HUMBLE CITY COUNCIL
MEETING PACKET
OCTOBER 23, 2014

Mayor
Donald McMannes
City Manager
Darrell Boeske
City Secretary
Jason Stuebe

Council Members
Allan Steagall
Ray Calfee
Merle Aaron
Andy Curry
Norman Funderburk

Agenda
Humble City Council
Regular Meeting
Thursday, October 23, 2014 6:30 P.M.
City Hall Council Chamber, 114 West Higgins
Humble, Texas

Call to order.

1. Invocation and Pledge of Allegiance.

2. Consent agenda items which consist of ministerial or "housekeeping" items as required by law. Items may be removed from the consent agenda and discussed by majority vote of the Council.

   a. Minutes – Regular Meeting October 9, 2014
   b. Financial Statement
   c. Current Invoices
   d. Quarterly Investment Report
   e. Monthly Department Reports
   f. Correspondence.

3. Special Presentation by Mr. Tim Bates regarding the Allstate Foundation's Purple Purse initiative and Domestic Violence Awareness Month.

4. Ordinance 14-746 amending Chapter 30, "Peddlers, Solicitors, Transient Businesses and Handbill Distributors," Article III, "Transient Retail Businesses," Section 88, "Fee; Term; Reapplication Upon Change In Information," by deleting all of Section 30-88 thereof and substituting therefor a new section 30-88; and providing for severability.

5. Ordinance 14-747 amending Chapter 8, "Amusements and Entertainment" by adding a new Article V. "Regulation of Game Rooms and Amusement Redemption Machines;" regulating game rooms and amusement redemption machines; requiring city licensing of game rooms, setting forth a penalty; providing for severability and containing other provisions related to the subject matter.

6. Resolution 14-739 establishing a fee for the Annual License and Inspection of Game Rooms and Amusement Redemption Machines.

7. Adjournment

Notice is hereby given that a Regular Meeting of the City Council of the City of Humble, Texas will be held on Thursday, October 23, 2014 at 6:30 P.M. at the City Hall Council Chamber, 114 West Higgins, Humble, Texas. The following subjects will be discussed, to wit: See Agenda.

Posted this 20th day of October, 2014 at 5:00 P.M.

City Secretary

I, the undersigned, do hereby certify that the above Notice of Meeting of the Governing Body of the City of Humble, Texas, is a true and correct copy of said Notice and that I posted a true and correct copy of said notice on the bulletin board at City Hall, 114 West Higgins, Humble, Texas and the City's website, www.cityofhumble.com. The Agenda and Notice are readily accessible to the general public at all times. Said Notice and Agenda were posted on October 20th, 2014 at 5:00 P.M. and remained so posted continuously for at least 72 hours proceeding the scheduled time of said meeting.

This public notice was removed from the official posting board at the Humble City Hall on the following date and time: _____ by _____

Subscribed and sworn to before me on this the _____, day of _____, 2014.

_____

Notary Public – Harris County, Texas

THIS FACILITY IS WHEELCHAIR ACCESSIBLE AND ACCESSIBLE PARKING SPACES ARE AVAILABLE. REQUESTS FOR ACCOMODATIONS OR INTERPRETIVE SERVICES MUST BE MADE 48 HOURS PRIOR TO THIS MEETING. PLEASE CONTACT THE CITY SECRETARY'S OFFICE AT (281) 446-3061 OR FAX (281) 446-7843 FOR FURTHER INFORMATION.

COUNCIL MEETING
10-23-2014
AGENDA ITEM #2

CONSENT AGENDA

A – OCTOBER 9, 2014 MINUTES
B – FINANCIAL STATEMENT
C – CURRENT INVOICES
D – QUARTERLY INVESTMENT REPORT
E – MONTHLY DEPARTMENT REPORTS
F – CORRESPONDENCE

COUNCIL MEETING
10-23-2014
AGENDA ITEM #2A

OCTOBER 9 MINUTES

HUMBLE CITY COUNCIL

MINUTES

REGULAR MEETING

OCTOBER 9, 2014 – 6:30 P.M.

HELD AT CITY HALL, 114 WEST HIGGINS, HUMBLE, TEXAS

STATE OF TEXAS §
§
COUNTY OF HARRIS §

MEMBERS PRESENT:
Mayor Donnie McMannes, Presiding
Mayor Pro Tem Merle Aaron
Council Member Andy Curry
Council Member Ray Calfee
Council Member Norman Funderburk
Council Member Allan Steagall
City Manager Darrell Boeske
City Secretary Jason Stuebe

STAFF PRESENT:
Police Chief Gary Warman
Fire Chief Gary Outlaw
Public Works Director Barry Brock
Fire Marshal James Nykaza
Lt. Delbert Dawes

VISITORS PRESENT:
John Rudloff
Doug Bradford

Mayor Donnie McMannes called the regular meeting of the Humble City Council to order with a quorum present at 6:00 P.M.

1. **INVOCATION AND PLEDGE OF ALLEGIANCE.**
   Mayor Pro Tem Aaron offered the invocation and Pledge of Allegiance.

2. **CONSENT AGENDA.**
   2a. Minutes – September 23 Public Hearing; September 25 Regular Meeting; September 30 Public Hearing
   2b. Current Invoices
   2c. Monthly Department Reports
   2d. Correspondence

   Upon a motion made by Council Member Funderburk, the City Council voted six (6) for and none (0) opposed to approve the Consent Agenda.

3. **ORDINANCE 14-745 LEVYING THE AD VALOREM TAXES FOR THE USE AND SUPPORT FO THE MUNICIPAL GOVERNMENT OF THE CITY OF HUMBLE, TEXAS FOR THE YEAR 2014 AT A RATE OF $0.20 PER ONE HUNDRED DOLLARS ($100.00) VALUATION ON ALL TAXABLE PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY OF HUMBLE AS OF JANUARY 1, 2014' APPORTIONING THE TAX LEVY FOR THE SPECIFIC PURPOSES; AND OTHER RELATED MATTERS.**

   Upon a motion by Council Member Steagall, the City Council voted six (6) for and none (0) opposed to adopt Ordinance 14-745.

4. **APPROVAL OF THE SECOND AMENDMENT TO A WATER SUPPLY CONTRACT BETWEEN THE CITY OF HOUSTON, TEXAS AND THE CITY OF HUMBLE, TEXAS AND AUTHORIZATION TO PAY $43,680.00 AS PART OF THE WATER METER RELOCATION.**

   City Manager Boeske stated that this was for the transfer of a water line from the City of Houston to the City of Humble. Upon a motion by Mayor Pro Tem Aaron, the City Council voted six (6) for and none (0) opposed to approve the Amendment to the Water Supply Contract and the expenditure of $43,680.00.

5. **ACCEPTANCE AND APPROVAL OF BID 14-03 AND CONTRACT WITH MCKINNEY CONSTRUCTION, INC. IN THE AMOUNT OF $684,240.00 FOR THE FIRST STREET WATER LINE REPLACEMENT PROJECT.**

   Upon a motion by Mayor Pro Tem Aaron, the City Council voted six (6) for and none (0) opposed to accept Bid 14-03 and approve a First Street Water Line Replacement Project contract with McKinney Construction, Inc. in the amount of $684,240.00.

There being no further business before the City Council, Mayor McMannes adjourned the Regular Meeting of the City Council at 6:33 P.M. on Thursday, October 9, 2014.

_____
D.G. McMannes
Mayor

ATTEST:

_____
Jason Stuebe
City Secretary

COUNCIL MEETING
10-23-2014
AGENDA ITEM #2B

FINANCIAL STATEMENT

City of Humble
Balance on Deposit, All Funds
For the Month of September 2014

	Fiscal YTD Earnings	Balance as of 9/30/2014
General Fund:		
Cash	$ 903.04	$ 7,958,934.51
Certificate of Deposit		
Federal Agency Bonds, Commercial Paper, Brokerage CDs	90,502.51	15,734,395.74
Cash - METRO	1,645.15	4,319,461.53
CDs - METRO		
Federal Agency Bonds, Commercial Paper, Brokerage CDs - METRO	23,549.43	10,645,598.18
Total	116,600.13	38,658,389.96
Water & Sewer Operating Fund:		
Cash	-	2,549,360.72
Certificate of Deposit		
Federal Agency Bonds, Commercial Paper, Brokerage CDs	29,106.85	4,092,070.50
Total	29,106.85	6,641,431.22
Photo Traffic Safety Fund:		
Cash	334.96	1,407,126.84
Brokerage CDs	1,983.56	499,410.00
Total	2,318.52	1,906,536.84
Hotel Tax Fund:		
Cash	-	463,861.89
Total	-	463,861.89
Capital Projects Fund:		
TexStar- Water Well Construction	25.87	4,153.20
Brokerage CDs- Water Well Construction	584.77	144,750.31
Total	610.64	148,903.51
Sewer Plant Construction Fund:		
Cash	-	152,986.74
Brokerage CDs	453.70	119,811.00
Total	453.70	272,797.74
Total All Funds:		
Cash	2,883.15	16,851,732.23
TexStar	25.87	4,153.20
Federal Agency Bonds, Commercial Paper, Brokerage CDs	146,180.82	31,236,035.73
Total	**$ 149,089.84**	**$ 48,091,921.16**

COUNCIL MEETING
10-09-2014
AGENDA ITEM #2C

CURRENT INVOICES

ACCOUNTS PAYABLE CHECKS

Date	General Fund	Water & Sewer Operating Fund	Special Revenue	Red Light Camera	Beautification	Special Projects	TOTAL
10/9/2014						43,680.00	**$ 43,680.00**
10/10/2014	433,255.43	90,943.82	364.69	117.70	300.00	140,835.18	**$ 665,816.82**
10/10/2014	13,738.55	2,063.11	188.95				**$ 15,990.61**
10/15/2014	$ 3,518.85						**$ 3,518.85**
10/15/2014	$ 6,214.50						**$ 6,214.50**
10/16/2014	$ 323.22						**$ 323.22**
	$ 457,050.55	**$ 93,006.93**	**$ 553.64**	**$ 117.70**	**$ 300.00**	**$ 184,515.18**	**$ 735,544.00**

Quick Check Check Register

Check Number	Vendor Number	Vendor Name	Check Amount	Check Date	BW
Cash account:		01-1070-00-00			
101473	17660	CITY OF HOUSTON	43,680.00	10/09/14	
TOTALS			43,680.00		

