

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



MONDAY, MARCH 2, 2015

6:00 P.M.

Notice is hereby given of a Regular meeting of the Tomball City Council, to be held on Monday, March 2, 2015 at 6:00 p.m., City Hall, 401 Market Street, Tomball, Texas 77375, for the purpose of considering the following agenda items. All agenda items are subject to action. The Tomball City Council reserves the right to meet in a closed session for consultation with attorney on any agenda item should the need arise and if applicable pursuant to authorization by Title 5, Chapter 551, of the Texas Government Code.

- 1.0 Call to Order
- 2.0 Invocation
 - Led by Pastor Kevin Pieper, Salem Lutheran Church
- 3.0 Pledges to U. S. and Texas Flags
 - Led by Members of the Tomball High School Student Council
- 4.0 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.]*
- 5.0 Presentations:
 - Administer Oath of Office for Lance Wilson, new Assistant Fire Marshall
- 6.0 Reports and Announcements:
 - March 14, 2015 – **2nd Saturday at the Depot**
 - March 21, 2015 – ***Tomball Honky Tonk Music Festival*** and **"Texas Two-Step" Washers Tournament**
 - March 27-29, 2015 – **German Heritage Festival at Depot Plaza**
 - April 7 and 8, 2015 – **Shattered Lives Event** – Concordia Lutheran High School
 - April 11, 2015 – ***6th Annual 5K Bunny Run and 1 Mile Kids Walk***
 - April 11, 2015 – **2nd Saturday at the Depot**

- April 12, 2015 – ***“Stroll the Toll”*** – 2:00 p.m. to 4:00 p.m.
- April 19, 2015 – ***“2015 Ride 2 Recovery Texas Challenge” Welcome and Reception*** – 9:30 a.m.-11:00 a.m.
- April 20-24, 2015 – Annual **Spring Clean-Up and Chipping Week**
- April 25, 2015 – **Tomball Consolidated Recycling Day** – Lone Star College-Tomball Campus, 30555 Tomball Parkway, South Entrance – 10:00 a.m.-2:00 p.m.
- April 25, 2015 – **Tomball Rotary Annual Fish Fry** at the Depot
- April 27-May 1 and May 4-5, 2015 – Early Voting for May 9, 2015 General City Election
- May 2 and 3, 2015 – ***Rails and Tails Mudbug Festival***, with ***“Roux Run”*** at **Depot Downs** on Sunday, May 3
- May 9, 2015 – General City Election, City Hall – 7:00 a.m.-7:00 p.m.
- May 9, 2015 – **2nd Saturday at the Depot**
- May 17, 2015 – **Lions Club Car Show** at the Depot
- May 23, 2015 – **3rd Annual Memorial Day Weekend Chili Challenge**
- **Walk Tomball!** – Every Saturday at **9:00 a.m.** at the Depot
- Reports by City staff and members of council about items of community interest on which no action will be taken

7.0 Approve the Minutes of the February 16, 2015 Regular City Council Meeting

8.0 Old Business:

- 8.1 Adopt, on Second Reading, Ordinance No. 2015-03, 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 4.02 acres of land, legally described as Lot 1, Block 1, Vasquez-Phoenix, within the City of Tomball, Harris County, Texas, from the Single-Family Residential-6 District to the Commercial District; Said property being generally located at the southwest corner of Lizzie Lane and South Persimmon Street; Providing for the amendment of the Official Zoning Map of the City; 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
- 8.2 Adopt, on Second Reading, Ordinance 2015-04, an Ordinance of the City of Tomball, Texas Waiving the Assessment and Collection of Impact Fees for Water and Wastewater Utilities for the Development of Commercial Properties within the Old Town Area as defined in the Tomball Comprehensive Plan and including the Properties located West of the BNSF Railroad, South of Fannin Street, East of South Elm Street, and North of Florence Street, Starting at the DSP Boundary in the Southeast corner at the BNSF Railroad and Florence Street Westerly along Florence Street to South Pine Street, Northerly along South Pine Street to Percival Street, Westerly along Percival Street to School Street, Northerly along School Street to Main Street, Westerly along Main Street to Baker Street, Northerly along Baker Street to Hicks Street, Easterly along Hicks Street to North Magnolia Street, Northerly along North Magnolia Street to Unimproved Right-

