

**NOTICE OF LA MARQUE
REGULAR CITY COUNCIL MEETING
BY TELEPHONE CONFERENCE AND IN-PERSON**

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, February 14, 2022 beginning at 6:00 PM. In accordance with Section 551.127(b) of the Texas Government Code a quorum of the La Marque City Council and the Mayor intend to be and will be physically present at 1109-B Bayou Road, La Marque, Texas. This location will be open to the public and the meeting will be broadcast at this location and via YouTube.

This Notice, the meeting agenda, and the agenda packet can be found online at:

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

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

Kimberley Yancy - District A

Mayor Pro-Tem Joe Compian - District B

Councilmember Michael Carlson - District C

Councilmember Casey McAuliffe - District D

ORDINANCE NO. O-2022-0002

RESOLUTION NO. R-2022-0005

**CITY OF LA MARQUE
CITY COUNCIL
REGULAR MEETING
of
FEBRUARY 14, 2022**

Notice is hereby given that the City Council of the City of La Marque, Texas will conduct a **Regular Meeting on February 14, 2022** beginning at 6:00 p.m. **in the Council Chambers at 1109-B Bayou Road, La Marque, Texas as well as via videoconference hosted through (ZOOM).** In accordance with Section 551.127(b) of the Texas Government Code a quorum of the La Marque City Council and the Mayor intend to be and will be physically present at 1109-B Bayou Road, La Marque, Texas. This location will be open to the public and the meeting will be broadcast at this location and via YouTube. The council will meet for the purpose of considering the following agenda:

- (1) CALL MEETING TO ORDER**
- (2) ROLL CALL**
- (3) INVOCATION AND PLEDGE OF ALLEGIANCE** - to be provided by Ministerial Alliance
- (4) PRESENTATIONS/PROCLAMATION**
 - a. Recognition- Corporal King, Detective Shores, Officer Guzman
 - b. Presentation- College of the Mainland
 - c. Presentation- Houston Galveston Area Council
- (5) MINUTES**
 - a. 01.12.2022 Special City Council Minutes
 - b. 01.24.2022 Special City Council Workshop Minutes
 - c. 02.03.2022 Special City Council Minutes
 - d. 02.07.2022 Special City Council Minutes
- (6) OLD BUSINESS**

- a. Discussion/ possible action regarding adopting Resolution No. **R-2022-0003**, establishing a Charter Review Committee- Legal G. Knebel
- b. Discussion/ possible direction regarding creating a Vacant Registry Program- Councilmember K. Yancy
- c. Discussion/possible action regarding the City Manager position for the City of La Marque - Mayor K. Bell

(7) NEW BUSINESS

- a. Discussion/ possible action regarding amending and updating the City Social Media Policy- Public Relations Officer J. Pritchett
- b. Discussion/ possible action regarding adopting Resolution No. **R-2022-0004**, calling a Special Election- City Clerk K. Nance
- c. Discussion/ possible action regarding adopting Resolution No. **R-2022-0005**, approving the aerial spraying of mosquitoes by Galveston County Mosquito Control District, as required on a yearly basis by the Federal Aviation Administration- City Clerk K. Nance
- d. Discussion/ possible action regarding adopting proposed telecommunicator pay scale- Deputy Police Chief C. Waggoner
- e. Discussion / possible action regarding accepting the final (5) year goals as assigned by the La Marque Safe City Initiative - Police Chief R. Aragon
- f. Discussion/ possible action regarding amending Game Room Ordinance- Councilmember K. Yancy

(8) REPORTS

- a. Animal Resource Center Report (January 2022)- Emergency Management Coordinator Kyle Hunter

(9) APPOINTMENTS

- a. Discussion/possible action regarding appointments and/or reappointments to fill various positions of the Boards and Commissions - Mayor K. Bell

(10) 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)

(11) ACTION - EXECUTIVE SESSION

(12) 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 condolence;*
- (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.*

(13) ADJOURNMENT

CERTIFICATION:

I hereby certify that the above notice of meeting was posted at 1109-B Bayou Road, La Marque, Texas on or before February 11, 2022, before 5:30 p.m.

Kierra K. Nance, TRMC
City Clerk



**LA MARQUE FIRE DEPARTMENT
OFFICE OF THE FIRE CHIEF**

5715 Texas La Marque, TX 77568 (409)-938-9261 Fax (409)-935-1113



To: Chief Randall Aragon
From: Interim Fire Chief David Merryman
Date: 01/11/2022
Ref: Job Well Done

Good morning, Chief Aragon

I wanted to take a moment to personally express my gratitude for 3 of your officers, Corporal King, Detective Shores and Officer Guzman. This morning at 0644 we received a call for a structure fire at 2007 Lenz and after the initial call it was advised the fire was out inside the house, but the house was still full of smoke. The quick reaction of King and Shores showing up and advising fire was through the roof of structure was information enough allowing our department to get additional units and manpower in route to assist. Officer Guzman went to the closest hydrant approx. 1500 feet away and assisted with getting a water supply to our crews fighting the fire. While on scene their efforts to assist fire department and the family was exceptional and are deserving of our gratitude. Please convey to them our heartfelt thanks for their efforts.

Respectfully

David Merryman CFE, FIT, FEMT, EMT-P

Interim Fire Chief
La Marque Fire Department



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

**CITY OF LA MARQUE
CITY COUNCIL
EXECUTIVE SESSION
of
JANUARY 12, 2022**

Minutes of a City Council Executive Session held in the Council Chambers, 1109 Bayou Road, La Marque, Texas as well as via teleconference - ZOOM and via YouTube. The council will meet for the purpose of considering the following agenda:

(1) CALL MEETING TO ORDER

Mayor Bell called the meeting to order at 5:54 p.m.

(2) ROLL CALL

Keith Bell	Mayor
Kimberley Yancy	Councilmember District A
Joe Compian	Mayor-Pro-Tem District B - ABSENT
Michael Carlson	Councilmember District C
Casey Mc Auliffe	Councilmember District D - ABSENT

(3) INVOCATION AND PLEDGE OF ALLEGIANCE

Councilmember Yancy led the invocation and Councilmember Carlson led the Pledge of Allegiance.

(4) CITIZENS PARTICIPATION (Limited to three minutes per person)

Comments from the public will be heard at this time. Any person with city-related business who has signed up may speak to Council on a specific agenda item (limited to three (3) minutes) should give the Mayor your name and the item you wish to speak about. In compliance with Texas Open Meeting Act, the City may not deliberate on comments. Personal attacks will not be allowed, and personnel matters should be addressed to the City Manager during normal business hours. **Press *6 to mute or unmute if you are participating by telephone, press the unmute button if attending via zoom on a smartphone, tablet, or computer, or stand if attending in person, and the Mayor will call on you in turn.**

There was no citizens participation.

(5) 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)

- ** Council entered into Executive Session at 1:50 p.m.
- ** Council recessed the Executive Session at 2:06 p.m.
- ** Council reconvened the Executive Session at 2:21 p.m.
- ** Council closed the Executive Session at 2:27 p.m.

(6) ADJOURNMENT

- ** Meeting was adjourned at 2:28 p.m.

Keith Bell
Mayor

Kierra K. Nance, TRMC
City Clerk

Gus Knebel
City Attorney



**CITY OF LA MARQUE
CITY COUNCIL SPECIAL WORKSHOP
MINUTES
of
JANUARY 24, 2022**

City Council Special Minutes of the City of La Marque City Council held on Tuesday, January 24, 2021, at 3:00 p.m. at 1109-B Bayou Road with the following members present:

(1) CALL TO ORDER

Mayor Bell called the Special Meeting to order at 3:16 p.m.

(2) ROLL CALL

Keith Bell

Kimberley Yancy

Joe Compian

Michael Carlson

Casey Mc Auliffe

Mayor

Councilwoman, District A (arrived Via Zoom at 3:54 p.m. from 11705 Oak Hollow Atlanta, GA 30228)

Councilmember, District B

Councilmember, District C

Councilwoman, District D

OTHER OFFICIALS PRESENT:

Randall Aragon

Kierra K. Nance

Gus Knebel

Interim City Manager

City Clerk

Consulting City Attorney

(3) INVOCATION AND PLEDGE OF ALLEGIANCE

Mayor Bell delivered the invocation and Mayor Pro-Tem Compian led the Pledge of Allegiance.

(4) CITIZENS PARTICIPATION (Limited to three minutes per person)

Julie Lowen (2805 Cedar Dr) spoke to the need for assistance of the City's small homeless population during this winter weather. Ms. Lowen proposed that citizens be allowed to donate the credits received due to the water bill adjustments to a special fund to help those who are less fortunate.

(5) OLD BUSINESS

- a. Discussion relating to allocating funds received from American Rescue Plan Act-Grantworks

Jessica Hissam and Fred Morris introduced themselves as the assigned grant administrator and supervisor respectively for this project, and shared what the role of the grant administrator is, the current status of La Marque's American Rescue Plan projects (the City has not utilized any funds at this time), as well as restrictions relating to projects funds can be utilized for.

Mayor Pro Tem Compian emphasized the necessity of engaging the community in this process, gave a list of projects to consider such as partnering with 501c3 organizations, refurbishing (2) ambulances, offset payroll increases in police and fire due to increased staff time, establishing hotspots in the city, and possibly improving water and wastewater infrastructure by using technology that allows to reline pipes instead of the traditional method of digging up streets to replace them. Mayor Pro Tem asked that the city be innovative in how these dollars are utilized.

Councilmember McAuliffe requested that Council revisited projects that they identified in the past as potentially qualifying projects and verifying if they are or are not acceptable and proposed a timeline of how to establish projects.

Fred Morris suggested that City Council create a "wish list" of projects that they would like to utilize the funds for and provided some projects that other cities have been considering.

Councilmember Carlson stated that he would like to hear from the citizens before Council makes any decisions relating to this fund.

Councilmember Yancy agrees that this should be a collective process.

Mayor Bell stood in agreement with fellow Councilmembers in the opinion of the citizens being involved in the early stages of this process. Mayor recalled some of the items that that Council mentioned they would like to utilize the ARPA funds for in the previous budget workshops including: the machinery to repair potholes (approx. \$250,000), grapple truck (approx.. \$400,000), portable pumps for the wastewater system, lighting within the city (approx. \$500,000), safety lighting for Omega Bay, camera systems to assist with the Safe City Initiative and assist the police department, and equipment for the fire department including front loaders.

Council as a collective decided that a survey would be conducted via online for the residents to give input on what they would like to see identifying residents by addresses not by name to be opened for approximately 14 days. Congruently Interim City Manager and Finance Director will work to create a list of projects that were previously proposed by Council to be reviewed by Grantworks for eligibility. Additionally gathering input and recommendations from Department Heads for projects they believe are necessary with all (4) items to reasonably be reviewed by Council at the March 2022 City Council meeting.

Fred Morris gave a brief breakdown of what the process of choosing projects typically looks like, and it coincided pretty consistently with the process set by council. He cautioned the community to resist the urge to go out and spend money quickly and ensure that they are spending the funds on the most qualified items because the treasury has up to (5) years after the close of the program to audit the purchases and no one wants to find out after the fact that something was purchased that does not meet regulations. He asked that council make a deliberate and comprehensive list to operate from.

Mayor Pro Tem Compian asked questions relating to reporting requirements and lost revenues calculations which was clarified by Fred Morris.

**** Councilmember Carlson exited the room at 4:24 p.m. and did not return****

Finance Director Suzy Kou has identified the projects that Council requested, Directors requested but were not blessed by council during budget sessions, as well as the requirements for the additional grants the city has been awarded. The goal would be to take a look at the full scope of the City's grant funding and identifying what projects are eligible under each funding source. Ms. Kou suggested that we readjust the timeline to first taking a look at the items provided by Council, then following that list with items of importance from the Department heads and using those suggestions to create a survey to present to the citizens. Council agreed.

(6) 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)

(7) 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 condolence;*
- (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.*

(8) ADJOURNMENT

Meeting was adjourned at 4:43 p.m.

Keith Bell, Mayor

ATTEST:

Kierra K. Nance, TRMC
City Clerk



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

**CITY OF LA MARQUE
CITY COUNCIL
SPECIAL MEETING
of
FEBRUARY 3, 2022**

Minutes of a City Council Special Meeting held in the Council Chambers, 1109 Bayou Road, La Marque, Texas as well as via teleconference - ZOOM and via YouTube. The council will meet for the purpose of considering the following agenda:

(1) CALL MEETING TO ORDER

Mayor Bell called the meeting to order at 5:07 p.m.

(2) ROLL CALL

Keith Bell	Mayor
Kimberley Yancy	Councilmember District A
Joe Compian	Mayor-Pro-Tem District B
Michael Carlson	Councilmember District C - ABSENT
Casey Mc Auliffe	Councilmember District D

STAFF:

Gus Knebel	Consulting City Attorney
Kierra Nance	City Clerk

(3) INVOCATION AND PLEDGE OF ALLEGIANCE

Councilmember Yancy led the invocation and Mayor Pro Tem Compian led the Pledge of Allegiance.

