

MINUTES OF REGULAR CITY COUNCIL MEETING, HELD ON MONDAY, AUGUST 4, 2003 AT 7:00 P.M. AT CITY HALL, 401 MARKET STREET, TOMBALL, TEXAS 77375

1.0 MEETING WAS CALLED TO ORDER BY MAYOR HARRINGTON. OTHER MEMBERS PRESENT:

COUNCILMAN MARTIN  
COUNCILMAN GATLIN  
COUNCILMAN STOVALL  
COUNCILMAN FORD  
COUNCILMAN HOLLAND

OTHERS PRESENT:

CITY MANAGER – BEN GRIFFIN  
ASSISTANT CITY MANAGER – MARY COKER  
CITY ATTORNEY – BILL OLSON  
CITY SECRETARY – DORIS SPEER  
CHIEF OF POLICE – MICHAEL BLAKE  
DIRECTOR OF PUBLIC WORKS – MARK MCCLURE  
FINANCE DIRECTOR – SHERRIE MATTSON  
FIRE MARSHALL – GENE WHITENACK  
CITY ENGINEER – DAVID KELLY

2.0 PUBLIC COMMENTS WERE RECEIVED:

MARY HARVEY - THANK YOU TO ALL THE MUNICIPAL EMPLOYEES WHO HELPED MAKE TOMBALL NIGHT A GREAT SUCCESS.

BRUCE HILLEGEIST - THANK YOU TO EVERYONE FOR SUCCESSFUL TOMBALL NIGHT; THANK YOU FOR ASSISTANCE WITH INSURANCE COVERAGE AND FIRE DEPARTMENT HANDLING FIREWORKS; NEW CHAMBER MAGAZINE.

3.0 VARIOUS REPORTS AND ANNOUNCEMENTS WERE GIVEN BY COUNCILMEMBERS.

3.1 THE CITY MANAGER'S REPORT WAS PRESENTED:

APPOINTMENT TO PARKS, RECREATION AND BEAUTIFICATION  
ADVISORY BOARD  
TOMBALL REGIONAL HOSPITAL GALA

- 4.0 MOTION WAS MADE BY COUNCILMAN HOLLAND TO APPROVE MINUTES OF REGULAR COUNCIL MEETING OF JULY 21, 2003 AND SPECIAL COUNCIL MEETING OF JULY 26, 2003; SECOND BY COUNCILMAN MARTIN.

MOTION CARRIED UNANIMOUSLY.

DISCUSSION/ACTION REGARDING THE FOLLOWING ITEMS:

- 5.0 OLD BUSINESS:

- 6.0 NEW BUSINESS:

- 6.1 MOTION WAS MADE BY COUNCILMAN MARTIN TO SET AUGUST 18, 2003 AS THE DATE FOR PUBLIC HEARING REGARDING THE BUDGET FOR FISCAL YEAR 2003-2004; SECOND BY COUNCILMAN STOVALL.

MOTION CARRIED UNANIMOUSLY.

- 6.2 MOTION WAS MADE BY COUNCILMAN HOLLAND TO NOMINATE MARY COKER FOR TEXAS MUNICIPAL LEAGUE INTERGOVERNMENTAL RISK POOL BOARD OF TRUSTEES, REGION 14 POSITION; SECOND BY COUNCILMAN GATLIN.

MOTION CARRIED UNANIMOUSLY.

- 6.3 MOTION WAS MADE BY COUNCILMAN STOVALL TO APPROVE TOMBALL ECONOMIC DEVELOPMENT CORPORATION AGREEMENT WITH PROPERTY COMMERCE AND TARGET CORPORATION FOR A DEVELOPMENT GRANT IN THE AMOUNT OF \$350,000; SECOND BY COUNCILMAN MARTIN.

MOTION CARRIED UNANIMOUSLY.

- 6.4 MOTION WAS MADE BY COUNCILMAN MARTIN TO APPROVE TOMBALL ECONOMIC DEVELOPMENT CORPORATION GRANT TO NEWQUEST PROPERTIES FOR INFRASTRUCTURE DEVELOPMENT IN AN AMOUNT NOT TO EXCEED \$800,000; SECOND BY COUNCILMAN HOLLAND.

