

1. City Council Regular Meeting Agenda (PDF)

Documents: [06-10-2013 - REGULAR MEETING.PDF](#)

1.1. City Council Regular Meeting Agenda Addendum (PDF)

Documents: [06-10-2013 - REGULAR MEETING - ADDON_FRAUD_GUARD_REVISED_061013.PDF](#)



1111 Bayou
La Marque, Texas 77568
409.938.9202

OFFICIALLY POSTED ON THE
WEB:
DATE:06072013 TIME: 11:10am

AGENDA

Notice is hereby given that the City Council of the City of La Marque, Texas will conduct a Regular Meeting on Monday, June 10, 2013 at 6:00 p.m. at 1109-B Bayou Road for the purpose of considering the following agenda:

(1) CALL MEETING TO ORDER

(2) ROLL CALL

(3) INVOCATION AND PLEDGE OF ALLEGIANCE

(4) MINUTES

a. Special Meeting Minutes, May 13, 2013

Regular Meeting Minutes, May 13, 2013 will be presented on June 24, 2013

(5) CITIZEN'S PARTICIPATION

Comments from the Public (At this time, any person with city-related business who has signed up may speak to Council (limited to three (3) minutes). In compliance with Texas Open Meeting Act the City Council 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.

(6) PRESENTATION

b. Swearing in of City Clerk Robin Eldridge

(7) PUBLIC HEARING

a. To receive public input regarding proposed Ordinance No. **O-2013-005**, An Ordinance of the City of La Marque, Texas, amending Chapter 71, Zoning, Section 71-9, Agricultural District, Code of Ordinances City of La Marque, Texas. City Manager Carol Buttler

(8) OLD BUSINESS

a. Discussion/possible action regarding proposed Ordinance No. **O-2013-005**, An Ordinance of the City of La Marque, Texas, amending Chapter 71, Zoning, Section 71-9, Agricultural District, Code of Ordinances City of La Marque, Texas.

This is the Second reading. City Manager Carol Buttler



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(9) NEW BUSINESS

- a. Presentation/discussion/possible action on The Fraud Guard.
- b. Discussion/possible action regarding proposed Ordinance No. O-2013-006, An Ordinance of the City Council of the City of La Marque, Texas, providing for the vacating, abandonment, and closing of a portion of a 60 foot street right-of-way, lying North of F.M. 519, out of the Greb Addition Subdivision. This is the First Reading. City Manager Carol Buttler
- c. Discussion/possible action to approve the City Manager as the authorized representative to enter into an Agreement with the Texas Commission on Environmental Quality (TCEQ) 10 Year Sanitary Sewer Overflows (SSO) Program. Public Works and Utilities Director Mike Morgan
- d. Discussion/possible action of the City of La Marque entering into an agreement with the Galveston County Firefighters Association on behalf of the La Marque Fire Department for training and equipment. Fire Chief Todd Weidman
- e. Discussion/possible action regarding the wording/artwork for the “Keep the Light Shining” poster for local citizens/businesses. Councilmember Brown
- f. Discussion/possible action regarding the names included on the “Keep the Light Shining” poster for local citizens/businesses. Councilmember Brown

(11) CITY MANAGER REPORT – No Council Action Necessary

- Development Services
- Judicial
- Public Safety
- City Clerk
- Library
- Public Works
- EDC
- Financials

(12) REQUESTS AND ANNOUNCEMENTS

- a. 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 salutory 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 salutory recognition for purposes of this subdivision;
 - (4) a reminder about an upcoming event organized or sponsored by the governing body;



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- (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 before **9:30 p.m. on this the 6th day of June, 2013.**

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)

Robin Eldridge, TRMC
City Clerk

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Clerk's office at (409) 938-9259, or Fax (409) 935-0401, or e-mail cityclerk@cityoflamarque.org for further information.



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**City of La Marque
Minutes
Special Meeting
May 13, 2013**

AGENDA

Minutes of a City Council Special Workshop Meeting held on Monday, May 13, 2013 at 3:30 p.m. at 1109-B Bayou Road for purpose of considering the following agenda:

Mayor Hocking called the meeting to order at 3:30 p.m.

ROLL CALL:

Mayor Hocking

Mayor Pro-Tem Bell

Councilmember Brown

Councilmember Trube

Councilmember Osteen

City Manager Buttler

Interim City Clerk McKenzie

Staff Present:

Finance Director Suzy Kou

Police Chief Aragon

Lieutenant Kirk Jackson

Police Department Administrative Assistant Charlene Todaro Warren

Fire Chief Todd Weidman

Public Works Director Mike Moran

Building and Inspections Ana Tims

WORKSHOP

a. Presentation/discussion regarding Fleet Management and provide direction to City Manager.

City Manager Buttler introduced the discussion regarding Fleet Management and stated this is a process to help provide direction to Staff as they move forward in the Budget process as an option for replacing vehicles as needed and administering the Maintenance Program.

A lengthy PowerPoint presentation was made by Brian Cox with 11 years with Enterprise and Alan Caswell with 18 years with Enterprise. Mr. Cox advised they are with the local office with a 6 member team, no 1-800 number to call for service. Mr. Cox advised that Enterprise goes to the Dealers to work on behalf of the City in acquiring the vehicles, has an agreement in place with most local area dealers that meets the Bidding requirements, does not provide fires responder vehicles due to the liability issues, if a vehicle goes in for maintenance, the cost to provide a rental car is not built into the cost but the agreement covers all repairs, does not include heavy equipment, area community's that Enterprise is working with is Liberty, Harris County, City of Houston, College of the Mainland, Blinn, etc, City would maintain insurance on the vehicles, as fleet gets older, loses value, City fleet is 15/20 years old, has Gator's but does not believe they would be beneficial, would not be beneficial for Meter Readers as they have to get on part of Highway I45, would not be safe, the program would evaluate all of vehicles, fuel, mileage,



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maintenance, etc. Enterprise handles over a million card nationwide and approximately twenty five thousand in the Houston market, what type of tires when purchased will be put back on vehicle that is in for maintenance, has contracts with local tire providers, contract would provide for replacement of windshields, does not provide for Fire Trucks or Tractors, maintenance would be handled locally, Enterprise pay's for all repairs, no P.O's for the City to handle, Enterprise tracks everything to do with each vehicle, savings to entities could be approximately 25 to 35% savings, there are two maintenance programs for the City to choose from with fixed rates set in the agreement, would have a real mechanic work with existing shop maintenance personnel to develop a schedule for maintenance, Enterprise pays for the maintenance a vehicle use policy is good to have, possibly with regular inspections of the vehicles, city could access the maintenance records of all vehicles to track use of the vehicle, Roadside Maintenance is provided in the agreement by Triple A, 24-7,

Mayor and Council asked numerous questions regarding this process.

City Manager Buttler stated this presentation was informational only, to begin the budget discussion to develop a Vehicle Management Program.

ADJOURNMENT

**Councilmember Trube made a motion to adjourn at 4:53 pm.

Seconded by Councilmember Osteen. Motion approved unanimously.

Mayor Bobby Hocking

ATTEST:

Deloris McKenzie, TRMC
Interim City Clerk

In the name and by the authority of

The State of Texas

OATH OF OFFICE

I, Robin Eldridge, do solemnly swear (or affirm), that I will faithfully execute the duties of the office of City Clerk for the City of La Marque, of the State of Texas, and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United States and of this State, so help me God.

Affiant

SWORN TO and subscribed before me by affiant on the 10th day of June, 2013.

Signature of Person Administering Oath

Printed Name

Title



CITY COUNCIL AGENDA FORM

Meeting Date: June 10, 2013

Agenda item: 8

Prepared by: Ana Tims

Reviewed by: CJB

Department: Development Services

AGENDA ITEM DESCRIPTION: Discussion/possible action regarding Ordinance No. O-2013-005-amending Chapter 71, Zoning, Section 71-9, Agricultural District, Code of Ordinances City of La Marque, Texas. This is the second reading.

- 1. Ordinance No. O-2013-005**
- 2. Planning and Zoning Commission minutes April 23, 2013.**
- 3. Agricultural Ordinances from neighboring cities**

Staff Briefing:

- The Planning and Zoning Commission discussed on April 23, 2013 and approved recommending approval by Council the redefinition of the Agricultural districts.
- The purpose of agricultural district is intended to provide for land within the corporate limits of the city which are not subdivided and/or are relatively undeveloped.
- This district is designed to promote orderly, timely, economical growth and to recognize current conditions.
- It is anticipated that all agricultural districts will be rezoned to other zoning classifications as the City proceeds toward full development.

History (if applicable):

- February 12, 2013, the planning and zoning commission was approached in reference to a request of re-zone from residential to Agricultural.
- The request was denied largely due to the fact that the existing definition of Agricultural was too broad and could potentially allow a mortuary, crematory, transmitting tower, etc. in the "back yard" of our citizen's residences.
- It was at this time that the Commission determined a redefinition was in order.

Target Implementation:

Significant Action Dates:

April 23, 2013 – Planning and Zoning Commission recommend Council approve redefinition

May 13, 2013 – First reading of ordinance

June 10, 2013 – Second and final reading of ordinance



CITY COUNCIL AGENDA FORM

Action:

☒

Ordinance

☐

Resolution

☐

Proclamation

☐

Special Presentation

☐

Finance Report

☐

Public Hearing

☐

Other

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

Staff's Recommended Motion: Motion to adopt proposed Ordinance No. O-2013-005 an ordinance of the City Council of the City of La Marque, Texas, amending chapter 71, zoning, section 9, Agricultural district, by amending ordinance No. 953

Fiscal Impact: N/A

ORDINANCE NO. O-2013-005

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA MARQUE, TEXAS, AMENDING CHAPTER 71, ZONING, SECTION 71-9, AGRICULTURAL DISTRICT, CODE OF ORDINANCES CITY OF LA MARQUE, TEXAS.

SECTION ONE

THAT chapter 71, ZONING, section 71-9 Agricultural District of the Code of Ordinances, City of La Marque, Texas Section 71-9 AG agricultural district is hereby amended to read as follows:

Purpose. Agricultural District is intended to provide for land within the corporate limits of the city which are not subdivided and/or are relatively undeveloped. This district is designed to promote orderly, timely, economic growth and to recognize current conditions. (b) Principal uses.

(1) Single-family dwellings conforming to R-1 (Single family residential) specifications to be provided city water and sewer where available.

(2) Barns, stables, for keeping private stock.

(3) Farms and crop production.

(4) Truck gardens.

(5) Greenhouses, excluding sales.

(6) Pasturage in accordance with City Ordinance Section 44-7

(7) Churches

(c) Accessory uses.

(1) Private swimming pools.

(d) Area and height regulations.

(1) Minimum lot area2 acres

(2) Minimum lot width80 feet

(3) Minimum lot depth100 feet

(4) Minimum front yard50 feet

(5) Minimum rear yard20 feet

(6) Minimum side yard15 feet, If adjacent to street25 feet

- (7) Minimum distance between detached structures10 feet
- (8) Maximum lot coverage by structures20%
- (9) Maximum height 2.5 stories or 35 feet
- (10) Maximum height of accessory structure 2 stories or 25 feet

(f) Screening requirements. Screening is required along side and rear lot lines when these lot lines are adjacent to any district zoned for residential uses when the usage of the agricultural district presents a nuisance.

PASSED AND APPROVED by the City Council of the City of La Marque, Texas, on the first reading this the 13th day of May, 2013.

PASSED AND APPROVED by the City Council of the City of La Marque, Texas, on the second and last reading this the 10th day of June, 2013.

Bobby Hocking Mayor
City of La Marque, Texas

ATTEST:

Robin Eldridge, TRMC
City Clerk

**PLANING AND ZONING COMMISSION
SPECIAL MEETING
April 23, 2013**

1. CALL TO ORDER

The meeting was called to order at 4:00 p.m. by Dickey Stanley

2. ROLL CALL

PRESENT:

Norman Konneman
Dickey Stanley
Chris Colombo

ABSENT:

Annette Callis
Mike Casteline

STAFF PRESENT:

Ellis Ortego, City Attorney
Ana Tims, Building Official

3. INVOCATION AND PLEDGE OF ALLEGIANCE

The Commission dispensed with the Invocation and Pledge of Allegiance was presented by Commissioner Stanley.

4. APPROVAL OF MINUTES

Regular Meeting April 9, 2013. Building Official, Ana Tims stated that there was a revision to the minutes Commissioner Colombo made a motion to approve the minutes as ammended. Commissioner Casteline seconds the motion and the motion passed unanimously.

5. CITIZENS PARTICIPATION

No one signed up to participate.

6. OLD BUSINESS

a. Discussion/Possible Action-evaluation/revision City Ordinance Sec. 71-9 - AG agricultural district. Possible recommendation to City Council.

Commissioner Colombo stated that he looked and saw that there were changes that needed to be made to the in the existing agricultural ordinance.

Commissioner Koneman stated that the board had heard a case in reference to regulations in the agricultural district a few months ago.

Commissioner Colombo stated that he has discussed the needed changes with councilman Osteen and Mayor Hockings and they are both in agreement with the proposed changes.

Commissioner Koneman stated that he was against authorizing cases similar to the change to Agricultural request that the commission received a couple of months ago. He also added that the usages defined in the existing agricultural ordinance were not appropriate for our town.

Commissioner Colombo stated that his goal was to have that ordinance in place within 6 months.

City Attorney, Ellis Ortego asked if the ordinance presented before the board had been a model ordinance. To this Commissioner Colombo responded that it was modeled after Texas City Ordinance.

Building Official, Ana Tims informed the commission that this ordinance will allow greater enforcement in areas that are zoned agricultural.

Commissioner Koneman asked if there was a property at this time that intended to re-zone to Agricultural. Building Official, Ana Tims informed him that at this time there were no open requests.

Commissioner Stanley made a motion to propose the change in city ordinance Sec. 71-9 - AG agricultural district to City Council for approval. Commissioner Koneman seconds the motion and the motion passed unanimously.

Regular Meeting Closed at 4:08 p.m.

7. PUBLIC HEARING

Public Hearing Opened at 4:08 p.m.

Public Hearing - proposed re-plat of 5.101 ACRES IN THE STEPHEN F. AUSTIN LEAGUE, SURVEY NO. 4, IN GALVESTON COUNTY, TEXAS AND BEING A PORTION OF 8.987 ACRES AS CONVEYED BY MARY ELIZABETH VAUTHIER AND ELAINE VIRGINIA VAUTHIER TO SOUTHWESTERN BELL TELEPHONE COMPANY BY DEED AS RECORDED IN VOLUME 2393, PAGE 468 OF THE DEED RECORDS OF GALVESTON COUNTY, TEXAS better described by metes and bounds attached hereto as Exhibit A

Deano Merrigan owner of the property was present as well as his staff including surveyor of the property and a representative of AT&T. (Todd J. Salton, Ross White, Scott White) Mr. Merrigan stated that he has purchased the property from AT&T and is splitting the parcel in two because he will purchase one plat and AT&T will conserve the other plat.

Commissioner Colombo asked Mr. Merrigan what type of business was he intending to put in the structure. Mr. Merrigan responded that he would like to see some type of

clinic, but he had nothing currently lined up. Mr. Merrigan also added that he will be aggressive in finding someone to occupy the structure.

Commissioner Colombo asked Mr. Merrigan to be cognizant that if we have a business that produces tax revenue the city can come further in their efforts for development.

Commissioner Koneman asked if the request was for a re-plat, or a rezone. Commissioner Colombo asked Mr. Merrigan if there would be a need for remodeling. Mr. Merrigan assured the commission that the building was structurally and aesthetically appealing and no remodeling is foreseen at this time.

Commissioner Stanley asked the commission if there were any additional recommendations.

Commissioner Koneman asked Mr. Merrigan what his intent was for the property, Mr. Merrigan synapsed what his intentions were for the property. Commissioner Koneman stated that he did not see a problem with the request.

Public Hearing Closed at 4:14 p.m.

7. NEW BUSINESS

a. Discussion/Possible Action-proposed abandonment of Part of a 60 foot Street Right of Way, Lying North of F.M. 519, Out of Greb Addition. Possible recommendation to City Council.

Representative for the property owner Jim Gartrell was present. Building Official Ana Tims informed the commission that it has been 6 months since the last petition to abandon this ROW. Commissioner Stanley asked what had changed.

Mr. Gartrell informed the commission that they are asking for the abandonment so that his client can use a street that has never been neither used nor abandoned.

Commissioner Colombo asked Mr. Gartrell if his client and Mr. Covey had come to an agreement so that he is not landlocked. Mr. Gartrell responded that Mr. Covey will not be landlocked.

Commissioner Colombo asked Mr. Gartrell to expand on the financial burden that installing a driveway would affect Mr. Covey. Mr. Gartrell informed the commission that new regulations require that everyone who has a billboard on a property have a driveway to access said driveway.

Commissioner Colombo asked Mr. Gartrell if they had attempted to purchase the property that has the billboard installed on it. Mr. Gartrell stated that they have not been able to come to an agreement. Commissioner Colombo informed Mr. Gartrell that he wished they did. Mr. Gartrell stated that they have offered to build the

Driveway for Mr. Covey, and that his client maintains the property both his and Mr. Covey's mowed and clean. Mr. Gartrell added that they are having trouble financing the project for that property because of the unused street in the middle of it.

Building Official, Ana Tims informed the commission that she has concerns about ensuring that City ordinance is followed. She read out loud Section 56-4 to the commissioners and City Attorney

Commissioner Koneman asked if in reality was the proposed development the best use for this tract of land.

City Attorney Ellis Ortego informed the commission that in his opinion the approval of the abandonment would not be a violation of city ordinance because the ROW is not an open street.

Commissioner Colombo stated that he could agree with that. City Attorney Ellis Ortego added that Mr. Covey would not be land locked. Commissioner Colombo inquired about the costs. Mr. Gartrell informed the commission that regardless of the costs they were absorbing maintenance costs for both the city's non-abandoned property, and Mr. Covey's property.

City Attorney Ellis Ortego stated that generally sign companies jump the curb to access their billboards. Mr. Gartrell informed the commission that even if Mr. Covey wanted to access his property from FM 519 he would have associated costs with this as well.

Commissioner Koneman stated that Mr. Covey has made a point that allowing the abandonment will restrict the access to his structure. Mr. Gartrell informed the commission that the Department of transportation has stated that access to Mr. Covey's property would be granted.

Commissioner Colombo stated that he would like to see this happen. City Attorney Ellis Ortego stated that City Council would be the one to make the final decision on this matter.

Commissioner Koneman made a motion to approve recommending that City Council evaluate and determine whether the abandonment is to be granted. Commissioner Colombo seconds the motion and the motion passed unanimously.

- b. Discussion/Possible Action- proposed re-plat of 5.101 ACRES IN THE STEPHEN F. AUSTIN LEAGUE, SURVEY NO. 4, IN GALVESTON COUNTY, TEXAS AND BEING A PORTION OF 8.987 ACRES AS CONVEYED BY MARY ELIZABETH VAUTHIER AND ELAINE VIRGINIA VAUTHIER TO SOUTHWESTERN BELL TELEPHONE COMPANY BY DEED AS RECORDED IN VOLUME 2393, PAGE 468 OF THE DEED RECORDS OF**

GALVESTON COUNTY, TEXAS better described by metes and bounds attached hereto as Exhibit A proposed re-plat of the surface only out of Saltgrass Crossing Section 2 being 43.2 acres of land containing 154 lots (50'x120') and sixteen reserves in four blocks out of the Stephen F Austin League A-2 City of La Marque, and City of Hitchcock, Texas.

Commissioner Koneman made a motion to approve the proposed re-plat. Commissioner Colombo seconds the motion and the motion passed unanimously.

8. REQUESTS AND ANOUNCEMENTS

Building Official Ana Tims requested that a representative from the Planning and Zoning Commissioner present the report to City Council for the May 13, 2013 meeting. Commissioner Koneman stated that if his vision clears up he would be happy to do so.

Commissioner Colombo requested that we look into a more definite regulatory stature for open air markets. He added that the City of Kemah has a good guideline.

8. CHAIRMAN REPORT

Commissioner Stanley stated that he did not have a report.

9. REQUESTS AND ANNOUNCEMENTS

There were no requests.

10. ADJOURNMENT –

Commissioner Colombo made a motion to adjourn the meeting. Commissioner Koneman seconded the motion. The meeting adjourned at 4:41

p.m.

Dickey Stanley

Sec. 71-9. - AG agricultural district.

(a)

Purpose. The AG district is intended to be used primarily in areas where agricultural uses should be retained, where scattered non-farm growth should be prevented, and as a temporary classification for newly annexed lands.

(b)

Uses permitted. The following uses shall be permitted:

(1)

Any customary agricultural use, building, or structure, including nurseries, greenhouses, orchards, truck farms and animal farms.

(2)

Single-family detached residential dwellings.

(3)

Churches and parish houses; cemeteries and crematories for the human dead; school(s) and colleges, including dormitories; public buildings and structures of the recreational, cultural, administrative and public service type; parks, playgrounds, and neighborhood recreational centers.

(4)

Private noncommercial recreation areas, including country clubs, riding stables, swim clubs, and similar uses.

(5)

Dairies and related establishments for processing milk products, not including retailing.

(6)

Public utilities and railroad right-of-way and tracks, not including terminals, railroad yards, reservoirs, water towers pumping plants, or storage yards.

(c)

Conditional uses. The following uses shall be permitted only if expressly authorized by the city council:

(1)

Hospitals for human care and veterinary hospitals of any kind provided that the hospital grounds shall be distant at least 200 feet from any residential district.

(2)

Utility stations and communications. Static transformer stations, booster stations, transmitters and utility stations, when operating requirements necessitate locating in the district, provided there is no yard or garage for

service or storage, and provided further that the premises upon which the utility station is erected and maintained shall be appropriately landscaped and screened so as to be in harmony with the general appearance of the neighborhood, and not objectionable as to noise, odor, vibration or other disturbances.

(3)

Radio and television transmitter tower.

(4)

Satellite dishes.

(d)

Accessory uses. Accessory uses, buildings, or structures customarily incidental to any aforesaid permitted or conditionally permitted uses, including the following:

(1)

Temporary fruit stands on any premises used for agricultural purposes.

(2)

Parking facilities. Garages, carports, or other parking spaces for the exclusive use of residents of the premises in accordance with section 71-22

(3)

Swimming pools.

(e)

Area, yard; height; and lot coverage requirements. The requirements regulating the minimum lot size, minimum yard sizes (front, side, and rear) maximum building height (stories and feet), and maximum percent of lot coverage by buildings, as pertains to this district, shall conform with the provisions of section 71-20, schedule of district regulations, and other applicable provisions of section 71-21, supplementary district regulations.

(Ord. No. 953, 12-12-2005)

Sec. 40-47. - District O, open space.

(a)

Purpose. District O is intended to provide for land within the corporate limits of the city which are not subdivided and/or are relatively undeveloped. This district is designed to promote orderly, timely, economical growth and to recognize current conditions. It is anticipated that all O districts will be rezoned to other zoning classifications as the city proceeds toward full development.

(b)

Principal uses.

(1)

Single-family dwellings.

(2)

Barns, stables, for keeping private stock.

(3)

Golf courses and country clubs (publicly or privately owned).

(4)

Farms and crop production.

(5)

Truck gardens.

(6)

Greenhouses, excluding sales.

(7)

Pasturage.

(8)

Private riding academy.

(9)

Governmental buildings and uses.

(10)

Public utility uses.

(11)

Public parks and recreation areas.

(c)

Accessory uses.

(1)

Private garages.

- (2) Private swimming pools.
- (3) Home occupation.
- (4) Other uses which are subordinate to and incidental to the principal use.

(d)

Area and height regulations.

- (1) Minimum lot area2 acres
- (2) Minimum lot width80 feet
- (3) Minimum lot depth100 feet
- (4) Minimum front yard50 feet
- (5) Minimum rear yard20 feet
- (6) Minimum side yard15 feet
If adjacent to street25 feet
- (7) Minimum distance between detached structures10 feet
- (8) Maximum lot coverage by structures20%
- (9) Maximum lot coverage by structures, driveways, and parking40%
- (10) Maximum height 2.5 stories or 35 feet
- (11) Maximum height of accessory structure 2 stories or 25 feet

(e)

Parking requirements. Off-street parking in this district shall be provided in accordance with section 40-26.

(f)

Screening requirements. Screening in accordance with section 40-59 is required along side and rear lot lines when these lot lines are adjacent to any district zoned for residential uses.

Sec. 18-49. - Rural residential "RR" district.

The zoning of property as "RR" rural residential, is intended to provide for conventional detached single-family dwellings at a density not exceeding one dwelling unit per acre. Property zoned "RR" should include existing large lots, unplatted tracts of land, areas where adequate public facilities are not available to support higher density urban development, and areas that are appropriate for large lot development given the surrounding land use and zoning.

(a)

Permitted uses. No building, structure, or land shall be used, and no building or structure shall be erected, constructed, reconstructed, moved or altered except for one (1) or more of the uses identified below, subject to all applicable provisions of these zoning regulations.

(1)

Accessory residential uses, as provided in article VII, accessory and temporary uses.

(2)

Agricultural use and accessory agricultural uses, subject to all provisions of chapter 4, animals, of the city's Code of Ordinances.

(3)

Churches and other religious organizations, including accessory facilities.

(4)

Conventional detached single-family residences.

(5)

Home occupations incidental to a residential permitted use.

(6)

Private recreational facilities owned and operated by or on behalf of a residential subdivision or development.

(7)

Specific uses permitted pursuant to article V hereof.

(b)

Height and area regulations. The maximum height of buildings and structures, the minimum dimensions of lots, setbacks for yards and parking lots, and the minimum lot area per dwelling unit shall be as follows, except as otherwise provided in article VI, supplemental regulations:

(1)

Minimum lot area: One (1) acre.

(2)

Maximum height of structures: Two and one-half (2½) stories, maximum thirty-five (35) feet from finished grade, subject to development and performance standards.

(3)

Minimum yards:

a.

Front: Fifty (50) feet.

b.

Side: Twenty-five (25) feet.

c.

Corner: Thirty (30) feet.

d.

Rear: Fifty (50) feet.

(4)

Minimum lot width: One hundred twenty-five (125) feet.

(c)

Development and performance standards.

(1)

No off-street parking area or driveway for permitted nonresidential uses shall be within twenty (20) feet of a lot line of property zoned "RR".

(2)

Permitted nonresidential structures located at least twenty-five (25) feet from a residential property line may increase height at a ratio of one (1) foot for each additional two (2) feet of setback.

(3)

Uses that are proposed for the benefit of or as an amenity to a rural subdivision and not for use by the general public, such as neighborhood pools and clubhouses, shall be located adjacent to a collector street.

(4)

Each dwelling, at the time of issuance of a certificate of occupancy, shall have permanent screening around its perimeter to screen from view any openings in the foundation, e.g. pier and beams. All screening materials shall be of durable quality, shall be compatible in appearance with the dwelling, and shall allow for adequate ventilation and drainage.

(Ord. No. 420-2001, § 1, 7-24-01)



CITY COUNCIL AGENDA FORM

Meeting Date: June 13, 2013
Prepared by: cjb
Department: Admin

Agenda item: 9a
Reviewed by: *CJB*

AGENDA ITEM DESCRIPTION: Presentation/discussion and possible action on Fraud Guard.



Attachments for Reference

1. **Proposed Agreement with Fraud Guard (to be sent separately once received from Mr. Belt)**
2. **PowerPoint Presentation**
3. **Resolution No. 2012-92**
4. **Current Adopted Anti-Fraud Policy**

Staff Briefing:

- Fraud can occur in any organization.
- To minimize fraud, the City adopted a policy
- The Fraud Guard Program can assist the community, employees, City Council, and vendors in reporting suspected fraud and can assist management in identifying, reducing, and eliminating opportunities for fraud within the City of La Marque.
- Mr. Robert Belt will present an overview of this program and respond to questions.
- The Fraud Guard is a completely separate program from the auditing firm.
- The program would include training for all employees and Council.

History (if applicable):

- The community, City Council, and employees have indicated that fraud has been occurring within the organization for many years.
- Allegedly either the suspected occurrences have gone unreported for fear of retaliation, or reports have not been handled.
- Over the past 18 months, any suspected fraud that was reported to the City Manager's office has been investigated administratively, in coordination with legal counsel, and resolved.

Target Implementation: June 11, 2013 if approved by Council

Significant Action Dates:

November 2012 – City Council adopts anti-fraud policy.

Mayor Hocking and Councilmember Trube visit The Fraud Guard booth at TML Conference.

February 2013 – Auditors discuss advantages of implementing The Fraud Guard Program.

April 2013 – City Manager and Finance /Director met with The Fraud Guard representative to discuss program details and send agreement to City Attorney for legal review.

May 2013 – City Council receives presentation of program and request to approve implementation.



CITY COUNCIL AGENDA FORM

Action:

☐

Ordinance

☐

Resolution

☐

Proclamation

☐

Special Presentation

☐

Finance Report

☐

Public Hearing

☒

Other - Agreement

Cost Details:

Budgeted	\$0.00
Actual Bid	\$4,950.00
Estimated Expenditure	\$4,950.00
Acct. Name	City Manager Contingency- Emergency
Line Items #	01-7011-01-01
Other Funding	N/A

Staff's Recommended Motion: Motion authorizing the City Manager to enter into a professional services agreement with The Fraud Guard for \$4,950.00 with a review prior to renewal date to determine effectiveness of the program.

Fiscal Impact: \$4,950.00 through September 30, 2014, excluding any additional requested services beyond scope of program agreement.

As an unbudgeted item, this cost may or may not require a budget amendment due to the lean budget.

THE FRAUD GUARD

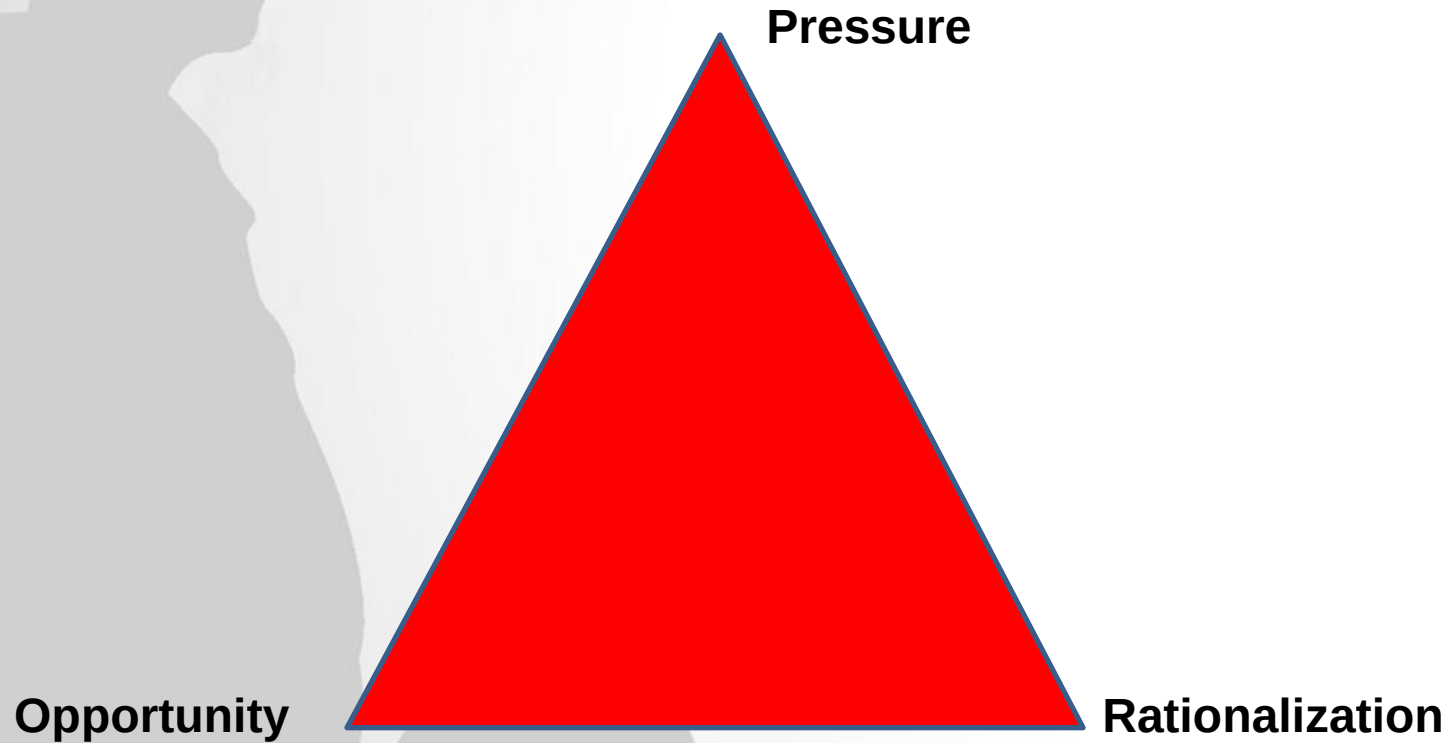
"NOT ON MY WATCH"

Robert Belt, Managing Partner
713.263.1123
rbelt@txauditors.com

Anne Marie Blacketer
amblacketer@thefraudguard.com
713.263.1123



If? Or When?



