - MEDC # 00006		\$ 1,406,700.17	\$ 1,406,700.17
TEXPOOL - MEDC # 00005		\$ 86,239.41	\$ 86,239.41
TOTAL MEDC	\$ 94,816.29	\$ 1,492,939.58	\$ 1,587,755.87
<u>POLICE ASSET FORFEITURES #1047745</u>			
	\$ 8,591.98		\$ 8,591.98
<u>UTILITY FUND</u>			
UTILITY FUND #1017383	\$ 953,566.64		\$ 953,566.64
TEXPOOL - UTILITY FUND # 00002		\$ 759,113.43	\$ 759,113.43
TOTAL UTILITY FUND	\$ 953,566.64	\$ 759,113.43	\$ 1,712,680.07
TOTAL ALL FUNDS	\$ 3,882,853.08	\$ 2,953,543.80	\$ 6,836,396.88
<u>INVESTMENTS</u>			
TEXPOOL - GENERAL FUND			\$ 364,296.36
INVESTMENTS - GENERAL FUND			\$ 100,000.00
TEXPOOL - CONST # 00009			\$ 238.07
TEXPOOL - DEBT SERVICE # 00008			\$ 236,956.36
TEXPOOL - MEDC			\$ 1,406,700.17
INVESTMENTS - MEDC			\$ 86,239.41
TEXPOOL - UTILITY			\$ 759,113.43
TOTAL ALL INVESTMENTS			\$ 2,953,543.80

*Note:



MUNICIPAL ACCOUNTS
& CONSULTING, L.P.

City of Montgomery

Bookkeeper's Report

October 31, 2020

City of Montgomery
Account Balances

As of October 31, 2020

Financial Institution (Acct Number)	Issue Date	Maturity Date	Interest Rate	Account Balance	Notes
Fund: Operating					
Certificates of Deposit					
THIRD COAST BANK, SSB (XXXX7256)	07/30/2020	01/26/2021	0.70 %	100,000.00	
Money Market Funds					
TEXPOOL (XXXX0003)	08/01/2005		0.13 %	110,933.06	
TEXPOOL (XXXX0001)	02/07/2020		0.13 %	253,363.30	Reimbursement
Checking Account(s)					
FIRST FINANCIAL BANK (XXXX7375)			0.00 %	909,555.04	Checking Account
FIRST FINANCIAL BANK (XXXX5675)			0.00 %	10,675.64	Police Drug & Misc Fund
FIRST FINANCIAL BANK (XXXX5873)			0.00 %	0.00	Escrow
FIRST FINANCIAL BANK (XXXX2895)			0.00 %	10.00	Home Grant / COPS Universal
FIRST FINANCIAL BANK (XXXX4236)			0.00 %	0.00	Park
Totals for Operating Fund:				\$1,384,537.04	
Fund: Capital Projects					
Money Market Funds					
TEXPOOL (XXXX0009)	12/27/2012		0.13 %	697.51	
Checking Account(s)					
BOK Financial (XXXX3014)			0.00 %	121,827.85	BOKF, NA Escrow - Series 2017A
BOK Financial (XXXX4012)			0.00 %	1,528,349.89	BOKF, NA Escrow - Series 2017B
FIRST FINANCIAL BANK (XXXX8528)			0.00 %	0.00	Building Fund
FIRST FINANCIAL BANK (XXXX8544)			0.00 %	238.07	Const Ckg-W&S Proj 1058544
Totals for Capital Projects Fund:				\$1,651,113.32	
Fund: Debt Service					
Money Market Funds					
TEXPOOL (XXXX0008)	12/27/2012		0.13 %	236,956.36	
Checking Account(s)					
FIRST FINANCIAL BANK (XXXX4730)			0.00 %	186,871.54	Checking Account
Totals for Debt Service Fund:				\$423,827.90	
Fund: CT Security					
Checking Account(s)					
FIRST FINANCIAL BANK (XXXX0580)			0.00 %	7,218.21	Cash In Bank
Totals for CT Security Fund:				\$7,218.21	
Fund: CT Tech					
Checking Account(s)					
FIRST FINANCIAL BANK (XXXX8361)			0.00 %	39,814.90	Cash In Bank
Totals for CT Tech Fund:				\$39,814.90	
Fund: Grant					
Checking Account(s)					
FIRST FINANCIAL BANK (XXXX8479)			0.00 %	80.73	Grant Account
FIRST FINANCIAL BANK (XXXX9104)			0.00 %	5,737.63	Checking Account
Totals for Grant Fund:				\$5,818.36	

City of Montgomery
Account Balances

As of October 31, 2020

Financial Institution (Acct Number)	Issue Date	Maturity Date	Interest Rate	Account Balance	Notes
Fund: Hotel Occupancy Tax					
Checking Account(s)					
FIRST FINANCIAL BANK (XXXXX5253)			0.00 %	15,039.23	Cash In Bank
Totals for Hotel Occupancy Tax Fund:				\$15,039.23	
Fund: MEDC					
Money Market Funds					
TEXPOOL (XXXXX0006)	08/01/2005		0.13 %	1,406,700.17	
TEXPOOL (XXXXX0005)	02/07/2020		0.13 %	86,239.41	Reimbursement
Checking Account(s)					
FIRST FINANCIAL BANK (XXXXX7938)			0.00 %	94,816.29	MEDC Checking
Totals for MEDC Fund:				\$1,587,755.87	
Fund: Policy Asset Forfeiture					
Checking Account(s)					
FIRST FINANCIAL BANK (XXXXX7745)			0.00 %	8,591.98	Cash In Bank
Totals for Policy Asset Forfeiture Fund:				\$8,591.98	
Fund: Utility					
Money Market Funds					
TEXPOOL (XXXXX0002)	08/01/2005		0.13 %	759,113.43	
Checking Account(s)					
FIRST FINANCIAL BANK (XXXXX7383)			0.00 %	953,566.64	Water & Sewer Fund
FIRST FINANCIAL BANK (XXXXX7417)			0.00 %	0.00	Customer Deposit Acct
FIRST FINANCIAL BANK (XXXXX3840)			0.00 %	0.00	Water Works
Totals for Utility Fund:				\$1,712,680.07	
Grand total for City of Montgomery:				\$6,836,396.88	

Cash Flow Report - Checking Account

As of October 31, 2020

Num	Name	Memo	Amount	Balance
BALANCE AS OF 10/01/2020				\$1,299,384.41
Receipts				
	Amt due from Utility thru 10/09/2020		18,711.44	
	Sales Tax		227,917.54	
	Bank Error - Will Reverse next month		200.00	
	Miscellaneous Revenue CL 10/31/20		18,903.28	
	Miscellaneous Revenue OS 10/31/20		375.00	
	Tax P&I CL 10/20		2,623.57	
	Tax Revenue CL10/20		16,505.70	
	Tax Rev EOM 10/20		216.19	
	Tax Rev OS 10/20		6,247.44	
	Interest		46.82	
	Court Revenue CL 10/20		24,426.30	
	Court Rev OS 10/20		758.70	
	Beverage Tax Revenue 10/16/20		4,634.48	
Total Receipts				321,566.46
Disbursements				
30666	Amazon Capital Services	Operating Supplies	(614.21)	
30667	Christian Brothers Automotive	Repairs - Public Works Vehicles - RO 1831 ; 2558	(102.49)	
30668	City of Montgomery - Utility Fund	/Water Usage @ Parks, City Hall, Com Center - Au	(1,980.69)	
30669	Home Depot Credit Services	Acct # ***-9951 Inv #1061711	(99.42)	
30670	Johnson Petrov LLP	Legal Fees - August 2020	(2,738.73)	
30671	Jones & Carter, Inc	Engineering Invoices - August 2020	(2,377.50)	
30672	Luxury Air A/C and Heating	A/C Repairs - City Hall - Invoice 1001 ; 1002	(11,136.00)	
30673	Martin Chevrolet Buick GMC	Purchase of Public Works 2020 Vehicle Stock #10	(45,272.80)	
30674	State Comptroller	Child Safety Seat / Belt Violation Fines Fiscal Year	(239.30)	
30675	State Comptroller	State Criminal Costs and Fees Qtr Ending 09/30/2	(20,436.40)	
30676	Sterlington Medical	Medical Operating Supplies - Invoice 20561	(5,460.00)	
30677	Summit Supply Corp of Colorado	Inv#83161	(999.45)	
30678	TEEX	Certification - TEEX (Francisco Salas)	(50.00)	
30679	Wex Bank	Invoice 67450969 - September 2020 - Gas/Oil	(1,467.74)	
30680	OCS, Inc.	Computers / Website - Inv 99655	(4,000.00)	
30681	Daspit, Laurence F	Payroll 10/09/20	(108.51)	
30682	Applied Concepts, Inc.	Invoice 372535	(180.00)	
30683	AT&T	Cell Phones Inv 287284378502 - 09/20	(477.35)	
30684	Blue Tarp Credit Services, Inc.	Acct #99775 Northern Tool Inv 46003552	(161.00)	
30685	Cavender Ford	Purchase of Vehicle - 2020 Ford Explorer	(29,005.20)	
30686	Coburn's Conroe Inc.	503667494 Operating Supp	(1,095.60)	
30687	Cody's Lawn Service LLC	Mowing	(10,425.00)	
30688	DFW Communications Inc.	Repair of Radios - Invoice 1027029	(600.00)	
30689	Eagle Mountain Flag & Flagpole	Inv BC7002	(1,558.53)	
30690	Easley Enterprises of Texas, Inc.	City Hall General Cleaning 09/20	(775.00)	
30691	Entergy	Utilities per spreadsheet 09/20	(1,484.51)	
30692	Gordon B. Dudley, Jr.	Prosecutor 10/01/20 - 18:00	(450.00)	
30693	GT Distributors, Inc	Police - Inv 786831	(106.39)	
30694	Iron Mountain	Document Shredding CZCG690	(130.90)	
30695	Luxury Air A/C and Heating	A/C Repairs - City Hall - Invoice 1003	(260.00)	
30696	OCS, Inc.	New Computers / Servers / Backups - PD, Admin,	(41,813.98)	
30697	Optiquet Internet Services, Inc	Computer Tech	(197.00)	
30698	Public Safety Center	Emergency Equipment	(442.50)	
30699	Rick Hanna, CBO	Plan Reviews	(6,658.11)	

Cash Flow Report - Checking Account

As of October 31, 2020

Num	Name	Memo	Amount	Balance
Disbursements				
30700	Robert Rosenquist	Municipal Court Judge - 9/20	(1,000.00)	
30701	Stowe's Collision Repair LLC	Police - Auto repairs Inv 7300 ; 7413	(51.00)	
30702	TransUnion	Acct 300819 thru 9/30/20	(226.60)	
30703	UniFirst Holdings, Inc.	Inv 8440917500 ; 7501 ; 8370 ; 8371 ; 9233 ; 9234 ;	(453.48)	
30704	Verizon Wireless	521590387-00001	(98.23)	
30705	TML-IRP	Contract# 6827 Insurance Premium October 2020	(5,040.70)	
30706	Purchase Power	Acct-8000-9090-1015-0170 -Postage Refill thru 9/2	(54.48)	
30707	UBEO, LLC	Customer Number MC50 Inv 1141103 7/1-9/30/	(1,082.56)	
30708	Blue Tarp Credit Services, Inc.	Acct #99775 Northern Tool Inv 46031132	(199.89)	
30709	Consolidated Communications	936-597-6434 Telephone Service 9/1-9/30/20	(1,279.72)	
30710	Houston Chronicle	INV 34053323 - City Engineer RFQ	(216.00)	
30711	Jim's Hardware Inc.	Acct #102 -Several Invoices 09/1-09/30/20	(249.72)	
30712	K & K Construction, Inc.	Inv 20-5876 - 2.0 Sack Stabilized Sand Picked Up -	(73.00)	
30713	LDC	CM100017 Gas 101 Plantersville 9/30/20	(47.67)	
30714	Luxury Air A/C and Heating	A/C Repairs - City Hall - Invoice 1004	(300.00)	
30715	McCoy's Building Supply Corporation	Office Supplies - 09/30/2020 Invoices	(222.94)	
30716	Municode	Municode - 10/01/2020 thru 09/30/2021	(950.00)	
30717	Northwest Pest Patrol	Acct-32791-Mosquito fogging / Inv#355013, 014,	(580.00)	
30718	OCS, Inc.	Computers / Website - Inv 13466	(629.99)	
30719	Pitney Bowes Global Financial Svcs, LLC	Lease Acct 0018228782 Contract 0040683680 Inv 3	(428.46)	
30720	PowerPlan	Equip Repairs - Inv CM7068	(88.74)	
30721	Vulcan Materials Company	Inv# 62184827	(63.28)	
30722	Wex Bank	Invoice 67531574 - August/September 2020 - Gas/	(1,998.10)	
30723	Medical Air Services Association	Monthly Membership for 7 Emergent Plus Invoice	(98.00)	
30724	Purchase Power	Acct-8000-9090-1015-0170 -Postage Refill thru 10/	(555.58)	
30725	Daspit, Laurence F	Payroll 10/23/20	(110.82)	
30726	Card Service Center	First Financial Credit Card Account XXXX 0869 -	(6,600.40)	
30727	Conroe Courier.	570514883 - H1807016- 11/17/2020	(26.00)	
30728	Consolidated Communications	936-043-5910/0 10/11/20-11/03/2020	(124.42)	
30729	Entergy	Acct # 140207580 / Inv#320003245221	(1,051.64)	
30730	K & K Construction, Inc.	Inv 20-6024 - 2.0 Sack Stabilized Sand Picked Up -	(80.30)	
30731	Kristen Goode	Reimbursement for expenses - Training in Georget	(281.05)	
30732	Mel's Sprinkler Service	Inv#17962	(156.25)	
30733	Municipal Accounts & Consulting, L.P.	Bookkeeping- Part Inv 65604 9/30/20	(1,922.25)	
30734	Odom Trailer Mfg. Co., Inc.	Inv 20004483 Brake Assembly	(410.82)	
30735	Pathmark Traffic Equipment	Street Signs - Inv 7538	(1,360.80)	
30736	Personalized Communications, Inc.	Answering Service Inv#18253-101420	(57.07)	
30737	Star Hand Car Wash, Inc.	Invoice 1518 ; 1519	(70.00)	
30738	TCOLE	Instructor Certification for N. Graves	(35.00)	
30739	Vulcan Materials Company	Inv# 62186750 ; 62186751 ; 62190711	(212.80)	
30740	Weisinger Materials, Inc	Inv 093987	(35.00)	
30741	Wex Bank	Invoice 67978168 - October 2020 - Gas/Oil	(899.54)	
30742	GrantWorks, Inc.	HOME Program - 510 Lawson ; 519 Simonton ; 90	(27,000.00)	
30743	RM Quality Construction	HOME Program - 905 MLK ; 519 Simonton ; 510	(268,245.00)	
30744	Allen's Safe and Lock, LLC	Inv 56584 Tools	(57.28)	
30745	Amazon Capital Services	Operating Supplies and Auto Repairs	(1,315.45)	
30746	Crown Paper and Chemical	Supplies #136759	(59.50)	
30747	JK Graphics, Inc.	Operating Supplies	(344.00)	
30748	Omnibase Services of Texas, LP	3rd Qtr Activity - 2020 PS ID # 114170 Report#	(570.00)	
30749	Performance Tinters	Inv 20846 - Maintenance - Vehicles & Equip	(297.00)	
30750	Rick Hanna, CBO	Plan Reviews	(4,602.07)	
30751	Thomas Printing & Publishing	2,000 Window Envelopes Inv 10946	(218.72)	

