

**MINUTES OF THE REGULAR CITY COUNCIL MEETING, HELD ON  
MONDAY, JULY 2, 2007 AT 7:00 P.M., CITY HALL, 401 MARKET STREET,  
TOMBALL, TEXAS, 77375**

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

COUNCILMAN QUINN  
COUNCILMAN LAZENBY  
COUNCILMAN HARVEY  
COUNCILMAN DRIVER

OTHERS PRESENT:

COUNCIL-ELECT – BILL WEBB  
INTERIM CITY MANAGER – MARY COKER  
CITY SECRETARY – DORIS SPEER  
CITY ATTORNEY – BILL OLSON  
CITY ATTORNEY – DAVID OLSON  
DIRECTOR OF PUBLIC WORKS – ROD HAINEY  
CHIEF OF POLICE – MICHAEL BLAKE  
FINANCE DIRECTOR - MONICA KOHLENBERG  
FIRE CHIEF – RANDY PARR  
CITY ENGINEER – IVALU ROSE  
EXEC. DIRECTOR-TEDC – BETTY REINBECK  
EXEC. ASST. TO CITY MANAGER – SHAWN COX

1.1 THE OATH OF OFFICE WAS ADMINISTERED BY MAYOR FAGAN TO  
ELECTED COUNCILMEMBER WEBB.

2.0 THE FOLLOWING PUBLIC COMMENTS WERE RECEIVED:

BECKY CLEPPER  
10722 SPELL ROAD, 77375 - PRESENTATION OF CENTENNIAL  
HERITAGE BOOK TO CITY OF TOMBALL

RODNEY HUTSON  
9431 ROSIE LANE, 77354 - SUPPORT FOR CLOSURE OF  
COMMERCE STREET FOR AMERICAN  
LEGION POST 127 DEDICATION;  
SUPPORT FOR CITY'S PURCHASE OF  
PROPERTY UNDER ITEM 6.1

JIM POE  
AMERICAN LEGION  
POST 127

-

JULY 4<sup>TH</sup> DEDICATION OF FIRST OFFICIAL  
POST HOME SINCE FOUNDING IN 1919;  
INVITATION TO MAYOR AND COUNCIL TO  
ATTEND

### 3.0 REPORTS AND ANNOUNCEMENTS

3.1 THE CITY MANAGER'S REPORT WAS PRESENTED BY MARY COKER:

- A. JULY 4<sup>TH</sup> FIREWORKS DISPLAY
- B. HOOKS AIRPORT UPDATE
- C. TOMBALL LITTLE LEAGUE TOURNAMENT
- D. PUBLIC HEARING FOR PROPOSED TAX INCREMENT  
REINVESTMENT ZONE
- E. HOSPITAL BOARD APPOINTMENTS
- F. ZONING COMMISSION MEETING

VARIOUS REPORTS AND ANNOUNCEMENTS WERE MADE BY THE MAYOR AND COUNCILMEMBERS.

4.0 MOTION WAS MADE BY COUNCILMAN HARVEY TO APPROVE THE MINUTES OF REGULAR COUNCIL MEETING OF JUNE 18, 2007 AND SPECIAL MEETING OF JUNE 25, 2007; SECOND BY COUNCILMAN DRIVER.

MOTION CARRIED UNANIMOUSLY.

DISCUSSION/ACTION OF THE FOLLOWING ITEMS:

5.0 OLD BUSINESS:

6.0 NEW BUSINESS:

6.1 MOTION WAS MADE BY COUNCILMAN WEBB TO AUTHORIZE THE PURCHASE OF LOTS 23 AND 24, BLOCK 4, TOMBALL, TEXAS FROM PETER AND SANDRA HOWATT IN THE AMOUNT OF \$175,000; SECOND BY COUNCILMAN DRIVER.

MOTION CARRIED UNANIMOUSLY.

6.2 MOTION WAS MADE BY COUNCILMAN DRIVER TO RESCIND THE PREVIOUS AUTHORIZATION FOR THE DEVELOPMENT AGREEMENT

BETWEEN THE CITY OF TOMBALL AND THE JOSEPH FAMILY LIMITED PARTNERSHIP, LTD, FOR PUBLIC IMPROVEMENT DISTRICT NO. ONE, PINE COUNTRY, SECTION 2, AND TO AUTHORIZE THE EXECUTION OF THE DEVELOPMENT AGREEMENT BETWEEN THE CITY OF TOMBALL AND PCOT INVESTMENTS, INC. FOR PUBLIC IMPROVEMENT DISTRICT NO. ONE, PINE COUNTRY, SECTION 2; SECOND BY COUNCILMAN HARVEY.

MOTION CARRIED UNANIMOUSLY.

- 6.3 MOTION WAS MADE BY COUNCILMAN WEBB TO APPROVE REQUEST BY AMERICAN LEGION POST #127 TO CLOSE A SECTION OF COMMERCE STREET, BETWEEN NORTH ELM AND NORTH WALNUT, FROM 8:30 A.M. TO 3:00 P.M., FOR FOURTH OF JULY DEDICATION CEREMONY OF NEW HEADQUARTERS AND PICNIC; SECOND BY COUNCILMAN HARVEY.

MOTION CARRIED UNANIMOUSLY.

- 6.4 MOTION WAS MADE BY COUNCILMAN HARVEY TO APPROVE PLAT, AS APPROVED BY PLANNING COMMISSION; SECOND BY COUNCILMAN QUINN:
- A. DEVASCO INTERNATIONAL (COMMERCIAL,  
LOCATED ON WEST SIDE OF CHERRY STREET, SOUTH  
OF AGG ROAD)

MOTION CARRIED UNANIMOUSLY.

- 6.5 EXECUTIVE SESSION: THE CITY COUNCIL RECESSED AT 7:14 P.M. TO MEET IN EXECUTIVE SESSION AS AUTHORIZED BY TITLE 5, CHAPTER 551, GOVERNMENT CODE, THE TEXAS OPEN MEETINGS ACT, FOR THE FOLLOWING PURPOSES:
- A. SECTION 551.071 CONSULTATION WITH ATTORNEY  
REGARDING POTENTIAL LITIGATION
- B. SECTION 551.074 PERSONNEL MATTERS

UPON RECONVENING IN REGULAR SESSION AT 7:26 P.M., NO ACTION WAS TAKEN.

7.0 MOTION WAS MADE BY COUNCILMAN HARVEY TO ADJOURN; SECOND BY COUNCILMAN WEBB.

MOTION CARRIED UNANIMOUSLY.

MEETING ADJOURNED.

*(signed) Doris Speer*  
\_\_\_\_\_  
DORIS SPEER, TRMC  
CITY SECRETARY

*(signed) Gretchen Fagan*  
\_\_\_\_\_  
GRETCHEN FAGAN  
MAYOR