

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



**TUESDAY, SEPTEMBER 8, 2015**

**6:00 P.M.**

1.0 Call to Order

The Council meeting was called to order at 6:00 p.m. by Mayor Pro Tem Lori Klein Quinn.

Other members present:

Councilman Hudgens  
Councilman Stoll  
Councilman Degges

Members absent:

Mayor Gretchen Fagan – Excused  
Councilman Townsend – Excused

Others present:

Assistant City Manager – Robert Hauck  
City Secretary – Doris Speer  
City Attorney – Loren Smith  
Police Chief – Billy Tidwell  
Marketing Director – Mike Baxter  
Finance Director – Glenn Windsor  
Public Works Director – David Esquivel  
Director of Community Development – Craig Meyers  
City Engineer – Lori Lakatos  
City Planner – Harold Ellis  
Fire Marshal – Doug Sanguedolce  
Community Events Coordinator – Denise Fiore  
Accountant – Christine Brookshire  
Assistant City Planner – Amelia Vasquez

Community Center Director – Rosalie Dillon  
PD-Student Resource Officer – Anthony Young  
Coordinator-TEDC – Tiffani Wooten

- 2.0 The invocation was led by Bruce Hillegeist, President, Greater Tomball Area Chamber of Commerce.
- 3.0 The pledges to U. S. and Texas Flags were led by Connor McKee and Hanna Carroll, members of the Tomball High School Student Council
- 4.0 No public comments were received.
- 5.0 Reports and Announcements:
- **September 14, 2015** – Public Hearing on the proposed tax increase – 5:00 p.m.
  - September 12, 2015 – **2nd Saturday at the Depot**
  - **September 21, 2015** – Public Hearing on the proposed tax increase – 6:00 p.m.
  - September 26, 2015 – **5th Annual Bugs, Brew & Barbeque Festival** – 12:00 Noon-6:00 p.m.
  - October 10, 2015 – *Sherine’s Stride 5K Run*
  - October 10, 2015 – *“Zomball in Tomball”*
  - October 24, 2015 – **4<sup>th</sup> Annual Tomball Bluegrass Festival** – 12:00 Noon-6:00 p.m.
  - **Walk Tomball!** – Every Saturday at **8:00 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:
    - Mike Baxter presented a report on success of the Second Annual **Tomball Texas Music Festival**
    - Billy Tidwell presented videos demonstrating the use of Body Camera by the Tomball Police Department and advised that the Tomball Police Honor Guard had attended/participated in the service for Harris County Sheriff Deputy Darren Goforth.
    - Craig Meyers reported on the **Planning Excellence Award by the Texas Chapter of the American Planning Association** received by the Community Development Department.
    - Robert Hauck reported that the Finance Department has been awarded the **Platinum Leadership Award** through the State Comptroller’s Office for financial transparency for the fourth year.
    - Robert Hauck reported that Public Works Department personnel had assisted volunteers in placing blue ribbons on the flags along Main Street over the Labor Day weekend, paying tribute to Harris County Sheriff Deputy Darren Goforth and other law enforcement officers.
    - Councilman Hudgens requested, possibly on a quarterly basis, that information be provided to Council regarding number of permits issues, water access issues, and development and growth statistics.

- 6.0 Motion was made by Councilman Stoll, second by Councilman Hudgens, to approve the Minutes of the August 17, 2015 Regular City Council Meeting.

Motion carried unanimously.

- 7.0 Old Business:

- 7.1 Motion was made by Councilman Stoll, second by Councilman Hudgens, to adopt, on Second Reading, Resolution No. 2015-17-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 Agreement by and between the Corporation and Clarus Tomball Investments Ltd., to make direct incentives to, or expenditures for, assistance with infrastructure costs for the promotion of new or expanded business enterprise related to the construction of a Marriott Residence Inn Hotel to be located at 14303 Medical Complex Drive, Tomball, Texas. The estimated amount of expenditures for such Project is \$437,250.00. Vote was as follows:

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

Motion carried unanimously.

- 7.2 Motion was made by Councilman Stoll, second by Councilman Hudgens, to adopt, on Second Reading, Ordinance No. 2015-15, an Ordinance of the City of Tomball, Texas Waiving the Assessment and Collection of Impact Fees for Water and Wastewater Utilities for the Development of Non-Residential Properties Adjacent to FM 2920 (Main Street) Between State Highway 249 Business and North Willow Street Until March 2, 2017; and Providing for Severability. Vote was as follows:

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

Motion carried, 3 votes Aye, 1 vote Nay.

