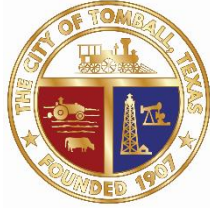


MINUTES OF REGULAR CITY COUNCIL MEETING CITY OF TOMBALL, TEXAS



**Monday, April 19, 2021
6:00 PM**

The City Council of the City of Tomball, Texas, conducted the meeting scheduled for April 19, 2021, 6:00 PM, at 401 Market Street, Tomball, Texas 77375, via video/telephone conference.

A. Mayor Fagan called the meeting to order.

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

OTHERS PRESENT:

Interim City Manager – David Esquivel
Interim Assistant City Manager/Police Chief – Jeff Bert
City Secretary – Doris Speer
City Attorney – Loren Smith
Finance Director – Glenn Windsor
Director of Public Works – Beth Jones
Fire Chief – Randy Parr
Assistant Fire Chief – Taner Drake
Marketing Director – Mike Baxter (virtual)
HR Director – Lisa Coe
Director of Community Development – Craig Myers
Director of TEDC – Kelly Violette
Assistant City Secretary – Tracy Garcia
Fire Marshal/Assistant Fire Chief – Joe Sykora
CSO Administrative Assistant – Sasha Luna
Community Center Manager – Rosalie Dillon
Police Sergeant – Chris Burns

- B. The invocation was led by Pastor Adam McIntosh – St. David’s Church.
- C. Pledges to U.S. and Texas Flags were led by Randy Parr.
- D. No public comments were received.
- E. Reports and Announcements
 - 1. Announcements
 - I. April 19-24, 2021 – **Tomball Annual Spring Clean-Up and Chipping Week**
 - II. April 24, 2021 – **Tomball Consolidated Recycling Day** – Lone Star College-Tomball Campus, 30555 Tomball Parkway, South Entrance – 10:00 a.m.-2:00 p.m.
 - III. April 24, 2021 – **Tomball Rotary “Drive thru Fish Fry”** at Juergens Park
 - IV. May 1, 2021 – ***Rails & Tails Mudbug Festival*** – 11:00 a.m.–8:00 p.m. at the Depot
 - V. May 6, 2021 – **Texas Deuce Days *Meet and Greet*** – 3:00 p.m.–8:00 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:
- F. Approval of Minutes
 - 1. Motion made by Council 4 Townsend, Sr., Seconded by Council 2 Stoll, to approve the Minutes of the April 5, 2021 Regular Tomball City Council Meeting.

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

Motion carried unanimously.
- G. Old 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, on Second Reading, Resolution No. 2021-13-TEDC, a Resolution of the City Council of the City of Tomball, Texas, authorizing and approving the Tomball Economic Development Corporation's Project to Expend Funds in accordance with an Economic Development Performance Agreement by and between the

Corporation and DunnCo Properties II, Ltd to make direct incentives to, or expenditures for, assistance with infrastructure costs required or suitable for the promotion of new or expanded business enterprise related to the construction of a 5,225 square foot commercial facility to be located at 14635 FM 2920 Rd., Tomball, Texas 77377. The estimated amount of expenditures for such Project is \$54,760.00.

2. Approve, on Second Reading, Resolution No. 2021-14-TEDC, a Resolution of the City Council of the City of Tomball, Texas, authorizing and approving the Tomball Economic Development Corporation's Project to Expend Funds in accordance with an Economic Development Performance Agreement by and between the Corporation and B. Smittys, LLC to make direct incentives to, or expenditures for, assistance with infrastructure costs required or suitable for the promotion of new or expanded business enterprise related to the construction of a 8,000 square foot commercial facility to be located at 22621 Hufsmith-Kohrville Rd., Tomball, Texas 77375. The estimated amount of expenditures for such Project is \$30,301.00.

Motion made by Council 4 Townsend, Sr., Seconded by Council 2 Stoll, to approve all items under Old Business Consent in a single action.

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

Motion carried unanimously.

H. New Business

1. Motion made by Council 2 Stoll, Seconded by Council 1 Ford, to approve the CenterPoint Energy 2021 Annual GRIP Adjustment for the Houston Division, for the Proposed Interim Rate Adjustment (IRA) for CenterPoint's Houston Division and Authorize the City Manager to Notify CenterPoint Energy of the Council's Action.

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

Motion carried, 3 votes Aye, 2 votes Nay.

2. Consideration to approve Zoning Case P21-121: Request by the City of Tomball to amend the Comprehensive Plan by revising the Future Land Use and Major Thoroughfare Plan Maps.

Mayor Fagan opened the Public Hearing on Zoning Case P21-121 at 6:47 p.m.

Receiving no public comment, Mayor Fagan closed the Public Hearing at 6:47 p.m.

No action necessary.

Motion made by Council 4 Townsend, Sr., Seconded by Council 2 Stoll, to read Ordinance No. 2021-14 by Caption only on first reading.

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

Motion carried unanimously.

Motion made by Council 4 Townsend, Sr., Seconded by Council 2 Stoll, to adopt, on First Reading, Ordinance No. 2021-14, an Ordinance of the city of Tomball, Texas, amending the Tomball Comprehensive Plan by changing the Future Land Use and Major Thoroughfare Plan Maps; 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 to AMEND made by Council 4 Townsend, Sr., Seconded by Council 2 Stoll, to adopt, on First Reading, Ordinance No. 2021-14, an Ordinance of the city of Tomball, Texas, amending the Tomball Comprehensive Plan by changing the Future Land Use and Major Thoroughfare Plan Maps; 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 and to remove the proposed amendment to Neighborhood Commercial at the intersection of Zion Road and Hufsmith Road from Ordinance No. 2021-14.

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

Motion as AMENDED carried unanimously.

3. Motion made by Council 4 Townsend, Sr., Seconded by Council 2 Stoll, to approve Resolution No. 2021-17, a Resolution of the City Council of the City of Tomball, Texas, Opposing SB 1661: Requiring City Elections to be Held in November of Even-Numbers Years and in Conjunction with County and/or State Elections, and Authorize the Mayor to Issue a Letter to the 2021 Texas State Legislature.

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

Motion carried unanimously.

4. Motion made by Council 4 Townsend, Sr., Seconded by Council 2 Stoll, to approve the Proposed Revisions to the City of Tomball Boards, Commissions, and Committees Handbook.

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

Motion carried unanimously.

5. Motion made by Council 4 Townsend, Sr., Seconded by Council 2 Stoll, to approve the purchase for generator replacement at Fire Station 1 from Evolve Power Generator through the State of Texas DIR Contract, contract number DIR-TSO-4072, totaling \$59,772.86.

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

Motion carried unanimously.

6. Executive Session: The City Council recessed at 7:13 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. 074 – Personnel Matters: Deliberation of the Appointment, Employment, and Duties of a Public Officer or Employee – Interim Fire Chief

Upon reconvening into session at 7:45 p.m., the following action was taken:

7. Motion made by Council 4 Townsend, Sr., Seconded by Council 2 Stoll, to confirm Taner Drake as Interim Fire Chief.

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

Motion carried unanimously.

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

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

Motion carried unanimously.

Meeting adjourned.

PASSED AND APPROVED this the 3rd day of May 2021.

Doris Speer

Doris Speer
City Secretary, TRMC, MMC

Gretchen Fagan

Gretchen Fagan
Mayor