

MINUTES OF REGULAR CITY COUNCIL MEETING HELD ON JUNE 17, 2002 AT 7:00 P.M. AT CITY HALL, 401 MARKET, TOMBALL, TEXAS 77375.

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

COUNCILMAN MARTIN
COUNCILMAN GATLIN
COUNCILMAN STOVALL
COUNCILMAN FORD

MEMBERS ABSENT:

COUNCILMAN HOLLAND - EXCUSED

OTHERS PRESENT:

INTERIM CITY MANAGER - BEN GRIFFIN
CITY SECRETARY - MARY COKER
CITY ATTORNEY - BILL OLSON
DIRECTOR OF PUBLIC WORKS - MARK MCCLURE
CHIEF OF POLICE - MICHAEL BLAKE
FINANCE DIRECTOR - SHERRIE MATTSON
FIRE CHIEF - GENE WHITENACK

2.0 THE FOLLOWING PUBLIC COMMENTS WERE RECEIVED:

VIRGIL DUGAN - REPRESENTING THE FRIENDS OF THE LIBRARY. OPPOSED TO THE RELOCATION OF THE LIBRARY.

CARY RASBERRY - LAWRENCE MISPELLED ON STREET SIGN AT MEDICAL COMPLEX DRIVE.

RODNEY HUTSON - KIM WILLIAMS=REPORT. CITY NEEDS TO MOVE FORWARD WITH STUDY.

CARY RASBERRY PRESENTED THE BEAUTIFICATION AWARD TO REGIONS BANK ON BEHALF OF THE PARKS, RECREATION AND BEAUTIFICATION ADVISORY BOARD.

CARY RASBERRY PRESENTED THE LANDMARK TREE AWARD TO THE CITY OF TOMBALL ON BEHALF OF THE PARKS, RECREATION AND BEAUTIFICATION ADVISORY BOARD FOR THE CEDAR TREE LOCATED AT FOUR CORNERS.

3.0 VARIOUS REPORTS AND ANNOUNCEMENTS WERE MADE BY COUNCILMEMBERS.

3.1 BEN GRIFFIN PRESENTED THE CITY MANAGER-S REPORT.
STUDY BY KIM WILLIAMS
BUDGET WORKSHOP
TERI KAPLAN, COORDINATOR FOR TXDOT MADE A PRESENTATION REGARDING
THE PROPOSED HIKE AND BIKE TRAILS.
APPOINTMENT TO NWEMS BOARD OF DIRECTORS
PLAT APPROVALS

4.0 MOTION WAS MADE BY COUNCILMAN MARTIN TO APPROVE THE MINUTES OF
SPECIAL AND REGULAR COUNCIL MEETINGS JUNE 3, 2002 AND SPECIAL MEETING JUNE
4, 2002; SECOND BY COUNCILMAN STOVALL.

MOTION WAS MADE BY COUNCILMAN MARTIN TO AMEND THE JUNE 3RD MINUTES @
THE SPECIAL MEETING TO READ AEXXON REQUESTED THE DELETION OF THE
ADDITIONAL \$9.42 CHARGE TO THE MONTHLY BASE WATER RATE FOR THE EXISTING
RESIDENTS. COUNCIL SUGGESTED FUTURE RESIDENTS PAY THE IMPACT FEES, TAP
FEES AND A ONE TIME OUT OF DISTRICT FEE@, SECOND BY COUNCILMAN STOVALL.

MOTION CARRIED UNANIMOUSLY.