Cash Flow Report - Checking Account

As of October 31, 2020

Num	Name	Memo	Amount	Balance
Disbursements				
30752	Waller County Asphalt	Street Repairs Inv 19670	(330.46)	
30753	OCS, Inc.	Computers / Website	(1,783.73)	
30754	Pecan Hill Florist	Flowers	(192.00)	
ACH	TML-Health	Health, Life & AD&D Insurance Period 2020-10	(22,171.92)	
ACH	EFTPS	Payroll Taxes - October 2020	(16,502.08)	
ACH	Office of the Attorney General	Child Support	(1,205.54)	
ACH	Texas Workforce Commission	2020 3rd Qtr. Payroll Taxes	(265.01)	
ACH	EFTPS	Payroll Taxes - October 2020	(228.48)	
ACH	Office of the Attorney General	Child Support	(1,205.54)	
ACH	EFTPS	Payroll Taxes - October 2020	(16,580.50)	
ACH	TMRS	Retirement - October 2020	(17,391.15)	
AL	ETS Corporation	ETS Corporation - Bank Fees to be transferred to	(1,489.47)	
AL	Old Republic Title Co.	Wire Transfer to Old Republic Title - Earnest Mon	(5,000.00)	
DD	Aguirre, Abel	Payroll 10/09/20	(1,877.77)	
DD	Bauer, Timothy M	Payroll 10/09/20	(1,590.11)	
DD	Belmares, Jose N.	Payroll 10/09/20	(2,425.66)	
DD	Brown, Jackson A	Payroll 10/09/20	(1,031.60)	
DD	Chambers, Albert E	Payroll 10/09/20	(2,126.71)	
DD	Ciulla, Hailey N	Payroll 10/09/20	(1,081.89)	
DD	Cooley, Diana M	Payroll 10/09/20	(1,381.39)	
DD	Duckett, Kimberly T.	Payroll 10/09/20	(1,749.15)	
DD	Goode, Kristen N	Payroll 10/09/20	(1,341.61)	
DD	Graves, Nathaniel L.	Payroll 10/09/20	(2,231.45)	
DD	Hensley, Kyle R	Payroll 10/09/20	(1,471.50)	
DD	Hensley, Susan L	Payroll 10/09/20	(2,141.41)	
DD	Hernandez, George J.	Payroll 10/09/20	(1,724.18)	
DD	Kohl, Julie J	Payroll 10/09/20	(443.28)	
DD	Kowarsch, Robert D	Payroll 10/09/20	(92.35)	
DD	Lasky, Anthony R	Payroll 10/09/20	(1,891.08)	
DD	Lozano, Daniel T	Payroll 10/09/20	(1,361.40)	
DD	McCorquodale, David D.	Payroll 10/09/20	(2,199.67)	
DD	McRae, Jacob I	Payroll 10/09/20	(1,414.72)	
DD	Muckleroy, Micha D.	Payroll 10/09/20	(2,011.93)	
DD	Ramirez, Juan C	Payroll 10/09/20	(1,051.67)	
DD	Reed, Christy M	Payroll 10/09/20	(1,080.42)	
DD	Saah, Lucille N.	Payroll 10/09/20	(1,430.70)	
DD	Salas, Francisco A.	Payroll 10/09/20	(1,342.38)	
DD	Solomon, Anthony D	Payroll 10/09/20	(2,624.44)	
DD	Standifer, Eric L.	Payroll 10/09/20	(1,703.13)	
DD	Thomas, Ryan A	Payroll 10/09/20	(1,466.71)	
DD	Tramm, Richard J	Payroll 10/09/20	(4,155.73)	
DD	Voytko, Michael L	Payroll 10/09/20	(1,974.46)	
DD	Muckleroy, Micha D.	40 Hour Vacation Cash Out	(1,162.89)	
DD	Aguirre, Abel	Payroll 10/23/20	(1,923.57)	
DD	Bauer, Timothy M	Payroll 10/23/20	(1,886.83)	
DD	Belmares, Jose N.	Payroll 10/23/20	(2,425.66)	
DD	Brown, Jackson A	Payroll 10/23/20	(1,103.18)	
DD	Chambers, Albert E	Payroll 10/23/20	(2,052.81)	
DD	Ciulla, Hailey N	Payroll 10/23/20	(1,073.76)	
DD	Cooley, Diana M	Payroll 10/23/20	(1,381.39)	
DD	Duckett, Kimberly T.	Payroll 10/23/20	(1,749.17)	
DD	Goode, Kristen N	Payroll 10/23/20	(1,341.60)	

Cash Flow Report - Checking Account

As of October 31, 2020

Num	Name	Memo	Amount	Balance
Disbursements				
DD	Graves, Nathaniel L.	Payroll 10/23/20	(1,686.36)	
DD	Hensley, Kyle R	Payroll 10/23/20	(1,471.51)	
DD	Hensley, Susan L	Payroll 10/23/20	(2,141.41)	
DD	Hernandez, George J.	Payroll 10/23/20	(1,781.72)	
DD	Kohl, Julie J	Payroll 10/23/20	(434.98)	
DD	Kowarsch, Robert D	Payroll 10/23/20	(147.76)	
DD	Lozano, Daniel T	Payroll 10/23/20	(1,646.94)	
DD	McCorquodale, David D.	Payroll 10/23/20	(2,199.67)	
DD	McRae, Jacob I	Payroll 10/23/20	(1,509.96)	
DD	Muckleroy, Micha D.	Payroll 10/23/20	(2,011.93)	
DD	Ramirez, Juan C	Payroll 10/23/20	(1,069.17)	
DD	Reed, Christy M	Payroll 10/23/20	(1,017.68)	
DD	Saah, Lucille N.	Payroll 10/23/20	(1,559.76)	
DD	Salas, Francisco A.	Payroll 10/23/20	(1,366.65)	
DD	Solomon, Anthony D	Payroll 10/23/20	(2,624.44)	
DD	Standifer, Eric L.	Payroll 10/23/20	(1,730.98)	
DD	Thomas, Ryan A	Payroll 10/23/20	(1,515.22)	
DD	Tramm, Richard J	Payroll 10/23/20	(4,155.73)	
DD	Voytko, Michael L	Payroll 10/23/20	(1,678.85)	
DD	Lasky, Anthony R	Payroll 10/23/20	(1,891.08)	
Wire	First Financial Bank	Amt due to Utility thru 10/09/2020	(3,580.67)	
Wire	First Financial Bank	Amt due to MEDC thru 10/09/2020	(125.00)	
Wire	First Financial Bank	Amt due to Court Security thru 10/09/2020	(63.21)	
Wire	First Financial Bank	Amt due to Court Tech thru 10/09/2020	(84.28)	
Total Disbursements				(711,395.83)
BALANCE AS OF 10/31/2020				\$909,555.04

Cash Flow Report - Police Drug & Misc Fund Account

As of October 31, 2020

Num	Name	Memo	Amount	Balance
BALANCE AS OF 10/01/2020				\$10,675.64
Receipts				
	No Receipts Activity		0.00	
Total Receipts			0.00	0.00
Disbursements				
	No Disbursements Activity		0.00	
Total Disbursements			0.00	0.00
BALANCE AS OF 10/31/2020				\$10,675.64

Cash Flow Report - Home Grant / COPS Universal Account

As of October 31, 2020

Num	Name	Memo	Amount	Balance
BALANCE AS OF 10/01/2020				\$10.00
Receipts				
	No Receipts Activity		0.00	
Total Receipts				0.00
Disbursements				
	No Disbursements Activity		0.00	
Total Disbursements				0.00
BALANCE AS OF 10/31/2020				\$10.00

**City of Montgomery - General Fund
Profit & Loss Budget Performance-All**

October 2020

	<u>Oct 20</u>	<u>Budget</u>	<u>\$ Over Budget</u>	<u>Oct 20</u>	<u>YTD Budget</u>	<u>\$ Over Budget</u>	<u>Annual Budget</u>
Ordinary Income/Expense							
Income							
14000.1 · Taxes & Franchise Fees							
14103 · Beverage Tax	4,634.48	7,500.00	-2,865.52	4,634.48	7,500.00	-2,865.52	31,000.00
14111 · Franchise Tax	0.00	1,000.00	-1,000.00	0.00	1,000.00	-1,000.00	94,000.00
14320 · Ad Valorem Taxes							
14320.1 · PID Tax Revenue	0.00	0.00	0.00	0.00	0.00	0.00	38,815.00
14320 · Ad Valorem Taxes - Other	14,278.95	2,500.00	11,778.95	14,278.95	2,500.00	11,778.95	847,070.00
Total 14320 · Ad Valorem Taxes	14,278.95	2,500.00	11,778.95	14,278.95	2,500.00	11,778.95	885,885.00
14330 · Penalties & Interest on Adv Tax	1,384.94	416.63	968.31	1,384.94	416.63	968.31	5,000.00
14331 · Rendition Penalties	0.00	8.37	-8.37	0.00	8.37	-8.37	100.00
14600 · Sales Tax							
14600.1 · Sales Tax ILO AdValorem Tax	56,979.39	50,000.00	6,979.39	56,979.39	50,000.00	6,979.39	750,000.00
14600 · Sales Tax - Other	113,958.77	100,000.00	13,958.77	113,958.77	100,000.00	13,958.77	1,500,000.00
Total 14600 · Sales Tax	170,938.16	150,000.00	20,938.16	170,938.16	150,000.00	20,938.16	2,250,000.00
Total 14000.1 · Taxes & Franchise Fees	191,236.53	161,425.00	29,811.53	191,236.53	161,425.00	29,811.53	3,265,985.00
14000.2 · Permits & Licenses							
14105 · Building Permits/MEP	13,657.00	20,416.63	-6,759.63	13,657.00	20,416.63	-6,759.63	245,000.00
14146 · Vendor/Beverage Permits	60.00	50.00	10.00	60.00	50.00	10.00	600.00
14611 · Sign Fee	0.00	166.63	-166.63	0.00	166.63	-166.63	2,000.00
14612 · Misc Permit Fees(plats,& Zoning)	50.00	750.00	-700.00	50.00	750.00	-700.00	9,000.00
Total 14000.2 · Permits & Licenses	13,767.00	21,383.26	-7,616.26	13,767.00	21,383.26	-7,616.26	256,600.00
14000.4 · Fees for Service							
14380 · Community Bldg Rental	450.00	250.00	200.00	450.00	250.00	200.00	3,000.00
14385 · Right of Way Use Fees	0.00	666.63	-666.63	0.00	666.63	-666.63	8,000.00
Total 14000.4 · Fees for Service	450.00	916.63	-466.63	450.00	916.63	-466.63	11,000.00
14000.5 · Court Fines & Forfeitures							
14101 · Collection Fees	419.09	1,166.63	-747.54	419.09	1,166.63	-747.54	14,000.00
14102 · Asset Fortfeitures	0.00	0.00	0.00	0.00	0.00	0.00	100.00
14106 · Child Belt/Safety (Dedicated)	0.00	0.00	0.00	0.00	0.00	0.00	500.00
14110 · Fines	24,679.17	22,916.63	1,762.54	24,679.17	22,916.63	1,762.54	275,000.00
14118 · OMNI	33.87	133.37	-99.50	33.87	133.37	-99.50	1,600.00
14125 · Warrant Fees	0.00	0.00	0.00	0.00	0.00	0.00	50.00
14126 · Judicial Efficiency (Dedicated)	4.02	58.37	-54.35	4.02	58.37	-54.35	700.00
14130 · Accident Reports	18.00	41.63	-23.63	18.00	41.63	-23.63	500.00

	Oct 20	Budget	\$ Over Budget	Oct 20	YTD Budget	\$ Over Budget	Annual Budget
Total 14000.5 · Court Fines & Forfeitures	25,154.15	24,316.63	837.52	25,154.15	24,316.63	837.52	292,450.00
14000.6 · Other Revenues							
14199 · Leose Funds - PD	0.00	0.00	0.00	0.00	0.00	0.00	1,200.00
14200 · Christmas Parade Revenues	250.00			250.00			
15380 · Unanticipated Income	3,514.54	1,083.37	2,431.17	3,514.54	1,083.37	2,431.17	13,000.00
15391 · Interest Income	46.82	41.63	5.19	46.82	41.63	5.19	500.00
15392 · Interest on Investments	41.58	416.63	-375.05	41.58	416.63	-375.05	5,000.00
Total 14000.6 · Other Revenues	3,852.94	1,541.63	2,311.31	3,852.94	1,541.63	2,311.31	19,700.00
15393 · Grant Revenue - Police	0.00	0.00	0.00	0.00	0.00	0.00	6,000.00
Total Income	234,460.62	209,583.15	24,877.47	234,460.62	209,583.15	24,877.47	3,851,735.00
Gross Profit	234,460.62	209,583.15	24,877.47	234,460.62	209,583.15	24,877.47	3,851,735.00
Expense							
16000 · Personnel							
16353.1 · Health Ins.	15,989.60	15,416.63	572.97	15,989.60	15,416.63	572.97	185,000.00
16353.4 · Unemployment Ins.	0.00	325.00	-325.00	0.00	325.00	-325.00	3,900.00
16353.5 · Workers Comp.	1,981.69	2,958.26	-976.57	1,981.69	2,958.26	-976.57	35,500.00
16353.6 · Dental & Vision Insurance	1,438.51	1,441.63	-3.12	1,438.51	1,441.63	-3.12	17,300.00
16353.7 · Life & AD&D Insurance	317.23	308.37	8.86	317.23	308.37	8.86	3,700.00
16353.8 · Crime-Ins	40.71	50.00	-9.29	40.71	50.00	-9.29	600.00
16560 · Payroll Taxes	8,838.24	11,250.00	-2,411.76	8,838.24	11,250.00	-2,411.76	135,000.00
16600 · Wages	109,824.15	125,445.00	-15,620.85	109,824.15	125,445.00	-15,620.85	1,505,340.00
16600.1 · Overtime	4,210.70	3,750.00	460.70	4,210.70	3,750.00	460.70	45,000.00
16620 · Retirement Expense	6,797.97	7,916.74	-1,118.77	6,797.97	7,916.74	-1,118.77	95,000.00
Total 16000 · Personnel	149,438.80	168,861.63	-19,422.83	149,438.80	168,861.63	-19,422.83	2,026,340.00
16001 · Communications							
16338 · Advertising/Promotion							
16338.1 · Legal Notices and Pub	0.00	541.63	-541.63	0.00	541.63	-541.63	6,500.00
16338.2 · Recording Fees	0.00	208.37	-208.37	0.00	208.37	-208.37	2,500.00
16338 · Advertising/Promotion - Other	0.00	208.26	-208.26	0.00	208.26	-208.26	2,500.00
Total 16338 · Advertising/Promotion	0.00	958.26	-958.26	0.00	958.26	-958.26	11,500.00
Total 16001 · Communications	0.00	958.26	-958.26	0.00	958.26	-958.26	11,500.00
16002 · Contract Services							
16102 · General Consultant Fees							
16102.1 · Sales Tax Tracking	1,400.00	583.37	816.63	1,400.00	583.37	816.63	7,000.00

