

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



MONDAY, NOVEMBER 2, 2015

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 Klein Quinn
Councilman Townsend
Councilman Degges

Others present:

City Manager – George Shackelford
Assistant City Manager – Robert Hauck
City Secretary – Doris Speer
City Attorney – Loren Smith
Finance Director – Glenn Windsor
Fire Chief – Randy Parr
HR Director – Lisa Coe
Marketing Director – Mike Baxter
Police Chief – Billy Tidwell
Public Works Director – David Esquivel
Director of Community Development – Craig Meyers
City Planner – Harold Ellis
City Engineer – Lori Lakatos
Community Events Coordinator – Denise Fiore
Police Captain – Rick Grassi

2.0 The invocation was led by Chaplain Steven Allison, VFW Post 2427.

3.0 The pledges to the U. S. and Texas Flags were led by Randy Parr and Robert Hauck.

4.0 No public comments were received.

5.0 Reports and Announcements:

- November 14, 2015 – **7th Annual 5K Tomball Dash** (sponsored by Woodforest Bank)
- November 14, 2015 – **2nd Saturday at the Depot**
- November 15, 2015 (**Sunday**) – **4th Annual Tomball Bluegrass Festival** – 12:00 Noon-6:00 p.m. (Rain Date)
- November 20, 2015 – **Lamp Post Decorating Contest and "Lamp Post Stroll"**
- November 21, 2015 – **50th Annual Holiday Parade**
- November 22, 2015 (**Sunday**) – **"True to the Blue – Our Cops are Tops" at the Depot** – 2:00 p.m.-4:00 p.m.
- November 26-27, 2015 – Thanksgiving Holiday – City Offices Closed
- December 12, 2015 – **Christmas on Commerce** – a **2nd Saturday at the Depot** Event
- Reports by City staff and members of Council about items of community interest on which no action will be taken:
 - o Lisa Coe reported on the success of the **3rd Annual "Sherine's Stride" 5K Run and 1-Mile Kids Run** for Breast Cancer Awareness and presented a check in the amount of \$7,588.58 to Judy Deyo, Rick Brown, and Robert Hauck, representing TOMAGWA.
 - o Doris Speer reported that the City Secretary's Office has received the **Exemplary 5 Star Service Award** from the Vital Statistics Unit, Texas Department of State Health Services for the Fifth Year.

6.0 Motion was made by Councilman Townsend, second by Councilman Stoll, to approve the Minutes of the October 19, 2015 Regular City Council Meeting.

Motion carried unanimously.

7.0 Old Business:

7.1 Motion was made by Councilman Degges, second by Councilman Stoll, to adopt, on Second Reading, Ordinance No. 2015-21, an Ordinance of the City of Tomball, Texas, Amending Its Chapter 50 (Zoning) of the Tomball Code of Ordinances by Changing the Zoning District Classification of Approximately 7 Acres of Land, Legally Described as C.N. Pillot Survey, A-632, within the City of Tomball, Harris County, Texas, from the Agricultural District to the Light Industrial District; Said Property being Generally Located on the South Side of Theis Ln., West of Commercial Park Rd.; 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.

- 7.2 Motion was made by Councilman Townsend, second by Councilman Stoll, to adopt, on Second Reading, Ordinance No. 2015-22, an Ordinance of the City of Tomball, Texas, Amending Its Chapter 50 (Zoning) of the Tomball Code of Ordinances by Changing the Zoning District Classification of Approximately 10 Acres of Land, Legally Described as Tract 1, a 2.691 Acre Tract, H.C.C.F No. S551075; Tract 2, a 3.072 Acre Tract, H.C.C.R. No. S551078; Tract 3, a 2.684 Acre Tract, H.C.C.R. No. S551077; and, Tract 4, a 1.852 Acre Tract, H.C.C.R. No. S551076 Located in the Jesse Pruitt Survey, A-629, within the City of Tomball, Harris County, Texas, from the Agricultural District to the Commercial District; Said Property being Generally Located at the Northwest Corner of Cherry Street and Theis Ln.; 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 New Business:

- 8.1 Motion was made by Councilman Townsend, second by Councilman Hudgens, to approve the request from Woodforest Bank for City Support of the 7th Annual 5K Tomball Dash, a Certified Run, to be held in Tomball on Saturday, November 14, 2015, through In-Kind Services Provided by the City of Tomball.

