



**City Council Regular Meeting
Meeting Minutes
December 10, 2024**

CALL TO ORDER

The City Council Regular Meeting of the City of Montgomery was called to order by Mayor Countryman at 6:00 p.m. on December 10, 2024, at City Hall 101 Old Plantersville Rd., Montgomery, TX and live video streaming.

With Council Members present a quorum was established.

Present:	Mayor	Sara Countryman
	Mayor Pro-Tem	Casey Olson
	Council Member Place 1	Carol Langley
	Council Member Place 4	Cheryl Fox
	Council Member Place 5	Stan Donaldson

Also Present: Chief Anthony Solomon, Interim City Administrator
Corinne Tilley, Code Enforcement/Planning & Zoning Administrator
Ruby Beaven, City Secretary
Diana Titus, Deputy City Secretary
Maryann Carl, Finance Director
Chris Roznovsky, City Engineer, WGA
Katherine Vu, City Engineer, WGA

INVOCATION

Council Member Donaldson led the invocation.

PLEDGES OF ALLEGIANCE

Mayor Countryman led the Pledge of Allegiance and Pledge of Allegiance to the Texas State Flag.

PUBLIC FORUM

Mayor Countryman, 396 Berkley Drive, stated on October 23, 2024 a press release via sprawltag.com regarding a new Jack in the Box coming to Montgomery was quite a shock. The article stated that Jack in the Box would be starting construction next month January 2025 located at the southeast corner of FM 149 and SH-105. As you can imagine and may have experienced yourself, my phone started ringing with feedback concerns and questions that were all rolling in. After some due diligence I found out that the future owners of this Jack in the Box had been

communicating and working with our city engineers for over a year. Then out of the blue escrow money for a feasibility study was turned into City Hall and this item is before you tonight. It has come to me as a surprise and a disappointment that our City Engineers, WGA and staff who are no longer employed had been working with this group and had knowledge of this project but yet never workshopped, discussed, disclosed, or volunteered any information about the project. I have in front of me a map from our October 22, 2024 Council meeting where the engineers point out ongoing projects and proposed projects on a map and this item as well as a 32-acre tract project are not listed. Again, no mention of effort to inform and disclose to Council potential business and or development coming our way in the very near future or being worked on at that present time. It seems to me that WGA has lost their way and no longer value the taxpayer and citizens of Montgomery. I find it difficult to call our relationship a true partnership and I personally have been feeling this way for some time. It has been my desire that WGA and the City of Montgomery begin to truly partner or part ways and WGA remember who they serve. It is not themselves or it is not supposed to be or city staff. It truly is the taxpayer. Surprises like this and others I have experienced lately are not appreciated and should not be accepted.

On a different note, I have two other things. This past weekend was Light up the Park and it was an extreme success all in part due to Ms. Stephanie Johnson, Ms. Ruby Beaven, and Ms. Corinne Tilley and all of the Police Department. Shop with a Cop was a huge success and Light up the Park was as well and I just want to recognize everyone for that as it was awesome. This weekend is a big weekend in the City with the parade. Secondly, Thursday from 4pm – 6pm, December 12, 2024 is the Christmas Tree Silent Auction where you can bid for a tree. They have around 21 trees. Mr. Matt Hill from the library has asked that I remind Council you are invited and staff you are invited as well.

CONSENT AGENDA

- 1. Consideration and possible action on the Regular Meeting Minutes of November 12, 2024.**
- 2. Consideration and possible action on renewal of the annual permit for Cedar Crest Mobile Home Park.**
- 3. Consideration and possible action on a resolution of the City Council of the City of Montgomery, Texas, authorizing the participation of the City of Montgomery, Texas, in the Kroger Texas Settlement Agreement; and authorizing the Mayor to execute any and all documents necessary to participate in the settlement.**
- 4. Consideration and possible action on a Resolution of the City Council of the City of Montgomery, Texas, adopting the Covered Applications and Prohibited Technology Policy to satisfy the requirements of Senate Bill 1893.**
- 5. Consideration and possible action on the following Resolution: A resolution of the City of Montgomery, Texas affirming its annual review of the policy for investment of municipal funds and the investment strategies contained therein has been conducted as required by section 2256.005(e) of the Texas Government Code.**

