

**City Council Special Meeting
MINUTES
July 01, 2024, at 6:00 PM**

CALL TO ORDER

Mayor Pro Tem Casey Olson called the meeting to order at 6:00 p.m.

Present:	Casey Olson	Mayor Pro Tem
	Cheryl Fox	City Council Place #4
	Stan Donaldson	City Council Place #5

Also Present:	Gary Palmer	City Administrator
	James Greene	City Secretary
	Maryann Carl	Finance Director
	Mike Muckleroy	Director of Public Works
	Anthony Solomon	Chief of Police
	Kimberly Duckett	Court Administrator

INVOCATION

CM Donaldson gave the invocation.

PLEDGE OF ALLEGIANCE TO FLAGS

Pledges to the American and Texas Flag were conducted.

VISITOR/CITIZENS FORUM:

No Speakers.

CONSIDERATION AND POSSIBLE ACTION:

1. Consideration and possible action the City of Montgomery Crime Control and Prevention District's (MCCPD) two-year budget plan and two-year crime control plan.

Mayor Pro Tem Olson: Consideration and possible action the City of Montgomery Crime Control and Prevention District's (MCCPD) two-year budget plan and two-year crime control plan.

CM Fox: Chief would you speak really loud because my husband who may be watching says there's no mic on that and he cannot hear y'all.

Solomon: Okay. uh Mayor Pro Tem and council. Uh we're uh we've come today in and moving along with the statute uh last week the uh when government control and prevention District uh met they had a public hear from there they uh they Nally approve the budget in the 2year crime uh this meeting today is uh so we can submit that approved uh plan to you guys and you'll have a chance to to look over and then at some point you'll have to call a public here a public here and be call sometime after that I think each one of you received the packet of both the budget and the uh and the comprehensive plan yes so if you have any questions about that's this meeting here today for you guys to be able to approve that.

CM Donaldson: So what is um what is your opinion of how well this plan works as opposed to the other plans we've had in the past.

Solomon: When you say plan?

CM Donaldson: Other leasing opportunities that we've had.

Mayor Pro Tem Olson: This this is for the Crime District.

CM Donaldson: Oh I'm sorry. I'm sorry, I got ahead of the schedule. Sorry.

Mayor Pro Tem Olson: I thought we approved the budget.

Solomon: You guys approved it as a district. As a district board the District board approved it on last week and once they approve it, it has to come back. It has to come back to you guys uh for you guys to approve it as well to hold a public hearing and then you guys have to adopt that plan and then approve it as be a public hearing just like what happened last week there public hearing so we need to set a date for the public hearing uh we can yes we can we can set that date for the public hearing it could be as much as your next council meeting.

Greene: It has to be, we have to have 10 days uh to publish the notice. So the next meeting would be the 23rd

Solomon: 23rd?

Mayor Pro Tem Olson: So that's the only action you need? You want to make a motion for that?

CM Fox made a motion to set a public hearing for consideration of possible action of the City of Montgomery Crime Control and prevention District two-year budget plan and two-year crime plan for July 23rd of 2024 which will be our last meeting of the month with CM Donaldson seconding the motion and all Councilmembers voting AYE, motion Carried.

2. Consideration and possible action to approve a TexPool Resolution Amending Authorized Representatives.

Mayor Pro Tem Olson: All right. Consideration of possible action to approve the TexPool resolution amending of authorized representatives

Carl: All right. This is just a housekeeping item um we need to remove mayor Sanford and add mayor Countryman to the text pool um authorized representatives.

Mayor Pro Tem Olson: So we need to make a motion to remove them I can't just do it?

Carl: It's not to remove, it's a resolution amending the authorized representatives to add uh Mayor Countryman.

Mayor Pro Tem Olson made a motion to approve the resolution and the motion was seconded by CM Donaldson with all Councilmembers voting AYE, motion carried.

3. Consideration and possible action to enter into a master equity lease agreement, maintenance agreement, and maintenance management and fleet rental agreement with Enterprise Fleet Management for six Police Pursuit vehicles and two Public Works vehicles.

