

**MINUTES OF THE REGULAR CITY COUNCIL MEETING, HELD ON
MONDAY, MAY 1, 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
ASSISTANT CITY MANAGER – MARY COKER
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
EXECUTIVE DIRECTOR-TEDC – BETTY REINBECK
OLSON & OLSON – DAVID OLSON

2.0 PUBLIC COMMENTS WERE RECEIVED:

PAT BAILEY 1319 DOVE TRAILS, 77375	-	ADVERTISEMENT IN TOMBALL TRIBUNE REGARDING ELECTION
RODNEY K. HUTSON 431 ROSIE LANE, 77354	-	ADVERTISEMENT IN TOMBALL TRIBUNE REGARDING ELECTION
BARBARA TAGUE 503 INWOOD	-	ADVERTISEMENT IN TOMBALL TRIBUNE REGARDING ELECTION
JOE VARA 1819 SOUTH CHERRY	-	LETTER FROM CODE ENFORCEMENT

OFFICER REGARDING VIOLATION OF
CITY CODES AT DOUBLE J STABLES;
REQUESTING VARIANCE TO ONE
HORSE PER ACRE REQUIREMENT IN
CODE OF ORDINANCES

- 2.1 PRESENTATION OF PLAQUE TO HOMER FORD, COUNCILMAN,
POSITION 2, AND J. MICHAEL GATLIN, COUNCILMAN, POSITION 4
WAS MADE BY MAYOR HARRINGTON.
- 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. PUBLIC HEARINGS FOR ANNEXATIONS
 - B. CHARITABLE FUND RAISERS; CONSENSUS OF COUNCIL WAS
FOR CITY STAFF TO DEVELOP CRITERIA FOR GROUPS
WISHING TO USE PUBLIC RIGHTS-OF-WAY.
 - C. APPOINTMENTS TO THE PLANNING COMMISSION
 - D. INVESTMENT PORTFOLIO SUMMARY
 - E. UPDATE ON ZONING COMMISSION
 - F. REVISED BUDGET CALENDAR
- 4.0 MOTION WAS MADE BY COUNCILMAN FAGAN TO APPROVE THE MINUTES
OF THE REGULAR COUNCIL MEETING OF APRIL 17, 2006; SECOND BY
COUNCILMAN FORD.
- MOTION CARRIED UNANIMOUSLY.
- DISCUSSION/ACTION OF THE FOLLOWING ITEMS:
- 5.0 OLD BUSINESS:
- 6.0 NEW BUSINESS:
- ITEM 6.1, EXECUTIVE SESSION, ITEM 6.2, AND ITEM 6.3 WERE MOVED TO
END OF AGENDA BY MAYOR HARRINGTON.
- 6.4 MOTION WAS MADE BY COUNCILMAN QUINN TO ACCEPT THE
DONATION OF A RAILROAD HANDCAR FROM FORMER
COUNCILMEMBER, RUSSELL SNYDER; SECOND BY COUNCILMAN
GATLIN.

MOTION CARRIED UNANIMOUSLY.

- 6.5 MOTION WAS MADE BY COUNCILMAN DRIVER TO AWARD THE CONTRACT FOR PROJECT NO. 2006-08, PURCHASE OF GASOLINE AND DIESEL FUEL, TO LOW BIDDER, APACHE OIL CO., INC.; SECOND BY COUNCILMAN FAGAN.

MOTION CARRIED UNANIMOUSLY.

- 6.6 MOTION WAS MADE BY COUNCILMAN GATLIN TO AUTHORIZE THE CITY ATTORNEY TO DRAFT ADMINISTRATIVE POLICY PROHIBITING CONTRACTORS FROM HIRING UNDOCUMENTED WORKERS FOR ANY CITY PROJECT; SECOND BY COUNCILMAN QUINN. VOTE WAS AS FOLLOWS:

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

MOTION FAILED, 1 TO 4.

- 6.7 MOTION WAS MADE BY COUNCILMAN GATLIN TO CALL THE EXTENSION OF THE ROADWAY AT SH 249, BETWEEN BROWN ROAD AND WEST HUFSMITH ROAD, HUFSMITH ROAD; SECOND BY COUNCILMAN FAGAN.

MOTION CARRIED UNANIMOUSLY.

- 6.8 MOTION WAS MADE BY COUNCILMAN FAGAN TO APPROVE THE PURCHASE OF A BUDGETED REPLACEMENT PATROL INTERCEPTOR VEHICLE; SECOND BY COUNCILMAN DRIVER.

MOTION CARRIED UNANIMOUSLY.

- 6.1 EXECUTIVE SESSION: THE CITY COUNCIL MET IN EXECUTIVE SESSION AT 7:50 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

COUNCIL RECONVENED FROM EXECUTIVE SESSION AT 8:18 P.M. AND THE FOLLOWING ACTION WAS TAKEN:

- 6.2 MOTION WAS MADE BY COUNCILMAN FORD TO AUTHORIZE THE MAYOR TO SIGN THE LETTER RECEIVED FROM JAG GILL REGARDING THE CITY'S POSSIBLE PURCHASE OF HOOKS AIRPORT, WITH THE REQUESTED CHANGES; SECOND BY COUNCILMAN FAGAN.

MOTION CARRIED UNANIMOUSLY.

- 6.3 MOTION WAS MADE BY COUNCILMAN GATLIN TO AUTHORIZE THE DIVISION OF PROCEEDS FROM TxDOT FOR PARCEL 405 OF SH 249 BYPASS PROJECT, IN THE AMOUNT OF \$25,257 TO EACH PARTY; SECOND BY COUNCILMAN DRIVER.

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