

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



MONDAY, FEBRUARY 21, 2011

7:00 P.M.

1.0 Call to Order

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

Councilman Quinn
Councilman Stoll
Councilman Brown
Councilman Townsend
Councilman Dodson

Others present:

City Manager – George Shackelford
Assistant City Manager – Christal Klierer
City Secretary – Doris Speer
City Attorney – Scott Bounds
Chief of Police – Robert Hauck
Director of Public Works – David Kauffman
Fire Chief – Randy Parr
Finance Director – Glenn Windsor
Assistant to City Manager – Shawn Cox
City Planner – Kelly Violette
Assistant City Engineer – Lori Lakatos

2.0 The invocation was led by Pastor Gary Ellison, Tomball Assembly of God

3.0 Pledges to the U. S. and Texas flags were led by Matt Anderson and Anna Liu, Tomball High School Student Council.

4.0 The following public comments were received:

Rodney Hutson 9431 Rosie Lane - #100, 77354	- Expressed his interest in serving on the Downtown Tomball Advisory Committee (DTAC)
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| Sandy Glowski
510 Hicks, 77375 | - Expressed her interest in serving on the Downtown Tomball Advisory Committee (DTAC) |
| Mary Lu Wiley
14120 Carneswood, 77375 | - Expressed her interest in serving on the Downtown Tomball Advisory Committee (DTAC) |
| Mike Ott
16840 Krug Road, 77377 | - Expressed his interest in serving on the Downtown Tomball Advisory Committee (DTAC) |
| Samantha Heard
212 S. Pine, 77375 | - Spoke regarding special group using city property, breakfasts in parking lot, and \$15 million bond on the ballot. |

5.0 Presentations:

- Shawn Cox presented a check in the amount of \$2,515.06 to the Tomball Rotary Club and Tomball High School Student Council for the “Showers for Shane” Project.

6.0 Reports and Announcements:

- February 22, 2011 – **Trail Ride Reception** – 12:00 p.m. at the Depot
- February 24, 2011 - **Reception** honoring **Betty Reinbeck, Executive Director-TEDC**, at the Chamber of Commerce, 2:00-4:00 p.m.
- February 28, 2011 – Special Meeting of the Tourism Advisory Committee, 6:00 p.m.
- March 12, 2011 – **2nd Saturday at the Depot – Oilfield Helping Hands Car Show and Motorcycle Rally**
- March 14, 2011 – Last Day to Apply for Place on Ballot for May 14, 2011 General City Election
- April 9, 2011 – **3rd Annual City of Tomball Bunny Run 5K and Kids 1 Mile**
- April 18-23, 2011 – **City of Tomball Spring Clean Up Week** – 8:00 a.m. to 4:30 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
 - Glenn Windsor presented the Quarterly Investment Report (ending 12/31/2010).
 - Glenn Windsor presented a summary of the vehicles being purchased through Buy Board Contracts.
 - Shawn Cox presented a slideshow of the Beckendorf Statue unveiling.

7.0 Motion was made by Councilman Townsend, second by Councilman Brown, to approve the minutes of the following meetings:

- February 7, 2011 Special City Council and Planning and Zoning Commission Meeting
- February 7, 2011 Regular City Council Meeting

Motion carried unanimously.

8.0 Old Business:

- 8.1 Doris Speer presented an overview of the proposed Ordinance. Motion was made by Councilman Brown, second by Councilman Townsend, to adopt, on Second Reading, Ordinance No. 2010-26, an Ordinance of the City of Tomball, Texas, adding Chapter 15, "Commercial Filming" to the Code of Ordinances of the City of Tomball, to Require a Permit for Commercial Filming in the City of Tomball, to Establish Policies, Procedures and Regulations as They Relate to Filming; Providing a Penalty in an Amount of Not More Than \$500 for Violation of any Provision Hereof; Providing for Savings and Severability; Providing for Publication; and Making other Provisions and Findings related Thereto. Vote was as follows:

Councilman Dodson	<u>Aye</u>
Councilman Quinn	<u>Aye</u>
Councilman Stoll	<u>Aye</u>
Councilman Brown	<u>Aye</u>
Councilman Townsend	<u>Aye</u>

Motion carried unanimously.

