

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



**Tuesday, January 3, 2023  
6:00 PM**

Notice is hereby given of a Regular meeting of the Tomball City Council, to be held on Tuesday, January 3, 2023 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 CITY COUNCIL OF THE CITY OF TOMBALL, TEXAS, WILL CONDUCT THE MEETING SCHEDULED FOR JANUARY 3, 2023, 6:00 PM, AT 401 MARKET STREET, TOMBALL, TEXAS, 77375. THIS MEETING AGENDA AND THE AGENDA PACKET ARE POSTED ONLINE AT:**

**[HTTPS://TOMBALLTX.GOV/ARCHIVE.ASPX?AMID=38](https://tomballtx.gov/archive.aspx?amid=38)**

**A RECORDING OF THE MEETING WILL BE MADE AND WILL BE AVAILABLE TO THE PUBLIC IN ACCORDANCE WITH THE OPEN MEETINGS ACT UPON WRITTEN REQUEST.**

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: 842 2133 7925, Passcode: 972633. 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 Pastor Brandon Guindon – Real Life Ministries Texas
- C. Pledges to U.S. and Texas Flags
- 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

- **2022 Employee of the Year – Alison Asbury**

F. Reports and Announcements

1. Announcements

I. January 18, 2023 – First day to apply for Place on Ballot for the May 6, 2023 General City Election

II. February 11, 2023 – **2nd Saturday at the Depot**

III. February 17, 2023 – Last day to apply for Place on Ballot for the May 6, 2023 General City Election

IV. February 21, 2023 – **Sam Houston Trailride Reception** – 12 Noon at the Depot

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

G. Old Business

1. Adopt, on Second Reading, Ordinance No. 2022-43, an Ordinance of the City of Tomball to amend Section(s) 50-2 (*Definitions*) and Section 50-82 (*Use Regulations (Charts)*), Subsection (b) (*Use Charts*) of the Tomball Code of Ordinances by adding/revising standards pertaining to “Market, open air, flea”; 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.

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 December 19, 2022 Regular Tomball City Council Meeting

2. Approve Resoluton No. 2023-01, a **Resolution and Order of the City Council of the City of Tomball, Texas, Ordering a Regular City Officer's Election, to be Held in the City of Tomball on Saturday, May 6, 2023**; Designating the Polling Places and Appointing Election Officials for Such Election; Directing the Giving of Notice of Such Election; Designating the Date for a Runoff Election if Needed; and Providing Details Relating to the Holding of Such Election

*Aprobar la Resolución Nro. 2023-01, una Resolución y Orden del Consejo Municipal de la Ciudad de Tomball Texas, Ordenando una Elección Regular de Funcionarios Municipales a Celebrarse el sábado 6 de mayo de 2023; Designando los Lugares de Votación y Nombrando a los Oficiales Electorales de tal Elección; Instruyendo que se Notifique Sobre esta Elección; Designando la Fecha de una Elección de Desempate de ser Necesaria; y Proporcionando Detalles Referentes a la Celebración de Tal Elección.*

Chấp thuận Nghị Quyết số 2023-01, một Nghị Quyết và Sắc Lệnh của Hội Đồng Thành Phố Tomball, Texas, Yêu Cầu một Cuộc Bầu Cử Viên Chức Thường Lệ sẽ được tổ chức tại Thành Phố Tomball vào Thứ Bảy, ngày 6 tháng Năm, 2023; Chỉ định các Địa Điểm Bỏ Phiếu và Chỉ Định các Viên Chức Bầu Cử cho Cuộc Bầu Cử đó; Hướng Dẫn việc Đưa Ra Thông Báo của Cuộc Bầu Cử đó; Chỉ Định Ngày Bầu Cử Chung Cuộc nếu cần; và Đưa Ra các Chi Tiết có Liên Quan đến việc Tổ Chức Cuộc Bầu Cử đó

批准決議案編號2023-

01, 為一德克薩斯州, Tomball市市議會決議及指示, 特指示一市府官員普選, 其將於2023年5月6日, 星期六在Tomball市召開; 並已為此選舉指定投票所地點以及指派選舉官員; 指導發出本選舉之選舉通知; 如需要, 將指定決選日期; 以及提供所有與召開本選舉相關的細節

3. Approve Resolution No. 2023-02, a Resolution of the City Council of the City of Tomball, Texas, Designating The Potpourri, Tomball Edition (Houston Community Newspapers/Houston Chronicle) as the Official Newspaper for 2023 for Publication of Matters Pertaining to the City of Tomball

I. New Business

1. Legislative Discussion

2. 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. 551.076 – Deliberation regarding Security Devices

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 29th day of December 2022 by 5:00 PM, and remained posted for at least 72 continuous hours preceding the scheduled time of said meeting.

Doris Speer, City Secretary. TRMC, MMC

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](http://www.ci.tomball.tx.us).

**City Council Meeting  
Agenda Item  
Data Sheet**

**Meeting Date:** January 3, 2023

**Topic:**

- **2022 Employee of the Year – *Alison Asbury***

**Background:**

**Origination:**

**Recommendation:**

**Party(ies) responsible for placing this item on agenda:**

Mary Jo Vargas, Interim HR Director

# City Council Meeting Agenda Item Data Sheet

Meeting Date: January 3, 2023

**Topic:**

January 18, 2023 – First day to apply for Place on Ballot for the May 6, 2023 General City Election

**Background:**

**Origination:**

**Recommendation:**

**Party(ies) responsible for placing this item on agenda:** Doris Speer, City Secretary

Signed	<u>Doris Speer</u>	<u>12-27-2022</u>	Approved by	<u></u>	
	Staff Member	Date		City Manager	Date

