

MINUTES OF REGULAR COUNCIL MEETING CITY OF TOMBALL, TEXAS



**Monday, March 21, 2022
6:00 PM**

The City Council of the City of Tomball, Texas, conducted the meeting scheduled for March 21, 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 6:15 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 Secretary – Doris Speer
City Attorney, Loren B. Smith
Director of Community Development – Nathan Dietrich
Finance Director – Katherine Dubose
Police Chief – Jeff Bert
Fire Chief – Joe Sykora
Assistant City Secretary – Tracylynn Garcia
Sr. Administrative Assistant-CSO – Sasha Luna
Community Center Manager – Rosalie Dillon

B. Invocation - Led by Bruce Hillegeist, President, Greater Tomball Area Chamber of Commerce

C. Pledges to U.S. and Texas Flags – Led by Nathan Dietrich

D. The follow Public Comments were received:

Dan Nicholson 8319 Thora #B-5, Spring 77379	-	Expressed his concerns regarding the City's flood control program and possible creation of a City-owned small airport.
--	---	--

Jorge Campos - Expressed his appreciation of Council and
9303 Stratford Place, 77375 City staff; advised that he is currently
seeking solutions for Element Sportsplex' parking situation.

E. Reports and Announcements

1. Announcements

- I. Thursday, March 31, 2022 – 6 p.m., at the Public Works/Administrative Services Building, 501 James Street, Tomball, Texas 77375 – Members of the public are invited to attend this open meeting to express their opinions and concerns regarding the reconstruction of FM 2920 from SH 249 to Willow Street
- 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:

Councilman Townsend stated that he will not be endorsing candidates for the City Election.

F. Approval of Minutes

1. Motion made by Council 4 Townsend, Sr., Seconded by Council 2 Stoll, to approve the minutes of the March 7, 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. Old Business

1. Consideration to adopt, on Second 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 was withdrawn at the request of City staff.

No action taken.

H. 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 6:36 p.m.

Receiving no comments, Mayor Fagan closed the Public Hearing at 6:36 p.m.

2. Motion by Council 2 Stoll, Seconded by Council 4 Townsend, Sr., to read Ordinance No. 2022-02 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. 2022-02, an Ordinance of the City of Tomball, Texas, Continuing the City's Juvenile Curfew Ordinance; and Making Other Findings and Provisions Related Thereto.

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

Motion carried unanimously.

3. Motion made by Council 4 Townsend, Sr., Seconded by Council 3 Degges, to remove Item 3 from the Table for consideration and possible action to appoint/reappoint members to Positions 2, 4, and Alternate 1 of the Board of Adjustments, for Terms Expired March 2, 2022.

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

Motion to Remove from the Table carried unanimously.

Motion made by Council 5 Klein Quinn, Seconded by Council 2 Stoll, to reappoint the current members to their respective positions.

Voting Yea: Council 1 Ford, Council 2 Stoll, Council 3 Degges

Voting Nay: Council 4 Townsend, Sr.

Motion carried, 4 votes Aye, 1 vote Nay.

Christina Roquemore is reappointed to Position 2, April Gray is reappointed to Position 4, and Cindy Phillips is reappointed to Alternate 1 of the Board of Adjustments.

4. Motion made by Council 4 Townsend, Sr., Seconded by Council 1 Ford, to award the contract for E&P Project 2018-10034 to B&C Constructors, LP, in the amount of \$67,707.17, for the Renovation of the Restroom at Theis Attaway Nature Center through a 1GPA contract, to Approve the Expenditure of Funds, and to Authorize the City Manager to Execute the Contract.

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 repeal Administrative Policy No. 18, entitled "*Development Policy for Special Financing District*" in Its Entirety and to Approve New Administrative Policy No. 18, entitled "*Development Policy for Special Financing Districts*".

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 approve Resolution No. 2022-11, a Resolution of the City of Tomball, Texas, amending Building Permit Fees, Community Development Fees, and Utility Fees in the Master Fee Schedule for Fiscal Year 2021-2022.

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

Motion carried unanimously.

7. Presentation of an Update regarding the Drainage Improvements on South Persimmon Street and Lizzie Lane was given by David Esquivel.

- I. Motion made by Council 4 Townsend, Sr., Seconded by Council 5 Klein Quinn, 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 4th day of April 2022

Doris Speer
City Secretary, TRMC, MMC

Gretchen Fagan
Mayor