6. **Consideration and possible action on a Resolution of the City Council of the City of Montgomery, Texas authorizing the signers for all City of Montgomery banking accounts with First Financial Bank; and providing an effective date.**
7. **Consideration and possible action authorizing the Police Department to sell a Front Partition from a 2016 Chevrolet Tahoe to Emerge Services, LLC for \$200.00.**
8. **Consideration and possible action authorizing the Police Department to dispose of an old speed trailer.**
9. **Consideration and possible action authorizing the Police Department to sell unused equipment to Navasota Police Department for \$200.00.**

Council Member Langley said she would like to move item #6 to the end of the meeting after executive session.

Council Member Fox asked Ms. Tilley for item #2 regarding the existing non-conforming chapter 54 in our code of ordinances, can you do any kind of inspections whatsoever in that park? Ms. Tilley said we can do an inspection as you request, more than likely a building inspection if that is what you are looking for, but are you looking for a condition that is existing? Council Member Fox said when you go around the corner that they have taken one down and all the trash and stuff is still sitting there. I was just wondering how that is being addressed. Ms. Tilley said she can follow up.

Motion: Mayor Pro-Tem Olson made a motion to approve items 1-5 and items 7-9 on the consent agenda as presented. Council Member Donaldson seconded the motion. Motion carried with all present voting in favor.

At 6:09 p.m. Mr. Petrov, City Attorney arrived at the meeting.

PUBLIC FORUM

10. **Conduct a Public Hearing on the reauthorization of Building Permit Fees for residential and commercial construction.**

At 6:10 p.m. Mayor Countryman opened the public hearing.

Speaking For: There was no one speaking for the item.

Speaking Against: There was no one speaking against the item.

At 6:10 p.m. Mayor Countryman closed the public hearing.

11. **Consideration and possible action on an Ordinance of the City Council of the City of Montgomery, Texas, reauthorizing building permit fees for residential and commercial construction.**

Mayor Pro-Tem Olson said they had talked two or three meetings ago about having to have some changes made to their building fee permits before December. Mr. Rick Hanna, CBO Partners said House Bill 1922 back in the 88th legislative session was a bill that provided that if you did not have a public hearing and adopt building permit fees within 10 years you can no longer assess them so most of the cities started trying to have those public hearings and adopt them. He said what he proposes is we do not increase or change the fees at all. Around five or six years ago the legislature passed a bill that you could not charge permit fees on residential construction based on valuation which that is the way the codes are set up and all the other states do it that way but now Texas does not. We sat down and went through and developed a per square foot basis in ranges of 500 square foot which has worked out real well because now the builders know if they are building a house between 2,500 and 3,000 square foot the fee is \$2,099 and they just write a check for that amount. That has been the only change we have had since I started doing inspections 20 years ago. We are still using the same fee schedule but the difference is it is based on valuation so as values of construction have gone up our fees have been able to go up. All this is basically a housekeeping procedure that we have to have the public hearing and Council has to adopt an ordinance with the fees. What is recommended at the building officials conference is that every time you adopt a new code you should update your fee schedule. The main thing to keep in mind is we are not changing the fees. The only one change that I suggest is on commercial projects particularly like on build outs where the strip center and all they are doing is building in some walls and putting other things in their valuation is sometimes \$35,000 or \$50,000 and it does not generate enough. When you do the valuation on it, it generates like \$300 for permit fees and that does not cover the inspections and plan review. What I have recommended is a \$300 base fee for any permit other than residential to help fill in that difference but otherwise, we are still going to use the same charts that we have had for 20 years. Mayor Pro-Tem Olson asked if that recommended base is a change to our current? Mr. Hanna said that will be an addition. We have not been collecting any kind of base fee and that is what hit us. When someone comes in and only says it is a \$40,000 build out we generate about \$240 in the permit fee and you have four inspections that does not even cover the inspection fees. Council Member Fox asked if the base fee of \$300 is just for commercial? Mr. Hanna said yes. We already have a base we built into the residential. Basically, that is money to subsidize the cost of the building department. Mayor Pro-Tem Olson asked is that covered in item #12? Mr. Petrov said no it is in item #11. Mayor Pro-Tem Olson asked when we make a change to our fees do we have to post that? Mr. Petrov said you published notice of this already so you will be good to go once you adopt it. Mayor Countryman said that was the public hearing to hear the feedback from the post. Mayor Countryman thanked Mr. Hanna for being diligent and making sure they get this done right under the timeline.

