

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



**MONDAY, MARCH 19, 2018  
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 Ford  
Councilman Stoll  
Councilman Townsend  
Councilman Klein Quinn

Members absent:

Councilman Degges - Excused

Others present:

City Manager – George Shackelford  
Assistant City Manager – Rob Hauck  
City Secretary – Doris Speer  
City Attorney – Loren Smith  
Fire Chief – Randy Parr  
Marketing Director – Mike Baxter  
Finance Director – Glenn Windsor  
Director of Public Works – David Esquivel  
Director of Community Development – Craig Meyers  
City Engineer – Beth Jones  
Assistant City Secretary – Tracy Garcia  
Senior Accountant – Christine Brookshire  
Community Events Coordinator – Denise Fiore  
Community Center Director – Rosalie Dillon  
Marketing Assistant – Larissa Roberts  
Warrant Officer/Bailiff – Ron McGullion

2.0 The invocation was led by Pastor Ed Matthews, Newness of Life Church, Tomball

3.0 The pledges to the U. S. and Texas Flags were led by Ron McGullion.

4.0 No public comments were received.

5.0 Reports and Announcements:

- March 22, 2018 – **Tomball Comprehensive Plan Update Open House** – Public Works Building, 501 James Street, 5:00 p.m. to 8:00 p.m.
- March 29, 2018 – **Public Retirement Reception Honoring George Shackelford, City Manager**, at the Community Center, from 3:00 p.m. to 5:00 p.m.
- April 14, 2018 – **2nd Saturday at the Depot**
- April 28, 2018 – **Lions Club Car Show** – Lone Star College-Tomball
- Reports by City staff and members of council about items of community interest on which no action will be taken:
  - Denise Fiore and Larrissa Roberts presented a report of the plans for **Kids Club 2018**. Councilman Townsend requested possible consideration by Council for the use of a City-owned surplus lot to create a Community Garden.

6.0 Motion was made by Councilman Townsend, second by Councilman Stoll, to approve the Minutes of the following Tomball City Council Meetings:

- March 5, 2018 Special Tomball City Council Meeting
- March 5, 2018 Regular Tomball City Council Meeting
- March 6, 2018 Special Tomball City Council Meeting
- March 9, 2018 Special Tomball City Council Meeting

Motion carried unanimously.

7.0 Old Business:

7.1 Motion was made by Councilman Townsend, second by Councilman Stoll, to adopt, on Second Reading, Ordinance No. 2018-13, an Ordinance of the City of Tomball, Texas, Finding and Determining that the Public Convenience and Necessity no longer require the Continued Existence of a Certain Portion of a City of Tomball Utility Easement across a Certain 0.129 Acre Tract of Land Being Out of Lot 1 in Block 1 of the Fourteen Six Hundred Business Park Subdivision of Which is Recorded in Film Code 680728 of the Map Records of Harris County, Texas; Vacating, Abandoning, and Closing Said Portion of Such City of Tomball Utility Easement; Authorizing the City Manager to Execute and the City Secretary to Attest a Quitclaim Deed Quitclaiming the City's Interest in Said Abandoned Easement; and Containing Other Provisions Relating to the Subject. Vote was as follows:

Councilman Ford

Aye

Councilman Stoll	<u>Aye</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 Glenn Windsor and Amanda Eaves, CPA-BKD, LLP presented the Comprehensive Annual Financial Report (CAFR) for the Fiscal Year Ending September 30, 2017.

No action was taken.

- 8.2 Mayor Fagan opened the Public Hearing of the City Council of the City of Tomball to Consider the Advisability of the Creation of a Public Improvement District to make Certain Improvements over Certain Property located within the Corporate Limits of the City of Tomball (TPID 7 – Grand Junction Subdivision) at 6:30 p.m.

Receiving no public comments, Mayor Fagan closed the public hearing at 6:30 p.m.

- 8.3 Motion was made by Councilman Klein Quinn, second by Councilman Ford, to approve Resolution No. 2018-07, a Resolution Making Findings in Connection with the Proposed Public Improvement District Number Seven Related to the Advisability of the Improvements, the Nature of the Improvements, the Estimated Cost of the Improvements, the Boundaries of the Proposed District, the Method of Assessment and the Apportionment of Cost Between the District and the City as a Whole; and Making Other Findings Related to the District.

