

**NOTICE OF REGULAR CITY COUNCIL MEETING
CITY OF TOMBALL, TEXAS**



MONDAY, SEPTEMBER 21, 2015

6:00 P.M.

Notice is hereby given of a meeting of the Tomball City Council, to be held on Monday, September 21, 2015 at 6:00 P.M., City Hall, 401 Market Street, Tomball, Texas 77375, for the purpose of considering the following agenda items. All agenda items are subject to action. The Tomball City Council reserves the right to meet in a closed session for consultation with attorney on any agenda item should the need arise and if applicable pursuant to authorization by Title 5, Chapter 551, of the Texas Government Code.

1.0 Call to Order

2.0 Invocation

- Led by Music and Youth Pastor, Mike Beasley, ChristBridge Fellowship Church

3.0 Pledges to U.S. and Texas Flags

- Led by Members of the Tomball High School Student Council

4.0 Public Comments and Receipt of Petitions *[At this time, anyone will be allowed to speak on any matter other than personnel matters or matters under litigation, for length of time not to exceed three minutes. No Council/Board discussion or action may take place on a matter until such matter has been placed on an agenda and posted in*

accordance with law.]

5.0 Reports and Announcements

- September 26, 2015 – **5th Annual Bugs, Brew & Barbeque Festival** – 12:00 Noon-6:00 p.m.
- September 28, 2015 – Vote adopting 2015 Tax Rate – 5:00 p.m., Tomball City Hall
- October 5, 2015 – Vote adopting 2015 Tax Rate – 6:00 p.m., Tomball City Hall
- October 10, 2015 – ***Sherine's Stride 5K Run***
- October 10, 2015 – ***"Zomball in Tomball"***
- October 24, 2015 – **4th Annual Tomball Bluegrass Festival** – 12:00 Noon-6:00 p.m.
- ***Walk Tomball!*** – Every Saturday at **8:00 a.m.** at the Depot
- Reports by City staff and members of Council about items of community interest on which no action will be taken

6.0 Approve the Minutes of the September 8, 2015 Regular City Council Meeting and the September 14, 2015 Special Meeting

7.0 New Business:

- 7.1 Conduct Public Hearing on the Proposed 2015 Tax Rate
- 7.2 Announce that Voting on the Proposed 2015 Tax Rate will be held at a Special Council Meeting on September 28, 2015 at 5:00 p.m. and at a Regular Council Meeting on October 5, 2015 at 6:00 p.m.
- 7.3 Approve Resolution No. 2015-15, a Resolution of the City of Tomball, Texas, Amending the Master Fee Schedule for Fiscal Year 2015-2016
- 7.4 Approve Resolution No. 2015-18, a Resolution of the City Council of the City of Tomball, Texas, Nominating a Candidate for a Position on the Board of Directors of the Harris County Appraisal District
- 7.5 Approve Resolution No. 2015-19, a Resolution of the City of Tomball, Texas, Adopting and Ratifying the City of Tomball's Investment Policy, as set forth in the City's Administrative Policy No. 13, entitled "Investment Policy".
- 7.6 Consideration to approve **ZONING CASE P15-094**: Request by the City of Tomball to amend Chapter 50-82 (b) ("Use Charts") of the City's Zoning Ordinance to allow a "Museum" with a Conditional Use Permit in the Agricultural, Single-Family Estate Residential-20, Single-Family Residential-9, Single-Family Residential-6, Duplex, Multi-Family, and Manufactured Home Park Districts.

- Conduct Public Hearing on **ZONING CASE P15-094**
- Adopt, on First Reading, Ordinance No. 2015-19, an Ordinance Of The City Of Tomball, Texas, Amending Its Zoning Ordinance By Amending Section 50-82 (B) (“Use Charts”) By Allowing A “Museum” With A Conditional Use Permit In The Agricultural, Single-Family Estate Residential-20, Single-Family Residential-9, Single-Family Residential-6, Duplex, Multi-Family, And Manufactured Home Park Districts; Providing For A Penalty Of An Amount Not To Exceed \$2,000 For Each Day Of Violation Of Any Provision Hereof; Making Findings Of Fact; And Providing For Other Related Matters.

7.7 Approve the following plat as recommended by the Planning and Zoning Commission:

- **REPLAT OF THE RESERVE AT SPRING LAKE SECTION TWO:**
41.26 Acres Being a Replat of Section Two Reserve at Spring Lake, Section Two, Recorded Under Filmcode 675047 M.R. H.C.T. Located in the Joseph Miller League, A-50 W.H. Clemens Survey, A-1641 Harris County, Texas, City of Tomball, Texas.

8.0 Adjournment

C E R T I F I C A T I O N

I hereby certify that the above notice of meeting was posted on the bulletin board of City Hall, City of Tomball, Texas, a place readily accessible to the general public at all times, on the 17th day of September 2015 by 5:00 p.m., and remained posted for at least 72 continuous hours preceding the scheduled time of said meeting.

Doris Speer_____

Doris Speer

City Secretary, TRMC

This facility is wheelchair accessible and accessible parking spaces are available
Requests for accommodations or interpretive services must be made 48 hours prior to

this meeting. Please feel free to contact the City Secretary's office at (281) 290-1002 or FAX (281) 351-6256 for further information.

AGENDAS MAY ALSO BE VIEWED ONLINE AT www.ci.tomball.tx.us.

Regular City Council
Agenda Item
Data Sheet

Meeting Date: September 21, 2015

Topic:

- Led by Music and Youth Pastor, Mike Beasley, ChristBridge Fellowship Church

Background:

Origination:

Recommendation:

Funding:

Party(ies) responsible for placing this item on agenda:

ACTION TAKEN		
APPROVAL	READINGS PASSED	OTHER
☐ YES ☐ NO	☐ 1 ST ☐ 2 ND	

Regular City Council
Agenda Item
Data Sheet

Meeting Date: September 21, 2015

Topic:

- Led by Members of the Tomball High School Student Council

Background:

Origination:

Recommendation:

Funding:

Party(ies) responsible for placing this item on agenda:

ACTION TAKEN		
APPROVAL	READINGS PASSED	OTHER
☐ YES ☐ NO	☐ 1 ST ☐ 2 ND	

Regular City Council

Agenda Item

Meeting Date: September 21, 2015

Data Sheet

Topic:

- September 26, 2015 – **5th Annual Bugs, Brew & Barbeque Festival** – 12:00 Noon-6:00 p.m.
- September 28, 2015 – Vote adopting 2015 Tax Rate – 5:00 p.m., Tomball City Hall
- October 5, 2015 – Vote adopting 2015 Tax Rate – 6:00 p.m., Tomball City Hall
- October 10, 2015 – ***Sherine's Stride 5K Run***
- October 10, 2015 – ***"Zomball in Tomball"***
- October 24, 2015 – **4th Annual Tomball Bluegrass Festival** – 12:00 Noon-6:00 p.m.
- ***Walk Tomball!*** – Every Saturday at **8:00 a.m.** at the Depot
- Reports by City staff and members of Council about items of community interest on which no action will be taken

Background:

Origination:

Various

Recommendation:

N/A

Funding:

Party(ies) responsible for placing this item on agenda:

City Secretary

ACTION TAKEN		
APPROVAL	READINGS PASSED	OTHER
☐ YES ☐ NO	☐ 1 ST ☐ 2 ND	

ATTACHMENTS:

Sherine's Stride 5K Run



Saturday, October 10, 2015

5K Run/Walk at 8:00 A.M. - 1Mile Run/Walk at 9:00 A.M. | Call 281-351-5484

Location

The Historic Tomball Train Depot Plaza located at 201 S. Elm St.

About This Event

Sherine's Stride was designed to raise awareness of breast cancer and bring families, friends and guests together for support. Sherine Amanollahi was a Tomball Police dispatcher who lost her fight against breast cancer in 2012 at the age of 30.

The Course

USATF-certified 5K course. Flat, major tree-lined streets. No wheels (except wheelchairs) & no pets, please! Baby joggers and carriages OK for 1 MILE WALK ONLY. The 5K race will be professionally managed and utilize timing bib chips.

Awards

Prizes will be awarded to the top three finishers in each age category for the 5K Run. All kids (10 and under) participating in the 1 mile walk will receive a commemorative keepsake.

Packet Pick-up

October 8th and 9th from 5:00 PM – 7:00 PM at the City "Events" Offices – 105 S. Cherry.
Race Day Pick-up & Registration: 7:00 AM – 7:30 AM at the Depot (No t-shirt guarantee)

Registration

- Register online at www.racesonline.com or www.tomballtx.gov by Oct. 2nd.
- Register in person at Tomball City Hall—401 Market Street, Tomball, TX
- To mail or fax registrations, download forms at www.tomballtx.gov and submit to: City of Tomball, Attn: Lisa Coe, 401 Market St., Tomball, TX 77375.
Fax 281-290-1088 or Email lcoe@tomballtx.gov

Event Fees*		
Category	On or Before 9/25/2015	After 9/25/2015
5K Run/Walk	\$25	\$30
1 Mile Run/Walk 11 yrs +	\$20	\$25
1 Mile Run/Walk 10 & under	\$15	\$20

*20% discount on groups of five (5) or more registering at the same time. Discount not available online.

Saturday, October 10, 2015
8:00 A.M. – 5K Run/Walk
9:00 A.M. – 1Mile Run/Walk
Historic Tomball Depot
281-351-5484

Registration Form

****One registration form per participant****

Category: ☐ 5K Run/Walk ☐ 1 Mile Run/Walk ADULT ☐ 1 Mile Run/Walk YOUTH

First Name: _____ Last Name: _____

Street Address: _____

City: _____ State: _____ Zip: _____ Phone: (____) _____

Birth Date: ____/____/____ Age on Run Date: _____ Gender: ☐ F ☐ M

Email Address: _____

Shirt Size: ☐ YS ☐ YM ☐ YL | ☐ S ☐ M ☐ L ☐ XL ☐ XXL ☐ XXXL

Are you participating in honor of or in memory of someone: ☐ Y ☐ N

In Honor of: _____ (please print)

In Memory of: _____ (please print)

Are you a Breast Cancer Survivor: ☐ Y ☐ N TEAM NAME: _____

For Credit Card Payments

Name on Card: _____ Type: ☐ Visa ☐ MasterCard

Card Number: _____ Exp. Date: _____ 3 Digit Sec. Code: _____

Emergency Contact: _____ Phone: (____) _____

Emergency Contact: _____ Phone: (____) _____

Waiver and Release: In consideration of the acceptance of this registration entry, I, the undersigned, assume full & complete responsibility for any injury or accident which may occur during my participation in this race, or while I am on the premises of this event and I hereby release and hold harmless the sponsors, officials and all other persons and entities associated with this event from any and all injury, damages or illness which may directly or indirectly result from participation in this race. I further state that I am in proper physical condition to participate.

Signature of Participant

Date

Signature of Parent/Guardian if Participant is Minor

Date

Event Fees		
Category	On or Before 9/25/2015	After 9/25/2015
5K Run/Walk	\$25	\$30
1 Mile Run/Walk 11 yrs +	\$20	\$25
1 Mile Run/Walk 10 & under	\$15	\$20

Your privacy will be respected and no information will be shared with third parties.

Regular City Council Agenda Item Data Sheet

Meeting Date: September 21, 2015

Topic:

Approve the Minutes of the September 8, 2015 Regular City Council Meeting and the September 14, 2015 Special Meeting

Background:**Origination:**

City Secretary

Recommendation:

N/A

Funding:**Party(ies) responsible for placing this item on agenda:**

City Secretary

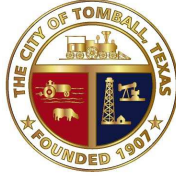
ACTION TAKEN		
APPROVAL	READINGS PASSED	OTHER
☐ YES ☐ NO	☐ 1 ST ☐ 2 ND	

ATTACHMENTS:

Draft Minutes - September 8, 2015 Regular Council Meeting

Draft Minutes - September 14, 2015 Special Council Meeting

**MINUTES OF REGULAR CITY COUNCIL MEETING
CITY OF TOMBALL, TEXAS**



TUESDAY, SEPTEMBER 8, 2015

6:00 P.M.

1.0 Call to Order

The Council meeting was called to order at 6:00 p.m. by Mayor Pro Tem Lori Klein Quinn.

Other members present:

Councilman Hudgens
Councilman Stoll
Councilman Degges

Members absent:

Mayor Gretchen Fagan – Excused
Councilman Townsend – Excused

Others present:

Assistant City Manager – Robert Hauck
City Secretary – Doris Speer
City Attorney – Loren Smith
Police Chief – Billy Tidwell
Marketing Director – Mike Baxter
Finance Director – Glenn Windsor
Public Works Director – David Esquivel
Director of Community Development – Craig Meyers
City Engineer – Lori Lakatos
City Planner – Harold Ellis
Fire Marshal – Doug Sanguedolce
Community Events Coordinator – Denise Fiore
Accountant – Christine Brookshire
Assistant City Planner – Amelia Vasquez

Community Center Director – Rosalie Dillon
PD-Student Resource Officer – Anthony Young
Coordinator-TEDC – Tiffani Wooten

- 2.0 The invocation was led by Bruce Hillegeist, President, Greater Tomball Area Chamber of Commerce.
- 3.0 The pledges to U. S. and Texas Flags were led by Connor McKee and Hanna Carroll, members of the Tomball High School Student Council
- 4.0 No public comments were received.
- 5.0 Reports and Announcements:
- **September 14, 2015** – Public Hearing on the proposed tax increase – 5:00 p.m.
 - September 12, 2015 – **2nd Saturday at the Depot**
 - **September 21, 2015** – Public Hearing on the proposed tax increase – 6:00 p.m.
 - September 26, 2015 – **5th Annual Bugs, Brew & Barbeque Festival** – 12:00 Noon-6:00 p.m.
 - October 10, 2015 – ***Sherine's Stride 5K Run***
 - October 10, 2015 – ***"Zomball in Tomball"***
 - October 24, 2015 – **4th Annual Tomball Bluegrass Festival** – 12:00 Noon-6:00 p.m.
 - ***Walk Tomball!*** – Every Saturday at **8:00 a.m.** at the Depot
 - Reports by City staff and members of Council about items of community interest on which no action will be taken:
 - Mike Baxter presented a report on success of the Second Annual **Tomball Texas Music Festival**
 - Billy Tidwell presented videos demonstrating the use of Body Camera by the Tomball Police Department and advised that the Tomball Police Honor Guard had attended/participated in the service for Harris County Sheriff Deputy Darren Goforth.
 - Craig Meyers reported on the **Planning Excellence Award by the Texas Chapter of the American Planning Association** received by the Community Development Department.
 - Robert Hauck reported that the Finance Department has been awarded the **Platinum Leadership Award** through the State Comptroller's Office for financial transparency for the fourth year.
 - Robert Hauck reported that Public Works Department personnel had assisted volunteers in placing blue ribbons on the flags along Main Street over the Labor Day weekend, paying tribute to Harris County Sheriff Deputy Darren Goforth and other law enforcement officers.
 - Councilman Hudgens requested, possibly on a quarterly basis, that information be provided to Council regarding number of permits issues, water access issues, and development and growth statistics.

- 6.0 Motion was made by Councilman Stoll, second by Councilman Hudgens, to approve the Minutes of the August 17, 2015 Regular City Council Meeting.

Motion carried unanimously.

- 7.0 Old Business:

- 7.1 Motion was made by Councilman Stoll, second by Councilman Hudgens, to adopt, on Second Reading, Resolution No. 2015-17-TEDC, a Resolution of the City Council of the City of Tomball, Texas, authorizing and approving the Tomball Economic Development Corporation's Project to Expend Funds in accordance with an Economic Development Agreement by and between the Corporation and Clarus Tomball Investments Ltd., to make direct incentives to, or expenditures for, assistance with infrastructure costs for the promotion of new or expanded business enterprise related to the construction of a Marriott Residence Inn Hotel to be located at 14303 Medical Complex Drive, Tomball, Texas. The estimated amount of expenditures for such Project is \$437,250.00. Vote was as follows:

Councilman Hudgens	<u>Aye</u>
Councilman Stoll	<u>Aye</u>
Councilman Degges	<u>Aye</u>
Councilman Townsend	<u>Absent</u>
Councilman Klein Quinn	<u>Aye</u>

Motion carried unanimously.

- 7.2 Motion was made by Councilman Stoll, second by Councilman Hudgens, to adopt, on Second Reading, Ordinance No. 2015-15, an Ordinance of the City of Tomball, Texas Waiving the Assessment and Collection of Impact Fees for Water and Wastewater Utilities for the Development of Non-Residential Properties Adjacent to FM 2920 (Main Street) Between State Highway 249 Business and North Willow Street Until March 2, 2017; and Providing for Severability. Vote was as follows:

Councilman Hudgens	<u>Aye</u>
Councilman Stoll	<u>Aye</u>
Councilman Degges	<u>Nay</u>
Councilman Townsend	<u>Absent</u>
Councilman Klein Quinn	<u>Aye</u>

Motion carried, 3 votes Aye, 1 vote Nay.

- 7.3 Motion was made by Councilman Hudgens, second by Councilman Stoll, to

adopt, on Second Reading, Ordinance No. 2015-16, an Ordinance of The City of Tomball, Texas, Amending Chapter 50 (Zoning) of The Code of Ordinances by Amending Section 50-2 (“Definitions”) By Creating a Definition For “Masonry;” by Amending Section 50-33 (“Board Of Adjustments”) by Authorizing The Board of Adjustments to Hear and Decide Upon Special Exceptions for Building Façade Requirements; and by Amending Section 50-62 (“Reserved”) By Creating An Exterior Building Material/Façade Overlay District And Associated Regulations Effecting Properties Along FM 2920, SH 249 and SH Business 249; Providing For Severability; Providing For A Penalty of an Amount Not To Exceed \$2,000 For Each Day of Violation of Any Provision Hereof, Making Findings of Fact; And Providing For Other Related Matters. Vote was as follows:

Councilman Hudgens	<u>Aye</u>
Councilman Stoll	<u>Aye</u>
Councilman Degges	<u>Aye</u>
Councilman Townsend	<u>Absent</u>
Councilman Klein Quinn	<u>Aye</u>

Motion carried unanimously.

- 7.4 Motion was made by Councilman Degges, second by Councilman Stoll, to adopt, on Second Reading, Ordinance No. 2015-17, an Ordinance of The City of Tomball, Texas, Amending Chapter 50 (Zoning) of the Tomball Code of Ordinances by changing the Zoning District Classification of approximately .4186 Acres of Land, Legally Described as Tract 2a, Abstract 629, Joseph Pruitt Survey, Within the City of Tomball, Harris County, Texas, From The Single-Family Residential-6 District to the Planned Development District; Said Property Being Generally Located East of South Chestnut Street, North of Chestnut Business Park Drive; Providing For The Amendment Of The Official Zoning Map Of The City; Providing For Severability; Providing For A Penalty Of An Amount Not To Exceed \$2,000 For Each Day Of Violation Of Any Provision Hereof, Making Findings Of Fact; And Providing For Other Related Matters. Vote was as follows:

Councilman Hudgens	<u>Aye</u>
Councilman Stoll	<u>Aye</u>
Councilman Degges	<u>Aye</u>
Councilman Townsend	<u>Absent</u>
Councilman Klein Quinn	<u>Aye</u>

Motion carried unanimously.

8.0 New Business:

- 8.1 Motion was made by Councilman Stoll, second by Councilman Degges, to approve Request by Tomball Pregnancy Center for In-Kind Services from the City Police, Fire, Public Works and NWEMS Departments, and to Waive Associated Fees for the 3rd Annual New Life 5K & Kid's Walk, to be held on September 19, 2015.

Motion carried unanimously.

- 8.2 Motion was made by Councilman Stoll, second by Councilman Hudgens, to ratify the FY 2015-2016 Budget and Find that the Proposed Tax Rate of \$.341455/\$100 Exceeds the Effective Tax Rate and Will Generate More Property Tax Revenue than the FY 2014-2015 Budget.

Motion carried unanimously.

- 8.3 Motion was made by Councilman Stoll, second by Councilman Hudgens, to set the dates for the Vote on the Proposed 2015 Tax Rate and announce that voting on the Proposed 2015 Tax Rate will be held at a Special Council Meeting on September 28, 2015 and at a Regular Council Meeting on October 5, 2015 at 6:00 p.m.

Motion carried unanimously.

- 8.4 Motion was made by Councilman Stoll, second by Councilman Hudgens, to approve the following plats as recommended by the Planning and Zoning Commission:

- **NABORS PARKWAY:** Being 1.7950 Acres of Land in the Sam Lewis Survey, Abstract No. 1704, in the City of Tomball, Harris County, Texas.
- Replat of **520 W. Main Street:** A Subdivision of 0.4821 acre composed of Lot 6, 7, and 8 of Block 42 of the Tomball Township as Recorded in Volume 2, Page 36 of the Harris County Map Records and located in the John House Survey, A-34 and the William Hurd Survey, A-371 City of Tomball, Harris County, Texas.
- **WILLOWCREEK RANCH EQUESTRIAN RESERVES:** Being a Subdivision of 19.9242 acres in the William Biggio Survey, Cert. No. M-22954 and the M.B. Jones & G.M. Cone Survey, Cert. No. M-22952 in Harris County, Texas.
- **MOH DALI DEVELOPMENT:** A Subdivision of 5.7965 acres situated in the Jesse Pruitt Survey, A-629 being a replat of Lot 1, Block 1 of Huffsmith-2978 as recorded under Film Code No. 620122 Map Records of Harris County Harris County, Texas.

Motion carried unanimously.

Robert Hauck advised Council that the Community Development Department would present proposed amendments to authorize the Planning and Zoning Commission to approve plats, unless there is an issue, in which case, the plat would be presented to Council for consideration and approval.

9.0 Motion was made by Councilman Hudgens, second by Councilman Stoll, to adjourn.

Motion carried unanimously.

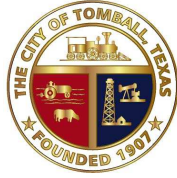
Meeting adjourned.

PASSED AND APPROVED this the 21st day of September 2015.

Doris Speer, TRMC, CMC
City Secretary

Temporary Mayor Pro Tem

MINUTES OF SPECIAL CITY COUNCIL MEETING CITY OF TOMBALL, TEXAS



MONDAY, SEPTEMBER 14, 2015

5:00 P.M.

1.0 Call to Order

The Council meeting was called to order at 5:00 p.m. by Mayor Pro Tem Lori Klein Quinn.

Other members present:

Councilman Hudgens
Councilman Stoll
Councilman Degges
Councilman Townsend

Members absent:

Mayor Gretchen Fagan – Excused

Others present:

Assistant City Manager – Robert Hauck
City Secretary – Doris Speer
Finance Director – Glenn Windsor
Public Works Director – David Esquivel
Director of Community Development – Craig Meyers
City Engineer – Lori Lakatos

2.0 Public Comments and Receipt of Petitions *(At this time, anyone will be allowed to speak on any matter other than personnel matters or matters under litigation, for length of time not to exceed three minutes. No Council/Board discussion or action may take place on a matter until such matter has been placed on an agenda and posted in accordance with law.)*

3.0 Reports and Announcements:

- September 12, 2015 – **2nd Saturday at the Depot**
- **September 21, 2015** – Public Hearing on the proposed tax increase – 6:00 p.m.
- September 26, 2015 – **5th Annual Bugs, Brew & Barbeque Festival** – 12:00 Noon-6:00 p.m.
- October 10, 2015 – ***Sherine's Stride 5K Run***

- October 10, 2015 – ***“Zomball in Tomball”***
- October 24, 2015 – ***4th Annual Tomball Bluegrass Festival – 12:00 Noon-6:00 p.m.***
- ***Walk Tomball!*** – Every Saturday at **8:00 a.m.** at the Depot
- Reports by City staff and members of Council about items of community interest on which no action will be taken:
 - David Esquivel presented an update regarding the Public Works project to undertake an audit of the policies and procedures of the Gas Department
 - Field Hudgens requested that city staff provide possible amendments to the sign ordinance for Council consideration
 - Craig Meyers advised that the Community Development Department is working on substantial compliance by the end of December 2015.

4.0 New Business:

- 4.1 Mayor Pro Tem Klein Quinn called the First Public Hearing on the Proposed 2015 Tax Rate to order at 5:16 p.m.

Receiving no comments, Mayor Pro Tem Klein Quinn closed the Public Hearing at 5:17 p.m. and announced that Voting on the Proposed 2015 Tax Rate will be held on September 28, 2015 at 5:00 p.m. and October 5, 2015 at 6:00 p.m.

- 5.0 Motion was made by Councilman Stoll, second by Councilman Townsend to adjourn.

Motion carried unanimously.

Meeting adjourned.

PASSED AND APPROVED this the 21st day of September 2015.

Doris Speer, TRMC, CMC
City Secretary

Lori Klein Quinn
Mayor Pro Tem

Regular City Council Agenda Item Data Sheet

Meeting Date: September 21, 2015

Topic:

Conduct Public Hearing on the Proposed 2015 Tax Rate

Background:

The proposed tax rate for 2015 is \$0.341455/\$100 of taxable value. The average taxable value of a residential homestead has risen slightly and the City may receive additional revenues due to the addition of new property to the tax roll.

Under Truth-in-Taxation regulations, the City must conduct two public hearings after publishing the notice of the effective and rollback tax rates and announce the dates of the meetings during which Council will vote on the proposed tax rate.

This is the second required public hearing.

Origination:

City Secretary

Recommendation:

N/A

Funding:**Party(ies) responsible for placing this item on agenda:**

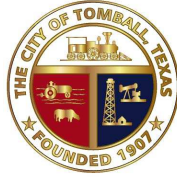
City Secretary

ACTION TAKEN		
APPROVAL	READINGS PASSED	OTHER
☐ YES ☐ NO	☐ 1 ST ☐ 2 ND	

ATTACHMENTS:

Notice of Public Hearings

**NOTICE OF PUBLIC HEARINGS
ON TAX INCREASE
CITY OF TOMBALL, TEXAS**



**MONDAY, SEPTEMBER 14, 2015
5:00 P.M.
and
MONDAY, SEPTEMBER 21, 2015
6:00 P.M.**

**Public Hearing on Tax Revenue Increase for Proposed 2015 Tax Rate
of \$0.341455/\$100 Assessed Value for the City of Tomball, Texas.**

The City of Tomball will hold two public hearings on a proposal to increase total tax revenues from properties on the tax roll in the preceding tax year by 5.533 percent (percentage by which proposed tax rate exceeds lower of rollback tax rate or effective tax calculated under Chapter 26, Tax Code). Your individual taxes may increase at a greater or lesser rate, or even decrease, depending on the change in the taxable value of your property in relation to the change in taxable value of all other property and the tax rate that is adopted.

The first public hearing will be held on Monday, September 14, 2015
at 5:00 p.m., at City Hall, 401 Market Street.

The second public hearing will be held on Monday, September 21, 2015
at 6:00 p.m., at City Hall, 401 Market Street.

The members of the governing body voted on the proposal to consider the tax increase as follows:

FOR: Councilmembers Hudgens, Stoll, Degges, Townsend, and Klein Quinn
AGAINST: None
PRESENT and not voting: None
ABSENT: None

The average taxable value of a residence homestead in Tomball, Texas last year was \$ 138,484. Based on last year's tax rate of \$0.341455 per \$100 of taxable value, the amount of taxes imposed last year on the average home was \$ 472.86

The average taxable value of a residence homestead in Tomball, Texas this year is \$155,839. If the governing body adopts the effective tax rate for this year of \$0.323550 per \$100 of taxable value, the amount of taxes imposed this year on the average home would be \$ 504.22.

If the governing body adopts the proposed tax rate of \$0.341455 per \$100 of taxable value, the amount of taxes imposed this year on the average home would be \$ 532.12.

Members of the public are encouraged to attend the hearings and express their views regarding the above-proposed 2015 Tax Rate for the City of Tomball, Texas.

CERTIFICATION

I hereby certify that the above notice of meeting was posted on the bulletin board of City Hall, City of Tomball, Texas, a place readily accessible to the general public at all times, on the 3rd day of September 2015 by 4:00 p.m., and remained posted for at least 72 continuous hours preceding the scheduled time of said meeting.

Doris Speer
Doris Speer
City Secretary, TRMC/CMC

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please feel free to contact the City Secretary's office at (281) 290-1002 or FAX (281) 351-6256 for further information. AGENDAS MAY ALSO BE VIEWED ONLINE AT www.ci.tomball.tx.us.

Regular City Council

Agenda Item

Meeting Date: September 21, 2015

Data Sheet

Topic:

Announce that Voting on the Proposed 2015 Tax Rate will be held at a Special Council Meeting on September 28, 2015 at 5:00 p.m. and at a Regular Council Meeting on October 5, 2015 at 6:00 p.m.

Background:

On September 8, 2015, Council ratified the budget and found that the proposed tax rate will generate more tax revenue than the previous year's budget and announced the dates for the two required public hearings on September 14 and September 21.

Council also set and announced the dates for the voting on the proposed tax rate as September 28, 2015 at 5:00 p.m. and October 5, 2015 at 6:00 p.m.; the dates must be announced at each meeting.

The final vote on October 5 will meet the requirements to adopt the tax rate within 60 days of receiving the certified rolls from Harris County.

Origination:

City Secretary

Recommendation:

Announce that Voting on the Proposed 2015 Tax Rate will be held at a Special Council Meeting on September 28, 2015 at 5:00 p.m. and at a Regular Council Meeting on October 5, 2015 at 6:00 p.m.

Funding:

Party(ies) responsible for placing this item on agenda:

Doris Speer, City Secretary

ACTION TAKEN		
APPROVAL	READINGS PASSED	OTHER
☐ YES ☐ NO	☐ 1 ST ☐ 2 ND	

ATTACHMENTS:

2015 Property Tax Rates in the City of Tomball

2015 Property Tax Rates in City of Tomball

This notice concerns the 2015 property tax rates for City of Tomball. It presents information about three tax rates. Last year's tax rate is the actual tax rate the taxing unit used to determine property taxes last year. This year's *effective* tax rate would impose the same total taxes as last year if you compare properties taxed in both years. This year's *rollback* tax rate is the highest tax rate the taxing unit can set before taxpayers start rollback procedures. In each case these rates are found by dividing the total amount of taxes by the tax base (the total value of taxable property) with adjustments as required by state law. The rates are given per \$100 of property value.

Last year's tax rate:

Last year's operating taxes	\$1,751,886
Last year's debt taxes	\$3,615,214
Last year's total taxes	\$5,367,100
Last year's tax base	\$1,571,832,306
Last year's total tax rate	\$0.341455/\$100

This year's effective tax rate:

Last year's adjusted taxes (after subtracting taxes on lost property)	\$5,361,521
÷ This year's adjusted tax base (after subtracting value of new property)	\$1,657,088,026
=This year's effective tax rate	\$0.323550/\$100

(Maximum rate unless unit publishes notices and holds hearings.)

This year's rollback tax rate:

Last year's adjusted operating taxes (after subtracting taxes on lost property and adjusting for any transferred function, tax increment financing, state criminal justice mandate, and/or enhanced indigent healthcare expenditures)	\$5,293,503
÷ This year's adjusted tax base	\$1,657,088,026
=This year's effective operating rate	\$0.319446/\$100
x 1.08 =this year's maximum operating rate	\$0.345001/\$100
+ This year's debt rate	\$0.183410/\$100
= This year's total rollback rate	\$0.528411/\$100
-Sales tax adjustment rate	\$0.209809/\$100
=Rollback tax rate	\$0.318602/\$100

Statement of Increase/Decrease

If City of Tomball adopts a 2015 tax rate equal to the effective tax rate of \$0.323550 per \$100 of value, taxes would increase compared to 2014 taxes by \$97,304.

Schedule A - Unencumbered Fund Balance

The following estimated balances will be left in the unit's property tax accounts at the end of the fiscal year. These balances are not encumbered by a corresponding debt obligation.

Type of Property Tax Fund	Balance
General Fund	12,323,147
Special Revenue Funds	1,258,925

Schedule B - 2015 Debt Service

The unit plans to pay the following amounts for long-term debts that are secured by property taxes. These amounts will be paid from property tax revenues (or additional sales tax revenues, if applicable).

Description of Debt	Principal or Contract Payment to be Paid from Property Taxes	Interest to be Paid from Property Taxes	Other Amounts to be Paid	Total Payment
Series 2010 Refunding Bonds	270,000	14,570	0	284,570
Series 2011 Refunding Bonds	501,750	101,683	0	603,433
2015 Lease - Fire Truck	68,858	26,320	0	95,178
Series 2012 Certificates of Obligation	595,000	438,463	0	1,033,463
Series 2013 Refunding Bonds	500,000	52,938	0	552,938
Series 2013 Certificates of	350,000	178,013	0	528,013

Obligation

Total required for 2015 debt service	\$3,097,595
- Amount (if any) paid from Schedule A	\$0
- Amount (if any) paid from other resources	\$0
- Excess collections last year	\$0
= Total to be paid from taxes in 2015	\$3,097,595
+ Amount added in anticipation that the unit will collect only 100.00% of its taxes in 2015	\$0
= Total debt levy	\$3,097,595

Schedule C - Expected Revenue from Additional Sales Tax

In calculating its effective and rollback tax rates, the unit estimated that it will receive \$3,543,439 in additional sales and use tax revenues.

