

NOTICE OF REGULAR CITY COUNCIL MEETING CITY OF TOMBALL, TEXAS



**MONDAY, JUNE 18, 2012
6:00 P.M.**

Notice is hereby given of a Regular meeting of the Tomball City Council, to be held on Monday, June 18, 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 Reverend John Holiday, Powerhouse Church of God in Christ

3.0 Pledges to U. S. and Texas Flags

- Led by Members of JOY School – ChristBridge Summer Program

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:

- Ron Stewart, Tomball Police Department – 18 Years of Service
- Jimmie Reynolds, Public Works Department – 23 Years of Service

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**

- **June 26, 2012 - 4th Annual Economic Development Breakfast**, hosted by the Tomball Economic Development Corporation, 8:00 - 10:30 a.m., Lone Star College-Tomball, Beckendorf Conference Center
- **July 2, 2012 – Budget Workshop** on FY 2012-2013 Budget – 4 p.m.
- **July 2, 2012 – Public Hearing** – 6 p.m., to Consider Proposed Assessments against Reserve at Spring Lakes Section One Properties in the City of Tomball Public Improvement District Number Three, Established by City Council Resolution No. 2009-28
- **July 4, 2012 – City of Tomball Fourth of July Celebration** – 2:00 p.m.-10:00 p.m.
- July 14, 2012 – **Second Saturday at the Depot** – 6:30 p.m.
- July 16, 2012 – **Budget Workshop** on FY 2012-2013 Budget – 4 p.m.
- July 16, 2012 – **Public Hearing** on FY 2012-2013 Budget – 6:00 p.m.
- **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:
 - Rob Hauck/David Kauffman – Update:
 - Traffic control at the intersection of Quinn and Brown Road
 - Left turn options on Main Street
 - Police Department Air Support Unit

7.0 Approve the Minutes of the Following Meetings:

- June 4, 2012 - Special Joint Tomball City Council, Planning and Zoning Commission, & Downtown Tomball Advisory Committee Meeting
- June 4, 2012 - Regular City Council Meeting
- June 11, 2012 Special Tomball City Council Meeting

8.0 Old Business:

- 8.1 Adopt, on Second Reading, Ordinance No. 2012-13, an Ordinance of the City Council of the City of Tomball, Texas, Amending Subsection (b)(1) of Section 30-159 of Article IV, Nuisances, of Chapter 30, Environment, of the City's Code of Ordinances relating to the Prohibition of Weeds; Providing a New Definition of "Weeds"; Providing a Penalty of up to \$2,000.00 for Violations with Each Day Constituting a Separate Violation; Providing for the Publication of This Ordinance; and Making Other Findings and Provisions Related Thereto
- 8.2 Adopt, on Second Reading, Ordinance No. 2012-14, an Ordinance of the City of Tomball, Texas, Providing that the Portion of That Road Currently Known as Brown-Hufsmith Road shall be Renamed to Brown Road; Providing for Notice to Utility Companies and the United States Postal Service of Such Name Change; Providing for Severability; and Repealing All Ordinances or Parts of Ordinances Inconsistent or in Conflict Herewith

9.0 New Business:

- 9.1 Adopt Resolution No. 2012-18, a Resolution of the City Council of the City of Tomball, Texas, Supporting the 40th Annual Tomball Night and Parade, to be held in Tomball on Friday, August 3, 2012
- 9.2 Adopt, on First Reading, Ordinance No. 2012-15, an Ordinance of the City Council of Tomball, Texas, Approving the Service and Assessment Plan for the City of Tomball Public Improvement District Number Three
- 9.3 Consideration to approve **ZONING CASE P11-383**: Request by K.E. Jams Investments, Inc. to amend Conditional Use Permit #1 by expanding the “Recreational Vehicle Park” land use at Corral Recreational Vehicle Park. The property is an approximately 23.74 acre site, legally described as Lot 168, Amending Plat of Tomball Outlots, generally located on the westerly side of South Cherry Street, northerly of Agg Road. The site is located in the Manufactured Home Park District.
- Conduct a Public Hearing on **ZONING CASE P11-383**
 - Adopt, on First Reading, Ordinance No. 2012-16 an Ordinance of the City of Tomball, Texas, Amending Its Comprehensive Zoning Ordinance by Granting a Conditional Use Permit Amendment to K. E. Jams Investments, Inc., to Expand a “Recreational Vehicle Park”; Being an Approximately 23.74 Acre Site, and Being Legally Described as Lot 168, Amending Plat of Tomball Outlots, generally located on the Westerly Side of South Cherry Street, Northerly of Agg Road at 1402 South Cherry Street, Tomball, Texas; Providing Requirements and Conditions for This Conditional Use Permit Amendment; Containing Findings and Other Provisions Relating to the Subject; Providing a Penalty in an Amount Not To Exceed Two Thousand Dollars for Violations Hereof; and Providing for Severability.
- 9.4 Consideration to approve **ZONING CASE P12-436**: Request by Bass Law Firm, PLLC, on behalf of High Heater, LLC, to amend the City’s Comprehensive Zoning Ordinance by rezoning approximately 7.51 acres of land, legally described as part of Lot 69, Tomball Outlots, within the City of Tomball, Harris County, Texas, generally located easterly of Rudolph Road, northerly of Hufsmith Road, from the Agricultural District to the Commercial District.
- Conduct a Public Hearing on **ZONING CASE P11-436**
 - Adopt, on First Reading, Ordinance No. 2012-17 an Ordinance of the City of Tomball, Texas, Amending Its Comprehensive Zoning Ordinance by Changing the Zoning District Classification of Approximately 7.51 Acres of Land, Legally Described as Part Of Lot 69, Tomball Outlots, Within the

City of Tomball, Harris County, Texas, from the Agricultural District to the Commercial District; Said Property Being generally located Easterly of Rudolph Road, Northerly of Hufsmith 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

- 9.5 Consideration to approve **ZONING CASE P12-431**: Request by Bass Law Firm, PLLC, on behalf of Texas Prospects Baseball Academy, to amend Section 38.2 (“Use Charts”) of the City’s Comprehensive Zoning Ordinance (Ordinance No. 2008-01) by allowing a “Playfield or Stadium (Private)” land use in the Agricultural District with a conditional use permit.
- Conduct a Public Hearing on **ZONING CASE P11-431**
 - Adopt, on First Reading, Ordinance No. 2012-18, an Ordinance of the City of Tomball, Texas, Amending Its Comprehensive Zoning Ordinance by Amending Section 38.2 (“Use Charts”) to Allow a “Playfield or Stadium (Private)” Land Use in the Agricultural District with a Conditional Use Permit; 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.
- 9.6 Approve **TOMBALL 2920 REPLAT NO. 1**: A Subdivision of 26.4208 Acres of Land; Being a Replat of Lot 1 of Tomball 2920 as Recorded at File Code Number 644123, Harris County Map Records, Located in the Joseph House Survey, Abstract Number 34, City of Tomball, Harris County, Texas
- 9.7 Approve Initial One-Year Renewal of the Service Contract Between the City of Tomball and Waste Corporation of Texas, L.P.
- 9.8 Award Contract for Project No. 2012-06, Asphalt Overlay Improvements, to Forde Construction, Inc., in the Amount of \$116,384.00.
- 9.9 Approve Recommendations regarding Existing Buildings and Proposed Restroom Facilities, Located at 217 South Walnut Street (Depot Plaza).
- 9.10 Authorize City Staff to Remove Buildings Located on City Properties
- 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 14th day of June 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.