**City Council Meeting  
Agenda Item  
Data Sheet**

**Meeting Date:** January 3, 2023

**Topic:**

February 11, 2023 – 2<sup>nd</sup> Saturday at the Depot

**Background:**

**Origination:**

**Recommendation:**

**Party(ies) responsible for placing this item on agenda:**

Doris Speer, City Secretary

# City Council Meeting Agenda Item Data Sheet

**Meeting Date:** January 3, 2023

**Topic:**

February 17, 2023 – Last day to apply for Place on Ballot for the May 6, 2023 General City Election

**Background:**

**Origination:**

**Recommendation:**

**Party(ies) responsible for placing this item on agenda:** Doris Speer, City Secretary

Signed	<u>Doris Speer</u>	<u>12-27-2022</u>	Approved by	<u>_____</u>
	Staff Member	Date		City Manager



**City Council Meeting  
Agenda Item  
Data Sheet**

**Meeting Date:** January 3, 2023

**Topic:**

February 21, 2023 – *Sam Houston Trailride Reception* – 12 Noon at the Depot

**Background:**

**Origination:**

**Recommendation:**

**Party(ies) responsible for placing this item on agenda:** Doris Speer, City Secretary

# City Council Meeting

## Agenda Item

### Data Sheet

Meeting Date: January 3, 2023

**Topic:**

Adopt, on Second Reading, Ordinance No. 2022-43, an Ordinance of the City of Tomball to amend Section(s) 50-2 (*Definitions*) and Section 50-82 (*Use Regulations (Charts)*), Subsection (b) (*Use Charts*) of the Tomball Code of Ordinances by adding/revising standards pertaining to “Market, open air, flea”; 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.

**Background:**

City Staff recommends approval. Planning & Zoning Commission recommends Approval.

**Origination:** City of Tomball

**Recommendation:**

Adopt on Second Reading

**Party(ies) responsible for placing this item on agenda:** Jared Smith, City Planner

**ORDINANCE NO. 2022-43**

**AN ORDINANCE OF THE CITY OF TOMBALL, TEXAS AMENDING ITS CODE OF ORDINANCES BY AMENDING SECTION 50-2 (DEFINITIONS), AND 50-82 (USE REGULATIONS CHART), OF CHAPTER 50, ZONING; 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.**

\* \* \* \* \*

**WHEREAS**, the City Staff presented the proposed text amendment to add a definition of Open Air Markets to the code of ordinance and revise the use regulations chart to modify where/when open-air markets will be permitted to the Planning and Zoning Commission; and

**WHEREAS**, at least fifteen (15) days after the publication in the official newspaper of the City of the time and place of a public hearing, the Planning and Zoning Commission held a public hearing regarding the proposed text amendment; and

**WHEREAS**, the Planning and Zoning Commission recommended in its final report that the City Council approve the requested text amendment; and

**WHEREAS**, at least fifteen (15) days after the publication in the official newspaper of the City of the time and place of a public hearing, the City Council held a public hearing on the proposed text amendment; and

**WHEREAS**, the City Council finds it to be in the best interest of the health, safety and welfare of the citizens to approve the text amendment as contained in this ordinance; now, therefore,

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TOMBALL, TEXAS:**

**Section 1.** The facts and matters contained in the preamble to this ordinance are hereby found to be true and correct.

**Section 2.** Article I, General and Article III, District Regulations, of Chapter 50, Zoning of the Code of Ordinances of the City of Tomball, Texas is hereby amended, as set out in Exhibit A, attached hereto and made a part of this Ordinance for all purposes.

**Section 3.** In the event any section, paragraph, subdivision, clause, phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstance shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this

Ordinance as a whole or any part or provision hereof other any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of Tomball, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, or whether there be one or more parts.

**Section 4.** Any person who shall intentionally, knowingly, recklessly or with criminal negligence violate any provision of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction, shall be fined in an amount not to exceed \$2,000. Each day of violation shall constitute a separate offense.

FIRST READING:

READ, PASSED AND APPROVED AS SET OUT BELOW AT THE MEETING OF THE CITY COUNCIL OF THE CITY OF TOMBALL HELD ON THE 19<sup>th</sup> DAY OF DECEMBER, 2022.

COUNCILMAN FORD	<u>AYE</u>
COUNCILMAN STOLL	<u>AYE</u>
COUNCILMAN DUNAGIN	<u>AYE</u>
COUNCILMAN TOWNSEND	<u>ABSENT</u>
COUNCILMAN PARR	<u>AYE</u>

SECOND READING:

READ, PASSED, AND ORDAINED AS SET OUT BELOW AT A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF TOMBALL, HELD ON THE 2<sup>ND</sup> DAY OF JANUARY, 2023.

COUNCILMAN FORD	_____
COUNCILMAN STOLL	_____
COUNCILMAN DUNAGIN	_____
COUNCILMAN TOWNSEND	_____
COUNCILMAN PARR	_____

\_\_\_\_\_  
Lori Klein Quinn, Mayor

ATTEST:

\_\_\_\_\_  
DORIS SPEER, City Secretary

Exhibit “A”

**AMEND:** Section 50-2 (*Definitions*)

**REVISE:** Delete and Add the following entries

**ADD:**

Market, Open Air – A temporary outdoor marketplace where two or more vendors are on private property. Where produce, merchandise, food, or other products are distributed, offered for sale, or sold directly to consumers.