(4) CITIZENS PARTICIPATION (Limited to three minutes per person)

Comments from the public will be heard at this time. Any person with city-related business who has signed up may speak to Council on a specific agenda item (limited to three (3) minutes) should give the Mayor your name and the item you wish to speak about. In compliance with Texas Open Meeting Act, the City may not deliberate on comments. Personal attacks will not be allowed, and personnel matters should be addressed to the City Manager during normal business hours. **Press *6 to mute or unmute if you are participating by telephone, press the unmute button if attending via zoom on a smartphone, tablet, or computer, or stand if attending in person, and the Mayor will call on you in turn.**

There was no citizens participation.

(5) 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)

- a. Section 551.074 (Personnel Matters)- Discussion of the City Manager Position for the City of La Marque

** Mayor Bell closed the special meeting and entered into Executive Session at 5:11 p.m.

** Council closed the Executive Session and reconvened the special meeting at 9:27 p.m.

(6) NEW BUSINESS

- a. Discussion/possible action regarding the City Manager position for the City of La Marque - Mayor K. Bell

No action was taken.

(7) ADJOURNMENT

** Mayor Pro Tem Compian made a motion to adjourn the meeting. Councilmember Yancy seconded the motion. Meeting was adjourned at 9:28 p.m.

Keith Bell
Mayor

Kierra K. Nance, TRMC
City Clerk

APPROVED AS TO FORM:

Gus Knebel
City Attorney



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

**CITY OF LA MARQUE
CITY COUNCIL
SPECIAL MEETING
of
FEBRUARY 7, 2022**

Minutes of a City Council Special Meeting held in the Council Chambers, 1109 Bayou Road, La Marque, Texas as well as via teleconference - ZOOM and via YouTube. The council will meet for the purpose of considering the following agenda:

(1) CALL MEETING TO ORDER

Mayor Bell called the meeting to order at 2:35 p.m.

(2) ROLL CALL

Keith Bell	Mayor
Kimberley Yancy	Councilmember District A
Joe Compian	Mayor-Pro-Tem District B
Michael Carlson	Councilmember District C - ABSENT
Casey Mc Auliffe	Councilmember District D

STAFF:

Gus Knebel	Consulting City Attorney
Kierra Nance	City Clerk

(3) INVOCATION AND PLEDGE OF ALLEGIANCE

Mayor Bell led the invocation and Councilmember McAuliffe led the Pledge of Allegiance.

(4) CITIZENS PARTICIPATION (Limited to three minutes per person)

Comments from the public will be heard at this time. Any person with city-related business who has signed up may speak to Council on a specific agenda item (limited to three (3) minutes) should give the Mayor your name and the item you wish to speak about. In compliance with Texas Open Meeting Act, the City may not deliberate on comments. Personal attacks will not be allowed, and personnel matters should be addressed to the City Manager during normal business hours. **Press *6 to mute or unmute if you are participating by telephone, press the unmute button if attending via zoom on a smartphone, tablet, or computer, or stand if attending in person, and the Mayor will call on you in turn.**

There was no citizens participation.

(5) 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)

- a. Section 551.074 (Personnel Matters)- Discussion of the City Manager Position for the City of La Marque

** Mayor Bell closed the special meeting and entered into Executive Session at 2:39 p.m.

** Council closed the Executive Session and reconvened the special meeting at 3:53 p.m.

(6) NEW BUSINESS

- a. Discussion/possible action regarding the City Manager position for the City of La Marque - Mayor K. Bell

No action was taken.

(7) ADJOURNMENT

** Councilmember McAuliffe made a motion to adjourn the meeting. Mayor Pro Tem Compian seconded the motion. Meeting was adjourned at 3:55 p.m.

Keith Bell
Mayor

Kierra K. Nance, TRMC
City Clerk

APPROVED AS TO FORM:

Gus Knebel
City Attorney



City of La Marque Vacant Building Registration Program



What is a vacant building registry?

- Communities across the nation are recognizing the problems caused by vacant buildings and are taking steps to address them.
- This program was created for identifying and registering vacant commercial buildings, and to motivate the owners to improve vacant properties, and place them back in use.
- Vacant and abandoned properties harm Texas communities. They breed dumping, hazardous building conditions, drug activity, and other crimes. They threaten the health and safety of neighbors and impose significant economic costs on the larger community by lowering property values and requiring costly code and police enforcement.

Problems caused by vacant buildings

- Crime
- Blight
- Reduced property values
- Safety hazards
- Health hazards
- Slows economic growth



Vacant Building Registration – Frequently asked questions

Q: Why is a Vacant Building Registration Needed?

A: The Vacant Building Registration Program is to support the City Council's Safe City Initiative and Revitalization Program. Requiring the owners of unutilized buildings to register and make improvements if needed on the buildings that fallen into disrepair will encourage the establishment of new businesses and create vibrancy in growth in our city areas that have been slow to improve.

Q: What properties are impacted by the Vacant Building Registration Program?

A: All owners of vacant COMMERCIAL or INDUSTRIAL buildings or structures in the City of La Marque that the activity or the intended use has ceased or appears to have ceased for 30 days or more, or if the current use of building or structure was not the original intended use; such as an office building used as storage or an enclosed vehicle salvage yard or personal storage of household items is required to register, pay fees and must pass an inspection by a City Building Inspector before a registration permit will be issued.

Q: How do I register my vacant building?

A: To register a vacant building or structure, contact Code Compliance and ask for a vacant building registration permit application. Complete the application and return it with the required fees to the Code Compliance Office. Code Compliance will review the application and upon approval you will be scheduled for an inspection of the building or structure

Q: What fees are required to register my building and how many days do I have to get it registered?

A: (Fees and time limit to be decided by City Council)

Q: What happens if an owner fails or refuses to register their property?

A: Any property owner that fails to register their vacant building(s) will incur a late fee of (\$) after 30 days past the deadline date for registration set by ordinance and in addition to the late fee a Class C Misdemeanor citation may be issued with a fine up to \$500.00.

CONTACT INFORMATION: Code Compliance Division email: e.childs@cityoflamarque.org or permits@cityoflamarque.org,
Phone: Code Compliance Division: 409-938-9256 or Permitting: 409-938-9219



Enforcement

Vacant Property Registration Ordinances:

These ordinances require owners to register vacant properties with the city. Other requirements may include a registration fee, proof of insurance, submission of a maintenance plan, and posting rules. Cities use the fees to beef up inspections and enforce health and safety codes on these properties. This tool has been enacted across the United States in cities such as Minneapolis; Chula Vista, California; Wilmington, Delaware; Cincinnati; Albuquerque; and San Diego. Texas cities adopting similar ordinances include Dallas, Arlington, and Baytown. These cities have taken a broad range of approaches in prescribing what types of vacant properties trigger the ordinance requirements.

The Code Enforcement Division will be authorized by city ordinance to inspect all vacant structures yearly and enforce penalties for buildings that are not registered. Owners of vacant buildings that are in disrepair will be required to make all necessary repairs and encouraged to improve the buildings to attract new business to our city.



Common features of Vacant Property Registration Ordinances



- Require owner to register a property after it has been vacant for a certain number of days.
- Registration fees ranging from \$0 to \$6000.00 per property,
- Owners must maintain liability insurance in an amount ranging from \$100,000.00 to \$1 million



- Owners must submit a building plan and timeline to bring the structure up to the city's current Building Codes, and a plan to get the property occupied.
- Post emergency contact information and no trespassing signs on each building
- Owners must give written consent for yearly inspections by Code Enforcement

Permit fees



Fees will motivate building owners to keep these vacant buildings in use



Increase economic growth and lower crime rates



Cover the cost for yearly inspections by Code Enforcement, and help with the cost of hiring new Code Enforcement Officers

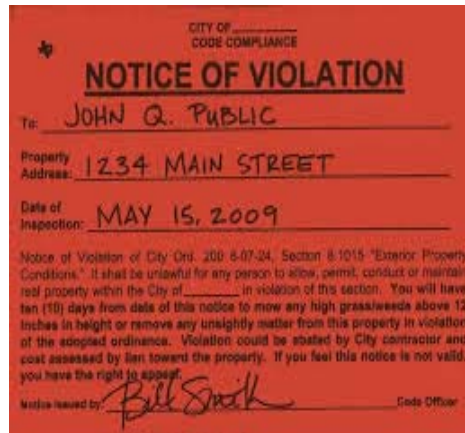


Permit fees must be approved by City Council

Inspections



Identify vacant buildings and contact the owners as required



Violation notices posted on building and mailed to the owner with a deadline to correct all violations



Detailed documentation from inspections leads to buildings being repaired and improved



Yearly inspections to ensure continued compliance.



In Conclusion

- The Vacant building registration program will be an extension of our Rental Registration Program currently in use. The added inspection process will require another Code Enforcement Officer due to the number of current cases we investigate everyday. The fees for this program can be utilized to offset the cost of another officer that would be assigned to this program.

Code Enforcement would work together with businesses and citizens to create a community that welcomes growth and displays pride in it.

TEXAS CITIES WITH ACTIVE VACANT BUILDING REGISTRATION PROGRAMS

ROCKDALE, TEXAS

\$100.00 annual registration fee, \$150.00 late fee after 90 days

\$100,000.00 Liability / \$300,000.00 Bodily / \$100,000.00 Injury

Inspection fee is \$0.01 per sq ft or \$50.00 minimum yearly

Standard of care per 2018 Building Codes

IRVING, TEXAS

\$250.00 per building annually, no late fee

Inspection Fee \$75.00

\$100,000.00 Liability Insurance

Dallas, Texas: \$73.00 per year + 185.64

Inspection fee

Killeen, Texas: \$500.00 per year + \$50.00 each year Vacant

Paris, Texas: \$500.00 per year + \$50.00 each year vacant

Lewisville, Texas: \$75.00 Res, Comm: per sq Ft

SAN ANTONIO, TEXAS

Fee is \$250.00 per year for Residential, \$750.00 Commercial and all others, \$150.00 late fee after 90 days

Inspection fee \$0.01 per sq ft or minimum of \$50.00 yearly

\$100,000.00 Liability required or a surety bond

CURRENT PROGRAMS ENFORCED BY CODE COMPLIANCE

- RENTAL REGISTRATION PROGRAM
- GAMEROOM REGISTRATION, INSPECTION ENFORCEMENT PROGRAM
- SUBSTANDARD STRUCTURE DEMOLITION PROGRAM
- VACANT & ABANDONED LOT MOWING PROGRAM
- BUILDING PERMIT ENFORCEMENT
- WATER THEFT ENFORCEMENT
- KEEPING OF FOWL PERMIT AND INSPECTIONS PROGRAM
- FILING OF 40 TO 70 LIENS WEEKLY
- REGULAR DUTIES SUCH AS WEEDS & GRASS, ILLEGAL DUMPING, DAILY ENFORCEMENT OF OTHER CITY ORDINANCES.

CURRENT CODE COMPLIANCE STAFFING

- ONE SUPERVISOR
- 3 CODE COMPLIANCE OFFICERS
- ONE ADMINISTRATIVE ASSISTANT

STAFFING NEEDS FOR THE ENFORCEMENT OF THESE PROGRAMS

- ADMINISTRATIVE ASSISTANT/LIEN/REGISTRATION CLERK
- 2 CODE COMPLIANCE OFFICERS
- 1 FULL TIME CODE OFFICER ASSIGNED TO INSPECTIONS REQUIRED BY EXISTING PROGRAMS
- 3 ADDITIONAL VEHICLES
- ADDITIONAL WORKSTATIONS WITH LAPTOPS, PHONES, UNIFORMS. TRAINING, ETC.

THE CURRENT STAFFING LEVEL IS UNABLE TO ADD ADDITIONAL PROGRAMS AT THIS TIME, ALTHOUGH CODE AGREES IT WOULD BE A VALUABLE TOOL TO ENCOURAGE GROWTH FOR OUR CITY. WITH CITY COUNCIL'S APPROVAL TO INCREASE THE NUMBER OF CODE OFFICERS IN THE FIELD AND THE ADDITION OF AN ADMINISTRATION ASSISTANT/REGISTRATION/LIEN CLERK, THIS PROGRAM WOULD BE POSSIBLE.

RESOLUTION NO. R-2022-0003

A RESOLUTION OF THE CITY OF LA MARQUE, TEXAS APPOINTING A CHARTER REVIEW COMMISSION, ESTABLISHING THE NUMBER OF MEMBERS, AND THE DUTIES OF THE CHARTER REVIEW COMMISSION.

WHEREAS, the City of La Marque, Texas is a home rule municipality.

WHEREAS, Section 15.01 of the City of La Marque, Texas Charter Agreement provides for a Charter Review Commission to be appointed at least every five years since the last Charter Review Commission.

WHEREAS, it has been more than five years since the last Charter Review Commission was appointed in the City of La Marque, Texas.

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

Section 1. The findings and recitals set out in the preamble to this Resolution are found to be true and correct and they are hereby adopted by the City Council and made a part hereof for all purposes.

Section 2. A five-member Charter Review Commission is hereby established and each Councilmember and the Mayor shall appoint one member to the Charter Review Commission.

Section 3. At the first meeting of the Charter Review Commission the Charter Review Commission shall elect a presiding officer of the Charter Review Commission to preside over the Charter Review Commission meetings and a vice presiding officer of the Charter Review Commission to preside over the Charter Review Commission meetings in the presiding officer's absence.

Section 4. The duties of the Charter Review Commission shall be those duties set out in Article XV of the City of La Marque Charter Agreement. The persons appointed to the Charter Review Commission shall serve without pay.

