

**SEABROOK CITY COUNCIL
NOTICE OF REGULAR CITY COUNCIL MEETING
TUESDAY, NOVEMBER 19, 2013 - 6:30 PM**

NOTICE IS HEREBY GIVEN THAT THE SEABROOK CITY COUNCIL WILL MEET ON **TUESDAY NOVEMBER 19, 2013 AT 6:30 PM** IN THE SEABROOK CITY HALL COUNCIL CHAMBERS, 1700 FIRST STREET, SEABROOK, TX 77586, **TO DISCUSS, CONSIDER, AND IF APPROPRIATE, TAKE ACTION** WITH RESPECT TO THE ITEMS LISTED BELOW.

THIS FACILITY IS WHEELCHAIR ACCESSIBLE AND ACCESSIBLE PARKING SPACES ARE AVAILABLE. REQUESTS FOR OTHER ACCOMMODATIONS OR INTERPRETIVE SERVICES, MUST BE MADE, 48 HOURS PRIOR TO THIS MEETING. PLEASE CONTACT THE CITY SECRETARY'S OFFICE AT (281) 291-5600 OR FAX (281) 291-5710 FOR FURTHER INFORMATION.

PLEDGE OF ALLEGIANCE

1.0 PUBLIC COMMENTS AND ANNOUNCEMENTS

At this time we would like to listen to any member of the audience on any subject matter, whether or not that item is on the agenda. All comments are limited to a maximum of four minutes for each speaker. In accordance with the Open Meetings Act, members may not discuss or take action on any item that has not been posted on the agenda. When your name is called, please come to the podium and state your name and address clearly into the microphone before making your comments. Thank you.

- 1.1 Mayor, City Council and/or members of the city staff may make announcements about city/community events. (Council)

2.0 CONSENT AGENDA - Council will discuss, consider and if appropriate, take action on the items listed below.

All consent agenda items are considered by the City Council to be routine and will be enacted by one motion. There will be no separate discussion of these items unless a council member, city manager, city attorney or city secretary so requests, in which event the item will be removed from the Consent Agenda and considered immediately following the Consent Agenda.

 ATTACHMENT 1

- 2.1 Approve the Investment Report for 4th quarter 2012/13. (Lab)

 ATTACHMENT 2

- 2.2 Approve the October 2013 Municipal Court Report. (Ancira)

 ATTACHMENT 3

- 2.3 Approve the October 2013 Community Development Report. (Landis)

 ATTACHMENT 4

- 2.4 Approve the October 2013 Public Safety Report. (Holomon)

 ATTACHMENT 5

- 2.5 Approve the minutes of the November 5, 2013 special joint meeting of the City Council and the Planning & Zoning Commission. (Glaser)

 ATTACHMENT 6

- 2.6 Approve the minutes of the November 5, 2013 regular Council meeting. (Glaser)

 ATTACHMENT 7

- 2.7 Approve proposed Resolution No. 2013-22, "In Support of the 'Ike Dike'." (Council)

A RESOLUTION SUPPORTING THE "IKE DIKE PROJECT" FOR A COASTAL BARRIER TO PROTECT THE HOUSTON-GALVESTON REGION, INCLUDING GALVESTON BAY, FROM HURRICANE STORM SURGES; DIRECTING THE CITY SECRETARY TO SEND A CERTIFIED COPY OF THIS RESOLUTION TO REAR ADMIRAL ROBERT SMITH III, USN, PRESIDENT AND CHIEF EXECUTIVE OFFICER OF TEXAS A&M UNIVERSITY AT GALVESTON; PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION

 ATTACHMENT 8

- 2.8 Approve proposed Resolution No. 2013-23, "Opposing the Centennial Gate Concept in Its Current Form." (Royal)

A RESOLUTION OF THE CITY OF SEABROOK, TEXAS OPPOSING THE CENTENNIAL GATE CONCEPT IN ITS CURRENT FORM BEING PROPOSED BY THE RICE UNIVERSITY SSPEED CENTER (SEVERE STORM PREDICTION, EDUCATION AND EVACUATION FROM DISASTERS) AND PROVIDING FOR THE DELIVERY OF SUCH RESOLUTION TO THE SSPEED CENTER AS WELL AS TO REGIONAL ECONOMIC DEVELOPMENT AGENCIES AND STATE LEGISLATORS THAT REPRESENT SEABROOK

 ATTACHMENT 9

- 2.9 Approve second and final reading of proposed Ordinance No. 2013-24, "Ethics Review Commission, Change in Frequency of Required Meetings." (ERC)

AN ORDINANCE AMENDING THE CODE OF THE CITY OF SEABROOK, CHAPTER 2. "ADMINISTRATION", ARTICLE VI. "CODE OF

ETHICS", DIVISION 2. "ETHICS REVIEW COMMISSION", SEC. 2-209 "MEETINGS" BY CHANGING THE FREQUENCY OF REQUIRED MEETINGS FROM QUARTERLY TO SEMI-ANNUALLY. THIS ORDINANCE REPEALS ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HEREWITH; AND PROVIDES FOR SEVERABILITY.

END OF CONSENT AGENDA

3.0 NEW BUSINESS - Council will discuss, consider and if appropriate, take action on the items listed below.

📎 ATTACHMENT 10

- 3.1 Consider the feasibility of constructing a wall on the Carothers Coastal Gardens property for additional sound barrier. (Cook/Chairez)

📎 ATTACHMENT 11

- 3.2 Consider approval of the appointment of Gayle Cook as city manager and approval of an employment contract between the City and Ms. Cook. (Council)

📎 ATTACHMENT 12

- 3.3 - Consider first reading of proposed Ordinance No. 2013-25, "Regulation of Peddlers Itinerant Vendors, Hawkers, Solicitors and Canvassers." (Davis)

AN ORDINANCE AMENDING THE SEABROOK CITY CODE, CHAPTER 22, "BUSINESSES," ARTICLE III. "PEDDLERS AND SOLICITORS" BY DELETING THE EXISTING PROVISIONS IN ITS ENTIRETY AND REPLACING WITH NEW PROVISIONS UNDER THE SAME CHAPTER WITH REVISION TO TITLE OF ARTICLE III. TO BE ENTITLED "PEDDLERS, ITINERANT VENDORS, HAWKERS, SOLICITORS, AND CANVASSERS," TO UPDATE SUCH PROVISIONS REGULATING PEDDLERS, ITINERANT VENDORS, HAWKERS, SOLICITORS, AND CANVASSERS, HAWKERS, AND SOLICITORS, ESTABLISHING PROTECTIONS FOR HOMEOWNERS DESIRING TO AVOID PEDDLERS, SOLICITORS AND CANVASSERS, REGULATING HANDBILLS; PROVIDING A PENALTY IN AN AMOUNT OF \$500, OR THE MAXIMUM AMOUNT PROVIDED BY LAW FOR VIOLATION OF ANY PROVISION HEREOF BY INCLUSION IN THE CODE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR NOTICE.

📎 ATTACHMENT 13

- 3.4 Consider a request for preliminary approval of a Planned Unit Development (PUD) to create "The Commons at Seabrook", a 14.734 acre, 416 unit, luxury apartment complex, 6.58 acres of retail development and 1.295 acres for the construction of a public street. The required public hearing for this request was held on November 19 at 6:00 p.m. in joint session with the Planning & Zoning Commission. (Applicant)

4.0 ROUTINE BUSINESS - Council will discuss, consider and if appropriate, take action on the items listed below.

ATTACHMENT 14

- 4.1 Consider approval of the Action Items Checklist which is attached and made a part of this agenda. (Council)

ATTACHMENT 15

- 4.2 Establish future meeting dates and agenda items, including a determining a quorum for a special joint public hearing to be held with the Planning & Zoning Commission on December 17, 2013 at 6:00 p.m. (Council)

THE CITY COUNCIL RESERVES THE RIGHT TO HEAR ANY OF THE ABOVE DESCRIBED AGENDA ITEMS THAT QUALIFY FOR AN EXECUTIVE SESSION IN AN EXECUTIVE SESSION BY PUBLICLY ANNOUNCING THE APPLICABLE SECTION NUMBER OF THE OPEN MEETINGS ACT, (CHAPTER 551 OF THE TEXAS GOVERNMENT CODE) THAT JUSTIFIES EXECUTIVE SESSION TREATMENT.

CERTIFICATE

I certify that this notice was posted on the bulletin board on or before and that this notice will remain posted until the meeting has ended.

Meredith Brant

Meredith Brant, TRMC
Assistant City Secretary



TEXPOOL REPORT

MONTH OF JULY 2013
0.0531%

	BEGINNING BALANCE	TRANSFER IN/(OUT)	INT EARNED (Posted July)	ENDING BALANCE	PURPOSE OF FUND
GENERAL FUND - UNRESTRICTED	4,468,905.36	(571,406.51)	194.83	3,897,693.68	Working capital
ENTERPRISE FUND - UNRESTRICT	3,258,249.00	255,731.64	165.67	3,514,146.31	Working capital
ENTERPRISE FUND - RESTRICTED	300,000.00	0.00	Incl in above	300,000.00	Customer liability
CAPITAL IMPACT FEES	2,230,720.16	0.00	100.59	2,230,820.75	Water & sewer lines extensions & expansions
PARK FEES	15,713.87	0.00	0.71	15,714.58	Reserved for acquisition & development of park land
CHILD SAFETY PROGRAMS	15,117.87	0.00	0.88	15,118.55	Reserved for Child Safety/School Zones
FEDERAL SEIZURE	138,247.53	(18,193.95)	5.74	118,059.32	Criminal Investigation - Federal Funds
HOTEL/MOTEL FUND	767,112.88	55,039.71	35.19	822,187.58	Restricted for promotion of tourism
DEBT SERVICE FUND	2,872,426.04	7,886.76	129.53	2,880,444.33	Restricted for General fund reserves & yearly debt service
WTR/SWR BONDS	381,946.83	0.00	17.22	381,964.05	Funds transferred from Bond Mkt Acct to allow liquidity
FIRE BONDS	394,270.13	0.00	17.78	394,287.91	Funds transferred from Bond Mkt Acct to allow liquidity
STREET BONDS	39.71	(39.71)	0.00	(0.00)	Funds transferred from Bond Mkt Acct to allow liquidity
LIBRARY BONDS	5,909.17	0.00	0.27	5,909.44	Funds transferred from Bond Mkt Acct to allow liquidity
LAKESIDE DRIVE CERT DEP	232,556.03	100,000.00	10.64	332,566.67	
CRIME DISTRICT	84,250.03	124,950.94	3.78	209,204.75	Funds transferred from Bond Mkt Acct to allow liquidity
SEDC II - UNRESTRICTED	2,050,257.84	48,031.12	111.75	2,098,400.71	Seabrook Economic Development Corporation II
SEDC II - RESTRICTED FOR BONDS	223,755.00	0.00	Incl in above	223,755.00	SEDC II - Reserve for revenue bond debt service
SEDC II - RESTRICT FOR EMERGENCY	180,000.00	0.00	Incl in above	180,000.00	Emergency Reserve
STEP FUND	84,067.00	0.00	2.89	84,069.89	
PUBLIC SAFETY	65,142.62	0.00	2.94	65,145.56	
MUNI COURT - SECURITY FUND	25,652.12	0.00	1.16	25,653.28	Funds from fines to be used for security
COURT - TIME PAYMENT FEES	10,032.59	0.00	0.45	10,033.04	Funds from fines to be used to improve court
MUNI COURT - TECHNOLOGY FUND	8,481.54	0.00	0.38	8,481.92	
STABILIZATION FUND	801,189.15	0.00	36.13	801,235.28	
TOTAL TEXPOOL FUND	18,592,054.27	0.00	838.33	\$18,592,892.60	

The investment portfolio of the City of Seabrook is in compliance with the investment strategies expressed in the City's Investment Policy and relevant provisions of Chapter 2256 of the Local Government Code.

Pam Lab

Finance Director

TexPool Participant Services
C/O Federated Investors Inc.
1001 Texas Avenue, Suite 1400
Houston, TX 77002



Participant Statement

CITY OF SEABROOK
GENERAL ACCOUNT
ATTN: PAM LAB
1700 FIRST STREET
SEABROOK TX 77586-3540

Statement Period 07/01/2013 - 07/31/2013

Page 1 of 2

Customer Service 1-866-TEX-POOL
Location ID 000077632
Investor ID 000006495

TexPool Update

Do you need to update your authorized representatives on record with TexPool? Complete the updated Amending Resolution Changing Authorized Representatives located under Participant Services. The form now reflects who is eligible to sign.

TexPool Summary

Pool Name	Beginning Balance	Total Deposits	Total Withdrawals	Total Interest	Current Balance	Average Balance
Texas Local Government Investment Pool	\$18,592,054.27	\$0.00	\$0.00	\$838.33	\$18,592,892.60	\$18,592,081.31
Total Dollar Value	\$18,592,054.27	\$0.00	\$0.00	\$838.33	\$18,592,892.60	

Portfolio Value

Pool Name	Pool/Account	Market Value (07/01/2013)	Share Price (07/31/2013)	Shares Owned (07/31/2013)	Market Value (07/31/2013)
Texas Local Government Investment Pool	449/1011800001	\$18,592,054.27	\$1.00	18,592,892.600	\$18,592,892.60
Total Dollar Value		\$18,592,054.27			\$18,592,892.60

Interest Summary

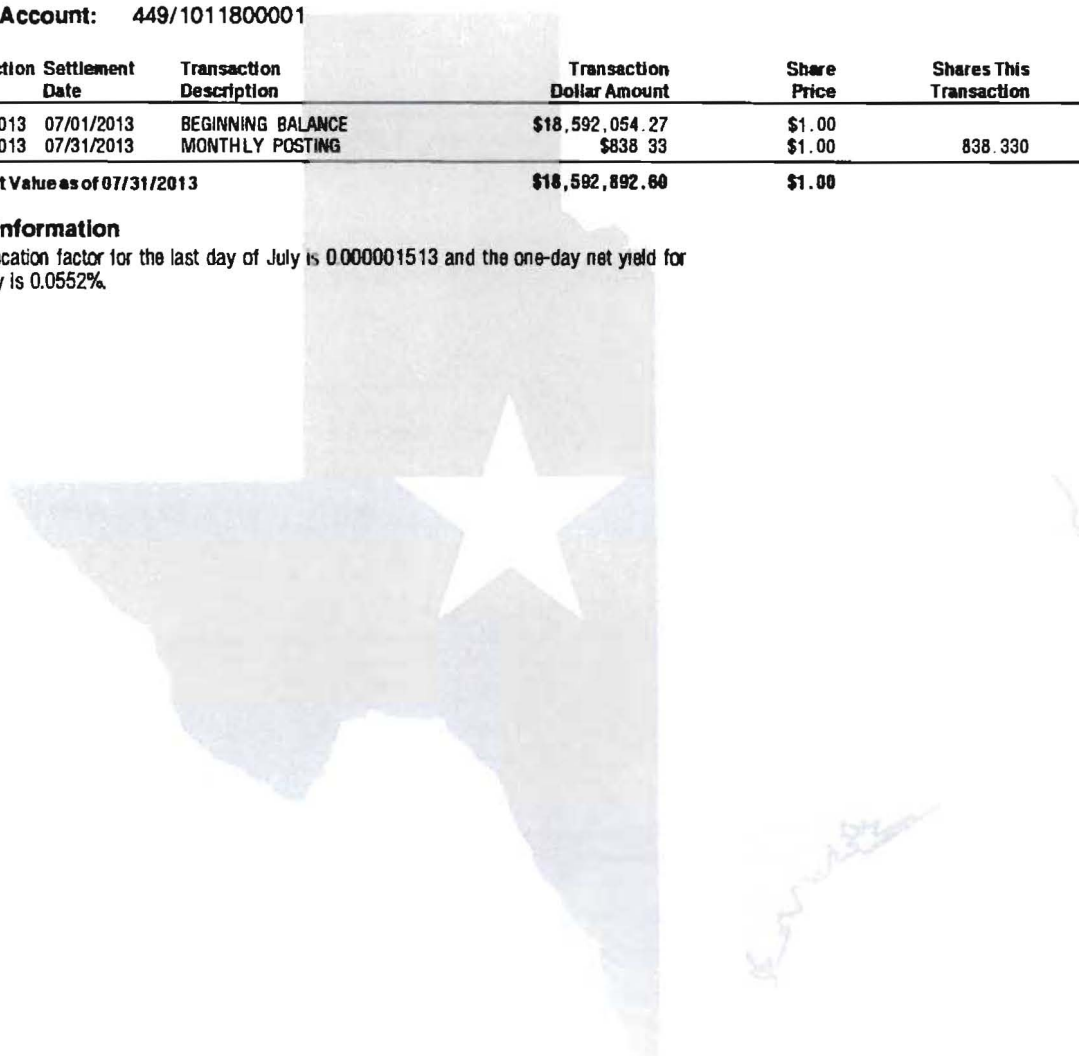
Pool Name	Pool/Account	Month-to-Date Interest	Year-to-Date Interest
Texas Local Government Investment Pool	449/1011800001	\$838.33	\$8,674.97
Total		\$838.33	\$8,674.97

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Participant: CITY OF SEABROOK

Transaction Date	Settlement Date	Transaction Description	Transaction Dollar Amount	Share Price	Shares This Transaction	Shares Owned
07/01/2013	07/01/2013	BEGINNING BALANCE	\$18,592,054.27	\$1.00		18,592,054.270
07/31/2013	07/31/2013	MONTHLY POSTING	\$838.33	\$1.00	838.330	18,592,892.600
Account Value as of 07/31/2013			\$18,592,892.60	\$1.00		18,592,892.600

The allocation factor for the last day of July is 0.000001513 and the one-day net yield for that day is 0.0552%.