THE FRAUD GUARD

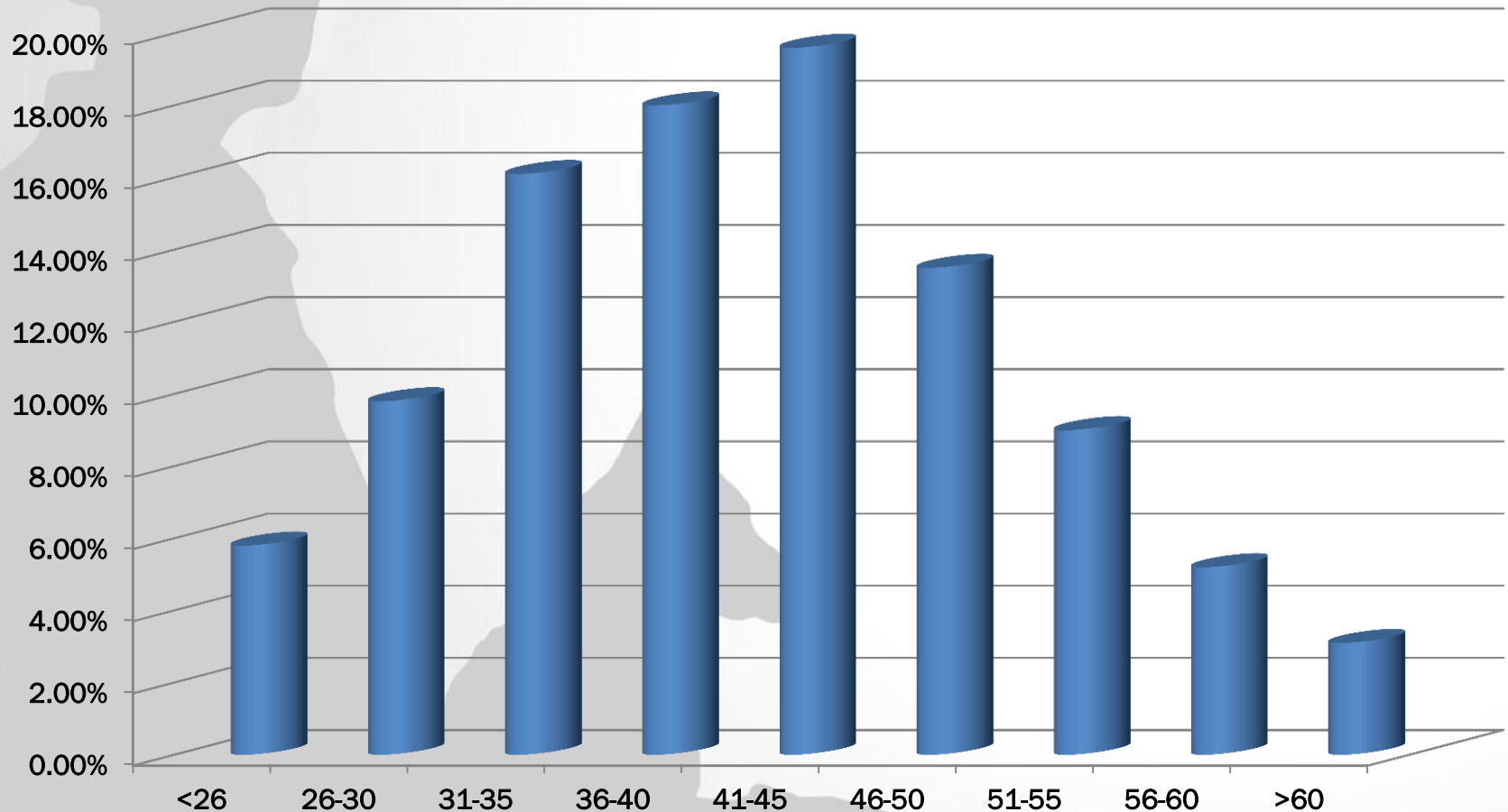
www.thefraudguard.com

The Impact of Fraud

- Misappropriation
 - Subsequent Cost
- Morale
- Time
- Reputation
- Management
- Entity

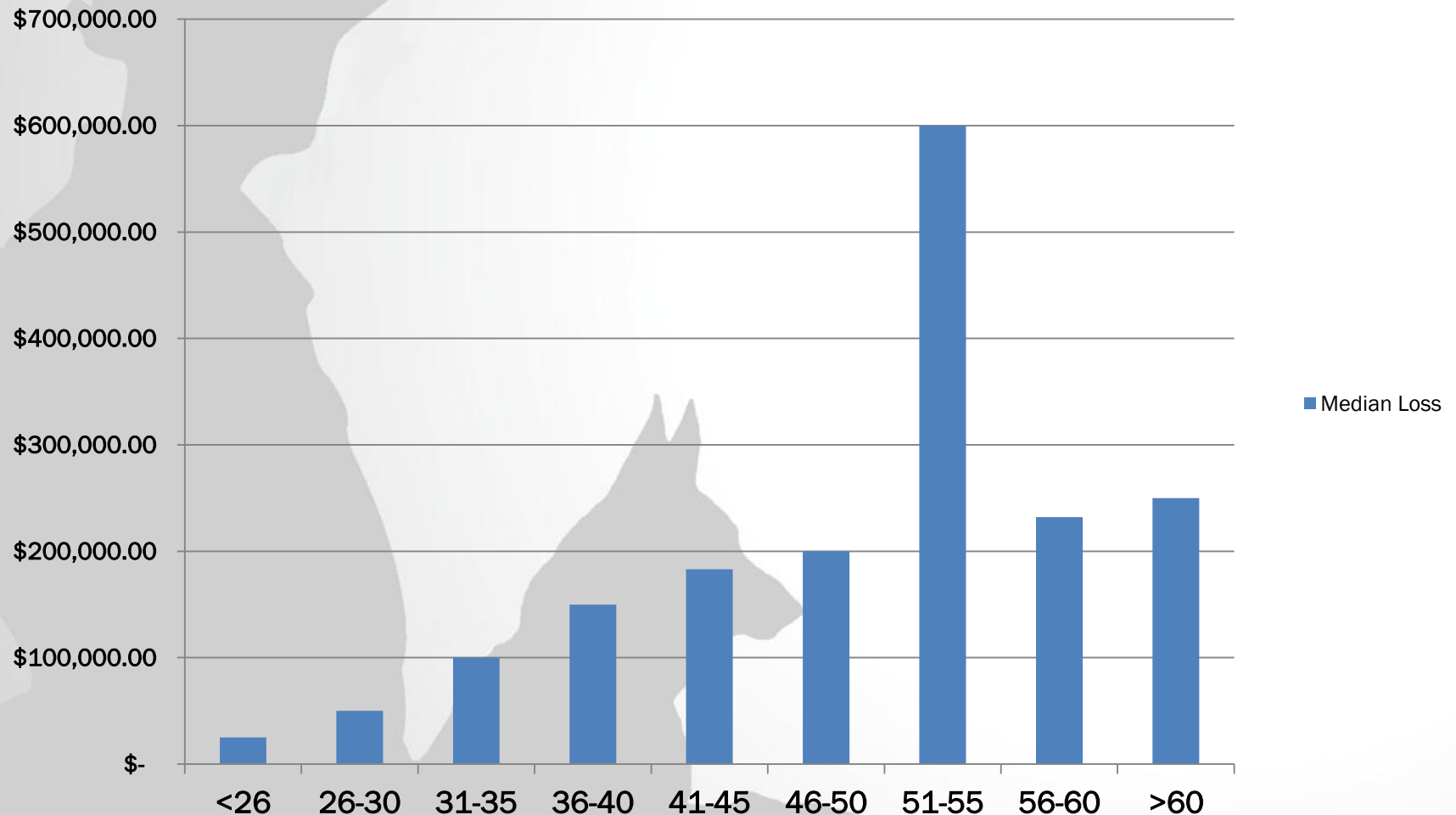
THE FRAUD GUARD

ACFE Average Age of Perpetrator by Frequency 2012



THE FRAUD GUARD

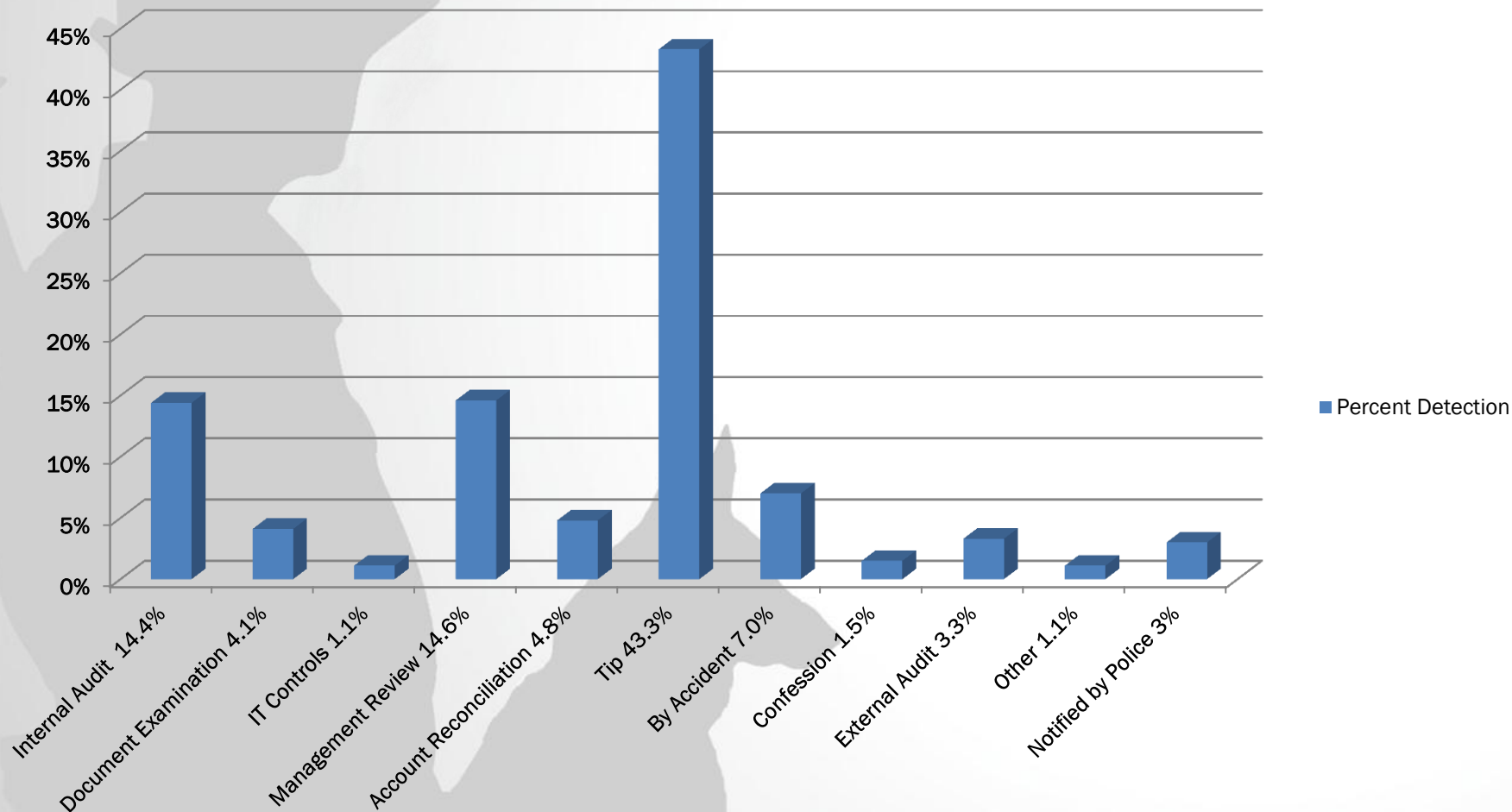
ACFE Median Loss by Age Report 2012



THE FRAUD GUARD

www.thefraudguard.com

ACFE Detection Methods 2012



THE FRAUD GUARD

Impact of Schemes

- Misconceptions
- Who is exempt?
- Present Day Examples

THE FRAUD GUARD

A light gray silhouette of a person wearing a hard hat and a dog, possibly a German Shepherd, sitting on a hill. The person is on the left, looking towards the right, and the dog is sitting next to them, also looking right. The background is a light gray gradient.

How Can this happen?

THE FRAUD GUARD

www.thefraudguard.com

Can fraud be prevented?

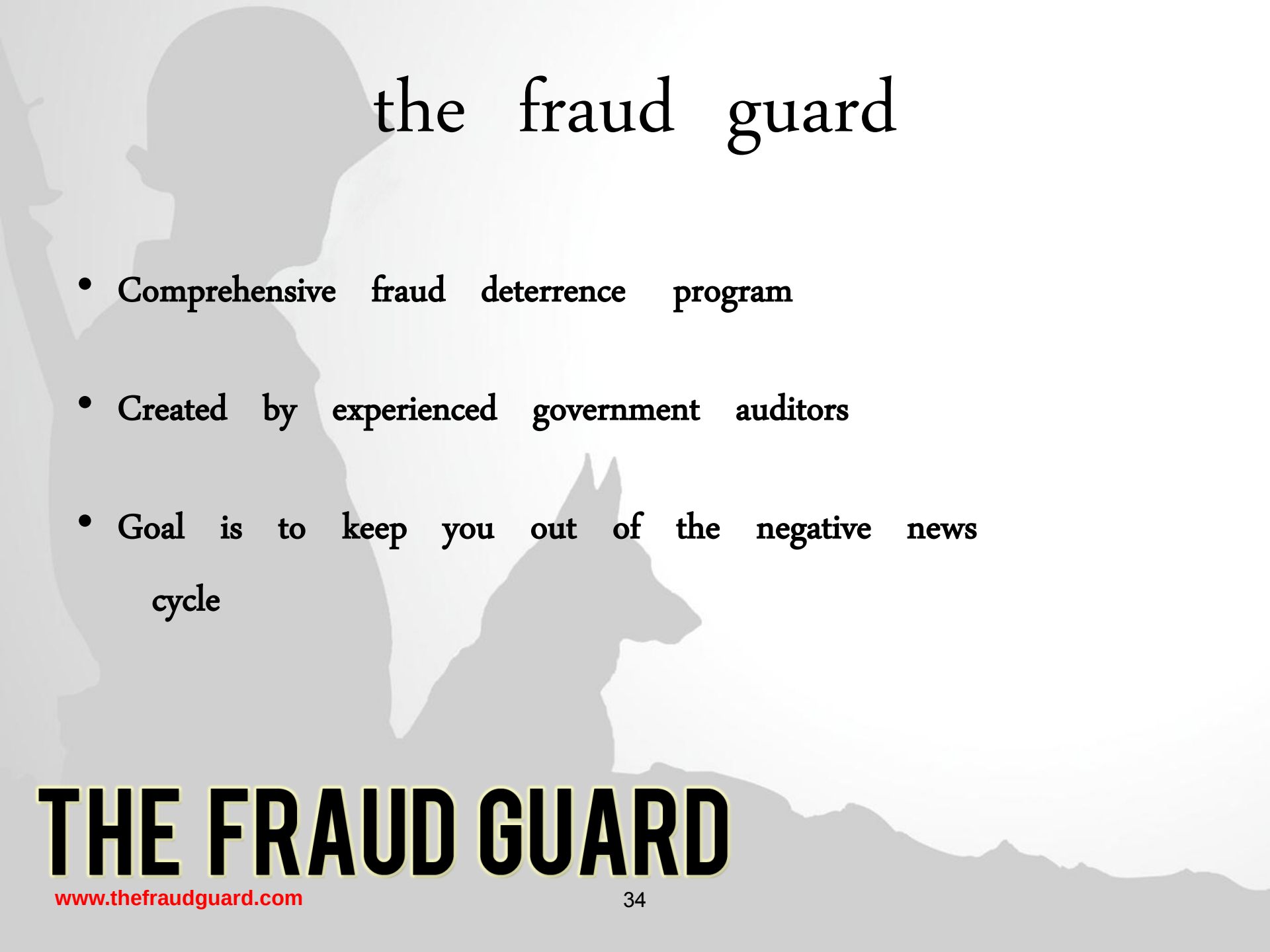
- We CAN and SHOULD detect and deter
- Strive to remove/reduce rationalization
- Awareness of internal (unseen) pressure
- Peer to peer ability to report

THE FRAUD GUARD

How can we capture fraud?

- Each layer of protection protects additional \$'s
 - Tip line reporting
 - Awareness campaign
 - Management tone
 - Annual risk review

THE FRAUD GUARD

A large, light gray silhouette of a person standing and a dog sitting is in the background. The person is on the left, and the dog is on the right, facing right. The title 'the fraud guard' is centered at the top.

the fraud guard

- Comprehensive fraud deterrence program
- Created by experienced government auditors
- Goal is to keep you out of the negative news cycle

THE FRAUD GUARD

the deterrence program

- **Awareness is key**
 - **Tip line Awareness Material**
 - **Vendors, constituents, employees, etc.**
 - **24/7/365 reporting tip line**
 - **24/7/365 reporting web site**
 - **Ad hoc and monthly follow-up reporting**
 - **Expert incident analysis**

THE FRAUD GUARD

THE FRAUD GUARD

"NOT ON MY WATCH"

Anne Marie Blacketer
amblacketer@thefraudguard.com
713.263.1123



RESOLUTION NO. 2012-1192

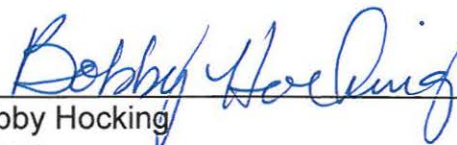
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA MARQUE, TEXAS, ADOPTING AN ANTI-FRAUD POLICY DESIGNED TO ENFORCE CONTROLS AND TO AID IN THE PREVENTION AND DETECTION OF FRAUD, THEFT, WASTE, OR ABUSE AGAINST THE CITY.

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

THAT, the City Council hereby approves the adoption of an Anti-Fraud Policy designed to enforce controls and to aid in the prevention and detection of fraud, theft, waste, or abuse against the City, a copy of which is attached hereto and incorporated herein by reference.

AND IT IS SO ORDERED.

PASSED AND APPROVED this 12 day of November, 2012.



Bobby Hocking
Mayor

ATTEST:



Zina Tedford, City Clerk

POLICY ON SUSPECTED MISCONDUCT AND DISHONESTY **(FRAUD POLICY)**

The City of La Marque is committed to the deterrence, detection and correction of misconduct and dishonesty. Our goal is to establish and maintain an environment of fairness, ethics and honesty for our employees, our public officials, our vendors and anyone else with whom we have a relationship. The discovery, reporting and documentation of such acts provides a sound foundation for the protection of innocent parties, taking disciplinary action against offenders up to and including dismissal where appropriate, referral to law enforcement agencies when warranted by the facts and recovery of assets.

Definition of Misconduct and Dishonesty

For the purposes of this policy, misconduct and dishonest conduct include but are not limited to:

- theft or other misappropriation of assets;
- misstatements and other irregularities in City records, including the intentional misstatement of the results of operations;
- forgery or other alteration of documents;
- improper conflicts of interest;
- kickbacks and secret commissions;
- fraud and other unlawful acts; and
- any similar acts.

The City specifically prohibits these and any other illegal activities in the actions of its employees, officials, volunteers, and others responsible for carrying out the City's activities.

Code of Conduct

The City, its employees and officials must, at all times, comply with all applicable laws and regulations. The City will not condone the activities of employees or officials who achieve results through violation of the law or unethical business dealings. This includes any payments for illegal acts, indirect contributions, rebates and bribery. The City does not permit any activity that fails to withstand the closest possible public scrutiny.

Employees and officials must, at all times, comply with all City policies laws and regulations, and the City Charter adopted by the governing body of the City of La Marque and other related explanatory materials.

Employees and officials uncertain about the application or interpretation of any legal requirements should refer the matter to their supervisor and Human Resources, who should seek the advice of City Manager to consult with legal counsel.

General Employee and Official Conduct

The City expects its employees and officials to conduct themselves in a businesslike manner and treat all employees with respect and dignity. Employees and officials shall comply with standard practices and ethical conduct toward the public which includes citizens, professional colleagues, public officials, and other customers in the community as a whole.

Drinking of intoxicants, gambling, fighting and similar unprofessional activities are strictly prohibited while on the job. Employees and officials may not engage in the unlawful possession, use or distribution of illicit drugs and alcohol on City premises or as a part of its activities. Tobacco products may not be used inside City facilities.

Employees and officials shall not discriminate against, coerce, or harass anyone on the basis of race, color, religion, national origin, age, sex, disability or family status. Employees and officials must not engage in any form of sexual harassment (including but not limited to physical acts of touching, phone calls, email, mail, and/or any related acts), or conduct themselves in a way that could be construed as such, for example, by using inappropriate language, keeping or posting inappropriate materials in their work area, or accessing inappropriate materials on their computer. Any form of sexual harassment is strictly prohibited.

Employees and City/public officials should limit office visitations to other City employees and City/public officials to City business and not to distract City employees and City/public officials from performing their daily duties. Personal visitations should be minimized as to avoid negatively impacting the operations of the department.

Employees should not be expected to or feel obligated to perform a personal, non-City related service for another employee, or City/public official during or after duty hours.

Conflicts of Interest

The City expects that employees will perform their duties conscientiously, honestly, and in accordance with the best interests of the City. Employees must not use their position or the knowledge gained as a result of their position for private or personal advantage.

If an employee or a member of their immediate family living in the same household is an officer or owns a controlling or a substantial legal or beneficial interest in any entity conducting or seeking to conduct business with the City, they shall file a sworn statement with the City through their immediate supervisor disclosing the degree of such interest.

Regardless of the circumstances, if employees sense that a course of action they have pursued, are presently pursuing, or are contemplating pursuing may involve them in a conflict of interest with the City; they should immediately communicate all the facts to their supervisor and Human Resources, who will report to the City Manager.

Outside Activities, Employment, and Consultant Duties

Employees and officials will not be permitted to promote or develop any private venture that would result in financial gain to the employee or any associate during the duty day or on City property. Honoraria, fees or compensation from any source for services rendered during the regular duty day must be in compliance with City policies.

Employees must avoid acquiring any business interest or participating in any other activity outside the City that would, or would appear to:

- Create an excessive demand upon their time and attention, thus depriving the City of their best efforts on the job; or
- Create a conflict of interest (an obligation, interest, or distraction) that may interfere with the independent exercise of judgment in the City's best interest.

Employees shall not accept any part-time employment that could impair the performance of their duties. Proper notification as outlined in City policies to the employee's immediate supervisor is required.

Relationships with Vendors, Suppliers and Contractors

Employees and City/public officials should avoid investing in or acquiring a financial interest in any business organization that has a contractual relationship with the City, or that provides goods or services, or both to the City, if such investment or interest could influence or create the impression of influencing their decisions in the performance of their duties on behalf of the City.

The obtaining of items or services from current, occasional or prospective vendors at reduced rates is prohibited.

Kickbacks, secret commissions or similar acts are strictly prohibited.

Gifts, Entertainment and Favors

Employees and City/Public officials must not accept entertainment, gifts, or personal favors that could, in any way, influence, or appear to influence, business decisions in favor of any person or organization with whom or with which the City has, or is likely to have, business dealings. This prohibits all hunting and fishing trips, athletic/entertainment event tickets whether or not accompanied by a vendor's representative, Christmas gifts, etc. valued in excess of \$50. Similarly, employees and City/public officials must not accept any other preferential treatment under these circumstances because their position with the City might be inclined to, or be perceived to, place them under obligation. Employees and City/public officials shall not offer any favor, service or thing of value to obtain special advantages.

City Assets and Other Assets

Employees and City/public officials shall not misuse or mishandle City funds or property. Employees and officials who have access to City funds in any form must follow the prescribed procedures for recording, handling and protecting money as detailed in City policies and Administrative Directives or other explanatory materials.

When an employee's position requires spending City funds or incurring any reimbursable expenses, that individual must follow appropriate purchasing and bid laws, City policies, and City Charter to ensure that good value is received for all expenditures.

Employees and City/public officials must adhere to the City's policies on its Network/Internet usage.

City funds and all other assets of the City are for City purposes only and not for personal benefit.

The City imposes strict standards to prevent fraud and dishonesty. If employees become aware of any evidence of fraud and/or dishonesty, they should immediately advise their supervisor and Human Resources, who will report to the City Manager.

City Records and Communications

Accurate and reliable records of many kinds are necessary to meet the City's legal and financial obligations and to manage the affairs of the City. The City's books and records must reflect in an accurate and timely manner all transactions. The employees responsible for accounting and record keeping must fully disclose and record all assets, liabilities, or both, and must exercise diligence in enforcing these requirements.

Employees must not make or engage in any false record or communication of any kind, or coerce others to do so, whether internal or external, including but not limited to false expense, attendance, personnel records, student records, financial or similar reports or statements.

Privacy and Confidentiality

Employees shall neither disclose confidential information gained by reason of their official position nor shall they use such information for their personal gain or benefit unless disclosure serves lawful professional purposes or is required by law.

When handling financial and personal information, the following principles should be observed:

- Collect, use and retain only the information necessary for the City's business;
- Protect the physical security of this information;
- Limit internal access to information to those with a legitimate business reason for seeking that information;

- Use information for the purposes for which it was originally obtained;

Management Expectations Related to Fraud

It is expected that every manager will:

- Know the fraud related exposures in operations and administration;
- Know the symptoms or indicators of fraud;
- Put in place methods to identify wrongdoing;
- Make sure the transactions they personally approve are not fraudulent;
- Personally monitor for those frauds that only they are in a position to detect;
- Question and challenge the unusual;
- Set a personal example of honest and ethical behavior by not tolerating dishonest or unethical behavior in others;
- Strive to prevent fraud by minimizing the exposures and reducing the opportunities and temptation;
- Never inappropriately subordinate the needs of the City to their own needs;
- Recognize and respond to new or increased exposures;
- Not seek to achieve goals through dishonest or unethical means. Do not tolerate such behavior in subordinates;
- After a fraud, initiate corrective action to reduce the risk that fraudulent activity will recur;
- Take appropriate disciplinary action;
- Immediately refer suspected wrongdoing to supervisor and Human Resources, who will report to the City Manager for investigation; and
- Encourage employees to be vigilant in reporting suspected wrongdoing.

Reporting

Employees should report any suspected misconduct, dishonesty, fraud or similar activity to their supervisor and Human Resources, who will report to the City Manager. Supervisors, when made aware of such potential acts by subordinates, must immediately report such acts to those with follow up responsibility. Care must be taken in the follow up of suspected misconduct and dishonesty to avoid acting on incorrect or unsupported accusations, to avoid alerting suspected individuals that follow up and investigation is underway and to avoid making statements which could adversely affect the City, an employee, an official or other parties.

Any reprisal against any employee or other reporting individual because that individual, in good faith, reported a violation is strictly forbidden.

Potential Actions Taken by the City for Misconduct and Dishonesty

Disciplinary action will be taken as allowed by law, City Charter and City policies. If an employee or City/public official did not fully disclose any prior criminal conviction and record check discloses data contrary to statements on his application, he will be discharged from employment. Employees in violation of any part of this policy may be disciplined up to and including discharge from employment. Violations of law may result in criminal prosecution as well as disciplinary action by the City.

Questions or Clarifications Related to This Policy

All questions or other clarifications of this policy and its related responsibilities should be addressed to the employee's immediate supervisor, who shall be responsible for consulting those individuals responsible for the administration, revision, interpretation, and application of this policy.

Acknowledgment

My signature signifies that I have read this policy and that I understand my responsibilities related to the prevention, detection and reporting of suspected misconduct and dishonesty.

I further acknowledge that I am not aware of any activity that would require disclosure under this or other existing policy or procedure statements.

Signature: _____

Print Name: _____

Position: _____

Date signed: _____



CITY COUNCIL AGENDA FORM

Meeting Date: 11-12-12

Agenda item: 8b

Prepared by: Suzy Kou

Reviewed by: CJB

Department: Finance

AGENDA ITEM DESCRIPTION:

Discussion/possible action-**R-2012-1192** of the City Council of the City of La Marque, Texas adopting Anti-Fraud Policy designed to enforce controls and aid in the prevention and detection of fraud, theft, waste, or abuse against the City –Interim Finance Director S. Kou



Attachments for Reference

- 1. Resolution No. R-2012-1192**
- 2. Proposed Anti-Fraud Policy**

*4AVE - 1 MAY
Cm Trube
Cm oskeen motion
Cm Brown second*

Staff Briefing: To provide the City with maximum protection from irregularities and fraud, staff recommends for City Council to approve an anti-fraud policy allowing proper authorized representatives to prevent, control and minimize the damage at the earliest time in the event fraud occurs. It is best practice to have such policy in place for the City's protection.

History (if applicable):

Target Implementation: Immediately

Significant Action Dates:

Action:



Ordinance



Resolution



Proclamation



Special Presentation



Finance Report



Public Hearing



Other – Agreement

Cost Details:

Budgeted	n/a
Estimated Expenditure	
Acct. Name	
Line Item #	
Other Funding	

Staff's Recommendation: Motion to approve Resolution No. R-2012-1192 adopting an Anti-Fraud policy effective immediately.

Fiscal Impact: None at this time.



CITY COUNCIL AGENDA FORM

Meeting Date: June 10, 2013

Agenda item: 9b

Prepared by: Ana Tims

Reviewed by: CJB

Department: Development Services

AGENDA ITEM DESCRIPTION: Discussion/Possible action on Ordinance No. O-2013-006 regarding the proposed abandonment of part of a 60 foot Street Right of Way, Lying North of F.M. 519 out of Greb Addition.

Attachments for Reference

1. **Ordinance No. O-2013-006**
2. **Letter of property owner**
3. **Abandonment check off list**
4. **Planning and Zoning Commission minutes April 23, 2013.**

Staff Briefing:

- The City of La Marque received a petition to abandon part of a 60 foot right of way lying North of F.M. 519 out of Greb Addition.
- The request was heard and approved by the Planning and Zoning commission on the special meeting of April 23, 2013.

History (if applicable):

1. On January 3, 2012 The City of La Marque received a petition proposing the abandonment of part of a 60 foot Street Right of Way, Lying North of F.M. 519 out of Greb Addition.
2. On February 16, 2012 City Attorney Ellis Ortego reviewed and approved a release form to be sent to all abutting, and non-abutting property owners.
3. On February 16, 2012 Tom Vaught representative of Paul Covey owner of two parcels that are adjacent to the portion of ROW that is NOT proposed to be abandoned was notified of the Planning and Zoning Commission hearing that was held on February 28, 2012.
4. On February 21, 2012 the release forms were sent out to both abutting property owners of the right-of-way. RJR realty abutting to both sides of the part that is to be abandoned and on one side of the portion that is to remain open and Paul Covey abutting one side of the portion that is to be open.
5. On February 24, 2012 a representative for RJR realty signed certifying the delivery of the release form and notice of the hearing.
6. On February 28, 2012 a representative for Paul Covey signed certifying the delivery of the release form and notice of the hearing.
7. On February 29, 2012 City Attorney Ellis Ortego reviewed and approved with changes ordinance_____.



CITY COUNCIL AGENDA FORM

8. **On April 9, 2012 City Council heard the proposed abandonment ordinance and the ordinance was tabled.**
9. On June 13, 2012 TxDOT stated the following “To my knowledge a curb cut has not been asked for either of these locations. I would have to see the plan sheets, or meet again on job sites with center/lines on the property to submit for an official response from us, back to you”
10. **The request was heard and approved by the Planning and Zoning commission on the special meeting of February 28, 2012. This request was placed on City Council Agenda and denied.**
11. The request was heard and a motion was made by the Planning and Zoning Commission on the special meeting of April 23, 2013 to recommend that City Council make a determination on this matter

Target Implementation:

Significant Action Dates:

Action:

☐

Ordinance

☐

Resolution

☐

Proclamation

☐

Special Presentation

☐

Finance Report

☐

Public Hearing

☒

Other

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

Staff's Recommended Motion: Motion to approve or disapprove abandonment of part of a 60-foot Right of Way, Lying North of F.M. 519 out of Greb Addition.

Fiscal Impact: Fee paid to City if approved



CITY COUNCIL AGENDA FORM

Sec. 56-4. - Abandonment, etc., of streets and alleys.

(a)

All persons desiring to have the city exercise its powers regarding abandoning, altering, closing and vacating streets, alleys and other public ways and portions thereof, shall file their petition with the city clerk, in writing, directed to the city council. Such petition shall contain a description of the street, alley or portion thereof, and attached to said request shall be a list of all owners abutting said street, alley or portion thereof, together with the last known address of all such owners. In the event that all abutting property owners do not join in said petition, a statement shall be attached to said request showing the reason for nonparticipation of those who have not signed. The city clerk shall make the city tax rolls available to any petitioner under this section for the purpose of determining the

names and address of all abutting property owners, and the tax rolls shall be conclusive as to the names of the abutting property owners for the purpose of this section.

(b)

Upon filing of such request and payment of the fee as hereinafter provided, the city clerk shall mail notices of said request and release forms by certified mail, return receipt requested, to all abutting property owners, and all utility companies (phone, electric, gas, cable, water and sewer). Any person filing such petition shall deposit with the city clerk, upon said filing, a sum of money in the amount as is determined from time to time by ordinance. Said sum shall be used to pay for the mailing of notices of said request and release forms. The requirements of this subsection shall apply equally to section 56-5, concerning the abandonment of easements.

(c)

In the event the petition requests that only a portion of a through street, alley or public way which is open to public access from either direction is to be abandoned, altered, closed or vacated, then it shall be necessary for the petitioner to provide the city clerk with the names and last known mailing addresses of all abutting property owners both for the portion to be closed and for that portion which is to remain open in either direction up to the next intersection with another street, alley or public way. Notices and release forms will be mailed to all such abutting property owners for the closed and open portions of said street, alley or public way as provided in subsection (b) above.

(d)

Said petition shall be submitted to the planning commission for its recommendation to the city council at its next regularly scheduled meeting, provided at least 30 days have lapsed from the date said request was filed. The planning commission shall be allowed no more than 30 days to formulate its recommendation to council.

(e)

Streets or alleys, whether owned by the city or whether such streets or alleys are designated by easements only, when abandoned shall then belong properly to the owner or owners of the abutting property. In order to abandon any street or alley, all property owners abutting said street or alley shall have consented to the abandonment, or such abandonment shall not be approved by the city council. No street or alley shall be abandoned until payment of a fee as determined from time to time by ordinance or the appraised market value of the street or alley based upon at least one bona fide appraisal selected by the city at the petitioner's expense, whichever is greater; and after

abandonment of such street or alley the city will deliver a quitclaim deed to the owners as to their proportionate ownership interest, upon payment of their proportionate share of the market value of the street, alley or public way. The determination of market value or proportionate ownership going to the abutting property owner of any street or alley shall ultimately be determined by the city council, and such determination shall be final. The preparation of all transfer documents shall be at the expense of petitioner. Recipients of such deeds shall be required to record their deeds with the county clerk and to render the acquired property to the central appraisal district.

