

February 26, 2025

**The Honorable Mayor and City Council
City of Tomball
401 West Market Street
Tomball, Texas 77375**

Re: Letter of Agreement for Funding of Upsizing of Trees on Main Street

Dear Mayor and Councilmembers:

The City of Tomball (the “City”), by letter dated February 10, 2025 (the “Request Letter”), which is attached hereto as “Exhibit A”, requested financial assistance from the Tomball Economic Development Corporation (the “TEDC”) for the upsizing of street trees in conjunction with the FM 2920 Main Street Reconstruction Project (the “Project”). Through the Request Letter, the City has requested that the TEDC provide One Million Five Hundred Thousand Dollars (\$1,500,000) to fund the upsizing of the trees for the Project (the “Funds”).

The TEDC hereby agrees to provide the Funds subject to the City’s acknowledgement and compliance with the following conditions:

1. The transfer of Funds contemplated in this Letter of Agreement are subject to all applicable rules associated with a project of the TEDC as provided in Chapter 505 of the Texas Local Government Code;
2. The Funds shall be deposited in a City account dedicated to the Project and shall not be commingled with any other City funds;
3. The Funds shall only be used for the Project as provided herein;
4. The City shall keep a complete and accurate accounting of all expenditures of the Funds and make such records available to the TEDC; and
5. In the event the total amount of the Funds transferred by the TEDC to the City are not used to fund the upsizing of trees for the Project as provided herein, then upon completion of the Project, the City shall remit the remaining portion of the Funds to the TEDC.

If the above terms and conditions are acceptable to the City, please have an authorized officer of the City sign below acknowledging the City’s agreement and return this Letter of Agreement to the undersigned. Upon receipt of this signed Letter of Agreement, the TEDC’s Treasurer will be directed to transfer the Funds as provided above.

Yours very truly,

By: _____
**Gretchen Fagan, President
Board of Directors**

AGREED AND ACCEPTED:

CITY OF TOMBALL, TEXAS

Lori Klein Quinn, Mayor

ATTEST:

City Secretary

DATE:

EXHIBIT A: City's Request for Funding