	<u>Oct 20</u>	<u>Budget</u>	<u>\$ Over Budget</u>	<u>Oct 20</u>	<u>YTD Budget</u>	<u>\$ Over Budget</u>	<u>Annual Budget</u>
16102 · General Consultant Fees - Other	0.00	1,166.63	-1,166.63	0.00	1,166.63	-1,166.63	14,000.00
Total 16102 · General Consultant Fees	1,400.00	1,750.00	-350.00	1,400.00	1,750.00	-350.00	21,000.00
16220 · Omni Expense	570.00	208.37	361.63	570.00	208.37	361.63	2,500.00
16242 · Prosecutors Fees	450.00	833.37	-383.37	450.00	833.37	-383.37	10,000.00
16280 · Mowing	5,540.00	10,181.82	-4,641.82	5,540.00	10,181.82	-4,641.82	112,000.00
16281 · Records Shredding	3.11	104.13	-101.02	3.11	104.13	-101.02	1,250.00
16299 · Inspections/Permits/Backflow Ex	9,102.07	16,041.63	-6,939.56	9,102.07	16,041.63	-6,939.56	192,500.00
16310 · Judge's Fee	1,000.00	1,000.00	0.00	1,000.00	1,000.00	0.00	12,000.00
16320 · Legal	0.00	2,708.37	-2,708.37	0.00	2,708.37	-2,708.37	32,500.00
16321 · Audit Fees	0.00	0.00	0.00	0.00	0.00	0.00	25,000.00
16322 · Engineering	0.00	8,500.00	-8,500.00	0.00	8,500.00	-8,500.00	102,000.00
16326 · Collection Agency Fees	0.00	1,250.00	-1,250.00	0.00	1,250.00	-1,250.00	15,000.00
16333 · Accounting Fees	4,685.00	4,166.63	518.37	4,685.00	4,166.63	518.37	50,000.00
16335 · Repairs & Maintenance							
16332 · Downtown Repairs	0.00	0.00	0.00	0.00	0.00	0.00	500.00
16335.1 · Maintenance - Vehicles & Equip							
16334 · Gas/Oil	2,554.49	3,354.24	-799.75	2,554.49	3,354.24	-799.75	40,250.00
16343 · Tractor & Mower	0.00	0.00	0.00	0.00	0.00	0.00	500.00
16357 · Auto Repairs	752.36	1,916.63	-1,164.27	752.36	1,916.63	-1,164.27	23,000.00
16373 · Equipment repairs	599.65	563.38	36.27	599.65	563.38	36.27	6,761.00
16374 · Building Repairs-City Hall/Comm	549.96	1,387.37	-837.41	549.96	1,387.37	-837.41	16,648.00
16375 · Street Repairs - Minor							
16375.1 · Streets-Preventive Maintenance	0.00	416.63	-416.63	0.00	416.63	-416.63	5,000.00
16375 · Street Repairs - Minor - Other	404.89	1,500.00	-1,095.11	404.89	1,500.00	-1,095.11	18,000.00
Total 16375 · Street Repairs - Minor	404.89	1,916.63	-1,511.74	404.89	1,916.63	-1,511.74	23,000.00
16335.1 · Maintenance - Vehicles & Equip - ...	377.68	250.00	127.68	377.68	250.00	127.68	3,000.00
Total 16335.1 · Maintenance - Vehicles & Equip	5,239.03	9,388.25	-4,149.22	5,239.03	9,388.25	-4,149.22	113,159.00
16335.3 · City Hall Cleaning - COVID 19	750.00			750.00			
16335 · Repairs & Maintenance - Other	775.00	858.37	-83.37	775.00	858.37	-83.37	10,300.00
Total 16335 · Repairs & Maintenance	6,764.03	10,246.62	-3,482.59	6,764.03	10,246.62	-3,482.59	123,959.00
16335.2 · Mosquito Spraying	580.00	458.37	121.63	580.00	458.37	121.63	5,500.00
16337 · Street Signs	0.00	143.75	-143.75	0.00	143.75	-143.75	1,725.00
16340 · Printing & Office supplies	99.98	725.00	-625.02	99.98	725.00	-625.02	8,700.00
16342 · Computers/Website	760.00	1,393.37	-633.37	760.00	1,393.37	-633.37	16,720.00

	Oct 20	Budget	\$ Over Budget	Oct 20	YTD Budget	\$ Over Budget	Annual Budget
16350 · Postage/Delivery	898.35	437.39	460.96	898.35	437.39	460.96	5,250.00
16351 · Telephone	2,388.76	2,291.63	97.13	2,388.76	2,291.63	97.13	27,500.00
16360 · Tax Assessor Fees	475.00	1,875.00	-1,400.00	475.00	1,875.00	-1,400.00	7,500.00
16370 · Election	0.00	1,333.37	-1,333.37	0.00	1,333.37	-1,333.37	16,000.00
17030 · Mobil Data Terminal	0.00	1,000.00	-1,000.00	0.00	1,000.00	-1,000.00	12,000.00
17040 · Computer/Technology							
17040.1 · COVID-19 Computer Tech	0.00	200.00	-200.00	0.00	200.00	-200.00	2,400.00
17040 · Computer/Technology - Other	8,155.54	2,975.00	5,180.54	8,155.54	2,975.00	5,180.54	35,700.00
Total 17040 · Computer/Technology	8,155.54	3,175.00	4,980.54	8,155.54	3,175.00	4,980.54	38,100.00
17510 · State Portion of Fines/Payouts	0.00	11,458.37	-11,458.37	0.00	11,458.37	-11,458.37	137,500.00
16002 · Contract Services - Other	0.00	0.00	0.00	0.00	0.00	0.00	500.00
Total 16002 · Contract Services	42,871.84	81,282.19	-38,410.35	42,871.84	81,282.19	-38,410.35	976,704.00
16003 · Supplies & Equipment							
16244 · Radio Fees	0.00	433.37	-433.37	0.00	433.37	-433.37	5,200.00
16328 · Uniforms & Safety Equip	303.74	1,041.74	-738.00	303.74	1,041.74	-738.00	12,500.00
16328.1 · Protective Gear	0.00	583.37	-583.37	0.00	583.37	-583.37	7,000.00
16358 · Copier/Fax Machine Lease	2,085.30	1,708.37	376.93	2,085.30	1,708.37	376.93	20,500.00
16460 · Operating Supplies (Office)							
16460.1 · Streets and Drainage	2,403.82	190.25	2,213.57	2,403.82	190.25	2,213.57	2,283.00
16460.2 · Cedar Brake Park	0.00	66.25	-66.25	0.00	66.25	-66.25	795.00
16460.3 · Homecoming Park	0.00	7.88	-7.88	0.00	7.88	-7.88	95.00
16460.4 · Fernland Park	79.97	33.25	46.72	79.97	33.25	46.72	399.00
16460.5 · Community Building	0.00	107.88	-107.88	0.00	107.88	-107.88	1,295.00
16460.6 · Tools, Etc	333.08	108.37	224.71	333.08	108.37	224.71	1,300.00
16460.7 · Memory Park	0.00	107.88	-107.88	0.00	107.88	-107.88	1,295.00
16460 · Operating Supplies (Office) - Other	3,073.82	1,800.00	1,273.82	3,073.82	1,800.00	1,273.82	21,600.00
Total 16460 · Operating Supplies (Office)	5,890.69	2,421.76	3,468.93	5,890.69	2,421.76	3,468.93	29,062.00
16503 · Code Enforcement Expenses	0.00	83.37	-83.37	0.00	83.37	-83.37	1,000.00
17010 · Emergency Equipment	6,667.94	1,125.00	5,542.94	6,667.94	1,125.00	5,542.94	13,500.00
17100 · Capital Purchase Furniture	0.00	0.00	0.00	0.00	0.00	0.00	3,000.00
16003 · Supplies & Equipment - Other	0.00	0.00	0.00	0.00	0.00	0.00	500.00
Total 16003 · Supplies & Equipment	14,947.67	7,396.98	7,550.69	14,947.67	7,396.98	7,550.69	92,262.00
16004 · Staff Development							
16339 · Dues & Subscriptions	256.00	729.13	-473.13	256.00	729.13	-473.13	8,750.00
16341 · Community Relations	17.20	547.01	-529.81	17.20	547.01	-529.81	6,565.00
16354 · Travel & Training (Travel)	1,937.96	3,378.26	-1,440.30	1,937.96	3,378.26	-1,440.30	40,540.00

	Oct 20	Budget	\$ Over Budget	Oct 20	YTD Budget	\$ Over Budget	Annual Budget
16004 · Staff Development - Other	0.00	0.00	0.00	0.00	0.00	0.00	100.00
Total 16004 · Staff Development	2,211.16	4,654.40	-2,443.24	2,211.16	4,654.40	-2,443.24	55,955.00
16005 · Maintenance							
16228 · Park Maint-Memory Pk	1.79	416.63	-414.84	1.79	416.63	-414.84	5,000.00
16229 · Park Maint - Fernland	45.25	333.37	-288.12	45.25	333.37	-288.12	4,000.00
16230 · Park Maint-Cedar Brake Park	170.91	500.00	-329.09	170.91	500.00	-329.09	6,000.00
16231 · Park Maint. - Homecoming Park	16.66	83.37	-66.71	16.66	83.37	-66.71	1,000.00
Total 16005 · Maintenance	234.61	1,333.37	-1,098.76	234.61	1,333.37	-1,098.76	16,000.00
16006 · Insurance							
16353.2 · Liability Ins.	2,617.33	1,973.37	643.96	2,617.33	1,973.37	643.96	23,680.00
16353.3 · Property Ins.	400.97	1,046.14	-645.17	400.97	1,046.14	-645.17	12,555.00
16353.9 · Insurance Bond	0.00	0.00	0.00	0.00	0.00	0.00	500.00
Total 16006 · Insurance	3,018.30	3,019.51	-1.21	3,018.30	3,019.51	-1.21	36,735.00
16007 · Utilities							
16352.0 · Electronic Sign-City	59.58	83.37	-23.79	59.58	83.37	-23.79	1,000.00
16352.1 · Street Lights	1,095.63	1,000.00	95.63	1,095.63	1,000.00	95.63	12,000.00
16352.2 · Downtown Utilities	100.55	100.00	0.55	100.55	100.00	0.55	1,200.00
16352.3 · Utilities-Cedar Brake Park	161.05	183.37	-22.32	161.05	183.37	-22.32	2,200.00
16352.4 · Utilities-Homecoming Park	110.45	108.37	2.08	110.45	108.37	2.08	1,300.00
16352.5 · Utilities-Fernland Park	305.87	375.00	-69.13	305.87	375.00	-69.13	4,500.00
16352.6 · Utilities - City Hall	1,005.37	875.00	130.37	1,005.37	875.00	130.37	10,500.00
16352.8 · Utilities - Comm Center Bldg	287.17	358.37	-71.20	287.17	358.37	-71.20	4,300.00
16352.9 · Utilities-Memory Pk	404.91	666.63	-261.72	404.91	666.63	-261.72	8,000.00
Total 16007 · Utilities	3,530.58	3,750.11	-219.53	3,530.58	3,750.11	-219.53	45,000.00
16008 · Capital Outlay							
17070 · Capital Outlay - Police Cars							
17070.1 · Emergency Lights, Decals	0.00	500.00	-500.00	0.00	500.00	-500.00	6,000.00
17070.4 · Tsf To CPF-Vehicle Replacement	0.00	0.00	0.00	0.00	0.00	0.00	15,000.00
17070 · Capital Outlay - Police Cars - Other	-101.74	0.00	-101.74	-101.74	0.00	-101.74	0.00
Total 17070 · Capital Outlay - Police Cars	-101.74	500.00	-601.74	-101.74	500.00	-601.74	21,000.00
17071 · Cap Purchase - Computers/Equip							
17071.1 · Copsync	5,429.24	5,500.00	-70.76	5,429.24	5,500.00	-70.76	14,933.00
17071.2 · Radar	0.00	416.63	-416.63	0.00	416.63	-416.63	5,000.00
17071.4 · Laserfiche (Software)	0.00	0.00	0.00	0.00	0.00	0.00	6,503.00
17071.6 · Investigative and Testing Equip	3,700.00	3,700.00	0.00	3,700.00	3,700.00	0.00	4,000.00

	Oct 20	Budget	\$ Over Budget	Oct 20	YTD Budget	\$ Over Budget	Annual Budget
17071.7 · Ballistic Vests & Shields	1,058.35	250.00	808.35	1,058.35	250.00	808.35	3,000.00
17071 · Cap Purchase - Computers/Equip - Other	0.00	1,625.00	-1,625.00	0.00	1,625.00	-1,625.00	19,500.00
Total 17071 · Cap Purchase - Computers/Equip	10,187.59	11,491.63	-1,304.04	10,187.59	11,491.63	-1,304.04	52,936.00
17071.5 · Patrol Weapons	0.00	583.37	-583.37	0.00	583.37	-583.37	7,000.00
17071.B · Office Maintenance	0.00	0.00	0.00	0.00	0.00	0.00	8,000.00
17081 · Cap Outlay-Drainage Improvement	0.00	250.00	-250.00	0.00	250.00	-250.00	3,000.00
Total 16008 · Capital Outlay	10,085.85	12,825.00	-2,739.15	10,085.85	12,825.00	-2,739.15	91,936.00
16009 · Miscellaneous Expenses							
16590 · Misc. Expense							
16590.4 · Tsf to CPF - Infr Inv (43949.3)	0.00	0.00	0.00	0.00	0.00	0.00	46,700.00
16590.6 · Transfer to Surplus	0.00	0.00	0.00	0.00	0.00	0.00	34,100.00
16590.7 · Tsf to CPF -Mob Inv (43949.4)	0.00	0.00	0.00	0.00	0.00	0.00	10,000.00
16590 · Misc. Expense - Other	169.18	250.11	-80.93	169.18	250.11	-80.93	3,000.00
Total 16590 · Misc. Expense	169.18	250.11	-80.93	169.18	250.11	-80.93	93,800.00
16009 · Miscellaneous Expenses - Other	5,000.00			5,000.00			
Total 16009 · Miscellaneous Expenses	5,169.18	250.11	4,919.07	5,169.18	250.11	4,919.07	93,800.00
16356 · Contract Labor- Streets	0.00	7,500.00	-7,500.00	0.00	7,500.00	-7,500.00	90,000.00
16500 · Leases - Parks and Recreation							
16504 · Adams Park	0.00	0.00	0.00	0.00	0.00	0.00	6,000.00
Total 16500 · Leases - Parks and Recreation	0.00	0.00	0.00	0.00	0.00	0.00	6,000.00
16550 · HOME Grant Expense	295,245.00			295,245.00			
17500 · Tax Rebatement							
17500.1 · Sales Tax Rebate	17,243.75	17,243.75	0.00	17,243.75	17,243.75	0.00	206,925.00
17500.2 · 380 Ad Valorem Tax Rebate	9,480.25	9,480.25	0.00	9,480.25	9,480.25	0.00	113,763.00
17500.3 · PID Property Tax Reimbursement	0.00	0.00	0.00	0.00	0.00	0.00	38,815.00
Total 17500 · Tax Rebatement	26,724.00	26,724.00	0.00	26,724.00	26,724.00	0.00	359,503.00
Total Expense	553,476.99	318,555.56	234,921.43	553,476.99	318,555.56	234,921.43	3,901,735.00
Net Ordinary Income	-319,016.37	-108,972.41	-210,043.96	-319,016.37	-108,972.41	-210,043.96	-50,000.00
Other Income/Expense							
Other Income							
14000.3 · Transfers In							
14620.2 · Admin Transfer from MEDC	3,958.33	3,958.33	0.00	3,958.33	3,958.33	0.00	47,500.00