Mayor Pro Tem Olson: Consideration of possible action to enter into a master Equity lease agreement maintenance agreement and maintenance management and Fleet rental agreement with Enterprise Fleet Management for six police pursuit vehicles and two Public Works Vehicles.

Carl: All right this is the item that we discussed uh during the June 10th Wokshop. Uh when Jeff corner from Enterprise Fleet Management was present. Uh discussing the uh options for vehicle leasing through Enterprise um as a result we come to this evening uh for signatures on these agreements the vehicles included in this would be six Pursuit vehicles for PD and two uh Silverado 25 00 4X4 Crew Cabs for Public Works. In your packet we outlined what the budget cost would be so currently in this fiscal year in the police department we had budgeted \$150,000 for two vehicles we're able to uh Enterprise is able to intercept those two vehicles that were ordered and roll those into this lease agreement which gives us a little bit more flexibility with those funds so what that would mean for us is that we can pay for the upfitting and the first three months of the lease on those two vehicles for a cost of 55,696 in this year we'd like to use the remaining balance to upfit three of the other four vehicles that will be a part of next year's the lease will be a part of next year but we can pay for that upfitting cost this year and in doing so we would still be left with \$19,304 that was budgeted this year so we're able to upfit five of the six vehicles and pay for the first 3 months on two of those vehicles with this this year's budget we won't actually uh receive the the four vehicles until after the start of the fiscal year and so we would not incur any additional lease costs for those Vehicles until after the start of the fiscal year at the same time we would upfit that final vehicle next year so next year's budget amount that we will be looking at which would include the lease for all six vehicles and the upfitting of the last vehicle the budget amount for next year will be 93,351.

CM Fox: Repeat that?

Mayor Pro Tem Olson: 93,354. 351. That's the total cost of the lease for but so it's talking about six where's the where's the sixth one fall here? That's five.

Carl: What was your question?

Mayor Pro Tem Olson: It says six police pursuit Vehicles right you've explained five.

Carl: Right so we're paying for the upfitting on five in this fiscal year the upfitting on that sixth vehicle will take place in fiscal year 25 and then that lease payment the annual lease payment for all six Pursuit Vehicles is 68,351 351 by adding the 25,000 for the upfitting that's where we get the 93,351 for next fiscal year. So the subsequent years will be 68,351.

Mayor Pro Tem Olson: Okay. So you just have to bear with me cuz I was not here for that Workshop. I apologize.

Carl: Yes. Yes.

Mayor Pro Tem Olson: So that makes sense to me. Is that, does the numbers match? Does that seem right? 68,000 a year for how many years is the lease?

Carl: So it's an open-ended lease okay right and so the um that will be six vehicles uh for fiscal year 25, 26, 27, 28. Um and in fiscal year actually 29 if you're looking at your little worksheet I off one year on there would be we would two the first two vehicles that are in this fiscal year would be ready potentially to be sold and have more Vehicles new vehicles replace them.

Mayor Pro Tem Olson: In 20 what year was that 20?

Carl: Would be fiscal year 29.

Mayor Pro Tem Olson: So 5 year lease.

Carl: Yeah five years.

Mayor Pro Tem Olson: Okay. Perfect. And the Public Works vehicles are the same what's the deal with those?

Carl: So Public Works um it's slightly different um in the fact that we would not be taking delivery on these vehicles these would actually be vehicles that are ordered um so these vehicles would not be delivered until late in 2024 um one is a replacement vehicle however we are not proposing to trade a vehicle in for sale this year as keeping it as an extra in case one of the other vehicles goes down so we're not out of a vehicle for work crew and then that second vehicle is the new vehicle um based on the adding of the the new position um so what happens in this scenario is we have the two Public Works trucks the cost to outfit both of them uh combined is 26,000 one is going to get like tool beds and so forth and one will be the utility bed that's put on there uh so that would be the cost for that the annual lease is 23,990 for the lease and 26,000 for the equipment cost bringing our total in fiscal year 25 to 45,980 the following years will be 23,979.

