

MINUTES OF THE REGULAR CITY COUNCIL MEETING, HELD ON MONDAY, JULY 16, 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 WEBB
COUNCILMAN HARVEY
COUNCILMAN DRIVER

OTHERS PRESENT:

INTERIM CITY MANAGER – MARY COKER
CITY SECRETARY – DORIS SPEER
CITY ATTORNEY – BILL OLSON
POLICE CAPTAIN – RICKY DOERRE
FINANCE DIRECTOR - MONICA KOHLENBERG
FIRE CHIEF – RANDY PARR
CITY ENGINEER – IVALU ROSE
EXEC. DIRECTOR-TEDC – BETTY REINBECK
EXEC. ASST. TO CITY MANAGER – SHAWN COX

- 2.0 THE FOLLOWING PUBLIC COMMENTS WERE RECEIVED:

CARLA HAMILTON
1011 VILLAGE SQUARE DRIVE - TOMBALL NIGHT, AUGUST 3

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

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

- A. AN UPDATE ON STATUS OF STOVALL PARK/TRIANGLE AT ULRICH AND W. HUFSMITH
- B. AN UPDATE FROM BUILDING DEPARTMENT WAS PRESENTED BY SHAWN COX.
- C. JULY 4TH FIREWORKS DISPLAY FOLLOWUP
- D. CONSIDERATION OF HOSPITAL BOARD APPOINTMENTS WILL BE ON THE AUGUST 6TH AGENDA.
- E. TML/AMCC NEWLY ELECTED CITY OFFICIALS’ ORIENTATION

- 3.0 MOTION WAS MADE BY COUNCILMAN WEBB TO APPROVE THE MINUTES OF THE REGULAR COUNCIL MEETING OF JULY 2, 2007; SECOND BY COUNCILMAN HARVEY.

MOTION CARRIED UNANIMOUSLY.

DISCUSSION/ACTION OF THE FOLLOWING ITEMS:

- 4.0 OLD BUSINESS:

- 5.0 NEW BUSINESS:

- 6.1 THE PUBLIC HEARING REGARDING THE PROPOSED CREATION OF TAX INCREMENT REINVESTMENT ZONE ON A 223-ACRE PARCEL OF LAND LOCATED IN THE GENERAL AREA OF FM 2920, SNOOK LANE, EAST HUFSMITH ROAD, AND FM 2978 (HUFSMITH-KOHRVILLE ROAD) – CITY OF TOMBALL TAX INCREMENT REINVESTMENT ZONE NUMBER ONE – BRIDGEWATER ESTATES WAS OPENED BY MAYOR FAGAN AT 7:19 P.M. BILL CALDERON, HAWES-HILL-CALDERON, PRESENTED INFORMATION REGARDING TIRZ; NO PUBLIC COMMENTS WERE RECEIVED. THE PUBLIC HEARING WAS CLOSED BY MAYOR FAGAN AT 7:28 P.M.

- 6.2 MOTION WAS MADE BY COUNCILMAN DRIVER TO APPROVE AND AWARD BID FOR DPK PROJECT NUMBER D06_LD_271 FOR INFRASTRUCTURE CONSTRUCTION FOR CITY OF TOMBALL PUBLIC IMPROVEMENT DISTRICT NO. ONE - PINE COUNTRY SECTION 2, TO R & L PINE COUNTRY, INC., IN THE AMOUNT OF \$1,596,597; SECOND BY COUNCILMAN QUINN.

MOTION CARRIED UNANIMOUSLY.

- 6.3 MOTION WAS MADE BY COUNCILMAN LAZENBY TO APPROVE RESOLUTION 2007-27, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TOMBALL, TEXAS, SUPPORTING THE 35TH ANNUAL TOMBALL NIGHT AND BEYOND AND PARADE, TO BE HELD IN TOMBALL ON FRIDAY, AUGUST 3, 2007; SECOND BY COUNCILMAN WEBB.

MOTION CARRIED UNANIMOUSLY.

- 6.4 MOTION WAS MADE BY COUNCILMAN LAZENBY TO AWARD PROJECT NO. 2007-13, LAND CLEARING OF M-121 WEST DRAINAGE

CHANNEL AND 0.65 ACRES ON CHERRY STREET, TO LOW BIDDERS, MAS RESOURCES, IN THE AMOUNT OF \$88,700; SECOND BY COUNCILMAN HARVEY.

MOTION CARRIED UNANIMOUSLY.

