

MINUTES OF REGULAR CITY COUNCIL MEETING HELD ON JULY 1, 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 FORD  
COUNCILMAN GATLIN  
COUNCILMAN HOLLAND  
COUNCILMAN MARTIN  
COUNCILMAN STOVALL

OTHERS PRESENT:

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:

- ANGELA HUNTER - ON BEHALF OF THE FRIENDS OF THE LIBRARY, MS. HUNTER REQUESTED A COMMUNITY MEETING WITH THE COUNTY, CITY AND COLLEGE REGARDING THE TOMBALL LIBRARY.
- A. W. THEIS - OPPOSED TO MOVING THE LIBRARY TO THE COLLEGE SITE.
- CLIFFORD PARKER- GIVE CONSIDERATION TO SAFETY ISSUES BEFORE MOVING THE LIBRARY TO THE COLLEGE.
- MARY UNDERLAND- OPPOSED TO MOVING LIBRARY TO THE COLLEGE.
- LISA UNDERLAND - OPPOSED TO MOVING LIBRARY. CHILDREN AND COLLEGE STUDENTS MAY NOT BLEND WELL.
- VERNON BROWN - NEW SIGN ORDINANCE NOT BEING ENFORCED. IF THE CITY DOES A DOWNTOWN RENOVATION PROJECT, WHAT WILL BE DONE FOR OTHER BUSINESSES. ARTICLE ABOUT BEAUTIFICATION AWARDS SHOULD BE IN THE NEWSPAPER.

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3.0 VARIOUS REPORTS AND ANNOUNCEMENTS WERE MADE BY COUNCILMEMBERS:

3.1 BEN GRIFFIN PRESENTED THE CITY MANAGERS REPORT:

TEDC MINUTES  
UPDATE ON HERITAGE PARK  
REPORT ON LIBRARY USAGE  
COMMUNITY CENTER REPORT

4.0 MOTION WAS MADE BY COUNCILMAN FORD TO APPROVE THE MINUTES OF REGULAR COUNCIL MEETING JUNE 17, 2002 AND SPECIAL MEETING JUNE 24, 2002; SECOND BY COUNCILMAN GATLIN.

MOTION CARRIED UNANIMOUSLY.

DISCUSSION/ACTION REGARDING THE FOLLOWING ITEMS:

5.0 OLD BUSINESS:

6.0 NEW BUSINESS:

6.1 MOTION WAS MADE BY COUNCILMAN HOLLAND TO APPOINT WAYNE STOVALL TO THE NWEMS BOARD OF DIRECTORS; SECOND BY COUNCILMAN MARTIN.

MOTION CARRIED UNANIMOUSLY.

6.2 MOTION WAS MADE BY COUNCILMAN MARTIN TO APPROVE THE SCHEDULE OF FIRE PERMIT FEES AS PRESENTED; SECOND BY COUNCILMAN FORD.

MOTION CARRIED UNANIMOUSLY.

6.3 MOTION WAS MADE BY COUNCILMAN HOLLAND TO READ ORDINANCE 2002-17 BY CAPTION ONLY; SECOND BY COUNCILMAN GATLIN.

MOTION CARRIED UNANIMOUSLY.

MOTION WAS MADE BY COUNCILMAN MARTIN TO ADOPT THE FIRST READING OF ORDINANCE 2002-17 AN ORDINANCE AMENDING CHAPTER 34 OF THE CODE OF ORDINANCES OF THE CITY OF TOMBALL, TEXAS, BY DELETING ALL OF SECTION 34-74 OF ARTICLE III OF CHAPTER 34 THEREOF AND SUBSTITUTING THEREFOR A NEW SECTION 34-74, AND BY DELETING THE PARAGRAPH ENTITLED "EXCEPTION NO. 1" FROM SUBSECTION (d) OF SECTION 34-94 OF ARTICLE IV OF CHAPTER 34 THEREOF AND SUBSTITUTING THEREFOR A NEW PARAGRAPH ENTITLED "EXCEPTION NO. 1"; PROVIDING CERTAIN AMENDMENTS TO THE INTERNATIONAL FIRE CODE, 2000 EDITION, AS PUBLISHED BY THE INTERNATIONAL CODE COUNCIL, INC., RELATING TO PROTECTION FROM LIABILITY FOR FIRE OFFICIALS WHEN PERFORMING OFFICIAL DUTIES, THE ATTACHING OF COMBUSTIBLE MATERIALS TO WALLS AND CEILINGS OF ROOMS USED FOR GROUP E OCCUPANCIES, SPRINKLER SYSTEMS, STANDPIPE SYSTEMS, SMOKE DETECTION DEVICES; PROVIDING THAT SPRINKLERS SHALL NOT BE REQUIRED IN ROOMS CONTAINING FIFTY FIVE (55) SQUARE FEET OR LESS; PROVIDING A PENALTY IN AN AMOUNT NOT TO EXCEED \$2,000 FOR VIOLATION OF ANY PROVISION HEREOF; AND PROVIDING FOR SEVERABILITY; 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.

- 6.4 MOTION WAS MADE BY COUNCILMAN STOVALL TO SET JULY 15, 2002 AT 6:00 P.M. AS THE DATE AND TIME FOR A PUBLIC HEARING ON THE BUDGET FOR FISCAL YEAR 2002-03; SECOND BY COUNCILMAN MARTIN.

MOTION CARRIED UNANIMOUSLY.

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- 6.5 MOTION WAS MADE BY COUNCILMAN HOLLAND TO APPROVE THE CONTRACT WITH KLOTZ ASSOCIATES FOR ENGINEERING SERVICES FOR THE DESIGN OF A LIFT STATION; SECOND BY COUNCILMAN STOVALL.

MOTION CARRIED UNANIMOUSLY.

- 6.6 MOTION WAS MADE BY COUNCILMAN MARTIN TO APPROVE THE CONTRACT WITH HBC ENGINEERING FOR GEOTECHNICAL SERVICES ASSOCIATED WITH DESIGN AND CONSTRUCTION OF PROPOSED SOUTHSIDE RELATED UTILITY WORK; SECOND BY COUNCILMAN FORD.

MOTION CARRIED UNANIMOUSLY.

- 6.7 CITY COUNCIL MET IN EXECUTIVE SESSION AT 7:33 P.M. AS AUTHORIZED BY TITLE 5, CHAPTER 551, GOVERNMENT CODE, THE TEXAS OPEN MEETINGS ACT, FOR THE FOLLOWING PURPOSES:

1. SECTION 551.074: PERSONNEL
2. SECTION 551.071: CONSULTATION WITH ATTORNEY REGARDING CONTEMPLATED LITIGATION

AFTER RECONVENING IN REGULAR SESSION AT 7:59 P.M. THE FOLLOWING ACTION WAS TAKEN:

- 6.8 MOTION WAS MADE BY COUNCILMAN HOLLAND TO APPOINT MARY COKER AS ASSISTANT CITY MANAGER; SECOND BY COUNCILMAN MARTIN.

MOTION CARRIED UNANIMOUSLY.

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

MOTION CARRIED UNANIMOUSLY.

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MARY COKER, TRMC, CMC  
CITY SECRETARY

H. G. HARRINGTON  
MAYOR