- 7.3 Motion was made by Councilman Hudgens, second by Councilman Stoll, to

adopt, on Second Reading, Ordinance No. 2015-16, an Ordinance of The City of Tomball, Texas, Amending Chapter 50 (Zoning) of The Code of Ordinances by Amending Section 50-2 (“Definitions”) By Creating a Definition For “Masonry;” by Amending Section 50-33 (“Board Of Adjustments”) by Authorizing The Board of Adjustments to Hear and Decide Upon Special Exceptions for Building Façade Requirements; and by Amending Section 50-62 (“Reserved”) By Creating An Exterior Building Material/Façade Overlay District And Associated Regulations Effecting Properties Along FM 2920, SH 249 and SH Business 249; 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 Hudgens	<u>Aye</u>
Councilman Stoll	<u>Aye</u>
Councilman Degges	<u>Aye</u>
Councilman Townsend	<u>Absent</u>
Councilman Klein Quinn	<u>Aye</u>

Motion carried unanimously.

- 7.4 Motion was made by Councilman Degges, second by Councilman Stoll, to adopt, on Second Reading, Ordinance No. 2015-17, 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 .4186 Acres of Land, Legally Described as Tract 2a, Abstract 629, Joseph Pruitt Survey, Within the City of Tomball, Harris County, Texas, From The Single-Family Residential-6 District to the Planned Development District; Said Property Being Generally Located East of South Chestnut Street, North of Chestnut Business Park Drive; 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 Hudgens	<u>Aye</u>
Councilman Stoll	<u>Aye</u>
Councilman Degges	<u>Aye</u>
Councilman Townsend	<u>Absent</u>
Councilman Klein Quinn	<u>Aye</u>

Motion carried unanimously.

8.0 New Business:

- 8.1 Motion was made by Councilman Stoll, second by Councilman Degges, to approve Request by Tomball Pregnancy Center for In-Kind Services from the City Police, Fire, Public Works and NWEMS Departments, and to Waive Associated Fees for the 3rd Annual New Life 5K & Kid's Walk, to be held on September 19, 2015.

Motion carried unanimously.

- 8.2 Motion was made by Councilman Stoll, second by Councilman Hudgens, to ratify the FY 2015-2016 Budget and Find that the Proposed Tax Rate of \$.341455/\$100 Exceeds the Effective Tax Rate and Will Generate More Property Tax Revenue than the FY 2014-2015 Budget.

Motion carried unanimously.

- 8.3 Motion was made by Councilman Stoll, second by Councilman Hudgens, to set the dates for the Vote on the Proposed 2015 Tax Rate and announce that voting on the Proposed 2015 Tax Rate will be held at a Special Council Meeting on September 28, 2015 and at a Regular Council Meeting on October 5, 2015 at 6:00 p.m.

Motion carried unanimously.

- 8.4 Motion was made by Councilman Stoll, second by Councilman Hudgens, to approve the following plats as recommended by the Planning and Zoning Commission:

- **NABORS PARKWAY:** Being 1.7950 Acres of Land in the Sam Lewis Survey, Abstract No. 1704, in the City of Tomball, Harris County, Texas.
- Replat of **520 W. Main Street:** A Subdivision of 0.4821 acre composed of Lot 6, 7, and 8 of Block 42 of the Tomball Township as Recorded in Volume 2, Page 36 of the Harris County Map Records and located in the John House Survey, A-34 and the William Hurd Survey, A-371 City of Tomball, Harris County, Texas.
- **WILLOWCREEK RANCH EQUESTRIAN RESERVES:** Being a Subdivision of 19.9242 acres in the William Biggio Survey, Cert. No. M-22954 and the M.B. Jones & G.M. Cone Survey, Cert. No. M-22952 in Harris County, Texas.
- **MOH DALI DEVELOPMENT:** A Subdivision of 5.7965 acres situated in the Jesse Pruitt Survey, A-629 being a replat of Lot 1, Block 1 of Huffsmith-2978 as recorded under Film Code No. 620122 Map Records of Harris County Harris County, Texas.

Motion carried unanimously.

Robert Hauck advised Council that the Community Development Department would present proposed amendments to authorize the Planning and Zoning Commission to approve plats, unless there is an issue, in which case, the plat would be presented to Council for consideration and approval.

9.0 Motion was made by Councilman Hudgens, second by Councilman Stoll, to adjourn.

Motion carried unanimously.

Meeting adjourned.

PASSED AND APPROVED this the 21st day of September 2015.

Doris Speer  
Doris Speer, TRMC, CMC  
City Secretary

Lori Klein Quinn  
Lori Klein Quinn  
Mayor Pro Tem