- 6.5 MOTION WAS MADE BY COUNCILMAN WEBB TO APPROVE THE RE-SALE OF TRACTS 1 AND 2, EACH TRACT BEING A 50% UNDIVIDED INTEREST IN LOT 42, BLOCK 46, BY TOMBALL INDEPENDENT SCHOOL DISTRICT TO MAKOTO SAKAI, IN THE AMOUNT OF \$3,000; SECOND BY COUNCILMAN HARVEY.

MOTION CARRIED UNANIMOUSLY.

- 6.6 MOTION WAS MADE BY COUNCILMAN QUINN TO APPROVE THE INTERLOCAL AGREEMENT BETWEEN CITY OF TOMBALL AND TOMBALL INDEPENDENT SCHOOL DISTRICT REGARDING STUDENT RESOURCE OFFICER; SECOND BY COUNCILMAN DRIVER.

MOTION CARRIED UNANIMOUSLY.

- 6.7 MOTION WAS MADE BY COUNCILMAN DRIVER TO APPROVE THE INTERLOCAL AGREEMENT BETWEEN CITY OF TOMBALL AND TOMBALL INDEPENDENT SCHOOL DISTRICT REGARDING OFF-DUTY CONTRACTED POLICE SERVICE IN SCHOOL-RELATED OR SCHOOL-SPONSORED ACTIVITIES; SECOND BY COUNCILMAN HARVEY.

MOTION CARRIED UNANIMOUSLY.

- 6.8 MOTION WAS MADE BY COUNCILMAN WEBB TO APPROVE RESOLUTION 2007-28, 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 (232 ACRES LOCATED ON ZION ROAD, EAST OF ULRICH ROAD) – RESERVES AT SPRING LAKE, AND TO SET DATE FOR SPECIAL COUNCIL MEETING; SECOND BY COUNCILMAN LAZENBY.

MOTION CARRIED UNANIMOUSLY; PUBLIC HEARING DATES WILL BE

AUGUST 6, 2007 AND AUGUST 20, 2007.

- 6.9 MOTION WAS MADE BY COUNCILMAN HARVEY TO APPROVE PLATS, AS APPROVED BY THE PLANNING COMMISSION; SECOND BY COUNCILMAN WEBB:

- A. FIRST BAPTIST CHURCH OF TOMBALL (COMMERCIAL; LOCATED ON SH 249, SOUTH OF HICKS STREET AND WEST OF QUINN ROAD)
- B. EAGLE GASKET AND PACKING COMPANY SUBDIVISION NO. 1 (COMMERCIAL; LOCATED BETWEEN ULRICH AND RUDOLPH ROADS)

MOTION CARRIED UNANIMOUSLY.

- 6.10 MOTION WAS MADE BY COUNCILMAN HARVEY TO APPROVE THE DATES FOR FISCAL YEAR 2007-2008 BUDGET WORKSHOPS; SECOND BY COUNCILMAN LAZENBY.

MOTION CARRIED UNANIMOUSLY; DATES FOR THE WORKSHOPS WILL BE AUGUST 7, 8 AND 9, 2007.

- 6.11 MOTION WAS MADE BY COUNCILMAN LAZENBY TO APPROVE EMPLOYEE HEALTH BENEFIT CONTRACT WITH BLUE CROSS BLUE SHIELD OF TEXAS; SECOND BY COUNCILMAN HARVEY.

MOTION CARRIED UNANIMOUSLY.

- 6.12 MOTION WAS MADE BY COUNCILMAN HARVEY TO APPROVE THE PROFESSIONAL SERVICES PROPOSAL BY MUNICIPAL CODE CORPORATION TO PROVIDE SERVICES AND SOFTWARE FOR WEB-BASED, AUTOMATED AGENDA PROCESS, MUNIAGENDA, IN THE AMOUNT OF \$24,970; SECOND BY COUNCILMAN DRIVER.

MOTION CARRIED UNANIMOUSLY.

- 6.13 EXECUTIVE SESSION: THE CITY COUNCIL RECESSED AT 7:40 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 551.072 DELIBERATIONS REGARDING REAL PROPERTY
- B. SECTION 551.074 PERSONNEL MATTERS

UPON RECONVENING INTO REGULAR SESSION AT 8:00 P.M., NO ACTION WAS TAKEN.

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

MOTION CARRIED UNANIMOUSLY.

MEETING ADJOURNED.

(signed) Doris Speer

DORIS SPEER, TRMC
CITY SECRETARY

(signed) Gretchen Fagan

GRETCHEN FAGAN
MAYOR