

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



**MONDAY, MAY 7, 2012  
6:00 P.M.**

## **1.0 Call to Order**

The Council meeting was called to order by Mayor Gretchen Fagan. Other members present were:

Councilman Stoll  
Councilman Brown  
Councilman Townsend  
Councilman Dodson  
Councilman Hudgens

Others present:

City Manager – George Shackelford  
Assistant City Manager – Christal Weber  
City Secretary – Doris Speer  
City Attorney – Loren B. Smith  
Police Chief – Robert Hauck  
Director of Public Works – David Kauffman  
Director of Community Development – Narciso Lira  
Fire Chief – Randy Parr  
Finance Director – Glenn Windsor  
Marketing Director – Mike Baxter  
IT Specialist – Doug Tippey  
Assistant City Planner – Rodney Schmidt  
Community Events Coordinator – Rosalie Dillon

## **2.0 Invocation**

- Led by Charles Hall, President Spring Creek County Historical Society

3.0 Pledges to U. S. and Texas Flags

- Led by Anna Liu and Cooper Cason, Members of the Tomball High School Student Council

4.0 No Public Comments were received.

5.0 Presentations:

- Mayor Fagan presented Proclamations declaring the following:
  - April 23, 2012 – ***“Rochelle Cook – Heritage Tea Award Recipient for 2012” Day***
  - May 2012 – ***“Motorcycle Safety Awareness Month”***
  - May 5, 2012 – “Billie Ann Dio Day”; the Mayor also announced Tomball High School Student Council’s receipt of the *2012 National Gold Council of Excellence Award* and the *Texas Association of Student Council’s Top 10 Projects in Texas Award*. The THSSC members requested Council’s approval of the 4<sup>th</sup> Annual Homecoming Rally and Parade, to be held on October 24, 2012; item will be placed on the May 21, 2012 agenda.
  - May 14, 2012 – ***“Tomball Renewal Center Day”*** was not presented
  - May 15, 2012 and May 13-19, 2012 – ***“2012 Peace Officers Memorial Day and Police Week”*** will be presented on May 15, 2012 during the memorial ceremony

6.0 Reports and Announcements:

- May 5-6, 2012 – ***Rails and Tails Mudbug Festival at the Depot*** – 11:00 a.m.-6:00 p.m.
- May 8, 2012 – ***Last Day for Early Voting*** for May 12, 2012 General Election and ESD #8 Directors and Tax Election – May 8, 2012 at City Hall –7:45 a.m.-7:45 p.m.
- May 8, 2012 – ***Mayor’s Coffee – Sol de Luna, 207 Commerce*** – 5:00 p.m.
- ***May 12, 2012 - General Election and ESD #8 Directors and Tax Election – 7:00 a.m. to 7:00 p.m. at Tomball City Hall, 401 Market Street***
- May 12, 2012 – ***2nd Saturday at the Depot*** – 6:00 p.m. (***NEW time***)
- May 21, 2012 – Canvass the Results of the May 12, 2012 General Election
- May 21, 2012 - Appoint Members to the Tomball Economic Development Board for Terms Expiring May 31, 2012
- May 21, 2012 - Appoint Members to the City of Tomball Planning and Zoning Commission for Terms Expiring June 1, 2012
- May 26, 2012 – ***Memorial Day Weekend Chili Challenge at the Depot*** – 11:00 a.m.-6:00 p.m.
- May 29, 2012 - ***Harris County Primary Election***; Runoff Date is July 31, 2012
- July 4, 2012 – City of Tomball Fourth of July Celebration - ***TBA***
- ***Walk Tomball!*** – Every Saturday at 8:00 a.m. at the Depot (***NEW time***)
- Reports by City staff and members of council about items of community interest on which no action will be taken
  - Narciso Lira – Report regarding Progress on Capital Improvement Program

- Robert Hauck – Memorial Presentation, Sherine Amanollahi, Tomball Police Department
- David Kauffman - Report on Recycling and E-Waste Event
- Mike Baxter - Report on Rails and Tails Mudbug Festival

7.0 Motion was made by Councilman Townsend, second by Councilman Stoll, to approve the Minutes of the April 16, 2012 Regular City Council Meeting.

Motion carried unanimously.

8.0 Old Business:

8.1 Motion was made by Councilman Dodson, second by Councilman Townsend, to adopt on Second Reading, Ordinance No. 2012-05, an Ordinance of the City of Tomball, Texas, Amending its Comprehensive Zoning Ordinance by changing the Zoning District Classification of approximately 10 acres of land, Legally described as Lots 330 and 333, Tomball Outlots, Within the City of Tomball, Harris County, Texas, from the Agricultural District to the Light Industrial District; Said property being generally located easterly of South Persimmon Road, southerly of F.M. 2920; 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 Dodson   | <u>Aye</u> |
| Councilman Hudgens  | <u>Aye</u> |
| Councilman Stoll    | <u>Aye</u> |
| Councilman Brown    | <u>Aye</u> |
| Councilman Townsend | <u>Aye</u> |

Motion carried unanimously.