Check Register

Checks for Cash Account: 01-1070-00-00

Check Number	Vendor Number	Vendor Name	Check Amount	Check Date	BW	Check Type
101474	500	A-LINE AUTO PARTS #25	652.15	10/10/14		
101475	1500	ACT PIPE & SUPPLY	7,800.78	10/10/14		
101476	751	ADT SECURITY SERVICES	136.47	10/10/14		
101477	860	AMERICAN TIRE DISTRIBUTORS	853.26	10/10/14		
101478	115	AUTO ZONE	309.12	10/10/14		
101479	99999	Benita Nugent	100.00	10/10/14		
101480	19988	C.W. DUNLAP TRUCKING INC	1,190.00	10/10/14		
101481	14958	CARLOS SALAS JR	50.00	10/10/14		
101482	14960	CARRILLO'S LANDSCAPE	2,625.00	10/10/14		
101483	16100	CENTERPOINT ENERGY	409.38	10/10/14		
101484	41440	CITY OF HOUSTON DEPT OF HEALTH	247.50	10/10/14		
101485	18200	CLEARWATER CHEMICAL, INC.	367.50	10/10/14		
101486	18780	COLONIAL LIFE & ACCIDENT	1,344.19	10/10/14		
101487	18785	COMCAST	8.53	10/10/14		
101488	18784	COMCAST BUSINESS	4,262.94	10/10/14		
101489	18785	COMCAST BUSINESS SERVICES	6.90	10/10/14		
101490	19075	CONROE GREENHOUSES INC	3,600.00	10/10/14		
101491	19100	CONROE WELDING SUPPLY	67.59	10/10/14		
101492	78001	COPECO INC dba SEAMLESS SOLUTI	43.05	10/10/14		
101493	26204	CREATIVE FINANCIAL STAFFING	1,650.00	10/10/14		
101494	99999	Dana Montgomery	100.00	10/10/14		
101495	20435	DATAPROSE LLC	2,569.71	10/10/14		
101496	20625	DE LAGE LANDEN	525.38	10/10/14		
101497	20700	DEERWOOD A/C & HEATING	6,378.00	10/10/14		
101498	20670	DSHS CENTRAL LAB MC2004	390.52	10/10/14		
101499	24300	EASTEX ENVIRONMENTAL LAB, INC.	439.00	10/10/14		
101500	26000	ELECTRICAL FIELD SERVICES	1,890.20	10/10/14		
101501	26550	EMPIRE, INC.	354.23	10/10/14		
101502	28164	FIRESTONE	79.99	10/10/14		
101503	28500	FORT SECURITY SOLUTIONS	15,211.26	10/10/14		
101504	99999	GARRETT VERDINE	69.28	10/10/14		
101505	30838	GOLDEN EAGLE A/C & HEAT	800.00	10/10/14		
101506	30525	GRADY'S POOL SERVICE	250.00	10/10/14		
101507	71119	GREAT SOUTHERN STABILIZED	1,042.58	10/10/14		
101508	99999	GREG SAMMON	180.00	10/10/14		
101509	32011	GW PHILLIPS CONCRETE	140,835.18	10/10/14		
101510	41168	HIRERIGHT INC	185.80	10/10/14		
101511	99999	Houston Philatelic Society	250.00	10/10/14		
101512	41000	HOUSTON COMMUNITY NEWSPAPERS	1,656.00	10/10/14		
101513	47220	I/O SOLUTIONS	25.00	10/10/14		
101514	47254	IT WORKS	34,858.07	10/10/14		
101515	99999	JAY WROBLISKE	180.00	10/10/14		
101516	99999	JJD Entertainment	200.00	10/10/14		
101517	50700	JOINER PARTNERSHIP INC	8,813.00	10/10/14		
101518	52519	K & S SPORTSWEAR	141.00	10/10/14		

Check Register

Check Number	Vendor Number	Vendor Name	Check Amount	Check Date	BW	Check Type
101519	52425	KNOX COMPANY	2,074.08	10/10/14		
101520	52490	KRISTIN HARTUNG	120.00	10/10/14		
101521	52580	KYLE EWALD	1,600.00	10/10/14		
101522	76100	L-AUDIO SOLUTIONS INC	337.85	10/10/14		
101523	99999	Lafonda Turner	100.00	10/10/14		
101524	99999	Lifeline Screening	250.00	10/10/14		
101525	55500	LINEBARGER GOGGAN BLAIR & SAMP	8,553.68	10/10/14		
101526	57200	M & S ELECTRIC	1,255.00	10/10/14		
101527	57470	MAGNA FLOW ENVIRONMENTAL INC	34,686.11	10/10/14		
101528	56900	McDONALD'S	797.56	10/10/14		
101529	61400	MOBILE MODULAR	2,150.00	10/10/14		
101530	62250	MOTOROLA SOLUTIONS INC	308,280.00	10/10/14		
101531	99999	Natalie Edwards	100.00	10/10/14		
101532	66539	NAPCO CHEMICAL CO INC	511.00	10/10/14		
101533	66500	NET SALES DIRECT	3,892.44	10/10/14		
101534	99999	Noemi Sosa-Rivera	300.00	10/10/14		
101535	66750	NOVA HEALTHCARE, P.A.	599.26	10/10/14		
101536	67800	OLSON & OLSON	4,767.43	10/10/14		
101537	50301	ONLINE PAYMENT SERVICES LLC	2,251.81	10/10/14		
101538	69020	PINNACLE MEDICAL MGMT CORP	1,010.00	10/10/14		
101539	70015	PLATINUM COFFEE SERVICE INC	291.78	10/10/14		
101540	70017	PLATINUM COPIER SOLUTIONS	821.79	10/10/14		
101541	74851	PURE HEALTH SOLUTIONS INC	100.00	10/10/14		
101542	76184	QUEST DIAGNOSTICS	58.70	10/10/14		
101543	74200	RAINBOW PEST CONTROL	1,882.00	10/10/14		
101544	99999	Robin Dodd	100.00	10/10/14		
101545	75850	ROBBINS CHEVROLET	68.98	10/10/14		
101546	75900	ROSSONIAN CLEANERS	1,168.00	10/10/14		
101547	77000	SAM'S CLUB DIRECT	2,200.76	10/10/14		
101548	78009	SEAMLESS SOLUTIONS	239.00	10/10/14		
101549	79710	SIPES INSTRUMENT & ELECTRIC	732.00	10/10/14		
101550	82720	SPARTAN TOOL LLC	4,776.00	10/10/14		
101551	82745	SPECIALIZED MAINTENANCE SERV	1,140.00	10/10/14		
101552	83002	STANLEY D SMOOTE PH D	200.00	10/10/14		
101553	83011	STAR SERVICE INC	1,251.46	10/10/14		
101554	83997	SUN COAST RESOURCES INC	18,464.79	10/10/14		
101555	87599	TAYLOR LIGHTNING PROTECTION	1,838.00	10/10/14		
101556	51700	THE KEEP ON TRUCKING CO., INC.	56.46	10/10/14		
101557	88785	THE TRIBUNE	543.75	10/10/14		
101558	47178	TYCO INTEGRATED SECURITY LLC	242.00	10/10/14		
101559	94345	UNITED HEALTHCARE	369.12	10/10/14		
101560	94345	UNITED HEALTHCARE	432.01	10/10/14		
101561	95100	VERIZON WIRELESS	21.00	10/10/14		
101562	94231	VIPER PRODUCTS & SERVICES LLC	6,590.00	10/10/14		
101563	96400	WAHLBERG-MCCREARY, INC	637.66	10/10/14		
101564	96450	WASTE MANAGEMENT OF TEXAS	4,474.69	10/10/14		

Check Register

Check Number	Vendor Number	Vendor Name	Check Amount	Check Date	BW	Check Type
101565	99500	XEROX CORPORATION	300.23	10/10/14		
101566	99550	XL PARTS	31.86	10/10/14		

Check totals:	665,816.82
ACH totals:	
EFTPS totals:	
Wire transfer totals:	
GRAND TOTALS	665,816.82

Check totals:	665,816.82
ACH totals:	
EFTPS totals:	
Wire transfer totals:	
GRAND TOTALS	665,816.82

Check Register

Check Number	Vendor Number	Vendor Name	Check Amount	Check Date	BW	Check Type
Checks for Cash Account: 01-1070-00-00						
101567	750	ADT SECURITY SERVICES	1,246.59	10/10/14		
101568	550	ALARM MONITORING SVCS-HOU	173.70	10/10/14		
101569	5345	AMERICAN MESSAGING	239.38	10/10/14		
101570	78001	COPECO INC dba SEAMLESS SOLUTI	99.38	10/10/14		
101571	20625	DE LAGE LANDEN	544.23	10/10/14		
101572	50300	JAY STORR PHOTOGRAPHY FILM & V	365.00	10/10/14		
101573	66000	MAILFINANCE	127.20	10/10/14		
101574	52475	MARILYN KOEHLER	150.00	10/10/14		
101575	66500	NET SALES DIRECT	12,490.00	10/10/14		
101576	78000	SEAMLESS SOLUTIONS, INC.	430.13	10/10/14		
101577	88850	TMRS ANNUAL TRAINING SEMINAR	125.00	10/10/14		
Check totals:			15,990.61			
ACH totals:						
EFTPS totals:						
Wire transfer totals:						
GRAND TOTALS			15,990.61			
Check totals:			15,990.61			
ACH totals:						
EFTPS totals:						
Wire transfer totals:						
GRAND TOTALS			15,990.61			

Check Register

Check Number	Vendor Number	Vendor Name	Check Amount	Check Date	BW	Check Type
Checks for Cash Account: 01-1070-00-00						
101578	50500	JEANNE H MCDONALD, PC	700.00	10/15/14		
101579	66501	NSD VAULT	1,750.00	10/15/14		
101580	99999	RAY CALFEE	223.85	10/15/14		
101581	81420	SOUTHWESTERN FENCE CO	845.00	10/15/14		
Check totals:			3,518.85			
ACH totals:						
EFTPS totals:						
Wire transfer totals:						
GRAND TOTALS			3,518.85			
Check totals:			3,518.85			
ACH totals:						
EFTPS totals:						
Wire transfer totals:						
GRAND TOTALS			3,518.85			

Check Register

Check Number	Vendor Number	Vendor Name	Check Amount	Check Date	BW	Check Type
Checks for Cash Account: 01-1070-00-00						
101582	33000	HM LIFE INSURANCE COMPANY	1,427.82	10/15/14		
101583	42329	HUMBLE ELEVATOR SERVICE INC	150.00	10/15/14		
101584	60400	MHN SERVICES	318.24	10/15/14		
101585	99999	PETTY CASH	350.00	10/15/14		
101586	99999	PETTY CASH	92.10	10/15/14		
101587	82900	STANDARD INSURANCE COMPANY	3,876.34	10/15/14		
Check totals:			6,214.50			
ACH totals:						
EFTPS totals:						
Wire transfer totals:						
GRAND TOTALS			6,214.50			
Check totals:			6,214.50			
ACH totals:						
EFTPS totals:						
Wire transfer totals:						
GRAND TOTALS			6,214.50			

Quick Check Check Register

Check Number	Vendor Number	Vendor Name	Check Amount	Check Date	BW
Cash account:		01-1070-00-00			
101588	99999	JOHNNIE V PECORINO	323.22	10/16/14	
TOTALS			323.22		

COUNCIL MEETING
10-09-2014
AGENDA ITEM #2D

QUARTERLY INVESTMENT REPORT

City of Humble - General Fund
Summary of Investment Portfolio Activity
For Third Quarter
07/01/2014 - 09/30/2014

	Balance as of 07/01/2014	Purchases	Sales	Change in Market Value	Dividends & Interest	Cash Activity	Balance as of 9/30/2014
General Fund:							
General Operating Fund:							
Federal Agency Bonds, Commercial Paper, Brokerage CDs	$ 17,745,150.16	$ 3,745,680.49	$ (5,750,591.09)	$ (12,428.03)	$ 34,016.44	$ (27,432.23)	$ 15,734,395.74
Federal Agency Bonds, Commercial Paper, Brokerage CDs - METRO	9,799,385.82	1,996,865.28	(1,150,000.00)	(652.92)	16,223.39	(16,223.39)	10,645,598.18
							-
Total	27,544,535.98	5,742,545.77	(6,900,591.09)	(13,080.95)	50,239.83	(43,655.62)	26,379,993.92
							-
Photo Traffic Safety Fund:							-
Brokerage CDs	499,395.25	-	-	14.75	-	-	499,410.00
Total	499,395.25	-	-	14.75	-	-	499,410.00
Capital Projects Fund:							
TexStar- Water Well Construction	4,153.07	-	-	-	0.13	-	4,153.20
Brokerage CDs- Water Well Construction	144,754.37	-	-	(4.06)	584.77	(584.77)	144,750.31
Total	148,907.44	-	-	(4.06)	584.90	(584.77)	148,903.51
Total General Fund:							
TexStar	**4,153.07**	**-**	**-**	**-**	**0.13**	**-**	**4,153.20**
Federal Agency Bonds, Commercial Paper, Brokerage CDs	**28,188,685.60**	**5,742,545.77**	**(6,900,591.09)**	**(13,070.26)**	**50,824.60**	**(44,240.39)**	**27,024,154.23**
Total	**$ 28,192,838.67**	**$ 5,742,545.77**	**$ (6,900,591.09)**	**$ (13,070.26)**	**$ 50,824.73**	**$ (44,240.39)**	**$ 27,028,307.43**

Note: The quarterly report is in full compliance with the investment strategy as established in the City's Investment Policy and the Public Funds Investment Act, Chapter 2256, Texas Government Code.

