

MINUTES OF THE REGULAR CITY COUNCIL MEETING, HELD ON MONDAY, JANUARY 3, 2005  
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 FORD  
COUNCILMAN FAGAN  
COUNCILMAN GATLIN  
COUNCILMAN DRIVER

OTHERS PRESENT:

CITY MANAGER – BEN GRIFFIN  
CITY ATTORNEY – BILL OLSON  
CITY SECRETARY – DORIS SPEER  
FINANCE DIRECTOR – SHERRIE MATTSON  
CHIEF OF POLICE – MICHAEL BLAKE  
FIRE CHIEF – RANDY PARR  
ASSISTANT TO CITY MANAGER – TERRI DESHAZIER

- 2.0 NO PUBLIC COMMENTS WERE RECEIVED.

- 3.0 VARIOUS REPORTS AND ANNOUNCEMENTS WERE RECEIVED FROM COUNCILMEMBERS.

- 3.1 THE CITY MANAGER'S REPORT WAS PRESENTED:

A. NORTH HARRIS COUNTY REGIONAL WATER AUTHORITY  
VOTES TO RAISE FEES.

- 4.0 MOTION WAS MADE BY COUNCILMAN MARTIN TO APPROVE MINUTES OF REGULAR COUNCIL MEETING OF DECEMBER 20, 2004; SECOND BY COUNCILMAN DRIVER.

MOTION CARRIED UNANIMOUSLY.

DISCUSSION/ACTION REGARDING THE FOLLOWING ITEMS:

- 5.0 OLD BUSINESS:

- 6.0 NEW BUSINESS:

- 6.1 MOTION WAS MADE BY COUNCILMAN FORD TO APPROVE RESOLUTION NO. 2005-01, A RESOLUTION OF THE CITY OF TOMBALL, TEXAS, ORDERING A

REGULAR CITY OFFICER'S ELECTION TO BE HELD ON THE 7TH DAY OF MAY, 2005; DESIGNATING THE POLLING PLACES AND APPOINTING ELECTION OFFICIALS FOR SUCH ELECTION; DIRECTING THE GIVING OF NOTICE OF SUCH ELECTION; AND PROVIDING DETAILS RELATING TO THE HOLDING OF SUCH ELECTION; SECOND BY COUNCILMAN GATLIN.

MOTION CARRIED UNANIMOUSLY.

- 6.2 MOTION WAS MADE BY COUNCILMAN DRIVER TO APPROVE RESOLUTION NO. 2005-02, A RESOLUTION OF THE CITY OF TOMBALL, TEXAS, SUPPORTING THE 2005 TRAIL RIDE RECEPTION TO BE HELD ON TUESDAY, FEBRUARY 22, 2005, IN HERITAGE PLAZA, AUTHORIZING THE CLOSURE OF HERITAGE PLAZA AND THE CLOSURE OF MARKET STREET BETWEEN OAK AND PINE STREETS; SECOND BY COUNCILMAN MARTIN.

MOTION CARRIED UNANIMOUSLY.

- 6.3 MOTION WAS MADE BY COUNCILMAN FORD TO APPROVE RESOLUTION NO. 2005-03, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TOMBALL, TEXAS, DECLARING A PUBLIC NECESSITY AND DETERMINING THAT LAND IS NEEDED FOR CONSTRUCTION OF THE TOMBALL WATER PROJECT FOR THE CITY OF TOMBALL, TEXAS (0.259 ACRES); SECOND BY COUNCILMAN DRIVER. COUNCILMAN MARTIN ABSTAINED FROM DISCUSSION AND VOTE AND ADVISED THAT HIS CONFLICT OF INTEREST AFFIDAVIT WAS ON FILE WITH THE CITY SECRETARY.

MOTION CARRIED UNANIMOUSLY.

- 6.4 MOTION WAS MADE BY COUNCILMAN FORD TO CONSIDER AND VOTE UPON AGENDA ITEMS 6.4 THROUGH 6.11 AS ONE ITEM; SECOND BY COUNCILMAN DRIVER.

MOTION TO CONSIDER AND VOTE ON AGENDA ITEMS 6.4 THROUGH 6.11 AS ONE ITEM CARRIED UNANIMOUSLY.

MOTION WAS MADE BY COUNCILMAN DRIVER TO APPROVE RESOLUTIONS NOS. 2005-04, 2005-05, 2005-06, 2005-07, 2005-08, 2005-09, 2005-10 AND 2005-11, AS DESCRIBED BELOW; SECOND BY COUNCILMAN MARTIN.