Section 5. The members of the Charter Review Commission shall serve in accordance with Article XV of the City of La Marque Charter Agreement.

Section 6. This resolution is intended to be cumulative and shall not repeal any provision of a previous ordinance, resolution, or City Code provision, except to the extent that a provision is inconsistent and cannot be reconciled with this resolution.

Section 7. In the event any clause, phrase, provision sentence, or part of this Resolution or the application of the same to any person or circumstance 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 Resolution 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 8. This Resolution shall be effective immediately upon Council's adoption of this Ordinance, a 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, APPROVED AND ADOPTED by the City Council of the City of La Marque on this ____ day of _____, **2022**; and

CITY OF LA MARQUE, TEXAS

Keith Bell, Mayor

ATTEST:

Kierra K. Nance, TRMC, City Clerk

APPROVED AS TO FORM:

Gus Knebel
City Attorney



CITY COUNCIL AGENDA FORM

Meeting Date: Feb. 14, 2022

Prepared by: JBP

Department: Public Relations/IT

Agenda item: 7a

Reviewed by: Legal

AGENDA ITEM DESCRIPTION: Discussion/ possible action regarding amending and updating the City Social Media Policy

☒

ATTACHMENTS FOR REFERENCE (All reference items in the order of importance)

1. Proposed Social Media Policy
2. Current Social Media Policy

STAFF BRIEFING: Include any information of importance to explain the agenda item up to present time. Use bullets, not paragraphs!!!

- Update to Outdated/Obsolete Municipal Policy
- Update to follow TEXAS PENAL CODE 552

Has City authorized Engineer reviewed and approved?

N/A

Has City Attorney OR Special Legal Counsel reviewed and approved?

YES

Have you discussed availability of funds/accounts with Finance Director?

Has Finance Director verified Purchasing Policy followed?

N/A

Have you presented your project to the Grants Administration Team and City Manager?

N/A

HISTORY

TARGET IMPLEMENTATION: February 14, 2022

SIGNIFICANT ACTION DATES

Cost Details:

Budgeted	
Actual Bid	
Estimated	



CITY COUNCIL AGENDA FORM

ACTION:

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

Expenditure	
Acct. Name(s)	
Line Items #	
Other Funding	

STAFF'S RECOMMENDATION: Motion to accept the proposed Social Media Policy as presented.

FISCAL IMPACT: None.

City of La Marque

SOCIAL MEDIA POLICY

A. PURPOSE

The City of La Marque (“City”) has an overriding interest and expectation in deciding what is “spoken” or published, on behalf of City, on social media sites. This policy establishes guidelines for the use of City department Social Media Sites and governs the use, administration, management, monitoring and retention of social media and social media content.

To address the fast-changing landscape of the Internet and the way residents communicate and obtain information online, The City of La Marque's departments may consider using social media tools to reach a broader audience. While the City’s website [INSERT WEBSITE] is the City’s primary Internet presence, the City recognizes that when used appropriately, social media may be useful to further the goals of the City and the missions of its departments, where appropriate.

B. SCOPE

This Policy applies to all City employees, including full time, part time, contract employees, Review Board Members, Board of Director Members, and volunteers when working with social media tools on behalf of the City and applies to the extent specified herein with regard to personal social media sites; provided, however, that this Policy does not apply to social media sites of the City’s elected officials used solely for campaign or personal purposes.

This policy also applies to members of the public who comment, engage or otherwise interact with City through its social media websites or platforms.

C. DEFINITIONS

1. **SOCIAL MEDIA SITES or PLATFORMS** – Internet-based technology communications tools with a focus on immediacy, interactivity, user participation, and information sharing which allow for the creation of content and dialogue around a specific issue or area of interest, including but not limited to Facebook, Twitter, Instagram, LinkedIn, TikTok and YouTube.
2. **CITY SOCIAL MEDIA SITES or PLATFORMS** – Those pages, sections, or posting locations in Social Media that are established or maintained by an employee of the City who is authorized to do so within the scope of the employee’s assigned duties and that are used to conduct official city business, communicate with the public on city business.
3. **SOCIAL MEDIA CONTENT** – Information, Videos, Images or photographs posted or provided to a Social Media Site by a City employee or authorized representative when such activity is within the course and scope of the employee’s assigned duties.
4. **SOCIAL MEDIA ADMINISTRATORS** – City employees expressly designated by the City Manager to maintain oversight of their City Social Media Sites or Platforms. A Social Media Administrator’s authority is limited to actions that directly reflect guidance from the City Manager and these policies.
5. **CITY INFORMATION SYSTEMS** – This term shall be defined to include but not be limited to: Computers, wired and wireless networks, City -issued cellular telephones, and City -issued tablets.

D. RESPONSIBILITIES

1. Each department director is responsible for designating to the Social Media Administrator who is responsible for the oversight of the department's social media tools and shall:
 - a. Implement the provisions of this Policy and ensure that City Employees are aware of this Policy for creating and maintaining the City's Social Media Sites or Platforms;
 - b. Ensure that the content that is inappropriate or violates this Policy is not posted on the City's Social Media Sites or Platforms established and maintained by the City;
 - c. Ensure that the approval is sought from the City Manager or his designee prior to the creation of the City's Social Media Sites or Platforms;
 - d. Ensure the City's Social Media Sites or Platforms are regularly maintained and kept current;
 - e. Review frequently information posted to the City's Social Media Sites or Platforms to ensure the content is appropriate, professional, respectful, relevant, on topic, and consistent with the City's policies and the purpose for which the Site or Platform exists. Frequent review of sites that provide opportunity for comment or other interaction is essential along with ensuring that grammar and spelling are correct and mistakes are corrected quickly
 - f. Keep the department supervisor informed of the City's communication and outreach goals, as well the available social networking tools and activities.
2. The Public Relations Officer is responsible for ensuring that the City department employees are aware of this policy, adhere to this Policy and shall:
 - a. Review all requests to establish additional official City Social Media Sites or Platforms and recommend approval or denial to the City Manager, for approval of such sites within 30 days of the effective date of this Policy; and
 - b. Review all requests to post or generate department-specific content via official City Social Media Sites or Platforms and recommend approval or denial to the City Manager, within 30 days of the effective date of this Policy.

E. GENERAL GOVERNANCE AND OVERSIGHT OF CITY SOCIAL MEDIA SITES

1. CREATION AND MAINTENANCE OF THE CITY SOCIAL MEDIA SITE or PLATFORM

City Social Media Sites or Platforms may contain information that represents, or may create the appearance of representing the City's position on policy issues or other matters affecting City business and/or the positions of the City's leaders. No employee may create or maintain a Social Media Site or Platform that purports to or appears to be a City Social Media Site or Platform without the permission of both the Public Relations Officer and the City Manager, or his designee. Before any Employee or department representative creates a La Marque Social Media Site, an approved request must be received from the City Manager or his designee. The request must state the business necessity for the City Social

Media Site. For any City Social Media Sites currently in existence, the department must submit a request for approval within 90 days of the effective date of this Policy.

Once a City Social Media Site or Platform is approved by the City Manager, or his designee, the following information must be recorded with La Marque Administration including, but not limited to the; City Manager, Executive Assistant to the City Manager, Public Relations Officer, Director of Information Technology, and Social Media Administrator:

- a. All City Social Media Site or Platform login and password information (in the case of Facebook, you may make the Public Information Officer an administrator of the site instead of providing the password);
- b. Any changes to the login and password must be reported immediately; and
- c. The names of any persons who are authorized to access or maintain the City's Social Media Site or to post City Social Media Content ("Administrators").

At the direction of the City Manager, or his designee, the Public Relations Officer may disable a City Social Media Site and prohibit posting of any City Social Media Content to a site any time and for any reason, including any violation of this Policy, unprofessional use of these resources, lack of use or misuse by the public, or a failure to maintain the site.

2. RECORDS RETENTION AND PUBLIC INFORMATION

City Social Media Sites or Platforms create official records that are subject to the Texas Public Information Act and document retention rules of the State of Texas. Pursuant to Section 441.158 of the Texas Government Code, the Texas State Library and Archives Commission promulgates records retention schedules for records of local governments. Each City department has a schedule and policy for retention of its records. The retention period for a record depends on the content of that record, regardless of the medium in which it is maintained. Departments and the Public Information Officer maintaining a City social media site or using social media tools shall preserve records on a City server for the required retention period in a format that preserves the integrity of the original record and is easily accessible. Further, departments will destroy, transfer, or otherwise dispose of records in accordance with records disposition schedules.

The City's social media sites are subject to the Texas Public Information Act Subject: EO 1-18 Policy on Use of Social Media Page 5 of 6 (TPIA), found in Ch. 552, Texas Government Code. Content in City social media, including a list of subscribers and posted communications, is public record. The Department maintaining the site is responsible for responding completely and accurately to any public information requests for information on social media. Content shall be maintained in an accessible format so that it can be produced in response to a request. Difficulty in accessing the information does not excuse compliance with the TPIA. Users of City social media sites shall be notified that public information requests must be directed to the relevant departmental public information officer.

3. POSTING ON CITY SOCIAL MEDIA SITES or PLATFORMS

Employees creating, maintaining, or posting Social Media Content on any City's Social Media Site:

- a. Must, at all times, conduct themselves as representatives of City and in accord with all City of La Marque Personnel Policies and other department or management rules or directives;
- b. Information that is proprietary, subject to the attorney-client privilege or state or federal privacy

laws, and information not subject to disclosure under the Texas Public Information Act shall not be posted on any City social media or personal social media site. The social media administrator shall be responsible for ensuring compliance with this rule. Will follow these guiding principles:

- i. Never comment on anything related to legal matters, litigation, or any parties with whom City may be in litigation without the approval of the Staff Attorney or the City Manager;
- ii. Understand that postings are widely accessible, not retractable, and retained or referenced for a long period of time; all content should be carefully considered;
- iii. Refrain from the expression of personal opinions regarding:
 - (a) Programs or practices of other public agencies, political organizations, private companies, or non-profit groups;
 - (b) Political campaigns; or
 - (c) Religion
- iv. Unless the Employee is posting or responding as the Social Media Administrator, the Employee should maintain transparency by using his/her given name and job title, email address, and clearly stating the Employee's role regarding the subject;
- v. Use correct grammar and spelling;
- vi. Avoid jargon;
- vii. Write and post only about areas of expertise;
- viii. Keep post factual and accurate;
- ix. Do not post photographs, submitted by the public, that were taken at City -related events held in public places unless you have permission from the photographer;
- x. Reply to comments in a timely manner, when a response is appropriate. When disagreeing with others' opinions or providing comments, do so in a meaningful, respectful, and relevant manner;
- xi. Ensure that Social Media Content does not violate another person's privacy interests;
- xii. Refrain from posting Social Media Content that is proprietary, copyrighted, attorney-client privileged, subject to state or federal privacy laws, and information not subject to the Texas Public Information Act;
- xiii. Set the profile so that the page does not allow "wall posts" or "friending" of the administrator.
- xiv. Employees shall not work on the City's social media sites during off-duty hours unless specifically pre-approved to do so in writing on a day to day basis from the Department Supervisor.

4. DESIGN AND CONTENT OF CITY SOCIAL MEDIA SITES

1. Comments from the public are allowed on the City's social media sites and shall be monitored daily to ensure the comments meet certain criteria; the City's social media sites must be structured narrowly to focus discussions on a particular interest of the City rather than creating a "public forum." Social media web sites that allow comments must contain the following text on the social media site or must include a link to the location on the departmental website containing the following text:

"The purpose of this site is to present matters of public interest regarding the City of La Marque. We encourage you to submit comments, but please note that this is not a publicforum. Comments posted to this page will be monitored. The City reserves the right to delete comments that: contain false information, obscene language or sexual content, threaten or defame any person or organization, support or oppose political candidates, political organizations or ballot propositions, promote illegal activity, commercial services or products, infringe on copyrights or trademarks or are not topically related to the particular posting.

[Insert name of department or program] is a department [or program] of the City of La Marque, [INSERT WEBSITE]. This site is intended to serve as a mechanism for communication between the public and [department/program] on the listed topics. Following or "friending" persons or organizations is not an endorsement by the City and is only intended as a means of communication. All content of this site and all comments submitted to this page and its list of fans are public and are subject to disclosure pursuant to the Texas Public Information Act. Public information requests must be directed to the City's public information officer

- a. A clear statement of the intent, purpose, and subject matter of the site, so the public is aware of the topical scope of the page;
 - b. City of La Marque Communications email, pr@cityoflamarque.org
 - c. Link to the City of La Marque website, www.cityoflamarque.org
2. Departments may use a departmental logo in their social media tools. Where appropriate for a particular site, social media pages will include the City's logo. Page names should be descriptive of the department/division. City departments will create "pages" in Facebook, rather than "groups." For "type" description, "government" will be used.
 3. In addition, City of La Marque Social Media Sites or Platforms that permit interactivity with the public, comments, or posting should post clear statements of the following:
 - a. Disclaimer that postings do not necessarily reflect the views or position of the City of La Marque; and
 - b. Disclaimer that comments, messages, and any other communication with the City of La

Marque via social media is not considered proper notice under the Texas Property Tax Code.

