

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



**Monday, October 19, 2020
6:00 PM**

The City Council of the City of Tomball, Texas, conducted the meeting scheduled for October 19, 2020, 6:00 PM, at 401 Market Street, Tomball, Texas 77375, via video/telephone conference.

A. Call to Order 6:04 pm.

PRESENT

Mayor Gretchen Fagan
Council 1 John Ford
Council 2 Mark Stoll
Council 3 Chad Degges
Council 4 Derek Townsend – late arrival
Council 5 Lori Klein Quinn

OTHERS PRESENT

City Manager – Robert Hauck
Assistant City Manager – David Esquivel
City Secretary – Doris Speer
Assistant City Secretary – Tracylynn Garcia
City Attorney – Loren Smith
Police Chief – Jeff Bert
Fire Chief – Randy Parr
Assistant Fire Chief - Taner Drake
Fire Marshall – Joe Sykora
Marketing Director – Mike Baxter (via video)
Finance Director – Glenn Windsor
Director of Public Works – Beth Jones
Director of Community Development – Craig Meyers
Police Lieutenant - Brandon Pantin
Police Detective – Cleo Thomas
Administrative Assistant - Johnita Robinson
Administrative Assistant - Sasha Luna

B. Invocation - Led by Pastor Ed Matthews – Newness of Life Church

C. Pledges to U.S. and Texas Flags - Led by Scout Pack 469

D. The following public comments were received:

Pat Bailey (via email)	-	Requested that her email be read into the record. Expressed her appreciation for assistance after hours with a gas leak at her residence by Public Works and the Fire Department.
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E. Reports and Announcements

1. Announcements

- I. November 7, 2020 – **“Depot Day”** – 10:00 a.m.-5:00 p.m., a **National Model Railroad Month Celebration at the Depot – Tomball – a *Virtual Event***
- II. November 20, 2020 – **Christmas Tree Lighting at the Depot** – 7:00 p.m. – a ***Virtual Event***
- III. November 26-27, 2020 – **Thanksgiving Holiday** – City offices closed
- IV. December 24-25, 2020 – **Christmas Holidays** – City offices closed

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

- I. Rob Hauck presented a report to Council about Intern, Desiree Adair and the work she has been working with Tomball’s Police Department.

F. Approval of Minutes

Motion to approve made by Council 2 Stoll, Seconded by Council 5 Klein Quinn to approve the Minutes of the October 5, 2020 Regular Tomball City Council Meeting

Voting Yea: Council 1 Ford, Council 2 Stoll, Council 3 Degges, Council 5 Klein Quinn to Approve the Minutes of the October 5, 2020 Regular Tomball City Council Meeting
Absent: Council 4 Townsend

Motion carried unanimously.

G. Old Business

- 1. Adopt on Second Reading, Ordinance No. 2020-31, an Ordinance Amending the Code of Ordinances of the City of Tomball, Texas by Amending Section 34-1,

Definitions, and Section 34-7, Miscellaneous Sign Provisions, of Article I, In General, of Chapter 34, Signs, to Delete the Definition of Old Town Area and to Amend Regulations Regarding Sign Colors; 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

Motion made by Council 1 Ford, Seconded by Council 2 Stoll to adopt Ordinance No. 2020-31 on Second Reading.

Voting Yea: Council 1 Ford, Council 3 Degges, Council 5 Klein Quinn

Voting Nay: Council 2 Stoll.

Absent: Council 4 Townsend

Motion carried 3 votes aye, 1 vote nay.

H. New Business

1. Approve Resolution No. 2020-37, a Resolution of the City Council of the City of Tomball, Texas, for the Designation of Its Representative and Alternate for the Houston-Galveston Area Council 2021 General Assembly

Motion made by Council 5 Klein Quinn, Seconded by Council 1 Ford to approve Resolution No. 2020-37, designating Councilman Townsend as the City's representative and Councilman Stoll as the City's Alternate Representative to the H-GAC 2021 General Assembly.

Voting Yea: Council 1 Ford, Council 2 Stoll, Council 3 Degges, Council 5 Klein Quinn

Absent: Council 4 Townsend

Motion carried unanimously.

