

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



MONDAY, NOVEMBER 21, 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
Assistant City Manager – Robert Hauck
City Secretary – Doris Speer
City Attorney – Loren Smith
Fire Chief – Randy Parr
Marketing Director – Mike Baxter
Finance Director – Glenn Windsor
Director of Public Works – David Esquivel
Director of Community Development – Craig Meyers
Executive Director-TEDC – Kelly Violette
Community Center Manager – Rosalie Dillon
Senior Administrative Assistant – Tracy Garcia

2.0 The invocation was led by Jim Poe, American Legion Post 127 representative.

3.0 Pledges to U. S. and Texas Flags were led by Randy Parr.

4.0 The following public comments were received:

Bruce Hillegeist President, GTACC	-	Announced that the Greater Tomball Area Chamber of Commerce is now an Accredited
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29201 Quinn Road, 77375 Chamber of Commerce; expressed his appreciation of the City's support toward the success of the Annual Holiday Parade; and introduced 2017 Miss Tomball, Kyla Hall.

Kyla Hall - Expressed her appreciation for the honor of being
2017 Miss Tomball selected as 2017 Miss Tomball.

5.0 Reports and Announcements:

- November 24-25 – **Thanksgiving Holidays**; City offices will be closed
- 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:
 - Mike Baxter reported on the success of the **4th Annual "Downtown Holiday Lamp Post Stroll"**
 - Glenn Windsor presented the Quarterly Investment Report for the period ending September 30, 2016. The Public Funds Investment Act requires that a report of the City's investments be presented to Council on a quarterly basis. The investment report includes a listing of all investments together with information relating to diversification, cost vs. market values, yield information, and weighted average maturities. On September 30, 2016, the City had total cash equivalents and investments totaling \$49,064,249. A copy of the report is attached for review.

6.0 Motion was made by Councilman Townsend, second by Councilman Stoll, to approve the Minutes of the November 7, 2016 Regular Council Meeting.

Motion carried unanimously.

7.0 New Business:

7.1 Motion was made by Councilman Townsend, second by Councilman Stoll, to approve Resolution No. 2016-25, A Resolution of the City Council of the City of Tomball, Texas Approving an Agreement regarding the Construction of Improvements between the City of Tomball, Texas, and the Tomball Economic Development Corporation.

Motion carried unanimously.

- 7.2 Motion was made by Councilman Townsend, second by Councilman Klein Quinn, read Ordinance No. 2016-29 by caption only on first reading.

Motion carried unanimously.

Motion was made by Councilman Townsend, second by Councilman Klein Quinn, to adopt, on First Reading and Only Reading, Ordinance No. 2016-29, an Ordinance of the City of Tomball, Texas, Authorizing the Issuance and Sale of the City of Tomball, Texas, Combination Tax and Revenue Certificates of Obligation, Series 2016; Levying a Tax and Providing for the Security and Payment Thereof; and Enacting Other Provisions Relating Thereto. 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.

- 7.3 Motion was made by Councilman Degges, second by Councilman Townsend, to approve, as a Project of the Tomball Economic Development Corporation, an agreement with Premium Interests, LLC to make direct incentives to, or expenditures for, the creation or retention of primary jobs associated with the relocation and development of its business operations to be located at 22502 Park Rd., Tomball, Texas. The estimated amount of expenditures for such Project is \$19,150.00.

Motion carried unanimously.

- 7.4 Motion was made by Councilman Hudgens, second by Councilman Townsend, to approve, on First 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.

- 7.5 Motion was made by Councilman Townsend, second by Councilman Klein Quinn, to accept and Approve Dedication of Sidewalk Easement by Ernest Grandinetti to the City of Tomball for a 5-Ft. Wide Strip of Land Containing 500 Square Feet, Lying Adjacent to the West Line of Lot 19 in Block 19, Revised Map of Tomball, Harris County, Recorded in Volume 4, Page 25 of the Map Records of Harris County, Texas.

Motion carried unanimously.

- 7.6 Motion was made by Councilman Townsend, second by Councilman Stoll, to award Contract for Bid No. 2017-03, Sale of Improvements Located at 114 Fannin Street, to Rodney K. Hutson, in the Amount of \$100 and Lot 10, Block 5 of Tomball Outlots with Contingencies.

Motion carried unanimously.

- 7.7 Executive Session: The City Council recessed at 6:56 p.m. into Executive Session as Authorized by Title 5, Chapter 551, Government Code, the Texas Open Meetings Act, for the Following Purpose(s):

- Sec. 551.071 - Consultation with the City Attorney regarding a matter that the Attorney's duty requires to be discussed in closed session.

Upon reconvening into Regular Session at 7:02 p.m., the following action was taken:

- 7.8 Motion was made by Councilman Townsend, second by Councilman Stoll, to Terminate the Professional Services Agreement with LJA Engineering and Approve the Professional Services Agreement for Engineering Services to Gunda Corporation for the M121 East & West Drainage Channels & Detention Basin Final Design.

Motion carried unanimously.

- 8.0 Motion was made by Councilman Townsend, second by Councilman Klein Quinn, to adjourn.

Motion carried unanimously.

Meeting adjourned.

PASSED AND APPROVED this the 5th day of December 2016.

Doris Speer
Doris Speer, TRMC, CMC
City Secretary

Gretchen Fagan
Gretchen Fagan
Mayor