

MINUTES OF **SPECIAL CITY COUNCIL MEETING TO BE HELD ON MONDAY, AUGUST 23,**
2004 AT **6:00 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 FORD
COUNCILMAN FAGAN
COUNCILMAN GATLIN
COUNCILMAN DRIVER

OTHERS PRESENT:

CITY MANAGER – BEN GRIFFIN
ASSISTANT CITY MANAGER – MARY COKER
CITY SECRETARY – DORIS SPEER
DIRECTOR OF PUBLIC WORKS – MARK MCCLURE
FINANCE DIRECTOR – SHERRIE MATTSON
FIRE CHIEF – RANDY PARR
ASSISTANT TO CITY MANAGER – TERRI DESHAZIER
EXECUTIVE DIRECTOR-TEDC – BETTY REINBECK

- 2.0 PUBLIC COMMENTS WERE RECEIVED:

ED HOLTGRAVER
BUSINESS, THEIS LANE - OPPOSITION TO TOLLING OF SH 249

CHERYL COHORN
ATTORNEY, HAMPTON
PLACE TOWNHOMES - DRAINAGE ISSUES AT 300 BELMONT

ROY BAIRD
ROSEWOOD HILLS - OPPOSITION TO TOLLING OF SH 249 BYPASS

- 3.0 VARIOUS REPORTS AND ANNOUNCEMENTS WERE RECEIVED FROM COUNCILMEMBERS.

DISCUSSION/ACTION REGARDING THE FOLLOWING ITEMS:

- 4.0 NEW BUSINESS:

- 4.1 MOTION WAS MADE BY COUNCILMAN FAGAN TO READ ORDINANCE 2004-04 BY CAPTION ONLY; SECOND BY COUNCILMAN MARTIN.

MOTION CARRIED UNANIMOUSLY.

MOTION WAS MADE BY COUNCILMAN DRIVER TO ADOPT FIRST READING OF ORDINANCE 2004-04, AN ORDINANCE OF THE CITY OF TOMBALL, TEXAS, EXTENDING THE CITY LIMITS OF SAID CITY TO INCLUDE ALL OF THE TERRITORY WITHIN CERTAIN LIMITS AND BOUNDARIES AND ANNEXING TO THE CITY OF TOMBALL ALL OF THE TERRITORY WITHIN SUCH LIMITS AND BOUNDARIES; APPROVING A SERVICE PLAN FOR ALL OF THE AREA WITHIN SUCH LIMITS AND BOUNDARIES; CONTAINING OTHER PROVISIONS RELATING TO THE SUBJECT; AND PROVIDING A SAVINGS AND SEVERABILITY CLAUSE (6.6191-ACRE TRACT LOCATED AT SH 249 AND ALICE ROAD); SECOND BY COUNCILMAN GATLIN.

MOTION CARRIED UNANIMOUSLY.

5.0 OLD BUSINESS:

- 5.1 DISCUSSION WAS HELD REGARDING RESPONSE TO TxDOT REGARDING TOLLING OF STATE HIGHWAY 249. CHANGES WERE SUGGESTED TO THE LETTER. CONSENSUS OF COUNCIL WAS UNANIMOUS TO SEND THE LETTER AS REVISED TO REPLACE LAST SENTENCE WITH NEW SENTENCE, TO READ "UNTIL SUCH INFORMATION IS PROVIDED, THE ELECTED OFFICIALS OF THE CITY OF TOMBALL CANNOT ENDORSE THE TOLL ROAD PROPOSAL AS PRESENTED."
- 5.2 DISCUSSION WAS HELD REGARDING EXTENSION OF WATER TO SHAW ACRES. MIKE BURKS AND MARK LEWELLYN, WITH EXXON, PROVIDED ADDITIONAL INFORMATION REGARDING SHAW ACRES, WHICH CURRENTLY CONTAINS 72 RESIDENCES. CITY OF HOUSTON DOES NOT WISH TO RELEASE SHAW ACRES FROM ITS ETJ. CONSENSUS OF COUNCIL WAS UNANIMOUS TO REQUEST ADDITIONAL INFORMATION FROM MARK MCCLURE REGARDING IMPACT TO CITY'S UTILITY SYSTEM. NO ACTION NECESSARY.
- 5.3 MOTION WAS MADE BY COUNCILMAN GATLIN TO AWARD CONTRACT FOR THE RE-DESIGNING OF THE SOUTHSIDE FIRE STATION TO JOINER PARTNERSHIP, INC., IN AN AMOUNT NOT TO EXCEED \$41,600; SECOND BY COUNCILMAN DRIVER.

FOLLOWING DISCUSSION, MOTION WAS AMENDED BY COUNCILMAN GATLIN TO AWARD CONTRACT FOR THE RE-DESIGNING OF THE SOUTHSIDE FIRE STATION TO JOINER PARTNERSHIP, INC., IN AN AMOUNT NOT TO EXCEED **\$42,600**; SECOND TO AMENDED MOTION BY COUNCILMAN DRIVER.

MOTION, AS AMENDED, CARRIED UNANIMOUSLY.

- 5.4 MOTION WAS MADE BY COUNCILMAN FORD TO AWARD CONTRACT TO RON MEEKS, FOR LANDMAN SERVICES IN CONNECTION WITH THE BOUDREAUX AND HOFFMAN ESTATES WATERLINE EXTENSION, IN THE AMOUNT OF \$1,500 PER PARCEL; SECOND BY COUNCILMAN FAGAN.

FOLLOWING DISCUSSION, MOTION WAS AMENDED BY COUNCILMAN FORD TO AWARD CONTRACT TO **MEEKS ENTERPRISES, INC.**, FOR LANDMAN SERVICES IN CONNECTION WITH THE BOUDREAUX AND HOFFMAN ESTATES WATERLINE EXTENSION, IN THE AMOUNT OF \$1,500 PER PARCEL; SECOND TO AMENDED MOTION BY COUNCILMAN FAGAN.

MOTION, AS AMENDED, CARRIED UNANIMOUSLY.

- 6.0 MOTION WAS MADE BY COUNCILMAN FAGAN TO ADJOURN; SECOND BY COUNCILMAN MARTIN.

MOTION CARRIED UNANIMOUSLY.

MEETING ADJOURNED.

(signed) Doris Speer
DORIS SPEER, TRMC
CITY SECRETARY

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