

**NOTICE OF LA MARQUE
CITY COUNCIL
REGULAR MEETING
BY TELEPHONE CONFERENCE**

In accordance with order of the Office of the Governor issued March 16, 2020, the La Marque City Council will conduct a Regular meeting on **Monday, April 12, 2021 immediately following the Workshop that begins at 6:00 PM by telephone and video conference** in order to advance the public health goal of limiting face-to-face meetings to slow the spread of the Coronavirus/COVID-19. This Notice, the meeting agenda, and the agenda packet can be found online at:

<https://ci.la-marque.tx.us/AgendaCenter>

THERE WILL BE NO PUBLIC ACCESS TO CITY HALL DURING THE MEETING.

The public will be permitted to offer public comments telephonically as provided below and as permitted by the Mayor during the meeting. A recording of the telephonic 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 NUMBER TO PARTICIPATE IN THE MEETING IS:

1 (346) 248-7799

ONCE YOU ARE CONNECTED, YOU MUST ENTER THE FOLLOWING:

Meeting ID: 92493940502

Press *6 to mute or unmute your phone line. You may also connect to the meeting on your smartphone, tablet or computer by going to the following internet address:

<https://zoom.us/j/92493940502>

Once you are on the website, you may need to enter the following:

Meeting ID: 924 9394 0502

If you require accommodation to participate in this meeting, contact the City Clerk at 409-938-9259 or cityclerk@cityoflamarque.org at least 48 hours prior to the meeting start time.



1111 Bayou Road
La Marque, Texas
409-938-9202

Mayor - Keith Bell
Vacant - District A

Councilmember Robert Michetich - District C

Mayor Pro-Tem Joe Compian - District B Councilmember Casey McAuliffe - District D

ORDINANCE NO. O-2021-0007

RESOLUTION NO. R-2021-0009

**CITY OF LA MARQUE
CITY COUNCIL
AGENDA
of
April 12, 2021**

Notice is hereby given that the City Council of the City of La Marque, Texas will conduct a **Regular Meeting via telephone/video conference hosted through Zoom as provided in the attached notice on Monday, April 12, 2021 at 6:00 p.m.** beginning immediately after the City Council Workshop that begins at 6:00 p.m.; but no later than 7:00 p.m. for the purpose of considering the following agenda:

(1) CALL MEETING TO ORDER

(2) ROLL CALL

(3) PROCLAMATIONS/PRESENTATIONS

- a. Proclamation – Child Abuse and Prevention Awareness Month
- b. Proclamation – Fair Housing Month
- c. Proclamation - Telecommunicators Month

(4) APPROVAL OF MINUTES

- a. Workshop Minutes of March 8, 2021
- b. Regular Meeting Minutes of March 8, 2021
- c. Special Meeting Minutes of March 23, 2021
- d. Special Meeting Minutes of April 1, 2021

(5) PUBLIC HEARING

- a. Conduct Public Hearing to hear public input regarding adopting Ordinance No. **O-2021-0005**, prescribing the type of notice to be given for public hearings on large scale updates and corrections to the City's Zoning Map

(6) OLD BUSINESS

- a. Discussion/possible action regarding adopting Ordinance No. **O-2021-0005**, prescribing the type of notice to be given for public hearings on large scale updates and corrections to the City's Zoning Map – Development Services Director D. Purnell **THIS IS THE SECOND AND FINAL READING**

- b. Discussion/possible action regarding adopting Ordinance No. **O-2021-0004**, amending City Code Section 2.9, "Establishing a Policy for Appointments to Boards, Commissions and Committees", and assigning the Mayor to the La Marque Economic Development Corporation Board as an ex-officio non-voting member – Mayor K. Bell **THIS IS THE FIRST READING TABLED FROM 3.8.2021**

(7) NEW BUSINESS

- a. Discussion/possible action regarding adopting Ordinance No. **O-2021-0006**, changing the zoning district from (R-1) Single-Family Residential to (R-2) Two Family Residential Lots 13 & 14 Wentzel Addition, Abstract 150, located near the end of Briar Lane, La Marque, Texas – Development Services Director D. Purnell **THIS IS THE FIRST READING**
- b. Discussion/possible action regarding adopting Ordinance No. **O-2021-0007**, amending the fiscal year 2019-20 Budget for various funds' expenditures by decreasing various funds' fund balances and increasing certain expenditures to individual budget accounts in various funds and increasing certain revenues in various funds as set forth in Exhibit A – Finance Director S. Kou **THIS IS THE FIRST READING**
- c. Discussion/possible action regarding a request for sponsorship of Bigass Crawfish Bash for 2021- Public Works Director C. Cary
- d. Discussion/possible action regarding ratifying the City Manager's approval of expenditures to Android Construction, LLC for costs involved in emergency distribution system (water) rehabilitation caused by Winter Storm Uri, in the amount of \$202,106.28 – Public Works Director C. Cary
- e. Discussion/possible action regarding the potential expansion of the SBA HUBZone in La Marque, Texas – EDC Executive Director A. Getty
- f. Discussion/possible action regarding appointments and/or reappointments to fill various positions of the Boards and Commissions – Mayor K. Bell
- g. Discussion/possible action regarding cancelling the Regular City Council meeting scheduled for May 10, 2021 and scheduling a Special Meeting for May 17, 2021 – Mayor K. Bell
- h. Discussion/possible action regarding adopting Resolution No. **R-2021-0009**, to deny Texas-New Mexico Power's electric rate increase request for the maximum period allowed by law – City Attorney D. Purnell

(8) EXECUTIVE SESSION

The City Council for the City of La Marque, Texas reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized the Texas Government Code Section 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.086 (Economic Development)

(9) REQUESTS AND ANNOUNCEMENTS

Requests by Mayor and Council Members for items to be placed on future City Council agendas and announcements on city events/community interests TEX. GOV'T CODE §551.415. (b), "items of community interest" includes:

- (1) expressions of thanks, congratulations, or condolences;*

- (2) information regarding holiday schedules;*
- (3) an honorary or salutary recognition of a public official, public employee, or other citizen, except that a discussion regarding a change in the status of a person's public office or public employment is not an honorary or salutary recognition for purposes of this subdivision;*
- (4) a reminder about an upcoming event organized or sponsored by the governing body;*
- (5) information regarding a social, ceremonial, or community event organized or sponsored by an entity other than the governing body that was attended or is scheduled to be attended by a member of the governing body or an official or employee of the municipality or county; and*
- (6) announcements involving an imminent threat to the public health and safety of people in the municipality or county that has arisen after the posting of the agenda.*

(10) ADJOURNMENT

CERTIFICATION:

I hereby certify that the above notice of meeting was posted at 1109-B Bayou Road, La Marque, Texas on or before April 9, 2021, before 5:30 p.m.

Robin Eldridge, TRMC
City Clerk

**Office of the Mayor
City of La Marque**

PROCLAMATION

WHEREAS, children are the embodiment of innocence and hope for the future, and every child deserves to grow up in a nurturing environment, free from harm and fear; and

WHEREAS, sadly however, nearly 200,000 children in Texas are reported as abused or neglected every year; and

WHEREAS, it is a problem we must relentlessly combat through awareness, education and action; and

WHEREAS, child abuse prevention is a community responsibility and finding solutions depends on involvement among all people; and

WHEREAS, communities must make every effort to promote programs that benefit children and their families; and

WHEREAS, effective child abuse prevention programs succeed because of partnerships among agencies, schools, religious organizations, law enforcement agencies, and the business community; and

NOW, THEREFORE, we the Mayor and City Council by virtue of our authority vested by the City of La Marque, Texas do hereby recognize and proclaim the month of April 2021 as:

“CHILD ABUSE PREVENTION AND AWARENESS” MONTH

in the City of La Marque and do hereby urge all concerned citizens, businesses, and professional bodies to help reduce child abuse and neglect significantly in years to come.

In testimony whereof, witness my signature and the Seal of the City of La Marque, Texas this the 12th day of April 2021.

Keith Bell, Mayor

Office of the Mayor
for the City of La Marque

PROCLAMATION

WHEREAS, Title VIII of the Civil Rights Act of 1968, as amended, prohibits discrimination in housing and declares it a national policy to provide, within constitutional limits, for fair housing in the United States; and

WHEREAS, the principle of Fair Housing is not only national law and national policy, but a fundamental human concept and entitlement for all Americans; and

WHEREAS, the National Fair Housing Law, during the month of April, provides an opportunity for all Americans to recognize that complete success in the goal of equal housing opportunity can only be accomplished with the help and cooperation of all Americans;

NOW, BE IT RESOLVED, that the La Marque City Council urges everyone in the community to become aware of and to participate and support the Fair Housing rules and regulations.

NOW, THEREFORE, we the Mayor and City Council by virtue of our authority vested by the City of La Marque, Texas do hereby proclaim the month of April 2021 as:

"FAIR HOUSING MONTH"

in the City of La Marque and do hereby urge all the citizens of this locality to become aware of and support the Fair Housing law.

In testimony whereof, witness my hand and the Seal of the City of La Marque, this the 12th day of April 2021.

Keith Bell, Mayor

*Office of the Mayor
of the City of La Marque*
PROCLAMATION

WHEREAS, the past year has been exceedingly taxing on public safety personnel, from facing tense political and social climates to battling an everchanging global pandemic, these professionals have been out on the front lines every step of the way; and,

WHEREAS, the prompt response of police officers, firefighters, and paramedics in the case of an emergency is critical to the protection of life and preservation of property; and,

WHEREAS, Public Safety Telecommunicators are the first and most critical contact our citizens have with emergency services and are the single vital link for our police officers and firefighters by monitoring their activities by radio, providing them information, and ensuring their safety; and,

WHEREAS, Public Safety Telecommunicators of La Marque have contributed substantially to the safety of our citizens, apprehension of criminals, suppression of fires and treatment of patients, while exhibiting compassion, understanding and professionalism during the performance of their job in the past year; and,

NOW, therefore, we the City Council of La Marque declares the week of April 11 through 17, 2021 as:

“NATIONAL PUBLIC SAFETY TELECOMMUNICATORS WEEK”

in honor of the men and women whose diligence and professionalism keep our city and citizens safe.

In testimony whereof, witness my hand and the Seal of the City of La Marque, this 12th day of April 2021.

Keith Bell, Mayor



**CITY OF LA MARQUE
CITY COUNCIL WORKSHOP
MINUTES
of
MARCH 8, 2021**

City Council Workshop Minutes of the City of La Marque City Council held on Monday, March 8, 2021, beginning at 6:00 p.m. via teleconference (ZOOM) with the following members present:

(1) CALL TO ORDER

Mayor Bell called the Workshop to order at 6:00 p.m.

(2) ROLL CALL

Keith Bell

Joe Compian

Robert Michetich

Casey Mc Auliffe

Mayor

Mayor Pro-Tem, Councilmember- District B

Councilmember- District C

Councilwoman- District D

OTHER OFFICIALS PRESENT:

Charles "Tink" Jackson

Robin Eldridge

Derra Purnell

City Manager

City Clerk

City Attorney

(3) CITIZENS PARTICIPATION

1. Olan Norman reported a drainage problem he, along with several of his neighbors are having and have had for several years, his address is 2921 Ashley. He is asking for any permanent help that the city can provide for he and his neighbors.

(4) NEW BUSINESS

- a. Discussion relating to adopting Resolution No. **R-2021-0007**, ordering the General Election to be held May 1, 2021, to elect one (1) Mayor; (1) Councilmember for District "A"; and one (1) Councilmember for District "C", each for a three (3) year term

After a brief explanation by City Manager Mr. Jackson, Mayor Pro-Tem Compian asked for clarification as it pertains to portions of the City Charter and Texas Secretary of State Office when a runoff is called between the two candidates that did not receive 50.1 % of the votes, and one candidate withdraws within the time

allowed, that the person that is left shall be able to be sworn in at the next Council meeting. Ms. Purnell, the City Attorney explained that the wording couldn't be changed to reflect this on the Resolution. It was further discussed Mayor Pro-Tem Compian was going to ask for clarity in writing from the Secretary of State's Office on this subject and forward this information to the City Clerk and City Attorney and then it will be clarified with all of Council.

- b. Discussion relating to adopting Resolution No. **R-2021-0008**, designating the official mailing address and e-mail address for public information requests

After a brief explanation, further discussion included input from Mayor Pro-Tem Compian concerning the addition of a supplement that would include a FAQ's page, how to submit a request, what will be a charge if any, and add the Texas Public Information Act Handbook to the website and a link to the Attorney General's Office website. A question also was asked as far as if a person is requesting information, how if they chose not to use the form, could they request information. It was stated that the request must be in writing and either given in person, emailed or mailed. Point of information from the City Manager was that there was currently information on the Public Information Act and other information in relation to these requests the city's website, and that the discussed information will be added to the page.

- c. Discussion relating to adopting Ordinance No. **O-2021-0004**, amending City Code Section 2.9, "Establishing a Policy for Appointments to Boards, Commissions and Committees", and assigning the Mayor to the La Marque Economic Development Corporation Board as an ex-officio non-voting member **THIS IS THE FIRST READING**

After a brief explanation, it was determined that the ordinance still requires more work and more clarity in the following areas: whether a person would have to be a registered voter; discrepancies found in the different membership requirements for different boards, residency requirements; a clearer description of what is considered "residency", asking for written documentation of an applicants' "intent"; alternates to Boards and Commissions; absences (excused and non-excused) of members to meetings and restrictions on numbers of missed meetings; the possibility of members to attend via ZOOM, although still requiring a quorum at one place for the meeting to be conducted (as per City Attorney); it was further suggested to table until these issues are discussed further.

- d. Discussion relating to adopting Ordinance No. **O-2021-0005**, prescribing the type of notice to be given for public hearings on large scale updates and corrections to the City's Zoning Map **THIS IS THE FIRST READING**

After a brief explanation, there was no further discussion.

- e. Discussion relating to the Juvenile Curfew Ordinance report for calendar year 2020. This is presented in compliance with La Marque Code of Ordinances, Section 44-2, Curfew for Minors, Subsection (i), Reporting

Chief Jackson gave an overview of the reports in the packet, and it was decided to bring this item back to City Council at the following meeting, since one of the Councilmembers was unable to retrieve this information.

- f. Discussion relating to TIRZ 2 status report
Finance Director Suzy Kou provided the Report that was obtained from the Galveston County Tax Assessor- Collector Cheryl Johnson. A meeting between Ms. Johnson and Ms. Kou and Councilmember Michetich can provide more details to this report and clarification to a few of the concerns that Councilmember Michetich had.
- g. Discussion relating to emergency expenditures for costs involved in emergency sanitary sewer rehabilitation caused by winter storm Uri, in the amount of \$253,321.25, and report of in-process repairs on the wastewater treatment plant and various water lines.

After a brief explanation given by Public Works Director Mr. Cary, it was mentioned that ratification of the expenses will be coming before Council as soon as he final numbers are in.

Councilmember Michetich said he has heard all good things praising Public Works crews for their hard work and continued work during this storm.

(5) ADJOURNMENT

It was the consensus of Council to adjourn the Workshop at 8:07 p.m.

CITY OF LA MARQUE, TEXAS

Keith Bell, Mayor

ATTEST:

Robin Eldridge, TRMC
City Clerk



**CITY OF LA MARQUE
CITY COUNCIL REGULAR
MINUTES
of
MARCH 8, 2021**

City Council Regular Minutes of the City of La Marque City Council held on Monday, March 8, 2021, beginning immediately following the City Council Workshop that began at 6:00 p.m. at 1109-B Bayou Road with the following members present:

(1) CALL TO ORDER

Mayor Bell called the Regular Meeting to order at 8:07 p.m.

(2) ROLL CALL

Keith Bell

Joe Compian

Robert Michetich

Casey Mc Auliffe

Mayor

Mayor Pro-Tem and Councilmember, District B

Councilmember, District C

Councilwoman, District D

OTHER OFFICIALS PRESENT:

Charles "Tink" Jackson

Robin Eldridge

Derra Purnell

City Manager

City Clerk

City Attorney

(3) PROCLAMATIONS

- a. Proclamation - Deannie Barrett
- b. Proclamation - Richard Duroux
- c. Proclamation - Neighbors Helping Neighbors

Mayor Bell read aloud each of the proclamations, two pertaining to previous city employees, and recognized the highlights during each of their tenures. Neighbors helping Neighbors recognizing individuals that went beyond normal to help others during the previous winter storm Uri

(4) APPROVAL OF MINUTES

- a. Special Meeting Minutes of January 25, 2021
- b. Workshop Minutes of February 8, 2021
- c. Regular Meeting Minutes of February 8, 2021
- d. Special Minutes of March 2, 2021

- ** Councilmember Michetich made a motion to approve the minutes as written.
** Councilmember Compian seconded.
** Councilmember Mc Auliffe asked that one correction to the workshop minutes be made, which includes the City Clerk to post on the website past Boards and Commission members and their member status and terms **MOTION CARRIED UNANIMOUSLY**

(5) CONSENT AGENDA

- a. Discussion/possible action regarding adopting Resolution No. **R-2021-0007**, ordering the General Election to be held May 1, 2021, to elect one (1) Mayor; (1) Councilmember for District "A"; and one (1) Councilmember for District "C", each for a three (3) year term
- b. Discussion/possible action regarding adopting Resolution No. **R-2021-0008**, designating the official mailing address and e-mail address for public information requests

- ** Councilmember Michetich made a motion to approve the Consent Agenda
** Councilwoman Mc Auliffe seconded. **MOTION CARRIED UNANIMOUSLY**

(6) PUBLIC HEARING

- a. Conduct Public Hearing to hear public input regarding adopting Ordinance No. **O-2021-0002**, amending the Delany Cove Planned Development District ("Delany Cove PDD") established by Ordinance No. O-2019-0026 by adding Section 14; and making other provisions related to the subject

Mayor Bell closed the Regular Meeting and opened the Public Hearing at 8:18 p.m.
No one spoke.

- b. Conduct Public Hearing to hear public input regarding adopting Ordinance No. **O-2021-0003**, amending the fiscal year 2020-21 Budget for 1764 Water Plant Pumps project by increasing various accounts expenditures and revenues as set forth in Exhibit A

No one spoke.

Mayor Bell closed the Public Hearing and reconvened the Regular Meeting at 8:19 p.m.

(7) OLD BUSINESS

- a. Discussion/possible action regarding adopting Ordinance No. **O-2021-0002**, amending the Delany Cove Planned Development District ("Delany Cove PDD") established by Ordinance No. O-2019-0026 by adding Section 14; and making other provisions related to the subject -

- ** Councilwoman Mc Auliffe made a motion to adopt Ordinance No. O-2021-0002 on the second and final reading.

