

**MINUTES OF THE REGULAR CITY COUNCIL MEETING, HELD ON  
MONDAY, JULY 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 LAZENBY  
COUNCILMAN HARVEY  
COUNCILMAN DRIVER

MEMBERS ABSENT:

COUNCILMAN QUINN - EXCUSED  
COUNCILMAN FAGAN - EXCUSED

OTHERS PRESENT:

CITY MANAGER – BEN GRIFFIN  
ASSISTANT CITY MANAGER – MARY COKER  
CITY ATTORNEY – BILL OLSON  
CITY ATTORNEY – DAVID OLSON  
CITY SECRETARY – DORIS SPEER  
CHIEF OF POLICE – MICHAEL BLAKE  
FIRE CHIEF – RANDY PARR  
FINANCE DIRECTOR – SHERRIE MATTSON  
CITY ENGINEER – JOE SHERWIN  
ASSISTANT CITY ENGINEER – IVALU ROSE

- 2.0 PUBLIC COMMENTS WERE RECEIVED:

LESLIE LAGERQUIST  
30711 WILLIAM JUERGENS - REQUEST THAT COUNCIL CONSIDER  
ESTABLISHING A 'QUIET ZONE'  
REQUIRING THAT TRAINS REFRAIN  
FROM BLOWING WHISTLES WHILE  
TRAVELING THROUGH THE CITY

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

- 3.1 THE CITY MANAGER'S REPORT WAS PRESENTED:

- A. REQUEST TO BE A SISTER CITY TO YAOZHUANG TOWN WAS PRESENTED BY MRS. GORNALL; COUNCIL WILL GIVE CONSIDERATION TO THIS REQUEST AND ADVISE MRS. GORNALL.
- B. FOLLOW-UP REPORT ON THE JULY 4<sup>TH</sup> FIREWORKS DISPLAY WAS PRESENTED BY RANDY PARR.
- C. UPDATE FROM THE BUILDING DEPARTMENT WAS PRESENTED BY BEN GRIFFIN.
- D. THE NEXT BUDGET WORKSHOP IS SCHEDULED FOR 5:00 P.M., ON AUGUST 7, 2006.
- E. NOMINATIONS FOR TML INTERGOVERNMENTAL RISK POOL BOARD OF DIRECTORS
- F. REQUEST FROM ESD#8 BOARD COUNSEL.
- G. JULY SALES TAX REPORT

- 4.0 MOTION WAS MADE BY COUNCILMAN DRIVER TO APPROVE THE MINUTES OF SPECIAL MEETING OF JUNE 30, 2006, REGULAR COUNCIL MEETING OF JULY 3, 2006, AND SPECIAL MEETING OF JULY 11, 2006; SECOND BY COUNCILMAN LAZENBY.

MOTION CARRIED UNANIMOUSLY.

DISCUSSION/ACTION OF THE FOLLOWING ITEMS:

- 5.0 OLD BUSINESS:

- 6.0 NEW BUSINESS:

- 6.1 MOTION WAS MADE BY COUNCILMAN HARVEY TO TABLE THE CONSIDERATION TO APPOINT MEMBERS TO THE TOMBALL HOSPITAL AUTHORITY BOARD OF DIRECTORS UNTIL THE AUGUST 7, 2006 COUNCIL MEETING; SECOND BY COUNCILMAN DRIVER.

MOTION CARRIED UNANIMOUSLY.

- 6.2 MOTION WAS MADE BY COUNCILMAN HARVEY TO AWARD CONTRACT FOR PROJECT 2006-10, CONSTRUCTION OF EQUIPMENT/MATERIAL STORAGE SHED, TO SOLE BIDDER, JORDAN GENERAL CONTRACTORS, IN THE AMOUNT OF \$189,478.30; SECOND BY COUNCILMAN LAZENBY.

MOTION CARRIED UNANIMOUSLY.

- 6.3 MOTION WAS MADE BY COUNCILMAN HARVEY TO ADOPT RESOLUTION NO. 2006-18, 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 (25.64 ACRES OF LAND WEST OF SH 249 BYPASS AND NORTH OF MEDICAL COMPLEX DRIVE); SECOND BY COUNCILMAN LAZENBY.

MOTION CARRIED UNANIMOUSLY.

- 6.4 MOTION WAS MADE BY COUNCILMAN DRIVER TO APPROVE RESALE OF LOT 32, BLOCK 77 (ACQUIRED BY TAX WARRANT FORECLOSURE SALE, CAUSE NO. 2000-57903), TO ROBERT BRUNE IN THE AMOUNT OF \$4,962.36; SECOND BY COUNCILMAN HARVEY.

MOTION CARRIED UNANIMOUSLY.

- 6.5 MOTION WAS MADE BY COUNCILMAN LAZENBY TO APPROVE RESOLUTION NO. 2006-19: A JOINT RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TOMBALL, TEXAS, ADOPTING HARRIS COUNTY'S COUNTYWIDE MULTI-JURISDICTIONAL ALL-HAZARD MITIGATION PLAN; SECOND BY COUNCILMAN HARVEY.

MOTION CARRIED UNANIMOUSLY.

- 6.6 MOTION WAS MADE BY COUNCILMAN DRIVER TO APPROVE RESOLUTION NO. 2006-20, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TOMBALL, TEXAS, ADOPTING THE HARRIS COUNTY EMERGENCY MANAGEMENT PLAN; SECOND BY COUNCILMAN LAZENBY.

MOTION CARRIED UNANIMOUSLY.

- 6.7 MOTION WAS MADE BY COUNCILMAN LAZENBY TO SET AUGUST 21, 2006 AT 7:00 P.M. AS THE DATE FOR PUBLIC HEARING ON BUDGET FOR FISCAL YEAR 2006-2007; SECOND BY COUNCILMAN HARVEY.

MOTION CARRIED UNANIMOUSLY.

6.8 EXECUTIVE SESSION: THE CITY COUNCIL MET AT 7:35 P.M. IN EXECUTIVE SESSION AS AUTHORIZED BY TITLE 5, CHAPTER 551, GOVERNMENT CODE, THE TEXAS OPEN MEETINGS ACT, FOR THE FOLLOWING PURPOSES:

1. SECTION 551.071 CONSULTATION WITH ATTORNEY
2. SECTION 551.072 DELIBERATIONS REGARDING REAL PROPERTY

FOLLOWING RECONVENING OF THE COUNCIL MEETING AT 8:15 P.M., NO ACTION WAS TAKEN.

7.0 MOTION WAS MADE BY COUNCILMAN HARVEY 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