

**MINUTES OF THE
CONROE CITY COUNCIL**

FEBRUARY 27 & 28, 2013

**CALL TO ORDER
CALL OF ROLL**

**PRESENT: Mayor Melder
Mayor Pro Tem Martin
Council Members, Gibson, Porter, Snider, and Gentry
City Administrator Paul Virgadamo
City Attorney Marcus L. Winberry
City Secretary Marla J. Porter**

After a roll call by the City Secretary establishing a quorum was present, the meeting was called to order at 2:00 p.m. by Mayor Melder.

The meeting agenda, which was posted in accordance with the Texas Government Code, Chapter 551, was presented.


Agenda folders containing data relating to agenda items had been furnished to Council Members prior to the meeting of the Council.

Agenda items were considered by the Council. The action taken concerning such item is shown on the official Council Action Sheet attached hereto and made a part of these Minutes.

After all business properly brought before the Council had been considered, City Council adjourned.


Webb K. Melder, Mayor

ATTEST:


Marla J. Porter, TRMC, City Secretary

OFFICIAL MINUTES OF THE CONROE CITY COUNCIL

MUNICIPAL COURT UPDATE

Judge Mike Davis introduced his staff and elaborated on the duties of the court. He brought Council up to date on the Juvenile Court and its functions.

AMEND INTERNATIONAL RESIDENTIAL AND BUILDING CODES

Assistant Community Development/Public Works Director Nancy Mikeska addressed Council and informed this was a housekeeping item to clean up the code after Council adopted the 2009 IRC and the 2009 IBC.

SUPPORT OF SPECIAL LEGISLATION FOR CREATION OF MUD 106

Assistant Community Development/Public Works Director Nancy Mikeska addressed Council and asked them to consider approval of a proposed Resolution supporting special legislation for the creation of Montgomery County Municipal District No. 106.

RESOLUTION SUPPORTING CREATION OF MUD 133

Assistant Community Development/Public Works Director Nancy Mikeska addressed Council and asked them to consider approval of a proposed Resolution supporting special legislation for the creation of Montgomery County District No. 133, Foster Timber Ltd.

RESOLUTION SUPPORTING CREATION OF MUD 134

Assistant Community Development/Public Works Director Nancy Mikeska addressed Council and asked them to consider approval of a proposed Resolution supporting special legislation for the creation of Montgomery County District No. 134, Little Egypt and FM 830.

RESOLUTION SUPPORTING CREATION OF MUD 135

Assistant Community Development/Public Works Director Nancy Mikeska addressed Council and asked them to consider approval of a proposed Resolution supporting special legislation for the creation of Montgomery County District No. 135, on FM 1097 near Bentwater.

RESOLUTION SUPPORTING CREATION OF MUD 138

Assistant Community Development/Public Works Director Nancy Mikeska addressed Council and asked them to consider approval of a proposed Resolution supporting special legislation for the creation of Montgomery County District No. 138, off I-45, FM 1488 and Peoples Road.

RESOLUTION SUPPORTING CREATION OF MUD 140

Assistant Community Development/Public Works Director Nancy Mikeska addressed Council and asked them to consider approval of a proposed Resolution supporting special legislation for the creation of Montgomery County District No. 140, off FM 1314.

RESOLUTION SUPPORTING CREATION OF MUD 139

Assistant Community Development/Public Works Director Nancy Mikeska addressed Council and asked them to consider approval of a proposed Resolution supporting special legislation for the creation of Montgomery County District No. 139, off FM 1488 and Old Conroe Road.

RESOLUTION CONSENTING TO MUD 112 REQUEST TO INCORPORATE 5.0 ACRES OF LAND

Assistant Community Development/Public Works Director Nancy Mikeska addressed Council and asked them to consider approval of a proposed Resolution consenting to the MUD 112 request to incorporate 5.0 acres of land into the District.

RESOLUTION CONSENTING TO MUD 112 REQUEST TO INCORPORATE 45.62 ACRES OF LAND

Assistant Community Development/Public Works Director Nancy Mikeska addressed Council and asked them to consider approval of a proposed Resolution consenting to the MUD 112 request to incorporate 45.62 acres of land into the District.

AMEND EMERGENCY WATER SUPPLY CONTRACT – MUD 112

Assistant Community Development/Public Works Director Nancy Mikeska addressed Council and asked them to consider approval of an amendment to the existing Emergency Water Supply Contract with MUD 112 to relocate the interconnect valve, convey the water interconnect facilities to the City, and grant certain easement rights to the City.

VIRTUALIZATION BLADE SERVERS PURCHASE FOR POLICE AND PUBLIC WORKS

IT Manager Pam Cobb asked Council to consider approval to purchase, through state contract, two virtualization blade servers to replace aging servers that are 8+ years old at Public Works and Police Department.

