

NOTICE OF REGULAR CITY COUNCIL MEETING CITY OF TOMBALL, TEXAS



**MONDAY, FEBRUARY 7, 2011
7:00 P.M.**

Notice is hereby given of a Regular meeting of the Tomball City Council, to be held on Monday, February 7, 2011 at 7:00 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 Terry Johnson, First Baptist Church

3.0 Pledges to U. S. and Texas Flags

- Led by Cooper Cason and E. J. Jones, 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:

- February 10, 2011 – **Mayor's Coffee** – 5:30 p.m. at Nona's Italian Grill, 1025 Alma Street (**New Location**)
- February 12, 2011 – First Day to Apply for Place on Ballot for May 14, 2011 General City Election
- February 12, 2011 – **2nd Saturday at the Depot** – 5:00 p.m.
- February 12, 19, and 26, 2011 – **Walk Tomball!** – Depot Plaza – 9:00 a.m.
- February 13, 2011 – **Unveiling of the Beckendorf Statue** – 2:00 p.m., reception to follow, 2:00 p.m.-3:30 p.m., at the Community Center, hosted by Rose Hill United Methodist Church
- February 22, 2011 – **Trail Ride Reception** – 12:00 p.m. at the Depot

- February 24, 2011 - **Reception** honoring **Betty Reinbeck, Executive Director- TEDC**, at the Chamber of Commerce, 2:00-4:00 p.m.
- February 28, 2011 – Special Meeting of the **Tourism Advisory Committee**, 6:00 p.m.
- April 9, 2011 – **3rd Annual City of Tomball Bunny Run 5K and Kids 1 Mile**
- Tomball Police Department Annual Data Capture Report (SB 1074)
- Reports by City staff and members of council about items of community interest on which no action will be taken
 - Lisa Coe – Youth Opportunities Fair, hosted by City of Tomball – March 2011
 - Shawn Cox – First Meeting of Tourism Advisory Committee (TAC)

6.0 Approve the Minutes of the following Meetings:

- Special City Council and Planning and Zoning Commission Meeting – January 17, 2010
- Regular City Council Meeting – January 17, 2010

7.0 Old Business:

- 7.1 Approve Settlement Agreement between the City of Tomball, Partners in Building, L.P., Gary Smith, and Mark Mayworn regarding Drainage Way Adjacent to North Star Subdivision
- 7.2 Discussion and Possible Action to Adopt, on First Reading, Ordinance No. 2010-26, an Ordinance of the City of Tomball, Texas, adding Chapter 15, “Commercial Filming” to the Code of Ordinances of the City of Tomball, to Require a Permit for Commercial Filming in the City of Tomball, to Establish Policies, Procedures and Regulations as They Relate to Filming; Providing a Penalty in an Amount of Not More Than \$500 for Violation of any Provision Hereof; Providing for Savings and Severability; Providing for Publication; and Making other Provisions and Findings related Thereto
- 7.3 Executive Session: 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):
 - Section 551.072. Deliberations Regarding Real Property: Discussion on the Purchase, Sale, or Trade of Real Property in Downtown Tomball
 - Section 551.072. Deliberations Regarding Real Property: Discussion on the Leasing of Property for Communications Facilities
- 7.4 Designate Downtown Parking Lot Locations and Direct Engineering and Planning Department to Negotiate and Prepare Professional Services Contract

8.0 New Business:

- 8.1 Appoint Members to the City of Tomball Board of Appeals (BOA).

- 8.2 Approve **STAR TOMBALL REPLAT NO. 1**; A subdivision of 0.6503 acre of land; Being a replat of restricted Reserve "A" of Star Tomball as recorded in Volume 345, page 114, Harris County Map Records, located in the Joseph House Survey, Abstract Number 34, City of Tomball, Harris County, Texas
- 8.3 Approve Resolution No. 2011-02, Designating the Official City Newspaper for Fiscal Year 2010-2011
- 8.4 Executive Session: 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):
- Section 551.071. Consultation with Attorney on a Matter in which the Duty of the Attorney to the City Council under the Texas Rules of Professional Conduct of the State Bar Clearly Conflicts with the Chapter; and
 - Section 551.074. Personnel Matters: Deliberation of the Appointment, Employment, Evaluation, Duties and Dismissal of a Public Officer or Employee - the Director of Engineering and Planning
- 8.5 Discuss and Approve City Manager's Removal of Mark McClure as Director of Engineering and Planning
- 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 4th day of February 2011 by 4:00 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

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.