This notice contains a summary of actual effective and rollback tax rates' calculations. You can inspect a copy of the full calculations at 1001 Preston, Houston, TX 77002.

Name of person preparing this notice: Mike Sullivan

Title: Harris County Tax Assessor-Collector

Date Prepared: 09/02/2015

Regular City Council

Agenda Item

Data Sheet

Meeting Date: September 21, 2015

Topic:

Approve Resolution No. 2015-15, a Resolution of the City of Tomball, Texas, Amending the Master Fee Schedule for Fiscal Year 2015-2016

Background:

Resolution No. 2015-15, amending the Master Fee Schedule for 2015-2016, is presented for Council consideration and approval.

The fees reflected in Exhibit "A", a redlined version of the current Master Fee Schedule, must be authorized by Council prior to inclusion with Resolution No. 2015-15 as the Master Fee Schedule for Fiscal Year 2015-2016.

Upon completion, the Master Fee Schedule will be posted on the City's website.

Origination:

City Secretary

Recommendation:

Approve Resolution No. 2015-15, amending the Master Fee Schedule for FY 2015-2016.

Funding:**Party(ies) responsible for placing this item on agenda:**

City Secretary

ACTION TAKEN		
APPROVAL	READINGS PASSED	OTHER
☐ YES ☐ NO	☐ 1 ST ☐ 2 ND	

ATTACHMENTS:

Resolution No. 2015-15

Proposed Master Fee Schedule for FY 2015-2016 - Redlined

RESOLUTION NO. 2015-15

**A RESOLUTION OF THE CITY OF TOMBALL, TEXAS,
ADOPTING A MASTER FEE SCHEDULE FOR FISCAL YEAR
2015-2016.**

* * * * *

WHEREAS, the Tomball City Council desires to enhance government transparency through the adoption of a Master Fee Schedule for the convenience of the public; and

WHEREAS, the Tomball City Council finds it advantageous to adopt a Master Fee Schedule for Fiscal Year 2015-2016, to provide easier access to information regarding City services and associated fees for Tomball residents and commercial interests; **NOW, THEREFORE**

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

Section 1. The City Council finds that the facts and matters set forth in the preamble of this Resolution are true and correct.

Section 2. A Master Fee Schedule for the City of Tomball, Texas for Fiscal Year 2015-2016 is hereby adopted, a copy of which is attached hereto as Exhibit "A" and incorporated herein.

Section 3. In the event any section, paragraph, subdivision, clause, phrase, provision, sentence, or part of this Resolution 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 Resolution as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of Tomball, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, or whether there be one or more parts.

PASSED, APPROVED, AND RESOLVED this 21st day of September, 2015.

Gretchen Fagan
Mayor

ATTEST:

Doris Speer
City Secretary

EXHIBIT “A”

Redlined Version

CITY OF TOMBALL MASTER FEE SCHEDULE FY 2015-2016

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GENERAL PENALTY FOR VIOLATIONS OF CODE (CHAPTER 1)

- I. Violation of Ordinances shall be punished by a fine not exceeding \$500.00
- II. Violations of ordinances that govern fire, safety, zoning, public health and sanitation shall be punished by a fine not exceeding \$2,000.00
- III. Violations of traffic laws which are punishable as a Class C misdemeanor shall be punished by a fine not exceeding \$200.00

ACCOUNTS RECEIVABLE FEES

(Sec. 2-240, Code of Ordinances)

In accordance with V.T.C.A., Code of Criminal Procedure art. 103.0031, there shall be imposed an additional fee of 30 percent (30%) on all debts and accounts receivable, i.e.: fines, fees, restitution, other debts, and costs that are more than 60 days past due and have been referred to a private firm for collection.

ALARM PERMIT APPLICATION FEE

(Sec. 16-49, Code of Ordinances)

Residential properties	No Fee
Individual apartment units	\$50.00
Nonresidential areas of an apartment complex equipped with a burglary alarm, hold up, panic, duress alarm system, or fire alarm system	\$50.00
Commercial alarm sites equipped with a burglary alarm, hold up, panic alarm, or fire alarm system	\$50.00

FALSE ALARM NOTIFICATION (CHAPTER 16)

(Sec. 16-59, Code of Ordinances)

If an alarm system transmits more than three false burglar alarms or fire alarm notification within a 12-month period, the permittee shall pay a service fee for the fourth and each subsequent false burglar alarm notification.

Residential Alarms

First through Third False Alarm – No Fee
For each response after the third through the fifth--\$25.00
For each response after the fifth through the eighth--\$50.00
For each response after the eighth--\$100.00

Commercial Alarms

First through Third False Alarm – No Fee
For each response after the third through the fifth--\$50.00
For each response after the fifth through the eighth--\$75.00
For each response after the eighth--\$100.00

Panic Alarms

First and Second False Alarm – No Fee
For each response after the second false alarm – \$100.00 each

If an alarm system transmits more than two false panic alarm notifications within a 12-month period, the permittee shall pay the maximum service fee permitted by state law, but not more than \$100.00, for the third and each subsequent false panic alarm notification.

Operating an Alarm System without Permit or that Automatically Dials 911

(Sec. 16.77, Code of Ordinances)

Class C Misdemeanor – Punishable by a fine of not more than \$500.00, plus fee for each Police or Fire Department response to the activation of an unpermitted alarm system.

NOTE: Consolidated 2 pages, Alarms and False Alarms, into 1 page

AMBULANCE PERMIT FEES

<u>ANNUAL COMPANY PERMIT FEE:</u>	\$500.00 per year
<u>VEHICLE INSPECTION FEE:</u>	\$100.00 per vehicle
<u>VEHICLE RE-INSPECTION FEE:</u>	\$100.00 per vehicle

Chapter 16, Article III. (Ord. 2012-47)

BANNER DISPLAY FEES

Application to display a banner must be made at Public Works, 501 James Street at least one (1) month in advance.

Banners will be displayed in the 700 block of W. Main Street. Only one (1) banner will be displayed at a time. A banner may hang for a maximum of two (2) weeks.

APPLICATION FEE

The application fee is **\$75.00 per week**; payment is required when the application is presented.

Application must be made at least one (1) month in advance but not more than twelve (12) months advance. Applications are on a “first come-first served” basis. A TxDOT application for “Use of State of Texas Right-of-Way for Temporary Signs for Special Events” must be filled out and submitted along with City of Tomball reservation application and fees.

STORAGE FEE

Banner shall be picked up within one (1) week after expiration date. Owner will be assessed **\$2.00/day storage fee** if not picked up within the one (1) week period.

Rev. 11-26-2012

BINGO PRIZE FEE
(Sec. 42-59, Code of Ordinances)

One percent gross receipts tax on the conduct of bingo games within the city.

BUILDING PERMIT FEES

Ordinary fees for work commencing before permit issuance or after the work has been partially completed or concealed shall be double the fee set forth in the fee schedule adopted by the City.

(Chapter 10, Code of Ordinances)

BUILDING FEES

<u>TOTAL VALUATION</u>	<u>FEE</u>
\$1,000.00 and less	No fee, unless inspection is required, in which case, a \$15.00 fee for each inspection shall be charged.
\$1,001.00 to \$50,000.00	\$15.00 for the first \$1,000.00 plus \$5.00 for each additional thousand or fraction thereof, to and including \$50,000.00.
\$50,001.00 to \$100,000.00	\$260.00 for the first \$50,000.00 plus \$4.00 for each additional thousand or fraction thereof, to and including \$100,000.00.
\$100,001.00 to \$500,000.00	\$460.00 for the first \$100,000.00 plus \$3.00 for each additional thousand or fraction thereof, to and including \$500,000.00.
\$500,001.00 and up	\$1,660.00 for the first \$500,000.00 plus \$2.00 for each additional thousand or fraction thereof.

MOVING FEE

For the moving of any building or structure, the fee shall be \$110.00.

DEMOLITION FEE

For the demolition of any building or structures, the fee shall be:

0 - 100,000 cu. ft.	\$60.00
100,000 cu. ft. and over	\$0.50/1,000 cu. ft.

PENALTIES

Where work for which a permit is required by this Code is started or proceeded prior to obtaining said permit, the fees herein specified shall be doubled, but the payment of such double fee shall not relieve any persons from fully complying with the requirements of this Code in the execution of the work nor from any other penalties prescribed herein.

A Certificate of Occupancy must be issued before moving in or a \$250.00 penalty, payable by the permit holder, and disconnection of all City utilities will apply.

PLAN-CHECKING FEES

When the valuation of the proposed construction exceeds \$1,000.00 and a plan is required to be submitted, a plan-checking fee shall be paid equal to one-half of the building permit fee. Such plan-checking fee is in addition to the building permit fee.

FEE FOR RE-INSPECTION

The re-inspection fee shall be \$25.00

BUILDING PERMIT FEES

MECHANICAL PERMIT FEES

INITIAL FEE

For issuing each permit \$15.00

ADDITIONAL FEES

Fee for inspecting heating, ventilating, ductwork, air-conditioning and refrigeration systems shall be \$20.00 for the first \$1,000.00, or fraction thereof, of valuation of the installation plus \$6.00 for each additional \$1,000.00 or fraction thereof.

Fee for inspecting repairs, alterations and additions to an existing system shall be \$6.00 plus \$3.00 for each \$1,000.00 or fraction thereof.

Fee for inspecting boilers (based upon Btu input):

33,000 Btu (1 Bhp) to 165,000 (5 Bhp)	\$ 7.00
165,001 Btu (5 Bhp) to 330,000 (10 Bhp)	\$12.00
330,001 Btu (10 Bhp) to 1,165,000 (52 Bhp)	\$17.00
1,165,001 Btu (52 Bhp) to 3,300,000 (98 Bhp)	\$27.00
Over 3,300,000 Btu	\$37.00

FEE FOR REINSPECTION

In case it becomes necessary to make a re-inspection of any heating, ventilation, air conditioning or refrigeration system, or boiler installation, the installer of such equipment shall pay a re-inspection fee of \$25.00

TEMPORARY OPERATION INSPECTION FEE

When preliminary inspection is requested for purposes of permitting temporary operation of a heating, ventilating, refrigeration or air conditioning system, or portion thereof, a fee of \$45.00 shall be paid by the contractor requesting such preliminary inspection. If the system is not approved for temporary operation on the first preliminary inspection, the usual re-inspection fee shall be charged for each subsequent preliminary inspection for such purpose.

SELF-CONTAINED UNITS LESS THAN TWO TONS

In all buildings, except one and two family dwellings, where self-contained air conditioning units of less than two tons are to be installed, the fee charged shall be that for the total cost of all units combined (see Additional Fees, above, for rate).

BUILDING PERMIT FEES

PLUMBING PERMIT FEES

PERMIT FEES:

For issuing each permit	\$15.00
-------------------------	---------

PLUS THE FOLLOWING WHEN PROVIDED:

For each Plumbing Fixture, Floor Drain or Trap (Including Water and Drainage Piping)	\$ 3.00
For each House Sewer	\$ 6.00
For each House Sewer having to be replaced or repaired	\$ 6.00
For each Water Heater and/or Vent	\$ 3.00
For installation, alteration or repair of water piping and/or water treating equipment	\$ 6.00
For repair or alteration of Drainage or Vent Piping	\$ 6.00
For Vacuum Breakers or backflow protective devices installed subsequent to the installation of the piping or equipment served:	
One to Five	\$ 3.00
Over Five, each	\$ 2.00

FEE FOR PLUMBING RE-INSPECTION

The re-inspection fee shall be \$25.00

IRRIGATION PERMIT FEES

Residential - \$ 50.00 fixed fee

Commercial - \$100.00 base fee plus \$10.00 per zone

PERMITS/MISCELLANEOUS

Driveway - Residential	\$ 25.00
Driveway - Commercial	\$ 25.00
Construction	2% of Construction Cost
Roofing Permits	\$ 50.00
(Asphalt or metal, under 5 squares is exempt from permit requirement)	

PLUMBING AND GAS BOND

\$1,000.00
(Chapter 10)

BUILDING PERMIT FEES

DOMESTIC AND COMMERCIAL WATER TAP FEES

Residential and Commercial Water Meter Connection Fees. The following connection fee shall be due and paid to the City before any water meter is provided, installed, inspected, and activated for use by the City. The fee for providing water service shall be based upon the meter required, and shall be as follows:

<u>Meter Size, In.</u>	<u>TOTAL COST**</u>
0.75	\$ 505.00
1.0	\$ 565.00
1.5	\$ 925.00
2.0	\$ 1,735.00
3.0	\$ 3,100.00
4.0	\$ 3,660.00
6.0	\$ 8,985.00 (Includes \$3,500 for vault)*

* Any other vaults requested will be at customer's expense.

**** FOR CONNECTIONS ON STATE RIGHTS-OF-WAY**

For meter sizes 0.625" through 2", add \$190.00 to connection fee schedule.

For meter sizes 3" through 6", add \$315.00 to connection fee schedule.

If a bore is required, a \$35.00 per foot of right-of-way width boring fee will be required up to a 2" service lead. Service leads larger than 2" will be \$70.00 per foot of right-of-way width.

RECONNECTION FEE

Water Service Reconnection Fee - \$25.00

BULK WATER SALES

Refer to Utility Fees – Bulk Sales

This charge includes the current fee for each 1,000 gallons used surcharge that the City collects on **behalf of NHCRWA and will be adjusted as the surcharge increases.**

Additionally, if a meter is desired, the deposit will be \$1,000.00.

BUILDING PERMIT FEES

DOMESTIC AND COMMERCIAL SEWER TAP FEES

Residential and Commercial Sanitary Sewerage Connection Fees. The following connection fee shall be due and paid to the City before any sewer connection is provided, installed, inspected, and activated into the City's wastewater collection system. The connection fee for such services shall be based upon the size of the sewer connection required, and shall be as follows:

<u>Connection Size</u>	<u>TOTAL COST**</u>
4"	\$555.00
6"	\$610.00
8" and above	\$625.00+

* If manhole is required, add \$2,000.00

**** FOR CONNECTIONS ON STATE RIGHTS-OF-WAY**

For connections on state right-of-way, add \$250.00 to connection fee schedule.

If a bore is required, a \$70.00 per foot of right-of-way width boring fee will be required up to a 6" service lead.

For 8" service lead, a \$75.00 per foot of right-of-way width boring fee will be charged.

SEWER LINE MAINTENANCE AND CONSTRUCTION **(CHAPTER 46)**

Sewer Service Reconnection fee (as requested by the department of public works)	\$200.00
---	----------

DOMESTIC AND COMMERCIAL GAS TAP FEES

Residential and Commercial Gas Meter Connection Fees. The following connection fee shall be due and paid to the City before any gas meter is provided, installed, inspected, and activated for use by the City. The fee for providing gas service shall be based upon the meter and regulator required (meter and regulator, four ounce [4 oz.*] only), and shall be as follows:

<u>BTUs</u>	<u>TOTAL COST **</u>	<u>METER SIZE</u>
0 to 345,000	\$ 665.00	250 – 275
345,001 to 450,000	\$ 800.00	415 – 450
451,001 to 1,760,000*	\$1,460.00	750 – 880
2,420,001 to 5,500,000*	\$3,740.00	3,000
5,500,001 to 11,000,000*	\$4,945.00	5,000

If pounds (lbs.) Are needed, must add an emcorector to total cost (total cost +\$1,175.00 = total price for pounds).

**** FOR CONNECTIONS ON STATE RIGHTS-OF-WAY**

For connections on state right-of-way, add \$250.00 to connection fee schedule for BTUs 0-450,000 BTUs.

Requirements above 450,001 BTUs, add \$350.00 to connection fee schedule.

For a service lead under a state right-of-way, add \$35.00/foot of right-of-way width.

BUILDING PERMIT FEES
CAPITAL RECOVERY FEES
PER CITY OF TOMBALL ORDINANCE 2014-22
Effective August 18, 2015 – August 17, 2016*

<u>LUE'S</u>	<u>WATER METER SIZE</u>	<u>WATER</u>	<u>SEWER</u>	<u>TOTAL</u>
1.0	3/4"	~~\$ 1,727.86~~	~~\$ 2,100.58~~	~~\$ 3,828.44~~
2.5	1"	~~\$ 4,319.65~~	~~\$ 5,251.45~~	~~\$ 9,571.10~~
5.0	1 1/2"	~~\$ 8,639.30~~	~~\$ 10,502.90~~	~~\$ 19,142.20~~
8.0	2"	~~\$ 13,822.88~~	~~\$ 16,804.64~~	~~\$ 30,627.52~~
10.0	2" TURBINE	~~\$ 17,278.60~~	~~\$ 21,005.80~~	~~\$ 38,284.40~~
16.0	3"	~~\$ 27,645.76~~	~~\$ 33,609.28~~	~~\$ 61,255.04~~
24.0	3" TURBINE	~~\$ 41,468.64~~	~~\$ 50,413.92~~	~~\$ 91,882.56~~
25.0	4"	~~\$ 43,196.50~~	~~\$ 52,514.50~~	~~\$ 95,711.00~~
42.0	4" TURBINE	~~\$ 72,570.12~~	~~\$ 88,224.36~~	~~\$ 160,794.48~~
50.0	6"	~~\$ 86,393.00~~	~~\$ 105,029.00~~	~~\$ 191,422.00~~
92.0	6" TURBINE	~~\$ 158,963.12~~	~~\$ 193,253.36~~	~~\$ 352,216.48~~
80.0	8"	~~\$ 138,228.80~~	~~\$ 168,046.40~~	~~\$ 306,275.20~~
160.0	8" TURBINE	~~\$ 276,457.60~~	~~\$ 336,092.80~~	~~\$ 612,550.40~~
115.0	10"	~~\$ 198,703.90~~	~~\$ 241,566.70~~	~~\$ 440,270.60~~
250.0	10" TURBINE	~~\$ 431,965.00~~	~~\$ 525,145.00~~	~~\$ 957,110.00~~
330.0	12" TURBINE	~~\$ 570,193.80~~	~~\$ 693,191.40~~	~~\$ 1,263,385.20~~

<u>LUE'S</u>	<u>WATER METER SIZE</u>	<u>WATER</u>	<u>SEWER</u>	<u>TOTAL</u>
1.0	3/4"	\$ 1,727.86	\$ 2,100.58	\$ 3,828.44
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92.0	6" TURBINE	\$ 158,963.12	\$ 193,253.36	\$ 352,216.48
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330.0	12" TURBINE	\$ 570,193.80	\$ 693,191.40	\$ 1,263,385.20

NOTE: ALL NEW DEVELOPMENT OR CHANGE IN USE WILL BE REQUIRED TO CALCULATE THE LIVING UNIT EQUIVALENT (LUE) AND PAY THE GREATER VALUE BETWEEN THE MINIMUM METER SIZE IMPACT FEE OR THE CALCULATED LUES.

* REFER TO SCHEDULE OF MAXIMUM CAPITAL RECOVERY FEES FOR INCREASE IN FEES BASED ON EFFECTIVE DATE.

BUILDING PERMIT FEES

SCHEDULE OF MAXIMUM CAPITAL RECOVERY FEES

	Effective:	Effective:	Effective:	Effective:	Effective:
Per LUE	Aug. 18, 2014	Aug 18, 2015	Aug. 18, 2016	Aug. 18, 2017	Aug. 18, 2018
Water	\$1,528.49	\$1,727.86	\$1,927.22	\$2,126.59	\$2,325.96
Wastewater	\$1,901.21	\$2,100.58	\$2,299.95	\$2,322.57	\$2,322.57

Drainage effective August 18, 2014:

M118 per acre	\$5,757.81
M121E per acre	\$7,886.69
M121W per acre	\$6,692.00
M125 per acre	\$ 436.88

~~OIL AND GAS FEES~~

~~Drilling Permit~~	~~\$1,000.00~~
~~Supplemental Filing Fee~~	~~\$ 500.00~~
~~Pipeline Permit~~	~~\$ 500.00~~

~~MANUFACTURED HOME FEES~~

~~Application fee for mobile home park construction or enlargement
shall be \$100.00 plus \$10.00 per unit in excess of 25 units/spaces.
Copy of Receipt must be attached to Application~~

BUILDING PERMIT FEES

BUILDING INSPECTIONS WHICH MUST BE CALLED IN

(281) 290-1480

BUILDING INSPECTIONS

1. STORM SEWER
2. PARKING LOT
3. FOUNDATION
4. FRAME
5. CEILING COVER
6. FINAL

PLUMBING INSPECTIONS

1. GROUND
2. TOP OUT
3. WATER LINE
4. SEWER
5. GAS TEST
6. FINAL
7. ROOF DRAIN
8. GAS LINE

DRIVEWAY INSPECTIONS

1. CULVERT
2. LOCATION FORM
3. APPROACH
4. FINAL

ELECTRICAL INSPECTIONS

1. T-POLE
2. TCI
3. CEILING COVER
4. DITCH COVER
5. WALL COVER
6. SLAB
7. ROUGH IN
8. FINAL
9. SERVICE

MECHANICAL INSPECTIONS

1. ROUGH IN
2. WALL COVER
3. CEILING COVER
4. FINAL

MOVING INSPECTIONS

1. FINAL
2. UTILITIES CUT OFF
3. SITE

CONSTRUCTION INSPECTION

(PUBLIC RIGHT-OF-WAY)

1. PUBLIC WORKS

IRRIGATION INSPECTIONS

1. SITE
2. FINAL

POOL INSPECTIONS

1. STEEL
2. DECK
3. FINAL

SIGN INSPECTIONS

1. SIGN INSTALLATION
2. FINAL

ROOF INSPECTIONS

1. COVER UP
2. FINAL

BUILDING STANDARDS COMMISSION FEE TO APPEAL DECISION

(Sec. 10-473, Code of Ordinances)

Fee to Appeal Decision, accompanied by written request
to the City Secretary within 10 days of the date of the
Building Standards Commission Hearing

\$10.00*

*Appeal is by City Council and shall be by a trial de novo.

CHAUFFEUR'S DRIVER FEES

ANNUAL FEE:

City of Tomball Chauffeur's License Fee:

None

10/2012

COMMUNITY CENTER FEES

Reservation Fee Guidelines

A. Meeting Room Fee Schedule (Based on availability)

Tomball Residents:		Non Tomball Residents:	
Non-profit Clubs/ Organizations*		Individuals, For-profit Businesses/ Non-profit Organizations which charge for service	Individuals, For-profit Businesses, Non-profit Organizations which charge for service
Monday thru 3:00 pm Friday (2 Hour Minimum)			
Room A	\$50.00/hr.	\$75.00/hr.	\$100.00/hr.
Room B	\$30.00/hr.	\$50.00/hr.	\$75.00/hr.
Room C	\$15.00/hr.	\$20.00/hr.	\$30.00/hr.
After 3:00 pm Friday (2 Hour Minimum)			
Room A	\$75.00/hr.	\$100.00/hr.	\$125.00/hr.
Room B	\$50.00/hr.	\$75.00/hr.	\$100.00/hr.
Room C	\$15.00/hr.	\$50.00/hr.	\$75.00/hr.

B. Kitchen Fee Schedule

1. The rental fee for Banquet Room A includes the use of the kitchen.
2. No other room is allowed the use of the kitchen with a rental.

Special Notes

A refundable deposit will be paid by each applicant prior to the confirmation of a reservation. Refund of this deposit is contingent upon satisfying any payment for damages to the facility by the Contracting Party.

Waiver of Fees

1. The following groups shall have their fees waived:
 - a. Tomball-based Non-profit youth organizations who provide proof of qualification
2. Tomball-based groups and organizations may request a waiver of fees from City staff. The guidelines for staff to follow when considering requests for waivers are as follows:
 - a. Applicant generates sales tax dollars for Tomball
 - b. Applicant supports City functions, events or programs
 - c. Applicant is a non-profit group or organization benefitting the City of Tomball in some manner.

COMMUNITY DEVELOPMENT FEES

PLANNING FEES

Rezoning	\$400 + \$10/acre
Conditional Use Permit	\$600
Planned Development (w/Concept or Site Plan)	\$1,000
Site Plan Review	\$250 <=2,000 SF of building area \$300 + \$10/acre >2,000 SF of building area
Single Family Site Plan/Building Elevation Review	\$50
Parking / Landscape Plan Review	\$100
Variance/Special Exception (Board of Adjustments)	\$100 Residential (<i>Except Multi-Family</i>) \$250 Non-Residential & Multi-Family
Zoning Ordinance/Text Amendment	\$500
Appeals	\$100
Zoning Verification Request	\$25
Copy of Zoning Ordinance (Spiral Bound Paper Copy)	\$15.85
Color Maps – 11 x 17	\$1.50
Comprehensive Plan Map Amendment	\$500
Comprehensive Plan Text Amendment	\$500
Rezoning and Comprehensive Map Amendment	\$650 + \$10/acre
Rezoning and Comprehensive Text Amendment	\$650 + \$10/acre

COMMUNITY DEVELOPMENT FEES

PLATTING FEES

Preliminary Plat:	\$200.00	Base Fee
	\$1.00	Per Lot
	\$5.00	Per Acre (Includes reserves within a subdivision that do not include single-family lots)
Final, Replat, & Minor Plats:	\$200.00	Base Fee
	\$0.50	Per Lot
	\$2.00	Per Acre (Includes reserves within a subdivision that do not include single-family lots)
Recording & Filing Fees:	\$150.00	For the first sheet
	\$50.00	For each additional sheet
Joinder Lot	\$100.00	For Each Joinder Lot. (Resolution 2011-20)

ENGINEERING FEES

Floodplain Permit Application	\$25
Construction Permit Application	2% of the Cost of Construction
Right-of-Way Abandonment	\$300 (Administrative Policy 65, March 11, 2011)

CORRECTIONAL FACILITY PERMIT APPLICATION FEE

(Sec. 14-357, Code of Ordinances)

Original Application Fee	\$350.00
Renewal Application Fee	\$100.00
Transfer Application Fee upon Change of Owner/Operator Of Correctional Facility	\$100.00

(Code of Ordinances, Chapter 14, Section 14-357)

DONATION CONTAINER PERMIT FEES

Annual Donation Container Permit Fee (Sec. 22-194)	\$ 25.00
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Permit is valid for 12 months from the date first issued.

Impounded Donation Container Fee	\$200.00
Daily Storage Fee (Sec. 22-195)	\$ 25.00

FILMING APPLICATION FEES

(Sec. 6-86, Code of Ordinances)

Application Processing Fee - \$25.00*

Fee for Use of City Property and City Equipment: Rates, as established by City Manager, that are adequate to compensate the City for the use of that property or equipment if the standard rate schedule is inapplicable or inappropriate for the specific use proposed.

*Fee may be waived by City Manager for nonprofit organizations.

FIRE MARSHAL'S OFFICE FEES

Life Safety Plan Review

1 - 2,500 sq.ft.	\$25.00
2,501 - 5,000 sq.ft.	\$50.00
5,001 - 10,000 sq.ft.	\$75.00
10,000 - more sq.ft.	\$100.00

Fire Sprinkler Systems

Review Fee	\$200.00
Riser	\$10.00 ea.
Fire Department Connection	\$10.00 ea.
Per Each Sprinkler Head	\$1.00 ea.

Fire Alarm Systems

Review Fee	\$200.00
Signal / Notification Device	\$2.00 ea.

Paint Booth / Mixing Room

Review Fee	\$200.00
Nozzle	\$1.00 ea.

Cooking Suppression System

Review Fee	\$200.00
Nozzle	\$1.00 ea.

Fuel Storage Tank Removal / Installation

For 1 Tank per site	\$150.00
For 2 Tanks per site	\$200.00
For 3 or more Tanks per site	\$250.00

Installation Penalty - No Permit Fee

2 x the cost of total plan review fee	
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Special Services - *to be paid before 3:45pm*

Special Handling / Same Day Service - Plans	\$100.00
After Hours Inspection - up to 4 hours	\$275.00
Each additional hour - rounded up to the next hour	\$75.00

Acceptance Testing / Fire Final Inspections

Inspection	No Fee
1st Re-Inspection	\$25.00
2nd Re-Inspection	\$50.00
3rd Re-Inspection	\$75.00
4th Re-Inspection and Each After	\$100.00

FIRE MARSHAL'S OFFICE FEES

State Licensed Facility Inspection - Group I Occupancy

Inspection	\$50.00
1st Re-Inspection	\$25.00
2nd Re-Inspection	\$50.00
3rd Re-Inspection	\$75.00
4th Re-Inspection and Each After	\$100.00

Life Safety Inspection - Annual

Inspection	No Fee
1st Re-Inspection	No Fee
2nd Re-Inspection	\$25.00
3rd Re-Inspection	\$50.00
4th Re-Inspection and Each After	\$75.00

FIRE MARSHAL'S OFFICE FEES

Permit Description	Permit Reference Number	Renewable or One-Time Permit	Cost
Aerosol Products	105.6.1	R	\$100.00
Amusement Buildings	105.6.2	R	\$100.00
Aviation Facilities	105.6.3	R	\$150.00
Carnivals & Fairs	105.6.4	R	\$150.00
Battery Systems	105.6.5	R	\$100.00
Cellulose Nitrate Film	105.6.6	R	\$100.00
Combustible Dust Producing Operations	105.6.7	R	\$100.00
Combustible Fibers	105.6.8	R	\$125.00
Compressed Gases	105.6.9	R	\$100.00
Covered Mall Buildings	105.6.10	R	\$50.00
Cryogenic Fluids	105.6.11	R	\$100.00
Cutting & Welding	105.6.12	R	\$75.00
Dry Cleaning Plants	105.6.13	R	\$100.00
Exhibits & Trade Shows	105.6.14	R	\$75.00
Explosives, including Fireworks	105.6.15	R	\$150.00
RESERVED	105.6.16		
Flammable and Combustible Liquids	105.6.17	R	\$75.00
Floor Finishing, including Bowling Lanes	105.6.18	R	\$100.00
RESERVED	105.6.19		
Fumigation and Insecticide Fogging	105.6.20	R	\$50.00
Hazardous Materials	105.6.21	R	\$150.00
RESERVED	105.6.22		
High Pile Storage	105.6.23	R	\$75.00
Hot work Operations	105.6.24	R	\$75.00
Industrial Ovens	105.6.25	R	\$100.00
RESERVED	105.6.26		
Liquid or Gas Fueled vehicles in Assembly Buildings	105.6.27	R	\$100.00
LP Gas	105.6.28	R	\$100.00
Magnesium Working	105.6.29	R	\$150.00
Miscellaneous Combustible Storage	105.6.30	R	\$100.00
Open burning (commercial-trench)	105.6.31	R	\$150.00
Open Flames and Candles	105.6.32	R	\$50.00
Organic Coating	105.6.33	R	\$100.00
Places of Assembly	105.6.34		
50-100		R	\$75.00
101-299		R	\$100.00
300 or More Occupants		R	\$125.00
RESERVED	105.6.35		
Pyrotechnic Special Effects Material	105.6.36	R	\$150.00
RESERVED	105.6.37-40		
Spraying & Dipping	105.6.41	R	\$150.00
Tire Storage	105.6.42	R	\$100.00
Temporary Structures, Tents & Canopies	105.6.43	R	\$75.00
RESERVED	105.6.44-46		
Fire Flow Test	105.6.50	O-T	\$150.00

GARBAGE BAG FEES

The City of Tomball furnishes two (2) rolls of fifty (50) bags to each residence annually.

For additional purchases of garbage bags, the fee is \$12.00 per 50-bag roll.

Rev. 11-7-2012

KENNEL LICENSE FEES and IMPOUNDED ANIMAL FEES

(Code of Ordinances, Chapter 8)

ANNUAL KENNEL LICENSE FEE:

\$ 10.00

RECOVERY OF IMPOUNDED ANIMALS FEE - As established by Harris County Animal Control (Sec. 8-67, Code of Ordinances), the following fees shall be recovered prior to release of impounded animal:

\$25.00 impounding fee

\$5.00 per day board fee

Cost of vaccination*

Second: \$40.00 impounding fee

\$5.00 per day board fee

Cost of vaccination*

Third and Subsequent: \$75.00 impounding fee

\$5.00 per day board fee

Cost of vaccination*

The owner of impounded animal(s) shall have the right to redeem the animal(s) upon the payment of any and all fees which may be due and payable for the impoundment of such animal, including any fines imposed, within three days after notice of impoundment has been posted, published or delivered (Sec. 8-178, Code of Ordinances).

REDEEMING IMPOUNDED ANIMALS SOLD BY

COUNTY HEALTH OFFICE OR CITY HUMANE OFFICER: Within 30 days, the original owner may redeem such animal upon paying purchaser double the amount paid by him for the animal, plus an amount equal to \$3.00 for each calendar day or fraction thereof for the care and feeding of such dog/cat and all veterinary expenses incurred by the purchaser. After 30 days, the animal shall become the absolute property of the purchaser (Sec. 8-69, Code of Ordinances).