- c. This site is NOT monitored 24 hours a day.
4. The City reserves the right to archive or hide, when necessary and as soon as feasible, any posting that contains:
- a. Content that is not topically related to the particular posting by City of La Marque;
 - b. Content that violates trademark or other intellectual property rights;
 - c. Content that contains false or misleading information;
 - d. Content that contains obscene language, sexual content, or links to sexual content;
 - e. Advertisements or content that is commercial in nature;
 - f. Content that threatens, defames, or personally attacks any person or organization;
 - g. Content that promotes, perpetuates, or fosters discrimination on the basis of age, gender, race, religion, color, national origin, physical or mental disability, sexual orientation, marital status, and/or gender identity;
 - h. Content that implies, promotes, or encourages illegal activity;
 - i. Content that opposes or supports political candidates, political organizations, or ballot propositions;
 - j. Content that is contrary to the safety of City of La Marque employees, the public, or public systems;
 - k. Content that violates the legal ownership of another party or infringes on copyright;
 - l. External links to any sites;
 - m. Content that is confidential according to the Texas Public Information Act
 - n. Content that violates the legal ownership of another party or infringes on copyright,

Links placed on City Social Media Sites or Platforms should only be to a resource on the City's website, a City -owned website, a state, federal or local government site, an educational website, or an organization with an official partnership or supportive business relationship with the City. Exceptions to this rule shall be at the discretion of the Public Relations Officer, or his designee.

5. USE BY BOARDS OR COMMISSIONS

Due to open meetings requirements, individual members of City Council, Review Board, and any other board or commission are prohibited from participating in postings or discussion threads on City of La Marque Social Media Sites or Platforms created and maintained by the City of La Marque.

6. EMPLOYEE STANDARD FOR USE OF SOCIAL MEDIA

All uses of social media on behalf of the City or in any manner that appears to represent the City or constitute communication by the City, must comply with the provisions in this Policy, including the following standards:

- a. All City ordinances, executive orders, administrative procedures, or other policies that might apply to social media use (whether personal social media or City social media) remain in full force and effect. Employees should always adhere to them, when applicable, when using social media (whether personal social media or the City social media).
- b. City resources, work time, social media tools, and a City employee's official position shall not be used for personal profit or business interests or to participate in political activity. For example, a building inspector may not use the City's logo (or its likeness), email, or work time to promote a side business as a plumber.
- c. No City employee may establish any Social Media Site in the name of or on behalf of the City unless:
 1. The Public Relations Officer, or designee, and the City Manager have all approved the Site; and
 2. All information to be posted on the account has been approved by the City Manager, Administrator, and Public Relations Officer;
 3. Personal or business venture social media account names shall not be tied to the City. For example, CityofLaMarqueFirefighter would not be an appropriate personal account name.
- d. Social Media Sites or Platforms, established by the City of La Marque, are to be used for City of La Marque business purposes only. Use for communications and postings that are not directly related to the City or City department business purpose is prohibited;
- e. Employees must report unauthorized uses of City of La Marque Social Media Sites or Platforms, City of La Marque Social Media Content, and comments or media that violate this Policy to the Public Relations Officer and/or City Manager, or his designee; and
- f. Employees are expected to be attentive and careful in their use of social media. Employees should be aware that their use of social media may be perceived as representing the City of La Marque and local government, and should tailor their use accordingly. If commenting on City business, employees should use a disclaimer which establishes that their comments represent their own opinions and do not represent those of the City of La Marque.

7. UNACCEPTABLE USES BY EMPLOYEES

City of La Marque considers the activities and uses listed below to be unacceptable uses of social media established by City of La Marque:

- a. Using social media in a manner that does not comply with federal, state, local laws and regulations, and with City of La Marque or department policies
- b. Using social media in a manner that;

- a. Violates copyright, trademark, or other intellectual property rights of any person or entity, or otherwise violates their legal ownership interests;
- b. Includes ethnic slurs, profanity, personal insults, material that is harassing, defamatory, fraudulent or discriminatory, or other content or communications that would not be acceptable in a City of La Marque workplace under the Personnel Policy or department policy or practice;
- c. Violates the terms of contracts governing the use of any social media content, including, but not limited to, software and other intellectual property license;
- d. Displays sexually explicit images, cartoons, jokes, messages, or other material in violation of the City of La Marque sexual harassment policy;
- e. Relates to Political Policy or Activity;
- f. Contains confidential information that is protected from release pursuant to the Texas Public Information Act or “for official use only” information or information that does or may compromise the security of City of La Marque networks or information systems. Confidential information includes, but is not limited to medical information, social security numbers, and other personally identifiable information;
- g. Violates the terms of use governing third-party websites that allow for the creation of social media sites;
- h. Violates any Section of this Policy.

8. PERSONAL SOCIAL MEDIA ACCOUNTS

This Policy is not intended to govern Employees’ establishment or use of personal social media sites for personal purposes, outside the workplace, and using non-City information systems. However, some personal uses of social media may reflect on the City or appear to represent City policy or to be on behalf of the City. In addition, access and use of personal social media accounts by means of City information systems are subject to City policy. For these reasons, Employees are expected to comply with all City and department policies, as well as the following standards, when using personal social media accounts ((including without limitation personal social media, private blogging, business venture social media, and personal social networking sites):

- a. Use common sense when using social media sites. Remember that what you write is public, may be public for a long time, and may spread to large audiences. Refrain from posting information that you would not want your supervisor or other employees to read or that you would be embarrassed to see in the newspaper or on television.
- b. City employees have no right to privacy with respect to their personal use of social media or personal social media accounts accessed by means of City information systems, or with respect to personal social media content so accessed. Employees should not expect or assume privacy or confidentiality with respect to any such personal social media use or social media content;
- c. Whether on or off duty, the City expects its employees to be truthful, courteous, and respectful toward supervisors, co-workers, citizens, customers, and other persons associated with the City. Employees shall not engage in name-calling or personal attacks or other such demeaning behavior.

- d. Except as otherwise allowed by law, employees, whether on duty or off duty, shall not utilize social media to communicate (e.g. verbally, non-verbally, or in writing), depict, or use any hate speech, slurs, connotations, caricatures, or references that derogate, ridicule, degrade, malign, or disparage another's protected class, including but not limited to race, ethnicity, national origin, religion, sex, gender, sexual orientation, or sexual identity, where such conduct satisfies one or more of the following three criteria: it would (1) adversely affect the employee's job performance, work, job duties or ability to function in the employee's position; (2) adversely affect the City's (including the department's) ability to fulfill its mission or to serve the public; or (3) create a hostile work environment.
- e. Posts and user profiles on personal social media accounts must not state or imply that the views, conclusions, statements, or other social media content are an official policy statement, position, or communication of the City of La Marque, or represent the views of the City of La Marque or any City of La Marque officer or Employee, unless the Public Information Officer and/or City Manager, or his designee, have previously granted express written permission for that user to do so;
- f. If an Employee has not received such express written permission, any user profile, biography, or posting on a personal social media account that identifies that person as a City of La Marque employee must include a qualifying statement in substantially the following form: "The views I express on this site are my own and do not reflect an official view or position of the City of La Marque; Employees may not attribute personal statements or opinions to the City of La Marque when engaging in private blogging or postings on social media sites or platforms;
- g. Employees and City of La Marque volunteers shall not post images, files, or text depicting City of La Marque property, equipment, or personnel in any manner that would adversely affect the reputation of the City of La Marque.
- h. Employees and City of La Marque volunteers shall not use their City of La Marque email account in conjunction with a personal social networking site.

9. EXCEPTIONS

Exceptions to this policy shall be at the discretion of the City Manager, Public Information Officer, or designee.

10. COMPLIANCE

Each City Department head shall be responsible for enforcing compliance of this Policy by department Employees. An Employee who fails to comply with any aspect of this Policy is subject to disciplinary action, up to and including termination of employment.

11. ACKNOWLEDGMENT

On this date, I received the Social Media Policy. I understand it is my responsibility to read and abide by this Policy. I understand that any clarification or explanation of this policy is available at my request from the Public Information Officer or the City Manager. After reading and signing this acknowledgment I will return it to the Human Resource Office.

Employee's Signature

Employee's Printed Name

Date

City of La Marque
SOCIAL MEDIA POLICY

12. ACKNOWLEDGMENT

On this date, I received the Social Media Policy. I understand it is my responsibility to read and abide by this Policy. I understand that any clarification or explanation of this policy is available at my request from the Public Information Officer or the City Manager. After reading and signing this acknowledgment I will return it to the Human Resource Office.

Employee's Signature

Employee's Printed Name

Date



Social Media Policy

September 2018



SOCIAL MEDIA POLICY

Table of Contents

Purpose Statement

Internal Policy

Professional Use

- Creation, Approval and Registration
- Oversight and Enforcement
- Community Sharing Policy
- Records Retention

External Policy

Employee Personal Social Media

- Prohibited Use
- Privacy

Citizen Interaction

- Terms of Use
- Moderation of Third-Party Content: Terms of Use
- Records Retention
- Requests for City Services

Purpose Statement

This document defines the social media policy for CITY OF LA MARQUE and establishes guidelines for the use of digital media by city staff, volunteers or any person representing the city.

For purposes of this policy, a social media account is a website or app offered to the public to provide audio, video, still-photo or written communication between other members of the public and/or representatives of certain groups, businesses, organizations or departments. Examples of social media platforms include Facebook, Instagram, Twitter, Snapchat, YouTube, LinkedIn, website blogs with commenting capabilities, forums and emergency notification services.

The definition of content as used in this policy refers to any written copy, photos, graphics, videos, live-video streams, comments or any form of communicative content exchanged between parties through social media.

City of La Marque leadership encourages use of social media to further the organizational goals and the missions of its departments, where appropriate. However, City of La Marque has an overriding interest in deciding what is “spoken” on its behalf on social media sites and how the city is represented online. Principles of ethics, etiquette and social responsibility, as well as City policy and directives from City leadership, apply to social media and social networking sites.

The Social Media Policy applies to City of La Marque’s established accounts and any new accounts created in the future.

PROFESSIONAL USE POLICY

PROFESSIONAL USE

The professional use policy refers to city employees managing City of La Marque profiles on behalf of the City of La Marque, its offices, departments or volunteer groups. All official City of La Marque communication through social media should remain professional in nature and should always be conducted in accordance with the City of La Marque's communications policies, standards, practices and expectations. City employees should be mindful that inappropriate use of official City of La Marque social networking platforms can be grounds for disciplinary action. Only authorized individuals may publish content to City of La Marque social media platforms, websites or digital communication mediums. Employees may not use official City of La Marque social media for political purposes, to conduct private commercial transactions or to engage in private business activities.

Creation, Approval and Registration:

- Requests for creation of any new social media groups, pages, profiles or accounts representing the City of La Marque, its departments, affiliated organizations, boards or commissions must be submitted to the Public Information Officer and approved by the City Manager.
- Accounts will be created by the Public Information Officer.
- If approved by the Public Information Officer, permissions will be granted for management of individual groups, pages, profiles and/or accounts to a designated social media site manager.
- Existing social media accounts of any social media groups, pages, profiles or accounts representing the City of La Marque, its departments, affiliated organizations, boards or commissions must be registered with the Public Information Officer and identify the designated social media site manager.
- All City of La Marque social media site managers must have a city-issued @cityoflamarque.org email address.
- All City of La Marque social media login credentials will be provided to La Marque Information Technology Department's password management service.

City of La Marque social media accounts should:

- Be administered by only the designated social media site manager or Public Information Officer.
- Include City, department, board and/or commission identification.
- Display official City or department logo as profile image or title header.
- Create vanity URLs, customized profile links when applicable.
- Include contact information, complete profiles and accurate descriptions.
- Have any available profanity filters set to the highest setting.
- Adhere to journalist industry standards of the Associated Press Stylebook.
- Be included in the City's archiving software, if applicable.

Oversight and Enforcement

Employees representing the City of La Marque through social media outlets or participating in social media features on City of La Marque websites must maintain a high level of ethical conduct and professional decorum. Failure to do so is grounds for revoking the privilege to participate in City of La Marque social media platforms, blogs, or other digital media features. Information must be presented following professional standards for excellent grammar, spelling, brevity, clarity and accuracy, and avoid jargon, obscure terminology or acronyms.

City of La Marque employees recognize the content they post on social media are public and may be perceived as official City of La Marque statements. Social media should not be used to circumvent other City of La Marque communication policies, including news media policy requirements. All social media analytics will be tracked by PIO and spot checks will be conducted.

City of La Marque employees may not publish information that includes:

- Confidential information
- Copyright violations
- Profanity, racist, sexist, or derogatory content or comments
- Partisan political views
- Commercial endorsements or SPAM

Community Sharing Policy

Sharing is a fundamental function of social media. As a municipality, a high level of discretion is required. Sharing community news and events is allowed but it must meet the following guidelines:

- Contributes to quality of life for citizens of La Marque.
- Enhances the perception and overall image of La Marque.
- Promotes travel and tourism within the City of La Marque.
- Must not promote any political individual, group or cause.

Records Retention

Social media sites contain communications sent to or received by the City of La Marque and its employees, and as such, communications may be public records subject to Texas Public Information Act. These retention requirements apply regardless of the form of the record (for example, digital text, photos, audio and video). The department maintaining a site shall preserve records pursuant to a relevant records retention schedule for the required retention period in a format that preserves the integrity of the original record and is easily accessible. Furthermore, retention of social media records shall fulfill the following requirements:

- Social media records are captured in a continuous, automated fashion throughout the day to minimize a potential loss of data due to deletion and/or changes on the social networking site.

