

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



**MONDAY, JUNE 17, 2019  
6:00 P.M.**

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

Councilman Ford  
Councilman Stoll  
Councilman Degges  
Councilman Townsend

Members absent:

Councilman Klein Quinn - 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  
Fire Chief – Randy Parr  
Finance Director – Glenn Windsor  
Director of Community Development – Craig Meyers  
Planner – Amelia Lindley  
Assistant City Secretary – Tracy Garcia  
Community Center Manager – Rosalie Dillon  
Fire Marshal – Joe Sykora  
TEDC Executive Director – Kelly Violette  
TEDC Administrative Assistant – Tori Gleason  
Police Sergeant – Chris Burns

2.0 The invocation was led by Pastor Jason Nelson – Rose Hill United Methodist Church

3.0 Pledges to U. S. and Texas Flags were led by Robert Hauck.

4.0 No public comments were received.

5.0 Reports and Announcements:

- **Tomball City Pool – 2019 Swim Season** - Jerry Matheson Park Pool will be open Memorial Weekend, May 25-27, then will reopen on June 4 and will operate with normal hours through August 18. The pool will be open on Saturday and Sunday only on the weekends of August 24-25 and August 31-September 1. The pool will be closed every Monday during swim season 2019, except Memorial Day (May 27), July 4th, and Labor Day (September 2). Normal pool hours are: Tuesday – Friday: 10 a.m.-6 p.m. and Saturday & Sunday: 12 p.m.-8 p.m.
- **TOMBALL KID'S CLUB – Activities: June 18, 20, 25, and 27 and July 2, 9, 11, 16, 18, 23 and 25** from 10:30 a.m. to 12:30 p.m., at the Tomball Community Center. **Backpack Buddy Pickup: June 21, 28 and July 12, 19, 26** from 10:30 a.m. to 12:30 p.m. at Lone Star College-Tomball Community Library
- June 27, 2019 – **11<sup>th</sup> Annual Economic Outlook Luncheon**, sponsored by the Tomball Economic Development Corporation, at LSC – Tomball – Beckendorf Conference Center, 30555 Tomball Parkway, from 11:30 a.m.-1:30 p.m.
- July 4, 2019 – **July Fourth Celebration & Street Festival** – Business 249 at FM 2920
- July 6, 2019 – **2<sup>nd</sup> Saturday at the Depot**
- August 2, 2019 – **Tomball Night**
- Reports by City staff and members of council about items of community interest on which no action will be taken: Councilman Townsend thanked City staff for the work being done to improve detention ponds in the City.

6.0 Motion was made by Councilman Townsend, second by Councilman Stoll, to approve the Minutes of the June 3, 2019 Regular Tomball City Council Meeting and the June 10, 2019 Special Tomball City Council Meeting.

Motion carried unanimously.

7.0 New Business:

7.1 Motion was made by Councilman Stoll, second by Councilman Townsend, to approve the Tomball Economic Development Corporation (TEDC) 2019-2020 Strategic Work Plan.

Motion carried unanimously.

7.2 Kelly Violette presented the Tomball Economic Development Corporation (TEDC) 2018-2019 Annual Report.

No action necessary.

- 7.3 Motion was made by Councilman Townsend, second by Councilman Stoll, to approve, on First Reading, Resolution No. 2019-20-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 Century Hydraulics LLC, to make direct incentives to, or expenditures for, the promotion of new or expanded business development associated with the expansion of an office/warehouse facility located at 23706 Snook Lane, Tomball, Texas. The estimated amount of expenditures for such Project is \$44,543.00.

Motion carried unanimously.

- 7.4 Motion was made by Councilman Townsend, second by Councilman Stoll, to approve, on First Reading, Resolution No. 2019-21-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 the Texas Railroading Heritage Museum at Tomball to make direct incentives to, or expenditures for, advertising, promotion and marketing assistance for the Museum to be located at 303 South Elm Street in the City of Tomball, as authorized under Sections 505.152 and 505.158 of the Texas Local Government Code. The estimated amount of expenditures for such project is \$10,000.00.

Motion carried unanimously.