**AMEND:** Section 50-82 (*Use Regulations (charts)*)

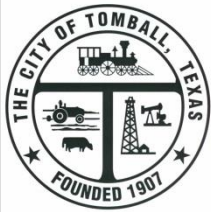
**DELETE:**

Types of Land Uses	Residential Zoning Districts										Nonresidential Zoning Districts							OT&MU	Parking ratio <a href="#">(Also see section 50-112)</a>			
	AG	SF-20-E	SF-9	SF-6			D		MF		MHP	O		GR			C			LI		
Retail																						
Market, open air, <del>flea</del>																	C	<del>P</del>			<del>P</del>	1 space per 200 square feet

**ADD:**

Types of Land Uses	Residential Zoning Districts										Nonresidential Zoning Districts							OT&MU	Parking ratio <a href="#">(Also see section 50-112)</a>			
	AG	SF-20-E	SF-9	SF-6			D		MF		MHP	O		GR			C			LI		
Retail																						
Market, open air																	C	<u>C</u>			<u>C</u>	1 space per 200 square feet

-END-



**Ordinance Amendment  
Staff Report**

Planning & Zoning Commission Public Hearing Date: December 12, 2022  
City Council Public Hearing Date: December 19, 2022

**Case:** P22-394  
**Section(s):** Chapter 50, Article I (50-2 *Definitions*), and Chapter 50, Article III (50-82 *Use regulations (charts)*)  
**Subject:** Add definition for “Market, Open Air” and revise Section 50-82 (*Use regulations (charts)*) by revising where/when open-air markets will be permitted.

**BACKGROUND**

The current land use regulation chart in the City of Tomball Code of Ordinance contains a “Market, open air, flea” land use that is undefined. To clarify this land use category staff is adding a definition that clearly defines what an open-air market is. Additionally, the current code of ordinance allows open-air markets by right within the Old Town & Mixed Use (OT&MU) and Light Industrial (LI) zoning districts, as well as within the Commercial (C) district with the approval of a Conditional Use Permit (CUP). In an effort to guide the development of these open-air markets city staff is proposing that a CUP be required in all three zoning districts. Conditional Use Permits provide an additional opportunity to govern where open-air markets are to be located as well as when they may operate. Additionally, conditional use permits provide opportunities to draft limitations governing a variety of factors including but not to be limited to hours of operations, total vendors allowed, and site lighting.

**NOTICE OF PUBLIC HEARING:**

A public hearing notice was published in the Potpourri on November 30, 2022.

**PROPOSED ORDINANCE AMENDMENT(s):**

Code of Ordinance Section(s):

**50-2 Definitions**

**ADD:**

Market, Open Air – A temporary outdoor marketplace where two or more vendors are on private property. Where produce, merchandise, food, or other products are distributed, offered for sale, or sold directly to consumers.

**50-82 Use Regulations (charts)**

**DELETE:**

Types of Land Uses	Residential Zoning Districts											Nonresidential Zoning Districts						OT&MU	Parking ratio <a href="#">(Also see section 50-112)</a>		
	AG	SF-20-E	SF-9	SF-6			D		MF		MHP	O		GR			C			LI	
Retail																					
Market, open air, <del>flea</del>																	C	<del>P</del>		<del>P</del>	1 space per 200 square feet

**ADD:**

Types of Land Uses	Residential Zoning Districts											Nonresidential Zoning Districts						OT&MU	Parking ratio <a href="#">(Also see section 50-112)</a>		
	AG	SF-20-E	SF-9	SF-6			D		MF		MHP	O		GR			C			LI	
Retail																					
Market, open air																	C	<del>C</del>		<del>C</del>	1 space per 200 square feet

**STAFF RECOMMENDATION**

City staff recommends approval of Case P22-394.

**P&Z RECOMMENDATION:**

Approval (4 Vote Aye, 0 Vote Nay)

- Discussion Items:
  - None

**NOTICE OF PUBLIC HEARING  
CITY OF TOMBALL  
PLANNING & ZONING COMMISSION (P&Z)  
DECEMBER 12, 2022  
&  
CITY COUNCIL  
DECEMBER 19, 2022**



Notice is Hereby Given that a Public Hearing will be held by the P&Z of the City of Tomball on **Monday, December 12, 2022 at 6:00 P.M.** and by the City Council of the City of Tomball on **Monday, December 19, 2022 at 6:00 P.M.** at City Hall, 401 Market Street, Tomball Texas. On such dates, the P&Z and City Council will consider the following:

**Zoning Case P22-350:** Request by Zion Woods LLC, represented by Blue Kite Building Group, to amend Chapter 50 (Zoning) of the Tomball Code of Ordinances, by rezoning approximately 22.84 acres of land out of the Joseph Miller Survey, Abstract Number 50, from Agricultural (AG) district to a Planned Development (PD) district to promote single-family residential development. The property is generally located within the 12700 block (north side) of Zion Road, within Harris County, Texas.

**Zoning Case P22-367:** Request by Colleen Pye to amend Chapter 50 (Zoning) of the Tomball Code of Ordinance by rezoning approximately 0.32 acres of land legally described as being all of Lots 41, 42, 43, and 44 in Block 72 of the Revised Map of Tomball from Single Family Residential – 6 (SF-6) to Old Town & Mixed Use (OT & MU). The property is located at 329 Texas Street, within the City of Tomball, Harris County, Texas.

**Case P22-394:** Request by the City of Tomball to amend Section(s) 50-2 (*Definitions*) and Section 50-82 (*Use Regulations (Charts)*), Subsection (b) (*Use Charts*) of the Tomball Code of Ordinances by adding/revising standards pertaining to “Market, open air, flea”.

At the public hearings, parties of interest and citizens will have the opportunity to be heard. All citizens of the City of Tomball, and any other interested parties, are invited to attend. Applications are available for public inspection Monday through Friday, except holidays, at the Public Works Building, located at 501 James Street, Tomball, TX 77375. Further information may be obtained by contacting the City Planner, Jared Smith, at (281) 290-1491 or at [jasmith@tomballtx.gov](mailto:jasmith@tomballtx.gov).