- 8.2 Lori Lakatos presented an overview of the proposed parking lot locations. Motion was made by Councilman Townsend, second by Councilman Brown, to Designate Downtown Parking Lot Locations AN and ES and to Direct the Engineering and Planning Department to Negotiate and Prepare Professional Services Contract and to get prices for CS and DN location as well.

Motion carried unanimously.

9.0 New Business

- 9.1 Mayor Fagan presented information regarding the resignation of LaMar Barr. Motion was made by Councilman Stoll, second by Councilman Quinn, to accept the resignation of LaMar Barr and appoint Prakash Patel to the Unexpired Term on the Tourism Advisory Committee (Hotel Industry Position 8). Motion was made by Councilman Quinn, second by Councilman Townsend, to table consideration of an appointment to the Unexpired Term on the Tourism Advisory Committee (Hotel Industry Position 8) until city staff provides information regarding current payment status of hotel occupancy taxes by Tomball hotels.

Motion to table carried unanimously.

- 9.2 Shawn Cox presented an overview of the proposed Grant. Motion was made by Councilman Brown, second by Councilman Quinn to Approve the Grant Application by

Tomball Sister City Organization for Hotel Occupancy Tax Funds in the amount of \$30,000. As recommended by the Tomball Tourism Advisory Committee and, if TSCO meets the budget requirements for the additional funds, \$20,000 would be funded from the grant funds budgeted for the Sister City organization and the additional \$10,000 would be funded from the grants line item under the hotel occupancy tax fund. Vote was as follows:

Councilman Dodson	<u>Aye</u>
Councilman Quinn	<u>Aye</u>
Councilman Stoll	<u>Aye</u>
Councilman Brown	<u>Aye</u>
Councilman Townsend	<u>Nay</u>

Motion carried, 4 votes Aye, 1 vote Nay.

- 9.3 Mayor Fagan presented an overview of the proposed appointments. Motion was made by Councilman Townsend, second by Councilman Quinn, to appoint the members recommended by Mayor Fagan and to appoint Mitchell Holderrieth as well, to serve on the Downtown Tomball Advisory Committee (DTAC).

Motion carried unanimously.

- 9.4 Kelly Violette presented an overview of the proposed Policy. Motion was made by Councilman Townsend, second by Councilman Dodson, to approve Administrative Policy Number 65, Entitled "*Right-of-Way Abandonment Policy*".

Motion carried unanimously.

- 9.5 Lori Lakatos presented an overview of the proposed Replat. Motion was made by Councilman Dodson, second by Councilman Townsend, to approve the **PARTIAL REPLAT OF TOMBALL MARKETPLACE**: A 28.5984 acre (1,245,748 Square Foot) subdivision; Being lots 2, 3 & 4, Tomball Marketplace, as recorded in Film Code Number 605157, of the Harris County Map Records out of the John M. Hooper Survey, Abstract 375 Tomball, Harris County, Texas.

Motion carried unanimously.

- 9.6 Shawn Cox presented an overview of the proposed partnership with Tomball High School for their March of Dimes fundraising event. Motion was made by Councilman Brown, second by Councilman Townsend, to approve City of Tomball's partnership with the Tomball High School and Student Council for the March of Dimes Walk.

Motion carried unanimously.

- 9.7 Glenn Windsor and Nathan Krupke with Belt, Harris, Pechacek presented an overview of the Comprehensive Annual Financial Report (CAFR). Motion was made by Councilman Brown, second by Councilman Dodson, to accept the Comprehensive Annual Financial Report (CAFR) for the Fiscal Year ended September 30, 2010. Motion was made by Councilman Townsend, second by Councilman Quinn to table acceptance of the CAFR until the March 7, 2011 meeting.

Motion to table carried unanimously.

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

Motion carried unanimously.

Meeting adjourned.

PASSED AND APPROVED this 7th day of March 2011.

Doris Speer
Doris Speer, TRMC
City Secretary

Gretchen Fagan
Gretchen Fagan
Mayor