

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



MONDAY, NOVEMBER 17, 2014

6:00 P.M.

Notice is hereby given of a Regular meeting of the Tomball City Council, to be held on Monday, November 17, 2014 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 Commander Larry Fielder, American Legion
- 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 Reports and Announcements:
 - November 22, 2014 – **49th Annual Tomball Holiday Parade** –10:00 a.m.
 - November 27-28, 2014 – Thanksgiving Holiday – City Offices Closed
 - December 12-14, 2014 – **2014 Tomball German Christmas Market** – 10:00 a.m.-8:00 p.m.
 - December 13, 2014 – “**Christmas on Commerce**” from 10:00 a.m.-5:00 p.m., and **2nd Saturday at the Depot** – 5:00 p.m.
 - December 24-25, 2014 – Christmas Holiday – City Offices Closed; open Friday, December 26, 2014
 - January 1, 2015 – New Year’s Day Holiday – City Offices Closed; open Friday, January 2, 2015

- **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:
 - Glenn Windsor - Quarterly Investment Report for the Quarter ending September 30, 2014. The Public Funds Investment Act requires that a report of the City's investments be presented to Council on a quarterly basis. The investment report includes a listing of all investments together with information relating to diversification, cost vs. market values, yield information, and weighted average maturities. On September 30, 2014, the City had total cash equivalents and investments totaling \$54,836,138. A copy of the report is attached for review.

6.0 Approve the Minutes of the November 3, 2014 Regular City Council Meeting and the November 10, 2014 Special City Council Meeting

7.0 New Business:

- 7.1 Appoint Grant Stevens as Chief Prosecutor for the Tomball Municipal Court, with Term Beginning November 18, 2014 and Expiring December 31, 2016
- 7.2 Re-appoint Matthew Goehring as Associate Municipal Court Prosecutor for the Tomball Municipal Court, with Term Beginning November 18, 2014 and Expiring December 31, 2016
- 7.3 Consideration to approve **ZONING CASE P14-187**: Request by Mark Kirkland, on behalf of Maple Group, Ltd. and Kenneth Lee, to amend the City's Zoning Ordinance by rezoning approximately 27.16 acres of land, legally described as Tracts 2M & 4N, Abstract 632, C.V. Pillot and Reserve A, Block 1, Kenneth Lee; within the City of Tomball, Harris County, Texas; generally located north of Holderrieth Road, east of State Highway 249 Business; from the Commercial District to the Planned Development - 8 District to facilitate the construction of a multi-family and non-residential development.
 - Conduct a Public Hearing on **ZONING CASE P14-187**
 - Adopt, on First Reading, Ordinance No. 2014-39, an Ordinance of The City of Tomball, Texas, Amending Its Zoning Ordinance, by Approving a Planned Development District of Approximately 27.16 Acres of Land, Legally Described as Tracts 2m & 4n, Abstract 632, C.V. Pillot and Reserve A, Block 1, Kenneth Lee; Within the City of Tomball, Harris County, Texas; Amending the Official Zoning Map of The City to Reflect The Planned Development District to be Known as Planned Development – 8 (Pd-8) District; Adopting a Concept Plan and Regulations Applicable to Pd-8 District; 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.

- 7.4 Consideration to approve **ZONING CASE P14-217**: Request by Russell Brown, on behalf of Joseph Family Limited Partnership, LTD, to amend the City's Zoning Ordinance by rezoning approximately 2 acres of land, legally described as Reserve A, Block 1, Pine Country of Tomball Section 2 Replat, within the City of Tomball, Harris County, Texas, generally located north of F.M. 2920, west of Tomball Cemetery Road, from the Agricultural District to the Single-Family Residential-9 District.
- Conduct a Public Hearing on **ZONING CASE P14-217**
 - Adopt, on First Reading, Ordinance No. 2014-40, an Ordinance of The City of Tomball, Texas, Amending Its Zoning Ordinance by Changing the Zoning District Classification of Approximately 2 Acres of Land, Legally Described as Reserve A, Block 1, Pine Country of Tomball Section 2 Replat, Within the City Of Tomball, Harris County, Texas, From the Agricultural District to the Single-Family Residential-9 District; Said Property Being Generally Located North of F.M. 2920, West of Tomball Cemetery Road; 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.
- 7.5 Consideration to approve **ZONING CASE P14-218**: Request by the City of Tomball to amend the City's Zoning Ordinance by rezoning approximately 1.04 acres of land, legally described as Lot 9, Block 1, Liberty Springs, within the City of Tomball, Harris County, Texas, generally located south of Brown-Hufsmith Road, east of Liberty Lane, from the Planned Development-1 District to the Single-Family Estate Residential-20 District.
- Conduct a Public Hearing on **ZONING CASE P14-218**
 - Adopt, on First Reading, Ordinance No. 2014-41, an Ordinance of The City of Tomball, Texas, Amending Its Zoning Ordinance By Changing the Zoning District Classification of Approximately 1.04 Acres of Land, Legally Described as Lot 9, Block 1, Liberty Springs, Within the City of Tomball, Harris County, Texas, from the Planned Development-1 District to the Single-Family Estate Residential-20 District; Said Property Being Generally Located South of Brown-Hufsmith Road, East of Liberty Lane; 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.
- 7.6 Approve and Authorize City Manager to Execute Pipeline Relocation/Reimbursement Agreement with Tortuga Operating Company ("Tortuga"), in the Amount of \$85,199.00

- 7.7 Consideration to Approve **HAUSMAN REPLAT**; A Subdivision of a 16.1043 Acre Tract, being a Replat of Lots 182, 186, 190 and 194 of Tomball Outlots Vol. 2, PG. 65 H.C.M.R.
- 7.8 Executive Session as Authorized by Title 5, Chapter 551, Government Code, the Texas Open Meetings Act, for the Following Purpose(s):
- Sec. 551.072 - Deliberations Regarding Real Property

8.0 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 13th day of November 2014 by 6:00 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.