	<u>Oct 20</u>	<u>Budget</u>	<u>\$ Over Budget</u>	<u>Oct 20</u>	<u>YTD Budget</u>	<u>\$ Over Budget</u>	<u>Annual Budget</u>
14620.4 · Admin Trf from Court Security	0.00	0.00	0.00	0.00	0.00	0.00	2,500.00
Total 14000.3 · Transfers In	3,958.33	3,958.33	0.00	3,958.33	3,958.33	0.00	50,000.00
Total Other Income	3,958.33	3,958.33	0.00	3,958.33	3,958.33	0.00	50,000.00
Net Other Income	3,958.33	3,958.33	0.00	3,958.33	3,958.33	0.00	50,000.00
Net Income	-315,058.04	-105,014.08	-210,043.96	-315,058.04	-105,014.08	-210,043.96	0.00

Cash Flow Report - Const CkgW&S Proj 1058544 Account

As of October 31, 2020

Num	Name	Memo	Amount	Balance
BALANCE AS OF 10/01/2020				\$761.41
Receipts				
	Transfer from Utility Fund - GLO Engineering		39,000.00	
Total Receipts				39,000.00
Disbursements				
1346	BGE, Inc.	Montgomery Town Creek Hydrology and Hydraul	(39,523.34)	
Total Disbursements				(39,523.34)
BALANCE AS OF 10/31/2020				\$238.07

Cash Flow Report - BOKF, NA Escrow Series 2017A Account

As of October 31, 2020

Num	Name	Memo	Amount	Balance
BALANCE AS OF 10/01/2020				\$121,827.24
Receipts				
	Interest on account 10/31/2020		0.61	
Total Receipts				0.61
Disbursements				
	No Disbursements Activity		0.00	
Total Disbursements				0.00
BALANCE AS OF 10/31/2020				\$121,827.85

Cash Flow Report - BOKF, NA Escrow Series 2017B Account

As of October 31, 2020

Num	Name	Memo	Amount	Balance
BALANCE AS OF 10/01/2020				\$1,528,342.26
Receipts				
	Interest on account 10/31/2020		7.63	
Total Receipts				7.63
Disbursements				
	No Disbursements Activity		0.00	
Total Disbursements				0.00
BALANCE AS OF 10/31/2020				\$1,528,349.89

**City of Montgomery - Capital Projects Acct
Profit & Loss Budget Performance
October 2020**

Accrual Basis

	<u>Oct 20</u>	<u>Budget</u>	<u>% of Bud...</u>	<u>Oct 20</u>	<u>YTD Bud...</u>	<u>% of Bud...</u>	<u>Annual B...</u>
Ordinary Income/Expense							
Income							
43901 · Capital Proj Funding Sourc							
43911 · Transfer From MEDC	0.00	0.00	0.0%	0.00	0.00	0.0%	160,000.00
43947 · Transfer from Utility Fund							
43947A · Tsf from Utility - Cap (27002)	0.00	0.00	0.0%	0.00	0.00	0.0%	536,039.00
43947B · Tsf from Utility - Maint	0.00	0.00	0.0%	0.00	0.00	0.0%	0.00
43947C · Tsf fr Utility - Cap Costs Proj	0.00	0.00	0.0%	0.00	0.00	0.0%	0.00
Total 43947 · Transfer from Utility Fund	0.00	0.00	0.0%	0.00	0.00	0.0%	536,039.00
43949 · Transfers from General Fund							
43949.1 · Tsf fr Gen - Police Veh (17070)	0.00	0.00	0.0%	0.00	0.00	0.0%	15,000.00
43949.2 · Tsf from Gen-Streets/Sidewalk	0.00	0.00	0.0%	0.00	0.00	0.0%	0.00
43949.3 · Trs fm Gen - Inf Inv (16590.4)	0.00	0.00	0.0%	0.00	0.00	0.0%	46,700.00
43949.4 · Tsf fm Gen - Mob Inv (16590.7)	0.00	0.00	0.0%	0.00	0.00	0.0%	10,000.00
Total 43949 · Transfers from General Fund	0.00	0.00	0.0%	0.00	0.00	0.0%	71,700.00
43952 · Other Fund Reserves/Transfers							
43952.1 · 380 Agt-1st Hrtford-18" SS line	0.00	0.00	0.0%	0.00	0.00	0.0%	0.00
43952.3 · Proceeds GLO	0.00	0.00	0.0%	0.00	0.00	0.0%	2,280,000.00
Total 43952 · Other Fund Reserves/Transfers	0.00	0.00	0.0%	0.00	0.00	0.0%	2,280,000.00
Total 43901 · Capital Proj Funding Sourc	0.00	0.00	0.0%	0.00	0.00	0.0%	3,047,739.00
43959 · FEMA Grant Revenue							
43956.3 · Impact Fees (26901.3)	0.00	0.00	0.0%	0.00	0.00	0.0%	90,000.00
Total 43959 · FEMA Grant Revenue	0.00	0.00	0.0%	0.00	0.00	0.0%	90,000.00
43961 · Grant Funds-CDBG							
43961.2 · CDBG Block Grant - Baja	0.00	0.00	0.0%	0.00	0.00	0.0%	56,985.00
Total 43961 · Grant Funds-CDBG	0.00	0.00	0.0%	0.00	0.00	0.0%	56,985.00
45391 · Interest Earned							
45391.1 · Interest Earned Ser 2017A	0.61	16.63	3.7%	0.61	16.63	3.7%	200.00

**City of Montgomery - Capital Projects Acct
Profit & Loss Budget Performance
October 2020**

Accrual Basis

	<u>Oct 20</u>	<u>Budget</u>	<u>% of Bud...</u>	<u>Oct 20</u>	<u>YTD Bud...</u>	<u>% of Bud...</u>	<u>Annual B...</u>
45391.2 · Interest Earned Ser 2017B	7.63	66.63	11.5%	7.63	66.63	11.5%	800.00
Total 45391 · Interest Earned	8.24	83.26	9.9%	8.24	83.26	9.9%	1,000.00
45900 · Use of Surplus	0.00	0.00	0.0%	0.00	0.00	0.0%	1,382,989.00
Total Income	8.24	83.26	9.9%	8.24	83.26	9.9%	4,578,713.00
Expense							
43889 · Grant Administrative Expenses							
43889.2 · Baja Project CDBG #7217320	0.00	0.00	0.0%	0.00	0.00	0.0%	3,325.00
43889.3 · GLO - All Proj	0.00	0.00	0.0%	0.00	0.00	0.0%	108,360.00
Total 43889 · Grant Administrative Expenses	0.00	0.00	0.0%	0.00	0.00	0.0%	111,685.00
43890 · Engineering							
43890.2 · WP #3 Improvements-TWDB	0.00	0.00	0.0%	0.00	0.00	0.0%	65,000.00
43890.3 · Lift St #1 Expansion-TWDB	0.00	0.00	0.0%	0.00	0.00	0.0%	1,000.00
43890.5 · LS#3/Force Main Re-Rte-TWDB	0.00	0.00	0.0%	0.00	0.00	0.0%	0.00
43890.7 · Downtown/SH105 Imp-TWDB	0.00	0.00	0.0%	0.00	0.00	0.0%	75,000.00
43890.8 · 18" SS Line	0.00	0.00	0.0%	0.00	0.00	0.0%	2,000.00
43890.A · Baja Project - CDBG 0037-00	0.00	0.00	0.0%	0.00	0.00	0.0%	0.00
43890.C · Atkins Ck W,SS,STS Rep-FEMA4281	0.00	0.00	0.0%	0.00	0.00	0.0%	0.00
43890.E · Eng-All GLO	0.00	0.00	0.0%	0.00	0.00	0.0%	225,000.00
Total 43890 · Engineering	0.00	0.00	0.0%	0.00	0.00	0.0%	368,000.00
43995 · Const Cost-Contingencies							
43995.1 · LS#3 Force Main ReRoute- TWDB	0.00	0.00	0.0%	0.00	0.00	0.0%	0.00
43995.2 · LS#1 Replacement/Expans - TWDB	0.00	0.00	0.0%	0.00	0.00	0.0%	0.00
43995.3 · WP#3 Improvements- TWDB	0.00	0.00	0.0%	0.00	0.00	0.0%	45,000.00
43995.4 · Downtown/SH105 Improve - TWDB	0.00	0.00	0.0%	0.00	0.00	0.0%	45,000.00
Total 43995 · Const Cost-Contingencies	0.00	0.00	0.0%	0.00	0.00	0.0%	90,000.00
44000 · Wastewater System							
44006 · LS #1-Replmnt/Expans-TWDB	0.00	0.00	0.0%	0.00	0.00	0.0%	100,000.00
44007 · LS#3 Forcemain Reroute-TWDB	0.00	0.00	0.0%	0.00	0.00	0.0%	0.00

**City of Montgomery - Capital Projects Acct
Profit & Loss Budget Performance
October 2020**

Accrual Basis

	Oct 20	Budget	% of Bud...	Oct 20	YTD Bud...	% of Bud...	Annual B...
44008 · 18" Gravity S.S. Line Const	0.00	0.00	0.0%	0.00	0.00	0.0%	14,000.00
44009 · Lift St #3 Improvements-GLO	0.00	0.00	0.0%	0.00	0.00	0.0%	0.00
Total 44000 · Wastewater System	0.00	0.00	0.0%	0.00	0.00	0.0%	114,000.00
45000 · Water System- Capital Proj							
43975 · WP #3 Generator - GLO	0.00	0.00	0.0%	0.00	0.00	0.0%	501,000.00
43976.1 · Downtown/SH 105 W Ln Imp-TWDB	0.00	0.00	0.0%	0.00	0.00	0.0%	913,838.00
43992.1 · Water Plant #3 - Imp-TWDB	0.00	0.00	0.0%	0.00	0.00	0.0%	996,550.00
43992.4 · WP#3 Imp - Other Costs-TWDB	0.00	0.00	0.0%	0.00	0.00	0.0%	0.00
43992.5 · Baja/MLK Wtr&Drg Imp-TXCDBG...	0.00	0.00	0.0%	0.00	0.00	0.0%	38,000.00
Total 45000 · Water System- Capital Proj	0.00	0.00	0.0%	0.00	0.00	0.0%	2,449,388.00
46000 · Roadway System Improvements							
46007 · Roadway Construction	0.00	0.00	0.0%	0.00	0.00	0.0%	0.00
Total 46000 · Roadway System Improvements	0.00	0.00	0.0%	0.00	0.00	0.0%	0.00
48000 · Cap Outlay-Fac, Equip, Etc							
48002 · Utili ProjPrev Maint	0.00	0.00	0.0%	0.00	0.00	0.0%	0.00
48004 · Police Vehicle Replacement	0.00	0.00	0.0%	0.00	0.00	0.0%	0.00
48005.A · Baja / MLK - GLO	0.00	0.00	0.0%	0.00	0.00	0.0%	722,600.00
48007 · Impact Fee-WL Ext-Pkwy/Buf Sp	0.00	0.00	0.0%	0.00	0.00	0.0%	0.00
48008 · Andres Branch - GLO	0.00	0.00	0.0%	0.00	0.00	0.0%	668,040.00
48009 · GLO Environmental	0.00	0.00	0.0%	0.00	0.00	0.0%	15,000.00
48010 · GLO Aquisition - Land	0.00	0.00	0.0%	0.00	0.00	0.0%	40,000.00
Total 48000 · Cap Outlay-Fac, Equip, Etc	0.00	0.00	0.0%	0.00	0.00	0.0%	1,445,640.00
Total Expense	0.00	0.00	0.0%	0.00	0.00	0.0%	4,578,713.00
Net Ordinary Income	8.24	83.26	9.9%	8.24	83.26	9.9%	0.00
Net Income	8.24	83.26	9.9%	8.24	83.26	9.9%	0.00

City of Montgomery - Debt Service
Cash Flow Report - Checking Account
 As of October 31, 2020

Num	Name	Memo	Amount	Balance
BALANCE AS OF 10/01/2020				\$186,865.01
Receipts				
	Interest		6.53	
Total Receipts			<u>6.53</u>	6.53
Disbursements				
	No Disbursements Activity		0.00	
Total Disbursements			<u>0.00</u>	0.00
BALANCE AS OF 10/31/2020				<u><u>\$186,871.54</u></u>

**City of Montgomery - Debt Service
Profit & Loss Budget Performance**

October 2020

	<u>Oct 20</u>	<u>Budget</u>	<u>\$ Over Budget</u>	<u>Oct 20</u>	<u>YTD Budget</u>	<u>\$ Over Budget</u>	<u>Annual Budget</u>
Income							
34000 · Taxes & Franchise Fees							
34320 · Ad Valorem Taxes	9,165.38	2,500.00	6,665.38	9,165.38	2,500.00	6,665.38	360,873.00
34330 · Penalty & Interest	1,238.63	270.87	967.76	1,238.63	270.87	967.76	3,250.00
Total 34000 · Taxes & Franchise Fees	10,404.01	2,770.87	7,633.14	10,404.01	2,770.87	7,633.14	364,123.00
34100 · Transfers							
34301.4 · Transfers in-MEDC Fund	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Total 34100 · Transfers	0.00	0.00	0.00	0.00	0.00	0.00	0.00
35000 · Other Revenues							
35390 · Interest on Checking	0.00	8.37	-8.37	0.00	8.37	-8.37	100.00
35391 · Interest on Investments	33.35	137.50	-104.15	33.35	137.50	-104.15	1,650.00
Total 35000 · Other Revenues	33.35	145.87	-112.52	33.35	145.87	-112.52	1,750.00
35500 · Use of Surplus Funds	0.00	0.00	0.00	0.00	0.00	0.00	300,627.00
Total Income	10,437.36	2,916.74	7,520.62	10,437.36	2,916.74	7,520.62	666,500.00
Expense							
37000 · Debt Service							
37360 · Interest Payments On Note	0.00	0.00	0.00	0.00	0.00	0.00	39,500.00
37363 · Paying Agent Fees	0.00	0.00	0.00	0.00	0.00	0.00	2,500.00
37365 · Interest 2012 Series Premium	0.00	0.00	0.00	0.00	0.00	0.00	169,500.00
37395 · Principal Note Payments	0.00	0.00	0.00	0.00	0.00	0.00	455,000.00
Total 37000 · Debt Service	0.00	0.00	0.00	0.00	0.00	0.00	666,500.00
Total Expense	0.00	0.00	0.00	0.00	0.00	0.00	666,500.00
Net Income	<u>10,437.36</u>	<u>2,916.74</u>	<u>7,520.62</u>	<u>10,437.36</u>	<u>2,916.74</u>	<u>7,520.62</u>	<u>0.00</u>

City of Montgomery - Ct Security Fund
Cash Flow Report - Checking Account
 As of October 31, 2020

Num	Name	Memo	Amount	Balance
BALANCE AS OF 10/01/2020				\$7,155.00
Receipts				
	Transfer from General for Revenues thru 10/09/2020		63.21	
Total Receipts				63.21
Disbursements				
	No Disbursements Activity		0.00	
Total Disbursements				0.00
BALANCE AS OF 10/31/2020				\$7,218.21

