

**City Council Regular Meeting
MINUTES**

January 24, 2023, at 6:00 PM

CALL TO ORDER

Mayor Byron Sanford called the meeting to order at 6:00 p.m.

Present:	Byron Sanford	Mayor
	Carol Langley	City Council Place #1
	Casey Olson	City Council Place #2
	Cheryl Fox	City Council Place #4
	Patricia Easley	City Council Place #5
Absent:	T.J. Wilkerson	City Council Place #3
Also Present:	Gary Palmer	City Administrator
	Nici Browe	City Secretary & Director of Administrative Services

CALL TO ORDER

Mayor Byron Sanford called the meeting to order at 6:00PM.

INVOCATION

Mayor Sanford conducted the Invocation.

PLEDGE OF ALLEGIANCE TO FLAGS

VISITOR/CITIZENS FORUM:

Citizens are invited to speak for three (3) minutes on matters relating to City Government that relate to agenda or non-agenda items. Prior to speaking, each speaker must be recognized by the Presiding Officer. All speakers should approach the podium to address Council and give their name and address before sharing their comments. City Council may not discuss or take any action on an item, but may place the issue on a future agenda.

CONSENT AGENDA:

1. Approval of the following City Council Meeting Minutes:
 - a). City Council Meeting Minutes 12-13-2022
 - b). City Council Meeting Minutes 01-10-2023

Councilmember Cheryl Fox moved to approve the minutes of the City Council meetings for 12-13-2022 and 01-10-2023. Councilmember Carol Langley seconded the motion. **Motion passed (4-0).**

CONSIDERATION AND POSSIBLE ACTION:

2. Consideration and possible action on: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MONTGOMERY, TEXAS, AMENDING SECTION 57 OF CHAPTER 6, "ALCOHOLIC BEVERAGES" AND SECTION 6 OF CHAPTER 64, "STREET FESTIVALS" OF THE CITY CODE OF ORDINANCES; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH; PROVIDING A SEVERANCE CLAUSE AND TEXAS OPEN MEETINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Police Chief, Anthony Solomon presented this item and explained that this ordinance is to update Chapter 6, Section 657 to include other alcoholic beverages apart from beer and wine. This is particularly important when the festivals and other events take place.

Councilmember Casey Olson moved to approve the Ordinance as presented. Councilmember Patricia Easley seconded the motion. **Motion passed (4-0).**

3. Presentation and discussion of the proposed Meadow Ridge single-family residential subdivision and the creation of a Public Improvement District (PID) for the development.

Planning & Development Director, Dave McCorquodale presented this item and reminded Council that this developer came before Council last fall, whereby, 75ft lots were proposed, the developer has now come back and asked for 60 ft. lots. **This is a NO ACTION ITEM.**

Ms. Marjorie Cox of Morning Cloud Investments LLC presented her plan and desire for the 60ft lots and the need for a creation of a PID.

Mayor Sanford thanked staff and Ms. Cox for the presentation.

4. Consideration and possible action regarding acceptance of an Economic and Utility Feasibility Study for the Superior Properties development.

City Engineer WGA, Katherine Vu presented this item. She provided Council with the results of the Economic and Utility Feasibility Study, making Council aware of key points throughout the presentation.

Council expressed their concern over Lawson being used for commercial traffic.

Ms. Vu responded that an additional analysis would be required if commercial traffic were to use Lawson. She further reminded Council that this is not a site plan approval this is a feasibility study only and any action tonight is to accept the study. Ms. Vu also reminded Council that any changes to Zoning would require approval by Planning & Zoning as well as City Council.

Councilmember Carol Langley moved to accept the Feasibility Study as presented. Councilmember Cheryl Fox seconded the motion. **Motion passed (4-0).**

DEPARTMENTAL REPORTS:

5. City Administrator's Report

Mr. Gary Palmer updated Council on his findings over the last two weeks and how he is reaching out to community partners and other organizations.

6. Sales Tax Report

Mr. Gary Palmer provided news as it related to the Sales Tax report, showing an 18% increase over last year.