City of Humble - Enterprise Fund

Summary of Investment Portfolio Activity
For Third Quarter
07/01/2014 - 09/30/2014

	Balance as of 07/01/2014	Purchases	Sales	Change in Market Value	Dividends & Interest	Cash Activity	Balance as of 9/30/2014
Enterprise Fund:							
Water & Sewer Operating Fund:							
Federal Agency Bonds, Commercial Paper, Brokerage CDs	$ 3,659,939.13	$ 692,800.89	$ (250,000.00)	$ (6,451.53)	$ 10,405.88	$ (14,623.87)	$ 4,092,070.50
Sewer Plant Construction Fund:							
Brokerage CDs	119,812.80	-	-	(1.80)	226.85	(226.85)	119,811.00
Total Enterprise Fund:							
Federal Agency Bonds, Commercial Paper, Brokerage CDs	**$ 3,779,751.93**	**$ 692,800.89**	**$ (250,000.00)**	**$ (6,453.33)**	**$ 10,632.73**	**$ (14,850.72)**	**$ 4,211,881.50**

Note: The quarterly report is in full compliance with the investment strategy as established in the City's Investment Policy and the Public Funds Investment Act, Chapter 2256, Texas Government Code.

COUNCIL MEETING
10-23-2014
AGENDA ITEM #2E

MONTHLY DEPARTMENT REPORTS

OFFICE OF COURT ADMINISTRATION

TEXAS JUDICIAL COUNCIL

OFFICIAL MUNICIPAL COURT MONTHLY REPORT

Month Sept. Year 2014

Municipal Court for the City Humble Municipal Court

Presiding Judge Vic Pecorino

If new, date assumed office

Court Mailing Address 315 N Bender Ave

City Humble , TX Zip 77338-0000

Phone Number (281) 446-6574

Fax Number (281) 446-3748

Courts Public Email COURT@CityofHumble.net

Court's Website www.cityofhumble.com

THE ATTACHED IS A TRUE AND ACCURATE REFLECTION OF THE RECORDS OF THIS COURT

Prepared by Sandra Elliott

Date Jul 3, 2014 Phone Number (281) 446-6574

PLEASE RETURN THIS FORM NO LATER THAN 20 DAYS FOLLOWING THE END OF THE MONTH REPORTED TO:

OFFICE OF COURT ADMINISTRATION

P O BOX 12066

AUSTIN, TX

78711-2066

PHONE: (512) 463-1625

FAX: (512) 936-2423

CRIMINAL SECTION

City of Humble Municipal Court

Month September Year 2014

	Traffic Misdemeanors			Non-Traffic Misdemeanors		
	Non-Parking	Parking	City Ordinance	Penal Code	Other State Law	City Ordinance
1. Total Cases Pending First of Month:	3,668	100	0	2,059	10,791	0
a. Active Cases	1,036	49	0	816	1,898	0
b. Inactive Cases	2,632	51	0	1,243	8,893	0
2. New Cases Filed (total 1,049) =	604	6	0	152	287	0
3. Cases Reactivated	169	3	0	89	82	0
4. All Other Cases Added	0	0	0	0	0	0
5. Total Cases on Docket	1,809	58	0	1,057	2,267	0
6. Dispositions Prior to Court Appearance or Trial						
a. Uncontested Dispositions	194	6	0	32	70	0
b. Dismissed by Prosecution	33	1	0	13	21	0
7. Dispositions at Trial						
a. Convictions						
1) Guilty Plea or Nolo Contendere	137	6	0	32	77	0
2) By the Court	0	0	0	0	0	0
3) By the Jury	0	0	0	0	0	0
b. Acquittals						
1) By the Court	0	0	0	0	0	0
2) By the Jury	0	0	0	0	0	0
c. Dismissed by Prosecution	0	0	0	0	0	0
8. Compliance Dismissals						
a: After Driver Safety Course	77					
b: After Deferred Disposition	38	0	0	10	4	0
c: After Teen Court	0	0	0	0	0	0
d: After Tobacco Awareness Course					0	
e: After Treatment for Chemical Dependency				0	0	
f: After Proof of Financial Responsibility	37					
g: All Other Transportation Code Dismissals	144	2	0	1	96	0
9. All Other Dispositions	9	0	0	2	4	0
10. Total Cases Disposed	669	15	0	90	272	0
11. Cases Placed On Inactive Status	190	2	0	125	121	0
12. Total Cases Pending End of Month:	3,603	91	0	2,121	10,806	0
a: Active Cases	950	41	0	842	1,874	0
b: Inactive Cases	2,653	50	0	1,279	8,932	0
13. Show Cause Hearings Held	20	0	0	7	1	0
14. Cases Appealed:						
a: After Trial	0	0	0	0	0	0
b: Without Trial	0	0	0	0	0	0

JUVENILE / MINOR ACTIVITY

Court Humble Municipal Court Month September Year 2014	TOTAL
1. Transportation Code Cases Filed	3
2. Non-Driving Alcoholic Beverage Code Cases Filed	1
3. Driving Under the Influence of Alcohol Cases Filed	0
4. Drug Paraphernalia Cases Filed	2
5. Tobacco Cases Filed	0
6. Failure to Attend School Cases Filed	0
7. Education Code (Except Failure to Attend) Cases Filed	0
8. Violation of Local Daytime Curfew Ordinance Cases Filed	0
9. All Other Non-Traffic Fine-Only Filed	7
10. Transfer to Juvenile Court: a. Mandatory Transfer	0
b. Discretionary Transfer	0
11. Accused of Contempt and Referred to Juvenile Court (Delinquent Conduct)	0
12. Held in Contempt by Criminal Court (Fined and/or Denied Driving Privileges)	0
13. Juvenile Statement Magistrate Warning: a. Warnings Administered	0
b. Statements Certified	0
14. Detention Hearings Held	0
15. Orders for Non-Secure Custody Issued	0
16. Parent Contributing to Nonattendance Cases Filed	0

ADDITIONAL ACTIVITY

Court Humble Municipal Court Month September Year 2014	Number Given	Number Requests For Counsel
1. Magistrate Warnings: a. Class C Misdemeanors	0	
b. Class A and B Misdemeanors	0	
c. Felonies	0	
		TOTAL
2. Arrest Warrants Issued: a. Class C Misdemeanors		441
b. Class A and B Misdemeanors		0
c. Felonies		0
3. Capiases Pro Fine Issued		213
4. Search Warrants Issued		0
5. Warrants for Fire, Health and Code Inspections Filed		0
6. Examining Trials Conducted		0
7. Emergency Mental Health Hearings Held		0
8. Magistrate's Orders for Emergency Protection Issued		0
9. Magistrate's Orders for Ignition Interlock Device Issued		0
10. All Other Magistrate's Orders Issued Requiring Conditions for Release on Bond		0
11. Driver's License Denial, Revocation or Suspension Hearings Held		28
12. Disposition of Stolen Property Hearings Held		0
13. Peace Bond Hearings Held		0
14. Cases in Which Fine and Court Costs Satisfied by Community Service: a. Partial Satisfaction		0
b. Full Satisfaction		0
15. Cases in Which Fine and Court Costs Satisfied by Jail Credit		141
16. Cases in Which Fine and Court Costs Waived for Indigency		0
17. Amount of Fines and Court Costs Waived for Indigency		$0.00
18. Fines, Court Costs and Other Amounts Collected: a. Kept by City		$86,720.02
b. Remitted to State		$40,927.05
c. Total		$127,647.07

City of Humble

Building Department

Monthly Report
September 2014

City of
Humble Building / Inspection Dept.
114 W. Higgins Humble, Texas 77338
(281) 446-6228 Fax: (281) 446-7902
Ray Pearson
Chief Building Official

Monthly Building Report
September, 2014

Commercial / Multi-Family Dwelling Remodel
Misc. / Repair / Alteration / Remodel / New Const. other than Building

Date	Establishment	Address	Type	Const. Cost
9/3/2014	Pappas Resturants Inc	10005 FM 1960 Bp	Exterior / Parking Lot	$35,000.00
9/3/2014	Hippo Burger	802 N Houston Ave	Exterior Remodel	$1,000.00
9/10/2014	Maria Perez,DDS	20440 Hwy 59 #300	Tenant Build-Out	$175,000.00
9/10/2014	Target	20777 Hwy 59 N	Interior Remodel	$41,000.00
9/22/2014	Plus 4 Credit Union	19506 Hwy 59 N	ATM	$3,200.00
9/23/2014	Pappas Resturant Inc	1005 FM 1960 BP	Exterior Parking Lot	$3,000.00
9/24/2014	Southern Lock & Safe	114 N Avenue A	Exterior Repairs	$6,500.00
9/24/2014	Charley's Philly Steaks	20131 Hwy 59 Spc #2098	Tenant Build-Out	$43,000.00
9/26/2014	Deerbrook Shopping Ce	1420 FM 1960 BP #103	Tenant Build-Out	$7,400.00
9/26/2014	Deerbrook Shopping Ce	1420 FM 1960 BP #105	Tenant Build-Out	$5,300.00
Total Permits Issued=	**10**		**Total Amount=**	**$320,400.00**

Commercial / New Construction
Building Structure

Date	Establishment	Address	Type	Const. Cost
9/25/2014	Shoppes@Ninty-four Seventy-Seven	9477 FM 1960 BP	Shell Building	$850,000.00
9/11/2014	Verizon Cell Tower	550 S Houston Ave	Cellular Equipment	$92,000.00
Total Permits Issued=	**2**		**Total Amount=**	**$942,000.00**

Residential Dwelling
Misc. / Repair / Alteration / Remodel / New Const. Other than dwelling

Date	Owner or Contractor	Address	Type	Const. Cost
9/3/2014	Rodney Mitchell	402 S Avenue C	Drive-way Repair	$1,800.00

9/30/2014	Raul Aguirre	520 Forth St	Drive-way Repair	$2,000..00
Total Permits Issued=	**2**			**$3,800.00**

Residential Dwelling
New Construction

Date	Owner or Contractor	Address	Type	Const. Cost
9/5/2014	Omar Castro	606 Third St	Storage Building	$5,000.00
Total Permits Issued=	**1**		**Total Amount=**	**$5,000.00**

Single Family Duplex
New Construction

Date	Owner or Contractor	Address	Type	Const. Cost
Total Permits Issued=	**0**			**$**

Monthly Building Construction Total

Commercial		Repair	$320,400.00
Commercial		New	$942,000.00
Residential		Repair	$3,800.00
Residential		New	$5,000.00
Residential Duplex		New	$0.00
Building Permits Issued =	**15**	**Total Amount=**	**$1,271,200.00**

Construction Permits Issued

Permit Type	Building Type	Monthly Total
Building Permit:	Residential / Commercial	$1,269,200.00
Demolition Permit:	Residential / Commercial	$0.00
Fire Sprinkler:	Commercial	$57,470.00
Sign Permit:	Commercial	$121,201.00
Electrical Permit:	Residential / Commercial	$1,567,520.00
Plumbing Permit:	Residential / Commercial	$686,217.00
Irrigation Permit:	Residential / Commercial	$0.00

HVAC Permit:	Residentail / Commercial	$673,550.00
September-14	**Total Monthly Report**	**$4,375,158.00**