Motion carried unanimously.

- 8.4 Motion was made by Councilman Ford, second by Councilman Stoll, to approve Resolution No. 2018-08, a Resolution Authorizing the Establishment of the Public Improvement District Number Seven in the City of Tomball, Texas; Authorizing Publication of This Resolution, Providing for the Preparation of a Service and Assessment Plan; and Making Other Provisions Related to the Subject.

Motion carried unanimously.

- 8.5 Motion was made by Councilman Stoll, second by Councilman Townsend, to approve Development Agreement between the City of Tomball and Tomball Grand Junction, LLC for the Construction of Improvements in Tomball Public Improvement District Number Seven (TPID 7), Grand Junction Subdivision.

Motion carried unanimously.

- 8.6 Motion was made by Councilman Stoll, second by Councilman Townsend, to approve Resolution No. 2018-09, a Resolution Declaring the Intention of the City of Tomball, Texas, to Institute Proceedings to Annex Certain Territory; Describing Such Territory; Setting the Dates, Times, and Places for Two Public Hearings at Which All Interested Parties Shall Have an Opportunity to be Heard; Providing for Publication of Notices of Such Public Hearings; and Directing Preparation of a Municipal Service Plan for the Territory Proposed to be Annexed (Being a 2.844-Acre Tract of Land in the Jesse Pruitt Survey, Abstract No. 629, Harris County Texas, Out of and a Part of that Certain 4.8914-Acre Tract of Land Described in Deed Recorded under Clerk's File No. 2013-0036029 of the Official Public Records of Real Property of Harris County, Texas, Located at 22828 Hufsmith-Kohrville Road).

Motion carried unanimously.

- 8.7 No consideration or possible action was taken regarding a Joint Venture between Tomball Sports Medicine Center, Tomball Regional Hospital, the City of Tomball, Harris County, and Tomball Regional Health Foundation for a Community Wellness Center. An item will be placed on the April 2, 2018 agenda to appoint a City representative to the workgroup.

- 8.8 Motion was made by Councilman Townsend, second by Councilman Klein Quinn, to approve Resolution No. 2018-10, a Resolution of the City Council of the City of Tomball, Texas, Sponsoring the July 4th Celebration, to be Held in Tomball on Wednesday, July 4, 2018, Closing State Highway Business 249 from Hicks Street to the North Entrance to the Kroger Parking Lot from 3:00 PM until 11:00 PM, and Authorizing the City Manager to Issue a Letter to TxDOT Requesting the Closure of the Designated Portion of State Highway Business 249.

Motion carried unanimously.

- 8.9 Motion was made by Councilman Townsend, second by Councilman Stoll, to award Contract for E&P CIP No. 2017-10031, Project No. 2018-01, City of Tomball Broussard Community Park Site Improvements, to Diffco, LLC in the Amount of \$853,616.52.

Motion carried unanimously.

- 8.10 Motion was made by Councilman Townsend, second by Councilman Stoll, to read Ordinance No. 2018-14 by caption only on First Reading.

Motion carried unanimously.

Motion was made by Councilman Townsend, second by Councilman Stoll, to adopt, on First Reading, Ordinance No. 2018-14, an Ordinance Altering the Prima Facie Speed Limits Established for Vehicles under the Provisions of §545.356, Texas Transportation

Code, upon the Basis of an Engineering and Traffic Investigation, upon Certain Streets and Highways, or Parts Thereof, within the Corporate Limits of The City of Tomball, as Set Out in This Ordinance, and Providing a Penalty of a Fine in an Amount Not to Exceed Two Hundred Dollars (\$200.00) for the Violation of this Ordinance. Vote was as follows:

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

Motion carried unanimously.

9.0 Motion was made by Councilman Townsend, second by Councilman Stoll, to adjourn. Vote was as follows:

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

Motion failed, per Sec. 6.13 of the Charter.

Having no additional business to consider, Mayor Fagan adjourned the meeting.

Meeting adjourned.

PASSED AND APPROVED this the 2nd day of April 2018.

Doris Speer  
Doris Speer, TRMC, CMC  
City Secretary

Gretchen Fagan  
Gretchen Fagan  
Mayor