TEXPOOL

ANNOUNCEMENTS

We would like to recognize and welcome the following entities who joined the TexPool program in July 2013:

- TexPool
- Reunion Ranch WCID
- Paseo Del Este MUD 9
- Grand Parkway Transportation Corporation
- Brazoria County MUD 18
- Grand Parkway Transportation Corporation US Bank TTEE

Upcoming Events

8/28/13 – 8/30/13

TAC Conference,
Austin

9/16/13 – 9/19/13

CTAT

Beaumont

9/27/13 – 9/29/13

TASA/TASB Annual Conference,
Dallas

TexPool Advisory Board Members

R.C. Allen	LaVonne Mason
Pati Buchenau	John McGrane
Jose Elizondo, Jr.	Clay McPhail
Ron Leverett	Vivian Wood

Overseen by the State of Texas Comptroller of Public Accounts Susan Combs.

Operated under the supervision of the Texas Treasury Safekeeping Trust Company.

Additional information regarding TexPool is available upon request:

www.texpool.com

1-866-839-7665

(1-866-TEX-POOL)

Fax: 866-839-3291

Federated®

Federated, founded in 1955, is publicly traded on the NYSE. It is one of the largest managers of AAA-rated money market portfolios in the country (Source: iMoneyNet as of 5/31/13).

Visit us at FederatedInvestors.com.

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Monthly Newsletter August 2013

Economic and Market Commentary

Month in Cash: The Waiting Game

August 1, 2013

We closed out July with the release of the statement from the July 30-31 meeting of the Federal Reserve's Federal Open Market Committee (FOMC). As expected, the FOMC indicated the Fed will continue to pursue quantitative easing measures, at least for the time being, at its current pace of \$85 billion per month of Treasury and mortgage-backed securities.

It's not surprising the Fed made a decision to continue to monitor rather than to enact any changes to QE at this meeting, which was held against a backdrop of mixed economic data. There has been some slowdown in areas of the housing market, with prices still rising, but at a reduced rate. New home sales seem to have staying power, but existing home sales have hit a speed bump and have been trailing off somewhat. While employment gains look steady, there are signs of caution, and while confidence readings out of the University of Michigan look better, future expectations are down.

In addition, this particular FOMC meeting was not scheduled to include a press conference by Fed Chairman Ben Bernanke to put any announcement in perspective. The bond markets had an allergic reaction in June to the news that an end-date for QE measures was approaching. The markets priced in the concept during July, so all players should have gotten the message by now. If economic data had been stronger, it might have given the Fed the go-ahead to make an announcement after this meeting, but the mixed data provides cover to hold back a little longer.

Depending on economic conditions, expectations are that the Fed will take its time in scaling back QE, at a possible draw-down rate of \$20 billion each month, until it is no longer making purchases. The second half of this process—getting the \$3.7 trillion (and growing) of existing purchases off the Fed's balance sheet and back into markets—should last through 2014 and might likely be accomplished by holding some until maturity. Bernanke has been clear that this slow unwinding of QE measures should not be confused with adjustments to the federal funds rate, a step that is expected to take place after QE measures have been wrapped up.

While Bernanke is all but certain to be winding up his own Fed involvement by January 2014, there have not yet been any clear messages as to a successor. The two leading contenders seem to be vice chair of the Fed's Board of Governors Janet Yellen and former Treasury Secretary Lawrence Summers. The decision will have consequences for both the

(continued page 6)

PERFORMANCE AS OF JULY 31, 2013

	TexPool	TexPool Prime
Current Invested Balance	\$14,808,323,556.52	\$1,204,278,896.15
Weighted Average Maturity (1)*	52 Days	42 Days
Weighted Average Maturity (2)*	75 Days	51 Days
Net Asset Value	1.00009	1.00003
Total Number of Participants	2,293	161
Management Fee on Invested Balance	0.0473%	0.0638%
Interest Distributed	\$674,385.90	\$67,579.01
Management Fee Collected	\$603,002.46	\$55,151.59
Standard & Poor's Current Rating	AAAm	AAAm

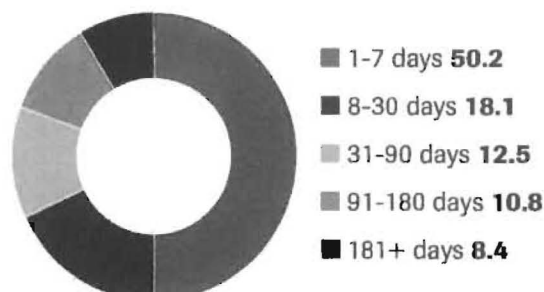
Month Averages

Average Invested Balance	\$14,960,436,148.13	\$1,042,346,277.14
Average Monthly Yield, on a simple basis (3)*	0.05%	0.08%
Average Weighted Average Maturity (1)*	50 Days	47 Days
Average Weighted Average Maturity (2)*	74 Days	57 Days

*Definitions for Average Monthly Yield and Weighted Average Maturity can be found on page 2.

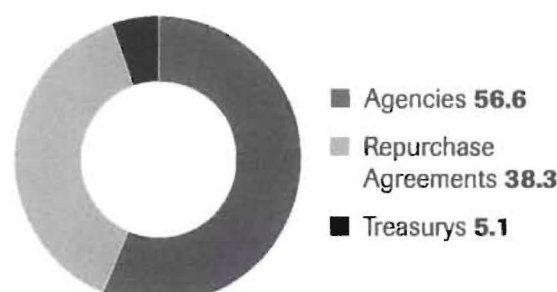
Portfolio by Maturity (%)

As of July 31, 2013



Portfolio by Type of Investment (%)

As of July 31, 2013



PORTFOLIO ASSET SUMMARY AS OF JULY 31, 2013

	Book Value	Market Value
Uninvested Balance	\$332.88	\$332.88
Receivable for Investments Sold	0.00	0.00
Accrual of Interest Income	13,112,025.81	13,112,025.81
Interest and Management Fees Payable	-674,455.93	-674,455.93
Payable for Investments Purchased	-125,000,000.00	-125,000,000.00
Accrued Expenses & Taxes	0.00	0.00
Repurchase Agreements	5,635,042,000.00	5,635,008,620.00
Mutual Fund Investments	0.00	0.00
Government Securities	8,284,824,702.57	8,286,043,050.45
US Treasury Bills	99,999,416.66	99,999,400.00
US Treasury Notes	701,019,534.53	701,035,150.00
Total	\$14,608,323,566.52	\$14,609,524,123.21

Market value of collateral supporting the Repurchase Agreements is at least 102% of the Book Value. The portfolio is managed by Federated Investment Counseling and the assets are safe kept in a separate custodial account at State Street Bank in the name of TexPool. The only source of payment to the Participants is the assets of TexPool. There is no secondary source of payment for the pool such as insurance or State guarantee. Should you require a copy of the portfolio, please contact TexPool Participant Services.

PARTICIPANT SUMMARY

	Number of Participants	Balance
School District	571	\$5,007,026,628.34
Higher Education	56	\$1,111,320,022.00
Healthcare	80	\$367,758,548.95
Utility District	703	\$1,669,543,555.94
City	446	\$4,248,627,569.40
County	174	\$1,212,204,087.67
Other	263	\$991,655,276.90

Definition of Weighted Average Maturity (1) & (2)

*(1) "WAM Days" is the mean average of the periods of time remaining until the securities held in TexPool (a) are scheduled to be repaid, (b) would be repaid upon a demand by TexPool, or (c) are scheduled to have their interest rate readjusted to reflect current market rates. Securities with adjustable rates payable upon demand are treated as maturing on the earlier of the two dates set forth in (b) and (c) if their scheduled maturity is 397 days or less; and the later of the two dates set forth in (b) and (c) if their scheduled maturity is more than 397 days. The mean is weighted based on the percentage of the amortized cost of the portfolio invested in each period.

*(2) "WAM Days" is calculated in the same manner as the described in footnote 1, but is based solely on the periods of time remaining until the securities held in TexPool (a) are scheduled to be repaid or (b) would be repaid upon a demand by TexPool, without reference to when interest rates of securities within TexPool are scheduled to be readjusted.

Definition of Average Monthly Yield (3)

*(3) This current yield for TexPool Prime for each date may reflect a waiver of some portion or all of each of the management fees.

TEXPOOL

DAILY SUMMARY

Date	Money Mkt. Fund Equiv. (SEC Std.)	Daily Allocation Factor	TexPool Invested Balance	Market Value Per Share	WAM Days (1)	WAM Days (2)
07/01	0.0617%	0.000001690	\$15,163,121,589.61	1.00005	51	76
07/02	0.0564%	0.000001544	\$15,163,709,572.57	1.00006	51	76
07/03	0.0611%	0.000001674	\$15,162,847,310.04	1.00006	52	77
07/04	0.0611%	0.000001674	\$15,162,847,310.04	1.00006	52	77
07/05	0.0621%	0.000001701	\$15,017,825,422.59	1.00004	52	76
07/06	0.0621%	0.000001701	\$15,017,825,422.59	1.00004	52	76
07/07	0.0621%	0.000001701	\$15,017,825,422.59	1.00004	52	76
07/08	0.0566%	0.000001550	\$15,050,808,963.53	1.00005	50	73
07/09	0.0521%	0.000001428	\$15,086,127,227.48	1.00005	50	73
07/10	0.0504%	0.000001381	\$15,054,438,784.03	1.00004	51	75
07/11	0.0501%	0.000001372	\$14,982,263,280.09	1.00005	51	75
07/12	0.0504%	0.000001380	\$15,055,813,576.45	1.00005	50	75
07/13	0.0504%	0.000001380	\$15,055,813,576.45	1.00005	50	75
07/14	0.0504%	0.000001380	\$15,055,813,576.45	1.00005	50	75
07/15	0.0567%	0.000001553	\$15,002,645,151.84	1.00006	49	73
07/16	0.0480%	0.000001316	\$14,976,945,266.03	1.00007	49	73
07/17	0.0482%	0.000001320	\$14,960,938,741.47	1.00006	49	72
07/18	0.0478%	0.000001310	\$14,991,684,409.31	1.00007	48	73
07/19	0.0514%	0.000001408	\$14,825,709,503.99	1.00007	49	74
07/20	0.0514%	0.000001408	\$14,825,709,503.99	1.00007	49	74
07/21	0.0514%	0.000001408	\$14,825,709,503.99	1.00007	49	74
07/22	0.0584%	0.000001600	\$14,779,260,262.39	1.00008	47	72
07/23	0.0475%	0.000001300	\$14,742,532,711.49	1.00008	50	74
07/24	0.0498%	0.000001365	\$14,595,704,098.73	1.00006	50	75
07/25	0.0493%	0.000001351	\$15,046,945,978.63	1.00007	49	72
07/26	0.0462%	0.000001266	\$14,924,485,762.04	1.00009	50	74
07/27	0.0462%	0.000001266	\$14,924,485,762.04	1.00009	50	74
07/28	0.0462%	0.000001266	\$14,924,485,762.04	1.00009	50	74
07/29	0.0569%	0.000001560	\$14,887,895,888.33	1.00009	49	71
07/30	0.0483%	0.000001322	\$14,882,977,694.58	1.00009	49	71
07/31	0.0552%	0.000001513	\$14,608,323,556.52	1.00009	52	75
Average	0.0531%	0.000001454	\$14,960,436,148.13	1.00006	50	74

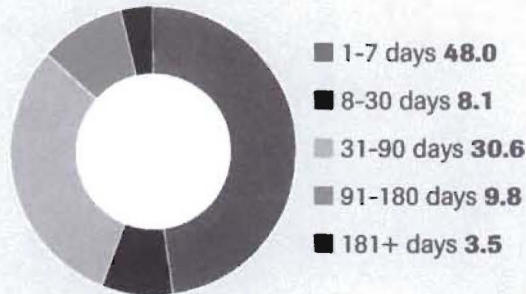
TEXPOOL PRIME

August 2013

Attachment 1, Item # 2.1
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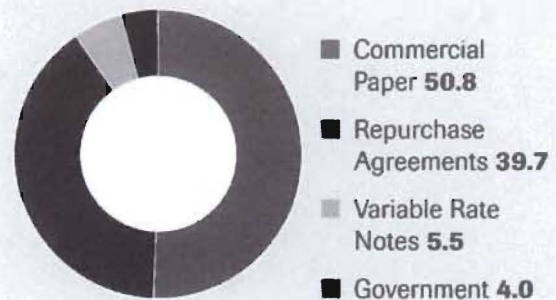
Portfolio by Maturity (%)

As of July 31, 2013



Portfolio by Type of Investment (%)

As of July 31, 2013



PORTFOLIO ASSET SUMMARY AS OF JULY 31, 2013

	Book Value	Market Value
Uninvested Balance	\$763.10	\$763.10
Accrual of Interest Income	116,169.44	116,169.44
Interest and Management Fees Payable	-67,578.95	-67,578.95
Payable for Investments Purchased	-59,985,211.10	-59,985,211.10
Accrued Expenses & Taxes	0.00	0.00
Repurchase Agreements	501,750,000.00	501,750,000.00
Commercial Paper	642,265,401.74	642,266,787.95
Bank Instruments	0.00	0.00
Mutual Fund Investments	0.00	0.00
Government Securities	70,399,351.92	70,429,265.00
Variable Rate Notes	49,800,000.00	49,801,234.00
Total	\$1,204,278,886.15	\$1,204,311,408.44

Market value of collateral supporting the Repurchase Agreements is at least 102% of the Book Value. The portfolio is managed by Federated Investment Counseling and the assets are safe kept in a separate custodial account at State Street Bank in the name of TexPool Prime. The assets of TexPool Prime are the only source of payments to the Participants. There is no secondary source of payment for the pool such as insurance or State guarantee. Should you require a copy of the portfolio, please contact TexPool Participant Services.

