

**NOTICE OF REGULAR CITY COUNCIL
CITY OF TOMBALL, TEXAS**



**Monday, May 20, 2024
6:00 PM**

Notice is hereby given of a Regular meeting of the Tomball City Council, to be held on Monday, May 20, 2024 at 6:00 PM, 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.

The public toll-free dial-in numbers to participate in the telephonic meeting are any one of the following (dial by your location): +1 312 626 6799 US (Chicago); +1 646 876 9923 US (New York); +1 301 715 8592 US; +1 346 248 7799 US (Houston); +1 408 638 0968 US (San Jose); +1 669 900 6833 US (San Jose); or +1 253 215 8782 US (Tahoma) - Meeting ID: 849 9251 3401 Passcode: 850531. The public will be permitted to offer public comments telephonically, as provided by the agenda and as permitted by the presiding officer during the meeting.

- A. Call to Order
- B. Invocation - Led by Chaplain Steve Allison - VFW Post 2427
- C. Pledges to U.S. and Texas Flags

Presentation of Colors - Tomball Memorial High School MCJROTC
- D. 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 - GC, 551.042.]*
- E. Presentations
 - 1. Proclamation – “National Public Works Week” May 19 – May 25, 2024

Proclamation – “Tomball Memorial High School Marine Corps JROTC Day”

F. Reports and Announcements

1. Announcements

I. Upcoming Events:

June 1, 2024 – Tomball Prays Together 10:00 am – 11:00 am @ Depot

June 13, 2024 – Mayors Kaffeeklatsch 8:30 am – 10:00 am @ Community Center

June 14, 2024 – Kids Club – HTX Soccer 10:00 am - 12:00 pm @ Broussard Park

2. Reports by City staff and members of council about items of community interest on which no action will be taken:

I. Quarterly Investment Report for Period Ending March 31, 2024. The Public Funds Investment Act requires that a report of the City's cash and investments be presented to City Council on a quarterly basis.

G. Old Business

1. Adopt, on Second Reading, Ordinance No. 2024-12, an Ordinance of the City of Tomball, Texas Repealing and Replacing Chapter 46, Article VII, Water Conservation, of the City of Tomball Code of Ordinances; Providing for the Repeal of Conflicting Provisions; Providing a Savings Clause; Establishing Penalties for the Violation of and Provisions for Enforcement of These Restrictions; Providing Severability; Adopting a Water Conservation and Drought Contingency Plan; and Providing an Effective Date.

H. New Business Consent Agenda: *[All matters listed under Consent Agenda are considered to be routine and will be enacted by one motion. There will be no separate discussion of these items. If discussion is desired, the item in question will be removed from the Consent Agenda and will be considered separately. Information concerning Consent Agenda items is available for public review.]*

1. Approve the Minutes of the May 6, 2024 Special Joint City Council and Planning and Zoning Commission meeting, the Regular City Council meeting and the May 13, 2024 Special – Canvass of the Election City Council meeting.

2. Authorize the expenditure of greater than \$50,000 with CyberOne, LLC for a not-to-exceed amount of \$54,625 for services related to the implementation of Microsoft Intune and penetration testing. The purchase is included in the FY 2023-2024 Budget.

3. Approve the expenditure of greater than \$50,000 with Tanches Global Management for a not-to-exceed amount of \$65,300, for consulting and software services. The purchases are included in the FY 2023-2024 Budget.
4. Approve an amendment to a Services Agreement with Source Point Solutions, LLC for vector services and regular maintenance of sewer components for an amount of \$100,000 (contract total not-to-exceed) \$160,000), approve the expenditure of funds therefor, and authorize the City Manager to execute any and all documents related to the purchase. This expenditure is included in the Fiscal Year 2023-2024 Budget.

I. New Business

1. Presentation and discussion regarding additional potential partnership projects between Harris County Pct. 3 and City of Tomball at Broussard and Matthews Parks
2. Consideration, discussion, and provide staff direction on the policy and procedures for Boards and Commissions.
3. Consider appointments to the Tax Increment Reinvestment Zone Number 3 Board of Directors, including appointment of a Board Chair.
4. Consider approval of Resolution 2024-22 approving the FY 2022-2023 Tomball Tax Increment Reinvestment Zone No. 3 Annual Report.
5. Consideration to Approve **Zoning Case Z24-07**: Request by Theis Lane and South Cherry Street LLC, to amend Chapter 50 (Zoning) of the Tomball Code of Ordinances, by rezoning approximately 1.905 acres of land legally described as Reserve "A", Block 3 of Pine Meadows from Single Family Residential – 6 (SF-6) to Neighborhood Retail (NR). The property is located at 12703 Lane, at the southwest corner of Theis Lane and South Cherry Street, within the City of Tomball, Harris County, Texas.

Conduct Public Hearing on **Zoning Case Z24-07**

Adopt, on First Reading, Ordinance No. 2024-07, an Ordinance of the City of Tomball, Texas, amending Chapter 50 (Zoning) of the Tomball Code of Ordinances by rezoning approximately 1.905 acres of land legally described as Reserve "A", Block 3 of Pine Meadows from Single Family Residential – 6 (SF-6) to Neighborhood Retail (NR). The property is located at 12703 Theis Lane, at the southwest corner of Theis Lane and South Cherry Street, within the City of Tomball, Harris County, Texas; 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.

6. Approve a reimbursement to CHTA Development, Inc. for water and sewer pipe oversizing for Public Improvement District No. 12 – Winfrey Estates in accordance with the approved Development Agreement for a not-to-exceed amount of \$96,539.50 and authorize the City Manager to execute any and all documents related to the expenditure. This amount is included in the FY 2023-2024 budget.
7. 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):

Sec. 551.071 – Consultation with the City Attorney regarding a matter which the Attorney’s duty requires to be discussed in closed session.

Sec. 551.074 – Personnel Matters; Deliberation of the Appointment, Employment, and Duties of a Public Officer or Employee- Members of the Planning and Zoning Commission

Sec. 551.087 - Deliberation regarding Economic Development negotiations.

J. 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 16th day of May 2024 by 6:00 PM, and remained posted for at least 72 continuous hours preceding the scheduled time of said meeting.

Tracylynn Garcia, TRMC, CMC, CPM
City Secretary

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodation or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary’s office at (281) 290-1019 for further information.