- 6.4 RESOLUTION NO. 2005-04, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TOMBALL, TEXAS, DECLARING A PUBLIC NECESSITY AND DETERMINING THAT LAND IS NEEDED FOR CONSTRUCTION OF THE TOMBALL WATER PROJECT FOR THE CITY OF TOMBALL, TEXAS (1.074 ACRES)

- 6.5 RESOLUTION NO. 2005-05, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TOMBALL, TEXAS, DECLARING A PUBLIC NECESSITY AND DETERMINING THAT LAND IS NEEDED FOR CONSTRUCTION OF THE TOMBALL WATER PROJECT FOR THE CITY OF TOMBALL, TEXAS (0.616 ACRES)
- 6.6 RESOLUTION NO. 2005-06, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TOMBALL, TEXAS, DECLARING A PUBLIC NECESSITY AND DETERMINING THAT LAND IS NEEDED FOR CONSTRUCTION OF THE TOMBALL WATER PROJECT FOR THE CITY OF TOMBALL, TEXAS (0.666 ACRES)
- 6.7 RESOLUTION NO. 2005-07, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TOMBALL, TEXAS, DECLARING A PUBLIC NECESSITY AND DETERMINING THAT LAND IS NEEDED FOR CONSTRUCTION OF THE TOMBALL WATER PROJECT FOR THE CITY OF TOMBALL, TEXAS (0.208 ACRES)
- 6.8 RESOLUTION NO. 2005-08, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TOMBALL, TEXAS, DECLARING A PUBLIC NECESSITY AND DETERMINING THAT LAND IS NEEDED FOR CONSTRUCTION OF THE TOMBALL WATER PROJECT FOR THE CITY OF TOMBALL, TEXAS (0.044 ACRES)
- 6.9 RESOLUTION NO. 2005-09, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TOMBALL, TEXAS, DECLARING A PUBLIC NECESSITY AND DETERMINING THAT LAND IS NEEDED FOR CONSTRUCTION OF THE TOMBALL WATER PROJECT FOR THE CITY OF TOMBALL, TEXAS (0.069 ACRES)
- 6.10 RESOLUTION NO. 2005-10, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TOMBALL, TEXAS, DECLARING A PUBLIC NECESSITY AND DETERMINING THAT LAND IS NEEDED FOR CONSTRUCTION OF THE TOMBALL WATER PROJECT FOR THE CITY OF TOMBALL, TEXAS (0.035ACRES)
- 6.11 RESOLUTION NO. 2005-11, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TOMBALL, TEXAS, DECLARING A PUBLIC NECESSITY AND DETERMINING THAT LAND IS NEEDED FOR CONSTRUCTION OF THE TOMBALL WATER PROJECT FOR THE CITY OF TOMBALL, TEXAS (0.062 ACRES)

MOTION CARRIED UNANIMOUSLY.

- 6.12 MOTION WAS MADE BY COUNCILMAN GATLIN TO REAPPOINT H. G.

HARRINGTON AS A REPRESENTATIVE TO THE SOUTHEAST TEXAS HOUSING FINANCE CORPORATION FOR AN ADDITIONAL THREE-YEAR TERM; SECOND BY COUNCILMAN FORD.

MOTION CARRIED UNANIMOUSLY.

- 6.13 MOTION WAS MADE BY COUNCILMAN FAGAN TO AMEND ADMINISTRATIVE POLICY 56, ENTITLED "EMERGENCY GAS LEAKS AND REPAIR POLICY"; SECOND BY COUNCILMAN MARTIN.

MOTION CARRIED UNANIMOUSLY.

- 6.14 MOTION WAS MADE BY COUNCILMAN FAGAN TO APPROVE PLAT AS RECOMMENDED FOR APPROVAL BY PLANNING COMMISSION; SECOND BY COUNCILMAN DRIVER:

A. KEEFER SUBDIVISION

MOTION CARRIED UNANIMOUSLY.

- 6.15 THE CITY COUNCIL DID NOT MEET IN EXECUTIVE SESSION, AS AUTHORIZED BY TITLE 5, CHAPTER 551, GOVERNMENT CODE, THE TEXAS OPEN MEETINGS ACT, FOR THE FOLLOWING PURPOSE:

1. SECTION 551.072 DELIBERATIONS REGARDING REAL PROPERTY

- 7.0 MOTION WAS MADE BY COUNCILMAN FORD TO ADJOURN; SECOND BY COUNCILMAN DRIVER.

MOTION CARRIED UNANIMOUSLY.

MEETING ADJOURNED.

(signed) Doris Speer  
DORIS SPEER, TRMC  
CITY SECRETARY

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