(f)



CITY COUNCIL AGENDA FORM

This section shall not be construed to give any person the vested right to compel the city to abandon or vacate a street or alley.

(Code 1972, § 16-4; Ord. No. 564; Ord. No. 713, § 1)

Sec. 56-5. - Abandonment of easement.

(a)

Upon the payment of (i) a fee in an amount as determined from time to time by ordinance or (ii) the appraised market value of the easement based on not less than one appraisal, whichever is greater, and after abandonment of the easement, the city will deliver a quitclaim deed to the owners of the fee simple title thereto. The determination of market value of any easement as fixed by city council shall be final.

(b)

This section shall not be construed to give any person the vested right to abandon or dispose of any easement.

(Code 1972, § 16-5; Ord. No. 564)

ORDINANCE NO. O-2013-006

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA MARQUE, TEXAS, PROVIDING FOR THE VACATING, ABANDONMENT, AND CLOSING OF A PORTION OF A 60 FOOT STREET RIGHT OF WAY, LYING NORTH OF F.M. 519, OUT OF GREB ADDITION

WHEREAS, The City Council of City of La Marque, Texas, finds that said portion of a 60 foot right of way as a street lying North of F.M. 519 described in Exhibit A was dedicated as a street right of way but never opened; and

WHEREAS, there is no longer any public need for the City of La Marque, Texas to retain ownership of nor perform maintenance on said portion of a 60 foot right, of way, lying North of F.M. 519; and

WHEREAS, on January 3, 2012 R.J.R. Realty, Inc filed a petition for abandonment with the City of La Marque, Texas, and then again on March 8, 2013 in accordance with La Marque Code of Ordinances Section 56-4 and 56-5; and

WHEREAS, on April 23, 2013, the Planning and Zoning Commission of the City of La Marque, Texas recommended that city council review the petition filed by R.J.R. Realty, Inc; and

WHEREAS, the burden of continued maintenance and the risk of liability which would be incurred by the City of La Marque, Texas, exceed any benefit to the City of La Marque, Texas from continued ownership; and

WHEREAS, R.J.R. Realty, Inc .Has agreed to fulfill it's obligations under Section 56-4 and 56-5 of the City of La Marque, Texas' Code of ordinances including payment to the City of La Marque, Texas of the fair market value of the abandoned portion of a 60 foot right, of way, lying North of F.M. 519 as a precondition of its receipt of a quit claim deed memorializing the abandonment.

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

That the portion of a 60 foot right, of way, lying North of F.M. 519 is hereby vacated, abandoned and closed to be sold to R.J.R. Realty, Inc via quitclaim deed in exchange for payment to the City of La Marque, Texas an amount equal to the fair market value of portion of a 60 foot right, of way, lying North of F.M. 519.

PASSED AND APPROVED by the City Council of the City of La Marque,
Texas, on the first reading this the 10th day of June, 2013.

Bobby Hocking
City of La Marque, Texas

ATTEST:

Robin Eldrdge, TRMC
City Clerk

Approved as to form:

Ellis Ortego, City Attorney

EXHIBIT A
TRACT DESCRIPTION

DESCRIPTION OF A 60 FOOT IN WIDTH ROAD RIGHT OF WAY LYING BETWEEN THE SOUTH 97.335 FEET OF LOTS 60 AND 61, OF GREB ADDITION, A SUBDIVISION IN GALVESTON COUNTY, TEXAS, AND BEING THE SOUTH 97.335 FEET OF A 60 FOOT IN WIDTH ROAD RIGHT OF WAY, LYING IN NORTH OF THE NORTHE RIGHT OF WAY LINE OF F.M. 51, 80 FOOT RIGHT OF WAY;

BEGINNING at the Southwest corner of Lot 60, of Greb Addition, a Subdivision in Galveston County, Texas, according to the Map recorded in Volume 238, Page 70, in the Galveston County Records, said point lying in the North Right of Way line of F.M. 519, 80 foot Right of Way and said point lying in the East Right of Way line of a 60 foot in width Road Right of Way;

THENCE S89°17'W, across said 60 foot Right of Way and along the North Right of Way and along the North Right of Way line of F.M. 519 (Main Street), 80 foot Right of Way, a distance of 60.00 feet to a point for corner, said point being the southeast corner of Lot 61, of Greb Addition and said point lying in the West Right of Way line of said 60 foot Right of Way;

THENCE N00°43'W, along the West right of way line of said 60 foot Road and the East line of Lot 61, a distance of 97.335 feet, to a point for corner;

THENCE N89°17'00"E, across said 60 foot Road, a distance of 60.00 feet, to a point for corner, in the East Right of Way line of said 60 foot Road and the West line of Lot 60, of Greb Addition;

THENCE $SO0^{\circ}43'E$, along the East Right of Way line of said 60 foot Road and along the West line of Lot 60, of Greb Addition, a distance of 97.335 feet, to the Place of Beginning and containing 5.840.10 square feet, more or less.

Ithaca Investments, Ltd

PO Box 461406

San Antonio, TX 78246-1406

Phone: 210-737-3000

Fax: 210-737-3009

May 7, 2013

James Osteen
District B
City of La Marque
1111 Bayou Road
La Marque, TX 77568

City Manager

Dear Sirs:

I own a property along I-45 in La Marque, Texas which will be affected by a proposed road closure which is before the city council. I am opposed to this closure.

If this road is closed, my property will no longer have any means of access. Although I have frontage on the I-45 access road, current Texas Department of Transportation rules severely limit the granting of driveway permits. I have contacted TxDOT and I have been informed that I do not have the required minimum spacing of 400 feet from existing curb cuts. Furthermore, even if I was granted a driveway permit, I would have to bear the cost of constructing both a concrete driveway throat and a culvert.

This matter has been repeatedly brought to the La Marque City for closure by my neighbors who states that they wish to operate a bus facility. I do not understand why they have not begun operations on the land which they own nor why closing this road is so important to them.

I also do not understand why they do not contact me regarding providing me with access so that I might support the closure. I am very much in favor of economic growth in La Marque, and I do not like being in the position of having to oppose plans which could create new jobs and tax revenues for the city. To date I have not had any discussion with them. It is possible they once talked to someone in my office who told them they needed to talk directly with me on this matter, but this was more than a year ago and my employee is not sure who talked to him.

I appreciate very much the council's consideration of this matter.

Sincerely,



Paul Covey
President



1111 Bayou Road
La Marque, Texas 77568
409.938.9202

LA MARQUE PLANNING AND ZONING COMMISSION ABANDONEMENT OF STREET,
ALLEY, EASEMENT, ETC CHECKLIST

Abandonments of streets, Alleys, etc are governed by city Ordinance Section 56-4

Property to be abandoned 60 ft Right of way lying
North of Fm 519.

1. Petition submitted to the city clerk in writing on Sec 56-4 (a) January 3, 2012 ☒
2. Petition is directed to City Council Sec 56-4(a) ☐
3. Petition has the description of the property to be abandoned Sec 56-4 (a) ☒
4. There is a list of all abutting owners and their addresses. Sec 56-4 (a) ☒
Paul Covey, Po. Box 461406, San Antonio, Tx. 78246
Tom Vaught. email tomvaught@att.net
RJB Realty LTD 12703 Eastern Parkway Houston, Tx. 77039
Gim Garbrel. Fax 409.935.9367
5. Petition of abutting owners Sec 56-4 (a) ☒
6. Attachment showing why abutting owners are not joining in petition Sec 56-5 (a) ☒
7. \$25.00 fee has been paid Sec 56-4 (b) Appendix A (fee) ☒
8. Release forms mailed by certified mail to all abutting property owners Sec 56-4 (b) ☒
9. Release forms mailed by certified mail to all utility companies Sec 56-4 (b) ☒
10. If only a portion of the street is requested to be abandoned that has public access from either direction petitioner must provide the City Clerk with the names for both the portion that is to be closed and the portion that is to be opened to the next intersection Sec 56-4 (c) ☐

11. Notices and release forms have been mailed to the owners of the closed and open portions of said street Sec 56-4 (c) ☒
12. Petition was submitted to the planning commission for it's recommendation to the city council at it's next regular scheduled meeting Sect 56-4 (d) ☒
13. 30 days have lapsed from the date the request was filed Sec 56-4 (d) ☒
14. Planning and zoning commission formulated their response in less than 30 days ☒
15. Fee determined by city ordinance / market value Sec 56-4 (e) ☐
16. Market value appraisal made by bonifide appraiser selected by the city Sec 56-4 (d) ☐
17. Fee is paid to include market value, payment of appraisal, and payment to prepare Quitclaim deed Sec 56-4 (e) ☐
18. Quitclaim Deed delivered to new owners Sec 56-4 (e) ☐

7012 3050 0000 2695 8675

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)
 For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$	mailed 4-12-13 Postmark Here
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	

Sent To: **RJR Realty LTD**
 Street, Apt. No., or PO Box No. **12703 Eastern Parkway**
 City, State, ZIP+4 **Houston TX 77039**

PS Form 3800, August 2006 See Reverse for Instructions



1111 Bayou Road
La Marque, Texas 77568
409.938.9202

April 12, 2013

RE: Abandonment request part of a of Part of a 60 foot Street Right of Way, Lying North of F.M. 519, Out of Greb Addition

Dear Property Owner:

This PUBLIC NOTICE is in accordance with Chapter 56, Article 1, Section 4, Subsections B and C, PUBLIC HEARING, RELEASE FORM AND NOTICE, of the City of La Marques's Code of Ordinance. An application for abandonment on **Part of a 60 foot right of Way, Lying North of F.M. 519** has been received by the La Marque City Clerk. Land under your ownership or care, as listed with the Galveston County Appraisal District, is abutting the portion of street that is being considered for abandonment.

The Planning and Zoning Commission will conduct a PUBLIC HEARING, on **April 23, 2013 at 4:00 PM**, in the Council Chambers of City Hall, 1109-B Bayou Rd., for public comment.

If you are unable to attend, and wish to comment, you may call, write or e-mail me at the City of La Marque Inspection Department.

A release is required prior to abandonment Please fill out the attached release form and return it to the following address if you consent to the abandonment. If you need any additional information please contact me at 409-938-9206.

City of La Marque
Inspection Department
1111 Bayou Rd.
La Marque, TX 77568
409-938-9206
a.tims@ci.la-marque.tx.us

Sincerely,

A handwritten signature in black ink, appearing to read "Ana Tims", followed by a period.

Ana Tims
Building Official/ Code Enforcement Officer
City of La Marque



1111 Bayou Road
La Marque, Texas 77568
409.938.9202

CITY OF LA MARQUE RELEASE FORM

I _____ hereby consent to the abandonment of Part of a 60 foot right of Way, Lying North of F.M. 519 in accordance with Chapter 56, Section 4, Subsection B and C of the City of La Marques's Ordinance.

I _____ do not wish to participate in the petition of the abandonment of Part of a 60 foot right of Way, Lying North of F.M. 519 in accordance with Chapter 56, Section 4, Subsection A in the City of La Marques's Ordinance. My reason for non-participation is:

Signature of Owner

Date of signature

JAMES W. GARTELL, JR.

**GULF COAST ENGINEERING
AND SURVEYING**

CONSULTING ENGINEER - SURVEYOR

**P.O. BOX 382 • LA MARQUE, TEXAS 77568
409/935-2462 TEXAS CITY 281/488-6969 HOUSTON
409/935-9367 FAX**

January 3, 2012

Ms. Carol Butler
City Manager
City of La Marque
1111 Bayou Road
La Marque, TX 77568
(409) 938-9202 (O)

RE: Request City of La Marque Abandonment of Part of a 60 foot Street Right of Way, Lying North of F.M. 519, Out of Greb Addition, Section 56-4(c).

Dear Ms. Butler:

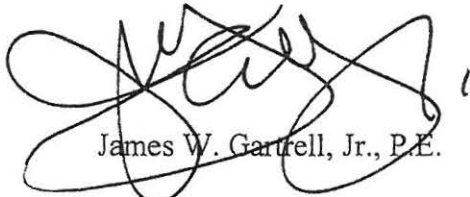
The owner, RJR Realty, Inc., of the property adjoining the Easterly and Westerly sides of the 60 foot Road Right of Way, under Deeds of Record, Film Code 2010030233 and Film Code 2010030233, hereby requests the City of La Marque abandon the South 97.335 feet of said unopened 60 foot Right of Way lying North of F.M. 519.

The highest and best use of the property is to abandon same to the adjoining property.

Attached please find a location map, plat and description of the requested abandonment.

Please call if you have any questions or need any additional information.

Sincerely,



James W. Gartrell, Jr., P.E.

JWG/kbw

December 22, 2011

TRACT DESCRIPTION

DESCRIPTION OF A 60 FOOT IN WIDTH ROAD RIGHT OF WAY LYING BETWEEN THE SOUTH 97.335 FEET OF LOTS 60 AND 61, OF GREB ADDITION, A SUBDIVISION IN GALVESTON COUNTY, TEXAS, AND BEING THE SOUTH 97.335 FEET OF A 60 FOOT IN WIDTH ROAD RIGHT OF WAY, LYING NORHT OF THE NORTH RIGHT OF WAY LINE OF F.M. 519, 80 FOOT RIGHT OF WAY;

BEGINNING at the Southwest corner of Lot 60, of Greb Addition, a Subdivision in Galveston County, Texas, according to the Map recorded in Volume 238, Page 70, in the Galveston County Records, said point lying in the North Right of Way line of F.M. 519, 80 foot Right of Way and said point lying in the East Right of Way line of a 60 foot in width Road Right of Way;

THENCE S89°17'W, across said 60 foot Right of Way and along the North Right of Way line of F.M. 519 (Main Street), 80 foot Right of Way, a distance of 60.00 feet to a point for corner, said point being the Southeast corner of Lot 61, of Greb Addition and said point lying in the West Right of Way line of said 60 foot Road Right of Way;

THENCE N00°43'W, along the West right of way line of said 60' Road and the East line of Lot 61, a distance of 97.335 feet, to a point for corner;

THENCE N89°17'00"E, across said 60 foot Road, a distance of 60.00 feet, to a point for corner, in the East Right of Way line of said 60 foot Road and the West line of Lot 60, of Greb Addition;

THENCE S00°43'E, along the East Right of Way line of said 60 foot Road and along the West line of Lot 60, of Greb Addition, a distance of 97.335 feet, to the Place of Beginning and containing 5.840.10 square feet, more or less.

c:\mydocs\jobs\firstclasstoursgreb.doc

JAMES W. GARTRELL, JR.

GULF COAST ENGINEERING
AND SURVEYING

PAUL S. COVEY
PO BOX 461406
SAN ANTONIO, TEXAS 78246-1406
(210) 737-3000 FAX (210) 737-3009

July 5, 2012

City of La Marque
Attn: City Council
1111 Bayou Road
La Marque, Texas 77563

RE: Petition for Road Closure and Abandonment

To the Honorable Mayor and City Council:

I am the owner of two parcels of land located in the City of La Marque on the southbound access road of IH 45 just north of Main St. The property ID numbers from the Galveston Appraisal District are R197152 and R197164, described as the remainder of Lot 40 and the North ½ of Lot 60 Abstract 150 in the Greb Addition to the City of La Marque, County of Galveston, State of Texas. I am attaching plats and datasheets for your reference.

My property abuts a closed road that is being petitioned to be abandoned by the property owner surrounding my property. We have been parties to road closings in the past and in all cases, the consent of all parties affected was required. If the abandonment were to be granted, my property would be land locked with no reasonable economical access. The **only** access currently available to my property is the existing road. If the road is closed, I would be forced to apply to the Texas Department of Transportation for a driveway permit and, if granted, the cost would be almost as great as the value of the property. Eliminating the access to my property will severely impair the value of my property and could constitute a compensable taking by the City of La Marque. As stated in earlier meetings with the planning and zoning commission, each party who owns the affected properties knew of the road and took the land in its "as is" present condition. They should be able to live with that "as is" condition and not compromise the value of my property.

The petitioner should contact me directly and personally if they wish to discuss this matter further.

It is for the above reasons that I must ask the City Council to **deny** the petitioners request to abandon or permanently close the only road that allows access to my property.

Sincerely,

Paul S. Covey

Paul S. Covey

Enc.

2011
R197164

11/09/2011
Page 1 of 1

Current Owner				Legal Description				Exemptions		Market																																																								
COVEY, PAUL S (0543106) PO BOX 481406 SAN ANTONIO, TX 78246-1406				ABST 150 PAGE 4 N 1/2 OF LOTS 60 (60-1) GREB ADDN						6,240																																																								
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11/09/2011
Page 1 of 1

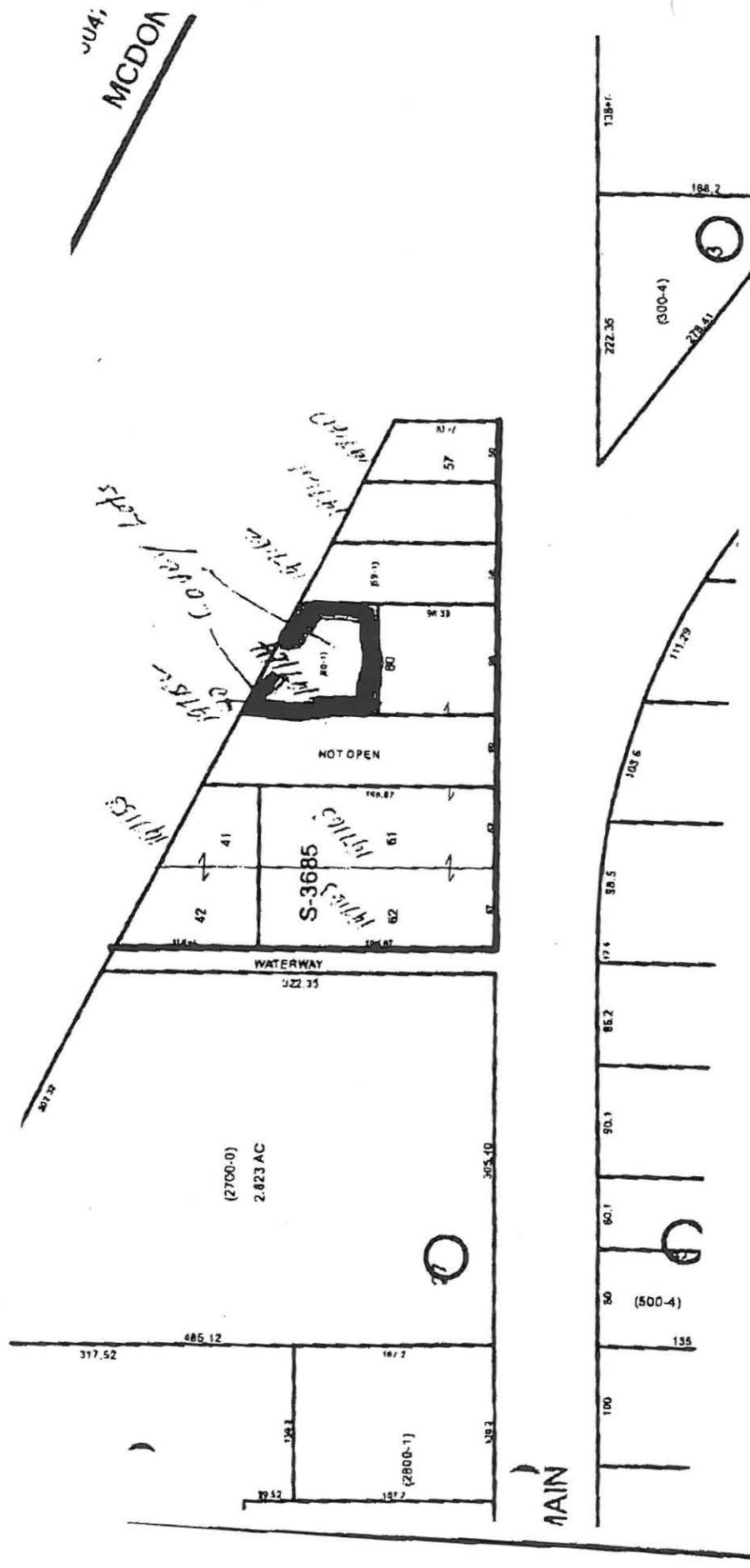
Current Owner		Legal Description		Exemptions		Market	
COVEY, PAUL S (0543106) PO BOX 481406 SAN ANTONIO, TX 78246-1406		ABST 150 PAGE 4 S PT OF LOT 40 (40-1) GREB ADDN				400	
				Entities		Assessed	
				GGA, J05, S15, C32, RFL, D02		400	
Site Address				History Information			
				2011	2010	2009	2008
				Imp HS	-	-	-
				Imp NHS	-	-	-
				Land HS	-	-	-
				Land NHS	\$400	\$400	\$400
				Ag Mkt	-	-	-
				Ag Use	-	-	-
				Tim Mkt	-	-	-
				Tim Use	-	-	-
				HS Cap	-	-	-
				Assessed	\$400	\$400	\$400
Building Attributes						Improvements	
Construction	Foundation	Exterior	Interior	Roof	Flooring	Type	Description
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						Eff Year <td>Value </td>	Value
Heat/AC	Baths	Fireplace	Year Built	Rooms	Bedrooms		
Land Segments							
SPTB	Description	Area	Market	Ag Value			
	Commercial Lot	400F	400				

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PAGE 04/05



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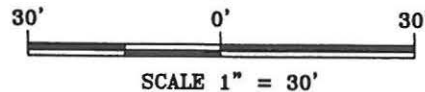
RJR
REALTY

LOT 41

46.70'

PAUL S. COVEY
LOT 40

15.63'



S. R.O.W. LINE

PAUL S. COVEY
(2006026166)

RJR
REALTY

LOT 61

60' ROAD RIGHT OF WAY

N89°17'00"E
60.00'

1.00'

LOT 60

PLAT OF PROPOSED
STREET RIGHT OF WAY
ABANDONMENT

E. LINE LOT 61

N00°43'00"W - 97.335'

S00°43'00"E - 97.335'

W. LINE LOT 60

98.335'

RJR
REALTY

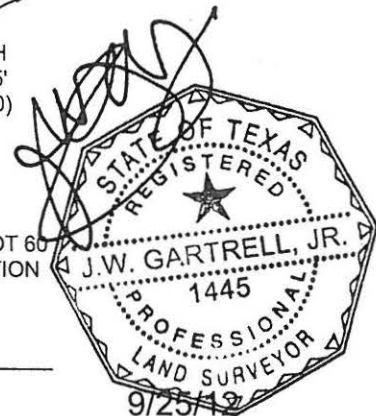
(SOUTH
98.335'
LOT 60)

SE. COR. LOT 61
GREB ADDITION
(238/70)

N. R.O.W. LINE

S89°17'00"W
60.00'

P.O.B.
SW. COR. LOT 60
GREB ADDITION
(238/70)



F.M. 519 (MAIN STREET)
(80' R.O.W.)

GREB ADDITION
(238/70)

JAMES W. GARTRELL, JR.

GULF COAST ENGINEERING
AND SURVEYING

CONSULTING ENGINEER - SURVEYOR

P.O. BOX 382 LA MARQUE, TEXAS 77568

409 / 935-2462 TEXAS CITY 281 / 488-6969 HOUSTON



1111 Bayou Road
La Marque, Texas 77568
409.938.9202

CITY OF LA MARQUE RELEASE FORM

I Jean Rogers hereby consent to the abandonment of Part of a 60 foot right of Way, Lying North of F.M. 519 in accordance with Chapter 56, Section 4, Subsection B and C of the City of La Marques's Ordinance.

I _____ do not wish to participate in the petition of the abandonment of Part of a 60 foot right of Way, Lying North of F.M. 519 in accordance with Chapter 56, Section 4, Subsection A in the City of La Marques's Ordinance. My reason for non-participation is:

Jean Rogers
Signature of Owner

4-15-2013
Date of signature

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits.	A. Signature X <u>[Signature]</u> ☐ Agent ☐ Addressee B. Received by (Printed Name) <u>TARA Wesley</u> C. Date of Delivery <u>4-13-13</u> D. Is delivery address different from item 1? ☐ Yes If YES, enter delivery address below: ☐ No
1. Article Addressed to: <u>RJR Realty LTD</u> <u>12703 Eastex Parkway</u> <u>Houston, Tx. 77039</u>	3. Service Type ☐ Certified Mail ☐ Express Mail ☐ Registered ☐ Return Receipt for Merchandise ☐ Insured Mail ☐ C.O.D. 4. Restricted Delivery? (Extra Fee) ☐ Yes
7012 3050 0000 2695 8675	
PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540	

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits.	A. Signature X <u>[Signature]</u> ☐ Agent ☐ Addressee B. Received by (Printed Name) <u>Priscilla Tatum</u> C. Date of Delivery <u>4-16-13</u> D. Is delivery address different from item 1? ☐ Yes If YES, enter delivery address below: ☐ No
1. Article Addressed to: <u>Paul Corey</u> <u>P.O. Box 461406</u> <u>San Antonio, TX</u> <u>78246</u>	3. Service Type ☐ Certified Mail ☐ Express Mail ☐ Registered ☐ Return Receipt for Merchandise ☐ Insured Mail ☐ C.O.D. 4. Restricted Delivery? (Extra Fee) ☐ Yes
7012 3050 0000 2695 8682	
PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540	

**PLANING AND ZONING COMMISSION
SPECIAL MEETING
April 23, 2013**

1. CALL TO ORDER

The meeting was called to order at 4:00 p.m. by Dickey Stanley

2. ROLL CALL

PRESENT:

Norman Konneman
Dickey Stanley
Chris Colombo

ABSENT:

Annette Callis
Mike Casteline

STAFF PRESENT:

Ellis Ortego, City Attorney
Ana Tims, Building Official

3. INVOCATION AND PLEDGE OF ALLEGIANCE

The Commission dispensed with the Invocation and Pledge of Allegiance was presented by Commissioner Stanley.

4. APPROVAL OF MINUTES

Regular Meeting April 9, 2013. Building Official, Ana Tims stated that there was a revision to the minutes Commissioner Colombo made a motion to approve the minutes as ammended. Commissioner Casteline seconds the motion and the motion passed unanimously.

5. CITIZENS PARTICIPATION

No one signed up to participate.

6. OLD BUSINESS

a. Discussion/Possible Action-evaluation/revision City Ordinance Sec. 71-9 - AG agricultural district. Possible recommendation to City Council.

Commissioner Colombo stated that he looked and saw that there were changes that needed to be made to the in the existing agricultural ordinance.

Commissioner Koneman stated that the board had heard a case in reference to regulations in the agricultural district a few months ago.

Commissioner Colombo stated that he has discussed the needed changes with councilman Osteen and Mayor Hockings and they are both in agreement with the proposed changes.

Commissioner Koneman stated that he was against authorizing cases similar to the change to Agricultural request that the commission received a couple of months ago. He also added that the usages defined in the existing agricultural ordinance were not appropriate for our town.

Commissioner Colombo stated that his goal was to have that ordinance in place within 6 months.

City Attorney, Ellis Ortego asked if the ordinance presented before the board had been a model ordinance. To this Commissioner Colombo responded that it was modeled after Texas City Ordinance.

Building Official, Ana Tims informed the commission that this ordinance will allow greater enforcement in areas that are zoned agricultural.

Commissioner Koneman asked if there was a property at this time that intended to re-zone to Agricultural. Building Official, Ana Tims informed him that at this time there were no open requests.

Commissioner Stanley made a motion to propose the change in city ordinance Sec. 71-9 - AG agricultural district to City Council for approval. Commissioner Koneman seconds the motion and the motion passed unanimously.

Regular Meeting Closed at 4:08 p.m.

7. PUBLIC HEARING

Public Hearing Opened at 4:08 p.m.

Public Hearing - proposed re-plat of 5.101 ACRES IN THE STEPHEN F. AUSTIN LEAGUE, SURVEY NO. 4, IN GALVESTON COUNTY, TEXAS AND BEING A PORTION OF 8.987 ACRES AS CONVEYED BY MARY ELIZABETH VAUTHIER AND ELAINE VIRGINIA VAUTHIER TO SOUTHWESTERN BELL TELEPHONE COMPANY BY DEED AS RECORDED IN VOLUME 2393, PAGE 468 OF THE DEED RECORDS OF GALVESTON COUNTY, TEXAS better described by metes and bounds attached hereto as Exhibit A

Deano Merrigan owner of the property was present as well as his staff including surveyor of the property and a representative of AT&T. (Todd J. Salton, Ross White, Scott White) Mr. Merrigan stated that he has purchased the property from AT&T and is splitting the parcel in two because he will purchase one plat and AT&T will conserve the other plat.

Commissioner Colombo asked Mr. Merrigan what type of business was he intending to put in the structure. Mr. Merrigan responded that he would like to see some type of

clinic, but he had nothing currently lined up. Mr. Merrigan also added that he will be aggressive in finding someone to occupy the structure.

Commissioner Colombo asked Mr. Merrigan to be cognizant that if we have a business that produces tax revenue the city can come further in their efforts for development.

Commissioner Koneman asked if the request was for a re-plat, or a rezone. Commissioner Colombo asked Mr. Merrigan if there would be a need for remodeling. Mr. Merrigan assured the commission that the building was structurally and aesthetically appealing and no remodeling is foreseen at this time.

Commissioner Stanley asked the commission if there were any additional recommendations.

Commissioner Koneman asked Mr. Merrigan what his intent was for the property, Mr. Merrigan synopsed what his intentions were for the property. Commissioner Koneman stated that he did not see a problem with the request.

Public Hearing Closed at 4:14 p.m.

7. NEW BUSINESS

a. Discussion/Possible Action-proposed abandonment of Part of a 60 foot Street Right of Way, Lying North of F.M. 519, Out of Greb Addition. Possible recommendation to City Council.

Representative for the property owner Jim Gartrell was present. Building Official Ana Tims informed the commission that it has been 6 months since the last petition to abandon this ROW. Commissioner Stanley asked what had changed.

Mr. Gartrell informed the commission that they are asking for the abandonment so that his client can use a street that has never been neither used nor abandoned.

Commissioner Colombo asked Mr. Gartrell if his client and Mr. Covey had come to an agreement so that he is not landlocked. Mr. Gartrell responded that Mr. Covey will not be landlocked.

Commissioner Colombo asked Mr. Gartrell to expand on the financial burden that installing a driveway would affect Mr. Covey. Mr. Gartrell informed the commission that new regulations require that everyone who has a billboard on a property have a driveway to access said driveway.

Commissioner Colombo asked Mr. Gartrell if they had attempted to purchase the property that has the billboard installed on it. Mr. Gartrell stated that they have not been able to come to an agreement. Commissioner Colombo informed Mr. Gartrell that he wished they did. Mr. Gartrell stated that they have offered to build the

Driveway for Mr. Covey, and that his client maintains the property both his and Mr. Covey's mowed and clean. Mr. Gartrell added that they are having trouble financing the project for that property because of the unused street in the middle of it.

Building Official, Ana Tims informed the commission that she has concerns about ensuring that City ordinance is followed. She read out loud Section 56-4 to the commissioners and City Attorney

Commissioner Koneman asked if in reality was the proposed development the best use for this tract of land.

City Attorney Ellis Ortego informed the commission that in his opinion the approval of the abandonment would not be a violation of city ordinance because the ROW is not an open street.

Commissioner Colombo stated that he could agree with that. City Attorney Ellis Ortego added that Mr. Covey would not be land locked. Commissioner Colombo inquired about the costs. Mr. Gartrell informed the commission that regardless of the costs they were absorbing maintenance costs for both the city's non-abandoned property, and Mr. Covey's property.

City Attorney Ellis Ortego stated that generally sign companies jump the curb to access their billboards. Mr. Gartrell informed the commission that even if Mr. Covey wanted to access his property from FM 519 he would have associated costs with this as well.

Commissioner Koneman stated that Mr. Covey has made a point that allowing the abandonment will restrict the access to his structure. Mr. Gartrell informed the commission that the Department of transportation has stated that access to Mr. Covey's property would be granted.

Commissioner Colombo stated that he would like to see this happen. City Attorney Ellis Ortego stated that City Council would be the one to make the final decision on this matter.

Commissioner Koneman made a motion to approve recommending that City Council evaluate and determine whether the abandonment is to be granted. Commissioner Colombo seconds the motion and the motion passed unanimously.

- b. Discussion/Possible Action- proposed re-plat of 5.101 ACRES IN THE STEPHEN F. AUSTIN LEAGUE, SURVEY NO. 4, IN GALVESTON COUNTY, TEXAS AND BEING A PORTION OF 8.987 ACRES AS CONVEYED BY MARY ELIZABETH VAUTHIER AND ELAINE VIRGINIA VAUTHIER TO SOUTHWESTERN BELL TELEPHONE COMPANY BY DEED AS RECORDED IN VOLUME 2393, PAGE 468 OF THE DEED RECORDS OF**

GALVESTON COUNTY, TEXAS better described by metes and bounds attached hereto as Exhibit A proposed re-plat of the surface only out of Saltgrass Crossing Section 2 being 43.2 acres of land containing 154 lots (50'x120') and sixteen reserves in four blocks out of the Stephen F Austin League A-2 City of La Marque, and City of Hitchcock, Texas.

Commissioner Koneman made a motion to approve the proposed re-plat. Commissioner Colombo seconds the motion and the motion passed unanimously.

8. REQUESTS AND ANOUNCEMENTS

Building Official Ana Tims requested that a representative from the Planning and Zoning Commissioner present the report to City Council for the May 13, 2013 meeting. Commissioner Koneman stated that if his vision clears up he would be happy to do so.

Commissioner Colombo requested that we look into a more definite regulatory stature for open air markets. He added that the City of Kemah has a good guideline.

