

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



MONDAY, MARCH 7, 2016

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:

Councilman Hudgens
Councilman Stoll
Councilman Townsend
Councilman Degges
Councilman Klein Quinn

Others present:

City Manager – George Shackelford
City Secretary – Doris Speer
City Attorney – Loren Smith
Fire Chief – Randy Parr
Police Chief – Billy Tidwell
Marketing Director – Mike Baxter
Finance Director – Glenn Windsor
Public Works Director – David Esquivel
Director of Community Development – Craig Meyers
Community Center Manager – Rosalie Dillon
Fire Marshal – Lance Wilson
CSO Administrative Assistant – Tracy Garcia

2.0 The invocation was led by Pastor Scott Knight, The Pointe Fellowship Church

3.0 The pledges to U. S. and Texas Flags were led by Billy Tidwell

4.0 The following public comment was received:

Dewayne Godfrey - Requested support for the food drive being held on behalf of Tomball Emergency Assistance Ministries (TEAM) by “Men Who Set Trends” and Lone Star College-Tomball Campus
19023 Canyon Rose Drive, 77377

5.0 Presentations:

- Promotions and New Employees
 - New Assistant Fire Marshal
 - Charlie Hazlegrove – Mayor Fagan administered the Oath of Office

6.0 Reports and Announcements:

- March 1, 2016 – Open House – New Fire Station – a New Date will be Announced
- March 12, 2016 – **2nd Saturday at the Depot**
- March 21, 2016 – Public Hearing and review of the City’s Juvenile Curfew Ordinance
- April 9, 2016 – **7th Annual 5K Bunny Run and 1 Mile Kids Walk**
- April 9, 2016 – **Lions Club Car Show** at Lone Star College-Tomball Campus
- April 9, 2016 – **2nd Saturday at the Depot**
- April 11, 2016 (Monday) – **“2016 Ride 2 Recovery Texas Challenge”** Welcome and Reception at the Depot – 10:30 a.m.
- April 16, 2016 – **Tomball Rotary Club Annual Fish Fry** at the Depot
- April 18-23, 2016 – Annual **Spring Clean-Up and Chipping Week**
- April 20-21, 2016 – **Shattered Lives** Event – **Tomball Memorial High School**
- April 23, 2016 – **Tomball Consolidated Recycling Day** – Lone Star College-Tomball Campus, 30555 Tomball Parkway, South Entrance – 10:00 a.m.-2:00 p.m.
- April 30-May 1, 2016 – **Rails & Tails Mudbug Festival** at the Depot
- Reports by City staff and members of Council about items of community interest on which no action will be taken

7.0 Motion was made by Councilman Townsend, second by Councilman Stoll, to approve the Minutes of the February 15, 2016 Regular City Council Meeting.

Motion carried unanimously.

8.0 New Business:

8.1 Motion was made by Councilman Townsend, second by Councilman Degges, to approve Resolution No. 2016-05, a Resolution of the City of Tomball, Texas, Canceling the Regular City Officer’s Election Scheduled to be Held on the 7th Day of May, 2016, in Accordance with Section 2.053(a) of the Texas Election Code; Directing the Giving of Notice of Such Cancellation of Election; and Providing Details Relating to the

Cancellation of Such Election

Fue presentada una moción por el Concejal Townsend, secundada por el Concejal Degges, para aprobar la Resolución Nro. 2016-05, una Resolución y Orden del Consejo Municipal de la Ciudad de Tomball Texas, Ordenando una Elección Regular de Funcionarios Municipales a Celebrarse el sábado 7 de mayo de 2016; 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 Degges, để chấp thuận Nghị Quyết số 2016-05, 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 7 tháng Năm, 2016; 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Degges, 批准決議案編號2016-05, 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2016年5月7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。

- 8.2 Mayor Fagan opened the Public Hearing and Review of the City of Tomball's Juvenile Curfew Ordinance at 6:12 p.m. to Determine the Need to Re-adopt, Abolish, Continue or Modify the Ordinance.

Receiving no public comments, Mayor Fagan closed the Public Hearing at 6:12 p.m.

- 8.3 Motion was made by Councilman Townsend, second by Councilman Stoll, to award Contract for Project Number 2016-11, Landscaping Service for City of Tomball Facilities, to B & C Constructors, LP.

Motion carried unanimously.

- 8.4 Motion was made by Councilman Hudgens, second by Councilman Stoll, to approve Additional Services with GMS Home Inspection Service, LLC to Perform On-Call Residential and Commercial Plan Review and Inspection Services for an Amount Not to Exceed \$66,000.

Motion carried unanimously.

- 8.5 Motion was made by Councilman Townsend, second by Councilman Stoll, to approve Memorandum of Understanding between the City of Tomball, HCID 17, and Aqua Texas, Inc. regarding a Separate Interconnect Agreement to Purchase Water from Tomball during the Early Stages of Development in HCID 17, Until Such Time that HCID 17 Constructs a Stand-alone Water Plant to Serve Users in HCID 17, and Authorize the Mayor to Execute the Memorandum of Understanding on Behalf of the City of Tomball.

Motion carried unanimously.

- 8.6 Council recessed at 6:56 p.m. to meet in Executive Session as Authorized by Title 5, Chapter 551, Government Code, the Texas Open Meetings Act, for the Following Purpose:

- Sec. 551.071 - Private Consultation with Attorney in Closed Meeting Regarding pending litigation, to wit: C.A. No. 4:14-CV-3572; David Kaufman v. City of Tomball; In the United States District Court for the Southern District of Texas, Houston Division

Upon reconvening in regular session at 7:13 p.m., the following action was taken:

- 8.7 Motion was made by Councilman Townsend, second by Councilman Stoll, to approve Settlement in C.A. No. 4:14-CV-3572; David Kauffman v. City of Tomball; in the United States District Court for the Southern District of Texas, Houston Division.

Motion carried unanimously.

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

Motion carried unanimously.

Meeting adjourned.

PASSED AND APPROVED this the 21st day of March 2016.

Doris Speer
Doris Speer, TRMC, CMC
City Secretary

Gretchen Fagan
Gretchen Fagan
Mayor