**City of Montgomery - Ct Security Fund
Profit & Loss Budget Performance**

October 2020

Accrual Basis

	<u>Oct 20</u>	<u>Budget</u>	<u>\$ Over Budget</u>	<u>Oct 20</u>	<u>YTD Budget</u>	<u>\$ Over Budget</u>	<u>Annual Budget</u>
Ordinary Income/Expense							
Income							
84110 · Court Fines & Forfeitures							
84110.1 · Court Security Fees	20.10	333.37	-313.27	20.10	333.37	-313.27	4,000.00
Total 84110 · Court Fines & Forfeitures	20.10	333.37	-313.27	20.10	333.37	-313.27	4,000.00
Total Income	20.10	333.37	-313.27	20.10	333.37	-313.27	4,000.00
Net Ordinary Income	20.10	333.37	-313.27	20.10	333.37	-313.27	4,000.00
Other Income/Expense							
Other Expense							
86560 · Interfund Tranfers							
86551 · Baliff Transfer to General Fund	0.00	0.00	0.00	0.00	0.00	0.00	2,500.00
Total 86560 · Interfund Tranfers	0.00	0.00	0.00	0.00	0.00	0.00	2,500.00
Total Other Expense	0.00	0.00	0.00	0.00	0.00	0.00	2,500.00
Net Other Income	0.00	0.00	0.00	0.00	0.00	0.00	-2,500.00
Net Income	20.10	333.37	-313.27	20.10	333.37	-313.27	1,500.00

City of Montgomery - Ct Tech Fund
Cash Flow Report - Checking Account
 As of October 31, 2020

Num	Name	Memo	Amount	Balance
BALANCE AS OF 10/01/2020				\$39,729.58
Receipts				
	Revenues transfer from 10/09/2020		84.28	
	Interest		1.04	
Total Receipts			<u>85.32</u>	85.32
Disbursements				
	No Disbursements Activity		0.00	
Total Disbursements			<u>0.00</u>	0.00
BALANCE AS OF 10/31/2020				<u><u>\$39,814.90</u></u>

City of Montgomery - Ct Tech Fund
Actual to Budget Performance
October 2020

Accrual Basis

	<u>Oct 20</u>	<u>Budget</u>	<u>\$ Over Budget</u>	<u>Oct 20</u>	<u>YTD Budget</u>	<u>\$ Over Budget</u>	<u>Annual Budget</u>
Ordinary Income/Expense							
Income							
74100 - Court Fines and Forfeitures							
74110 - Court Technology Fees	28.75	291.63	-262.88	28.75	291.63	-262.88	3,500.00
Total 74100 - Court Fines and Forfeitures	28.75	291.63	-262.88	28.75	291.63	-262.88	3,500.00
74200 - Other Revenues							
74291 - Interest Income	1.04	0.00	1.04	1.04	0.00	1.04	0.00
Total 74200 - Other Revenues	1.04	0.00	1.04	1.04	0.00	1.04	0.00
Total Income	29.79	291.63	-261.84	29.79	291.63	-261.84	3,500.00
Expense							
76200 - Contract Services							
76362 - Computer/Website Services	0.00	166.63	-166.63	0.00	166.63	-166.63	2,000.00
Total 76200 - Contract Services	0.00	166.63	-166.63	0.00	166.63	-166.63	2,000.00
Total Expense	0.00	166.63	-166.63	0.00	166.63	-166.63	2,000.00
Net Ordinary Income	29.79	125.00	-95.21	29.79	125.00	-95.21	1,500.00
Net Income	29.79	125.00	-95.21	29.79	125.00	-95.21	1,500.00

Cash Flow Report - Grant Account Account

As of October 31, 2020

Num	Name	Memo	Amount	Balance
BALANCE AS OF 10/01/2020				\$80.73
Receipts				
	No Receipts Activity		0.00	
Total Receipts			0.00	0.00
Disbursements				
	No Disbursements Activity		0.00	
Total Disbursements			0.00	0.00
BALANCE AS OF 10/31/2020				\$80.73

City of Montgomery - Grant
Cash Flow Report - Checking Account
 As of October 31, 2020

Num	Name	Memo	Amount	Balance
BALANCE AS OF 10/01/2020				\$5,737.63
Receipts				
	No Receipts Activity		0.00	
Total Receipts			<u>0.00</u>	0.00
Disbursements				
	No Disbursements Activity		0.00	
Total Disbursements			<u>0.00</u>	<u>0.00</u>
BALANCE AS OF 10/31/2020				<u><u>\$5,737.63</u></u>

City of Montgomery - Hotel Occupancy Tax Fund
Cash Flow Report - Checking Account
 As of October 31, 2020

Num	Name	Memo	Amount	Balance
BALANCE AS OF 10/01/2020				\$15,038.84
Receipts				
	Interest		0.39	
Total Receipts			<u>0.39</u>	0.39
Disbursements				
	No Disbursements Activity		0.00	
Total Disbursements			<u>0.00</u>	0.00
BALANCE AS OF 10/31/2020				<u><u>\$15,039.23</u></u>

City of Montgomery - Hotel Occupancy Tax Fund
Profit & Loss Budget Performance
 October 2020

Accrual Basis

	<u>Oct 20</u>	<u>Budget</u>	<u>\$ Over Bu...</u>	<u>Oct 20</u>	<u>YTD Bud...</u>	<u>\$ Over Bu...</u>	<u>Annual B...</u>
Income							
44300 · Taxes & Franchise Fees							
44330 · Hotel Occupancy Taxes	0.00	500.00	-500.00	0.00	500.00	-500.00	2,000.00
Total 44300 · Taxes & Franchise Fees	0.00	500.00	-500.00	0.00	500.00	-500.00	2,000.00
44400 · Other Revenues							
44360 · Interest Earned On Checking	0.00	0.00	0.00	0.00	0.00	0.00	3.00
44490 · Interest Income	0.39			0.39			
Total 44400 · Other Revenues	0.39	0.00	0.39	0.39	0.00	0.39	3.00
Total Income	0.39	500.00	-499.61	0.39	500.00	-499.61	2,003.00
Expense							
46600 · Miscellaneous Expenses	0.00	0.00	0.00	0.00	0.00	0.00	1,000.00
Total Expense	0.00	0.00	0.00	0.00	0.00	0.00	1,000.00
Net Income	0.39	500.00	-499.61	0.39	500.00	-499.61	1,003.00

Cash Flow Report - MEDC Checking Account

As of October 31, 2020

Num	Name	Memo	Amount	Balance
BALANCE AS OF 10/01/2020				\$94,716.29
Receipts				
	Light Up the Park - Transfer made 10/09/2020		125.00	
Total Receipts				125.00
Disbursements				
2006	Rebecca Huss	Reimbursement of Expense - Website Marketing	(25.00)	
Total Disbursements				(25.00)
BALANCE AS OF 10/31/2020				\$94,816.29

City of Montgomery - MEDC
Actual to Budget Performance
October 2020

	<u>Oct 20</u>	<u>Budget</u>	<u>\$ Over Budget</u>	<u>Oct 20</u>	<u>YTD Budget</u>	<u>\$ Over Budget</u>	<u>Annual Budget</u>
Income							
55000 · Taxes & Franchise Fees							
55400 · Sales Tax	56,979.38	50,000.00	6,979.38	56,979.38	50,000.00	6,979.38	675,000.00
Total 55000 · Taxes & Franchise Fees	56,979.38	50,000.00	6,979.38	56,979.38	50,000.00	6,979.38	675,000.00
55300 · Other Revenues							
55391 · Interest Income	167.72	333.37	(165.65)	167.72	333.37	(165.65)	4,000.00
55399 · Misc Income	100.00	0.00	100.00	100.00	0.00	100.00	0.00
Total 55300 · Other Revenues	267.72	333.37	(65.65)	267.72	333.37	(65.65)	4,000.00
Total Income	57,247.10	50,333.37	6,913.73	57,247.10	50,333.37	6,913.73	679,000.00
Expense							
56000 · Pub Infrastructure - Category I							
56000.6 · Downtown Dev Improvements	0.00	9,333.37	(9,333.37)	0.00	9,333.37	(9,333.37)	112,000.00
56000.7 · Streets & Sidewalks	0.00	833.37	(833.37)	0.00	833.37	(833.37)	10,000.00
56000.8 · Utility Extensions	0.00	4,166.63	(4,166.63)	0.00	4,166.63	(4,166.63)	50,000.00
56000.B · City Capital Projects	0.00	0.00	0.00	0.00	0.00	0.00	160,000.00
Total 56000 · Pub Infrastructure - Category I	0.00	14,333.37	(14,333.37)	0.00	14,333.37	(14,333.37)	332,000.00
56001 · Business Dev & Ret -Category II							
56001.8 · Sales Tax Reimbursement	9,583.33	9,583.33	0.00	9,583.33	9,583.33	0.00	115,000.00
56001.9 · Economic Development Grant Prog	0.00	1,666.63	(1,666.63)	0.00	1,666.63	(1,666.63)	20,000.00
Total 56001 · Business Dev & Ret -Category II	9,583.33	11,249.96	(1,666.63)	9,583.33	11,249.96	(1,666.63)	135,000.00
56002 · Quality of Life - Category III							
56002.2 · Removal of Blight	0.00	1,250.00	(1,250.00)	0.00	1,250.00	(1,250.00)	15,000.00
56002.3 · Events							
56100.1 · Neighborhood Water Party	0.00	0.00	0.00	0.00	0.00	0.00	1,000.00
56100.5 · Light up Montgomery	0.00	0.00	0.00	0.00	0.00	0.00	2,000.00
56100.6 · Southern Rum Runner	0.00	0.00	0.00	0.00	0.00	0.00	7,800.00
56100.7 · Mudbugs and Music	0.00	0.00	0.00	0.00	0.00	0.00	8,000.00
56100.8 · Christmas Parade	0.00	125.00	(125.00)	0.00	125.00	(125.00)	1,500.00
56100.9 · Contests/Prizes	0.00	333.37	(333.37)	0.00	333.37	(333.37)	4,000.00
56002.3 · Events - Other	0.00	1,391.63	(1,391.63)	0.00	1,391.63	(1,391.63)	16,700.00
Total 56002.3 · Events	0.00	1,850.00	(1,850.00)	0.00	1,850.00	(1,850.00)	41,000.00
56002.4 · Downtown Enhancement Projects	0.00	2,500.00	(2,500.00)	0.00	2,500.00	(2,500.00)	30,000.00
Total 56002 · Quality of Life - Category III	0.00	5,600.00	(5,600.00)	0.00	5,600.00	(5,600.00)	86,000.00
56003 · Marketing & Tourism-Category IV							
56003.5 · Brochures/Printed Literature	0.00	333.37	(333.37)	0.00	333.37	(333.37)	4,000.00
56003.C · Website	0.00	666.63	(666.63)	0.00	666.63	(666.63)	8,000.00
56003.F · Social Media Advertising	25.00	250.00	(225.00)	25.00	250.00	(225.00)	3,000.00
56003.G · Historical Signage	0.00	166.63	(166.63)	0.00	166.63	(166.63)	2,000.00
Total 56003 · Marketing & Tourism-Category IV	25.00	1,416.63	(1,391.63)	25.00	1,416.63	(1,391.63)	17,000.00
56004 · Administration - Category V							

	Oct 20	Budget	\$ Over Budget	Oct 20	YTD Budget	\$ Over Budget	Annual Budget
56004.1 · Admin Transfers to Gen Fund	3,958.33	3,958.33	0.00	3,958.33	3,958.33	0.00	47,500.00
56004.3 · Miscellaneous Expenses	0.00	41.63	(41.63)	0.00	41.63	(41.63)	500.00
56004.6 · Consulting (Professional servi)	1,285.00	4,083.37	(2,798.37)	1,285.00	4,083.37	(2,798.37)	49,000.00
56004.7 · Travel & Training Expenses	0.00	833.37	(833.37)	0.00	833.37	(833.37)	10,000.00
56004.9 · Technology	0.00	166.63	(166.63)	0.00	166.63	(166.63)	2,000.00
Total 56004 · Administration - Category V	5,243.33	9,083.33	(3,840.00)	5,243.33	9,083.33	(3,840.00)	109,000.00
Total Expense	14,851.66	41,683.29	(26,831.63)	14,851.66	41,683.29	(26,831.63)	679,000.00
Net Income	42,395.44	8,650.08	33,745.36	42,395.44	8,650.08	33,745.36	0.00

City of Montgomery - Police Asset Forfeiture
Cash Flow Report - Checking Account
 As of October 31, 2020

Num	Name	Memo	Amount	Balance
BALANCE AS OF 10/01/2020				\$8,591.98
Receipts				
	No Receipts Activity		0.00	
Total Receipts			<u>0.00</u>	0.00
Disbursements				
	No Disbursements Activity		0.00	
Total Disbursements			<u>0.00</u>	<u>0.00</u>
BALANCE AS OF 10/31/2020				<u><u>\$8,591.98</u></u>

**City of Montgomery - Police Asset Forfeiture
Profit & Loss Budget Performance
October 2020**

Accrual Basis

	<u>Oct 20</u>	<u>Budget</u>	<u>\$ Over Budget</u>	<u>Oct 20</u>	<u>YTD Budget</u>	<u>\$ Over Budget</u>	<u>Annual Budget</u>
Ordinary Income/Expense							
Income							
74000 - Police Asset Forfeitures							
74102 - Asset Forfeitures	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Total 74000 - Police Asset Forfeitures	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Total Income	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Net Ordinary Income	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Net Income	0.00	0.00	0.00	0.00	0.00	0.00	0.00

Cash Flow Report - Water & Sewer Fund Account

As of October 31, 2020

Num	Name	Memo	Amount	Balance
BALANCE AS OF 10/01/2020				\$899,366.07
Receipts				
	Reimbursement of Expenses thru 10/09/2020		3,580.67	
	A/R Collections		209,180.55	
	A/R Collections O/S		2,556.03	
	Customer Meter Deposits		3,975.00	
	Fee Revenue		726.25	
	Fee Revenue O/S		56.25	
	Interest on Checking		33.03	
Total Receipts				220,107.78
Disbursements				
15086	Electrical Field Services, Inc.	Lift Station #2 - Investigate Floats - Invoice 33637	(690.20)	
15087	Low Voltage Security Solutions	Inv#1798 Troubleshoot Security Camera System	(340.00)	
15088	Verizon Connect NWF, Inc	Vehicle Rep. & Maint. Inv OSV000002215158	(64.76)	
15089	DataProse, LLC	Acct# 1216 Inv#DP2003469 Billing Period 9/1-	(638.29)	
15090	Accurate Utility Supply, LLC	Operating Supplies Inv #162673	(5,062.80)	
15091	Badger Meter	Inv #80060270	(934.50)	
15092	BMP Industrial Service, LLC	Lift Station Clean Up - Invoice 12096 ; 12108 ; 121	(7,320.00)	
15093	Catherine E Pringle	Deposit Refund - 127 Anna Springs Ln	(2.19)	
15094	Consolidated Communications	936-597-4826/0 9/20	(45.23)	
15095	Entergy	September Invoices	(10,141.01)	
15096	Gary Milleson	Deposit Refund - 118 Abner Lane	(49.29)	
15097	Liberty Home Builders	Deposit Refund - 13 Terra Vista Place	(12.08)	
15098	Marc & Patty Henderson	Deposit Refund - 132 Waterstone Dr	(8.25)	
15099	Rhonda Rincon	Deposit Refund - 19047 Minero Lane	(75.39)	
15100	Richard Allbritton	Deposit Refund - 285 Berkley	(31.85)	
15101	Texas Excavation Safety System, Inc.	Monthly Message Fees for 09/20 Inv#20-17618	(61.75)	
15102	Tyler Technologies	Monthly Maintenance-Support and Host Web Site	(41.00)	
15103	USA BlueBook	Supplies Inv 361992 ; 362405	(666.05)	
15104	Waste Management (3)	Acct 23-87067-63006 - Inv1437496-1792-2 9/1-9/	(98.09)	
15105	TML - IRP	Insurance Premiums October 2020	(2,909.15)	
15106	Accurate Utility Supply, LLC	Operating Supplies Inv #162970	(10,434.47)	
15107	Amazon Capital Services	Acct# AQYR2GQY5HCIZ # 1RDT-4T6G-WFH	(219.99)	
15108	BMP Industrial Service, LLC	Lift Station Clean Up - Invoice 12123 ; 12131 ; 121	(1,620.00)	
15109	Consolidated Communications	Telephone 936-597-8846, 7657, 3353	(134.24)	
15110	Electrical Field Services, Inc.	Lift Station #4 - Lift Pump 2 not running - Invoice	(1,263.68)	
15111	LDC	CM100268 Hwy 105 West, CM100264 149 South 0	(82.50)	
15112	USA BlueBook	Supplies Inv 369687	(109.90)	
15113	Waste Management	Customer ID# 7-23067-13005 inv 5694669-1792-	(11,723.68)	
15114	Waste Management (2)	Acct 7-23166-83000 - Inv5688564-1792-4 10/1-10	(995.40)	
15115	Waste Management (3)	Acct 23-87067-63006 - Inv1437914-1792-4 10/1-1	(479.54)	
15116	DSHS Central Lab MC2004	VOID: Acct CEN CD2782_092020 PWS ID #170	0.00	
15117	DXI Industries Inc.	Chlorine WP#3 DE05008220-20	(100.00)	
15118	Electrical Field Services, Inc.	WWTP - Re-Pipe Discharge on Potable Pumps - In	(2,040.00)	
15119	Gulf Utility Service, Inc.	Operations - Inv 17961 08/31/20	(19,860.84)	
15120	Municipal Accounts & Consulting, L.P.	Accounting Service Part Inv # 65604 9/30/2020	(1,922.25)	
15121	Tyler Technologies	Monthly Maintenance-Support and Host Web Site	(41.00)	
15122	Verizon Connect NWF, Inc	Vehicle Rep. & Maint. Inv OSV000002243024	(64.76)	
15123	Consolidated Communications	936-597-4774/0 10/11/20-11/04/2020	(45.30)	
15124	Electrical Field Services, Inc.	Water Plant 3 & Lift Station 4 Repairs	(3,793.40)	
15125	Gulf Utility Service, Inc.	Operations - Inv 18011 09/30/20	(21,216.16)	