- ** Mayor Pro-Tem Compian seconded. **MOTION CARRIED UNANIMOUSLY**
- b. Discussion/possible action regarding adopting Ordinance No. **O-2021-0003**, amending the fiscal year 2020-21 Budget for 1764 Water Plant Pumps project by increasing various accounts expenditures and revenues as set forth in Exhibit A
- ** Councilmember Michetich made a motion to adopt Ordinance No. O-2021-0003 on the second and final reading.
- ** Councilwoman Mc Auliffe seconded. **MOTION CARRIED UNANIMOUSLY**

(8) NEW BUSINESS

- a. Discussion/possible action regarding adopting Ordinance No. **O-2021-0004**, amending City Code Section 2.9, "Establishing a Policy for Appointments to Boards, Commissions and Committees", and assigning the Mayor to the La Marque Economic Development Corporation Board as an ex-officio non-voting member
- ** Councilmember Michetich made a motion, then removed his motion.
- ** Mayor Pro-Tem Compian made a motion to table this item.
- ** Councilmember Michetich seconded. **MOTION CARRIED UNANIMOUSLY**
- b. Discussion/possible action regarding adopting Ordinance No. **O-2021-0005**, prescribing the type of notice to be given for public hearings on large scale updates and corrections to the City's Zoning Map
- ** Councilmember Mc Auliffe made a motion to adopt Ordinance No. O-2021 on the first reading.
- ** Councilmember Michetich seconded. **MOTION CARRIED UNANIMOUSLY**.
- c. Discussion/possible action regarding ratifying the City Manager's approval of expenditures to Texas Pride Utilities for costs involved in emergency sanitary sewer rehabilitation caused by winter storm Uri, in the amount of \$253,321.25
- ** Councilmember Michetich made a motion to ratify the City Manager's approval of expenditures to Texas Pride Utilities for costs involved in emergency sanitary sewer rehabilitation caused by winter storm Uri, in the amount of \$253,321.25
- ** Councilwoman Mc Auliffe seconded. **MOTION CARRIED UNANIMOUSLY**.
- d. Discussion/possible action regarding appointments and/or reappointments to fill various positions of the Boards and Commissions

City Attorney reminded all that the Chairperson recently resigned from the Board of Adjustments.

Mayor Bell asked if his appointment could be made in April. But then asked if this item could be moved to the Special Meeting the following week.

Councilmember Mc Auliffe mentioned that she has been trying to reach a current member, Larry Walker on the Parks Board, and asked for any help from members of Council if they have an alternate number or way to get in touch with him.

(9) EXECUTIVE SESSION

There was no Executive Session.

(10) REQUESTS AND ANNOUNCEMENTS

Councilmember Michetich congratulated Mayor Bell on his speech at the recent State of the Cities Address at the Chamber meeting last week.

Mayor Bell spoke to the city's resiliency and determination as a community to be able to handle the problems associated with the previous winter storm, and during the ongoing pandemic we are still facing. Praised the City Manager and Assistant City Managers as well as Police Department, Code Enforcement and other staff that have been affected by this Covid -19 virus (pandemic); especially the Public Works Department, that continues to do so. Expressed how proud he is for these employees. Sent his sincere condolences to the family of Ricky Rojas who previously lost his life in an auto/pedestrian accident within the city. After pushing his friends out of the way to safety and lost his life in the process, he is considered a hero in this community.

City Manager Mr. Jackson provided a report on the stance of the City/County during the month of February concerning the Covid-19 numbers:

These are the weekly positivity rates within the County:

Week ending 02.13.21: 12.6 %

Week ending 02.20.21: 12.8%

Week ending 02.27.21: 14.98%

Week ending 03.06.21: 12.2 %

According to the criteria set in the city's policy, we will continue follow the Covid -19 operations criteria through the month of March.

Another change will be that Mayors will not have any authority over outside events of more than ten persons and those that do not occur on city property.

(11) ADJOURNMENT

** Councilwoman McAuliffe made a motion to adjourn the meeting at 8:40 p.m.

** Mayor Pro-Tem Compian seconded. **MOTION CARRIED UNANIMOUSLY.**

Keith Bell, Mayor

ATTEST:

Robin Eldridge, TRMC
City Clerk

DRAFT



**CITY OF LA MARQUE
SPECIAL MEETING OF CITY COUNCIL
MINUTES
of
March 23, 2021**

Minutes of Special Meeting of City Council via telephone/video conference hosted through Zoom as provided in the attached notice on Tuesday, March 23, 2021 at 6:00 p.m. via teleconference (ZOOM), with the following members present:

(1) CALL MEETING TO ORDER

Mayor Bell called the Joint meeting to order at 6:00 p.m.

(2) ROLL CALL

Keith Bell	Mayor
Joe Compian	Mayor-Pro-Tem District B
Robert Michetich	Councilmember District C
Casey Mc Auliffe	Councilwoman District D

OTHER STAFF

Charles "Tink" Jackson	City Manager
Derra Purnell	City Attorney
Robin Eldridge	City Clerk

(3) CITIZENS PARTICIPATION

1. T. J. Aulds- owner and founder of I-45 NOW spoke about an issue he has with the communication policy that the City of La Marque is currently working under. Reported that he had a one-on-one meeting with the City Manager and an agreement had been made that within thirty days the issues that they discussed would be resolved, but said that within a week of that meeting, he considered that a betrayal of the spirit of their conversation had taken place. He then stated that he had submitted an open records request three months ago, and it had not been acted on in any manner by the city. Then continued by saying that the city sought an Attorney General's opinion (outside of the law) to withhold that information. Further he said that a city has ten days and fourteen days if under certain extreme circumstances exists to ask for an Attorney General's opinion. "The extreme circumstances that appeared over a year ago, were not present at the time."

Due to the length of time which had passed, the city, by law could not withhold any information at that time (over 80 days). He further stated that the city has adopted a policy that it is not beholden to the laws of the state when it comes to transparency, to fulfilling open records requests. He referred to an officer involved shooting that occurred in December of 2020. He continued by saying that the city is giving out only part of the truth. Health concerns as it refers to Covid-19 illnesses within the Police Department was mentioned, and that the citizenry has a right to know, and the City has a responsibility to provide full transparency, and honesty to build trust and to provide this type of information to the citizens and media. He reported that there was lack of staff to speak to the media when the news of Amazon having a location within the city was dropped. Mr. Aulds reported allegations against city employees of unethical behavior. "I want a policy to be adopted that will give employees a clear definition of how to handle open records requests". He is also asking that open communications between staff and the media to be allowed again. He is asking that the city withdraw their request to the AG's office to withhold certain information on the request from December of 2020. Further stated that the Mayor, City Clerk and City Attorney will be receiving an email concerning these issues, as a letter he plans to send to the Texas Attorney General.

(4) OLD BUSINESS

a. Discussion relating to Safe City Initiative

Discussion began with Mayor Bell stating that because of the issue of gun violence that has impacted the city within the past year, is the reason being for the city to begin a safe city initiative then introduced the following individuals:

Shannon Guillot-Wright (UTMB Center for Violence Prevention), she directs the Health Policy Research Division

Nakisha Paul – (409 Action Network), and School Board President of the Texas City School Board

Dr. Shannon explained her job at UTMB, which is helping to create policies to help reduce violence in the communities (domestic violence, dating violence, healthy relationships, structural violence) – she introduced two of the "buckets" (areas) that she thinks may benefit this community: (1) environment; (2) school

Ms. Paul explained that the 409 Action Network is a grass-root, community- based organization than begun a little over a year ago. Their goal is to reduce violence within the community, by introducing some of the older generation that were involved in some of the same activities that this generation is involved in and have gotten past that lifestyle and have secured good jobs. They are asking these men to share their experiences to help the younger generation to overcome some of their obstacles and try to change some of the mindsets of those that are struggling in one way or another.

These two ladies were invited to share their expertise in their fields by Councilwoman Mc Auliffe, she feels both are deeply invested in the long-term generational work. The key is going to be through community collaboration.

Dr. Shannon began the discussion which touched on mentoring and adding universal relationship programs (semester- long curriculum) teaching healthy and unhealthy relationships in the schools, texting intervention (texting the word relationship to 37420). One other focus point is social media and the way that white males are being recruited to extremism, (learning fact from fiction and the way it all is intertwined).

Collaborating with the Police Department and Municipal Court to help them and engage them in activities to keep them involved in school but also in the community after school hours and get into the mindsets of this generation to decrease some of the criminal activities that some are getting involved in.

Mayor Pro-Tem Compian spoke about the roles Dr. Shannon plays in implementing the programs through the Center at UTMB and maintaining the programs once the funding is depleted. They also touched on engaging parents and getting them involved in these programs and offering parenting skill programs (disciplining, etc.), making more hotline numbers available for youth and parents for a wide variety of subjects.

Councilmember Michetich asked what is available for municipalities to help fund these programs (suggestions included partnering with the school district, grants, some money is already available depending on which programs, then other resources). It was asked that she bring back to the City Manager a list of other municipalities and school districts that are engaged in these types of programs.

Discussion continued on other factors (social, economic, environmental) and how they can tie into the mental and physical health of individuals that can lead to certain types of violence.

Mayor asked for the success rate of the Universal Relationship Program, being evidence based, it was said to be very successful. Stats will be provided at a later date. Asked about determining factors in the success rate within different communities (which involves interests, in that certain youth - based on the psychology of each); asked about different curriculums for different factors or one for all (dysfunctional family life, family violence, relationships, bullying, parent separation, etc.); with the lack of engagement from parents, and other parties and how it and how it translates into the success of these programs, and how with the collaboration with several individuals is greatly needed.

Councilwoman Mc Auliffe asked how we can move forward. Funding was the forefront answer to that, which could begin with the school district, and some of the funds could already be in place or the submission of a smaller grant that can be worked on together for implementing these programs. Going through the grant-writing process often begins to create a strategic plan and helps fund the initiatives through a funding stream. The most successful programs are by getting those long-term grant funding in place.

Mayor Bell added that he would like that this process be something that will be able to incorporate the community involvement in. This should be supported and driven by the community.

Immediate action that can be taken:

- Implement the Four “R” curriculum throughout the TCISD (in collaboration with UTMB and TCISD)
- Connecting kids to mentors through the 409 Action Network
- Re-visiting the handling of truancy within the Municipal Court (Handle with Care protocol)- Partnership between all of the entities (City, LMPD, TCISD, and UTMB)
- Environmental portion (Crime Prevention through Environmental Design)

During this “planning time” a meeting was suggested and necessary to be held between the TCISD School Board Members, the Superintendent of TCISD, Ms. Paul, Dr. Shannon, and the City Managers and or Mayors of both cities. (a “scope” of the project will be needed as well; MOU); Some issues that may come up: (other school districts are in the city; the students may live in another city and or attend other schools). A comprehensive plan will need to be generated in order to begin any implementation phase. Whether it be track changes on a word document a zoom meeting or an actual in – person meeting, can begin the process.

It was agreed upon that the following persons should be included in the initial meeting: City Managers of both La Marque and Texas City; Ms. Paul; Dr. Shannon and both Mayors of La Marque and Texas City.

City Manager followed up by giving an update on the initial meeting in January, which includes the following:

1. Consultant- was not agreed whether city should get one
2. Working with sister cities to address the violent crime issues (Chief Jackson already has proposed the formation of a Galveston County Task Force)- a resolution could be passed asking for other entities to participate and sign
3. Looking into grant opportunities (HGAC, etc.)

4. Asking that the Assistant City Managers be more involved out in the community- they have been out in the community as much as possible lately
5. Neighborhood Watch Program – Meeting was held in which Mr. Jordan attended that meeting 1.19.2021- they are waiting on finalization of group captains, and officers have already been assigned for their roles; also working on the training portion of the block captains another meeting is scheduled for 3.25.2021
6. Street-light Program – working with Public Works and Dinh to get together a map of all existing streetlights and to start keeping track of locations and look for darker areas of town that need to be lit up- there is no set price on costs yet (depending on whether poles already exist and or they have to install poles or they only have to set transformers or both)
7. CBA Workshop held – it was asked to increase level of interaction on traffic stops, and Neighborhood Watch, Community Outreach, but Covid reduced some of the interactions with the public. Bolster resources for a Rapid Response Team (in progress); a weekly report based on crimes within the City to be published on the website, social media and other social platforms was asked for.
8. More focus on youth (Student Government Day with City Staff scheduled for April 1, 2021; other programs such as Youth Advisory Council, framework has been provided, this is a work in progress.
9. DOJ- Safe Neighborhood Projects- working on The God Spot Program
10. Job creation and affordable housing- focusing on jobs to be brought in that are not minimum-wage paying
11. Streets- TxDOT sent information for an opportunity for grant monies for sidewalks, and staff was able to get together a proposal and TxDOT responded by asking for a meeting with staff for possibility of sidewalks (on 519 from Highway 3 to Feeder Road and Bayou Road from Cedar to 1764.)

Mayor Bell strongly requested a Community Engagement Officer and a Rapid Response Team, as was asked during a workshop.

City Manager responded by adding that it should be everyone's job at the Police Department to be community engaged and said that if "one" person were given this job, it would discourage the other officers to do this in addition to their other numerous duties. Further discussion suggested that this may be able to work on some kind of a rotation team consisting of a

few officers at a time. It was suggested that Mr. Jordan may be assigned this duty.

City Manager added that he has some ideas that may work.

Mayor Pro-Tem Compian asked that some of the information pertaining to community policing needs to be updated on the city's website.

On another note, Mr. Compian raised a few questions about street lighting and cost if the city were able to switchover to LED lights, Reserve police officer's and salaries being comparative for the police officers.

Mayor Bell, asked for the resolution as it relates to partnering with other cities for a Rapid Task Force to be placed on a future Council meeting, soon.

Summarizing this portion of this meeting, a one-page brief was suggested to be compartmentalized and drawn up to be distributed among all involved in this process speaking about the three major (3) things highlighted tonight and emailed to Council individually for their input. Those three things being: ELE (Environment; Law Enforcement and Education components); City Manager was given this task.

- b. Discussion/possible action regarding appointing various members to various Boards and Commissions

After reviewing and discussing the backup in the packet, the following appointments were made:

Mayor Bell appointed Crystal Cooper to a member status from an Alternate of the Board of Adjustments.

Councilwoman Mc Auliffe moved Helen Kee from an Alternate status to a member status on the same Board (BOA).

Mayor Bell made a motion to approve and Councilmember Michetich seconded. Appointments stood.

(5) REQUESTS AND ANNOUNCEMENTS

City Manager reported that a drive-by parade was provided for a 111-year-old resident of La Marque, Melvin Campbell, who resides at Bayou Pines Nursing Home.

A Comprehensive Communication Strategy was asked from the City Manager and for him to speak in response to Mr. T. J. Aulds comments earlier in the meeting.

It was asked of the City Attorney Derra Purnell to provide to Council a memo relating to Mr. Aulds comments earlier in the meeting.

Mayor Pro-Tem Compian reminded all to visit the TML website that shows what bills are being introduced to Legislation and those that are pending currently and how they may impact our community.

(6) EXECUTIVE SESSION

Section 551.071 (Consultation with attorney)

Mayor Bell closed the Special Meeting and convened into Executive Session at 9:16 p.m.

Mayor Bell reconvened into the Special Meeting at 9:29 p.m.

(7) ADJOURNMENT

Councilwoman Mc Auliffe made a motion to adjourn the Special Meeting at 9:30 p.m.

Mayor Pro-Tem Compian seconded. **MEETING ADJOURNED.**

Keith Bell, Mayor

ATTEST:

Robin Eldridge, TRMC
City Clerk



**CITY OF LA MARQUE
SPECIAL CITY COUNCIL
MINUTES
of
April 1, 2021**

Minutes of Special Meeting of City Council via telephone/video conference hosted through Zoom as provided in the attached notice on Thursday, April 1, 2021 at 5:00 p.m. via teleconference (ZOOM), with the following members present:

(1) CALL MEETING TO ORDER

Mayor Bell called the Special Meeting to order at 5:08 p.m.

(2) ROLL CALL

Keith Bell	Mayor
Joe Compian	Mayor-Pro-Tem District B
Robert Michetich	Councilmember District C
Casey Mc Auliffe	Councilwoman District D

OTHER STAFF

Charles "Tink" Jackson	City Manager
Derra Purnell	City Attorney
Robin Eldridge	City Clerk

(3) CITIZENS PARTICIPATION

There was none.

(4) NEW BUSINESS

- a. Discussion/possible action to consider approval to use Mac McGaffey Highland Bayou Park for the Bigass Crawfish Bash to be held on May 15, 2021

** Councilmember Michetich made a motion to approve Mac McGaffey Highland Bayou Park for the Bigass Crawfish Bash to be held on May 15, 2021, contingent upon them to relay a COVID-19 Plan and a parking contingency plan to the City prior to the event.

** Mayor Pro-Tem Compian seconded. **MOTION CARRIED UNANIMOUSLY.**

(5) ADJOURNMENT

- ** Councilmember Michetich made a motion to adjourn the Special Meeting at 5:14 p.m.
- ** Mayor Pro-Tem Compian seconded. **SPECIAL MEETING ADJOURNED.**

Keith Bell, Mayor

ATTEST:

Robin Eldridge, TRMC
City Clerk



CITY COUNCIL AGENDA FORM

Meeting Date: April 12, 2021

Agenda item: **6a**

Prepared by: Derra Purnell

Reviewed by: *Charlene Warren/*

Charles Jackson

Department: Development Services

AGENDA ITEM DESCRIPTION: Discussion/possible action regarding adopting Ordinance No. **O-2021-0005**, prescribing the type of notice to be given for public hearings on large scale updates and corrections to the City's Zoning Map **THIS IS THE SECOND AND FINAL READING**

☒

ATTACHMENTS FOR REFERENCE

1. Proposed Ordinance

STAFF BRIEFING:

- Planning and Zoning Commission will be considering large-scale (meaning more than 200 notices would be required to property owners within 200 feet of affected parcels) updates and corrections to the zoning map in the near future
- The updates to the map being considered will not create any non-conforming uses and are intended to lessen the burden on property owners by updating the map and correcting zoning map errors
- In order to consider these updates in a public hearing, state law provides for, and City zoning regulations reference, adoption of alternative notice procedures for these kinds of updates
- The proposed ordinance provides for notice by publication and on the City website
- The updates to the zoning map will still be required to go through multiple public hearings and be considered by the Planning and Zoning Commission and City Council multiple times in open meetings over the next several months
- This is the first step needed to allow consideration and detailed discussion of any proposed large-scale zoning map changes

HISTORY: N/A

TARGET IMPLEMENTATION: April 12, 2021

SIGNIFICANT ACTION DATES:

3/16/21 - Planning and Zoning Commission recommended adoption of ordinance

4/12/21 - second reading of ordinance by Council

4/20/21 - tentative public hearing before Planning and Zoning Commission on zoning map updates

5/10/21 - tentative first reading of ordinance updating zoning map by City Council, if recommended for approval by Planning and Zoning Commission



CITY COUNCIL AGENDA FORM

ACTION:

- | | |
|--|---|
| ☒ Ordinance | ☐ Resolution |
| ☐ Special Presentation | ☐ Proclamation |
| ☐ Finance Report | ☐ Public Hearing |
| ☐ Other | |
| ☒ Mark if this item does not conflict with any Resolution, Ordinance or City Charter, policies, procedures | |

Cost Details:	
Budgeted	N/A
Actual Bid	N/A
Estimated Expenditure	N/A
Acct. Name(s)	N/A
Line Item #	N/A
Other Funding	N/A

STAFF'S RECOMMENDATION: Motion to adopt Ordinance No. **O-2021-0005**, prescribing the type of notice to be given for public hearings on large scale updates and corrections to the City's Zoning Map **THIS IS THE SECOND AND FINAL READING**

FISCAL IMPACT: N/A

ORDINANCE NO. O-2021-0005

AN ORDINANCE OF THE CITY OF LA MARQUE, TEXAS, PRESCRIBING THE TYPE OF NOTICE TO BE GIVEN FOR PUBLIC HEARINGS ON LARGE SCALE UPDATES AND CORRECTIONS TO THE CITY'S ZONING MAP PURSUANT TO CITY CODE CHAPTER 71 AND TEXAS LOCAL GOVERNMENT CODE SECTION 211.006; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of La Marque, Texas, (the "City") previously adopted Ordinance No. 953, as amended, codified in Chapter 71, Zoning, of the City Code of La Marque Code of Ordinances (the "Zoning Ordinance") that regulates and restricts the location and use of buildings, structures and land for trade, industry, residence and other purposes, and provides for the establishment of zoning districts of such number, shape and area as may be best suited to carry out these regulations, pursuant to Chapter 211 of the Texas Local Government Code; and

WHEREAS, Section 211.006 of the Texas Local Government Code provides that, in addition to the publication notice required, a home-rule City may, by a two-thirds vote, prescribe the type of notice to be given of the time and place of the public hearing for changes to zoning regulations and maps; and

WHEREAS, Section 71-26(h) of the Zoning Ordinance provides that the City may from time to time, amend, supplement, or change by ordinance the boundaries of the districts or the regulations established by the Zoning Ordinance and that a public hearing on such amendment, supplemental, or change shall be held by the council following notice given by publication one time in the official newspaper of the city, stating the time and place of such hearing, which time shall not be earlier than ten days from the date of publication; and

WHEREAS, large-scale updates and corrections to the City's adopted zoning map may be necessary from time to time; and

WHEREAS, the Planning and Zoning Commission will consider such corrections and updates to the zoning map and is expected to issue a preliminary report on March 16, 2021 in an open meeting, then hold a public hearing on such report at the next Planning and Zoning Commission meeting prior to issuing a final report and recommendation to City Council;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LA MARQUE, TEXAS:

Section 1.

