

**MINUTES OF REGULAR COUNCIL MEETING
CITY OF TOMBALL, TEXAS**



**Monday, July 18, 2022
6:00 PM**

The City Council of the City of Tomball, Texas, conducted the meeting scheduled for July 18, 2022, 6:00 PM, at 401 Market Street, Tomball, Texas 77375, via physical attendance and video/telephone access/participation.

A. Mayor Klein Quinn called the meeting of the Tomball City Council to order at 6:03 p.m.

PRESENT

Council 1 John Ford
Council 2 Mark Stoll
Council 3 Dane Dunagin
Council 5 Randy Parr
Council 4 Derek Townsend, Sr.

OTHERS PRESENT (CITY):

City Manager – David Esquivel
Assistant City Manager – Jessica Rogers
City Secretary – Doris Speer
City Attorney – Loren B. Smith
Director of Community Development – Nathan Dietrich
Finance Director – Katherine Tapscott
Fire Chief – Joe Sykora
IT Manager – Doug Tippey
Director of Public Works – Drew Huffman
Marketing Manager – Sasha Smith
CSO Sr. Administrative Assistant – Sasha Luna
Police Captain-Patrol – Brandon Patin
Community Center Manager - Rosalie Dillon
Project Manager - Meagan Mageo
Assistant Fire Chief – Jeff Cook

B. Invocation - Led by Chaplain Gary Crowe – TPD Chaplain

C. Pledges to U.S. and Texas Flags - Led by Scout Ryan McGill, Troop 928

D. The following Public Comment was received:

Earl Detwiler - Expressed his support for the City to add another
626 Texas, 77375 motorcycle patrol officer

E. Reports and Announcements

1. Announcements

- I. **Tomball City Pool – 2022 Swim Season** - Jerry Matheson Park Pool will be open from 10 a.m.–6 p.m., Tuesday through Friday and Noon–8 p.m. on Saturday and Sunday through August 14.
End of Season hours will be: Noon–8 p.m. on August 20-21, August 27-28, and September 3-4; on September 5, the pool will be open 10 a. m. –6 p.m. to close out the Swim Season.
The pool will be closed every Monday during swim season 2022, except Labor Day (September 5).
- II. **TOMBALL KID'S CLUB – Activities:** July 19, 21, 26 and 28, then August 2, 4, 9, and 11 from 10:00 a.m. to 12:00 p.m., at the **Juergens Park Pavilion**.
- III. August 5, 2022 – **50th Annual Tomball Night, Parade of Lights, and Health & Wellness Expo**
- IV. August 13, 2022 – **2nd Saturday at the Depot**
- V. September 9-10, 2022 – **“9-11 21st Anniversary Remembrance”**; an event to remember the events of **9-11** - at the Depot
- VI. September 17, 2022 – **GroovFest 2022** – 11:00 a.m. – 6:00 p.m. at the Depot
- VII. September 24, 2022 – **Fiesta de Tomball** – 11:00 a.m. – 6:00 p.m. at the Depot

2. Reports by City staff and members of council about items of community interest on which no action will be taken:

- I. Sasha Smith – Report on the Success of the **July Fourth Celebration & Street Fest**
- II. Katherine Tapscott - Quarterly Investment Report for Period Ending June 30, 2022. The Public Funds Investment Act requires that a report of the City's cash and investments be presented to City Council on a quarterly basis. As of June 30, 2022, the City's cash and investment balances totaled \$64,472,843.

F. Approval of Minutes

1. Motion made by Council 4 Townsend, Sr., Seconded by Council 3 Dunagin, to approve the Minutes of the July 5, 2022 Regular Tomball City Council Meeting

and the July 6, 2022 Special Joint Tomball City Council and Tomball Economic Development Meeting

Voting Yea: Council 1 Ford, Council 2 Stoll, Council 3 Dunagin, Council 4 Townsend, Sr., Council 5 Parr

Motion carried unanimously.