8. CHAIRMAN REPORT

Commissioner Stanley stated that he did not have a report.

9. REQUESTS AND ANNOUNCEMENTS

There were no requests.

10. ADJOURNMENT –

Commissioner Colombo made a motion to adjourn the meeting. Commissioner Koneman seconded the motion. The meeting adjourned at 4:41

p.m.

Dickey Stanley



CITY COUNCIL AGENDA FORM

Meeting Date: June 10, 2013

Agenda item: 9c

Prepared by: Michael Morgan

Reviewed by: *CM*

Department: Public Works & Utilities

AGENDA ITEM DESCRIPTION: Discussion/possible action to approve the City Manager as the authorized representative to enter into an Agreement with the Texas Commission on Environmental Quality (TCEQ) 10 Year Sanitary Sewer Overflows (SSO) Program.

Attachments for Reference



TCEQ 10 Year SSO Program Agreement

Staff Briefing: The enclosed Agreement is for your review. TCEQ has approved our original program as presented to Council on February 25, 2013. However, the enforcement division has increased the yearly milestones for cleaning and repairs to the sewer collection system. In addition to the original submitted program, the enforcement division is requiring 80 manholes to be inspected and repaired, inspect and clean 40,000 linear feet of sewer pipe yearly and clean 21 operating lift stations monthly by removing all fats, oils and grease deposits or debris. Thence every year after, the City will be required to do the same quantities as noted above and repair or replace the cracked, collapsed or broken lines identified in the prior year.

History (if applicable): In June and August of 2012, a member of TCEQ's regional staff conducted a record review of the City of La Marque to determine compliance with applicable laws and regulations pertaining to wastewater collection systems. Based on a letter date January 31, 2013 from Michael Morgan, Public Works Director, it was recommended that the City be placed into the Sanitary Sewer Overflow ("SSO") Initiative Program. On February 25, 2013 staff submitted paperwork to Council to approve submitting the SSO Program to the TCEQ.

Target Implementation: June 10, 2013 City Council Meeting

Significant Action Dates: On December 31, 2013, and on an annual basis thereafter, the City shall submit a report to the Commission that contains information regarding the progress of the corrective actions. By March 31, 2023, the City shall submit a written Final Report. For additional information, please see attached program agreement.



CITY COUNCIL AGENDA FORM

Action:

☐

Ordinance

☐

Resolution

☐

Proclamation

☐

Special Presentation

☐

Finance Report

☐

Public Hearing

☒

TCEQ 10 Year SSO Program Agreement

*Cost Details:	
Budgeted Annually	02-3011-22-00 \$200,000.00
Grants	\$3,581,279.00
Capitol Funds	02-7110-22-00 \$418,300.00
Additional City Funds Needed	\$3,395,667.56
Total Program Estimated Expenditure	\$7,395,246.56

*The Cost Details enclosed above were presented to Council as estimated expenditures needed based on the original TCEQ 10 Year SSO Program. The new added footages being proposed by the enforcement division **are not included** in the above Cost Details. The additional City funds needed could double towards the end of the required program.

Staff Recommend Motion: Motion to approve the City Manager as the authorized representative to enter into an Agreement with the Texas Commission on Environmental Quality (TCEQ) 10 Year Sanitary Sewer Overflows (SSO) Program.

Fiscal Impact: By December 31, 2013, estimated expenditures will be \$120,000 for cleaning and TVing of sewer lines for the first year program. 2014/15 Secure Funding of approximately \$3,500,000 for the start of the ten year program.

Bryan W. Shaw, Ph.D., *Chairman*
Carlos Rubinstein, *Commissioner*
Toby Baker, *Commissioner*
Zak Covar, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

May 2, 2013

CERTIFIED MAIL - RETURN RECEIPT REQUESTED 91 7108 2133 3935 2174 8746

The Honorable Bobby Hocking
Mayor of City of La Marque
City of La Marque
1111 Bayou Road
La Marque, Texas 77568

Re: Sanitary Sewer Overflow ("SSO") Initiative
City of La Marque, Galveston County
RN101917284
Enforcement Case No. 46605

05-08-13 P08:17 IN

05-08-13 P08:17 IN

Dear Mayor Hocking:

In June and August of 2012, a member of our regional staff conducted a record review of the City of La Marque ("City") to determine compliance with applicable laws and regulations pertaining to wastewater collection systems. Based on a letter dated January 31, 2013 from Mr. Michael Morgan, Public Works Director, it was recommended that the City be placed into the Sanitary Sewer Overflow ("SSO") Initiative Program.

We propose that the Texas Commission on Environmental Quality ("Commission" or "TCEQ") and the City enter into the enclosed Agreement. The Agreement lists the deficiencies addressed by this action and any specific technical requirements necessary to resolve the deficiencies. Please review the Agreement, affix your signature and the date, and return it to this office within 30 days after the date of this letter. A copy of the Agreement is provided for your files. Also, enclosed for your convenience is a return envelope.

If you observe any inaccuracies in the document, please contact us immediately so that an amended Agreement can be considered within the 30-day deadline. If you have any questions, please contact Mr. Harvey Wilson of my staff at Harvey.Wilson@tceq.texas.gov or (512) 239-0321.

Sincerely,

A handwritten signature in cursive script that reads "Susan Johnson".

Susan Johnson, Manager
Enforcement Division
Texas Commission on Environmental Quality

SJ/hw

Enclosures: Original Agreement with Attachments, Return Envelope

cc: Manager, Water Section, Houston Regional Office, TCEQ
Ms. Carol Butler, City Manager, 1111 Bayou Road, La Marque, Texas 77568
P.O. Box 13087 • Austin, Texas 78711-3087 • 512-239-1000 • tceq.texas.gov

Texas Commission on Environmental Quality

AGREEMENT

CITY OF LA MARQUE
RN10191728
Enforcement Case No. 46605
Galveston County, Texas

The Texas Commission on Environmental Quality ("Commission" or "TCEQ") is the state agency charged with enforcing TEX. WATER CODE ch. 26 (the "Code") and the regulations promulgated pursuant to the Code.

The City of La Marque ("the City") owns and operates a wastewater collection system located in Galveston County, Texas (the "System"). The System consists of approximately 401,280 linear feet of collection lines, 21 lift stations, and 833 manholes.

The City has reported four unauthorized discharges totaling approximately 100,000 gallons during the period between April 1, 2011, and March 31, 2013. The majority of these discharges were due to deteriorated collection lines which allowed inflow and infiltration of rain water, subsequently creating blockage of sewer lines. The City will be required to rehabilitate the System to insure a reduction of risk to the public health and the environment and to comply with Commission requirements.

PROVISIONS

In response to these deficiencies and in an effort to eliminate the potential threat to public health, the City and the Commission have entered into an Agreement. This Agreement formalizes the commitments made by the City in the Plans submitted to the TCEQ dated January 31, 2013 (see Attachment A). The provisions of this Agreement are as follows:

1. The Executive Director recognizes that the City has:
 - a. Performed a sanitary sewer system evaluation;
 - b. Rehabilitated 65,000 linear feet of sewer lines;
 - c. Rehabilitated 3,500 vertical feet of manhole openings;
 - d. Installed 28 new manholes;
 - e. Made 365 repairs at specific points in the collection system;
 - f. Replaced one generator at the sewer treatment plant and positioned generators at two lift stations;

- g. Identified 85,000 linear feet of sewer lines that need to be rehabilitated; and
 - h. Identified 185 manholes that need to be rehabilitated.
2. By December 31, 2013, the City shall;
- a. Inspect and repair 80 manholes. All damaged lids shall be replaced, all manhole lids shall be raised above the water flow line of the surrounding area, rain guards shall be installed, and all voids around pipe penetrations shall be filled;
 - b. Inspect and clean at least 40,000 linear feet of sewer pipe by CCTV, smoke testing, or jetting, and provide root and debris control by chemical or mechanical means, and specify in the annual report a listing of the cracked, collapsed, or broken sewer lines in need of being repaired or replaced within this 40,000 linear feet; and
 - c. Inspect each of the 21 operating lift stations and the pumps and emergency power generators at least once each month and remove any fats, oils and grease ("FOG") deposits or debris deposits.
3. By December 31, 2014, the City shall;
- a. Inspect and repair an additional 80 manholes. All damaged lids shall be replaced, all manhole lids shall be raised above the water flow line of the surrounding area, rain guards shall be installed, and all voids around pipe penetrations shall be filled;
 - b. Inspect and clean an additional 40,000 feet of sewer pipe by CCTV, smoke testing, or jetting, and provide root and debris control by chemical or mechanical means, and specify in the annual report a listing of the cracked, collapsed, or broken sewer lines in need of being repaired or replaced within this 40,000 linear feet; and
 - c. Repair or replace the cracked, collapsed, or broken lines identified in 2.b and noted in the 2013 annual report;
 - d. Inspect each of the operating lift stations and the pumps and emergency power generators at least once each month and remove any FOG or debris deposits; and
 - e. Install new sewer lines in the Hathaway and Walnut collection basins.

4. By December 31, 2015, the City shall;

- a. Inspect and repair an additional 80 manholes. All damaged lids shall be replaced, all manhole lids shall be raised above the water flow line of the surrounding area, rain guards shall be installed, and all voids around pipe penetrations shall be filled;
- b. Inspect and clean an additional 40,000 feet of sewer pipe by CCTV, smoke testing, or jetting, and provide root and debris control by chemical or mechanical means, and specify in the annual report a listing of the cracked, collapsed, or broken sewer lines in need of being repaired or replaced within this 40,000 linear feet; and
- c. Repair or replace any cracked, collapsed, or broken lines identified in 3.b and noted in the 2014 annual report;
- d. Inspect each of the operating lift stations and the pumps and emergency power generators at least once each month and remove any FOG or debris deposits; and
- e. Install new sewer lines in the West Gravity and Duroux collection basins.

5. By December 31, 2016, the City shall;

- a. Inspect and repair an additional 80 manholes. All damaged lids shall be replaced, all manhole lids shall be raised above the water flow line of the surrounding area, rain guards shall be installed, and all voids around pipe penetrations shall be filled;
- b. Inspect and clean an additional 40,000 feet of sewer pipe by CCTV, smoke testing, or jetting, and provide root and debris control by chemical or mechanical means, and specify in the annual report a listing of the cracked, collapsed, or broken sewer lines in need of being repaired or replaced within this 40,000 linear feet; and
- c. Repair or replace any cracked, collapsed, or broken lines identified in 4.b and noted in the 2015 annual report;
- d. Inspect each of the operating lift stations and the pumps and emergency power generators at least once each month and remove any FOG or debris deposits; and
- e. Install new sewer lines in the Camp Circle collection basin.

6. By December 31, 2017, the City shall;

- a. Inspect and repair an additional 80 manholes. All damaged lids shall be

replaced, all manhole lids shall be raised above the water flow line of the surrounding area, rain guards shall be installed, and all voids around pipe penetrations shall be filled;

- b. Inspect and clean an additional 40,000 feet of sewer pipe by CCTV, smoke testing, or jetting, and provide root and debris control by chemical or mechanical means, and specify in the annual report a listing of the cracked, collapsed, or broken sewer lines in need of being repaired or replaced within this 40,000 linear feet; and
- c. Repair or replace any cracked, collapsed, or broken lines identified in 5.b and noted in the 2016 annual report;
- d. Inspect each of the operating lift stations and the pumps and emergency power generators at least once each month and remove any FOG or debris deposits; and
- e. Install new sewer in the McKinney Extension collection basin.

7. By December 31, 2018, the City shall;

- a. Inspect and repair an additional 80 manholes. All damaged lids shall be replaced, all manhole lids shall be raised above the water flow line of the surrounding area, rain guards shall be installed, and all voids around pipe penetrations shall be filled;
- b. Inspect and clean an additional 40,000 feet of sewer pipe by CCTV, smoke testing, or jetting, and provide root and debris control by chemical or mechanical means, and specify in the annual report a listing of the cracked, collapsed, or broken sewer lines in need of being repaired or replaced within this 40,000 linear feet;
- c. Repair or replace any cracked, collapsed, or broken lines as identified in 6.b and noted in the 2017 annual report;
- d. Inspect each of the operating lift stations and the pumps and emergency power generators at least once each month and remove any FOG or debris deposits;
- e. Install new sewer lines in the East Gravity collection basin.

8. By December 31, 2019, the City shall;

- a. Inspect and repair an additional 80 manholes. All damaged lids shall be replaced, all manhole lids shall be raised above the water flow line of the surrounding area, rain guards shall be installed, and all voids around pipe penetrations shall be filled;

- b. Inspect and clean an additional 40,000 feet of sewer pipe by CCTV, smoke testing, or jetting, and provide root and debris control by chemical or mechanical means, and specify in the annual report a listing of the cracked, collapsed, or broken sewer lines in need of being repaired or replaced within this 40,000 linear feet;
 - c. Repair or replace any cracked, collapsed, or broken lines as identified in 7.b and noted in the 2018 annual report;
 - c. Inspect each of the operating lift stations and the pumps and emergency power generators at least once each month and remove any FOG or debris deposits; and
 - d. Install new sewer lines in the First Street, Scott Street, Highway 3, and East collection basins.
9. By December 31, 2020, the City shall;
- a. Inspect and repair an additional 80 manholes. All damaged lids shall be replaced, all manhole lids shall be raised above the water flow line of the surrounding area, rain guards shall be installed, and all voids around pipe penetrations shall be filled;
 - b. Inspect and clean an additional 40,000 feet of sewer pipe by CCTV, smoke testing, or jetting, and provide root and debris control by chemical or mechanical means, and specify in the annual report a listing of the cracked, collapsed, or broken sewer lines in need of being repaired or replaced within this 40,000 linear feet;
 - c. Repair or replace any cracked, collapsed, or broken lines identified in 8.b and noted in the 2019 annual report;
 - d. Inspect each of the operating lift stations and the pumps and emergency power generators at least once each month and remove any FOG or debris deposits; and
 - e. Install new sewer lines in the Ross Street collection basin.
10. By December 31, 2021, the City shall;
- a. Inspect and repair an additional 80 manholes. All damaged lids shall be replaced, all manhole lids shall be raised above the water flow line of the surrounding area, rain guards shall be installed, and all voids around pipe penetrations shall be filled;
 - b. Inspect and clean an additional 40,000 feet of sewer pipe by CCTV, smoke

testing, or jetting, and provide root and debris control by chemical or mechanical means, and specify in the annual report a listing of the cracked, collapsed, or broken sewer lines in need of being repaired or replaced within this 40,000 linear feet; and

- c. Repair or replace any cracked, collapsed, or broken lines identified in 9.b and noted in the 2020 annual report;
 - d. Inspect each of the operating lift stations and the pumps and emergency power generators at least once each month and remove any FOG or debris deposits; and
 - e. Repair and rehabilitate all of the sewer lines in the Delaney, Volney, Jackson, Shady lane, and Vauthler collection basins.
11. By December 31, 2022, the City shall;
- a. Inspect and repair an additional 80 manholes. All damaged lids shall be replaced, all manhole lids shall be raised above the water flow line of the surrounding area, rain guards shall be installed, and all voids around pipe penetrations shall be filled;
 - b. Inspect and clean an additional 40,000 feet of sewer pipe by CCTV, smoke testing, or jetting, and provide root and debris control by chemical or mechanical means, and specify in the annual report a listing of the cracked, collapsed, or broken sewer lines in need of being repaired or replaced within this 40,000 linear feet; and
 - c. Repair or replace any cracked, collapsed, or broken lines identified in 10.b and noted in the 2021 annual report;
 - d. Inspect each of the operating lift stations and the pumps and emergency power generators at least once each month and remove any FOG or debris deposits; and
 - e. Repair and rehabilitate all of sewer lines in the Salt Grass, Mark 45, Highway 519, Highway 2004, and Beatrice collection basins.
12. The City shall evaluate the effectiveness of its corrective actions by continually monitoring the flow in the collection System and comparing the flow before and after any wet period and monitoring the number and volume of unauthorized discharges and comparing the number and volume of discharges in the current year to previous years.
13. On December 31, 2013, and on an annual basis thereafter, the City shall submit a report to the Commission that contains information regarding the progress of the corrective actions contained in Provision Nos. 2 through 11. The reports shall include specific corrective actions that were completed during the reporting period, as well as any

proposed corrective actions that were delayed or not completed, including explanations why the actions were delayed or not completed, in accordance with the attached TCEQ SSO Agreement Annual Progress Report (Attachment B).

14. By March 31, 2023, the City shall submit a written Final Report that contains the following:
 - a. A summary of all corrective actions that have been completed in accordance with the Provisions in this Agreement;
 - b. A summary of all Provisions in this Agreement that were not completed, including reasons why specific corrective actions were delayed or not completed; and
 - c. A description of the overall improvement the corrective actions had on the System.
15. The Executive Director may grant an extension or modification to any provision of this Agreement upon a written and substantiated showing of good cause. All requests for extensions or modifications by the City shall be made in writing to the TCEQ. Extensions or modifications are not effective until the City receives written approval from the TCEQ. The determination of what constitutes good cause rests solely with the TCEQ.
16. The City shall submit copies of all correspondence, reports, and documentation required by Provision Nos. 12, 13 and 14 to:

Order Compliance Team
Enforcement Division, MC 149A
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

with a copy to:

Manager, Water Section
Houston Regional Office
Texas Commission on Environmental Quality
5425 Polk Street, Suite H
Houston, Texas 77023-1452

In return for the City's agreement and adherence to these terms, the Commission will withhold further enforcement actions for minor violations related to the noted deficiencies. Should unforeseen circumstances indicate a need to alter the above mentioned schedule, the City must immediately notify the Commission so that an amendment can be discussed.

The effective date of this Agreement is the signature date of the City's authorized representative. Acceptance of the terms of this Agreement is indicated by the signature below.

Authorized representative of
the City of La Marque

Date

Printed name of authorized representative
for the City of La Marque

Title

*Ms
for*

Susan Johnson

Susan Johnson, Manager
Water, Enforcement Division

5/1/13

Date

Instructions: Send this signed, original Agreement to Harvey Wilson, Enforcement Division,
MC 169, Texas Commission on Environmental Quality, P. O. Box 13087, Austin,
Texas 78711-3087



CITY COUNCIL AGENDA FORM

Meeting Date: June 10, 2013
Prepared by: Todd Weidman, Fire Chief
Department: Fire Department

Agenda item: 9d
Reviewed by: *CJB*

AGENDA ITEM DESCRIPTION:

Discussion/possible action of the City of La Marque entering into an agreement with the Galveston County Firefighters Association on behalf of the La Marque Fire Department for training and equipment.

☒ **Attachments for Reference**
1.

Staff Briefing: The Galveston County Firefighter's Association has submitted the attached agreement for Council consideration.

The purpose of the agreement is to provide a documented relationship outlining the expectations and benefits to each.

1. This agreement shall be effective from 6/1/13 through 5/31/14.
2. The Association shall provide to the Department classroom training seminars at no cost in fire protection techniques, and Critical Incident Stress Debriefing services.
3. The Association shall make a cash distribution to the Department in the amount of \$6,200.00 - \$11,000 upon signing of this agreement for the purchase of firefighting equipment. The Department will provide its records showing compliance with the money usage.
4. The Department will complete an annual survey – ALREADY COMPLETED
5. The Department will provide an activity report – ALREADY COMPLETED
6. The Department shall meet the "Five Point Contract Requirements" – Submitted additional supporting documentation. Amount disbursed will be adjusted to reflect the additional documentation.
7. The Department remains solely responsible for its operations.

History (if applicable): The current contract expired on 5/31/13.

Target Implementation: Upon city council approval.

Significant Action Dates: Typically, this contract is signed prior to June 1st. Fire Chief Weidman received the contract on May 20, 2013. Upon receiving the contract, it was completed and all supporting/ requested documents were submitted. The Association is aware of our approval process and is aware the next council meeting is scheduled for June 10, 2013.



CITY COUNCIL AGENDA FORM

Action:

☐

Ordinance

☐

Resolution

☐

Proclamation

☐

Special Presentation

☐

Finance Report

☐

Public Hearing

☐

Other

Cost Details:	
Budgeted	N/A
Actual Bid	N/A
Estimated Expenditure	N/A
Acct. Name	N/A
Line Items #	N/A
Other Funding	N/A

Staff's Recommended Motion: Staff is recommending that City Council approve entering into an agreement with the Galveston Fire Firefighters Association on behalf of the La Marque Fire Department for training and equipment.

Fiscal Impact: This agreement does not create any financial burden on the City; we are already required to maintain the records they are requesting. Money received from the Association will be used to purchase needed equipment, reducing the financial impact to the City.

STATE OF TEXAS §

COUNTY OF GALVESTON §

AN AGREEMENT
BETWEEN THE GALVESTON COUNTY FIRE FIGHTER'S ASSOCIATION
AND THE La MARQUE FIRE DEPARTMENT

WHEREAS the Galveston County Firefighter's Association, a Texas Corporation, hereinafter called "the Association", and the La Marque Fire Department, hereinafter called "the Department" desire to make this agreement, and,

WHEREAS the Association has entered into a contract with the County of Galveston to administer funds which the County has earmarked for the purchase of firefighting equipment for residents of the county that live outside municipalities within the county, pursuant to §352 of the Texas Local Government Code, and,

WHEREAS the Association wishes to further its goal of improving the education and training of firefighters within Galveston County, and,

WHEREAS the Department wishes to avail itself of the opportunities for training and equipment purchases.

THEREFORE the Association and the Department agree to the following terms.

1 - TERM OF AGREEMENT

- 1.1 This agreement shall be effective from June 1, 2013 through May 31, 2014.
- 1.2 The portions of this agreement which require reporting of activities shall remain in effect for a reasonable period after the term of this contract, to allow compilation of the necessary information.

2 - RESPONSIBILITIES OF THE ASSOCIATION

- 2.1 The Association shall administer the funds provided by the County as recited in the contract made effective October 1, 2012 between the Association and the Galveston County Commissioners' Court.
- 2.2 The Association shall administer the capital improvement fund created by the above-noted contract. The Association will promulgate a policy and procedure for requests for grants from this capital improvement fund.

2.3 The Association shall provide to the Department classroom training seminars at no cost in fire protection techniques, “new member training” for new volunteer members, and Critical Incident Stress Debriefing services.

2.4 The Association shall make a cash distribution to the Department in the amount of Six Thousand Two Hundred Dollars (\$6,200.00) upon the signing of this agreement. This cash distribution is limited to use for purchase of firefighting equipment pursuant to §352 of the Texas Local Government Code.

2.5 The Association will provide the Department with appropriate forms to comply with reporting requirements of this agreement.

3 - RESPONSIBILITIES OF THE DEPARTMENT

3.1 The Department will maintain adequate records to provide the Association with an annual report by April 1, 2013.

3.2 The Department will report to the Association in a format specified by the Association, a list of all equipment purchased with the (\$6,200.00) cash distribution.

3.3 The Department will complete an annual survey form provided by the Association.

3.4 The Department will provide an activity report to the Association which includes operating expenses, revenues and response data. This report shall be made in the format provided by the Association.

3.5 The Department shall meet the “Five Point Contract Requirements” that are attached to this agreement as Exhibit A.

4 - RELATIONSHIP BETWEEN THE PARTIES

4.1 It is agreed and understood between the parties that the Association shall have no right at any time to supervise, manage, direct or control the Department or its members in the performance of its services. The Department shall be solely responsible for the manner, means and methods by which it operates.

4.2 It is further agreed and understood between the parties that the acts of any agent, employee, volunteer, or member of the Department, or any person assisting the Department while fighting fires, traveling to and from calls for service, training, or in any manner providing fire protection services to citizens in the unincorporated areas of the county, may not be considered an agent of the Association or County in any respect.

4.3 The Association shall not be held liable for the acts of the Department, any of its agents, employees, volunteers, members, or any person assisting it at any time.

5 - MISCELLANEOUS ITEMS

5.1 This Agreement is not binding until it is executed by all parties to this Agreement.

5.2 This Agreement represents the entire agreement by and between the parties except as otherwise provided in this Agreement. It may not be changed except by written agreement duly executed by all of the parties.

5.3 Neither party shall have the right to transfer or assign his or her interest in this Agreement without the prior written consent of the other party. The parties agree that such consent shall not be unreasonably withheld.

5.4 The captions, numbering sequences, titles, paragraph headings, punctuation, and organization used in this Agreement are for convenience only and shall in no way define, limit or describe the scope or intent of this Agreement or any part of it.

5.5 Use of the neuter or the singular to refer to the parties described in this Agreement shall be deemed a proper reference whether a party is an individual, partnership, corporation, association, trust, a group of two or more individuals, partnerships, or corporations, or a joint venture.

5.6 Any grammatical changes required to make the provisions of this Agreement applicable to corporations, associations, partnerships, trusts, individuals, or groups of individuals, and changes required to make the provisions apply to females as well as males shall, in all instances be assumed as though each case were fully expressed. The agreement may contain the wording "he or she" or "his or her". The use of such expressions shall allow the agreement too apply to the masculine or feminine gender as the individual circumstances may require.

5.7 If any word, phrase, clause, or paragraph, or other provision of this Agreement is adjudicated or otherwise found to be against public policy, void, or unenforceable, then those words or provisions shall be deleted or modified in keeping with the express intent of the parties as necessary to render this Agreement valid and enforceable. All such deletions or modifications shall be the minimum required to effect the foregoing and the intent of the parties to this Agreement.

5.8 By execution of this Agreement, the parties acknowledge that they have read and understood each provision, term and obligation contained in this Agreement. This Agreement, although drawn by one party, shall be construed fairly and reasonably and not more strictly against the drafting party than the nondrafting party.

5.9 If any party to this Agreement is a legal entity, including, but not limited to, an association, corporation, joint venture, limited partnership, partnership, or trust, that party represents to the other that this Agreement and the transactions contemplated in this Agreement and the execution and delivery hereof have been duly authorized by all necessary corporate, partnership, or trust proceedings and actions including, but not limited to, action on the part of the directors, officers and agents of the entity. Furthermore, a corporate party represents that all appropriate corporate meetings were held to authorize the aforementioned obligations and certified copies of all corporate meetings or minutes and corporate resolutions authorizing this transaction have been delivered to all parties to this agreement prior to or at the time of execution of this Agreement.

5.10 This Agreement shall become effective upon its execution by all of the parties. Thereafter, all obligations contained in this Agreement shall be conclusive and binding upon all of the parties. Accordingly, this Agreement shall no longer be considered executory as of the date that all parties have affixed their signatures to it.

5.11 It is the specific and express intent and the agreement of the parties that in the event one party should cause, either directly or indirectly, damage, loss, destruction, liability, or claims against the other party as a result of intentional conduct, negligence or otherwise, the offending party shall hold harmless and indemnify the other party from any and all obligations, liabilities, causes of action, lawsuits, damages, and assessments, including legal fees, etc., that result from the offending party's intentional actions or negligence. This indemnification clause shall survive this Agreement and be enforceable as a separate agreement in the event the same becomes necessary.

5.12 Neither party shall be liable or responsible to the other party for any delay, damage, loss, failure, or inability to perform caused by "force majeure." The term "force majeure," as used in this Agreement, shall include the following: an act of God, strike, act of a public enemy, war, mines or other items of ordinance, blockage, public rioting, lightning, fire, storm, hurricane, flood, explosions, inability to obtain materials, supplies, labor permits, servitudes, or rights of way, acts or restraints of any governmental authority, epidemics, landslides, lightning storms, earthquakes, washouts, arrests, restraints of rulers and peoples, civil disturbances, explosions, breakage or accident to machinery or lines of equipment, temporary failure of equipment, freezing of equipment, and any other cause, whether of the kinds specifically enumerated above or otherwise, which is not reasonably within the control of the parties and which by the exercise of due diligence could not reasonably be prevented or overcome. Events reasonably within the control of the party having the difficulty shall not constitute "force majeure" and shall be remedied with the exercise of due diligence. In the event time limits are not met under this Agreement as a result of "force majeure," the parties agree to an extension of the time limit or deadline for the number of days for which the "force majeure" condition existed. After the "force majeure" condition has ended, the contract shall continue under the same operations and circumstances as existed prior to the "force majeure" event.

5.13 Each party further agrees that it shall take any and all necessary steps and sign and execute any and all necessary documents or agreements required to implement the terms of the agreement of the parties contained in this contract, and each party agrees to refrain from taking any action, either expressly or impliedly, which would have the effect of prohibiting or hindering the performance of the other party to this Agreement.

5.14 It is agreed and understood that any work requested by the parties to this agreement shall be performed under the terms of the Agreement and that all parties are considered independent contractors. Each party is interested only in the results obtained hereunder and has the general right of inspection and supervision in order to secure the satisfactory completion of the work. Neither party shall have control over the other party with respect to its hours, times, employment, or the like. Under no circumstances shall either party be deemed an employee of the other, nor shall either party act as an agent of the other party. Furthermore, the parties to this Agreement warrant that all obligations imposed on them by this Agreement shall be performed with due diligence in a safe, competent, workmanlike manner and in compliance with any and all applicable statutes, rules and regulations. Any and all joint venture or partnership status is hereby expressly denied and the parties expressly state that they have not formed, either expressly or impliedly, a joint venture or partnership.

5.15 This Agreement may be executed in several counterparts, each of which shall be deemed an original and all of which when taken together shall constitute but one and the same Agreement. In the event that a comparison of the multiple agreements reveals that the Agreements contain differences or inconsistencies, then the Agreement which is first executed and signed by all of the parties shall be deemed the original Agreement and all other agreements, although duly signed by the parties, shall be deemed inferior and subordinate to the first signed Agreement.

5.16 The failure or delay of either party in the enforcement of the rights detailed in this Agreement shall not constitute a waiver of the rights nor shall it be considered as a basis for estoppel either at equity or at law. That party may exercise its rights under this Agreement despite any delay or failure to enforce those rights at the time the cause of action or right or obligation arose.

5.17 Any and all notices or other communications required or permitted to be given pursuant to this agreement shall be in writing and shall be considered as properly given if sent by facsimile transmission or mailed by certified mail, return receipt requested, postage prepaid, and addressed as follows:

To: The Galveston County Firefighter's Association
P.O. Box 549
La Marque, Texas 77568

To: La Marque Fire Department
1111 Bayou Road
La Marque, Texas 77568

Either party hereby reserves the right to designate in writing to the other party any change of name, change of person, or address to which the notices shall be sent.

5.18 This Agreement and the exhibits attached hereto and incorporated herein, if any, contain the entire Agreement of the parties and there are no representations, inducements, promises, agreements, arrangements or undertakings, oral or written, between the parties to this Agreement other than those set forth herein and duly executed in writing. No agreement of any kind shall be binding upon either party unless and until the same has been made in writing and duly executed by both parties. Upon execution of this Agreement by all parties, all previous agreements, contracts, oral understandings, representations, arrangements, or undertakings of any kind relative to the matters contained in this Agreement are hereby superseded and canceled and all claims and demands not contained in this agreement are deemed fully completed and satisfied.

5.19 This Agreement shall be binding upon and inure to the benefit of the parties, their respective heirs, executors, administrators, legal representatives, successors and assigns. The parties to this Agreement expressly agree that in the event a party seeks to or does transfer part or all of its assets to a separate entity, not a party to this Agreement, the party shall be liable under this Agreement as if the transfer had not occurred.

5.20 No representations, promises, guarantees or warranties were made to induce either party to execute this Agreement other than those stated in the Agreement.

5.21 If any provision of this Agreement is for any reason held violative of any applicable law, governmental rule or regulation, or if the provision is held to be unenforceable or unconscionable, then the invalidity of that specific provision shall not be held to invalidate the remaining provisions of this Agreement. All other provisions and the entirety of this Agreement shall remain in full force and effect unless the removal of the invalid provision destroys the legitimate purposes of this Agreement, in which event this Agreement shall be cancelled and terminated.

5.22 This Agreement shall be subject to and governed under the laws of the State of Texas. Any and all obligations and payments are due and performable and payable in Galveston County, Texas. The parties agree that venue for purposes of any and all lawsuits, causes of action, arbitrations, or other disputes shall be in Galveston County, Texas.

This Agreement is signed, accepted and agreed to by all parties by and through the parties or their agents or authorized representatives. All parties hereby acknowledge that they have read and understood this Agreement and the attachments and exhibits hereto. All parties further acknowledge that they have executed this legal document voluntarily and of their own free will.

Galveston County Firefighter's Association

By:

Mike Wisko, *Chairperson* Date

ATTEST:

Joel Sumrall, *Secretary*

La Marque Fire Department

By:

Bobby Hocking, *Mayor* Date

Carol Buttler, *City Manager* Date

Todd Weidman, *Fire Chief* Date

ATTEST:

Robin Eldridge, *City Clerk*

FIVE POINT CONTRACT REQUIREMENTS EXHIBIT "A"

POINT 1: Active Internal Training Program

- Equivalency: Training program must be equivalent to the certification program offered by the State Firemen's and Fire Marshal's Association of Texas.
- Progress Report: The Fire Chief shall submit to the Association an annual progress report of training activities.
- Minimum Number of Drills: The Fire Department must provide a minimum of two (2) drills per month for a minimum of two (2) hours each.

POINT 2: Liability Insurance

- Automobile Liability Insurance: The Fire Department shall provide emergency vehicle insurance coverage for each fire apparatus or vehicle owned and/or operated by the fire department.
- Personal Injury Insurance: The Fire Department shall provide personal injury insurance for all members.
- Certificate of Insurance: The Fire Department shall provide the Association a certificate of insurance as proof of liability insurance.

POINT 3: Annual Report

- Emergency Responses: Provide the Association with a calendar year report of fire responses. Such report shall include a separate report for both incorporated and unincorporated responses.
- Annual Survey: Each department shall complete an annual survey of equipment and resources on a form provided by the Association.
- Annual Financial Report: Each department shall annually provide the Association with a financial cost of services report.
- Projected Budget: Each department shall provide a fiscal projected budget. Such budget shall be divided into EMS and Fire Service.
- Tax Exemption: Each department shall provide the Association with a certification of tax exempt status.