**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 **9<sup>th</sup>** day of **December 2022** by 5:00 p.m., and remained posted for at least 72 continuous hours preceding the scheduled time of said meeting.

Jared Smith  
Jared Smith  
City Planner

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 feel free to contact the City Secretary’s office at (281) 290-1002 or FAX (281) 351-6256 for further information. AGENDAS MAY ALSO BE VIEWED ONLINE AT [www.tomballtx.gov](http://www.tomballtx.gov).



**City Council Meeting  
Agenda Item  
Data Sheet**

**Meeting Date:** January 3, 2023

**Topic:**

Approve the Minutes of the December 19, 2022 Regular Tomball City Council Meeting

**Background:**

**Origination:** City Secretary

**Recommendation:**

Approve

**Party(ies) responsible for placing this item on agenda:** Doris Speer, City Secretary

**MINUTES OF REGULAR COUNCIL MEETING  
CITY OF TOMBALL, TEXAS**



**Monday, December 19, 2022  
6:00 PM**

The City Council of the City of Tomball, Texas, conducted the meeting scheduled for December 19, 2022, 6:00 PM, at 401 Market Street, Tomball, Texas 77375, via physical attendance and video/telephone conference.

A. Mayor Klein Quinn called the meeting of the Tomball City Council to order at 6:01 p.m.

**PRESENT**

Council 1 John Ford  
Council 2 Mark Stoll  
Council 3 Dane Dunagin  
Council 5 Randy Parr

**ABSENT**

Council 4 Derek Townsend, Sr. - Excused

**OTHERS PRESENT**

City Manager – David Esquivel  
Assistant City Manager – Jessica Rogers  
City Secretary – Doris Speer  
City Attorney – Loren B. Smith  
Assistant City Secretary – Tracylynn Garcia  
Director of Community Development – Nathan Dietrich  
Director of Public Works – Drew Huffman  
Finance Director – Katherine Tapscott  
Police Captain-Patrol – Brandon Patin  
Fire Chief – Joe Sykora  
Project Manager - Meagan Mageo  
Sr. Administrative Assistant-CSO – Sasha Luna  
Marketing & Communications Specialist – Chrislord Templonuevo  
Community Center Manager – Rosalie Dillon

B. Invocation - Led by Pastor Kenny Rodgers, Anointed Faith Family Church

C. Pledges to U.S. and Texas Flags – Led by Brandon Patin

D. No Public Comments were received.

E. Presentations

1. Mayor Fagan presented a Proclamation declaring December 19, 2022 as ***“Salute to the Tomball Depot Museum Volunteers” Day***
2. Council received a presentation regarding the proposed design alternatives and feedback received for the FM 2920/Main Street reconstruction project.
3. Council received a presentation on the status of the Alley Reconstruction Project.
4. Council received a presentation regarding the status of the City of Tomball website redesign project.

F. Reports and Announcements

1. Announcements

- I. December 23 and December 26, 2022 – **Christmas Holidays** – City offices closed; garbage pickup will not be affected
- II. January 2, 2023 – **New Year’s Day Holiday** – City offices closed; garbage pickup will not be affected
- III. January 3, 2023 – **City Council Meeting** will be held on Tuesday, due to New Year’s Day Holiday

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

G. Old Business

1. Motion made by Council 2 Stoll, Seconded by Council 1 Ford, to adopt, on Second Reading, Ordinance No. 2022-38, an ordinance of the City of Tomball, Texas, amending Chapter 50 (Zoning) of the Tomball Code of Ordinances by changing the Zoning District Classification of approximately 17.08 acres of land legally described as being all of lots 1,2,3, and 4 of Tomball Business and Technology Park from Single Family Residential -20 (SF-20) to Light Industrial (LI). The property is located within the 1900 block of S. Persimmon Street (east and west sides), 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.

Voting Yea: Council 1 Ford, Council 2 Stoll, Council 3 Dunagin, Council 5 Parr  
Absent: Council 4 Townsend, Sr.

Motion carried unanimously.

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 December 5, 2022 Regular Tomball City Council Meeting
2. Approve Request from Tomball HS Athletic Booster Club for City Support and In-Kind Services for the ***Tomball HS Athletic Booster Club Crawfish Boil*** in downtown Tomball, on Saturday, April 1, 2023
3. Approve Supplemental Number Two, amending the Professional Services Agreement with Gunda Corporation, LLC for Project Number 2017-10033, Alley Improvement Project, for the amount of \$57,320 (making the total not-to-exceed contract amount \$305,819); approve the expenditure of funds therefor; and authorize the City Manager to execute the agreement. This project was included in the FY 2022-2023 budget.
4. Approve a Professional Services Agreement with Four and One, LLC, for Project Number 2023-10013, Parks, Recreation, and Trail System Master Plan for a not-to-exceed amount of \$149,600, authorize the expenditure of funds therefor, and authorize the City Manager to execute the agreement. This amount is included in the FY 2022-2023 budget.
5. Approve the purchase of SmartGov Subscriptions (permitting software) from Brightly Solutions, Inc. for year one implementation and annual subscription in the amount of \$41,619.65 of the total contract amount of \$153,393.27, approve the expenditure of funds therefor, and authorize the City Manager to execute any and all documents related to the purchase. The purchase is included in the FY 2022-2023 Budget.

Motion made by Council 3 Dunagin, Seconded by Council 5 Parr, to approve all items in New Business Consent.

Voting Yea: Council 1 Ford, Council 2 Stoll, Council 3 Dunagin, Council 5 Parr  
Absent: Council 4 Townsend, Sr.

Mayor Klein Quinn called a recess at 7:21 p.m.; upon reconvening at 7:26 p.m., the following action was taken:

Motion carried unanimously.

