

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MONTGOMERY (“CITY COUNCIL”), TEXAS, APPROVING THE PROPOSED MONTGOMERY CRIME CONTROL AND PREVENTION DISTRICT (“CCPD”) BUDGET AND CRIME CONTROL PLAN FOR FISCAL YEARS 2024-2025 AND 2025-2026; PROVIDING A REPEALER; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, Section 363.061 of the Texas Local Government Code provides that the CCPD shall formulate and approve a two-year crime control plan and a two-year budget plan; and

**WHEREAS**, Section 363.204 of the Texas Local Government Code requires the CCPD to hold a public hearing prior to the adoption of said crime control plan and budget; and

**WHEREAS**, the Board of Directors for the Montgomery Crime Control and Prevention District properly published and held its required public hearing on June 25, 2024; and

**WHEREAS**, the CCPD did adopt said proposed crime control plan and budget on June 25, 2024; and

**WHEREAS**, Section 363.205 of the Texas Local Government Code requires the City Council to hold a public hearing prior to approving the adopted CCPD crime control plan and budget; and

**WHEREAS**, the City Council for the City of Montgomery properly published and held its required public hearing on July 23, 2024; and

**WHEREAS**, the proposed crime control plan and budget must now be approved by the City Council.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Montgomery that:

**SECTION 1. Findings.** The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

**SECTION 2. Crime Control Plan and Budget Approved.** The City Council hereby approves and adopts the CCPD’s proposed crime control plan and budget for fiscal years 2024-2025 and 2025-2026 attached hereto and incorporated herein as Exhibit A.

**SECTION 3. Repealer.** All ordinances and parts thereof in conflict herewith are hereby expressly repealed insofar as they conflict herewith.

**SECTION 4. Severability.** It is hereby declared that the sections, paragraphs, sentences, clauses, and phrases of this ordinance are severable and, if any phrase, clause, sentence, paragraph, or section of this ordinance shall be declared unconstitutional or invalid by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and section of this ordinance, because the same would have been enacted by the City Council without the incorporation of any such unconstitutional phrase, clause, sentence, paragraph, or section.

**SECTION 5. Effective Date.** This ordinance shall become effective immediately from and after its passage and publication in accordance with the provisions of the Texas Local Government Code.

**PASSED AND APPROVED** this the 23<sup>rd</sup> day of July, 2024.

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Sara Countryman, Mayor

ATTEST:

APPROVED AS TO FORM:

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James Greene, City Secretary

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Alan P. Petrov, City Attorney