POINT 4: Active in the County Association

- Attendance: Each department shall attend 50% of Association monthly meetings and not be absent more than three (3) consecutive meetings during the term of this contract.
- Third Party Training: Each department shall provide the Association proof of training by a person or organization not a member of the or associated with the Department. Such training shall be approved by the Training commissioner.

- New Member Training: Each department shall implement training to all new members within one year of hire date, an introductory firefighter course that is equivalent to the "Introductory Firefighter" from the State Firemen's and Fire Marshals' Association (SFFMA). Proof of compliance shall be in the form of a certificate of completion from the College of the Mainland, a certificate of completion from an approved training academy, or a certificate issued by the SFFMA or Texas Commission on Fire Protection.

POINT 5: Firefighter Safety

- Incident Command: Each department shall implement and provide a current copy of the department's SOG for incident command at emergency incidents.
- Two-In-Two Out: Each department shall implement and provide a current copy of the department's SOG for two-in-two out at emergency incidents.
- Accountability: Each department shall implement and provide a current copy of the department's SOG for personnel accountability at emergency incidents.
- Safety Officer: Each department shall implement and provide a current copy of the department's SOG for safety officers at emergency incidents.



CITY COUNCIL AGENDA FORM

Meeting Date: June 10, 2013
Prepared by: re
Department: City Clerk

Agenda item: 9e
Reviewed by: CJB

AGENDA ITEM DESCRIPTION: Discussion/possible action regarding the wording/artwork for 'Keep the Light Shining' poster for local citizens/businesses

☒ **x**

Attachments for Reference

(1) Original 'Keep your light Shining' poster document submitted by Councilmember Brown

(3) Examples of proposed wording for the 'Keep your light shining' poster with suggestions submitted by Councilmember Trube

Staff Briefing: Councilmember Connie Trube had a few suggestions for rewording of the 'Keep your light Shining' poster.

The suggestions were: 1) Changing 'Greetings.....to 'Thank you...; rewording the message; changing the wording to read 'Mayor Pro-Tem Keith Bell, District A; the correct word to use as far as whether the City was incorporated or established; suggested one draft being submitted for Councilmember Brown in his district and possibly another one for the rest of City Council.

History (if applicable): Councilmember Clent Brown originally implemented the idea of "Keep the Light Shining" in reference to the City to continue to move forward and to strive to be its best and allow the light to shine forever.

Target Implementation:

Significant Action Dates:

Action:

☐

Ordinance

☐

Resolution

☐

Proclamation

☐

Special Presentation

☐

Finance Report

☐

Public Hearing

☐

Other

Cost Details:

Budgeted	
Actual Bid	
Estimated Expenditure	
Acct. Name	
Line Items #	
Other Funding	



CITY COUNCIL AGENDA FORM

Staff's Recommended Motion: Action for a vote for the original 'Keep your light shining' award and also a vote to see if all members still want their name on the original award.

Fiscal Impact: Approximately \$30.00 per hundred copies

Greetings from

THE CITY OF

La Marque

Thank you for doing your part in improving
La Marque's image and beautification of our city.

Keep Your Light Shining

Mayor
Bobby Hocking

City Council
Keith Bell District A/Mayor Pro-Tem
James Osteen District B
Connie Trube District C
Clent Brown District D

City Manager
Carol Buttler



Thank You

From the City of La Marque

It is with deep gratitude and appreciation that we present to you this award for choosing our city to establish your business. May your stay be long and prosper much.

Mayor
Bobby Hocking

City City Council
Mayor Pro-Tem Keith Bell District A
James Osteen District B
Connie Trube District C
Clent Brown District D

City Manager
Carol Buttler



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City City Council
Mayor Pro-Tem Keith Bell District A
James Osteen District B
Connie Trube District C
Clent Brown District D

City Manager
Carol Buttler





CITY COUNCIL AGENDA FORM

Meeting Date: June 10, 2013
Prepared by: re
Department: City Clerk

Agenda item: 9f
Reviewed by: CJB

AGENDA ITEM DESCRIPTION: Discussion/possible action regarding the wording/artwork for 'Keep the Light Shining' poster for local citizens/businesses

☒ **x**

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Target Implementation:

Significant Action Dates:

Action:

☐

Ordinance

☐

Resolution

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Proclamation

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Special Presentation

☐

Finance Report

☐

Public Hearing

☐

Other

Cost Details:

Budgeted	
Actual Bid	
Estimated Expenditure	
Acct. Name	
Line Items #	
Other Funding	



CITY COUNCIL AGENDA FORM

Staff's Recommended Motion: Action for a vote for the original 'Keep your light shining' award and also a vote to see if all members still want their name on the original award.

Fiscal Impact: Approximately \$30.00 per hundred copies



CITY OF LA MARQUE INTER-DEPARTMENTAL COMMUNICATION

**To act in the best interest of the City
To consistently demonstrate respect to Staff
To invest our resources effectively for our future
To handle our disagreements/conflicts in a
Respectful manner that keeps our Image
Positive with the public and each other**

TO: Honorable Mayor Hocking and City Councilmembers
FROM: Carol Buttler, City Manager
DATE: June 10, 2013
SUBJECT: City Manager Report – April, 2013

This report covers the month of April activity including the data charts due to cancellation of the second May meeting. May reports will be presented at the June 24 meeting.

a. Development Services

- See attached charts.

b. Judicial

- See attached charts.

c. Public Safety

- **Personnel:**

LMPD:

There are five (5) Police Officer vacancies. Currently two (2) of the vacancies will be filled after final processing. The hiring list is depleted: an entry-level Civil Service Examination is advertised and scheduled for July 10, 2013. There is one (1) Telecommunicator vacancy: a selection process is underway. A Sergeant's examination (one vacancy) is scheduled for August 7, 2013. Due to Patrol Officer shortages Sergeant Chad Waggoner and Narcotics Officer Forrest Gandy have been temporarily assigned to work in uniform with the Patrol Services Division.

LMFD:

There are two (2) Firefighter vacancies. A hiring decision has been made on each. They are both in the hiring process.

- **Training:**

LMPD:

The following courses have been completed: Telecommunicator Amber Bramblett: *Disaster Planning for the PSAP*; Officer Justin Day: *International Terrorism, Legal Update, and Basic Firearms Rifle Course*; Officer Jesse Guzman, Amber Lively, and ID Officer Geoff Price *Legal Update*; Domingo Montanez: *Basic Firearms Rifle Course*; Detective Sergeant Spruill and Sergeant Waggoner: *Legal Update*.

LMFD:

Various “hands-on” and web-based training has been completed. Field training continues for recently hired personnel. Chief Weidman attended *Safety Officer Course* for assigned role in the city,

- **Operations:**

- **LMPD:**

- Chief Aragon and Lieutenants Gilchrist & Jackson attended the County’s Peace Officer Memorial Day ceremony on 5-15-13 at the Dickinson City Hall.

- Overtime Justification Summary for Preceding Month: Several SRT missions and shortage of Patrol Officers.

- **LMFD:**

- Personnel participated in the county hurricane exercise (Operation Storm Ready). Chief Weidman attended meeting for the Bay Area Fire Chiefs. Engine 1 brakes replaced.

- Overtime Justification Summary for Preceding Month: the majority of overtime was encumbered due to the need to maintain minimum staffing levels for LMFD operations.

- **Emergency Management Coordinator (EMC) Operations**

The following personnel participated in Galveston County’s *Operation Storm Ready* Exercise conducted on both 5-29-13 & 5-30-13: Chief Aragon (Incident Commander), IT Kyle Hunter (Deputy Incident Commander), Police Department Admin Assistant Charlene Warren (Liaison Officer), Fire Chief Weidman (Safety Officer), Lieutenants Gilchrist and Jackson (Operations Section Chief and Deputy Chief, respectively), Ana Tims (Planning Section Chief), PW Director Mike Morgan & PW Admin Assistant Cyndi Efird (Logistics Section Chief & Logistics Section Deputy Chief, respectively); Firefighter William Reed (La Marque’s Liaison Officer to Galveston County OEM). Mayor Bobby Hocking also participated in the operation and was actively involved in the role play via decisions and collaboration. City Manager Carol Buttler also attended and received an overview of the entire scenario. Our *State-Level Evaluator* (Stephen Gage) conducted a visitation during the exercise (which involved the simulated Category 3 *Hurricane Gaviota*). Mr. Stephen Gage and Galveston County Emergency Management officials were extremely pleased with our operations. This exercise will be conducted at least once on an annual basis.

d. City Clerk

- See attached report on Records Management.

e. Library

- See the attached report from Director Tee Long.

f. Public Works

- **CDBG Projects**

- **CDBG Round 2.1 Disaster Project**

Project is moving forward under the established time line for the Waterline Interconnect; anticipating bid documents to be executed for signatures the week of June 3 – 7, 2013. Sewer Line Improvements – on May 31st city staff met with LJA Engineering and established cost to slip-line the existing pipe.

Schedule for Round 2.1	Advertise	Bid Opening	Award	Construction Start	Construction Finish
Waterline Interconnect	3/12/2013	4/2/2013	5/13/2013	June 2013	12/31/2013
Sewer Line Improvements	3/26/2013	4/16/2013 103	Rejection of bids 5/13/2013	Pushed back due to re-bid	Federal deadline for completion Feb. 2014

- **CDBG Round 2.2 Disaster Project**

LJA Engineering has completed 30% of the required engineering for all of the Round 2.2 projects. Due to meeting the 30% milestone, the environmental audit will begin on these locations in June.

Schedule for Round 2.2	Advertise	Bid Opening	Award	Construction Start	Construction Finish
Water Facilities	9/24/2013	10/17/2013	11/6/2013	12/4/2013	10/9/2014
Sewer Facilities	9/24/2013	10/17/2013	11/6/2013	12/4/2013	10/9/2014
Street Improvements	9/24/2013	10/17/2013	11/6/2013	12/4/2013	10/9/2014

- **CDBG Non-Disaster Sewer Grant**

The environmental audit conducted by Todd Cave, Environmental Service Provider was completed and cleared for construction. KSA Engineering has completed the bid specifications. The bids were advertised in the local newspaper; a pre-bid meeting is scheduled for June 11th and bid opening is scheduled for June 20th, with possible award by City Council on July 8th.

- **Sam's Store Construction Site** – Sam's Real Estate Business Trust in conjunction with Westbound Bank have submitted an Escrow Agreement (Road, Utility and Drainage Ditch Dedications). These documents will need to be reviewed by city staff and the city attorney prior to submittal for Council's approval.

- **Attorney General's Office** – Five Tyler Construction hired a sub-contractor to complete the bore under FM 1765 on May 1st. During the boring process the roadway surface started to collapse. TXDOT has shut the project down and required the contractor to back-fill the bore with concrete slur material. The back-fill was completed the following day. To date, Five Tyler Construction has requested for an open-cut of the state highway. This request has been forwarded to the Houston office of TXDOT for consideration.

- **Hall's Super Highway Development 3600 Gulf Freeway** – City staff met with New Hope Bible Church during the first part of May to help facilitate a resolution with the relocation of utility easements. By way of third party information, the owner of the 3600 Gulf Freeway had met with Church elders sometime after the city meeting. During this meeting discussions were conducted between both parties and no agreement was made to establish a new easement.

- **TCEQ - 10 Year Sewer System Evaluation Program** – City Hall received the agreement on May 8th, it was forwarded to Public Works for review. Staff reviewed the agreement, request were made to TCEQ for an extension for submittal of the signed agreement due to the cancellation of the May 27th Council Meeting. The agreement was placed on the June 10th City Council agenda for discussion and approval.

- **TCEQ Inspection of Wastewater Treatment Plant** – City staff received a letter on May 5th stating corrections had been taken and all non-compliance issues noted in the March Wastewater Plant inspection are resolved.

- **Family Dollar** – CEI Engineering and Associates have received the city's specifications for concrete roadway and utility infrastructure requirements. Additionally, they have corrected the plans to reflect the relocation of the driveway to the center line of the city's right-of-way.

- **AT & T** – The boring project has started from Bayou Road to Lake Road turning south under IH-45 travelling west on FM 519 to Westward. Most of this work has been completed with little disruptions to city services.
- **Stage 1 Drought** – The City of La Marque is maintaining Stage 1 requirements at this time.
May 1-31, 2013 Water Usage Amounts:
31 day average 2.43 million gallons a day- 87% of capacity
Peak day usage was 3.00 million gallons a day- 108% of capacity
Minimum day usage was 2.14 million gallons a day- 77% of capacity
- **Gulf Coast Water Authority Burn Out** – The burnout process has been completed with minor issues and/or complaints.
- **Mock Hurricane “Gaviota” Drill** – City staff in conjunction with Galveston County EOC conducted a mock hurricane operation on May 29th & 30th. Within this two day drill, staff practiced filling out the required federal forms to schedule twelve hour work shifts, mobilization of equipment, use of new computer software and how to communicate within the new EOC group locally and county wide.
- **Removal of Signs in City Easements** – City staff photographed signs placed illegally within the city right-of-way on various streets. Approximately 50 signs were removed and discarded into the trailer at the Police Department. Volunteers working for the Police Department are scheduled to pull the signs out of the trailer and notify owners of the violations. Public Works photographs will be turned over if verification is needed for legal reasons.
- **Public Works Administrative Assistant** – For the month of April, a peak in calls for sewer stops, bulk pick up, driveway repairs, inspections, locates, recycling and community service. There was a decrease in calls for water leaks, leaks at the meter, dress-ups, Wednesday bulk pick up, co-compliance and mowing.
- **Parks** – For the month of April, there was an increase in hours at Highland Bayou Park and Mahan Park. There was a decrease in general maintenance hours for the month; crew spent several hours’ weed-eating intersections. Also, there was one rental at Highland Bayou Park.
- **Right-of-Way Maintenance** – For the month of April, we had an increase in utility patches, mowing hours and grate repairs. We had a significant decrease in culverts set, tree trimming, traffic sign repairs, potholes filled, grading ditches, street sweeping and checking of drains and ditches.
- **Utility 22 - Water & Sewer Maintenance** – For the month of April, on the water side we had an increase in residential water taps, low pressure on the customer’s side, rusty water inquires; we had decreases in water leaks and low pressure on the city side. On the sewer side we had an increase in sewer stops, sewer lines repaired, clean-out tops replaced and line locates for water and sewer; we had decreases in clean-outs installed and dress-ups. Also, we had an increase in fire hydrant repairs, sewer lines cleaned and sewer main replaced.
- **Utility 24 – Water & Waste Water** – For the month of April, at the Treatment Plant all data is comparative to the same as last year with the exception of less rain fall contributing to lower flow totals and chemicals used. At the wells there was an increase in CL2 and Ammonia due to the change in weather temperatures. We had an increase in dead-ends flushed and the area around fire hydrants mowed.
- **Utility 26 – Water & Waste Water Maintenance** – For the month of April, in preventative maintenance there was an increase in electric panels, and trouble shooting and decreases in valves, floats and clean-up at well sites. In corrective maintenance there was an increase in belts replaced, pumps replaced, floats electrical parts and clean-ups at lift stations; decrease in bearings, seals, wear parts replaced.

- **Overtime:**
Department 22 –overtime hours for on call maintenance worker and operator who worked sewer stops and water leaks after hours and also for being on-call; carrying the on-call telephone.
Department 24 – overtime hours for weekend Plant operations duties.
Shop – on-call; carrying the on-call telephone.
- **Department 12** – overtime hours for being on-call; carrying the on-call telephone; on call foreman for Streets & Utilities required to work over to complete daily work orders
- **Department 26** – overtime hours for being on-call maintenance tech; carrying the on-call telephone.

g. **Economic Development**

- Camin Cargo Control, Inc. requested payment on their grant to upgrade the electricity to their La Marque location.
The work was completed by Texas New Mexico Power Company.
The check request has been processed.
Our contact, Gail Bourgeois was very thankful and stated that the improvement has allowed them to expand their lab capabilities.
Update:
Ana Tims and I met with Ms. Bourgeois at their La Marque location to discuss options for an additional building expansion.
Ms. Bourgeois was going to contact the Texas New Mexico Power Company and TxDOT for current regulations that will apply to their situation.
Mike Morgan is currently corresponding with Mr. McWhorter regarding the utilities.
Update:
The water loop was to be completed however during the boring process under FM 1765 the hole started to collapse.
TxDOT had to shut them down and have them fill the bore hole so the road would not be compromised.
Mike Morgan is now working with the boring company and TxDOT to find out what the options are and what caused the issue.
The owners of a high end furniture store have purchased property in La Marque.
I along with Mayor Hocking and city staff have met with them regarding their project.
Currently they are working on site drainage with DD2.
They hope to break ground as soon as possible.
- **Quality Auto** has applied for assistance with a perimeter fence for their business.
I met with owners of the new Bayou City BMX track.
The track is a success and the parking lot is full most weekends.
They do have a need for some stabilized parking.
Currently, they are losing a significant percentage of race days due to their parking area being too wet for cars to park.
- **Creative Feathers** will be moving to 502 Highway 3.

h. **Financials**

- See attached report.

DEVELOPMENT SERVICES

Apr-13	April 2013	March 2013	April 2012	Fiscal Year To Date
Plumbing Inspections				
Gas Test	16	35	22	484
Plumbing Final	27	21	5	227
Plumbing Top-Out	23	20	8	256
Plumbing Underground	10	10	8	140
Sewer Line	13	10	10	160
Water Heater	1	0	0	12
Water Line	7	5	5	116
Total	97	101	58	1395
Electrical inspections				
Electric Underground	0	3	0	30
Electrical Final	12	13	8	169
Electrical Meter Loop	16	23	18	265
Electrical Pool Bonding	0	0	0	78
Electrical Rough-In	12	10	6	137
Generators	0	0	0	2
Temporary poles	4	13	0	78
Total	44	62	32	759
Mechanical Inspections				
Mechanical Rough In	7	10	5	160
Mechanical Final	9	5	8	118
Total	16	15	13	278

Apr-13	April 2013	March 2013	April 2012	Fiscal Year To Date
Building Inspections				
Brick Ties	5	11	0	103
Building Final	10	7	6	159
Bulkhead	0	0	0	34
Deck	0	0	0	52
Driveways	18	20	2	108
Foundation Slab/Pier	6	16	10	123
Framing	15	12	6	132
House leveling	0	0	0	2
Pool Seal	0	0	0	6
Sign	0	0	0	6
Total	54	66	24	725
Service Inspections				
Service Inspections (C of O)	2	2		16
			Total	16
Total Inspections				3173

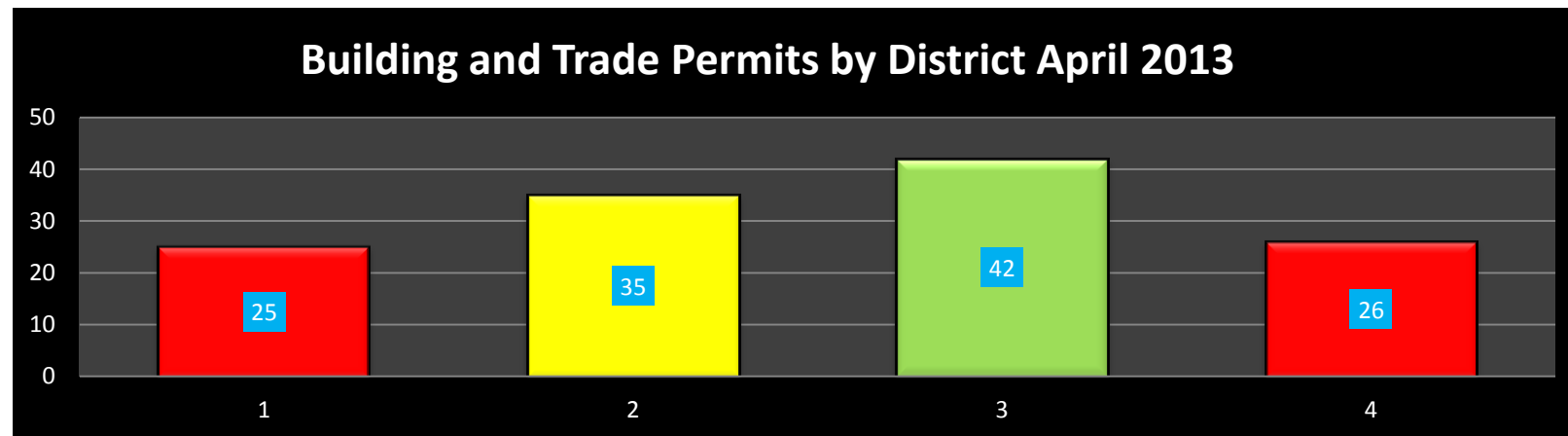
Building Permits				
Apr-13	April 2013	March 2013	April 2012	Fiscal Year To Date
Flammable Fluids	1	2	0	7
Building	46	59	40	1133
Burial	0	0	0	7
Community Room	0	0	0	2
Culvert Setting	1	4	1	23
Demolition	2	0	2	14
Electrical	26	28	23	480
Fire Code Plan review	0	0	1	5
Fire protection	0	0	1	2
Highland Bayou Park	0	5	1	19
Irrigation	0	0	1	1
Junkyard	0	0	0	2
Liquor License	1	2	3	45
Mechanical	18	15	14	250
Mobile Home Parks/Mobile Home	0	0	0	13
Plan Reviews	0	0	7	79
Plumbing	38	36	24	583
Public Information	0	0	3	9
Replat Fee	0	0	0	4
Rezone	1	0	1	10
Service Inspection	2	1	3	50
Sign	0	1	0	8
Solicitor	0	0	0	3
Temporary Operation	3	13	11	185
Wrecker Permit	0	0	0	11
Total	139	166	136	
Total Building Permits				2945

Building and trade permits by district for April 2013

	District A red	District B yellow	District C green	District D blue
Building permits	3	12	23	8
Electrical permits	2	14	8	2
Mechanical Permits	5	7	2	4
Plumbing Permits	15	2	9	12
Total	25	35	42	26

Special Projects

One Burning permit was issued.



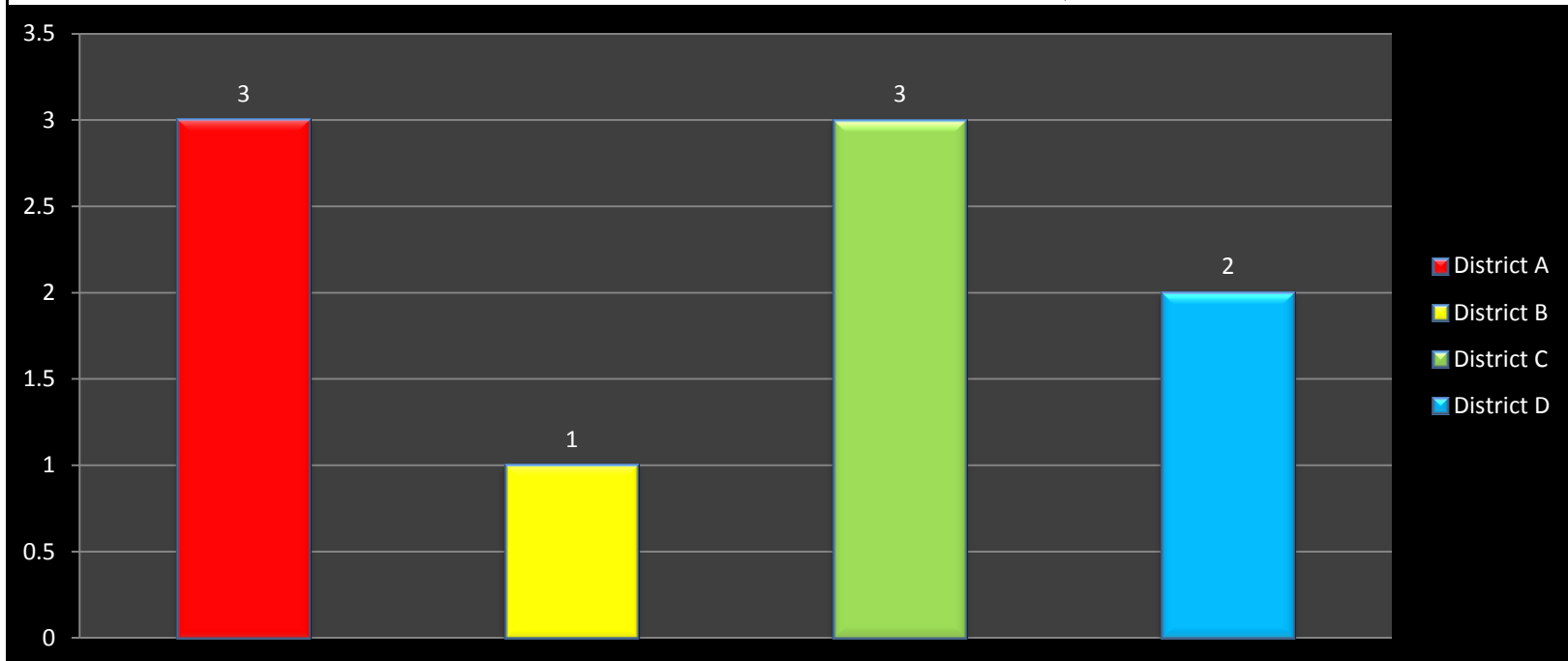
Apr-13	April 2013	March 2013	April 2012	Fiscal Year To Date
Code Enforcement Violations (properties may have more than one violation)				
Abandoned Premises	1	2	5	56
Accumulation of Rubbbish or Garbage	3	3	4	174
Disposal of Rubbish or Garbage	3	0	14	158
Garbage,Rodents,Refuse & Other Waste	5	5	7	191
Grafitti	0	0	0	16
High Grass	7	7	24	434
Junk Vehicles	4	0	9	100
Junkyard Applications	0	0	0	6
Junkyard Enclosure	0	0	0	2
Keeping of swine, fowl, etc	0	0	0	7
Peddlers Licence/ Liquor Lic required	0	0	0	3
Plumbing Hazards	0	0	7	22
Prohibited home occupations	0	0	0	14
Property owner responsibility	3	4	10	94
Removal of Rubble & Haz-Mat	1	0	0	5
Required RV Park License/RV parking	0	0	0	9
RV Parks Rules & Regulations	0	0	0	5
Sanitation	1	1	7	46
Security of Vacant Premises	4	2	8	59
Stop Work Order	0	0	1	5
Unlawful Deposits	0	0	21	123
Vacant Premises	1	2	7	59
Water Heater T & P Discharge	0	0	0	4
Water Systems/Dirty pools	0	0	0	30
Zoning District Violations	0	0	0	13

Apr-13	April 2013	March 2013	April 2012	Fiscal Year To Date
Code Enforcement Violations (properties may have more than one violation)				
Industrial Business without a Dwelling	0	0	0	1
Accessory Buildings	0	0	0	12
Barking Dogs as a public nuisance	0	0	0	1
Comercial Trash Containers	0	0	0	4
Commercial containers Garb inside	0	0	0	1
Dangerous Conditions	0	0	3	32
Electrical Licensing Required	0	0	0	3
Exterior Structural Maintenance	2	6	0	124
Fire Protection	2	4	6	38
Flexible Chords where permitted	0	0	0	5
Human water consumption	0	1	0	3
Illegal Dumping	0	0	1	45
Interior surfaces in disrepair	0	3	1	23
Kennels	0	0	1	2
No ceiling voids allowing fire ext.	0	1	1	5
Occupant responsible for extermination	0	0	6	18
Refrig. / Containers Acces. To Child	0	0	1	31
Removal of combustibles	0	0	3	6
Screening Required/ not up to code	0	0	0	3
Street Address Placement	0	0	1	6
Subst./Delapidtd Bldg.	1	1	6	55
Tires Illegal dumping	2	2	8	29
Underground Storage Tank	0	0	0	1
Unsafe Electrical Systems	0	0	0	29
Unsafe Structures	6	2	17	160
Walking Surfaces/Drainage	0	2	6	32
Working Without Permit/License	0	1	0	21
TOTAL	#VALUE!	49	185	#VALUE!

Apr-13	April 2013	March 2013	April 2012	Fiscal Year To Date
Abatement of property				
10 day Compliance extn	0	0	4	99
30 day compliance extn	1	3	2	56
Abated by City	0	1	8	67
Abated by Owner	0	4	31	306
Court No Show	0	0	10	37
Charges Dismissed	0	0	0	5
Court Reset	1	0	2	74
Gave Initial Notice	6	13	69	595
Letter sent to City Attorney	0	0	0	2
Obtained bid to abate	0	1	63	119
Recheck / Follow Up	11	15	21	236
Retake & Request Pictures	7	1	0	85
Sent to Court	4	10	25	132
TOTAL	30	48	235	1694

Code Enforcement Inspections - Complaint Driven

	District A	District B	District C	District D
Property Inspections	3	1	3	2
Total Insp			9	



JUDICIAL DEPARTMENT

Beginning Date.....: 05/01/2013
Ending Date.....: 05/31/2013
by Citation date
Agency.....: POLICE DEPARTMENT
Officer.....: All
Type of Offense.....: All
Special Flag.....:
Entered By.....: All
Total by Race/Sex.....: Yes
Sort By.....: Officer Badge

PD POLICE DEPARTMENT

513 WAGGONER, CHAD

Totals for Officer

Number of Citations for Officer.....:	1
Number of Violations for Officer.....:	2
Amount of Fines/Fees Assessed.....:	\$594.00
Amount of Paid/Bond Applied.....:	\$0.00
Amount Outstanding.....:	\$594.00
Number of Citations to Juveniles.....:	0
Number of Citations to Minors.....:	0
Number of Citations by Sex	
Male	0
Female	1
Unknown	0
Number of Citations by Race	
Black	1

517 GARCIA, RICHARD

Totals for Officer

Number of Citations for Officer.....:	1
Number of Violations for Officer.....:	1
Amount of Fines/Fees Assessed.....:	\$197.00
Amount of Paid/Bond Applied.....:	\$0.00
Amount Outstanding.....:	\$197.00
Number of Citations to Juveniles.....:	0
Number of Citations to Minors.....:	0
Number of Citations by Sex	
Male	0
Female	1
Unknown	0
Number of Citations by Race	
Black	1

530 KELEMEN, MIKE

Totals for Officer

Number of Citations for Officer.....:	33
Number of Violations for Officer.....:	35
Amount of Fines/Fees Assessed.....:	\$12,397.30
Amount of Paid/Bond Applied.....:	\$10.30
Amount Outstanding.....:	\$12,387.00
Number of Citations to Juveniles.....:	1

Number of Citations to Minors.....:	4
Number of Citations by Sex	
Male	19
Female	14
Unknown	0
Number of Citations by Race	
Black	24
HISPANIC	1
White	8

534 KING, CONAN

Totals for Officer

Number of Citations for Officer.....:	11
Number of Violations for Officer.....:	12
Amount of Fines/Fees Assessed.....:	\$4,192.00
Amount of Paid/Bond Applied.....:	\$0.00
Amount Outstanding.....:	\$4,192.00
Number of Citations to Juveniles.....:	0
Number of Citations to Minors.....:	3
Number of Citations by Sex	
Male	6
Female	5
Unknown	0
Number of Citations by Race	
Black	5
HISPANIC	3
White	3

536 HUNTER, DAVID

Totals for Officer

Number of Citations for Officer.....:	35
Number of Violations for Officer.....:	47
Amount of Fines/Fees Assessed.....:	\$12,785.76
Amount of Paid/Bond Applied.....:	\$944.00
Amount Outstanding.....:	\$11,841.76
Number of Citations to Juveniles.....:	0
Number of Citations to Minors.....:	4
Number of Citations by Sex	
Male	18
Female	17
Unknown	0

Number of Citations by Race

Black	18
HISPANIC	2
White	15

537 GANDY, FORREST

Totals for Officer

Number of Citations for Officer.....:	9
Number of Violations for Officer.....:	11
Amount of Fines/Fees Assessed.....:	\$4,287.00
Amount of Paid/Bond Applied.....:	\$0.00
Amount Outstanding.....:	\$4,287.00
Number of Citations to Juveniles.....:	0

Number of Citations to Minors.....:	0
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Number of Citations by Sex

Male	6
Female	3
Unknown	0

Number of Citations by Race

Black	4
White	5

538 WALTON, H

Totals for Officer

Number of Citations for Officer.....:	2
Number of Violations for Officer.....:	2
Amount of Fines/Fees Assessed.....:	\$853.00
Amount of Paid/Bond Applied.....:	\$0.00
Amount Outstanding.....:	\$853.00
Number of Citations to Juveniles.....:	0

Number of Citations to Minors.....:	1
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Number of Citations by Sex

Male	1
Female	1
Unknown	0

Number of Citations by Race

Black	1
White	1

539 DAY, J

Totals for Officer

Number of Citations for Officer.....:	14
Number of Violations for Officer.....:	20
Amount of Fines/Fees Assessed.....:	\$5,886.00
Amount of Paid/Bond Applied.....:	\$271.00
Amount Outstanding.....:	\$5,615.00
Number of Citations to Juveniles.....:	0
Number of Citations to Minors.....:	2
Number of Citations by Sex	
Male	13
Female	1
Unknown	0
Number of Citations by Race	
Black	8
HISPANIC	1
White	5

540 GUZMAN,JESSE

Totals for Officer

Number of Citations for Officer.....:	97
Number of Violations for Officer.....:	140
Amount of Fines/Fees Assessed.....:	\$34,919.73
Amount of Paid/Bond Applied.....:	\$3,646.23
Amount Outstanding.....:	\$31,273.50
Number of Citations to Juveniles.....:	0
Number of Citations to Minors.....:	17
Number of Citations by Sex	
Male	51
Female	45
Unknown	1
Number of Citations by Race	
Black	42
White	52
Asian	3

543 RODRIGUEZ,G

Totals for Officer

Number of Citations for Officer.....:	5
Number of Violations for Officer.....:	5
Amount of Fines/Fees Assessed.....:	\$1,669.91
Amount of Paid/Bond Applied.....:	\$0.00
Amount Outstanding.....:	\$1,669.91
Number of Citations to Juveniles.....:	0
Number of Citations to Minors.....:	1