Total Permits Issued:
for September : 2014:00:00

Permits Issued	Permit Type
14	Building
1	Building - Homeowner
0	Building Advisory
0	Construction Trailer
15	Electrical
8	Electrical - Homeowner
6	H.V.A.C.
1	H.V.A.C. - Homeowner
5	Plumbing
13	Plumbing - Homeowner
0	Irrigation
0	Irrigation - Homeowner
12	Sign
3	Fire Sprinkler
9	Burglar Alarm
15	Alcohol Beverage
0	Temporary Alcohol Beverage
0	Massage Establishment
1	Coin Machine
4	Pavillion Rental
1	Pavillion Deposit
0	Parade
0	Precious Metals
0	Demolition Permit
0	House Moving
0	Road Closure
0	Solicitors
0	Red Tag Electrical
0	Red Tag HVAC
1	Unlimited Wrecker
0	Wrecker Operator
1	Wrecker Chip Replacement
0	Taxi Cab
0	Taxi Operator
1	Tent Permit
0	Oil & Gas
111	**Total**

City of Humble

Monthly Cash Report

September, 2014

General Fund:		Account:		Description:		Amount:	Total:
Permits & Reinspection Fees:	Building	5200	15			$ 2,722.00	
	Reinspection	5200		x	$ 30.00	$	
	Total	5200					$ 2,722.00
	Electrical	5220	23			$ 1,359.00	$ -
	Reinspection	5220		x	$ 30.00		$ -
	Total	5220				$ -	$ 1,359.00
	Plumbing	5230	18			$ 1,025.00	$ -
	Reinspection	5230		x	$ 30.00		$ -
	Total	5230				$ -	$ 1,025.00
	Irrigation	5235					
	HVAC	5240	7			$ 565.00	$ -
	Reinspection	5240		x	$ 30.00	$	$ -
	Total	5240					$ 565.00
	Plan Review	5210				$ 1,270.00	$ 1,270.00
	Sign	5215	12			$ 1,150.00	$ 1,150.00
	Refrigeration	5250					$ -
	Reinspection	5250		x			$ -
	Total	5250					
License:	Beer & Liquor	5260	15			$ 4,205.00	$ 4,205.00
	License Registratio	5275		x		$ 1,300.00	$ 1,300.00
Misc.:	BA	5270	9	x		$ 225.00	$ -
	CM	5270	1	x		$ 1,125.00	$ -
	TE	5270	1	x		$ 25.00	$ -
	WRECKER	5270	1	x		$ 37.50	$ -
	Total	5270					$ 1,412.50
	Fire Sprinkler	5280	3	x		$ 90.00	$ 90.00
Other:	Plat Fee/ Chip rep	5440		x		$ 590.00	$ 590.00
	Reimbursement	3800		x			
	False Alarms Fees	5420				$ 2,375.00	$ 2,375.00
	Cust. Ret. Check	1520					$ -
Rentals:	Pavillion	5330	5	x		$ 200.00	$ 200.00
Over/Short	Specify	5500				$ -	
Total Bank Deposit		1070				$ 15,720.50	$ 15,720.50
Total Credit Card Deposit:		1070				$ 2,543.00	$ 2,543.00
TOTAL DEPOSIT:		1070				$ 18,263.50	$ 18,263.50

Name: Sharon Moore **Date:** 10/10/14

Humble
Fire Department

Fire Suppression Division

September, 2014
Monthly Report

Gary Outlaw
Fire Chief

City of Humble Fire Department

HFD Monthly Report

Alarm Date Between {09/01/2014} And {09/30/2014}

Inc# -Exp#	Alm Date	Time	Incident Type	Address	Est Loss
0927-0	09/01/2014	10:50	320 Emergency medical service,	1230 E FM 1960 BYP	
0928-0	09/01/2014	13:07	320 Emergency medical service,	706 WILSON RD	
0929-0	09/01/2014	13:59	322 Motor vehicle accident with	WILSON RD & WILL CLAYTON	
Total Incident Count for 09/01/2014			**3**	**Total Est Loss for 09/01/2014**	
0930-0	09/02/2014	10:55	322 Motor vehicle accident with	N AVENUE D & E 1st ST	$500
0931-0	09/02/2014	11:23	321 EMS call, excluding vehicle	36 WILSON RD	
0932-0	09/02/2014	11:41	412 Gas leak (natural gas or	1702 E 1st ST	
0933-0	09/02/2014	13:48	331 Lock-in (if lock out , use	20325 N US 59	
0934-0	09/02/2014	13:57	321 EMS call, excluding vehicle	10039 INVERLOCH WAY	
0935-0	09/02/2014	17:28	611 Dispatched & cancelled en	9694 W FM 1960 BYP	
0936-0	09/02/2014	18:16	322 Motor vehicle accident with	8500-BLK WILL CLAYTON PKWY	
Total Incident Count for 09/02/2014			**7**	**Total Est Loss for 09/02/2014**	**$500**
0937-0	09/03/2014	11:17	321 EMS call, excluding vehicle	100 E FM 1960 BYP	
0938-0	09/03/2014	12:08	322 Motor vehicle accident with	19713 N US 59	
0939-0	09/03/2014	19:27	322 Motor vehicle accident with	20325 N US 59	
Total Incident Count for 09/03/2014			**3**	**Total Est Loss for 09/03/2014**	
0941-0	09/04/2014	09:33	411 Gasoline or other flammable	310 FISHER RD	
Total Incident Count for 09/04/2014			**1**	**Total Est Loss for 09/04/2014**	
0943-0	09/05/2014	14:11	741 Sprinkler activation, no	256 E FM 1960 BYP	
0944-0	09/05/2014	23:34	611 Dispatched & cancelled en	2710 WILSON RD	
Total Incident Count for 09/05/2014			**2**	**Total Est Loss for 09/05/2014**	
0945-0	09/06/2014	12:45	150 Outside rubbish fire, Other	1509 ANNE AVE	
0946-0	09/06/2014	15:45	311 Medical assist, assist EMS	910 HERMAN ST	
0947-0	09/06/2014	16:33	320 Emergency medical service,	1851 COUNTRY VILLAGE BLVD	
0948-0	09/06/2014	17:27	353 Removal of victim(s) from	20131 N US 59	
0949-0	09/06/2014	20:54	322 Motor vehicle accident with	N US 59 & W 1ST ST	
0950-0	09/06/2014	23:12	321 EMS call, excluding vehicle	8233 WILL CLAYTON PKWY	
Total Incident Count for 09/06/2014			**6**	**Total Est Loss for 09/06/2014**	
0951-0	09/07/2014	02:31	324 Motor Vehicle Accident with	ATASCOCITA RD & WILSON RD	
0952-0	09/07/2014	02:51	322 Motor vehicle accident with	N US 59 & W 1ST ST	
0953-0	09/07/2014	16:54	322 Motor vehicle accident with	10000-BL W FM 1960 BYP	
0954-0	09/07/2014	19:44	412 Gas leak (natural gas or	20131 N US 59	
Total Incident Count for 09/07/2014			**4**	**Total Est Loss for 09/07/2014**	
0955-0	09/09/2014	11:11	321 EMS call, excluding vehicle	9810 W FM 1960 BYP	
0956-0	09/09/2014	13:49	611 Dispatched & cancelled en	W FM 1960 BYP & WHITAKER DR	
0957-0	09/09/2014	17:39	322 Motor vehicle accident with	20777 N US 59	
0958-0	09/09/2014	19:32	311 Medical assist, assist EMS	3131 HUMMINGBIRD LN	
Total Incident Count for 09/09/2014			**4**	**Total Est Loss for 09/09/2014**	
0959-0	09/10/2014	14:36	320 Emergency medical service,	9660 W FM 1960 BYP	
0960-0	09/10/2014	14:51	400 Hazardous condition, Other	HUMBLE WESTFIELD RD & MCKAY	
0961-0	09/10/2014	15:46	320 Emergency medical service,	9826 CANTERBURY DR	
0962-0	09/10/2014	16:44	322 Motor vehicle accident with	7900 WILL CLAYTON PKWY	
0963-0	09/10/2014	20:56	734 Heat detector activation due	18951 N MEMORIAL BLVD	

City of Humble Fire Department

HFD Monthly Report

Alarm Date Between {09/01/2014} And {09/30/2014}

Inc# -Exp#	Alm Date	Time	Incident Type	Address	Est Loss
Total Incident Count for 09/10/2014			**5**	**Total Est Loss for 09/10/2014**	
0964-0	09/11/2014	14:05	321 EMS call, excluding vehicle	20400 N US 59	
0965-0	09/11/2014	15:18	142 Brush or brush-and-grass	20800 N US 59	
Total Incident Count for 09/11/2014			**2**	**Total Est Loss for 09/11/2014**	
0966-0	09/12/2014	17:34	321 EMS call, excluding vehicle	20131 N US 59	
Total Incident Count for 09/12/2014			**1**	**Total Est Loss for 09/12/2014**	
0967-0	09/13/2014	02:04	321 EMS call, excluding vehicle	19333 N US 59	
0968-0	09/13/2014	13:07	745 Alarm system activation, no	1006 CAROLYN CT	
0969-0	09/13/2014	16:44	111 Building fire	9814 W FM 1960 BYP	$7,500
Total Incident Count for 09/13/2014			**3**	**Total Est Loss for 09/13/2014**	**$7,500**
0971-0	09/14/2014	09:23	731 Sprinkler activation due to	1400 E FM 1960 BYP	
0972-0	09/14/2014	13:31	730 System malfunction, Other	18951 N MEMORIAL BLVD	
0973-0	09/14/2014	18:48	730 System malfunction, Other	18951 N MEMORIAL BLVD	
0974-0	09/14/2014	22:45	321 EMS call, excluding vehicle	7710 GOLDFINCH DR	
Total Incident Count for 09/14/2014			**4**	**Total Est Loss for 09/14/2014**	
0975-0	09/15/2014	00:56	600 Good intent call, Other	501 WILSON RD	
0977-0	09/15/2014	10:25	510 Person in distress, Other	537 FERGUSON ST	
0978-0	09/15/2014	11:30	611 Dispatched & cancelled en	9810 W FM 1960 BYP	
0979-0	09/15/2014	12:45	154 Dumpster or other outside	9814 W FM 1960 BYP	
Total Incident Count for 09/15/2014			**4**	**Total Est Loss for 09/15/2014**	
0980-0	09/16/2014	13:52	320 Emergency medical service,	204 N BENDER AVE	
Total Incident Count for 09/16/2014			**1**	**Total Est Loss for 09/16/2014**	
0981-0	09/17/2014	02:21	735 Alarm system sounded due to	19611 N US 59	
0982-0	09/17/2014	02:47	320 Emergency medical service,	19002 MCKAY DR	
0983-0	09/17/2014	17:57	444 Power line down	133 DAVIS ST	
Total Incident Count for 09/17/2014			**3**	**Total Est Loss for 09/17/2014**	
0984-0	09/18/2014	07:03	321 EMS call, excluding vehicle	90 WILSON RD	
0985-0	09/18/2014	15:36	735 Alarm system sounded due to	9451 W FM 1960 BYP	
0986-0	09/18/2014	15:59	311 Medical assist, assist EMS	1700 WILSON RD	
0987-0	09/18/2014	16:42	322 Motor vehicle accident with	W TOWNSEN BLVD & W FM 1960	
0988-0	09/18/2014	22:39	322 Motor vehicle accident with	9813 W FM 1960 BYP	
Total Incident Count for 09/18/2014			**5**	**Total Est Loss for 09/18/2014**	
0989-0	09/19/2014	19:22	321 EMS call, excluding vehicle	9663 W FM 1960 BYP	
0990-0	09/19/2014	20:53	611 Dispatched & cancelled en	2710 WILSON RD	
Total Incident Count for 09/19/2014			**2**	**Total Est Loss for 09/19/2014**	
0991-0	09/20/2014	14:26	322 Motor vehicle accident with	19333 N US 59	
0992-0	09/20/2014	18:27	322 Motor vehicle accident with	10000 W FM 1960 BYP	
0994-0	09/20/2014	18:51	412 Gas leak (natural gas or	531 CAMBRIDGE VILLAGE DR	
0995-0	09/20/2014	23:08	323 Motor vehicle/pedestrian	9451 W FM 1960 BYP	
Total Incident Count for 09/20/2014			**4**	**Total Est Loss for 09/20/2014**	
0996-0	09/21/2014	18:23	322 Motor vehicle accident with	W FM 1960 BYP & WHITAKER DR	
Total Incident Count for 09/21/2014			**1**	**Total Est Loss for 09/21/2014**	