PARTICIPANT SUMMARY

	Number of Participants	Balance
School District	72	\$586,914,158.41
Higher Education	8	\$48,806,667.05
Healthcare	8	\$37,464,426.44
Utility District	5	\$45,322,581.04
City	31	\$186,121,571.31
County	19	\$137,458,190.00
Other	18	\$162,191,160.94

TEXPOOL PRIME

DAILY SUMMARY

Date	Money Mkt. Fund Equiv. (SEC Std.)	Daily Allocation Factor	TexPool Prime Invested Balance	Market Value Per Share	WAM Days (1)	WAM Days (2)
07/01	0.0981%	0.000002689	\$1,001,382,002.98	1.00006	44	54
07/02	0.0838%	0.000002295	\$998,738,494.68	1.00006	44	54
07/03	0.0895%	0.000002451	\$1,000,448,427.73	1.00006	49	58
07/04	0.0895%	0.000002451	\$1,000,448,427.73	1.00006	49	58
07/05	0.0877%	0.000002404	\$1,005,072,102.97	1.00002	52	62
07/06	0.0877%	0.000002404	\$1,005,072,102.97	1.00002	52	62
07/07	0.0877%	0.000002404	\$1,005,072,102.97	1.00002	52	62
07/08	0.0852%	0.000002335	\$1,011,151,655.75	1.00002	52	60
07/09	0.0734%	0.000002011	\$1,007,983,363.96	1.00003	51	60
07/10	0.0735%	0.000002014	\$1,005,599,822.83	1.00003	51	59
07/11	0.0695%	0.000001903	\$997,483,019.90	1.00003	51	59
07/12	0.0700%	0.000001918	\$995,855,968.85	1.00002	51	59
07/13	0.0700%	0.000001918	\$995,855,968.85	1.00002	51	59
07/14	0.0700%	0.000001918	\$995,855,968.85	1.00002	51	59
07/15	0.0793%	0.000002172	\$994,861,291.74	1.00003	49	57
07/16	0.0693%	0.000001899	\$1,003,828,526.91	1.00003	48	56
07/17	0.0677%	0.000001856	\$1,013,475,065.15	1.00003	46	57
07/18	0.0685%	0.000001877	\$1,012,365,410.56	1.00003	46	56
07/19	0.0698%	0.000001913	\$1,002,588,874.22	1.00004	46	57
07/20	0.0698%	0.000001913	\$1,002,588,874.22	1.00004	46	57
07/21	0.0698%	0.000001913	\$1,002,588,874.22	1.00004	46	57
07/22	0.0819%	0.000002244	\$1,002,152,637.29	1.00004	45	55
07/23	0.0733%	0.000002009	\$995,542,508.92	1.00005	46	57
07/24	0.0703%	0.000001925	\$1,144,384,125.04	1.00004	41	50
07/25	0.0687%	0.000001881	\$1,135,535,095.46	1.00004	46	55
07/26	0.0736%	0.000002017	\$1,133,122,127.51	1.00003	46	55
07/27	0.0736%	0.000002017	\$1,133,122,127.51	1.00003	46	55
07/28	0.0736%	0.000002017	\$1,133,122,127.51	1.00003	46	55
07/29	0.0774%	0.000002120	\$1,138,006,496.10	1.00004	44	53
07/30	0.0700%	0.000001919	\$1,235,152,101.79	1.00003	40	48
07/31	0.0760%	0.000002137	\$1,204,278,896.15	1.00003	42	51
Average	0.0765%	0.000002095	\$1,042,346,277.14	1.00004	47	57

TEXPOOL

Participant Services
1001 Texas Ave. 14th Floor
Houston, TX 77002

Attachment 1, Item # 2-1
Page 9 of 26
PRSR STD
CITY OF SEABROOK
PAID
GNCOP. INC.



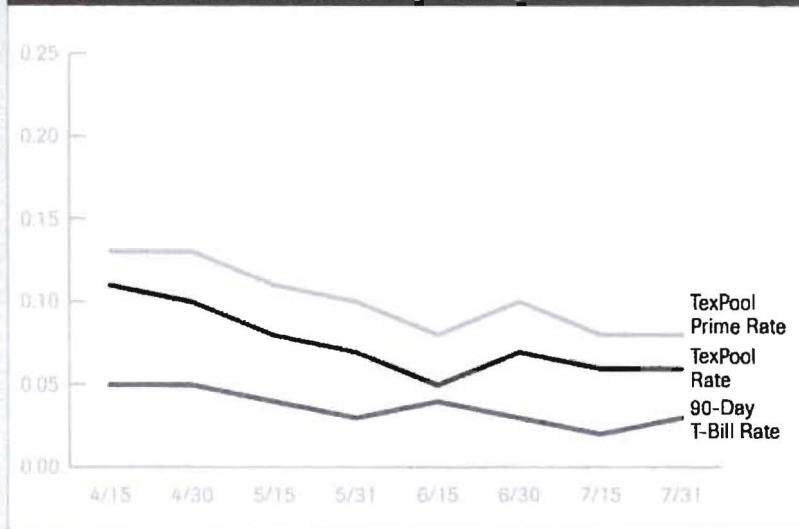
PAM LAB
CITY OF SEABROOK
1700 1ST ST
SEABROOK TX 77586-3540

(continued from page 1)

future direction of the Fed and for market reactions. Yellen is a known quantity, and has been a part of, and on board with, current policy. Summers has been a critic of QE, and brings a more direct communication style to which markets might have to adjust.

Repo rates remain in low, low territory, hovering in the one to four basis-point range. We do expect the Treasury to have some additional financing needs in August that should necessitate the need for some cash management bills in the two-week to one-month range, so there could be some (temporary) relief in the next few weeks with this additional supply in the marketplace. It's also likely that the expected announcement from the Fed of the beginning of the end of QE measures, possibly as early as September, will give a boost to both agencies and Treasuries. Rates in the one-week to one-month range have been holding up relatively well, in the high teens, so in cases where we can go slightly further out on the yield curve and still maintain liquidity standards, there are some (slightly) better options.

TexPool & TexPool Prime vs. 90-Day Treasury Bill



90-Day Treasury Bill is a short-term debt instrument backed by the national government. These are used to collect immediate cash to meet outstanding obligations.

Any private investor can invest in a Treasury bill. The 90-Day Treasury Bill is a weighted average rate of the weekly auctions of 90-Day Treasury Bills.

TEXPOOL REPORT

MONTH OF AUGUST 2013
0.0437%

	BEGINNING BALANCE	TRANSFER IN/(OUT)	INT EARNED (Posted Aug/Sept)	ENDING BALANCE	PURPOSE OF FUND
GENERAL FUND - UNRESTRICTED	3,897,693.68	(217,031.69)	149.23	3,680,811.22	Working capital
ENTERPRISE FUND - UNRESTRICT	3,514,146.31	243,514.98	136.90	3,757,798.19	Working capital
ENTERPRISE FUND - RESTRICTED	300,000.00	0.00	incl in above	300,000.00	Customer liability
CAPITAL IMPACT FEES	2,230,820.75	0.00	82.71	2,230,903.46	Water & sewer lines extensions & expansions
PARK FEES	15,714.58	0.00	0.58	15,715.16	Reserved for acquisition & development of park land
CHILD SAFETY PROGRAMS	15,118.55	0.00	0.56	15,119.11	Reserved for Child Safety/School Zones
FEDERAL SEIZURE	118,059.32	0.00	4.38	118,063.70	Criminal Investigation - Federal Funds
HOTEL/MOTEL FUND	822,187.58	50,000.00	30.81	872,218.19	Restricted for promotion of tourism
DEBT SERVICE FUND	2,880,444.33	(1,170,483.69)	101.14	1,710,061.78	Restricted for General fund reserves & yearly debt service
WTR/SWR BONDS	381,964.05	0.00	14.17	381,978.22	Funds transferred from Bond Mkt Acct to allow liquidity
FIRE BONDS	394,287.91	0.00	14.62	394,302.53	Funds transferred from Bond Mkt Acct to allow liquidity
STREET BONDS	(0.00)	0.00	0.00	(0.00)	Funds transferred from Bond Mkt Acct to allow liquidity
LIBRARY BONDS	5,909.44	(1,000.00)	0.21	4,909.65	Funds transferred from Bond Mkt Acct to allow liquidity
LAKE SIDE DRIVE CERT DEP	332,566.67	0.00	12.33	332,579.00	
CRIME DISTRICT	209,204.75	12,052.82	7.65	221,265.22	Funds transferred from Bond Mkt Acct to allow liquidity
SEDC II - UNRESTRICTED	2,096,400.71	65,574.92	94.29	2,162,069.92	Seabrook Economic Development Corporation II
SEDC II - RESTRICTED FOR BONDS	223,755.00	0.00	incl in above	223,755.00	SEDC II - Reserve for revenue bond debt service
SEDC II - RESTRICT FOR EMERGENCY	180,000.00	0.00	incl in above	180,000.00	Emergency Reserve
STEP FUND	64,069.69	(20,000.00)	2.33	44,072.22	
PUBLIC SAFETY	65,145.56	0.00	2.42	65,147.98	
MUNI COURT - SECURITY FUND	25,653.28	0.00	0.95	25,654.23	Funds from fines to be used for security
COURT - TIME PAYMENT FEES	10,033.04	0.00	0.37	10,033.41	Funds from fines to be used to improve court
MUNI COURT - TECHNOLOGY FUND	8,481.92	0.00	0.31	8,482.23	
STABILIZATION FUND	801,235.28	0.00	29.71	801,264.99	
TOTAL TEXPOOL FUND	18,592,892.60	(1,037,372.66)	685.47	\$17,556,205.41	

The investment portfolio of the City of Seabrook is in compliance with the investment strategies expressed in the City's Investment Policy and relevant provisions of Chapter 2256 of the Local Government Code.

Pam Lab

Finance Director

TexPool Participant Services
C/O Federated Investors Inc.
1001 Texas Avenue, Suite 1400
Houston, TX 77002



Participant Statement

CITY OF SEABROOK
GENERAL ACCOUNT
ATTN: PAM LAB
1700 FIRST STREET
SEABROOK TX 77586-3540

Statement Period 08/01/2013 - 08/31/2013

Page 1 of 2

Customer Service 1-866-TEX-POOL
Location ID 000077632
Investor ID 000006495

TexPool Update

Do you have feedback to give TexPool to help us serve you better? Click on Contact Us on either TexPool.com or TexConnect to send us an email or call TexPool Participant Services at 866-839-7665. We would love to hear from you!

TexPool Summary

Pool Name	Beginning Balance	Total Deposits	Total Withdrawals	Total Interest	Current Balance	Average Balance
Texas Local Government Investment Pool	\$18,592,892.60	\$0.00	\$1,037,372.66	\$685.47	\$17,556,205.41	\$18,475,211.32
Total Dollar Value	\$18,592,892.60	\$0.00	\$1,037,372.66	\$685.47	\$17,556,205.41	

Portfolio Value

Pool Name	Pool/Account	Market Value (08/01/2013)	Share Price (08/31/2013)	Shares Owned (08/31/2013)	Market Value (08/31/2013)
Texas Local Government Investment Pool	449/1011800001	\$18,592,892.60	\$1.00	17,556,205.410	\$17,556,205.41
Total Dollar Value		\$18,592,892.60			\$17,556,205.41

Interest Summary

Pool Name	Pool/Account	Month-to-Date Interest	Year-to-Date Interest
Texas Local Government Investment Pool	449/1011800001	\$685.47	\$9,360.44
Total		\$685.47	\$9,360.44

TexPool Participant Services
C/O Federated Investors Inc.
1001 Texas Avenue, Suite 1400
Houston, TX 77002

Statement Period 08/01/2013 - 08/31/2013

Page 2 of 2

Transaction Detail

Texas Local Government Investment Pool

Participant: CITY OF SEABROOK

Pool/Account: 449/1011800001

Transaction Date	Settlement Date	Transaction Description	Transaction Dollar Amount	Share Price	Shares This Transaction	Shares Owned
08/01/2013	08/01/2013	BEGINNING BALANCE	\$18,592,892.60	\$1.00		18,592,892.600
08/28/2013	08/28/2013	WITHDRAWAL	\$537,372.66-	\$1.00	537,372.660-	18,055,519.940
08/29/2013	08/30/2013	ACH WITHDRAWAL	\$500,000.00-	\$1.00	500,000.000-	17,555,519.940
08/30/2013	08/30/2013	MONTHLY POSTING	\$685.47	\$1.00	685.470	17,556,205.410
Account Value as of 08/31/2013			\$17,556,205.41	\$1.00		17,556,205.410

Pool Information

The allocation factor for the last day of August is 0.000001247 and the one-day net yield for that day is 0.0455%.

TEXPOOL

ANNOUNCEMENTS

We would like to recognize and welcome the following entity who joined the TexPool program in August 2013:

TexPool Prime
• Middle Trinity Groundwater Conservation District

Upcoming Events

9/16/13 – 9/19/13

CTAT

Beaumont

9/27/13 – 9/29/13

TASA/TASB Annual Conference

Dallas

10/08/13 – 10/11/13

TML Conference

Austin

10/15/13 – 10/18/13

TACA

Abilene

10/23/13 – 10/25/13

GFOAT Fall Conference

Richardson

TexPool Advisory Board Members

R.C. Allen LaVonne Mason
Pati Buchenau John McGrane
Jose Elizondo, Jr. Clay McPhail
Ron Levarett Vivian Wood

Overseen by the State of Texas Comptroller of Public Accounts Susan Combs.

Operated under the supervision of the Texas Treasury Safekeeping Trust Company.

Additional information regarding TexPool is available upon request:

www.texpool.com

1-866-839-7665

(1-866-TEX-POOL)

Fax: 866-839-3291

Federated

Federated, founded in 1955, is publicly traded on the NYSE. It is one of the largest managers of AAA-rated money market portfolios in the country (Source: iMoneyNet as of 5/31/13)

Visit us at FederatedInvestors.com.

G35884-24 (9/13)

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Monthly Newsletter September 2013

Economic and Market Commentary

Month in Cash: Light at the end of the tunnel

September 1, 2013

In a month that saw continued albeit choppy economic improvement, the most significant news in August from the money market's perspective emanated from an event that actually occurred in July. That's when Federal Reserve policymakers wrapped up their latest meeting, the minutes of which weren't released until August 21. Notable in the Federal Open Market Committee (FOMC) comments were two things: committee members appeared wedded to finalizing a framework for ending quantitative easing (QE) when they next meet on September 17-18, with a tapering of the \$85 billion in monthly Treasury and agency mortgage-backed securities (MBS) purchases likely starting in October. Secondly, and more significantly from our viewpoint, the minutes indicated policymakers expect to use overnight reverse repos to help manage the Fed's exit from its extraordinary monetary accommodation of the past five years.

What does this mean for savers and money fund investors? After living with extremely low interest rates since 2008, some relief may loom on the not-too-distant horizon. To be sure, events between now and the September meeting could forestall immediate movement by the FOMC. Fed Chairman Ben Bernanke et al have made clear that whatever decisions they make will be driven by the data, the bulk of which so far is suggesting the economy is strong enough to stand on its own. It hasn't been great, mind you. Manufacturing and employment haven't picked up as much as many were expecting, housing has hit a bit of a speed bump as higher mortgage rates appear to have made some potential buyers squeamish and there always are geopolitical tensions, the latest being Syria. Still, with housing off the floor, unemployment trending down and the consumer pretty well situated, the Fed appears set to act sooner rather than later.

How much and how fast the Fed pulls back remains debatable. It will come in two phases, the first of which is to get rid of QE. Earlier this summer, when the economic outlook was brighter and the market perhaps a little too optimistic, we anticipated this may be wrapped up by year's end or so, with the Fed culling purchases \$15 billion to \$20 billion a month in the fall. Now, with the outlook a little murkier, it's possible the Fed will take a more gradual approach, i.e., a monthly drawdown closer to \$10 billion to \$15 billion, delaying QE's demise until the end of next year's first quarter if not a bit beyond. Either way doesn't matter that much to the money markets, given that as soon as the Fed begins to exit from the Treasury and MBS markets, supply should rise, helping lift yields across the curve.

The second phase—the reduction of the roughly \$3 trillion the Fed has added to its balance sheet since launching unprecedented easing—won't likely come until phase one

(continued page 6)

PERFORMANCE AS OF AUGUST 31, 2013

	TexPool	TexPool Prime
Current Invested Balance	\$14,285,334,275.18	\$1,056,949,270.36
Weighted Average Maturity (1)*	56 Days	49 Days
Weighted Average Maturity (2)*	77 Days	57 Days
Net Asset Value	1.00008	1.00001
Total Number of Participants	2,293	162
Management Fee on Invested Balance	0.0473%	0.0638%
Interest Distributed	\$548,931.46	\$68,622.17
Management Fee Collected	\$594,791.96	\$60,836.34
Standard & Poor's Current Rating	AAAm	AAAm

Month Averages

Average Invested Balance	\$14,834,645,348.21	\$1,166,897,145.31
Average Monthly Yield, on a simple basis (3)*	0.04%	0.07%
Average Weighted Average Maturity (1)*	49 Days	48 Days
Average Weighted Average Maturity (2)*	71 Days	56 Days

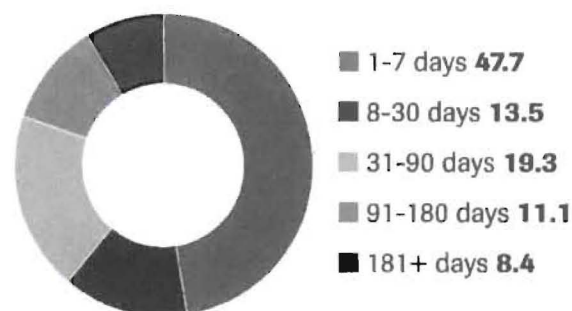
*Definitions for Average Monthly Yield and Weighted Average Maturity can be found on page 2.