IMPOUNDMENT FEES FOR HORSES, COWS, CATTLE OR OTHER LIVESTOCK:

\$25.00 plus \$5.00 for feeding and care per day for each horse, cow or cattle

\$15.00 plus \$2.00 for feeding and care per day for each head of other livestock

(Sec. 8-180, Code of Ordinances)

*Unless owner presents proof that the animal has been vaccinated within three months immediately preceding the impoundment (Section 8-67):

Rev. 9-15-14

LIQUOR LICENSE/PERMIT FEES

(Sec. 4-24, Code of Ordinances)

The Texas Alcoholic Beverage Code provides that cities may levy and collect a fee not to exceed one-half the State fee for each permit issued for premises located within a city or town. Only the Mixed Beverage Permit and a Mixed Beverage Late Hours Permit have a three-year waiting period before fees may be collected by the City of Tomball. The process of Liquor related fees begin with the signature of the City Secretary or her Assistant on all applications made to TABC. Before any license is issued, the applicant shall pay to the city such fees as are authorized by state law.

The Permits listed below, along with their yearly rates, go into effect at the time the business begins operation, or shortly thereafter.

Two-Year Fee Chart

License Type	Description of License		T.A.B.C. 2-Year Fee	Tomball 2-Year Fee
BF	Beer Retailer's Off Premise		\$120.00	\$60.00
BG	Wine & Beer Retailer's	Years 1 and 2	\$2,000.00	\$1,000.00
		Year 3 and Subsequent	\$1,500.00	\$750.00
BQ	Wine & Beer Retailer's Off Premise		\$120.00	\$60.00
P	Package Store		\$1,000.00	\$500.00
Q	Wine-Only Package Store		\$150.00	\$75.00
MB	Mixed Beverage	Years 1 and 2	\$6,000.00	\$0.00
	1 st Renewal	Years 3 and 4	\$4,500.00	\$1,125.00
	2 nd Renewal	Years 5 and 6	\$3,000.00	\$1,150.00
	3 rd Renewal	Subsequent Years	\$1,500.00	\$750.00
LB	Late Hours Mixed Beverage		\$300.00	\$150.00

Revised 11-7-2012

**MANUFACTURED HOME PARK
OR RECREATIONAL VEHICLE PARK
CONSTRUCTION OR ENLARGEMENT FEES**
(Sec. 26-24, Code of Ordinances)

APPLICATION FEE: \$100.00 plus \$10.00 per unit in excess of 25 units (spaces)

(COPY OF RECEIPT MUST BE ATTACHED TO APPLICATION)

(moved from Building Permit Fees)

**MANUFACTURED HOME PARK OR
RECREATIONAL VEHICLE
PARK OPERATIONS LICENSE FEES**
(Chapter 26, Code of Ordinances)

NOTE: Operations License expire December 31

OPERATIONS LICENSE FEE: *(Copy of Receipt must be attached to Application)*

(Fees are based on the number of spaces in the park)

<u>BASE FEE</u>	<u>+</u>	<u>NUMBER OF SPACES</u>	<u>=</u>	<u>TOTAL FEE</u>
\$100.00/year	plus	\$3.00 for each space within the park		

Example:

If Park has 20 spaces, the fee would be:

Base Fee	=	\$ 100.00
20 Spaces x \$3.00	=	<u>\$ 60.00</u>
Total Fee Due	=	\$ 160.00

MUNICIPAL COURT BUILDING SECURITY FUND (CHAPTER 28)

\$3.00 against all defendants convicted in a trial of a misdemeanor offense by the municipal court.

MUNICIPAL COURT TECHNOLOGY FUND (CHAPTER 28)

\$4.00 against all defendants convicted in a trial of a misdemeanor offense by the municipal court.

MUNICIPAL COURT JUVENILE CASE MANAGER FUND (CHAPTER 28)

\$5.00 against all defendants upon conviction for a fine-only misdemeanor offense by the municipal court.

The municipal court judge is authorized to waive the fee in case of financial hardship.

MUNICIPAL COURT FINES/FEES

CONSTRUCTION ZONE SPEED FINES/FEES

MILES OVER	FINE AMOUNT	COURT COSTS	2014 FINES/FEE	DOUBLED FINE	CZ COURT COST/FINE
1	\$80.90	\$104.10	\$185.00	\$161.80	\$265.90
2	\$80.90	\$104.10	\$185.00	\$161.80	\$265.90
3	\$80.90	\$104.10	\$185.00	\$161.80	\$265.90
4	\$80.90	\$104.10	\$185.00	\$161.80	\$265.90
5	\$80.90	\$104.10	\$185.00	\$161.80	\$265.90
6	\$80.90	\$104.10	\$185.00	\$161.80	\$265.90
7	\$80.90	\$104.10	\$185.00	\$161.80	\$265.90
8	\$80.90	\$104.10	\$185.00	\$161.80	\$265.90
9	\$80.90	\$104.10	\$185.00	\$161.80	\$265.90
10	\$80.90	\$104.10	\$185.00	\$161.80	\$265.90
11	\$80.90	\$104.10	\$185.00	\$161.80	\$265.90
12	\$80.90	\$104.10	\$185.00	\$161.80	\$265.90
13	\$80.90	\$104.10	\$185.00	\$161.80	\$265.90
14	\$80.90	\$104.10	\$185.00	\$161.80	\$265.90
15	\$80.90	\$104.10	\$185.00	\$161.80	\$265.90
16	\$83.90	\$104.10	\$188.00	\$167.80	\$271.90
17	\$86.90	\$104.10	\$191.00	\$173.80	\$277.90
18	\$89.90	\$104.10	\$194.00	\$179.80	\$283.90
19	\$92.90	\$104.10	\$197.00	\$185.80	\$289.90
20	\$95.90	\$104.10	\$200.00	\$191.80	\$295.90
21	\$98.90	\$104.10	\$203.00	\$197.80	\$301.90
22	\$101.90	\$104.10	\$206.00	\$203.80	\$307.90
23	\$104.90	\$104.10	\$209.00	\$209.80	\$313.90
24	\$107.90	\$104.10	\$212.00	\$215.80	\$319.90
25	\$110.90	\$104.10	\$215.00	\$221.80	\$325.90
26	\$113.90	\$104.10	\$218.00	\$227.80	\$331.90
27	\$116.90	\$104.10	\$221.00	\$233.80	\$337.90
28	\$119.90	\$104.10	\$224.00	\$239.80	\$343.90
29	\$122.90	\$104.10	\$227.00	\$245.80	\$349.90
30	\$125.90	\$104.10	\$230.00	\$251.80	\$355.90
31	\$128.90	\$104.10	\$233.00	\$257.80	\$361.90
32	\$131.90	\$104.10	\$236.00	\$263.80	\$367.90
33	\$134.90	\$104.10	\$239.00	\$269.80	\$373.90
34	\$137.90	\$104.10	\$242.00	\$275.80	\$379.90
35	\$104.90	\$104.10	\$209.00	\$209.80	\$313.90
36	\$143.90	\$104.10	\$248.00	\$287.80	\$391.90
37	\$146.90	\$104.10	\$251.00	\$293.80	\$397.90
38	\$149.90	\$104.10	\$254.00	\$299.80	\$403.90
39	\$152.90	\$104.10	\$257.00	\$305.80	\$409.90
40	\$155.90	\$104.10	\$260.00	\$311.80	\$415.90
41	\$158.90	\$104.10	\$263.00	\$317.80	\$421.90
42	\$161.90	\$104.10	\$266.00	\$323.80	\$427.90
43	\$164.90	\$104.10	\$269.00	\$329.80	\$433.90
44	\$167.90	\$104.10	\$272.00	\$335.80	\$439.90
45	\$170.90	\$104.10	\$275.00	\$341.80	\$445.90
46	\$173.90	\$104.10	\$278.00	\$347.80	\$451.90
47	\$176.90	\$104.10	\$281.00	\$353.80	\$457.90
48	\$179.90	\$104.10	\$284.00	\$359.80	\$463.90
49	\$182.90	\$104.10	\$287.00	\$365.80	\$469.90
50	\$185.90	\$104.10	\$290.00	\$371.80	\$475.90
51	\$188.90	\$104.10	\$293.00	\$377.80	\$481.90
52	\$191.90	\$104.10	\$296.00	\$383.80	\$487.90
53	\$194.90	\$104.10	\$299.00	\$389.80	\$493.90
54	\$197.90	\$104.10	\$302.00	\$395.80	\$499.90

MUNICIPAL COURT FINES/FEES

SPEEDING TABLE OF FEES

SPEEDING CHART EFFECTIVE 1/31/14 NOT IN SCHOOL ZONE

\$7 fee eff 1/31/14

1-15 MILES		\$	185.00
16	1	\$	188.00
17	2	\$	191.00
18	3	\$	194.00
19	4	\$	197.00
20	5	\$	200.00
21	6	\$	203.00
22	7	\$	206.00
23	8	\$	209.00
24	9	\$	212.00
25	10	\$	215.00
26	11	\$	218.00
27	12	\$	221.00
28	13	\$	224.00
29	14	\$	227.00
30	15	\$	230.00
31	16	\$	233.00
32	17	\$	236.00
33	18	\$	239.00
34	19	\$	242.00
35	20	\$	245.00
36	21	\$	248.00
37	22	\$	251.00
38	23	\$	254.00
39	24	\$	257.00
40	25	\$	260.00
41	26	\$	263.00
42	27	\$	266.00
43	28	\$	269.00
44	29	\$	272.00
45	30	\$	275.00
46	31	\$	278.00
47	32	\$	281.00

MUNICIPAL COURT FINES/FEES

SPEEDING TABLE OF FEES

SPEEDING IN SCHOOL ZONE

		\$7 fee eff 1/31/14	
Miles Over		Fine	
1-15 MILES		\$	210.00
16	1	\$	213.00
17	2	\$	216.00
18	3	\$	219.00
19	4	\$	222.00
20	5	\$	225.00
21	6	\$	228.00
22	7	\$	231.00
23	8	\$	234.00
24	9	\$	237.00
25	10	\$	240.00
26	11	\$	243.00
27	12	\$	246.00
28	13	\$	249.00
29	14	\$	252.00
30	15	\$	255.00
31	16	\$	258.00
32	17	\$	261.00
33	18	\$	264.00
34	19	\$	267.00
35	20	\$	270.00
36	21	\$	273.00
37	22	\$	276.00
38	23	\$	279.00
39	24	\$	282.00
40	25	\$	285.00
41	26	\$	288.00
42	27	\$	291.00
43	28	\$	294.00
44	29	\$	297.00
45	30	\$	300.00
46	31	\$	303.00
47	32	\$	306.00

MUNICIPAL COURT FINES/FEES

TOMBALL MUNICIPAL COURT FEE
281-351-7894

Below are listed minimum fines for most offenses. You may pay the fine any time before the due date, otherwise you must appear in Court on the date and time shown on your citation. If you do not, a warrant may be issued immediately. If you have any questions, please call the above number.

FINE SCHEDULE 2014

777	ACCESS TO ELECTRICAL PANELS	\$ 271.00	\$ 71.00	\$ 200.00
816	ASSAULT BY PHYSICAL CONTACT	\$ 306.00	\$ 71.00	\$ 235.00
815	ASSAULT BY THREAT	\$ 306.00	\$ 71.00	\$ 235.00
3316	BACKED UPON SHOULDER (OR ROADWAY) OF CONTROLLED ACCESS HIGHWAY/ ILLEGAL BACK	\$ 224.00	\$ 104.10	\$ 119.90
505	BACKING NOT IN SAFETY	\$ 224.00	\$ 104.00	\$ 120.00
696	BICYCLE FAIL TO YIELD ROW LEFT	\$ 104.00	\$ 71.00	\$ 33.00
695	BICYCLE NOT EQUIPPED WITH LIGHTS	\$ 134.00	\$ 104.00	\$ 30.00
3550	BLOCKING HANDICAP ACCESS	\$ 571.00	\$ 71.00	\$ 500.00
517	BLOCKING MOVING LANE OF TRAFFIC	\$ 175.00	\$ 104.10	\$ 70.90
791	C.O ABANDONMENT OF NONCONFORMING USE AND STRUCTURES&CESSATION OF USE OF	\$ 271.00	\$ 71.00	\$ 200.00
773	C/C MAINT FIRE ALARM SYSTEM	\$ 271.00	\$ 71.00	\$ 200.00
772	C/C MAINT SPRINKLER SYSTEM	\$ 271.00	\$ 71.00	\$ 200.00
3313	CARELESS DRIVING	\$ 224.00	\$ 104.00	\$ 120.00
3302	CHANGE NAME/ MAILING ADDRESS LATER THAN 30 DAYS (CDL)	\$ 159.00	\$ 71.00	\$ 88.00
3009	CHANGED LANE WHEN UNSAFE	\$ 224.00	\$ 104.10	\$ 119.90
3037	CHILD (UNDER 8 YEAR) NOT RESTRAINED IN SAFETY SEAT	\$ 144.00	\$ 104.00	\$ 40.00
3034	CHILD (8-14) NOT SECURE BY SAFETY BELT	\$ 144.00	\$ 104.00	\$ 40.00
766	CITY ORDINANCE COLLROCTION BY CITY ONLY	\$ 571.00	\$ 71.00	\$ 500.00
742	CITY ORDINANCE ALARM SYSTEM INSTALLATION W/O PERMIT	\$ 507.00	\$ 71.00	\$ 436.00
754	CITY ORDINANCE ANIMAL QUARANTINE	\$ 104.00	\$ 71.00	\$ 33.00
793	CITY ORDINANCE ATTENTION GETTING DEVICE	\$ 271.00	\$ 71.00	\$ 200.00
767	CITY ORDINANCE CERTIFICATE OF OCCUPANCY	\$ 271.00	\$ 71.00	\$ 200.00
868	CITY ORDINANCE CURFEW DAYTIME	\$ 184.00	\$ 71.00	\$ 113.00
867	CITY ORDINANCE CURFEW NIGHTTIME	\$ 184.00	\$ 71.00	\$ 113.00
750	CITY ORDINANCE DIGGING OUT	\$ 174.00	\$ 104.00	\$ 70.00
756	CITY ORDINANCE DISCHARGE WASTE IN PUBLIC SEWER	\$ 271.00	\$ 71.00	\$ 200.00
781	CITY ORDINANCE DISCHARGE WASTEWATER	\$ 271.00	\$ 71.00	\$ 200.00
804	CITY ORDINANCE DISCHG FIREARM N CITY LIMITS	\$ 271.00	\$ 71.00	\$ 200.00
707	CITY ORDINANCE DOG/CAT/VACCINATION AND LICENSING	\$ 104.00	\$ 71.00	\$ 33.00
713	CITY ORDINANCE DRIVEWAY ORDINANCE SEC 14-4 E	\$ 271.00	\$ 71.00	\$ 200.00
730	CITY ORDINANCE DRIVEWAY SEC.144	\$ 271.00	\$ 71.00	\$ 200.00
779	CITY ORDINANCE DRIVEWAY SURFACE	\$ 271.00	\$ 71.00	\$ 200.00
753	CITY ORDINANCE FAIL TO HAVE CURRENT REG FOR ANIMALS	\$ 104.00	\$ 71.00	\$ 33.00
755	CITY ORDINANCE FIRE CODE LOCKED EXISTS	\$ 271.00	\$ 71.00	\$ 200.00
765	CITY ORDINANCE FIREWORKS	\$ 271.00	\$ 71.00	\$ 200.00
751	CITY ORDINANCE HORN VEHICLE SCOUNDING	\$ 271.00	\$ 71.00	\$ 200.00
759	CITY ORDINANCE ILLEGAL DUMPING	\$ 271.00	\$ 71.00	\$ 200.00
761	CITY ORDINANCE JUNK VEHICLE	\$ 271.00	\$ 71.00	\$ 200.00
760	CITY ORDINANCE JUNK VEHICLE PARTS	\$ 271.00	\$ 71.00	\$ 200.00
726	CITY ORDINANCE LIVESTOCK IN RESIDENTIAL AREA	\$ 271.00	\$ 71.00	\$ 200.00
792	CITY ORDINANCE NO BUILDING PERMIT	\$ 271.00	\$ 71.00	\$ 200.00
775	CITY ORDINANCE NO DEVELOPMENT PERMIT	\$ 271.00	\$ 71.00	\$ 200.00
758	CITY ORDINANCE NOISY VEHICLES	\$ 271.00	\$ 71.00	\$ 200.00
715	CITY ORDINANCE NUISANCES NOISE	\$ 271.00	\$ 71.00	\$ 200.00
762	CITY ORDINANCE OBSTRUCTION SIDEWALK/EASEMENT/STREET	\$ 571.00	\$ 71.00	\$ 500.00
708	CITY ORDINANCE PLUMBING AND GAS ORDINANCE	\$ 271.00	\$ 71.00	\$ 200.00
710	CITY ORDINANCE PROHIBITED SIGNS	\$ 271.00	\$ 71.00	\$ 200.00
711	CITY ORDINANCE PROHIBITED SMOKING PRODUCT	\$ 271.00	\$ 71.00	\$ 200.00
719	CITY ORDINANCE PROHIBITED USE OF WIRELESS COMM DEVICE WHILE DRIVING	\$ 174.00	\$ 104.00	\$ 70.00
776	CITY ORDINANCE SOLICITING W/ NO PERMIT	\$ 271.00	\$ 71.00	\$ 200.00
757	CITY ORDINANCE TIRE STORAGE AND MOSQUITO CONTROL	\$ 271.00	\$ 71.00	\$ 200.00
780	CITY ORDINANCE UNLAWFUL COLLECTION GARBAGE	\$ 271.00	\$ 71.00	\$ 200.00
790	CITY ORDINANCE UNLICENSED WREAR DRIVER	\$ 271.00	\$ 71.00	\$ 200.00
789	CITY ORDINANCE UNLICENSED WREAKER	\$ 271.00	\$ 71.00	\$ 200.00
712	CITY ORDINANCE WASTE MATERIAL CONTAINERS COLLECTION	\$ 271.00	\$ 71.00	\$ 200.00
763	CITY ORDINANCE WATER EMERGENCY RATIONING	\$ 271.00	\$ 71.00	\$ 200.00
11	CITY ORDINANCE-BURNING W/O PERMIT	\$ 271.00	\$ 71.00	\$ 200.00
12	CITY ORDINANCE-BURNING, DELBEFATE OR NEGLIGENT	\$ 271.00	\$ 71.00	\$ 200.00
17	CITY ORDINANCE-ELECTRICAL	\$ 271.00	\$ 71.00	\$ 200.00
534	CITY ORDINANCE-HITCHHIKING-SOLICITATION	\$ 174.00	\$ 104.00	\$ 70.00
3553	CITY ORDINANCE-ILLEGAL PARKINGHANDICAP AREA	\$ 309.00	\$ 59.00	\$ 250.00
532	CITY ORDINANCE-ILLEGAL PARKINGOVER 24HRS	\$ 74.00	\$ 59.00	\$ 15.00
16	CITY ORDINANCE-INSTALL FIRE EXTNGUISHING SYSTEM W/O PERMIT	\$ 271.00	\$ 71.00	\$ 200.00
15	CITY ORDINANCE-NO TAXI DRIVER PERMIT	\$ 271.00	\$ 71.00	\$ 200.00
14	CITY ORDINANCE-NOISE	\$ 271.00	\$ 71.00	\$ 200.00

MUNICIPAL COURT FINES/FEES

706	CITY ORDINANCE-NUISANCE ALL TYPE OF NOISE	\$ 271.00	\$ 71.00	\$ 200.00
704	CITY ORDINANCE-NUISANCE ODORS	\$ 271.00	\$ 71.00	\$ 200.00
603	CITY ORDINANCE-TRASH DISPOSAL	\$ 271.00	\$ 71.00	\$ 200.00
700	CITY ORDINANCE-UNLEADED DOG/CAT RUNNING AT LARGE	\$ 104.00	\$ 71.00	\$ 33.00
10	CITY ORDINANCE-VIOLATE CITY ORDINANCE NUISANCE	\$ 271.00	\$ 71.00	\$ 200.00
702	CITY ORDINANCE-WEEDS EXCESSIVE GROWTH	\$ 271.00	\$ 71.00	\$ 200.00
3194	COASTING	\$ 224.00	\$ 104.10	\$ 119.90
771	COMBUSTIBLE WASTE DUMPSTER PERMIT-IFC	\$ 271.00	\$ 71.00	\$ 200.00
863	CONSUME ALCOHOL DURING PROHIBITED HOURS	\$ 271.00	\$ 71.00	\$ 200.00
2000	CONSUME ALCOHOLIC BEVERAGE ON OFF PREMISED LICENSE ACCOUNT	\$ 271.00	\$ 71.00	\$ 200.00
2010	CONSUMPTION OF ALCOHOLIC BEVERAGE NEAR A SCHOOL	\$ 271.00	\$ 71.00	\$ 200.00
864	CONTEMPT FOR DISOBEYING COURT ORDER	\$ 71.00	\$ 71.00	\$ -
865	CONTEMPT OF COURT	\$ 271.00	\$ 71.00	\$ 200.00
18	CO-USE OF CERTAIN WIRELESS COMMUNICATION DEVICE WHILE DRIVING PROHIBITED	\$ 271.00	\$ 71.00	\$ 200.00
875	CRIMINAL TRESPASS	\$ 306.00	\$ 71.00	\$ 235.00
1000	CRIMINAL MISCHIEF/ CLASS C	\$ 306.00	\$ 71.00	\$ 235.00
3589	CROSSED FIRE HOSE WITHOUT PERMISSION	\$ 224.00	\$ 104.10	\$ 119.90
3081	CROSSING PROPERTY (CUT CORNER)	\$ 224.00	\$ 104.10	\$ 119.90
591	CUT ACROSS PARKING LOT	\$ 174.00	\$ 104.00	\$ 70.00
3013	CUT CORNER LEFT TURN	\$ 224.00	\$ 104.10	\$ 119.90
3092	CUT IN AFTER PASSING	\$ 224.00	\$ 104.10	\$ 119.90
1173	D.O.C ABUSE OR THREATEN(OFFENSIVE MANNER)	\$ 271.00	\$ 71.00	\$ 200.00
1175	D.O.C FIGHTING WITH ANOTHER	\$ 306.00	\$ 71.00	\$ 235.00
1172	D.O.C NOXIOUS/ UNREASONABLE ODOR(CHEMICAL)	\$ 306.00	\$ 71.00	\$ 235.00
1174	D.O.C UNREASONABLE NOISE	\$ 306.00	\$ 71.00	\$ 235.00
1178	D.O.C. DISCHARGES FIREARM/PUBLIC ROADWAY	\$ 306.00	\$ 71.00	\$ 235.00
1170	D.O.C. OBSCENE LANGUAGE	\$ 306.00	\$ 71.00	\$ 235.00
1171	D.O.C. OFFENSIVE GESTURE/ DISPLAY	\$ 306.00	\$ 71.00	\$ 235.00
812	D.O.C. PUBLIC EXPOSURE	\$ 306.00	\$ 71.00	\$ 235.00
1176	D.O.C. WINDOW PEEPING DWELLING	\$ 306.00	\$ 71.00	\$ 235.00
1177	D.O.C. WINDOW PEEPING HOTEL CR MOTEL	\$ 306.00	\$ 71.00	\$ 235.00
3213E	DEFECTIVE BRAKES	\$ 159.00	\$ 104.00	\$ 55.00
3229	DEFECTIVE EXHAUST EMISSION SYSTEM	\$ 159.00	\$ 104.00	\$ 55.00
3162	DEFECTIVE HEAD LAMP	\$ 159.00	\$ 104.00	\$ 55.00
3162A	DEFECTIVE HEAD LAMP (MOTORCYCLE)	\$ 159.00	\$ 104.00	\$ 55.00
3174	DEFECTIVE PARKING LAMP(S)	\$ 159.00	\$ 104.00	\$ 55.00
3170	DEFECTIVE STOP LAMP(S)	\$ 159.00	\$ 104.00	\$ 55.00
3167	DEFECTIVE TAIL LAMP(S)	\$ 159.00	\$ 104.00	\$ 55.00
3172	DEFECTIVE TURN SIGNAL LAMP(S)	\$ 159.00	\$ 104.00	\$ 55.00
3233	DEFECTIVE WINDSHIELD WIPER	\$ 159.00	\$ 104.00	\$ 55.00
3140	DISPLAY ALTERED DRIVER'S LICENSE	\$ 271.00	\$ 71.00	\$ 200.00
444	DISPLAY ALTERNATING LIGHTS TO REAR	\$ 104.00	\$ 71.00	\$ 33.00
3656	DISPLAY EXPIRED REGISTRATION	\$ 147.00	\$ 71.00	\$ 76.00
3658	DISPLAY UNCLEAN LICENSE PLATES	\$ 147.00	\$ 71.00	\$ 76.00
3008	DISREGARD FLASHING YELLOW SIGNAL	\$ 224.00	\$ 104.10	\$ 119.90
3067	DISREGARD FLASHING RED SIGNAL(AT STOP SIGN ,ETC)	\$ 224.00	\$ 104.10	\$ 119.90
3069	DISREGARD LANE CONTROL SIGNAL	\$ 224.00	\$ 104.10	\$ 119.90
3071	DISREGARD NO LANE CHANGE SIGN	\$ 224.00	\$ 104.10	\$ 119.90
3019	DISREGARD NO PASSING ZONE	\$ 224.00	\$ 104.10	\$ 119.90
3059	DISREGARD OFFICAL TRAFFIC CONTROL DEVICE	\$ 224.00	\$ 104.10	\$ 119.90
3582	DISREGARD PEDESTRIAN CONTROL SIGNAL	\$ 64.00	\$ 49.00	\$ 15.00
3121	DISREGARD POLICE OFFICER	\$ 224.00	\$ 104.10	\$ 119.90
3073	DISREGARD RR CROSSING GATE OR FLAGMAN	\$ 224.00	\$ 104.10	\$ 119.90
3072	DISREGARD SIGNAL AT RR CROSSING	\$ 224.00	\$ 104.10	\$ 119.90
3065	DISREGARD WARNING SIGN AT CONSTRUCTION	\$ 224.00	\$ 104.10	\$ 119.90
874	DISRUPTION OF CLASSES	\$ 271.00	\$ 71.00	\$ 200.00
878	DISRUPTION OF SCHOOL ACTIVITIES	\$ 271.00	\$ 71.00	\$ 200.00
873	DISRUPTION OF TRANSPORTATION	\$ 271.00	\$ 71.00	\$ 200.00
373	DRIVING LEFT OF CENTER	\$ 174.00	\$ 104.00	\$ 70.00
374	DRIVING LEFT OF DOUBLE YELLOW STRIPE	\$ 174.00	\$ 104.00	\$ 70.00
596	DRIVING ON SHOULDER OF ROADWAY	\$ 174.00	\$ 104.00	\$ 70.00
3101	DRIVING WHILE LICENSE SUSPENDED/ INVALID	\$ 371.00	\$ 71.00	\$ 300.00
3089	DROVE CENTER LANE (NOT PASSING/ NOT TURNING LEFT)	\$ 224.00	\$ 104.10	\$ 119.90
3590	DROVE INTO BLOCK WHERE FIRE ENGINE STOPPED	\$ 224.00	\$ 104.10	\$ 119.90
3315	DROVE ON SIDEWALK	\$ 224.00	\$ 104.10	\$ 119.90
3088	DROVE ON WRONG SIDE OF DIVIDED HIGHWAY	\$ 224.00	\$ 104.10	\$ 119.90
3015B	DROVE ON WRONG SIDE OF ROAD / INTERSECTION	\$ 224.00	\$ 104.10	\$ 119.90
3015A	DROVE ON WRONG SIDE OF ROAD / BRIDGE	\$ 224.00	\$ 104.10	\$ 119.90
3015C	DROVE ON WRONG SIDE OF ROAD / RR GRADE	\$ 224.00	\$ 104.10	\$ 119.90
3015	DROVE ON WRONG SIDE OF ROAD	\$ 224.00	\$ 104.10	\$ 119.90
3066	DROVE THROUGH SAFETY ZONE	\$ 224.00	\$ 104.10	\$ 119.90
3198	DROVE WITHOUT LIGHTS (WHEN REQUIRED)	\$ 224.00	\$ 104.10	\$ 119.90
3090	DROVE WRONG WAY IN DESIGNATED LANE	\$ 224.00	\$ 104.10	\$ 119.90
3016	DROVE WRONG WAY ON ONE WAY ROAD	\$ 224.00	\$ 104.10	\$ 119.90