City of Humble Fire Department

HFD Monthly Report

Alarm Date Between {09/01/2014} And {09/30/2014}

Inc# -Exp#	Alm Date	Time	Incident Type	Address	Est Loss
0997-0	09/22/2014	13:44	320 Emergency medical service,	310 S BENDER AVE	
0998-0	09/22/2014	14:05	322 Motor vehicle accident with	10000 W FM 1960 BYP	
0999-0	09/22/2014	17:51	320 Emergency medical service,	BRENDA LN	
Total Incident Count for 09/22/2014			**3**	**Total Est Loss for 09/22/2014**	
1000-0	09/23/2014	09:45	322 Motor vehicle accident with	20380 N US 59	
1002-0	09/23/2014	18:33	321 EMS call, excluding vehicle	831 WILSON RD	
1003-0	09/23/2014	18:41	151 Outside rubbish, trash or	1022 MANNING RD	
Total Incident Count for 09/23/2014			**3**	**Total Est Loss for 09/23/2014**	
1004-0	09/24/2014	14:05	322 Motor vehicle accident with	ATASCOCITA RD & WILSON RD	
1005-0	09/24/2014	14:58	322 Motor vehicle accident with	200-BLK E FM 1960 BYP	
Total Incident Count for 09/24/2014			**2**	**Total Est Loss for 09/24/2014**	
1006-0	09/25/2014	08:48	320 Emergency medical service,	1485 E FM 1960 BYP	
Total Incident Count for 09/25/2014			**1**	**Total Est Loss for 09/25/2014**	
1007-0	09/26/2014	01:21	322 Motor vehicle accident with	N US 59 & WILL CLAYTON PKWY	
1008-0	09/26/2014	07:05	745 Alarm system activation, no	210 E FM 1960 BYP	
1009-0	09/26/2014	08:16	745 Alarm system activation, no	19502 MCKAY DR	
1010-0	09/26/2014	14:59	322 Motor vehicle accident with	100 W 1ST ST	
1011-0	09/26/2014	16:04	322 Motor vehicle accident with	9600 W FM 1960 BYP	
Total Incident Count for 09/26/2014			**5**	**Total Est Loss for 09/26/2014**	
1012-0	09/27/2014	01:27	611 Dispatched & cancelled en	8450 WILL CLAYTON PKWY	
1013-0	09/27/2014	14:47	322 Motor vehicle accident with	10005 W FM 1960 BYP	
1014-0	09/27/2014	16:14	611 Dispatched & cancelled en	9850 J M HESTER	
1015-0	09/27/2014	22:41	600 Good intent call, Other	20131 N US 59	
Total Incident Count for 09/27/2014			**4**	**Total Est Loss for 09/27/2014**	
1016-0	09/28/2014	01:16	600 Good intent call, Other	20131 N US 59	
1017-0	09/28/2014	01:57	322 Motor vehicle accident with	19011 N US 59	
1018-0	09/28/2014	03:19	552 Police matter	8950 WILL CLAYTON PKWY	
1019-0	09/28/2014	09:39	311 Medical assist, assist EMS	8455 WILL CLAYTON PKWY	
1020-0	09/28/2014	12:34	440 Electrical wiring/equipment	7506 GOLDFINCH DR	
1021-0	09/28/2014	22:43	322 Motor vehicle accident with	10005 W FM 1960 BYP	
Total Incident Count for 09/28/2014			**6**	**Total Est Loss for 09/28/2014**	
1022-0	09/29/2014	05:59	323 Motor vehicle/pedestrian	1300-BLK MCDUGALD RD	
1024-0	09/29/2014	09:03	730 System malfunction, Other	1401 S HOUSTON AVE	
1025-0	09/29/2014	09:53	111 Building fire	9632 W FM 1960 BYP	
1026-0	09/29/2014	10:57	321 EMS call, excluding vehicle	20503 MARBLEHEAD CT	
1027-0	09/29/2014	11:31	322 Motor vehicle accident with	9400 W FM 1960 BYP	
1028-0	09/29/2014	13:13	321 EMS call, excluding vehicle	2429 WILSON RD	
1029-0	09/29/2014	13:29	323 Motor vehicle/pedestrian	9930 W FM 1960 BYP	
Total Incident Count for 09/29/2014			**7**	**Total Est Loss for 09/29/2014**	
1030-0	09/30/2014	10:41	700 False alarm or false call,	9467 W FM 1960 BYP	
1031-0	09/30/2014	12:21	322 Motor vehicle accident with	200 E FM 1960 BYP	
1032-0	09/30/2014	17:16	311 Medical assist, assist EMS	2710 WILSON RD	
Total Incident Count for 09/30/2014			**3**	**Total Est Loss for 09/30/2014**	

Total Incident Count	99	Total Est Loss	$8,000

City of Humble Fire Department

HFD Monthly Report

Alarm Date Between {09/01/2014} And {09/30/2014}

Incident Type	Description	Count	Aid Given	Aid Received
111	Building fire	2	0	0
142	Brush or brush-and-grass mixture fire	1	0	0
150	Outside rubbish fire, Other	1	0	0
151	Outside rubbish, trash or waste fire	1	0	0
154	Dumpster or other outside trash receptacle fire	1	0	0
311	Medical assist, assist EMS crew	5	0	0
320	Emergency medical service, other	10	0	1
321	EMS call, excluding vehicle accident with injury	14	0	0
322	Motor vehicle accident with injuries	27	0	0
323	Motor vehicle/pedestrian accident (MV Ped)	3	0	0
324	Motor Vehicle Accident with no injuries	1	0	0
331	Lock-in (if lock out , use 511)	1	0	0
353	Removal of victim(s) from stalled elevator	1	0	0
400	Hazardous condition, Other	1	0	0
411	Gasoline or other flammable liquid spill	1	0	0
412	Gas leak (natural gas or LPG)	3	0	0
440	Electrical wiring/equipment problem, Other	1	0	0
444	Power line down	1	0	0
510	Person in distress, Other	1	0	0
552	Police matter	1	0	0
600	Good intent call, Other	3	0	0
611	Dispatched & cancelled en route	7	0	0
700	False alarm or false call, Other	1	0	0
730	System malfunction, Other	3	0	0
731	Sprinkler activation due to malfunction	1	0	0
734	Heat detector activation due to malfunction	1	0	0
735	Alarm system sounded due to malfunction	2	0	0
741	Sprinkler activation, no fire - unintentional	1	0	0
745	Alarm system activation, no fire - unintentional	3	0	0

City of Humble Fire Department

HFD Monthly Report

Alarm Date Between {09/01/2014} And {09/30/2014}

Census Tract		Count	Pct of Incidents	Est Losses	Pct of Losses
001 .	North of First Street	58	58.58 %	$8,000	100.00 %
002 .	South of First Street	41	41.41 %	$0	0.00 %

Total Incident Count: 99 Total Est Losses: $8,000

City of Humble Fire Department

Unit Response Time Analysis

Alarm Date Between {09/01/2014} And {09/30/2014}

Response Hrs Mins	Count	Percentage
< 01	8	5.1%
01	11	7.0%
02	19	12.2%
03	34	21.9%
04	32	20.6%
05	21	13.5%
06	20	12.9%
07	8	5.1%
08	1	0.6%
09	1	0.6%

Overall Average Response Time: 00:04:10

City of Humble Fire Department
Overtime / September 2014

Overtime for Pay Period Ending: September 10, 2014

8/30/14	P. Stanford	24 hours
9/8/14	S. Cantu	3 hours
	Total	**27 hours**

Overtime for Pay Period Ending: September 23, 2014

9/11/14	S. Cantu	2 hours
9/11/14	B. Luscomb	24 hours
9/12/14	J. Franks	21 hours
9/14/14	D. Johnson	1.25 hours
9/15/14	B. Luscomb	7 hours
9/15/14	E. Niemeyer	24 hours
9/17/14	T. Bailey	3 hours
	Total	**82.25 hours**

Overtime for Fire Marshal's Office

9/13/14	S. Forbes	2 hours

City of Humble Fire Department

HFD Monthly Report

Date Between {01/01/2014} And {09/30/2014}

Count	Description
7	10 Attic Ladder
6	14 Roof Ladder
1	Aerial ladder
14	Axe
3	Backboard
12	Blue Bag
326	Booster Line
4	C-Collar Bag
5	Chain Saw
18	Cones/Flares/Stobes
8	Cribbing
5	Cut off Saw
2	Cutter
23	Dispersant
4	Dry Chemical Extinguisher
9	EMS Drugs
2,238	EMS Gloves
3	Extension Ladder
395	Flash Light
5	Foam
12	Gas Detector
21	Generator
7	Water Extinguisher
34	Haligan Bar
32	Hand Tools
2,635	Handheld 800 Radio
4,109	1.75 inch Hose
400	2 inch Hose
1,220	4 inch Hose
2	Hose Adaptors
51	Forestry Hose
15	House Box
5	Hydraulic Tools
24	Light Tower
14	Lucas Device
31	Pike Pole
1	Plug Kit
5	Portable Spreaders
6	Portable Lights
18	PPV Fan
14	Red Bag
3	Roof Ladder
2	Rotary Saw

City of Humble Fire Department

HFD Monthly Report

Date Between {01/01/2014} And {09/30/2014}

Count	Description
4	Salvage Covers
148	SCBA
2	Shovel
4	Spreader
36	Thermal Imager
570	Traffic Vest
27,650	Water Used
3	Zoll Monitor

Humble Fire Marshal's Office

110 W. Main St., Humble, Texas, 77338

Phone- (281) 446-4928 Fax- (281) 446-3960

September 2014 Monthly Report

1. **Fire Inspections: 123**
    a. **Final Fire Inspection completed on Planet Ford's new main showroom.**
    b. **Meeting with Phoenix Oil Company regarding the property and it safety.**
    c. **Meeting with new property owners regarding fire code violations and future building updates at 9669 FM 1960. (Old Wal-Mart)**
2. **Plans Reviews: 16**
    a. **Meeting with La Quinta representatives about building a hotel along East FM 1960.**
    b. **Meeting with [redacted] representatives about building a store at a proposed site.**
3. **Fire Investigations: 2**
    a. **9414 FM 1960 # 1106**
        i. **Apartment Fire**
        ii. **Cleared by: Accidental**
    b. **Northshire Subdivision**
        i. **Impersonation investigation**
        ii. **Cleared By: Open investigation**
4. **Emergency Management:**
    a. **Meeting with CIMA and Deerbrook Mall concerning the staging of CIMA emergency vehicles during a hurricane.**
    b. **Cities of Harris County Meeting**
    c. **Meeting with Houston EM regarding children fire prevention programs.**
5. **Fire Inspections are now being completed digitally on Firehouse Inspector for Apple iPads. IPad's have been issued to all Fire Inspectors.**
6. **Installation of Knox Key Secure System in vehicles 1215, 1216 and 1217. This will allow for the monitored access to the Knox keys.**
7. **COBAN VieVu body worn cameras deployed to all full time employees.**
8. **All City of Humble Buildings and Vehicles are in the process of having their fire extinguishers inspected for yearly certification and maintenance.**
9. **An audit inspection was completed by the Texas Commission on Law Enforcement.**
    a. **The Fire Marshal's Office personnel records, files and training were found to be up to date and no deficiencies were found.**

COUNCIL MEETING
10-23-2014
AGENDA ITEM #2F

CORRESPONDENCE

Texas Municipal League
Legislative UPDATE

October 17, 2014
Number 37

Voter ID Law Back in Play

The last edition of the Legislative Update reported that a United States district judge in Corpus Christi struck down the Texas voter ID law. The law, which was in effect until the judge issued her 147-page opinion, has been the subject of continuing legal challenges.