LEASE PARK N RIDE ON SOUTH LOOP FOR DRIVING TRACK

Chief of Police Philip Dupuis asked Council to consider approval to lease for \$2,000 a month the old Park N Ride facility on the South Loop and utilize the facility for driver training. Chief Dupuis pointed out that the track could be used by all City Departments, but would be mainly utilized by the Police Department.

AWARD BID FOR STREET SWEEPER – HI-WAY EQUIPMENT COMPANY

Public Works Director Dean Towery asked Council to consider awarding the street sweeper bid to the lowest bidder, Hi-Way Equipment Company, for their bid price of \$181,350.00 with a 3-year extended warranty.

WATER WELL NO. 4 - EMERGENCY REPAIRS

Public Works Director Dean Towery informed Council that Water Well No. 4 needed emergency repairs and recommended Wiesinger Water Well. He pointed out that the repairs should not exceed \$140,000.00 unless they find unforeseen issues as they go down the well.

BRAZOS TRANSIT DISTRICT – DEMAND RESPONSE SERVICE

Executive CIDC Director Larry Calhoun asked Council to consider renewing a six-month agreement with Brazos Transit District for Demand Response Service to avoid any interruption of service during the transition period. Mr. Calhoun informed that renewing the proposed contract would allow Brazos to continue providing demand response service within the new large urban area until the new funding system is implemented. He pointed out that the City would pay \$7,500 per month as per the original agreement, but would seek reimbursement for these payments from the new urban transit funds.

COUNCIL BRIEFING

None

COUNCIL INQUIRY

None

There being no further business to be brought before the Council the Open Meeting was recessed until tomorrow at 9:30 a.m.

RECONVENE

THURSDAY, FEBRUARY 28, 2013 – 9:30 A.M.

OFFICIAL ACTION OF THE CONROE CITY COUNCIL

CALL TO ORDER
CALL OF ROLL

PRESENT: Mayor Melder
Mayor Pro Tem Martin
Council Members Gibson, Porter, Snider and Gentry
City Attorney Marcus L. Winberry
City Secretary Marla J. Porter

ABSENT: City Administrator Paul Virgadamo

INVOCATION/PLEDGE: Pastor Mark Grimes, New Caney Creek Cowboy Church

RECOGNITIONS: 25-Years-Service – Paul Sims, Fire Department

EMPLOYEE OF THE MONTH: Daniel Roberts – Foreman – Water Production

Mayor Melder read an appreciation letter from Arthur Warren commending Mindi Mayfield and Katy Nagel with Animal Control for their dedication to their jobs.

CITIZEN INQUIRY

None

AMEND CODE OF ORD. SEC. 14-62 AND SEC. 14-82 – INTERNATIONAL BUILDING CODES

A motion was made by Councilwoman Porter, seconded by Councilman Snider, to approve the proposed Ordinance amending the City's Code of Ordinances, Sec. 14-62 referencing amendments to the International Residential Code (IRC) and Sec. 14-82 referencing amendments to the International Building Code (IBC) adopting the proposed changes consistent with the 2009 IRC and 2009 IBC previously adopted by Council as discussed. Motion carried unanimously.

CREATION OF MUD 106

A motion was made by Councilman Gibson, seconded by Mayor Pro Tem Martin, to approve a the proposed Resolution supporting special legislation for the creation of Montgomery County Municipal District No. 106 as discussed. The motion carried unanimously.

MUD 112 REQUEST TO INCORPORATE 5.0 ACRES OF LAND

Councilman Gibson made a motion to approve the proposed Resolution consenting to the request of MUD 112 for municipal consent to incorporate 5.0 acres of land into the District as discussed. The motion was seconded by Mayor Pro Tem Martin. Motion carried unanimously

MUD 112 REQUEST TO INCORPORATE 45.62 ACRES OF LAND

A motion was made by Councilman Gibson, seconded by Mayor Pro Tem Martin, to approve the proposed Resolution consenting to the request of MUD 112 for municipal consent to incorporate 45.62 acres of land into the District as discussed. Motion carried unanimously.

AMENDMENT TO THE EMERGENCY WATER SUPPLY CONTRACT – MUD 112

Councilman Gibson made a motion to approve the proposed amendment to the Emergency Water Supply Contract between the City and Montgomery County Municipal Utility District No. 112 to relocate the interconnect valve, convey the water interconnect facilities to the City, and grant certain easement rights to the City as discussed. The motion was seconded by Mayor Pro Tem Martin. Motion carried unanimously.

CREATION OF MUD 133

A motion was made by Councilman Gibson, seconded by Mayor Pro Tem Martin, to approve the proposed Resolution supporting special legislation for the creation of Montgomery County Municipal District No. 133 as discussed. The motion carried unanimously.