That the required notice for updates and corrections to the zoning map, including modifying the boundaries of the districts established by the Zoning Ordinance, that would require notice to 200 or more persons if notice was sent to every property owner within 200 feet of an affected parcel, shall be given by publication one time in the

official newspaper of the city, stating the time and place of such hearing, which time shall not be earlier than ten days from the date of publication and such notice shall be placed on the City's website for at least ten days.

Section 2. Effective Date and Publishing

This ordinance shall be effective immediately, except where a later date is expressly provided, upon adoption on second and/or final reading after publication and hearing, as provided in Sections 2.17-2.19 of the Charter of the City of La Marque, and publication in accordance with Section 52.013 of the Texas Local Government Code.

Section 3. Conflict and Repeal

This ordinance is intended to be cumulative and shall not repeal any previous ordinances except to the extent of an irreconcilable conflict.

PASSED, APPROVED, AND ADOPTED on First Reading this ____ day of _____ 2021; and PASSED, APPROVED, AND ADOPTED on Second and Final Reading this ____ day of _____ 2021.

Keith Bell, Mayor

ATTEST:

Robin Eldridge, City Clerk TRMC

APPROVED AS TO FORM:

Derra Leigh Purnell, City Attorney



CITY COUNCIL AGENDA FORM

Meeting Date: April 12, 2021

Agenda item: **6b**

Prepared by: Derra Purnell

Reviewed by: *Charlene Warren*

Charles Jackson

Department: City Council

AGENDA ITEM DESCRIPTION: Discussion/possible action regarding adopting Ordinance No. **O-2021-0004**, amending City Code Section 2.9, "Establishing a Policy for Appointments to Boards, Commissions and Committees", and assigning the Mayor to the La Marque Economic Development Corporation Board as an ex-officio non-voting member **THIS IS THE FIRST READING**

X

ATTACHMENTS FOR REFERENCE

1. Redlined Ordinance

STAFF BRIEFING:

- Resolution No. 1032 was adopted in 2006, to help Council establish criteria for appointing members to Boards and Commissions
- Each individual Board and Commission has an ordinance that created each Board or Commission
- Then-City Attorney Ortego made necessary changes to the draft Ordinance that was brought before City Council on November 12, 2018
- First reading with changes went before City Council on December 10, 2018, which Council passed, with a few more changes
- Mayor Bell requested this ordinance be returned for discussion
- Council provided direction to staff regarding a draft amendment on February 8, 2021
- Council discussed the draft, provided comments on the draft, and provided direction to staff regarding additional changes on March 8, 2021

HISTORY:

- Historically, appointments were made in accordance with Resolution No. 1032
- Discussions led to the drafting of an ordinance that would establish more clearly defined guidelines for appointments to Boards and Commissions, and requirements for appointees
- Then-City Attorney Ortego reviewed and made the changes as Council proposed

TARGET IMPLEMENTATION: Second and Final Reading

SIGNIFICANT ACTION DATES:

6/4/2018 - Proposed changes to the appointment process were briefly discussed at the Council Retreat

9/10/2018 - Then-City Attorney Ortego was asked to draw up an ordinance with the Council's input from the Workshop

11/12/2018 - City Council discussed a proposed Ordinance and asked for a few changes to be made and then brought back at the next City Council meeting



CITY COUNCIL AGENDA FORM

12/10/2018 - City Council passed the ordinance on the first reading, with a few more changes

1/14/2019 - City Council passed the ordinance on the second and final reading

2/8/2021 - City Council discussed possible revisions; to return at March 2021 regular meeting

3/8/2021 - City Council provided comments on the draft and discussed additional revisions; Item was tabled to return at April 2021 regular meeting

ACTION

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|--|---|
| ☒ Ordinance | ☐ Resolution |
| ☐ Special Presentation | ☐ Proclamation |
| ☐ Finance Report | ☐ Public Hearing |
| ☐ Other - Discussion only | |
| ☒ Mark if this item does not conflict with any Resolution, Ordinance or City Charter, policies, procedures | |

Cost Details:	
Budgeted	N/A
Actual Bid	N/A
Estimated Expenditure	N/A
Acct. Name(s)	N/A
Line Item#	N/A
Other Funding	N/A

STAFF'S RECOMMENDATION: None

FISCAL IMPACT: N/A

ORDINANCE NO. ~~O~~-2021-0004

Deleted: 0

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA MARQUE, TEXAS, AMENDING SECTION 2.9, "ESTABLISHING A POLICY FOR APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEES" OF THE CITY OF LA MARQUE CODE OF ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LA MARQUE, TEXAS:

Section 1. That Section 2.9, Establishing a policy for appointments to boards, commissions and committees," of Article I, "In General," of Chapter 2, "Administration", of the City of La Marque Code of Ordinances is hereby amended to read as follows:

"Sec. 2-9. - Establishing a policy for appointments to boards, commissions and committees.

- (a) *Scope of this policy.* Standing boards, commissions and committees addressed by this policy shall be referred to as "committees", in the interest of brevity. Those committees addressed by this policy are:

Building Standards Commission (See Sec. 14.280)

Keep La Marque Beautiful Commission (See Sec. 35-45)

La Marque Economic Development Corporation

Library Advisory Board (See Sec. 2.37)

Civil Service Commission (See Sec. 2.306)

La Marque Cemetery Board (See Sec. 2.312)

Parks Board (See Sec. 2.209)

Planning and Zoning Board (See Sec. 71.24)

Board of Adjustments (See Sec. 71.25)

- (b) *Initial assignments of positions and changes.*

- (1) Each member position on each of the itemized committees are hereby assigned to a council district or the mayor as indicated on "Attachment A" which is attached hereto and made a part hereof by reference. The "city council" as used herein shall also include the position of mayor.
- (2) The city council may amend the district assignments at any time by simple motion and approval at any called city council meeting where the subject is posted as a part of the agenda according to law. District assignments and future changes to those assignments shall be maintained by and kept in the office of the city clerk.

(c) *Nominations and appointments.*

- (1) *Notice.* Ninety days prior to the expiration of an appointed term, or immediately after being notified of a mid-term vacancy on any committee, the city clerk shall notify the council member whose district is assigned the position in question, that a vacancy will be or is open on that committee. Included with that notice will be any candidates for nomination that the committee itself may have recommended, any qualifications for the position that may be established by Charter or ordinance, and the meeting schedule of the relevant committee. A copy of the notice shall be provided to all members of the city council at the same time. Further, the City Clerk shall notify the current committee member ninety days prior to the expiration of their appointed term and request the member complete a new application if they desire to continue serving in the same capacity for an additional term. The City Clerk shall provide a copy of the committee member's application, response, or lack thereof, to the council member whose district is assigned the position in question within 30 days of making the request to the committee member.
 - (2) *Nominations.* A council member shall have 60 days from receiving the city clerk's notice of a vacancy or pending vacancy for a position assigned to that council member to provide the name of a nominee to the city clerk to be presented to the full city council for consideration of appointment at the next regular scheduled city council meeting following the 60 days. The nominating council member shall provide, along with the name, the address, telephone numbers and qualifications of any nominee or nominees. If the council member assigned to a vacant committee position, or a position scheduled to be vacant because of an expiring term of appointment, fails to provide the city clerk the name and required information within the 60 days following the date of the notice or, in the case of expiring terms, 60 days prior to the term expires, nominations from any council member may be submitted for consideration before or during the meeting which appointments are to be considered.
 - (3) *Appointments.* The city clerk shall place consideration of appointments to fill vacancies or pending vacancies for the relevant committees on the next regular city council meeting agenda, following the 30 days of notice to council members. Appointments are made with a majority vote of council attending a meeting.
 - (4) *Committee chair responsibilities.* It shall be the responsibility of the chairperson of each committee to guide the committee to enforce any attendance requirements for maintaining committee membership, to notify the city clerk of any mid-term vacancies and to provide the city clerk a record of attendance of the committee members.
- (d) *Residency requirement.* All newly appointed committee members must not have been convicted of a felony and must be a resident of the City of La Marque at the time of appointment and shall remain residents during their term; provided, however, Planning and Zoning Commissioners shall not be subject to this requirement, but shall comply with Section 71-24 of the City Code (requiring that

all Commission members “be residents and real property taxpayers of the City of La Marque, and none of whom shall hold any other position in the city government”). Committee nominees shall submit an application prior to being appointed or reappointed to a committee and shall certify they are a resident of the City of La Marque on their committee appointment application. “Resident” as used in this Section 2.9 shall mean “a person living at a full-time, permanent residential address located inside the City limits of La Marque.” The City Council, or the City Manager, upon receipt of a written complaint may require any committee member to provide proof of residency in the form of: (i) ownership or lease documents, (ii) copies of active utility accounts, (iii) vehicle registration, (iv) voter registration and/or (v) homestead exemption; provided, however, no committee member shall be required to provide proof of residency more than three times during the same term, or twice per twelve-month period for any term longer than two years. Council shall be the judge of the qualifications of committee members. Non-resident members as of January 14, 2019 may serve out their term and be reappointed to the same board for one additional term provided the member is in good standing with the city. A non-resident may be appointed to serve a one-year term as a non-voting member with unanimous approval of council. Committees may not have more than one non-resident non-voting member at a time. To be qualified as a non-resident non-voting member of a committee, the member must have at least 10 years of experience related to the business of that committee.

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(e) *Term limits.* All newly appointed committee members, except a member of the economic development board, may serve only three consecutive two-year terms. Newly appointed economic development board members are limited to two consecutive six-year terms. Current members may serve out their terms.

(f) *Absences.* Any committee member cannot miss three consecutive meetings without stating a reason in advance of the meeting and having the absence “excused”. The committee members present must approve the reason for it to be an “excused absence”. Three unexcused consecutive absences shall automatically remove the member. Four unexcused absences within a twelve-month period shall cause automatic removal of the Member, subject to appeal to city council. Six consecutive absences (whether excused or unexcused, or a combination) may be grounds for removal of the member upon recommendation by the committee chairperson to the City Council and approval of the City Council.

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(g) *Committee membership limits.* A person can serve on only one committee at a time but may also serve as an alternate member of another committee. Current members serving on multiple boards as of January 14, 2019 will be allowed to complete current terms for each board served. For appointments to preferred board, members must declare to city which multiple boards will be dropped upon completion of term.

(h) *Alternates.* “Alternate” committee members shall be members appointed to serve as voting members of the committee in the absence of any regular member. Alternates may, and should, attend all meetings of the committee to which they are appointed and shall be allowed to vote when any regular member is absent.

Notwithstanding any other provision of this chapter to the contrary, each Council member may nominate one alternate committee member for each committee member position they are assigned; provided, however, alternates to the Planning and Zoning Commission and Board of Adjustment shall be appointed in accordance with Chapter 71 of the City Code, and alternates to the Building and Standards Commission shall be appointed in accordance with Chapter 14 of the City Code.

- (i) Ex-officio members. One Council member or the Mayor may be appointed by City Council to each committee as an ex-officio non-voting member for purposes of providing a liaison between Council and the committee. Ex-officio appointments are made by virtue of the Council member or Mayor's elected position and shall terminate automatically if any ex-officio ceases to hold an elected position."

Deleted:

Section 2. Effective Date and Publishing. This ordinance shall be effective immediately, except where a later date is expressly provided, upon adoption on second and/or final reading after publication and hearing, as provided in Sections 2.17-2.19 of the Charter of the City of La Marque, and publication in accordance with Section 52.013 of the Texas Local Government Code.

Section 3. Conflict and Repeal. This ordinance is intended to be cumulative and shall not repeal any previous ordinances except to the extent of an irreconcilable conflict.

Section 4. Severability. In the event any 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 of the same, notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

PASSED, APPROVED, AND ADOPTED on First Reading this ____ day of _____ 2021; and PASSED, APPROVED, AND ADOPTED on Second and Final Reading this ____ day of _____ 2021.

CITY OF LA MARQUE, TEXAS:

Keith Bell, Mayor

ATTEST:

Robin Eldridge, TRMC, City Clerk



CITY COUNCIL AGENDA FORM

Meeting Date: April 12, 2021

Prepared by: Derra Purnell

Agenda item: 7a

Reviewed by: Charlene Warren

Charles Jackson

Department: Development Services

AGENDA ITEM DESCRIPTION: Discussion/possible action regarding adopting Ordinance No. **O-2021-0006**, changing the zoning district from (R-1) Single-Family Residential to (R-2) Two Family Residential Lots 13 & 14 Wentzel Addition, Abstract 150, located near the end of Briar Lane, La Marque, Texas **THIS IS THE FIRST READING**

X

ATTACHMENTS FOR REFERENCE

1. Ordinance
2. Planning and Zoning Commission report
3. Zoning map excerpt, proposed site plan and other backup provided by the Owner

STAFF BRIEFING:

- Planning and Zoning Commission issued a final report and recommended approval of this zone change from (R-1) Single-Family Residential to (R-2) Two Family Residential
- This change is requested for two parcels
- The parcels are vacant currently
- A public hearing was held before the Commission following notice to the property owners within 200 feet (March 16, 2021)

HISTORY:

March 16, 2021 - Variance to minimum lot width grant by the Board of Adjustment

March 16, 2021 - Recommended for approval by Planning and Zoning Commission

TARGET IMPLEMENTATION: After adoption of proposed ordinance on First Reading, conducting a Public Hearing, and adoption of the Ordinance on the Second Reading

SIGNIFICANT ACTION DATES: May Council meeting, if adopted on First Reading

Cost Details:	
Budgeted	
Actual Bid	
Estimated Expenditure	
Acct. Name(s)	
Line Item #	



CITY COUNCIL AGENDA FORM

ACTION:

- | | |
|--|---|
| ☒ Ordinance | ☐ Resolution |
| ☐ Special Presentation | ☐ Proclamation |
| ☐ Finance Report | ☐ Public Hearing |
| ☐ Other | |
| ☒ Mark if this item does not conflict with any Resolution, Ordinance or City Charter, policies, procedures | |

Other Funding	
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STAFF'S RECOMMENDATION: Motion to adopt Ordinance No. **O-2021-0006** **THIS IS THE FIRST READING**

FISCAL IMPACT: N/A

ORDINANCE NO. O-2021-0006

AN ORDINANCE OF THE CITY COUNCIL OF LA MARQUE, TEXAS AMENDING THE CITY'S ZONING MAP AND COMPREHENSIVE PLAN BY CHANGING THE ZONING DISTRICT OF CERTAIN PROPERTY LOCATED NEAR THE END OF BRIAR LANE, LA MARQUE, TEXAS, FROM (R-1) SINGLE FAMILY RESIDENTIAL TO (R-2) TWO FAMILY RESIDENTIAL; PROVIDING A PENALTY IN AN AMOUNT NOT TO EXCEED \$2,000 FOR EACH VIOLATION; PROVIDING AN EFFECTIVE DATE; AND MAKING OTHER PROVISIONS RELATED TO THE SUBJECT

WHEREAS, Mike Unbehagen (the "Owner") submitted an application for the City to amend the zoning district of Owners' property, Lots 13 & 14 Wentzel Addition, Abstract 150, located near the end of Briar Lane, La Marque, Texas, more specifically described as shown in Exhibit "A" (the "Property") and also identified by Galveston County Property Tax ID Nos. 200098 and 200099; and

WHEREAS, the Zoning Commission and the City Council have conducted, in the time and manner required by law, a public hearing on the proposal to change the zoning for the Property; and

WHEREAS, the Zoning Commission recommended approval of the requested change in zoning district applicable to the Property; and

WHEREAS, the City Council finds that the proposed change in zoning district is consistent with the City's comprehensive plan, and that the comprehensive plan and zoning map of the City should be amended to include the requested change in zoning district for the property;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LA MARQUE, TEXAS:

Section 1. That the adopted zoning map of the City is amended by changing the zoning district applicable to the Property, as described in Exhibit A to this Ordinance, incorporated by reference for all purposes, from (R-1) Single-Family Residential to (R-2) Two Family Residential.

Section 2. The City's comprehensive plan is amended in accordance with this Ordinance.

Section 3. Penalty. As provided in Section 71-3 of the City Code, Any person who shall violate any of the provisions of this ordinance or who shall fail to comply therewith or with any of the requirements t hereof, or who shall erect or alter any buil ding, or who shall commence to erect or alter any building in violation of any detailed statement of plan submitted or approved t hereunder, shall for each violation or noncompliance be deemed guilty of a misdemeanor , and upon conviction, shall be fined as provided in section 1-7 of the City Code. The owner of that building or premises or part thereof where anything in violation of this chapter shall be placed or shall exist, and any architect, builder, contractor, agent or corporation employed in connection therewith who may have assisted in the commission of any such violation shall be subject to the penalties herein provided.