Number of Citations by Sex	
Male	4
Female	1
Unknown	0

Number of Citations by Race	
Black	1
White	4

544 LIVELY, AMBER

Totals for Officer

Number of Citations for Officer.....:	1
Number of Violations for Officer.....:	1
Amount of Fines/Fees Assessed.....:	\$232.00
Amount of Paid/Bond Applied.....:	\$0.00
Amount Outstanding.....:	\$232.00
Number of Citations to Juveniles.....:	0

Number of Citations to Minors.....:	0
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Number of Citations by Sex	
Male	0
Female	1
Unknown	0

Number of Citations by Race	
Black	1

545 SAMUELSON, SHELBY

Totals for Officer

Number of Citations for Officer.....:	12
Number of Violations for Officer.....:	27
Amount of Fines/Fees Assessed.....:	\$6,234.00
Amount of Paid/Bond Applied.....:	\$504.00
Amount Outstanding.....:	\$5,730.00
Number of Citations to Juveniles.....:	1

Number of Citations to Minors.....:	1
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Number of Citations by Sex	
Male	10
Female	2
Unknown	0

Number of Citations by Race	
Black	2
HISPANIC	3
White	7

548 DRICKS, RICHARD

Totals for Officer

Number of Citations for Officer.....:	35
Number of Violations for Officer.....:	55
Amount of Fines/Fees Assessed.....:	\$16,700.78
Amount of Paid/Bond Applied.....:	\$941.78
Amount Outstanding.....:	\$15,759.00
Number of Citations to Juveniles.....:	2
Number of Citations to Minors.....:	3
Number of Citations by Sex	
Male	27
Female	8
Unknown	0
Number of Citations by Race	
Black	19
HISPANIC	1
White	14
Unknown	1

550 BEST, A

Totals for Officer

Number of Citations for Officer.....:	8
Number of Violations for Officer.....:	9
Amount of Fines/Fees Assessed.....:	\$3,709.00
Amount of Paid/Bond Applied.....:	\$197.00
Amount Outstanding.....:	\$3,512.00
Number of Citations to Juveniles.....:	0
Number of Citations to Minors.....:	2
Number of Citations by Sex	
Male	6
Female	2
Unknown	0
Number of Citations by Race	
Black	2
HISPANIC	1
White	5

551 CLARK, JESSICA

Totals for Officer

Number of Citations for Officer.....:	8
Number of Violations for Officer.....:	8
Amount of Fines/Fees Assessed.....:	\$4,529.92

Amount of Paid/Bond Applied.....:	\$1,144.92
Amount Outstanding.....:	\$3,385.00
Number of Citations to Juveniles.....:	3
Number of Citations to Minors.....:	0
Number of Citations by Sex	
Male	2
Female	6
Unknown	0
Number of Citations by Race	
Black	4
White	4

Totals for Agency

Number of Citations for Agency.....:	272
Number of Violations for Agency.....:	375
Amount of Fines/Fees Assessed.....:	\$109,187.40
Amount of Paid/Bond Applied.....:	\$7,659.23
Amount Outstanding.....:	\$101,528.17
Number of Citations to Juveniles.....:	7
Number of Citations to Minors.....:	38
Number of Citations by Sex	
Male	163
Female	108
Unknown	1
Number of Citations by Race	
Black	133
HISPANIC	12
White	123
Asian	3
Unknown	1

Grand Totals

Total Number of Citations.....:	272
Total Number of Violations.....:	375
Total Amount of Fines/Fees Assessed:	\$109,187.40
Total Amount of Paid/Bonds Applied...:	\$7,659.23
Amount Outstanding.....:	\$101,528.17
Total Number of Citations Juveniles..:	7
Total Number of Citations Minors.....:	38
Total Number of Citations by Sex	
Male	163
Female	108

Unknown 1

Total Number of Citations by Race

Black	133
HISPANIC	12
White	123
Asian	3
Unknown	1

Beginning Date.....: 05/01/2013
Ending Date.....: 05/31/2013
by Citation date

Agency.....: POLICE DEPARTMENT
Officer.....: All

Type of Offense.....: All

Special Flag.....:

Entered By.....: All

Total by Race/Sex.....: Yes

Sort By.....: Officer Badge

PD

POLICE DEPARTMENT

545 SAMUELSON, SHELBY

Totals for Officer

Number of Citations for Officer.....:	1
Number of Violations for Officer.....:	1
Number of Citations to Juveniles.....:	0
Number of Citations to Minors.....:	0
Number of Citations by Sex	
Male	1
Female	0
Unknown	0
Number of Citations by Race	
White	1

548 DRICKS, RICHARD

Totals for Officer

Number of Citations for Officer.....:	3
Number of Violations for Officer.....:	3
Number of Citations to Juveniles.....:	1
Number of Citations to Minors.....:	0
Number of Citations by Sex	
Male	1
Female	2
Unknown	0
Number of Citations by Race	
Black	2
HISPANIC	1

Totals for Agency

Number of Citations for Agency.....:	4
Number of Violations for Agency.....:	4
Number of Citations to Juveniles.....:	1
Number of Citations to Minors.....:	0
Number of Citations by Sex	
Male	2
Female	2
Unknown	0
Number of Citations by Race	

White	1
Black	2
HISPANIC	1

Grand Totals

Total Number of Citations.....:	4
Total Number of Violations.....:	4
Total Number of Citations Juveniles.:	1
Total Number of Citations Minors.....:	0
Total Number of Citations by Sex	
Male	2
Female	2
Unknown	0
Total Number of Citations by Race	
White	1
Black	2
HISPANIC	1

CITY CLERK

RECORDS MANAGEMENT REPORT:

By: Consultant Deloris McKenzie
June 6, 2013

The City of La Marque adopted the Texas State Library Records Retention Schedules for each Department in 1995, in accordance with the Local Government Records Act.

Additionally, a Declaration of Compliance with the Records Scheduling Requirements of the Local Government Records Act was filed on behalf of the City with the Texas State Library and Archives Commission on September 19, 2000.

The previous City Clerk had met with a Records Company to provide an estimate regarding handling the City's Records. That Company identified that there were over 375+ boxes of records stored in the old damaged building "the barn" at Public Works. Many of those records were damaged due to the condition of this building from leaks, moisture, mold and mildew.

During my service as your Interim City Clerk, I took this information and after review of the proposal, advised the City Manager that there is a Veteran Records Consultant that I have worked with in two cities, that would contract with the City to do this work. The Consultant would come in and handle these records in strict accordance with the State Retention Records Schedules to identify which records must be kept for a set period of time or have met or exceeded the retention period and may be destroyed according to State Law. The City Manager approved moving forward with this project. Some records are permanent, 100 years, 75 years, 50 years, etc., all the way to two years or less. The boxes were moved by the Public Works Staff to the Community Room. This was a huge effort and was greatly appreciated.

The outside Consultant has worked for seven days sorting thru these records identifying approximately 200 + boxes or 339.95 cubic feet for destruction. Many records were identified to be kept for varying periods of time according to the adopted schedules. Many of the boxes of records had to be re-boxed due to damages from boxes and records being wet, over-sized boxes that were used had to be down-sized in order to handle the weight of the records and many of the records were in the large contractor sized black bags. A color coded label was developed with each Department choosing the color that would be used and placed on the outside of each box readily identifying each Department's boxes and identifying the Retention Schedule Records Series. The end result of that effort resulted in approximately 300 uniform size records boxes to be stored (location to be determined.)

The new City Clerk and I have met with Republic Waste regarding shredding the approximately 200+ boxes and recycling the empty old not-usable boxes. Mr. Steve Carroll is to call the City Clerk with the information as to how this can be accomplished.

These old records are reflective of years from 1960's through 2010.

These are "NOT" inclusive of all old records. As the City has never implemented a Records Management Program, most Departments have old and current records in their respective offices, either in file cabinets or in boxes.

This project is a HUGE first step in meeting the requirements of the Local Government Records Act. To begin the process of a true Records Management Program, each Department is being provided with a Records Retention Schedule Binder, which may contain more than one schedule per Department with color coding labels for future boxing of records to move this project forward. Every Department will use uniform size boxes which will be obtained through the City Clerk's Office.

It would be strongly urged to hold in-house training on a routine basis, no less than once per year, to maintain consistency in handling of the city records.

The next step is determining a storage facility that would not only hold the more than identified 300 + boxes of the older records that must be kept according to the records retention schedules, but also the overflow from each of the Departments of more current records which will free up badly needed work-space.

A Records Management Program is an on-going process.....for the life of this City, protecting and preserving these valuable, historical records according to the adopted guidelines and State Law.

LIBRARY DEPARTMENT

La Marque Public Library

Report for May 1, 2013-May 31, 2013



Mission: The LPL provides materials and services to help community residents obtain information to meet their needs: personally, educationally, and professionally. Special emphasis is placed on supporting students at all academic levels to stimulate the minds of young children in reading and learning. "The Library serves as a learning and educational center for all residents of the community." (ALA Planning and Role Setting for Public Libraries, 43)

The LPL is open to the public 30 hours a week. We had a total of 2356 visitors in the Library.

We have a total of 1369 active patrons in our system that uses the library on a regular basis.

Our top 200 members have checked out a total of 1452 items.

This month alone, patrons have saved a total of \$29,907 by checking out items at the LPL!

Items

LPL staff processed and added a total of 162 items to our collection.

Circulation Statistics

We had a total of 1667 items circulate this month. Based on our circulation stat, Thursday was our busiest day of the week. Of the 1667 items circulated, 130 items were renewals.

Currently we have a total of 761 items checked out that are not overdue items.

We had a total of 9 ILLs (Interlibrary Loans).

Online Catalog Usage

There were 2377 external searches performed via our online library catalog (Biblionix).

Computer Usage

Current LPL patrons are allotted 2, 1 hour sessions based on availability. Library visitors who are not current patrons are allotted a 30 minute session at our stand up computers, based on availability.

Guest log ins are issued to community members and visitors who do not have an active library card. All library visitors that do not have a library card have to show proof of ID to use guest computers. We urge all library visitors to obtain a library card for future usage.

There were a total of 491 patron log in sessions and 267 guest log ins. Total computer time used by patrons was 465 hours and 50 minutes, with each patron spending an average of 40.7 minutes on the computer.

Patrons use the library computers for job searches, completing applications, creating resumes, checking emails, accessing various documents (bank statements, tax info, W2 forms, pay checks, etc), and surfing the web.

Reference Assistance

The LPL staff provides reference assistance to our patrons by answering a variety of questions. We answered a recorded 195 questions. Reference questions range from “how do I get a library card” to “where can I locate divorce or tax forms”. We are currently researching a system that will record every reference question in categories.

Volunteers

We currently have 3 regular volunteers, 2 of which are a part of the Lions Club. Our volunteers worked at total of 13.5 hours.

Training/Professional Development

The LPL Staff attended in house training hosted by the Library Director on TexShare Databases (Learning Express, Job Career Accelerator, and eBook)

Programs/Outreach

Our Children's Librarian has visited 4 child care facilities with a total of 135 attendees this month to promote library services and discuss information regarding our Summer Reading Program which will begin in May.

From May 29th-May31st we have registered a total of 61 children for Summer Reading 2013.

Our Library Director joined the La Marque Lions Club.

Our Library Director has also made contact with a computer instructor to assist with developing an Adult Computer Literacy Program for LPL. This program will start June 10th and will run for 12 weeks.

Meetings Attended

The LPL Staff has a staff meeting the last Friday of each month.

Our Library Director attended the Lions Club Meeting on Wednesday, May 14th.

Our Library Director also attended the City's Emergency Management Meeting on May 21st.

The LPL Staff and City Manager met with La Marque Aid and Guidance and the Mosaic Center on May 23rd regarding the Life Skills Program

Other Services Provided

- Printing
- Faxing
- Copying
- CD/DVD Restoration (in planning stage to provide this service for additional city revenue)
- Laminating

City of La Marque
Monthly and Year to Date Report
La Marque Public Library
May 2013

	Current Month		Current Month Previous Year		Previous Month		Year to Date		Previous Year to Date
Library Visitors									
Door Count	2356		3700		2502		13052		18,074
New Patrons Added	55		87		44		184		284
ITEMS									
Added to Collection	162		73		106		487		662
CIRCULATION									
Total Circulation Transactions	1667		2603		1552		8,572		9638
Busiest Day of the Week	Thursday		Tuesday		Tuesday		Tuesday		Tuesday
Renewals	130		118		140		793		806
Items Out (not overdue)	761		Not Available		423		Not Available		Not Available
ILL	9		10		2		33		45
Library Catalog									
Online Usage	2377		2339		728		7649		7932
Computer Usage									
Patron Log-Ins	491		925		677		2297		2,670
Guest Log-Ins	267		348		151		896		952
Total # of Hours on Computers	465		763		558		2473		2005
Average time spend on Computers (hours/per patron)	40.7		36		40		39		33.2
Reference Assistance									
Reference/Informational Questions	195		411		108		4960		1427
Volunteers									
Total number of volunteers	3		Not Available		3		Not Available		Not Available
Total number of volunteer hours	13.5		13.5		14.5		75		65
Programs					0				
Seniors	0		0		0		0		0
# of attendees	0		0		0		0		0
Adults	0		0		0		0		0
# of attendees	0		0		0		0		0
Teens	0		0		0		0		0
# of attendees	0		0		0		0		0
Childrens	4		4		3		7		20
# of attendees	135		57		40		97		645
Outreach									
Daycare Facilities Visited	4		Not Available		3		7		Not Available
Total Daycare Attendance	135		Not Available		40		97		Not Available

PUBLIC WORKS DEPARTMENT

PUBLIC WORKS ADMINISTRATION
ACTIVITY REPORT

Cyndi Efird

2013 / April	WEEK 1	WEEK 2	WEEK 3	WEEK 4	WEEK 5	MONTHLY	April
	4/1-4/6	4/7-4/13	4/14-4/20	4/21-4/27	4/28-4/30	TOTALS	2012
Calls / Customers							
Water Leaks	5	1	1	2	0	9	33
Sewer Stops	8	8	10	6	9	41	36
Leak at Meter	0	0	0	2	0	2	11
Low Pressure / No Water	0	2	2	0	1	5	2
Dress-Ups	0	0	0	0	0	0	4
Billing Department	17	13	20	20	9	79	83
Blue Cart / Trash Pick Up	4	2	1	5	3	15	13
Wednesday Pick Up	1	2	5	2	1	11	23
Bulk Pick Up	2	4	1	1	1	9	5
Co-Compliance	0	0	0	0	0	0	6
Pot Holes	0	0	0	0	0	0	2
Street Repair	0	0	0	0	1	1	2
Driveway Repair	1	4	1	0	0	6	1
Dirt Request	0	0	0	0	0	0	1
Culverts	0	0	0	0	0	0	5
Mowers / Mowing	0	0	0	0	0	0	8
Street Signs	0	0	1	0	0	1	1
Traffic Lights	0	0	0	0	0	0	2
Street Light Outage	0	2	1	0	0	3	7
Street Light Request	0	0	0	1	0	1	0
Director	5	2	3	5	3	18	20
Assistant Director	2	1	0	0	0	3	9
PW/Utility Dept Supervisors	10	5	15	9	5	44	48
City Manager	0	0	0	0	0	0	0
City Hall Admin Assist.	2	1	4	3	0	10	2
Human Resource	0	0	1	1	0	2	10

PUBLIC WORKS ADMINISTRATION
ACTIVITY REPORT

Cyndi Efird

2013 / April	WEEK 1	WEEK 2	WEEK 3	WEEK 4	WEEK 5	MONTHLY	April
	4/1-4/6	4/7-4/13	4/14-4/20	4/21-4/27	4/28-4/30	TOTALS	2012
Calls / Customers							
City Clerk	0	0	0	0	0	0	1
Inspections	3	6	2	2	0	13	6
Animal Control	1	0	1	0	0	2	4
Mosquito Spray	0	0	0	0	0	0	0
Locates	2	3	4	1	0	10	1
LM's	1	2	2	0	0	5	0
Customer at Window	12	5	2	6	3	28	23
Recycling	1	4	5	1	1	12	0
Community Service	6	2	6	1	2	17	2
Gas / Electric Company	0	0	0	0	0	0	0
Miscellaneous Calls	16	15	13	16	8	68	59
					TOTAL	415	430

April 4th - Attended Cemetery Board Meeting

April 5th - Typed & submitted Park Board Minutes for March

April 18h - Attended Parks Board Meeting

April 24th - Typed & submitted Cemetery Board Minutes for April

CITY OF LA MARQUE
PARKS DEPARTMENT MONTHLY REPORT
Dwanna Jones

2013 / April

SCHEDULED WORK

COMPLETED WORK

PARK MAINTENANCE	WK 1	WK 2	WK 3	WK 4	WK 5	Month	2012	DESCRIPTION OF WORK
	1-6	7-13	14-20	21-27	28-30	Totals	Totals	
Bayou City Park	2	2	2	2	2	10	36	empty trash, mowed & weed-eated
Bird Sanctuary	2	2	2	2	2	10	30	mowed & weed-eated
Highland Bayou Park	42	10	10	10	4	76	48	clean restrooms,empty trash, mowed& weed-eated
Jaycee Park	2	2	8	2	2	16	28	empty trash, mowed & weed-eated
Lagana Park	2	2	2	2	2	10	44	empty trash, mowed & weed-eated
Martin Luther King Jr. Park	2	2	2	18	2	26	36	empty trash, mowed & weed-eated
Mahan Park	10	42	10	10	4	76	28	clean restrooms,empty trash, mowed& weed-eated
Westlawn Park	2	2	2	2	2	10	32	empty trash, mowed & weed-eated
GENERAL MAINTENANCE								DESCRIPTION OF WORK
City Hall	2	2	2	2	2	10	20	cleaned flower bed & mowed
Library / Walter Fiegle Park	2	6	2	6	2	18	64	mowed & weed-eated
Police Department	2	2	6	2	6	18	36	mowed & weed-eated
La Marque Cemetery	2	2	2	42	2	50	64	empty trash, mowed & weed-eated
La Marque Sign @ Hwy 3	2	3	2	2	3	12	36	mowed & weed-eated
Kirsten esplanade	0	2	2	2	2	8	24	mowed & weed-eated
Lake Rd @ Grebb	0	2	0	0	2	4	*	Pick up paper, mow & weed-eated
LM property / Aid & Guidance	2	2	2	2	2	10	28	mowed & weed-eated
Bus Stops	0	2	2	2	2	8	20	empty trash & weed-eated
WEEKEND DUTIES								DESCRIPTION OF WORK
Highland Bayou Park	0	0	0	0	0	0	1	Pavilion rental clean-up
					Totals	372	575	
* Data not available								
Comments:		Picked up trees at Jaycee Park; mowed and picked up paper on Cedar, Bayou, Grebb & Charity;						
Weed-eated FM 1765 intersections, ID signs and ditch behind Kirsten								

RIGHT-OF-WAY & ROAD MAINTENANCE DIVISION
ACTIVITY REPORT
DWANNA JONES

2013 / April

	WEEK 1	WEEK 2	WEEK 3	WEEK 4	WEEK 5	MONTHLY	April
	4/1-4/6	4/7-4/13	4/14-4/20	4/21-4/27	4/28-4/30	TOTALS	2012
STREETS							
Utility Patch	0	8	0	10	0	18	0
Man Hours	0	16	0	48	0	64	0
Culverts-Linear Feet Set	0	0	0	0	0	0	24
Man Hours	0	0	0	0	0	0	12
Trimming Tree Limbs-Man Hours	0	4	0	16	0	20	56
Driveway Tie In-Man Hours	0	0	0	0	0	0	0
Traffic Sign Repair - Man Hours	24	8	0	16	8	56	144
Potholes Filled	0	0	209	0	56	265	543
Man Hours	0	0	32	0	16	48	120
Repaired Driveways	2	13	2	6	0	23	28
Man Hours	8	36	8	16	0	68	80
Grading Ditch - Linear Feet Cut	0	0	0	0	0	0	660
Man Hours	0	0	0	0	0	0	72
Mowing Man Hours	24	72	96	56	48	296	208
Sweeping - Man Hours	0	4	0	0	0	4	56
Grate Repair - Man Hours	0	16	8	0	0	24	8
Weed-eat - Man Hours	32	32	32	32	16	144	152
Dress-up - Man Hours	0	0	8	0	0	8	12
Check Drains & Ditches	19	21	15	0	0	55	109
Man Hours	16	16	8	0	0	40	96
Safety Meetings	0	1	0	0	0	1	4

SPECIAL PROJECTS

Cleaning cement ditches in the Lee Edition; hauled 5 loads of brush to landfill
Picked up 65 signs placed in City Right-of-Ways on FM 1765, Bayou, Cedar, Lake Road, Howell, Ross, Vauthier & Westward

WATER & SEWER MAINTENANCE DIVISION
ACTIVITY REPORT
Dwanna Jones

2013 / April
Utility 22

	WEEK 1	WEEK 2	WEEK 3	WEEK 4	WEEK 5	MONTHLY	April
	4/1-4/6	4/7-4/13	4/14-4/20	4/21-4/27	4/28-4/30	TOTALS	2012
WATER							
Water leaks repaired	2	6	3	0	1	12	18
Residential Water Taps	0	0	0	1	0	1	0
Commercial Water Taps	0	0	0	0	0	0	0
Remote Read Meters Installed	0	0	0	0	0	0	0
Low Pressure City Side	0	0	0	0	0	0	2
Low Pressure Customer	1	1	0	0	0	2	0
Meter Boxes & Lids Replace	0	0	0	0	0	0	0
Water Turned On/Off Citizens	0	0	0	0	0	0	0
Rusty Water Inquires	1	0	0	0	0	1	0
Bad Taste/Smelly Water	0	0	0	0	0	0	0
Fire Hydrants							
Fire Hydrants Installed	0	0	0	0	0	0	1
Fire Hydrants Repaired	0	2	8	0	2	12	0
Fire Hydrants Serviced	0	0	0	0	0	0	0
SPECIAL PROJECTS							

WATER & SEWER MAINTENANCE DIVISION
ACTIVITY REPORT

Dwanna Jones

**2013 / April
Utility 22**

	WEEK 1	WEEK 2	WEEK 3	WEEK 4	WEEK 5	MONTHLY	April
	4/1-4/6	4/7-4/13	4/14-4/20	4/21-4/27	4/28-4/30	TOTALS	2012
SEWER							
Sewer Stoppages Resolved	7	9	12	6	12	46	40
Sewer Lines Repaired	0	0	0	7	0	7	5
Residential Sewer Taps	0	1	0	0	0	1	0
Commercial Sewer Taps	0	0	0	0	0	0	0
Clean-Out Tops Replaced	1	0	0	3	0	4	1
Clean-Outs Installed	1	0	0	2	0	3	6
Sewer Lines Installed	1	0	0	0	0	1	0
Manhole Repaired	0	0	0	0	0	0	0
Manhole Installed	0	0	0	0	0	0	0
Lines Locate, Water & Sewer	3	1	0	5	0	9	0
Miscellaneous							
Dress-Ups	0	0	2	14	0	16	25
Saw Cuts	0	0	0	0	0	0	0
Valves Replaced	0	0	0	0	0	0	0
Total Work Orders						115	128
Projects by LF							
Feet of Water Mains Installed (LF)	0	0	0	0	0	0	0
Sewer Lines Cleaned (LF)	646	634	443	227	729	2679	0
Feet of Sewer Line T.V.'d (LF)	0	0	0	45	0	45	29
Feet of Sewer Main Replaced (LF)	0	40	487	100	0	627	0
Smoke Testing Done (LF)	0	0	0	0	0	0	0
Culverts Cleaned (LF)	0	0	0	0	0	0	13

WATER & WASTE WATER
ACTIVITY REPORT
Supervisor Jason Hubbell

2013 / April	WEEK 1	WEEK 2	WEEK 3	WEEK 4	WEEK 5	MONTHLY	April
Utility 24	4/1-4/6	4/7-4/13	4/14-4/20	4/21-4/27	4/28-4/30	TOTALS	2012
WWTP							
Rain Fall	1.8	1.4	0	1.1	0.3	4.6	5.3
Flow Total MG/D	16.338	16.769	12.417	11.839	6.925	64.288	82.288
Lb. of CL2 used	905	985	815	885	495	4085	4950
Lb. of SO2 used	548	596	438	469	261	2312	2709
Plant Man Hours	74	52	76	84	34	320	335
Bio Solids Removed/Tons	0	0	0	0	0	0	0
Raw TSS Avg. mg/1						89	80.9
Raw BOD tes/Avg.						102.3	64.1
Raw Total Cu Avg.mg/l						0.039	0.0153
Raw NH3-3 Avg. mg/l						19.8	13.987
Effluent CBOD test/Avg.						2.9	2.7
Effluent TSS Avg. mg/1						4.3	3.1
Effluent NH-3N Avg.mg/L						0.65	0.391
Effluent Total CU mg/L						0.0044	0.0036
Route Wells & Lift Stations							
Distribution System-Total Surface Water MG/D	13.247	15.18	15.564	16.374	6.206	66.571	76.066
Total Well Water MGD	0.004	0.007	0.015	0.002	0.002	0.03	0.076
Lb. of CL2 used	28	66	45	60	21	220	106
Lb. of Ammonia Used	8	18	10	15	5	56	14
Total # of CL2 Residual Samples	66	77	77	77	33	330	330
Number of Water Bacteriology Samples	0	15	0	0	0	15	18

WATER & WASTE WATER
ACTIVITY REPORT
Supervisor Jason Hubbell

2013 / April	WEEK 1	WEEK 2	WEEK 3	WEEK 4	WEEK 5	MONTHLY	April
Utility 24	4/1-4/6	4/7-4/13	4/14-4/20	4/21-4/27	4/28-4/30	TOTALS	2012
Collection System - Total Lift Station Pump Hours	713.5	849.5	640.8	675.5	289.8	3169.1	3430.9
Man Hours Wells Station	27	31.5	31.5	31.5	13.5	135	135
Safety Meetings	0	0	1	0	0	1	1
Dead ends Flushed	12	33	35	3	0	83	0
Fire Hydrants Mowed	10	25	26	0	0	61	0

GCWA annual burnout April 29th to May 13th.

CL2 = CHLORINE

MGD = MILLION GALLON DAY

SO2 = SULFUR DIOXIDE

BOD = BIOCHEMICAL OXYGEN DEMAND

CU = COPPER

NH-3N = AMMONIA

MAINTENANCE DIVISION
WATER WELLS, LIFT STATIONS & WASTE WATER TREATMENT PLANT
ACTIVITY REPORT
Steve Gassaway

2013 / APRIL
Utility 26

	WEEK 1	WEEK 2	WEEK 3	WEEK 4	WEEK 5	MONTHLY	APRIL
	4/1-4/6	4/7-4/13	4/14-4/20	4/21-4/27	4/28-4/30	TOTALS	2012
PREVENTATIVE MAINTENANCE							
Lift Pumps	0	0	3	0	1	4	5
Valves	0	0	2	0	2	4	15
Electric Motors	1	0	1	0	0	2	0
Electric Panels	10	0	4	1	3	18	14
Vent Fans	0	0	0	0	1	1	0
Blowers	2	0	0	0	1	3	1
Belts	7	10	11	0	6	34	22
Floats	15	20	16	6	11	68	75
Well Sites	0	2	0	0	2	4	4
Clean Up @ Well Sites	0	0	0	0	0	0	6
Troubleshoot Problems	5	2	9	3	3	22	0
CORRECTIVE MAINTENANCE							
Replaced Belts	0	0	9	0	0	9	1
Replaced Bearings	0	0	0	0	0	0	3
Replaced Motors	0	0	1	0	0	1	0
Replaced Seals	0	0	0	0	0	0	12
Replaced Pumps	1	0	1	0	0	2	0
Replace wear Parts	0	0	0	0	0	0	13
Replace Valves	0	0	0	0	0	0	0
Replace Floats	2	0	0	0	0	2	0
Replace Gauges	0	0	0	0	0	0	0
Replace Electrical Parts	1	0	2	20	0	23	1
Change Oil in Pumps	4	6	5	0	4	19	38
Clean Up @ Lift Stations	8	6	11	3	3	31	25
SPECIAL PROJECTS					TOTAL	247	235
WWTP took apart bar screen, replaced A/C vent; clean-up work on STP;							
Mowed & weed-eated grass @ Lift Stations; cleaned office, shop, break room & unit 801							

1 of 1

FINANCIALS



City of La Marque
Budget to Actual
as of 4/30/2013

	Budget	YTD as of 4/30/2013	Benchmark 58%	YTD as of 4/30/2012	Change %
General Fund					
Revenues:					
Property Taxes	2,634,000	2,346,029	89%	2,322,135	1%
Sales Tax (60 days lapse in receipt)	2,390,000	1,054,344	44%	960,733	10%
Other Taxes	79,000	22,743	29%	23,709	-4%
Franchises	855,000	308,785	36%	318,986	-3%
GGP Admissions	19,000	9,566	50%	11,308	-15%
License/Permits	180,000	146,723	82%	93,369	57%
Coin Operated Machine License	250,000	318,640	127%	154,095	107%
Municipal Fines & Fees	623,000	480,285	77%	395,076	22%
Library Fines & Fees	3,000	1,864	62%	2,370	-21%
Fire /Code Plan Review	28,000	18,381	66%	27,400	-33%
EMS Ambulance Fees	400,000	252,596	63%	274,700	-8%
Miscellaneous Fees	54,000	34,787	64%	34,327	1%
Transfers In	196,000	23,250	12%	448,777	-95%
General Fund - Total Revenues	\$ 7,711,000	\$ 5,017,995	65%	\$ 5,066,985	-0.98%
Expenditures:					
General Government Division					
Administration	228,464	155,361	68%	228,122	-47%
City Council	11,000	7,402	67%	9,977	-35%
Finance	385,443	251,266	65%	225,372	10%
Inspection	260,938	111,757	43%	106,953	4%
Judicial	278,414	144,541	52%	183,593	-27%
City Clerk	145,731	62,563	43%	65,855	-5%
Library	206,496	105,343	51%	123,087	-17%
Info Technology	87,839	47,567	54%	48,914	-3%
Fund Expenditures	672,496	451,735	67%	370,283	18%
Subtotal of GGD Expenditures	2,276,821	1,337,535	59%	1,362,155	-2%



City of La Marque
Budget to Actual
as of 4/30/2013

	<u>Budget</u>	<u>YTD as of 4/30/2013</u>	<u>Benchmark 58%</u>	<u>YTD as of 4/30/2012</u>	<u>Change %</u>
Public Safety Division					
Police	2,708,738	1,517,099	56%	1,598,698	-5%
Animal Control	83,000	41,062	49%	33,915	17%
Emergency Management	9,300	11,973	129%	2,146	82%
Fire/EMS	1,629,014	874,925	54%	994,132	-14%
Fire Marshal	12,300	2,117	17%	38,439	-1716%
Subtotal of PSD Expenditures	4,442,352	2,447,175	55%	2,667,330	-9%
Public Works Division					
Parks	85,537	41,278	48%	51,262	-24%
Shop/Service	145,497	72,754	50%	82,745	-14%
PW Admin	60,008	30,302	50%	28,663	5%
Street	615,059	316,742	51%	387,944	-22%
Subtotal of PWD Expenditures	906,101	461,076	51%	550,613	-19%
 General Fund - Total Expenditures	 \$ 7,625,275	 \$ 4,245,787	 56%	 \$ 4,580,099	 -8%
 Revenues over Expenditures	 \$ 85,725	 \$ 772,208		 \$ 486,887	
 Beginning Unassigned Fund Balance:		1,250,142.00			
 Ending Unassigned Fund Balance:		2,022,350.07			



City of La Marque
Budget to Actual
as of 4/30/2013

	Budget	YTD as of 4/30/2013	Benchmark 58%	YTD as of 4/30/2012	Change %
Utility Fund					
Revenues:					
Operating Revenues	4,166,850	2,202,439	53%	2,271,999	-3%
Other Revenues	204,150	119,051	58%	18,129	85%
Transfer In				114,275	-100%
Utility Fund - Total Revenues	\$ 4,371,000	\$ 2,321,491	53%	\$ 2,404,403	-4%
Expenditures:					
UB/Accounting	325,454	146,877	45%	150,391	-2%
Utility Line Maint	911,254	237,454	26%	364,964	-54%
Water & Sewer Operations	2,037,786	948,945	47%	828,182	13%
Debt Service	45,222	22,611	50%	22,611	0%
Equipment Maintenance	165,047	100,049	61%	67,426	33%
Storm Water	26,000	5,498	21%	6,031	-10%
Fund Expenditures	1,003,937	690,678	69%	391,134	43%
Utility Fund - Total Expenditures	\$ 4,514,700	\$ 2,152,113	48%	\$ 1,830,740	15%
Revenues over Expenditures	\$ (143,700)	\$ 169,378		\$ 573,663	
Beginning Cash and Cash Equivalent Balance:		3,036,066.00			
Ending Cash and Cash Equivalent Balance:		3,205,443.93			



CITY OF LA MARQUE
BUDGET TO ACTUAL
As of 4/30/2013

	Budget	YTD as of 4/30/2013	Benchmark 58%	YTD as of 4/30/2012	Change %
Debt Service					
Revenues:					
Property taxes	702,139	609,512	87%	602,700	1%
Other Revenues	627,299	625,000	100%	264	100%
Debt Service Fund - Total Revenues	\$ 1,329,438	\$ 1,234,512	93%	\$ 602,964	51%
Expenditures:					
Debts	1,230,984	267,754	22%	131,274	51%
Others (transfers)	98,452		0%	58,333	-100%
Debt Service Fund - Total Expenditures	\$ 1,329,436	\$ 267,754	20%	\$ 189,608	29%
 Revenues over Expenditures	 \$ 2	 \$ 966,759		 \$ 413,357	
 Beginning Balance:		 814,183.00			
 Ending Balance:		 1,780,941.77			



CITY OF LA MARQUE
BUDGET TO ACTUAL
As of 4/30/2013

	<u>Budget</u>	<u>YTD as of 4/30/2013</u>	<u>Benchmark 58%</u>	<u>YTD as of 4/30/2012</u>	<u>Change %</u>
<u>HOT Fund</u>					
Revenues:					
Occupancy Tax Collections	100,000	38,430	38%	38,000	1%
Other Revenues	1,000	20,586 *	2059%	818	96%
HOT Fund - Total Revenues	\$ 101,000	\$ 59,016	58%	\$ 38,817	34%
Expenditures:					
Interconnect Transit System	40,000	20,000	50%	18,415	8%
Promotional within CLM	27,000	13,755	51%	34,120	-148%
City promotion-Bayou Fest	30,000	26,700	89%	0	100%
Transfer out to GF	4,000	4,000	100%	0	100%
HOT Fund - Total Expenditures	\$ 101,000	\$ 60,455	60%	\$ 52,535	13%
 Expenditures over revenues	 \$ -	 \$ (1,440)		 \$ (13,718)	
 Beginning Unreserved Fund Balance:		 160,258.00			
 Ending Unreserved Fund Balance:		 158,818.42			

* Donations include \$20,000 from Republic Waste sponsoring Bayou Fest.