TEXPOOL

September 2013

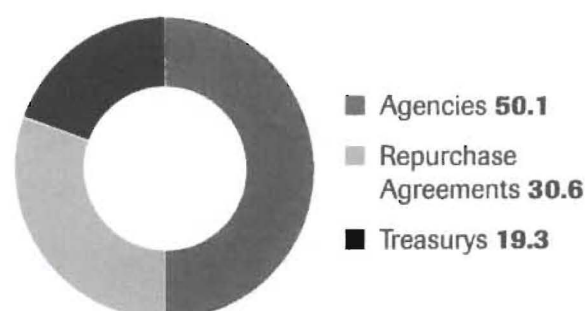
Portfolio by Maturity (%)

As of August 31, 2013



Portfolio by Type of Investment (%)

As of August 31, 2013



PORTFOLIO ASSET SUMMARY AS OF AUGUST 31, 2013

	Book Value	Market Value
Uninvested Balance	-\$11,020,455.94	-\$11,020,455.94
Receivable for Investments Sold	0.00	0.00
Accrual of Interest Income	13,652,605.89	13,652,605.89
Interest and Management Fees Payable	-549,168.22	-549,168.22
Payable for Investments Purchased	-82,500,000.00	-82,500,000.00
Accrued Expenses & Taxes	0.00	0.00
Repurchase Agreements	4,397,115,000.00	4,397,079,565.00
Mutual Fund Investments	0.00	0.00
Government Securities	7,198,272,953.21	7,199,375,865.17
US Treasury Bills	1,768,573,592.52	1,768,587,894.20
US Treasury Notes	1,001,789,747.72	1,001,753,900.00
Total	\$14,285,334,275.18	\$14,286,380,206.10

Market value of collateral supporting the Repurchase Agreements is at least 102% of the Book Value. The portfolio is managed by Federated Investment Counseling and the assets are safe kept in a separate custodial account at State Street Bank in the name of TexPool. The only source of payment to the Participants is the assets of TexPool. There is no secondary source of payment for the pool such as insurance or State guarantee. Should you require a copy of the portfolio, please contact TexPool Participant Services.

PARTICIPANT SUMMARY

	Number of Participants	Balance
School District	571	\$4,355,172,852.72
Higher Education	56	\$1,250,171,098.43
Healthcare	80	\$445,416,145.59
Utility District	703	\$1,454,822,740.06
City	446	\$3,993,360,536.31
County	174	\$1,172,043,694.28
Other	263	\$1,614,157,942.62

Definition of Weighted Average Maturity (1) & (2)

"(1)"WAM Days" is the mean average of the periods of time remaining until the securities held in TexPool (a) are scheduled to be repaid, (b) would be repaid upon a demand by TexPool, or (c) are scheduled to have their interest rate readjusted to reflect current market rates. Securities with adjustable rates payable upon demand are treated as maturing on the earlier of the two dates set forth in (b) and (c) if their scheduled maturity is 397 days or less; and the later of the two dates set forth in (b) and (c) if their scheduled maturity is more than 397 days. The mean is weighted based on the percentage of the amortized cost of the portfolio invested in each period.

"(2)"WAM Days" is calculated in the same manner as the described in footnote 1, but is based solely on the periods of time remaining until the securities held in TexPool (a) are scheduled to be repaid or (b) would be repaid upon a demand by TexPool, without reference to when interest rates of securities within TexPool are scheduled to be readjusted.

Definition of Average Monthly Yield (3)

"(3)"This current yield for TexPool Prime for each date may reflect a waiver of some portion or all of each of the management fees

TEXPOOL

DAILY SUMMARY

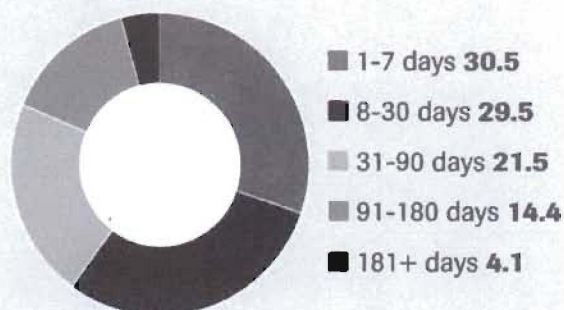
Date	Money Mkt. Fund Equiv. (SEC Std.)	Daily Allocation Factor	TexPool Invested Balance	Market Value Per Share	WAM Days (1)	WAM Days (2)
08/01	0.0460%	0.000001259	\$15,215,731,136.87	1.00008	49	70
08/02	0.0517%	0.000001417	\$15,050,390,039.42	1.00008	51	72
08/03	0.0517%	0.000001417	\$15,050,390,039.42	1.00008	51	72
08/04	0.0517%	0.000001417	\$15,050,390,039.42	1.00008	51	72
08/05	0.0480%	0.000001316	\$15,058,274,439.03	1.00008	49	69
08/06	0.0485%	0.000001328	\$15,077,886,014.18	1.00008	47	69
08/07	0.0573%	0.000001570	\$15,109,227,703.61	1.00007	46	68
08/08	0.0474%	0.000001299	\$15,109,816,871.47	1.00008	46	68
08/09	0.0465%	0.000001273	\$15,265,399,227.82	1.00008	47	70
08/10	0.0465%	0.000001273	\$15,265,399,227.82	1.00008	47	70
08/11	0.0465%	0.000001273	\$15,265,399,227.82	1.00008	47	70
08/12	0.0461%	0.000001264	\$15,149,733,472.05	1.00007	45	66
08/13	0.0432%	0.000001183	\$15,204,170,655.55	1.00007	44	65
08/14	0.0429%	0.000001174	\$14,835,894,237.58	1.00008	47	69
08/15	0.0576%	0.000001578	\$14,451,444,352.79	1.00008	48	69
08/16	0.0401%	0.000001098	\$14,454,627,831.04	1.00007	48	72
08/17	0.0401%	0.000001098	\$14,454,627,831.04	1.00007	48	72
08/18	0.0401%	0.000001098	\$14,454,627,831.04	1.00007	48	72
08/19	0.0401%	0.000001099	\$14,360,125,307.43	1.00007	49	74
08/20	0.0368%	0.000001008	\$14,463,983,765.73	1.00007	49	73
08/21	0.0378%	0.000001035	\$14,420,545,881.47	1.00008	51	75
08/22	0.0374%	0.000001025	\$14,288,514,178.93	1.00009	51	74
08/23	0.0339%	0.000000929	\$15,001,175,972.27	1.00009	50	71
08/24	0.0339%	0.000000929	\$15,001,175,972.27	1.00009	50	71
08/25	0.0339%	0.000000929	\$15,001,175,972.27	1.00009	50	71
08/26	0.0343%	0.000000939	\$14,937,488,208.49	1.00009	49	70
08/27	0.0343%	0.000000941	\$14,896,236,757.30	1.00008	50	69
08/28	0.0369%	0.000001012	\$14,786,857,496.96	1.00008	52	72
08/29	0.0512%	0.000001402	\$14,622,628,155.12	1.00008	55	76
08/30	0.0455%	0.000001247	\$14,285,334,275.18	1.00008	56	77
08/31	0.0455%	0.000001247	\$14,285,334,275.18	1.00008	56	77
Average	0.0437%	0.000001196	\$14,834,845,348.21	1.00008	49	71

September 2013

TEXPOOL PRIME

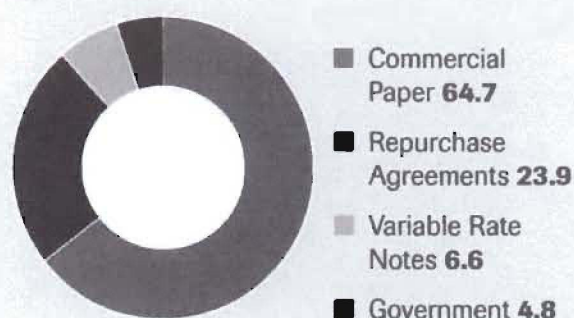
Portfolio by Maturity (%)

As of August 31, 2013



Portfolio by Type of Investment (%)

As of August 31, 2013



PORTFOLIO ASSET SUMMARY AS OF AUGUST 31, 2013

	Book Value	Market Value
Uninvested Balance	-\$244.97	-\$244.97
Accrual of Interest Income	194,266.15	194,266.15
Interest and Management Fees Payable	-68,622.22	-68,622.22
Payable for Investments Purchased	0.00	0.00
Accrued Expenses & Taxes	0.00	0.00
Repurchase Agreements	252,885,000.00	252,885,000.00
Commercial Paper	683,809,377.50	683,793,278.40
Bank Instruments	0.00	0.00
Mutual Fund Investments	0.00	0.00
Government Securities	70,329,493.90	70,355,705.00
Variable Rate Notes	49,800,000.00	49,799,990.00
Total	\$1,056,949,270.36	\$1,056,959,372.36

Market value of collateral supporting the Repurchase Agreements is at least 102% of the Book Value. The portfolio is managed by Federated Investment Counseling and the assets are safe kept in a separate custodial account at State Street Bank in the name of TexPool Prime. The assets of TexPool Prime are the only source of payments to the Participants. There is no secondary source of payment for the pool such as insurance or State guarantee. Should you require a copy of the portfolio, please contact TexPool Participant Services.

PARTICIPANT SUMMARY

	Number of Participants	Balance
School District	72	\$450,807,221.47
Higher Education	8	\$44,476,931.59
Healthcare	8	\$36,366,872.03
Utility District	5	\$46,893,007.97
City	31	\$214,195,191.41
County	19	\$122,184,662.97
Other	19	\$142,025,770.51

TEXPOOL PRIME

DAILY SUMMARY

Date	Money Mkt. Fund Equiv. (SEC Std.)	Daily Allocation Factor	TexPool Prime Invested Balance	Market Value Per Share	WAM Days (1)	WAM Days (2)
08/01	0.0656%	0.000001796	\$1,180,976,510.96	1.00002	47	56
08/02	0.0728%	0.000001994	\$1,247,261,345.33	1.00002	45	53
08/03	0.0728%	0.000001994	\$1,247,261,345.33	1.00002	45	53
08/04	0.0728%	0.000001994	\$1,247,261,345.33	1.00002	45	53
08/05	0.0654%	0.000001793	\$1,241,576,224.29	1.00003	43	51
08/06	0.0679%	0.000001860	\$1,239,124,335.91	1.00003	42	50
08/07	0.0774%	0.000002120	\$1,227,620,957.25	1.00002	43	51
08/08	0.0666%	0.000001826	\$1,224,145,149.30	1.00002	44	52
08/09	0.0663%	0.000001816	\$1,201,592,181.36	1.00002	45	53
08/10	0.0663%	0.000001816	\$1,201,592,181.36	1.00002	45	53
08/11	0.0663%	0.000001816	\$1,201,592,181.36	1.00002	45	53
08/12	0.0666%	0.000001825	\$1,275,011,489.68	1.00002	42	49
08/13	0.0608%	0.000001667	\$1,279,385,653.14	0.99999	48	56
08/14	0.0640%	0.000001753	\$1,211,501,619.35	0.99999	51	59
08/15	0.0761%	0.000002086	\$1,198,582,045.38	0.99999	51	59
08/16	0.0718%	0.000001967	\$1,139,673,530.48	0.99999	53	61
08/17	0.0718%	0.000001967	\$1,139,673,530.48	0.99999	53	61
08/18	0.0718%	0.000001967	\$1,139,673,530.48	0.99999	53	61
08/19	0.0704%	0.000001929	\$1,139,610,414.85	1.00000	51	59
08/20	0.0657%	0.000001799	\$1,139,485,411.13	1.00000	50	58
08/21	0.0640%	0.000001753	\$1,154,052,984.12	1.00000	50	58
08/22	0.0702%	0.000001924	\$1,103,198,183.70	1.00001	53	60
08/23	0.0733%	0.000002007	\$1,095,619,624.59	1.00000	53	60
08/24	0.0733%	0.000002007	\$1,095,619,624.59	1.00000	53	60
08/25	0.0733%	0.000002007	\$1,095,619,624.59	1.00000	53	60
08/26	0.0698%	0.000001913	\$1,098,186,615.60	1.00001	50	57
08/27	0.0684%	0.000001875	\$1,107,553,101.80	1.00002	49	56
08/28	0.0688%	0.000001885	\$1,104,973,552.58	1.00002	48	56
08/29	0.0749%	0.000002052	\$1,082,488,669.46	1.00002	48	56
08/30	0.0850%	0.000002330	\$1,056,949,270.36	1.00001	49	57
08/31	0.0850%	0.000002330	\$1,056,949,270.36	1.00001	49	57
Average	0.0705%	0.000001931	\$1,166,897,145.31	1.00001	48	56

TEXPOOL

Participant Services
1001 Texas Ave. 14th Floor
Houston, TX 77002

PRSRT STD
U S POSTAGE
PAID
GINCOP, INC



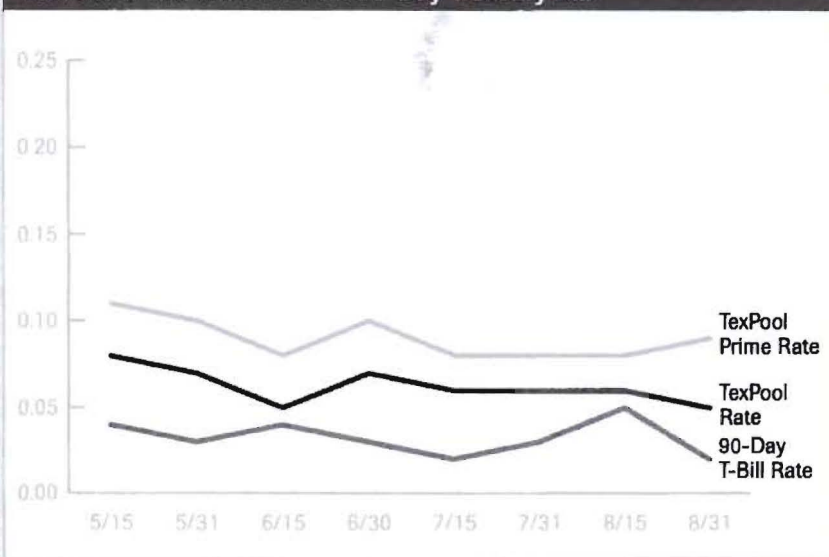
PAM LAB
CITY OF SEABROOK
1700 1ST ST
SEABROOK TX 77586-3540

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(continued from page 1)

is complete. But we expect overnight rates to be impacted sooner as the money market reacts to the realization that a lot more supply is heading its way at rates set by the Fed, not the banks. That arguably was the biggest surprise in the minutes. Everyone knew the Fed was planning to use repos as part of its unwinding strategy to get all those idle assets off its books. But the thought was it would use term transactions, those dated longer than 30 days—not overnight repos. And with the Fed setting the rates, it's very possible we could see overnight repos quickly rise to the high end of the Fed's current 0% to 0.25% range on its target federal funds rate. That would be very welcome in a money market where overnight repos and Treasury bills currently are pricing in the low- to mid-single digits and London interbank offered rates (Libor) barely budged over the month, hovering at 52-week lows all of August. Despite this low-rate environment, TexPool and TexPool Prime yields benefited from purchases of callable agency paper, which traded 4 to 5 basis points above non-callable paper, and from an earlier-than-typical inflow of cash into the products.

TexPool & TexPool Prime vs. 90-Day Treasury Bill



90-Day Treasury Bill is a short-term debt instrument backed by the national government. These are used to collect immediate cash to meet outstanding obligations.

Any private investor can invest in a Treasury bill. The 90-Day Treasury Bill is a weighted average rate of the weekly auctions of 90-Day Treasury Bills.