CREATION OF MUD 134

Councilman Gibson made a motion to approve the proposed Resolution supporting special legislation for the creation of Montgomery County Municipal District No. 134 as requested. The motion was seconded by Mayor Pro Tem Martin. Motion carried unanimously.

CREATION OF MUD 135

Councilman Gibson made a motion to approve the proposed Resolution supporting special legislation for the creation of Montgomery County Municipal District No. 135 as requested. The motion was seconded by Mayor Pro Tem Martin. Motion carried unanimously.

CREATION OF MUD 138

Councilman Gibson made a motion to approve the proposed Resolution supporting special legislation for the creation of Montgomery County Municipal District No. 138 as requested. The motion was seconded by Mayor Pro Tem Martin. Motion carried unanimously.

CREATION OF MUD 139

A motion was made by Councilman Gibson, seconded by Mayor Pro Tem Martin, to approve the proposed Resolution supporting special legislation for the creation of Montgomery County Municipal District No. 139 as discussed. The motion carried unanimously.

CREATION OF MUD 140

A motion was made by Councilman Gibson, seconded by Mayor Pro Tem Martin, to approve the proposed Resolution supporting special legislation for the creation of Montgomery County Municipal District No. 140 as discussed. The motion carried unanimously.

VIRTUALIZATION BLADE SERVERS PURCHASE - POLICE DEPARTMENT AND PUBLIC WORKS

A motion was made by Council Gentry, seconded by Mayor Pro Tem Martin, to approve the purchase of two virtualization blade servers for Police and Public Works as discussed. Motion carried unanimously.

LEASE PARK N RIDE ON SOUTH LOOP FOR DRIVING TRACK

Councilman Snider made a motion to approve authorizing the City lease the S. Loop 336 Park & Ride lot (approximately 10 acres) from Brazos Transit District for a rent of \$2,000 per month and a term of five years, such property to be used by the Police Department and other City departments for driving training and related purposes. At the option of the Parks Board the lease can be expanded to include the remaining unimproved property (approximately 10 additional acres) to be used for hiking and other recreation purposes for an additional \$1,000 per month (total rent not to exceed \$3,000 per month.)

BID AWARD – STREET SWEEPER – HI-WAY EQUIPMENT COMPANY

Councilman Gentry made a motion to award the street sweeper bid to lowest bidder Hi-Way Equipment Company as presented. Mayor Pro Tem Martin seconded, and the motion carried unanimously.

WATER WELL NO. 4 - EMERGENCY REPAIRS

Councilwoman Porter made a motion to approve the emergency repairs to Water Well No. 4 as discussed. Councilman Snider seconded, and the motion carried unanimously.

SIX MONTH AGREEMENT WITH BRAZOS TRANSIT DISTRICT FOR DEMAND RESPONSE

Mayor Pro Tem Martin made a motion to renew a six-month agreement with Brazos Transit District for Demand Response Service as discussed. Councilman Gibson seconded, and the motion carried unanimously.

PURCHASE OF ONE 2008 CROWN VICTORIA – MONTGOMERY COUNTY

Purchasing Director Wallace Dodd asked Council to consider approval of the agreement with Montgomery County and the City for the county purchase of one city-owned 2008 Crown Victoria as previously approved.

Councilman Gibson made a motion to approve the agreement between Montgomery County and the City for the purchase of one 2008 Crown Victoria as previously approved. Mayor Pro Tem Martin seconded, and the motion carried unanimously.

CONSENT AGENDA

A motion was made by Councilman Snider, seconded by Mayor Pro Tem Martin, to approve the Consent Agenda Items 19 thru 22 as presented. The motion carried unanimously. Councilman Gibson abstained from taking any action on Item No. 20.

- Ordinance setting a 25 mph speed limit on streets in Pinecrest Addition.
- Request for compromise of sewer assessment lien on Lots 1 & 2, Block 2 Sunset Ridge. (Councilman Gibson abstained.)
- Board and Commission Member absences.
 - February 7, 2013 Meeting – Jim Arnold and Leo Hewett

Payment of Statements:

• Weisinger Water Well, Inc.	Pay No. 7 – WW No.24 (Catahoula)	\$173,375.00
• Hahn Equipment, Co.	Invoice No. 88829 – Lift Station SCADA Equipmetn	\$100,647.75

JANUARY 2013 MONTHLY FINANCIAL SUMMARY REPORT

Finance Director Steve Williams presented a detailed monthly financial summary report for the month of January 2013 to Mayor and Council for review and consideration.

After Mr. Williams' presentation, Councilman Gibson made a motion to approve the January 2013 Monthly Financial Summary Report as presented. Councilman Gentry seconded, and the motion carried unanimously.

There being no further business to consider, Councilwoman Porter made a motion, seconded by Mayor Pro Tem Martin, to adjourn. The motion carried unanimously.