Section 4. Repeal. This ordinance is intended to be cumulative and shall not repeal any provision of a previous ordinance or City Code provision, except to the extent that a provision is inconsistent and cannot be reconciled with this ordinance.

Section 5. Severability. In the event any 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 is the intention of the City Council that the invalidity or unconstitutionality of the one or more parts shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision other than the part declared to be invalid or unconstitutional; and the City Council of the City of La Marque, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

Section 6. Publication and Effective Date. This ordinance shall be effective immediately upon adoption, public hearing in accordance with Section 2.19 of the City Charter, and publication of this ordinance or a caption that summarizes the purpose of this ordinance and the penalty for violating this ordinance in accordance with Chapter 52 of the Texas Local Government Code and Article II of the City Charter.

PASSED AND APPROVED by the City Council of the City of La Marque on First Reading this ____ day of _____ 2021; and

PASSED, APPROVED, AND ADOPTED by the City Council of the City of La Marque on Second and Final Reading this ____ day of _____ 2021.

CITY OF LA MARQUE, TEXAS

Keith Bell, Mayor

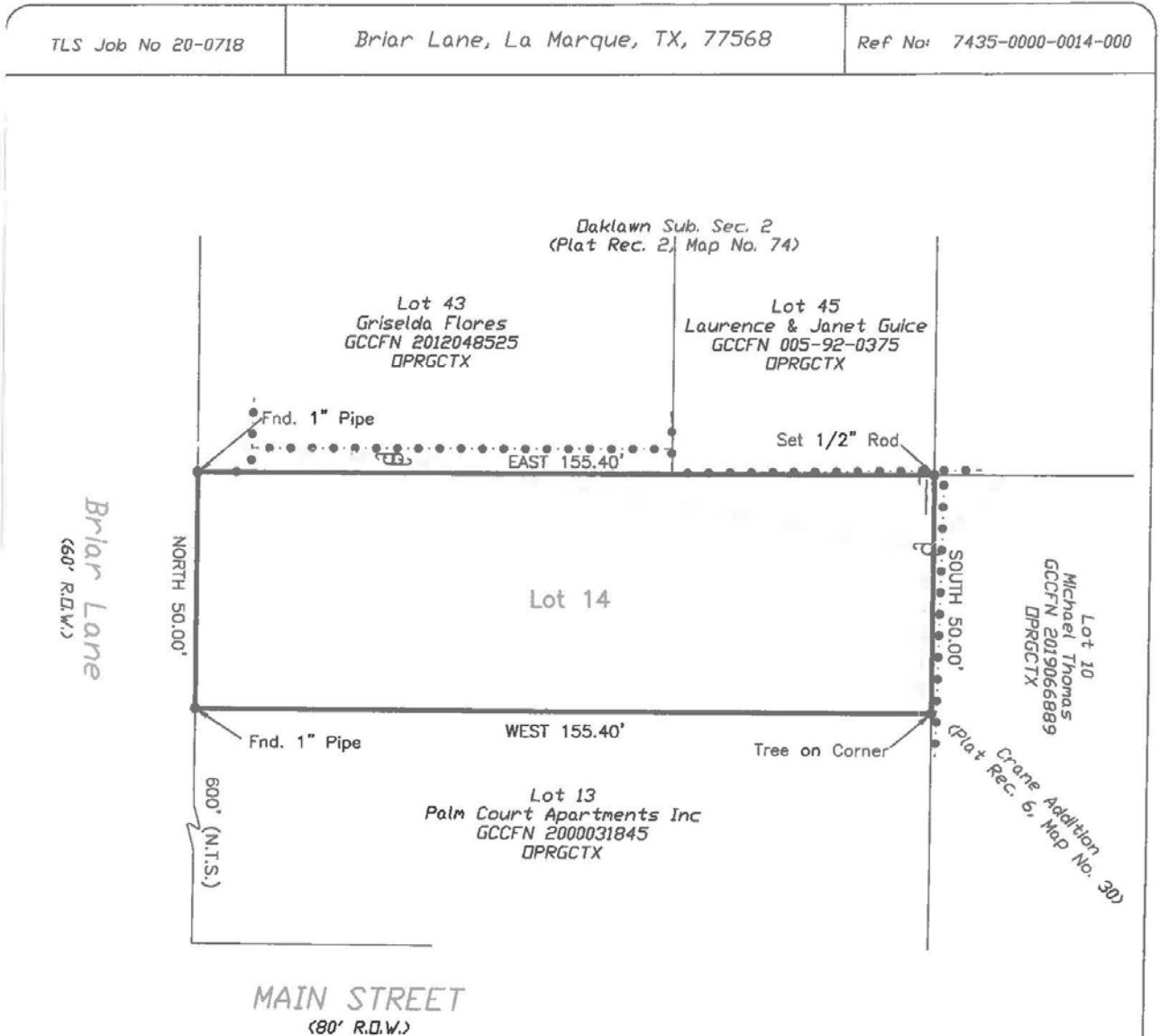
ATTEST:

Robin Eldridge, TRMC, City Clerk

APPROVED AS TO FORM:

Derra Leigh Purnell, City Attorney

Exhibit A - Survey of the Property

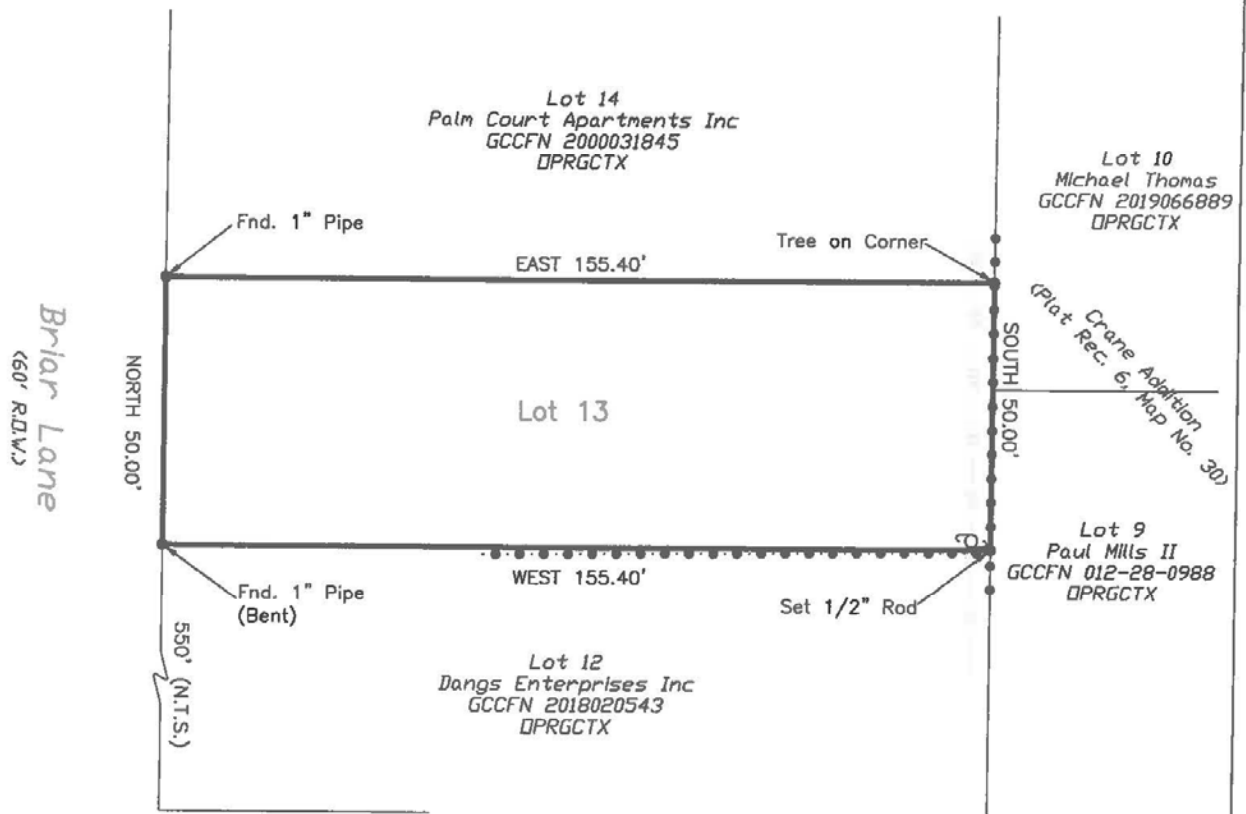


Survey of Lot Fourteen (14), of WENTZEL ADDITION, a subdivision of Galveston County, Texas, according to map or plat thereof recorded in Volume 254-A, Page 60, in the Office of the County Clerk of Galveston County, Texas.

I hereby certify that on the below date, the herein described property, together with improvements located thereon, was surveyed on the ground and under my direction, and that this map, together with dimensions as shown hereon, accurately represents the facts as found on the ground this date.

Brene Addison
 Brene Addison
 Registered Professional
 Land Surveyor No. 6598





Survey of Lot Thirteen (13), of WENTZEL ADDITION, a subdivision of Galveston County, Texas, according to map or plat thereof recorded in Volume 254-A, Page 60, in the Office of the County Clerk of Galveston County, Texas.

I hereby certify that on the below date, the herein described property, together with improvements located thereon, was surveyed on the ground and under my direction, and that this map, together with dimensions as shown hereon, accurately represents the facts as found on the ground this date.

Brene Addison
 Brene Addison
 Registered Professional
 Land Surveyor No. 6598

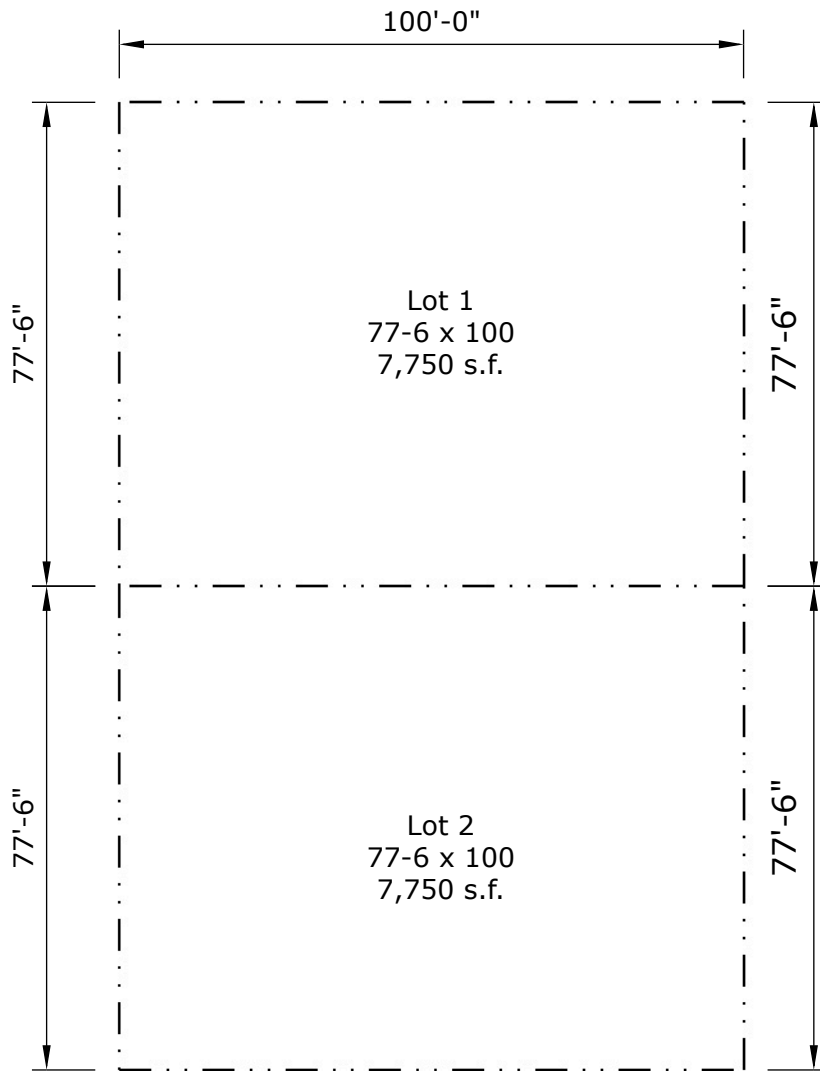




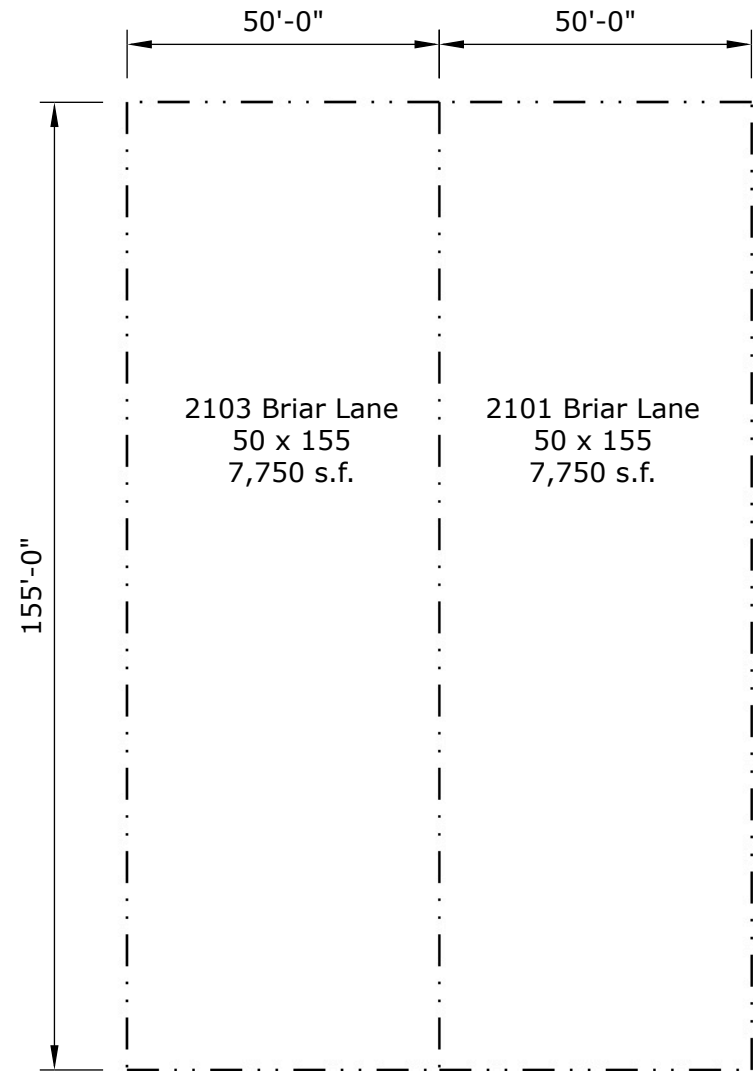
City of La Marque Planning & Zoning Commission

COMMISSION REPORT

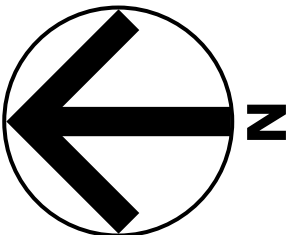
- Meeting Date:** Planning and Zoning Commission Meeting of March 16, 2021
(rescheduled from February 23, 2021 due to Winter Storm Uri)
- Agenda Item:** Discussion / possible action to issue a final report and provide a recommendation to City Council on a request to change the zoning district from (R-1) Single Family Residential to (R-2) Two Family Residential for Lots 13 & 14 Wentzel Addition, Abstract 150, located near the end of Briar Lane
- Item Type:** Zone change
- History:** None
- Standard for Approval:** “[E]ither the general welfare of the city affected by the area to be changed will be enhanced, or that the property is unusable for the purposes allowed under existing zoning.” See City Code Sec. 71-26(k).
- References:** City Code Chapter 71;
Chapter 211, Texas Local Government Code
- Council approval:** Required; Ordinance also required
- Public comments:** None
- Recommendation:** The Planning and Zoning Commission recommended approval of a zone change from (R-1) Single Family Residential to (R-2) Two Family Residential



Briar Lane

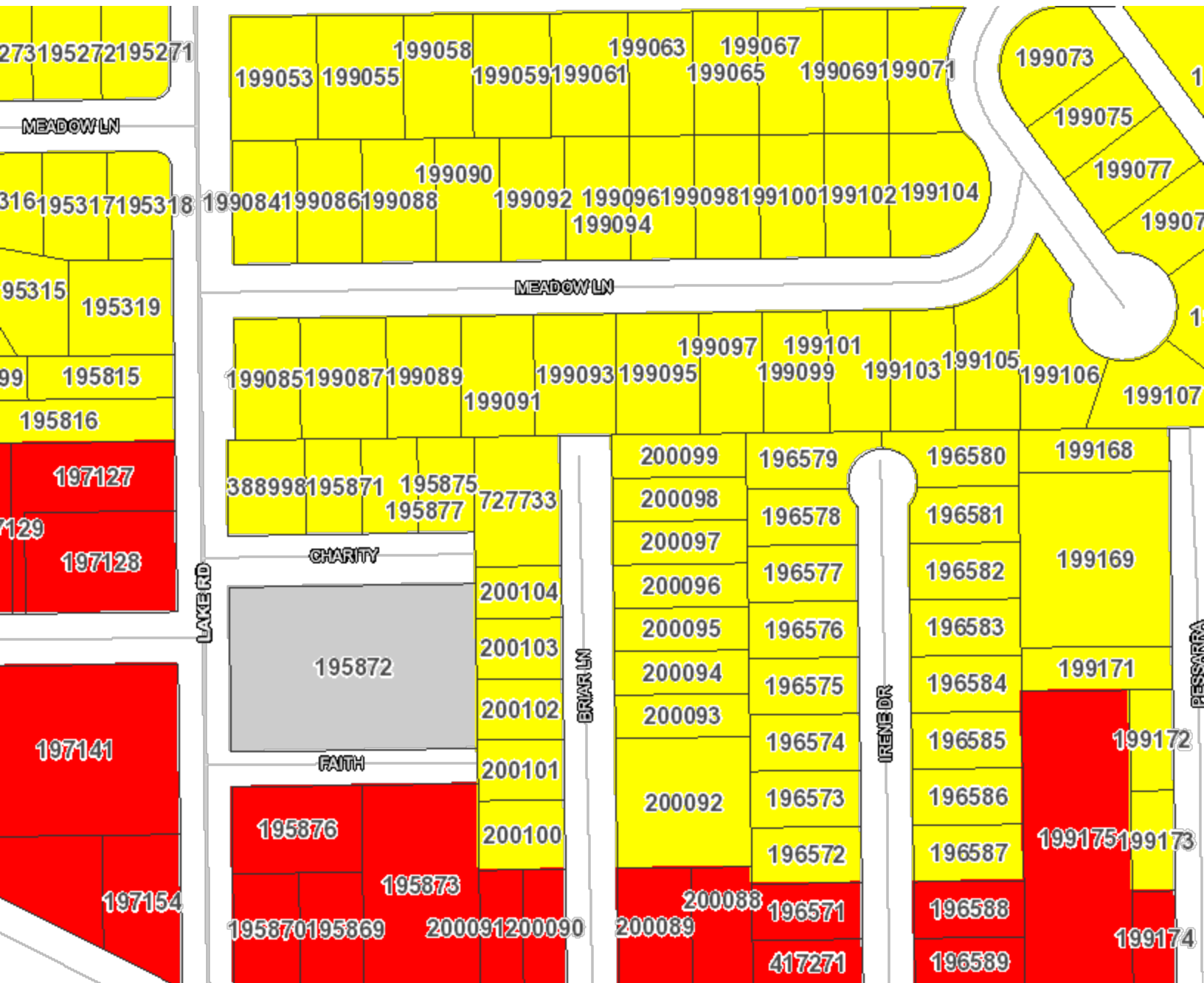


Briar Lane



Proposed Configuration

Existing Configuration



DEVELOPER'S VISION



Acquire vacant lots of land in the Galveston County area with a vision of developing All-New Quality Single Family homes to meet the shortage of housing demand. Mr. Callery has been actively involved in the Real Estate sector both Residential and Commercial in The Galveston and Harris County area for five years.

