

**MINUTES OF REGULAR CITY COUNCIL MEETING
CITY OF TOMBALL, TEXAS**



MONDAY, DECEMBER 5, 2016

6:00 P.M.

1.0 Call to Order

The Council meeting was called to order at 6:00 p.m. by Mayor Fagan. Other members present:

Councilman Hudgens
Councilman Stoll
Councilman Degges
Councilman Townsend
Councilman Klein Quinn

Others present:

City Manager – George Shackelford
City Secretary – Doris Speer
City Attorney – Loren Smith
Fire Chief – Randy Parr
Finance Director – Glenn Windsor
Director of Public Works – David Esquivel
Director of Community Development – Craig Meyers
Assistant City Engineer – Beth Jones
Assistant City Planner – Amelia Lindley
Community Events Coordinator – Denise Fiore
Accountant – Christine Brookshire
Executive Director-TEDC – Kelly Violette
Senior Administrative Assistant – Tracy Garcia

2.0 The invocation was led by Brother Roberson, Hufsmith Church of Christ.

3.0 Pledges to U. S. and Texas Flags were led by Brian Jensen and Cheyanne Smith, Members of Tomball High School Student and Tomball High School ROTC.

4.0 No Public Comments were received.

5.0 Presentations:

- Mayor Fagan presented a Proclamation to Dr. Hayne Sheffield, declaring December 5, 2016 as ***“Dr. Hayne Sheffield Day”***

6.0 Reports and Announcements:

- December 9-11, 2016 – **Tomball German Christmas Market**
- December 10, 2016 – ***“Christmas on Commerce”*** – a **2nd Saturday at the Depot Event**
- December 23 and 26, 2016 – **Christmas Holidays** – City offices closed
- January 2, 2017 – **New Year’s Day Holiday** – City offices closed
- Reports by City staff and members of Council about items of community interest on which no action will be taken:
 - Glenn Windsor – City of Tomball Finance Department has received the Texas Comptrollers’ ***Transparency Star for Traditional Finances*** and the ***Debt Obligation Star*** for Financial Transparency.

7.0 Motion was made by Councilman Townsend, second by Councilman Stoll, to approve the Minutes of the November 21, 2016 Special Joint Meeting of the Tomball City Council and Tomball Regional Health Foundation and the November 21, 2016 Regular Tomball City Council Meeting.

Motion carried unanimously.

8.0 Old Business:

- 8.1 Motion was made by Councilman Townsend, second by Councilman Degges, to approve, on Second Reading, Resolution No. 2016-26-TEDC, a Resolution of the City Council of the City of Tomball, Texas, authorizing and approving the Tomball Economic Development Corporation’s Project to Expend Funds in accordance with an Economic Development Performance Agreement by and between the Corporation and Brandt Construction LLC, to make direct incentives to, or expenditures for, assistance with infrastructure costs for the promotion of new or expanded business enterprise related to the construction of a new commercial facility to be located on a 2.3291-acre tract of land at 22110 Hufsmith-Kohrville Road, Tomball, TX 77375. The estimated amount of expenditures for such Project \$65,694.00. Vote was as follows:

Councilman Hudgens	<u>Nay</u>
Councilman Stoll	<u>Aye</u>
Councilman Degges	<u>Aye</u>
Councilman Townsend	<u>Aye</u>
Councilman Klein Quinn	<u>Aye</u>

Motion carried, 4 votes Aye, 1 vote Nay.

9.0 New Business:

- 9.1 Motion was made by Councilman Townsend, second by Councilman Stoll, to approve Request for City Support of the Spring/Woodlands-based Rumble Cats Classic Car Club for the Use of the Depot Festival Area for Its Annual “Rally in the Alley” Car Show, to be Held on March 4, 2017, from 9 a.m. to 5 p.m.

Motion carried unanimously.

- 9.2 Motion was made by Councilman Stoll, second by Councilman Townsend, to approve Harris County's Offer to Purchase a Portion of the City of Tomball's Utility Easements Along Phase II of the Tomball Tollway and Authorize the City Manager to Execute the Release of Easement Rights Documents.

Motion carried unanimously.

- 9.3 Consideration to Approve **Zoning Case P16-0156**: Request by Earl Williams, to amend Chapter 50 (Zoning) of the Tomball Code of Ordinances by rezoning approximately 7.34 acres of land, legally described as Tracts 189A, 189B, 189C, 193A-1 & 193B-1 Tomball Outlots, within the City of Tomball, Harris County, Texas, generally located on the east side of S. Cherry Street, north of Theis Lane at 1623 S. Cherry Street, from the Single-Family 20 Estate District to the Commercial District.

- Mayor Fagan opened the Public Hearing on **ZONING CASE P16-0156** at 6:40 p.m.
- Receiving no public comments, Mayor Fagan closed the Public Hearing at 6:40 p.m.
- Motion was made by Councilman Townsend, second by Councilman Stoll, to read Ordinance No. 2016-30 by caption only on first reading.
- Motion carried unanimously.
- Motion was made by Councilman Townsend, second by Councilman Hudgens, to adopt, on First Reading, Ordinance No. 2016-30, an Ordinance of the City of Tomball, Texas, Amending Chapter 50 (Zoning) of the Tomball Code of Ordinances by Changing the Zoning District Classification of Approximately 7.34 Acres of Land, Legally Described as Tracts 189A, 189B, 189C, 193A-1 & 193B-1 Tomball Outlots, within the

City of Tomball, Harris County, Texas, from the Single-Family 20 Estate District to the Commercial District; Said Property Being Generally Located on the East Side of South Cherry Street, North of Theis Lane at 1623 South Cherry Street; Providing for the Amendment of the Official Zoning Map of the City; Providing for Severability; Providing for a Penalty of an Amount Not to Exceed \$2,000 for Each Day of Violation of Any Provision Hereof, Making Findings of Fact; and Providing for Other Related Matters. Vote was as follows:

Councilman Hudgens	<u>Aye</u>
Councilman Stoll	<u>Aye</u>
Councilman Degges	<u>Aye</u>
Councilman Townsend	<u>Aye</u>
Councilman Klein Quinn	<u>Aye</u>

Motion carried unanimously.

8.0 Motion was made by Councilman Townsend, second by Councilman Stoll, to adjourn.

Motion carried unanimously.

Meeting adjourned.

PASSED AND APPROVED this the 19th day of December 2016.

Doris Speer
Doris Speer, TRMC, CMC
City Secretary

Gretchen Fagan
Gretchen Fagan
Mayor