

Mayor Todd Kana
Daniel Miller, Position 1
Matthew Dantzer, Position 2
Richard Carby, Mayor Pro Tem, Position 3
Brenda Hoppe, Position 4
Jack L Huitt Jr., Position 5



Don Doering, City Administrator
Leonard Schneider, City Attorney
Kyle Montgomery, Police Chief
Beverly Standley, Finance/HR Administrator
Tim Robertson, City Engineer
Mike Kurzy, Baxter & Woodman
Christian Gable, Interim City Secretary

NOTICE OF PUBLIC MEETING OF THE MAGNOLIA CITY COUNCIL

AMENDED AGENDA
REGULAR CITY COUNCIL MEETING
TUESDAY, SEPTEMBER 12, 2023 – 6:00 PM
Sewall Smith Council Chambers
18111 Buddy Riley Blvd., Magnolia, Texas 77354

1. CALL MEETING TO ORDER

- a. INVOCATION
- b. PLEDGE OF ALLEGIANCE
- c. ROLL CALL AND CERTIFICATION OF A QUORUM

2. CITIZEN COMMENTS, REQUESTS OR PETITIONS FROM THE PUBLIC

(This agenda item provides an opportunity for citizens to address the City Council on any matter not on the agenda).

Comments shall be limited to three (3) minutes per person. Comments by the governing body shall be limited to:

- a. *Statements of specific factual information given in response to an inquiry;*
- b. *A recitation of existing policy in response to an inquiry;*
- c. *A proposal to place the subject on a future agenda.*

3. CONSENT AGENDA

(This portion of the agenda consists of items considered routine and will be enacted by one motion unless separate discussion is requested by a member of the City Council or a citizen. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.)

a. CONSIDERATION – APPROVAL OF MINUTES

Consideration and possible action to approve the minutes of the Regular City Council Meeting held August 8, 2023.

b. CONSIDERATION – APPROVAL OF MINUTES

Consideration and possible action to approve the minutes of the Special City Council Meeting held August 29, 2023.

c. CONSIDERATION – APPROVAL OF MINUTES

Consideration and possible action to approve the minutes of the Special City Council Meeting held August 30, 2023.

4. **CONSIDERATION – APPROVE REQUEST FOR STREET CLOSURES DEAN, R.L. BUTLER, AND UNITY PARK DR. FOR “STROLL THROUGH THE RENAISSANCE” EVENT SATURDAY, SEPTEMBER 30 FROM 3:00-7:00 PM** (Mayor Todd Kana)
5. **CONSIDERATION AND POSSIBLE ACTION TO ADOPT RESOLUTION NO. R-2023-004 TO PROCLAIM OCTOBER 5, 2023, AS CITY OF MAGNOLIA TEACHERS’ DAY** (Mayor Todd Kana)
6. **CONSIDERATION AND POSSIBLE ACTION TO ADOPT RESOLUTION NO. R-2023-005 TO NOMINATE FOR THE MONTGOMERY CENTRAL APPRAISAL DISTRICT’S BOARD OF DIRECTORS ELECTION, 2024-2025 TERM** (Mayor Todd Kana)
7. **CONSIDERATION – CASTING VOTE FOR CANDIDATE APPOINTMENT TO 9-1-1 MONTGOMERY COUNTY EMERGENCY COMMUNICATION DISTRICT BOARD OF MANAGERS TO SERVE THE TWO-YEAR TERM CURRENTLY HELD BY PAUL VIRGADAMO FOR OCTOBER 1, 2023 – SEPTEMBER 30, 2025** (Mayor Todd Kana)
8. **CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO. R-2023-006 AUTHORIZING PUBLICATION OF NOTICE OF INTENTION TO ISSUE CERTIFICATES OF OBLIGATION** (Mayor Todd Kana)
9. **CONSIDERATION AND POSSIBLE ACTION TO APPROVE SITE PLAN FOR 5POINT CREDIT UNION** (Mayor Todd Kana)
10. **CONSIDERATION AND POSSIBLE ACTION TO APPROVE SITE PLAN FOR VALVOLINE** (Mayor Todd Kana)

11. CLOSED EXECUTIVE SESSION

The City Council of the City of Magnolia, Texas, reserves the right to adjourn into Executive Session at any time during the course of this meeting to discuss any of the matters listed below as authorized by Title 5, Chapter 551, of the Texas Government Code. §551.071(Consultation with Attorney), §551.072 (Deliberations about Real Property), §551.073 (Deliberations about Gifts and Donations), §551.074 (Personnel Matters), §551.076 (Deliberations about Security Devices), §551.086 (Deliberations about competitive matters), and §551.087 (Deliberation about Economic Development Matters.)

The City Council may enter into executive session under Texas Government Code Section 551.071 to consult and receive legal advice from its attorneys on water well built by Audubon.

The City Council may enter into executive session under Texas Government Code Section 551.071 to receive legal advice on MISD v City of Magnolia, Et Al.

The City Council may enter into executive session under Texas Government Code Section 551.071 to receive legal advice concerning the Wholesale Water Supply and Sanitary Sewer Agreement and addendums between the City of Magnolia and Audubon.

12. **RECONVENE** into regular session and consider and/or take action on item(s) discussed in executive session.

13. **CONSIDERATION AND POSSIBLE ACTION TO AUTHORIZE AN AMENDMENT TO WORK ORDER 23-002 IN THE AMOUNT OF \$13,125 FOR THE GEOTECHNICAL SERVICES RELATED TO LOCATING THE 500,000-GALLON EST AT WATER PLANT NO. 4 INSTEAD OF AT WATER PLANT NO. 3.** (Mayor Todd Kana)

**14. ADMINISTRATION - DEPARTMENT REPORTS
ACTIVITIES/ UPDATES/ ANNOUNCEMENTS AND ITEMS OF COMMUNITY INTEREST**

- a. POLICE DEPARTMENT (Chief of Police, Kyle Montgomery)
- b. PUBLIC WORKS DEPARTMENT (City Administrator, Don Doering)
- c. ADMINISTRATION DEPARTMENT (City Administrator, Don Doering)

15. ADJOURN

If, during the course of the meeting and discussion of any items covered by this notice, City Council determines that a Closed or Executive Session of the Council is required, then such closed meeting will be held as authorized by Texas Government Code, Chapter 551, Section 551.071 – consultation with counsel on legal matters; Section 551.072 – deliberation regarding purchase, exchange, lease or value of real property; Section 551.073 – deliberation regarding a prospective gift; Section 551.074 – personnel matters regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; Section 551.076 – implementation of security personnel or devices; Section 551.086 – deliberation regarding competitive matters of a public power utility ; Section 551.087 – deliberation regarding economic development negotiation; and/or other matters as authorized under Texas Government Code. If a Closed or Executive Session is held in accordance with the Texas Government Code as set out above, the City Council will reconvene in Open Session in order to take action, if necessary, on the items addressed during Executive Session.

Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services are requested to contact the City Secretary’s office at (281-305-0550), two working days prior to the meeting for appropriate arrangements.

CERTIFICATE

I certify that a copy of the Notice of Meeting was posted on the City Hall bulletin board, a place convenient and readily accessible to the general public at all times, and to the City’s website, www.cityofmagnolia.com, in compliance with Chapter 551, Texas Government Code.

DATE _____
TIME _____
TAKEN DOWN _____

Christian Gable, Interim City Secretary