Cash Flow Report - Water & Sewer Fund Account

As of October 31, 2020

Num	Name	Memo	Amount	Balance
Disbursements				
ACH	State Comptroller	Sales Tax - Fees - 9/2020	(1,143.49)	
AL	First Financial Bank	Transfer to Capital Projects - GLO Engineering	(39,000.00)	
AL	First Financial Bank	Reimbursement of Expenses thru 10/09/2020	(18,711.44)	
Recap 10/20	First Financial Bank	Billing Charges	(1,713.29)	
Total Disbursements				<u>(165,907.21)</u>
BALANCE AS OF 10/31/2020				<u><u>\$953,566.64</u></u>

City of Montgomery - Water & Sewer Fund
Actual to Budget Performance - Utility Fund

October 2020

	Oct 20	Budget	\$ Over Budget	Oct 20	YTD Budget	\$ Over Budget	Annual Budget
Ordinary Income/Expense							
Income							
24000 · Charges for Service							
24100 · Water Revenue	70,635.06	50,000.00	20,635.06	70,635.06	50,000.00	20,635.06	620,000.00
24118 · Surface Water Revenue	814.10	533.37	280.73	814.10	533.37	280.73	6,400.00
24119 · Application Fee	0.00	125.00	(125.00)	0.00	125.00	(125.00)	1,500.00
24120 · Disconnect Reconnect	516.08	395.87	120.21	516.08	395.87	120.21	4,750.00
24200 · Sewer Revenue	60,167.41	50,000.00	10,167.41	60,167.41	50,000.00	10,167.41	630,000.00
24310 · Tap Fees/Inspections	16,023.70	22,500.00	(6,476.30)	16,023.70	22,500.00	(6,476.30)	270,000.00
24319 · Grease Trap Inspections	1,500.00	1,500.00	0.00	1,500.00	1,500.00	0.00	18,000.00
24330 · Late Charges	1,314.18	1,250.00	64.18	1,314.18	1,250.00	64.18	15,000.00
24333 · Returned Ck Fee	100.00	16.63	83.37	100.00	16.63	83.37	200.00
24334 · Backflow Testing	0.00	1,333.37	(1,333.37)	0.00	1,333.37	(1,333.37)	16,000.00
25403 · Solid Waste Revenue	14,262.40	12,083.37	2,179.03	14,262.40	12,083.37	2,179.03	145,000.00
Total 24000 · Charges for Service	165,332.93	139,737.61	25,595.32	165,332.93	139,737.61	25,595.32	1,726,850.00
24101 · Taxes and Franchise Fees							
24110 · Sales Tax Rev for Solid Waste	1,167.09	1,000.00	167.09	1,167.09	1,000.00	167.09	12,000.00
Total 24101 · Taxes and Franchise Fees	1,167.09	1,000.00	167.09	1,167.09	1,000.00	167.09	12,000.00
24121 · Groundwater Reduction Revenue	19,189.50	14,250.00	4,939.50	19,189.50	14,250.00	4,939.50	171,000.00
25000 · Other Revenues							
25000.1 · Impact Fees	0.00	0.00	0.00	0.00	0.00	0.00	90,000.00
25391 · Interest Income	33.03	33.37	(0.34)	33.03	33.37	(0.34)	400.00
25392 · Interest earned on Investments	87.30	250.00	(162.70)	87.30	250.00	(162.70)	3,000.00
25399 · Misc Rev & E/TS Rev	782.50	333.37	449.13	782.50	333.37	449.13	4,000.00
Total 25000 · Other Revenues	902.83	616.74	286.09	902.83	616.74	286.09	97,400.00
25500 · Utility Contracts	161.78			161.78			
Total Income	186,754.13	155,604.35	31,149.78	186,754.13	155,604.35	31,149.78	2,007,250.00
Expense							
26001 · Personnel							
26353.1 · Health Ins.	4,094.95	3,250.00	844.95	4,094.95	3,250.00	844.95	39,000.00
26353.4 · Unemployment Ins	0.00	37.50	(37.50)	0.00	37.50	(37.50)	450.00
26353.5 · Workers Comp.	312.46	400.00	(87.54)	312.46	400.00	(87.54)	4,800.00
26353.6 · Dental Insurance	264.67	266.63	(1.96)	264.67	266.63	(1.96)	3,200.00
26353.7 · Life & AD&D Insurance	66.96	83.37	(16.41)	66.96	83.37	(16.41)	1,000.00
26353.8 · Crime Insurance	40.72	41.63	(0.91)	40.72	41.63	(0.91)	500.00
26501 · Retirement Expense	1,264.58	1,250.00	14.58	1,264.58	1,250.00	14.58	15,000.00
26560 · Payroll Taxes	1,571.61	1,666.63	(95.02)	1,571.61	1,666.63	(95.02)	20,000.00
26600 · Wages	20,544.49	19,312.50	1,231.99	20,544.49	19,312.50	1,231.99	231,750.00
26600.1 · Overtime	0.00	416.63	(416.63)	0.00	416.63	(416.63)	5,000.00
Total 26001 · Personnel	28,160.44	26,724.89	1,435.55	28,160.44	26,724.89	1,435.55	320,700.00
26200 · Contract Services							
26102 · General Consultant Fees	0.00	1,250.00	(1,250.00)	0.00	1,250.00	(1,250.00)	15,000.00
26320 · Legal Fees	0.00	1,500.00	(1,500.00)	0.00	1,500.00	(1,500.00)	18,000.00
26322 · Engineering	0.00	6,250.00	(6,250.00)	0.00	6,250.00	(6,250.00)	75,000.00
26323 · Operator	3,300.00	3,365.00	(65.00)	3,300.00	3,365.00	(65.00)	40,380.00
26324 · Billing and Collections	1,771.06	1,991.63	(220.57)	1,771.06	1,991.63	(220.57)	23,900.00
26325 · Backflow Testing	0.00	1,333.37	(1,333.37)	0.00	1,333.37	(1,333.37)	16,000.00
26328 · Testing	149.75	1,250.00	(1,100.25)	149.75	1,250.00	(1,100.25)	15,000.00
26331 · Sales Tax for Solid Waste	1,170.81	1,000.00	170.81	1,170.81	1,000.00	170.81	12,000.00
26336 · Sludge Hauling	0.00	2,000.00	(2,000.00)	0.00	2,000.00	(2,000.00)	24,000.00

	<u>Oct 20</u>	<u>Budget</u>	<u>\$ Over Budget</u>	<u>Oct 20</u>	<u>YTD Budget</u>	<u>\$ Over Budget</u>	<u>Annual Budget</u>
26340 · Printing	0.00	33.37	(33.37)	0.00	33.37	(33.37)	400.00
26350 · Postage	0.00	416.63	(416.63)	0.00	416.63	(416.63)	5,000.00
26351 · Telephone	581.63	475.00	106.63	581.63	475.00	106.63	5,700.00
26370 · Tap Fees & Inspections	2,045.00	4,166.63	(2,121.63)	2,045.00	4,166.63	(2,121.63)	50,000.00
26380 · Disconnect/Reconnect Expense	0.00	33.37	(33.37)	0.00	33.37	(33.37)	400.00
26399 · Garbage Pickup	13,490.53	11,666.63	1,823.90	13,490.53	11,666.63	1,823.90	140,000.00
Total 26200 · Contract Services	22,508.78	36,731.63	(14,222.85)	22,508.78	36,731.63	(14,222.85)	440,780.00
26300 · Communications							
26338 · Advertising/Promotion	0.00	125.00	(125.00)	0.00	125.00	(125.00)	1,500.00
Total 26300 · Communications	0.00	125.00	(125.00)	0.00	125.00	(125.00)	1,500.00
26326 · Permits & Licenses	563.25	3,833.37	(3,270.12)	563.25	3,833.37	(3,270.12)	46,000.00
26371 · Dues & Subscriptions	0.00	166.63	(166.63)	0.00	166.63	(166.63)	2,000.00
26400.1 · Supplies & Equipment							
26342 · Chemicals	960.84	2,333.37	(1,372.53)	960.84	2,333.37	(1,372.53)	28,000.00
26358 · Copier/Fax Machine Lease	0.00	135.00	(135.00)	0.00	135.00	(135.00)	1,620.00
26460 · Operating Supplies	829.87	6,666.63	(5,836.76)	829.87	6,666.63	(5,836.76)	80,000.00
26485 · Uniforms	226.82	375.00	(148.18)	226.82	375.00	(148.18)	4,500.00
27040 · ComputerTechnology Equipment	1,043.02	700.00	343.02	1,043.02	700.00	343.02	8,400.00
26400.1 · Supplies & Equipment - Other	0.00	50.00	(50.00)	0.00	50.00	(50.00)	600.00
Total 26400.1 · Supplies & Equipment	3,060.55	10,260.00	(7,199.45)	3,060.55	10,260.00	(7,199.45)	123,120.00
26401 · Groundwater Reduction Expenses	0.00	0.00	0.00	0.00	0.00	0.00	100.00
26500 · Staff Development							
26354 · Travel & Training (Travel)	(384.20)	458.37	(842.57)	(384.20)	458.37	(842.57)	5,500.00
26355 · Employee Relations (Education)	0.00	41.63	(41.63)	0.00	41.63	(41.63)	500.00
Total 26500 · Staff Development	(384.20)	500.00	(884.20)	(384.20)	500.00	(884.20)	6,000.00
26600.2 · Maintenance							
26335 · Repairs & Maintenance	20,374.52	18,812.50	1,562.02	20,374.52	18,812.50	1,562.02	225,750.00
26335.1 · Vehicle Rep. & Maint.	578.27	250.00	328.27	578.27	250.00	328.27	3,000.00
26349 · Gas & Oil	37.87	645.87	(608.00)	37.87	645.87	(608.00)	7,750.00
Total 26600.2 · Maintenance	20,990.66	19,708.37	1,282.29	20,990.66	19,708.37	1,282.29	236,500.00
26700 · Insurance Expense							
26353.2 · Liability Ins.	233.68	266.63	(32.95)	233.68	266.63	(32.95)	3,200.00
26353.3 · Property Ins.	2,322.29	2,333.37	(11.08)	2,322.29	2,333.37	(11.08)	28,000.00
Total 26700 · Insurance Expense	2,555.97	2,600.00	(44.03)	2,555.97	2,600.00	(44.03)	31,200.00
26800 · Utilities Expense							
26352.1 · Utilities - Gas for Generators	98.67	83.37	15.30	98.67	83.37	15.30	1,000.00
26352.2 · Utilities-Water Plants	6,843.82	5,666.63	1,177.19	6,843.82	5,666.63	1,177.19	68,000.00
26352.3 · Utilities-WW Treatment Plants	349.24	2,500.00	(2,150.76)	349.24	2,500.00	(2,150.76)	30,000.00
26352.4 · Utilities - Lift Stations	1,212.68	1,333.37	(120.69)	1,212.68	1,333.37	(120.69)	16,000.00
Total 26800 · Utilities Expense	8,504.41	9,583.37	(1,078.96)	8,504.41	9,583.37	(1,078.96)	115,000.00
26901 · Util Projects/Prev Maint							
26901.3 · Impact Fees - Tsf to CPF	0.00	0.00	0.00	0.00	0.00	0.00	90,000.00
26901 · Util Projects/Prev Maint - Other	9,672.50	3,859.25	5,813.25	9,672.50	3,859.25	5,813.25	46,311.00
Total 26901 · Util Projects/Prev Maint	9,672.50	3,859.25	5,813.25	9,672.50	3,859.25	5,813.25	136,311.00
27000 · Miscellaneous Expenses							
26361 · Bank Charges/ETS	3,202.76	1,000.00	2,202.76	3,202.76	1,000.00	2,202.76	12,000.00

	<u>Oct 20</u>	<u>Budget</u>	<u>\$ Over Budget</u>	<u>Oct 20</u>	<u>YTD Budget</u>	<u>\$ Over Budget</u>	<u>Annual Budget</u>
Total 27000 · Miscellaneous Expenses	3,202.76	1,000.00	2,202.76	3,202.76	1,000.00	2,202.76	12,000.00
Total Expense	98,835.12	115,092.51	(16,257.39)	98,835.12	115,092.51	(16,257.39)	1,471,211.00
Net Ordinary Income	87,919.01	40,511.84	47,407.17	87,919.01	40,511.84	47,407.17	536,039.00
Other Income/Expense							
Other Expense							
27001 · Other Expenses							
27002 · Transfer to Construction Fund	0.00	0.00	0.00	0.00	0.00	0.00	536,039.00
Total 27001 · Other Expenses	0.00	0.00	0.00	0.00	0.00	0.00	536,039.00
Total Other Expense	0.00	0.00	0.00	0.00	0.00	0.00	536,039.00
Net Other Income	0.00	0.00	0.00	0.00	0.00	0.00	(536,039.00)
Net Income	87,919.01	40,511.84	47,407.17	87,919.01	40,511.84	47,407.17	0.00

District Debt Service Payments

12/01/2020 - 12/01/2021

Paying Agent	Series	Date Due	Date Paid	Principal	Interest	Total Due
Debt Service Payment Due 03/01/2021						
Amegy Bank of Texas	2012 - Refunding	03/01/2021		115,000.00	34,756.25	149,756.25
Amegy Bank of Texas	2012 - WS&D	03/01/2021		130,000.00	51,462.50	181,462.50
First National Bank of Huntsville	2015 - Refunding	03/01/2021		80,000.00	5,526.25	85,526.25
Bank of Texas	2017A - WS&D	03/01/2021		50,000.00	4,767.25	54,767.25
Bank of Texas	2017B - WS&D	03/01/2021		80,000.00	9,753.25	89,753.25
Total Due 03/01/2021				455,000.00	106,265.50	561,265.50
Debt Service Payment Due 09/01/2021						
Amegy Bank of Texas	2012 - Refunding	09/01/2021		0.00	33,318.75	33,318.75
Amegy Bank of Texas	2012 - WS&D	09/01/2021		0.00	49,512.50	49,512.50
First National Bank of Huntsville	2015 - Refunding	09/01/2021		0.00	4,646.25	4,646.25
Bank of Texas	2017A - WS&D	09/01/2021		0.00	4,767.25	4,767.25
Bank of Texas	2017B - WS&D	09/01/2021		0.00	9,681.25	9,681.25
Total Due 09/01/2021				0.00	101,926.00	101,926.00
District Total				\$455,000.00	\$208,191.50	\$663,191.50



MUNICIPAL ACCOUNTS
& CONSULTING, L.P.