Motion: Mayor Pro-Tem Olson made a motion to accept Ordinance 2024-20, an Ordinance of the City Council of the City of Montgomery, Texas, reauthorizing building permit fees for residential and commercial construction. Council Member Fox seconded the motion. Motion carried with all present voting in favor.

REGULAR AGENDA

- 12. Consideration and possible action on an Ordinance of the City Council of the City of Montgomery, Texas, amending Chapter 18, Buildings and Building Regulations, of the City's Code of Ordinances by repealing the existing Sections 18-21 and 18-27; and adopting a new Section 18-21; for the purpose of updating the city's building codes; providing a severance clause and Texas open meetings act clause; and providing for an effective date.**

Mr. Hanna said we have been on the 2018 code edition 2017 NEC. The state agencies to regulate trades adopted newer codes. The main thing he was concerned about is our ISO ratings that if you do not adopt or set current codes it hurts your ratings.

Motion: Council Member Fox made a motion to accept Ordinance 2024-21, an Ordinance of the City Council of the City of Montgomery, Texas, amending Chapter 18, Buildings and Building Regulations, of the City's Code of Ordinances by repealing the existing Sections 18-21 and 18-27; and adopting a new Section 18-21; for the purpose of updating the city's building codes; providing a severance clause and Texas open meetings act clause; and providing for an effective date.. Council Member Donaldson seconded the motion. Motion carried with all present voting in favor.

- 13. Consideration and possible action regarding Escrow Agreement by and between the City of Montgomery, Texas and KHR Properties (Dev. No. 2414) and authorizing the city engineer to prepare a Feasibility Study for a proposed 0.76 Acre Jack in the Box.**

Motion: Council Member Fox made a motion to table item #13 for the January 14, 2025, meeting. Council Member Donaldson seconded the motion. Motion carried 3:2.

For Motion: Council Member Fox, Council Member Donaldson, and Mayor Countryman
Against Motion: Council Member Langley and Mayor Pro-Tem Olson

- 14. Consideration and possible action regarding an Escrow Agreement by and between the City of Montgomery, Texas and BCS Capital (Dev. No. 2415) and authorizing the city engineer to prepare a Feasibility Study for a proposed 32-acre development.**

Mr. Roznovsky, City Engineer said on page 105 in the packet is a copy of the development application followed by an exhibit showing the rough layout of the property. This is the property behind Ransom's that extends all on Buffalo Springs, CB Stewart and down to SH-105. The proposed development which there is a plan in here is a mixed use so there is a mixture of retail, multi-family, and restaurant space that was the initial concept. What this item is for you tonight is authorizing the escrow agreement which enters the developer into an agreement with the City to fund the cost of plan reviews, city administrator time, and authorize them to begin the feasibility study, to lay

out the required improvements, zoning, capacity, and traffic related to this property. Council Member Langley asked what the multi-family would be? Ms. Vu, City Engineer asked as far as where or what style? Council Member Langley asked where?. Ms. Vu said it would be closer to the hard corner of CB Stewart and Buffalo Springs, the northern portion of the property where they are proposing at this time and they are proposing garden style apartments. Mayor Pro-Tem Olson asked what is garden style? Ms. Vu said as opposed to just being one large building with multiple units inside it is your more traditional apartment style where you have a building A, building B with maybe eight units inside each.