TEXPOOL REPORT

MONTH OF SEPTEMBER 2013
0.0394%

	BEGINNING BALANCE	TRANSFER IN/(OUT)	INT EARNED (Posted Sept)	ENDING BALANCE	PURPOSE OF FUND
GENERAL FUND - UNRESTRICTED	3,680,811.22	(503,550.25)	113.65	3,177,374.62	Working capital
ENTERPRISE FUND - UNRESTRICT	3,757,798.19	(1,070,508.40)	108.34	2,687,397.13	Working capital
ENTERPRISE FUND - RESTRICTED	300,000.00	0.00	incl in above	300,000.00	Customer liability
CAPITAL IMPACT FEES	2,230,903.46	(20,000.00)	72.31	2,210,975.77	Water & sewer lines extensions & expansions
PARK FEES	15,715.16	0.00	0.51	15,715.67	Reserved for acquisition & development of park land
CHILD SAFETY PROGRAMS	15,119.11	0.00	0.49	15,119.60	Reserved for Child Safety/School Zones
FEDERAL SEIZURE	118,063.70	(16,000.00)	3.50	102,067.20	Criminal Investigation - Federal Funds
HOTEL/MOTEL FUND	872,218.19		28.28	872,246.47	Restricted for promotion of tourism
DEBT SERVICE FUND	1,710,081.78	3,574.66	55.45	1,713,691.89	Restricted for General fund reserves & yearly debt service
WTR/SWR BONDS	381,978.22	0.00	12.39	381,990.61	Funds transferred from Bond Mkt Acct to allow liquidity
FIRE BONDS	394,302.53	0.00	12.78	394,315.31	Funds transferred from Bond Mkt Acct to allow liquidity
STREET BONDS	(0.00)	0.00	0.00	(0.00)	Funds transferred from Bond Mkt Acct to allow liquidity
LIBRARY BONDS	4,909.65	(2,000.00)	0.12	2,909.77	Funds transferred from Bond Mkt Acct to allow liquidity
LAKESIDE DRIVE CERT DEP	332,579.00	0.00	10.78	332,589.78	
CRIME DISTRICT	221,285.22	5,701.21	7.13	226,973.58	Funds transferred from Bond Mkt Acct to allow liquidity
SEDC II - UNRESTRICTED	2,162,089.92	(343,216.22)	75.82	1,818,929.52	Seabrook Economic Development Corporation II
SEDC II - RESTRICTED FOR BONDS	223,755.00	0.00	incl in above	223,755.00	SEDC II - Reserve for revenue bond debt service
SEDC II - RESTRICT FOR EMERGENCY	180,000.00	0.00	incl in above	180,000.00	Emergency Reserve
STEP FUND	44,072.22	0.00	1.43	44,073.65	
PUBLIC SAFETY	65,147.98	0.00	2.11	65,150.09	
MUNI COURT - SECURITY FUND	25,654.23	(2,000.00)	0.79	23,655.02	Funds from fines to be used for security
COURT - TIME PAYMENT FEES	10,033.41	0.00	0.33	10,033.74	Funds from fines to be used to improve court
MUNI COURT - TECHNOLOGY FUND	8,482.23	(2,000.00)	0.25	6,482.48	
STABILIZATION FUND	801,284.99	0.00	25.98	801,280.97	
TOTAL TEXPOOL FUND	17,556,205.41	(1,950,000.00)	532.44	\$15,606,737.85	

The investment portfolio of the City of Seabrook is in compliance with the investment strategies expressed in the City's Investment Policy and relevant provisions of Chapter 2256 of the Local Government Code.

Pam LaB

Finance Director

TexPool Participant Services
C/O Federated Investors Inc.
1001 Texas Avenue, Suite 1400
Houston, TX 77002



Participant Statement

CITY OF SEABROOK
GENERAL ACCOUNT
ATTN: PAM LAB
1700 FIRST STREET
SEABROOK TX 77586-3540

Statement Period **09/01/2013 - 09/30/2013**

Page 1 of 2

Customer Service **1-866-TEX-POOL**
Location ID **000077632**
Investor ID **000006495**

TexPool Update

Maintenance is available on TexConnect Online. This functionality allows you to change your address, phone and fax numbers and email address without having to complete an additional form.

TexPool Summary

Pool Name	Beginning Balance	Total Deposits	Total Withdrawals	Total Interest	Current Balance	Average Balance
Texas Local Government Investment Pool	\$17,556,205.41	\$0.00	\$1,950,000.00	\$532.44	\$15,606,737.85	\$16,361,223.16
Total Dollar Value	\$17,556,205.41	\$0.00	\$1,950,000.00	\$532.44	\$15,606,737.85	

Portfolio Value

Pool Name	Pool/Account	Market Value (09/01/2013)	Share Price (09/30/2013)	Shares Owned (09/30/2013)	Market Value (09/30/2013)
Texas Local Government Investment Pool	449/1011800001	\$17,556,205.41	\$1.00	15,606,737.850	\$15,606,737.85
Total Dollar Value		\$17,556,205.41			\$15,606,737.85

Interest Summary

Pool Name	Pool/Account	Month-to-Date Interest	Year-to-Date Interest
Texas Local Government Investment Pool	449/1011800001	\$532.44	\$9,892.88
Total		\$532.44	\$9,892.88

TaxPool Participant Services
C/O Federated Investors Inc.
1001 Texas Avenue, Suite 1400
Houston, TX 77002

Statement Period 09/01/2013 - 09/30/2013

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Transaction Detail

Texas Local Government Investment Pool

Participant: CITY OF SEABROOK

Pool/Account: 449/1011800001

Transaction Date	Settlement Date	Transaction Description	Transaction Dollar Amount	Share Price	Shares This Transaction	Shares Owned
09/01/2013	09/01/2013	BEGINNING BALANCE	\$17,556,205.41	\$1.00		17,556,205.410
09/11/2013	09/11/2013	WITHDRAWAL	\$1,500,000.00-	\$1.00	1,500,000.000-	16,056,205.410
09/18/2013	09/18/2013	WITHDRAWAL	\$450,000.00-	\$1.00	450,000.000-	15,606,205.410
09/30/2013	09/30/2013	MONTHLY POSTING	\$532.44	\$1.00	532.440	15,606,737.850
Account Value as of 09/30/2013			\$15,606,737.85	\$1.00		15,606,737.850

Pool Information

The allocation factor for the last day of September is 0.000000992 and the one-day net yield for that day is 0.0362%.

TEXPOOL

ANNOUNCEMENTS

We would like to recognize and welcome the following entities who joined the TexPool program in September 2013:

- TexPool
- YES Prep Public Schools
 - Bell County MUD 1
 - City of Wills Point
 - Town of Quintara

TexPool Prime

- YES Prep Public Schools
- City of Wills Point
- Town of Quintara

Upcoming Events

10/08/13 - 10/11/13

TML Conference
Austin

10/15/13 - 10/18/13

TACA
Abilene

10/23/13 - 10/25/13

GFOAT Fall Conference
Richardson

12/08/13 - 12/11/13

GTOT
Fort Worth

TexPool Advisory Board Members

R.C. Allen	LaVonne Mason
Pati Buchenau	John McGrane
Jose Elizondo, Jr.	Clay McPhail
Ron Leverett	Vivian Wood

Overseen by the State of Texas Comptroller of Public Accounts Susan Combs

Operated under the supervision of the Texas Treasury Safekeeping Trust Company.

Additional information regarding TexPool is available upon request:

www.texpool.com

1-866-839-7665

(1-866-TEX-POOL)

Fax: 866-839-3291

Federated®

Federated, founded in 1955, is publicly traded on the NYSE. It is one of the largest managers of AAA-rated money market portfolios in the country. [Source: iMoneyNet as of 8/31/13]

Visit us at Federatedinvestors.com

G35884-24 (10/13)

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Monthly Newsletter October 2013

Economic and Market Commentary

Month in Cash: We can't get too mad at the Fed

October 1, 2013

We along with many others were as much befuddled as we were disappointed when Fed policymakers decided to put off tapering in September. We had expected a minimal pullback in the central bank's \$85 billion in monthly purchases—enough to likely nudge up rates along the cash-yield curve as supply got reintroduced into the marketplace and the market began to price in the prospect for higher rates down the road. The Fed had been telegraphing tapering for much of the summer and the economic data—including that which was laid out by the policy-setting Federal Open Market Committee (FOMC) itself in its post-meeting statement and projections—seemed to justify such a move. Perhaps politics (concerns over how the next act in the ongoing Washington debt-ceiling/fiscal drama will play out) and succession issues (Chairman Ben Bernanke is set to step down in January and the jockeying for his post—historically a muted affair—has been rather public) got in the way.

Whatever the reason, the lack of action by the Fed definitely has put a bit more downward pressure on short rates and repos in particular. The good news, however, is that even as it put off pulling back, the Fed went forward with its test of overnight reverse repos, which it plans to use to manage the central bank's exit from the extraordinary monetary accommodation of the past five years. While the program won't get started in full until tapering is done—and it now looks like that may not be completed until the latter stages of 2014—the availability of the overnight repos at rates set by the Fed have helped to establish a floor, nudging them up from still very low levels. This test, under which we've been able to purchase around \$500 million daily and significantly more than that on some days, is set to run through January. So what the Fed didn't give with one hand, it did give with the other. At the least, the two forces—no tapering but reverse overnight repos—are offsetting each other and helping prevent rates from slipping lower.

Still, the reality is the Fed's inaction means short-term rates are going to stay lower for a little longer. The lack of movement at the September 17-18 FOMC meeting should serve to lengthen the time frame on Phase 1, Phase 2 and Phase 3 of the unwind process. Phase 1 is the stage in which the Fed starts to stop and eventually ends quantitative easing by paring the \$85 billion in monthly Treasury and agency mortgage-backed security purchases—the so-called tapering phase. Many thought that would start this month. Phase 2 represents the portion in which the Fed launches its reverse overnight repo program in earnest to help shed the more than \$3 trillion added to its balance sheet through QE and other extraordinary measures since the global financial crisis's onset. This program can't get fully underway until Phase 1 is done. Phase 3 represents actual tightening itself, i.e., increases in the target funds rate. It doesn't look like that will happen until late 2014—early 2015 at the earliest.

It's not clear what may happen when a new chairman comes in, but it's worth noting the presumed front-runner, now that the more hawkish Lawrence Summers has pulled his name from consideration, is Janet Yellen, who firmly is aligned with the Fed's more dovish faction. While

(continued page 6)

PERFORMANCE AS OF SEPTEMBER 30, 2013

	TexPool	TexPool Prime
Current Invested Balance	\$14,176,472,731.61	\$1,089,207,674.47
Weighted Average Maturity (1)*	60 Days	38 Days
Weighted Average Maturity (2)*	78 Days	44 Days
Net Asset Value	1.00009	1.00002
Total Number of Participants	2,297	165
Management Fee on Invested Balance	0.0473%	0.0638%
Interest Distributed	\$452,851.78	\$57,402.25
Management Fee Collected	\$544,756.46	\$55,546.83
Standard & Poor's Current Rating	AAAm	AAAm

Month Averages

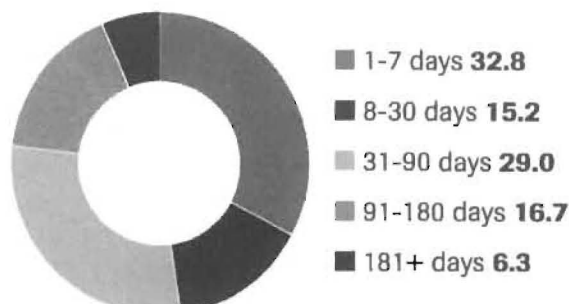
Average Invested Balance	\$13,995,406,614.51	\$1,062,336,272.21
Average Monthly Yield, on a simple basis (3)*	0.04%	0.07%
Average Weighted Average Maturity (1)*	55 Days	42 Days
Average Weighted Average Maturity (2)*	74 Days	49 Days

*Definitions for Average Monthly Yield and Weighted Average Maturity can be found on page 2

TEXPOOL

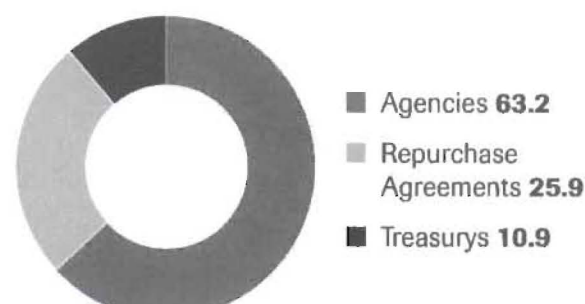
Portfolio by Maturity (%)

As of September 30, 2013



Portfolio by Type of Investment (%)

As of September 30, 2013



PORTFOLIO ASSET SUMMARY AS OF SEPTEMBER 30, 2013

	Book Value	Market Value
Uninvested Balance	-\$6,832,807.00	-\$6,832,807.00
Receivable for Investments Sold	0.00	0.00
Accrual of Interest Income	7,530,425.12	7,530,425.12
Interest and Management Fees Payable	-452,935.00	-452,935.00
Payable for Investments Purchased	0.00	0.00
Accrued Expenses & Taxes	0.00	0.00
Repurchase Agreements	3,663,535,000.00	3,663,503,290.00
Mutual Fund Investments	0.00	0.00
Government Securities	8,961,628,651.74	8,962,850,783.28
US Treasury Bills	1,249,973,749.95	1,249,973,250.00
US Treasury Notes	301,090,646.80	301,136,700.00
Total	\$14,176,472,731.61	\$14,177,708,706.40

Market value of collateral supporting the Repurchase Agreements is at least 102% of the Book Value. The portfolio is managed by Federated Investment Counseling and the assets are safe kept in a separate custodial account at State Street Bank in the name of TexPool. The only source of payment to the Participants is the assets of TexPool. There is no secondary source of payment for the pool such as insurance or State guarantee. Should you require a copy of the portfolio, please contact TexPool Participant Services.

PARTICIPANT SUMMARY

	Number of Participants	Balance
School District	572	\$4,356,269,833.94
Higher Education	56	\$1,243,641,824.20
Healthcare	80	\$456,718,913.55
Utility District	704	\$1,390,734,747.07
City	448	\$3,948,881,814.28
County	174	\$1,154,706,631.98
Other	263	\$1,610,553,168.72

Definition of Weighted Average Maturity (1) & (2)

*(1) "WAM Days" is the mean average of the periods of time remaining until the securities held in TexPool (a) are scheduled to be repaid, (b) would be repaid upon a demand by TexPool, or (c) are scheduled to have their interest rate readjusted to reflect current market rates. Securities with adjustable rates payable upon demand are treated as maturing on the earlier of the two dates set forth in (b) and (c) if their scheduled maturity is 397 days or less; and the later of the two dates set forth in (b) and (c) if their scheduled maturity is more than 397 days. The mean is weighted based on the percentage of the amortized cost of the portfolio invested in each period

*(2) "WAM Days" is calculated in the same manner as the described in footnote 1, but is based solely on the periods of time remaining until the securities held in TexPool (a) are scheduled to be repaid or (b) would be repaid upon a demand by TexPool, without reference to when interest rates of securities within TexPool are scheduled to be readjusted.