- 7.5 Motion was made by Councilman Townsend, second by Councilman Stoll, to appoint Dane Dunagin, Robert Comer, and Steven Vaughan to the Tomball Economic Development Corporation Board of Directors for new two-year terms to expire May 31, 2021. Vote was as follows:

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

Vote resulting in a tie, Mayor Fagan voted: Nay

Motion failed, 2 votes Aye, 3 votes Nay.

Motion was made by Councilman Ford, second by Councilman Degges, to

reappoint Gretchen Fagan, Chad Degges, and Steven Vaughan to the Tomball Economic Development Corporation Board of Directors for new two-year terms to expire May 31, 2021. Vote was as follows:

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

Vote resulting in a tie, Mayor Fagan voted: Aye

Motion carried, 3 votes Aye, 2 votes Nay.

Gretchen Fagan, Chad Degges, and Steven Vaughan are reappointed to their respective positions.

- 7.6 Motion was made by Councilman Stoll, second by Councilman Townsend, to reappoint Richard Anderson to Planning and Zoning Commission, Position 4, for New Term Expiring June 1, 2022.

Motion carried unanimously.

Richard Anderson is reappointed to Position 4, Planning and Zoning Commission.

- 7.7 Consideration to approve **Zoning Case P19-065**: Request by Stan Winter with Jones Carter, to amend Chapter 50 (Zoning) of the Tomball Code of Ordinances by rezoning approximately 103.7 acres of land legally described as Lots 338, 339, 341 through 344, 346, 349, 350, 352 through 356, 358, 359, 361 through 365 Tomball Outlots, within the City of Tomball, Harris County, Texas, generally located on the east side of South Persimmon Road from Lizzie Lane to Agg Road, from the Agricultural, Single-Family 20 Estate and Commercial Districts to the Planned Development District.

- Conduct Public Hearing on **Zoning Case P19-065**

Mayor Fagan opened the Public Hearing at 7:12 p.m.

Receiving no public comments, Mayor Fagan closed the Public Hearing at 7:13 p.m.

- Motion was made by Councilman Townsend, second by Councilman Stoll, to read Ordinance No. 2019-13 by caption only on First Reading.

Motion carried unanimously.

- Motion was made by Councilman Ford, second by Councilman Stoll, to adopt, on First Reading, Ordinance 2019-13, 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 103.7 Acres of Land Legally Described as Lots 338, 339, 341 through 344, 346, 349, 350, 352 through 356, 358, 359, 361 through 365 Tomball Outlots, within the City of Tomball, Harris County, Texas, from the Agricultural, Single-Family 20 Estate and Commercial Districts to the Planned Development (PD-12) District; Said Property Being Generally Located on the East Side of South Persimmon Road from Lizzie Lane to Agg Road; 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>Aye</u>    |
| Councilman Townsend    | <u>Aye</u>    |
| Councilman Klein Quinn | <u>Absent</u> |

Motion carried unanimously.

- 7.8 Motion was made by Councilman Townsend, second by Councilman Stoll, to award Contract for Pipeline Relocation along the M121 Drainage Channel, Project No. 2003-10005, to MK Constructors, in **an Amount Not to Exceed \$2,638,186.70.**

Motion carried unanimously.

- 7.9 Motion was made by Councilman Townsend, second by Councilman Stoll, to appoint Assistant Court Clerk Brandy Oliver as Juvenile Case Manager for the Tomball Municipal Court.

Motion carried unanimously.

- 7.10 Motion was made by Councilman Ford, second by Councilman Stoll, to approve Resolution No. 2019-19, a Resolution of the City of Tomball, Texas, Amending Residential Dwelling Building Permit Fees for Fiscal Year 2018-2019.

Motion carried unanimously.

- 7.11 Motion was made by Councilman Townsend, second by Councilman Stoll, to approve Resolution No. 2019-22, a Resolution of the City Council of the City of Tomball, Texas, Requesting Governor Abbott to Veto House Bill 2439.

Motion carried unanimously.

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

Motion carried unanimously.

Meeting adjourned at 7:23 p.m.

PASSED AND APPROVED this the 1st day of July 2019.

Doris Speer  
Doris Speer, TRMC, MMC  
City Secretary

Gretchen Fagan  
Gretchen Fagan  
Mayor