

NOTICE OF REGULAR CITY COUNCIL MEETING CITY OF TOMBALL, TEXAS



**MONDAY, DECEMBER 20, 2010
7:00 P.M.**

Notice is hereby given of a Regular meeting of the Tomball City Council, to be held on Monday, December 20, 2010 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 Kenny Rodgers, Anointed Faith Family 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 Presentations:

- Proclamation proclaiming Monday, December 20, 2010 as ***"Tomball High School Junior Varsity Red Team Football Day"***

6.0 Reports and Announcements:

- December 23-24, 2010 – **Christmas Holiday – City offices will be closed**
- December 31, 2010 – **New Year's Day Holiday – City offices will be closed**

- January 8, 2011 – **2nd Saturday at the Depot** – 5:00 p.m.
- January 25, 2011 – **Annual Boards and Commission Recruitment Reception** – 5:30 p.m.-7:00 p.m.
- **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
 - Mark McClure - Update on Quinn Road Sidewalks

7.0 Approve the Minutes of the following Meetings:

- December 6, 2010 Regular City Council Meeting
- December 13, 2010 Special Tomball City Council and Tomball Planning and Zoning Commission Meeting

8.0 Old Business:

- 8.1 Discussion and Possible Action regarding Chapter 54, Peddlers and Solicitors, of the Code of Ordinances of the City of Tomball, Texas

9.0 New Business:

- 9.1 Approve, as a Project of the Corporation, an Agreement with the City of Tomball to Make Direct Incentives to, or Expenditures for, the Expansion and Development of Medical Complex Drive in the City of Tomball. The Estimated Amount of Expenditures for such Project is \$850,000.
- 9.2 Approve, as a Project of the Corporation, an Agreement with the City of Tomball to Make Direct Incentives to, or Expenditures for, the Improvements to MLK Park Located on Chestnut Street in the City of Tomball. The Estimated Amount of Expenditures for such Project is an Amount not to Exceed \$6,500.
- 9.3 Approve, as a Project of the TEDC, an Agreement with Hole Specialists Inc. to Make Direct Incentives to, or Expenditures for, the Creation or Retention of Primary Jobs and that are found by the Board of Directors to be Required or Suitable for the Development, Retention, or Expansion of Manufacturing and Industrial Facilities: to wit: Hole Specialists Inc.'s Expansion and Development of its Manufacturing Facility located at 27950 Commercial Park Road, Tomball, Texas. The Estimated Amount of Expenditures for such Project is \$75,000.
- 9.4 Approve a Grant Funding Amendment to the Albers Properties, LP - TEDC Agreement, which was approved by the TEDC Board at its Regular Board Meeting on December 1, 2009

- 9.5 Executive Session: The City Council will meet in Executive Session, with the Tomball Economic Development Corporation, as Authorized by Title 5, Chapter 551, Government Code, the Texas Open Meetings Act, for the Following Purpose(s):
- Section 551.072 Deliberation regarding the Purchase of Real Property where Deliberation in Open Session would have a Detrimental Effect on the Position of the City in its Negotiations
- 9.6 Approve Request from the Klein Family to Abandon a Portion of Klein Road and to Authorize the City Manager to provide a Letter from the City of Tomball to the veterans Administration, Expressing the City's Willingness to Abandon and Close a Portion of Klein Road
- 9.7 Approve Resolution No. 2010-23, a Resolution of the City Council of the City of Tomball, Texas, Supporting the Annual Baseball Parade, to be held in Tomball on Saturday, March 5, 2011
- 9.8 Appoint Member to Fill Vacancy and Complete Unexpired Term on Planning and Zoning Commission
- 9.9 Approve Professional Services Agreement with Partners for Strategic Action (PSA) for the Preparation of a Downtown Specific Plan (DSP) in an Amount not to exceed \$177,400
- 9.10 Approve Professional Services Agreement with Kimley-Horn and Associates, Inc. in the Amount of \$20,000 for Consulting Services related to the Feasibility Study of the Capital Improvements Project titled, Parking - Three Downtown Parking Lots
- 9.11 Approve **FOUR CORNERS SUBDIVISION FINAL PLAT**: Being a subdivision of 15.7493 acres of land including a partial replat of reserve "E" of Tomball Park, Vol. 335, Pg. 109 M.R.H.C. and being out of the John M. Hooper Survey, Abstract No. 375 in Tomball, Harris County, Texas
- 9.12 Approve **PARTIAL REPLAT OF TOMBALL REGIONAL HOSPITAL NO. 1**; 12.8478 acres located in the William Hurd Survey, A-378, Harris County, Texas, City of Tomball, Texas; Being a Replat out of Tomball Regional Hospital Reserve "A", Block 4, Vol. 424, Pg. 128, M.R.H.C.T.
- 9.13 Approve Maintenance Agreement for North Star Estates Soldier Pile Improvements in the Public Right of Way of the J133-00-00, Ditch M, with Partners in Building, L.P.

- 9.14 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 regarding the following matters:
 - A. Demands related to a slope failure at 31422 Rigel Court
 - B. Status of land acquisition for lift station from Peter Hildreth
 - C. Possible civil action to enforce ordinance regarding construction of building and use of land at 30702 State Highway 249

- 9.15 Authorize City Attorney to File Civil Action to Enforce City Ordinances regarding Construction of Building and Use of Land at 30702 State Highway 249

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 17th day of December 2010 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.