

MINUTES OF REGULAR CITY COUNCIL MEETING, HELD ON NOVEMBER 18, 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
COUNCILMAN HOLLAND

OTHERS PRESENT:

CITY MANAGER - BEN GRIFFIN
ASSISTANT CITY MANAGER - 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
ASSISTANT CITY SECRETARY - DORIS SPEER
CITY ENGINEER – DAVID KELLEY

2.0 PUBLIC COMMENTS WERE RECEIVED:

RALPH FOXWORTHY - HICKS AND LIBERTY LANE DRAINAGE ISSUE,
NEEDS RESOLUTION

LEONARD HAROSKY - HICKS AND LIBERTY LANE DRAINAGE PROBLEM IS
AS BAD AS GRAHAM AND SH 249

MICHAEL STAUMACH - LIBERTY LANE FLOODING IS A DISGRACE TO CITY

3.0 VARIOUS REPORTS AND ANNOUNCEMENTS WERE MADE BY COUNCILMEMBERS.

3.1 CITY MANAGER’S REPORT WAS PRESENTED:

HICKS AND LIBERTY LANE DRAINAGE
UPDATE ON POLICE PROCEDURES AND POLICIES MANUAL
HOOPER RENAMED “MEDICAL COMPLEX DRIVE”
UPDATE ON BROWN/HUFSMITH
TOMBALL COMMUNITY RAISED OVER \$34,194 FOR MDA

4.0 MOTION WAS MADE BY COUNCILMAN STOVALL FOR APPROVAL OF MINUTES OF REGULAR COUNCIL MEETING OF NOVEMBER 4, 2002 AND SPECIAL COUNCIL MEETING OF NOVEMBER 9, 2002; SECOND BY COUNCILMAN MARTIN.

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 READ ORDINANCE NO. 2002-30 BY CAPTION ONLY; SECOND BY COUNCILMAN FORD.

MOTION CARRIED UNANIMOUSLY.

MOTION WAS MADE BY COUNCILMAN MARTIN TO ADOPT FIRST READING OF ORDINANCE NO. 2002-30, AN ORDINANCE OF THE CITY OF TOMBALL, TEXAS, EXTENDING THE CITY LIMITS OF SAID CITY TO INCLUDE ALL OF THE TERRITORY WITHIN CERTAIN LIMITS AND BOUNDARIES AND ANNEXING TO THE CITY OF TOMBALL ALL OF THE TERRITORY WITHIN SUCH LIMITS AND BOUNDARIES; APPROVING A SERVICE PLAN FOR ALL OF THE AREA WITHIN SUCH LIMITS AND BOUNDARIES; CONTAINING OTHER PROVISIONS RELATING TO THE SUBJECT; AND PROVIDING A SAVINGS AND SEVERABILITY CLAUSE (500' STRIP EITHER SIDE OF THE CENTER LINE OF FM 2920 FROM CALVERT ROAD TO TOMBALL CEMETERY ROAD); 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.

6.2 MOTION WAS MADE BY COUNCILMAN HOLLAND TO READ ORDINANCE NO. 2002-31 BY CAPTION ONLY; SECOND BY COUNCILMAN STOVALL.

MOTION CARRIED UNANIMOUSLY.

MOTION WAS MADE BY COUNCILMAN FORD TO ADOPT FIRST READING OF

ORDINANCE NO. 2002-31, AN ORDINANCE OF THE CITY OF TOMBALL, TEXAS, EXTENDING THE CITY LIMITS OF SAID CITY TO INCLUDE ALL OF THE TERRITORY WITHIN CERTAIN LIMITS AND BOUNDARIES AND ANNEXING TO THE CITY OF TOMBALL ALL OF THE TERRITORY WITHIN SUCH LIMITS AND BOUNDARIES; APPROVING A SERVICE PLAN FOR ALL OF THE AREA WITHIN SUCH LIMITS AND BOUNDARIES; CONTAINING OTHER PROVISIONS RELATING TO THE SUBJECT; AND PROVIDING A SAVINGS AND SEVERABILITY CLAUSE (21 ACRE TRACT AT THE NORTHWEST CORNER OF TOMBALL CEMETERY ROAD AND FM 2920); SECOND BY COUNCILMAN HOLLAND. 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.

- 6.3 MOTION WAS MADE BY COUNCILMAN MARTIN TO READ ORDINANCE NO. 2002-32 BY CAPTION ONLY; SECOND BY COUNCILMAN STOVALL.