The Texas attorney general quickly moved to appeal the decision. Last Tuesday, the Fifth Circuit Court of Appeals "stayed" the district court's opinion. The opinion cites the possibility of voter confusion by making the change so close the November elections. The stay means that *the law, which requires a voter to present photo identification at the polling place, remains in effect*.

It is likely that the latest opinion will be appealed to the U.S. Supreme Court. League staff will monitor and report on the case as it develops. Texas cities preparing for November elections should consult with their city attorney about the latest opinion immediately.

Single Sticker Vehicle Registration and Inspection Program Could Affect City Vehicles

The single sticker vehicle registration and inspection program, also known as "Two Steps, One Sticker," was adopted by the Texas legislature in 2013. It will go into effect on March 1, 2015. As the name suggests, the program will streamline the vehicle inspection and registration process so that Texas drivers only need to display one sticker on their car windshields to demonstrate proof of vehicle inspection and registration.

The new program may have an impact on city vehicles and fleets. Under the current and outgoing system, most city vehicles must be inspected annually but are generally exempt from annual registration requirements. Under the new single sticker system, city vehicles will continue to be exempt from registration fees, but cities will need to renew registrations after an annual

inspection like all other non-exempt vehicles in order to receive the combined inspection and registration sticker.

The Texas Department of Motor Vehicles has scheduled webinars designed to educate state and local government officials about the impact of the new program on government-owned vehicles, and to give participants the opportunity to ask questions about its implementation:

- Tuesday, October 28, 2014, 9:00 - 10:30 a.m. session: https://www4.gotomeeting.com/register/713208535
- Tuesday, October 28, 2014, 1:00 - 2:30 p.m. session: https://www4.gotomeeting.com/register/781932559
- Thursday, October 30, 2014, 9:00 - 10:30 a.m. session: https://www4.gotomeeting.com/register/804987055
- Thursday, October 30, 2014, 1:00 - 2:30 p.m. session: https://www4.gotomeeting.com/register/775868495

More information about the single sticker program is available at:
http://txdmv.gov/motorists/register-your-vehicle/two-steps-one-sticker

Pension Review Board Continues to Implement House Bill 13 Training Requirements

The Pension Review Board, pursuant to H.B. 13 from the 2013 session, recently proposed new *reporting* requirement rules for public retirement systems' pension administrators and trustees. The Board recently adopted rules that require seven hours of training in the first year an individual holds the position and four hours each year thereafter. The proposed reporting requirement rules would require each public retirement system to inform the Board twice a year about its compliance with the training requirement. The Pension Review Board has additional information about these new training requirements on its website at: http://www.prb.state.tx.us/resource-center/trustees-administrators/educational-training-program/. Contact the State Pension Review Board at 512-463-1736 with questions.

Cities are Partners with State

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Texas Municipal League
Legislative UPDATE

October 10, 2014
Number 36

Federal Court Strikes Down Voter ID Law

Last night, a United States district judge in Corpus Christi struck down the Texas voter ID law. The law, which was in effect until the judge issued her 147-page opinion, has been the subject of continuing legal challenges.

An initial hurdle to enforcing the law was the "preclearance" requirement in the federal Voting Rights Act. Preclearance, which was required for any law that affected voting, simply meant that the U.S. Department of Justice or a federal court had to approve the law as not having a racially discriminatory purpose. While the Texas law was being reviewed, the preclearance requirement was struck down by the U.S. Supreme Court. That action allowed the law to go into effect.

The separate Corpus Christi lawsuit had been pending for some time. After hearings and evidence, the court concluded that the law: (1) creates an unconstitutional burden on the right to vote; (2) has an impermissible discriminatory effect against Hispanics and African-Americans; and (3) was imposed with an unconstitutional discriminatory purpose. The court further concluded that the law constitutes an unconstitutional poll tax. Those conclusions were based on both provisions of the Voting Rights Act that remain in effect after the preclearance requirement was struck down and the U.S. Constitution.

Section 2 of the Voting Rights Act prohibits a state from imposing a voting qualification, prerequisite to voting, or standard, practice, or procedure that "results in a denial or abridgment of the right of any citizen of the United States to vote on account of race, color, or language minority status." The court concluded that the law violates this provision because, "based on the totality of the circumstances, it is shown that the political processes leading to nomination or election in the State or political subdivision are not equally open to participation by members of a [protected class] in that its members have less opportunity than other members of the electorate to participate in the political process and to elect representatives of their choice." In other words,

the court believes that the law does not disproportionately impact African-Americans and Hispanics by mere chance. Rather, it does so by its "interaction with the vestiges of past and current racial discrimination." As such, the law violates the Voting Rights Act as well as the U.S. Constitution.

In addition, the 24th Amendment provides that a citizen's right to vote in a federal election may not be "denied or abridged by the United States or any State by reason of failure to pay any poll tax or other tax." Pursuant to the Texas law, any individual wishing to vote in person must procure one of seven forms of approved photo ID if he or she currently lacks such identification. Individuals must pay an application fee in order to obtain any of the required forms of ID, except for the Election Identification Card (EIC). An EIC, issued by the Department of Public Safety, must be issued free of charge. But in order to receive an EIC, an applicant must provide one of several supporting documents, the cheapest of which is a birth certificate. If the applicant does not have a birth certificate, it must be purchased at a minimum fee of $2.00 in Texas. Based on that information, the court concluded that the law imposes a poll tax.

The court ultimately entered a permanent and final injunction against enforcement of the Texas voter ID law. Under the injunction, "Texas shall return to enforcing the voter identification requirements for in-person voting in effect immediately prior to the enactment and implementation of [the law]."

The Texas attorney general has already indicated he will appeal the court's decision. League staff will monitor and report on the case as it develops. Texas cities preparing for November elections should consult with their city attorney about the decision immediately. The text of the opinion is available at http://electionlawblog.org/wp-content/uploads/20141009-TXID-Opinion.pdf.

West Fertilizer Testimony Continues to Miss the Point

Earlier this week, the House Committee on Homeland Security and Public Safety once again considered how to address the fertilizer plant explosion in the City of West. Unfortunately, some state lawmakers and committee witnesses continue to approach the tragic fertilizer plant explosion from the perspective of increased emergency training for local government personnel and officials. They do so in spite of testimony from the State Fire Marshal's Office at a previous hearing that storing the fertilizer in flammable wooden bins was likely the root cause of the explosion.

Statewide, 50 of 96 similar fertilizer facilities already use metal or concrete instead of wood. The facilities do so without any additional prodding from the state. Industry representatives continue, however, to oppose a mandate to that effect for the remaining 46 businesses or any rules that are based on input from cities, counties, or anyone other than the fertilizer industry.

Why won't the legislature simply mandate non-flammable bins, at a cost of thousands of dollars, as opposed to potentially millions in cost for extra training for volunteer officials across the state? Increased emergency training likely wouldn't have prevented the explosion in West,

which caused additional millions of dollars in property damage. Isn't a few thousand dollars to prevent fertilizer explosions altogether a much better allocation of resources than millions on training and millions more in property loss?

The answer isn't difficult. At the Texas Capitol, business interests often trump local government and taxpayer interests. However, the chairman of the committee – Joe Pickett (D, El Paso) – appears to truly want increased standards for the fertilizer industry. He asked each witness at the hearing what they needed to do their jobs more effectively. Some county officials mentioned that state funding for voluntary training and equipment would help their emergency management responses.

In response to the request for state financial assistance, one legislator chided the county official, stating that "I just want to hear that we [the county] want to partner with you [the state] to make this [emergency management] a priority and will you help us….*not* will you give us." The county official responded that his county has made emergency management a priority, that there are now two new emergency services districts in his county, and that he is sensitive to the rise in property taxes. Because of those things, he believes the state should help with training costs.

During the 2015 legislative session, legislation requiring cities to spend extra tax dollars to prepare for avoidable disasters caused by a few negligent actors will likely be filed. The city response to such legislation should be this: let's instead make the 46 wooden-bin facility owners move their fertilizer to metal or concrete, as a majority of their colleagues have already done.

One More Time: Cities Shouldn't Adopt Resolutions in Support of State Constitutional Amendments

At the November 4, 2014, general election, Texas voters will be asked to approve or reject an amendment to the Texas Constitution to dedicate certain state oil and gas revenue to transportation (in lieu of the funds going to the state's "Rainy Day Fund"). The legislature passed the measure in 2013, and it will appear on the ballot as "Proposition 1."

Although many city officials are in favor of the proposition, a city council is prohibited by Election Code section 255.003 from adopting a resolution in support of it. Doing so could subject city officials to criminal penalties and civil fines.

Section 255.003 provides that "[a]n officer or employee of a political subdivision may not knowingly spend or authorize the spending of public funds for political advertising." "Spending" of public funds is interpreted by the Texas Ethics Commission to include the use of political subdivision employees' work time, the use of existing political subdivision equipment, and the use of facilities maintained by a political subdivision. "Political advertising" is defined as a communication supporting or opposing a measure that "appears…in a…written communication."

The Texas Ethics Commission has also indicated that, in certain situations, *comments* by city council members at a recorded public meeting that is broadcast over a public access channel could give rise to a violation of section 255.003. According to Ethics Advisory Opinion No. 456 (2004), "we can imagine a situation in which one or more city council members might arrange a discussion of a matter not pending before the city council with the hope that broadcasts of the discussion would influence the outcome of an election [and thus, rise to a violation of Section 255.003]."

At a minimum, the adoption of a resolution by a city council would require an employee to document the subject of and final vote on the resolution in the official minutes or recording of the meeting at which the resolution is considered. In this way the adoption of either an oral or written resolution would require a city employee's work time and equipment and thus, constitutes a spending of public funds. Moreover, such resolutions are often posted on a city's website either as stand alone documents or as part of the minutes.

While there appears to be no opinion or case directly on point, a written resolution in support of Prop 1 likely constitutes prohibited political advertising. The city officials who are responsible for adopting such a resolution could be committing a Class A misdemeanor. In addition, the Ethics Commission has authority to impose fines for violations of section 255.003. Finally, the Ethics Commission has also indicated that action taken in violation of section 255.003 may constitute a violation of Penal Code section 39.02, which prohibits government resources from being used for campaign purposes.

All of the above indicates that a city council is prohibited from adopting a resolution in support of Proposition 1. That is why the League's legal department advises cities against adopting one. Of course, nothing prohibits an elected official – on his or her own time and not using public funds – from advocating for or against passage.

Local Officials Briefed on Ebola Threat

Earlier this week, President Barack Obama, Secretary of Homeland Security Jeh Johnson, Secretary of Health and Human Services Sylvia Burwell, and Center for Disease Control and Prevention (CDC) officials conducted a conference call with state and local elected officials to update them on White House efforts to combat Ebola.

During the call, President Obama made it clear that Ebola is a national security priority, and that White House officials are working diligently to stop the outbreak. In an interconnected world, infectious disease can be spread across borders, but the chance of a large-scale outbreak in the United States remains extremely low.

The President thanked Dallas Mayor Mike Rawlings and Dallas County Judge Clay Jenkins for working closely with CDC and the White House during the recent diagnosis and care of Ebola patient Thomas Duncan in Dallas, who passed away Wednesday morning.

CDC officials reiterated that Ebola is not an airborne disease. Additionally, they stated that no additional cases or symptoms have been detected among 10 definite and 38 possible contacts of Thomas Duncan. CDC and local officials will continue to monitor these individuals another two weeks until the end of the 21-day exposure period.

All of the individuals on the call reiterated that the U.S. has the best doctors in the world. Federal officials are confident that – if federal, state, and local officials work together – operating with an appropriate sense of urgency will prevent an Ebola outbreak. Local authorities in West Africa are screening passengers leaving airports in the infected countries, which includes taking passengers' temperature. Those officials have the authority to issue "do not board" orders if they suspect a passenger is potentially infected. Beginning this weekend, U.S. officials will begin additional screening measures at the major U.S. airports that receive most West African visitors.