CITY OF LA MARQUE
Cash and Investments
As of April 30, 2013

Funds	Amounts
General Fund	1,904,246.07
Utility Fund	3,056,874.37
Utility Restricted Investment	260,858.48
Westside Construction Fund	28,088.75
Equipment Replacement Fund	243,285.48
Library Fund	12,481.72
PD Child Outreach Program	6,188.94
Hotel Motel Fund	774,408.66
Drug Seizure Fund	5,164.74
Home Program Grant	38,552.46
Debt Service Fund	1,780,928.46
Utility Debt Service Fund	1,002,720.34
PID Fund	101,132.54
EDC	5,463,066.69
PID #2	210,982.06
PID #3	440.64
Equipment Maintenance Fund	33,252.75
CDBG Grant	(97,615.12)
CDBG Disaster	(3,889.96)
1998 TWDB Sewer Rehab	(510,911.30)
2005 CO Capital Projects	567,362.97
2007 CO Capital Projects	921,410.99
Sanitation	17,528.40
Parks Fund	41,963.84
Court Technology	2,640.08
Court Security	61,800.12
Child Safety	27,014.39
LEOSE Training Fund	13,302.86
MOTCO Landscaping	11,153.65
Clean City Fund	35,151.19
PEG	31,507.31
Total Cash and Investments	16,041,092.57

**Note-Cash and investments excluded amounts held in GCWA*



FINANCIAL HIGHLIGHTS

April 30, 2013

GENERAL FUND

REVENUES (Overall decreased by 0.98%)

Property Taxes increased by 1%.

Property Taxes	2012-13	2011-12	Change in \$	% Change
Current	2,254,461	2,229,832	24,630	1.10%
Delinquent	59,676	53,861	5,814	10.80%
Penalty and Interest	29,879	29,192	687	2.35%
Others	2,013	9,250	(7,237)	-78.23%
	2,346,029	2,322,135	23,894	1.03%

Sales tax increased by 10%.

Franchise tax decreased by 3%.

Franchises	2012-13	2011-12	Change in \$	% Change
CenterPoint / Entex	38,810	37,084	1,726	4.65%
TNP	208,261	214,946	(6,686)	-3.11%
Reliant / H L & P	2,770	2,578	192	7.43%
Phone lines Right of Way	17,049	17,421	(371)	-2.13%
Cable	41,896	46,957	(5,061)	-10.78%
	308,785	318,986	(10,201)	-3.20%

Permits and Licenses including coin operated machines increased by 88%.

Permits and Licenses excluding coin operated machines revenues increased by 57%.

Permits and Licenses	2012-13	2011-12	Change in \$	% Change
Re-Zoning fees	1,383	475	908	191.16%
Wrecker permit fees	3,000	2,600	400	15.38%
Pipeline permits	400		400	100.00%
Release of lien	4,713	5,540	(827)	-14.94%
Alcoholic beverage permits	2,785	5,551	(2,766)	-49.82%
Plat fees		200	(200)	-100.00%



FINANCIAL HIGHLIGHTS

April 30, 2013

Gasoline permits	800	550	250	45.45%
Burial permits	770	150	620	413.33%
Mobile home permits	45	475	(430)	-90.53%
Building permits	69,205	30,706	38,499	125.38%
Plumbing permits	11,367	9,533	1,834	19.24%
Electrical permits	12,607	6,839	5,768	84.35%
Mechanical permits	3,920	1,406	2,514	178.89%
Oil and gas permits		80	(80)	-100.00%
Seismic testing permit		60	(60)	-100.00%
Alarm reg/permit fees	1,820	1,800	20	1.11%
Plan review fees	13,680	16,256	(2,576)	-15.84%
Mowing lien payments	15,606	9,011	6,595	73.20%
Demolition	2,805	801	2,004	250.33%
Coin operated machine licenses	318,640	154,095	164,545	106.78%
Others	1,818	1,338	480	35.87%
	465,363	247,464	217,899	88.05%

Fire Service Fees decreased 33%.

Fire Service Fees	2012-13	2011-12	Change in \$	% Change
Fire service fees	11,561	23,562	(12,001)	-50.93%
Fire code plan review	6,820	1,853	4,967	268.11%
Fire code inspection service		1,985	(1,985)	-100.00%
	18,381	27,400	(9,018)	-32.91%

EXPENDITURES (Overall decreased by 8%)

City Manager Department-Previous years, EDC Director's salary and benefits were charged to City Manager's budget and at end of the month EDC Fund would reimburse General Fund for his expenditure. Starting 2013, EDC Director's salary and benefits have been charged directly to personnel related accounts set in EDC Fund. Departmental expenditure decreased by 47%.



FINANCIAL HIGHLIGHTS

April 30, 2013

Council-Departmental expenditure decreased by 35%. January 2012, City spent \$3,823.59 on iPads for Council. Year to date fiscal year 2013 for this line item was -0-.

Finance-Departmental expenditure increased by 10% mainly due to the following year to date expenditure:

Finance	2012-13	2011-12	Change in \$
Independent audit fee	61,360	29,000	32,360
	61,360	29,000	32,360

Judicial- Departmental expenditure decreased by 27% mainly due to vacant position January-March 2013.

Library-Departmental expenditure decreased by 17% mainly due to vacant position January-March 2013.

Fund Expenditures-Departmental expenditure increased by 18%. This was mainly due to the following:

Fund Expenditure (Dept 99)	2012-13	2011-12	Change in \$
Group health insurance (retirees and general)	79,951	68,358	11,593
General Insurance	180,781.10	141,075.54	39,705.56
Communications	53,733.56	39,838.92	13,894.64
Utilities	117,045.87	94,145.43	22,900.44
	431,511.83	343,418.13	88,093.70

General liability insurance, communications, and utilities were charged to various departments in the past. Starting 2013, City consolidated these expenditures to the Fund Expenditure Department 99 for better cost management purposes.

Communications-Variance was caused by timing of radio annual payment. In fiscal year 2013, annual radio payment of \$12,870 (General Fund only) was made in April. In fiscal year 2012, this payment was made in July 2012 of \$11,250 (General Fund only).

Utilities-Variance was caused by timing of payments. Fiscal year 2013 captured 6 months of payments where fiscal year 2012 captured 5 months.



FINANCIAL HIGHLIGHTS

April 30, 2013

The number on the chart above only reflects General Fund portion of the overall cost. Below is additional breakdown comparison of different categories of general liability insurance for **ALL** funds:

Coverages	2011-12	2012-13	Difference
General Liability	8,666.00	12,325.00	3,659.00
Law Enforcement Liability	15,830.00	21,899.00	6,069.00
Errors & Omissions Liability	16,221.00	26,748.00	10,527.00
Automobile Liability	19,846.00	33,560.00	13,714.00
Automobile Physical Damage	15,114.00	17,114.00	2,000.00
Real & Personal Property	15,886.00	16,704.00	818.00
Mobile Equipment	8,074.00	6,288.00	(1,786.00)
Crime	947.00	1,147.00	200.00
Worker's Comp	114,341.00	123,277.00	8,936.00
Windstorm	84,641.77	100,999.71	16,357.94
	299,566.77	360,061.71	60,494.94

Police-Departmental expenditure decreased 5% mainly due to vacancy lapse.

Emergency Management-Departmental expenditure increased 82% due to purchase of antenna mast from Bearcom (\$22,750).

Fire/EMS-Departmental expenditure decreased by 14% mainly due to fire truck debt payment has been moved to Debt Service Fund in 2013 instead of charging directly to Fire expenditure account of \$98,455.45 as in 2012.

Fire Marshal-Departmental expenditure decreased by \$36,322 mainly due to personnel.

Parks-Departmental expenditure decreased by 24% mainly due to personnel.

Streets-Departmental expenditure decreased by 22% mainly due to personnel.



FINANCIAL HIGHLIGHTS

April 30, 2013

UTILITY FUND

REVENUES (Overall decreased by 4%)

Charges for services decreased by 3%. This was mainly due to timing of billing cycle being posted before or after period. Also, year to date water consumptions billed increased in comparison to 2012.

Other revenues increased by 85% mainly due to money received for discharge agreements from Galveston County Landfill totaling \$94,590.82 year to date.

OPERATING EXPENSES (Overall increased by 15%)

Utility Line Maintenance-Departmental expenditure decreased by 54% mainly due to personnel and group health insurance.

Fund Expenditures-Utility fund expenditures increased by \$299,544 mainly due to combination of an increase of \$625,000 per budgeted utility debt transfer and a decrease of \$332,902 of inter-fund transfers being stopped in 2013 per Council.

DEBT SERVICE

REVENUES (Overall increased by 51%)

The increase was mainly due to transfer from Utility Debt for 2011 Refunding per adopted budget.

OPERATING EXPENSES (Overall increased by 23%)

Year to date 2013, the City incurred \$103,378 lease payments for new fire trucks. Year to date 2012 was -0-. \$58,333 of transfer was eliminated by Council during 2013 budget process.



CITY OF LA MARQUE
Check Register
April 2013

Vendor Name	Account	Invoice Description	Invoice Amount
APACHE OIL COMPANY	01-2022-00-00	FUEL FOR CITY FLEET	17,343.54
Total			17,343.54
ADMINISTRATION			
BCOS INC.	01-2031-01-02	COPIER PRINT FEE (FRONT VAULT	47.76
DEAN'S FLOWERS	01-2010-01-02	PLANT FOR FUNERAL (BRUCE LOWE)	58.00
HARTMAN NEWSPAPERS L.P.	01-4050-01-02	ADVERTISEMENT IN THE TC-LM CHA	875.00
JANIKING OF HOUSTON, INC.	01-2070-01-02	JANITORIAL SERVICES FOR APRIL	567.58
JANIKING OF HOUSTON, INC.	01-2070-01-02	JANITORIAL SERVICES FOR APRIL	125.35
OFFICE DEPOT INC.	01-2010-01-02	COPY PAPER	288.96
OFFICE DEPOT INC.	01-2010-01-04	CREDIT FOR EMPLOYEE HANDBOOKS	- 150.00
OFFICE DEPOT INC.	01-2010-01-02	EMPLOYEE HANDBOOKS	126.50
OFFICE DEPOT INC.	01-2010-01-01	BLACK ON WHITE TAPE & CORRECTI	54.74
PITNEY-BOWES	01-2011-01-02	POSTAGE FOR MAIL MACHINE	1,000.00
TNT SIGNS	01-2010-01-01	CITY EMPLOYEE SHIRTS WITH LOGO	36.50
U.S. BANK NATIONAL ASSOCIATION	01-2031-01-02	COPIER LEASE PAYMENT (APRIL 20	173.36
Total			3,203.75
FINANCE/ACCOUNTING/TAX			
BELT HARRIS PECHACEK, LLLP	01-4040-02-02	PROFESSIONAL FEES-LA MARQUE ED	4,325.00
BELT HARRIS PECHACEK, LLLP	01-4040-02-02	(3 ONSITE MEETINGS, 1 TELECONF	3,659.73
BUSINESS 21 PUBLISHING	01-4040-02-00	CALCULATING OVERTIME WEBINAR (	222.00
CAPRISK CONSULTING GROUP	01-4040-02-02	ACTUARIAL VALUATION FOR GASB 4	3,900.00
CERIDIAN BENEFIT SERVICES	01-4040-02-00	COVERED EMPLOYEE CHARGE (COBRA	125.19
GALVESTON COUNTY	01-4040-02-04	2nd QTR APPRAISAL DISTRICT SER	6,505.17
MAINLAND TESTING CENTER	01-4040-02-00	DRUG SCREEN FOR NEW EMPLOYEE	185.00
OFFICE DEPOT INC.	01-2010-02-00	BACK COVER FOR AUDIT BOOKS	9.30
OFFICE DEPOT INC.	01-2010-02-00	BOOK COVERS	- 10.35
OFFICE DEPOT INC.	01-2010-02-00	MAGNIFYING GLASS, POCKETS FOLD	87.68
OFFICE DEPOT INC.	01-2010-02-00	BUDGET BOOKS FOR FINANCE	74.95
QUILL CORPORATION	01-2010-02-00	TONER FOR UT BILLING AND FINAN	99.99
TEXAS STATE COMPTROLLER	01-4040-02-00	TEXAS PROPERTY TAX CODE ELECTR	3.00
Total			19,186.66
INSPECTION			
BUREAU VERITAS NORTH AMERICA	01-4040-03-00	CONSULTATION - RESIDENTIAL	153.84
BUREAU VERITAS NORTH AMERICA	01-4040-03-00	FIRE INSPECTION FOR ALARM & SP	2,450.00
BUREAU VERITAS NORTH AMERICA	01-4040-03-00	BACK UP INSPECTIONS FOR AG OFF	2,999.88
GALVESTON DAILY NEWS	01-4050-03-00	PUBLIC NOTICE-CODE OF ORDINANC	118.90
GALVESTON DAILY NEWS	01-4050-03-00	PUBLIC NOTICE-BUILDING & ADJUS	135.04
GALVESTON DAILY NEWS	01-4050-03-00	PUBLIC NOTICE (DEMO 528 BEECH)	102.76
GALVESTON DAILY NEWS	01-4050-03-00	PUBLISHING OF ORDINANCE #0-201	121.59
OFFICE DEPOT INC.	01-4040-03-00	PLANS COPIED FOR INSPECTIONS	5.20
OFFICE DEPOT INC.	01-2010-03-00	MARKERS, HIGHLIGHTERS, PENS, T	675.63
OFFICE DEPOT INC.	01-2010-03-00	MARKER, HIGHLIGHTERS, TABS, PE	675.63
STERLING-LIGHTHOUSE	01-2010-03-00	PRINTING	120.00
Total			7,558.47
JUDICIAL			
ACTION PERSONNEL INC.	01-4040-04-00	TEMP HELP FOR JUDICIAL	432.00
ACTION PERSONNEL INC.	01-4040-04-00	TEMP HELP FOR JUDICIAL	720.00
COLLEGE OF THE MAINLAND	01-4060-04-00	FIREARMS QUALIFICATIONS	43.00
GALL'S INC.	01-2040-04-00	RAINSUIT FOR CITY MARSHAL	99.00
MAINLAND TESTING CENTER	01-4040-04-00	PHYSICAL & DRUG SCREEN (NEW EM	145.00
OFFICE DEPOT INC.	01-2010-04-00	YELLOW COPY PAPER, TONER, LABE	165.97
ROBERT BARFIELD	01-4042-04-00	PROSECUTOR SERVICES MONTH OF M	1,375.00
Total			2,979.97
POLICE			
A TO Z TROPHIES	01-2010-05-00	PLAQUES FOR COP LUNCHEON	252.00
ALERT ALARMS	01-2031-05-00	ALARM MONITORING FEE FOR EVIDE	50.00
COLLEGE OF THE MAINLAND	01-4060-05-00	ANNUAL FIREARMS QUALIFICATIONS	840.67
COLLEGE OF THE MAINLAND	01-4060-05-00	FIREARMS QUALIFICATIONS	568.75
GOOGLE CUSTODIAN OF RECORDS	01-2010-05-00	RECORDS REQUESTED FOR CASE #12	25.00
JANIKING OF HOUSTON, INC.	01-2070-05-00	JANITORIAL SERVICES FOR APRIL	622.17
LONE STAR UNIFORMS, INC.	01-2040-05-00	REPLACEMENT OF WORN UNIFORMS F	156.00
LONE STAR UNIFORMS, INC.	01-2040-05-00	NAMEPLATE FOR POLICE OFFICER	9.50
LONE STAR UNIFORMS, INC.	01-2040-05-00	NAME PLATE FOR POLICE OFFICER	9.00
LONE STAR UNIFORMS, INC.	01-2040-05-00	REPLACEMENT OF WORN UNIFORMS F	156.00
LOWE'S BUSINESS ACCOUNT	01-3020-05-00	5% DISCOUNT ADJUSTMENT	- 7.58



CITY OF LA MARQUE
Check Register
April 2013

Vendor Name	Account	Invoice Description	Invoice Amount
LOWE'S BUSINESS ACCOUNT	01-3020-05-00	REPLACEMENT BULBS FOR FLAG POL	7.58
O'REILLY AUTO PARTS	01-3030-05-00	SHIFT TUBE	28.49
O'REILLY AUTO PARTS	01-3030-05-00	ALTERNATOR & BATTERY	- 93.00
O'REILLY AUTO PARTS	01-3030-05-00	FUEL FILTER	7.84
O'REILLY AUTO PARTS	01-3030-05-00	CONDENSER	447.51
O'REILLY AUTO PARTS	01-3030-05-00	BATTERY & BATTERY FEE	164.81
O'REILLY AUTO PARTS	01-3030-05-00	CREDIT FOR BATTERY RETURN	- 18.00
O'REILLY AUTO PARTS	01-3030-05-00	BATTERY & BATTERY FEE	206.08
O'REILLY AUTO PARTS	01-3030-05-00	RAD FAN ASSY	199.02
O'REILLY AUTO PARTS	01-3030-05-00	FUEL FILTER (UNIT #3587)	7.84
O'REILLY AUTO PARTS	01-3030-05-00	ALTERNATOR (UNIT #4284)	642.84
O'REILLY AUTO PARTS	01-3030-05-00	CREDIT FOR ALTERNATOR RETURN	- 75.00
O'REILLY AUTO PARTS	01-3030-05-00	DISC PAD SET (2)	131.00
O'REILLY AUTO PARTS	01-3030-05-00	OIL FILTER	4.31
O'REILLY AUTO PARTS	01-3030-05-00	FUEL FILTER & MICRO-V BELT	33.89
OFFICE DEPOT INC.	01-2010-05-00	CUSTOM STAMP FOR CID, NOTARY S	47.98
OFFICE DEPOT INC.	01-3040-05-00	EXTERNAL HARD DRIVE FOR PATROL	129.99
OFFICE DEPOT INC.	01-2010-05-00	TONER, FOLDERS, HIGHLIGHTERS	330.73
OFFICE DEPOT INC.	01-2010-05-00	TONER	231.55
SCOTT VETERINARY CLINIC	01-2011-05-00	VETERINARY CHECK UP FOR K-9 IV	482.00
TEXAS CITY FEED & SUPPLY	01-2011-05-00	(2) BAGS PRO PLAN FOR K-9 IVAN	81.98
THALJI ENTERPRISES, INC.	01-3030-05-00	ADDITIONAL REPAIR OF TRANSMISS	339.58
THALJI ENTERPRISES, INC.	01-3030-05-00	STATE INSPECTION FOR UNIT #358	39.75
THALJI ENTERPRISES, INC.	01-3030-05-00	STATE INSPECTION FOR UNIT 0892	39.75
THALJI ENTERPRISES, INC.	01-3030-05-00	STATE INSPECTION FOR UNIT 4283	39.75
THE PRODUCTIVITY CENTER	01-4040-05-00	ANNUAL SUBSCRIPTION-TCLEDD	630.00
XEROX CORPORATION	01-2010-05-00	COPIER PRINT FEES	55.82
XEROX CORPORATION	01-2010-05-00	COPIER PRINT FEES	26.78
XEROX CORPORATION	01-2010-05-00	COPIER PRINT FEES	14.88
Total			6,867.26
FIRE			
AIRGAS	01-2011-06-00	ACETYLENE CYLINDER RENTAL	15.54
AIRGAS	01-2011-06-00	ACETYLENE & OXYGEN CYLINDER RE	17.21
BOUND TREE MEDICAL	01-2011-06-00	EMS MEDICAL SUPPLIES	703.53
BOUND TREE MEDICAL	01-2011-06-00	EMS MEDICAL SUPPLIES	13.74
BOUND TREE MEDICAL	01-2011-06-00	EMS MEDICAL SUPPLIES	58.02
BOUND TREE MEDICAL	01-2011-06-00	EMS MEDICAL SUPPLIES	694.02
BOUND TREE MEDICAL	01-2011-06-00	EMS MEDICAL SUPPLIES	93.36
COLLEGE OF THE MAINLAND	01-4060-06-00	FIREARMS QUALIFICATIONS	129.00
DR. PAUL FINE	01-4040-06-00	EMS MEDICAL OVERSIGHT FOR MARC	650.00
GALL'S INC.	01-2040-06-00	PURCHASE OF 20 GALLS DELUXE SC	319.80
HOYT BREATHING AIR PRODUCTS	01-3040-06-00	CARTRIDGE & SHIPPING FEES	118.34
INTERMEDIX	01-4040-06-00	EMS BILLING SERVICES (MARCH 20	4,449.17
ISLAND FIRE & SAFETY EQUIPMENT	01-3040-06-00	NEW FIRE EXTINGUISHER FOR MEDI	52.00
ISLAND FIRE & SAFETY EQUIPMENT	01-3040-06-00	FIRE EXTINGUISHER RECHARGE AND	45.90
LONE STAR UNIFORMS, INC.	01-2040-06-00	UNIFORM PANTS FOR LMFR EMPLOYE	119.85
LOWE'S BUSINESS ACCOUNT	01-2060-06-00	5% CREDIT ADJUSTMENT	- 81.48
LOWE'S BUSINESS ACCOUNT	01-2060-06-00	DEWALT 18 VOLT DRILL	94.05
MATHESON TRI-GAS	01-2031-06-00	HIGH PRESSURE AND HAZARDOUS MA	142.61
MATHESON TRI-GAS	01-2031-06-00	HIGH PRESSURE AND HAZARDOUS MA	152.76
MES-TEXAS	01-2040-06-00	CREDIT FOR (6) PERFORMANCE POL	- 168.48
MES-TEXAS	01-2040-06-00	(44) PERFORMANCE POLOS FOR LMF	1,269.01
MES-TEXAS	01-2040-06-00	(12) PERFORMANCE POLOS FOR LMF	349.90
MES-TEXAS	01-2040-06-00	(6) PERFORMANCE POLOS FOR LMFR	178.20
MES-TEXAS	01-2040-06-00	(4) PERFORMANCE POLOS FOR LMFR	132.81
MES-TEXAS	01-2040-06-00	X-SMALL GLOVES FOR LMFR	181.21
O'REILLY AUTO PARTS	01-3030-06-00	BATTERY & BATTERY FEE FOR CASC	176.08
OFFICE DEPOT INC.	01-2010-06-00	COPY PAPER, POST IT NOTES, CAR	109.75
SIDDONS MARTIN EMERGENCY, LLC	01-3030-06-00	REPAIRS TO 2010 PIERCE UNIT (P	876.93
STERICYCLE, INC.	01-2011-06-00	MEDICAL WASTE SERVICES	390.66
THALJI ENTERPRISES, INC.	01-3030-06-00	STATE INSPECTION FOR CASCADE 2	14.50
TNT SIGNS	01-2010-06-00	CITY EMPLOYEE SHIRTS WITH LOGO	36.50
Total			11,334.49
CITY CLERK			
GALVESTON DAILY NEWS	01-4050-07-00	AD FOR PUBLIC HEARING NOTICE I	116.21
OFFICE DEPOT INC.	01-2010-07-00	TONER, FOLDER	237.89
OLSON & OLSON ATTN AT LAW	01-4040-07-00	LEGAL HR ISSUES	216.00
Total			570.10



CITY OF LA MARQUE
Check Register
April 2013

Vendor Name	Account	Invoice Description	Invoice Amount
LIBRARY			
CARD METER SYSTEMS, INC	01-4071-08-00	2ND YEAR SOFTWARE SERVICE & SU	575.16
LOWE'S BUSINESS ACCOUNT	01-3020-08-00	5% CREDIT ADJUSTMENT	- 81.48
LOWE'S BUSINESS ACCOUNT	01-3020-08-00	CEILING TILES, TOILET ROLLERS,	120.76
MAINLAND TESTING CENTER	01-4040-08-00	PHYSICAL & DRUG SCREEN (NEW EM	145.00
MIDWEST TAPE, LLC	01-7010-08-00	DVD'S FOR LIBRARY	179.92
MIDWEST TAPE, LLC	01-7010-08-00	DVDS FOR LIBRARY	70.97
MIDWEST TAPE, LLC	01-7010-08-00	DVD'S FOR LIBRARY	115.94
Total			1,126.27
PARKS			
G & K SERVICES	01-2040-09-00	UNIFORMS FOR CITY EMPLOYEES	39.21
LOWE'S BUSINESS ACCOUNT	01-2010-09-00	5% CREDIT ADJUSTMENT	- 32.24
LOWE'S BUSINESS ACCOUNT	01-2010-09-00	FIRE ANT KILLER FOR PARKS	32.24
MAINLAND TESTING CENTER	01-4040-09-00	PHYSICAL & DRUG SCREEN (NEW EM	170.00
Total			209.21
SHOP/SERVICE FACILITY			
G & K SERVICES	01-2040-10-00	UNIFORMS FOR CITY EMPLOYEES	65.29
O'REILLY AUTO PARTS	01-2010-10-00	TIRE VALVE	0.97
O'REILLY AUTO PARTS	01-3030-10-00	(2) DISC PAD SETS (UNIT #1500)	111.81
O'REILLY AUTO PARTS	01-3030-10-00	METALLIC PAD (UNIT #2560)	30.40
O'REILLY AUTO PARTS	01-2060-10-00	CIRCUIT TESTER	14.99
OFFICE DEPOT INC.	01-2010-10-00	POST IT NOTES, WRITING PADS, D	90.47
OFFICE DEPOT INC.	01-2070-10-00	BATH TISSUE	24.99
SOUTHERN TIRE MART, LLC	01-3030-10-00	TIRES FOR SHOP TRUCK	916.00
Total			1,254.92
PUBLIC WORKS ADMINISTRATION			
GALVESTON DAILY NEWS	01-2010-11-00	LEGAL NOTICE-CONSTRUCTION OF 1	1,163.16
GALVESTON DAILY NEWS	01-2010-11-00	LEGAL NOTICE-CONSTRUCTION OF 3	1,152.40
GALVESTON DAILY NEWS	01-2010-11-00	LEGAL NOTICE (ODOR AND CORROSI	242.56
Total			2,558.12
STREET			
BROOKSIDE EQUIPMENT SALES	01-3030-12-00	BELT FOR TRACTOR	278.37
CONSOLIDATED ELECTRICAL DIST.	01-2060-12-00	LOCKING CABLE TIES	67.50
CONSOLIDATED ELECTRICAL DIST.	01-2010-12-00	LIGHT BULB	12.50
G & K SERVICES	01-2040-12-00	UNIFORMS FOR CITY EMPLOYEES	155.21
LOWE'S BUSINESS ACCOUNT	01-3020-12-00	CREDIT FOR 20X36 ENERGY AIRE 3	- 7.74
LOWE'S BUSINESS ACCOUNT	01-3020-12-00	CREDIT FOR 20X36 ENERGY AIRE 3	- 30.96
LOWE'S BUSINESS ACCOUNT	01-3020-12-00	20X36 ENERGY AIRE 3PK	38.70
O'REILLY AUTO PARTS	01-3030-12-00	CREDIT FOR VALVE STEM (UNIT #0	- 2.81
O'REILLY AUTO PARTS	01-3030-12-00	IGN COIL & SPARK PLUG (UNIT #6	65.00
O'REILLY AUTO PARTS	01-3030-12-00	& GROMMET	4.36
OFFICE DEPOT INC.	01-2070-12-00	TRASH CAN LINER, DISH DETERGEN	19.20
OFFICE DEPOT INC.	01-2010-12-00	STAMP, COPY PAPER, 12" BLACK C	118.07
SOUTHERN TIRE MART, LLC	01-3030-12-00	CREDIT FOR TIRES (STREET DEPT)	- 250.40
XEROX CORPORATION	01-2031-12-00	COPIER FEES (BASE CHARGE & EXC	175.90
XEROX CORPORATION	01-2010-12-00	COPIER FEES (BASE CHARGE & EXC	106.02
Total			748.92
DATA PROCESSING			
CELICO PARTNERSHIP	01-2010-13-00	DATA CARDS AND CELL PHONES	516.48
TNT SIGNS	01-2010-13-00	CITY EMPLOYEE SHIRTS WITH LOGO	87.00
Total			603.48
EMERGENCY MANAGEMENT SRVCS.			
AIRGAS	01-3020-16-00	WELDING RODS FOR AMBULANCE CON	33.70
LOWE'S BUSINESS ACCOUNT	01-3050-16-00	5% DISCOUNT ADJUSTMENT	- 81.48
LOWE'S BUSINESS ACCOUNT	01-3050-16-00	ROLL ON BED LINERFOR NEW 4X4 F	132.94
Total			85.16
FUND EXPENDITURES			
AT&T	01-5010-99-00	ACCOUNT #409 938-6400 332 6	2,530.75
CELICO PARTNERSHIP	01-5010-99-00	DATA CARDS AND CELL PHONES	892.61
COMPREHENSIVE INSURANCE	01-4085-99-00	ADMIN OF PRE-TAX REIMB ACCOUNT	250.00
DIRECT ENERGY	01-5020-99-00	CITY ENERGY BILL (FEB-APR 2013	23,322.51
GALV CO EMERG COMM. DISTRICT	01-5010-99-00	ANNUAL RADIO AIRTIME FOR GOVER	12,870.00



