

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



MONDAY, NOVEMBER 16, 2015

6:00 P.M.

1.0 Call to Order

The Council meeting was called to order at 6:03 p.m. by Mayor Fagan. Other members present:

Councilman Hudgens
Councilman Klein Quinn
Councilman Townsend

Members absent:

Councilman Degges - Excused
Councilman Stoll - Excused

Others present:

City Manager – George Shackelford
Assistant City Manager – Robert Hauck
City Secretary – Doris Speer
City Attorney – Akilah Mance
Police Chief – Billy Tidwell
Fire Chief – Randy Parr
Finance Director – Glenn Windsor
Public Works Director – David Esquivel
Director of Community Development – Craig Meyers
City Engineer – Lori Lakatos
City Planner – Harold Ellis
Community Events Coordinator – Denise Fiore
Detective – Gary Hammond
Police Captain – Rick Grassi

2.0 The invocation was led by Jim Poe, Past Commander, American Legion Post 127.

3.0 The pledges to U. S. and Texas Flags were led by Eric Jensen and Alexis Gach, Members of the Tomball High School Student Council.

4.0 The following public comment was received:

Blake Newton Little Leaguer 30819 Country Meadows, 77375	-	Expressed his appreciation for the City's consideration and assistance in the proposed renovations of the Little League fields.
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5.0 Reports and Announcements:

Presentation of a \$2,500 donation was made by Brad Bartlett and Mark Carter, on behalf of ***Resale with a Purpose***, to the Tomball Fire Department for use in TFD's 2015 ***Families Helping Families*** program. On Sunday, November 22, 2015, ***Resale with a Purpose*** will also present a \$5,000 donation to Tomball Police Department in support of TPD's "***Shop with a Cop***" program.

- November 20, 2015 – **Lamp Post Decorating Contest and "Lamp Post Stroll"**
- November 21, 2015 – **50th Annual Holiday Parade**
- November 22, 2015 (Sunday) – **"True to the Blue – Our Cops are Tops" at the Depot** – 2:00 p.m.-4:00 p.m.
- November 26-27, 2015 – Thanksgiving Holiday – City Offices Closed
- December 12, 2015 – **Christmas on Commerce** – a **2nd Saturday at the Depot** Event
- Reports by City staff and members of Council about items of community interest on which no action will be taken:
 - Glenn Windsor - Quarterly Investment Report for the Quarter ending September 30, 2015. The Public Funds Investment Act requires that a report of the City's investments be presented to Council on a quarterly basis. The investment report includes a listing of all investments together with information relating to diversification, cost vs. market values, yield information, and weighted average maturities. On September 30, 2015, the City had total cash equivalents and investments totaling \$50,922,040. A copy of the report is attached for review.
 - Mike Baxter/Denise Fiore – Report on the success of the **3rd Annual Tomball Bluegrass Festival**

6.0 Motion was made by Councilman Townsend, second by Councilman Klein Quinn, to approve the Minutes of the November 2, 2015 Regular City Council Meeting.

Motion carried unanimously.

7.0 Old Business:

- 7.1 Motion was made by Councilman Hudgens, second by Councilman Townsend, to adopt, on Second Reading, Ordinance No. 2015-23, an Ordinance of the City of Tomball, Texas Consenting to the Annexation of a 5.112-Acre Tract of Land by Harris County Municipal Utility District No. 273; and Making Findings Related Thereto (River of Praise Tract). Vote was as follows:

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

Motion carried unanimously.

8.0 New Business:

- 8.1 Motion was made by Councilman Hudgens, second by Councilman Townsend, to approve the RFP Documents for Bank Depository Services, as Prepared by Patterson & Associates.

Motion to AMEND was made by Councilman Hudgens, second by Councilman Townsend, to approve the RFP Documents for Bank Depository Services, as Prepared by Patterson & Associates and including language that the City is not prepared to incur new costs in hardware, software or related costs, etc., in the event a new provider is selected, in the RFP.

Motion as AMENDED carried unanimously.

- 8.2 Consideration to Approve **ZONING CASE P15-0130**: Request by Brian K. Lunell, on behalf of Spring Creek County Historical Association, for a Conditional Use Permit to operate a “museum” in the Single-Family 6 district. The property is approximately 2.4 acres, situated in the Joseph House Survey, Abstract Number 34, and is legally described lots 1, 2, 9-16 block 48, the southwesterly 20 feet of lot 3, and all of lots 4 - 6 block 102, revised Map of Tomball, recorded under Volume 4 Page 25, of the Map Records of Harris County, Texas; and lot 8A a subdivision as shown on map or plat recorded under Film Code Number 598155, of the Map Records of Harris County, Texas. The property is generally located at the intersection of N. Pine St. and Epps St. at 510 North Pine St.

- Mayor Fagan opened the Public Hearing on **ZONING CASE P15-0130** at 6:27 p.m.; with the following public comment being received:

Charles Hall - Expressed his appreciation
10715 Mahaffey Road, 77375 of the City's support of the
Museum Complex.

- Receiving no additional public comments, Mayor Fagan closed the Public Hearing at 6:28 p.m.
- Motion was made by Councilman Townsend, second by Councilman Klein Quinn, to read Ordinance No. 2015-24 by caption only on first reading.

Motion carried unanimously.

Motion was made by Councilman Townsend, second by Councilman Klein Quinn, to adopt, on First Reading, Ordinance No. 2015-24, an Ordinance of the City of Tomball, Texas, amending Chapter 50 (Zoning) of the Tomball Code of Ordinances by Granting a Conditional Use Permit (CUP) to Spring Creek County Historical Association to Operate a "Museum"; said Property being Approximately 2.4 Acres, and being Legally Described as Lots 1, 2, 9-16, Block 48, the Southwesterly 20 Feet of Lot 3, and All of Lots 4 – 6, Block 102, Revised Map of Tomball, Recorded under Volume 4 Page 25, of the Map Records of Harris County, Texas; and Lot 8A, a Subdivision as Shown on Map or Plat Recorded under Film Code Number 598155, of the Map Records of Harris County, Texas, generally Located at the Corner of Epps Street and N. Pine Street; Providing Requirements and Conditions for This CUP; 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>Absent</u>
Councilman Degges	<u>Absent</u>
Councilman Townsend	<u>Aye</u>
Councilman Klein Quinn	<u>Aye</u>

Motion carried unanimously.

- 8.3 Motion was made by Councilman Townsend, second by Councilman Hudgens, to enter into an Agreement with the Tomball Sports Association for the City of Tomball to Reimburse Expenditures for Improvements, Not to Exceed \$200,000.

Motion carried unanimously.

8.4 Motion was made by Councilman Klein Quinn, second by Councilman Hudgens, to approve the following plat as recommended by the Planning and Zoning Commission:

- CONCORDIA LUTHERAN HIGH SCHOOL OF NORTH HARRIS COUNTY SOUTH CAMPUS: Being a subdivision of 20.8633 acres out of the Jesse Pruitt Survey, A-629, in Harris County, Texas.

Motion carried unanimously.

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

Motion carried unanimously.

Meeting adjourned at 6:33 p.m.

PASSED AND APPROVED this the 7th day of December 2015.

Doris Speer
Doris Speer, TRMC, CMC
City Secretary

Gretchen Fagan
Gretchen Fagan
Mayor