Also earlier this week, Texas Health and Human Services Executive Director Dr. Kyle Janek testified before Texas legislative committees in both the House and Senate. Dr. Janek testified that the people of Texas should be confident that the state is well-prepared to control the Ebola threat.

League Staff will continue to work with local, state, and federal officials to disseminate information on any new Ebola-related developments.

EPA Listening Sessions: Low Interest Loans for Water Infrastructure

The U.S. Environmental Protection Agency (EPA) is hosting a series of listening sessions on the Water Infrastructure Finance and Innovation Act. The Act creates a five-year pilot program to provide low-interest loans and loan guarantees for large water and wastewater-related infrastructure projects of at least $20 million. Smaller projects serving fewer than 25,000 people will be eligible if the cost of the project surpasses $5 million.

At the upcoming listening sessions, the EPA will give an overview of the Act, provide a summary of financial assistance options and terms, and detail the status of agency efforts to get the program up and running.

Four sessions have been scheduled, including one in Dallas on October 30, 2014. To register, go to https://docs.google.com/forms/d/1vpB_mTgFO2GxNZTiyUXOsZiuNhPbFyCLIPkNMgkxt7A/viewform.

Share the Message:
We're Partners with State

Texas cities are partners with the state to keep Texas' economy and quality of life vibrant. This simple one-page (two-sided) document allows city officials to communicate that message to legislators.

During legislative visits or within their legislative correspondence, city officials should combine appropriate talking points from the front page with key supporting data from the back page to consistently make the following argument: *the city/state partnership can only work in the absence of unfunded mandates and risky financial caps*.

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COUNCIL MEETING
10-23-2014
AGENDA ITEM #3

SPECIAL PRESENTATION

COUNCIL MEETING
10-23-2014
AGENDA ITEM #4

ORDINANCE 14-746
TRANSIENT BUSINESS LICENCSE

CITY OF HUMBLE

ORDINANCE NO. 14-746

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HUMBLE, TEXAS, AMENDING CHAPTER 30, "PEDDLERS, SOLICITORS, TRANSIENT BUSINESSES AND HANDBILL DISTRIBUTORS," ARTICLE III, "TRANSIENT RETAIL BUSINESSES," SECTION 88, "FEE; TERM; REAPPLICATION UPON CHANGE IN FORMATION;" BY DELETING ALL OF SECTION 30-88 THEREOF AND SUBSTITUTING THEREFOR A NEW SECTION 30-88; AND PROVIDING FOR SEVERABILITY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HUMBLE, TEXAS, THAT:

Section 1. The Code of Ordinances of the City of Humble, Texas is hereby amended by deleting all of Section 30-88, thereof and substituting therefor a new Section 30-88, to read as follows:

Sec. 30-88. - Fee; term; reapplication upon change in information; suspension; termination

(1) A transient retail business license issued under this article shall require a fee as currently established or as hereafter adopted by resolution of the City Council from time to time for each issuance.

(2) A transient retail business license shall be valid for one (1) year, provided that sales may not be conducted for longer than thirty (30) consecutive days or sixty (60) cumulative days.

(3) Any change in the information required in the application shall require the re-issuance of the license by submitting a new application and fee.

(4) A transient retail business license may be suspended if license holder or business has been charged with any offense committed in the City of Humble while engaged in the permitted business, upon a magistrate's determination of probable cause in connection with such charges.

(5) A transient retail business license may be terminated if the license holder or business is convicted of any offense committed in the City of Humble while engaged in the permitted business or if a final conviction occurs or is found to have existed at the time of application.

Section 2. In the event any clause, phrase, provision, sentence, or part of this ordinance or the application of same to any person or circumstance shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect,

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

PASSED, APPROVED, AND ADOPTED this _____ day of _____ 2014.

_____
Donald G. McMannes
Mayor

ATTEST:

_____
Jason Stuebe
City Secretary

COUNCIL MEETING
10-23-2014
AGENDA ITEM #5

ORDINANCE 14-747
GAMING ROOMS

ORDINANCE NO. 14-747

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HUMBLE, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF HUMBLE BY AMENDING CHAPTER 8 AMUSEMENTS AND ENTERTAINMENT BY ADDING A NEW ARTICLE V. REGULATION OF GAME ROOMS AND AMUSEMENT REDEMPTION MACHINES; REGULATING GAME ROOMS AND AMUSEMENT REDEMPTION MACHINES; REQUIRING CITY LICENSING OF GAME ROOMS; SETTING FORTH A PENALTY; PROVIDING FOR SEVERALBILITY AND CONTAINING OTHER PROVISIONS RELATED TO THE SUBJECT MATTER.

WHEREAS, the City Council of the City of Humble, Texas, ("City") recognizes that unregulated operation of game rooms and amusement redemption machines contribute to inappropriate and illegal activities which may include gambling, fraud, truancy, disorderly conduct and use of controlled substances; and

WHEREAS, the City is a home rule municipality that is duly authorized under the Texas Constitution, the laws of the state of Texas as well as pursuant to Sections 215.074, 215.075 and 217.042 Texas Local Government Code to address the negative effects of game rooms and amusement redemption machines in the manner set forth below; and

WHEREAS, Harris County is authorized to regulate game rooms pursuant to Subchapter E of Chapter 234 Texas Local Government Code and has adopted regulations pursuant to this statutory authorization; and

WHEREAS, City recognizes and desires through adoption of this ordinance to complement these regulations adopted by Harris County and to further the City's interest in protecting the health, safety and welfare of its citizens; and

WHEREAS, the City Council has determined and does hereby now declare that the adoption of this ordinance is necessary to the health, safety and general welfare of the inhabitants of the City and to persons frequenting game rooms and using amusement redemption machines within the City, now therefore

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HUMBLE, TEXAS:

Section 1. That the facts and recitations set forth in the preamble of this ordinance are hereby declared true and correct.

Section 2. That the Code of Ordinances of the City of Humble, Texas, is hereby amended by adding a new Article V Regulation of Game Rooms and Amusement Redemption Machines of Chapter 8 Amusement and Entertainments to provide as follows:

"**CHAPTER 8. AMUSEMENT AND ENTERTAINMENTS**

. . . .

Article V. Regulation of Game Rooms and Amusement redemption Machines.

Sec. 8-200. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Amusement redemption machine means:

(1) A recreational machine that provides the user with an opportunity to receive something of value other than a right of replay and which complies with all applicable federal, state and local laws and regulations applicable to such machines.

(2) A skill or pleasure coin-operated machine that is designed, made and adapted solely for bona fide amusement purposes, and that by operation of chance or a combination of skill and chance affords the user an opportunity to receive exclusively non-cash merchandise prizes, toys, novelties, or a representation of value redeemable for those items.

(3) Any electronic, electromechanical or mechanical contrivance designed, made and adapted solely for bona fide amusement purposes if the contrivance rewards the player exclusively with non-cash merchandise, prizes, or novelties, or a representation of value redeemable for those items, that have a wholesale value available from a single play of the game or device of not more than ten times the amount charged to play the game or device once or $5.00, whichever amount is less.

Amusement redemption machine game room or game room means any establishment, building, facility or other place where two or more amusement redemption machines, with the exception of excluded machines, are displayed or exhibited for public use.

City official means a police officer, code enforcement officer or building official of the City.

Excluded machine means:

(1) A machine that awards the user non-cash merchandise prizes, toys or novelties solely and directly from the machine, including claw, crane, or similar machines;

(2) A machine from which the opportunity to receive non-cash merchandise prizes, toys, or novelties, or a representation of value redeemable for those items, varies depending upon the user's ability to throw, roll, flip, toss, hit, or drop a ball or other physical object into

the machine or a part thereof, including basketball, skeet ball, golf, bowling, pusher, or similar machines; or

(3) A machine or any device defined in V.T.C.A., Penal Code § 47.01 as a gambling device, or any activity prohibited or described in V.T.C.A., Penal Code ch. 47.

Game room owner or owner means a person who has an ownership interest of at least 25 percent in a game room.

Licensee means any person, individual, firm, company, association, or corporation operating an amusement redemption machine game room in the City.

Operational machine means an amusement redemption machine that is ready to be played and which is accessible to the public.

Permittee means any person, individual, firm, company, association, or corporation maintaining, displaying for public patronage, or otherwise keeping for operation the public any gaming machine in the City.

Residential Area means an area in which the principal land use is for one or more private residences including single family homes, duplexes and apartment complexes; or a subdivision for which a plat is recorded in the real property records of the county and that contains or is bounded by public streets or parts of public streets that are abutted by residential property occupying at least 75 percent of the front footage along the block face; or a subdivision for which a plat is recorded in the real property records of the county and a majority of the lots of which are subject to deed restrictions limiting the lots to residential use.

Sec. 8-201. License required.

No person shall operate an amusement redemption machine game room in the City without first obtaining a license from the City, as required by this article. No license shall be issued until the occupation tax has been paid for each amusement redemption machine within the premises, and the applicable game room license fee has been paid.

Sec. 8-202. Payment of annual inspection and license fee; issuance of license.

An owner, operator, or lessee of an amusement redemption machine game room shall be required to secure a license annually. An amusement redemption machine game room shall be required to secure a license by paying to the City an annual inspection and amusement redemption machine game room license fee as currently established or as hereafter adopted by resolution of the City Council from time to time. Upon payment of the fee and compliance with all licensing requirements, the license shall be issued by the City.

Sec. 8-203. Term of license; jurisdiction; scope.

A license issued for an amusement redemption machine game room under this article:

(1) Is an annual license which expires December 31 of each year unless it is suspended or cancelled earlier;

(2) Is effective for a single place of business only;

(3) Vests no property right in the licensee except to maintain, display for public patronage, and permit the use or skill or pleasure of amusement redemption machines in accordance with the terms and conditions of this article;

(4) Shall automatically expire if the licensee thereof sells the property or the business, transfers equity to accomplish same, or otherwise disposes of amusement redemption machines; and

(5) Is not assignable or transferable.

In addition, the City shall not refund any portion of a license fee after the license is issued, nor shall it prorate or reduce in amount any fee due to the City. Notwithstanding the foregoing, the initial license issued to an existing amusement redemption machine game room following the adoption of the ordinance from which this article is derived and the game room's compliance with the requirements of this article shall not expire until December 31, 2015. Thereafter, any such license shall expire as provided herein-above.

Sec. 8-204. Restrictions, regulations, controls, and limitations.

(a) All building and fire code standards must be met. Inspection by building officials and the issuance of a certificate of occupancy shall be obtained before a license for an amusement redemption machine game room is issued.

(b) Only one amusement redemption machine game room shall be permitted on any lot or in any single building, structure or strip center except for amusement redemption machine game rooms in existence as of the date this ordinance goes in to effect and which do not meet this criteria; in which case full compliance with this subsection shall be required upon the expiration of three years or upon abandonment of use at such location, whichever occurs first.

(c) No amusement redemption machine game room shall be situated within 1,000 feet of any church, school, daycare, hospital, public park or residential area except for amusement redemption machine game rooms in existence as of the date this ordinance goes in to effect and which do not meet this criteria; in which case full compliance with this subsection shall be required upon the expiration of three years or upon abandonment of use at such location, whichever occurs first.

(d) The distance shall be measured in a straight line without regard to intervening objects or structures and from the nearest lot line of the amusement redemption machine game room

seeking a license to the nearest lot line of the church, school, daycare, hospital, public park or residential area.

(e) No amusement redemption machines or related business activities shall be allowed to be situated and/or performed outdoors.

(f) The hours of operation for an amusement redemption machine game room shall be limited to the following hours:

(1) Monday through Thursday, open at 8:00 a.m. and close at 11:00 p.m.; and

(2) Friday through Sunday, open at 8:00 a.m. and close at 12:00 a.m.