MUNICIPAL COURT FINES/FEES

3127	DROVE ON TO (FROM) CONTROLLED ACCESS HIGHWAY WHERE PROHIBITED	\$ 224.00	\$ 104.10	\$ 119.90
3273	DUTIES UPON STRIKING A FIXED OBJECT	\$ 191.00	\$ 71.00	\$ 120.00
871	ELECTRICAL HAZARDS	\$ 271.00	\$ 71.00	\$ 200.00
3305	ENDORSEMENT VIOLATION ON CDL	\$ 184.10	\$ 104.10	\$ 80.00
778	EXIT SIGN MUST BE LIGHTED	\$ 271.00	\$ 71.00	\$ 200.00
872	EXIT SIGNS FIRE CODE	\$ 271.00	\$ 71.00	\$ 200.00
3260	EXPIRED COMMERCIAL DRIVER'S LICENSE	\$ 159.00	\$ 71.00	\$ 88.00
289	EXPIRED DEALER PAPER PLATES	\$ 147.00	\$ 71.00	\$ 76.00
3259	EXPIRED DRIVER'S LICENSE	\$ 159.00	\$ 71.00	\$ 88.00
3205	EXPIRED MOTOR VEHICLE INSPECTION	\$ 147.00	\$ 71.00	\$ 76.00
462	FAIL TO SET PARK BRAKE	\$ 104.00	\$ 71.00	\$ 33.00
869	FAIL TO ATTEND SCHOOL (NO LONGER FILLED HERE JP COURT)	\$ 215.00	\$ 104.00	\$ 111.00
3050	FAIL TO CONTROL SPEED	\$ 224.00	\$ 104.10	\$ 119.90
600	FAIL TO COVER LOAD	\$ 104.00	\$ 71.00	\$ 33.00
3104	FAIL TO FLAG PROJECTION	\$ 134.00	\$ 104.00	\$ 30.00
3045	FAIL TO GIVE INFORMATION/ RENDER AID	\$ 191.00	\$ 71.10	\$ 119.90
3049	FAIL TO MAINTAIN FINANCIAL RESPONSIBILITY	\$ 286.00	\$ 71.00	\$ 215.00
3025	FAIL TO MAINTAIN FINANCIAL RESPONSIBILITY 2ND OFF	\$ 571.00	\$ 71.00	\$ 500.00
3103A	FAIL TO OBTAIN TX DL WITHIN 90 DAYS	\$ 159.00	\$ 71.00	\$ 88.00
604	FAIL TO PROPERLY SECURE TRAILER	\$ 114.00	\$ 71.00	\$ 43.00
548	FAIL TO REPORT ACCIDENT- PEDESTRIAN	\$ 174.00	\$ 104.00	\$ 70.00
550	FAIL TO REPORT ACCIDENT TO POLICE DEPT	\$ 154.00	\$ 104.00	\$ 50.00
606	FAIL TO SECURE LOAD	\$ 104.00	\$ 71.00	\$ 33.00
605	FAIL TO SECURE VEHICLE	\$ 114.00	\$ 71.00	\$ 43.00
2200	FAIL TO SET PARK BRAKE	\$ 104.00	\$ 71.00	\$ 33.00
3084	FAIL TO SIGNAL LANE CHANGE	\$ 224.00	\$ 104.10	\$ 119.90
503	FAIL TO SIGNAL STOP	\$ 174.00	\$ 104.00	\$ 70.00
563	FAIL TO STO AND GIVE INFO-OBJECT TRAFFIC AREA	\$ 144.00	\$ 71.00	\$ 73.00
560	FAIL TO STOP AND RENDER AID	\$ 271.00	\$ 71.00	\$ 200.00
3061	FAIL TO STOP- DESIGNATED POINT AT YIELD SIGN	\$ 224.00	\$ 104.10	\$ 119.90
549	FAIL TO USE DUE -CARE HIT PEDESTRIAN	\$ 174.00	\$ 104.00	\$ 70.00
3053	FAIL TO YIELD AT YIELD INTERSECTION	\$ 224.00	\$ 104.10	\$ 119.90
3057	FAIL TO YIELD R- O -W TO EMERGENCY VEHICLE	\$ 224.00	\$ 104.10	\$ 119.90
3005	FAIL TO YIELD R-O-W	\$ 224.00	\$ 104.10	\$ 119.90
3054	FAIL TO YIELD R-O-W AT OPEN INTERSECTION	\$ 224.00	\$ 104.10	\$ 119.90
3288	FAIL TO YIELD R-O-W- CHANGING LANES	\$ 224.00	\$ 104.10	\$ 119.90
327	FAIL TO YIELD R-O-W FROM PARKED POSITION	\$ 174.00	\$ 104.00	\$ 70.00
3005C	FAIL TO YIELD R-O-W INTERSECTION W/ TRAFFIC CONTROL DEVICE	\$ 224.00	\$ 104.10	\$ 119.90
3058	FAIL TO YIELD R-O-W ON GREEN ARROW M SIGNAL	\$ 224.00	\$ 104.00	\$ 120.00
319	FAIL TO YIELD R-O-W R.R CROSSING	\$ 223.90	\$ 104.00	\$ 119.90
3005A	FAIL TO YIELD R-O-W TO VEHICLE ENTERING FROM HIGHWAY	\$ 224.00	\$ 104.10	\$ 119.90
3052	FAIL TO YIELD R-O-W TO VEHICLE IN INTERSECTION	\$ 224.00	\$ 104.10	\$ 119.90
3005B	FAIL TO YIELD R-O-W TO VEHICLE LEAVING HIGHWAY	\$ 224.00	\$ 104.10	\$ 119.90
3056	FAIL TO YIELD R-O-W (PRIVATE DRIVE/ ALLEY/BUILDING)	\$ 224.00	\$ 104.10	\$ 119.90
3116A	FAIL TO YIELD TO PEDESTRIAN IN CROSSWALK (NO SIGNALS)	\$ 224.00	\$ 104.10	\$ 119.90
3264	FAILED TO CHANGE ADDRESS DRIVER'S LICENSE	\$ 159.00	\$ 71.00	\$ 88.00
3272	FAILED TO COMPLY WITH REQUIREMENTS IN STRIKING UNATTENDED VEHICLE	\$ 224.00	\$ 104.00	\$ 120.00
3156	FAILED TO DIM HEADLIGHT FOLLOWING	\$ 135.00	\$ 104.10	\$ 30.90
3155	FAILED TO DIM HEADLIGHTS- MEETING	\$ 135.00	\$ 104.10	\$ 30.90
3263	FAILED TO DISPLAY DRIVER'S LICENSE	\$ 159.00	\$ 71.00	\$ 88.00
3303	FAILED TO GET A TX CDL AFTER 30 DAYS OF RESIDENCE IN THE STATE	\$ 159.00	\$ 71.00	\$ 88.00
3085	FAILED TO GIVE ONE-HALF OF ROADWAY	\$ 224.00	\$ 104.10	\$ 119.90
3124	FAILED TO GIVE WAY WHEN OVERTAKEN	\$ 224.00	\$ 104.10	\$ 119.90
3070	FAILED TO MAINTAIN SINGLE LANE	\$ 224.00	\$ 104.10	\$ 119.90
3022	FAILED TO PASS TO RIGHT SAFELY/ IMPROPER PASSING	\$ 224.00	\$ 104.10	\$ 119.90
3097	FAILED TO SIGNAL INTENT PRIOR TO 100 FT	\$ 224.00	\$ 104.10	\$ 119.90
3096	FAILED TO SIGNAL TURN	\$ 224.00	\$ 104.00	\$ 120.00
3096A	FAILED TO SIGNAL TURN	\$ 224.00	\$ 104.10	\$ 119.90
3138	FAILED TO STOP (ALLEY, DRIVEWAY, BLDING)	\$ 224.00	\$ 104.10	\$ 119.90
3060	FAILED TO STOP AT DESIGNATED POINT	\$ 224.00	\$ 104.10	\$ 119.90
3074	FAILED TO STOP AT MARKED RR CROSSING	\$ 224.00	\$ 104.10	\$ 119.90
3068	FAILED TO STOP AT PROPER PLACE (FLASHING RED SIGNAL)	\$ -		
3063	FAILED TO STOP AT PROPER PLACE (TRAFFIC LIGHT)	\$ 224.00	\$ 104.10	\$ 119.90
3131	FAILED TO STOP FOR APPROACHING TRAIN	\$ 224.00	\$ 104.10	\$ 119.90
3021	FAILED TO STOP FOR SCHOOL BUS (OR REMAIN STOPPED)	\$ 224.00	\$ 104.10	\$ 119.90
3052A	FAILED TO YIELD AT STOP INTERSECTION	\$ 224.00	\$ 104.10	\$ 119.90
3287	FAILED TO YIELD R-O-W TURNING ON RED SIGNAL	\$ 224.00	\$ 104.10	\$ 119.90
3116	FAILED TO YIELD TO PEDESTRIAN IN CROSSWALK	\$ 224.00	\$ 104.10	\$ 119.90
3115	FAILED TO YIELD TO PEDESTRIAN ON SIDEWALK	\$ 224.00	\$ 104.10	\$ 119.90
3337	FAILURE TO APPEAR/ BAIL JUMPING	\$ 196.00	\$ 71.00	\$ 125.00
3337 W	FAILURE TO APPEAR/ BAIL JUMPING W/ WARRANT AND OMNII	\$ 276.00	\$ 151.00	\$ 125.00
3337 W	FAILURE TO APPEAR/ BAIL JUMPING W/ WARRANT NO OMNII	\$ 276.00	\$ 151.00	\$ 125.00
1130	FAILURE TO IDENTIFY	\$ 306.00	\$ 71.00	\$ 235.00
3304	FALSE STATEMENT ON CDL APPLICATION OR CERTIFICATE	\$ 159.00	\$ 71.00	\$ 88.00

MUNICIPAL COURT FINES/FEES

273E	FICTITIOUS INSPECTION STICKER NO LONGER USED COUNTY CHARGE	\$ 271.00	\$ 71.00	\$ 200.00
	FINE SCHEDULE 2014			
3591	FOLLOWING AMBULANCE	\$ 224.00	\$ 104.10	\$ 119.90
3591A	FOLLOWING FIRE APPARATUS	\$ 224.00	\$ 104.10	\$ 119.90
3017	FOLLOWING TO CLOSELY	\$ 224.00	\$ 104.10	\$ 119.90
803	FURNISH ALCOHOL TO MINOR	\$ 271.00	\$ 71.00	\$ 200.00
451	HEADLIGHT (DROVE)	\$ 174.00	\$ 104.00	\$ 70.00
460	HUBCAPS OVEREXTENDED TO THE LEFT 8" SPIKED	\$ 104.00	\$ 71.00	\$ 33.00
3020	ILLEGAL PASS ON RIGHT	\$ 224.00	\$ 104.10	\$ 119.90
318	ILLEGAL RIGHT TURN FROM INSIDE LEFT LANE	\$ 223.90	\$ 104.00	\$ 119.90
525	ILLEGALLY PARKED-PROHIBITED BY SIGNS	\$ 74.00	\$ 59.00	\$ 15.00
3003	IMPEDING TRAFFIC	\$ 224.00	\$ 104.10	\$ 119.90
3077	IMPROPER RT TURN TOO WIDE	\$ 224.00	\$ 104.10	\$ 119.90
285	IMPROPER START FROM STOP/PARKED POSITION	\$ 223.90	\$ 104.00	\$ 119.90
448	IMPROPER TREND DEPTH	\$ 104.00	\$ 71.00	\$ 33.00
3014	IMPROPER TURN	\$ 224.00	\$ 104.10	\$ 119.90
3099	IMPROPER TURN OR HAND SIGNAL	\$ 224.00	\$ 104.10	\$ 119.90
3175	IMPROPER USE OF BACK-UP LAMPS	\$ 159.00	\$ 104.00	\$ 55.00
3622	IMPROPERLY SECURED TAILGATE	\$ 159.00	\$ 104.00	\$ 55.00
3125	INCREASE SPEED WHILE BEING OVERTAKEN	\$ 224.00	\$ 104.10	\$ 119.90
3314	INTERFERE WITH FUNERAL PROCESSION	\$ 339.00	\$ 104.00	\$ 235.00
511	LEAVING CHILD UNATTENDED IN VEHICLE	\$ 306.00	\$ 71.00	\$ 235.00
855	LITTERING	\$ 271.00	\$ 71.00	\$ 200.00
1180	MAKE FIREARM ACCESSIBLE TO A CHILD	\$ 306.00	\$ 71.00	\$ 235.00
3908	MASSAGE THERAPIST ADVERTISING UNREGISTER	\$ 571.00	\$ 71.00	\$ 500.00
3907	MASSAGE THERAPIST NO REGISTRATION	\$ 571.00	\$ 71.00	\$ 500.00
3801	MINOR ATTEMPT TO PURCHASE ALCOHOL	\$ 271.00	\$ 71.00	\$ 200.00
3803	MINOR CONSUMPTION OF ALCOHOL	\$ 271.00	\$ 71.00	\$ 200.00
3806	MINOR DRIVING UNDER THE INFLUENCE	\$ 271.00	\$ 71.00	\$ 200.00
3800	MINOR IN POSSESSION ALCOHOL	\$ 271.00	\$ 71.00	\$ 200.00
3805	MINOR PUBLIC INTOXICATION	\$ 271.00	\$ 71.00	\$ 200.00
3802	MINOR PURCHASE ALCOHOL	\$ 271.00	\$ 71.00	\$ 200.00
746	MINOR TOB/CIG PROD/POSS/PUR/CONSUME	\$ 271.00	\$ 71.00	\$ 200.00
3300	MORE THAN ON ONE LICENSE (CDL)	\$ 159.00	\$ 71.00	\$ 88.00
3144	MORE THAN ON VALID DL/ID IN POSSESSION	\$ 124.00	\$ 71.00	\$ 53.00
3112	MOTORCYCLE NO ENDORSEMENT	\$ 159.10	\$ 71.10	\$ 88.00
3210	MOTORCYCLE OPER W/ PASS W/O APPROVED HEADGEAR	\$ 120.00	\$ 71.00	\$ 49.00
3207	MOTORCYCLE OPERATOR WITHOUT APPROVED HEADGEAR	\$ 120.00	\$ 71.00	\$ 49.00
3120	MOTORCYCLE PASSENGER WITHOUT APPROVED HEADGEAR	\$ 111.00	\$ 71.00	\$ 40.00
3227	MUFFLER VIOLATION	\$ 159.00	\$ 104.00	\$ 55.00
3312	NEGLIGENT COLLISION	\$ 224.00	\$ 104.00	\$ 120.00
452	NO BRAKE LIGHTS	\$ 104.00	\$ 71.00	\$ 33.00
3301	NO COMMERCIAL DRIVER'S LICENSE (CDL)	\$ 159.10	\$ 71.10	\$ 88.00
3103	NO DRIVER'S LICENSE	\$ 159.00	\$ 71.00	\$ 88.00
3251	NO FRONT SEAT BELTS (REQUIRED)	\$ 144.00	\$ 104.00	\$ 40.00
3274	NO LICENSE PLATE LIGHT	\$ 159.00	\$ 104.00	\$ 55.00
367	NO PARKING LIGHTS WHEN NEEDED	\$ 104.00	\$ 71.00	\$ 33.00
455	NO REAR VIEW MIRROR	\$ 104.00	\$ 71.00	\$ 33.00
641	NO SAFETY CHAIN TRAILER	\$ 134.00	\$ 104.00	\$ 30.00
3032	NO SEAT BELT- DRIVER	\$ 144.00	\$ 104.00	\$ 40.00
3033	NO SEAT BELT- PASSAGER	\$ 144.00	\$ 104.00	\$ 40.00
701	NO SIGN PERMIT	\$ 104.00	\$ 71.00	\$ 33.00
721	NO STOPPING/STANDING/PK IN ROADWAY CO #78-135	\$ 271.00	\$ 71.00	\$ 200.00
3166	NO TAIL LAMP(S) NOT EQUIPPED	\$ 159.00	\$ 104.00	\$ 55.00
428	NO THRU TRUCKS OVER 2 AXLES	\$ 174.00	\$ 104.00	\$ 70.00
454	NO TOW LIGHTS ON TOWED VEHICLE	\$ 134.00	\$ 104.00	\$ 30.00
272	NO VALID CLASS A DRIVER'S LICENSE	\$ 159.00	\$ 71.00	\$ 88.00
271	NO VALID CLASS B DRIVER LICENSE	\$ 159.00	\$ 71.00	\$ 88.00
275	NO VALID CLASS M DRIVER'S LICENSE	\$ 159.00	\$ 71.00	\$ 88.00
273	NO VALID INSPECTION STICKER	\$ 147.00	\$ 71.00	\$ 76.00
3365	NON GUARDIAN PERMITTED UNLICENSE DRIVERS TO DRIVE	\$ 124.00	\$ 71.00	\$ 53.00
725	NUISANCE RUBBISH, STRUCTURE, ETC	\$ 271.00	\$ 71.00	\$ 200.00
1181	OBSCENE DISPLAY	\$ 306.00	\$ 71.00	\$ 235.00
249	OBSCURED LICENSE PLATES	\$ 271.00	\$ 71.00	\$ 200.00
3594	OBSTRUCTING FIRE APPARATUS	\$ 271.00	\$ 71.00	\$ 200.00
705	OBSTRUCTING FIRE HYDRANT	\$ 271.00	\$ 71.00	\$ 200.00
3320	OBSTRUCTING TRAFFIC	\$ 224.00	\$ 104.10	\$ 119.90
770	OCCUPANCY PROHIB BEFORE APPROVAL -IFC	\$ 271.00	\$ 71.00	\$ 200.00
3323	OPEN CONTAINER PASSENGER	\$ 306.10	\$ 71.10	\$ 235.00
536	OPEN DOOR INTO LANE OF TRAFFIC	\$ 104.00	\$ 71.00	\$ 33.00
3667	OPER MTR VEH W/OUT LICENSE PLT OR W/ONE LIC PLT	\$ 147.00	\$ 71.00	\$ 76.00
3668	OPER UNREG MOTOR VEHICLE	\$ 147.00	\$ 71.00	\$ 76.00
3038	OPERATE VEHICLE WITH CHILD IN OPEN BED	\$ 239.10	\$ 104.10	\$ 135.00
3722	OVER ALLOWABLE GROSS WEIGHT PERMIT VIOLATION	\$ 204.00	\$ 104.00	\$ 100.00

MUNICIPAL COURT FINES/FEES

718	PAINT SPRAY BOOTH IFC	\$ 271.00	\$ 71.00	\$ 200.00
3364	PARENT/ GUARDIAN PERMITTED UNLICENSED MINOR TO DRIVE	\$ 124.00	\$ 71.00	\$ 53.00
3555	PARK BICYCLE ON SIDEWALK/IMPEDING TRAFFICE	\$ 64.00	\$ 49.00	\$ 15.00
251	PARK IN MAIN TRAVELED WAY	\$ 147.00	\$ 71.00	\$ 76.00
3572	PARK OR STAND WITH 30 FT OF TRAFFIC CONTROL DEVICE	\$ 64.00	\$ 49.00	\$ 15.00
3570	PARK OR STAND WITHIN 20 FEET OF CROSSWALK AT INTERSECTION	\$ 64.00	\$ 49.00	\$ 15.00
3571	PARK OR STAND WITHIN 20 FEET OF DRIVEWAY TO FIRE STATION	\$ 64.00	\$ 49.00	\$ 15.00
3552	PARK/STAND IN FRONT OF PUBLIC PRIVATE DRIVE	\$ 167.00	\$ 49.00	\$ 118.00
3551	PARK/STAND/STOP BETWEEN SAFETY ZONE AND CURB	\$ 64.00	\$ 49.00	\$ 15.00
3284	PARKED DOUBLE	\$ 64.00	\$ 49.00	\$ 15.00
3561	PARKED FACING TRAFFIC	\$ 64.00	\$ 49.00	\$ 15.00
3554F	PARKED IN FIRE LANE	\$ 191.00	\$ 71.00	\$ 120.00
3253	PARKED ON A CROSSWALK	\$ 64.00	\$ 49.00	\$ 15.00
3252	PARKED WITH IN INTERSECTION	\$ 64.00	\$ 49.00	\$ 15.00
3564	PARKED WITH WHEELS OVER 18 INCHES FROM CURB OR EDGE OF ROADWAY	\$ 64.00	\$ 49.00	\$ 15.00
3565	PARKED WITHIN 50 FEET OR RR CROSSING	\$ 64.00	\$ 49.00	\$ 15.00
3026	PARKIN ON ROADWAY	\$ 64.00	\$ 49.00	\$ 15.00
3569	PARKING/ STANDING WITHIN 15 FEET OF A FIRE HYDRANT	\$ 64.00	\$ 49.00	\$ 15.00
3556	PARKING/STOPPING/ STANDING ON A SIDEWALK	\$ 64.00	\$ 49.00	\$ 15.00
3557	PARKING/STOPPING/ STANDING ON RR TRACK	\$ 64.00	\$ 49.00	\$ 15.00
483	PASS WITH 100 FT OF RR CROSSING	\$ 174.00	\$ 104.00	\$ 70.00
475	PASS WITH INSUFFICIENT CLEARANCE	\$ 174.00	\$ 104.00	\$ 70.00
482	PASS WITHIN 100 FT OF INTERSECTION	\$ 174.00	\$ 104.00	\$ 70.00
3018	PASSED INSUFFICIENT CLEARNACE	\$ 224.00	\$ 104.10	\$ 119.90
3204	PASSING EMERGENCY VEHICLE	\$ 224.00	\$ 104.10	\$ 119.90
477	PASSING ON RIGHT NOT IN SAFETY	\$ 175.00	\$ 104.10	\$ 70.90
595	PASSING ON SHOULDER OF ROAD	\$ 174.00	\$ 104.00	\$ 70.00
474	PASSING ON UNIMPROVED SHOULDER OF ROAD	\$ 174.00	\$ 104.00	\$ 70.00
480	PASSING SCHOCL BUS -LOADING	\$ 174.00	\$ 104.00	\$ 70.00
479	PASSING SCHOCL BUS UNLOADING	\$ 174.00	\$ 104.00	\$ 70.00
473	PASSING WITHIN INTERSECTION	\$ 174.00	\$ 104.00	\$ 70.00
3107	PERMIT UNLAWFUL USE OF DL	\$ 159.00	\$ 71.00	\$ 88.00
832	POSSESS INTOXICANTS ON SCHOOL PROPERTY	\$ 271.00	\$ 71.00	\$ 200.00
3035	POSSESS/ ACOHOL BEVERAGE IN MOTOR VEHICLE	\$ 273.00	\$ 104.10	\$ 168.90
2100	POSSESSION OF DRUG PARAPHERNALIA	\$ 271.00	\$ 71.00	\$ 200.00
1230	POSSESSION/ CONSUMPTION OF ALCOHOL IN MOTOR VEHICLE	\$ 306.00	\$ 71.00	\$ 235.00
1220	PUBLIC INTOXICATION	\$ 306.00	\$ 71.00	\$ 235.00
3004	RACING / DRAG RACING/ ACCELERATION CONTEST FOR SPEED	\$ 175.00	\$ 104.10	\$ 70.90
3007	RAN RED LIGHT	\$ 224.00	\$ 104.10	\$ 119.90
3006	RAN STOP SIGN	\$ 224.00	\$ 104.10	\$ 119.90
1010	RECKLESS DAMAGE OR DESTRUCTION	\$ 306.00	\$ 71.00	\$ 235.00
3306	RESTRICTION VIOLATION CDL	\$ 151.10	\$ 71.10	\$ 80.00
830	SALE OF ALCOHOL TO CERTAIN PERSONS	\$ 271.00	\$ 71.00	\$ 200.00
2090	SALE OF TOBACCO PRODUCTS TO A MINOR HEALTH&SAFETY CODE	\$ 271.00	\$ 71.00	\$ 200.00
2001	SALE TO CERTAIN PERSONS	\$ 271.00	\$ 71.00	\$ 200.00
2091	SELL CIG/TOB PRODUCTS W/O PERMIT	\$ 271.00	\$ 71.00	\$ 200.00
1210	SMOKING TOBACCO PROHIBITED AREAS	\$ 306.00	\$ 71.00	\$ 235.00
342	SOLICITATION BY PEDESTRIANS	\$ 271.00	\$ 71.00	\$ 200.00
3001	SPEEDING (SEE CHART)	\$ -		
489	STOPPED WITHIN INTERSECTION	\$ 174.00	\$ 104.00	\$ 70.00
769	STORAGE/USE HAZARDOUS MATERIAL -FIRECODE	\$ 271.00	\$ 71.00	\$ 200.00
340	STRAIGHT FROM TURN ONLY LANE	\$ 174.00	\$ 104.00	\$ 70.00
3168	TAIL LAMP(S) IMPROPERLY LOCATED	\$ 159.00	\$ 104.00	\$ 55.00
537	TAMPER WITH BARRICADES	\$ 124.00	\$ 71.00	\$ 53.00
1020	THEFT	\$ 306.00	\$ 71.00	\$ 235.00
847	THEFT OF SERVICE	\$ 306.00	\$ 71.00	\$ 235.00
731	TRAIN OBSTRUCTING CROSSING	\$ 124.00	\$ 71.00	\$ 53.00
876	TRESPASS SCHOOL GROUND	\$ 271.00	\$ 71.00	\$ 200.00
3011	TURNED LEFT FROM WRONG LANE	\$ 224.00	\$ 104.10	\$ 119.90
3012	TURNED RIGHT FROM WRONG LANE	\$ 224.00	\$ 104.10	\$ 119.90
3080	TURNED WHEN UNSAFE	\$ 224.00	\$ 104.10	\$ 119.90
345	U TURN NOT SAFETY	\$ 174.00	\$ 104.00	\$ 70.00
445	UNAPPROVED LIGHTING EQUIPMENT	\$ 104.00	\$ 71.00	\$ 33.00
510	UNATTENDED VEHICLE	\$ 174.00	\$ 104.00	\$ 70.00
3277	UNAUTHORIZED RED, WHITE OR BLUE FLASHING LIGHT	\$ 126.00	\$ 71.00	\$ 55.00
4162	UNLAWFUL TRANSPORT OR USE CF DIESEL FUEL	\$ 271.00	\$ 71.00	\$ 200.00
3225	UNNECESSARY USE OF HORN	\$ 159.00	\$ 104.00	\$ 55.00
3002	UNSAFE SPEED/ TOO FAST FOR CONDITIONS	\$ 224.00	\$ 104.10	\$ 119.90
1105	USE WIRELESS COMMUNICATION DEVICE IN SCHOOL ZONE	\$ 329.00	\$ 129.10	\$ 199.90
3627	VEHICLE W/O REQUIRED EQUIP OR IN UNSAFE CONDITION	\$ 126.00	\$ 71.00	\$ 55.00
3106	VIOLATE DL RESTRICTION	\$ 159.10	\$ 71.10	\$ 88.00
3202	VIOLATE OPERATING HOURS -MINORS	\$ 159.00	\$ 71.00	\$ 88.00
3333	VIOLATE PROMISE TO APPEAR	\$ 196.00	\$ 71.00	\$ 125.00
3333 W	VIOLATE PROMISE TO APPEAR W/ WARRANT AND OMNII FEE	\$ 276.00	\$ 151.00	\$ 125.00

MUNICIPAL COURT FINES/FEES

3333 VIOLATE PROMISE TO APPEAR W/ WARRANTAN	NO OMNII FEE	\$ 246.00	\$ 121.00	\$ 125.00
CODE	VIOLATION	TOTAL	CC	FINE
535	WALKING IN ROADWAY	\$ 174.00	\$ 104.00	\$ 70.00
3186	WHITW LIGHTS SHOWING TO REAR	\$ 126.00	\$ 71.00	\$ 55.00
3231	WINDOW TINTING	\$ 159.10	\$ 104.10	\$ 55.00
3149	WRONG MVR-ASSIGNED TO OTHER VEHICLE	\$ 147.00	\$ 71.00	\$ 76.00
3091	WRONG SIDE OF ROAD- NOT PASSING	\$ 224.00	\$ 104.10	\$ 119.90
3163	HEADLAMP(S) GLARING, NOT ADJUSTED	\$ 159.00	\$ 104.00	\$ 55.00

(NSF) INSUFFICIENT CHECK CHARGE FEES

(Sec. 2-239, Code of Ordinances)

When a check has been returned to the City account insufficient funds (NSF), the City/Utility Clerk will notify the issuer of the check that cash payment plus a \$30.00 insufficient check charge is due and payable immediately.

If customer does not redeem the NSF check and pay the insufficient check charge, the City/Utility Clerk may arrange for services to be canceled immediately.

OUTDOOR SOUND AMPLIFICATION EQUIPMENT (CHAPTER 18)

(Sec. 18-194, Code of Ordinances)

Permit Fee for Amplification of Music or Human Speech

\$10.00

PARK RESERVATION FEES

(Railroad Depot Gazebo, Railroad Depot Plaza, Juergens Park,
Jerry Matheson Park, Theis Attaway Nature Park)

Railroad Depot Plaza & Gazebo @ 201 S. Elm

- No restrooms provided; must have city permission at time of request to provide portable toilet at renter's expense.
- Renters must provide their own tables, chairs, etc.

☐*RESIDENT ☐1/2 DAY \$50.00 (8am-2pm) or (4pm-10pm) ☐ALL DAY \$100.00(8am-10pm) DEPOSIT \$100.00

☐NON-RESIDENT ☐1/2 DAY \$100.00 (8am-2pm) or (4pm-10pm) ☐ALL DAY \$125.00(8am-10pm) DEPOSIT \$100.00

Juergens Park@ 1331 Ulrich

- Keys to the interior of the park are available, but are to be used for temporary access to set up or clean up. No vehicles should remain on the park site interior.
-

☐*RESIDENT ☐1/2 DAY \$50.00 (8am-2pm) or (4pm-10pm) ☐ALL DAY \$100.00(8am-10pm) DEPOSIT \$100.00

☐NON-RESIDENT ☐1/2 DAY \$100.00 (8am-2pm) or (4pm-10pm) ☐ALL DAY \$125.00(8am-10pm) DEPOSIT \$100.00

Jerry Matheson Park @ 1240 Ulrich

☐*RESIDENT ☐1/2 DAY \$50.00 (8am-2pm) or (4pm-10pm) ☐ALL DAY \$100.00(8am-10pm) DEPOSIT \$100.00

☐NON-RESIDENT ☐1/2 DAY \$100.00 (8am-2pm) or (4pm-10pm) ☐ALL DAY \$125.00(8am-10pm) DEPOSIT \$100.00

Theis Attaway Nature Park @ 13509 Theis Lane

- Catch and release grass carps.
-

☐*RESIDENT ☐1/2 DAY \$50.00 (8am-2pm) or (4pm-10pm) ☐ALL DAY \$100.00(8am-10pm) DEPOSIT \$100.00

☐NON-RESIDENT ☐1/2 DAY \$100.00 (8am-2pm) or (4pm-10pm) ☐ALL DAY \$125.00 (8am-10pm) DEPOSIT \$100.00

Rev 11-26-12

POLICE DEPARTMENT FEES

<u>DESCRIPTION</u>	<u>FEE</u>
Offense Report (Public Page)	\$2.00 Each
Local Arrest Record Checks/Letters	\$2.00 Each
Accident Report	\$6.00 Each
Fingerprint Cards - All Other Purposes	\$5.00 per Card

IMPOUNDED VEHICLES

(Chapter 44, Code of Ordinances)

Impounding fee - not in excess \$10.00

RED LIGHT CAMERAS-APPEAL FEE

(Chapter 44, Code of Ordinances)

Late Payment of Civil Penalty or Contest Penalty - \$25.00

Filing Fee for Appeal of Civil Penalty - \$50.00

PUBLIC INFORMATION CHARGES FOR PROVIDING COPIES

TEXAS ADMINISTRATIVE CODE, TITLE 1, CHAPTER 70

Chapter 70. Cost of Copies of Public Information

- (1) Standard paper copy (per page) - reproduced by means of an office machine copier or a computer printer. Each side that has recorded information is considered a page. \$0.10
- (2) Nonstandard copy (each). The charges in this subsection are to cover the materials onto which information is copied and do not reflect any additional charges, including labor, that may be associated with a particular request. The charges for nonstandard copies are:
- | | |
|--|----------------------|
| (A) Diskette | \$1.00 |
| (B) Magnetic tape | Actual Cost |
| (C) Data cartridge | Actual Cost |
| (D) Tape cartridge | Actual Cost |
| (E) Rewritable CD (CD-RW) | \$1.00 |
| (F) Non-rewritable CD (CD-R) | \$1.00 |
| (G) Digital video disc (DVD) | \$3.00 |
| (H) JAZ/Flash/Thumb drive or similar | Actual Cost |
| (I) Other electronic media | Actual Cost |
| (J) VHS video cassette | \$2.50 |
| (K) Audio cassette | \$1.00 |
| (L) Oversize paper copy (<i>e.g.</i> : 11 inches by 17 inches, greenbar, bluebar, not including maps and photographs using specialty paper) | \$0.50 |
| (M) Specialty paper (<i>e.g.</i> : Mylar, blueprint/blueline, map, photographic) | Actual Cost |
| (N) Microfiche/microfilm – existing copies | Cost of Reproduction |
- (3) Labor charge for programming. If a particular request requires the services of a programmer in order to execute an existing program or to create a new program so that requested information may be accessed and copied, the governmental body may charge for the programmer's time. \$28.00/Hour
- (3) Labor charge for locating, compiling, manipulating data, and reproducing public information. \$15.00/Hour
- (4) Overhead charge shall be computed at 20% of the charge made to cover any labor costs associated with a particular request. 20% of labor charge
- (5) Remote document retrieval charge (3) Labor charge by city personnel
- (6) Computer resource charge, dependent on Type of System:
- | |
|---|
| Type of System—Rate: mainframe—\$10 per CPU minute; |
| Midsize—\$1.50 per CPU minute; Client/Server—\$2.20 per clock hour; |
| PC or LAN—\$1.00 per clock hour |
- (7) Miscellaneous supplies Actual Cost
- (8) Postal/shipping charges Actual Cost

SEXUALLY ORIENTED BUSINESS FEES

(Sec. 6-26, Code of Ordinances)

Annual Fee for Sexually Oriented Business License - \$750.00

Annual Fee for Employee of Sexually Oriented Business - \$50.00

TAXICAB FEES (Chapter 48)

Annual Fee for Each Taxicab	—	\$ 50.00
Annual Fee for Each Taxicab Driver Permit (Chauffeur's License)	—	\$ 0.00

TENNIS COURT FEES
MATHESON PARK AT 1240 ULRICH

**The general public may reserve Jerry Matheson Park tennis courts.
Reserving tennis courts will guarantee availability and priority use of tennis courts.
Individuals may not utilize city facilities for profit making endeavors.**

RENTAL FEES:

Tomball Resident – Per Court:	\$ 5.00/2 Hours
Non-Resident – Per Court:	\$ 10.00/2 Hours
Tomball Resident League Fees:	\$150.00/league-per season (4 mos.)
Non-Resident League Fees:	\$170.00/league- per season (4 mos.)

Spring Season: February through May
Fall Season: September through December

Reservations may be made by contacting Public Works. The tennis courts must be cleaned up by reserving party immediately after function is over. There will be a charge if the City has to clean the tennis courts.

Rev. 11-28-12

EMERGENCY WRECKER TOW TRUCK ROTATION DRIVER FEES

ANNUAL FEE:

City of Tomball Driver's License Fee:	\$15.00/year
Renewal Fee:	\$10.00/year
Replacement Drivers License Fee:	\$ 5.00/each

(Code of Ordinances, Chapter 48)

EMERGENCY WRECKER TOW TRUCK ROTATION COMPANY FEES

INITIAL APPLICATION FEE -- \$100.00

ADDITIONAL APPLICATION FEE - \$75.00

ANNUAL FEE – All **Emergency** Wrecker company vehicles are charged a yearly fee of \$100.00 per vehicle to operate within the City of Tomball. All City **Emergency** Wrecker Company licenses expire on September 30th of each year.

SUPPLEMENTAL FEE – All Supplemental **Emergency Wrecker** Company vehicles that are added during the year are charged \$75.00 until the annual renewal date of September 30th.

DUPLICATE LICENSE FOR **EW VEHICLE** - \$25.00

FEES FOR TOWING:

~~Towing a vehicle from one location within The City of Tomball
to another location within the City Cannot Exceed \$80.00.~~

~~Towing a vehicle which requires a heavy-duty wrecker from
one location within the City of Tomball to another, or from a
location within the City of Tomball to a location within the
extra-territorial jurisdiction of the City Cannot Exceed \$150.00
per hour, with a
two-hour minimum*~~

~~* Hourly rate shall be inclusive of all services performed by the heavy-duty Wrecker. Charge is
calculated from the time the heavy-duty wrecker leaves a licensee's place of business to the time the
wrecked/disabled vehicle is delivered to a location designated by the Owner. Fees for fractions of an
hour above the two-hour minimum charge are based upon quarter-hour increments.~~

(Fees listed below are for non-consent tows for towing a vehicle from one location within the city to
another within the city or the city's ETJ.)

Light-Duty Tow Trucks	
Incident Management	\$120.00
Drop Fee	\$ 55.00

Additional Service Fees to be Charged \$ 75.00

In the event that a tow service provider must perform services that are clearly
beyond the norm in order to affect a tow, the tow service provider may request
that an on scene supervisor authorize an additional fee not to exceed \$75.00 to
compensate for the additional time and services rendered. To be valid, supervisory
authorization must be notated on the Tow Slip of record.