MOTION CARRIED UNANIMOUSLY.

- 6.5 MOTION WAS MADE BY COUNCILMAN MARTIN TO APPROVE AGREEMENT BETWEEN HARRIS COUNTY AND THE CITY OF TOMBALL FOR THE CONTINUATION OF CONDUCTING FOOD ESTABLISHMENT INSPECTIONS IN

TOMBALL BY HARRIS COUNTY PUBLIC HEALTH AND ENVIRONMENTAL SERVICES, FOR A PERIOD OF FIVE YEARS; SECOND BY COUNCILMAN HOLLAND.

MOTION CARRIED UNANIMOUSLY.

- 6.6 MOTION WAS MADE BY COUNCILMAN HOLLAND TO READ ORDINANCE NO. 2003-10 BY CAPTION ONLY; SECOND BY COUNCILMAN STOVALL.

MOTION CARRIED UNANIMOUSLY.

MOTION WAS MADE BY COUNCILMAN HOLLAND TO ADOPT FIRST READING OF ORDINANCE NO. 2003-10, 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 LESS THAN ONE DOLLAR (\$1.00) OR MORE THAN TWO HUNDRED DOLLARS (\$200.00) FOR THE VIOLATION OF THIS ORDINANCE (SH 249 INSIDE CITY LIMITS); SECOND BY COUNCILMAN GATLIN. VOTE WAS AS FOLLOWS:

COUNCILMAN FORD	<u>AYE</u>
COUNCILMAN GATLIN	<u>AYE</u>
COUNCILMAN HOLLAND	<u>AYE</u>
COUNCILMAN MARTIN	<u>AYE</u>
COUNCILMAN STOVALL	<u>AYE</u>

MOTION CARRIED UNANIMOUSLY.

- 6.7 MOTION WAS MADE BY COUNCILMAN STOVALL TO ADOPT RESOLUTION NO. 2003-26: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TOMBALL, TEXAS, DETERMINING THAT LAND IS NEEDED FOR PUBLIC USE FOR THE CONSTRUCTION OF THE WILLOW STREET AND TEXAS STREET WIDENING PROJECTS FOR THE CITY OF TOMBALL, TEXAS. (0.468 ACRES – JOHN MICHAEL REIST); SECOND BY COUNCILMAN HOLLAND.

MOTION CARRIED UNANIMOUSLY.

- 6.8 MOTION WAS MADE BY COUNCILMAN MARTIN TO ADOPT RESOLUTION NO. 2003-27: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TOMBALL,

TEXAS, DETERMINING THAT LAND IS NEEDED FOR PUBLIC USE FOR THE CONSTRUCTION OF THE HUFSMITH-KOHRVILLE UTILITY INSTALLATION PROJECT FOR THE CITY OF TOMBALL, TEXAS. (0.2314 ACRES – HENRY H. WEIRICH); SECOND BY COUNCILMAN HOLLAND.

MOTION CARRIED UNANIMOUSLY.

- 6.9 MOTION WAS MADE BY COUNCILMAN STOVALL TO ADOPT RESOLUTION NO. 2003-28: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TOMBALL, TEXAS, DETERMINING THAT LAND IS NEEDED FOR PUBLIC USE FOR THE CONSTRUCTION OF THE HUFSMITH-KOHRVILLE UTILITY INSTALLATION PROJECT FOR THE CITY OF TOMBALL, TEXAS. (0.1355 ACRES – LANDMARK INDUSTRIES, INC.); SECOND BY COUNCILMAN MARTIN.

MOTION CARRIED UNANIMOUSLY.

- 7.0 MOTION WAS MADE BY COUNCILMAN HOLLAND TO ADJOURN; SECOND BY COUNCILMAN GATLIN.

MOTION CARRIED UNANIMOUSLY.

MEETING ADJOURNED.

(signed) Doris J. Speer  
DORIS J. SPEER, TRMC  
CITY SECRETARY

(signed) H. G. Harrington  
H. G. HARRINGTON  
MAYOR