8.2 Motion was made by Councilman Brown, second by Councilman Townsend, to adopt, on Second Reading, Ordinance No. 2012-06, an Ordinance of the City of Tomball, Texas, Adopting Homestead Exemptions for Property Owners Sixty-Five Years of Age and Over, and for Property Owners Who Qualify for Disability Benefits Under the Federal Old Age, Survivors, and Disability Insurance Program for the Year 2012 and Future Years, Unless Revised, on All Taxable Real and Personal Property Located in the City of Tomball, Texas; Providing for Penalty, Interest, and Additional Penalty on Taxes Not Timely Paid; Providing for Severability; and Providing Other Matters Relating to the Subject. Vote was as follows:

|                    |            |
|--------------------|------------|
| Councilman Hudgens | <u>Aye</u> |
| Councilman Stoll   | <u>Aye</u> |
| Councilman Brown   | <u>Aye</u> |

|                     |            |
|---------------------|------------|
| Councilman Townsend | <u>Aye</u> |
| Councilman Dodson   | <u>Aye</u> |

Motion carried unanimously.

- 8.3 Motion was made by Councilman Dodson, second by Councilman Stoll, to adopt, on Second Reading, Ordinance No. 2012-07, an Ordinance of the City of Tomball, Texas, Amending the Code of Ordinances of the City of Tomball by Amending Chapter 60, Signs, to Add a New Subsection (b)(6) to Section 60-9, Off-Premises Sign Provisions, to Allow the Addition of an LED Clock Display to Off-Premise Sign. Vote was as follows:

|                     |            |
|---------------------|------------|
| Councilman Stoll    | <u>Aye</u> |
| Councilman Brown    | <u>Aye</u> |
| Councilman Townsend | <u>Nay</u> |
| Councilman Dodson   | <u>Aye</u> |
| Councilman Hudgens  | <u>Nay</u> |

Motion carried, 3 votes Aye, 2 votes Nay.

9.0 New Business:

- 9.1 Mayor Fagan opened the Public Hearing on the Proposal to create City of Tomball Reinvestment Zone No. 3 at 6:57 p.m.

No public comments being received, Mayor Fagan closed the public hearing at 6:58 p.m.

- 9.2 Motion was made by Councilman Brown, second by Councilman Dodson, to read Ordinance No. 2012-08 by caption only on First Reading.

Motion carried unanimously.

Motion was made by Councilman Stoll, second by Councilman Dodson, to adopt, on First Reading, Ordinance No. 2012-08, an Ordinance Creating City of Tomball, Texas Reinvestment Zone No. 3; an Approximately 7.2854-Acre Tract of Land, Located at 915 Cherry Street within the City of Tomball, Harris County, Texas; Making Certain Findings; Repealing Ordinances Inconsistent or in Conflict Herewith; and Providing for Severability. Vote was as follows:

|                     |            |
|---------------------|------------|
| Councilman Brown    | <u>Aye</u> |
| Councilman Townsend | <u>Aye</u> |
| Councilman Dodson   | <u>Aye</u> |
| Councilman Hudgens  | <u>Aye</u> |
| Councilman Stoll    | <u>Aye</u> |

Motion carried unanimously.

- 9.3 Motion was made by Councilman Dodson, second by Councilman Brown, to approve Resolution No. 2012-09, a Resolution of the City Council of the City of Tomball, Texas Authorizing the Purchase of Property from Harkins and Bartlett Investments, Ltd. and Arbor Quercus Delta, Ltd. for Use in the Medical Complex Drive Expansion Project; and Authorizing the City Manager to Execute all Documents Related Thereto, in the Amount of \$1,185.00.

Motion carried unanimously.

- 9.4 Motion was made by Councilman Townsend, second by Councilman Dodson, to approve Resolution No. 2012-10, a Resolution of the City Council of the City of Tomball, Texas Authorizing the Purchase of Property from Harkins and Bartlett Investments, Ltd. for Use in the Medical Complex Drive Expansion Project; and Authorizing the City Manager to Execute all Documents Related Thereto, in the Amount of \$18,505.00.

Motion carried unanimously.

- 9.5 Motion was made by Councilman Brown, second by Councilman Townsend, to approve Resolution No. 2012-11, a Resolution of the City Council of the City of Tomball, Texas, Authorizing the Purchase of Property from Harkins and Bartlett Investments, Ltd. for Use in the Medical Complex Drive Expansion Project; and Authorizing the City Manager to Execute all Documents Related Thereto, in the Amount of \$19,603.00.

Motion carried unanimously.

- 9.6 Motion was made by Councilman Dodson, second by Councilman Townsend, to award Contract to Reliable Commercial Roofing, for RFP No. 2012-05 - Police Department/Jail Roof Replacement, in the Amount of \$139,000.00.

Motion carried unanimously.

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

Motion carried unanimously.

Meeting adjourned.

PASSED AND APPROVED this 21st day of May 2012.

Doris Speer  
Doris Speer, TRMC, CMC  
City Secretary

Gretchen Fagan  
Gretchen Fagan  
Mayor