EMERGENCY WRECKER TOW TRUCK ROTATION COMPANY FEES

VEHICLE STORAGE FEES:

~~The storage fee for a vehicle at a depository shall not exceed \$15.00 per day.~~

Daily storage fee. A VSF operator may not charge less than \$5.00 or more than \$20.00 for each day or part of a day for storage of a vehicle that is 25 feet or less in length. A VSF operator shall charge a fee of \$35.00 for each day or part of a day for storage of a vehicle that exceeds 25 feet in length.

- (1) A daily storage fee may be charged for any part of the day, except that a daily storage fee may not be charged for more than one day if the vehicle remains at the VSF less than 12 hours. In this paragraph a day is considered to begin and end at midnight.
- (2) A VSF that has accepted into storage a vehicle registered in this state shall not charge for more than five days of storage fees until a notice, as prescribed in §85.703 of these rules, is mailed or published.
- (3) A VSF operator that has accepted into storage a vehicle not registered in Texas shall not charge for more than five days before the date the request for owner information is sent to the appropriate governmental entity. Such requests shall be correctly addressed, with sufficient postage, and sent by certified mail, or electronic certified mail, return receipt requested, to the governmental entity with which the vehicle is registered requesting information relating to the identity of the last known registered owner and any lien holder of record.
- (4) A VSF operator shall charge a daily storage fee after notice, as prescribed in §85.703, is mailed or published for each day or portion of a day the vehicle is in storage until the vehicle is removed and all accrued charges are paid.

NOTIFICATION FEE ~~for accepting possession of vehicle for~~

~~purpose other than repair after 7th day of storage (itemized list~~

~~furnished to customer upon request) — non consent vehicles only ————— Not to Exceed \$25.00~~

- (1) A VSF may not charge a vehicle owner more than \$50 for notification ~~under these rules.~~
[added] **Notification must be sent certified mail, must be sent by the fifth day the vehicle is on the lot, and cannot be sent until the vehicle is on the lot for at least 24 hours.** If a notification must be published, and the actual cost of publication exceeds 50% of the notification fee, the VSF operator may recover the additional amount of the cost of publication. The publication fee is in addition to the notification fee.
- (2) If a vehicle is removed by the vehicle owner within 24 hours after the date the VSF receives the vehicle, notification is not required by these rules.
- (3) If a vehicle is removed by the vehicle owner before notification is sent or within 24 hours from the time the VSF receives the vehicle, the VSF operator may not charge a notification fee to the vehicle owner.

~~For the following services, with one hour minimum ————— Not to Exceed \$50.00/Hr~~

- a. ~~Use of dollies~~
- b. ~~Winching~~
- c. ~~Overturned vehicle~~
- d. ~~Vehicle in ditch~~
- e. ~~Additional wrecker~~
- f. ~~Changing tires~~
- g. ~~Dropping drive shafts~~
- h. ~~Removal of portions or multiple pieces of vehicles.~~

EMERGENCY WRECKER TOW TRUCK ROTATION COMPANY FEES

**FOR NON-CONSENT/INCIDENT MANAGEMENT WRECKERS
ON THE CITY OF TOMBALL WRECKER ROTATION LIST:**

Liability Coverage	-	\$500,000
On-Hook Cargo	-	\$ 50,000

UTILITY FEES

UTILITY DEPOSIT COMPUTATION

- Residential Accounts - Average 12 months of previous billing and multiply by 2 (Round result).
If result is under \$100, minimum deposit will be \$100.00.
- Commercial Accounts - Average 12 months of previous billing and multiply by 2 (Round result).
If result is under \$125, minimum deposit will be \$125.00.

WATER RATES

The monthly rates and charges for potable water provided by the City shall be as follows:

- a. **Small Residential.** A base rate of \$10.90, plus a consumption charge of \$2.85 for each 1,000 gallons used. "Small Residential" shall mean residential customers using 10,000 gallons or less during the billing month.
- b. **Medium Residential.** A base rate of \$12.54, plus a consumption charge of \$3.56 for each 1,000 gallons used. "Medium Residential" shall mean residential customers using 10,001 gallons or more up to 15,000 gallons during the billing month.
- c. **Large Residential.** A base rate of \$14.42, plus a consumption charge of \$4.45 for each 1,000 gallons used. "Large Residential" shall mean residential customers using 15,001 gallons or more during the billing month.
- d. **Small Commercial.** A base rate of \$18.45, plus a consumption charge of \$3.45 for each 1,000 gallons used. "Small Commercial" shall mean commercial customers using up to 5,000 gallons during the billing month.
- e. **Medium Commercial.** A base rate of \$29.70, plus a consumption charge of \$4.32 for each 1,000 gallons used. "Medium Commercial" shall mean commercial customers using 5,001 gallons or more up to 51,000 gallons during a billing month.
- f. **Large Commercial.** A base rate of \$51.99, plus a consumption charge of \$5.40 for each 1,000 gallons used. "Large Commercial" shall mean commercial customers using 51,001 gallons or more during a billing month.

Bulk Sales. A base rate of \$87.05, plus a consumption charge of \$4.83 for each 1,000 gallons used. Additionally, if a meter is desired, the deposit will be \$1,000.00.

The City collects additional surcharges, based on rates established by the **North Harris County Regional Water Authority**, for each 1,000 gallons used on behalf of NHCRWA, which will be adjusted as the surcharge increases.

SANITARY SEWER RATES (WITH POTABLE WATER SERVICE)

The monthly rates and charges for sanitary sewer services provided by the City for customers who receive potable water services from the City shall be as follows:

- a. **Residential - Winter Rates (November-February):** A base rate of \$8.51, plus a charge of \$2.98 for each 1,000 gallons of potable water used.
- b. **Residential - Summer Rates (March-October):** Rates for summer months are calculated at the same rate as winter rates and may be based upon the previous winter months' average monthly water consumption. The rate charged shall be the lesser of actual water consumption or the previous winter month's average consumption.
- c. **Small Commercial.** A base rate of \$13.69, plus a consumption charge of \$3.78 for each 1,000 gallons of potable water used. "Small Commercial" shall mean commercial customers using up to 5,000 gallons of potable water during the billing month.
- d. **Medium Commercial.** A base rate of \$20.76, plus a consumption charge of \$4.72 for each 1,000 gallons of potable water used. "Medium Commercial" shall mean commercial customers using 5,001 gallons or more up to 51,000 gallons in the billing month.
- e. **Large Commercial.** A base rate \$43.06, plus a charge of \$5.90 for each 1,000 gallons of potable water used. "Large Commercial" shall mean commercial customers using 51,001 gallons or more of potable water during a billing month.

SANITARY SEWER RATES (WITHOUT POTABLE WATER SERVICE)

The monthly rates and charges for sanitary sewer services provided by the City for customers who do not receive potable water services from the City shall be as follows:

- a. **Residential.** A base rate of \$35.01, plus a charge of \$2.29 for each drain in excess of ten (10) drains within such residence.
- b. **Commercial.** A base rate of \$58.26, plus a charge of \$2.32 for each drain in excess of fifteen (15) drains within such commercial unit.

GARBAGE AND TRASH COLLECTION/DISPOSAL SERVICE RATES

The monthly rates and charges for garbage and trash collection and disposal services provided by the City, excluding applicable sales tax, shall be as follows:

- a. **Residential.** \$15.70
- c. **Commercial**
 - (1) **Hand Loaded.** For once a week pickup, \$24.87 for the first container, \$17.70 for each additional container. For twice a week pickup, \$25.52 for the first container, \$29.62 for each additional container. Each collection of excess garbage and refuse (i.e. - garbage and refuse in volume which exceeds the capacity of the approved container(s) for which the customer's regular billing is determined) shall be assessed a \$5.00 excess collection fee and can only be collected on Monday and Thursday collection days.

(2) Roll-Off Container:

	Size Container, Cubic Yards		
	20	30	40
Delivery Fee	\$ 115.46	\$ 115.46	\$ 115.46
Monthly Rental	141.36	141.36	141.36
Daily Rental	4.71	4.71	4.71
Haul and Disposal Rate	266.00	307.77	348.87

(3) Compactor/Equipment:

Monthly Rental	(As quoted)
Haul Rate	\$250.00
Disposal Fee/Ton	25.00

(4) Monthly Rate for Dumpsters:

Size	Extra Pickup Rate	Services Per Week					
		1	2	3	4	5	6
3 Yd – 1 st Container	\$30.00	\$79.04	\$126.20	\$189.96	\$238.07	\$290.50	\$356.48
Each add'l container		71.00	105.00	159.00	198.00	247.00	235.47
4 Yd – 1 st Container	\$35.00	85.84	136.61	204.26	256.30	318.73	383.80
Each add'l container		76.77	122.28	173.00	216.00	270.00	323.00
6 Yd – 1 st Container	\$40.00	110.58	174.35	262.69	329.16	411.12	491.80
Each add'l container		98.86	148.00	236.77	278.00	336.00	416.00
8 Yd – 1 st Container	\$50.00	134.00	214.67	320.04	402.00	491.80	589.88
Each add'l container		121.00	193.84	288.83	339.00	442.10	510.00

(5) <u>Locking Dumpsters</u> -	Gravity Lock System	\$55.00
	Front Panel Padlock System	\$40.00

(6) Exchange Charge - \$45.00

*New Rates effective 10/20/14; Council approved Contract with WCA

NATURAL GAS RATES

The monthly rates and charges for natural gas provided by the City shall be as follows:

- a. All Customers. A base rate of \$11.75, plus \$11.75 for each thousand cubic feet (MCF) after the first thousand cubic feet (MCF).

CONNECTION AND DISCONNECTION FEES

The charges for connections and disconnections of utility services provided by the City, including those provided at customer request or convenience, or as a result of delinquent accounts, shall be as follows:

- a. During Normal Scheduled Service Periods (7:00 a.m.-4:45 p.m. weekdays), a Service Call-Out Fee of \$50.00, as a result of a delinquent account, or at a customer's request, excluding new service.
- b. During Unscheduled Service Periods (after hours and weekends), a Service Call-Out Fee of \$100.00, at a customer's request, including new service.

DAMAGES TO UTILITY FUNCTIONS/TAMPERING FEES

The charge for damage to utility facilities from (i) customer's tampering with valves, or (ii) customer's damaging meter in any manner, shall be \$200.00.

DELINQUENT ACCOUNT FEES

Delinquent Accounts.

- a. All utility bills, both residential and commercial, shall be due and payable on the close of the last business day of the month. If the month ends on a Saturday, Sunday, or holiday, the bill is due on the prior business day (the last workday of the City at closing time on that day).
- b. Residential customers who are age 65 and over or considered disabled by Social Security may be exempt from penalty fees for late payment upon application accompanied by verifying documentation to the Utilities Supervisor. This exemption may not exceed the final date of benefits designated by the Social Security Administration
- c. Within two (2) work days following the "Due Date" a "Cut-off Notice" shall be mailed to customer giving notice that following the expiration of seven (7) days following such notice service will be discontinued unless the customer requests a hearing before the Utilities Supervisor regarding such proposed disconnection prior to the expiration of such seven (7) day period.
- c. Upon the showing of good cause and arrangement for prompt payment by a customer, the Utilities Supervisor shall be authorized to withdraw a disconnection order. Any such action by the Utilities Supervisor shall be evidence in writing, outlining the basis for the decision and, if applicable, the required payment schedule for the customer. The Utilities Supervisor shall cause a copy of such order to be delivered to the appropriate billing personnel of the City.

(REMOVE PAGE – ALREADY IN BUILDING PERMIT FEES)

~~DOMESTIC AND COMMERCIAL WATER TAP FEES~~

Residential and Commercial Water Meter Connection Fees. The following connection fee shall be due and paid to the City before any water meter is provided, installed, inspected, and activated for use by the City. The fee for providing water service shall be based upon the meter required, and shall be as follows:

Meter Size, Ins.	TOTAL COST**
0.75	\$ 505.00
1.0	\$ 565.00
1.5	\$ 925.00
2.0	\$ 1,735.00
3.0	\$ 3,100.00
4.0	\$ 3,660.00
6.0	\$ 8,985.00 (Includes \$3,500 for vault)*

* Any other vaults requested will be at customer's expense.

~~ FOR CONNECTIONS ON STATE RIGHTS OF WAY~~**

- ~~• For meter sizes 0.625" through 2", add \$190.00 to connection fee schedule.~~
- ~~• For meter sizes 3" through 6", add \$315.00 to connection fee schedule.~~
- ~~• If a bore is required, a \$35.00 per foot of right of way width boring fee will be required up to a 2" service lead. Service leads larger than 2" will be \$70.00 per foot of right of way width.~~

~~DOMESTIC AND COMMERCIAL SEWER TAP FEES~~

Residential and Commercial Sanitary Sewerage Connection Fees. The following connection fee shall be due and paid to the City before any sewer connection is provided, installed, inspected, and activated into the City's wastewater collection system. The connection fee for a such services shall be based upon the size of the sewer connection required, and shall be as follows:

Connection Size	TOTAL COST**
4"	\$555.00
6"	\$610.00
8" and above	\$625.00+

* If manhole is required, add \$2,000.00.

~~ FOR CONNECTIONS ON STATE RIGHTS OF WAY~~**

- ~~• For connections on state right of way, add \$250.00 to connection fee schedule.~~
- ~~• If a bore is required, a \$70.00 per foot of right of way width boring fee will be required up to a 6" service lead.~~
- ~~• For 8" service lead, a \$75.00 per foot of right of way width boring fee will be charged.~~

(REMOVE PAGE – ALREADY IN BUILDING PERMIT FEES)

~~DOMESTIC AND COMMERCIAL GAS TAP FEES~~

~~Residential and Commercial Gas Meter Connection Fees.~~ The following connection fee shall be due and paid to the City before any gas meter is provided, installed, inspected, and activated for use by the City. The fee for providing gas service shall be based upon the meter and regulator required (meter and regulator, four ounce [4 oz.*] only), and shall be as follows:

~~BTUs~~	~~TOTAL COST **~~	~~METER SIZE~~
~~0 to 345,000~~	~~\$ 665.00~~	~~250-275~~
~~345,001 to 450,000~~	~~\$ 800.00~~	~~415-450~~
~~450,001 to 1,760,000*~~	~~\$1,460.00~~	~~750-880~~
~~2,420,001 to 5,500,000*~~	~~\$3,740.00~~	~~3,000~~
~~5,500,001 to 11,000,000*~~	~~\$4,945.00~~	~~5,000~~

~~* If pounds (lbs.) are needed, must add an emcorector to total cost
(total cost + \$1,175.00 = total price for pounds).~~

~~ FOR CONNECTIONS ON STATE RIGHTS OF WAY~~**

- ~~* For connections on state right of way, add \$250.00 to connection fee schedule for BTUs 0-450,000 BTUs. Requirements above 450,001 BTUs, add \$350.00 to connection fee schedule.~~
- ~~* For a service lead under a state right of way, add \$35.00/foot of right of way width.~~

VENDOR/PEDDLER PERMIT FEES

FEE SCHEDULE:

Per Day	- \$ 10.00
Per Week	- \$ 25.00
Per Month	- \$ 50.00
Per 3 Months	- \$100.00
Per 6 Months	- \$150.00
Special Event	- \$ 25.00 Per Day
Interstate Permit	- No Fee, Registration Only

Bond Requirement - \$1,000.00

Special Event Permit - \$ 25.00/Day as Rental for the Use of Public Property

VITAL STATISTICS RECORDS (BIRTH AND DEATH) FEES

BIRTH CERTIFICATES

Charge is **\$23.00** for each original and each copy (3 copies would be \$69.00).

DEATH CERTIFICATES

Charge is **\$21.00** for the first original and **\$4.00** for each original thereafter (3 copies would be \$29.00).

FEE FOR CERTIFIED MAIL SERVICE

Certified Mail Service is required for delivery of birth and death certificates requested by mail. The actual cost of the certified mail service will be passed through to the requestor as part of providing the service.

WELL AND SEISMIC ACTIVITIES PERMITS (CHAPTER 18)

Original Application Fee (Section 18-54)	\$10,000.00
Expediting Application Fee (Section 18-55)	\$15,000.00
~~Renewal Application Fee (Section 18-57)~~	~~\$ 500.00~~
Renewal Application – Well, Training Well/Training Well Site, or Seismic Activities (Section 18-57)	\$ 500.00 (1 year extension)
Bond Requirement (Section 18-58)	\$1,000,000.00

PIPELINE PERMITS (CHAPTER 18)

Bond	\$500,000.00
Filing Fee (Section 18-104)	\$ 1,000.00

NONCONFORMING WELLS (Sec. 18-28, Code of Ordinances)

Filing Fee for each Well Registration	-	\$100.00
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WIRED TELECOMMUNICATIONS SERVICES - PROVIDER LICENSE FEES
(CHAPTER 38)
(Sec. 38-203, Code of Ordinances)

Monthly Charge per Access Line (Subscriber/Customer) - \$2.10

ZONING AND PLATTING CASE TYPE FEES (RESOLUTION 2008-05)

ZONING FEES

Rezoning	~~\$400.00 + \$10.00/acre~~
Conditional Use Permit	~~\$600.00~~
Planned Development (w/Concept or Site Plan)	~~\$1,000.00~~
Site Plan Review	~~\$250.00 <=2,000 SF of building area \$300.00 + \$10.00/acre >2,000 SF of building area~~
Single Family Site Plan/Building Elevation Review	~~\$50.00~~
Parking / Landscape Plan Review	~~\$100.00~~
Variance/Special Exception (Board of Adjustments)	~~\$100.00 Residential (Except Multi-Family) \$250.00 Non-Residential & Multi-Family~~
Zoning Ordinance/Text Amendment	~~\$500.00~~
Appeals	~~\$100.00~~
Zoning Verification Request	~~\$25.00~~
Copy of Zoning Ordinance (Spiral Bound Paper Copy)	~~\$15.85~~
Color Maps 11 x 17	~~\$ 1.50~~
Comprehensive Plan Map Amendment	~~\$500.00~~
Comprehensive Plan Text Amendment	~~\$500.00~~
Rezoning and Comprehensive Map Amendment	~~\$650.00 + \$10.00/acre~~
Rezoning and Comprehensive Text Amendment	~~\$650.00 + \$10.00/acre~~

PLATTING FEES

Preliminary Plat:

~~\$200.00 — Base Fee~~

~~\$ 1.00 — Per Lot~~

~~\$ 5.00 — Per Acre (Includes reserves within a subdivision that do not include single-family lots)~~

Final, Replat, & Minor Plats:

~~\$200.00 — Base Fee~~

~~\$ 0.50 — Per Lot~~

~~\$ 2.00 — Per Acre (Includes reserves within a subdivision that do not include single-family lots)~~

Recording & Filing Fees:

~~\$150.00 — For the first sheet~~

~~\$ 50.00 — For each additional sheet.~~

Joinder Lot

~~\$100.00 — For Each Joinder Lot. (Resolution 2011-20)~~

Floodplain Review Fee ————— ~~\$25.00~~

Construction Permit Fee ————— ~~2% of the Cost of Construction~~

Right-of-Way Abandonment ————— ~~\$300.00 (Administrative Policy 65 March 11, 2011)~~

~~Rev. 11-7-2012~~

Regular City Council

Agenda Item

Meeting Date: September 21, 2015

Data Sheet

Topic:

Approve Resolution No. 2015-18, a Resolution of the City Council of the City of Tomball, Texas, Nominating a Candidate for a Position on the Board of Directors of the Harris County Appraisal District

Background:

Harris County Appraisal District (HCAD) has requested nominations for the new two-year term, beginning on January 1, 2016, for the HCAD representative for suburban cities. Each city may nominate a single candidate by Resolution.

The current representative for the 32 smaller cities and towns in Harris County, other than the City of Houston, on the six-member HCAD Board of Directors is Ed Heathcott, who has served on the board since January 1, 2008; Mr. Heathcott has requested Tomball's support and nomination for a fifth two-year term.

The City Council may also nominate any individual, including a member of Council, who has resided in Harris County at least two years, who is not employed by a taxing unit, and who is not related to another person who is in the business of appraising property or represents property owners for a fee in proceedings in the appraisal district by consanguinity or affinity.

Nominations must be presented to the chief appraiser of HCAD no later than October 15, 2015 by a certified copy of the resolution, to provide adequate time to prepare the ballot.

Origination:

Jim Robinson, Chief Appraiser-HCAD

Recommendation:

City staff makes no recommendation.

Funding:

Party(ies) responsible for placing this item on agenda:

City Secretary

ACTION TAKEN		
APPROVAL	READINGS PASSED	OTHER
☐ YES ☐ NO	☐ 1 ST ☐ 2 ND	

ATTACHMENTS:

Resolution No. 2015-18

Letter from Jim Robinson, HCAD

Letter from Ed Heathcott

RESOLUTION NO. 2015-18

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
TOMBALL, TEXAS, NOMINATING A CANDIDATE FOR A
POSITION ON THE BOARD OF DIRECTORS OF THE HARRIS
COUNTY APPRAISAL DISTRICT**

* * * * *

WHEREAS, those cities and towns other than the City of Houston within the Harris County Appraisal District have the right and responsibility to elect one person to the board of directors of the Harris County Appraisal District for a term of office commencing on January 1, 2016, and extending through December 31, 2017.

WHEREAS, this governing body desires to exercise its right to nominate a candidate for such position on said board of directors; **now, therefore**

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

Section 1. That the facts and recitations set forth in the preamble of this Resolution be, and they are hereby, adopted, ratified, and confirmed.

Section 2. That _____
_____, be, and he or she is, hereby nominated as a candidate for that position on the board of directors of the Harris County Appraisal District to be filled by those cities and towns other than the City of Houston within the Harris County Appraisal District for a two-year term of office commencing on January 1, 2016.

Section 3. That the Mayor, as presiding officer of the governing body of this taxing unit, be, and she is hereby, authorized and directed to deliver or cause to be delivered a certified copy of this Resolution to the Chief Appraiser of the Harris County Appraisal District no later than October 15, 2015.

PASSED AND APPROVED AS SET OUT BELOW AT THE MEETING OF THE CITY COUNCIL HELD ON THE 21st DAY OF September, 2015.

GRETCHEN FAGAN
Mayor

ATTEST:

Doris Speer
City Secretary

**CERTIFICATION OF NOMINATION OF A CANDIDATE
FOR A POSITION ON THE BOARD OF DIRECTORS OF
THE HARRIS COUNTY APPRAISAL DISTRICT**

I, Gretchen Fagan, Mayor of the City of Tomball, Texas, certify that on the 21st day of September 2015, the City Council of the City of Tomball, Texas, did by Resolution No. 2015-18, nominate _____, _____, for a position on the Board of Directors of the Harris County Appraisal District.

I further certify that a true and correct copy of the Resolution No. 2015-18 making such nomination is attached hereto.

WITNESS MY HAND this _____ day of _____ 2015.

GRETCHEN FAGAN
Mayor

ATTEST:

Doris Speer
City Secretary

I, Doris Speer, City Secretary for the City of Tomball, Texas, do hereby certify that I am the custodian of the records of the City, and that the attached Resolution No. 2015-18, a Resolution of the City Council of the City of Tomball, Texas, nominating a candidate for a position on the Board of Directors of the Harris County Appraisal District, is a true and correct copy from the official records of the City of Tomball, Texas.

Doris Speer
City Secretary

Date



Harris County Appraisal District
Interoffice Memorandum

OFFICE OF CHIEF APPRAISER

TO: PRESIDING OFFICERS OF TAXING UNITS
SERVED BY THE HARRIS COUNTY APPRAISAL DISTRICT

FROM: SANDS STIEFER, CHIEF APPRAISER

SUBJECT: SELECTION OF APPRAISAL DISTRICT BOARD MEMBERS

DATE: AUGUST 17, 2015

Your taxing unit participates in selecting members of the Harris County Appraisal District's board of directors. The board is composed of six members who serve two-year terms, all of which expire December 31, 2015. This memorandum describes the process of selecting directors for the two-year term that begins January 1, 2016.

Functions of the Board

The appraisal district appraises all property in the county for ad valorem tax purposes. The board of directors is the governing body for the district. This board employs the chief appraiser, sets general policies for the district, and adopts the budget for the district. By law, board members cannot communicate with the chief appraiser regarding appraisals. There is no compensation for service on the appraisal district board of directors; however, directors are reimbursed for travel expenses if incurred. The board of directors typically meets once a month.

Participating Units

The current method of selecting directors was established by resolutions of the county, cities, and school districts participating in the appraisal district in 1981. The method of selection was modified in 1991 after the law was changed to provide a voting entitlement to conservation and reclamation districts and has also been modified to provide a voting entitlement for junior college districts. Sec. 6.031, Tax Code, authorizes an appraisal district to vary both the size and the method of selecting its board members.

The six members of the Harris County Appraisal District's board of directors are selected as follows:

- One member appointed by the Harris County Commissioners Court.
- One member appointed by the Houston City Council.
- One member appointed by the board of trustees of the Houston Independent School District.
- One member appointed by votes of the city councils of the cities other than Houston. Each city council casts a single vote. The candidate who receives the most votes is elected.
- One member appointed by vote of the boards of trustees of the school districts other than Houston Independent School District and by the boards of directors of the junior colleges with territory in Harris County. Each school district board casts a single vote. The junior college districts collectively cast a single vote. The candidate who receives the most votes is elected.
- One member appointed by vote of the governing bodies of the conservation and reclamation districts that participate in the appraisal district. Each body casts a single vote. The candidate who receives the most votes is elected.

In the event the county appoints someone other than the county assessor-collector to the board, the county assessor-collector will serve ex officio in a non-voting capacity as a seventh member.

Board members whose terms expire December 31, 2015, are:

- Ed Heathcott, Chairman, representing cities & towns, except City of Houston
- Ray Holtzapple, Secretary, representing City of Houston
- Mike Sullivan, Assistant Secretary, representing Harris County
- Glenn E. Peters, Member, representing conservation and reclamation districts
- Toni Trumbull, Member, representing junior college districts and school districts other than Houston ISD
- Michael Lunceford, Member, representing Houston ISD

Eligibility Requirements

An individual must satisfy certain residency, employment, and conflict-of-interest requirements to be eligible to serve on the board of directors.

Residency: The candidate must be a resident of Harris County, and must have resided in the county for at least two years immediately preceding the date he or she takes office. The appraisal district's boundaries are the same as those for Harris County.

Employment: An employee of a taxing unit served by the appraisal district may not serve, with one exception. An employee may serve if the employee is also a member of the governing body or an elected official of a taxing unit that participates in the district. For example, a member of the governing body of a school district who is also a city employee would be *eligible* to serve on the appraisal district's board of directors. Elected officials or members of governing bodies who are not employed by taxing units are also *eligible* to serve on the board.

An individual is *ineligible* to serve on an appraisal district board of directors if the individual has engaged in the business of appraising property for compensation for use in proceedings under this title or of representing property owners for compensation in proceedings under this title in the appraisal district at any time during the preceding five years.

Conflict-of-interest: A candidate may not serve if the candidate is related to a person who is in the business of appraising property or represents property owners for a fee in proceedings in the appraisal district. Relatives barred are those within the second degree by consanguinity (blood) or affinity (marriage). These persons include: spouse; children; brothers and sisters; parents; grandparents; and grandchildren. The spouse's relatives in the same degree are included.

A candidate who contracts with the appraisal district for any purpose, or who contracts with a taxing unit served by the district for a property tax related purpose, may not serve. The same rule applies to candidates who have a substantial interest in businesses contracting with the appraisal district (for any purpose) or with the taxing unit (for property tax purposes). A candidate has a substantial interest if the candidate or the candidate's spouse has combined ownership of at least ten percent (10%) of the voting stock or shares of the business. A candidate also has a substantial interest if the candidate or the candidate's spouse is a partner, limited partner, or an officer of the business. These prohibitions on contracting continue for the duration of the affected director's term of office.

The appraisal district may not employ any person who is related to an appraisal district director within the second degree by affinity or the third degree by consanguinity. The provision applies to existing employees at the time the director takes office and to employees hired during the director's term.

Delinquent taxes: Texas law makes a person ineligible to serve as an appraisal district director if he or she has delinquent property taxes owing to any taxing unit 60 days after the person knew or should have known of the delinquency.

Selection Procedures

The procedures for selecting members of the board of directors for the two-year term beginning on January 1, 2016, are as follows:

For Cities and Towns Other Than the City of Houston

The cities and towns other than the City of Houston appoint one member by majority vote of their city council. The process for these cities and towns involves two steps: nomination and election.

Nomination

The city council of each city and town has the right to nominate a single candidate for the position. To nominate, the governing body must adopt a resolution nominating the candidate by formal action. The mayor, as presiding officer of the city council, must submit the nominee's name to the chief appraiser of the Harris County Appraisal District no later than **Thursday, October 15, 2015**. The mayor must provide a certified copy of the resolution and may include a cover letter naming the nominee.

Election

Before Friday, October 30, 2015, the chief appraiser will prepare a ballot listing the nominees in alphabetical order. The chief appraiser will deliver a copy of the ballot to the mayor of each voting city or town.

No later than Tuesday, December 1, 2015, each city council must cast its vote for one of the nominees, formally adopt a resolution naming the person for whom it votes, and submit an official copy to the chief appraiser. Ballots received by the chief appraiser after December 1 may not be counted.

By Tuesday, December 15, 2015, the chief appraiser will count the votes, declare the results, and notify the winner, the nominees, and the managers of each city and town. A tie vote will be resolved by a method of chance chosen by the chief appraiser.

**For Junior Colleges and School Districts Other Than
the Houston Independent School District**

With the exception described below for junior college districts, exactly the same procedure described for cities and towns above applies to the selection of the member who represents junior colleges and school districts other than Houston ISD. The board of trustees of the school districts must nominate and elect following the deadlines and procedures described above.

The four junior college districts with territory in Harris County may participate in the selection of the member who represents school districts other than Houston ISD and the junior colleges. However, the junior college districts collectively have the same voting authority as a single school district. The boards of trustees of junior college districts may each nominate a candidate following the deadlines and procedures described above. However, the four junior colleges collectively have a single vote in the election. Each board of trustees may cast a vote by resolution and file the resolution with the chief appraiser. The collective vote will be automatically cast for the candidate who receives the most votes from among the junior colleges. As an example, if one candidate receives three votes and another receives one vote, the junior colleges will be deemed to have collectively cast their vote for the candidate who received the three votes.

For Conservation and Reclamation Districts

The procedure and timetable for selecting the member who represents the conservation and reclamation districts are the same as that described above for small cities and school districts.

The conservation and reclamation districts that participate in the appraisal district may cast a single vote. The candidate who receives the most votes is elected.

**For Harris County, the City of Houston,
and the Houston Independent School District**

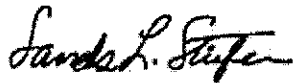
By **December 1, 2015**, the governing body of each of these entities appoints a single person to represent it on the board. Each governing body must formally adopt a resolution naming the person who will serve as a board member and submit it to the chief appraiser at the address shown below:

Sands L. Stiefer
Chief Appraiser
Harris County Appraisal District
13013 Northwest Freeway
P. O. Box 920975
Houston, TX 77292-0975

To assist you in this process, I have enclosed a suggested form of resolution for the nomination of a candidate to the board of directors of the Harris County Appraisal District.

We invite your questions or comments on the board selection process. Please do not hesitate to call me at (713) 957-5274.

Sincerely,



Sands L. Stiefer, RPA
Chief Appraiser

Attachments

cc: HCAD Board Members
Tax Assessors
Attorneys



Harris County Appraisal District

13013 Northwest Freeway
Houston TX 77040
Telephone: (713) 812-5800

P.O. Box 920975
Houston TX 77292-0975
Information Center: (713) 957-7800

Office of Chief Appraiser

Sands L. Stiefer
Chief Appraiser

August 18, 2015

City of Tomball

Re: HCAD Board of Directors

Dear Mayor and Council:

I am nearing the end of my fourth term of service on the Harris County Appraisal District (HCAD) Board representing suburban cities. With this letter, I am seeking re-election for my fifth term commencing January 1, 2016.

By now you should have received a letter from HCAD with instructions as to how to submit a nominee for the ballot for your representative to serve on the Board of Directors. It would be my hope your city would place my name in nomination along with the other 33 cities I represent. To nominate, the governing body must adopt a resolution nominating the candidate by formal action. The mayor, as presiding officer of the city council, must submit the nominee's name to the Chief Appraiser of HCAD no later than **Thursday, October 15, 2015**.

The Chief Appraiser of HCAD will then compile a list of nominees and draft a ballot which will be mailed to each city at the end of October. Each city must cast its vote by resolution for one of the nominees and this ballot must be returned to the Chief Appraiser no later than **Tuesday, December 1, 2015** in order to be counted.

It has been my privilege and honor to serve you these past eight years and I seek your city's support in my re-election. Should you have any questions, please do not hesitate to call.

Sincerely,

Ed Heathcott
Cell 281-435-2446

Board of Directors

Ed Heathcott, *Chairman*
Ray Holtzapple, *Secretary*
Mike Sullivan, *Assistant Secretary*
Glenn E. Peters
Toni Trumbull
Michael Lunceford

Chief Appraiser

Sands L. Stiefer
Deputy Chief Appraiser
Roland Altinger
Taxpayer Liaison Officer
Teresa S. Terry

Regular City Council

Agenda Item

Meeting Date: September 21, 2015

Data Sheet

Topic:

Approve Resolution No. 2015-19, a Resolution of the City of Tomball, Texas, Adopting and Ratifying the City of Tomball's Investment Policy, as set forth in the City's Administrative Policy No. 13, entitled "Investment Policy".