Definition of Average Monthly Yield (3)

*(3) This current yield for TexPool Prime for each date may reflect a waiver of some portion or all of each of the management fees

TEXPOOL

DAILY SUMMARY

Date	Money Mkt. Fund Equiv. (SEC Std.)	Daily Allocation Factor	TexPool Invested Balance	Market Value Per Share	WAM Days (1)	WAM Days (2)
09/01	0.0455%	0.000001247	\$14,285,334,275.18	1.00008	56	77
09/02	0.0455%	0.000001247	\$14,285,334,275.18	1.00008	56	77
09/03	0.0450%	0.000001234	\$14,044,748,768.24	1.00009	54	75
09/04	0.0453%	0.000001240	\$14,025,425,803.96	1.00008	54	73
09/05	0.0418%	0.000001146	\$13,985,923,770.26	1.00008	54	72
09/06	0.0400%	0.000001095	\$13,955,106,056.16	1.00008	54	73
09/07	0.0400%	0.000001095	\$13,955,106,056.16	1.00008	54	73
09/08	0.0400%	0.000001095	\$13,955,106,056.16	1.00008	54	73
09/09	0.0485%	0.000001330	\$13,890,399,868.45	1.00010	52	72
09/10	0.0374%	0.000001026	\$13,867,666,473.01	1.00010	52	71
09/11	0.0383%	0.000001048	\$13,772,855,763.40	1.00009	53	72
09/12	0.0399%	0.000001093	\$13,753,224,715.07	1.00010	53	72
09/13	0.0402%	0.000001100	\$13,760,674,224.52	1.00009	54	74
09/14	0.0402%	0.000001100	\$13,760,674,224.52	1.00009	54	74
09/15	0.0402%	0.000001100	\$13,760,674,224.52	1.00009	54	74
09/16	0.0493%	0.000001352	\$13,835,714,495.12	1.00010	56	76
09/17	0.0387%	0.000001060	\$13,935,845,412.02	1.00009	57	77
09/18	0.0373%	0.000001021	\$13,859,905,039.85	1.00009	56	77
09/19	0.0368%	0.000001008	\$13,859,963,563.13	1.00010	56	76
09/20	0.0381%	0.000001044	\$13,791,806,827.20	1.00009	56	76
09/21	0.0381%	0.000001044	\$13,791,806,827.20	1.00009	56	76
09/22	0.0381%	0.000001044	\$13,791,806,827.20	1.00009	56	76
09/23	0.0373%	0.000001023	\$13,809,338,550.48	1.00009	53	73
09/24	0.0362%	0.000000993	\$13,832,054,249.61	1.00009	54	73
09/25	0.0333%	0.000000911	\$14,655,160,855.09	1.00009	51	69
09/26	0.0357%	0.000000979	\$14,447,853,600.67	1.00010	54	72
09/27	0.0335%	0.000000919	\$14,338,738,367.10	1.00009	54	72
09/28	0.0335%	0.000000919	\$14,338,738,367.10	1.00009	54	72
09/29	0.0335%	0.000000919	\$14,338,738,367.10	1.00009	54	72
09/30	0.0362%	0.000000992	\$14,176,472,731.81	1.00009	60	78
Average	0.0394%	0.000001081	\$13,995,406,614.51	1.00009	55	74

TEXPOOL PRIME

DAILY SUMMARY

Date	Money Mkt. Fund Equiv. (SEC Std.)	Daily Allocation Factor	TexPool Prime Invested Balance	Market Value Per Share	WAM Days (1)	WAM Days (2)
09/01	0.0850%	0.000002330	\$1,056,949,270.36	1.00001	49	57
09/02	0.0850%	0.000002330	\$1,056,949,270.36	1.00001	49	57
09/03	0.0822%	0.000002253	\$1,065,374,485.83	1.00002	45	53
09/04	0.0737%	0.000002019	\$1,062,451,699.14	1.00002	45	53
09/05	0.0697%	0.000001909	\$1,061,692,033.52	1.00002	44	52
09/06	0.0690%	0.000001891	\$1,054,617,613.33	1.00001	44	52
09/07	0.0690%	0.000001891	\$1,054,617,613.33	1.00001	44	52
09/08	0.0890%	0.000001891	\$1,054,617,613.33	1.00001	44	52
09/09	0.0651%	0.000001784	\$1,056,717,797.20	1.00002	42	49
09/10	0.0611%	0.000001673	\$1,053,119,006.68	1.00003	42	50
09/11	0.0627%	0.000001717	\$1,046,498,837.05	1.00003	42	49
09/12	0.0645%	0.000001766	\$1,046,233,149.44	1.00003	42	49
09/13	0.0661%	0.000001810	\$1,057,263,902.76	1.00001	43	50
09/14	0.0661%	0.000001810	\$1,057,263,902.76	1.00001	43	50
09/15	0.0661%	0.000001810	\$1,057,263,902.76	1.00001	43	50
09/16	0.0652%	0.000001785	\$1,065,676,428.83	1.00002	40	47
09/17	0.0590%	0.000001617	\$1,060,534,764.98	1.00002	39	47
09/18	0.0576%	0.000001577	\$1,060,288,328.00	1.00002	39	46
09/19	0.0560%	0.000001535	\$1,060,197,662.67	1.00002	38	45
09/20	0.0582%	0.000001595	\$1,056,061,758.88	1.00002	39	45
09/21	0.0582%	0.000001595	\$1,056,061,758.88	1.00002	39	45
09/22	0.0582%	0.000001595	\$1,056,061,758.88	1.00002	39	45
09/23	0.0615%	0.000001685	\$1,054,305,542.62	1.00002	37	44
09/24	0.0613%	0.000001680	\$1,052,283,351.19	1.00002	40	47
09/25	0.0677%	0.000001854	\$1,078,159,777.30	1.00003	40	46
09/26	0.0699%	0.000001915	\$1,061,866,756.25	1.00002	40	46
09/27	0.0573%	0.000001570	\$1,091,884,168.54	1.00001	41	47
09/28	0.0573%	0.000001570	\$1,091,884,168.54	1.00001	41	47
09/29	0.0573%	0.000001570	\$1,091,884,168.54	1.00001	41	47
09/30	0.0739%	0.000002024	\$1,089,207,674.47	1.00002	38	44
Average	0.0658%	0.000001802	\$1,062,336,272.21	1.00002	42	49

TEXPOOL

Participant Services
1001 Texas Ave. 14th Floor
Houston, TX 77002

PRSRT STD
U.S. Postage
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GINCOP, INC.



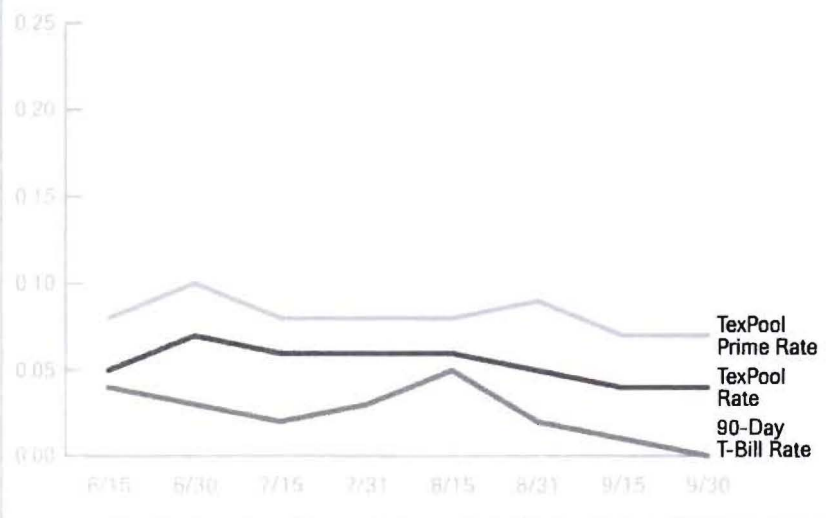
PAM LAB
CITY OF SEABROOK
1700 1ST ST
SEABROOK TX 77586-3540

T7 P1

(continued from page 1)

rates currently are being Fed-driven, on economic fundamentals alone, the case of higher rates is building. Growth is moderate and appears to be accelerating, housing's recovery continues even though summer's spike in mortgage rates appears to have slowed the momentum somewhat, and job growth has been modest but is entering the period—fall and winter—when the biggest payroll gains have come the past three years. So we still see some light at the end of the tunnel—the bias is for short rates to begin to move up and for the cash curve to steepen. It's just that the moves won't come as early as we were thinking a month ago. It doesn't help that Washington's fiscal showdown over a continuing budget resolution and the debt ceiling will play out over the next few weeks. Because the Fed remains open during a government shutdown, we would expect the ongoing Washington drama to have no effect on the money markets beyond those created by media headlines. A potentially bigger looming issue is the October 17 debt-ceiling deadline; we'll keep you apprised as events unfold. Given this lower-for-a-little-longer environment, we are seeking to avoid very low-rate overnight repos in our TexPool and TexPool Prime portfolios and to add floaters on the longer end that can adjust as rates eventually rise.

TexPool & TexPool Prime vs. 90-Day Treasury Bill



90-Day Treasury Bill is a short-term debt instrument backed by the national government. These are used to collect immediate cash to meet outstanding obligations.

Any private investor can invest in a Treasury bill. The 90-Day Treasury Bill is a weighted average rate of the weekly auctions of 90-Day Treasury Bills.

SEABROOK MUNICIPAL COURT - MONTHLY ACTIVITY REPORT FOR OCTOBER, 2013

SECTION 1: RECONCILIATION WITH MONTHLY POLICE ACTIVITY REPORT

1.	NO. OF CITATIONS (TICKETS) ISSUED:	141
2.	NO. OF VIOLATIONS NOT DOCUMENTED BY PD: (includes DPS, public, code enf., FTA/VPTA charges)	55
3.	MUNICIPAL COURT ACTIVITY TOTAL (LINE 1&2):	196
4.	NO. OF WARNINGS ISSUED BY POLICE DEPARTMENT:	67
5.	POLICE DEPARTMENT ACTIVITY TOTAL (LINE 1&4):	208

SECTION 2: SUMMARY OF MONTHLY WARRANT ACTIVITY

1.	NEW WARRANTS ISSUED:	127 TOTAL IN FINES OF \$46062
2.	WARRANTS CLOSED:	75
3.	TOTAL MONTHLY REVENUE(CITY/STATE):	\$12,900

SECTION 3: SUMMARY OF MONTHLY OCA-STATE REPORT

1.	TOTAL NEW VIOLATIONS FOR MONTH:	259	
-	TRAFFIC	163	
-	PENAL	73	
-	ORDINANCE	14	
-	PARKING	0	
-	STATE LAW	10	
2.	TOTAL MONTHLY REVENUE (GROSS):	\$51,220	(includes warrants)
3.	NET REVENUE TO CITY:	\$39,897	(includes warrants)



**CITY
OF
SEABROOK**

**AGENDA
BRIEFING**

Date of Meeting: TUESDAY, NOVEMBER 19, 2013

Submitter/Requestor: Sean Landis

Date Submitted: 11/4/2013 8:57:41 AM

Presenter: Sean Landis

Description/Subject:

Monthly Building Report for October

Purpose/Need: Administration Issue

Background/Issue(What prompted this need):

N/A

Impacted Parties(Expected/Notified): N/A

Miscellaneous Comments:

5 New Residential Permits were issued for the month of October, totaling \$1,576,713.
) New Commercial Permits were issued for the month of October.

Attachments:

(Please list description of attachments and number of pages in each attachment)

Building Report

Fire Inspections

**Fiscal
Impact:**

Budgeted

No

Finance Officer Review:

Budget Amendment Required

No

Future/Ongoing Impact

No

Budget Dept/Line Item Number

Funding Comments:

Where on the agenda should this item be placed?

Consent Agenda

Suggested Motion:

N/A

Agenda Language:

Approve the October 2013 Community Development Report. (Landis)

City Manager Review:

(All items are to be reviewed and approved by the city manager, except items submitted by the mayor or any council member or routine consent agenda items such as minutes and second & third readings of ordinances)

(City Attorney should review all ordinances, resolutions, contracts and executive session items.)

Building Department Statistics Fiscal Year 2010-2011

Date	New Residential		Residential Additions		Commercial New & Additions		City Projects New & Additions		Miscellaneous		Electrical		Irrigation		Mechanical		Plumbing		Monthly Totals		Last Year Totals	
	#	Valuation	#	Valuation	#	Valuation	#	Valuation	#	Valuation	#	Valuation	#	Valuation	#	Valuation	#	Valuation	#		#	
October	5	\$1,576,713.44	10	\$127,992.70	1	\$65,220.00	0	\$0.00	4	\$3,175.00	11	\$16,474.00	1	\$2,600.00	8	\$42,299.11	14	\$41,175.00	52	\$1,876,649.26	86	\$1,860,786.78
November	0																		0	\$0.00	49	\$1,685,684.41
December																			0	\$0.00	58	\$986,242.53
January																			0	\$0.00	86	\$1,463,482.46
February																			0	\$0.00	91	\$949,403.01
March																			0	\$0.00	88	\$4,029,330.05
April																			0	\$0.00	99	\$2,786,007.17
May																			0	\$0.00	90	\$1,740,294.65
June																			0	\$0.00	73	\$806,616.69
July																			0	\$0.00	88	\$1,222,888.10
August																			0	\$0.00	77	\$5,229,614.04
September																			0	\$0.00	70	\$1,131,098.38
Y-T-D TOTALS																				\$1,876,649.26	874	\$23,411,327.43

* Miscellaneous includes fire, fire, sign, demolition, & misc. (certificates of occupancy, etc.)

Fees Paid	Fees Paid
October	\$14,018.25
November	
December	
January	
February	
March	
Y-T-D Total	\$14,018.25

New Residential Buildings

#	Water Impact Fees	#	Sewer Impact Fees	#	Water Impact Fees	#	Sewer Impact Fees
October	4	\$5,873.12	4	\$9,826.10			
November							
December							
January							
February							
March							
Y-T-D Total							

Water Impact	Sewer Impact
\$5,873.12	\$9,826.10

Building Department Statistics OCTOBER 2013

PERMIT TYPES	# ISSUED	VALUATION	FEE\$ PAID
New Residential	5	\$1,576,713.44	\$8,248.50
Building Additions	10	\$127,992.70	\$1,712.50
New Commercial	0	\$0.00	\$0.00
Commercial Additions	1	\$65,220.00	\$885.00
New City	0	\$0.00	\$0.00
City Additions	0	\$0.00	\$0.00
Electrical	11	\$16,474.00	\$1,097.00
Fill	2	\$2,000.00	\$0.00
Irrigation	1	\$2,600.00	\$193.75
Mechanical	6	\$42,299.11	\$1,074.00
Plumbing	14	\$41,175.00	\$737.50
Sign	2	\$1,175.00	\$70.00
Demolition	0	\$0.00	\$0.00
Fire/Sprinkler	0	\$0.00	\$0.00
Miscellaneous	0	\$0.00	\$0.00
TOTALS	52	\$1,875,649.25	\$14,018.25

City 511

SVFD

Inspections by Occupancy

Date Completed Between {10/01/2013} And
{10/31/2013}

AG0001 A & G
 409 Todville RD
 Seabrook, TX 77586

Date	Time	Type	Staff Hrs	Fee
10/18/2013		200 INSPECTION - General	0.00	
Total Activities for Occupancy: 1			0.00	

BAYPORT1413 All America Sales
 1413 Bayport Blvd (SH 146)
 Seabrook, TX 77586

Date	Time	Type	Staff Hrs	Fee
10/25/2013		200 INSPECTION - General	0.00	
Total Activities for Occupancy: 1			0.00	

COMP01 Anchor Point
 1905 Capri LANE
 Seabrook, TX 77586

Date	Time	Type	Staff Hrs	Fee
10/04/2013		200 INSPECTION - General	0.00	
Total Activities for Occupancy: 1			0.00	

NASA2900#290 Bay Area Elite Properties
 2900 NASA PKWY
 Seabrook, TX 77586

Date	Time	Type	Staff Hrs	Fee
10/11/2013		200 INSPECTION - General	0.00	
Total Activities for Occupancy: 1			0.00	

SVFD

Inspections by Occupancy

Date Completed Between {10/01/2013} And
{10/31/2013}SECOND Bob's Salsa with a Kick
1717 2nd (Second) ST
Seabrook, TX 77586

Date	Time	Type	Staff Hrs	Fee
10/11/2013		200 INSPECTION - General	0.00	
Total Activities for Occupancy: 1			0.00	

PINEGULLY502 Carothers
502 Pine Gully RD
Seabrook, TX 77586

Date	Time	Type	Staff Hrs	Fee
10/25/2013		200 INSPECTION - General	0.00	
Total Activities for Occupancy: 1			0.00	

SECOND1802 Chiky's Quickmart
1802 2nd (Second) ST
Seabrook, TX 77586

Date	Time	Type	Staff Hrs	Fee
10/18/2013		200 INSPECTION - General	0.00	
Total Activities for Occupancy: 1			0.00	

NASA2729 Clear Lake Animal Hospital
2729 Nasa Pkwy
Seabrook, TX 77586

Date	Time	Type	Staff Hrs	Fee
10/18/2013		200 INSPECTION - General	0.00	
Total Activities for Occupancy: 1			0.00	

SVFD

Inspections by Occupancy

Date Completed Between {10/01/2013} And
{10/31/2013}NASA3659A Cock & Bull
3659 Nasa Pkwy
Seabrook, TX 77586

Date	Time	Type	Staff Hrs	Fee
10/04/2013	200	INSPECTION - General	0.00	
Total Activities for Occupancy: 1			0.00	

1717SECOND Fatty's
1717 2nd (Second) ST
Seabrook, TX 77586

Date	Time	Type	Staff Hrs	Fee
10/18/2013	200	INSPECTION - General	0.00	
Total Activities for Occupancy: 1			0.00	