CITY OF LA MARQUE
Check Register
April 2013

Vendor Name	Account	Invoice Description	Invoice Amount
Total			39,865.87
UTILITY ACCOUNTING			
AT&T	02-5010-21-00	ACCOUNT #409 938-6400 332 6	182.86
DIRECT ENERGY	02-5020-21-00	CITY ENERGY BILL (FEB-APR 2013	333.01
DREYFUS PRINTING	02-2010-21-00	WATER BILLS	1,164.00
G & K SERVICES	02-2040-21-00	UNIFORMS FOR CITY EMPLOYEES	37.41
O'REILLY AUTO PARTS	02-3030-21-00	AIR & OIL FILTER (UNIT #7335)	18.25
O'REILLY AUTO PARTS	02-3030-21-00	AIR & OIL FILTER (UNIT #7336)	18.25
OFFICE DEPOT INC.	02-2010-21-00	BINDER CLIP, POCKET FILES, CAR	190.86
QUILL CORPORATION	02-2010-21-00	TONER FOR UT BILLING AND FINAN	99.99
TRANSACT TECHNOLOGIES INC.	02-2010-21-00	RECEIPT PRINTER PAPER	245.40
U. S. POST OFFICE	02-2011-21-00	POSTAGE FOR BILLING	2,500.00
Total			4,790.03
UTILITY LINE MAINTENANCE			
AT&T	02-5010-22-00	ACCOUNT #409 938-6400 332 6	182.86
DIRECT ENERGY	02-5020-22-00	CITY ENERGY BILL (FEB-APR 2013	233.90
FERGUSON ENTERPRISES, INC.	02-3011-22-00	PARTS & SUPPLIES TO REPAIR SEW	1,660.55
G & K SERVICES	02-2040-22-00	UNIFORMS FOR CITY EMPLOYEES	129.01
GALV CO EMERG COMM. DISTRICT	02-5010-22-00	ANNUAL RADIO AIRTIME FOR GOVER	1,237.50
INDUSTRIAL AIR TOOL, L.P. LLP	02-2040-22-00	RAINSUIT FOR UT 22 EMPLOYEE	7.50
MAINLAND TOOL & SUPPLY	02-2040-22-00	SAFETY GLOVES	23.88
MAINLAND TOOL & SUPPLY	02-2040-22-00	SAFETY GLOVES	23.88
O'REILLY AUTO PARTS	02-3030-22-00	RADIATOR HOSE (UNIT #1942)	16.44
PUBLIC MANAGEMENT INC.	02-3011-22-00	ADMIN SERVICES RENDERED (2012	4,150.00
SOUTHERN TIRE MART, LLC	02-3030-22-00	TIRES FOR UTILITY 22 JET MACHI	318.00
TEXAS CITY TERMINAL RAILWAY	02-4040-22-00	(T-514) EASEMENT FOR ONE 6" &	1.00
XEROX CORPORATION	02-2031-22-00	COPIER FEES (BASE CHARGE & EXC	175.90
XEROX CORPORATION	02-2010-22-00	COPIER FEES (BASE CHARGE & EXC	65.40
Total			8,225.82
WATER AND SEWER OPERATIONS			
AT&T	02-5010-24-00	ACCOUNT #409 938-6400 332 6	317.46
BROOKSIDE EQUIPMENT SALES	02-3040-24-00	BELTS AND ROLLERS FOR RIDING M	145.90
CENTER POINT ENERGY	02-5020-24-00	GAS BILL (2506 6TH ST) MARCH 2	40.27
CENTER POINT ENERGY	02-5020-24-00	GAS BILL (2102 MAGNOLIA DR) MA	35.06
CENTER POINT ENERGY	02-5020-24-00	GAS BILL (2701 WOODLANDS ST B)	232.59
CENTER POINT ENERGY	02-5020-24-00	GAS BILL (4818 DELANEY RD) MAR	22.39
CENTER POINT ENERGY	02-5020-24-00	GAS BILL (10750 FM 1764 RD) MA	34.10
CHLORINATOR MAINTENANCE	02-3040-24-00	ELECTRONIC 1 TON SCALE INDICAT	917.75
COMCAST	02-5010-24-00	INTERNET FOR THE TREATMENT PLA	78.98
DEPT OF STATE HEALTH SERVICES	02-4040-24-00	TRICHALOMETHANE & HALOACEDIC TE	423.89
DEPT OF STATE HEALTH SERVICES	02-4040-24-00	TRICHALOMETHANE & HALOACEDIC TE	423.89
DIRECT ENERGY	02-5020-24-00	CITY ENERGY BILL (FEB-APR 2013	23,544.85
DIRECT ENERGY	02-5021-24-00	CITY ENERGY BILL (FEB-APR 2013	1,359.35
DIRECT ENERGY	02-5022-24-00	CITY ENERGY BILL (FEB-APR 2013	7,323.82
DXI INDUSTRIES, INC.	02-2010-24-00	SULFUR DIOXIDE, 150# CYL	958.50
DXI INDUSTRIES, INC.	02-2010-24-00	CHLORINE, 2000# CONT	1,552.77
EASTEX ENVIRONMENTAL LAB.	02-4040-24-00	WATER SAMPLES	290.00
ENVIRODYNE LABORATORIES	02-4040-24-00	SAMPLES @ WWTP	792.00
ENVIRODYNE LABORATORIES	02-4040-24-00	WWTP (WATER SAMPLE TESTING)	936.00
G & K SERVICES	02-2040-24-00	UNIFORMS FOR CITY EMPLOYEES	183.49
GALV CO EMERG COMM. DISTRICT	02-5010-24-00	ANNUAL RADIO AIRTIME FOR GOVER	618.75
GALVESTON DAILY NEWS	02-4040-24-00	LEGAL NOTICE-TCEQ RENEWAL OF W	1,110.00
GULF COAST	02-6011-24-00	SURFACE WATER	72,741.44
HACH CHEMICAL	02-2010-24-00	CHEMICALS FOR WWTP LAB	530.36
HD SUPPLY FACILITIES MAINT.LTD	02-2010-24-00	COUPLINGS, NOZZLES & GOGGLES	78.74
HD SUPPLY FACILITIES MAINT.LTD	02-2010-24-00	POTASSIUM IODIDE & DISCHARGE T	391.23
HD SUPPLY FACILITIES MAINT.LTD	02-2010-24-00	CHEMICALS AND FILTERS FOR LAB	594.09
HD SUPPLY FACILITIES MAINT.LTD	02-2010-24-00	SODIUM PHOSPHATE DIBASIC (STP)	34.95
NAPCO CHEMICAL COMPANY	02-2011-24-00	15 GAL NAP-LAS & NAP-OIL CLARI	192.00
O'REILLY AUTO PARTS	02-3030-24-00	AIR & OIL FILTER (UNIT #4993)	39.17
O'REILLY AUTO PARTS	02-3030-24-00	FUEL FILTER (UNIT #4206)	9.97
ODAY INDUSTRIAL	02-3040-24-00	REPLACEMENT OMNI ANTENNA @ WWT	700.00
OFFICE DEPOT INC.	02-2010-24-00	FOAM DRINKING CUPS, CLOROX, PA	123.81
OFFICE DEPOT INC.	02-2010-24-00	TYLENOL	11.96
THALJI ENTERPRISES, INC.	02-3030-24-00	STATE INSPECTION FOR UNIT #816	39.75
XEROX CORPORATION	02-2010-24-00	COPIER FEES (BASE CHARGE & EXC	185.34
XEROX CORPORATION	02-2031-24-00	COPIER FEES (BASE CHARGE & EXC	175.90



CITY OF LA MARQUE
Check Register
April 2013

Vendor Name	Account	Invoice Description	Invoice Amount
Total			117,190.52
UTILITY EQUIPMENT MAINTENANCE			
AT&T	02-5010-26-00	ACCOUNT #409 938-6400 332 6	182.86
BAKER CORP	02-3012-26-00	PARTS FOR REBUILDING 4" & 6" R	6,377.03
CONSOLIDATED ELECTRICAL DIST.	02-3010-26-00	120v COIL, THERMAL UNIT, CONTA	392.61
CONSOLIDATED ELECTRICAL DIST.	02-2010-26-00	SYLVANIA 250 WATT LIGHT BULBS	145.71
CONSOLIDATED ELECTRICAL DIST.	02-2011-26-00	SYLVANIA 250 WATT LIGHT BULBS	48.57
G & K SERVICES	02-2040-26-00	UNIFORMS FOR CITY EMPLOYEES	42.62
GALV CO EMERG COMM. DISTRICT	02-5010-26-00	ANNUAL RADIO AIRTIME FOR GOVER	123.75
GENERAL TRUCK BODY MFG. CO	02-3030-26-00	REPAIRS TO CRANE TRUCK	2,629.00
HAHN EQUIPMENT CO. INC.	02-3010-26-00	REPLACE WEAR RINGS FOR PUMP #5	2,162.85
HAHN EQUIPMENT CO. INC.	02-3012-26-00	NEW PUMP FOR BAYOU & SCOTT LIF	4,967.00
INNOVATIVE AUTOMATION, LLC	02-3010-26-00	LAMSON SMART METER	1,819.12
J.A. CONTROLS	02-3011-26-00	VALVES FOR MARK 45 & 6TH ST	850.00
LOWE'S BUSINESS ACCOUNT	02-3011-26-00	5% DISCOUNT ADJUSTMENT	- 81.48
LOWE'S BUSINESS ACCOUNT	02-3011-26-00	VACUUM BREAKERS	106.28
MAINLAND BOLT & SUPPLY	02-3010-26-00	BOLTS AND WASHERS FOR PUMP #5	64.80
O'REILLY AUTO PARTS	02-3030-26-00	AIR, FUEL, & OIL FILTER	191.26
O'REILLY AUTO PARTS	02-3030-26-00	SENSOR	61.98
O'REILLY AUTO PARTS	02-3030-26-00	FUEL FILTER	35.44
SOUTHERN TIRE MART, LLC	02-3030-26-00	TIRES FOR UTILITY 26 (UNIT #80	1,072.00
SOUTHWEST STAINLESS, L.P.	02-3010-26-00	8" TEC CHECK VALVE	388.00
WAL-MART STORES INC #529	02-3012-26-00	AIR PUMPS FOR STP, 6TH STREET,	121.34
Total			21,700.74
STORMWATER PERMIT PROGRAM			
LJA ENGINEERING & SURVEYING	02-4040-27-00	SWMP 4th & 5th YR IMP. (PROF S	1,965.00
LJA ENGINEERING & SURVEYING	02-4040-27-00	SWMP 4th & 5th YR IMP. (PRO FE	1,282.50
LJA ENGINEERING & SURVEYING	02-4040-27-00	SWMP 4th & 5th YR IMP. (PRO FE	705.00
Total			3,952.50
HOTEL OCCUPANCY TAX FUND			
GERALD MURRAY MUSIC, LLC	10-4070-00-01	BINDER CHECK/ENT FOR BAYOU FES	500.00
GULF COAST CENTER	10-4010-00-00	(TRANSIT) FIXED ROUTE SERVICES	3,333.33
TEXAS CITY-LA MARQUE	10-4070-00-00	MAP ADVERTISEMENT	2,500.00
Total			6,333.33
DRUG SEIZURES			
T.L.O. LLC	12-4050-00-00	MONTHLY FEE FOR DATA FUSION SE	110.00
Total			110.00
EDC			
AT&T	19-5010-00-00	ACCOUNT #409 938-6400 332 6	182.86
CAMIN CARGO CONTROL, INC.	19-6000-00-00	GRANT	22,723.95
CARLTON GETTY A.	19-4040-00-00	ATTORNEY FEES	175.00
DIRECT ENERGY	19-5020-00-00	CITY ENERGY BILL (FEB-APR 2013	333.01
HARTMAN NEWSPAPERS L.P.	19-4050-00-00	ADVERTISEMENT IN THE TC-LM CHA	875.00
OFFICE DEPOT INC.	19-2010-00-00	CLASP ENVELOPES	10.18
TEXAS ECONOMIC DEVELOPMENT COR	19-4071-00-00	TEXAS ONE MEMBERSHIP RENEWAL	1,000.00
Total			25,300.00
CAPITAL PROJECTS			
CAMPBELL CONCRETE MATERIALS	46-4070-10-00	2.0 STAB SAND	127.84
MAINLAND TOOL & SUPPLY	46-4070-10-00	FINANCE CHARGE	4.34
MAINLAND TOOL & SUPPLY	46-4070-10-00	PAINT FOR DRAINAGE DITCHES	65.88
VULCAN CONSTRUCTION MATERIAL	46-4060-10-00	FINANCE FEES FOR INV #292312 &	226.54
Total			424.60
COURT TECHNOLOGY			
HARRIS COUNTY TREASURER	82-2017-04-00	SETCIC WARRANTS CLEARED/ADDED	69.20
TYLER TECHNOLOGIES -INCODE DIV	82-2017-04-00	INCODE COLLECTION INTERFACE LI	2,200.00
Total			2,269.20
COURT SECURITY			
KEYSTONE (US) MGMT., INC.	83-2015-04-00	SECURITY SYSTEM FOR CITY HALL	159.27
Total			159.27
CLEAN CITY COMMISSION			
CARLOS FLORES	87-4041-01-00	REFRESHMENTS, ICE, AND WATER F	61.83



CITY OF LA MARQUE
Check Register
April 2013

Vendor Name	Account	Invoice Description	Invoice Amount
DAVID PENNINGTON	87-4041-01-00	REIMB FOR GIFT CARDS (SPRING C	211.82
DOROTHY JEFFCOAT	87-4041-01-00	GIFT AWARDS FOR ANTI-LITTERING	1,015.00
Total			1,288.65
SANITATION			
BFI WASTE SERVICES, LP	63-6032-14-00	REFUSE BILL FOR FEBRUARY 2013	35,611.01
BFI WASTE SERVICES, LP	63-6032-14-00	REFUSE BILL FOR FEBRUARY 2013	312.36
BFI WASTE SERVICES, LP	63-6032-14-00	REFUSE BILL FOR FEBRUARY 2013	1,507.51
BFI WASTE SERVICES, LP	63-6032-14-00	REFUSE BILL FOR FEBRUARY 2013	1,065.81
BFI WASTE SERVICES, LP	63-6032-14-00	REFUSE BILL FOR FEBRUARY 2013	3,909.13
BFI WASTE SERVICES, LP	63-6032-14-00	REFUSE BILL FOR FEBRUARY 2013	70,187.25
BFI WASTE SERVICES, LP	63-6032-14-00	REFUSE BILL FOR FEBRUARY 2013	4,236.03
Total			116,829.10

Fund Number - 1 GENERAL FUND		Department Number - 1 ADMINISTRATION		Program Number - 1 CITY MANAGER'S OFFICE				
Employee Number	Employee Name	Check Date	Check Number	Units	Pay Rate 1	Ovr Amt	Amount	Account Compressed
210136	MADELINE REES	04/19/13	59204	4.00		N	105.62	0110400101
Total for Employee				4.00			105.62	
Total for Program - 1 ADMINISTRATION				4.00			105.62	
Total for Department - 1 ADMINISTRATION				4.00			105.62	
40110	SUSAN DARWIN	04/05/13	59101	7.75		N	152.43	
40110	SUSAN DARWIN	04/19/13	59213	3.50		N	68.84	
Total for Employee				11.25			221.27	
40115	JANET VAN STAVERN	04/05/13	59103	7.00		N	220.79	
40115	JANET VAN STAVERN	04/19/13	59215	3.00		N	94.63	
Total for Employee				10.00			315.42	
Total for Program - JUDICIAL				21.25			536.69	
Total for Department - 4 JUDICIAL				21.25			536.69	
50163	ANDREW BEST	04/05/13	59129	11.00		N	351.30	
Total for Employee				11.00			351.30	
50169	AMBER BRAMBLETT	04/05/13	59132	8.00		N	170.51	
Total for Employee				8.00			170.51	
50183	RICHARD DRICKS	04/19/13	59254	8.00		N	222.11	
Total for Employee				8.00			222.11	
50180	DAVID HUNTER	04/05/13	59138	3.00		N	92.99	
50180	DAVID HUNTER	04/19/13	59251	4.00		N	124.44	
Total for Employee				7.00			217.43	
50048	MICHAEL KELEMEN	04/05/13	59109	5.00		N	177.38	
Total for Employee				5.00			177.38	
50158	AMBER LIVELY	04/05/13	59124	8.00		N	276.18	
Total for Employee				8.00			276.18	
50161	GILBERTO RODRIGUEZ	04/05/13	59127	3.00		N	104.44	
50161	GILBERTO RODRIGUEZ	04/19/13	59240	4.00		Y	131.29	
Total for Employee				7.00			235.73	
50152	REGGIE RODRIGUEZ	04/05/13	59120	10.50		N	421.36	

Fund Number - 1 GENERAL FUND		Department Number - 5 POLICE		Program Number - POLICE				
Employee Number	Employee Name	Check Date	Check Number	Units	Pay Rate 1	Ovr Amt	Amount	Account Compressed
Total for Employee				10.50			421.36	
50153	TERESA SCOTT	04/05/13	59121	8.00		N	168.53	
Total for Employee				8.00			168.53	
Total for Program - POLICE				72.50			2,240.53	
Total for Department - 5 POLICE				72.50			2,240.53	
60092	MICHAEL BILLIOTT	04/05/13	59150	24.00		N	639.25	
60092	MICHAEL BILLIOTT	04/19/13	59263	24.00		N	631.12	
Total for Employee				48.00			1,270.37	
60069	ALFRED DECKER	04/05/13	59143	32.50		N	1,273.74	
60069	ALFRED DECKER	04/19/13	59256	24.00		N	940.61	
Total for Employee				56.50			2,214.35	
60111	JASON ELLIS	04/19/13	59270	2.00		N	42.66	
Total for Employee				2.00			42.66	
60110	DAVID FEIL	04/19/13	59269	16.00		N	333.46	
Total for Employee				16.00			333.46	
60077	JOSE GONZALEZ	04/05/13	59145	1.00		N	38.88	
60077	JOSE GONZALEZ	04/19/13	59258	30.00		N	1,166.54	
Total for Employee				31.00			1,205.42	
60095	MATTHEW HATHORN	04/05/13	59151	36.00		N	911.47	
Total for Employee				36.00			911.47	
60083	ERIK HOPKINS	04/05/13	59146	1.00		N	29.40	
Total for Employee				1.00			29.40	
60091	STEVEN MANIS	04/19/13	59262	34.50		N	1,008.81	
Total for Employee				34.50			1,008.81	
60087	JASON SHAFER	04/19/13	59261	24.00		N	847.48	
Total for Employee				24.00			847.48	
160037	KARI WELCH	04/19/13	59273	2.00		N	50.73	
Total for Employee				2.00			50.73	
60086	IRA YARDLEY	04/19/13	59260	2.00		N	55.72	
Total for Employee				2.00			55.72	
160017	PEDRO ZARAZUA	04/05/13	59159	49.00		N	1,173.50	

Fund Number - 1 GENERAL FUND		Department Number - 6 FIRE		Program Number - FIRE			
Employee Number	Employee Name	Check Date	Check Number	Units	Pay Rate 1	Ovr Amt	Amount
160017	PEDRO ZARAZUA	04/19/13	59272	10.00		N	262.85
Total for Employee				59.00			1,436.35
Total for Program - FIRE				312.00			9,406.22
Total for Department - 6 FIRE				312.00			9,406.22
90112	DAVID BOONE	04/05/13	59164	2.00		N	33.72
Total for Employee				2.00			33.72
120149	CARL LEMELLE	04/19/13	59279	2.00		N	29.31
Total for Employee				2.00			29.31
Total for Program - PARKS				4.00			63.03
Total for Department - 9 PARKS				4.00			63.03
100015	BRANDON CAMERON	04/19/13	59280	2.00		N	38.48
Total for Employee				2.00			38.48
240122	EUSTACIO GONZALES	04/05/13	59168	2.00		N	47.93
240122	EUSTACIO GONZALES	04/19/13	59282	4.50		N	107.83
Total for Employee				6.50			155.76
Total for Program - SHOP/SERVICE FACILITY				8.50			194.24
Total for Department - 10 SHOP/SERVICE FACILITY				8.50			194.24
110020	CYNTHIA EFIRD	04/19/13	59283	1.00		N	21.66
Total for Employee				1.00			21.66
Total for Program - PUBLIC WORKS ADMINISTRATION				1.00			21.66
Total for Department - 11 PUBLIC WORKS ADMINISTRATION				1.00			21.66
120134	DENNIS HENDERSON	04/19/13	59287	2.00		N	38.85
Total for Employee				2.00			38.85
120089	CLAUDE LACY	04/05/13	59171	2.00		N	39.50

Fund Number - 1 GENERAL FUND		Department Number - 12 STREET		Program Number - STREET			
Employee Number	Employee Name	Check Date	Check Number	Units	Pay Rate 1	Ovr Amt	Amount
Total for Employee				2.00			39.50
120120	JOSEPH MOSE	04/19/13	59286	4.00		N	83.74
Total for Employee				4.00			83.74
220049	MURPHY SMITH	04/05/13	59177	12.00		N	314.26
220049	MURPHY SMITH	04/19/13	59291	4.00		N	104.75
Total for Employee				16.00			419.01
120146	LEONARD TOTTENHAM	04/19/13	59290	2.00		N	30.81
Total for Employee				2.00			30.81
Total for Program - STREET				26.00			611.91
Total for Department - 12 STREET				26.00			611.91
130011	KYLE HUNTER	04/05/13	59178	2.50		N	98.06
Total for Employee				2.50			98.06
Total for Program - DATA PROCESSING				2.50			98.06
Total for Department - 13 DATA PROCESSING				2.50			98.06
Total for Fund - 1 GENERAL FUND				451.75			13,277.96
120147	PAUL BROWN	04/19/13	59301	6.00		N	92.43
Total for Employee				6.00			92.43
220102	RODNEY GAMBLE	04/19/13	59302	2.00		N	42.18
Total for Employee				2.00			42.18
220120	ARLES HURST	04/05/13	59191	4.00		N	91.26
220120	ARLES HURST	04/19/13	59305	2.00		N	45.63
Total for Employee				6.00			136.89
220118	MICHAEL JORDAN	04/05/13	59190	11.25		N	179.72
Total for Employee				11.25			179.72
220113	DON NORMAN	04/05/13	59189	18.25		N	306.96
Total for Employee				18.25			306.96
90113	JAMARCUS POWERS	04/19/13	59300	2.00		N	30.96
Total for Employee				2.00			30.96

Fund Number - 2 UTILITY FUND		Department Number - 22 UTILITY LINE MAINTENANCE		Program Number - UTILITY LINE MAINTENANCE			
Employee Number	Employee Name	Check Date	Check Number	Units	Pay Rate 1	Ovr Amt	Amount
Total for Program - UTILITY LINE MAINTENANCE				45.50			789.14
Total for Department - 22 UTILITY LINE MAINTENANCE				45.50			789.14
240121	DERRICK HAMMON	04/05/13	59198	22.75		N	404.96
240121	DERRICK HAMMON	04/19/13	59312	29.75		N	529.56
Total for Employee				52.50			934.52
240101	RONALD REED	04/05/13	59196	15.00		N	351.11
Total for Employee				15.00			351.11
Total for Program - WATER AND SEWER OPERATIONS				67.50			1,285.63
Total for Department - 24 WATER AND SEWER OPERATIONS				67.50			1,285.63
240128	RENARD SMITH	04/05/13	59200	2.00		N	32.19
240128	RENARD SMITH	04/19/13	59314	4.00		N	64.37
Total for Employee				6.00			96.56
Total for Program - UTILITY EQUIPMENT MAINTENANCE				6.00			96.56
Total for Department - 26 UTILITY EQUIPMENT MAINTENANCE				6.00			96.56
Total for Fund - 2 UTILITY FUND				119.00			2,171.33
Total for Pay Type - O Overtime				570.75			15,449.29
Grand Totals -				570.75			15,449.29

Fund Number - 1 GENERAL FUND		Department Number - 5 POLICE		Program Number - POLICE			
Employee Number	Employee Name	Check Date	Check Number	Units	Pay Rate 1	Ovr Amt	Amount
50159	BRIAN AUZSTON	04/19/13	59238	2.00		N	75.32
Total for Employee				2.00			75.32
50163	ANDREW BEST	04/05/13	59129	5.00		N	159.68
Total for Employee				5.00			159.68
50017	MARCUS CRAVENS	04/05/13	59104	4.00		N	190.29
Total for Employee				4.00			190.29
50183	RICHARD DRICKS	04/19/13	59254	4.00		N	111.05
Total for Employee				4.00			111.05
50160	FORREST GANDY	04/19/13	59239	1.00		N	33.57
Total for Employee				1.00			33.57
50144	DANIELLE HERMAN	04/19/13	59228	.25		N	8.73
Total for Employee				.25			8.73
50048	MICHAEL KELEMEN	04/05/13	59109	6.50		N	228.16
Total for Employee				6.50			228.16
50158	AMBER LIVELY	04/05/13	59124	4.00		N	136.29
Total for Employee				4.00			136.29
50171	MELISSA LOCKHART	04/05/13	59133	4.00		N	83.49
Total for Employee				4.00			83.49
50179	KRISTEN MCDANIEL	04/05/13	59137	4.00		N	83.20
Total for Employee				4.00			83.20
50134	GEOFFREY PRICE	04/05/13	59113	4.00		N	150.73
Total for Employee				4.00			150.73
50152	REGGIE RODRIGUEZ	04/05/13	59120	4.00		N	160.52
Total for Employee				4.00			160.52
50153	TERESA SCOTT	04/05/13	59121	4.00		N	84.26
Total for Employee				4.00			84.26
50145	HARVEY WALTON	04/19/13	59229	3.00		N	103.60
50145	HARVEY WALTON	04/19/13	59229	4.00		N	138.13
Total for Employee				7.00			241.73
Total for Program - POLICE				53.75			1,747.02
Total for Department - 5 POLICE				53.75			1,747.02

Fund Number - 1 GENERAL FUND		Department Number - 5 POLICE		Program Number - POLICE			
Employee Number	Employee Name	Check Date	Check Number	Units	Pay Rate 1	Ovr Amt	Amount
50159	BRIAN AUZSTON	04/19/13	59238	4.00		N	150.63
Total for Employee				4.00			150.63
50163	ANDREW BEST	04/05/13	59129	3.00		N	95.81
Total for Employee				3.00			95.81
50017	MARCUS CRAVENS	04/05/13	59104	8.00		N	383.27
Total for Employee				8.00			383.27
50160	FORREST GANDY	04/19/13	59239	5.00		N	167.85
Total for Employee				5.00			167.85
50144	DANIELLE HERMAN	04/19/13	59228	8.25		N	288.05
Total for Employee				8.25			288.05
50048	MICHAEL KELEMEN	04/05/13	59109	11.00		N	390.24
50048	MICHAEL KELEMEN	04/19/13	59222	5.50		N	196.47
Total for Employee				16.50			586.71
50171	MELISSA LOCKHART	04/05/13	59133	8.00		N	170.58
Total for Employee				8.00			170.58
50179	KRISTEN MCDANIEL	04/05/13	59137	8.00		N	168.35
Total for Employee				8.00			168.35
50134	GEOFFREY PRICE	04/05/13	59113	8.00		N	306.26
Total for Employee				8.00			306.26
50161	GILBERTO RODRIGUEZ	04/19/13	59240	4.00		N	141.26
Total for Employee				4.00			141.26
Total for Program - POLICE				72.75			2,458.77
Total for Department - 5 POLICE				72.75			2,458.77
Total for Fund - 1 GENERAL FUND				72.75			2,458.77
Total for Pay Type - MO Mid Overtime				72.75			2,458.77
Grand Totals -				72.75			2,458.77



THE FRAUD GUARD.COM

PROFESSIONAL SERVICES AGREEMENT

Fraud Deterrence Services

Honorable Mayor and City Council:

The Fraud Guard, LLC ("The Fraud Guard") is pleased to confirm our understanding of services to be provided to the City of La Marque, Texas (the "City"). The Fraud Guard will assist the City in sustaining a comprehensive fraud deterrence program.

Scope of Services

Establishing the Policy

The Fraud Guard will aid the City in establishing a framework for an effective fraud deterrence program. Such framework shall be based on The Fraud Guard's proprietary model fraud policy, which will be tailored to the City. Once the fraud policy (the "policy") is approved by City Council, the policy will govern the program. The policy will be updated annually and presented to City Council for review and approval. The City of La Marque has already prepared a thorough policy which will be incorporated or revised based on best practices.

Communicating the Policy

The "tone at the top" shall be communicated using The Fraud Guard's propriety awareness campaign, the "Fraud Button," which is named for the underlying fraud reporting mechanism. The Fraud Button is a registered trademark of The Fraud Guard and the City is licensed for its use during the term of this Agreement. The Fraud Guard will provide Fraud Button icon image files and technical assistance in placing the icon on websites, checks, vendor packets, requests for proposals, signage, and other City documents where placement may aid in the awareness of the City's fraud prevention efforts. Placement of the Fraud Button icon will be governed by the City's policy. We will independently distribute materials (selected and approved by City Council) via email, mail, postcard, or other means to employees, vendors, etc. However, the cost of these materials beyond the initial package provided by The Fraud Guard, and transmission methods (e.g. postage) shall be the responsibility of the City.

Independent Fraud Reporting

The Fraud Guard will provide the City with an INDEPENDENT 24/7/365 hotline reporting service. The Fraud Button will take users (upon clicking on the icon) to our website where users will then be prompted to provide as much information as possible to aid the City in ensuring the validity of the reported matters and taking appropriate follow-up action. Similarly, we will maintain a 24/7/365 phone service where user reports can be made. Reports made via our website, phone or email system, or postal mail system will be recorded in our database and identified reporters will receive a follow-up service call from a fraud professional should contact information be provided. Individually reported matters will be communicated to City officials following the protocol established in the City's policy. Summary reports will be submitted to City officials to ensure individual communications were received and, if appropriate, action will be taken by the City.

Professional Assessment of Reported Matters and Technical Assistance

Our experienced professionals will review reported matters, make a preliminary risk assessment, and determine how reported matters shall be disseminated in accordance with the policy. Our service includes telephone consultation with management and City Council on reported matters and possible additional actions will be considered by the City. On-site consultation is available at an additional fee for travel related expenses.

Implementation Assessment

As program implementation segments may not always get effectively implemented or may deteriorate over time, we will report yearly to City Council our assessment of the City's conformity with its policy, and comparison to our recommended benchmarks. Such assessment shall alert City Council and Management of possible areas where additional work and follow-up is warranted to ensure the program's effectiveness.

Term and Termination

The term of this Agreement shall commence on the execution date and continue in full force and effect for a period of one year (the "Initial Term"). The Agreement shall renew automatically without further action by the parties ("Renewal Term") unless either party sends written notice to the other party no less than 60 days prior to the expiration of the Initial Term on September 30, 2014 or any Renewal Term which shall begin on October 1, of each subsequent year following the initial term. The Fraud Guard may also terminate this Agreement upon 30 days' notice if the City fails to pay any service fees or other charges due identified within this Agreement in a timely manner, any breach is made by the City of any provisions contained in this Agreement, or the City does not adopt or does not adhere to the City's Fraud Policy. The City's fiscal year begins on October 1st and ends on September 30th. If, for any reason, funds are not appropriated to continue the contract in the new fiscal year, said contract shall become null and void on the last day of the current appropriation of funds. Contract will then be terminated without penalty of any kind or form to the City. In the event of termination or expiration of this Agreement, the City shall, within 30 days of such date, remove or otherwise discontinue use of the Fraud Button trademark. Continued use of the trademark after the 30-day grace period invalidates the notice of termination. Annual fees for services are not subject to proration in the event of termination.

Compensation

An annual fixed fee of \$4,950 for this service is due and payable within 30 days of execution of this contract and subsequent renewal(s). There are no additional service fees in connection with this Agreement.

As part of the program, the City may elect for us to facilitate independent mailings on its behalf, or take advantage of bulk printing which we would coordinate with other clients, or provide other services. However, additional items would need to be approved by the City in advance and are not covered by this agreement.

Excluded Services

The services contained in this agreement **DO NOT** include in-depth fraud risk assessment, internal control evaluation, or investigation of any matter reported.

Disclaimer of Warranties and Limitation of Liability

THE CITY UNDERSTANDS AND AGREES THAT NEITHER THIS AGREEMENT NOR OUR NAME, REGISTERED TRADE MARK, ANY DOCUMENTS, REPORTS, OR RECOMMENDATIONS PROVIDED BY THE FRAUD GUARD ARE A GUARANTEE OR WARRANTY OF ANY KIND REGARDING FRAUD, FRAUD DETECTION, OR FRAUD PREVENTION AND THAT ANY SUCH WARRANTIES, EXPRESS OR IMPLIED, ARE HEREBY DISCLAIMED BY THE FRAUD GUARD.

THE CITY SPECIFICALLY UNDERSTANDS AND AGREES THAT THE FRAUD GUARD WILL NOT UNDER ANY CIRCUMSTANCES BE LIABLE FOR ANY DIMINUTION IN VALUE OF THE PROPERTY OR ANY OTHER CONSEQUENTIAL, INCIDENTAL, PROPERTY, OR ECONOMIC DAMAGES ARISING OUT OF OR RELATING TO ANY SERVICES PERFORMED BY THE FRAUD GUARD PURSUANT TO THIS AGREEMENT.

THE CITY FURTHER AGREES THAT THE MAXIMUM LIABILITY OF THE FRAUD GUARD ARISING OUT OF THIS AGREEMENT, THE SERVICES PERFORMED BY THE FRAUD GUARD, OR THE RECOMMENDATIONS MADE BY THE FRAUD GUARD SHALL BE EQUAL TO THE ANNUAL FEE SET FORTH IN THE CONTRACT.

Trademark

Scope and Use

Subject to the terms and conditions set forth in this Agreement, Licensors ("The Fraud Guard") grants to Licensee ("City of La Marque") a non-exclusive, non-transferable, royalty-free license to use the Trademark. Licensee shall make no other use of the Trademark. Licensee acknowledges and agrees that the rights granted to Licensee as a result of or in connection with this Agreement are license rights only, and nothing contained in this Agreement constitutes or shall be construed as to be an assignment of any or all of Licensors rights in the Trademark. In order to protect and preserve Licensors rights in the Trademark, Licensee understands, acknowledges, and agrees that alteration, modification, or change in such use must be reviewed and approved by Licensors prior to implementation of such alteration, modification, or change.

Trademark Format

Licensors retains the right to specify, from time to time, the format in which Licensee shall use and display the Trademark, and Licensee shall only use or display the Trademark in a format approved by Licensors.

Proper Notice and Acknowledgment

Every use of the Trademark by Licensee shall incorporate in an appropriate manner an R enclosed by a circle or the phrase Reg. U.S. Pat. & Tm Off.

Impairment of Licensor's Rights

Licensee shall not at any time, whether during or after the term of this Agreement, do or cause to be done any act or thing challenging, contesting, impairing, invalidating, or tending to impair or invalidate any of Licensor's rights in the Trademark or any registrations derived from such rights.

Licensor's Rights and Remedies

Licensee acknowledges and agrees that Licensor has, shall retain, and may exercise, both during the term of this Agreement and thereafter, all rights and remedies available to Licensor, whether derived from this Agreement, from statute, or otherwise, as a result of or in connection with Licensees breach of this Agreement, misuse of the Trademark, or any other use of the Trademark by Licensee which is not expressly permitted by this Agreement.

Miscellaneous Provisions

Integrated Agreement

This Agreement constitutes the entire arrangement between the parties and there are no agreements, understandings, restrictions, warranties, or representations between the parties other than those set forth herein or herein provided for. All prior or contemporaneous negotiations, agreements, understandings, statements, representations, and warranties are merged into the terms hereof and are superseded hereby.

Choice of Law; Venue

The interpretation and enforcement of this Agreement shall be governed by the laws within the State of Texas. Venue for any dispute between the parties arising out of this Agreement shall be in Galveston County, Texas.

Amendment, Modification, and Waiver

This Agreement may be modified or amended only in writing signed by The Fraud Guard and the City.

Third Party Beneficiaries

The rights, responsibilities, and obligations of this Agreement are personal and specific to each of the parties and shall not be binding upon or inure to the benefit of any third party. The City and The Fraud Guard agree that they do not intend, by their performance of this Agreement, to confer any benefit, right, or entitlement upon any third party. The Fraud Guard assumes no responsibility for any third party's reliance on any of the services, analyses, reviews, or recommendations provided by The Fraud Guard pursuant to this Agreement.

City's Personnel Commitment

The City will ensure that all City personnel who may be necessary or appropriate for the successful implementation of the services will, on reasonable notice, be available to assist The Fraud Guard's personnel by answering business, technical and operational questions and providing requested documents, guidelines, and procedures in a timely manner.

Severability

If any provision of this Agreement is unenforceable, then such provision will be enforced to the maximum extent possible under applicable law so as to affect the intent of the parties and the other provisions of this Agreement will continue in full force and effect.

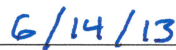
Entire Agreement, Amendment, and Waiver

This Agreement (including any Statements of Work) constitutes the entire agreement between the parties with respect to the subject matter hereof, and supersedes all prior or contemporaneous communications, negotiations, and agreements, written or oral, regarding the subject matter hereto. No modification of or amendment or waiver to this Agreement will be effective unless in writing and signed by each of the parties.

Executed by:



Robert Belt, Managing Partner
The Fraud Guard, LLC



Date

Carol Buttler, City Administrator
City of La Marque, Texas



Date