Background:

Administrative Policy No. 13 – Investment Policy identifies those types of investments into which the City may place its funds. The City's policy is constrained by the Texas Public Funds Investment Act. Each year, the Public Funds Investment Act requires that the governing body review and adopt the policy by resolution. There are no changes to the current policy and none are recommended at this time.

Public Funds Investment Act is also attached for your reference (Chapter 2256 of the Local GovernmentCode Public Funds Investment).

Regarding CD's and collateral, if CDs are purchased, they would be purchased in amounts of \$ 250,000 each which would not require collateral. Additionally, by purchasing brokered CD's, they are CUSIP driven so there would not be a safekeeping issue.

In conclusion, this change in wording to the City's policy is being requested primarily to update our policy to be in agreement with the current State investment policy (Chapter 2256). Additionally and to conclude, the Public Funds Investment Act requires that the City's Investment Policy be reviewed on an annual basis by the City Council.

Origination:

Finance Director

Recommendation:

Adoption of Resolution 2015-19

Funding:

Party(ies) responsible for placing this item on agenda:

Glenn Windsor, CPA, CFE, CGFO Finance Director

ACTION TAKEN		
APPROVAL	READINGS PASSED	OTHER
☐ YES ☐ NO	☐ 1 ST ☐ 2 ND	

ATTACHMENTS:

Resolution No. 2015-19

Exhibit A, Resolution No. 2015-19 - Administrative Policy 13, Investment Policy

Public Funds Investment Act

RESOLUTION NO. 2015-19

A RESOLUTION OF THE CITY OF TOMBALL, TEXAS, ADOPTING THE CITY OF TOMBALL'S INVESTMENT POLICY, AS SET OUT IN CITY OF TOMBALL ADMINISTRATIVE POLICY NO. 13, ENTITLED "INVESTMENT POLICY".

* * * * *

WHEREAS, Texas Government Code, Section 2256.005(a), states that "the governing body of an investing entity shall adopt by rule, order, ordinance, or resolution, as appropriate, a written investment policy regarding the investment of its funds and funds under its control"; and

WHEREAS, the governing body of an investing entity shall review its investment policy and investment strategies not less than annually, adopting a written instrument by rule, order, ordinance, or resolution stating that it has reviewed the investment policy and investment strategies and that the written instrument so adopted shall record any changes made to either the investment policy or investment strategies;

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

Section 1. The City Council has reviewed the investment policy and now desires to reaffirm and re-adopt said investment policy, as set forth in City of Tomball Administrative Policy No. 13, entitled "Investment Policy", a copy of which is attached hereto and made a part hereof as Exhibit "A".

Section 2. All resolutions or parts of resolutions inconsistent or in conflict herewith are, to the extent of such inconsistency or conflict, hereby repealed.

Section 3. In the event any clause phrase, provision, sentence, or part of this Resolution or the application of the same to any person or circumstances shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Resolution as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Tomball, 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 RESOLVED this the 21st day of September, 2015.

GRETCHEN FAGAN, Mayor
City of Tomball

ATTEST:

DORIS SPEER, City Secretary
City of Tomball

**CITY OF TOMBALL
ADMINISTRATIVE POLICIES, RULES AND PROCEDURES**

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CITY OF TOMBALL

INVESTMENT POLICY

I. SCOPE OF POLICY

PURPOSE:

This policy is developed to be in accordance with the Public Funds Investment Act, Chapter 2256 and with the Public Funds Collateral Act, Chapter 2257 of the Texas Government Code, as amended. This investment policy applies to the investment activities of the City of Tomball. This policy serves to satisfy the statutory requirement to define and adopt a formal investment policy. The investment portfolio shall be designed and managed in a manner to be responsive to public trust and to be in compliance with legal requirements and limitations.

INVESTMENT FUNDS:

All financial assets of all funds of the City of Tomball, Texas, at the present time and any funds to be created in the future shall be administered in accordance with the provisions of this policy. For investment purposes, all funds of the City shall be combined in a common pool, except as provided by applicable federal or state statutes, City ordinance, or other law. Investment income will be allocated to the various funds based on their respective participation and in accordance with generally accepted accounting principles.

II. PRIMARY OBJECTIVES

SAFETY OF PRINCIPAL:

The safety of the principal invested always remains the primary and foremost objective. All investments shall be designed and managed in a manner responsive to the public trust and consistent with state and local law. Investments shall be undertaken in a manner that seeks to ensure the preservation of capital in the overall portfolio. The objective will be to mitigate credit risk, the risk of loss due to the failure of the security issuer or backer, and interest rate risk, the risk that the market value of securities in the portfolio will fall due to changes in general interest rates.

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LIQUIDITY:

The City's investment portfolio will remain sufficiently liquid to enable the City to meet operating requirements that might be reasonably anticipated. Liquidity shall be achieved by structuring the portfolio so that investments mature concurrent with forecasted cash flow requirements. Because all possible cash demands cannot be anticipated, the portfolio should consist largely of securities with active secondary or resale markets. A portion of the portfolio will also be placed in interest bearing accounts which offer same day liquidity for short-term funds.

DIVERSIFICATION:

Invested funds shall be diversified to minimize risk resulting from over-concentration of assets in a specific maturity, specific market sector, or specific instruments.

YIELD:

The City's cash management portfolio shall be designed with the objective of attaining reasonable market rates of return on investments, while remaining within the objective of safety and liquidity, throughout budgetary and economic cycles. The investment program shall seek to augment these returns consistent with risk limitations identified herein and prudent investment principles, also taking into account the risk constraints associated with the protection of capital.

MATURITY:

The investment maturity schedule shall correspond with the City's projected cash flow needs. Market risk shall be minimized by diversification of maturity dates. The City has a "buy and hold" portfolio strategy. Maturity dates are matched with cash flow requirements and investments are purchased with the intent to be held until maturity. However, securities may be sold before they mature should it be in the City's best interest. No City investments shall exceed a maturity of more than four years.

INVESTMENT MANAGEMENT:

All participants in the investment process shall seek to act responsibly as custodians of the public trust. They shall avoid any transactions that might impair public confidence in the City's ability to govern effectively. The system of internal controls will be reviewed annually with the independent auditor of the City. The controls shall be designed to prevent loss of public funds due to fraud, employee error, misrepresentation by third parties, unanticipated market changes, or imprudent actions by employees of the City.

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III. AUTHORIZED INVESTMENTS

Assets of funds of the government of the City of Tomball may be invested in:

- A. Obligations of the United States or its agencies and instrumentalities;
- B. Direct obligations of the State of Texas or its agencies and instrumentalities;
- C. Collateralized mortgage obligations directly issued by a federal agency or instrumentality of the United States, the underlying security for which is guaranteed by an agency or instrumentality of the United States;
- D. Other obligations, the principal and interest of which are unconditionally guaranteed or insured by, or backed by the full faith and credit of, the State of Texas or the United States or their respective agencies and instrumentalities;
- E. Obligations of states, agencies, counties, cities, and other political subdivisions of any state rated as to investment quality by a nationally recognized investment rating firm not less than A or its equivalent;
- F. Certificates of Deposit issued by state or national banks with its main office or a branch in the State of Texas, a savings bank with its main office or a branch in the State of Texas, or a state or federal credit union with its main office or a branch in the State of Texas and are guaranteed or insured by the Federal Deposit Insurance Corporation or its successor or the National Credit Union Share Insurance Fund or its successor and are secured by the obligations named within this policy under items A through E above.
- G. Repurchase agreements which are fully collateralized, have a defined termination date, are secured by obligations of the United States or its agencies and instrumentalities; are purchased and pledged to the City of Tomball; are held in the City of Tomball's name; are deposited with third-party safekeeping of collateral at the time the investment is made; and are purchased through a primary government securities dealer or state or national bank doing business in the State of Texas evidenced by a fully executed Master Repurchase Agreement on file with the City. The repurchase agreement is a simultaneous agreement to buy, hold for a specified time, and sell back at a future date obligations of the United States or its agencies and instrumentalities, at a market value at the time the funds are disbursed of not less than the principal amount of the funds disbursed.

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H. Commercial paper is an authorized investment if the commercial paper:

- a. Has a stated maturity of 270 days or fewer from the date of its issuance; and
- b. Is rated not less than A-1 or P-1 or an equivalent rating by at least:
 - i. Two nationally recognized credit rating agencies; or
 - ii. One nationally recognized credit rating agency and is fully secured by an irrevocable letter of credit issued by organized and existing under the laws of the United States or any state.

I. An eligible investment pool authorized by the governing body, which must furnish to the City an offering circular or other similar disclosure instrument that contains, at a minimum, the types of investments in which money is allowed to be invested; the maximum average dollar-weighted maturity allowed, based on the stated maturity date, of the pool; the maximum stated maturity date of any investment within the portfolio; the objectives of the pool; the size of the pool; the names of the members of the advisory board of the pool and the dates their terms expire; the custodian bank that will safe-keep the pool's assets; whether the intent of the pool is to maintain a net asset value of one dollar and the risk of market price fluctuation; whether the only source of payment is the assets of the pool at market value or whether there is a secondary source of payment, such as insurance or guarantees, and a description of the secondary source of payment; the name and address of the independent auditor of the pool; the requirements to be satisfied for an entity to deposit funds in and withdraw funds from the pool and any deadlines or other operating policies required for the entity to invest funds in and withdraw funds from the pool; and the performance history of the pool, including yield, average dollar-weighted maturities, and expense ratios.

To maintain eligibility to receive funds from and invest funds on behalf of the City of Tomball, an investment pool must furnish to the City investment transaction confirmations; and a monthly report that contains, at a minimum, the types and percentage breakdown of securities in which the pool is invested, the current average dollar-weighted maturity based on the stated maturity date of the pool, the current percentage of the pool's portfolio in investments that have stated maturities of more than one year, the book value versus the market value of the pool's portfolio, using amortized cost valuation, the size of the pool, the number of participants in the pool, the custodian bank that is safekeeping the assets of the pool, a listing of daily transaction activity of the entity participating in the pool, the yield and expense ratio of the pool, the portfolio managers of the pool and any changes or addenda to the offering circular.

Investment pool yield shall be calculated in accordance with regulations governing the registration of open-end management investment companies under the Investment Company Act of 1940, as promulgated from time to time by the Federal Securities and Exchange Commission.

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To be eligible to receive funds from and invest funds on behalf of the City of Tomball, a public funds investment pool created to function as a money market mutual fund must mark its portfolio to market daily, and, to the extent reasonably possible, stabilize at a \$1 net asset value.

If the ratio of the market value of the portfolio divided by the book value of the portfolio is less than 0.995 or greater than 1.005, portfolio holdings shall be sold as necessary to maintain the ration between 0.995 and 1.005.

A public funds investment pool must have an advisory board composed: equally of participants in the pool and other persons who do not have a business relationship with the pool and are qualified to advise the pool, for a public funds investment pool created and managed by a state agency; or of participants in the pool and other persons who do not have a business relationship with the pool and are qualified to advise the pool, for other investment pools.

To maintain eligibility to receive funds from and invest funds on behalf of the City of Tomball, an investment pool must be continuously rated no lower than AAA or AAA-m or at an equivalent rating by at least one nationally recognized rating service or no lower than investment grade by at least one nationally recognized rating service with a weighted average maturity no greater than 90 days.

Although allowed under State Law, Prime Domestic Bankers' Acceptances, and Money-market mutual funds are not considered suitable investments of the City of Tomball, and the City of Tomball will refrain from making such investments or allowing such instruments to be pledged to the City's deposits or serve as underlying collateral.

IV. RESPONSIBILITY AND CONTROL

DELEGATION OF AUTHORITY:

Management responsibility for the investment program is hereby delegated to the City Treasurer, or in the absence of such, Assistant City Treasurer, or such other person specifically designated by the Treasurer. The City Treasurer, or designated person by such, shall be responsible for all transactions, compliance with internal controls, and insuring that all safekeeping, custodial, and collateral duties are in compliance with this investment policy and other applicable laws and regulations.

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TRAINING REQUIREMENT:

The City Treasurer, the Assistant City Treasurer and any person designated by the Treasurer to be responsible for the investment of City funds shall attend an independent and approved source of investment training session no less often than once every two fiscal years and shall receive not less than 10 hours of instruction relating to investment responsibilities under the state statutes. Any person newly designated to duties relating to the investment program shall be required to attend an independent and approved source of investment training session within 12 months of such designation. Training must include education in investment controls, security risks, strategy risks, market risks, diversification of the investment portfolio, and compliance with the Public Funds Investment Act under the Texas Government Code Chapter 2256.

QUARTERLY REPORTS:

The City Treasurer, and the person or persons designated by such, shall submit quarterly an investment report that summarizes the investment portfolio for all funds to the City Council. The report shall describe in detail the investment position of the City on the date of the report; be prepared and signed by all investment officers of the City; contain a summary statement, prepared in compliance with generally accepted accounting principles; provide the beginning market value for the reporting period, the additions and changes to the market value during the period, the ending market value for the period, and fully accrued interest for the reporting period; state the book value and market value of each separately invested asset at the beginning and end of the reporting period by the type of asset and fund type invested; state the maturity date of each separately invested asset that has a maturity date; state the account, fund or pooled group fund in City for which each individual investment was acquired; and state the compliance of the investment portfolio of the City's policy as it relates to the strategy. The reports shall be formally reviewed at least annually by an independent auditor, and the result of the review shall be reported to the governing body by that auditor.

CONFLICTS OF INTEREST:

The City Treasurer, or any person designated by such to be responsible for investments, shall not be designated as an investment officer for any investing entity other than the City of Tomball. Any person responsible for investments for the City who has a personal business relationship with a business organization offering to engage in an investment transaction with the entity shall file a statement disclosing that personal business interest. Any person responsible for investments for the City who is related within the second degree by affinity or consanguinity to an individual seeking to sell an investment to the City shall file a statement disclosing that relationship. This statement must be filed

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with the Texas Ethics Commission and the City of Tomball. A personal business relationship is defined as owning 10 percent or more of the voting stock or shares of the business organization or owns \$5,000 or more of the fair market value of the business organization; funds received from the business organization exceed 10 percent of the person's gross income for the previous year; or the acquisition of investments from the business organization during the previous year have a book value of \$2,500 or more for the person's personal account. Any person involved in the investment process shall refrain from personal business activity that could conflict with proper execution of the investment program, or which could impair their ability to make impartial investment decisions. Employees and investment officials shall disclose to the City Secretary any material financial interest in financial institutions that conduct business within this jurisdiction, and they shall further disclose any large personal financial and/or investment positions that could be related to the performance of the City's portfolio. Any person responsible for investments shall subordinate their personal investment transactions to those of this jurisdiction, particularly with regard to the timing of purchases and sales.

V. COLLATERAL AND SAFEKEEPING

COLLATERAL REQUIRED:

Funds of the City of Tomball shall be secured by collateral, whereby the market value of such collateral shall not be less than the total amount of the sum of the City's deposits, investments and accrued interest less the amount of insurance provided by the United States or an instrumentality of the United States, such as FDIC and FSLIC insurance. All items held for collateral for the City of Tomball shall be qualified investments as stated in items III.A. through III.E. of the City's investment policy.

SECURITY OF COLLATERAL:

All securities owned by thy City or pledged to the City shall be held in safekeeping by the City; in a City approved account in a third party financial institution with a main office in the State of Texas and capital stock and permanent surplus of \$5 million or more; the Texas Treasury Safekeeping Trust Company; a federal home loan bank; or with a Federal Reserve Bank. A third party custodian shall be required to issue original safekeeping receipts directly to the City and monthly provide a listing of each specific security, rate description, maturity, CUSIP number, and other information as may be deemed necessary and appropriate by the City. Each safekeeping receipt will be clearly marked that the security is pledged to the City of Tomball. It shall be the sole responsibility of the financial institution to immediately, without notice from the City or cost to the City, replace any nonconforming pledged security.

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DELIVERY VS. PAYMENT:

Treasury Bills, Notes and Bonds and Government Agencies' securities shall be purchased using the delivery vs. payment method. That is, funds shall not be wired or paid until verification has been made that the correct security was received by the City of Tomball or its designated Trustee. The security shall be held in the name of the City. The Trustee's records shall reflect that the City owns such securities. In the event that the security is held by Trustee, the original copy of all safekeeping receipts shall be delivered to the City Treasurer, or person designated by such.

VI. AUTHORIZED BROKERS

The City of Tomball shall annually review, revise, and adopt a list of qualified brokers that are authorized to engage in investment transactions with the City. Following are authorized brokers for the City of Tomball:

Robert W. Baird & Co. Incorporated
Coastal Securities
Wells Fargo Securities, LLC

GOVERNMENT CODE

TITLE 10. GENERAL GOVERNMENT

SUBTITLE F. STATE AND LOCAL CONTRACTS AND FUND MANAGEMENT

CHAPTER 2256. PUBLIC FUNDS INVESTMENT

SUBCHAPTER A. AUTHORIZED INVESTMENTS FOR GOVERNMENTAL ENTITIES

Sec. 2256.001. SHORT TITLE. This chapter may be cited as the Public Funds Investment Act.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995.

Sec. 2256.002. DEFINITIONS. In this chapter:

(1) "Bond proceeds" means the proceeds from the sale of bonds, notes, and other obligations issued by an entity, and reserves and funds maintained by an entity for debt service purposes.

(2) "Book value" means the original acquisition cost of an investment plus or minus the accrued amortization or accretion.

(3) "Funds" means public funds in the custody of a state agency or local government that:

(A) are not required by law to be deposited in the state treasury; and

(B) the investing entity has authority to invest.

(4) "Institution of higher education" has the meaning assigned by Section 61.003, Education Code.

(5) "Investing entity" and "entity" mean an entity subject to this chapter and described by Section 2256.003.

(6) "Investment pool" means an entity created under this code to invest public funds jointly on behalf of the

entities that participate in the pool and whose investment objectives in order of priority are:

- (A) preservation and safety of principal;
- (B) liquidity; and
- (C) yield.

(7) "Local government" means a municipality, a county, a school district, a district or authority created under Section 52(b)(1) or (2), Article III, or Section 59, Article XVI, Texas Constitution, a fresh water supply district, a hospital district, and any political subdivision, authority, public corporation, body politic, or instrumentality of the State of Texas, and any nonprofit corporation acting on behalf of any of those entities.

(8) "Market value" means the current face or par value of an investment multiplied by the net selling price of the security as quoted by a recognized market pricing source quoted on the valuation date.

(9) "Pooled fund group" means an internally created fund of an investing entity in which one or more institutional accounts of the investing entity are invested.

(10) "Qualified representative" means a person who holds a position with a business organization, who is authorized to act on behalf of the business organization, and who is one of the following:

(A) for a business organization doing business that is regulated by or registered with a securities commission, a person who is registered under the rules of the National Association of Securities Dealers;

(B) for a state or federal bank, a savings bank, or a state or federal credit union, a member of the loan committee for the bank or branch of the bank or a person authorized by corporate resolution to act on behalf of and bind the banking institution;

(C) for an investment pool, the person authorized by the elected official or board with authority to

administer the activities of the investment pool to sign the written instrument on behalf of the investment pool; or

(D) for an investment management firm registered under the Investment Advisers Act of 1940 (15 U.S.C. Section 80b-1 et seq.) or, if not subject to registration under that Act, registered with the State Securities Board, a person who is an officer or principal of the investment management firm.

(11) "School district" means a public school district.

(12) "Separately invested asset" means an account or fund of a state agency or local government that is not invested in a pooled fund group.

(13) "State agency" means an office, department, commission, board, or other agency that is part of any branch of state government, an institution of higher education, and any nonprofit corporation acting on behalf of any of those entities.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995; Acts 1997, 75th Leg., ch. 1421, Sec. 1, eff. Sept. 1, 1997; Acts 1999, 76th Leg., ch. 1454, Sec. 1, eff. Sept. 1, 1999.

Sec. 2256.003. AUTHORITY TO INVEST FUNDS; ENTITIES SUBJECT TO THIS CHAPTER. (a) Each governing body of the following entities may purchase, sell, and invest its funds and funds under its control in investments authorized under this subchapter in compliance with investment policies approved by the governing body and according to the standard of care prescribed by Section [2256.006](#):

- (1) a local government;
- (2) a state agency;
- (3) a nonprofit corporation acting on behalf of a local government or a state agency; or
- (4) an investment pool acting on behalf of two or more local governments, state agencies, or a combination of those entities.

(b) In the exercise of its powers under Subsection (a), the governing body of an investing entity may contract with an investment management firm registered under the Investment Advisers Act of 1940 (15 U.S.C. Section 80b-1 et seq.) or with the State Securities Board to provide for the investment and management of its public funds or other funds under its control. A contract made under authority of this subsection may not be for a term longer than two years. A renewal or extension of the contract must be made by the governing body of the investing entity by order, ordinance, or resolution.

(c) This chapter does not prohibit an investing entity or investment officer from using the entity's employees or the services of a contractor of the entity to aid the investment officer in the execution of the officer's duties under this chapter.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995; Acts 1999, 76th Leg., ch. 1454, Sec. 2, eff. Sept. 1, 1999.

Sec. 2256.004. APPLICABILITY. (a) This subchapter does not apply to:

- (1) a public retirement system as defined by Section [802.001](#);
- (2) state funds invested as authorized by Section [404.024](#);
- (3) an institution of higher education having total endowments of at least \$95 million in book value on May 1, 1995;
- (4) funds invested by the Veterans' Land Board as authorized by Chapter 161, 162, or 164, Natural Resources Code;
- (5) registry funds deposited with the county or district clerk under Chapter 117, Local Government Code; or
- (6) a deferred compensation plan that qualifies under either Section 401(k) or 457 of the Internal Revenue Code of 1986 (26 U.S.C. Section 1 et seq.), as amended.

(b) This subchapter does not apply to an investment donated to an investing entity for a particular purpose or under terms of use specified by the donor.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995; Acts 1997, 75th Leg., ch. 505, Sec. 24, eff. Sept. 1, 1997; Acts 1997, 75th Leg., ch. 1421, Sec. 2, eff. Sept. 1, 1997; Acts 1999, 76th Leg., ch. 62, Sec. 8.21, eff. Sept. 1, 1999; Acts 1999, 76th Leg., ch. 1454, Sec. 3, eff. Sept. 1, 1999.

Sec. 2256.005. INVESTMENT POLICIES; INVESTMENT STRATEGIES; INVESTMENT OFFICER. (a) The governing body of an investing entity shall adopt by rule, order, ordinance, or resolution, as appropriate, a written investment policy regarding the investment of its funds and funds under its control.

(b) The investment policies must:

- (1) be written;
- (2) primarily emphasize safety of principal and liquidity;
- (3) address investment diversification, yield, and maturity and the quality and capability of investment management; and
- (4) include:
 - (A) a list of the types of authorized investments in which the investing entity's funds may be invested;
 - (B) the maximum allowable stated maturity of any individual investment owned by the entity;
 - (C) for pooled fund groups, the maximum dollar-weighted average maturity allowed based on the stated maturity date for the portfolio;
 - (D) methods to monitor the market price of investments acquired with public funds;

(E) a requirement for settlement of all transactions, except investment pool funds and mutual funds, on a delivery versus payment basis; and

(F) procedures to monitor rating changes in investments acquired with public funds and the liquidation of such investments consistent with the provisions of Section [2256.021](#).

(c) The investment policies may provide that bids for certificates of deposit be solicited:

- (1) orally;
- (2) in writing;
- (3) electronically; or
- (4) in any combination of those methods.

(d) As an integral part of an investment policy, the governing body shall adopt a separate written investment strategy for each of the funds or group of funds under its control. Each investment strategy must describe the investment objectives for the particular fund using the following priorities in order of importance:

- (1) understanding of the suitability of the investment to the financial requirements of the entity;
- (2) preservation and safety of principal;
- (3) liquidity;
- (4) marketability of the investment if the need arises to liquidate the investment before maturity;
- (5) diversification of the investment portfolio; and
- (6) yield.

(e) The governing body of an investing entity shall review its investment policy and investment strategies not less than annually. The governing body shall adopt a written instrument by rule, order, ordinance, or resolution stating that it has reviewed the investment policy and investment strategies and that the written instrument so adopted shall record any changes made to either the investment policy or investment strategies.

(f) Each investing entity shall designate, by rule, order, ordinance, or resolution, as appropriate, one or more officers

or employees of the state agency, local government, or investment pool as investment officer to be responsible for the investment of its funds consistent with the investment policy adopted by the entity. If the governing body of an investing entity has contracted with another investing entity to invest its funds, the investment officer of the other investing entity is considered to be the investment officer of the first investing entity for purposes of this chapter. Authority granted to a person to invest an entity's funds is effective until rescinded by the investing entity, until the expiration of the officer's term or the termination of the person's employment by the investing entity, or if an investment management firm, until the expiration of the contract with the investing entity. In the administration of the duties of an investment officer, the person designated as investment officer shall exercise the judgment and care, under prevailing circumstances, that a prudent person would exercise in the management of the person's own affairs, but the governing body of the investing entity retains ultimate responsibility as fiduciaries of the assets of the entity. Unless authorized by law, a person may not deposit, withdraw, transfer, or manage in any other manner the funds of the investing entity.

(g) Subsection (f) does not apply to a state agency, local government, or investment pool for which an officer of the entity is assigned by law the function of investing its funds.

Text of subsec. (h) as amended by Acts 1997, 75th Leg., ch. 685,
Sec. 1

(h) An officer or employee of a commission created under Chapter 391, Local Government Code, is ineligible to be an investment officer for the commission under Subsection (f) if the officer or employee is an investment officer designated under Subsection (f) for another local government.

Text of subsec. (h) as amended by Acts 1997, 75th Leg., ch.
1421, Sec. 3

(h) An officer or employee of a commission created under Chapter 391, Local Government Code, is ineligible to be designated as an investment officer under Subsection (f) for any investing entity other than for that commission.

(i) An investment officer of an entity who has a personal business relationship with a business organization offering to engage in an investment transaction with the entity shall file a statement disclosing that personal business interest. An investment officer who is related within the second degree by affinity or consanguinity, as determined under Chapter 573, to an individual seeking to sell an investment to the investment officer's entity shall file a statement disclosing that relationship. A statement required under this subsection must be filed with the Texas Ethics Commission and the governing body of the entity. For purposes of this subsection, an investment officer has a personal business relationship with a business organization if:

(1) the investment officer owns 10 percent or more of the voting stock or shares of the business organization or owns \$5,000 or more of the fair market value of the business organization;

(2) funds received by the investment officer from the business organization exceed 10 percent of the investment officer's gross income for the previous year; or

(3) the investment officer has acquired from the business organization during the previous year investments with a book value of \$2,500 or more for the personal account of the investment officer.

(j) The governing body of an investing entity may specify in its investment policy that any investment authorized by this chapter is not suitable.

(k) A written copy of the investment policy shall be presented to any person offering to engage in an investment transaction with an investing entity or to an investment management firm under contract with an investing entity to invest or manage the entity's investment portfolio. For purposes of this subsection, a business organization includes investment pools and an investment management firm under contract with an investing entity to invest or manage the entity's investment portfolio. Nothing in this subsection relieves the investing entity of the responsibility for monitoring the investments made by the investing entity to determine that they are in compliance with the investment policy. The qualified representative of the business organization offering to engage in an investment transaction with an investing entity shall execute a written instrument in a form acceptable to the investing entity and the business organization substantially to the effect that the business organization has:

(1) received and reviewed the investment policy of the entity; and

(2) acknowledged that the business organization has implemented reasonable procedures and controls in an effort to preclude investment transactions conducted between the entity and the organization that are not authorized by the entity's investment policy, except to the extent that this authorization is dependent on an analysis of the makeup of the entity's entire portfolio or requires an interpretation of subjective investment standards.

(l) The investment officer of an entity may not acquire or otherwise obtain any authorized investment described in the investment policy of the investing entity from a person who has not delivered to the entity the instrument required by Subsection (k).

(m) An investing entity other than a state agency, in conjunction with its annual financial audit, shall perform a

compliance audit of management controls on investments and adherence to the entity's established investment policies.

(n) Except as provided by Subsection (o), at least once every two years a state agency shall arrange for a compliance audit of management controls on investments and adherence to the agency's established investment policies. The compliance audit shall be performed by the agency's internal auditor or by a private auditor employed in the manner provided by Section [321.020](#). Not later than January 1 of each even-numbered year a state agency shall report the results of the most recent audit performed under this subsection to the state auditor. Subject to a risk assessment and to the legislative audit committee's approval of including a review by the state auditor in the audit plan under Section [321.013](#), the state auditor may review information provided under this section. If review by the state auditor is approved by the legislative audit committee, the state auditor may, based on its review, require a state agency to also report to the state auditor other information the state auditor determines necessary to assess compliance with laws and policies applicable to state agency investments. A report under this subsection shall be prepared in a manner the state auditor prescribes.

(o) The audit requirements of Subsection (n) do not apply to assets of a state agency that are invested by the comptroller under Section [404.024](#).

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995; Acts 1997, 75th Leg., ch. 685, Sec. 1, eff. Sept. 1, 1997; Acts 1997, 75th Leg., ch. 1421, Sec. 3, eff. Sept. 1, 1997; Acts 1999, 76th Leg., ch. 1454, Sec. 4, eff. Sept. 1, 1999; Acts 2003, 78th Leg., ch. 785, Sec. 41, eff. Sept. 1, 2003.

Amended by:

Acts 2011, 82nd Leg., R.S., Ch. 1004 (H.B. [2226](#)), Sec. 1, eff. June 17, 2011.

Sec. 2256.006. STANDARD OF CARE. (a) Investments shall be made with judgment and care, under prevailing circumstances, that a person of prudence, discretion, and intelligence would exercise in the management of the person's own affairs, not for speculation, but for investment, considering the probable safety of capital and the probable income to be derived. Investment of funds shall be governed by the following investment objectives, in order of priority:

- (1) preservation and safety of principal;
- (2) liquidity; and
- (3) yield.

(b) In determining whether an investment officer has exercised prudence with respect to an investment decision, the determination shall be made taking into consideration:

- (1) the investment of all funds, or funds under the entity's control, over which the officer had responsibility rather than a consideration as to the prudence of a single investment; and
- (2) whether the investment decision was consistent with the written investment policy of the entity.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995.

Sec. 2256.007. INVESTMENT TRAINING; STATE AGENCY BOARD MEMBERS AND OFFICERS. (a) Each member of the governing board of a state agency and its investment officer shall attend at least one training session relating to the person's responsibilities under this chapter within six months after taking office or assuming duties.

(b) The Texas Higher Education Coordinating Board shall provide the training under this section.

(c) Training under this section must include education in investment controls, security risks, strategy risks, market risks, diversification of investment portfolio, and compliance with this chapter.

(d) An investment officer shall attend a training session not less than once each state fiscal biennium and may receive training from any independent source approved by the governing body of the state agency. The investment officer shall prepare a report on this subchapter and deliver the report to the governing body of the state agency not later than the 180th day after the last day of each regular session of the legislature.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995; Acts 1997, 75th Leg., ch. 73, Sec. 1, eff. May 9, 1997; Acts 1997, 75th Leg., ch. 1421, Sec. 4, eff. Sept. 1, 1997; Acts 1999, 76th Leg., ch. 1454, Sec. 5, eff. Sept. 1, 1999.

Amended by:

Acts 2011, 82nd Leg., R.S., Ch. 1004 (H.B. [2226](#)), Sec. 2, eff. June 17, 2011.

Sec. 2256.008. INVESTMENT TRAINING; LOCAL GOVERNMENTS.

(a) Except as provided by Subsections (b) and (e), the treasurer, the chief financial officer if the treasurer is not the chief financial officer, and the investment officer of a local government shall:

(1) attend at least one training session from an independent source approved by the governing body of the local government or a designated investment committee advising the investment officer as provided for in the investment policy of the local government and containing at least 10 hours of instruction relating to the treasurer's or officer's responsibilities under this subchapter within 12 months after taking office or assuming duties; and

(2) except as provided by Subsections (b) and (e), attend an investment training session not less than once in a two-year period that begins on the first day of that local government's fiscal year and consists of the two consecutive fiscal years after that date, and receive not less than 10 hours of instruction relating to investment responsibilities under this subchapter from an independent source approved by the

governing body of the local government or a designated investment committee advising the investment officer as provided for in the investment policy of the local government.

(b) An investing entity created under authority of Section 52(b), Article III, or Section 59, Article XVI, Texas Constitution, that has contracted with an investment management firm under Section 2256.003(b) and has fewer than five full-time employees or an investing entity that has contracted with another investing entity to invest the entity's funds may satisfy the training requirement provided by Subsection (a)(2) by having an officer of the governing body attend four hours of appropriate instruction in a two-year period that begins on the first day of that local government's fiscal year and consists of the two consecutive fiscal years after that date. The treasurer or chief financial officer of an investing entity created under authority of Section 52(b), Article III, or Section 59, Article XVI, Texas Constitution, and that has fewer than five full-time employees is not required to attend training required by this section unless the person is also the investment officer of the entity.