I. New Business

1. Motion made by Council 5 Parr, Seconded by Council 2 Stoll, to appoint Angie Johnson to the unexpired vacancy of Resident Position 2 Member on the Tourism Advisory Committee.

Voting Yea: Council 1 Ford, Council 2 Stoll, Council 3 Dunagin, Council 5 Parr  
Absent: Council 4 Townsend, Sr.

Motion carried unanimously.

2. Motion made by Council 3 Dunagin, Seconded by Council 2 Stoll, to appoint Matt Williams to the vacant/unexpired Alternate 4 Position on the Board of Adjustments, for Term expiring March 2, 2023.

Voting Yea: Council 1 Ford, Council 2 Stoll, Council 3 Dunagin, Council 5 Parr  
Absent: Council 4 Townsend, Sr.

Motion carried unanimously.

3. Consideration to approve **Zoning Case P22-350**: Request by Zion Woods LLC, represented by Blue Kite Building Group, to amend Chapter 50 (Zoning) of the Tomball Code of Ordinances, by rezoning approximately 22.84 acres of land out of the Joseph Miller Survey, Abstract Number 50, from Agricultural (AG) district to a Planned Development (PD) district to promote single-family residential development. The property is generally located within the 12700 block (north side) of Zion Road, within Harris County, Texas.

- \* Mayor Klein Quinn called the Public Hearing on **Case P22-350** to order at 7:47 p.m.

Applicant, Adam Ransom, 2148 Welch, Houston, TX 77019, developer, made a presentation supporting the proposed development.

The following individuals expressed their opposition to the proposed zoning change:

Danny Hudson - 12777 Zion Rd, Tomball, TX 77375

Donald Marshall Brown - 12607 Raleigh Creek, Tomball, TX 77375

Michelle Pierce - 31303 Raleigh Creek Dr, Tomball, TX 77375

William Sumner - 12321 Zion Rd, Tomball, TX 77375

Patricia Daily - 30818 Spring Lake Blvd, Tomball, TX 77375

Sam Jumper - 30831 Raleigh Creek Dr, Tomball, TX 77375

Rachel Wortham - 12926 Mossy Shore, Tomball, TX 77375

Joel Ocasio – 31007 Roanoak Woods Dr, Tomball, TX 77375

Lauren Tadlock - 30911 Roanoak Woods Dr, Tomball, TX 77375

Matt Kimich - 31435 Bearing Star Ln, Tomball, TX 77375

Edward Weaver- 31119 Wyndfield Ct, Tomball, TX 77375

Devinee Davidson, 31106 Gullwing Manor Dr, Tomball, TX 77375

Receiving no additional public comments, Mayor Klein Quinn closed the Public Hearing at 8:40 p.m.

- \* Motion made by Council 2 Stoll, Seconded by Council 5 Parr, to read Ordinance No. 2022-41 by caption only on First Reading.

Voting Yea: Council 1 Ford, Council 2 Stoll, Council 3 Dunagin, Council 5 Parr

Absent: Council 4 Townsend, Sr.

Motion carried unanimously.

Motion made by Council 2 Stoll, Seconded by Council 1 Ford, to adopt, on First Reading, Ordinance No. 2022-41, an Ordinance of the City of Tomball, Texas, amending Chapter 50 (Zoning) of the Tomball Code of Ordinances by changing the zoning district classification of approximately 22.84 acres of land out of the Joseph Miller Survey, Abstract Number 50, from Agricultural (AG) district to a Planned Development (PD) district to promote single-family residential development. The property is generally located within the 12700 block (north side) of Zion Road, within Harris County, Texas; 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.

Voting NAY: Council 1 Ford, Council 2 Stoll, Council 3 Dunagin,  
Council 5 Parr  
Absent: Council 4 Townsend, Sr.

Motion FAILED unanimously.

4. **Consideration to approve Zoning Case P22-367:** Request by Colleen Pye to amend Chapter 50 (Zoning) of the Tomball Code of Ordinance by rezoning approximately 0.32 acres of land legally described as being all of Lots 41, 42, 43, and 44 in Block 72 of the Revised Map of Tomball from Single Family Residential – 6 (SF-6) to Old Town & Mixed Use (OT & MU). The property is located at 329 Texas Street, within the City of Tomball, Harris County, Texas.

- \* Mayor Klein Quinn called the Public Hearing on **Case P22-367** to order at 8:55 p.m.

Applicant, Colleen Pye - 207 Florence, Tomball, TX 77375, made a presentation.

The following individuals expressed their opposition to the proposed zoning change:

Thomas Najar - 24955 Decker Prairie Rosehill Rd, Magnolia, 77362

George Kelly - 319 Texas St., Tomball, TX 77375

The following individual expressed their support for the proposed zoning change:

Rene Lesley - 11906 Lucky Meadow Dr., Tomball, TX 77375

Receiving no additional comments, Mayor Klein Quinn closed the Public Hearing at 9:08 p.m.

- \* Motion made by Council 5 Parr, Seconded by Council 2 Stoll, to read Ordinance No. 2022-42 by caption only on First Reading.

Voting Yea: Council 1 Ford, Council 2 Stoll, Council 3 Dunagin, Council 5 Parr

Absent: Council 4 Townsend, Sr.

Motion carried unanimously.

Motion made by Council 2 Stoll, Seconded by Council 1 Ford to adopt, on First Reading, Ordinance No. 2022-42, an Ordinance of the City of

Tomball, Texas, amending Chapter 50 (Zoning) of the Tomball Code of Ordinances by changing the zoning district classification of approximately 0.32 acres of land legally described as being all of Lots 41, 42, 43, and 44 in Block 72 of the Revised Map of Tomball from Single Family Residential – 6 (SF-6) to Old Town & Mixed Use (OT & MU). The property is located at 329 Texas Street, within the City of Tomball, Harris County, Texas.; 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.

