

Montgomery City Council-----February 12, 2008

Montgomery City Hall-----7:00 p.m.

Present: Timothy McWashington	Position #1
Travis Mabry	Position #2
Kirk Jones	Position #3
Joe Shockley	Position #4
Thomas Knight	Position #5
Edith Moore	Mayor
Brant Gary	City Administrator
Scott Mason	Assistant to City Administrator
Carol Langley	City Secretary
Bryan Fowler	City Attorney
Bill Kotlan	City Engineer

Mayor Moore declared a quorum and called the meeting to order.

City employee, Charlie Perez led the public in the Pledge of Allegiance to Flags. Mayor Moore presented to Charlie a proclamation for becoming a U.S. Citizen.

VISITOR/CITIZENS FORUM:

None at this time

ANNOUNCEMENTS & REPORTS:

1. Comments from the Mayor (Mayor, Edith Moore)
None at this time
2. Comments from the City Administrator/Staff Reports (Brant Gary, City Administrator)
Brant Gary announced that he would have more information on Blue Moon regarding wi-fi in the City soon. Information from the workshop will be on the next City Council agenda. Brant Gary explained to the Council that the Orientation/Retreat in May would be paid for out of the line item of Elections. He stated that the discussion with Conroe on the ETJ expansion would not be done until after the May election.
3. Montgomery Industrial Development Corporation (Norm Frank, MIDC)
Written report submitted
4. Planning and Zoning Commission Report (Stacy Knight, P&Z Commission)
Written report submitted
Travis Mabry made the motion to accept the reports as presented. Thomas Knight seconded the motion. The motion carried unanimously.

CONSIDERATION AND POSSIBLE ACTION:

5. Matters related to a sign variance request from Home Depot, Inc. (Brant Gary, City Administrator)

Discussion was taken on the variance for Home Depot for 2 signs. Home Depot Representative explained to council that the variance was for the height of one sign and another sign on the side street. The height in the ordinance is not to exceed 30' in height and they are asking for a 65' sign on 105. Discussion was taken on the height being that tall so the trees could be saved and still see the sign, only thing in the area, other signs for stores not that tall, store being in the back of the property and with the growth in the area to come they would like the sign to be 65'. Discussion was taken on the sign for the side street on the size and height. Travis Mabry made the motion to allow the ground sign on Buffalo Springs. Joe Shockley seconded the motion. The motion carried unanimously. Travis Mabry made the motion to deny variance on the 65' sign on 105. Kirk Jones seconded the motion. The motion carried unanimously.

CONSENT AGENDA:

6. Matters related to the minutes of the City Council meetings held on January 22, 2008 and January 30, 2008
7. Matters related to consideration of a contract with Montgomery County for Election services

Kirk Jones made the motion to approve consent agenda items #6 & #7 as presented. Travis Mabry seconded the motion. The motion carried unanimously.

PRESENTATIONS:

8. A presentation related to the Lone Star Honor Flight project (Lynn Gay)
Lynn Gay gave a presentation to the Council on the Lone Star Honor Flight project for the assisting WWII veterans in getting to Washington D.C. to see the WWII Memorial at no charge to them. She gave information packets to all members and public stating the purpose, where to send donations, local fund raising events and applications for Veterans.

PUBLIC HEARING AND POSSIBLE ACTION:

9. A public hearing and possible action related to the proposed Historic Preservation Ordinance
Mayor Moore closed the open meeting at 7:50p.m. and opened the public hearing. Citizens addressed the council with comments on conflict of interest, map does not define overlay, make all the City a Historical Area, made for the rich people, control of outside appearance, keep old buildings in style, designated landmarks without property owners consent, property owners should volunteer to be in, put it to a public vote, views of everyone should be heard, City limits to City limits, ways to not be in the area, some people like older homes and the look like old homes and some people do not, MIDC donate money to help home owners keep the homes up, taking peoples rights away from them, make property value go up, helps tourism, and keep history going. Mayor Moore closed the public hearing at 8:45 p.m.
Mayor Moore opened the regular meeting at 8:46 p.m. Discussion was taken by Council. Items of interest were amendments to the ordinance from P&Z, make it a volunteer basis, petition to P&Z and then Council, City wide vote, ordinances

are good working tools to have and this is one. Kirk Jones made the motion to approve the Historic Preservation Ordinance and request Planning and Zoning to make amendments. Joe Shockley seconded the motion. The motion carried 3 for and 2 against. Mayor Moore called for a count, Thomas Knight, Joe Shockley and Kirk Jones voted for, Timothy McWashington and Travis Mabry voted against.

10. A public hearing and possible action related to the proposed Corridor Enhancement Ordinance

Mayor Moore closed the open meeting at 9:09 p.m. and opened the public hearing. Citizens comments were the ordinance needs work done it for the different areas along the Corridor, modify zones or make different sections, wording in the ordinance confusing in several sections. Mayor Moore closed the public hearing at 9:25 p.m.

Kirk Jones made the motion to approve the Corridor Enhancement Ordinance and send back to Planning and Zoning for review from comments in public hearing. Joe Shockley seconded the motion. The motion carried 4 for and 1 against. Joe Shockley, Kirk Jones, Timothy McWashington and Travis Mabry voted for and Thomas Knight voted against.

CONSIDERATION AND POSSIBLE ACTION:

11. Matters related to consideration of an ordinance annexing the area known as the Estates of Mia Lago Section 1

Bryan Fowler explained to the Council that the public hearings have been held as required by law and the property can be annexed into the City. Travis Mabry made the motion to approve the Ordinance annexing the 42.9441 acre tract into the City of Montgomery. Timothy McWashington seconded the motion. The motion carried unanimously.

12. Matters related to acceptance of roads in Buffalo Springs

Bill Kotlan, City Engineer explained to the Council that the Buffalo Springs Section Two has been in operation for one-year and with the exception of the fencing around the lift station. All the cracks have been sealed on the roads. Thomas Knight made the motion to release the bond contingent upon the installation of the fence around the lift station. Travis Mabry seconded the motion. The motion carried unanimously.

13. Matters related to the adoption of City Council Meeting Rules and Procedures

Brant Gary explained to the Council the Council Meetings Rules and Procedures will set forth parliamentary procedures for the City Council meetings and formalize some of the processes and procedures currently in place as well as adding some structure to certain aspects of the meetings. Joe Shockley made the motion to adopt the ordinance adopting the revised City Council Meeting rules and Procedures. Timothy McWashington seconded the motion. The motion carried unanimously.

EXECUTIVE SESSION:

None at this time

ADJOURNMENT

Mayor Moore adjourned the meeting at 9:40 p.m.