(c) Training under this section must include education in investment controls, security risks, strategy risks, market risks, diversification of investment portfolio, and compliance with this chapter.

(d) Not later than December 31 each year, each individual, association, business, organization, governmental entity, or other person that provides training under this section shall report to the comptroller a list of the governmental entities for which the person provided required training under this section during that calendar year. An individual's reporting requirements under this subsection are satisfied by a report of the individual's employer or the sponsoring or organizing entity of a training program or seminar.

(e) This section does not apply to a district governed by Chapter 36 or 49, Water Code.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995; Acts 1997, 75th Leg., ch. 1421, Sec. 5, eff. Sept. 1, 1997; Acts 1999, 76th Leg., ch. 1454, Sec. 6, eff. Sept. 1, 1999; Acts 2001, 77th Leg., ch. 69, Sec. 4, eff. May 14, 2001.

Amended by:

Acts 2011, 82nd Leg., R.S., Ch. 1004 (H.B. [2226](#)), Sec. 3, eff. June 17, 2011.

Sec. 2256.009. AUTHORIZED INVESTMENTS: OBLIGATIONS OF, OR GUARANTEED BY GOVERNMENTAL ENTITIES. (a) Except as provided by Subsection (b), the following are authorized investments under this subchapter:

(1) obligations, including letters of credit, of the United States or its agencies and instrumentalities;

(2) direct obligations of this state or its agencies and instrumentalities;

(3) collateralized mortgage obligations directly issued by a federal agency or instrumentality of the United States, the underlying security for which is guaranteed by an agency or instrumentality of the United States;

(4) other obligations, the principal and interest of which are unconditionally guaranteed or insured by, or backed by the full faith and credit of, this state or the United States or their respective agencies and instrumentalities, including obligations that are fully guaranteed or insured by the Federal Deposit Insurance Corporation or by the explicit full faith and credit of the United States;

(5) obligations of states, agencies, counties, cities, and other political subdivisions of any state rated as to investment quality by a nationally recognized investment rating firm not less than A or its equivalent; and

(6) bonds issued, assumed, or guaranteed by the State of Israel.

(b) The following are not authorized investments under this section:

(1) obligations whose payment represents the coupon payments on the outstanding principal balance of the underlying mortgage-backed security collateral and pays no principal;

(2) obligations whose payment represents the principal stream of cash flow from the underlying mortgage-backed security collateral and bears no interest;

(3) collateralized mortgage obligations that have a stated final maturity date of greater than 10 years; and

(4) collateralized mortgage obligations the interest rate of which is determined by an index that adjusts opposite to the changes in a market index.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995; Acts 1999, 76th Leg., ch. 1454, Sec. 7, eff. Sept. 1, 1999; Acts 2001, 77th Leg., ch. 558, Sec. 1, eff. Sept. 1, 2001.

Amended by:

Acts 2011, 82nd Leg., R.S., Ch. 1004 (H.B. 2226), Sec. 4, eff. June 17, 2011.

Sec. 2256.010. AUTHORIZED INVESTMENTS: CERTIFICATES OF DEPOSIT AND SHARE CERTIFICATES. (a) A certificate of deposit or share certificate is an authorized investment under this subchapter if the certificate is issued by a depository institution that has its main office or a branch office in this state and is:

(1) guaranteed or insured by the Federal Deposit Insurance Corporation or its successor or the National Credit Union Share Insurance Fund or its successor;

(2) secured by obligations that are described by Section 2256.009(a), including mortgage backed securities directly issued by a federal agency or instrumentality that have a market value of not less than the principal amount of the certificates, but excluding those mortgage backed securities of the nature described by Section 2256.009(b); or

(3) secured in any other manner and amount provided by law for deposits of the investing entity.

(b) In addition to the authority to invest funds in certificates of deposit under Subsection (a), an investment in certificates of deposit made in accordance with the following conditions is an authorized investment under this subchapter:

(1) the funds are invested by an investing entity through:

(A) a broker that has its main office or a branch office in this state and is selected from a list adopted by the investing entity as required by Section 2256.025; or

(B) a depository institution that has its main office or a branch office in this state and that is selected by the investing entity;

(2) the broker or the depository institution selected by the investing entity under Subdivision (1) arranges for the deposit of the funds in certificates of deposit in one or more federally insured depository institutions, wherever located, for the account of the investing entity;

(3) the full amount of the principal and accrued interest of each of the certificates of deposit is insured by the United States or an instrumentality of the United States; and

(4) the investing entity appoints the depository institution selected by the investing entity under Subdivision (1), an entity described by Section 2257.041(d), or a clearing broker-dealer registered with the Securities and Exchange Commission and operating pursuant to Securities and Exchange Commission Rule 15c3-3 (17 C.F.R. Section 240.15c3-3) as custodian for the investing entity with respect to the certificates of deposit issued for the account of the investing entity.

Amended by Acts 1995, 74th Leg., ch. 32, Sec. 1, eff. April 28, 1995; Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1,

1995; Acts 1997, 75th Leg., ch. 1421, Sec. 6, eff. Sept. 1, 1997.

Amended by:

Acts 2005, 79th Leg., Ch. 128 (H.B. 256), Sec. 1, eff. September 1, 2005.

Acts 2011, 82nd Leg., R.S., Ch. 1004 (H.B. 2226), Sec. 5, eff. June 17, 2011.

Sec. 2256.011. AUTHORIZED INVESTMENTS: REPURCHASE AGREEMENTS. (a) A fully collateralized repurchase agreement is an authorized investment under this subchapter if the repurchase agreement:

- (1) has a defined termination date;
- (2) is secured by a combination of cash and obligations described by Section 2256.009(a)(1); and
- (3) requires the securities being purchased by the entity or cash held by the entity to be pledged to the entity, held in the entity's name, and deposited at the time the investment is made with the entity or with a third party selected and approved by the entity; and
- (4) is placed through a primary government securities dealer, as defined by the Federal Reserve, or a financial institution doing business in this state.

(b) In this section, "repurchase agreement" means a simultaneous agreement to buy, hold for a specified time, and sell back at a future date obligations described by Section 2256.009(a)(1), at a market value at the time the funds are disbursed of not less than the principal amount of the funds disbursed. The term includes a direct security repurchase agreement and a reverse security repurchase agreement.

(c) Notwithstanding any other law, the term of any reverse security repurchase agreement may not exceed 90 days after the date the reverse security repurchase agreement is delivered.

(d) Money received by an entity under the terms of a reverse security repurchase agreement shall be used to acquire

additional authorized investments, but the term of the authorized investments acquired must mature not later than the expiration date stated in the reverse security repurchase agreement.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995.

Amended by:

Acts 2011, 82nd Leg., R.S., Ch. 1004 (H.B. [2226](#)), Sec. 6, eff. June 17, 2011.

Sec. 2256.0115. AUTHORIZED INVESTMENTS: SECURITIES LENDING PROGRAM. (a) A securities lending program is an authorized investment under this subchapter if it meets the conditions provided by this section.

(b) To qualify as an authorized investment under this subchapter:

(1) the value of securities loaned under the program must be not less than 100 percent collateralized, including accrued income;

(2) a loan made under the program must allow for termination at any time;

(3) a loan made under the program must be secured by:

(A) pledged securities described by Section [2256.009](#);

(B) pledged irrevocable letters of credit issued by a bank that is:

(i) organized and existing under the laws of the United States or any other state; and

(ii) continuously rated by at least one nationally recognized investment rating firm at not less than A or its equivalent; or

(C) cash invested in accordance with Section:

(i) [2256.009](#);

(ii) [2256.013](#);

(iii) [2256.014](#); or

(iv) 2256.016;

(4) the terms of a loan made under the program must require that the securities being held as collateral be:

(A) pledged to the investing entity;

(B) held in the investing entity's name; and

(C) deposited at the time the investment is made with the entity or with a third party selected by or approved by the investing entity;

(5) a loan made under the program must be placed through:

(A) a primary government securities dealer, as defined by 5 C.F.R. Section 6801.102(f), as that regulation existed on September 1, 2003; or

(B) a financial institution doing business in this state; and

(6) an agreement to lend securities that is executed under this section must have a term of one year or less.

Added by Acts 2003, 78th Leg., ch. 1227, Sec. 1, eff. Sept. 1, 2003.

Sec. 2256.012. AUTHORIZED INVESTMENTS: BANKER'S ACCEPTANCES. A bankers' acceptance is an authorized investment under this subchapter if the bankers' acceptance:

(1) has a stated maturity of 270 days or fewer from the date of its issuance;

(2) will be, in accordance with its terms, liquidated in full at maturity;

(3) is eligible for collateral for borrowing from a Federal Reserve Bank; and

(4) is accepted by a bank organized and existing under the laws of the United States or any state, if the short-term obligations of the bank, or of a bank holding company of which the bank is the largest subsidiary, are rated not less than A-1 or P-1 or an equivalent rating by at least one nationally recognized credit rating agency.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995.

Sec. 2256.013. AUTHORIZED INVESTMENTS: COMMERCIAL PAPER. Commercial paper is an authorized investment under this subchapter if the commercial paper:

(1) has a stated maturity of 270 days or fewer from the date of its issuance; and

(2) is rated not less than A-1 or P-1 or an equivalent rating by at least:

(A) two nationally recognized credit rating agencies; or

(B) one nationally recognized credit rating agency and is fully secured by an irrevocable letter of credit issued by a bank organized and existing under the laws of the United States or any state.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995.

Sec. 2256.014. AUTHORIZED INVESTMENTS: MUTUAL FUNDS. (a) A no-load money market mutual fund is an authorized investment under this subchapter if the mutual fund:

(1) is registered with and regulated by the Securities and Exchange Commission;

(2) provides the investing entity with a prospectus and other information required by the Securities Exchange Act of 1934 (15 U.S.C. Section 78a et seq.) or the Investment Company Act of 1940 (15 U.S.C. Section 80a-1 et seq.);

(3) has a dollar-weighted average stated maturity of 90 days or fewer; and

(4) includes in its investment objectives the maintenance of a stable net asset value of \$1 for each share.

(b) In addition to a no-load money market mutual fund permitted as an authorized investment in Subsection (a), a no-

load mutual fund is an authorized investment under this subchapter if the mutual fund:

- (1) is registered with the Securities and Exchange Commission;
- (2) has an average weighted maturity of less than two years;
- (3) is invested exclusively in obligations approved by this subchapter;
- (4) is continuously rated as to investment quality by at least one nationally recognized investment rating firm of not less than AAA or its equivalent; and
- (5) conforms to the requirements set forth in Sections [2256.016](#)(b) and (c) relating to the eligibility of investment pools to receive and invest funds of investing entities.

(c) An entity is not authorized by this section to:

- (1) invest in the aggregate more than 15 percent of its monthly average fund balance, excluding bond proceeds and reserves and other funds held for debt service, in mutual funds described in Subsection (b);
- (2) invest any portion of bond proceeds, reserves and funds held for debt service, in mutual funds described in Subsection (b); or
- (3) invest its funds or funds under its control, including bond proceeds and reserves and other funds held for debt service, in any one mutual fund described in Subsection (a) or (b) in an amount that exceeds 10 percent of the total assets of the mutual fund.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995; Acts 1997, 75th Leg., ch. 1421, Sec. 7, eff. Sept. 1, 1997; Acts 1999, 76th Leg., ch. 1454, Sec. 8, eff. Sept. 1, 1999.

Sec. 2256.015. AUTHORIZED INVESTMENTS: GUARANTEED INVESTMENT CONTRACTS. (a) A guaranteed investment contract is

an authorized investment for bond proceeds under this subchapter if the guaranteed investment contract:

- (1) has a defined termination date;
- (2) is secured by obligations described by Section 2256.009(a)(1), excluding those obligations described by Section 2256.009(b), in an amount at least equal to the amount of bond proceeds invested under the contract; and
- (3) is pledged to the entity and deposited with the entity or with a third party selected and approved by the entity.

(b) Bond proceeds, other than bond proceeds representing reserves and funds maintained for debt service purposes, may not be invested under this subchapter in a guaranteed investment contract with a term of longer than five years from the date of issuance of the bonds.

(c) To be eligible as an authorized investment:

- (1) the governing body of the entity must specifically authorize guaranteed investment contracts as an eligible investment in the order, ordinance, or resolution authorizing the issuance of bonds;
- (2) the entity must receive bids from at least three separate providers with no material financial interest in the bonds from which proceeds were received;
- (3) the entity must purchase the highest yielding guaranteed investment contract for which a qualifying bid is received;
- (4) the price of the guaranteed investment contract must take into account the reasonably expected drawdown schedule for the bond proceeds to be invested; and
- (5) the provider must certify the administrative costs reasonably expected to be paid to third parties in connection with the guaranteed investment contract.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995; Acts 1997, 75th Leg., ch. 1421, Sec. 8, eff. Sept. 1,

1997; Acts 1999, 76th Leg., ch. 1454, Sec. 9, 10, eff. Sept. 1, 1999.

Sec. 2256.016. AUTHORIZED INVESTMENTS: INVESTMENT POOLS.

(a) An entity may invest its funds and funds under its control through an eligible investment pool if the governing body of the entity by rule, order, ordinance, or resolution, as appropriate, authorizes investment in the particular pool. An investment pool shall invest the funds it receives from entities in authorized investments permitted by this subchapter. An investment pool may invest its funds in money market mutual funds to the extent permitted by and consistent with this subchapter and the investment policies and objectives adopted by the investment pool.

(b) To be eligible to receive funds from and invest funds on behalf of an entity under this chapter, an investment pool must furnish to the investment officer or other authorized representative of the entity an offering circular or other similar disclosure instrument that contains, at a minimum, the following information:

- (1) the types of investments in which money is allowed to be invested;
- (2) the maximum average dollar-weighted maturity allowed, based on the stated maturity date, of the pool;
- (3) the maximum stated maturity date any investment security within the portfolio has;
- (4) the objectives of the pool;
- (5) the size of the pool;
- (6) the names of the members of the advisory board of the pool and the dates their terms expire;
- (7) the custodian bank that will safekeep the pool's assets;
- (8) whether the intent of the pool is to maintain a net asset value of one dollar and the risk of market price fluctuation;

(9) whether the only source of payment is the assets of the pool at market value or whether there is a secondary source of payment, such as insurance or guarantees, and a description of the secondary source of payment;

(10) the name and address of the independent auditor of the pool;

(11) the requirements to be satisfied for an entity to deposit funds in and withdraw funds from the pool and any deadlines or other operating policies required for the entity to invest funds in and withdraw funds from the pool; and

(12) the performance history of the pool, including yield, average dollar-weighted maturities, and expense ratios.

(c) To maintain eligibility to receive funds from and invest funds on behalf of an entity under this chapter, an investment pool must furnish to the investment officer or other authorized representative of the entity:

(1) investment transaction confirmations; and

(2) a monthly report that contains, at a minimum, the following information:

(A) the types and percentage breakdown of securities in which the pool is invested;

(B) the current average dollar-weighted maturity, based on the stated maturity date, of the pool;

(C) the current percentage of the pool's portfolio in investments that have stated maturities of more than one year;

(D) the book value versus the market value of the pool's portfolio, using amortized cost valuation;

(E) the size of the pool;

(F) the number of participants in the pool;

(G) the custodian bank that is safekeeping the assets of the pool;

(H) a listing of daily transaction activity of the entity participating in the pool;

(I) the yield and expense ratio of the pool, including a statement regarding how yield is calculated;

(J) the portfolio managers of the pool; and
(K) any changes or addenda to the offering circular.

(d) An entity by contract may delegate to an investment pool the authority to hold legal title as custodian of investments purchased with its local funds.

(e) In this section, "yield" shall be calculated in accordance with regulations governing the registration of open-end management investment companies under the Investment Company Act of 1940, as promulgated from time to time by the federal Securities and Exchange Commission.

(f) To be eligible to receive funds from and invest funds on behalf of an entity under this chapter, a public funds investment pool created to function as a money market mutual fund must mark its portfolio to market daily, and, to the extent reasonably possible, stabilize at a \$1 net asset value. If the ratio of the market value of the portfolio divided by the book value of the portfolio is less than 0.995 or greater than 1.005, portfolio holdings shall be sold as necessary to maintain the ratio between 0.995 and 1.005. In addition to the requirements of its investment policy and any other forms of reporting, a public funds investment pool created to function as a money market mutual fund shall report yield to its investors in accordance with regulations of the federal Securities and Exchange Commission applicable to reporting by money market funds.

(g) To be eligible to receive funds from and invest funds on behalf of an entity under this chapter, a public funds investment pool must have an advisory board composed:

(1) equally of participants in the pool and other persons who do not have a business relationship with the pool and are qualified to advise the pool, for a public funds investment pool created under Chapter 791 and managed by a state agency; or

(2) of participants in the pool and other persons who do not have a business relationship with the pool and are qualified to advise the pool, for other investment pools.

(h) To maintain eligibility to receive funds from and invest funds on behalf of an entity under this chapter, an investment pool must be continuously rated no lower than AAA or AAA-m or at an equivalent rating by at least one nationally recognized rating service.

(i) If the investment pool operates an Internet website, the information in a disclosure instrument or report described in Subsections (b), (c)(2), and (f) must be posted on the website.

(j) To maintain eligibility to receive funds from and invest funds on behalf of an entity under this chapter, an investment pool must make available to the entity an annual audited financial statement of the investment pool in which the entity has funds invested.

(k) If an investment pool offers fee breakpoints based on fund balances invested, the investment pool in advertising investment rates must include either all levels of return based on the breakpoints provided or state the lowest possible level of return based on the smallest level of funds invested.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995; Acts 1997, 75th Leg., ch. 1421, Sec. 9, eff. Sept. 1, 1997.

Amended by:

Acts 2011, 82nd Leg., R.S., Ch. 1004 (H.B. [2226](#)), Sec. 7, eff. June 17, 2011.

Sec. 2256.017. EXISTING INVESTMENTS. An entity is not required to liquidate investments that were authorized investments at the time of purchase.

Added by Acts 1995, 74th Leg., ch. 76, Sec. 5.46(a), eff. Sept. 1, 1995; Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1,

1995. Amended by Acts 1997, 75th Leg., ch. 1421, Sec. 10, eff. Sept. 1, 1997.

Sec. 2256.019. RATING OF CERTAIN INVESTMENT POOLS. A public funds investment pool must be continuously rated no lower than AAA or AAA-m or at an equivalent rating by at least one nationally recognized rating service.

Added by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995. Amended by Acts 1997, 75th Leg., ch. 1421, Sec. 11, eff. Sept. 1, 1997.

Amended by:

Acts 2011, 82nd Leg., R.S., Ch. 1004 (H.B. [2226](#)), Sec. 8, eff. June 17, 2011.

Sec. 2256.020. AUTHORIZED INVESTMENTS: INSTITUTIONS OF HIGHER EDUCATION. In addition to the authorized investments permitted by this subchapter, an institution of higher education may purchase, sell, and invest its funds and funds under its control in the following:

(1) cash management and fixed income funds sponsored by organizations exempt from federal income taxation under Section 501(f), Internal Revenue Code of 1986 (26 U.S.C. Section 501(f));

(2) negotiable certificates of deposit issued by a bank that has a certificate of deposit rating of at least 1 or the equivalent by a nationally recognized credit rating agency or that is associated with a holding company having a commercial paper rating of at least A-1, P-1, or the equivalent by a nationally recognized credit rating agency; and

(3) corporate bonds, debentures, or similar debt obligations rated by a nationally recognized investment rating firm in one of the two highest long-term rating categories, without regard to gradations within those categories.

Added by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995.

Sec. 2256.0201. AUTHORIZED INVESTMENTS; MUNICIPAL UTILITY. (a) A municipality that owns a municipal electric utility that is engaged in the distribution and sale of electric energy or natural gas to the public may enter into a hedging contract and related security and insurance agreements in relation to fuel oil, natural gas, coal, nuclear fuel, and electric energy to protect against loss due to price fluctuations. A hedging transaction must comply with the regulations of the Commodity Futures Trading Commission and the Securities and Exchange Commission. If there is a conflict between the municipal charter of the municipality and this chapter, this chapter prevails.

(b) A payment by a municipally owned electric or gas utility under a hedging contract or related agreement in relation to fuel supplies or fuel reserves is a fuel expense, and the utility may credit any amounts it receives under the contract or agreement against fuel expenses.

(c) The governing body of a municipally owned electric or gas utility or the body vested with power to manage and operate the municipally owned electric or gas utility may set policy regarding hedging transactions.

(d) In this section, "hedging" means the buying and selling of fuel oil, natural gas, coal, nuclear fuel, and electric energy futures or options or similar contracts on those commodities and related transportation costs as a protection against loss due to price fluctuation.

Added by Acts 1999, 76th Leg., ch. 405, Sec. 48, eff. Sept. 1, 1999.

Amended by:

Acts 2007, 80th Leg., R.S., Ch. 7 (S.B. [495](#)), Sec. 1, eff. April 13, 2007.

Sec. 2256.0202. AUTHORIZED INVESTMENTS: MUNICIPAL FUNDS FROM MANAGEMENT AND DEVELOPMENT OF MINERAL RIGHTS. (a) In addition to other investments authorized under this subchapter, a municipality may invest funds received by the municipality from a lease or contract for the management and development of land owned by the municipality and leased for oil, gas, or other mineral development in any investment authorized to be made by a trustee under Subtitle B, Title 9, Property Code (Texas Trust Code).

(b) Funds invested by a municipality under this section shall be segregated and accounted for separately from other funds of the municipality.

Added by Acts 2009, 81st Leg., R.S., Ch. 1371 (S.B. 894), Sec. 1, eff. September 1, 2009.

Sec. 2256.0203. AUTHORIZED INVESTMENTS: PORTS AND NAVIGATION DISTRICTS. (a) In this section, "district" means a navigation district organized under Section 52, Article III, or Section 59, Article XVI, Texas Constitution.

(b) In addition to the authorized investments permitted by this subchapter, a port or district may purchase, sell, and invest its funds and funds under its control in negotiable certificates of deposit issued by a bank that has a certificate of deposit rating of at least 1 or the equivalent by a nationally recognized credit rating agency or that is associated with a holding company having a commercial paper rating of at least A-1, P-1, or the equivalent by a nationally recognized credit rating agency.

Added by Acts 2011, 82nd Leg., R.S., Ch. 804 (H.B. 2346), Sec. 1, eff. September 1, 2011.

Sec. 2256.0204. AUTHORIZED INVESTMENTS: INDEPENDENT SCHOOL DISTRICTS. (a) In this section, "corporate bond" means

a senior secured debt obligation issued by a domestic business entity and rated not lower than "AA-" or the equivalent by a nationally recognized investment rating firm. The term does not include a debt obligation that:

(1) on conversion, would result in the holder becoming a stockholder or shareholder in the entity, or any affiliate or subsidiary of the entity, that issued the debt obligation; or

(2) is an unsecured debt obligation.

(b) This section applies only to an independent school district that qualifies as an issuer as defined by Section [1371.001](#).

(c) In addition to authorized investments permitted by this subchapter, an independent school district subject to this section may purchase, sell, and invest its funds and funds under its control in corporate bonds that, at the time of purchase, are rated by a nationally recognized investment rating firm "AA-" or the equivalent and have a stated final maturity that is not later than the third anniversary of the date the corporate bonds were purchased.

(d) An independent school district subject to this section is not authorized by this section to:

(1) invest in the aggregate more than 15 percent of its monthly average fund balance, excluding bond proceeds, reserves, and other funds held for the payment of debt service, in corporate bonds; or

(2) invest more than 25 percent of the funds invested in corporate bonds in any one domestic business entity, including subsidiaries and affiliates of the entity.

(e) An independent school district subject to this section may purchase, sell, and invest its funds and funds under its control in corporate bonds if the governing body of the district:

(1) amends its investment policy to authorize corporate bonds as an eligible investment;

(2) adopts procedures to provide for:

(A) monitoring rating changes in corporate bonds acquired with public funds; and

(B) liquidating the investment in corporate bonds; and

(3) identifies the funds eligible to be invested in corporate bonds.

(f) The investment officer of an independent school district, acting on behalf of the district, shall sell corporate bonds in which the district has invested its funds not later than the seventh day after the date a nationally recognized investment rating firm:

(1) issues a release that places the corporate bonds or the domestic business entity that issued the corporate bonds on negative credit watch or the equivalent, if the corporate bonds are rated "AA-" or the equivalent at the time the release is issued; or

(2) changes the rating on the corporate bonds to a rating lower than "AA-" or the equivalent.

(g) Corporate bonds are not an eligible investment for a public funds investment pool.

Added by Acts 2011, 82nd Leg., R.S., Ch. 1347 (S.B. [1543](#)), Sec. 1, eff. June 17, 2011.

Sec. 2256.0205. AUTHORIZED INVESTMENTS; DECOMMISSIONING TRUST. (a) In this section:

(1) "Decommissioning trust" means a trust created to provide the Nuclear Regulatory Commission assurance that funds will be available for decommissioning purposes as required under 10 C.F.R. Part 50 or other similar regulation.

(2) "Funds" includes any money held in a decommissioning trust regardless of whether the money is considered to be public funds under this subchapter.

(b) In addition to other investments authorized under this subchapter, a municipality that owns a municipal electric utility that is engaged in the distribution and sale of electric

energy or natural gas to the public may invest funds held in a decommissioning trust in any investment authorized by Subtitle B, Title 9, Property Code.

Added by Acts 2005, 79th Leg., Ch. 121 (S.B. [1464](#)), Sec. 1, eff. September 1, 2005.

Sec. 2256.021. EFFECT OF LOSS OF REQUIRED RATING. An investment that requires a minimum rating under this subchapter does not qualify as an authorized investment during the period the investment does not have the minimum rating. An entity shall take all prudent measures that are consistent with its investment policy to liquidate an investment that does not have the minimum rating.

Added by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995.

Sec. 2256.022. EXPANSION OF INVESTMENT AUTHORITY. Expansion of investment authority granted by this chapter shall require a risk assessment by the state auditor or performed at the direction of the state auditor, subject to the legislative audit committee's approval of including the review in the audit plan under Section [321.013](#).

Added by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995. Amended by Acts 2003, 78th Leg., ch. 785, Sec. 42, eff. Sept. 1, 2003.

Sec. 2256.023. INTERNAL MANAGEMENT REPORTS. (a) Not less than quarterly, the investment officer shall prepare and submit to the governing body of the entity a written report of investment transactions for all funds covered by this chapter for the preceding reporting period.

(b) The report must:

(1) describe in detail the investment position of the entity on the date of the report;

(2) be prepared jointly by all investment officers of the entity;

(3) be signed by each investment officer of the entity;

(4) contain a summary statement of each pooled fund group that states the:

(A) beginning market value for the reporting period;

(B) ending market value for the period; and

(C) fully accrued interest for the reporting period;

(5) state the book value and market value of each separately invested asset at the end of the reporting period by the type of asset and fund type invested;

(6) state the maturity date of each separately invested asset that has a maturity date;

(7) state the account or fund or pooled group fund in the state agency or local government for which each individual investment was acquired; and

(8) state the compliance of the investment portfolio of the state agency or local government as it relates to:

(A) the investment strategy expressed in the agency's or local government's investment policy; and

(B) relevant provisions of this chapter.

(c) The report shall be presented not less than quarterly to the governing body and the chief executive officer of the entity within a reasonable time after the end of the period.

(d) If an entity invests in other than money market mutual funds, investment pools or accounts offered by its depository bank in the form of certificates of deposit, or money market accounts or similar accounts, the reports prepared by the investment officers under this section shall be formally reviewed at least annually by an independent auditor, and the

result of the review shall be reported to the governing body by that auditor.

Added by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995. Amended by Acts 1997, 75th Leg., ch. 1421, Sec. 12, eff. Sept. 1, 1997.

Amended by:

Acts 2011, 82nd Leg., R.S., Ch. 1004 (H.B. [2226](#)), Sec. 9, eff. June 17, 2011.

Sec. 2256.024. SUBCHAPTER CUMULATIVE. (a) The authority granted by this subchapter is in addition to that granted by other law. Except as provided by Subsection (b), this subchapter does not:

- (1) prohibit an investment specifically authorized by other law; or
- (2) authorize an investment specifically prohibited by other law.

(b) Except with respect to those investing entities described in Subsection (c), a security described in Section [2256.009](#)(b) is not an authorized investment for a state agency, a local government, or another investing entity, notwithstanding any other provision of this chapter or other law to the contrary.

(c) Mortgage pass-through certificates and individual mortgage loans that may constitute an investment described in Section [2256.009](#)(b) are authorized investments with respect to the housing bond programs operated by:

- (1) the Texas Department of Housing and Community Affairs or a nonprofit corporation created to act on its behalf;
- (2) an entity created under Chapter 392, Local Government Code; or
- (3) an entity created under Chapter 394, Local Government Code.

Added by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995.

Sec. 2256.025. SELECTION OF AUTHORIZED BROKERS. The governing body of an entity subject to this subchapter or the designated investment committee of the entity shall, at least annually, review, revise, and adopt a list of qualified brokers that are authorized to engage in investment transactions with the entity.

Added by Acts 1997, 75th Leg., ch. 1421, Sec. 13, eff. Sept. 1, 1997.

Sec. 2256.026. STATUTORY COMPLIANCE. All investments made by entities must comply with this subchapter and all federal, state, and local statutes, rules, or regulations.

Added by Acts 1997, 75th Leg., ch. 1421, Sec. 13, eff. Sept. 1, 1997.

SUBCHAPTER B. MISCELLANEOUS PROVISIONS

Sec. 2256.051. ELECTRONIC FUNDS TRANSFER. Any local government may use electronic means to transfer or invest all funds collected or controlled by the local government.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995.

Sec. 2256.052. PRIVATE AUDITOR. Notwithstanding any other law, a state agency shall employ a private auditor if authorized by the legislative audit committee either on the committee's initiative or on request of the governing body of the agency.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995.

Sec. 2256.053. PAYMENT FOR SECURITIES PURCHASED BY STATE. The comptroller or the disbursing officer of an agency that has the power to invest assets directly may pay for authorized securities purchased from or through a member in good standing of the National Association of Securities Dealers or from or through a national or state bank on receiving an invoice from the seller of the securities showing that the securities have been purchased by the board or agency and that the amount to be paid for the securities is just, due, and unpaid. A purchase of securities may not be made at a price that exceeds the existing market value of the securities.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995; Acts 1997, 75th Leg., ch. 1423, Sec. 8.67, eff. Sept. 1, 1997.

Sec. 2256.054. DELIVERY OF SECURITIES PURCHASED BY STATE. A security purchased under this chapter may be delivered to the comptroller, a bank, or the board or agency investing its funds. The delivery shall be made under normal and recognized practices in the securities and banking industries, including the book entry procedure of the Federal Reserve Bank.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995; Acts 1997, 75th Leg., ch. 1423, Sec. 8.68, eff. Sept. 1, 1997.

Sec. 2256.055. DEPOSIT OF SECURITIES PURCHASED BY STATE. At the direction of the comptroller or the agency, a security purchased under this chapter may be deposited in trust with a bank or federal reserve bank or branch designated by the comptroller, whether in or outside the state. The deposit shall be held in the entity's name as evidenced by a trust receipt of the bank with which the securities are deposited.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995; Acts 1997, 75th Leg., ch. 1423, Sec. 8.69, eff. Sept. 1, 1997.

Regular City Council

Agenda Item

Meeting Date: September 21, 2015

Data Sheet

Topic:

Consideration to approve **ZONING CASE P15-094**: Request by the City of Tomball to amend Chapter 50-82 (b) ("Use Charts") of the City's Zoning Ordinance to allow a "Museum" with a Conditional Use Permit in the Agricultural, Single-Family Estate Residential-20, Single-Family Residential-9, Single-Family Residential-6, Duplex, Multi-Family, and Manufactured Home Park Districts.

- Conduct Public Hearing on **ZONING CASE P15-094**
- Adopt, on First Reading, Ordinance No. 2015-19, an Ordinance Of The City Of Tomball, Texas, Amending Its Zoning Ordinance By Amending Section 50-82 (B) ("Use Charts") By Allowing A "Museum" With A Conditional Use Permit In The Agricultural, Single-Family Estate Residential-20, Single-Family Residential-9, Single-Family Residential-6, Duplex, Multi-Family, And Manufactured Home Park Districts; Providing For A Penalty Of An Amount Not To Exceed \$2,000 For Each Day Of Violation Of Any Provision Hereof; Making Findings Of Fact; And Providing For Other Related Matters.

Background:

On Monday, September 14, 2015, the Planning and Zoning Commission voted to recommend approval of Zoning Case P15-094. The motion was 4 votes Aye, and 1 vote Nay.