Mr. Jonathan White, L Squared Engineering, said the developers were not able to make it to the meeting tonight so he is here to represent them. It is BCS Capital who will be proposing this development. They do intend to come in next month to be able to provide a presentation with a bit more detail of the apartments and kind of restaurants, QSR's, and retail development they would like to be able to propose for this development. They just did not have time to be able to put a lot of that material in a short contract time. They are really interested in making sure that capacity wise and utility wise we can make some headway on that while we can then come in and also present that to you to make sure it is development you are looking for. I think you were trying to get it into January for the feasibility study and so I think that meeting we would like to present the type of development they would like to propose to you and then it would follow the feasibility study that they would present and ultimately accept and see if that is something you would want to move forward on. Council Member Fox asked if before they do the feasibility study are they going to bring us some type of presentation? Mr. White said they are going to work on the study as we are working on the marketing material. We have given them acreage and what we think the apartments would look like and the total amount of units. It is going to be as Ms. Vu was saying garden style, class A style apartments with something like 20 units per acre, three-story class A apartments. Council Member Fox asked will it front on SH-105? Mr. White said no it will be on the north side. He said the front side will probably mimic what is in front of Kroger or like the shops development. You have retail QSR style development along the front, probably something in the middle they were thinking about like a restaurant row on the lake and then the apartments in the very back. Council Member Langley asked would it be across from where the church is going? Mr. White said yes. Council Member Langley asked where the soccer fields were at one time? Mr. White said yes. Mr. White said our goal was just to be able to have the feasibility study worked on while were are working with the developers.

Mayor Countryman asked if they should have done a workshop first and then do a feasibility study? She said she feels like we are getting rushed. Mr. Roznovsky said the process they have is they do a predevelopment call with the developer and go over high level which was staff level and then next was the escrow agreement and the feasibility. There have been developers in the past that have done the presentation first. This one was as Mr. White said more of a timing thing. They do not have their presentation together to have all the details to present but they wanted the feasibility study to get started so at least they have that piece while they are pulling their presentation together.

Ms. Hilliary Dumas said this is a property they have under contract with them and we have given them a short window. From our standpoint it is either a go or no go and so we have encouraged them to meet with the City, do their presentation, kind of work things in parallel. They have engaged Mr. White and having been talking with Mr. Roznovsky, but they have 90 days. It is a go or no go and we do not intend to extend beyond that and so that is what they are trying to do is work things in parallel.

Mayor Pro-Tem Olson asked Mr. Petrov based on what we want to do with Kendig Keast Collaborative, where would this fall with the ordinance they already passed with the old ordinance versus the new ordinance since we do not have a development agreement yet? Mr. Petrov said he would have to look at the timing and asked if they have filed an application? Mr. Roznovsky said correct. Just without going through the feasibility study we know there is going to likely be a special use permit because this is zoned commercial I believe for the majority of the property which would not allow residential. There is likely going to be some type of special use permit and/or development agreement, probably both associated with this to allow those uses and/or rezoning based on what you have today.

Motion: Council Member Donaldson made a motion to accept an Escrow Agreement by and between the City of Montgomery, Texas and BCS Capital (Dev. No. 2415) and authorizing the city engineer to prepare a Feasibility Study for a proposed 32-acre development. Mayor Pro-Tem Olson seconded the motion. Motion carried with all present voting in favor.

15. Consideration and possible action on the Request for Qualifications for Building Inspection and Plan Review Services.

Chief Solomon said in September we sent out an RFQ for an inspector and review of services. At this time we are in a contract with Mr. Hanna. When we went into the new contract those agendas just came in last week so we recommend for this to take no action.

Motion: Council Member Donaldson made a motion to take no action on the Request for Qualifications for Building Inspection and Plan Review Services. Council Member Fox seconded the motion. Motion carried with all present voting in favor.

16. Consideration and possible action on the revisions to Rick Hanna CBO Partners, LLC's Service Agreement to include the title, duties, and responsibilities of Building Official.

Chief Solomon said we spoke a minute ago about the revision and the contract with Mr. Hanna which begins January 1, 2025. There are two changes in the contract. One is the Community Core system which is the software we use for the permits and inspections and all things that go along with that. The software has been split among cities and our

portion is \$3,000 and also bringing Mr. Hanna on as a building official that pays \$3,000 to be invoiced on the 15th on the last day of each month.

