

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



**MONDAY, OCTOBER 21, 2019
6:00 P.M.**

1.0 Meeting was called to order at by Mayor Fagan. Other members present:

Councilman Ford
Councilman Stoll
Councilman Klein Quinn
Councilman Townsend

Members absent:

Councilman Degges - Excused

Others present:

City Manager – Robert Hauck
Assistant City Manager – David Esquivel
City Secretary – Doris Speer
City Attorney – Loren B. Smith
Director of Public Works – Beth Jones
Police Chief – Billy Tidwell
Fire Chief – Randy Parr
Marketing Director – Mike Baxter
Finance Director – Glenn Windsor
Director of Community Development – Craig Meyers
City Planner – Amelia Lindley
Assistant City Secretary – Tracy Garcia
Police Officer-Investigations – James Harral

2.0 The invocation was led by Pastor Tommy Roberson – Real Life Ministries

3.0 Pledges to U. S. and Texas Flags were led by the *Arrow of Light* Cub Scouts, Pack 12.

4.0 No public comments were received.

5.0 The following presentations were made:

- Al Gerhardt, Tomball Lions Club presented a **\$1,000.00** donation each to the City of Tomball Fire and Police Departments for their annual Christmas Programs
- Mayor Fagan presented proclamations – October 2019 is “**National Chiropractic Health Month**” to Tomball practitioners.

6.0 Reports and Announcements:

- November 8, 2019 – **Bicycle Rodeo** – Heritage Plaza, 400 Market Street – 9:00 a.m.
- November 9, 2019 – “**Depot Day**” – 10:00 a.m.-5:00 p.m., a **National Model Railroad Month Celebration at the Depot - Tomball**
- **November 22, 2019** – **Christmas Tree Lighting at the Depot** – 7:00 p.m.
- **November 23, 2019** – **Tomball Holiday Parade**
- November 28-29, 2019 – **Thanksgiving Holiday** – City offices closed
- December 7, 2019 – “**Deck the Depot**” – a **2nd Saturday at the Depot** Event, 10:00 a.m.-3:00 p.m.
- December 13-15, 2019 – **Tomball German Christmas Market**
- December 24-25, 2019 – **Christmas Holidays** – City offices closed
- January 1, 2020 – **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:
 - Craig Meyers presented a Single-Family Residential Construction Update

7.0 Motion was made by Councilman Townsend, second by Councilman Stoll, to approve the Minutes of the October 7, 2019 Regular Tomball City Council Meeting.

Motion carried unanimously.

8.0 Old Business Consent Agenda:

- 8.1 Adopt, on Second Reading, Ordinance No. 2019-23, an Ordinance Amending the Code of Ordinances of the City Council of the City of Tomball, Texas, by Repealing Chapter 36 – Solid Waste, in Its Entirety and Adopting a New Chapter 36 – Solid Waste; Providing for Severability; and Making Other Provisions and Findings Related Thereto
- 8.2 Adopt, on Second Reading, Ordinance No. 2019-24, an Ordinance of the City of Tomball, Texas, Adopting Impact Fees for Water and Wastewater Facilities; Defining Certain Terms; Providing for the Assessment and Collection of Such Impact Fees; Containing Other Provisions Relating to the Subject; and Providing for Severability
- 8.3 Adopt, on Second Reading, Ordinance No. 2019-25, an Ordinance of the City

Council of Tomball, Texas, Approving the Service and Assessment Plan for the City of Tomball Public Improvement District Number Seven (TPID 7 – Grand Junction Subdivision)

- 8.4 Adopt, on Second Reading, Ordinance No. 2019-26, an Ordinance of the City Council of Tomball, Texas, Levying an Assessment Against Section One Properties within the City of Tomball Public Improvement District Number Seven (TPID 7 – Grand Junction Subdivision); and Making Certain Findings Related Thereto

Following the reading of the caption of each Ordinance, motion was made by Councilman Townsend, second by Councilman Stoll, to adopt Ordinances No. 2019-23, 2019-24, 2019-25, and 2019-26 on second reading. Vote was as follows:

Councilman Ford	<u>Aye</u>
Councilman Stoll	<u>Aye</u>
Councilman Degges	<u>Absent</u>
Councilman Townsend	<u>Aye</u>
Councilman Klein Quinn	<u>Aye</u>

Motion carried unanimously.

9.0 New Business:

- 9.1 Motion was made by Councilman Townsend, second by Councilman Klein Quinn, to approve Tomball Sister City Organization's Request for Support, Funding, and Road Closures, in the Amount of \$160,000.00 for the 2019 Tomball German Christmas Market, to be Held December **13-15**, 2019, and the 2020 Tomball German Heritage Festival, to be Held March 27-29, 2020.

Motion carried unanimously.

- 9.2 Consideration to Approve **Zoning Case P19-120**: Request by Turnstone Texas Group LP, to amend Chapter 50 (Zoning) of the Tomball Code of Ordinances by rezoning approximately 9.5 acres of land legally described as Tract 1M Abstract 305C Goodrich, within the City of Tomball, Harris County, Texas, generally located on the south side of North Humble Lake Road at SH 249 from the Agricultural District to the Light Industrial District.

- Conduct Public Hearing on **Zoning Case P19-120**

Mayor Fagan opened the Public Hearing at 6:20 p.m.

Receiving no public comments, Mayor Fagan closed the Public Hearing at 6:20 p.m.

- Motion was made by Councilman Townsend, second by Councilman Stoll, to read Ordinance No. 2019-27 by caption only on First Reading.

Motion carried unanimously.

Motion was made by Councilman Townsend, second by Councilman Stoll, to adopt, on First Reading, Ordinance No. 2019-27, 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 9.5 Acres of Land, Legally Described as Tract 1M Abstract 305C Goodrich, 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 North Humble Lake Road at SH 249; 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 Ford	<u>Aye</u>
Councilman Stoll	<u>Aye</u>
Councilman Degges	<u>Absent</u>
Councilman Townsend	<u>Aye</u>
Councilman Klein Quinn	<u>Aye</u>

Motion carried unanimously.

- 9.3 Motion was made by Councilman Townsend, second by Councilman Stoll, to approve Award Contract for Project No. 2019-08, Janitorial Services, to ABM Texas General Services

Motion carried unanimously.

- 9.4 Motion was made by Councilman Ford, second by Councilman Townsend, to approve an Agreement for Professional Services with Costello, Inc. for E&P Project 2019-1001, Lizzie Lane and South Persimmon Drainage Improvements, in

the Amount of \$284,198.00, and Authorize City Manager to Execute the Agreement.

Motion carried unanimously.

- 9.5 Motion was made by Councilman Townsend, second by Councilman Klein Quinn, to award Contract for Project No. 2019-04, M121W & M121E Channel Improvements, to Rebel Contractors, Inc., in the Amount of \$3,999,605.64.

Motion carried unanimously.

- 9.6 Motion was made by Councilman Townsend, second by Councilman Ford, to approve Resolution No. 2019-44, a Resolution of the City of Tomball, Texas, Amending the Impact Fees, per City of Tomball Ordinance No. 2019-24, in the Master Fee Schedule for Fiscal Year 2019-2020.

Motion carried unanimously.

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

Motion carried unanimously.

Meeting adjourned at 6:32 p.m.

PASSED AND APPROVED this the 4th day of November 2019.

Doris Speer
Doris Speer, TRMC, MMC
City Secretary

Gretchen Fagan
Gretchen Fagan
Mayor