Origination:

Recommendation:

Approval

Funding:

Party(ies) responsible for placing this item on agenda:

Community Development Department

ACTION TAKEN		
APPROVAL	READINGS PASSED	OTHER
☐ YES ☐ NO	☐ 1 ST ☐ 2 ND	

ATTACHMENTS:

Ordinance No. 2015-19
Notice of Public Hearing
P15-094 Staff Report

ORDINANCE NO. 2015-19

AN ORDINANCE OF THE CITY OF TOMBALL, TEXAS, AMENDING ITS ZONING ORDINANCE BY AMENDING SECTION 50-82 (B) (“USE CHARTS”) BY ALLOWING A “MUSEUM” WITH A CONDITIONAL USE PERMIT IN THE AGRICULTURAL, SINGLE-FAMILY ESTATE RESIDENTIAL-20, SINGLE-FAMILY RESIDENTIAL-9, SINGLE-FAMILY RESIDENTIAL-6, DUPLEX, MULTI-FAMILY, AND MANUFACTURED HOME PARK DISTRICTS; PROVIDING FOR A PENALTY OF AN AMOUNT NOT TO EXCEED \$2,000 FOR EACH DAY OF VIOLATION OF ANY PROVISION HEREOF; MAKING FINDINGS OF FACT; AND PROVIDING FOR OTHER RELATED MATTERS.

* * * * *

WHEREAS, the City of Tomball has requested that Section 50-82 (b) (“Use Charts”) of the Zoning Ordinance be amended by allowing a “Museum” with a Conditional Use Permit in the Agricultural, Single-Family Estate Residential-20, Single-Family Residential-9, Single-Family Residential-6, Duplex, Multi-Family, and Manufactured Home Park Districts;

WHEREAS, the Planning & Zoning Commission and the City Council of the City of Tomball, Texas, have published notice and conducted hearings regarding the request to amend the City’s Zoning Ordinance;

WHEREAS, all persons desiring to comment on the proposal were given a full and complete opportunity to be heard; and

WHEREAS, the Planning & Zoning Commission recommended in its final report that the City Council approve the proposed amendment to the Zoning Ordinance;

WHEREAS, having considered the recommendation of the Planning & Zoning Commission, the City Council has determined to adopt their recommendation and to amend the City’s Zoning Ordinance as provided herein;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TOMBALL, TEXAS, THAT:

Section 1. The City Council finds that the facts and matters set forth in the preamble of this Ordinance are true and correct.

Section 2. Section 50-82 (b) (“Use Charts”) of the Comprehensive Zoning Ordinance is hereby amended by adding the following text:

Types of Land Uses	Residential Zoning Districts							Non-Residential Zoning Districts				OT&MU	Parking Ratio (Also see Section 50-112)
	AG	SF-20-E	SF-9	SF-6	D	MF	MHP	O	GR	C	LI		
Institutional/Governmental													
Museum	C	C	C	C	C	C	C	C	P	P	P	P	See Section 50-112

Section 3. In the event any section, paragraph, subdivision, 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 or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of Tomball, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, or whether there be one or more parts.

Section 4. Any person who shall violate any provision of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction, shall be fined in an amount not to exceed \$2,000. Each day of violation shall constitute a separate offense.

Section 5. This Ordinance shall become effective fourteen days after the final reading and adoption of this Ordinance when the caption hereof is caused to be published once in the official newspaper of the City, by the City Secretary, as required by law. The City Secretary is directed to publish the caption of this Ordinance in the City's official newspaper within 14 days after the passage of the ordinance.

FIRST READING:

READ, PASSED AND APPROVED AS SET OUT BELOW AT THE MEETING OF THE CITY COUNCIL OF THE CITY OF TOMBALL HELD ON THE 21ST DAY OF SEPTEMBER 2015.

COUNCILMAN HUDGENS	_____
COUNCILMAN STOLL	_____
COUNCILMAN DEGGES	_____
COUNCILMAN TOWNSEND	_____
COUNCILMAN QUINN	_____

SECOND READING:

READ, PASSED AND APPROVED AS SET OUT BELOW AT THE MEETING OF THE CITY COUNCIL OF THE CITY OF TOMBALL HELD ON THE 5TH DAY OF OCTOBER 2015.

COUNCILMAN HUDGENS
COUNCILMAN STOLL
COUNCILMAN DEGGES
COUNCILMAN TOWNSEND
COUNCILMAN QUINN

Gretchen Fagan, Mayor

ATTEST:

Doris Speer, City Secretary

**NOTICE OF PUBLIC HEARING
CITY OF TOMBALL
PLANNING & ZONING COMMISSION (P&Z)
SEPTEMBER 14, 2015
&
CITY COUNCIL
SEPTEMBER 21, 2015**



Notice is Hereby Given that a Public Hearing will be held by the P&Z of the City of Tomball on **Monday, September 14, 2015, at 6:00 P.M.**, at City Hall, 401 Market Street, Tomball, Texas and by the City Council of the City of Tomball on **Monday, September 21, 2015, at 6:00 P.M.** at City Hall, 401 Market Street, Tomball Texas. On such dates, the P&Z and City Council will consider the following:

ZONING CASE P15-094: Request by the City of Tomball to amend Chapter 50-82 (b) (“Use Charts”) of the City’s Zoning Ordinance to allow a “Museum” with a Conditional Use Permit in the Agricultural, Single-Family Estate Residential-20, Single-Family Residential-9, Single-Family Residential-6, Duplex, Multi-Family, and Manufactured Home Park Districts.

At the public hearings, parties of interest and citizens will have the opportunity to be heard. All citizens of the City of Tomball, and any other interested parties, are invited to attend. Applications are available for public inspection Monday through Friday, except holidays, at the Public Works Building, located at 501 James Street, Tomball, TX 77375. Further information may be obtained by contacting the Assistant City Planner, Amelia Vasquez, at (281) 290-1410 or at avasquez@tomballtx.gov.

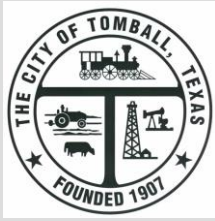
C E R T I F I C A T I O N

I hereby certify that the above notice of meeting was posted on the bulletin board of City Hall; City of Tomball, Texas, a place readily accessible to the general public at all times, on the 10th day of September 2015 by 5:00 p.m., and remained posted for at least 72 continuous hours preceding the scheduled time of said meeting.

Amelia Vasquez

Amelia Vasquez
Secretary of the Board

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please feel free to contact the City Secretary’s office at (281) 290-1002 or FAX (281) 351-6256 for further information. AGENDAS MAY ALSO BE VIEWED ONLINE AT www.tomballtx.gov.



Text Amendment Staff Report

Planning & Zoning Commission Hearing Date: September 14, 2015

ZONING CASE P15-094: Request by the City of Tomball to amend Chapter 50-82 (b) (“Use Charts”) of the City’s Zoning Ordinance to allow a “Museum” with a Conditional Use Permit in the Agricultural, Single-Family Estate Residential-20, Single-Family Residential-9, Single-Family Residential-6, Duplex, Multi-Family, and Manufactured Home Park Districts.

PROPOSED AMENDMENTS

Section 50-82 (b) “Use Charts”

Types of Land Uses	Residential Zoning Districts							Non-Residential Zoning Districts				OT&MU	Parking Ratio (Also see Section 50-112)
	AG	SF-20-E	SF-9	SF-6	D	MF	MHP	O	GR	C	LI		
Institutional/Governmental													
Museum	C	C	C	C	C	C	C	C	P	P	P	P	See Section 50-112

BACKGROUND

The Gulf Coast Chapter of the National Railway Historical Society is working with the City of Tomball to open a railroad museum in Tomball’s Depot area. Additionally, Tomball Heritage Museum/Museum Center is interested in making minor additions to their existing site in Tomball. Both of the locations in question are zoned residential, which does not permit museums by-right or with the approval of a Conditional Use Permit (CUP). This request, if approved, would permit “Museums” with the approval of a CUP in all residential districts. This would allow the expansion of existing museums and the construction of new museums with the approval of a CUP.

ANALYSIS

Section 50-82 (b) of the Zoning Ordinance currently allows a “Museum” by right in the Old Town & Mixed Use, Light Industrial, Commercial, and General Retail Districts and by CUP in the Office District. This use is prohibited in the remaining districts which are residential and include: Agricultural; Single-Family Estate Residential-20; Single-Family Residential-9; Single-Family Residential-6; Duplex; Multi-Family; and Manufactured Home Park Districts.

Section 50-82 of the Zoning Ordinance currently allows numerous other uses of equal or greater intensity than “Museum” by right and with a CUP in the City’s residential zoning districts. These uses include, but are not limited to, “Country Club (Private),” “Civic Center (Municipal),” “Community or Social Buildings,” “Governmental Building or Use (County, State, or Federal),” and

“School – College or University.” A “Museum” is not anticipated to have any more negative impact on adjacent residential districts than the uses listed above. Additionally, by limiting the proposed use to be allowed in residential zoning districts but only with the approval of a by CUP, the Planning & Zoning Commission and City Council will be able to determine the impact and feasibility of the project on a case-by-case basis.

PUBLIC COMMENT

A public hearing notice was published in the Tomball Tribune on August 31, 2015. No public comment forms have been received as of September 10, 2015.

RECOMMENDATION

Based on the findings outlined in the analysis section of this staff report, City staff recommends **APPROVAL** of Zoning Case P15-094.

Regular City Council Agenda Item Data Sheet

Meeting Date: September 21, 2015

Topic:

Approve the following plat as recommended by the Planning and Zoning Commission:

- **REPLAT OF THE RESERVE AT SPRING LAKE SECTION TWO**: 41.26 Acres Being a Replat of Section Two Reserve at Spring Lake, Section Two, Recorded Under Filmcode 675047 M.R. H.C.T. Located in the Joseph Miller League, A-50 W.H. Clemens Survey, A-1641 Harris County, Texas, City of Tomball, Texas.

Background:

On September 14, 2015 the Planning and Zoning Commission unanimously voted to recommend approval of Replat of the Reserve at Spring Lake Section Two with contingencies.

Origination:**Recommendation:****Funding:****Party(ies) responsible for placing this item on agenda:**

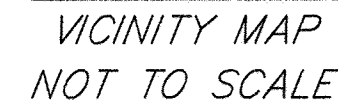
Community Development Department

ACTION TAKEN		
APPROVAL	READINGS PASSED	OTHER
☐ YES ☐ NO	☐ 1 ST ☐ 2 ND	

ATTACHMENTS:

Replat of the Reserve at Spring Lake Section Two

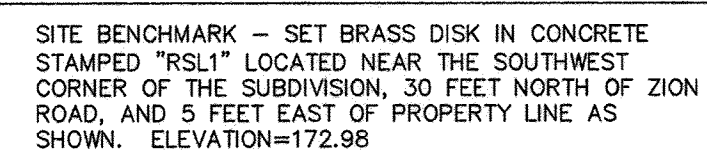
2. All oil/gas wells with ownership (plugged, abandoned, and/or active) through the subdivision have been shown.
3. No building or structure shall be constructed across any pipelines, building lines, and/or easements. Building setback lines will be required adjacent to oil/gas pipelines. The setbacks at a minimum should be 15 feet off centerline of low pressure gas lines and 30 feet off centerline of high pressure gas lines.
4. This plat does not attempt to amend or remove any valid covenants or restrictions.
5. The building lines shown on this plat shall be in addition to, and shall not limit or replace, any building lines required by the City of Tomball Code of Ordinances at the time of the development of the property.
6. Bearings based on Texas South Central State Plane Coordinates (Nad 83).
7. Unless otherwise indicated, the building line (B.L.), whether one or more, shown on this plat are established to evidence compliance with the applicable provisions of Chapter 14, Code of Ordinances, City of Tomball, Texas, in effect at the time this plat was approved, which may be amended from time to time.
8. The coordinates shown hereon are Texas South Central Zone No. 4204 State Plane Grid Coordinates (Nad83) and may be brought from surface by applying the following combined scale factor of .99992227
9. All corners are set 5/8 inch iron rods w/cap unless otherwise shown or noted.
10. There is a One-foot reserve dedicated as a buffer separation between the side or end of streets where such streets abut adjacent property, the portion of this dedication being that when the adjacent property is subdivided or re-subdivided in a recorded subdivision plat, the one-foot reserve shall thereupon become vested for street right-of-way purposes.
11. Private Access Easement dedicated for use as temporary road until street is extended in a recorded plat.
12. Gas and Water lines are located along Ulrich Road.
13. Magnolia Pipeline Company Easement recorded in Volume 1554, Page 135, Volume 1554, Page 136 and Volume 1546, Page 296, Humble Oil Refining Company Easement recorded in Volume 1663, Page 389 and Teppco Crude Pipeline, L.P. recorded in Volume 941, Page 258 of the Deed Records of Harris County, Texas are blanket easements.
14. Right-of-Way and easement for pipeline purposes, as granted to Humble Oil and Refining Company, now known as Exxon Corporation by instruments recorded in Volume 2844, Page 672 and Volume 3496, Page 459, both of the Deed Records of Harris County, Texas amended and defined by instrument filed for record under Harris County Clerk's File No. K547140. It does not affect subject property.
15. Public easements denoted on this plat are hereby dedicated to the public hereafter. Any public utility, including the City of Tomball, shall have the right at all times, of ingress and egress to and from and upon said easements for the purpose of construction, reconstruction, inspection, patrolling, maintaining and adding to or removing all or part of its respective systems without the necessity of any time of day or other public utility the permission of the property owner. Any public utility, including the City of Tomball, shall have the right to move and keep moved all or part of any building, fences, trees, shrubs, other growths or improvements that in any way endanger or interfere with the construction, maintenance or efficiency of it's respective systems on any of the easements shown on this plat. Neither the City of Tomball nor any other public utility will be responsible for any damages to property within an easement arising out of the removal or relocation of any obstruction in the public easement.
16. Subject tract any and all easements, building lines, etc, as set out by the plat recorded under Film Code No. 645045 of the Map Records of Harris County, Texas.
17. Agreement for Underground Electric Service filed under Clerk's File No. 20120477324 of the Real Property Records of Harris County, Texas, is blanket in nature and affects all of Section 1.
18. Short Form Blanket Easement for Certain Utilities as granted by instrument filed under Clerk's File No. 20120478547 of the Real Property Records of Harris County, Texas, is blanket in nature and affects all of Section 1.
19. Memorandum of Agreement by and between Zion Road Properties, LLC and Legend Classic Homes, Ltd. d/b/a Princeton Classic Homes by instrument filed under Clerk's File No. 20120178700 of the Real Property Records of Harris County, Texas, affects Section 1.



According to FEMA Firm Panel No. 48201C0230L & 48201C0265L (Effective Date June 18, 2007), part of this property is in Zone "X" and determined to be outside 100 year flood plain"; No portion of this plat lies within a designated Special Flood Hazard Area, inundated by 100 year flood or Other Flood Areas.

Warning: Part of this site is within an identified Special Flood Hazard Area, this statement does not imply that the property and/or the structures thereon will be free from flooding or flood damage. This determination has been made by scaling the property on the referenced map and is not the result of an elevation survey. This flood statement shall not create liability on the part of the surveyor.

Floodplain	Acreage (approximate)
Floodway	0.00 acres
1% Floodplain	0.00 acres
0.2% Floodplain	0.00 acres
Zone "X" Floodplain (outside 0.2%)	41.26 acres



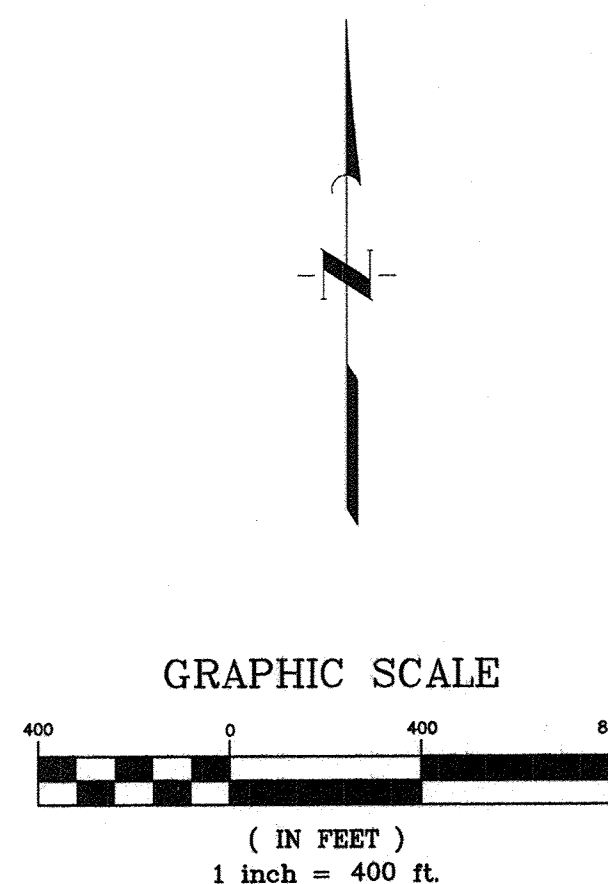
41.26 Acres (1,797,375 Sq. Ft.)
BEING A REPLAT OF SECTION TWO
RESERVE AT SPRING LAKE, SECTION TWO
RECORDED UNDER FILM CODE 675047 M.R. H.C.T.
LOCATED IN THE
JOSEPH MILLER LEAGUE, A-50
W.H. CLEMENS SURVEY, A-1641
HARRIS COUNTY, TEXAS
CITY OF TOMBALL, TEXAS
5 BLOCKS 29 LOTS 1 RESERVE
SEPTEMBER 2015

REASON FOR REPLAT:
TO REMOVE 30' BUILDING LINE

MLC/DJS

JOB No. 0451-0005

SUMMARY TABLE OF LOT(S)			FLOODPLAIN AREA	
BLOCK 1			1%	2%
LOT	SQ. FT.	ACRE(S)	ACRE(S)	ACRE(S)
1	5644.87	1.2958	0.0000	0.0000
2	57,81.88	1.3127	0.0000	0.0000
3	61303.73	1.4073	0.0000	0.0000
4	45113.76	1.0356	0.0000	0.0000
5	43654.99	1.0021	0.0000	0.0000
6	45026.58	1.0338	0.0000	0.0000
7	14762.71	0.2835	0.0000	0.0000
8	40586.68	1.0086	0.0000	0.0000
9	45983.71	1.0556	0.0000	0.0000
10	46811.52	1.0746	0.0000	0.0000
11	47616.51	1.0931	0.0000	0.0000
12	55617.66	1.2768	0.0000	0.0000
13	166333.03	3.8185	0.0000	0.0000
BLOCK 2			FLOODPLAIN AREA	
LOT	SQ. FT.	ACRE(S)	1%	2%
1	52016.10	1.1941	0.0000	0.0000
2	21666.10	1.1880	0.0000	0.0000
3	48456.22	1.1124	0.0000	0.0000
4	40536.40	1.0102	0.0000	0.0000
5	50686.38	1.1630	0.0000	0.0000
BLOCK 3			FLOODPLAIN AREA	
LOT	SQ. FT.	ACRE(S)	1%	2%
1	43712.59	1.0035	0.0000	0.0000
2	43720.42	1.0038	0.0000	0.0000
3	60334.07	1.3851	0.0000	0.0000
4	61564.30	1.4133	0.0000	0.0000
5	43935.61	1.0086	0.0000	0.0000
BLOCK 4			FLOODPLAIN AREA	
LOT	SQ. FT.	ACRE(S)	1%	2%
1	46667.42	1.0713	0.0000	0.0000
2	43749.91	1.0048	0.0000	0.0000
3	44767.92	1.0134	0.0000	0.0000
4	43686.06	1.0007	0.0000	0.0000
BLOCK 5			FLOODPLAIN AREA	
LOT	SQ. FT.	ACRE(S)	1%	2%
1	43672.74	1.0025	0.0000	0.0000
2	44718.09	1.0265	0.0000	0.0000



TOWN & COUNTRY SURVEYORS, LLC
25307 NORTH FREEWAY, SUITE 100
THE WOODLANDS, TX 77380
(281)465-8730
FAX (281)465-8731

SURVEYOR

ENGINEER:
DAVID P. KELLY II, P.E.
DPK ENGINEERING, LLC
32719 WINDSOR TERRACE
FULSHEAR, TX 77441
PH: 281-346-2616

OWNER\DEVELOPER:
ZION ROAD PROPERTIES
ROBERT M. ALLEN, PRESIDENT
9977 W. SAM HOUSTON PKWY N., #150
HOUSTON, TX 77064
PH: 281-477-8688

LEGEND:

BUILDING LINE
UTILITY EASEMENT
AERIAL EASEMENT
CITY OF TOMBALL UTILITY EASEMENT
DRAINAGE EASEMENT (PRIVATE)
FOUND 5/8 INCH IRON RODS
BLOCK NUMBER
SURVEY LINE

B.L.
U.E.
A.E.
C.O.T. U.E.
D.E.
©
①

LINE	BEARING	LENGTH
L1	N08°11'52"W	13.70
L2	N08°11'52"W	53.69
L3	N00°57'46"W	15.91
L4	S08°11'52"E	16.40
L5	N08°11'52"W	5.02

CURVE	RADIUS	LENGTH	DELTA	CHD. BRG	CHD.
C1	530.00	121.05	13°05'10"	S04°19'38"W	120.79
C2	500.00	129.14	14°47'54"	S05°11'00"W	128.78
C3	470.00	100.77	12°17'04"	S03°55'35"W	100.58
C4	470.00	20.62	2°30'50"	S11°19'33"W	20.62
C5	530.00	15.84	1°42'45"	S11°43'35"W	15.84
C6	780.00	32.92	2°25'06"	N11°26'34"E	32.91
C7	750.00	199.02	15°12'15"	N05°02'59"E	198.44
C8	720.00	190.95	15°11'44"	N05°03'14"E	190.39
C9	780.00	174.18	12°47'39"	N03°50'12"E	173.81
C10	60.00	118.64	113°17'21"	N83°53'01"E	100.23
C11	60.00	38.44	36°42'39"	S21°06'59"E	37.79
C12	60.00	63.16	60°18'49"	S27°23'46"W	60.28
C13	60.00	93.92	89°41'11"	N77°36'14"W	84.62
C14	240.00	23.65	5°38'45"	N05°22'30"W	23.64
C15	270.00	26.60	5°38'45"	N05°22'30"W	26.59
C16	300.00	29.56	5°38'45"	N05°22'30"W	29.55
C17	60.00	129.08	123°15'56"	S04°19'48"E	105.59
C18	60.00	39.75	37°57'14"	S76°16'47"W	39.02
C19	60.00	145.28	138°43'53"	N15°22'39"W	112.30
C20	270.00	87.12	18°29'11"	N83°31'03"W	86.74
C21	300.00	96.80	18°29'11"	N83°31'03"W	96.38
C22	330.00	79.26	13°45'42"	N85°52'48"W	79.07
C23	330.00	27.21	4°43'30"	N76°38'13"W	27.21
C24	330.00	7.66	1°19'50"	N73°36'33"W	7.66
C25	300.00	33.79	6°27'13"	N71°02'51"W	33.77
C26	270.00	111.63	23°41'22"	N62°25'47"W	110.84
C27	300.00	90.25	17°14'09"	N59°12'11"W	89.91
C28	330.00	68.69	11°55'32"	N56°32'52"W	68.56
C29	330.00	75.57	13°07'14"	S57°08'43"E	75.40
C30	300.00	219.37	41°53'49"	S71°32'01"E	214.52
C31	270.00	148.37	31°29'05"	S74°00'15"E	146.51
C32	330.00	165.74	28°46'36"	S78°05'38"E	164.00
C33	270.00	12.89	2°44'08"	N88°53'09"E	12.89

CALLLED 26.5 ACRES EACH
TOMBALL GUN CLUB
CCF 8717054 OPRRP HCT

CALLLED 4.0000 ACRES
PRICILA BROWN
HARRIS COUNTY APPRAISAL DISTRICT
ACCOUNT NO. 041-006-002-0022

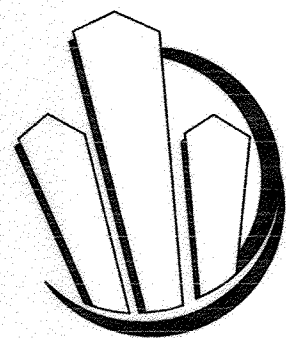
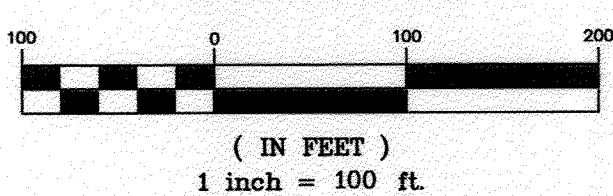
CALLLED 155.696 ACRES
HOBBY H. MOCALL LIVING TRUST
CCF NO. P816725 OPRRP HCT
PROPOSED SUBDIVISION

REPLAT OF THE RESERVE AT SPRING LAKE SECTION TWO

41.26 Acres (1,797,375 Sq. Ft.)
BEING A REPLAT OF SECTION TWO
RESERVE AT SPRING LAKE, SECTION TWO
RECORDED UNDER FILMCODE 675047 M.R. H.C.T.
LOCATED IN THE
JOSEPH MILLER LEAGUE, A-50
W.H. CLEMENS SURVEY, A-1641
HARRIS COUNTY, TEXAS
CITY OF TOMBALL, TEXAS
5 BLOCKS 29 LOTS 1 RESERVE
SEPTEMBER 2015

REASON FOR REPLAT:
TO REMOVE 30' BUILDING LINE

GRAPHIC SCALE



TOWN & COUNTRY SURVEYORS, LLC
25307 NORTH FREEWAY, SUITE 100
THE WOODLANDS, TX 77380
(281)465-8730
FAX (281)465-8731

STATE OF TEXAS
COUNTY OF HARRIS

WE, Zion Road Properties, LLC, acting by and through Robert M. Allen, General Manager, being officer of Zion Properties, LLC, hereinafter referred to as owners of the 41.26 acre tract described in the above and foregoing plat of Replat of the Reserve at Spring Lake Section Two, do hereby make and establish said subdivision and development plat of said property according to all liens, dedications, restrictions and notations on said maps or plat and hereby dedicate to the use of the public forever, all streets (except those streets designated as private streets, or permanent access easements), alleys, parks, water courses, drains, easements and public places shown thereon for the purpose and considerations therein expressed; and do hereby bind ourselves, our heirs, successors and assigns to warrant and forever defend the title on the land so dedicated.

FURTHER, owners have dedicated and by these presents do dedicate to the use of the public for public utility purposes forever an unobstructed aerial easements, five (5) feet in width from a plane twenty (20) feet above the ground level upward, located adjacent to all public utility easements shown hereon.

FURTHER, owners do hereby covenant and agree that all of the property within the boundaries of this plat shall be restricted to provide that drainage structures under private driveways shall have a net drainage opening area of sufficient size to permit the free flow of water without backwater and in no instance have a drainage opening of less than one and three quarters square feet (18-inch diameter) with culverts or bridges to be provided for all private driveways or walkways crossing such drainage facilities.

FURTHER, Owners do hereby dedicate to the public a strip of land fifteen (15) feet wide on each side of the center line of any and all bayous, creeks, gullies, ravines, draws, sloughs, or other natural drainage courses located in said plat, as easements for drainage purposes, giving the City of Tomball, Harris County, or any other governmental agency, the right to enter upon said easement at any times for the purpose of construction and maintenance of drainage facilities and structures.

FURTHER, Owners do hereby covenant and agree that all of the property within the boundaries of this plat and adjacent to any drainage easement, ditch, gully, creek or natural drainage way is hereby restricted to keep such drainage ways and easements clear of fences, buildings, planting and other obstructions to the operations and maintenance of the drainage facility and that such abutting property shall not be permitted to drain directly into this easement except by means of an approved drainage structure.

IN TESTIMONY WHEREOF, Zion Road Properties, LLC, has caused these presents to be signed by Robert M. Allen, its General Manager, thereunto authorized, attested by its Secretary, Gary Kolkhorst, and its common seal hereunto affixed this 10th day of SEPTEMBER, 2015.

Zion Road Properties, LLC

By: Robert M. Allen
Robert M. Allen, General Manager

Attest: Gary Kolkhorst
By: Gary Kolkhorst, Secretary

STATE OF TEXAS
COUNTY OF HARRIS

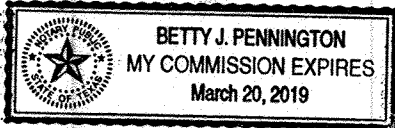
BEFORE ME, the undersigned authority, on this day personally appeared Robert M. Allen and Gary Kolkhorst, General Manager of Zion Properties, LLC, known to me to be the persons whose name is subscribed to the foregoing instrument and acknowledgment to me that they executed the same for the purposes and considerations therein expressed and in the capacity therein and herein stated, and as the act and deed of said corporation.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 10th day of September, 2015

Betty J. Pennington
Notary Public in and for the State of Texas

Print name: Betty J. Pennington

My Commission expires: March 20, 2019



THE STATE OF TEXAS
COUNTY OF HARRIS

We, Commercial State Bank, owners and holders of a lien against the property described in the plat known as Replat of the Reserve at Spring Lake Section Two, said lien being evidenced by instrument of record in Clerk's File Nos. 20120109562, 20120109565, 2014131818, 20130108089, 20130108099, 20140358187 & 20140358188 of the Official Public Records of Harris County, Texas, do hereby in all things subordinate our interest in said property to the purposes and effects of said plat and the dedications and restrictions shown herein to said plat and we hereby confirm that we are the present owners of said lien and have not assigned the same nor any part thereof.

Brian Bonner
Brian Bonner
Commercial State Bank
10203 Birchridge, Suite 100
Humble, Texas 77338

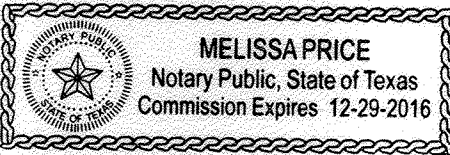
THE STATE OF TEXAS
COUNTY OF HARRIS

BEFORE ME, the undersigned authority, on this day personally appeared Brian Bonner, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purposes and considerations therein expressed and in the capacity therein and herein stated, and as the act and deed of said corporation.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 10th day of September 2015

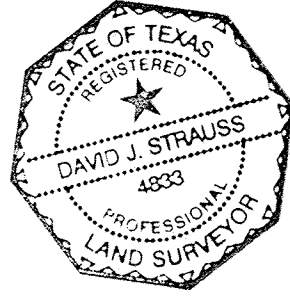
Melissa Price
Notary Public in and for the State of Texas

My Commission Expires: 12/20/16



I, David Strauss, am registered under the laws of the State of Texas to practice the profession of surveying and hereby certify that the above subdivision is true and correct; was prepared from an actual survey of the property made under my supervision on the ground; that all boundary corners, angle points, points of curvature, and other points of reference have been marked with iron (or other suitable permanent metal) pipes or rods having an outside diameter of not less than three-quarter inch (3/4") and a length of not less than three feet (3'); and that the plat boundary corners have been tied to the nearest survey corner.

David Strauss
David Strauss, Registered Professional Land Surveyor
Texas Registration No. 4833



We, The City Manager and City Engineer for the City of Tomball, do hereby certify that this plat complies with the City of Tomball's Ordinances.

By: George Shackelford By: Lori Lakatos
City Manager P.E.
City Engineer

This is to certify that the Planning & Zoning Commission of the City of Tomball, Texas, has approved this plat and subdivision of Replat of the Reserve at Spring Lake Section Two in conformance with the laws of the State of Texas and the ordinances of the City of Tomball as shown hereon and authorized the recording of this plat this ____ day of _____, 2015.

By: Barbara Tague By: Darrell Roquemore
Chairman Vice Chairman

This is to certify that the City accepts the Planning & Zoning Commission's authorized approval and acceptance of all dedicated public easements in Conformance with the laws of the State of Texas and the ordinances of the City of Tomball as shown hereon and authorized the recording of this plat this ____ day of _____, 2015.

By: Gretchen Fagan By: Doris Speer
Mayor City Secretary

I, Stan Stanart, County Clerk of Harris County, Texas, do hereby certify that the within instrument with its certificate of authentication was filed for registration in my office on _____, 2015, at _____ o'clock ____M., and duly recorded on _____, 2015, at _____ o'clock ____M., and at Film Code Number _____ of the Map Records of Harris County for said county.

Witness my hand and seal of office, at Houston, the day and date last above written.

Stan Stanart
County Clerk
of Harris County, Texas

By: _____
Deputy

REPLAT OF THE RESERVE AT SPRING LAKE SECTION TWO

41.26 Acres (1,797,375 Sq. Ft.)
BEING A REPLAT OF SECTION TWO
RESERVE AT SPRING LAKE, SECTION TWO
RECORDED UNDER FILMCODE 675047 M.R. H.C.T.
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5 BLOCKS 29 LOTS 1 RESERVE
SEPTEMBER 2015

REASON FOR REPLAT:
TO REMOVE 30' BUILDING LINE

OWNER\DEVELOPER:
ZION ROAD PROPERTIES
ROBERT M. ALLEN, PRESIDENT
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ENGINEER:
DAVID P. KELLY II, P.E.
DPK ENGINEERING, LLC
32719 WINDSOR TERRACE
FULSHEAR, TX 77441
PH: 281-346-2616



SURVEYOR:

TOWN & COUNTRY SURVEYORS, LLC
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