Motion: Council Member Langley made a motion to approve the revisions to Rick Hanna, CBO Partners, LLC service agreement to include the title, duties, and responsibilities of the City of Montgomery Building Official. Mayor Pro-Tem Olson seconded the motion. Motion carried with all present voting in favor.

17. Consideration and possible action on an Ordinance of the City Council of the City of Montgomery accepting and approving an annual update to the Service and Assessment Plan and Assessment Roll for City of Montgomery Public Improvement District #1; Providing for payment of the annual installment of the assessments in accordance with chapter 372, Texas Local Government Code, as amended; and Providing for severability, and providing an effective date.

Finance Director Carl said this is an annual housekeeping item. We have a representative from Coats / Rose here this evening to talk with you a bit more concerning the Public Improvement District (PID) process.

Mr. Hicham Chiali, Attorney with Coates / Rose said this PID has been around since 2015 and every year at this time we update the taxes. All we are doing is updating the tax to show that it is the 2024 tax role for the PID assessment that is already levied on the property within the public improvement district .This is really the only change in the update. This is something we do, a housekeeping item every year. Mr. Chiali said he would be happy to answer any questions on the legal side as well as the development side. The developer is here to answer any question as well.

Motion: Council Member Donaldson made a motion to accept Ordinance 2024-22, an Ordinance of the City Council of the City of Montgomery accepting and approving an annual update to the Service and Assessment Plan and Assessment Roll for City of Montgomery Public Improvement District #1; Providing for payment of the annual installment of the assessments in accordance with chapter 372, Texas Local Government Code, as amended; and Providing for severability, and providing an effective date.. Mayor Pro-Tem Olson seconded the motion. Motion carried with all present voting in favor.

18. Consideration and possible action on the Certificate of Substantial Completion for the 2023 Sanitary Sewer PH II Project and commencement of the 1-year warranty period.

Mr. Roznovsky said this item is for the sanitary sewer rehab phase II project which was the project that replaced the sewer line directly outside of City Hall, across SH-105 and ending at the back of the houses along Shepperd Street. If you remember this project was broken into two. There was one larger project that did everything that was non-TxDOT. This project was the TxDOT only portion and it required a new steel casing because we are enlarging that line underneath the road. The project has been completed.

We have done our inspections and we received the post rehab videos showing the line is in good condition so we do recommend accepting the project and entering into the one-year warranty period which would begin December 3, 2024. What this does is that as we get near the one-year warranty period in 2025 we will have a reinspection with the contractor to make sure that anything that has changed since that would require repairs to be done at their cost as part of their performance.

Motion: Mayor Pro-Tem Olson made a motion to accept the Certificate of Substantial Completion for the 2023 Sanitary Sewer PH II Project and commencement of the 1-year warranty period. Council Member Langley seconded the motion. Motion carried with all present voting in favor.

19. Consideration and possible action on a Resolution of the City Council of the City of Montgomery, Texas, authorizing the Interim City Administrator to enter into an agreement with the City of Montgomery Public Works Department to utilize the City of Montgomery American Rescue Plan funds; providing for findings of fact, repealer, severability, effective date, proper notice and meeting.

Finance Director Carl said this is that item we have been talking about to be able to allow us to use our ARPA funds. Based on timing we are not able to actually have these projects obligated by the deadline of December 31st of this year, so based on the guidance that Grant Works has received from treasury, the City can enter into an MOU with itself to obligate these funds and that is what we are doing with this MOU this evening. Mayor Pro-Tem Olson asked if we can ultimately still use them for the projects? Ms. Carl said right. The projects we brought to you last month the College Street drainage improvements and the water plant number three booster pump edition those are the two projects that are included in this MOU.

Motion: Mayor Pro-Tem Olson made a motion to accept Resolution 2024-17, a Resolution of the City Council of the City of Montgomery, Texas, authorizing the Interim City Administrator to enter into an agreement with the City of Montgomery Public Works Department to utilize the City of Montgomery American Rescue Plan funds; providing for findings of fact, repealer, severability, effective date, proper notice and meeting. Council Member Fox seconded the motion. Motion carried with all present voting in favor.

