

**City Council Regular Meeting
MINUTES**

April 11, 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
	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
	Carol Langley	City Council Place #1
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 6:00 P.M.

INVOCATION

Mayor, Byron Sanford provided the Invocation.

PLEDGE OF ALLEGIANCE TO FLAGS

ANNOUNCEMENTS

Mayor Sanford presented Mr. Tom Hoyt, President of "Friends of the Charles B. Stewart West Branch Library" with a Proclamation to celebrate and recognize April as Library Week.

VISITOR/CITIZENS FORUM:

Bill Clevenger spoke regarding the food truck ordinance workshop that he just attended and that his discussion point here is to highlight the great lack of things for the youth in the city to do. The fact is that without activities for youth in the city we are sending tax dollars down the freeway to other cities. Parents take them to the woodlands for instance. He went on to add with all the new development we as a city should be focusing on making the city family friendly.

CONSENT AGENDA:

1. Approval of the meeting minutes of City Council and Zoning Board of Adjustment meeting 03-28-2023.
2. Consideration and possible action on approval of two BNSF Railway Pipeline Licenses for the Sanitary Sewer Force Main and 12" Waterline Projects on Old Plantersville Road.

3. Consideration and possible action on A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF MONTGOMERY DESIGNATING AUTHORIZED SIGNATORIES FOR CONTRACTUAL DOCUMENTS AND DOCUMENTS FOR REQUESTING FUNDS PERTAINING TO THE COMMUNITY DEVELOPMENT BLOCK GRANT · DISASTER RECOVERY PROGRAM (CDBG-DR) CONTRACT NUMBER 19-076-017-B366.
4. Consideration and possible action on Cost/Price Analysis and Profit Negotiation Procedures for federal grants.
5. Consideration and possible action on an update to the City's financial policy and procedures for federal grants.
6. Consideration and possible action on an update to the City's procurement policy and procedures for federal grants.

Councilmember Casey Olson moved to approve the consent agenda items as presented. Councilmember Cheryl Fox seconded the motion. **Motion Passed (3-0).**

PUBLIC HEARING:

7. Consideration and possible action on a rezoning request from Cornerstone Community Church located at 14740 Liberty Street.

Mr. Dave McCorquodale presented the Council with highlights of the Planning and Zoning Commission's final report and stated the Commission recommends approval. He answered questions from the City Council.

- a) Acceptance of the Final Report from the Planning and Zoning Commission.

Councilmember Patricia Easley moved to accept the Final Report from the Planning & Zoning Commission. Councilmember Casey Olson seconded the motion. **Motion Passed (3-0).**

- b) Convene into a Public Hearing to hear comments on the proposed rezoning of the property.

Mayor Sanford **opened** the public hearing at: **6:22 P.M.**

No comments were made by members of the Public.

Mayor Sanford **closed** the public hearing at: **6:23 P.M.**

- c) Consideration and approval of AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF MONTGOMERY, TEXAS AMENDING THE ZONING CLASSIFICATIONS AS DEFINED IN THE CITY CODE OF ORDINANCES CHAPTER 98, "ZONING," FOR A 0.295-ACRE TRACT SITUATED IN THE JOHN CORNER SURVEY, ABSTRACT NUMBER 8, MONTGOMERY COUNTY, TEXAS COMMONLY REFERRED TO AS A PORTION OF 14740 LIBERTY STREET, MONTGOMERY COUNTY, TEXAS FROM "R-1" SINGLE-FAMILY RESIDENTIAL ZONING DISTRICT, AS FOUND ON THE CITY'S OFFICIAL ZONING MAP TO "I" INSTITUTIONAL ZONING DISTRICT CLASSIFICATION; AND TO AMEND THE OFFICIAL ZONING MAP; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE UPON PASSAGE AND PUBLICATION.

Councilmember Patricia Easley moved to adopt the Ordinance as presented. Councilmember Cheryl Fox seconded the motion. **Motion Passed (3-0).**

CONSIDERATION AND POSSIBLE ACTION:

8. a) Discussion on an Ordinance adopting the standards of Care for 2023 Youth Programs. Mr. Mike Muckleroy introduced and presented this item to the Council. He responded the City Council questions and concerns and provided details of the program and the experience of the staff person who designed the program.

b) Public Comment / Public Hearing.

Mayor Sanford **opened** the public hearing at: **6:32 P.M.**

Julie Davis, resident stated that she felt to reduce the concerns of council and the liability to the city that the program should be outsourced to local churches and organizations.

Sara Countryman, resident stated the risk was so high when dealing with other people's children, the city has a huge liability and the resources it took just to run the spring camp. Two public work guys, plus the recreation specialist to make just under \$500.00.

Bill Clevenger, a resident, stated he agreed and that there are other groups out there better able to deal with this type of program.

Julie Davis stated that as a registered and long-time foster parent, no matter how many FBI background checks occur, there are those who do things to kids, a policy should be included whereby to leaders at all times.

Mayor Sanford stated he felt it was rushed for this to be straightened out before summer.

Mayor Sanford **closes** the public hearing at: **6:36 P.M.**

c) Consideration and possible action on: AN ORDINANCE ADOPTING THE STANDARDS OF CARE FOR 2023 FOR YOUTH PROGRAMS OFFERED BY THE CITY OF MONTGOMERY, TEXAS; PROVIDING THAT THIS ORDINANCE IS CUMULATIVE; PROVIDING A SERVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Councilmember Patricia Easley moved to adopt the Standards of Care ordinance as presented. Councilmember Casey Olson seconded the motion. **Motion Passed (3-0).**

9. Calling a Public Hearing for a rezoning request from "R1"-Single Family Residential to "B"-Commercial for a 0.552-acre parcel of land located at 14640 Liberty Street as submitted by Evan Ballew.

Mr. Dave McCorquodale introduced this item and provided council with details on the process for rezoning. He informed the council that all they are approving tonight is calling for the public hearing.

Councilmember Casey Olson moved to call the public hearing for May 9, 2023, at 6 P.M. Councilmember Patricia Easley seconded the motion. **Motion Passed (3-0).**

10. Consideration and possible action regarding the bid results for the "Flagship Boulevard Storm Sewer and Pavement Replacement" project.

Mr. Chris Roznovsky, WGA Engineers presented this item and provided the council with a comprehensive overview of the project requirements and the results of the bid for the sewer and pavement replacement. He informed the council that bids came in way over budget and at the same time the County on another project had declared that they will not be seeking City of Montgomery's participation therefore there would be some funds that could be moved around. Mr. Roznovsky

recommended the council table this item and he will work up alternatives and bring back at the next meeting.

Councilmember Cheryl Fox moved to table this item until the April 25, 2023, City Council meeting. Councilmember Patricia Easley seconded the motion. **Motion Passed (3-0).**

EXECUTIVE SESSION:

City Council did not enter into Executive Session.

POSSIBLE ACTION FROM EXECUTIVE SESSION:

No executive Session items.

COUNCIL INQUIRY:

Councilmember Casey Olson stated he has received emails regarding basketball court/ tennis courts that could be created in the city. The City owns property that is not used and felt it would be an opportunity to explore.

ADJOURNMENT

Councilmember Cheryl Fox moved to adjourn the meeting. Councilmember Casey Olson seconded the motion. **Motion passed (3-0).**

ADJOURNED: 6:45 P.M.

Submitted by: _____
Nici Browe, City Secretary

Date Approved: _____

Byron Sanford, Mayor