- Social media records are maintained in an authentic format (i.e. ideally the native technical format provided by the social network, such as XML or JSON) along with complete metadata.
- Social media records are archived in a system that preserves the context of communications, including conversation threads and rich media, to ensure completeness and availability of relevant information when records are accessed.
- Social media records are indexed based on specific criteria such as date, content type, and keywords to ensure that records can be quickly located and produced in an appropriate format for distribution (e.g. PDF).
- Each social media site manager shall have self-service, read-only access to search and produce relevant social media records to fulfill public information and legal discovery requests as needed.
- City of La Marque utilizes an automated archiving solution provided by ArchiveSocial or other similar provider to comply with applicable public records law and fulfill the above record retention requirements.

EXTERNAL POLICY

EMPLOYEE INTERACTION

Personal social networking profiles should remain personal in nature and may be used to share personal opinions. Performing city business from personal accounts is strictly prohibited. Following this principle ensures distinction between personal opinions and official City of La Marque statements.

Prohibited Use

- Employees, elected officials and volunteers commenting, posting or participating in city business from personal social media profiles and/or devices is prohibited.
- Using city property, such as a city-issued cell phone, tablet or computer, for personal social media use is prohibited.
- The above actions are grounds for corrective action up to and including discharge from employment.

Personal social networking profiles should not:

- Be used in any professional capacity in regard to City of La Marque business
- Be used to relay and/or conduct work-related information
- Be used to accomplish job functions
- Use City of La Marque e-mail account or password

Protecting Personal Social Media Accounts

Using personal social media accounts or personal devices to conduct city business makes the information, conversation, comments and/or posts open record and susceptible to request for public information.

Connecting with citizens and colleagues on social media

City employees are civil servants and are in the public eye. La Marque citizens sometimes attempt to connect with city employees and volunteers on social media. When you connect with work acquaintances on social media your, personal actions become public knowledge. This is discouraged unless the conversation is truly unrelated to City business.

Listing City of La Marque as an employer

Social media platforms have the option to list your employer. Most create a hyperlink that leads to the City's official social media platforms. This connection creates an association with the city. If you list City of La Marque as your employer on social media, actions on your personal accounts reflect upon the City. To the extent that you are self-identified as a City employee, City

leadership assumes that the activity in forum will adhere to the Employee Handbook and the City's judgement of ethical behavior.

Privacy settings

Most social media accounts are searchable, share basic demographic information and display a profile photo. Users have the capability to control what's shown. To keep your information as secure as possible from strangers or curious citizens, it is recommended that you avoid leaving profiles set to "public". Managing privacy settings, guarding personal information, managing apps and controlling timeline could be considered good tips for protecting your career and maintaining personal and professional separation.

CITIZEN INTERACTION (THIRD PARTY CONTENT); TERMS OF USE

By posting or commenting on any social media account created by City of La Marque, you participate by your own choice, taking personal responsibility for your comments, your username and any information you provide therein. You further agree to the following terms of use:

- The City of La Marque maintains a social media accounts for the purpose of engaging and interacting with our community, providing relevant and timely community news, information and events, distribution of crime prevention and public safety tips, for urgent notifications of critical incidents which may affect residents, business owners and visitors of La Marque, Texas, and the surrounding communities.
- All social media accounts used by the City of La Marque are designated as Limited Public Forums. City staff welcomes a person's right to express his/her opinion and encourages posters to keep comments relevant to the topic in question. Posting of any content on any social media platform used by the City of La Marque, by any visitor, follower, subscriber or fan, constitutes acceptance of the terms of use described here in this policy.
- The City of La Marque social media accounts are intended to be "family friendly." When applicable, the City uses platform-provided content moderation/filtering options to limit foul or obscene content.
- City of La Marque "Friending" or "Liking" other business pages, city employees, local elected officials and organizations does not indicate an endorsement of any kind.
- A comment posted by a member of the public on any City of La Marque social media accounts is the opinion of the commentator or poster only. Publication of a comment does not imply endorsement of, or agreement by, the City of La

Marque, nor do such comments necessarily reflect our opinions or policies.

- City of La Marque does not allow posting of photos or videos by anyone other than members of staff.

Moderation of Third-Party Content

All comments posted to any City of La Marque, Highland Bayou Park, La Marque Bayou Fest, La Marque City Marshal, La Marque Fire Department, La Marque Police Department, La Marque Public Library social media site are bound by each site's version of Community Standards. City of La Marque actively monitors its social media accounts and will remove inappropriate content as defined below, without prior notice, and as soon as possible. City staff shall reserve the right to remove and/or block anyone who posts inappropriate material as determined by the Public Information Officer and/or social media site managers.

The City of La Marque reserves the right to remove comments that are offensive or profane in nature. User-generated posts will be rejected or removed (if possible) when the content:

1. is off-subject or out of context
2. is a personal attack
3. is threatening, defamatory, harassing or discriminatory
4. contains obscenity, profanity or material that appeals to the prurient interest
5. contains personal identifying information or sensitive personal information
6. violates the right to privacy
7. contains offensive terms that target protected classes
8. promotes, fosters or perpetuates discrimination on the basis of race, creed, color, age, religion, gender, or national origin
9. displays or describes conduct in violation of any federal, state or local law or encouragement of illegal activity
10. may reasonably interfere with, inhibit, or compromise law enforcement investigations, tactics, responses to incidents and/or the safety of La Marque Police Department staff
11. contains information that reasonably could compromise individual or public safety
12. incites or promotes violence or illegal activities
13. violates a legal ownership interest, such as a copyright, of any party
14. advertises or promotes a commercial product or service, or any entity or individual
15. promotes or endorses political campaigns or candidates

This is not an all-inclusive list. We further reserve the right to temporarily ban access to our social media accounts for repeated postings that contain off topic, offensive or profane remarks and to permanently ban access if such comments continue when access is reinstated. If you wish to contest the removal or hiding

of your content, or your denial of access ("banned") from our social media accounts, you may do so by contacting us at 409-938-9255 and requesting to speak with our Public Information Officer.

Records Retention

City of La Marque social media sites are subject to applicable public records laws. Any content maintained in a social media format related to City of La Marque business, including communication posted by the City of La Marque and communication received from citizens, may be a public record.

Emergency or Non-Emergency Requests for City Services

The posting of requests for assistance to social media accounts, regardless if it is of an emergency or non-emergency nature, is discouraged and will not guarantee timely response by the City of La Marque or any emergency service provider.

To report a concern, visit concern.cityoflamarque.org and use the City of La Marque Request Tracker system. For after-hours Public Services emergencies, call La Marque Police Dispatch at 409-938-9269.

If law enforcement assistance is needed, please dial 911. If you wish to report a crime or information relevant to a crime, please call La Marque Crime Stoppers at 409-938-8477. You may remain anonymous if you wish.

Questions

Should you have any questions in regard to items contained in these Terms of Use, please contact the City of La Marque's Public Information Officer at 409-938-9255.



CITY COUNCIL AGENDA FORM

Meeting Date: February 14, 2022

Prepared by: Kierra Nance

Department: City Clerk

Agenda item: 7b

Reviewed by: _____

AGENDA ITEM DESCRIPTION: Discussion/possible action regarding adopting Resolution No. **R-2022-0004**, calling for a Special Election to be held May 7, for the purpose of Tax Ratification



ATTACHMENTS FOR REFERENCE

1. Resolution
2. Property Tax Code Information

STAFF BRIEFING:

- The City of La Marque adopted the tax rate of 0.550764 in 2019 and the same tax rate for the year 2020.
- After adopting the same tax rate as the two previous years, and after four public hearings on the proposed tax rate, on September 24, 2021, the City adopted the same tax rate of 0.550764.
- On October 19, 2021, a petition with 470 signatures was submitted to the City Clerk's Office to petition for a tax rollback election.
- On October 25, 2021, a supplemental petition was submitted with another 47 signatures.
- On November 8, 2021 Council adopted Resolution No. R-2021-0026 validating 380 signatures allowing for a special election to be held at the next uniform election date.

HISTORY:

TARGET IMPLEMENTATION: February 14, 2022

SIGNIFICANT ACTION DATES:

September 24, 2021- Tax Rate adopted

October 19, 2021- Petition Received

October 25, 2021- Supplemental Petition Received

November 8, 2021- Petition accepted

Cost Details:	
Budgeted	\$25,500.00
Actual Bid	N/A
Estimated Expenditure	
Acct. Name(s)	Election Costs
Line Item #	01-4021-07-00



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	N/A
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STAFF'S RECOMMENDATION: Motion to adopt Resolution No. **R-2022-0004**, calling for a Special Election to be held May 7, for the purpose of Tax Ratification

FISCAL IMPACT:

- This amount will depend on how many entities will be having an election, after the filing period ends
- Some entities may be able to cancel their elections
- The cost is split between the County and the entities that will be holding their elections

RESOLUTION NO. R-2022-0004

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA MARQUE, TEXAS, CALLING A SPECIAL ELECTION TO BE HELD ON MAY 7, 2022 AND ADMINISTERED BY THE GALVESTON COUNTY ELECTIONS ADMINISTRATOR, FOR THE PURPOSE OF TAX RATIFICATION ORDERING NOTICES OF ELECTION TO BE GIVEN AS PRESCRIBED BY LAW IN CONNECTION WITH SUCH ELECTION

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

Section 1. An election is hereby called to be held on May 7, 2022, for the purpose of

Section 2. The main polling place where qualified voters shall cast ballots at such location in the City of La Marque, 2021 General Municipal Election is as follows:

City of La Marque Community Room
1109-B Bayou Road
La Marque, Texas 77568

Election polls shall be open from 7:00 a.m. until 7:00 p.m. on the date of the election.

Section 3. Early voting by personal appearance will be conducted at the City of La Marque Community Room, 1109-B Bayou Road, La Marque, Texas, beginning on Monday, April 25, 2022 through Friday, April 29, 2022, with the polls being open from 8:00 a.m. to 5:00 p.m. the first week, and from 7:00 a.m. to 7:00 p.m. on Monday, May 2, 2022 and Tuesday, May 3, 2022.

Early Voting by mail shall be conducted by the Early Voting Clerk for Galveston County.

Applications for ballots by mail must be received no later than the close of business on Wednesday, April 18, 2022. Applications must be sent to:

Galveston County Elections Administration Office
Attn: Elections Coordinator (Early Voting Clerk)
P.O. Box 17253
Galveston, Texas 77552-4253

Dwight Sullivan, County Clerk Galveston County or his designee shall serve as the Presiding Judge of the Central Counting Station.

Section 4. It is unknown at this time which entities will be holding an election. After the filing deadline, final polling places will be established, and this Resolution will be amended in conjunction with the Ordering of the Election.

Section 5. The City Clerk is hereby authorized and directed to publish and/or post, in the time and manner prescribed by law, all notices required to be so published and/or posted in connection with the conduct of this election. Galveston County Election Officer shall designate the election judges for the election. The election, including providing Notice of the Election, shall be conducted in accordance with the Texas Election Code and other applicable law, and all resident qualified and registered voters of the City shall be eligible to vote at the election.

PASSED, APPROVED AND ADOPTED by City Council of the City of La Marque this the 14th day of February 2022.

CITY OF LA MARQUE, TEXAS

Keith Bell, Mayor

ATTEST:

Kierra K. Nance, TRMC, City Clerk

APPROVED AS TO FORM:

Gus Knebel, Consulting City Attorney

rejected petition does not comport with the requirement of section 26.07 of the Tax Code that such petition be signed by a requisite number of voters. 1986 Tex. Op. Att'y Gen. JM-574.

has prohibited the South Texas Water Authority from utilizing the procedures and calculations in Tex. Tax Code Ann. §§ 26.04, 26.05, 26.07 to adopt its tax rate. 2010 Tex. Op. Att'y Gen. GA-0758.

Tax Calculations.