20. Consideration and possible action on a Resolution of the City Council of the City of Montgomery, Texas, adopting the American Rescue Plan Act State & Local Fiscal Recovery Funding, Financial Management Policies & Procedures.

Finance Director Carl said this was the other item I mentioned last month that would be coming forward. Based on the guidance from Grant Works this is the financial policy piece that we need in place in order to cover us for all things federal. Legal has reviewed it and so this is what is in front of you this evening.

Motion: Council Member Fox made a motion to accept Resolution 2024-18, a Resolution of the City Council of the City of Montgomery, Texas, adopting the American Rescue Plan Act State & Local Fiscal Recovery Funding, Financial Management Policies & Procedures. Mayor Pro-Tem Olson seconded the motion. Motion carried with all present voting in favor.

21. Consideration and possible action on a Resolution of the City Council of the City of Montgomery, Texas, submitting nominee(s) as candidate(s) for the Election of the Montgomery Central Appraisal Districts Board of Directors.

Discussion held among the City Council to nominate Mayor Pro-Tem Olson.

Motion: Council Member Fox made a motion to accept Resolution 2024-19, a Resolution of the City Council of the City of Montgomery, Texas, submitting nominee(s) as candidate(s) for the Election of the Montgomery Central Appraisal Districts Board of Directors; and to nominate Mayor Pro-Tem Olson. Council Member Langley seconded the motion. Motion carried with all present voting in favor.

22. Consideration and possible action to authorize staff to enroll in the AT&T FirstNet plan and to discontinue employee telephone reimbursement.

Chief Solomon said in line with Senate Bill (SB)1893 social media of Tik Tok and some other social media applications, we looked at our phone services and we are going to have to have a service change. When we started looking at the amount that we were paying for employees for phones it was about \$19,800. Going with FirstNet will save us about \$9,000 and we want to get all the staff into FirstNet. Mayor Pro-Tem Olson said good, this is something he has been wanting to do for a while. Council Member Fox asked Chief Solomon how much did he say it would save? Chief Solomon said \$9,650. Council Member Langley asked if we have to make a new policy for the phones because they are City owned now? Chief Solomon said we have gotten a new policy for the Tik Tok that will serve as a policy for our phone services. We will take a look at it and see if we need to enhance that some more and also change our social media policy to also go in with SB 1893. We have made the necessary changes but we will take a look when we start. Mayor Countryman asked Chief Solomon if there was consideration for elected and boards for the City because we are on our personal phones or is that still up for consideration or no? Mayor Countryman said to hand out city owned phones to board commissions and electees I know that was discussed with Ms. Beaven. City Secretary Beaven said we can issue these FirstNet phones to Council and Board Commission Members if they would like to choose to use them but there will not be any stipends if using your own phone and will be subject to open record requests. Mayor Countryman asked if they use their personal phone they cannot have Tik Tok on it correct? Mr. Petrov said if you use your personal and you also use your personal for city business then that is correct. If you use your personal just for personal, not for city business then you are free to have whatever you want. Chief Solomon said but we will

also once you come into this building we are going to have a service where you will not be able to pick those things up.

Motion: Mayor Pro-Tem Olson made a motion to authorize staff to enroll in the AT&T FirstNet plan and to discontinue employee telephone reimbursement. Council Member Donaldson seconded the motion. Motion carried with all present voting in favor.

DEPARTMENTAL REPORTS

23. Departmental Reports Status Update.

Chief Solomon said we will resume the reports in January and one of those will be the end of the year report but will all the things we needed to get on this agenda we will resume the reports in January.

COUNCIL INQUIRY

Mayor Pro-Tem Olson reminded everyone not to forget about the Christmas parade this weekend.

EXECUTIVE SESSION

Closed Session.

City Council will meet in Closed Session pursuant to the provisions of Chapter 551 of the Texas Government Code, in accordance with the authority contained in:

Section 551:071 Consultation with Attorney to seek or receive legal advice regarding pending litigation.

