

MINUTES OF REGULAR COUNCIL MEETING CITY OF TOMBALL, TEXAS



**Monday, March 7, 2022
6:00 PM**

The City Council of the City of Tomball, Texas, conducted the meeting scheduled for March 7, 2022, 6:00 PM, at 401 Market Street, Tomball, Texas 77375, via video/telephone conference.

A. Mayor Fagan called the meeting of the Tomball City Council to order at 6:00 p.m.

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:

City Manager – David Esquivel
Assistant City Manager – Jessica Rogers
City Attorney – Loren B. Smith
City Secretary – Doris Speer
Director of Community Development – Nathan Dietrich
Finance Director – Katherine Dubose
Police Chief – Jeff Bert
Fire Chief – Joe Sykora
HR Director – Lisa Coe
Marketing & Communications Specialist – Gargi Bhowal
CSO Administrative Assistant – Sasha Luna
Police Captain-Investigations – Ricky Doerre
Police Captain-Patrol – Brandon Patin
Logistical Specialist-Fire – Jeff Cook
Community Center Manager – Rosalie Dillon
Executive Director-TEDC – Kelly Violette
Administrative Assistant-TEDC – Tori Gleason

B. Invocation - Led by Pastor Adam McIntosh – St. David's Church

C. Pledges to U.S. and Texas Flags – Led by Brandon Patin

D. No Public Comments were received.

E. Reports and Announcements

1. Announcements

- I. March 19, 2022 – ***Tomball Honky Tonk Chili Challenge Festival*** at the Depot – 11:00 a.m.-6:00 p.m.
- II. April 18-22, 2022 – **Tomball Annual Spring Clean-Up and Chipping Week**
- III. April 23, 2022 – **Tomball Consolidated Recycling Day** – Lone Star College-Tomball Campus, 30555 Tomball Parkway, South Entrance – 10:00 a.m.-2:00 p.m.
- IV. April 25 through May 3, 2022 – **Early Voting** for the May 7, 2022 General and Special Elections, City Hall, 401 Market Street

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

Janna Hoglund, Director, LSC-Tomball Community Library, Kyla Bayang, Library Services Specialist, LSC-Tomball Community Library, and Bruce Hillegeist, President, GTACC, presented information regarding a new pictorial history of Tomball, in partnership with Arcadia Publishing.

F. Approval of Minutes

1. Motion made by Council 4 Townsend, Sr., Seconded by Council 2 Stoll, to approve the Minutes of the February 21, 2022 Special and Regular Tomball City Council Meetings.

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

Motion carried unanimously.

G. New Business

1. Mayor Fagan opened the Public Hearing and Review of the City of Tomball's Juvenile Curfew Ordinance to Determine the Need to Readopt, Abolish, Continue or Modify the Ordinance at 6:12 p.m.

Receiving no comments, Mayor Fagan closed the Public Hearing and Review at 6:13 p.m.

No action necessary.

2. Motion made by Council 4 Townsend, Sr., Seconded by Council 1 Ford, to re-appoint current members to Position 2, 4, and Alternate 1 of the Board of Adjustments, for terms expiring March 2, 2022.

Motion made by Council 4 Townsend, Sr., Seconded by Council 2 Stoll, to table appointments/reappointments until the March 21, 2022 Council meeting, pending additional information and BOA members' voting record.

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

Motion to TABLE carried unanimously.

3. Motion made by Council 4 Townsend, Sr., Seconded by Council 2 Stoll, to approve request from Texas Deuce Days 2022 for City Support and In-Kind Services for a Three Day Car Event (May 12-14), including Day 1: Street Meet & Registration, Day 2: Staging and Rally, and Day 3: Car Show at the Depot.

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

Motion carried unanimously.

4. Mayor Fagan opened the Public Hearing of the City Council of the City of Tomball to consider Proposed Assessments against Section One properties in Wood Leaf Reserve in the City of Tomball, Public Improvement District Number Eleven, established by City Council Resolution No. 2020-04 at 6:48 p.m.

Receiving no comments, Mayor Fagan closed the Public Hearing at 6:49 p.m.

No action necessary.

5. Motion made by Council 4 Townsend, Sr., Seconded by Council 3 Degges, to read Ordinance No. 2022-05 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 3 Degges, to adopt, on First Reading, Ordinance No. 2022-05, an Ordinance of the City Council of Tomball, Texas, Approving a Service and Assessment Plan and Assessment Roll for Authorized Improvements for the Wood Leaf Reserve Public Improvement District (the "District"); Making a Finding of Special Benefit to Certain Property in the District; Levying Assessments against Certain Property within the District and Establishing a Lien on Such Property; Providing for Payment of the Assessment in Accordance with Chapter 372, Texas Local Government Code, as Amended; Providing for the Method of Assessment and the Payment of the Assessments; Providing for Penalties and Interest on Delinquent Assessments; Providing for Severability and Providing an Effective Date.

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

Motion carried unanimously.

6. Motion made by Council 4 Townsend, Sr., Seconded by Council 2 Stoll, to adopt Resolution No. 2022-11, an Resolution Approving the Distribution of a Preliminary Limited Offering Memorandum for its Special Assessment Revenue Bonds, Series 2022 (Wood Leaf Reserve Public Improvement District Number 11, Improvement Area #1).

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

Motion carried unanimously.

7. Motion made by Council 4 Townsend, Sr., Seconded by Council 3 Degges, for discussion regarding the Base Advanced Funding Agreement with TxDOT for the Reconstruction of FM 2920 from State Highway 249 to Willow Street

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

Motion carried unanimously.

The following public comments were received:

Bruce Hillegeist - Spoke in favor of approval.
15300 Cutten Rd #2129, 77070

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| Colleen Pye
207 Florence, 77375 | - | Spoke in favor of approval, but asked for more information regarding bleachers during parades. |
| Samuel Shannon
823 Lizzie Lane, 77375 | - | Spoke against approval, if medians are installed. |

Discussion was held by City Council.

Motion made by Council 4 Townsend, Sr., Seconded by Council 3 Degges, to take action to approve the Base Advanced Funding Agreement with TxDOT for the Reconstruction of FM 2920 from State Highway 249 to Willow Street and authorize the City Manager to negotiate the first Advanced Funding Agreement.

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.

An open-house meeting will be held on Thursday, March 31, 2022, at 6:00 PM, at the Public Works/Administrative Services Building, 501 James Street, Tomball, Texas 77375, for members of the public to express their opinions and concerns regarding the reconstruction of FM 2920 from SH 249 to Willow Street.

Councilmember Townsend requested an update on the next agenda regarding the drainage project at Persimmon Street, from Ag Road northbound past Lizzie Lane and Timkin Road.

8. Executive Session: The City Council recessed at 7:39 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 – Police Department Personnel

Upon reconvening at 8: 47 p.m., no action was taken.

H. Motion made by Council 4 Townsend, Sr., Seconded by Council 1 Ford, to adjourn.

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 21st day of March 2022.

Doris Speer
City Secretary, TRMC, MMC

Gretchen Fagan
Mayor