Pursuant to Tex. Water Code Ann. § 49.107(g), the Legislature

Sec. 26.075. Petition Election to Reduce Tax Rate of Taxing Unit Other Than School District. [Effective January 1, 2020]

- (a) This section applies only to a taxing unit other than:
 - (1) a special taxing unit;
 - (2) a school district; or
 - (3) a municipality with a population of 30,000 or more.
- (b) This section applies to a taxing unit only in a tax year in which the taxing unit's:
 - (1) de minimis rate exceeds the taxing unit's voter-approval tax rate; and
 - (2) adopted tax rate is:
 - (A) equal to or lower than the taxing unit's de minimis rate; and
 - (B) greater than the greater of the taxing unit's:
 - (i) voter-approval tax rate calculated as if the taxing unit were a special taxing unit; or
 - (ii) voter-approval tax rate.
- (c) The qualified voters of a taxing unit by petition may require that an election be held to determine whether to reduce the tax rate adopted by the governing body of the taxing unit for the current tax year to the voter-approval tax rate.
- (d) A petition is valid only if the petition:
 - (1) states that it is intended to require an election in the taxing unit on the question of reducing the taxing unit's adopted tax rate for the current tax year;
 - (2) is signed by a number of registered voters of the taxing unit equal to at least three percent of the registered voters of the taxing unit determined according to the most recent list of those voters; and
 - (3) is submitted to the governing body of the taxing unit not later than the 90th day after the date on which the governing body adopts the tax rate for the current tax year.
- (e) Not later than the 20th day after the date on which a petition is submitted, the governing body shall determine whether the petition is valid and must by resolution state the governing body's determination. If the governing body fails to make the determination in the time and manner required by this subsection, the petition is considered to be valid for the purposes of this section.
- (f) If the governing body determines that the petition is valid or fails to make the determination in the time and manner required by Subsection (e), the governing body shall order that an election be held in the taxing unit on the next uniform election date that allows sufficient time to comply with the requirements of other law.
- (g) At the election, the ballots shall be prepared to permit voting for or against the proposition: "Reducing the tax rate in (name of taxing unit) for the current year from (insert tax rate adopted for current year) to (insert voter-approval tax rate)."
- (h) If a majority of the votes cast in the election favor the proposition, the tax rate for the current tax year is the voter-approval tax rate.
- (i) If the proposition is not approved as provided by Subsection (h), the tax rate for the taxing unit for the current tax year is the tax rate adopted by the governing body of the taxing unit for the current tax year.
- (j) If the tax rate is reduced by an election held under this section after tax bills for the taxing unit have been mailed, the assessor for the taxing unit shall prepare and mail corrected tax bills. The assessor shall include with the bill a brief explanation of the reason for and effect of the corrected bill. The date on which the taxes become delinquent for the tax year is extended by a number of days equal to the number of days between the date the first tax bills were sent and the date the corrected tax bills were sent.
- (k) If a property owner pays taxes calculated using the higher tax rate when the tax rate is reduced by an election held under this section, the taxing unit shall refund the difference between the amount of taxes paid and the amount due under the reduced tax rate if the difference between the amount of taxes paid and the amount due under the reduced tax rate is \$1 or more. If the difference between the amount of taxes paid and the amount due under the reduced rate is less than \$1, the taxing unit shall refund the difference on request of the taxpayer. An application for a refund of less than \$1 must be made within 90 days after the date the refund becomes due or the taxpayer forfeits the right to the refund.
- (l) Except as otherwise expressly provided by law, this section does not apply to a tax imposed by a taxing unit if a provision of an uncodified local or special law enacted by the 86th Legislature, Regular Session, 2019, or by an earlier legislature provides that Section 26.07 does not apply to a tax imposed by the taxing unit.

HISTORY: Enacted by Acts 2019, 86th Leg., ch. 944 (S.B. 2), § 52, effective January 1, 2020.

Sec. 26.08. Election to Ratify School Taxes. [Effective until January 1, 2020]

Automatic Election to Approve Tax Rate of School District. [Effective January 1, 2020]

- (a) If the governing body of a school district adopts a tax rate that exceeds the district's voter-approval tax rate, the



CITY COUNCIL AGENDA FORM

Meeting Date: February 14, 2022

Agenda item: 7c

Prepared by: Kierra Nance

Reviewed by: _____

Department: City Clerk

AGENDA ITEM DESCRIPTION: Discussion/ possible action regarding adopting Resolution No. **R-2022-0004**, approving the aerial spraying of mosquitoes by Galveston County Mosquito Control District, as required on a yearly basis by the Federal Aviation Administration

☒ X

ATTACHMENTS FOR REFERENCE

1. Resolution
2. Letter from Galveston County Mosquito Control District

STAFF BRIEFING:

- This time, each year, before the beginning of “mosquito” season, a resolution is requested from each city within Galveston County approving the aerial spraying for mosquitoes within each individual city
- This program is County-funded and has no financial impact on the City of La Marque
- The Federal Aviation Administration requires the County make these requests on a yearly basis
- This is a Resolution and wording is the same annually, just date changes (no need for City Attorney to review)

HISTORY: For several years, the City of La Marque has been providing a resolution authorizing Galveston County Mosquito Control District to provide aerial spraying over the territory for the abatement or control of mosquitoes

TARGET IMPLEMENTATION: **February 15, 2022**

SIGNIFICANT ACTION DATES:

February 8, 2021; February 10, 2020; April 8, 2019; March 12, 2018; March 12, 2017; March 14, 2016; February 9, 2015; February 13, 2014; February 11, 2013 - Resolutions adopted

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: Recommend to adopt Resolution No. **R-2022-0004**, approving the aerial spraying of mosquitoes by Galveston County Mosquito Control District, as required on a yearly basis by the Federal Aviation Administration

FISCAL IMPACT: N/A

RESOLUTION NO. R-2022-0005

A RESOLUTION OF THE CITY OF LA MARQUE AUTHORIZING THE GALVESTON COUNTY MOSQUITO CONTROL DISTRICT AERIAL SPRAYING FOR MOSQUITOES THAT THE FEDERAL AVIATION ADMINISTRATION REQUIRES APPROVAL FOR ON A YEARLY BASIS;

WHEREAS, the Galveston County Mosquito Control District is responsible for the operation of the county-wide Mosquito Control Program, and

WHEREAS, the Federal Aviation Administration has indicated that governmental approval is necessary to provide aerial spraying services over the territories of general-purpose governments, and

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of La Marque approves the aerial spraying over its territory for the abatement of mosquitoes providing such spraying is conducted within the regulations and constraints of the Federal Aviation Administration, the Environmental Protection Agency, and other authoritative federal and state agencies.

PASSED, APPROVED AND ADOPTED by City Council of the City of La Marque on this the 14th day of February, **2022**.

CITY OF LA MARQUE, TEXAS

Keith Bell, Mayor
City of La Marque

ATTEST:

Kierra K. Nance, TRMC
City Clerk

APPROVED AS TO FORM:

Gus Knebel, City Attorney



CITY COUNCIL AGENDA FORM

Meeting Date: 02/14/2022

Agenda item: 7d

Prepared by: Chad Waggoner

Reviewed by: _____

Department: Telecommunications

AGENDA ITEM DESCRIPTION: Discussion/ possible action regarding adopting proposed telecommunicator pay scale

ATTACHMENTS FOR REFERENCE

☒ x

1. Proposed payscale

2. Previous payscale

3. Confirmation between finance and police department

STAFF BRIEFING: Include any information of importance to explain the agenda item up to present time. Use bullets, not paragraphs!!!

- New pay scale
- Old pay scale
- Communications between Police Department and finance
- Call volume and staff at agencies in Galveston County
- Crime rate for surrounding cities

Has City authorized Engineer reviewed and approved?

N/A

Has City Attorney OR Special Legal Counsel reviewed and approved?

Required for contracts, agreements, ordinances, resolutions.

N/A

Have you discussed availability of funds/accounts with Finance Director?

Has Finance Director verified Purchasing Policy followed?

YES

Have you presented your project to the Grants Administration Team and City Manager?

N/A

HISTORY:

TARGET IMPLEMENTATION:

SIGNIFICANT ACTION DATES:



CITY COUNCIL AGENDA FORM

ACTION:

- | | |
|---|---|
| ☐ Ordinance | ☐ Resolution |
| ☐ Special Presentation | ☐ Proclamation |
| ☐ Finance Report | ☐ Public Hearing |
| ☐ Municode Codification | |
| ☐ 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 Items #	
Other Funding	

STAFF'S RECOMMENDATION: Motion regarding adopt proposed telecommunicator pay scale to remain competitive with surrounding agencies

FISCAL IMPACT:

City of La Marque
Telecommunication Officer Pay Scale
Effective December 26, 2021

Fiscal Year 2022		
Steps	Hourly	Annual
Entry	\$21.00	\$43,680.00
3 years	\$23.00	\$47,840.00
4 years	\$24.00	\$49,920.00
5 years	\$25.00	\$52,000.00
Lead Telecommunicator	\$26.00	\$54,080.00

Certification Pay		
Basic	1 years	\$0.00
Intermediate	2 years	\$50.00
Advance	4 years	\$100.00
Master	8 years	\$150.00

Certification pay is added to the 1st paycheck of the month.

POLICE TELECOMMUNICATORS PAY SCALE

Fiscal Year 2021

Cert	Steps	Hourly	Annual
Entry		17.752	36,926.02
Basic	1	19.11	39,750.37
	2	19.999	41,599.16
Intermediate	3	20.88	44,047.95
	4	21.161	44,615.15
	5	21.433	45,182.36
Advance	6	21.706	46,349.55
	7	22.299	47,582.08
	8	22.891	48,814.61
Master	9	23.484	50,647.14
	10	24.071	51,868.32

La Marque Safe City Initiative
(Final Goals—Effective February 3, 2022)

- **Goal #1:** (Consists of items A through E.)

A. Reinroduce *Community Oriented Policing.*

- 1st Year Goal (2022): Introduce three (3) Community Watch Areas with an assigned Community Policing Officer (CPO) for each area.
- 3rd Year Goal (As of December 31, 2024): A total of nine (9) Community Watch Areas will be instituted with an assigned Community Policing Officer (CPO) for each area.
- 5th Year Goal (As of December 31, 2026): A total of 15 Community Watch Areas will be instituted with an assigned Community Policing Officer (CPO) for each area.

B. Reinroduce *CompStat* program.

- 1st Year Goal (2022): CompStat program fully instituted and active.
- 3rd Year Goal (As of December 31, 2024): CompStat operation evolves into inviting Mayor and Council Members attending the monthly meetings if so desired.
- 5th Year Goal: (As of December 31, 2026): Assessment of program and modification, as necessary.

C. Establish a fully trained “Gang” Unit.

- 1st Year Goal (2022): Two (2) of three (3) Officers are fully trained in gang operations to include: maintaining a working relationship with schools, social services agencies, community-based organizations, and other criminal justice organizations in a systematic approach to the prevention, intervention, and suppression of criminal gang activity. relating to identification, operations, and finally interdiction. At year end, Gang Unit conducts survey to determine gangs in operation to establish a “base-line” of gang membership and activities.
- 3rd Year Goal (As of December 31, 2024): All three (3) Officers are trained in gang operations. Survey conducted by Gang Unit with a goal of discerning a 15% reduction in gang membership and activities from year #1 initial survey.
- 5th Year Goal (As of December 31, 2026): Acquire one (1) Gang Unit Officer in a full-time status working with two (2) Gang Unit Officers that serve on a part time basis. Survey conducted by Gang Unit with a goal of discerning a 20% reduction in gang membership and activities from year #1 initial survey.

D. Hire a contractor to assist to perform “crime analyst” functions.

1st Year Goal (2022): This contractor will assist in formulating & delivering crime statistics for CompStat meetings.

3rd Year Goal (As of December 31, 2024): Contractor will become a part-time employee.

5th Year Goal: (As of December 31, 2026): Contractor will become a full-time employee.

E. Matriculate into the Texas Recognition Program.

(The *Law Enforcement Recognition Program* is a voluntary process where police agencies in Texas prove their compliance with 170 Texas Law Enforcement Best Practices).

1st Year Goal (2022): LMPD will initiate developing policies and procedures that align with the 170 standards.

3rd Year Goal (As of December 31, 2024): LMPD will officially matriculate into the program and complete the requirements for “recognition.”

5th Year Goal: (As of December 31, 2026): LMPD will have completed the recognition program and be working on its next assessment (after successfully completing recognition status an assessment is due every four [4] years).

- **Goal #2:**

Employ the department’s Special Response Team (SRT) as often as practicable to conduct “Directive Patrol Actions” (DPA’s) in drug & crime hot spots.

- 1st, 3rd, and 5th Year Goals are all standardized relating to conducting DPA’s as often as practicable.

- **Goal #3.**

A. Apply for a grant to fund Officers to form three (3) Officer teams that will have a dual role for the Officers to serve as SRT members **and** Community Policing Officers (when not conducting SRT missions),

B. Should grants not be available, budget for FY 2022/2023 to fund a minimum of one-three (3) Officer Team to operate full-time as per “Goal #3 A.” above.

- 1st, 3rd, and 5th Year Goals are all standardized relating to working toward acquiring a grant and operations. Should a grant not be awarded by FY 2022/2023, perform staff actions to seek funding for this 3-Officer Team via the city’s operating budget.

- **Goal #4:**

Conduct a study/cost analysis to assess our city’s lighting needs and priorities. Goal will be to upgrade COLM streetlights (east & west side of city) with LED lights and install streetlights wherever deemed necessary.

- 1st Year Goal (2022): Consultant will complete needs assessment of lighting (and estimated cost) for the entire COLM: to include “safety lighting” for Omega Bay.
- 2nd Year Goal (2023): Funding for this project will receive City Council action.
- 3rd Year Goal (As of January 1, 2024): Should funding be acquired contractors will initiate work.

5th Year Goal: (As of December 31, 2026): Lighting project will be completed.

- **Goal #5:**

- 1st Year Goal (2022):

A. Hire a Social Worker to fill the department's already budgeted vacant position.

B. Initiate an MOU with the Resource Crisis Center (RCC) that will work in partnership with the Social Worker. The RCC will (to the greatest extent possible) serve as the "hub"/key organizer in acquiring other social service agencies to assist the COLM with activities and socio-economic programs to enhance the quality of life of our residents: with an emphasis on developing youth advocacy programs/efforts for prevention, intervention, and treatment of juveniles—to include after-school curriculums (e.g., sports leagues, entertainment/youth centers, etc.) Supplementing all mentioned within this goal will be development of the following committees with an emphasis on youth advocacy: Community Action Team (CAT), Community Oriented Policing Leadership Committee/Chief's Diversity Committee (members will serve on both committees), Chief's Youth Advisory Committee, and finally, rejuvenating the La Marque Ministerial Association.