DISCUSSION/ACTION REGARDING THE FOLLOWING ITEMS:

5.0 OLD BUSINESS:

5.1 MOTION WAS MADE BY COUNCILMAN GATLIN TO ADOPT THE SECOND
READING OF ORDINANCE 2002-16 AN ORDINANCE AMENDING THE CODE OF
ORDINANCES OF THE CITY OF TOMBALL, TEXAS, BY DELETING PARAGRAPHS
(1), (2), AND (3) OF SECTION 86-140 AND SECTION 86-193 OF ARTICLE III OF
CHAPTER 86 THEREOF AND SUBSTITUTING THEREFOR NEW PARAGRAPHS (1), (2),
AND (3) OF SECTION 86-140 AND SECTION 86-193; ESTABLISHING MAXIMUM
TOWING FEES TO BE CHARGED FOR VEHICLES TOWED WITHOUT THE OWNER-S
CONSENT; ESTABLISHING MAXIMUM STORAGE FEES FOR TOWED VEHICLES;
ESTABLISHING A WRECKER DRIVER LICENSE FEE; PROVIDING A PENALTY IN AN
AMOUNT NOT TO EXCEED \$500 FOR EACH DAY OF VIOLATION; PROVIDING FOR
SEVERABILITY; AND CONTAINING OTHER PROVISIONS RELATED TO THE
SUBJECT; SECOND BY COUNCILMAN FORD. VOTE WAS AS FOLLOWS:

COUNCILMAN FORD	<u>AYE</u>
COUNCILMAN GATLIN	<u>AYE</u>
COUNCILMAN HOLLAND	<u>AYE</u>
COUNCILMAN MARTIN	<u>AYE</u>
COUNCILMAN STOVALL	<u>AYE</u>

MOTION CARRIED UNANIMOUSLY.

6.0 NEW BUSINESS:

- 6.1 MOTION WAS MADE BY COUNCILMAN FORD TO APPOINT BEN GRIFFIN AS CITY MANAGER; SECOND BY COUNCILMAN GATLIN.

MOTION CARRIED UNANIMOUSLY.

- 6.2 MOTION WAS MADE BY COUNCILMAN MARTIN TO APPROVE THE CITY MANAGER'S EMPLOYMENT CONTRACT AS PRESENTED; SECOND BY COUNCILMAN GATLIN.

MOTION CARRIED UNANIMOUSLY.

- 6.3 MOTION WAS MADE BY COUNCILMAN STOVALL TO APPROVE THE DEVELOPMENT AGREEMENT WITH RICHARD KINSEY FOR THE CONSTRUCTION OF PUBLIC IMPROVEMENTS AS PRESENTED; SECOND BY COUNCILMAN MARTIN.

MOTION CARRIED UNANIMOUSLY.

- 6.4 MOTION WAS MADE BY COUNCILMAN FORD TO AUTHORIZE ADVERTISING FOR SALE LOTS 19, 20, 23 AND 30, BLOCK 90 AND LOT 50 IN BLOCK 103; SECOND BY COUNCILMAN STOVALL.

MOTION CARRIED UNANIMOUSLY.

- 6.5 MOTION WAS MADE BY COUNCILMAN MARTIN TO APPROVE THE PROFESSIONAL SERVICE CONTRACT WITH URS CORPORATION FOR IMPLEMENTATION OF THE ASSESSMENT PLAN FOR THE TOMBALL SOLID WASTE LANDFILL; SECOND BY COUNCILMAN GATLIN.

MOTION CARRIED UNANIMOUSLY.

- 6.6 EXECUTIVE SESSION: THE CITY COUNCIL WILL MEET IN EXECUTIVE SESSION AS AUTHORIZED BY TITLE 5, CHAPTER 551, GOVERNMENT CODE, THE TEXAS OPEN MEETINGS ACT, FOR THE FOLLOWING PURPOSES:

1. SECTION 551.074: PERSONNEL

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COUNCIL DID NOT MEET IN EXECUTIVE SESSION.

7.0 MOTION WAS MADE BY COUNCILMAN MARTIN FOR ADJOURNMENT; SECOND BY COUNCILMAN STOVALL.

MOTION CARRIED UNANIMOUSLY.

MARY COKER, TRMC, CMC
CITY SECRETARY

H. G. HARRINGTON
MAYOR