City of Montgomery


Quarterly Investment Inventory Report Period Ending September 30, 2020

BOARD OF DIRECTORS
City of Montgomery

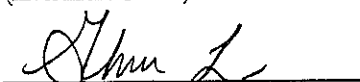
Attached is the Quarterly Investment Inventory Report for the
Period ending September 30, 2020.

This report and the District's investment portfolio are in compliance with the
investment strategies expressed in the District's investment policy, and the
Public Funds Investment Act.

I, hereby certify that, pursuant to Senate Bill 253 and in connection with the
preparation of the investment report, I have reviewed the divestment lists
prepared and maintained by the Texas Comptroller of Public Accounts, and the
District does not own direct or indirect holdings in any companies identified on such lists.



Mark M. Burton
(Investment Officer)



Ghia Lewis
(Investment Officer)

COMPLIANCE TRAINING

HB 675 states the Investment Officer must attend at least one training seminar for (6) six hours
Within twelve months of taking office and requires at least (4) four hours training within each (2)
two year period thereafter.

INVESTMENT OFFICERS
Mark M. Burton

Ghia Lewis

CURRENT TRAINING

November 5, 2011 (Texpool Academy 10 Hours)
November 5, 2013 (Texpool Academy 10 Hours)
November 27, 2015 (Texpool Academy 10 Hours)
December 26, 2017 (Texpool Academy 10 Hours)
January 9, 2020 (TexPool Academy 12 Hours)

October 25, 2011 (Texpool Academy 10 Hours)
November 7, 2013 (Texpool Academy 10 Hours)
November 5, 2015 (Texpool Academy 10 Hours)
November 6, 2017 (Texpool Academy 10 Hours)
November 5, 2019 (Texpool Academy 10 Hours)

City of Montgomery
Summary of Money Market Funds
07/01/2020 - 09/30/2020

Fund: Operating

Financial Institution: TEXPOOL

Account Number: XXXX0001 Date Opened: 02/07/2020 Current Interest Rate: 0.13%

Date	Description	Begin Balance	Cash Added	Cash Withdrawn	Int. Earned	End Balance
07/01/2020		253,221.07				
07/31/2020	Interest				44.76	
08/31/2020	Interest				38.04	
09/30/2020					30.69	
Totals for Account XXXX0001:		<u>\$253,221.07</u>			<u>\$113.49</u>	<u>\$253,334.56</u>

Account Number: XXXX0003 Date Opened: 08/01/2005 Current Interest Rate: 0.13%

Date	Description	Begin Balance	Cash Added	Cash Withdrawn	Int. Earned	End Balance
07/01/2020		343,343.06				
07/30/2020	THIRD CDXXXX7256 INTEREST		885.30			
07/31/2020				(57,982.13)		
07/31/2020					52.92	
08/30/2020				(93,754.78)		
08/31/2020					34.08	
09/30/2020					19.02	
09/30/2020				(56,278.59)		
09/30/2020			11,875.00			
Totals for Account XXXX0003:		<u>\$343,343.06</u>	<u>\$12,760.30</u>	<u>(\$208,015.50)</u>	<u>\$106.02</u>	<u>\$148,193.88</u>
Totals for Operating Fund:		<u><u>\$596,564.13</u></u>	<u><u>\$12,760.30</u></u>	<u><u>(\$208,015.50)</u></u>	<u><u>\$219.51</u></u>	<u><u>\$401,528.44</u></u>

Methods Used For Reporting Market Values

Certificates of Deposits: Face Value Plus Accrued Interest
Securities/Direct Government Obligations: Market Value Quoted by the Seller of the Security and Confirmed in Writing
Public Fund Investment Pool/MM Accounts: Balance = Book Value = Current Market

City of Montgomery
Summary of Money Market Funds
 07/01/2020 - 09/30/2020

Fund: Capital Projects

Financial Institution: TEXPOOL

Account Number: XXXX0009 Date Opened: 12/27/2012 Current Interest Rate: 0.13%

Date	Description	Begin Balance	Cash Added	Cash Withdrawn	Int. Earned	End Balance
07/01/2020		136,679.19				
07/31/2020					18.32	
07/31/2020				(136,000.00)		
08/31/2020					0.00	
09/30/2020					0.00	
Totals for Account XXXX0009:		<u>\$136,679.19</u>		<u>(\$136,000.00)</u>	<u>\$18.32</u>	<u>\$697.51</u>
Totals for Capital Projects Fund:		<u>\$136,679.19</u>		<u>(\$136,000.00)</u>	<u>\$18.32</u>	<u>\$697.51</u>

Methods Used For Reporting Market Values

Certificates of Deposits:	Face Value Plus Accrued Interest
Securities/Direct Government Obligations:	Market Value Quoted by the Seller of the Security and Confirmed in Writing
Public Fund Investment Pool/MM Accounts:	Balance = Book Value = Current Market

City of Montgomery
Summary of Money Market Funds
 07/01/2020 - 09/30/2020

Fund: Debt Service

Financial Institution: TEXPOOL

Account Number: XXXX0008 Date Opened: 12/27/2012 Current Interest Rate: 0.13%

Date	Description	Begin Balance	Cash Added	Cash Withdrawn	Int. Earned	End Balance
07/01/2020		196,841.07				
07/31/2020					34.83	
08/31/2020					29.55	
09/30/2020			40,000.00			
09/30/2020					24.09	
Totals for Account XXXX0008:		<u>\$196,841.07</u>	<u>\$40,000.00</u>		<u>\$88.47</u>	<u>\$236,929.54</u>
Totals for Debt Service Fund:		<u>\$196,841.07</u>	<u>\$40,000.00</u>		<u>\$88.47</u>	<u>\$236,929.54</u>

Methods Used For Reporting Market Values

Certificates of Deposits:	Face Value Plus Accrued Interest
Securities/Direct Government Obligations:	Market Value Quoted by the Seller of the Security and Confirmed in Writing
Public Fund Investment Pool/MM Accounts:	Balance = Book Value = Current Market

City of Montgomery
Summary of Money Market Funds
07/01/2020 - 09/30/2020

Fund: MEDC						
Financial Institution: TEXPOOL						
Account Number: XXXX0005 Date Opened: 02/07/2020 Current Interest Rate: 0.13%						
Date	Description	Begin Balance	Cash Added	Cash Withdrawn	Int. Earned	End Balance
07/01/2020		59,702.95				
07/31/2020					10.54	
08/31/2020					8.99	
09/30/2020					7.42	
09/30/2020			19,875.00			
Totals for Account XXXX0005:		\$59,702.95	\$19,875.00		\$26.95	\$79,604.90
Account Number: XXXX0006 Date Opened: 08/01/2005 Current Interest Rate: 0.13%						
Date	Description	Begin Balance	Cash Added	Cash Withdrawn	Int. Earned	End Balance
07/01/2020		1,223,569.40				
07/31/2020			57,982.13			
07/31/2020					224.11	
08/30/2020			93,754.78			
08/31/2020					201.40	
09/30/2020					170.50	
09/30/2020			56,278.59			
09/30/2020				(11,875.00)		
09/30/2020				(40,000.00)		
09/30/2020				(19,875.00)		
Totals for Account XXXX0006:		\$1,223,569.40	\$208,015.50	(\$71,750.00)	\$596.01	\$1,360,430.91
Totals for MEDC Fund:		\$1,283,272.35	\$227,890.50	(\$71,750.00)	\$622.96	\$1,440,035.81

Methods Used For Reporting Market Values

Certificates of Deposits:	Face Value Plus Accrued Interest
Securities/Diract Government Obligations:	Market Value Quoted by the Seller of the Security and Confirmed in Writing
Public Fund Investment Pool/MM Accounts:	Balance = Book Value = Current Market

City of Montgomery
Summary of Money Market Funds
 07/01/2020 - 09/30/2020

Fund: Utility						
Financial Institution: TEXPOOL						
Account Number: XXXX0002 Date Opened: 08/01/2005 Current Interest Rate: 0.13%						
Date	Description	Begin Balance	Cash Added	Cash Withdrawn	Int. Earned	End Balance
07/01/2020		773,141.57				
07/31/2020					136.86	
08/31/2020					116.29	
09/30/2020					93.80	
Totals for Account XXXX0002:		\$773,141.57			\$346.95	\$773,488.52
Totals for Utility Fund:		\$773,141.57			\$346.95	\$773,488.52

Methods Used For Reporting Market Values

Certificates of Deposits:	Face Value Plus Accrued Interest
Securities/Direct Government Obligations:	Market Value Quoted by the Seller of the Security and Confirmed in Writing
Public Fund Investment Pool/MM Accounts:	Balance = Book Value = Current Market

City of Montgomery
Summary of Certificates of Deposit with Money Market
 07/01/2020 - 09/30/2020

Financial Institution	Investment Number	Issue Date	Maturity Date	Beginning Balance	Principal From Cash	Principal From Investment	Principal Withdrawn	Principal Reinvested	Ending Balance	Interest Rate	Beg. Acc. Interest	Interest Earned	Interest Reinvested	Interest Withdrawn	Accrued Interest
Fund: Operating															
Certificates of Deposit															
THIRD COAST BANK, SSB	XXXX7256	02/02/20	07/29/20	100,000.00	0.00	0.00	0.00	100,000.00	0.00	1.80%	739.72	885.30	0.00	885.30	0.00
THIRD COAST BANK, SSB	XXXX7256	07/30/20	01/26/21	0.00	0.00	100,000.00	0.00	0.00	100,000.00	0.70%	0.00	0.00	0.00	0.00	118.90
Totals for Operating Fund:				100,000.00	0.00	100,000.00	0.00	100,000.00	100,000.00	N/A	739.72	885.30	0.00	885.30	\$118.90

Beginning Balance:	\$100,000.00	Interest Earned:	\$885.30
Plus Principal From Cash:	\$0.00	Less Beg Accrued Interest:	\$739.72
Less Principal Withdrawn:	\$0.00	Plus End Accrued Interest:	\$118.90
Plus Interest Reinvested:	\$0.00	Fixed Interest Earned:	\$264.48
Fixed Balance:	\$100,000.00	MM Interest Earned:	\$219.51
MM Balance:	\$401,528.44	Total Interest Earned:	\$483.99
Total Balance:	\$501,528.44		

Methods Used For Reporting Market Values

Certificates of Deposits:	Face Value Plus Accrued Interest
Securities/Direct Government Obligations:	Market Value Quoted by the Seller of the Security and Confirmed in Writing
Public Fund Investment Pool/MM Accounts:	Balance = Book Value = Current Market

City of Montgomery
Summary of Certificates of Deposit with Money Market
 07/01/2020 - 09/30/2020

Financial Institution	Investment Number	Issue Date	Maturity Date	Beginning Balance	Principal From Cash	Principal From Investment	Principal Withdrawn	Principal Reinvested	Ending Balance	Interest Rate	Beg. Acc. Interest	Interest Earned	Interest Reinvested	Interest Withdrawn	Accrued Interest
Fund: Utility															
Totals for Utility Fund:				0.00	0.00	0.00	0.00	0.00	0.00	N/A	0.00	0.00	0.00	0.00	\$0.00
Beginning Balance:		\$0.00						Interest Earned:		\$0.00					
Plus Principal From Cash:		\$0.00						Less Beg Accrued Interest:		\$0.00					
Less Principal Withdrawn:		\$0.00						Plus End Accrued Interest:		\$0.00					
Plus Interest Reinvested:		\$0.00						Fixed Interest Earned:		\$0.00					
Fixed Balance:		\$0.00						MM Interest Earned:		\$346.95					
MM Balance:		\$773,488.52						Total Interest Earned:		\$346.95					
Total Balance:		\$773,488.52													
Totals for District:				100,000.00	0.00	100,000.00	0.00	100,000.00	100,000.00	N/A	739.72	885.30	0.00	885.30	\$118.90

City of Montgomery
Detail of Pledged Securities
 07/01/2020 - 09/30/2020

Financial Institution: FIRST FINANCIAL BANK															
Security: FHLLB		Par Value: 500,000.00		Maturity Date: 10/25/2027		Pledged: 09/01/2018		Released:		Amount Released:					
CUSIP: 3137F4X64		Date Value													
		07/31/2020	545,982.78												
		08/31/2020	544,217.88												
		09/30/2020	540,898.28												
Security: FHLMC		Par Value: 360,000.00		Maturity Date: 04/01/2022		Pledged: 07/31/2017		Released:		Amount Released:					
CUSIP: 067626HA2		Date Value													
		07/31/2020	361,075.12												
		08/31/2020	361,090.80												
		09/30/2020	361,094.40												
Security: FHLMC		Par Value: 300,000.00		Maturity Date: 04/25/2023		Pledged: 02/10/2019		Released:		Amount Released:					
CUSIP: 3137B3NA2		Date Value													
		07/31/2020	319,513.85												
		08/31/2020	319,712.94												

Methods Used For Reporting Market Values

Certificates of Deposits:	Face Value Plus Accrued Interest
Securities/Direct Government Obligations:	Market Value Quoted by the Seller of the Security and Confirmed in Writing
Public Fund Investment Pool/MM Accounts:	Balance = Book Value = Current Market

City of Montgomery
Detail of Pledged Securities

07/01/2020 - 09/30/2020

Financial Institution: FIRST FINANCIAL BANK

Security:	Par Value:	Maturity Date:	Pledged:	Released:	Amount Released:
FHLMC CUSIP: 3137B3NA2	300,000.00	04/25/2023	02/10/2019		
	Date Value				
	09/30/2020 318,141.15				
FHLMC CUSIP: 3138ERUQ1	2,000,000.00	07/01/2031	02/01/2019		
	Date Value				
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	08/31/2020 1,098,105.73				
	09/30/2020 1,074,722.83				
FHLMC CUSIP: 513174YE6	250,000.00	02/15/2038	12/01/2019		
	Date Value				
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	08/31/2020 300,612.50				
	09/30/2020 299,492.50				
FHLMC CUSIP: 676006SJ9	250,000.00	03/01/2035	12/01/2019		
	Date Value				
	07/31/2020 289,116.20				
	08/31/2020 291,505.00				
	09/30/2020 290,585.00				
FNMA CUSIP: 4211103Y1	2,000,000.00	02/15/2034	10/01/2018		
	Date Value				
	07/31/2020 175,612.50				
	08/31/2020 175,810.50				
	09/30/2020 175,215.00				

Methods Used For Reporting Market Values

Certificates of Deposits:	Face Value Plus Accrued Interest
Securities/Direct Government Obligations:	Market Value Quoted by the Seller of the Security and Confirmed in Writing
Public Fund Investment Pool/MM Accounts:	Balance = Book Value = Current Market

December 3, 2020

The Honorable Mayor and City Council
City of Montgomery
101 Old Plantersville Road
Montgomery, Texas 77316

Re: Engineering Report
Council Meeting: December 8, 2020
City of Montgomery

Dear Mayor and Council:

The following information summarizes our activities on your behalf since the October 27th Council Meeting:

Status of Previously Authorized Projects:

All projects discussed below are shown on the enclosed maps of active developments and capital projects.

a) Baja Road Water and Drainage Improvements, Phase I & Phase II (CDBG)

We are working with the Contractor, City, and GrantWorks to ensure all required documentation is prepared and submitted as required by the Texas Department of Agriculture to close out the project.

b) Water Distribution System Analysis and Master Plan – CP No. 3 – Downtown and SH-105 Waterline Replacement

As a reminder, the project was awarded to Nerie Construction, LLC in the amount of \$913,838.00 at your July 14th City Council meeting. The contracts were executed by the City and we are scheduling a pre-construction meeting to be held at City Hall this month.

c) Water Distribution System Analysis and Master Plan – CP No. 9 - Water Plant No. 3 Improvements

As discussed at your October 27th Council meeting, we discussed the current condition of the ground storage tank at Water Plant No. 3 with City Staff. We plan to discuss this further at a future special Council meeting.

d) GLO Projects

There is nothing new to report this month.

e) Anders Branch Drainage Analysis

We are working with BGE to evaluate additional alternatives for drainage solutions.

f) Sanitary Sewer System Analysis and Master Plan – CP No. 3b – Lift Station No. 1 Replacement

We have determined the total number of days that will be included in the calculation of liquidated damages, and discussed a preliminary plan for how to move forward with the City. As a reminder the contractor completed the work 194 days after the original contract completion date.

