

NOTICE OF REGULAR CITY COUNCIL MEETING CITY OF TOMBALL, TEXAS



**MONDAY, AUGUST 6, 2012
6:00 P.M.**

Notice is hereby given of a Regular meeting of the Tomball City Council, to be held on Monday, August 6, 2012 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 Bob Webb, Rosehill United Methodist Church

3.0 Pledges to U. S. and Texas Flags

- Led by Boy Scout Troop #113

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:**

- Presentation of the **“2012 Mayor’s Volunteer of the Year”** Award and Proclamation
- Presentation of 2012 Leadership Circle Score Sheet – Gold Level Award for Financial Transparency
- Presentation of GFOA Award
- Presentation of Texas Festival Events Association Award
- Recognition of New Tomball Police Officers
- Recognition of New Tomball Police Department Sergeants

6.0 Reports and Announcements:

- **June 25 through August 13, 2012 – Tomball Kids Club at MLK, Jr. Park – Hosted by HEB, in Partnership with Buffalo Wild Wings and Cisco’s Salsa Company**
- **August 6, 2012 – 2nd Saturday at the Depot – 6:00 p.m. (new time)**
- **August 7, 2012 – Mayor’s Coffee – 5:00 p.m.—7:00 p.m. at 207 Commerce (Sol de Luna banquet facility)**
- August 20, 2012 – Appoint/Reappoint Members to the Tomball Regional Hospital Authority Board of Directors for Terms Expiring September 1, 2012
- August 20, 2012 – Appointment to fill unexpired term on the Board of Adjustment
- **Walk Tomball!** – Every Saturday at 8:00 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 Period Ending June 30, 2012 - 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 June 30, 2012, the City had total cash equivalents and investments totaling \$41,776,238. A copy of the report is attached for review.
 - David Kauffman – Update on the Street Management Program

7.0 Approve the Minutes of the Following Meetings:

- Special City Council Meeting - July 16, 2012
- Special Tomball City Council and Tomball Economic Development Corporation Meeting - July 16, 2012
- Regular City Council Meeting - July 16, 2012

8.0 Old Business:

- 8.1 Adopt, on Second Reading, Ordinance No. 2012-21, an Ordinance of the City of Tomball, Texas, amending Its Comprehensive Zoning Ordinance by Granting a Conditional Use Permit to E. L. Chapman to Operate a “Feed & Grain Store/Farm Supply Store”; said Tract being Approximately 0.71 acres, and being Legally Described as Tract 4, Block 3, Hirschfield Farms Section 1 (Unrecorded), generally Located on the Easterly Side of State Highway 249 Expressway, Northerly of Hirschfield Road at 13918 Hirschfield Road, Tomball, Texas; 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

9.0 New Business:

- 9.1 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
- 9.2 Consideration and Possible Action regarding Assignment and Assumption of Contract: Unimproved Property Contract (the “Contract”) in the amount of \$25,500.00 with an Effective Date of July 19, 2012, by and between TOM CONDON, TRUSTEE, as Buyer, and JASON S. AND LORI K. FUSELIER, as Seller, for the sale of Lots 2, 3 and 4, Block 26 of REVISED MAP OF TOMBALL, an addition in Harris County, Texas with those Lots being located on Elm Street, Tomball, Texas
- 9.3 Consideration and Possible Action regarding Assignment and Assumption of Contract: Unimproved Property Contract (the “Contract”) in the amount of \$9500.00 with an Effective Date of July 19, 2012, by and between TOM CONDON, TRUSTEE, as Buyer, and RICHARD QUINONES, JR., as Seller, for the sale of Lot 9 Block 6 of REVISED MAP OF TOMBALL, an addition in Harris County, Texas with this Lot being located on Elm Street, Tomball, Texas
- 9.4 Approve Request for Funding of the 2nd Annual Bugs, Brew and Barbecue Event, to be Held on September 29, 2012, as recommended by the Tourism Advisory Committee, in the Amount of \$12,000 in Hotel-Motel Tax Revenues
- 9.5 Approve Request for City Support/Co-Sponsorship of the 5th Annual Tomball German Christmas Market, to be held December 6 through Sunday, December 9, 2012 and Approve Funding, as recommended by the Tourism Advisory Committee, in the Amount of \$25,000 in Hotel-Motel Tax Revenues
- 9.6 Approve Request for City Support/Co-Sponsorship of the 13th Annual Tomball German Heritage Festival, to be held March 21 through March 24, 2013, and Approve Funding, as recommended by the Tourism Advisory Committee, in the Amount of \$35,000 in Hotel-Motel Tax Revenues
- 9.7 Approve Request from the Tomball Pregnancy Center for City Support of the "Run for Life" Fundraiser, to be Held on Saturday, October 6, 2012, through In-Kind Services Provided by the City of Tomball
- 9.8 Approve **STANFIELD ESTATES SUBDIVISION REPLAT**: Being a Replat of Lots 24, 25, 26, 27, 28, 29, 30, 31, and 32 of Block 41 of Tomball Townsite Subdivision, Recorded under Volume 4, Page 25 of Map Records of Harris County, Texas, Situated in the J. Pruitt Survey, Abstract 629, Harris County, Texas
- 9.9 Award Bid for Project No. 2012-08, Concrete Street Improvements, to Low Bidder, TJ & T Enterprises in the Amount of \$210,061.80

- 9.10 Approve a Change of Medical Providers from Aetna to Blue Cross Blue Shield and Approve Renewal of Agreements with All Other Existing Providers (RFP No. 2012-07)
- 9.11 Conduct Public Hearing on the Proposed Budget for Fiscal Year 2012-2013
- 9.12 Adopt, on First Reading Ordinance No. 2012-23, an Ordinance of the City Council of the City of Tomball, Texas, Adopting the Budget for the City of Tomball, Texas, for Fiscal Year 2012-2013; and Authorizing the City Manager to Approve Intra-Departmental (Within the Same Department Only) Transfers of Budgeted Funds; and Amending the Budget for the 2011-2012 Fiscal Year in Accordance with Actual Expenditures; and Providing Other Details Relating to the Passage of This Ordinance
- 9.13 Adopt, on First Reading, Ordinance No. 2012-24, an Ordinance of the City of Tomball, Texas, Establishing Rates and Charges for Potable Water, Sanitary Sewer, Natural Gas, and Garbage Collection and Disposal Services; Repealing Ordinance No. 2011-20 and All Other Ordinances or Parts of Ordinances Inconsistent or in Conflict Herewith; Providing for an Effective Date; Providing Other Matters Relating to the Subject; and Providing for Severability
- 9.14 Approve the City of Tomball Fire Department's Acceptance of a Two-Year DHS SAFER Grant to Hire Nine (9) Full-time Personnel in the Amount of \$1,244,952

10.0 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 3rd day of August 2012 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.