of-Way North of Hicks and Epps Streets, Easterly along Unimproved Right-of-Way North of Hicks and Epps Streets to North Cherry Street, Southerly along North Cherry Street to Epps Street, Easterly along Epps Street to North Elm Street, Southerly along North Elm Street to Main Street, Main Street Southerly along South Elm Street to Unimproved Fannin Street, Easterly along Unimproved Fannin Street to Right-of-Way Adjacent to BNSF Railroad, Southerly along Right-of-Way adjacent to BNSF Railroad to Florence Street until March 2, 2017; and Providing for Severability

9.0 New Business:

- 9.1 Approve Request by Tomball United Methodist Church for City Co-sponsorship and In-Kind Support for a Free Community Easter Egg Hunt at the Tomball Depot on Saturday, April 4, 2015
- 9.2 Conduct Public Hearing to Approve the Proposed Public Improvement District (PID) Number Five, Yaupon Trails
- 9.3 Appoint/Reappoint City of Tomball Representative to the 249 Partnership Board of Directors
- 9.4 Consideration and possible action to approve all of the following documents related to the Tomball Business and Technology Park, a Project of the Tomball Economic Development Corporation, and all actions necessary to give them effect, including filing Certificate of Formation with the Texas Secretary of State and filing Declaration of Covenants in the real property records:
 - Certificate of Formation of Tomball B&TP Property Owners Association, Inc.
 - Bylaws of the Tomball B&TP Property Owners Association, Inc.
 - Declaration of Covenants, Restrictions, and Conditions for the Tomball Business and Technology Park
- 9.5 Consideration and Possible Action to Approve, as a Project of the Corporation, an Agreement with Dynamed Clinical Research to make Direct Incentives To, or Expenditures For, the Creation or Retention of Primary Jobs associated with the Relocation and Development of Its Corporate Headquarters to be Located at 13406 Medical Complex Drive, Tomball, TX. The Estimated Amount of Expenditures for such Project is \$15,852
- 9.6 Approve Request from St. Anne Catholic Community to Install a Changeable Electronic Variable Message Sign (CEVMS) Within the Footprint of Their Existing Sign at 1111 South Cherry Street
- 9.7 Approve **LARUE's PLACE**: Being a subdivision of 0.16 acre of land situated in the W. Hurd Survey, Abstract Number 371, Harris County, Texas and a replat of Lots 43 and 44, in Block 69, of the City of Tomball, a subdivision in Harris County, Texas, according to

the map or plat thereof recorded in Volume 4, Page 25 of the Map Records of Harris County.

- 9.8 Approve Fire Department Request to Apply for a new FEMA SAFER Grant and Authorize the Mayor to Execute the Required Support Letter to be Included in the Application Package
- 9.9 Digital Billboard Presentation by Clear Channel Outdoor, with Council Discussion and Possible Action regarding Changeable Electronic Variable Message Signs (CEVMS) and Proposed Amendments to the Code of Ordinances
- 9.10 Discussion regarding Licensing Requirements for Mobile Vendors
- 9.11 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 – Private Consultation with Attorney in Closed Meeting regarding a Matter that the Duty of the Attorney Requires be Held in Closed Session

10.0 Adjournment

C E R T I F I C A T I O N

I hereby certify that the above notice of meeting was posted on the bulletin board of City Hall, City of Tomball, Texas, a place readily accessible to the general public at all times, on the 26th day of February 2015 by 5:00 p.m., and remained posted for at least 72 continuous hours preceding the scheduled time of said meeting.

Doris Speer
Doris Speer
City Secretary, TRMC, CMC

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary's office at (281) 290-1002 or FAX (281) 351-6256 for further information. AGENDAS MAY BE VIEWED ONLINE AT www.ci.tomball.tx.us.