

**MINUTES OF THE REGULAR CITY COUNCIL MEETING, HELD ON
DECEMBER 5, 2005 AT 7:00 P.M., CITY HALL, 401 MARKET STREET,
TOMBALL, TEXAS, 77375**

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

COUNCILMAN QUINN
COUNCILMAN FORD
COUNCILMAN FAGAN
COUNCILMAN GATLIN
COUNCILMAN DRIVER

OTHERS PRESENT:

CITY MANAGER – BEN GRIFFIN
CITY ATTORNEY – BILL OLSON
CITY SECRETARY – DORIS SPEER
POLICE CHIEF – MICHAEL BLAKE
DIRECTOR OF PUBLIC WORKS – ROD HAINEY
FIRE CHIEF – RANDY PARR
CITY ENGINEER – JOE SHERWIN
EXECUTIVE DIRECTOR-TEDC – BETTY REINBECK
OLSON & OLSON – DAVID OLSON

- 2.0 NO PUBLIC COMMENTS WERE RECEIVED.
- 3.0 VARIOUS REPORTS AND ANNOUNCEMENTS WERE RECEIVED FROM THE COUNCILMEMBERS.

3.1 THE CITY MANAGER'S REPORT WAS PRESENTED:

- A. CONTRACTS AND CHANGE ORDERS SIGNED BY
CITY MANAGER
- B. HOOKS AIRPORT UPDATE
- C. RETREAT AGENDA; COUNCIL REQUESTED AN UPDATE
ON THE DOWNTOWN REVITALIZATION PROGRAM
- D. APPOINTMENT TO TECHNICAL AIRPORT
ADVISORY COMMITTEE
- E. JANUARY 3, 2006 COUNCIL MEETING

RANDY PARR PRESENTED AN UPDATE ON THE PROGRESS OF THE HOLDERRIETH FIRE STATION; ESTIMATED COMPLETION DATE IS MARCH 2006.

- 4.0 MOTION WAS MADE BY COUNCILMAN FORD TO APPROVE THE MINUTES OF THE REGULAR COUNCIL MEETING OF NOVEMBER 21, 2005; SECOND BY COUNCILMAN FAGAN.

MOTION CARRIED UNANIMOUSLY.

DISCUSSION/ACTION OF THE FOLLOWING ITEMS:

- 5.0 OLD BUSINESS:

- 5.1 MOTION WAS MADE BY COUNCILMAN FAGAN TO ADOPT SECOND READING OF ORDINANCE NO. 2005-12, AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF TOMBALL, TEXAS, BY DELETING THE PARAGRAPH DEFINING *TITLE CERTIFICATE* IN SECTION 70-2 OF CHAPTER 70 AND SUBSTITUTING THEREFOR A NEW PARAGRAPH DEFINING *TITLE CERTIFICATE* IN SECTION 70-2 AND BY DELETING THE FIRST PARAGRAPH OF SECTION 70-17 OF CHAPTER 70 AND SUBSTITUTING THEREFOR A NEW FIRST PARAGRAPH OF SECTION 70-17; PROVIDING THAT A TITLE CERTIFICATE SHALL NOT HAVE BEEN EXECUTED MORE THAN 45 DAYS PRIOR TO SUBMISSION OF SAME TO THE COMMISSION AND THAT A SEARCH OF THE APPROPRIATE RECORDS WITH REGARD THERETO WAS PERFORMED WITHIN 45 DAYS PRIOR TO THE DATE THE FINAL PLAT IS DATED AND FILED; PROVIDING A PENALTY IN AN AMOUNT NOT TO EXCEED \$500 FOR VIOLATION OF ANY PROVISION HEREOF; AND PROVIDING FOR SEVERABILITY; SECOND BY COUNCILMAN QUINN. VOTE WAS AS FOLLOWS:

COUNCILMAN QUINN	<u>AYE</u>
COUNCILMAN FORD	<u>AYE</u>
COUNCILMAN FAGAN	<u>AYE</u>
COUNCILMAN GATLIN	<u>AYE</u>
COUNCILMAN DRIVER	<u>AYE</u>

MOTION CARRIED UNANIMOUSLY.