Status of Previously Authorized Projects (cont.):**g) Sanitary Sewer System Analysis and Master Plan – CP No. 10 – Lift Station No. 3 Force Main Re-Route**

As a reminder, this project is included in TWDB CWSRF loan. The design is substantially complete, has received TxDOT approval, and is temporarily on hold.

Existing and Upcoming Developments:

a) Feasibility Studies – There are no ongoing feasibility studies at this time.

b) Plan Reviews

i. Moon Over Montgomery – We did not receive revised plans this month.

ii. Town Creek Crossing, Section 1 – We received plans for the development on November 17th and plan to return comments to the plans this week.

c) Plat Reviews

i. Moon Over Montgomery Minor Plat – We did not receive a revised plat this month.

d) Ongoing Construction – There is no ongoing construction at this time.

e) One-Year Warranty Inspections

i. Villas of Mia Lago, Section 2 – It is our understanding the contractor is working to address the items identified at the one-year warranty inspection.

ii. Hills of Town Creek, Section 3 – The one-year warranty inspection was held on January 7, 2020, and the contractor is currently addressing the punch list items.

iii. Emma's Way – The one-year warranty inspection was held on February 18, 2020 and the contractor is currently addressing the punch list items.

Meetings and Ongoing Activities:

a) Town Creek Inspection – TxDOT cleared out the portion of the channel within the Right-of-Way and are waiting on material to finish the installation of the rip-rap.

b) Kammerer Tract Thoroughfare Study – At the request of the Developer, we are performing a thoroughfare study to look at how the proposed thoroughfare plan will impact the development, and to determine various options for realignment of the future thoroughfare to accommodate the City and Developer's needs.

Meetings and Ongoing Activities (cont.):

- c) **Biweekly Operations Conference Call** – We continue hosting a biweekly conference call with representatives from Gulf Utility Service, Inc. and City Staff. Items of note discussed during the previous month included updates on various warranty inspections, general updates on all active design and construction projects, and general operations of the City’s water and sanitary sewer facilities.
- d) **FM 1097 & Atkins Creek (TxDOT)** – We reached out to TxDOT to discuss how to obtain the needed easements and right-of-way, and were informed that the project is not slated to let until 2026. We will continue to coordinate with TxDOT to determine if anything needs to be done in the meantime.
- e) **FM 149 & SH-105 Right Turn Lane** –TxDOT has advised that the project is scheduled to be let in 2021.

Please contact Katherine Vu or me if you have any questions.

Sincerely,



Chris Roznovsky, PE
Engineer for the City

CVR/kmv

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Enclosures:

Active Capital Projects Map

Active Developments Map

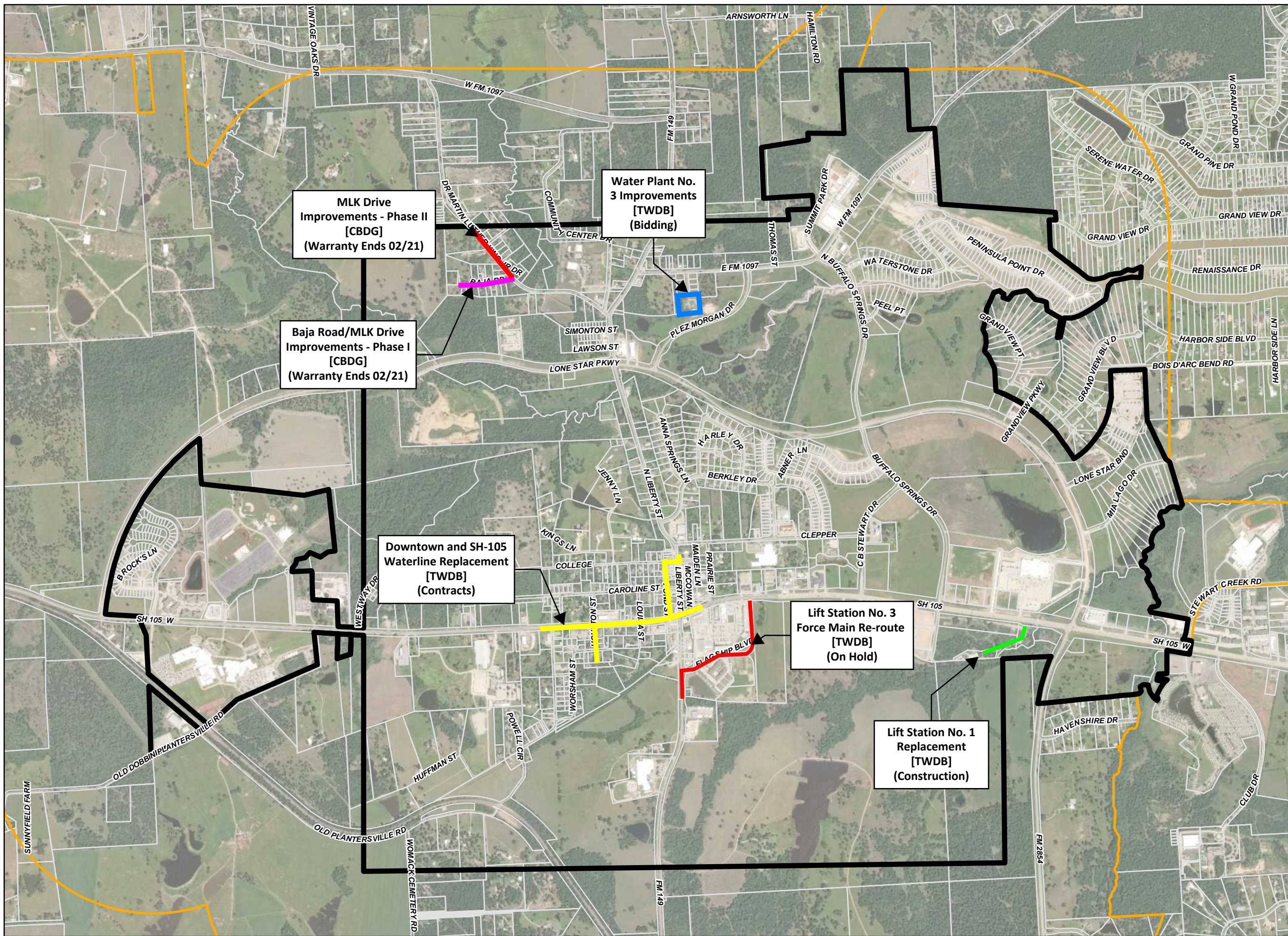
Cc (via email):

The Planning and Zoning Commission – City of Montgomery

Mr. Richard Tramm – City of Montgomery, City Administrator

Ms. Susan Hensley – City of Montgomery, City Secretary

Mr. Alan Petrov – Johnson Petrov LLP, City Attorney



**MLK Drive
Improvements - Phase II
[CBDG]
(Warranty Ends 02/21)**

**Baja Road/MLK Drive
Improvements - Phase I
[CBDG]
(Warranty Ends 02/21)**

**Water Plant No.
3 Improvements
[TWDB]
(Bidding)**

**Downtown and SH-105
Waterline Replacement
[TWDB]
(Contracts)**

**Lift Station No. 3
Force Main Re-route
[TWDB]
(On Hold)**

**Lift Station No. 1
Replacement
[TWDB]
(Construction)**

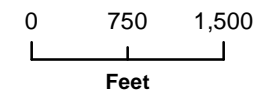


VICINITY MAP
Scale: 1 inch equals 20 miles

LEGEND

- City Limits
- City ETJ
- MCAD Parcels

**ACTIVE CAPITAL
PROJECTS
(DECEMBER 2020)**

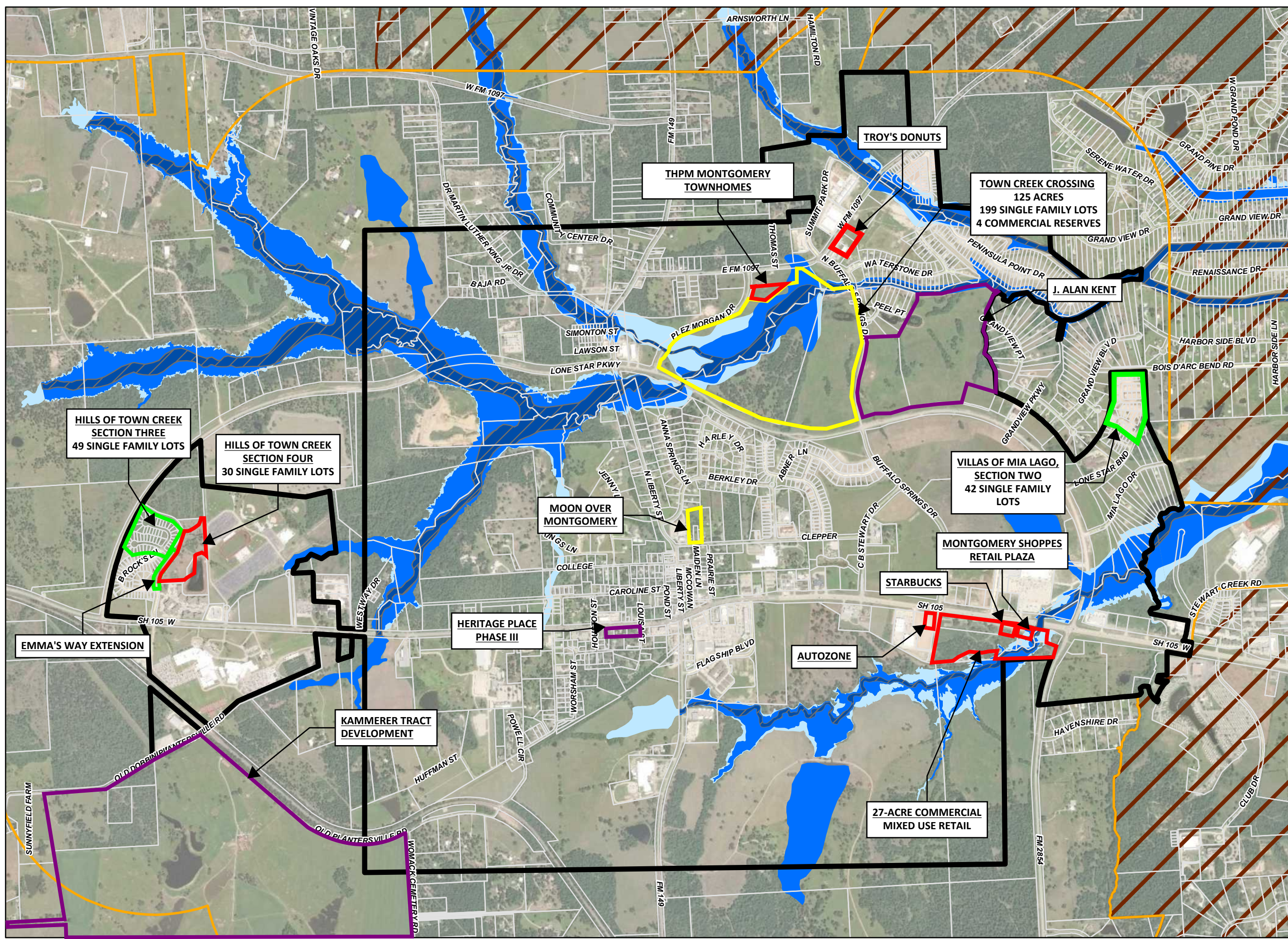


1 inch equals 1,500 feet



Disclaimer: This product is offered for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of property, governmental and/or political boundaries or related facilities to said boundary. No express warranties are made by Jones & Carter, Inc. concerning the accuracy, completeness, reliability, or usability of the information included within this exhibit.



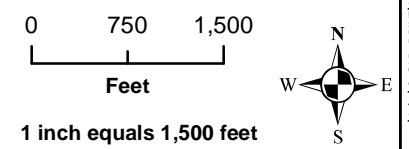


VICINITY MAP
Scale: 1 inch equals 20 miles

LEGEND

- City Limits
- City ETJ
- City of Conroe ETJ
- MCAD Parcels
- Floodway
- 100-year
- 500-year
- Complete/Under Warranty
- Under Construction
- In Design
- Planning/Feasibility

ACTIVE DEVELOPMENTS (DECEMBER 2020)



Disclaimer: This product is offered for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of property, governmental and/or political boundaries or related facilities to said boundary. No express warranties are made by Jones Carter, Inc. concerning the accuracy, completeness, reliability, or usability of the information included within this exhibit.



User Name: JPC Date: 3/17/2020 Project Number: W5841-0900-18 Path: V:\Practice\Workspaces\Corporate Services\GIS\Scratch\Workspace\Jaka\OLD_DRIVE\HO-HH\71\Projects\Districts\City Of Montgomery\Projects\2020\March\Active Developments (11.17).mxd

Montgomery City Council
AGENDA REPORT

Meeting Date: December 8, 2020	Budgeted Amount: N/A
Prepared By: Richard Tramm	Exhibits: Ordinance

Subject

Consideration and possible action to approve an Ordinance authorizing the Mayor to execute any and all documents necessary to complete the purchase of property from Montgomery Independent School District (MISD), including loan documents with the Montgomery Economic Development Corporation (MEDC).

Description

The Montgomery City Council previously approved the transactions to borrow funds from the MEDC in order to complete the purchase of land from MISD, and also authorized the Mayor to execute all documents to complete each transaction. The purpose of this item is to clearly state these items within the context of a City Ordinance. The attached ordinance was prepared by the City Attorney.

Recommendation

Recommendation is to approve the attached Ordinance.

Approved By

City Administrator	Richard Tramm 	Date: 12/3/2020
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