NOTABLE PROJECTS:

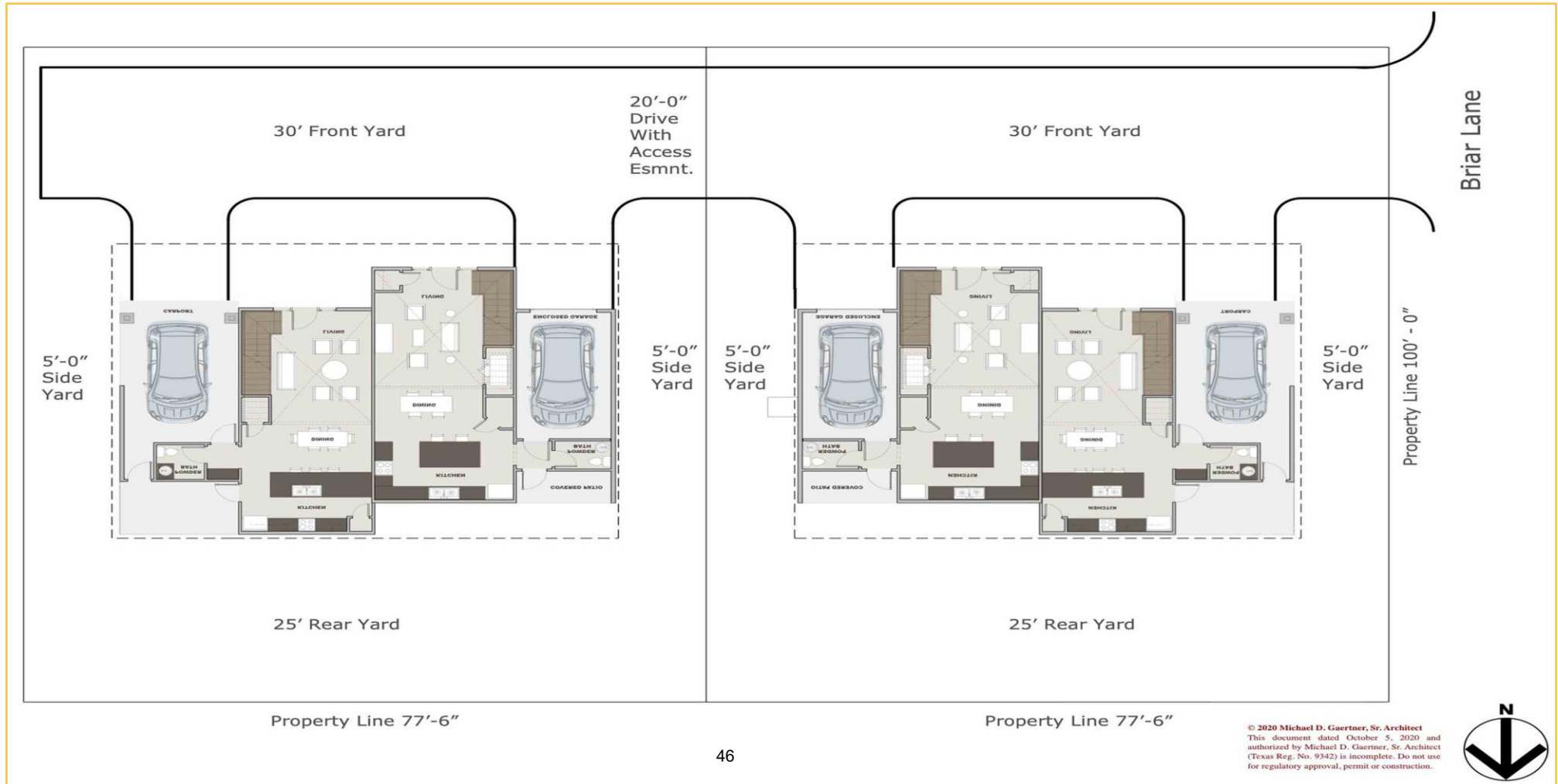
- The revitalization of 5105 Broadway, a distressed warehouse building (26,000SqFt) for many years transformed into a thriving outdoor patio furniture business, SunRay Patio.
- The Palms of Galveston Luxury Townhomes at 1013 10th St, Mr. Callery has set the market, securing new record high prices per square foot for rental properties within city limits, satisfying the taste of the luxury market .
- Mr. Callery has inspected **OVER TWO THOUSAND** homes since 2019 to ensure landlords meet and maintain HUD's housing quality standards for Affordable Housing Programs.



FRONT ELEVATION



SITE PLAN



NEIGHBORHOOD REPORT



Household Income Brackets

This chart shows annual household income levels within an area.

Data Source: U.S. Census

Update Frequency: Annually

■ 77568



58.5% of households in 77568 could qualify for this housing.

ORDINANCE O-2021-0007

AN ORDINANCE AMENDING THE CITY OF LA MARQUE 2019-2020 BUDGET FOR VARIOUS EXPENDITURES AT END OF FISCAL YEAR BY DECREASING VARIOUS FUNDS' FUND BALANCES AND INCREASING CERTAIN EXPENDITURES TO INDIVIDUAL BUDGET ACCOUNTS IN VARIOUS FUNDS AND INCREASING CERTAIN REVENUES IN VARIOUS FUNDS AS SET FORTH IN ATTACHED EXHIBIT "A" BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LA MARQUE, TEXAS;

Section 1. That the City La Marque 2019-2020 Fiscal Year Budget is hereby amended for various expenditures at end of fiscal year by decreasing various funds' fund balances and increasing certain expenditures to the individual budget accounts in various funds and increasing certain revenues in various funds as set forth in Exhibit "A" attached hereto and made a part hereof.

Section 2. Open Meetings Act. It is hereby officially found and determined that the meeting at which this ordinance was passed was open to the public as required and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, *Chapter 551, Tex. Gov't Code*.

PASSED AND APPROVED by City Council of the City of La Marque, Texas, on this the first reading this the ____ day of ____, 2021.

PASSED, APPROVED and ADOPTED by City Council of the City of La Marque, Texas, on this the second and final reading this the ____ day of _____, 2021.

CITY OF LA MARQUE, TEXAS

Keith Bell, Mayor

ATTEST:

Robin Eldridge, TRMC
City Clerk

APPROVED AS TO FORM:

Derra Leigh Purnell, City Attorney

EXHIBIT A

Fiscal Year 2019-20

Accounts		Expenditure	Revenue	Fund Balance	Reasons
25-4040-00-00	PID developers payments	614,655.00			PIDs payment to developers
25-2401-00-00	Fund Balance			-614,655.00	PIDs payment to developers
26-9001-00-00	Transfer In from General Fund		15,000.00		New Fund established per Ordinance
01-8026-00-00	Transfer Out to Fund 26 TIRZ Omega Bay	15,000.00			New Fund established per Ordinance
26-2401-00-00	Fund Balance			15,000.00	New Fund established per Ordinance
01-2401-00-00	Fund Balance			-15,000.00	New Fund established per Ordinance
63-6024-14-00	Sanitation expenditure	253,490.00			WM expenditure
63-6028-14-00	Sanitation expenditure	12,653.00			WM expenditure
63-6031-14-00	Sanitation expenditure	75,497.00			WM expenditure
63-2401-00-00	Sanitation Fund Balance			-341,640.00	WM expenditure
02-7114-24-00-HDWRKS-71	Headworks WWTP	1,406,721.00			2020 CO Projects
02-7114-24-00-HDWRKS-72	Headworks 6th St	684,000.00			2021 CO Projects
02-7114-24-00-LSPIMP	Lift Stations Pumps Improv	66,000.00			2022 CO Projects
02-7114-24-00-WWTPEX	WWTP Expansion	506,740.00			2023 CO Projects
65-2401-00-00	Fund Balance			-2,663,461.00	2024 CO Projects
70-2010-01-03	COVID expenditure	168,570.00			COVID expenditure
70-2401-00-00	Disaster Fund Fund Balance			-168,570.00	COVID expenditure
53-6000-00-00	Youth expenditure	40,991.00			Youth programs expenditure
53-2401-00-00	Fund Balance			-40,991.00	Youth programs expenditure
09-4071-00-00	Talent Associated Costs	20,390.00			Additional needed for budgeting purposes
09-4072-00-00	Administrative Costs	4,793.00			Additional needed for budgeting purposes
09-4076-00-00	PW Associated Costs	1,038.00			Additional needed for budgeting purposes
09-9010-00-00	Transfer In-HOT Fund		33,077.00		Additional needed for budgeting purposes
10-8009-00-00	Transfer Out-Bayou Fest Fund	33,077.00			Additional needed for budgeting purposes
09-2401-00-00	Fund Balance			6,856.00	Additional needed for budgeting purposes
10-2401-00-00	Fund Balance			-33,077.00	Additional needed for budgeting purposes
15-9005-00-00	Bond Issuance Cost	250,000.00			2020 CO Issuance
15-4350-00-00	Bond CO - Interest	112,557.00			2018 CO Interest
15-2401-00-00	Fund Balance			-362,557.00	
39-7100-22-00	CDBG capital projects	1,350.00			CDBG grant
39-3015-00-00	CDBG grant proceeds		-1,350.00		CDBG grant
12-4050-00-00	Special operations expense	32,125.00			Drug seizure expenditure
12-4040-00-00	Professional services	20,570.00			Drug seizure expenditure
12-2401-00-00	Fund Balance			-52,695.00	Drug seizure expenditure
47-7004-22-00	Utility Infrastructure Improv	263,545.00			Utility Infrastructure Improv
47-2401-00-00	Fund Balance			-263,545.00	Utility Infrastructure Improv
82-2017-04-00	Court technology expense	4,696.00			Computers for Court
82-2401-00-00	Fund balance			-4,696.00	Computers for Court
89-4050-00-00	Cemetery survey	60,687.00			Cemetery survey
01-2401-00-00	Fund balance			-60,687.00	Cemetery survey
01-8089-99-00	Transfer out to Cemetery	60,687.00			Cemetery survey
89-9001-00-00	Transfer In from General Fund		60,687.00		Cemetery survey



CITY COUNCIL AGENDA FORM

Meeting Date: April 12, 2021

Prepared by: Suzy Kou

Agenda item: 7b

Reviewed by: Charlene Warren

Charles Jackson

Department: Finance

AGENDA ITEM DESCRIPTION: Discussion/possible action regarding adopting Ordinance No. **O-2021-0007**, amending the fiscal year 2019-20 Budget for various funds' expenditures by decreasing various funds' fund balances and increasing certain expenditures to individual budget accounts in various funds and increasing certain revenues in various funds as set forth in Exhibit A **THIS IS FIRST READING**

X

ATTACHMENTS FOR REFERENCE

1. Ordinance
2. Exhibit A

STAFF BRIEFING:

- During the fiscal year, the City received and expended PID transactions which require appropriations before year end
- During the year, the City had a few unanticipated expenditures in special revenue funds which were not included in the original adopted budget at the beginning of the year
- Council approved issuance of 2020 CO bonds but individual projects need to be appropriated via budget amendment
- The ordinance is to amend the budget administratively and to match with actual approved expenditures
- All capital expenditures exceeding \$25,000 have been individually approved by Council during the fiscal year

HISTORY: N/A

TARGET IMPLEMENTATION: April 12, 2021

SIGNIFICANT ACTION DATES:

ACTION:

- | | |
|--|---|
| ☒ Ordinance | ☐ Resolution |
| ☐ Special Presentation | ☐ Proclamation |
| ☐ Finance Report | ☐ Public Hearing |
| ☐ Other | |
| ☒ Mark if this item does not conflict with any Resolution, Ordinance or City Charter, policies, procedures | |

Cost Details:

Budgeted	-0-
Actual Bid	
Estimated Expenditure	See Exhibit A
Acct. Name(s)	See Exhibit A
Line Item #	See Exhibit A
Other Funding	



CITY COUNCIL AGENDA FORM

STAFF'S RECOMMENDATION: Motion to approve Ordinance No. **O-2021-0007**, amending the 2019-20 budget THIS IS THE FIRST READING

FISCAL IMPACT: See Exhibit A



CITY COUNCIL AGENDA FORM

Meeting Date: April 12, 2021

Prepared by: Charlene Warren

Agenda item: 7c

Reviewed by: Charlene Warren

Charles Jackson

Department: Administration

AGENDA ITEM DESCRIPTION: Discussion/possible action regarding request for sponsorship of Bigass Crawfish Bash for 2021

X

ATTACHMENTS FOR REFERENCE

1. Email requesting donation
2. Thank You letter
3. Invoice

STAFF BRIEFING:

- Quentin Severin, CEO of the Bigass Crawfish Bash Foundation (BACB), has requested that the City donate \$12,000 to sponsor the event, scheduled for May 15, 2021 at Highland Bayou Park
- The donation is requested to assist with contingency parking expenses in the case of rain
- The City has sponsored the BACB for the last three budget years - 2018, 2019, and 2020 at \$10,000
- Due to COVID-19, the BACB was canceled last year
- When the 2021 Budget was approved, donations for special events had been removed due to the uncertainty of COVID-19's impact
- If approved, a budget amendment will be required to appropriate the funds

HISTORY:

2018, 2019, 2020 - City sponsored the annual BACB at \$10,000 per event

TARGET IMPLEMENTATION: April 12, 2021

SIGNIFICANT ACTION DATES:

ACTION:

- | | |
|--|---|
| ☐ Ordinance | ☐ Resolution |
| ☐ Special Presentation | ☐ Proclamation |
| ☐ Finance Report | ☐ Public Hearing |
| ☒ Other | |
| ☒ Mark if this item does not conflict with any Resolution, Ordinance or City Charter, policies, procedures | |

Cost Details:

Budgeted	
Actual Bid	
Estimated Expenditure	
Acct. Name(s)	
Line Item #	
Other Funding	



CITY COUNCIL AGENDA FORM

STAFF'S RECOMMENDATION: Dependent upon Council decision

FISCAL IMPACT: If funded at level requested, \$12,000

Charlene Todaro

From: quentin@bigasscrawfishbash.com
Sent: Tuesday, April 6, 2021 1:21 PM
To: Charlene Todaro
Cc: rebecca@bigasscrawfishbash.com
Subject: RE: La Marque Sponsorship
Attachments: Thank You La Marque.docx; La Marque invoice 2021.xlsx

Follow Up Flag: Follow up
Flag Status: Flagged

From: quentin@bigasscrawfishbash.com <quentin@bigasscrawfishbash.com>
Sent: Tuesday, April 6, 2021 1:20 PM
To: 'Charlene Todaro' <c.warren@cityoflamarque.org>
Cc: 'rebecca@bigasscrawfishbash.com' <rebecca@bigasscrawfishbash.com>
Subject: RE: La Marque Sponsorship

Redo on both letter and invoice to Highland Bayou Park. Thanks Q

From: quentin@bigasscrawfishbash.com <quentin@bigasscrawfishbash.com>
Sent: Tuesday, April 6, 2021 12:39 PM
To: 'Charlene Todaro' <c.warren@cityoflamarque.org>
Cc: 'rebecca@bigasscrawfishbash.com' <rebecca@bigasscrawfishbash.com>
Subject: La Marque Sponsorship

Hey Charlene,

Crazy year and we are barely holding on. We have lost almost all sponsors and continue to raise money for our charities. This year we are spending over \$7000 for shuttle parking in case of rain. We also want to donate to the park \$5000 to help grade for the Bayou Fest and us next year. We are donating a \$1000 to Kid Fish before our event. Last year with donations.

We topped \$400,000 giving over \$13000 to Camp Home and Code of Vets. As you may know Camp hope was struggling and actually had sponsors ask for their money back. We were able to cover their cost until Mattress Mac came to the rescue in August with over a million.

We are very passion about giving to veterans and children. This year we are adding Operation Underground Railroad Rescue. It is an unbelievable act these heroes do to rescue children from child trafficking. It brings me to tears every time I think about. Thank you for always being there Charlene.

Have a Blessed day,

Quentin Severin



CEO Bigass Crawfish Bash
(713)302-7999



Bigass Crawfish Bash
9114 Sunset Ct.
Hitchcock, TX 7756
713-302-7999
www.bigasscrawfishbash.com

City of La Marque,

We at the Bigass Crawfish Bash would like to express our heartfelt gratitude to you for your donation of \$10,000 to help us make the Bash a success. This year will be our 6th year of putting on this event and it gets better every year! Yall have been generous benefactors since the beginning of our operation and we hope to maintain our partnership.

With your help we have donated over \$400,000 to several tremendous organizations. Last year those organizations included: Today's harbor for kids, local Education foundations, Camp Hope, C.E.R.T., Texas Adaptive Aquatics, Special Olympics, Boy Scouts of America, and United Spinal Association of Houston.

We will continue with our mission to better the lives of children, the disabled and veterans while bringing people from all walks of life together to enjoy great crawfish, awesome entertainment, and new friends.

Look forward to seeing you soon. If there is anything we can do for you, please let us know! I can advertise for you on Facebook, beyond just my normal posts. Let me know if you have something particular you want to advertise! We have been talking about doing wooden crawfish paddles and maybe changing up the cutting boards/trophies!!!

Sincerely,

BCBF, Inc. Team



Event Details



Highland Bayou Park La Marque Texas

May 15th 2021

11:00 to 11:00

ALL YOU CAN EAT CRAWFISH CHARITY EVENT

Live entertainment

50 Private teams

7 Restaurants

50 Vendors

10 Food Vendors

Kid Zone

Projected attendance:

9k

Beneficiaries: C.E.R.T., Camp Hope, Local Education Foundations, Boy scouts, , Special Olympics, Today's Harbor for Children, United Spinal Association Houston and Texas Adaptive Aquatics.