Section 551:074 Personnel Matters – Chief of Police and Interim City Administrator

Section 551.074 Personnel Matters – Assistant City Administrator and City Secretary

Section 551.074 Personnel Matters – Code Enforcement and Planning & Development Administrator

Section 551.074 Personnel Matters – Public Officer – Casey Olson

At 6:44 p.m. Mayor Countryman convened the Montgomery City Council into a closed session pursuant to provision of Chapter 551 of the Texas Government Code, in accordance with the authority contained in Section 551:071 Consultation with Attorney to seek or receive legal advice regarding pending litigation, Section 551:074 Personnel Matters – Chief of Police and Interim City Administrator, Section 551.074 Personnel Matters – Assistant City Administrator and City Secretary, Section 551.074 Personnel Matters – Code Enforcement and Planning & Development Administrator, and Section 551.074 Personnel Matters – Public Officer – Casey Olson.

ACTION FROM EXECUTIVE SESSION

Open Session.

City Council will reconvene in Open Session at which time action on the matter(s) discussed in Closed Session may be considered.

Section 551.071 Consultation with Attorney to seek or receive legal advice regarding pending litigation.

Section 551.074 Personnel Matters – Chief of Police and Interim City Administrator

Section 551.074 Personnel Matters – Assistant City Administrator and City Secretary

Section 551.074 Personnel Matters – Code Enforcement and Planning & Development Administrator

Section 551.074 Personnel Matters – Public Officer – Casey Olson

At 8:13 p.m. Mayor Countryman reconvened the Montgomery City Council into an open session pursuant to provision of Chapter 551 of the Texas Government Code to take any action necessary related to the executive session noted herein, or regular agenda items, noted above, and/or related items.

Motion: Mayor Pro-Tem Olson made a motion to approve the compensation increase of \$20,000 to the Chief of Police for additional duties as Interim City Administrator to be effective for the pay period starting December 10, 2024. Council Member Fox seconded the motion. Motion carried with all present voting in favor.

Motion: Council Member Langley made a motion to approve the compensation increase of \$8,500 to reconstruct the code enforcement and planning and development director position into a dual role, adopt a job description for code enforcement planning and development administrator and to be effective for the pay period starting December 10, 2024. Council Member Fox seconded the motion. Motion carried with all present voting in favor.

Item 6 was pulled from the Consent Agenda for separate discussion at the end of the meeting.

- 6. Consideration and possible action on a Resolution of the City Council of the City of Montgomery, Texas authorizing the signers for all City of Montgomery banking accounts with First Financial Bank; and providing an effective date.**

Council Member Langley requested for an amendment for the following:

Ruby Beaven ~~Assistant City Administrator~~ City Secretary

WHEREAS, the City Council of the City now wishes to authorize the governing body, which includes the Mayor and members of City Council, the Interim City Administrator and ~~Assistant City Administrator~~ City Secretary as signers on all City of Montgomery banking accounts.

Motion: Council Member Langley made a motion to accept Resolution 2024-20, a Resolution of the City Council of the City of Montgomery, Texas authorizing the signers for all City of Montgomery banking accounts with First Financial Bank and providing an effective date with an amendment to for the replacement of the assistant city administrator position to City Secretary. Council Member Fox seconded the motion. Motion carried with all present voting in favor.

ADJOURNMENT

Mayor Pro-Tem Olson said before the meeting is adjourned he would like to make a public statement. He said at the last meeting in his comments and his tone it had been construed that he insinuated there was collusion or malfeasance with other Council Members. He said his tone or his word choice was incorrect. A lot of information has come to light that he should have been aware of as he was in meetings. It was explained to him that yes, he was aware of these things and that is his mistake and he apologized to all the Council. Mayor Countryman and all Council Members thanked Mayor Pro-Tem Olson. Council Member Langley said she accepts his apology. Council Member Fox says she does too and Mayor Countryman as well.

Motion: Council Member Fox made a motion to adjourn the Regular Meeting of the City of Montgomery at 8:18 p.m. Mayor Pro-Tem Olson seconded the motion. Motion carried with all present voting in favor.

APPROVED:

Sara Countryman, Mayor

ATTEST:

Ruby Beaven, City Secretary