MARVIN1906 Gulf Coast Pipeline Services
1906 Marvin CIR
Seabrook, TX 77586

Date	Time	Type	Staff Hrs	Fee
10/11/2013	200	INSPECTION - General	0.00	
Total Activities for Occupancy: 1			0.00	

BAYPORT2140 Hi Tech Cuts
2140 Bayport Blvd (SH 146)
Seabrook, TX 77586

Date	Time	Type	Staff Hrs	Fee
10/18/2013	200	INSPECTION - General	0.00	
Total Activities for Occupancy: 1			0.00	

SVFD

Inspections by Occupancy

Date Completed Between {10/01/2013} And
{10/31/2013}

JENN02 Jennifer's Salon
1317 4th (Fourth) ST
Seabrook, TX 77586

Date	Time	Type	Staff Hrs	Fee
10/25/2013		205 Re-Inspection	0.00	
Total Activities for Occupancy: 1			0.00	

MARVINCIR192 KIWO
1929 Marvin CIR
Seabrook, TX 77586

Date	Time	Type	Staff Hrs	Fee
10/11/2013		200 INSPECTION - General	0.00	
Total Activities for Occupancy: 1			0.00	

MARVINCIR192 KIWO
1929 Marvin CIR
Seabrook, TX 77586

Date	Time	Type	Staff Hrs	Fee
10/11/2013		200 INSPECTION - General	0.00	
Total Activities for Occupancy: 1			0.00	

NASA 2425 Lakewood Yacht Club
2425 Nasa Pkwy
Seabrook, TX 77586

Date	Time	Type	Staff Hrs	Fee
10/25/2013		200 INSPECTION - General	0.00	
Total Activities for Occupancy: 1			0.00	

SVFD

Inspections by Occupancy

Date Completed Between {10/01/2013} And
{10/31/2013}

LONG01 Longevity Center
2100 Nasa Pkwy
Seabrook, TX 77586

Date	Time	Type	Staff Hrs	Fee
10/18/2013		821 CONSULTATION - Fire Alarm	0.00	
Total Activities for Occupancy: 1			0.00	

NASA1304 Mario's
1304 Bayport Blvd (SH 146)
Seabrook, TX 77586

Date	Time	Type	Staff Hrs	Fee
10/04/2013		270 INSPECTION - Special	0.00	
10/18/2013		205 Re-Inspection	0.00	
Total Activities for Occupancy: 2			0.00	

FIRST1401 New Life Praise Center
1401 1st (First) ST
Seabrook, TX 77586

Date	Time	Type	Staff Hrs	Fee
10/25/2013		200 INSPECTION - General	0.00	
Total Activities for Occupancy: 1			0.00	

TODVILLE409 Pier 8 Restaurantt
409 Todville RD
Seabrook, TX 77586

Date	Time	Type	Staff Hrs	Fee
10/18/2013		200 INSPECTION - General	0.00	
Total Activities for Occupancy: 1			0.00	

SVFD

Inspections by Occupancy

Date Completed Between {10/01/2013} And
{10/31/2013}TODVILLE409 Pier 8 Seafood Market
409 Todville RD
Seabrook, TX 77586

Date	Time	Type	Staff Hrs	Fee
10/18/2013		200 INSPECTION - General	0.00	
Total Activities for Occupancy: 1			0.00	

ADEL01 Private Residence (no Inspection req)
1740 El Mar LANE
Seabrook, TX 77586

Date	Time	Type	Staff Hrs	Fee
10/25/2013		200 INSPECTION - General	0.00	
Total Activities for Occupancy: 1			0.00	

REDE01 R & E Development
1514 3rd (Third) ST
Seabrook, TX 77586

Date	Time	Type	Staff Hrs	Fee
10/11/2013		200 INSPECTION - General	0.00	
Total Activities for Occupancy: 1			0.00	

NASA2205 Seabrook Lube
2205 Nasa Pkwy
Seabrook, TX 77586

Date	Time	Type	Staff Hrs	Fee
10/11/2013		200 INSPECTION - General	0.00	
Total Activities for Occupancy: 1			0.00	

SVFD

Inspections by Occupancy

Date Completed Between {10/01/2013} And
{10/31/2013}SHIPYARD Seabrook Marina
1900 Shipyard DR
Seabrook, TX 77586

Date	Time	Type	Staff Hrs	Fee
10/04/2013		820 CONSULTATION - Fire Protection	0.00	
Total Activities for Occupancy: 1			0.00	

MEYER1102 Seabrook Senior Center
1102 E Meyer RD
Seabrook, TX 77586

Date	Time	Type	Staff Hrs	Fee
10/04/2013		200 INSPECTION - General	0.00	
Total Activities for Occupancy: 1			0.00	

VACA03 Snazzy Paws Pet Salon
3532 Nasa Pkwy
Seabrook, TX 77586

Date	Time	Type	Staff Hrs	Fee
10/18/2013		200 INSPECTION - General	0.00	
Total Activities for Occupancy: 1			0.00	

BAYPORT1424 TNT Mattress
1424 Bayport Blvd (SH 146)
Seabrook, TX 77586

Date	Time	Type	Staff Hrs	Fee
10/04/2013		205 Re-Inspection	0.00	
Total Activities for Occupancy: 1			0.00	

SVFD

Inspections by Occupancy

Date Completed Between {10/01/2013} And
{10/31/2013}REPSDORPH240 Teakwood Apartments
2401 Repsdorph
Seabrook, TX 77586

Date	Time	Type	Staff Hrs	Fee
10/25/2013		890 CONSULTATION - Other	0.00	
Total Activities for Occupancy: 1			0.00	

NORTHMEYER12 The Cake Place
1209 N Meyer RD
Seabrook, TX 77586

Date	Time	Type	Staff Hrs	Fee
10/25/2013		200 INSPECTION - General	0.00	
Total Activities for Occupancy: 1			0.00	

BAYPORT3400 Uncle Bob's Storage
3400 Bayport Blvd (SH 146)
Seabrook, TX 77586

Date	Time	Type	Staff Hrs	Fee
10/18/2013		200 INSPECTION - General	0.00	
Total Activities for Occupancy: 1			0.00	

NASA1910 Valero / Diamond Shamrock
1910 Nasa Pkwy
Seabrook, TX 77586

Date	Time	Type	Staff Hrs	Fee
10/18/2013		200 INSPECTION - General	0.00	
Total Activities for Occupancy: 1			0.00	

SVFD

Inspections by Occupancy

Date Completed Between {10/01/2013} And
{10/31/2013}

MARVINCIR191 Water Line Works
1910 Marvin CIR
Seabrook, TX 77586

Date	Time	Type	Staff Hrs	Fee
10/11/2013		200 INSPECTION - General	0.00	
Total Activities for Occupancy: 1			0.00	

Grand Total Activities: 34

Grand Totals: 0.00 0.00



*CITY
OF
SEABROOK*

Date of Meeting: November 19, 2013

Submitter/Requestor: Chief Nona Holomon

Date Submitted: Nov. 11, 2013

Presenter: Chief Nona Holomon

Description/Subject: Public Safety Activity Report for October 2013

Purpose/Need: Policy Issue ☐ Administrative Issue: The Public Safety Department's (Police, Fire, CLEMC and Animal Control) will show accountability through statistical data.

Background/Issue: Mayor and City Council request the Seabrook Police Department to present a monthly activity report for review. In an effort to show activity from all other public safety entities we will combine our reports and submit for review.

Impacted Parties (Expected/Notified): Citizens of Seabrook, council and staff

Attachments: Copy of reports. (Charts and graphs)

Fiscal Impact: Budgeted ☐ Yes ☐ No

Finance Officer Review:

Budget Amendment required ☐ Yes ☐ No

Future/Ongoing Impact ☐ Yes ☐ No

Budget Dept/Line Item Number

Funding Comments: N/A

Where on the agenda should this item be placed? Consent agenda

Suggested Motion: Motion to accept report.

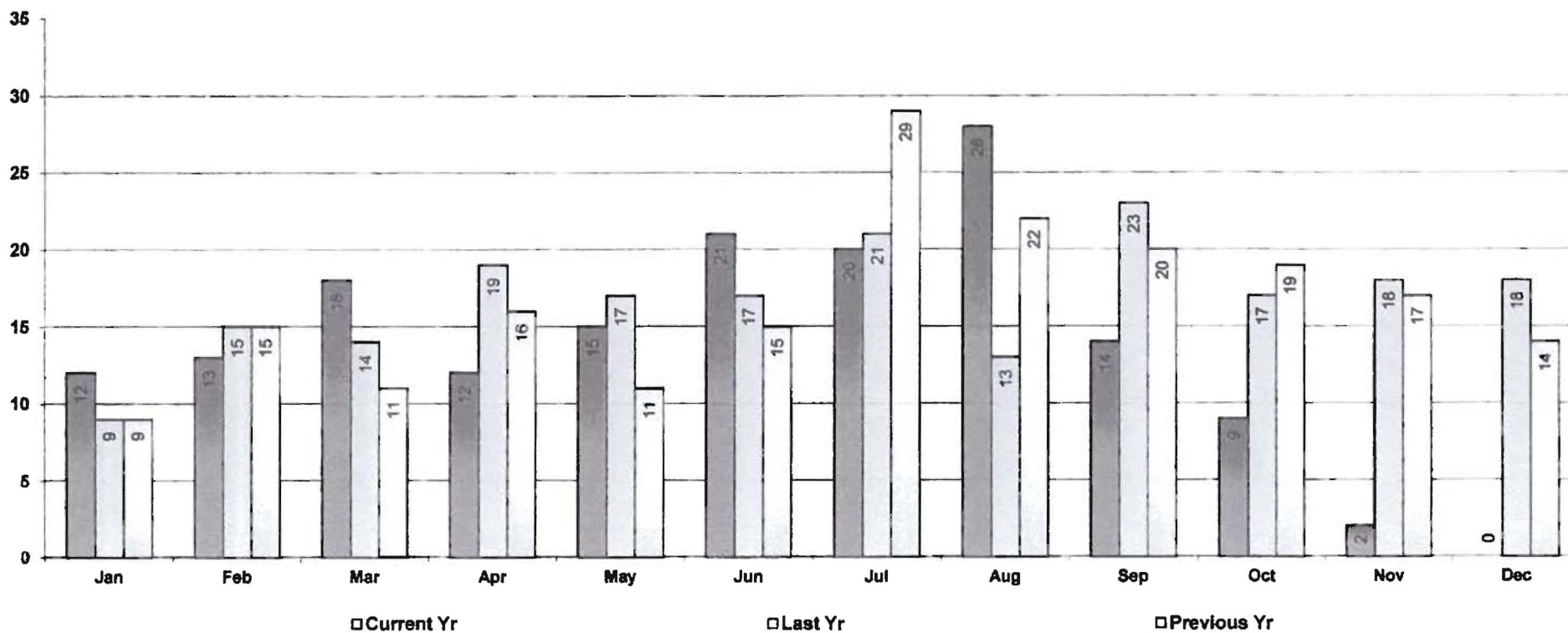
Sent to City Attorney for review

(City Attorney should review all ordinances, resolutions, contracts and executive session items.)

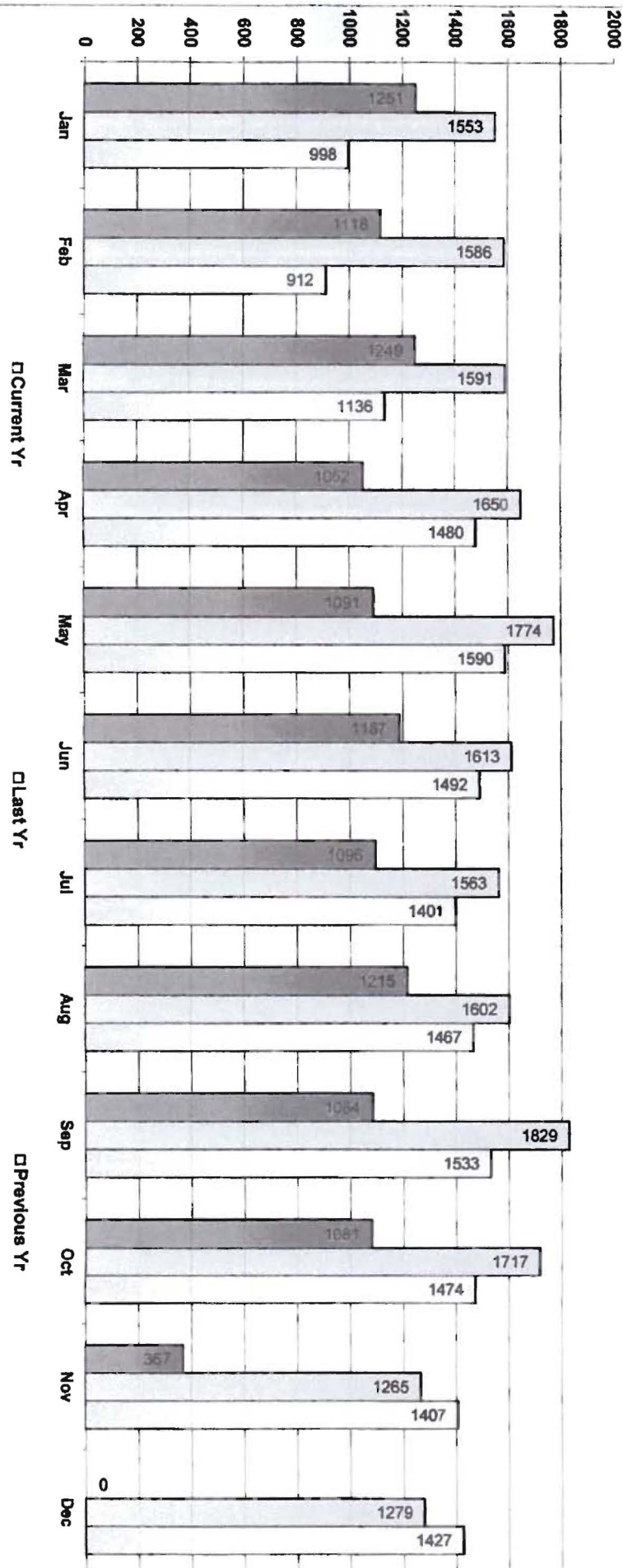
Received and accepted by the City Secretary/Assistant

Returned by the City Secretary/Assistant (If incomplete)

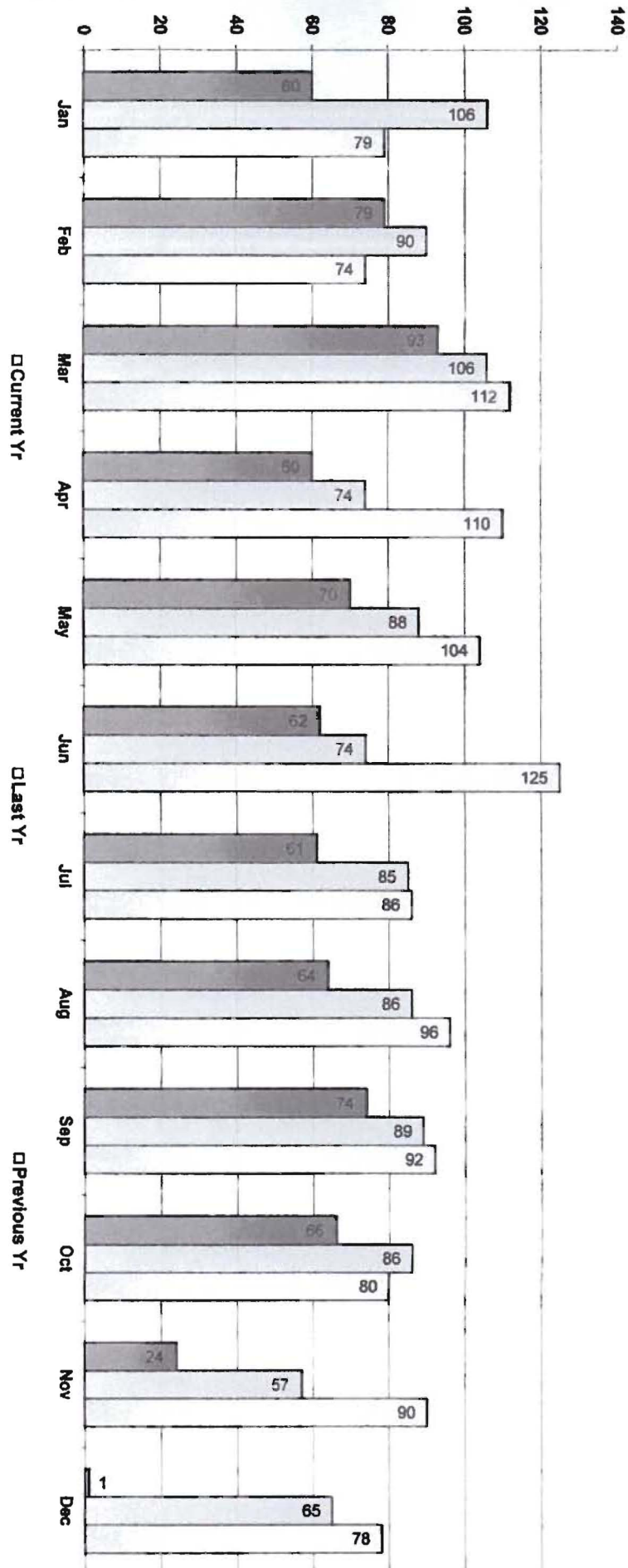
**Seabrook Police Department
ALL PART-I OFFENSES
As Of November 11, 2013**