A letter from committee members,

We've accomplished alot as an organization: \$379,900 to multiple life changing charities, Guinness World Record, we've received multiple rewards from charities, a Night of Recovery for 2018 Santa Fe, High school with PTSD Camp Hope Veterans, entry in World Food Championships and won with Beau Smith , and met some wonderful people. We are extremely proud of what we've been able to do, but I'd be lying if I said that We are not faced by a nagging question at the height of stress that the bash brings. "Why?" It would be so easy to just throw our hands up and be done Sometimes, but it's this one memory from are CEO that keeps us going.

It was 2017 after our biggest most successful bash to date. We had just broke the record, and I was spent. My entire day consisted of me running back and forth trying to keep everyone happy and keep the machine running. I honestly didn't know how we were doing, because to me it just seemed like chaos. I feared that We fell short of the expectations we set for Guinness and that I failed my team. I finally found a moment to relax for a second, when an older gentleman approached me and said, "Son you don't know what you're doing." I said with a sarcastic smile. "You are absolutely right, I have no idea." He replied. "Look around, you've brought people from all walks of life white, black, old, young and phones in their back pocket. Just a good times, tell stories, and eating crawfish together no VIP, no worries. I couldn't tell you the last time I saw that."

To this day, that conversation is what keeps us going. In a time when our nation feels so divided we gave people an escape from all the noise while also supporting our military , disabled and our children. That ladies and gentlemen, is why we don't quit. That is why we are so passionate. That, IS The Big Ass Crawfish Bash. [Mark Crowder](#) [Rebecca Martinez](#) [Travis LeDoux](#) [Stephanie Martin](#) [Darren Wright](#) [Jason Long](#) [Shane Hamilton](#) [Eric Froeschner](#) [Silvia A Silva](#) [Timothy Horton](#) [Simon Martinez](#) [Katie Miller](#) [Mark Bearden](#) [Ted Blanchard](#) [Lanie Crowder](#) [Monica Blanchard](#) [Melanie McComb](#) [Naismith](#)

2104051

Bigass Crawfish Bash Foundation Inc.

9114 Sunset Ct. Hicthcock, TX 77563
(713) 302-7999

4/5/2021

BILL TO

City of La Marque
1111 Bayou Dr,
La Marque, Tx 77568
PHONE

FOR

Event at Highland Bayou Park
1991 Getty Rd.
La Marque, TX 77568

Details

AMOUNT

Sponsor donation to lease Gulf Greyhound Park. Parking Lot	\$12,000.00
--	-------------



SUBTOTAL	\$12,000.00
----------	-------------

TOTAL	\$12,000.00
-------	-------------

Make all checks payable to Bigass Crawfish Bash Foundation Inc.

If you have any questions concerning this invoice, use the following contact information:

Quentin Severin 7133027999 quentin@bigasscrawfishbash.com

THANK YOU FOR YOUR BUSINESS!



CITY COUNCIL AGENDA FORM

Meeting Date: April 12, 2021 Agenda item: 7d
Prepared by: Chaise Cary Reviewed by: Charlene Warren/
Charles Jackson
Department: Public Works

AGENDA ITEM DESCRIPTION: Discussion/possible action regarding ratifying the City Manager's approval of expenditures to Android Construction, LLC for costs involved in emergency distribution system (water) rehabilitation caused by Winter Storm Uri, in the amount of \$202,106.28

☒

ATTACHMENTS FOR REFERENCE:

1. Android Construction, LLC Invoices

STAFF BRIEFING:

- Winter Storm Uri landed in SE Texas on Monday, February 15, 2021, wreaking havoc on our city's infrastructure
- Numerous sewer and water lines were damaged, and in most cases, completely collapsed
- The City Manager provided authorization to proceed based on the immediate concerns for public health and safety
- There was insufficient time to put together a formal bid process as these issues arise at seemingly random locations throughout the community and in such a manner that time becomes of the essence
- Still, the emergency procurement procedures were followed, and three quotes were obtained
- The City utilized Android Construction, LLC based on availability and responsiveness
- Our distribution system (water lines, valves, hydrants, etc.) were damaged all over the City
- Finance Director/City Attorney have reviewed

HISTORY:

February 17, 2021 – City staff was notified that multiple distribution lines were damaged once the pipes thawed out, creating water pressure issues for many citizens. Director Cary and Supervisor Gamble checked every location. The water lines were no longer operational due to the pipes' failures, which lasted weeks after the winter storm. Director Cary received direction from City Manager Jackson to make necessary repairs with contractors.

February 18, 2021 – Emergency work commenced

March 15, 2021 – Emergency work complete

TARGET IMPLEMENTATION: April 12, 2021

SIGNIFICANT ACTION DATES: N/A



CITY COUNCIL AGENDA FORM

ACTION:

- | | |
|--|---|
| ☐ Ordinance | ☐ Resolution |
| ☐ Special Presentation | ☐ Proclamation |
| ☐ Finance Report | ☐ Public Hearing |
| ☒ Other - Ratify emergency expenditure | |
| ☒ Mark if this item does not conflict with any Resolution, Ordinance or City Charter, policies, procedures | |

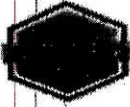
Cost Details:

Budgeted	
Actual Bid	\$202,106.28
Estimated Expenditure	\$202,106.28
Acct. Name(s)	Repair & Maintenance-Sewer
Line Item #	
Other Funding	

STAFF'S RECOMMENDATION: Motion to ratify City Manager's approval of expenditures to Android Construction, LLC for costs involved in emergency distribution (water) system rehabilitation in the amount of \$202,106.28

FISCAL IMPACT: Unanticipated emergency project, \$202,106.28

Reg # 773



Android Construction Services, LLC

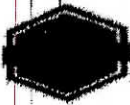
16195 S Hwy 288 B
Angleton Texas 77515

Date	Invoice
3/1/2021	21-0120

City of La Marque
1111 Bayou Road
La Marque Texas 77568
Attention: Chaise Cary

P.O. No.	Terms	Project
		Repairs

Description	Amount
2/23/2021	
Labor and equipment 2/23/2021	\$3,000.00
601 Orange Street repair 2 inch water main	
Material: 2X12 repair clamp	\$133.50
1701 Maple repair 6 inch water main	
Material: one 6 inch repair clamp	\$171.00
Holly and Elaine Street repair 2 inch water main	
Material: 2X12 repair clamp	\$133.50
Total 2/23/2021	\$3,438.00



Androld Construction Services, LLC

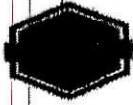
16195 S Hwy 288 B
Angleton Texas 77515

Date	Invoice
3/1/2021	21-0120

City of La Marque
1111 Bayou Road
La Marque Texas 77568
Attention: Chalse Cary

P.O. No.	Terms	Project
		Repairs

Description	Amount
2/24/2021	
Labor and equipment 2/24/2021	\$3,000.00
1015 Prune Street repair 2 inch water main	
Material: 2X12 repair clamp	\$133.50
2702 John Street replace 3/4 inch long service from main to meter	
Material: 60 linear feet of 3/4 inch poly @ 1.44 per foot	\$86.40
one 3/4 inch curb stop	\$78.00
Lake Road and Magnolia Street investigate water leak	
Total 2/24/2021	\$3,297.90



Android Construction Services, LLC

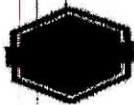
16195 S Hwy 288 B
Angleton Texas 77515

Date	Invoice
3/1/2021	21-0120

City of La Marque
1111 Bayour Road
La Marque Texas 77568
Attention: Chaise Cary

P.O. No.	Terms	Project
		Repairs

Description	Amount
2/26/2021	
Labor and equipment 2/26/2021	\$3,000.00
1411 Goliad repair 2 inch water main	
Material: 2X12 repair clamp	\$133.50
2708 Fairwood repair 6 inch water main	
Material: 6X12 repair clamp	\$178.50
Total 2/26/2012	\$3,312.00



Androld Construction Services, LLC

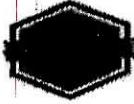
16195 S Hwy 288 B
Angleton Texas 77515

Date	Invoice
3/1/2021	21-0120

City of La Marque
1111 Bayou Road
La Marque Texas 77568
Attention: Chaise Cary

P.O. No.	Terms	Project

Description	Amount
3/1/2021	
Labor and equipment 3/01/2021	\$3,000.00
2708 Fairwood (#2)	
Material: one 6X12 repair clamp	\$178.50
1505 Goliad repair 2 inch water main	
Material: 2X7 repair clamp	\$106.80
Total 3/01/2021	\$3,285.30
Total	\$13,333.10



Android Construction Services, LLC

16195 S Hwy 288 B
Angleton Texas 77515

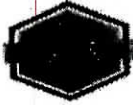
Date	Invoice
2/20/2021	21-0116

City of La Marque
1111 Bayou Road
La Marque Texas 77568
Attention: Chaise Cary

P.O. No.	Terms	Project
		319 Turquoise Trade Dr

Description	Amount
Emergency call to repair 1 inch water service	
Mobilization	\$1,500.00
Labor and equipment 2 hours @ \$1,000.00 per hour	\$2,000.00
Total	\$3,500.00

Req #813



Android Construction Services, LLC

16195 S Hwy 288 B
Angleton Texas 77515

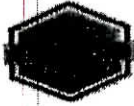
Date	Invoice
3/5/2021	21-0122

City of La Marque
1111 Bayou Road
La Marque Texas 77568
Attention: Chaise Cary

P.O. No.	Terms	Project
		Fairwood Street

Description	Amount
Labor, equipment and material to install approximately 850 feet of 6 inch C900 PVC	
Includes: two 6 inch gate valves, two 6 inch wet connects, one 2 inch wet connect and two house services	\$38,000.00
Add: one 6 inch line stop	\$7,000.00
Total	\$45,000.00

70 3010 22.00



Android Construction Services, LLC

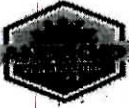
16195 S Hwy 288 B
Angleton Texas 77515

Date	Invoice
2/13/2021	21-0110

City of La Marque
1111 Bayou Road
La Marque Texas 77568
Attention: Chaise Cary

P.O. No.	Terms	Project
		Edgar Street

Description	Amount
Labor and equipment 14 hours @ \$1,000.00 per hour	\$16,000.00
Emergency water main repair on Edgar Street	
Mobilization	\$3,000.00
Labor and equipment 14 hours @ \$1,000.00 per hour	\$14,000.00
Material: two dresser couplings @ \$372.25 each	\$744.50
Total	\$33,744.50
8" water main 8 ft.	



Android Construction Services, LLC

16195 S Hwy 288 B
Angleton Texas 77515

Date	Invoice
2/19/2021	21-0115

City of La Marque
1111 Bayour Road
La Marque Texas 77568
Attention: Chaise Cary

P.O. No.	Terms	Project

Description	Amount
Repair 12 inch water main on FM 1764 by dog track Labor and equipment 7 1/2 hours @ \$1,000.00 per hour	\$7,500.00
Total	\$7,500.00



Android Construction Services, LLC

16195 S Hwy 288 B
Angleton Texas 77515

Date	Invoice
2/20/2021	21-0117

City of La Marque
1111 Bayou Road
La Marque Texas 77568
Attention: Chasie Cary

P.O. No.	Terms	Project
		2708 Camp Circle

Description	Amount
Emergency call out to repair 2 inch waterline at 2708 Camp Circle	
Mobilization	\$1,500.00
Labor and equipment 7 1/2 hours @ \$1,000.00 per hour	\$7,500.00
Materials: two 2 inch repair clamps @ \$81.50 each	\$163.00
3 linear feet of 2 inch PVC	\$5.94
Total	\$9,168.94



Android Construction Services, LLC

16195 S Hwy 288 B
Angleton Texas 77515

Date	Invoice
2/18/2021	21-0114

City of La Marque
1111 Bayou Road
La Marque Texas 77568
Attention: Chaise Cary

P.O. No.	Terms	Project
		Hwy 3 & 2nd Street

Description	Amount
Install one new 8 inch valve at Hwy 3 and Second Street	
Mobilization	\$3,000.00
Labor and equipment 12 hours @ \$1,000.00 per hour	\$12,000.00
Materials: two 8 inch mega lug @ 70.50 each	\$141.00
one 8 inch valve	\$977.50
two 8 inch Hi Max couplings @ \$372.25 each	\$744.50
4 linear feet of C900 pipe @ \$12.78 per foot	\$51.12
Install a single line stop at Laurel and 2nd Street	\$8,000.00
Materials: two 8 inch Hi Max couplings @ \$372.25 each	\$744.50
4 linear feet of C900 pipe @ \$12.78 per foot	\$51.12
Total:	\$25,709.74



Android Construction Services, LLC

16195 S Hwy 288 B
Angleton Texas 77515

Date	Invoice
3/10/2021	21-0128

City of La Marque
1111 Bayou Road
La Marque Texas 77568
Attention: Chaise Cary

P.O. No.	Terms	Project
		Lake Road and Rosalie

Description	Amount
Labor, equipment and material to install a double 6 inch line stop at Lake Road and Rosalie Street	\$14,000.00
Repair 6 inch water main labor and equipment 12 hours @ \$1,000.00 per hour	\$12,000.00
One 6 inch repair clamp	\$150.00
Total	\$26,150.00



Android Construction Services, LLC

16195 S Hwy 288 B
Angleton Texas 77515

Date	Invoice
3/1/2021	21-0120

City of La Marque
1111 Bayou Road
La Marque Texas 77568
Attention: Chaise Cary

P.O. No.	Terms	Project
		Maple Street

Description	Amount
2/23/2021 Emergency water main repair on Maple Labor and equipment 14 hours @ \$1,000.00 per hour 500 LF 6 inch C900 PVC	\$38,000.00
	\$38,000.00



CITY COUNCIL AGENDA FORM

Meeting Date: April 12, 2021

Prepared by: Alex Getty

Agenda item: 7e

Reviewed by: Charlene Warren/

Charles Jackson

Department: EDC

AGENDA ITEM DESCRIPTION: Discussion/possible action regarding the potential expansion of the SBA HUBZone in La Marque, Texas

X

ATTACHMENTS FOR REFERENCE

1. SBA Direct Final Rule
2. La Marque proposed zone map with zone population and unemployment rate
3. La Marque HUBZone primer (provided by Deon Warner)
4. Regular EDC minutes of January 19, 2021 (draft)

STAFF BRIEFING:

- U.S. Small Business Administration issued a direct final rule allowing governors to petition the SBA's Administrator to designate HUBZone status
- Governors may only submit one petition per year for a covered area or areas
- An expanded SBA HUBZone will allow certified vendors to submit for federal set aside contracts
- Billions of dollars worth of set aside contracts are available each year
- Special Counsel is aware of expansion efforts

HISTORY: N/A

TARGET IMPLEMENTATION: If supported by Council, the goal is to submit the request by the end of April

SIGNIFICANT ACTION DATES: N/A

ACTION:

- | | |
|--|---|
| ☐ Ordinance | ☐ Resolution |
| ☐ Special Presentation | ☐ Proclamation |
| ☐ Finance Report | ☐ Public Hearing |
| ☒ Other | |
| ☒ Mark if this item does not conflict with any Resolution, Ordinance or City Charter, policies, procedures | |

Cost Details:

Budgeted	
Actual Bid	
Estimated Expenditure	
Acct. Name(s)	
Line Item #	
Other Funding	



CITY COUNCIL AGENDA FORM

STAFF'S RECOMMENDATION: Motion to support a request to expand the SBA HUBZone in La Marque, Texas

FISCAL IMPACT: An expanded SBA HUBZone will create additional federal contract opportunities for certified HUBZone vendors within the expanded zone. The goal is to cultivate opportunities for businesses to grow in the zone and therefore create additional jobs, expand the tax base, and increase sales tax.

SBA Issues Direct Final Rule that Will Allow Governors to Seek HUBZone Designation for Certain Rural Areas

Release Date:

Monday, November 18, 2019

Release Number:

19-57

Contact:

Tiffani.Clements@sba.gov

WASHINGTON – The [U.S. Small Business Administration](https://www.sba.gov) today issued a direct final rule that will allow governors to petition the SBA's Administrator to designate HUBZone status to certain covered areas. A covered area is an area in a state that is located outside of an urbanized area, as determined by the Census Bureau, with a population of not more than 50,000, and for which the average unemployment rate is at least 120 percent of the average unemployment rate. The [rule](#) is published in the Federal Register and effective January 1, 2020, unless significant adverse comment is received by December 15, 2019.

"This expansion of HUBZone areas will provide a valuable resource to small businesses in underserved communities to foster economic development and job creation – creating a pathway to the middle class for the residents of distressed areas," said Acting [SBA Administrator Chris](#) Pilkerton. "We anticipate that governors may petition to include Opportunity Zones that do not otherwise qualify as HUBZones. The direct final rule is a step in the right direction because it will give governors additional tools to revitalize their communities."

The National Defense Authorization Act, which was enacted on December 12, 2017, authorized changes to the Small Business Act to include "Governor-designated covered areas" under the HUBZone program.

Under the rule, a governor may submit one petition per year for a covered area or areas.

In reviewing a request for designation included in the petition, the Administrator may consider:

- The potential for job creation and investment in the covered area;
- The demonstrated interest of small businesses in the covered area to be designated as a Governor-designated covered area;
- How state and local government officials have incorporated the covered area into an economic development strategy; and
- If the covered area was a HUBZone before becoming the subject of the petition, the impact on the covered area if the Administrator did not approve the petition.

For information about the HUBZone program, visit www.sba.gov/hubzone. For more information on Opportunity Zones and Opportunity Funds, see <https://www.irs.gov/newsroom/opportunity-zones-frequently-asked-questions>.

###

About Opportunity Zones

Opportunity Zones provide a tax break in which investors can use capital gains to support long-term economic development in more than 8,700 designated low-income communities across the country. An Opportunity Zone is an economically-distressed community where new investments, under certain conditions, may be eligible for preferential tax treatment. Localities qualify as Opportunity Zones if they have been nominated for that designation by the state and that nomination has been certified by the Secretary of the U.S. Treasury via his delegation of authority to the Internal Revenue Service.

About the U.S. Small Business Administration

The U.S. Small Business Administration makes the American dream of business ownership a reality.

As the only go-to resource and voice for small businesses backed by the strength of the federal government, the SBA empowers entrepreneurs and small business owners with the resources and support they need to start, grow or expand their businesses, or recover from a declared disaster.