G. Old Business

1. Remove from Table for Consideration to Adopt, on First Reading, Ordinance No. 2022-13, an ordinance of the City of Tomball, Texas, amending Chapter 50 (Zoning) of the Tomball Code of Ordinances by changing the Zoning District Classification of approximately 13.21 acres of land legally described as being a portion of Tomball Outlots 163, 167, 171, 172, 175, and 176 from Agricultural (AG) to the Commercial (C) District. The property is generally located within the 13000 block of Medical Complex Drive (south side), at the southwest corner of the intersection of South Cherry Street and Medical Complex Drive, providing for severability; providing for a penalty of an amount not to exceed \$2,000 for each day of violation of any provision hereof, making findings of fact; and providing for other related matters.

No action taken. Consideration and action regarding Ordinance No. 2022-13 will be taken at the August 1, 2022 Council meeting.

H. New Business

1. A petition was presented to the City Secretary by the concerned citizens of the South Chestnut and Lizzie Lane area of town. The petition and an email expressing citizens' opposition to the proposed facility was read into the record by the City Secretary.

Presentation was made by Courtney McReynolds and Jake Steinman, APEX representatives, for a Proposed Green Energy Storage Facility, west of South Chestnut/Lizzie Lane, across from Chestnut Business Park.

No action taken.

2. Motion made by Council 4 Townsend, Sr., Seconded by Council 2 Stoll, to award contract; to authorize the City Manager to execute a Professional Services Contract with Public Management, Inc. for Grant Administration Services (RFP 2022-05) and a specific work authorization for grant administration services for

American Rescue Plan Act funds in the amount \$95,000.00; and to authorize the expenditure of funds from the American Rescue Plan Act funds.

Voting Yea: Council 1 Ford, Council 2 Stoll, Council 3 Dunagin, Council 4 Townsend, Sr., Council 5 Parr

Motion carried unanimously.

3. Motion made by Council 4 Townsend, Sr., Seconded by Council 5 Parr, to accept Petition and Approve Resolution No. 2022-25, a Resolution of the City Council of the City of Tomball, Texas, calling for a public hearing on August 15, 2022, for the creation of Tomball Public Improvement District No. 14 (Seven Oaks) and being located within the City of Tomball.

Voting Yea: Council 1 Ford, Council 4 Townsend, Sr., Council 5 Parr

Voting Nay: Council 2 Stoll, Council 3 Dunagin

Motion carried, 3 votes Aye, 2 votes Nay.

4. Consideration to approve Zoning Case P22-205: Request by Michael Seitz for a Conditional Use Permit to allow an accessory residence within General Retail (GR) zoning. The property is legally described as approximately 0.78 acres, being a portion of the Jesse Pruitt Survey, Abstract Number 629. The property is located at 817 E. Main Street, within the City of Tomball, Harris County, Texas.

- a. Mayor Klein Quinn opened the Public Hearing on Zoning Case P22-205 at 7:00 p.m.

Receiving no public comments, Mayor Klein Quinn closed the Public Hearing at 7:01 p.m.

- b. No action will be taken with regard to the consideration to Adopt, on First Reading, Ordinance No. 2022-16, due to the agenda item be captioned incorrectly. Consideration and action regarding Ordinance No. 2022-16 will be taken at the August 1, 2022 Council meeting.

No action taken.

5. Motion made by Council 2 Stoll, Seconded by Council 5 Parr, to approve Resolution No. 2022-26, a Resolution by the City Council of the City of Tomball, Texas, Authorizing Publication of Notice of Intention to Issue Certificates of Obligation; Approving the Preparation of a Preliminary Office Statement; and

Approving Other Matters Incidental Thereto [*Notice of Intent to Issue Certificates of Obligation, Series 2022*]

Voting Yea: Council 1 Ford, Council 2 Stoll, Council 3 Dunagin, Council 4 Townsend, Sr., Council 5 Parr

Motion carried unanimously.

- I. Motion made by Council 3 Dunagin, Seconded by Council 4 Townsend, Sr., to adjourn.

Voting Yea: Council 1 Ford, Council 2 Stoll, Council 3 Dunagin, Council 4 Townsend, Sr., Council 5 Parr

Motion carried unanimously.

Meeting adjourned at 7:07 p.m.

PASSED AND APPROVED this the 1st day of August 2022.

Doris Speer

Doris Speer
City Secretary, TRMC, MMC

Lori Klein Quinn

Lori Klein Quinn
Mayor