2. Consideration to approve **Zoning Case P20-238**: Request by Brian Stidham - HT Raburn Reserve Development LP, to amend Chapter 50 (Zoning) of the Tomball Code of Ordinances by rezoning approximately 5 acres of land legally described as Lot 347 Tomball Outlots, from the Agricultural District to the Planned Development (PD-12) District. The property is generally located on the east side of South Persimmon Street, between Hufsmith-Kohrville Road and South Persimmon Street and between Lizzie Lane and Agg Road, within the City of Tomball, Harris County, Texas.
Conduct Public Hearing on **Zoning Case P20-238**

Mayor Fagan opened the Public Hearing of the City Council of the City of Tomball regarding the **Zoning Case P20-238**: Request by Brian Stidham - HT Raburn Reserve Development LP, to amend Chapter 50 (Zoning) of the Tomball Code of Ordinances by rezoning approximately 5 acres of land legally described

as Lot 347 Tomball Outlots, from the Agricultural District to the Planned Development (PD-12) District. The property is generally located on the east side of South Persimmon Street, between Hufsmith-Kohrville Road and South Persimmon Street and between Lizzie Lane and Agg Road, within the City of Tomball, Harris County, Texas at 6:17 p.m.

Receiving no public comments, Mayor Fagan closed the Public Hearing at 6:17 pm.

Adopt, on First Reading, Ordinance No. 2020-29, 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 5 acres of land legally described as Lot 347 Tomball Outlots, within the City of Tomball, Harris County, Texas, from the Agricultural District to the Planned Development (PD-12) District; said property being generally located on the east side of South Persimmon Street, between Hufsmith-Kohrville Road and South Persimmon Street and between Lizzie Lane and Agg Road; providing for the amendment of the Official Zoning Map of the City; 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.

Motion made by Council 2 Stoll, Seconded by Council 1 Ford to read Ordinance No. 2020-29 by Caption only on First Reading.

Voting Yea: Council 1 Ford, Council 2 Stoll, Council 3 Degges, Council 5 Klein Quinn

Absent: Council 4 Townsend

Motion carried unanimously.

PRESENT

Mayor Gretchen Fagan

Council 1 John Ford

Council 2 Mark Stoll

Council 3 Chad Degges

Council 4 Derek Townsend, Sr

Council 5 Lori Klein Quinn

Motion to adopt Ordinance No. 2020-29 on First Reading made by Council 2 Stoll, Seconded by Council 1 Ford.

Voting Yea: Council 1 Ford, Council 2 Stoll, Council 3 Degges, Council 4 Townsend, Sr.

Voting Nay: Council 5 Klein Quinn

Motion carried 4 votes aye, 1 vote nay.

3. Approve Purchase of one (1) Chevrolet Colorado Crew (2x4), one (1) Chevrolet Silverado 2500 Crew, two (2) Chevrolet Malibu's, and three (3) Police Interceptors through the State Buyboard Cooperative Purchasing Contract, in the amount of \$308,450.00

Motion to approve purchase made by Council 2 Stoll, Seconded by Council 1 Ford.

Voting Yea: Council 1 Ford, Council 2 Stoll, Council 3 Degges, Council 4 Townsend, Sr, Council 5 Klein Quinn

Motion carried unanimously.

4. Approve the Engagement Letter with Weaver & Tidwell, L.L.P. for the Independent Audit of the City's Financial Statements and the Preparation of the CAFR As of September 30, 2020.

Motion to approve Engagement Letter made by Council 5 Klein Quinn, Seconded by Council 3 Degges.

Voting Yea: Council 1 Ford, Council 2 Stoll, Council 3 Degges, Council 4 Townsend, Sr, Council 5 Klein Quinn

Motion carried unanimously.

I. Adjournment

Motion to approve made by Council 2 Stoll, Seconded by Council 5 Klein Quinn.

Voting Yea: Council 1 Ford, Council 2 Stoll, Council 3 Degges, Council 4 Townsend, Sr, Council 5 Klein Quinn

Motion carried unanimously.

PASSED AND APPROVED this the 2nd day of November 2020.

Tracylynn Garcia

Tracylynn Garcia
Assistant City Secretary, TRMC, CMC,
CPM

Gretchen Fagan

Gretchen Fagan
Mayor