It delivers services through an extensive network of SBA field offices and partnerships with public and private organizations. To learn more, visit www.sba.gov.



retail strategies

La Marque Potential Zone 1 Sitewise Online

Study Areas

La Marque Potential Zone 1

Lat: 29.36002, Long: -94.97380

Maps

[La Marque Potential Zone 1](#)

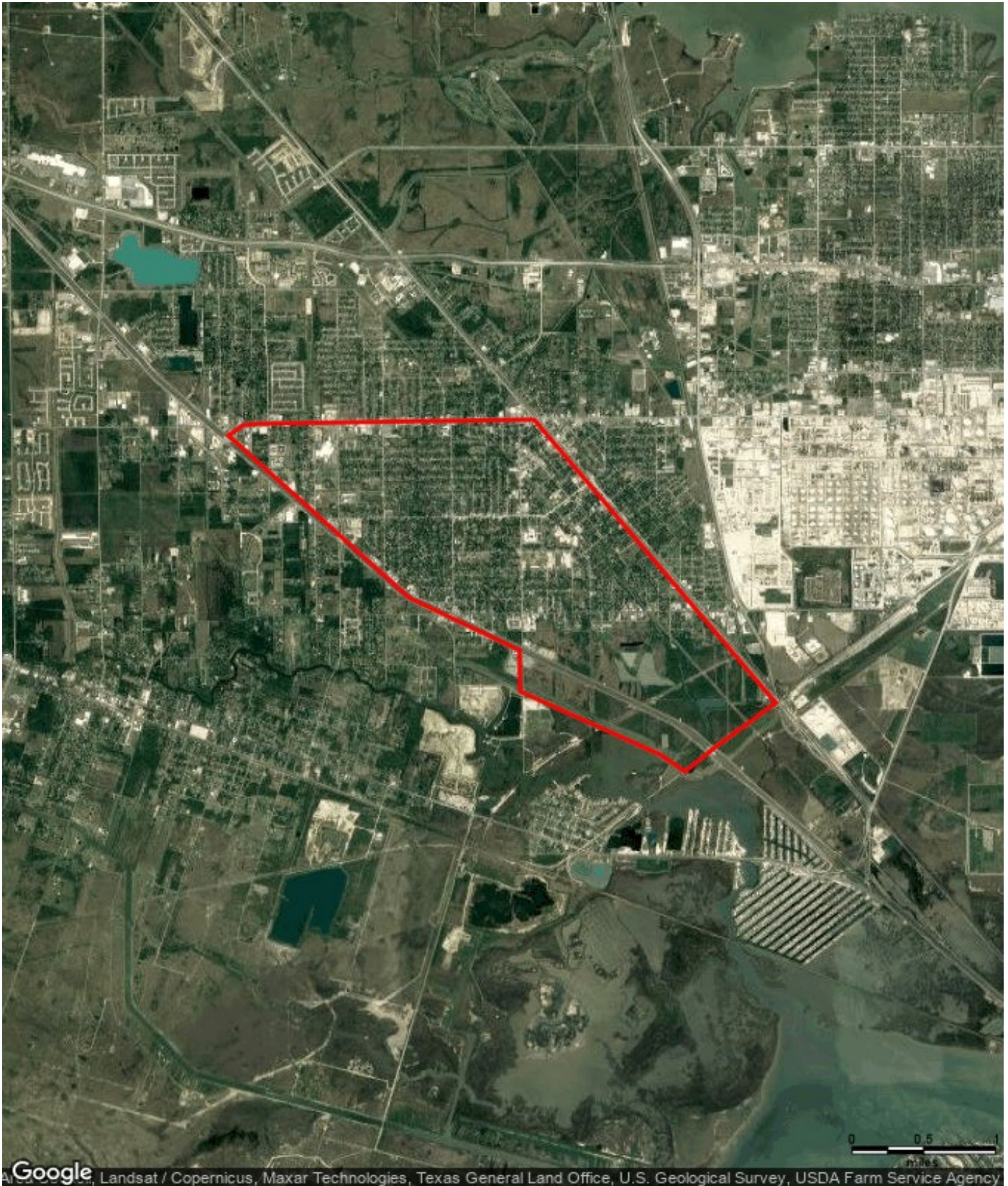
Profile Tables

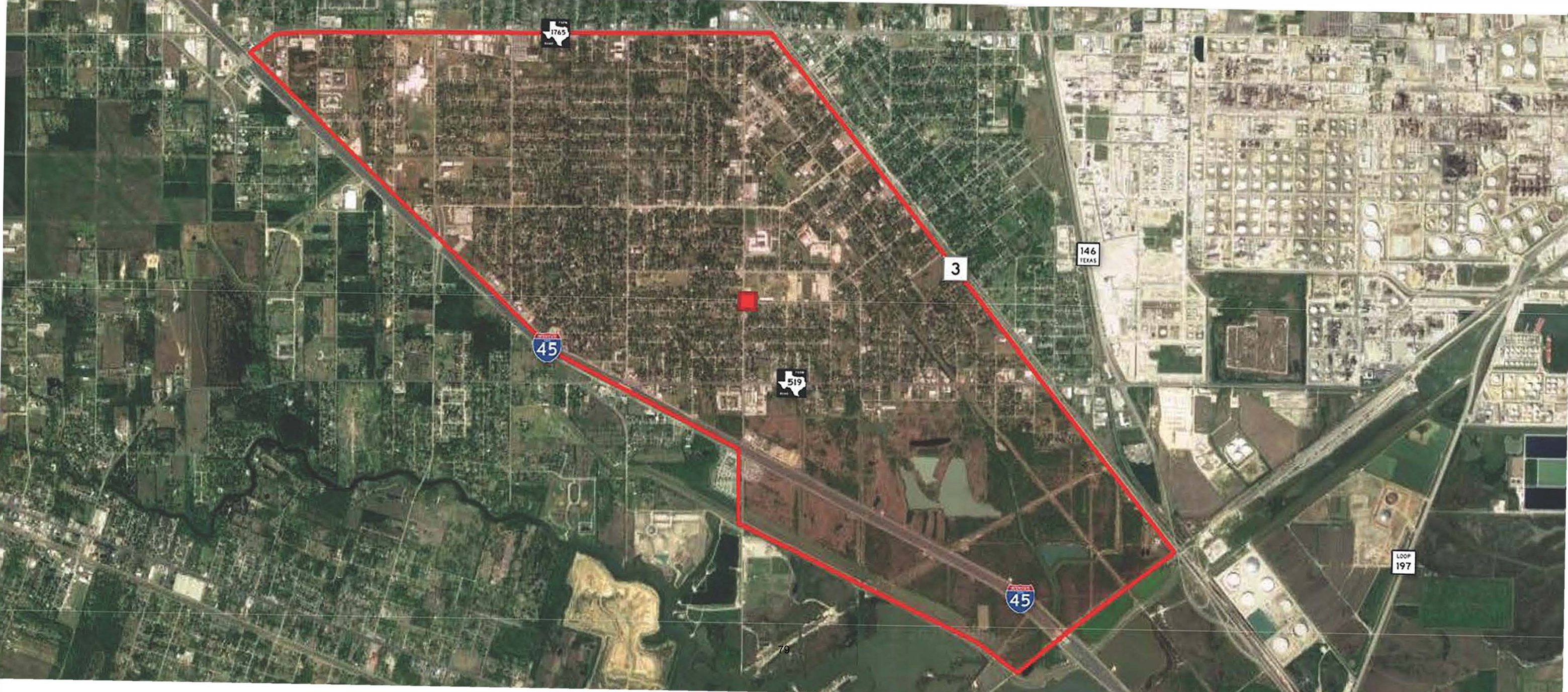
[Current Year Estimated Population by Labour Force](#)

[Current Year Estimated Households by Household Income](#)



La Marque Potential Zone 1







retail strategies

La Marque Potential Zone 1 Sitewise Online Current Year Estimated Population by Labour Force

STI: PopStats Population Summary	La Marque Potential Zone 1	
		%
Population		
2020 Estimate	10,477	

Current Year Estimated Population by Labour Force	La Marque Potential	
		%
Current Year Estimated Population Age 16+ by Employment Status	8,190	
Labor Force	4,718	58%
In Armed Forces	0	0%
Civilian, Employed	3,762	46%
Civilian, Unemployed	956	12%
Not in Labor Force	3,472	42%
Unemployment Rate	20.3%	
State of Texas Unemployment Rate	7.2%	
Difference	13.10%	



retail strategies

**La Marque Potential Zone 1
Sitewise Online
Current Year Estimated Households by Household Income**

Current Year Estimated Households by Household Income		La Marque Potential Zone 1	
			%
Current Year Estimated Households by Household Income		4,041	
Less than \$10,000	355	9%	
\$10,000 to \$14,999	283	7%	
\$15,000 to \$19,999	319	8%	
\$20,000 to \$24,999	256	6%	
\$25,000 to \$29,999	306	8%	
\$30,000 to \$34,999	283	7%	
\$35,000 to \$39,999	278	7%	
\$40,000 to \$44,999	225	6%	
\$45,000 to \$49,999	228	6%	
\$50,000 to \$54,999	164	4%	
\$55,000 to \$59,999	122	3%	
\$60,000 to \$64,999	91	2%	
\$65,000 to \$69,999	107	3%	
\$70,000 to \$74,999	106	3%	
\$75,000 to \$79,999	99	2%	
\$80,000 to \$84,999	89	2%	
\$85,000 to \$89,999	72	2%	
\$90,000 to \$94,999	66	2%	
\$95,000 to \$99,999	58	1%	
\$100,000 to \$124,999	202	5%	
\$125,000 to \$149,999	139	3%	
\$150,000 to \$174,999	88	2%	
\$175,000 to \$199,999	45	1%	
\$200,000 to \$249,999	33	1%	
\$250,000 to \$499,999	13	0%	
\$500,000 or more	11	0%	
Median Household Income	\$ 38,916		
Average Household Income	\$ 54,693		

Primer – SBA HUB Zone Qualification:

1. First: Qualifying Census Tract:
 - A. Sec. 42(d)(5)(C)(i)(I) of the Internal Revenue Code of 1986)
 - a. Designated by HUD and
 - b. Either
 - i. 50% or more of households have an income less than 60% of area median gross income (AMI) in most recent year [**2020 \$47,280**] (See **Appendix A** attached hereto) or
 - ii. Which has a poverty rate of at least 25%;
 - B. Lands within the boundaries of federally recognized Indian reservations.
2. To Qualify:
 - A. 13 CFR Parts 126.100 to 126.900
 - a. 126.104 – how a Governor partitions for Designation of a governor designated covered area:
 - i. Petition to HUD requesting designation
 - b. Things to be considered by HUD
 - i. Potential for job creation and investment in the area;
 - ii. Demonstrated interest of small business concerns;
 - iii. How state and local government officials have incorporated the covered area in economic development strategy; and
 - iv. If the covered area was a HUBZone before becoming the subject of the petition, the impact on the covered area if the Administrator did not approve the petition.
 - c. Each calendar year, a Governor may submit not more than 1 petition described in this section. Such petition shall include all covered areas in a State for which the Governor seeks designation as a Governor-designated covered area, except that the total number of covered areas included in such petition may not exceed 10 percent of the total number of covered areas in the State.
 - d. If the Administrator grants a petition described in this section, the Governor of the Governor-designated covered area shall, not less frequently than annually, submit data to the Administrator certifying that each Governor-designated covered area continues to meet the requirements of paragraph (d)(1) of this section.

Section 126.104(d)(1):

(d) In this section:

(1) The term “covered area” means an area in a State -

- (i) That is located outside of an urbanized area, as determined by the Bureau of the Census;
- (ii) With a population of not more than 50,000; and
- (iii) For which the average unemployment rate is not less than 120 percent of the average unemployment rate of the United States or of the State in which the covered area is located, whichever is less, based on the most recent data available from the American Community Survey conducted by the Bureau of the Census.

3. Benefits of Designation:

- a. The HUBZone program is designed to help small businesses to gain access to federal procurement opportunities.
- b. Provides federal contracting assistance to all firms in designated HUBZones to:
 - i. Increase employment opportunities;
 - ii. Stimulate capital investment; and
 - iii. Empower communities through economic leveraging.
- c. Encourages employment growth and economic opportunities in the area.

APPENDIX A

AREA MEDIAN INCOME – GALVESTON COUNTY

	AMI	60% of AMI
HUD for La Marque	\$78,800	<u>\$47,280</u>
Zone Option 1	--	\$38,916
Zone Option 2	--	\$37,910

FY 2020 Income Limits Summary

Selecting any of the buttons labeled "Explanation" will display detailed calculation steps for each of the various parameters.

FY 2020 Income Limit Area	Median Family Income Explanation	FY 2020 Income Limit Category	Persons in Family							
			1	2	3	4	5	6	7	8
Houston-The Woodlands-Sugar Land, TX HUD Metro FMR Area	\$78,800	Very Low (50%) Income Limits (\$) Explanation	27,600	31,550	35,500	39,400	42,600	45,750	48,900	52,050
		Extremely Low Income Limits (\$)* Explanation	16,600	18,950	21,720	26,200	30,680	35,160	39,640	44,120
		Low (80%) Income Limits (\$) Explanation	44,150	50,450	56,750	63,050	68,100	73,150	78,200	83,250

NOTE: Galveston County is part of the **Houston-The Woodlands-Sugar Land, TX HUD Metro FMR Area**, so all information presented here applies to all of the **Houston-The Woodlands-Sugar Land, TX HUD Metro FMR Area**. HUD generally uses the Office of Management and Budget (OMB) area definitions in the calculation of income limit program parameters. However, to ensure that program parameters do not vary significantly due to area definition changes, HUD has used custom geographic definitions for the **Houston-The Woodlands-Sugar Land, TX HUD Metro FMR Area**.

The **Houston-The Woodlands-Sugar Land, TX HUD Metro FMR Area** contains the following areas: Chambers County, TX; Fort Bend County, TX; Galveston County, TX; Harris County, TX; Liberty County, TX; Montgomery County, TX; and Waller County, TX.

* The FY 2014 Consolidated Appropriations Act changed the definition of extremely low-income to be the greater of 30/50ths (60 percent) of the Section 8 very low-income limit or the poverty guideline as [established by the Department of Health and Human Services \(HHS\)](#), provided that this amount is not greater than the Section 8 50% very low-income limit. Consequently, the extremely low income limits may equal the very low (50%) income limits.



**LA MARQUE ECONOMIC DEVELOPMENT CORPORATION
REGULAR MEETING MINUTES
January 19, 2021**

IN ACCORDANCE WITH ORDER OF THE OFFICE OF THE GOVERNOR ISSUED MARCH 16, 2020, THE BOARD OF DIRECTORS OF THE LA MARQUE ECONOMIC DEVELOPMENT CORPORATION CONDUCTED THIS MEETING BY TELEPHONE CONFERENCE IN ORDER TO ADVANCE THE PUBLIC HEALTH GOAL OF LIMITING FACE-TO-FACE MEETINGS (ALSO CALLED "SOCIAL DISTANCING") TO SLOW THE SPREAD OF THE CORONAVIRUS (COVID-19). THERE WAS NO PUBLIC ACCESS TO THE LOCATION AND A TOLL-FREE DIAL-IN NUMBER TO PARTICIPATE IN THE TELEPHONIC MEETING WAS PROVIDED. THE PUBLIC WAS PERMITTED TO OFFER PUBLIC COMMENTS TELEPHONICALLY AS PROVIDED BY THE AGENDA AND AS PERMITTED BY THE PRESIDING OFFICER DURING THE MEETING.

AGENDA:

1. CALL TO ORDER

Chairman Crowder called the meeting to order at 10:05 a.m.

2. ROLL CALL

PRESENT:

Ron Crowder, Chairman
Gene Smith, Secretary
Tracie Steans
Cleveland Lane
Bobby Hocking

3. APPROVAL OF MINUTES

a. Regular meeting of December 15, 2020

Board member Smith made a motion to approve minutes. Board member Hocking seconded the motion. Motion passed unanimously.

4. FINANCIAL REPORT

a. Presentation of the monthly financial report

The report stood as submitted.

5. PRESENTATION

a. Will Andino; Benito's International Restaurant

Will Andino was not present at the meeting, however Executive Director Getty spoke on his behalf explaining the need for financial assistance.

6. NEW BUSINESS

- a. Discussion/possible action regarding the offer received from Cobb, Fendley and Associates, Inc. on behalf of Gulf Coast Water Authority to purchase EDC owned property described by the Galveston Central Appraisal District as ABST 150 J D Moore SUR LOTS 12, 13 & PT of LOTS 11 & 14 BLK 24 DIV N COOK & STEWART SUB

Board member Hocking made a motion to authorize the Executive Director to continue negotiations on this piece of property. Board member Smith seconded the motion. The motion passed unanimously.

- b. Discussion/possible action regarding a potential SBA HUB Zone designation request

Board member Hocking made a motion to authorize the Executive Director to move forward with the request, and present to City Council. Board member Lane seconded the motion. The motion passed unanimously.

- c. Discussion/possible action regarding the application for incentives received from Benito's International Restaurant

Board member Hocking made a motion to approve a grant up to \$25,000 for Benito's International Restaurant. Board member Lane seconded the motion. The motion passed unanimously.

7. OLD BUSINESS

There was no old business.

8. DISCUSSION

- a. Director's Report - report may include information regarding past, present or future projects

Executive Director Getty submitted a report.

- b. Public Relations Report - report to include an overview of efforts as it pertains to public relations

Public Relations Specialist submitted a report.

9. EXECUTIVE SESSION

- a. Section 551.072 of the Government Code - deliberations about real property - land acquisition and or sale
- b. Section 551.071 of the Government Code - consultation with attorney

There was no Executive Session.

10. ACTION TO BE TAKEN FROM EXECUTIVE SESSION

- a. Consider land acquisition and or sale
- b. Consider action to be taken regarding consultation with attorney

There was no action to be taken.

11. REQUESTS, ANNOUNCEMENTS AND COMMENTS

The Board welcomed Board member Tracie Steans and Mrs. Steans expressed gratitude for her appointment.

12. ADJOURNMENT

The meeting was adjourned at 10:24 a.m.