Voting NAY: Council 1 Ford, Council 2 Stoll, Council 3 Dunagin,  
Council 5 Parr

Absent: Council 4 Townsend, Sr.

Motion FAILED unanimously.

5. Consideration to approve Case P22-394: Request by the City of Tomball to amend Section(s) 50-2 (*Definitions*) and Section 50-82 (*Use Regulations (Charts)*), Subsection (b) (*Use Charts*) of the Tomball Code of Ordinances by adding/revising standards pertaining to “Market, open air, flea”.

- \* Conduct Mayor Klein Quinn called the Public Hearing on **Case P22-394** to order at 9:27 p.m.

Receiving no public comments, Mayor Klein Quinn closed the Public Hearing at 9:28 p.m.

- \* Motion made by Council 3 Dunagin, Seconded by Council 2 Stoll, to read Ordinance No. 2022-43 by caption only on First Reading.

Voting Yea: Council 1 Ford, Council 2 Stoll, Council 3 Dunagin, Council 5 Parr

Absent: Council 4 Townsend, Sr.

Motion carried unanimously.

Motion made by Council 3 Dunagin, Seconded by Council 1 Ford, to adopt, on First Reading, Ordinance No. 2022-43, an Ordinance of the City of Tomball to amend Section(s) 50-2 (*Definitions*) and Section 50-82 (*Use Regulations (Charts)*), Subsection (b) (*Use Charts*) of the Tomball Code of Ordinances by adding/revising standards pertaining to “Market, open air, flea”; 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.

Voting Yea: Council 1 Ford, Council 2 Stoll, Council 3 Dunagin, Council 5 Parr

Absent: Council 4 Townsend, Sr.

Motion carried unanimously.

6. Executive Session: The City Council recessed at 9:35 p.m. to 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. 551.072 – Deliberation regarding Real Property
- Sec. 551.076 – Deliberation regarding Security Devices

Upon reconvening into regular session at 10:20 p.m., no action was taken.

- J. Motion made by Council 2 Stoll, Seconded by Council 1 Ford, to adjourn.

Voting Yea: Council 1 Ford, Council 2 Stoll, Council 3 Dunagin, Council 5 Parr

Absent: Council 4 Townsend, Sr.

Motion carried unanimously.

PASSED AND APPROVED this the 3<sup>rd</sup> day of January 2023

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Doris Speer  
City Secretary, TRMC, MMC

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Lori Klein Quinn  
Mayor

# City Council Meeting

## Agenda Item

### Data Sheet

Meeting Date: January 3, 2023

#### Topic:

Approve Resoluton No. 2023-01, a Resolution and Order of the City Council of the City of Tomball, Texas, Ordering a Regular City Officer's Election, to be Held in the City of Tomball on Saturday, May 6, 2023; Designating the Polling Places and Appointing Election Officials for Such Election; Directing the Giving of Notice of Such Election; Designating the Date for a Runoff Election if Needed; and Providing Details Relating to the Holding of Such Election

Aprobar la Resolución Nro. 2023-01, una Resolución y Orden del Consejo Municipal de la Ciudad de Tomball Texas, Ordenando una Elección Regular de Funcionarios Municipales a Celebrarse el sábado 6 de mayo de 2023; Designando los Lugares de Votación y Nombrando a los Oficiales Electorales de tal Elección; Instruyendo que se Notifique Sobre esta Elección; Designando la Fecha de una Elección de Desempate de ser Necesaria; y Proporcionando Detalles Referentes a la Celebración de Tal Elección.

Chấp thuận Nghị Quyết số 2023-01, một Nghị Quyết và Sắc Lệnh của Hội Đồng Thành Phố Tomball, Texas, Yêu Cầu một Cuộc Bầu Cử Viên Chức Thường Lệ sẽ được tổ chức tại Thành Phố Tomball vào Thứ Bảy, ngày 6 tháng Năm, 2023; Chỉ định các Địa Điểm Bỏ Phiếu và Chỉ Định các Viên Chức Bầu Cử cho Cuộc Bầu Cử đó; Hướng Dẫn việc Đưa Ra Thông Báo của Cuộc Bầu Cử đó; Chỉ Định Ngày Bầu Cử Chung Cuộc nếu cần; và Đưa Ra các Chi Tiết có Liên Quan đến việc Tổ Chức Cuộc Bầu Cử đó

批准決議案編號2023-01，為一德克薩斯州，Tomball市市議會決議及指示，特指示一市府官員普選，其將於2023年5月6日，星期六在Tomball市召開；並已為此選舉指定投票所地點以及指派選舉官員；指導發出本選舉之選舉通知；如需要，將指定決選日期；以及提供所有與召開本選舉相關的細節

#### Background:

Resolution No. 2023-01 orders the Regular City Officer's Election, which will be held on Saturday, May 6, 2023 for Council Position 1 & Council Position 5.

The first day to file an Application for Place on Ballot is January 18, 2023; the last day to file an Application for Place on Ballot is Friday, February 17, 2023 at 5:00 p.m. Early Voting will be held April 24-28 and May 1-2, 2023.

The Resolution also designates the polling places, appoints the election officers, and authorizes the use of the Verity Voting 2.5 System. Cities are no longer required to have 12-hour voting days, however, we wish to offer one to accommodate potential late hour voters on Tuesday, April 25, 2023.

Should a Runoff Election be required, the date of the Runoff Election is designated to be Saturday, June 3, 2022; early voting for the Runoff Election would begin Monday, May 22-26, and end May 30, 2023.

As in previous years, a provision has been included in Section 2 to authorize the City Secretary to select an Acting Presiding or Acting Alternate Presiding Judge from the qualified pool of Election Clerks if

either the Presiding Judge or the Alternate Presiding Judge is unable to perform his/her assigned duties for whatever reason.

