

**MINUTES OF THE REGULAR CITY COUNCIL MEETING, HELD ON MONDAY, APRIL 17, 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  
CITY ATTORNEY – BILL OLSON  
CITY SECRETARY – DORIS SPEER  
CHIEF OF POLICE – MICHAEL BLAKE  
DIRECTOR OF PUBLIC WORKS – ROD HAINEY  
FIRE CHIEF – RANDY PARR  
FINANCE DIRECTOR – SHERRIE MATTSON  
CITY ENGINEER – JOE SHERWIN  
OLSON & OLSON – DAVID OLSON

2.0 PUBLIC COMMENTS WERE RECEIVED:

BRUCE HILLEGEIST  
CHAMBER OF COMMERCE - “TOMBALL’S PROMISE” WORK DAYS ON APRIL 21 AND APRIL 22, 2006 AND RECEPTION FOR PARTICIPATING YOUTH AT THE COMMUNITY CENTER

BILL WEBB  
212 BELMONT - RE-DEDICATION CEREMONY OF OAK TREES HONORING WORLD WAR II VETERANS, TO BE HELD ON SATURDAY, MAY 6, 2006 AT THE TOMBALL MUSEUM COMPLEX

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

3.1 THE CITY MANAGER’S REPORT WAS PRESENTED BY BEN GRIFFIN:

A. AN UPDATE FROM TOMBALL SPORTS ASSOCIATION WAS PRESENTED BY HEATHER GOODMAN; MS. GOODMAN WILL

FURNISH INFORMATION REGARDING BUDGET REQUESTS AT A FUTURE COUNCIL MEETING.

- B. CONTRACTS SIGNED BY CITY MANAGER
- C. SWIM DATES FOR MATHESON PARK POOL
- D. AN UPDATE REGARDING THE ACCOUNTING DEPARTMENT WAS PRESENTED BY SHERRIE MATTSON.

3.2 COUNCILMAN GATLIN REQUESTED INFORMATION REGARDING THE CITY'S CURRENT PRACTICES IN HIRING CONTRACTORS ON CITY PROJECTS. COUNCILMAN GATLIN REQUESTED AN ACTION ITEM BE INCLUDED ON THE MAY 1, 2006 AGENDA TO CONSIDER REQUIRING CONTRACTORS WITH THE CITY TO FURNISH PROOF OF U. S. CITIZENSHIP OR DOCUMENTED STATUS FOR THEIR EMPLOYEES.

4.0 MOTION WAS MADE BY COUNCILMAN FAGAN TO APPROVE THE MINUTES OF THE REGULAR COUNCIL MEETING OF APRIL 3, 2006; SECOND BY COUNCILMAN QUINN.

MOTION CARRIED UNANIMOUSLY.

DISCUSSION/ACTION OF THE FOLLOWING ITEMS:

5.0 OLD BUSINESS:

6.0 NEW BUSINESS:

6.1 MOTION WAS MADE BY COUNCILMAN QUINN TO APPROVE REQUEST BY TOMBALL AREA CHAMBER OF COMMERCE BUSINESS & EDUCATION PARTNERSHIP COMMITTEE, TOMBALL COLLEGE, AND THE REGIONAL ARTS COUNCIL TO USE COMMUNITY CENTER, ROOM A, FREE OF CHARGE ON SATURDAY, APRIL 22, 2006; SECOND BY COUNCILMAN FORD.

MOTION CARRIED UNANIMOUSLY.

CONSENSUS OF COUNCIL WAS UNANIMOUS THAT THE CITY OF TOMBALL WILL ACT AS CO-SPONSOR OF THE "TOMBALL'S PROMISE" PROGRAM.

6.2 MOTION WAS MADE BY COUNCILMAN DRIVER TO APPROVE RESOLUTION NO. 2006-11, A RESOLUTION DECLARING THE INTENTION OF THE CITY OF TOMBALL, TEXAS, TO INSTITUTE PROCEEDINGS TO ANNEX CERTAIN TERRITORY; DESCRIBING SUCH TERRITORY; SETTING THE DATES, TIMES, AND PLACES FOR TWO PUBLIC HEARINGS AT WHICH ALL INTERESTED PARTIES SHALL HAVE AN OPPORTUNITY TO BE HEARD;

PROVIDING FOR PUBLICATION OF NOTICES OF SUCH PUBLIC HEARINGS;  
AND DIRECTING PREPARATION OF A MUNICIPAL SERVICE PLAN FOR THE  
TERRITORY PROPOSED TO BE ANNEXED (0.6030 ACRES, HIRSCHFIELD  
ROAD RIGHT-OF-WAY); SECOND BY COUNCILMAN FAGAN.