(g) One parking space shall be provided for each two amusement redemption machines within the amusement redemption machine game room, plus one additional parking space for each employee per shift.

(h) The owner, operator, or manager of the licensed premises must be present to supervise the operation of the amusement redemption machine game room. The amusement redemption machine game room shall not be left unattended.

(i) Amusement redemption machines must be situated within the licensed premises as to be in full and open public view, which entails being visible to all patrons of the establishment.

(j) No person under the age of 18 years shall be permitted inside the building, structure, facility or space housing the amusement redemption machine game room.

(k) A sign stating that no one under the age of 18 is allowed inside the amusement redemption machine game room shall be posted in plain sight immediately inside the entrance stating that:

"No person under the age of 18 years shall be permitted inside the building, structure, facility or space housing the amusement redemption machine game room."

(l) An amusement redemption machine game room operator must be a person who is at least 18 years of age.

(m) The total number of operational amusement redemption machines allowed in one amusement redemption machine game room establishment shall be limited to the maximum number of 50 amusement redemption machine games. Any back-up, non-operational or replacement amusement redemption machines shall be secured in a locked storage area or closet to which the public is not allowed to enter and such machines shall not be connected to electricity or be otherwise operational. The occupation tax on such back-up or be replacement amusement redemption machine games shall be paid annually regardless of whether such machines are used by the game room's patrons.

(n) Nothing contained herein shall be construed or have the effect to license, permit, authorize or legalize any machine, device, table, or gaming machine, the keeping, exhibition, operation, display or maintenance of which is illegal or in violation of any ordinance of the City, any regulation of the county, any section of the penal code of this state, or the constitution of this state.

Sec. 8-205. Application for amusement redemption machine game room license.

An applicant for a license under the provisions of this article shall file with the City Secretary a written application on a form provided for that purpose by the City which shall be signed by the applicant, who shall be the owner of the amusement redemption machine game room sought to be licensed. A separate application must be filed for each location sought to be licensed. The following information is required in the application:

(1) Name, address, telephone number, and driver's license number of the applicant if the applicant is a natural person;

(2) Name, address, telephone number and driver's license number of all persons who own 25 percent or more interest in the amusement redemption machine game room;

(3) Name, address, telephone number and driver's license number of all corporate officers, if any, of such business;

(4) Name, address, telephone number of the business;

(5) If incorporated, the name of the business registered with the Texas Secretary of State;

(6) If a partnership, the name, address, telephone number and driver's license of each of the general and limited partners;

(7) The trade name by which the applicant does business and a true and correct copy of the registration of the applicant's assumed name filed in the office of the county clerk, bearing the file mark or stamp that evidences its filing in that office;

(8) A copy of a valid game room permit issued by Harris County where applicable;

(9) The street address of the premises;

(10) If applicant is not the owner of the premises, the applicant shall furnish the name, address, and telephone number of the property owner;

(11) Name, address, and telephone number of the operator of the premises to be permitted;

(12) Number of amusement redemption machines in the premises to be permitted and the serial number of each amusement redemption machine;

(13) Whether a previous license of the applicant, or, if applicable, a corporate officer of the applicant, has been revoked within two years of filing of the application;

(14) The previous occupation(s) of the applicant and, if applicable, all corporate officers and partners of the applicant within the preceding five years;

(15) A notarized statement, under oath, that:

a. All the facts contained in the application are true and correct;

b. The amusement redemption machines are not and will not be used as gambling devices;

c. The location and operation of the amusement redemption machine game room will not violate any applicable deed restrictions;

d. The amusement redemption machine game room will be operated in accordance with all laws;

(16) Name, address, and telephone number of an emergency contact person who can be reached after hours;

(17) A floor plan of the amusement redemption machine game room interior depicting the layout of the amusement redemption machine game room interior specifically including, but not limited to, the location of all amusement redemption machines, coin-operated machines or devices, the manager's station(s), restroom facilities, kitchen and bar facilities, if any, and all areas to which patrons will not be permitted; and

(18) Any other plans that may be required by this Code.

Any failure to provide the documents required by this section shall be grounds for denial of the application to which it applies.

Sec. 8-206. Renewal of amusement redemption machine game room license.

(a) A license may be renewed for the following calendar year beginning October 1 of each year by filing a completed application for each license and paying the applicable fee set forth in this article. A renewal application shall be subject to the same requirements in this section as for a license application.

(b) Upon the expiration of a license, the licensee shall be required to obtain a renewal of the expired license if the licensee wishes to continue operating an amusement redemption machine game room. Failure to obtain the renewal within 30 days after expiration may

require such person to pay an additional late fee in an amount equal to 20 percent of the fee as currently established or as hereafter adopted by City Council from time to time. Nothing herein authorizes the licensee to operate after the expiration of a license and before a renewal is effective.

Sec. 8-207. Grounds for denial of license; applicants or licensees indebted to City.

(a) The City shall refuse to approve issuance or renewal of a permit or licensee for one or more of the following reasons:

(1) Any failure to provide the information required by this article;

(2) A determination by the City that inaccurate, erroneous or incomplete information has been submitted;

(3) A false statement as to a material matter made in an application for a license;

(4) Revocation of a license, pursuant to this article, of the applicant or a co-owner or a corporate officer of the applicant within two years preceding the filing of the application;

(5) Refusal or failure to pay the occupation tax on any amusement redemption machine;

(6) Refusal or failure to pay the correct license fee amount;

(7) The applicant or a co-owner for such license has, within the past three years, been convicted of any violation of this article;

(8) The applicant or a co-owner for such license has, within the past five years, been convicted of any violation of regulations adopted by Harris County relating to game rooms; and/or

(9) The applicant or a co-owner for such license has, within the past ten years, been convicted of a crime involving moral turpitude.

(b) The City shall not issue or renew a license under this article and shall suspend or cancel a license if it be determined that the applicant or licensee is indebted to the City for any fee, costs, penalties, or delinquent taxes.

Sec. 8-208. Suspension or revocation of license for violation of article.

(a) Power and authority. If any individual, company, corporation or association who owns, operates, exhibits, or displays any amusement redemption machine(s) in an amusement redemption machine game room in this City shall violate any provision of this article, the City shall have the power and authority to suspend or revoke the license(s) issued hereunder to any of the foregoing by giving written notice, stating the reason justifying

such suspension or revocation, and the same shall be suspended or revoked ten days from date of such notice.

(b) Suspension. The City Manager or his designee shall suspend a license for a period not to exceed 30 days if he determines that a licensee or an employee of a licensee has:

(1) Violated or is not in compliance with any of the provisions of this article;

(2) Refused to allow or interfered with an inspection of the amusement redemption machine game room premises; or

(3) Demonstrated an inability to operate or manage an amusement redemption machine game room in a peaceful and law-abiding manner thus necessitating action by law enforcement officers.

(c) Revocation for continuing violations. The City Manager or his designee shall revoke a license if a cause of suspension occurs and the license has been previously suspended within the preceding twelve months.

(d) Automatic revocation. The City Manager or his designee shall revoke a license if he determines that:

(1) A licensee gave false or misleading information in the material submitted to the City during the application process;

(2) A licensee or an employee of a licensee knowingly allowed the possession, use, or sale of a controlled substance on the premises; or

(3) A licensee or an employee of a licensee knowingly operated the amusement redemption machine game room during a period of time when the licensee's permit was suspended.

(e) Effect of revocation. No license shall be issued within a period of one-year to anyone whose license has been revoked, except at the discretion of the City Manager or his designee. If the license of an individual, company, corporation, or association owning, operating, or displaying amusement redemption machines in this City is cancelled, such individual, company, corporation or association shall not operate, display or permit to be operated or displayed such amusement redemption machines in any amusement redemption machine game room until a new license is granted.

Sec. 8-209. Appeal from denial, suspension or revocation of license.

If the City manager or his designee refuses to approve the issuance of a license or the renewal of a license to an applicant, or suspends or revokes a license issued under this article, this action is final unless the applicant or licensee, within ten days after the receipt of written notice of the action, files a written appeal with the City Secretary, who shall, within ten days

after the appeal is filed forward same to City Council for its consideration at a public meeting following a hearing. The City council shall, within 30 days, grant such hearing to consider the action. The City Council has authority to sustain, reverse, or modify the action appealed. The decision of the City Council is final.

Sec. 8-210. Display of license.

A valid license issued under this article for an amusement redemption machine game room shall be displayed at or near the entrance of the business premises, and such display shall be permanent and conspicuous.

Sec. 8-211. Inspections.

(a) The premises in which such amusement redemption machines are located shall conform to all building codes and fire prevention codes of the City and the Fire Marshal of the City and his assistants and the chief building official may enter into the premises where such amusement redemption machines are located at any time during normal business hours for the purposes of inspecting said premises for fire hazards.

(b) All law enforcement personnel of the City shall have the right to enter into said premises at any time during normal business hours for the purpose of enforcement of the terms of this article.

(c) The City shall have the authority to seal any coin-operated machine located in any amusement redemption machine game room for which the occupation tax has not been paid. A fee in the amount identified by resolution of the City Council from time to time will be charged for the release of any machine sealed for non-payment of said occupation tax.

(d) The City shall have the authority to seal any coin-operated machine located in any amusement redemption machine game room for which a license fee has not been paid. A fee in the amount identified by resolution of the City Council from time to time will be charged for the release of any machine sealed for non-payment of said license fee.

Sec. 8-212. Responsibility of licensee.

A licensee hereunder shall not permit any of the following activities within the licensed premises:

(1) The operation of any amusement redemption machine by a person younger than 18 years of age;

(2) Gambling by any person;

(3) The possession of gambling materials; and

(4) Unlawful or criminal activity of any kind.

Sec. 8-213. Parking facilities.

Any person who desires a license for the operation of two or more amusement redemption machines in one specific location shall be required to provide sufficient off-street parking to accommodate the vehicles of the patrons as provided ok herein. Such parking area shall be maintained in a safe, clean manner and shall not interfere with safe and expeditious movement of other vehicular or pedestrian traffic.

Sec. 8-214. Violations of existing laws not authorized.

Nothing herein shall be construed or have the effect to license, permit, authorize or legalize any machine, device, table, or gaming machine, the keeping, exhibition, operation, display or maintenance of which is illegal or in violation of any ordinance of the City, any regulation of Harris county, any section of the penal code of this state, or the constitution of this state."

Section 3 – Severability Clause. In the event any clause, phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstance shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

Section 4 – Penalty. Any person who shall willfully, intentionally, or with criminal negligence violate any provision of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction shall be fined in accordance with Section 1-11 of The City Code. Each day of violation shall constitute a separate offense.

PASSED, APPROVED, AND ADOPTED this _____ day of _____ 2014.

_____
Donald G. McMannes
Mayor

ATTEST:

_____
Jason Stuebe
City Secretary

COUNCIL MEETING
10-23-2014
AGENDA ITEM #6

RESOLUTION 14-739
GAMING ROOMS LICENSE FEE

CITY OF HUMBLE

RESOLUTION NO. 14-739

A RESOLUTION OF THE CITY OF HUMBLE, TEXAS, ESTABLISHING A FEE FOR THE ANNUAL LICENSE AND INSPECTION OF GAME ROOMS AND AMUSEMENT REDEMPTION MACHINES.

WHEREAS, City of Humble Ordinance 14-747 adopted on October 23, 2014 created a license for the operation of amusement redemption machine game rooms in the City; and

WHEREAS, said Ordinance authorized the establishment of a fee for the annual inspection and amusement redemption machine game room license by resolution of the City Council; Now therefore

BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF HUMBLE TEXAS:

Section 1: The annual fee for the inspection and amusement redemption machine game room license is $300.00.

Section 2: The annual renewal fee for the inspection and amusement redemption machine game room license is $300.00

PASSED, APPROVED, AND RESOLVED this the 23rd day of October 2014.

APPROVED:

_____

D.G. McMannes
Mayor

ATTEST:

Jason Stuebe
City Secretary