**Origination:** Home Rule Charter, City Secretary

**Recommendation:**

Approve Resolution No. 2023-01

**Party(ies) responsible for placing this item on agenda:**

Tracylynn Garcia,  
Assistant City Secretary

**RESOLUTION NO. 2023-01**

**A RESOLUTION AND ORDER OF THE CITY COUNCIL OF THE CITY OF TOMBALL, TEXAS, ORDERING A REGULAR CITY OFFICER'S ELECTION, TO BE HELD IN THE CITY OF TOMBALL ON SATURDAY, MAY 6, 2023; DESIGNATING THE POLLING PLACES AND APPOINTING ELECTION OFFICIALS FOR SUCH ELECTION; DIRECTING THE GIVING OF NOTICE OF SUCH ELECTION; DESIGNATING THE DATE FOR A RUNOFF ELECTION IF NEEDED; AND PROVIDING DETAILS RELATING TO THE HOLDING OF SUCH ELECTION**

\* \* \* \* \*

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TOMBALL, TEXAS:**

**Section 1:** It is hereby ordered that a Regular Election be held in and throughout the City of Tomball, Texas on the second Saturday in May, the 6<sup>th</sup> day of May, 2023, at which election the following officers shall be elected by the resident qualified voters in and for the said City of Tomball, to-wit:

**POSITION**

**COUNCIL POSITION 1  
COUNCIL POSITION 5**

**Section 2:** The present boundaries of the City constituting one election precinct, the polls shall be open for voting from seven o'clock (7:00) a.m. until seven o'clock (7:00) p.m. at the following polling place, and the following are hereby appointed officers to conduct the election at said polling place:

**POLLING PLACE**

Tomball City Hall  
401 Market Street  
Tomball, Texas 77375

**ELECTION OFFICERS**

Patsy Kinsey, Presiding Judge  
Latrell Shannon, Alternate Presiding Judge.

The City Secretary is hereby authorized and directed to provide a copy of the RESOLUTION to the judges as written notice of their appointment as required by Section 32.009 of the Texas Election Code. If either the Presiding Judge or the Alternate Presiding Judge is unable to perform his/her assigned duties, the City Secretary is authorized to select an Acting Presiding or Acting Alternate Presiding Judge from the qualified Election Clerks, as needed.

The Presiding Judge shall have the authority to appoint no more than seven (7) clerks to assist in the holding of such election, but in no event shall the Presiding Judge appoint less than two clerks. Said election officers shall also serve as the Early Voting Ballot Board for such election; the Presiding Judge of such election precinct shall also serve as the Presiding Officer of the Early Voting Ballot Board.

The Election Judge shall be compensated at an hourly rate of \$19.00; early voting clerks and election clerks shall be compensated at an hourly rate of \$18.00 as provided by Title 3, Section 32.091(a) of the State Election Code. The Election Judge shall be compensated in the amount of \$25 for the delivery of election equipment and supplies as provided by Title 3, Section 32.091(a) of the State Election Code, if such delivery is necessary. The City will pay for any required training of the City's election judges and clerks. Judges and clerks will also be reimbursed for travel and will be paid at the set hourly rates for training time.

**Section 3:** The City Secretary is hereby appointed the Elections Clerk for early voting; the appointment of a deputy clerk or clerks for early voting by the City Secretary shall be in accordance with Section 83.001 *et seq.* of the Texas Election Code. The place for early voting for such election is hereby designated as:

City Hall  
City of Tomball, Texas  
401 Market Street  
Tomball, Texas 77375.

In order to meet the requirements of Section 85.005 of the Election Code, on each day for early voting which is not a Saturday, a Sunday, or an official state holiday, beginning on the twelfth (12<sup>th</sup>) day and continuing through the fourth (4<sup>th</sup>) day preceding the date of such election, said clerks shall keep City Hall open Monday through Friday from seven forty-five o'clock (7:45) a.m. until five o'clock (5:00) p.m., with the exception of Tuesday, April 25, 2023, when City Hall will be open for 12 hours, from seven forty-five o'clock (7:45) a.m. until seven forty-five o'clock (7:45) p.m.

Said clerks shall not permit anyone to vote early by personal appearance on any day which is not a regular working day for the clerk's office, and under no circumstances shall they permit anyone to vote early by personal appearance at any time when such office is not open to the public. The above-described place for early voting is also the clerk's mailing address to which ballot applications and ballots voted by mail may be sent. The early voting clerk, in accordance with the provisions of the Texas Election Code, shall maintain a roster listing each person who votes early by personal appearance and each person to whom a ballot to be voted by mail is sent. The roster shall be maintained in a form approved by the Secretary of State.

**Section 4:** All ballots shall be prepared in accordance with Texas Election Code. Paper ballots shall be used for early voting by mail and the Verity Voting 2.5 System shall be used for early voting by personal appearance and voting on Election Day, both of which are part of the Verity Voting 2.5 System. The City Council hereby adopts for use in early and election day voting the Verity Voting 2.5 System as approved by the Secretary of State. All expenditures necessary for the conduct of the election, the purchase of materials therefore, and the employment of all election officials is hereby authorized.

**Section 5:** The City Secretary is hereby authorized and directed to furnish all necessary election supplies to conduct such election.

**Section 6:** Notice of this election shall be given in accordance with the provisions of the Texas Election Code and returns of such notice shall be made as provided for in said Code. The Mayor shall issue all necessary orders and writs for such election, and returns of such election shall be made to the City Secretary after the closing of the polls.

**Section 7:** Said election shall be held in accordance with the provisions of Article XI, Section 11 of the Constitution of Texas, which provides that a municipality having terms exceeding two (2) years must fill any vacancy within 120 days after such vacancy occurs, the Texas Election Code and the Federal Voting Rights Act of 1965, as amended. Only duly qualified resident electors of the City of Tomball shall be qualified to vote.