- 6.0 NEW BUSINESS:

- 6.1 MOTION WAS MADE BY COUNCILMAN DRIVER TO READ ORDINANCE 2005-13 BY CAPTION ONLY; SECOND BY COUNCILMAN FAGAN.

MOTION CARRIED UNANIMOUSLY.

MOTION WAS MADE BY COUNCILMAN FAGAN TO ADOPT FIRST READING OF ORDINANCE NO. 2005-13, AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF TOMBALL, TEXAS, BY DELETING ARTICLE II OF CHAPTER 14 THEREOF AND SUBSTITUTING THEREFORE A NEW ARTICLE II OF CHAPTER 14 ADOPTING THE 2003 EDITION OF THE INTERNATIONAL BUILDING CODE AND PROVIDING FOR AMENDMENTS TO THE INTERNATIONAL BUILDING CODE; PROVIDING A PENALTY IN AN AMOUNT NOT TO EXCEED \$2000 FOR EACH DAY OF VIOLATION HEREOF; AND PROVIDING FOR SEVERABILITY; SECOND BY COUNCILMAN QUINN. VOTE WAS AS FOLLOWS:

COUNCILMAN QUINN	<u>AYE</u>
COUNCILMAN FORD	<u>AYE</u>
COUNCILMAN FAGAN	<u>AYE</u>
COUNCILMAN GATLIN	<u>AYE</u>
COUNCILMAN DRIVER	<u>AYE</u>

MOTION CARRIED UNANIMOUSLY.

- 6.2 MOTION WAS MADE BY COUNCILMAN QUINN TO AUTHORIZE CITY ATTORNEY TO DRAFT AMENDMENT TO CODE OF ORDINANCES, ADOPTING THE 2003 EDITION OF THE INTERNATIONAL FIRE CODE, WITH EXCEPTIONS AS RECOMMENDED; SECOND BY COUNCILMAN GATLIN.

MOTION CARRIED UNANIMOUSLY.

- 6.3 MOTION WAS MADE BY COUNCILMAN GATLIN TO AUTHORIZE CITY ATTORNEY TO DRAFT AMENDMENT TO CODE OF ORDINANCES, REQUIRING LOCATION AND REGISTRATION OF EXISTING PIPELINES; SECOND BY COUNCILMAN FORD.

MOTION CARRIED UNANIMOUSLY.

- 6.4 MOTION WAS MADE BY COUNCILMAN FAGAN TO APPROVE AMENDMENT TO CONTRACT BETWEEN THE CITY OF TOMBALL AND PROJECT SURVEILLANCE, INC. FOR INSPECTION SERVICES IN CONNECTION WITH HUFSMITH-KOHRVILLE UTILITY PROJECT NUMBER 2003-10, IN THE AMOUNT OF \$55,050; SECOND BY COUNCILMAN QUINN.

MOTION CARRIED UNANIMOUSLY.

- 6.5 MOTION WAS MADE BY COUNCILMAN FORD TO APPROVE AMENDMENT TO CONTRACT BETWEEN THE CITY OF TOMBALL AND PROJECT SURVEILLANCE, INC. FOR INSPECTION SERVICES IN CONNECTION WITH FM 2920 WEST UTILITY PROJECT NUMBER 2001-23, IN THE AMOUNT OF \$52,550; SECOND BY COUNCILMAN FAGAN.

MOTION CARRIED UNANIMOUSLY.

- 6.6 MOTION WAS MADE BY COUNCILMAN QUINN TO AUTHORIZE THE PURCHASE OF BACKHOE FROM H-GAC, IN THE AMOUNT OF \$63,726.71; SECOND BY COUNCILMAN GATLIN.

MOTION CARRIED UNANIMOUSLY.

- 6.7 MOTION WAS MADE BY COUNCILMAN QUINN TO APPROVE PLATS, AS APPROVED BY PLANNING COMMISSION; SECOND BY COUNCILMAN DRIVER:

- A. REVISED MAP OF TOMBALL, REPLAT LOTS 25 AND 26, BLOCK 38 (RESIDENTIAL)

MOTION CARRIED UNANIMOUSLY.

- 7.0 MOTION WAS MADE BY COUNCILMAN FAGAN 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