

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



**Monday, July 17, 2023  
6:00 PM**

The City Council of the City of Tomball, Texas, conducted the meeting scheduled for July 17, 2023, 6:00 PM, at 401 Market Street, Tomball, Texas 77375, via physical attendance and video/telephone conference.

A. Mayor L. Klein-Quinn called the meeting of the City of Tomball Council to Order at 6:00 p.m.

**PRESENT**

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

**STAFF RESENT**

City Manager-David Esquivel  
Asst City Manager- Jessica Rogers  
City Secretary- Tracy Garcia  
Finance Director- Katherine Tapscott  
HR Director- Kristie Lewis  
Fire Chief- Joe Sykora  
Chief of Police- Jeff Bert  
Marketing Director- Chrislord Templonuevo  
Sr. IT Specialist- Ben Lato  
Project Manager- Megan Mageo  
Records Specialist- Johnita Robinson  
Records Specialist- Fae Morris  
City Hall Intern- Ki Provencher  
Public Works Intern- Caroline Klein  
Community Center Manager- Rosalie Dillon

B. Invocation - Led by Pastor James Clark - First Baptist Church

C. Pledges to U.S. and Texas Flags by Chief J. Bert

- D. Public Comments and Receipt of Petitions; *[At this time, anyone will be allowed to speak on any matter other than personnel matters or matters under litigation, for length of time not to exceed three minutes. No Council/Board discussion or action may take place on a matter until such matter has been placed on an agenda and posted in accordance with law - GC, 551.042.]*

No public comments were received.

- E. Reports and Announcements

1. Announcements

- **Budget Workshops:**

- July 17<sup>th</sup>
- August 7<sup>th</sup>
- August 21<sup>st</sup>

- **Kids Club Dates:**

- August 11: Learn about emergency vehicles and Splash Day at Tomball Depot Plaza (201 S. Elm St). from 10 a.m. to 12 p.m.

- **2023 Swim Season (Jerry Matheson Park Pool):**

(See website [tomballtx.gov](http://tomballtx.gov) for specific dates and times open)

The Pool will be open to the public on weekends until Labor Day

- F. Old Business

1. Adopt, on Second Reading, Ordinance Number 2023-20, an Ordinance of the City Council of Tomball, Texas, Approving a Service and Assessment Plan and Assessment Roll for Authorized Improvements for the Winfrey Estates 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. The proposed Service and Assessment Plan complies with the requirements of the approved Development Agreement as approved by City Council on April 18, 2022.

Motion made by Council 4 Townsend, Sr., Seconded by Council 5 Parr.

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

Motion carried unanimously.

G. 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 July 3, 2023, Regular Tomball City Council Meeting.
2. Approve the sale of one tract of land located at the intersection of Medical Complex and Hufsmith-Kohrville (tract one), consisting of 0.5211 acres of land (RFP 2023-14) for a total amount of \$18,000, and authorize the City Manager to execute any and all documents related to the sale.
3. Approve Resolution Number 2023-34, a Resolution of the City Council of the City of Tomball, Texas approving an amended and restated Reimbursement Agreement relating to the Winfrey Estates Public Improvement District.
4. Approve Resolution 2023-35, a Resolution of the City Council of the City of Tomball, Texas, Setting a Date for a Public Hearing for proposed updates to the Land Use Assumptions, Capital Improvement Plan, and Impact Fees for water and wastewater facilities; Authorizing the Publication and Mailing of Notice; Directing the Capital Improvement Advisory Committee make a recommendation on the Capital Recovery Fee Report; and Enacting Other Provisions Relating thereto.
5. Approve an agreement with Weaver & Tidwell, LLP for payroll reconciliation services, for an amount not to exceed \$50,000, authorize the expenditure of funds therefor, and authorize the City Manager to execute any and all documents related to the expenditure. This amount is included in the FY 2022-2023 budget.

Motion made by Council 4 Townsend, Sr., Seconded by Council 2 Stoll to  
approve consent agenda.

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

Motion carried unanimously.

H. New Business

1. Adopt, on First Reading, Ordinance No. 2023-21, an Ordinance of the City of Tomball, Texas Authorizing and Approving the Calendar Year 2023 Annual Service and Assessment Plan (SAP) Update for the Raburn Reserve Public Improvement District Number 10 (PID 10).

Motion made by Council 4 Townsend, Sr., Seconded by Council 5 Parr.

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

Motion carried unanimously.

2. Executive Session: The City Council will 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 closes session.

Sec. 551.074 – Personnel Matters; Deliberation of the Appointment, Employment, and Duties of a Public Officer or Employee-Community Development Director

Executive Session Started: 6:10 PM

Executive Session Ended: 6:38 PM

I. Adjournment

Motion made by Council 4 Towsend, Sr., Seconded by Council 2 Stoll.

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

PASSED AND APPROVED this 7<sup>th</sup> day of August 2023.

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Tracylynn Garcia  
City Secretary, TRMC, MMC, CPM

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Lori Klein Quinn  
Mayor