

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



MONDAY, JANUARY 21, 2013

6:00 P.M.

Notice is hereby given of a meeting of the Tomball City Council, to be held on Monday, January 21, 2013 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 Teichmiller, Zion 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 Reports and Announcements

- January 30 through March 1, 2013 – Dates to File Application for Place on May 11, 2013 Ballot
- **Farmers Market** – Reopened January 5, 2013
- February 6, 2013 – *Mayor's Coffee – Sol de Luna*, 207 Commerce
- February 9, 2013 – **2nd Saturday at the Depot, “A Real Pig Tale in Tomball”**, showing *Charlotte's Web* (2006), starring Dakota Fanning – 5:00 p.m.
- February 18, 2013 - Appointment of members to BOA (regular and alternate members for terms expiring March 2, 2013)
- February 19, 2013 – **Trail Rider Reception** at the Depot – 12:00 p.m.
- April 21-27, 2013 – **Annual Tomball Clean-up Week** – 8:00 a.m.-4:30 p.m. daily
- April 27, 2013 – **Annual Tomball Recycle and E-Waste Event**
- March 1, 2013 – Last Day to File Application for Place on May 11, 2013 Ballot – 5:00 p.m.
- March 4, 2013 and March 18, 2013 – **Public Hearings** regarding Tomball's Juvenile Curfew Ordinance
- March 9, 2013 – **2nd Saturday at the Depot** – 5:00 p.m.
- March 16, 2013 – **Tomball HonkyTonk Music Festival** – 11:00 a.m.-7:00 p.m.
- March 18, 2013 – Candidate Orientation (tentative date)
- **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
 - David Kauffman - Update regarding Depot Restroom Facilities

6.0 Approve the Minutes of the January 7, 2013 Regular City Council Meeting

7.0 Old Business:

7.1 Discussion of Old Town Tomball Area Impact Fee Suspension

7.2 Adopt, on Second Reading, Ordinance No. 2012-51, an Ordinance of The City of Tomball, Texas, Amending Its Comprehensive Zoning Ordinance by Amending Section 42.4 (“Fences In Residential Areas”); 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

8.0 New Business:

8.1 Consideration and Possible Action regarding an amendment to the Development Agreement between the City of Tomball and LS Development as follows:

Resolution No. 2013-09 - A Resolution Amending the Terms of the Development Agreement Establishing Public Improvement District (PID) No. 2 in the City of Tomball, Texas.

8.2 Approve the Training Well Drilling Activities Permit Application from

Baker Hughes Oilfield Operations, Inc. for the Drilling of Nine Training Wells at 1121 West FM 2920, Tomball, Texas

- 8.3 Discussion of Donation Boxes and Regulations
- 8.4 Presentation of Annual Financial Report for Fiscal Year Ending September 30, 2012 as presented by Weaver, LLP
- 8.5 Consideration and possible action to approve the Tomball Economic Development Corporation's expenditure of funds in an amount not to exceed \$1,756,452.20 in accordance with a Professional Services Agreement with CLR Inc. for the Preparation of the Final Design of the Tomball Business and Technology Park
- 8.6 Approve Request by Oilfield Helping Hands for City Support and Co-Sponsorship for the 5th Annual Oilfield Helping Hands Auto Show and Motorcycle Rally at the Tomball Depot Plaza, to be held on Saturday, March 9, 2013 and to Approve Requested Street Closures and In-Kind Services from Public Works in the amount of \$500 and the Police Department in the amount of \$2000.
- 8.7 Approve Resolution No. 2013-05, Supporting Local Control over Appointees to the Port of Houston Authority, as requested by the Harris County Mayors' and Councils' Association
- 8.8 Consideration and Possible Action Regarding the Use of Eminent Domain Authority to Condemn the Property as Follows:
- Resolution No. 2013-06, a Resolution of the City Council of the City of Tomball, Texas, Determining that Land is Needed for the Extension of Medical Complex Drive as Part of the Medical Complex Drive Extension Project for the City of Tomball, Texas; and Authorizing the Institution of Eminent Domain Proceedings (Jana's Dirt, LLC, 2.1324 Acres)
- 8.9 Consideration and Possible Action Regarding the Use of Eminent Domain Authority to Condemn the Property as Follows:
- Resolution No. 2013-07, a Resolution of the City Council of the City of Tomball, Texas, Determining that Land is Needed for the Extension of Medical Complex Drive as Part of the Medical Complex Drive Extension Project for the City of Tomball, Texas; and Authorizing the Institution of Eminent Domain Proceedings (Edgar Ray, 0.0923 Acres)
- 8.10 Consideration and Possible Action Regarding the Use of Eminent Domain Authority to Condemn the Property as Follows:
- Resolution No. 2013-08, a Resolution of the City Council of the City of Tomball, Texas, Determining that Land is Needed for the Extension of Medical Complex Drive as Part of the Medical Complex Drive Extension Project for the City of Tomball, Texas; and Authorizing the Institution of Eminent Domain Proceedings (HSMTX/Stallones-Tomball, LLC, 0.1211

Acres)

8.11 Consideration to approve

- **BAKER HUGHES EDUCATION CENTER FINAL PLAT:** A subdivision of 96.9420 Acres, being a partial Replat of Lots 447, 448, 449, 459, 460, 461, 462, 463, 464, 465, and 466 of the Tomball Townsite Vol. 2 Page 65 out of the Jesse Pruitt Survey, A-629 Harris County, Texas.
- **SHAW COMMERCIAL FINAL PLAT:** Being a subdivision of 4.0130 Acres of land situated in the John S. Smith Survey, Abstract Number 730, of Harris County, Texas, and being the same land as described in deed recorded in Clerk's File Number R265465, of Real Property Records of Harris County, Texas.

8.12 Approve and authorize City Manager to execute Additional Services Agreement with AECOM Technical Services, Inc. (AECOM) for services related to Utilities GIS in the amount of \$150,000

8.13 Discussion regarding Policy for Posting Period for Political Signs

9.0 Adjournment

CERTIFICATION

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 18th day of January 2013 by 5:00 p.m., and remained posted for at least 72 continuous hours

Doris Speer_____

Doris Speer

City Secretary, TRMC

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 feel free to contact the City Secretary's office at (281) 290-1002 or FAX (281) 351-6256 for further information.

AGENDAS MAY ALSO BE VIEWED ONLINE AT www.ci.tomball.tx.us.