- 3rd Year Goal (As of January 1, 2024): At this juncture, several youth programs (e.g., a "Teen Center") will have been instituted. Continuing assessment and as necessary modification of outreach programs that have been instituted.

- 5th Year Goal: (As of December 31, 2026): Continuing assessment and as necessary modification of outreach programs that have been instituted.

Goals Relating to Crime Rates

Considering **all** 5 Goals relating to their positive effect on crime rates, it is hoped that the following prediction of preventing and controlling crime (portrayed as crime rates) is produced:

- 1st Year Goal (for entire CY year of 2021): Violent and Property Crime Rates for CY 2021 over 2020 will each be reduced a minimum of 2%.

- 3rd Year Goal (As of December 31, 2023): 1. Violent and Property Crime Rates for CY 2021, 2022, and 2023 will each year be reduced a minimum of 2% from the prior CY; 2. During this juncture [i.e., January 2023] a "citizen's survey" will be conducted by an external agency to measure "citizen's fear of crime," crime concerns, and recommendations from citizens.)

- 5th Year Goal: (As of December 31, 2025): 1. Violent and Property Crime Rates for CY 2024 and 2025 will each year be reduced a minimum of 2% from the prior CY; 2. Violent and Property Crime Rate for CY 2025 will be less than or equal to the Texas Violent and Property crime rates; 3. During this juncture (effective January 2025) a citizen's survey will be conducted by an external agency to measure "citizen's fear of crime," crime concerns, and recommendations from citizens.)

Official:



Randall Aragon
Chief of Police/Interim City Manager

2022 Convenant Stores Coin operating permits

Name	Address	#	PERMIT FEE	Permit Req	Machine Fee Pd	Deptment Responsibility	DATE PERMITS PLACED ON MACHINES	CODE OFFICER
Mike's	2302-A Cedar	4	15.00 ea	yes	60	Code	Waiting on Permits	
D's	2302-B Cedar	4	15.00 ea	yes	60	Code	Waiting on Permits	
Washateria	2302-C Cedar	3	15.00 ea	yes	60	Code	Waiting on Permits	
Valero	3219 FM 1765	4	15.00 ea	yes	0	Code	Waiting on Permits	
Sunmart	1000 FM 1765	4	15.00 ea	yes	0	Code	Waiting on Permits	
Jimmy's Lounge	5201 IH 45	10	15.00 ea	yes	150	Code	Waiting on Permits	
In & Out Food Mart	10422 FM1764	4	15.00 ea	yes	60	Code	Waiting on Permits	
Valero	5291 FM 2004	4	15.00 ea	yes	60	Code	Waiting on Permits	
Daryl's Place	3330 Ave A	5	15.00 ea	yes	75	Code	Waiting on Permits	
Pig Pen	5309 IH 45	8	15.00 ea	yes	60	Code	Waiting on Permits	
Walmart	6410 IH 45	7	15.00 ea	yes	0	Code	Waiting on Permits	
Pizza Hut	3010 FM 1764	1	15.00 ea	yes	0	Code	Waiting on Permits	
Mini Groc Mart	810 Westward	4	15.00 ea	yes	0	Code	Waiting on Permits	
Lucky Minit Mart	3505 FM 1765	4	15.00 ea	yes	60	Code	Waiting on Permits	
Cedar Plus Mart A	2526 Cedar	4	15.00 ea	yes	60	Code	Waiting on Permits	
Ascadas	2526 Cedar B	4	15.00 ea	yes	60	Code	Waiting on Permits	
5 Star Wastateria	1827 FM 1765	1	15.00 ea	yes	60	Code	Waiting on Permits	
Quick Stop	602 Cedar	4	15.00 ea	yes	0	Code	Waiting on Permits	
Starmart	2502 Hwy 3	4	15.00 ea	yes	0	Code	Waiting on Permits	
The Fish Place	925 FM 1765	8	15.00 ea	yes	120	Code	Waiting on Permits	
Valero	720 Hwy 3	4	15.00 ea	yes	60	Code	Waiting on Permits	
VFW	901 Main St.	1	15.00 ea	yes	15	Code	Waiting on Permits	
Zee Mart	501 FM 1765	3	15.00 ea	yes	0	Code	Waiting on Permits	
Murphys on Main	104 Main St.	4	15.00 ea	yes	165	Code	Waiting on Permits	
MT Food Mart	805 FM 1765	4	15.00 ea	yes	60	Code	Waiting on Permits	
Bucksaver	3001 FM 1765	4	15.00 ea	yes	60	Code	Waiting on Permits	
Tie Down Bar	310 Hwy 3	10	15.00 ea	yes	0	Code	Waiting on Permits	

2022 Game Rooms Permits

Name	Address	#	PERMIT FEE	Permit Req	Application Fee	Deptment Responsibility	DATE PERMITS PLACED ON MACHINES	CODE OFFICER
The Big Easy	809 Oak St.	50	(\$36,540.00)	yes	\$ 1,000.00	Code	PD Approval Pending	
Circle T Store	2435 FM 1765	7	(\$7,000.00)	yes	\$ 1,000.00	Code	PD Approval Pending	
Rollin 7s	3330 1/2 B Ave A	50	(\$50,000.00)	yes	\$ 1,000.00	Code	PD Approval Pending	
Gold Chest	5307 IH 45	50	(\$50,000.00)	yes	\$ 1,000.00	Code	PD Approval Pending	
Lucky Dogg	2413 1/2 Cedar	37	(\$37,000.00)	yes	\$ 1,000.00	Code	PD Approval Pending	
The Piggy Bank 3	2800 IH 45	35	(\$35,000.00)	yes	\$ 1,000.00	Code	PD Approval Pending	
Good Luck	103 Ross	50	(\$50,000.00)	yes	\$ 1,000.00	Code	PD Approval Pending	
Rusty's Gameroom	2228 Lake Rd.	50	(\$50,000.00)	yes	\$ 1,000.00	Code	PD Approval Pending	
R & R Dugout	116 Hwy 3	35	(\$35,000.00)	yes	\$ 1,000.00	Code	PD Approval Pending	
TJ's	4320 IH 45	50	(\$50,000.00)	yes	\$ 1,000.00	Code	PD Approval Pending	
VIP	102 Main St.	50	(\$50,000.00)	yes	\$ 1,000.00	Code	PD Approval Pending	
			(\$450,540.00)		\$ 11,000.00 PD			

Sec. 17-60. Amusement redemption machines and game rooms.

(a) *Licensing and permitting.*

- (1) *License.* No person shall operate an amusement redemption machine game room in the city without first obtaining a license from the chief of police, as required by this section. No license shall be issued until the license fee has been paid by the operator for each machine within the premises, as required by section 17-56.
- (2) *Permit.* No person shall operate an amusement redemption machine game room in the city without first obtaining a permit from the chief of police. No permit shall be issued until the occupation tax has been paid by the operator, as required by section 17-56.

(b) *Excluded machines.* An amusement redemption machine game room does not include:

- (1) A machine that awards the user non-cash merchandise prizes, toys, or novelties, solely and direct from the machine, including claw, crane, or similar machines; nor
- (2) A machine from which the opportunity to receive non-cash merchandise prizes, toys, or novelties, or a representation of value redeemable for those items, varies depending upon the user's ability to throw, roll, flip, toss, hit, or drop a ball or other physical object into the machine or a part thereof, including basketball, skeet ball, golf, bowling, pusher, or similar machines; nor
- (3) A machine or any device defined in V.T.C.A. Penal Code § 47.01 as a gambling device, or any activity prohibited or described in V.T.C.A. Penal Code ch. 47.

(c) Local license fee for amusement redemption machine and amusement redemption machine game room required.

- (1) *Payment of fee and issuance of license.* An owner, operator, or lessee of an amusement redemption machine game room shall be required to secure a license annually. An amusement redemption machine game room shall be required to secure a license by paying to the city an annual inspection and amusement redemption machine game room license fee of ~~\$1000.00~~ **\$1,500.00** per machine. All fees must be paid in full. No partial payments will be accepted. Upon payment of fee and compliance with all licensing requirements, the license shall be issued by the chief of police, or designee.
- (2) *Application.* There is a non-refundable ~~\$1000.00~~ **\$2,000.00** application fee for all game rooms. An applicant for a license shall file with the chief of police a written application on a form provided for that purpose, which shall be signed by the applicant, who shall be the owner, operator, or lessee of the amusement redemption machine game room. Should an applicant maintain an amusement redemption machine game room at more than one location, a separate application shall be filed for each location. The following information is required in the application:
 - a. Name, address, telephone number and driver's license number of the applicant if a natural person; name, address, telephone number and driver's license number of all persons who own 25 percent or more interest in the amusement redemption machine game room; name, address, telephone number and driver's license number of all corporate officers, if any, of the such business; name, address, telephone number of the business; if incorporated, the name of the business registered with the secretary of state; if a partnership, the name, address, telephone number and driver's license of each of the general and limited partners; a copy of the applicant's d/b/a, if applicable. If applicant is not the owner of the premises, the applicant shall furnish the name, address, and telephone number of the property owner.
 - b. The previous occupation(s) of the applicant and, if applicable, all corporate officers and partners of the applicant within the preceding five years.

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- c. Whether a previous license or permit of applicant, or, if applicable, corporate or partner of applicant, has been revoked within two years of filing of the application.
 - d. Must provide proof of ownership, bill of sale, or lease agreement for amusement redemption machines, including serial numbers.
 - e. Number of amusement redemption machines at the designated amusement redemption machine location.
 - f. A statement that:
 - 1. The amusement redemption machines are not and will not be used as gambling devices.
 - 2. That all the facts contained in the application are true and correct.
 - 3. The location and operation of the amusement redemption machine will not violate any applicable deed restrictions; and
 - 4. The amusement redemption machine will be operated in accordance with all laws; and
 - g. Name, address, and telephone number of an emergency contact person who can be reached after hours.
- (3) *Expiration and renewal.*
- a. *Expiration.* An annual amusement redemption machine game room license issued by the city shall automatically expire on the 31st day of ~~December~~ **October** following its issuance, except as otherwise stated. Such license shall automatically expire if the licensee sells the property or the business, transfers equity to accomplish same, or otherwise disposes of such devices. An amusement redemption machine game room license is not assignable or transferable. The city shall not refund any portion of a license after the license is issued, nor shall it prorate or reduce in amount any fee due to the city.
 - b. *Late penalty.* Upon the expiration of a license, the licensee shall obtain a renewal if the licensee wishes to continue operating an amusement redemption machine game room. Failure to obtain the renewal within ten days after expiration will require such person to pay a late fee in an amount equal to 20 percent of the fee actually due. Failure to obtain the renewal within 15 days after expiration will require such person to pay a late fee in an amount equal to ~~25~~ **30** percent of the fee actually due. Failure to obtain the renewal within 20 days after expiration will require such person to pay a late fee in an amount equal to ~~30~~ **50** percent of the fee actually due. After 20 days, the license will be irrevocably suspended. No licensee shall be authorized to operate after the expiration of a license and before a renewal is effective.
- (4) *Sealing.* The city shall have the authority to seal any coin-operated machine for which a license fee has not been secured. A ~~\$5.00~~ **\$100.00** fee will be charged for the release of any machine sealed for non-payment of said license fee.
- (5) *Posting of license.* The license shall be conspicuously posted inside the building.
- (6) *Restrictions, regulations, controls, and limitations.* The following restrictions, regulations, controls, and limitations shall apply to all amusement redemption machine game rooms:
- a. *Condition of premises.* All building and fire code standards must be met. Inspection by building officials and certificate of occupancy shall be obtained before license is issued. Game room must be located in an area zoned for that activity.
 - b. *Methods of conduction of business.* No alcoholic beverages shall be served or allowed on premises. No activities allowed outdoors.

