

**MINUTES OF THE REGULAR CITY COUNCIL MEETING, HELD ON
MONDAY, MARCH 6, 2006 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 FAGAN
COUNCILMAN GATLIN
COUNCILMAN DRIVER
COUNCILMAN FORD

OTHERS PRESENT:

CITY MANAGER – BEN GRIFFIN
ASST. CITY MANAGER – MARY COKER
CITY ATTORNEY – BILL OLSON
CITY SECRETARY – DORIS SPEER
POLICE CHIEF – MICHAEL BLAKE
DIRECTOR OF PUBLIC WORKS – ROD HAINEY
FIRE CHIEF – RANDY PARR
FINANCE DIRECTOR – SHERRIE MATTSON
EXECUTIVE DIRECTOR-TEDC – BETTY REINBECK

2.0 PUBLIC COMMENTS WERE RECEIVED:

RODNEY K. HUTSON
9431 ROSIE LANE, 77354 - RE-CONSIDERATION OF PATTERNED
CONCRETE ON DOWNTOWN SIDEWALKS;
REMOVAL OF DECORATIVE LIGHTING ON
MAIN STREET

VICKIE BUTLER-RINDOS
BJ SERVICES - “SHATTERED LIVES” PROGRAM, TO BE HELD
ON MARCH 8-9, 2006

VARIOUS REPORTS AND ANNOUNCEMENTS WERE RECEIVED FROM THE
MAYOR AND COUNCILMEMBERS.

3.0 REPORTS AND ANNOUNCEMENTS

3.1 THE CITY MANAGER’S REPORT WAS PRESENTED:

- A. TOMBALL SPRING CLEANUP WEEK – MARCH 20-25, 2006
- B. STATUS OF BOND ISSUES
- C. UPDATE ON POLICE DEPARTMENT WAS PRESENTED BY MICHAEL BLAKE
- D. FIRST BAPTIST CHURCH HAS OFFERED THE CITY POSSIBLE USE OF THEIR UNDEVELOPED 33-ACRE SITE AS A POTENTIAL FIREWORKS SITE.
- E. LIABILITY AND PROPERTY FUND EQUITY RETURN FROM TML
- F. INCIDENT UPDATE FROM FIRE DEPARTMENT
- G. CONTRACTS SIGNED BY CITY MANAGER
- H. BIDS ON PROJECT NO. 2006-06 - OLD TOWN TOMBALL PACKAGE I SIDEWALK IMPROVEMENTS WILL BE ON THE MARCH 20, 2006 AGENDA FOR COUNCIL CONSIDERATION
- I. INVESTMENT PORTFOLIO SUMMARY

4.0 MOTION WAS MADE BY COUNCILMAN FORD TO APPROVE THE MINUTES OF THE SPECIAL COUNCIL MEETING OF FEBRUARY 16, 2006, THE REGULAR COUNCIL MEETING OF FEBRUARY 20, 2006, AND THE SPECIAL COUNCIL MEETING OF FEBRUARY 27, 2006; SECOND BY COUNCILMAN GATLIN.

MOTION CARRIED UNANIMOUSLY.

DISCUSSION/ACTION OF THE FOLLOWING ITEMS:

5.0 OLD BUSINESS:

6.0 NEW BUSINESS:

6.1 MOTION WAS MADE BY COUNCILMAN FAGAN TO READ ORDINANCE NO. 2006-01 BY CAPTION ONLY; SECOND BY COUNCILMAN DRIVER.

MOTION CARRIED UNANIMOUSLY.

MOTION WAS MADE BY COUNCILMAN FAGAN TO ADOPT FIRST READING OF ORDINANCE NO. 2006-01, AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF TOMBALL, TEXAS, BY ADDING A NEW SECTION 34-7 TO ARTICLE I OF CHAPTER 34 THEREOF, PROVIDING THAT DRIVING OVER A FIRE HOSE IS PROHIBITED; BY DELETING SECTIONS 34-32, 34-33, AND 34-35 OF ARTICLE II OF CHAPTER 34 THEREOF; BY DELETING ARTICLE III OF