**Section 8:** The first day to file an application for place on ballot is January 18, 2023. All candidates for election for the Office of City Council, Position 1 and City Council, Position 5, must file their names with the City Secretary of the City of Tomball, Texas, by 5:00 P.M. on February 17, 2023 in order for their names to be included on the Official Ballot.

**Section 9:** Should a Runoff Election be required, the date of the Runoff Election is designated to be Saturday, June 3, 2023. Early voting for the Runoff Election will begin May 22, 2023 and end May 30, 2023; no voting will take place on May 29, 2023, in observance of the Memorial Day Holiday. All terms, conditions, and provisions established for the May 6, 2023 Regular City Officers Election shall apply to the Runoff Election.

**Section 10:** The City Secretary is hereby authorized and instructed to give Notice of said election as required by law.

**PASSED, APPROVED and RESOLVED** this  3rd  day of January 2023.

\_\_\_\_\_  
LORI KLEIN QUINN, Mayor  
City of Tomball

ATTEST:

\_\_\_\_\_  
DORIS SPEER, City Secretary  
City of Tomball

# City Council Meeting

## Agenda Item

### Data Sheet

Meeting Date: January 3, 2023

**Topic:**

Approve Resolution No. 2023-02, a Resolution of the City Council of the City of Tomball, Texas, Designating The Potpourri, Tomball Edition (Houston Community Newspapers/Houston Chronicle) as the Official Newspaper for 2023 for Publication of Matters Pertaining to the City of Tomball

**Background:**

Tomball Home Rule Charter, Section 3.06, and Texas Government Code, Section 2051.044, require the City Council to annually designate a public newspaper of general circulation in the City as the official newspaper for all legal notices—ordinances, public hearing notices, election notices, and other matters required to be published by the Charter, City of Tomball ordinances, the Constitution or state or federal laws.

The Potpourri, Tomball Edition (Houston Community Newspapers/Houston Chronicle) is the only "local" paper that meets all of the requirements of the City's Charter and state law. The Houston Chronicle's legal section would meet the requirements, however, publication rates are much higher in the Houston Chronicle than in the weekly edition of the Potpourri. As a monthly publication, the Community Impact newspaper does not meet the state's legal requirements.

The major portion of the City's official advertising involves legal notices, some of which are quarter-page ads that state or federal law require be published as display ads in the main body of the newspaper.

The Potpourri has an Internet site and we have enjoyed an excellent relationship with the Potpourri over the years. The Potpourri's publication date is on Wednesday.

Staff recommends designation of The Potpourri, Tomball Edition (Houston Community Newspapers) as the official newspaper for 2023.

**Origination:** Home Rule Charter, City Secretary

**Recommendation:**

Approve Resolution No. 2023-02, designating the Potpourri, Tomball Edition (Houston Community Newspapers/Houston Chronicle) as the Official Newspaper for 2023 for Publication of Matters Pertaining to the City of Tomball

**Party(ies) responsible for placing this item on agenda:** Doris Speer, City Secretary

**RESOLUTION NO. 2023-02**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TOMBALL, TEXAS, DESIGNATING THE POTPOURRI, TOMBALL EDITION (HOUSTON COMMUNITY NEWSPAPERS/HOUSTON CHRONICLE) AS THE OFFICIAL CITY NEWSPAPER FOR 2023 FOR PUBLICATION OF MATTERS PERTAINING TO THE CITY OF TOMBALL.**

\* \* \* \* \*

**WHEREAS**, the Home Rule Charter of the City of Tomball, Section 3.06 – Official Newspaper, states:

“The Council shall have power to contract with, and by ordinance or resolution, annually designate a public newspaper of general circulation in the City as the official newspaper thereof and to continue as such until another is designated, and shall cause to be published therein all ordinances, notices and other matters required to be published by this Charter, by the ordinances of the City or by the Constitution or laws of the State of Texas.”

**NOW, THEREFORE, BE IT RESOLVED** that the City of Tomball and its governing body hereby designates The Potpourri, Tomball Edition (Houston Community Newspapers/Houston Chronicle) to be named the official newspaper for 2023 for the City of Tomball, Texas, for the publication of ordinances, notices, and other matters required by law or ordinance to be published, and that this resolution shall take effect upon its passage.

**PASSED AND APPROVED BY A VOTE OF \_\_\_ TO \_\_\_ AS SET OUT BELOW AT THE MEETING OF THE CITY COUNCIL HELD ON THE 3rd DAY OF JANUARY 2023:**

COUNCILMAN FORD \_\_\_\_\_  
COUNCILMAN STOLL \_\_\_\_\_  
COUNCILMAN DUNAGIN \_\_\_\_\_  
COUNCILMAN TOWNSEND \_\_\_\_\_  
COUNCILMAN PARR \_\_\_\_\_

\_\_\_\_\_  
LORI KLEIN QUINN, Mayor

ATTEST:

\_\_\_\_\_  
Doris Speer, City Secretary



**City Council Meeting  
Agenda Item  
Data Sheet**

**Meeting Date:** January 3, 2023

**Topic:**

Legislative Discussion

**Background:**

**Origination:** Requested by Councilman Parr

**Recommendation:**

**Party(ies) responsible for placing this item on agenda:** Doris Speer, City Secretary

# City Council Meeting Agenda Item Data Sheet

**Meeting Date:** January 3, 2023

**Topic:**

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. 551.076 – Deliberation regarding Security Devices

**Background:**

**Origination:** David Esquivel, City Manager

**Recommendation:**

**Party(ies) responsible for placing this item on agenda:** David Esquivel, City Manager