

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



TUESDAY, SEPTEMBER 7, 2010

7:00 P.M.

Notice is hereby given of a Regular meeting of the Tomball City Council, to be held on Tuesday, September 7, 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 Chaplain Gary Crowe, Tomball Police Department
- 3.0 Pledges to U. S. and Texas Flags
 - Led by Members of 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:
 - September 11, 2010 – **Farmers Market** – 8:00 a.m.
 - September 11, 2010 – **3rd Annual Mayor's Challenge Community Blood Drive**, from 1:00 p.m. – 7:00 p.m. at the Tomball Community Center, 221 Market Street
 - September 11, 2010 – **9-11 Memorial Service**, 6:00 p.m. at **2nd Saturday at the Depot**
 - September 11, 2010 – **2nd Saturday at the Depot**, 6:00 p.m.
 - September 25, 2010 – **Farmers Market** – 8:00 a.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
 - David Kauffman – Update on the City of Tomball’s Emergency Preparedness Plan and Water Fluoridation Quality Award

6.0 Approve the Minutes of the following City Council meetings:

- Regular City Council Meeting of August 16, 2010
- Special City Council Meeting of August 17, 2010

7.0 Old Business:

- 7.1 Adopt, on Second Reading, Ordinance No. 2010-18, Establishing Rates and Charges for Potable Water, Sanitary Sewer, Natural Gas, and Garbage Collection and Disposal Services; Repealing Ordinance No. 2009-27 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
- 7.2 Adopt, on Second Reading, Ordinance No. 2010-19, an Ordinance of the City Council of the City of Tomball, Texas, Electing for the City to Make Current Service and Prior Service Contributions to the City's Account in the Municipal Accumulation Fund of the Texas Municipal Retirement System (TMRS) at the Actuarially Determined Rate of Total Employee Compensation; Amending all other Ordinances or Parts of Ordinances Inconsistent or in Conflict Herewith; Providing for an Effective Date; and Providing other Matters Relating to the Subject

8.0 New Business:

- 8.1 Discussion regarding Council Covenant, City Council Rules and Procedures Ordinance No. 95-03, and Ethics Ordinance No. 93-06
- 8.2 Appoint Member to Fill Vacancy and Complete Unexpired Term on Planning and Zoning Commission
- 8.3 Appoint Member to Fill Vacancy and Complete Unexpired Term on Tomball Economic Development Corporation
- 8.4 Approve Request from Tomball Regional Hospital for City Support of the "2010 Heart Walk"
- 8.5 Award Contract for Project No. 2010-05 (Asphalt Overlay Project) to Low Bidder, Pavecon, Ltd.
- 8.6 Award Contract for Project No. #2010-06 (Purchase of Chlorine and Sulfur Dioxide Gas) to Sole Bidder, DXI Industries, Inc.

- 8.7 Approve Execution of Bundled Gas Service Agreement between the City of Tomball and Eagle Rock Midstream, L.P. for the Transport and Delivery of the Portion of the City's Natural Gas Supply received at the South Gate Facility
- 8.8 Approve Professional Services Agreement with AECOM Technical Services, Inc. in the amount of \$98,000.00 for Professional Services related to Creating and Establishing a Utilities Geographic Information System (GIS)
- 8.9 Approve TxDOT Change Order Number 1 for a Reduction in Project Cost of \$31,526.52, TxDOT Change Order Number 2 for an Increase in the Amount of \$45,580.17, and TxDOT Change Order Number 3 for an Increase in the Amount of \$15,149.99 for the Brown-Hufsmith Road Project
- 8.10 Discussion and Possible Action regarding the Following Items:
- adopting English as the official language of Tomball;
 - adopting an ordinance that gives the Tomball Police the discretion to impound vehicles from uninsured motorists;
 - adopting an ordinance that disallows anyone that is not in this country legally the ability to rent or own any property, or to own and or operate any business in Tomball;
 - adopting an ordinance that makes texting while driving illegal; and
 - adopting an ordinance that mandates any company that is awarded a contract from the City of Tomball and all of their subcontractors hire and use only people who are in this country legally.
- 8.11 Motion to Take from the Table – Day Labor Site
- 8.12 Discussion and Possible Action on the Day Labor Site

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 3rd day of September 2010 by 5:00 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.