CHAPTER 34 THEREOF AND SUBSTITUTING THEREFORE A NEW ARTICLE III OF CHAPTER 34, ADOPTING THE 2003 EDITION OF THE INTERNATIONAL FIRE CODE AND PROVIDING FOR AMENDMENTS TO THE INTERNATIONAL FIRE CODE; BY DELETING ARTICLE IV OF CHAPTER 34 THEREOF AND SUBSTITUTING THEREFORE A NEW ARTICLE IV OF CHAPTER 34, CREATING STANDARDS FOR THE INSTALLATION OF FIRE SPRINKLER SYSTEMS AND PROVIDING FOR AMENDMENTS TO NFPA 13D; BY ADDING A NEW ARTICLE V OF CHAPTER 34 THEREOF, PROVIDING FOR THE DESIGNATION AND CREATION OF FIRE LANES; CONTAINING OTHER PROVISIONS RELATING TO THE SUBJECT; PROVIDING A PENALTY IN AN AMOUNT NOT TO EXCEED \$2000 FOR EACH DAY OF VIOLATION HEREOF; AND PROVIDING FOR SEVERABILITY, WITH CORRECTIONS AS NOTED; SECOND BY COUNCILMAN GATLIN. 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 DRIVER TO READ ORDINANCE NO. 2006-02 BY CAPTION ONLY; SECOND BY COUNCILMAN FAGAN.

MOTION CARRIED UNANIMOUSLY.

MOTION WAS MADE BY COUNCILMAN FAGAN TO ADOPT FIRST READING OF ORDINANCE NO. 2006-02, AN ORDINANCE OF THE CITY OF TOMBALL, TEXAS, AMENDING ORDINANCE NO. 2005-10, ADOPTED ON SEPTEMBER 27, 2005, BY DELETING SECTION 8 THEREOF IN ITS ENTIRETY AND SUBSTITUTING THEREFOR A NEW SECTION 8; ESTABLISHING CHARGES FOR CONNECTIONS AND DISCONNECTIONS OF UTILITY SERVICES; PROVIDING FOR AN EFFECTIVE DATE; PROVIDING OTHER MATTERS RELATING TO THE SUBJECT; AND PROVIDING FOR SEVERABILITY; SECOND BY COUNCILMAN FORD. VOTE WAS AS FOLLOWS:

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

COUNCILMAN GATLIN AYE
COUNCILMAN DRIVER AYE

MOTION CARRIED UNANIMOUSLY.

- 6.3 MOTION WAS MADE BY COUNCILMAN FAGAN TO APPROVE RESOLUTION NO. 2006-06, A RESOLUTION OF THE CITY OF TOMBALL, TEXAS, AUTHORIZING CITY EMPLOYEES TO USE PURCHASING CARDS IN CONNECTION WITH CORPORATE BUSINESS AND AUTHORIZING THE MAYOR TO EXECUTE A PURCHASING CARD AGREEMENT WITH JPMORGAN CHASE BANK, N.A.; SECOND BY COUNCILMAN DRIVER.

MOTION CARRIED UNANIMOUSLY.

- 6.4 MOTION WAS MADE BY COUNCILMAN FAGAN TO APPROVE RESOLUTION NO. 2006-07, A RESOLUTION OF THE CITY OF TOMBALL, TEXAS, AUTHORIZING SIGNATORY AUTHORITY TO EXECUTE A CONTRACT THROUGH THE H-GAC ENERGY PURCHASING CORPORATION; SECOND BY COUNCILMAN QUINN.

MOTION CARRIED UNANIMOUSLY.

- 6.5 MOTION WAS MADE BY COUNCILMAN FAGAN TO AMEND THE SCHEDULE OF FEES BY ADOPTING FEES FOR THE USE OF THE JUERGENS PARK PAVILION; SECOND BY COUNCILMAN DRIVER.

MOTION CARRIED UNANIMOUSLY.

- 6.6 EXECUTIVE SESSION: THE CITY COUNCIL MET IN EXECUTIVE SESSION AT 8:09 P.M. 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

AFTER RECONVENING IN REGULAR SESSION AT 8:34 P.M., NO ACTION WAS TAKEN.

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

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MOTION CARRIED UNANIMOUSLY.

MEETING ADJOURNED.

(signed) Doris Speer
DORIS SPEER, TRMC
CITY SECRETARY

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