

MINUTES OF REGULAR CITY COUNCIL MEETING CITY OF TOMBALL, TEXAS



**MONDAY, JANUARY 6, 2014
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 were:

Councilman Hudgens
Councilman Stoll
Councilman Townsend
Councilman Dodson

Others present:

City Manager – George Shackelford
City Secretary – Doris Speer
City Attorney – Loren Smith
Police Chief – Robert Hauck
Marketing Director – Mike Baxter
Finance Director – Glenn Windsor
Community Development Director – Craig Meyers
City Engineer – Lori Lakatos
City Planner – Rebeca Guerra
Community Events Coordinator – Rosalie Dillon

2.0 The invocation was led by George Shackelford.

3.0 The pledges to the U. S. and Texas Flags were led by Hannah Stoll and Danielle Caviness, members of the Tomball High School Student Council.

4.0 The following public comment was received:

Monique Dermaux - Requested an update on progress by City staff and Council regarding non-conforming lot issues.

5.0 Reports and Announcements:

- January 6-14, 2014 – **Early Voting** for January 18, 2014 **Special Election**
- January 11, 2014 – **2nd Saturday at the Depot** – 5:00 p.m.
- January 18, 2014 – **Special Election** – 7:00 a.m-7:00 p.m.
- **Walk Tomball!** – Every Saturday at 9:00 a.m. at the Depot
- Reports by City staff and members of Council about items of community interest on which no action will be taken

6.0 Motion was made by Councilman Townsend, second by Councilman Dodson, to approve the Minutes of the December 16, 2013 Regular City Council Meeting.

Motion carried unanimously.

7.0 Old Business:

7.1 Motion was made by Councilman Dodson, second by Councilman Stoll, to adopt, on Second Reading, Ordinance No. 2013-24, an Ordinance of the City of Tomball, Texas, Amending Chapter 60 Signs, of the Code of Ordinances, City of Tomball, by Providing that Certain Political Signs used for Electioneering shall be Governed by the Code of Ordinances, City of Tomball, by Adding Definitions to Section 60-1 Definitions; by Amending Section 60-7, Miscellaneous Sign Provisions, of Chapter 60, Signs, to Adopt Regulations Concerning the Time, Place and Manner of Electioneering on Public Property Used as a Polling Place; Providing for Severability; Providing for a Penalty of an Amount Not to Exceed \$500 for Each Day of Violation of Any Provision Hereof, Providing an Effective Date; 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 Townsend	<u>Aye</u>
Councilman Dodson	<u>Aye</u>

Motion carried unanimously.

8.0 New Business:

- 8.1 Motion was made by Councilman Dodson, second by Councilman Townsend, to reappoint Lamar Casparis as a City of Tomball Representative to the 249 Partnership Board of Directors, with his new term expiring December 2, 2016.

Motion carried unanimously.

- 8.2 Motion was made by Councilman Townsend, second by Councilman Dodson, to approve Resolution No. 2014-01, a Resolution and Order of the City Council of the City Of Tomball, Texas, Ordering the General City Election, to be Held in the City of Tomball on Saturday, May 10, 2014; Designating the Polling Places and Appointing Election Officials for Such Election; Directing the Giving of Notice of Such Election; and Providing Details Relating to the Holding of Such Election. *Fue presentada una moción por el Concejal Townsend, secundada por el Concejal Dodson, para aprobar la Resolución Nro. 2014-01, una Resolución y Orden del Consejo Municipal de la Ciudad de Tomball Texas, Ordenando una Elección Regular de Funcionarios Municipales a Celebrarse el sábado 10 de mayo de 2014; Designando los Lugares de Votación y Nombrando a los Oficiales Electorales de tal Elección; Instruyendo que se Notifique Sobre esta Elección; Designando la Fecha de una Elección de Desempate de ser Necesaria; y Proporcionando Detalles Referentes a la Celebración de Tal Elección.*

Cuộc Vận Động được tiến hành bởi Ủy Viên Hội Đồng Townsend, tán thành bởi Ủy Viên Hội Đồng Dodson, để chấp thuận Nghị Quyết số 2014-01, một Nghị Quyết và Sắc Lệnh của Hội Đồng Thành Phố Tomball, Texas, Yêu Cầu một Cuộc Bầu Cử Viên Chức Thường Lệ sẽ được tổ chức tại Thành Phố Tomball vào Thứ Bảy, ngày 10 tháng Năm, 2014; Chỉ định các Địa Điểm Bỏ Phiếu và Chỉ Định các Viên Chức Bầu Cử cho Cuộc Bầu Cử đó; Hướng Dẫn việc Đưa Ra Thông Báo của Cuộc Bầu Cử đó; Chỉ Định Ngày Bầu Cử Chung Cuộc nếu cần; và Đưa Ra các Chi Tiết có Liên Quan đến việc Tổ Chức Cuộc Bầu Cử đó.

