

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



**Monday, December 5, 2022
6:00 PM**

The City Council of the City of Tomball, Texas, conducted the meeting scheduled for December 5, 2022, 6:00 PM, at 401 Market Street, Tomball, Texas 77375, via physical attendance and video/telephone conference.

A. Mayor Klein Quinn called the meeting of the Tomball City Council to order at 6:01 p.m.

PRESENT

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

ABSENT

Council 3 Dane Dunagin - Excused

OTHERS PRESENT

City Manager – David Esquivel
Assistant City Manager – Jessica Rogers
City Secretary – Doris Speer
City Attorney – Loren B. Smith
Assistant City Secretary – Tracylynn Garcia
Director of Community Development – Nathan Dietrich
Director of Public Works – Drew Huffman
Finance Director – Katherine Tapscott
Police Chief – Jeff Bert
Fire Chief – Joe Sykora
Project Manager - Meagan Mageo
Marketing & Communications Specialist – Chrislord Templonuevo
Community Center Manager – Rosalie Dillon

B. Invocation - Led by Chaplain Kelly Hall – The Renewal Center Fellowship

C. Pledges to U.S. and Texas Flags – Led by Joe Sykora

D. No Public Comments were received.

E. Presentations

- * Bruce Hillegeist introduced the GTACC 2023 Miss Tomball, Annelise Garrison
- * Al Gerhardt, Tomball Lions Club presented a check for \$3,000.00 to the City, representing a \$1,500.00 donation each to Fire and Police Departments for annual Christmas Programs

F. Reports and Announcements

1. Announcements

- I. December 9 and 10, 2022 – Spring Creek County Historical Association’s *Annual Candlelight Tour* and *Holiday Open House* – 6:00 p.m.-9:00 p.m. at the Tomball Museum Center
- II. December 9-11, 2022 – **German Christmas Market** – Depot Plaza and Market Street
- III. December 23 and December 26, 2022 – **Christmas Holidays** – City offices closed
- IV. January 2, 2023 – **New Year’s Day Holiday** – 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. Chrislord Templonuevo – Report on the success of the “Deck the Depot” event
- II. Jeff Bert/Joe Sykora – Report on the success of the “Holiday Heroes” event
- III. Katherine Tapscott – Quarterly Financial Update for Fiscal Year 2021-2022 Preliminary Year-End Financials

G. Old Business

- 1. No consideration was given to the Second Reading of Ordinance No. 2022-38, 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 17.08 acres of land legally described as being all of lots 1, 2, 3, and 4 of Tomball Business and Technology Park from Single Family Residential-20 (SF-20) to Light Industrial (LI). The property is located within the 1900 block of S. Persimmon Street (east and west sides), 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. Consideration will be given at the December 19, 2022 Council meeting.

No Action.

2. Motion made by Council 4 Townsend, Sr., Seconded by Council 2 Stoll, to adopt, on Second Reading, Ordinance No. 2022-40, an ordinance of the City of Tomball, Texas, amending Section(s) 50-116(j) (*Site Development Standards - Mobile Food Courts*) Chapter 50 (Zoning) of the Tomball Code of Ordinances by revising the standards governing mobile food vendors located within mobile food courts, 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.

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

Motion carried unanimously.

H. New Business Consent Agenda: *[All matters listed under Consent Agenda are considered to be routine and will be enacted by one motion. There will be no separate discussion of these items. If discussion is desired, the item in question will be removed from the Consent Agenda and will be considered separately. Information concerning Consent Agenda items is available for public review.]*

1. Approve the Minutes of the November 21, 2022 Regular Tomball City Council Meeting
2. Approve Request from Tomball Little League Parade for City Support and In-Kind Services for the ***Little League's Annual Opening Day Parade*** in downtown Tomball, on Saturday, March 4, 2023
3. Approve a Memorandum of Understanding with iChoosr, LLC to participate in the Texas Power Switch Program, and authorize the City Manager to execute.
4. Approve a Memorandum of Understanding with iChoosr, LLC to participate in the Texas Solar Switch Program, and authorize the City Manager to execute.
5. Approve the rollover of outstanding Fiscal Year 2021-2022 purchase orders to Fiscal Year 2022-2023

Motion made by Council 5 Parr, Seconded by Council 2 Stoll, to approve Items 1-5, New Business Consent.

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

Motion carried unanimously.

I. New Business

1. Motion made by Council 2 Stoll, Seconded by Council 4 Townsend, Sr., to declare Two (2) Tracts of Land, located at the Intersection of Medical Complex and Hufsmith-Kohrville (FM 2978), Consisting of 0.5211 Acres and 0.7040 Acres of Land, as Surplus Lots and Authorize City Staff to Proceed with Bidding the Tracts of Land for Sale.

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

Motion carried unanimously.

2. Executive Session: The City Council recessed at 6:30 p.m. to meet in Executive Session as Authorized by Title 5, Chapter 551, Government Code, the Texas Open Meetings Act, for the Following Purpose(s):
 - Sec. 551.071 – Consultation with the City Attorney regarding a matter which the Attorney’s duty requires to be discussed in closed session
 - Sec. 551.076 – Deliberation regarding Security Devices

Upon reconvening at 7:30 p.m., no action was taken.

- J. Motion made by Council 4 Townsend, Sr., Seconded by Council 2 Stoll, to adjourn.

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

Motion carried unanimously.

Meeting adjourned.

PASSED AND APPROVED this the 19th day of December 2022.

Doris Speer

Doris Speer
City Secretary, TRMC, MMC

Lori Klein Quinn

Lori Klein Quinn
Mayor