

MINUTES OF REGULAR CITY COUNCIL MEETING, HELD ON DECEMBER 16, 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 MARSHALL – GENE WHITENACK  
ASSISTANT CITY SECRETARY - DORIS SPEER  
CITY ENGINEER – DAVID KELLY

2.0 PUBLIC COMMENTS WERE RECEIVED:

JUDY MATERA - HER RESIDENCE AT 203 RAYMOND HAS PROBLEM  
WITH WATER (RUST/SEDIMENT)

A. W. THEIS - OPPOSITION TO SCENIC ECONOMIC DEVELOPMENT  
LEGISLATION RESOLUTION; NEED TO CONTROL  
PIPELINES AND WELLS IN CITY'S ETJ AS WELL AS IN  
CITY

3.0 VARIOUS REPORTS AND ANNOUNCEMENTS WERE MADE BY COUNCILMEMBERS.

3.1 CITY MANAGER'S REPORT WAS PRESENTED:

SAFE ROUTES TO SCHOOL PROGRAM  
RESOLUTION TO SUPPORT SCENIC ECONOMIC DEVELOPMENT LEGISLATION  
MARK MCCLURE PRESENTED A GENERAL UPDATE ON CAPITAL PROJECTS

4.0 MOTION WAS MADE BY COUNCILMAN GATLIN FOR APPROVAL OF MINUTES OF REGULAR COUNCIL MEETING OF DECEMBER 2, 2002; SECOND BY COUNCILMAN STOVALL.

MOTION CARRIED UNANIMOUSLY.

DISCUSSION/ACTION REGARDING THE FOLLOWING ITEMS:

5.0 OLD BUSINESS:

6.0 NEW BUSINESS:

6.1 MOTION WAS MADE BY COUNCILMAN FORD TO AWARD CONTRACT ON PROJECT 2003-03 – PLASTIC GARBAGE BAGS – TO LOW BIDDER, ALL AMERICAN POLY, IN THE AMOUNT OF \$21,460.00; SECOND BY COUNCILMAN MARTIN.

MOTION CARRIED UNANIMOUSLY.

6.2 MOTION WAS MADE BY COUNCILMAN HOLLAND TO AWARD CONTRACT ON PROJECT 2003-06R TWO (2) 2003 ½-TON TRUCKS FOR PUBLIC WORKS – TO LOW BIDDER, PARKWAY CHEVROLET, IN THE AMOUNT OF \$33,420.00; SECOND BY COUNCILMAN MARTIN. COUNCILMAN FORD ABSTAINED DUE TO POTENTIAL CONFLICT IN INTEREST. VOTE WAS AS FOLLOWS:

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

MOTION CARRIED.

6.3 MOTION WAS MADE BY COUNCILMAN MARTIN TO ADOPT RESOLUTION NO. 2002-12, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TOMBALL, TEXAS, SUPPORTING ADOPTION OF NEW RAILROAD COMMISSION RULES REGULATING ABANDONED PIPELINES, UNUSED PIPELINE EASEMENTS, AND ABANDONMENT OF NON-PRODUCING WELLS, AND AUTHORIZING THE MAYOR TO WRITE TO THE TEXAS RAILROAD COMMISSION REQUESTING ADOPTION OF SUCH RULES; MAKING CERTAIN FINDINGS; AND CONTAINING OTHER MATTERS RELATING TO THE SUBJECT; SECOND BY COUNCILMAN HOLLAND.

MOTION WAS MADE BY COUNCILMAN HOLLAND TO AMEND MOTION TO ADOPT RESOLUTION NO. 2002-12, CONTINGENT UPON REQUESTED CHANGES BEING MADE TO EXHIBIT "A;" SECOND BY COUNCILMAN STOVALL.

MOTION CARRIED UNANIMOUSLY.

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

MOTION CARRIED UNANIMOUSLY.

*(signed) Doris J. Speer*  
DORIS J. SPEER, TRMC  
ASSISTANT CITY SECRETARY

*(signed) H. G. Harrington*  
H. G. HARRINGTON  
MAYOR