MOTION CARRIED UNANIMOUSLY.

- 6.3 MOTION WAS MADE BY COUNCILMAN GATLIN TO APPROVE  
RESOLUTION NO. 2006-12, A RESOLUTION DECLARING THE INTENTION  
OF THE CITY OF TOMBALL, TEXAS, TO INSTITUTE PROCEEDINGS TO  
ANNEX CERTAIN TERRITORY; DESCRIBING SUCH TERRITORY; SETTING  
THE DATES, TIMES, AND PLACES FOR TWO PUBLIC HEARINGS AT  
WHICH ALL INTERESTED PARTIES SHALL HAVE AN OPPORTUNITY TO  
BE HEARD; PROVIDING FOR PUBLICATION OF NOTICES OF SUCH PUBLIC  
HEARINGS; AND DIRECTING PREPARATION OF A MUNICIPAL SERVICE  
PLAN FOR THE TERRITORY PROPOSED TO BE ANNEXED (1.3006 ACRES,  
LOTS 4 AND 5, BLOCK 2, HIRSCHFIELD FARMS); SECOND BY  
COUNCILMAN FAGAN.

MOTION CARRIED UNANIMOUSLY.

- 6.4 MOTION WAS MADE BY COUNCILMAN GATLIN TO APPROVE  
RESOLUTION NO. 2006-13, A RESOLUTION OF THE CITY COUNCIL OF THE  
CITY OF TOMBALL, TEXAS, SUPPORTING THE SUBMITTAL OF AN  
APPLICATION FOR HOUSING CREDITS TO THE TEXAS DEPARTMENT OF  
HOUSING AND COMMUNITY AFFAIRS (TDHCA) BY GARDENS OF  
TOMBALL LIMITED PARTNERSHIP; 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	<u>AYE</u>
COUNCILMAN DRIVER	<u>NAY</u>

MOTION CARRIED.

- 6.5 MOTION WAS MADE BY COUNCILMAN FORD TO AWARD CONTRACT  
FOR PROJECT 2006-07, WATER METERS AND ASSOCIATED AUTOMATIC  
METER READING SYSTEM FOR WATER AND GAS, TO LOW BIDDER,  
BADGER METER, INC., IN THE AMOUNT OF \$234,424 FOR THE PRIMARY  
BID, PLUS AN OPTIONAL ONE-YEAR EXTENDED SERVICE PLAN IN THE  
AMOUNT OF \$4,924, TOTALING \$239,349; SECOND BY COUNCILMAN  
FAGAN.

MOTION CARRIED UNANIMOUSLY.

- 6.6 MOTION WAS MADE BY COUNCILMAN QUINN TO APPROVE AMENDMENT OF ADMINISTRATIVE POLICY NO. 8, ENTITLED "FINANCIAL ACCOUNTABILITY FOR NON-PROFIT ORGANIZATIONS RECEIVING FUNDS FROM THE CITY"; SECOND BY COUNCILMAN DRIVER.

MOTION CARRIED UNANIMOUSLY.

- 6.7 MOTION WAS MADE BY COUNCILMAN GATLIN TO APPROVE PROPOSED 2005-2006 BUDGET CALENDAR; SECOND BY COUNCILMAN FORD. COUNCILMAN QUINN ADVISED THAT HE WILL BE UNAVAILABLE FOR THE JULY 21 AND JULY 28 MEETINGS. CITY STAFF WILL PRESENT ALTERNATE DATES.

MOTION CARRIED UNANIMOUSLY.

- 6.8 MOTION WAS MADE BY COUNCILMAN DRIVER TO APPROVE PLATS AS APPROVED BY PLANNING COMMISSION; SECOND BY COUNCILMAN QUINN:
- A. RODRIGUEZ TRACT - ABBREVIATED REPLAT (RESIDENTIAL; LOCATED AT NORTHEAST CORNER OF MARTENS AND ZION ROADS)
  - B. ED-MICH – REPLAT OF LOTS 23, 24, 25 & 26 INTO UNRESTRICTED RESERVE IN BLOCK 61 (COMMERCIAL; LOCATED ON PEACH STREET)

MOTION CARRIED UNANIMOUSLY.

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

MOTION CARRIED UNANIMOUSLY.

MEETING ADJOURNED.

(signed) Doris Speer  
DORIS SPEER, TRMC  
CITY SECRETARY

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