MOTION CARRIED UNANIMOUSLY.

MOTION WAS MADE BY COUNCILMAN FORD TO ADOPT FIRST READING OF ORDINANCE NO. 2002-32, AN ORDINANCE OF THE CITY OF TOMBALL, TEXAS, EXTENDING THE CITY LIMITS OF SAID CITY TO INCLUDE ALL OF THE TERRITORY WITHIN CERTAIN LIMITS AND BOUNDARIES AND ANNEXING TO THE CITY OF TOMBALL ALL OF THE TERRITORY WITHIN SUCH LIMITS AND BOUNDARIES; APPROVING A SERVICE PLAN FOR ALL OF THE AREA WITHIN SUCH LIMITS AND BOUNDARIES; CONTAINING OTHER PROVISIONS RELATING TO THE SUBJECT; AND PROVIDING A SAVINGS AND SEVERABILITY CLAUSE (31.15 ACRE TRACT ON TOMBALL CEMETERY ROAD NORTH OF FM 2920); SECOND BY COUNCILMAN MARTIN. 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 HOLLAND TO READ ORDINANCE NO. 2002-33 BY CAPTION ONLY; SECOND BY COUNCILMAN MARTIN.

MOTION CARRIED UNANIMOUSLY.

MOTION WAS MADE BY COUNCILMAN FORD TO ADOPT FIRST READING OF ORDINANCE NO. 2002-33, AN ORDINANCE OF THE CITY OF TOMBALL, TEXAS, EXTENDING THE CITY LIMITS OF SAID CITY TO INCLUDE ALL OF THE TERRITORY WITHIN CERTAIN LIMITS AND BOUNDARIES AND ANNEXING TO THE CITY OF TOMBALL ALL OF THE TERRITORY WITHIN SUCH LIMITS AND BOUNDARIES; APPROVING A SERVICE PLAN FOR ALL OF THE AREA WITHIN SUCH LIMITS AND BOUNDARIES; CONTAINING OTHER PROVISIONS RELATING TO THE SUBJECT; AND PROVIDING A SAVINGS AND SEVERABILITY CLAUSE (60 ACRE TRACT ON TOMBALL CEMETERY ROAD NORTH OF FM 2920); SECOND BY COUNCILMAN GATLIN. 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.

- 6.5 MOTION WAS MADE BY COUNCILMAN HOLLAND TO APPROVE REQUEST BY DOWNTOWN MERCHANTS ASSOCIATION FOR FUNDING OF FREE CARRIAGE RIDES DURING THE WASSAILFEST, DECEMBER 13TH AND 14TH, IN THE AMOUNT OF \$600; SECOND BY COUNCILMAN STOVALL.

MOTION CARRIED UNANIMOUSLY.

- 6.6 MOTION WAS MADE BY COUNCILMAN FORD TO APPROVE CONTRACT BETWEEN THE CITY OF TOMBALL AND PBS&J TO PROVIDE ENGINEERING SERVICES FOR THE PREPARATION OF A SOUTHWEST AREA MASTER PLAN, IN THE AMOUNT OF \$28,000.00; SECOND BY COUNCILMAN MARTIN.

MOTION CARRIED UNANIMOUSLY.

- 6.7 MOTION WAS MADE BY COUNCILMAN HOLLAND TO APPROVE AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND SIGN CONTRACT WITH AN "ON-LINE" AUCTION COMPANY, RENE BATES AUCTIONEERS, INC., WITH FINAL

CONTRACT BEING FIRST REVIEWED AND APPROVED BY THE CITY ATTORNEY;
SECOND BY COUNCILMAN FORD.

MOTION CARRIED UNANIMOUSLY.

- 6.8 MOTION WAS MADE BY COUNCILMAN HOLLAND TO TABLE APPOINTMENT OF BOARD MEMBER TO TOMBALL ECONOMIC DEVELOPMENT CORPORATION, TO FILL UNEXPIRED TERM UNTIL JANUARY 2003; SECOND BY COUNCILMAN MARTIN.

MOTION CARRIED UNANIMOUSLY.

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

MOTION CARRIED UNANIMOUSLY.

(signed) Doris J. Speer

DORIS J. SPEER, TRMC
ASSISTANT CITY SECRETARY

(signed) H. G. Harrington

H. G. HARRINGTON
MAYOR