Ron Crowder, Chairman

Kierra K. Nance
Deputy City Clerk



CITY COUNCIL AGENDA FORM

Meeting Date: April 12, 2021

Agenda item: 7f

Prepared by: Robin Eldridge

Reviewed by: Charlene Warren/
Charles Jackson

Department: Mayor & City
Council

AGENDA ITEM DESCRIPTION: Discussion/possible action regarding appointments and/or reappointments to fill various positions of the Boards and Commissions

X

ATTACHMENTS FOR REFERENCE

1. Vacant or expiring members Boards and Commissions
2. Current applications on file

STAFF BRIEFING:

- Appointments and reappointments have been on the City Council agenda and a few vacancies have occurred within this time period that are critical to have full boards / commissions present to conduct business
- Yellow highlighted names and terms have expired
- Green highlighted names will be expiring at the end of this year
- **BOARD OF ADJUSTMENTS** - District "A" and District "B" each have one appointment and District "C" and District "D" both have alternate appointments
- **BUILDING STANDARDS COMMISSION** - Districts "B", "C" and "D" each have one appointment - Council can appoint any number of alternates, not exceeding eight
- **CEMETERY** - Mayor has one appointment, Districts "B" and "C" each have one appointment; District "D" has one appointment
- **CIVIL SERVICE COMMISSION** - City Manager has one appointment
- **KEEP LA MARQUE BEAUTIFUL COMMISSION** - District "B" has two appointments; District "C" has one appointment and District "D" has one appointment
- **PARKS BOARD** - Mayor has two appointments, and District "A" has one appointment; District "C" has one appointment; District "D" has one appointment
- **PLANNING & ZONING COMMISSION** - District "A" has an alternate position, "B", "C" and "D" have one appointment each



CITY COUNCIL AGENDA FORM

HISTORY:

- Historically, appointments are made as vacancies occur (if possible) and as members reach the end of their terms, based on applications on file, and in accordance with Ordinance
- The ordinance that establishes each Board and Commission requires that the positions be staggered; this is the reason that there are different years for terms ending

TARGET IMPLEMENTATION: As soon as possible, as to fill each Board or Commission with the number of members required to conduct City business

SIGNIFICANT ACTION DATES:

Some terms have ended and several more will expire at the end of this year

ACTION:

- | | |
|--|---|
| ☐ Ordinance | ☐ Resolution |
| ☐ Special Presentation | ☐ Proclamation |
| ☐ Finance Report | ☐ Public Hearing |
| ☒ Other - appointments/or reappointments to Boards & Commissions | |
| ☒ Mark if this item does not conflict with any Resolution, Ordinance or City Charter, policies, procedures | |

Cost Details:	
Budgeted	N/A
Actual Bid	N/A
Estimated Expenditure	N/A
Acct. Name(s)	N/A
Line Item #	N/A
Other Funding	N/A

STAFF'S RECOMMENDATION: Motion to approve appointments and/or reappointments to fill various positions of the Boards and Commissions

FISCAL IMPACT: N/A (Boards and Commission members serve without pay)

BOARD OF ADJUSTMENT

BOARD OF ADJUSTMENT- ORD. 953		Appointed	Expires	Appoints
1. Helen Kee	3103 Mc Arthur	21	23	D
2. David Pennington	924 Cypress	20	22	C
3. Herman Harper	102 Union	19	21	A
4. Crystal Cooper (U)	521 Waterside Ridge Lane	21	22	M
5. Lois M. Jones	2602 Meadow Lane	19	21	B
ALTERNATES				
1. VACANT		21	23	D
2. VACANT (E)		20	22	C
Ex-officio- Open				

The Board shall consist of five (5) members who are residents of the City, each to be appointed by the City Council for a term of two years and removable for cause by the appointing authority upon written charges and after public hearing.

The City Council may appoint two (2) alternate members of the Board who shall serve in the absence of one (1) or more of the regular members.

These alternate members, when appointed, shall serve for the same period as the regular members, which are for a term of two (2) years, and any vacancy shall be filled in the same manner, and they shall be subject to removal the same as the regular members.

Each position on the Board shall be given a numerical designation with the designations beginning with the number 1 and ending with the number 5.

The terms of the odd-numbered positions (1, 3 & 5) will expire in odd-numbered years and the terms of even-numbered years (2 & 4) shall expire in even-numbered years. Board members may be appointed to successive terms.

E- Expired Term

U- Unexpired Term

BUILDING STANDARDS COMMISSION

<i>BUILDING STANDARDS COMMISSION ORD. #449</i>		Appointed	Expires	Appoints
Maggie Manuel (U)	1706 Crockett	20	21	C
Kaleb Smith	614 Benson St.	19	21	D
Diane Winston	1501 Colorado	19	21	B
Trina Phillips	1222 Kirsten	20	22	M
Billy Jefferson	89 Borondo Reach	20	22	A
ALTERNATES				
Delon Delafosse	222 Edgar	20	22	A
Ex-officio- District A				

The Building Standards Commission for the City of La Marque, Texas shall consist of five (5) members to be appointed by City Council; and a number of alternate members not to exceed eight.

Commission members shall serve for two (2) year terms.

E- Expired Term

U- Unexpired Term

CEMETERY BOARD

CEMETERY BOARD – ORD. 1033		Appointed	Expires	Appoints
1. Ellen Hanley	1019 Plum	20	22	A
2. Rosalind Meeks Crockett	1302 Merry Lane	18	20	C
3. Kurt Koopman	1004 Lilac	18	20	B
4. Bim Crowder (CHAIR)	401 Texas Avenue	19	21	D
5. Alanah Brown (U)	716 Amato St.	20	21	M
Ex-officio- OPEN				

The Cemetery Board for the City of La Marque, Texas shall consist of five (5) members to be appointed by City Council; and one ex-officio member of City Council.

Board members shall serve for two (2) year terms.

U- Unexpired Term

CIVIL SERVICE COMMISSION

<i>CIVIL SERVICE COMMISSION Local Govmt. Code & ORD. 821</i>				
		Appointed	Expires	Appoints
1. Lucy Glenn	824 Laurel	19	22	CM
2. Morris Martin, Jr.	725 Lilac	18	21	CM
3. Samuel Swain (U)	1209 Foreman	19	23	CM
Patty Rees				

The Civil Service Commission shall consist of three (3) members appointed by the City Manager.

Each January, the Commission must appoint a Chair and Vice Chair.

2019- Vice Morris, Lucy- VC

Chapter 143.006 and 007 - Local Government Code –Terms of Office

The terms of office shall be for three (3) year terms, with no more than one member appointed each year, with the exception of the initial appointments.

KEEP LA MARQUE BEAUTIFUL COMMISSION

<i>KLMBC- ORDINANCE # O-2017-0021</i>		Appointed	Expires	Appoints
1. Kimberley Yancy	2602 Meadow Lane	19	21	B
2. Alanah Brown	716 Amato St.	19	21	D
3. Richard Loftis (E)	309 Johnson	21	22	A
4. Terry Pettijohn	41 Borondo Pines	21	23	M
5. Kathy Herrin	56 Borondo Pines	19	21	B
6. Tracie Steans	2101 Jeridona	21	23	M
7. Rebecca Mould E	13 Borondo Stretch	20	21	C
Ex-officio- District D				

All seven (7) Commissioners appointed by the City Council serve two (2) year staggered terms, except that appointment to vacancies shall be for the unexpired term of the position to which the appointment is made.

E- Expired

U- Unexpired

PARKS BOARD

PARKS BOARD ORD. #758		Appointed	Expires	Appointment
1. Al Reida	2621 Meadow Lane	19	21	C
2. Tamara Smith	614 Benson	20	22	B
3. Michael Bock	106 Longridge	19	21	M
4. Bo Hunter	2613 Lake Park Drive	20	22	A
5. Louis McGaffey	2314 Downey	19	21	M
6. Larry Walker	P.O. Box 1785	18	20	D
7. Herbert Franklin	8017 Big Oak Dr. - TX City	20	21	A
8. Tonia Griffin	2619 Bellview	20	22	M
Ex-officio- District B				

There is hereby established a Parks Board to consist of eight (8) members who shall be appointed by the City Council and shall serve for two-year terms.

The members shall serve staggered terms, that is, four (4) members' terms shall expire on odd numbered years and four members' terms shall expire on even number years.

PLANNING & ZONING COMMISSION

PLANNING & ZONING ORD. # 2014-0023		Appointed	Expires	Appoints
1 Augustino Molis	741 Spoonbill	20	22	A
2 Alan Waters	#1 Pin Tail	19	21	B
3 Greg Cornett	1310 Cedar	19	21	C
4 Hugh Cash	217 Sarlee	20	22	M
5 Douglas Hobgood	406 Edgar	19	21	D
ALTERNATES				
#1 Stephanie Gordon (U)	105 Lake Rd.	20	21	A
#2 Chris Columbo (U)	1206 Veronica	19	22	B
Ex-officio- District C				

The City Council shall appoint a Planning and Zoning Commission which shall consist of five (5) members, each member being a resident and a real property taxpayer of the City of La Marque, and none of whom shall hold any other position in the City Government.

Three members of the **first** Commission shall be appointed for a term of two years and two for a term of one year. Thereafter, new members shall be appointed for a term of two years. Ordinance No. O-2014-0023, allows for City Council to appoint two (2) alternates to the Planning & Zoning Board.

***Alternates** are required to attend and review packets as the regular Commission members. In the case that an alternate is present to make a quorum, in the absence of a member, they will be allowed to vote. If all members are present, alternates votes will not be allowed to vote.

U- unexpired term

Robin Eldridge

From: noreply@civicplus.com
Sent: Wednesday, November 6, 2019 4:08 PM
To: Robin Eldridge
Subject: Online Form Submittal: CANDIDATE APPLICATION FORM FOR COUNCIL-APPOINTED BOARDS & COMMISSIONS

CANDIDATE APPLICATION FORM FOR COUNCIL-APPOINTED BOARDS & COMMISSIONS

Board Preference 1	Cemetery Board
Board Preference 2:	Library Board
First Name	Joel
Last Name	Camacho
Address1	25 Borondo Stretch
Address2	<i>Field not completed.</i>
City	La Marque
State	Texas
Zip	77658
Are you a resident of La Marque?	Yes
Phone Number	4097620148
Profession	Academic Advisor College of the Mainland
Special Knowledge or Experience applicable to City Board/Commission function:	Mental Health Board member, County of Pierce, Tacoma, Washington
Other Civic Activities:	Mentor, Galveston County Veterans Treatment Court Facilitate Grief and Bereavement Ministry, First Baptist Church Texas City
Disclaimer	I understand and agree,
Disclaimer	I understand and agree.

From: noreply@civicplus.com
Sent: Friday, January 3, 2020 11:20 AM
To: Robin Eldridge
Subject: Online Form Submittal: CANDIDATE APPLICATION FORM FOR COUNCIL-APPOINTED
BOARDS & COMMISSIONS

CANDIDATE APPLICATION FORM FOR COUNCIL-APPOINTED BOARDS & COMMISSIONS

Board Preference 1	Economic Development Corporation
Board Preference 2:	Building & Standards Commission
First Name	Joy
Last Name	Blackburn
Address1	2219 Scott St
Address2	<i>Field not completed.</i>
City	LaMarque
State	Texas
Zip	77568
Are you a resident of La Marque?	Yes
Phone Number	713 202 4751
Profession	Retired Teacher
Special Knowledge or Experience applicable to City Board/Commission function:	Working as a part-time Real Estate agent with Etheredge Real Estate in Texas City. I enjoy promoting the city of LaMarque as a safe small town with affordable housing.
Other Civic Activities:	Tutoring in the high schools- specialized in the sciences.
Disclaimer	I understand and agree,
Disclaimer	I understand and agree.
Today's Date	1/3/2020 11:15 AM

Robin Eldridge

From: noreply@civicplus.com
Sent: Friday, January 29, 2021 11:56 AM
To: Robin Eldridge
Subject: Online Form Submittal: CANDIDATE APPLICATION FORM FOR COUNCIL-APPOINTED BOARDS & COMMISSIONS

Follow Up Flag: FollowUp
Flag Status: Flagged

CANDIDATE APPLICATION FORM FOR COUNCIL-APPOINTED BOARDS & COMMISSIONS

Board Preference 1	Economic Development Corporation
Board Preference 2:	Keep La Marque Beautiful Commission
First Name	veverly
Last Name	sumlin
Address1	1712 Rosealee St
Address2	<i>Field not completed.</i>
City	LaMarque
State	tx
Zip	77568
Are you a resident of La Marque?	Yes
Phone Number	8326632950
Profession	accounting
Special Knowledge or Experience applicable to City Board/Commission function:	30 years of work experience in accounting able to lead with impartiality ,straightforwardness. I value the city of lamarque and will use discretion and confidentiality in a professional way. I will bring diversity to the board. I serve in my community and would love to expand my knowledge of government
Other Civic Activities:	M&D Social and Riding Club- Heroines of jericho-NAACP
Disclaimer	I understand and agree,

Disclaimer	I understand and agree.
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Today's Date	1/29/2021 11:45 AM
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CITY COUNCIL AGENDA FORM

Meeting Date: April 12, 2021

Prepared by: Derra Purnell

Agenda item: 7h

Reviewed by: Charlene Warren/

Charles Jackson

Department: City Attorney

AGENDA ITEM DESCRIPTION: Discussion/possible action regarding adopting Resolution No. **R-2021-0009**, to deny Texas-New Mexico Power's electric rate increase request for the maximum period allowed by law

X

ATTACHMENTS FOR REFERENCE

1. Resolution
2. Lloyd Gosselink Memo

STAFF BRIEFING:

- On April 6, 2021, Texas New-Mexico Power (TNMP) filed a Distribution Cost Recovery Factor ("DCRF") seeking to increase distribution rates by \$14 million annually
- The City is a member of a Coalition of Cities known alternatively as Cities served by TNMP (Texas-New Mexico Power), whose primary focus is to advocate for the public interest before the Public Utility Commission (PUC)
- Cities Served by TNMP is working together to review TNMP's application and, through legal counsel (Lloyd Gosselink), prepare a common response and negotiate with TNMP
- Adoption of the resolution allows time to evaluate the filing, determine whether the filing complies with law, and if lawful, to determine what further strategy, including settlement
- Resolution also authorizes the hiring of Lloyd Gosselink and consultants to represent the City in this matter, and to negotiate on our behalf in settlement discussions, etc.
- If the City fails to act before the effective date, TNMP's rate request is deemed approved
- TNMP will reimburse the cities for their reasonable rate case expenses

HISTORY:

TARGET IMPLEMENTATION: **April 12, 2021**

SIGNIFICANT ACTION DATES:

6.4.2021 – Due date for Resolution to be adopted



CITY COUNCIL AGENDA FORM

ACTION:

- ☐ Ordinance ☒ Resolution
- ☐ Special Presentation ☐ Proclamation
- ☐ Finance Report ☐ Public Hearing
- ☐ Other
- ☒ Mark if this item does not conflict with any Resolution, Ordinance or City Charter, policies, procedures

Cost Details:

Budgeted	
Actual Bid	
Estimated Expenditure	
Acct. Name(s)	
Line Item #	
Other Funding	

STAFF'S RECOMMENDATION: Motion to adopt Resolution No. **R-2021-0009**, to deny Texas-New Mexico Power's electric rate increase request for the maximum review period allowed by law

FISCAL IMPACT: Dependent upon outcome

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF LA MARQUE, TEXAS FINDING THAT TEXAS-NEW MEXICO POWER COMPANY'S APPLICATION FOR APPROVAL TO AMEND ITS DISTRIBUTION COST RECOVERY FACTOR TO INCREASE DISTRIBUTION RATES WITHIN THE CITY SHOULD BE DENIED; AUTHORIZING PARTICIPATION WITH TNMP CITIES; AUTHORIZING THE HIRING OF LEGAL COUNSEL AND CONSULTING SERVICES; FINDING THAT THE CITY'S REASONABLE RATE CASE EXPENSES SHALL BE REIMBURSED BY THE COMPANY; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; REQUIRING NOTICE OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL.

WHEREAS, the City of La Marque, Texas ("City") is an electric utility customer of Texas-New Mexico Power Company ("TNMP" or "Company") with an interest in the rates and charges of TNMP; and

WHEREAS, the Cities Served by Texas-New Mexico Power Company ("TNMP Cities") is a coalition of similarly situated cities served by TNMP that have joined together to efficiently and cost effectively review and respond to electric issues affecting rates charged in TNMP's service area in matters before the Public Utility Commission ("Commission") and the courts; and

WHEREAS, on or about April 5, 2021, TNMP filed with the Commission an Application for Approval to Amend its Distribution Cost Recovery Factor ("DCRF"), Commission Docket No. 51959, seeking to increase distribution rates by \$13,959,505 million annually; and

WHEREAS, the City of La Marque will cooperate with TNMP Cities in coordinating their review of TNMP's DCRF filing with designated attorneys and consultants, prepare a common response, negotiate with the Company, and direct any necessary litigation, to resolve issues in the Company's filing; and

WHEREAS, all electric utility customers residing in the City will be impacted by this ratemaking proceeding if TNMP's Application is granted; and

WHEREAS, working with the TNMP Cities to review the rates charged by TNMP allows members to accomplish more collectively than each city could do acting alone; and

WHEREAS, TNMP Cities' members and attorneys recommend that members who have retained original jurisdiction over electric utility rates deny TNMP's DCRF.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LA MARQUE, TEXAS:

SECTION 1. That the City is authorized to participate with TNMP Cities in Commission Docket No. 51959.

SECTION 2. That, subject to the right to terminate employment at any time, the City of La Marque hereby authorizes the hiring of the law firm of Lloyd Gosselink Rochelle & Townsend, P.C. and consultants to negotiate with the Company, make recommendations to the City regarding reasonable rates, and to direct any necessary administrative proceedings or court litigation associated with an appeal TNMP's DCRF application.

SECTION 3. That the rates proposed by TNMP to be recovered through its DCRF charged to customers located within the City limits should be denied.

SECTION 4. That the Company should continue to charge its existing rates to customers within the City.

SECTION 5. That the City's reasonable rate case expenses shall be reimbursed in full by TNMP within 30 days of the adoption of this Resolution, and within 30 days of presenting monthly bills to TNMP thereafter.

SECTION 6. That it is hereby officially found and determined that the meeting at which this Resolution is passed is open to the public as required by law and the public notice of the time, place, and purpose of said meeting was given as required.

SECTION 7. That a copy of this Resolution shall be sent to Scott Seamster, Associate General Counsel, Texas-New Mexico Power Company, 577 N. Garden Ridge Blvd., Lewisville, Texas 75067, and to Thomas Brocato, General Counsel to TNMP Cities, at Lloyd Gosselink Rochelle & Townsend, P.C., P.O. Box 1725, Austin, TX 78767-1725, or tbrocato@lglawfirm.com.

PASSED, APPROVED AND ADOPTED on this _____ day of _____, 2021.

Keith Bell, Mayor

ATTEST:

Robin Eldridge, TRMC, City Clerk

APPROVED AS TO FORM:

Derra Leigh Purnell, City Attorney

Mr. Brocato's Direct Line: (512) 322-5890
Email: tbrocato@lglawfirm.com

MEMORANDUM

TO: Cities Served by TNMP ("TNMP Cities")
FROM: Thomas Brocato
Jamie Mauldin
DATE: April 7, 2021
RE: TNMP– Distribution Cost Recovery Factor ("DCRF") filing

CONFIDENTIAL/ATTORNEY-CLIENT COMMUNICATION
CITY ACTION REQUIRED NO LATER THAN JUNE 4, 2021

On April 5, 2021, Texas-New Mexico Power Company ("TNMP" or "Company") filed an Application for Approval to Amend its Distribution Cost Recovery Factor. In the filing, the Company is seeking an increase in distribution revenues of \$13,959,505.

TNMP Cities has engaged the services of a consultant, Mr. Karl Nalepa, to review the Company's filing. Mr. Nalepa will review the filing and identify adjustments that should be made to the Company's request. We are recommending that Cities deny the requested relief.

The Public Utility Commission of Texas's rules allow cities 60 days to act on this application. That deadline is June 4, 2021. **Accordingly, we request that each city schedule the draft resolution attached to this memorandum for consideration at their next council meeting.**

If you have any concerns or question please do not hesitate to contact me at (512) 322-5857, or tbrocato@lglawfirm.com. We appreciate your continued support.