7. Municipal Court Report

Ms. Kim Duckett provided the Council with the report from the Municipal Court, showing 54 citations in November and 60 citations in December. This resulted in revenue of \$22,209 for November and \$19,764 for December. This gave an overall yearly total of \$324,332.05.

8. Public Works Report

Mr. Mike Muckleroy provided the Public Works report and noted that the Christmas Trees are still up as they are awaiting the storage shed that stores them to be moved. He anticipated that by the end of the week they would be removed.

9. Finance Report

Mr. McCorquodale presented the financial report in the absence of the Senior Accountant, Anthony Lasky. He noted that there are five months of funds in the Reserves, and 8 months in the Utilities. He went on to state that property tax is due so it is anticipated numbers will rise significantly at the next report.

Councilmember Carol Langley inquired when the Debt Service Obligations were due, she thought it was March.

Mr. McCorquodale responded he would look into that and get a response.

10. Police & Code Enforcement Report

Chief Solomon presented a “yearly” report to Council. He noted that he had just attended a Law Enforcement meeting and the City of Montgomery is ahead of the game when it comes to retention of officers. He stated that some other agencies are down 7-8 officers, which means nationally agencies are having to think outside the box for recruitment and retention.

Chief further noted that the License Plate Readers are working and thanks to Council for the resources are being very effective.

11. Utility Operations Report

Mr. Wilhite of H2O provided the report for the City’s Utility Operations. He listed the most recent power outages which were scheduled on the City’s facilities. He stated that overall, there is 96% accountability.

12. Utility Report

Mr. McCorquodale read through the Utility Report

13. City Engineers Report

City Engineers presented their report, and provided updates on the GLO Generator, stating delivery took place January 11, 2023. The presentation covered brief updates on the ponding on one lot on

McGuiness; Sewer Rehab project, Montgomery Grove approved plans, Turn lane in March per TXDOT.

Mayor Sanford inquired about the Dry Utility Ordinance that was discussed once before.

WGA responded that it is currently in draft form, will be doing some more work on it before bringing to council for review.

Council asked several questions of the Engineer in relation to projects ongoing within the city.

Councilmember Carol Langley moved to approve the Departmental Reports as presented. Councilmember Cheryl Fox seconded the motion. **Motion passed (4-0)**

EXECUTIVE SESSION:

Adjourn into Closed Session in compliance with Section §551.001 etseq. Texas Government Code, to wit: 551.072 Deliberation regarding Real Property.

Council entered into Executive Session at 7:10 PM.

Council reconvened into Regular Session at 7:57 PM.

POSSIBLE ACTION FROM EXECUTIVE SESSION:

No motion was taken on any discussion within Executive Session.

COUNCIL INQUIRY:

Councilmember Casey Olson stated he would like to look at updating the Ordinances, where lot sizes are concerned as the City is receiving a lot of variance requests. It is evident we need to set a minimum that is relative the current market and economy.

Councilmember Casey Olson stated he would also like a review of the Alcoholic Beverage Ordinance when it comes to hours of opening to close being amended for weekdays. He would like it to be extended to Midnight Monday – Saturday.

Mayor Sanford stated that with regard to the medians, he has been advised that the pavers will be installed very soon. He also stated that he would like to see the City submit a request for lighting. It is noted that TXDOT are going out to bid in 2025, however, wants the City's request lodged in 2023.

Mayor Sanford reminded the public that the May 6 General Election will be for places 1, 3 & 5. Anyone interested in applying for a place on Council, should collect a packet and turn it in to the City Secretary. The Filing Deadline is February 17, 2023, at 5:00 P.M.

ADJOURNMENT

Councilmember Carol Langley moved to adjourn the meeting. Councilmember Cheryl Fox seconded the motion. **Motion passed (4-0).**

ADJOURNED: 8:02 P.M.

Submitted by: _____
Nici Browe, City Secretary

Date Approved: _____

Byron Sanford, Mayor