Mayor Pro Tem Olson: Mike did you you I I don't I can't recall top my head you budgeted for a vehicle 50,000 or something.

Muckleroy: For this coming budget year?

Mayor Pro Tem Olson: No this last one we're in.

Muckleroy: No, nothing for this one for the one coming up I was proposing.

Mayor Pro Tem Olson: Okay. So there's my next question. Why are we um why aren't we waiting until budget to pass this stuff? Is there some kind of timeline that we have to be on?

Carl: So there is a timeline on this um based on the fact that the PD Vehicles those two vehicles are ready to go for upfitting and the other four have actually been delivered to the dealership as well if we don't act on this now we lose the opportunity to roll those Vehicles into this those first two for sure we lose the opportunity to roll them into this agreement and we think that there's a great advantage to putting them into this agreement okay the other piece of that for the public works it's kind of a package deal right they don't just do um Public Safety Vehicles without having some non-public safety Vehicles as a part of their agreement so it is kind of a package deal and the other piece is that the order banks are open for those public Works trucks so if we can get in on that order bank and we don't have to be scrambling to try to find Vehicles after the fact so that's why we're here tonight.

Mayor Pro Tem Olson: No, that makes sense.

CM Fox: Maryann, is this a relatively uh common lease that that they have here?

Carl: It is legal has reviewed it as well this is a standard lease that all of the municipalities um it's actually pretty standard I know Casey's familiar with it as well it's they do a lot of oil and gas work um the difference is there's an amendment to that agreement that is for municipalities so but it's a very standard agreement.

CM Fox: The reason I was asking was because of the reduced Book value at 60 months in the service charge I I didn't know if that was a a standard.

Carl: it is and and like I said it's an open-ended Equity agreement so if we get to the end of it and we're like hey there's still life in these vehicles and it doesn't make sense to turn them back in we can go another year um and they will be watching and and looking at our vehicle as well all of the vehicles as well to see you know if we're having maintenance type issues or higher mileage we might actually turn them in earlier and roll them you get that equity and then roll into the next Vehicles.

Mayor Pro Tem Olson: So my next question is for chief we're ordering six vehicles are going to be basically by the first of the year if I get it all right all six Vehicles will be here?

Solomon: Um yes we uh we order had to order the two uh because I they asked me a question earlier about was I comfortable with this program and it was supposed to been on last agenda and we we had some apprehensions about it because we started to look at the cost of upfitting and find out the the Enterprise did not upfit but we have that money in the budget like maryan was talking about that would equip those vehicles uh so with the two vehicles that we had that means we don't have to spend that \$150,000 we use that \$150,000 to equip all six of those cars right and for what the least is going to be costing us and anytime we can turn over to turn out of we've got something to trade back in which gives us a little equity on that side for not having to pay so much for.

Mayor Pro Tem Olspm: So my question goes to the six Vehicles. That's six new vehicles what are we going to do with the six they're replacing, what's the plan?

Solomon: Okay the six that we've got out here we've got uh we've got two of the explorers the old explorers that we have out there we've got one uh Sergeant's vehicle that's it's a 17 it's got like 180 maybe maybe about 130,000 miles on it so we we we'll be taking that one out of uh out of the service as well.

CM Fox: What do you do with it after you take it out of service?

Mayor Pro Tem Olson: Yeah, what are we doing with them we're going once we take those out of service?

Solomon: We'll hold on the other two we'll take those at some point and trade them back to to Enterprise but that won't be until that won't be until the following following year we do the trades right.

Mayor Pro Tem Olson: So I'm I'm confused we're getting six Vehicles by the first of the year we don't need six but that's fine I get it what are we going to do with cuz we're not going to let six new vehicles just sit that means we're going to have six vehicles that are old doing something besides sitting around.