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- c. *Hours of operation.* Premises may only be operated between the hours of 7:00 a.m. and ~~2:00 a.m.~~ 12:00 a.m.
 - d. *Parking requirements.* One space for each two machines, plus one space per employee per shift.
 - e. *Location requirements.* Premises shall not operate within 300 feet of an established church, school, or hospital.
 - f. *Location requirement.* Premises shall not operate within ~~1500 feet~~ 2,500 feet of another amusement redemption machine game room.
 - g. The owner, operator, or manager of the premises must be present to supervise the operation of the machines. The machines shall not be left unattended.
 - h. Machines must be situated within the premises as to be in full and open public view, which entails being visible to all patrons of the establishment. All front facing windows must be clear an open to view from outside the building.
 - i. Minors may not be allowed to operate machines at any time. ~~During school hours on days when school is in session.~~
 - j. A game room operator must be a person who is at least 18 years of age.
 - k. Total number of machines in one establishment shall be limited to 50.
 - l. *Security requirements.* Premises shall not operate without recorded video surveillance and a panic alarm button. Surveillance shall capture all points of ingress and egress and shall be maintained for at least 72 hours.
 - m. All game room establishments are subject to random inspections at any time by any Law Enforcement Officer or Law Enforcement Agency or any Fire Department or Fire Marshal of the city and City Building or Code Compliance Officials. Refusal to allow an inspection will result in revocation of the establishment's license and immediate closure for a minimum of 30 (thirty) days and shall not reopen until an inspection of the establishment is conducted and a new application and fee of \$2000.00 is submitted for approval by the Chief of Police.
- (7) Any establishment which contains four or less "amusement redemption machines" as the term is defined in section 17.54 is exempt from the provisions of section 71-60(c).
- (d) *Refusal or termination of license/appeal.* If the chief of police refuses to approve the issuance of a license or the renewal of a license to an applicant, or revokes a license issued to a licensee under this chapter, such action is final, unless the licensee, within ten days after the receipt of written notice of the action, files with the city manager a written appeal. The city manager shall, within ten days after the appeal is filed, consider all evidence in support of or against the action appealed. The city manager has the authority to sustain, reverse or modify the action appealed. The decision of the city manager is final. Filing of an appeal stays the previous action of the police chief. Failure or refusal to renew or revocation of an amusement redemption machine game room license does not affect operation of the principal business of which the amusement redemption machine game room is a part.
 - (e) *Disclaimer.* By issuing the required license, the city is not certifying the installation or use of the amusement redemption machines applying for a license. The applicant shall acknowledge that the city is not certifying or sanctioning the installation or use of such machines.
 - (f) *Limitation of regulations on existing business.* Those businesses operating amusement redemption machines or amusement redemption machine game rooms permitted by the city prior to August 29, 2006, are exempt from the regulations specified in sections 17-59, 17-60(c)(6)c., d., e., f., h., and k. The relocation of the business, or the closing of the business for any reason, whether temporarily or permanently, or the loss of or failure to renew licenses or permits required by these regulations, or the violation of any regulation causing

the closure or loss of license required, shall make these exemptions void. These exemptions are specific and do not include any other regulation or code that would otherwise be applicable.

(Ord. No. O-2016-0017, § 1, 10-10-2016)

Galveston County Health District


 Animal Services Division
 Animal Resource Center - Monthly Report by Jurisdiction

City: La Marque
 Month: January 2022
 Completed By: Colleen McGaskey

ANIMALS:**Incoming Animals: 21**

Incoming Field	16
Incoming Shelter	5

Outgoing Animals-Disposition Method: 24

Adoptions	Foster	Rescued by Group	Returned to Owner	Escaped	Euthanized	Disposal Request By Owner	Quarantine Return	Died in Care
9		8	5		2			

Includes 1
Owner
Request Euth

Euthanasia Breakdown (Does not include the Owner Request Euthanasias)

	Dog	Cat	Other
Aggressive Behavior Issue			
Health Condition			1
Illness			
Injured			
Time/Space			
Feral Cat			
TOTALS	0	0	1

Euthanasia Totals	
Dogs	0
Cats	0
Other	1
Grand Total	1

CALLS: 17**Average Response Time** :16 (hours)

	Assist Law Enforcement	Bite Case	Carcass Retrieval	Contained by Citizen/Trap	Court	Other	Sick/Injured	Stray	Transport	Trap Pick Up/Drop Off	Unrestrained /Property	Welfare Check/Neglect	Wildlife Assist
Animal Not Found								2					
Animal Picked Up								4				1	
Citation/Notices Issued								2				1	
Conference w/Owner/Complainant													
Dead on Arrival													
Escaped During Transfer													
Incident Closed								1	1			3	
Other													
Return to Owner													
Trap Set Up/Pick up													
Unable to Capture													
Unable to Make Contact												1	
Unfounded Incident													
Unresolved													
Veterinarian Appointment													
Verbal Warning(s)												1	
TOTALS	0	0	0	0	0	0	0	9	1	0	0	7	0

ADDITIONAL INFORMATION:

Quarantined	
Citations Issued	1
Notices Issued	
Registration	1

Galveston County Health District



Animal Services Division
Animal Resource Center - Monthly Report by Jurisdiction
January 2022

Jurisdiction	Incoming Animals		Outgoing Animals-Disposition Method									
	Incoming Field	Incoming Shelter	Adoptions	Foster	Rescued by Group	Returned to Owner	Escaped	Euthanized	Euthanasia Request by Owner	Disposal Request by Owner	Quarantine Return	Died in Care
Bayou Vista												
Dickinson		1							1			
Hitchcock	4	1	2							1		
Kemah												
La Marque	16	5	9		8	5		1	1			
Santa Fe												
Texas City	64	26	39	9	37	18		34	1	4		1
Tiki Island												
Unincorporated	20	14	6		10	10		3		1		
Totals	104	47	56	9	55	33	0	38	3	6	0	1

Euthanasia Breakdown

Jurisdiction	Aggressive			Behavior Issue			Private Cremation			Health Condition			Illness			Injured			Time/Space			Feral Cat
	Dog	Cat	Other	Dog	Cat	Other	Dog	Cat	Other	Dog	Cat	Other	Dog	Cat	Other	Dog	Cat	Other	Dog	Cat	Other	
Bayou Vista																						
Dickinson										1												
Hitchcock																						
Kemah																						
La Marque				2																		
Santa Fe																						
Texas City	1			16	5								3	6				1				3
Tiki Island																						
Unincorporated				2												1						
Totals	1	0	0	20	5	0	0	0	0	1	0	0	3	6	0	1	0	1	0	0	0	3

Euthanasia Totals	
Dogs	26
Cats	14
Other	1
Grand Total	41

ACO Activities with Reasons

Jurisdiction	Calls Received	Avg Response Time	Assist Law Enforcement	Bite Reports	Carcass Retrieval	Contained by Citizen or Trap	Court	Other	Sick or Injured	Stray	Transport	Trap Drop off/Pick up	Unrestrain/ Property	Welfare Check or Neglect	Wildlife Assist
Bayou Vista	0	:00													
Dickinson	0	:00													
Hitchcock	10	:21								8				2	
Kemah	0	:00													
La Marque	17	:16								9	1			7	
Santa Fe	0	:00													
Texas City	4	:14									4				
Tiki Island	0	:00													
Unincorporated	35	:16	1	3						22	2			6	1
Totals	66	:17	1	3	0	0	0	0	0	39	7	0	0	15	1

Additional Information

Jurisdiction	Quarantines	Citations Issued	Notices Issued	Registration
Bayou Vista				
Dickinson		1		
Hitchcock		2		1
Kemah				1
La Marque		1		1
Santa Fe				
Texas City	6			6
Tiki Island				
Unincorporated	8	2		6
Totals	14	6	0	15

Notes:

Physical Count of animals at ARC on 1/31/2022: 137



CITY COUNCIL AGENDA FORM

Meeting Date: February 14, 2022 Agenda item: 9a
Prepared by: Kierra Nance Reviewed by: _____
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
- **MAYOR** - Cemetery (1),
- **DISTRICT A** -
- **DISTRICT B** - Building Standards (1), Cemetery (1), Keep La Marque Beautiful (1), Planning & Zoning (1),
- **DISTRICT C** -
- **DISTRICT D** - Building Standards (1), Planning & Zoning (1)

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



CITY COUNCIL AGENDA FORM

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)

Boards & Commi

Board/ Commission	Position	Name	Appointed By	Appointment	Expiration	Need Reappointment
ADJUSTMENTS (953)	Member	Helen Kee	D	21	23	N
ADJUSTMENTS (953)	Chairperson	David Pennington	C	20	22	N
ADJUSTMENTS (953)	Member	Alexa Cross (U)	A	22	23	N
ADJUSTMENTS (953)	Member	Crystal Cooper (U)	M	21	22	N
ADJUSTMENTS (953)	Member	Lois M. Jones	B	22	23	Y
ADJUSTMENTS (953)	Alternate	Shelia Brown	D	21	23	N
ADJUSTMENTS (953)	Alternate	VACANT (E)	C	20	22	N
ADJUSTMENTS (953)	EX-OFFICIO	OPEN				
BUILDING STANDARDS (449)	Member	Maggie Manuel	C	20	23	N
BUILDING STANDARDS (449)	Member	Kaleb Smith	D	19	21	Y
BUILDING STANDARDS (449)	Member	Diane Winston	B	19	21	Y
BUILDING STANDARDS (449)	Member	VACANT (U)	M	20	22	N
BUILDING STANDARDS (449)	Member	Billy Jefferson	A	20	22	N
BUILDING STANDARDS (449)	Alternate	Delon Delafosse	A	20	22	N
BUILDING STANDARDS (449)	Alternate	Daniel Brown	M	21	23	N

Boards & Commi

Board/ Commission	Position	Name	Appointed By	Appointment	Expiration	Need Reappointment
BUILDING STANDARDS (449)	Alternate	VACANT (U)	M	21	23	N
BUILDING STANDARDS (449)	EX-OFFICIO	DISTRICT A				
CEMETERY (1033)	Member	Eligh Johnson (U)	A	21	22	N
CEMETERY (1033)	Member	Joel Camacho	C	22	24	N
CEMETERY (1033)	Member	Kurt Koopman	B	18	20	Y
CEMETERY (1033)	Chairperson	Bim Crowder	D	22	23	Y
CEMETERY (1033)	Member	Alanah Brown (U)	M	20	21	Y
CEMETERY (1033)	EX-OFFICIO	OPEN				
CIVIL SERVICE (821)	Member	Lucy Glenn	CM	19	22	N
CIVIL SERVICE (821)	Member	Morris Martin, Jr.	CM	18	21	Y
CIVIL SERVICE (821)	Member	Samuel Swain (U)	CM	20	23	N
CIVIL SERVICE (821)	EX-OFFICIO	Patty Rees				
ECONOMIC DEVELOPMENT (695)	Chairperson	Ron Crowder	C	20	26	N
ECONOMIC DEVELOPMENT (695)	Member	Gene Smith	M	18	24	N
ECONOMIC DEVELOPMENT (695)	Member	Cleveland Lane (U)	A	20	22	N

Boards & Commi

Board/ Commission	Position	Name	Appointed By	Appointment	Expiration	Need Reappointment
ECONOMIC DEVELOPMENT (695)	Member	Bobby Hocking	B	19	25	N
ECONOMIC DEVELOPMENT (695)	Member	Tracie Steans	D	20	26	N
ECONOMIC DEVELOPMENT (695)	EX-OFFICIO	MAYOR				
KEEP LA MARQUE BEAUTIFUL (2017-0021)	Member	VACANT	B	19	21	Y
KEEP LA MARQUE BEAUTIFUL (2017-0021)	Member	Alanah Brown	D	21	23	N
KEEP LA MARQUE BEAUTIFUL (2017-0021)	Member	Re'Chard loftis (E)	A	21	22	N
KEEP LA MARQUE BEAUTIFUL (2017-0021)	Member	Terry Pettijohn	M	20	22	N
KEEP LA MARQUE BEAUTIFUL (2017-0021)	Member	Kathy Herrin	B	22	23	Y
KEEP LA MARQUE BEAUTIFUL (2017-0021)	Member	Lyndsay Gonzales (U)	M	22	23	N
KEEP LA MARQUE BEAUTIFUL (2017-0021)	Member	Kimberly Hall (U)	C	22	23	Y
KEEP LA MARQUE BEAUTIFUL (2017-0021)	Member	Ashley Gooden	D	21	23	N
KEEP LA MARQUE BEAUTIFUL (2017-0021)	EX-OFFICIO	DISTRICT D				
PARKS (758)	Member	Greg Cornett	C	21	23	Y
PARKS (758)	Member	Tamara Smith	B	20	22	N
PARKS (758)	Chairperson	Michael Bock	M	21	23	N

Boards & Commi

Board/ Commission	Position	Name	Appointed By	Appointment	Expiration	Need Reappointment
PARKS (758)	Member	Bo Hunter	A	20	22	N
PARKS (758)	Member	Mike Wev	M	21	23	N
PARKS (758)	Member	Larry Walker	D	21	23	N
PARKS (758)	Member	Herbert Franklin	A	20	22	N
PARKS (758)	Member	Tonia Griffin	M	20	22	N
PARKS (758)	EX-OFFICIO	DISTRICT B				
PLANNING & ZONING (2014-0023)	Member	Augustino Molis	A	20	22	N
PLANNING & ZONING (2014-0023)	Member	Alan Waters	B	19	21	Y
PLANNING & ZONING (2014-0023)	Member	Robert Stevenson	C	22	23	N
PLANNING & ZONING (2014-0023)	Member	Chris Columbo	M	20	22	N
PLANNING & ZONING (2014-0023)	Member	VACANT	D	19	21	Y
PLANNING & ZONING (2014-0023)	Alternate	Graylan Alexander (U)	A	22	23	N
PLANNING & ZONING (2014-0023)	Alternate	VACANT	B	19	22	N
PLANNING & ZONING (2014-0023)	EX-OFFICIO	DISTRICT C				
TIRZ (2019-002)	Member	Alan Waters	ST. SEN	20		N

Boards & Commi

Board/ Commission	Position	Name	Appointed By	Appointment	Expiration	Need Reappointment
TIRZ (2019-002)	Member	Patty Shippley	ST. REP	20		N
TIRZ (2019-002)	Chairperson	VACANT	M	20	22	N
TIRZ (2019-002)	Member	Darlene Barnes	M	20	22	N
TIRZ (2019-002)	Member	Doug Boudoin	M	20	22	N
TIRZ (2019-002)	Member	Cheryl Farrell	M	20	22	N
TIRZ (2019-002)	Member	Kim Cavarretta	M	20	22	N
TIRZ (2019-002)	Member	Al Horcica	M	20	22	N
TIRZ (2019-002)	Member	VACANT	M	20	22	N