提案是由市議員Townsend，第二由市議員Dodson，批准決議案編號2014-01，為一德克薩斯州，Tomball市市議會決議及指示，特指示一市府官員普選，其將於2014年5月10日，星期六在Tomball市召開；並已為此選舉指定投票所地點以及指派選舉官員；指導發出本選舉之選舉通知；如需要，將指定決選日期；以及提供所有與召開本選舉相關的細節。

Motion carried unanimously.

La moción fue aprobada por unanimidad.

Cuộc Vận Động được nhất trí tiến hành.

議案獲得一致通過。

- 8.3 Motion was made by Councilman Townsend, second by Councilman Stoll, to read Ordinance No. 2014-01 by caption only on First Reading.

Motion carried unanimously.

Motion was made by Councilman Dodson, second by Councilman Stoll, to adopt, on First Reading, Ordinance No. 2014-01, an Ordinance of the City of Tomball, Texas, Ordering a Special Election to be Held in the City of Tomball on May 10, 2014, for the Purpose of Submitting to the Qualified Voters of Tomball, Texas Certain Proposed Amendments to the Existing Charter of the City; Stating the Proposed Amendments to be Voted Upon at Said Election; Designation of Polling Place and Appointment of Election Officials of Such Election; Providing the Form of the Ballot and Directing that the Notice of Election be Given; Containing Other Provisions to the State Election Code; Directing Publication of the Caption of This Ordinance; Finding that the Meetings at Which This Ordinance is Considered are Open to the Public as Required by Law; Providing for Severability and the Repeal of Conflicting Ordinances; and Providing an Effective Date. Vote was as follows:

Councilman Hudgens	<u>Aye</u>
Councilman Stoll	<u>Aye</u>
Councilman Townsend	<u>Aye</u>
Councilman Dodson	<u>Aye</u>

Moción fue presentada por el Concejal Dodson, en segundo lugar, el Concejal Stoll, a adoptar, en primera lectura, en la ordenanza nO 2014-01, una ordenanza de la ciudad de Tomball, Texas, ordenando a una elección especial que se celebrará en la Ciudad de Tomball el 10 de mayo, 2014, a los efectos de presentar a los votantes calificados de Tomball, Texas algunas propuestas de enmiendas a la Carta actual de la ciudad, indicando la propuesta de enmiendas al ser sometida a votación en esa elección; la designación del lugar de votación y el nombramiento de los Miembros de las mesas electorales de las elecciones; que la forma de la boleta, y dirigir que el anuncio de la elección; que contiene otras disposiciones para el Código Electoral del Estado; Dirigir Publicación del título de esta ordenanza; Diagnóstico que Las reuniones en las que esta ordenanza se considera están abiertas al público que exige la Ley, de separación y la derogación de las Ordenanzas; y proporcionar una fecha efectiva. Votación de la siguiente manera:

Concejal Hudgens	<u>Aye</u>
Concejal Stoll	<u>Aye</u>
Concejal Townsend	<u>Aye</u>
Concejal Dodson	<u>Aye</u>

Chuyển động đã được thực hiện bởi Councilman Dodson, thứ hai bởi Councilman Stoll, thông qua ngày đọc đầu tiên, ở Pháp lệnh số 2014-01, một sắc lệnh của thành phố Tomball, Texas, đặt hàng một bầu cử đặc biệt được tổ chức tại thành phố Tomball ngày 10 tháng 5 năm 2014, với mục đích để cử tri đủ điều kiện Tomball, Texas một số đề xuất sửa đổi để điều lệ hiện tại của thành phố; Nói sửa đổi đề xuất để là bỏ phiếu khi nói cuộc bầu cử; Tên gọi của phiếu và bổ nhiệm các viên chức bầu cử của cuộc bầu cử; Cung cấp dưới dạng lá phiếu, đạo diễn thông báo cuộc bầu cử được cung cấp; Có quy định khác để mã cuộc bầu cử tiểu bang; Chỉ đạo các ấn phẩm của các chủ thích của Pháp lệnh này; Việc tìm kiếm các cuộc họp tại đó Pháp lệnh này được coi là mở cho công chúng theo yêu cầu của pháp luật; Cung cấp cho Severability và bãi bỏ xung đột pháp lệnh; và cung cấp một ngày có hiệu lực. Bỏ phiếu đã như sau:

Nghị Viên Hudgens	<u>Aye</u>
Nghị Viên Stoll	<u>Aye</u>
Nghị Viên Townsend	<u>Aye</u>
Nghị Viên Dodson	<u>Aye</u>

運動是由議會議員多德森做，第二個通過市議員斯托爾，採納，對首讀，編號2014-01條例，市湯波，得克薩斯州的一個條例，訂購一個特別選舉中市湯波的將於五月10，2014年，提交給湯波，德州的若干建議修訂城市現有憲章的合格選民的目的;斥建議修訂在該次選舉進行表決，投票地點及委任選舉官員的指定這樣的選舉，提供了選票的表格及導演的選舉公告發出;含其他規定向國家選舉守則;導演出版本條例的標題中，查找該會議在本條例被認為是開放的公眾根據法律規定，提供的可分割性和衝突條例的廢除，並提供了一個有效的日期。表決情況如下：

委員 Hudgens	<u>Aye</u>
委員 Stoll	<u>Aye</u>
委員 Townsend	<u>Aye</u>
委員 Dodson	<u>Aye</u>

Motion carried unanimously.
Moción aceptada por unanimidad.
Kiến nghị được nhất trí thông qua.
動議無異議地通過。

- 8.4 Motion was made by Councilman Hudgens, second by Councilman Townsend, to read Ordinance No. 2014-02 by caption only on First Reading.

Motion carried unanimously.

Motion was made by Councilman Dodson, second by Councilman Townsend, to adopt, on First Reading, Ordinance No. 2014-02, an Ordinance of the City of Tomball, Texas, Establishing a Juvenile Case Manager Fund; Providing for the

Assessment and Collection of a Juvenile Case Manager Fee; Providing for Severability; Providing for Publication and Effective Date. Vote was as follows:

Councilman Hudgens	<u>Aye</u>
Councilman Stoll	<u>Aye</u>
Councilman Townsend	<u>Aye</u>
Councilman Dodson	<u>Aye</u>

Motion carried unanimously.

- 8.5 Motion was made by Councilman Dodson, second by Councilman Stoll, to approve the following Plats, as recommended by the Planning and Zoning Commission:

- **RALEIGH CREEK SECTION ONE PARTIAL REPLAT NUMBER ONE**; A subdivision of 0.2518 acres, being a Replat of Lot 6, Block 6 of Raleigh Creek Section One, as recorded in Film Code No. 656125 H.C.M.R., and situated in the Joseph Miller Survey, Abstract Number 50, Harris County, Texas.
- **RALEIGH CREEK SECTION ONE REPLAT PARTIAL REPLAT NUMBER TWO**; A subdivision of 1.2774 acres, being a Replat of Reserve "A", Block 2 and Reserve "B", Block 1, of Raleigh Creek Section One, as recorded in Film Code No. 656125 H.C.M.R., and situated in the Joseph Miller Survey, Abstract Number 50, Harris County, Texas.

Motion carried unanimously.

- 8.6 Discussion was held regarding Raleigh Creek electrical distribution lines. Motion was made by Councilman Townsend, second by Councilman Dodson, to revise the Code of Ordinances, Section 70-46, to allow aerial transmission lines in subdivisions.

Motion to Amend was made by Councilman Townsend, second by Councilman Dodson, to revise the Code of Ordinances, Section 70-46, to allow primary overhead distribution transmission lines in subdivisions. Vote was as follows:

Councilman Hudgens	<u>Aye</u>
Councilman Stoll	<u>Nay</u>
Councilman Townsend	<u>Aye</u>
Councilman Dodson	<u>Aye</u>

Motion, as Amended, carried, 3 votes Aye, 1 vote Nay.

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

Motion carried unanimously.

Meeting adjourned.

PASSED AND APPROVED this the 20th day of January 2014.

Doris Speer
Doris Speer, TRMC, CMC
City Secretary

Gretchen Fagan
Gretchen Fagan
Mayor