Solomon: We're also taking the pickup out of we're going to take that pickup out of service that's going to go to a sergeant to a sergeant car while we ever had that pickup we'll take the pickup out of service we'll turn that into a code enforcement vehicle we'll take that code enforcement vehicle that we have to explore and we'll take that Explorer out we'll take a 17 out and I think we have one more 16 that will take out of service.

CM Fox: So are you selling them?

Solomon: Yeah. We send those to auction to sell.

Mayor Pro Tem Olson: Yeah, so how many are we taking out of service? How many are we going to sell?

Solomon: Taking about four out of service take four out of service.

Mayor Pro Tem Olson: That makes sense.

CM Fox: Are they are they put into an auction or they are they put for public?

Solomon: We'll use Enterprise.

CM Donaldson: It's proposition number four.

Mayor Pro Tem Olson: Oh okay. There you go. Yeah all right. So we just need to uh we need an action here folks we need a motion for three.

CM Fox made a motion to enter into a Master Equity lease agreement, maintenance agreement maintenance, management Fleet Rent agreement with Enterprise Fleet Management for six Patrol Pursuit vehicles and two Public Work Vehicles and CM Donaldson seconded the motion with all Councilmembers voting AYE, motion carried.

4. Consideration and possible action to enter into a consignment auction agreement with Enterprise Fleet Management for future sale of vehicles determined to surplus.

Mayor Pro Tem Olson: Item four consideration of possible action to enter into a consignment auction agreement with Enterprise fleet management for future sale of vehicles determined for Surplus which uh we just got the low down for that.

Mayor Pro Tem Olson made a motion to accept the item as presented and the motion was seconded by CM Fox.

CM Donaldson: Need them to correct the date on the first uh agreement. It says June the 1st I think they meant July.

Mayor Pro Tem Olson: I have to let you guys check.

Greene: I got it.

CM Donaldson: Page 47.

Mayor Pro Tem Olson: Is it supposed to be July?

Greene: Yes.

Carl: Yes, it should be July 1. I apologize.

Mayor Pro Tem Oslon: Good catch. The motion still stands.

All Councilmembers vote AYE, motion carried.

5. Consideration and possible action on adopting a resolution APPOINTING A TEMPORARY REPLACEMENT ASSOCIATE JUDGE TO ACT IN PLACE OF THE PRESIDING MUNICIPAL COURT JUDGE IN HIS ABSENCE; PROVIDING A REPEALER; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Mayor Pro Tem Olson: Item five consideration and possible action on adopting a resolution appointing a temporary replacement associate judge to act in place of our the presiding municipal court judge in his absence providing a repealer providing for severability and providing an effective date.

Mayor Pro Tem Olson: So Kim, how goes it?

Duckett: It's wonderful. Just asking Council to approve um judge Shelytha Alexander Simmons just for this time because the judge as I mentioned last week the judge will be out at the Supreme Court and I have a big docket that day we have jury trials at 9: bench trials at 1 pre uh juvenile at 5: and uh regular trial at 6 and I did not want to cancel the that Court night so we searched around no one was close so I um called this called The Judge Alexander just to see if she would be available for all day and she agreed if the council would accept her.

Mayor Pro Tem Olson: Sure. So my question there is how do we um um how is she paid?

Duckett: The judge will um compensate her because he will be compensated for that month for July month so that'll be up to that's an internal Arrangement between them yes there will be nothing additional um outside of his pay so whatever he's paid he will compensate her.

Mayor Pro Tem Olson: Awesome any questions?

Mayor Pro Tem Olson made a motion to accept the item as presented and the motion was seconded by CM Donaldson with all Councilmember voting AYE, motion carried.

ADJOURNMENT:

Mayor Pro Tem Olson: All right. Anybody got anything else? Need a motion to adjourn

CM Fox made a motion to adjourn and the motion was seconded by CM Donaldson with all Councilmembers voting AYE, motion carried.

Meeting adjourned at 6:22 p.m.

Submitted by: _____ Date Approved: _____
James Greene, City Secretary

Casey Olson, Mayor Pro Tem