Motion to AMEND was made by Councilman Townsend, second by Councilman Hudgens, to approve the request from Woodforest Bank for City Support of the 7th Annual 5K Tomball Dash, a Certified Run, to be held in Tomball on Saturday, November 14, 2015, through In-Kind Services Provided by the City of Tomball

by removing NWEMS services from the requested in-kind services to be provided by the City.

Motion, as AMENDED, carried unanimously.

- 8.2 Motion was made by Councilman Townsend, second by Councilman Klein Quinn, to appoint Dane Dunagin to fill the unexpired term on the Planning and Zoning Commission vacated by Evelyn Torres, for Term Expiring June 1, 2018.

Motion carried unanimously.

- 8.3 Motion was made by Councilman Townsend, second by Councilman Klein Quinn, to approve Spring Creek County Historical Association's request for \$30,000 Grant from the City of Tomball's 2015-2016 Fiscal Budget for Annual Operations.

Motion carried unanimously.

- 8.4 Motion was made by Councilman Townsend, second by Councilman Degges, to accept Councilman Townsend's Resignation as a Member of the Northwest Emergency Services Board of Directors and to make no appointment of a replacement member.

Motion carried unanimously.

- 8.5 Motion was made by Councilman Stoll, second by Councilman Townsend, to approve the Assignment of Development Agreement regarding the Assignment of Annual Assessment Collections for PID No. 2, Raleigh Creek, to Amegy Bank National Association.

Motion carried unanimously.

- 8.6 Motion was made by Councilman Townsend, second by Councilman Stoll, to read Ordinance No. 2015-23 by caption only on first reading.

Motion carried unanimously.

Motion was made by Councilman Stoll, second by Councilman Townsend, to adopt, on First Reading, Ordinance No. 2015-23, an Ordinance of the City of Tomball, Texas Consenting to the Annexation of a 5.112-Acre Tract of Land by Harris County Municipal Utility District No. 273; and Making Findings Related Thereto (River of Praise Tract). 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.

- 8.7 Motion was made by Councilman Townsend, second by Councilman Degges, to approve Resolution No. 2015-25, a Resolution of the City Council of the City of Tomball, Texas, Designating the City Secretary of the City of Tomball as the Public Information Coordinator and Delegating Responsibility for Public Information Training Requirements under Texas Government Code Section 552.012; Finding Compliance with the Open Meetings Law; and Providing an Effective Date Hereof.

Motion carried unanimously.

- 8.8 Motion was made by Councilman Hudgens, second by Councilman Klein Quinn, to approve Resolution No. 2015-26, a Resolution of the City Council of the City of Tomball, Texas, Casting Its Ballot for the Election of a Person to the Board of Directors of the Harris County Appraisal District and to select James P. Avioli on the Ballot. Vote was as follows:

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

Motion carried, 4 votes Aye, 1 vote Nay.

- 8.9 Motion was made by Councilman Stoll, second by Councilman Townsend, to approve Tomball City Council's Vote by Proxy Supporting the Proposed Amendments to the Harris County Mayors' & Councils' Association's Rules and Bylaws.

Motion carried unanimously.

- 8.10 Motion was made by Councilman Townsend, second by Councilman Hudgens, to approve the realignment of several key positions and hiring of an additional Dispatcher position within the Tomball Police Department.

Motion carried unanimously.

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

Motion carried unanimously.

Meeting adjourned.

PASSED AND APPROVED this the 16th day of November 2015.

Doris Speer
Doris Speer, TRMC, CMC
City Secretary

Gratchen Fagan
Gretchen Fagan
Mayor