

ORDINANCE NO. 2023-15

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MONTGOMERY, TEXAS AMENDING THE RATES TO BE CHARGED FOR SOLID WASTE COLLECTION SERVICE INSIDE THE CITY OF MONTGOMERY, TEXAS; PROVIDING FOR A PENALTY FOR FAILURE TO PAY ACCOUNTS; PROVIDING CONDITIONS UPON WHICH SERVICE WILL BE RESUMED; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING A SAVINGS CLAUSE; PROVIDING A TEXAS OPEN MEETINGS ACT CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Montgomery, Texas has entered into a contract with Waste Management of Texas, Inc. for the collection of garbage within the City in those areas served by the City; and

WHEREAS, the agreement between the City of Montgomery, Texas and Waste Management of Texas, Inc. requires an annual CPI increase; and

WHEREAS, all residential, commercial and industrial customers of the City are required to use the service provided by Waste Management of Texas, Inc.; and

WHEREAS, Waste Management of Texas, Inc. has notified the City of a contract renewal price adjustment for Residential and Commercial service rates in accordance with the agreement.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MONTGOMERY, TEXAS THAT:

Section 1. Garbage Rates.

There shall be charged and collected by the City from each resident user and commercial customer for garbage and trash pickup the following rates (see Schedule A attached – Base Rates) plus a 2.5% fee to cover administrative costs:

a. Residential:

Price per home per month (combined collection services):	\$23.75
Additional solid waste or/and recycling cart per cart per month:	\$9.21
Lost or stolen replacement (direct billed to resident per cart):	\$86.32

b. Commercial:

Price per WM 96 gal cart:	\$29.51
Additional solid waste cart per cart per month:	\$9.21
Lost or stolen replacement (direct billed to resident per cart)	\$86.32

Section 2. Time and Place of Payment.

All customer accounts for garbage and trash pickup service shall be billed on a monthly basis. Payments shall be due and payable within fifteen (15) days after the bill is mailed. Payment shall be made at the City Hall, City of Montgomery, Texas, located at 101 Old Plantersville Road, or by mail at 101 Old Plantersville Road, Montgomery, Texas 77316. It shall be prima facie evidence that a billing has been received by a customer if the bill has been deposited in the U.S. Mail, postage paid.

Section 3. Penalties for Late Payment.

There shall be added to each account for garbage and trash services which are not paid as provided in Section I herein, a sum equal to ten percent (10%) of the amount of said account, as a penalty for late payment more than fifteen (15) days past the due date.

Section 4. Discontinuance of Service.

Garbage and trash service to any customer whose account is more than twenty (20) days delinquent shall be cut-off, and the charge therefore will be Twenty-Five Dollars (\$25.00) for resumption of service.

Section 5. Repealing Clause.

Any conflicting provisions of any other City ordinance are hereby repealed.

Section 6. Savings Clause.

If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional, void, or invalid, the validity of the remaining portion of this Ordinance shall not be affected hereby, it being the intention of the City Council of the City of Montgomery in adopting and of the Mayor in approving this Ordinance, that no portion hereof or provisions or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality or invalidity of any other portion, provision or regulation.

Section 7. Texas Open Meetings Act.

It is hereby officially found and determined that the meeting at which this Ordinance was considered was open to the public as required and that the public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

Section 8. Effective Date.

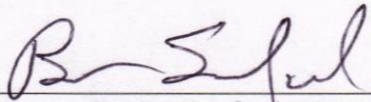
This Ordinance shall take effect and be in force after City Council approval.

PASSED AND APPROVED by the City Council of the City of Montgomery, Texas, on the 8th day of August 2023.

ATTEST:



Nici Browe TRMC, City Secretary



Byron Sanford, Mayor

WM
2749 Loop 336 East
Conroe, Texas 77301

May-21	Jun-21	Jul-21	Aug-21	Sep-21	Oct-21	Nov-21	Dec-21	Jan-22	Feb-22	Mar-22	Apr-22
516.440	517.202	521.185	524.408	529.934	530.114	529.053	532.538	533.078	538.313	540.719	542.564
May-22	Jun-22	Jul-22	Aug-22	Sep-22	Oct-22	Nov-22	Dec-22	Jan-23	Feb-23	Mar-23	Apr-23
544.546	547.554	548.187	548.706	558.254	561.090	563.816	565.185	570.412	575.697	576.773	580.124
28.11	30.35	27.00	24.30	28.32	30.98	34.76	32.65	37.33	37.38	36.05	37.56
5.442%	5.869%	5.181%	4.633%	5.344%	5.843%	6.571%	6.130%	7.003%	6.945%	6.668%	6.923%

City of Montgomery
Effective 08-01-2024
Schedule A
Base Rates

Residential Single Family Collection Rates

Residential Rates	\$23.75	1 x weekly Trash & Recycling in a 96-gal cart. Rate includes At Your Door
Extra Trash Cart	\$9.21	Limit 4 Carts
Extra Cart Recycle	\$9.21	Limit 4 Carts
Lost/Stolen Cart	\$86.32	

Commercial Hand Load Collection Rates

Commercial Rate	\$29.51	1 x weekly Trash & Recycling in a 96-gal cart.
Extra Trash Cart	\$9.21	Limit 4 Carts
Extra Recycling Cart	\$9.21	Limit 4 Carts
Lost/Stolen Cart	\$86.32	

City of Montgomery Roll Off Rates (for city use only)

Container Size / Type	Delivery Rate	Hauling Rate
20 Yard (Open Top)	\$123.82	\$410.65
30 Yard (Open-Top)	\$123.82	\$479.07
40 Yard (Open-Top)	\$123.82	\$617.30

Rate Comparison

Old Rate

a. Residential:

Price per home per month (combined collection services): \$22.21
Additional solid waste or/and recycling cart per cart per month: \$8.61
Lost or stolen replacement (direct billed to resident per cart): \$80.73

b. Commercial:

Price per WM 96 gal cart: \$27.60
Additional solid waste cart per cart per month: \$8.61
Lost or stolen replacement (direct billed to resident per cart) \$80.73

New Rate after 08/01/2023 (6.923% increase based on CPI)

a. Residential:

Price per home per month (combined collection services): \$23.75
Additional solid waste or/and recycling cart per cart per month: \$9.21
Lost or stolen replacement (direct billed to resident per cart): \$86.32

b. Commercial:

Price per WM 96 gal cart: \$29.51
Additional solid waste cart per cart per month: \$9.21
Lost or stolen replacement (direct billed to resident per cart) \$86.32