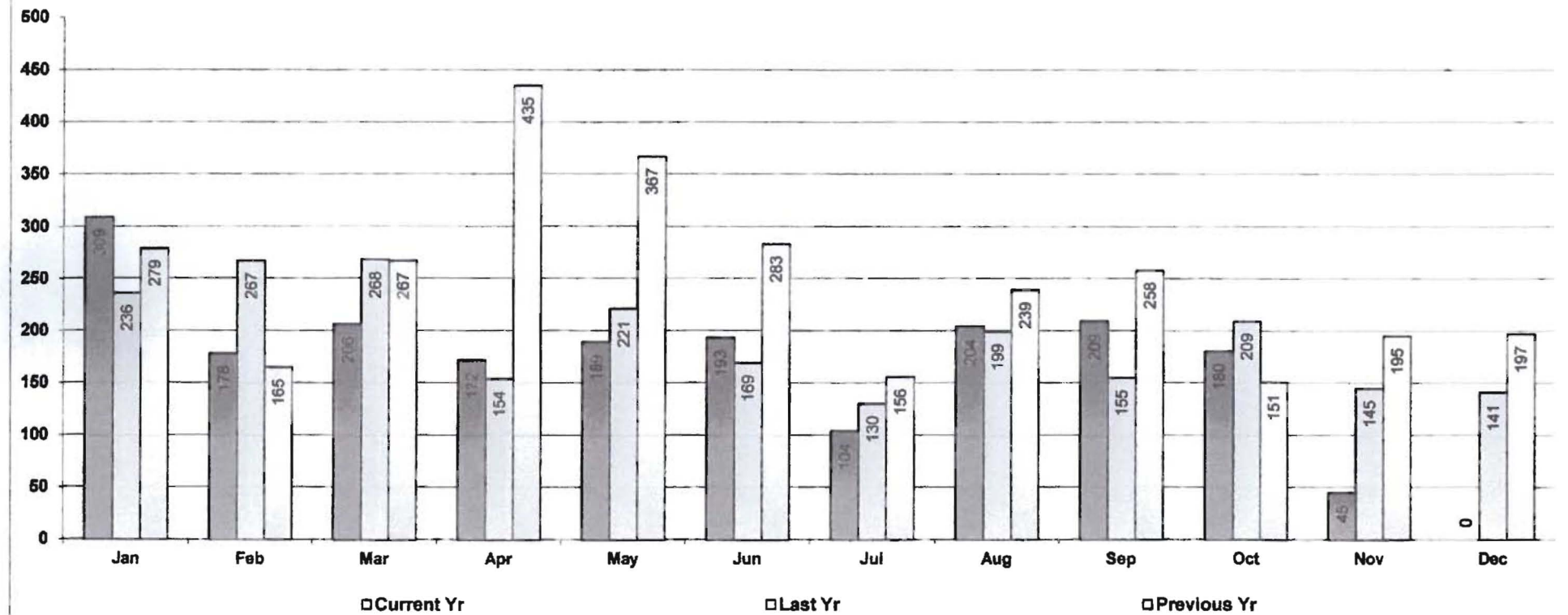
Seabrook Police Department
Total Calls-For-Service
As Of November 11, 2013



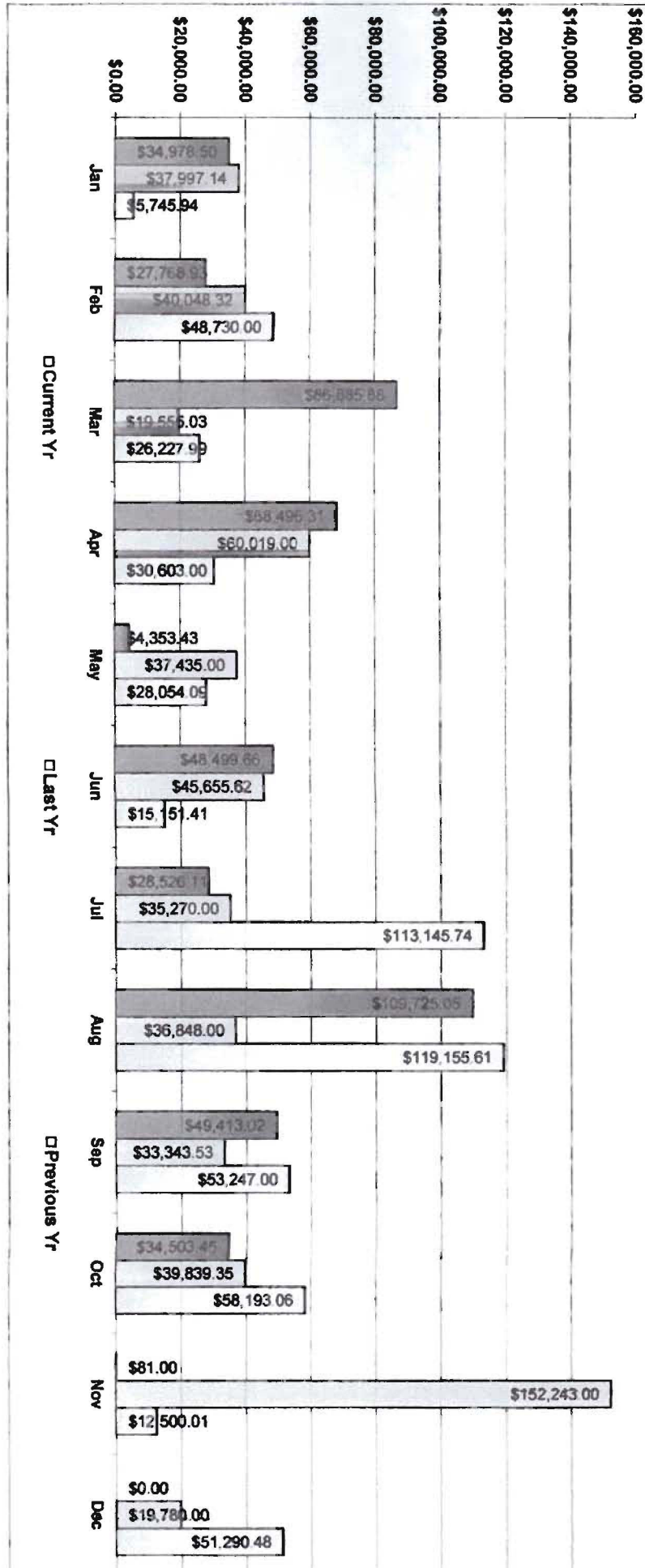
**Seabrook Police Department
Total Arrests
As Of November 11, 2013**



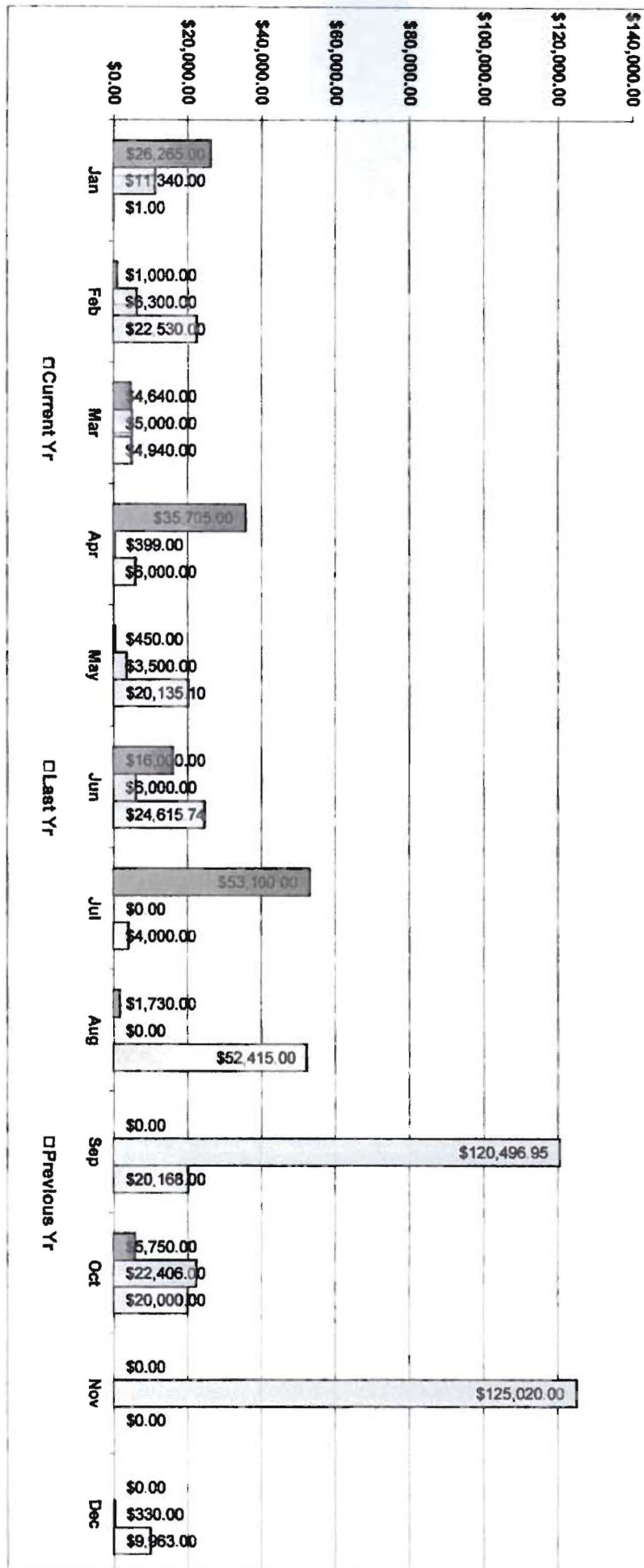
**Seabrook Police Department
Total Traffic Tickets
As Of November 11, 2013**



**Seabrook Police Department
Stolen Property Value
As Of November 12, 2013**



**Seabrook Police Department
Recovered Property Value
As Of November 11, 2013**



SEABROOK POLICE DEPARTMENT

DETECTIVE ACTIVITY REPORT

10/1/2013 Through 10/31/2013

Selected Investigators	Previously Assigned Cases Carried Over (Active / Pending)	Cases Assigned This Period	Case Status Change This Period													Stolen Property Recovered (Value)	Supplements Submitted
			Cleared							Inactivated		Closed/Unf.		Active/Warrant/Pending Cases Continuing			
			Cleared Exceptionally	Cleared By Arrest / Charges	Charges Filed				Total Cases Cleared	% Of Assigned Cases Cleared	Total Cases Suspende / Open Not Active	% Of Assigned Cases Suspended	Total Cases Closed or Unfounded		% Of Assigned Cases Closed		
					Class-C Filed	Class-A/B Filed	Felonies Filed	Total Charges Filed									
Department Totals:	196	81	5	1	10	23	11	44	6	7.4%	3	3.7%	45	55.6%	225	\$4,640	59
Sel. Investigator's Tots:	190	81	5	1	10	23	11	44	6	7.4%	3	3.7%	45	55.6%	219	\$4,640	49
Sel. Investigator's Avg:	27.1	11.6	0.7	0.1	1.4	3.3	1.6	6.3	0.9	7.4%	0.4	3.7%	6.4	55.6%	31.3	\$663	7.0
Imbrie, David	27	19	0	0	5	1	1	7	0	0.0%	0	0.0%	4	21.1%	42	\$0	18
Morris, Clinton	44	7	2	0	0	0	0	0	2	28.6%	1	14.3%	2	28.6%	46	\$0	9
Breeding, Ross	22	10	1	0	0	0	0	0	1	10.0%	0	0.0%	5	50.0%	26	\$0	11
Pickell, Michael	14	5	0	0	1	5	2	8	0	0.0%	0	0.0%	1	20.0%	18	\$0	0
Warner, Robert	40	8	2	1	0	0	1	1	3	37.5%	2	25.0%	0	0.0%	43	\$0	11
Bryant, Huilen	11	0	0	0	0	0	0	0	0	0.0%	0	0.0%	0	0.0%	11	\$4,640	0
Patrol	32	32	0	0	4	17	7	28	0	0.0%	0	0.0%	33	103.1%	33	\$0	0

**CITY OF SEABROOK TEXAS
MONTHLY HUMANE OFFICER REPORT
MONTH OF October 2013**

	THIS MONTH	THIS MONTH LAST YEAR	YEAR TO DATE	YEAR TO DATE LAST YEAR
Dogs and Cats Picked Up	22	21	22	21
Wildlife: Deceased & Alive	14	06	14	06
Animals Adopted Out	01	04	01	04
Animals Returned to Owners From Shelter	04	03	04	03
Animals Returned to Owners on the Street	01	11	01	11
Animals Destroyed	12	08	12	08
Rabid Animals Verified	00	00	00	00
Complaints Received by Residents	52	64	52	64
Revenue: Pound Fees & ID Tags	\$75.00	\$24.00	\$75.00	\$24.00
Animal Bites Reported	02	00	02	00
Citations Issued	02	02	02	02

Humane Officer D.MARSHALL

CLEMC REPORT **Seabrook Stats Report SEP13**

	Aug-13	Sep-13	Oct-13	3 Month Total
Allergic Reaction	0	1	0	1
Assist by EMS	3	5	3	11
Attempted Suicide	2	2	1	5
Breathing problems	3	2	4	9
Choking	0	0	0	0
CPR	0	1	0	1
CVA	2	3	1	6
Death Investigation	0	0	0	0
Diabetic	2	0	2	4
Drowning	0	0	0	0
Heart problems/pain	6	7	8	21
Injured person	14	21	22	57
Major Accident	0	0	0	0
Medical Alert Alarm	0	0	3	3
OB Baby Call	0	0	0	0
Overdose	2	4	0	6
Seizure	3	2	8	13
Sick Call	22	27	13	62
Trauma Gunshot/Stabbing	0	0	0	0
fire stand-by	0	0	0	0
Unconscious	4	3	3	10
Total	63	78	68	209

Response Time

4Min37Sec

4Min56Sec

4Min35Sec

Average Response Time
4Min43Sec

Last Year Same Time Period

	Aug-12	Sep-12	Oct-12	3 Month Total
Allergic Reaction	2	1	2	5
Assist by EMS	3	1	1	5
Attempted Suicide	0	2	0	2
Breathing problems	4	4	2	10
Choking	0	2	0	2
CPR	0	0	0	0
CVA	1	0	0	1
Death Investigation	0	0	0	0
Diabetic	1	0	0	1
Drowning	0	0	0	0
Heart problems/pain	11	6	3	20
Injured person	15	20	11	46
Major Accident	0	0	1	1
Medical Alert Alarm	2	0	1	3
OB Baby Call	0	0	0	0
Overdose	1	2	1	4
Seizure	2	1	2	5
Sick Call	15	26	11	52
Trauma Gunshot/Stabbing	0	0	0	0
fire stand-by	0	0	0	0
Unconscious	3	5	1	9
Total	60	70	36	166

Average Response Time

Response Time	4Min50Sec	4Min52Sec	4Min42Sec	4Min48Sec
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Seabrook City Council & Planning & Zoning Commission
Joint Special Meeting of November 5, 2013
Page 1

The City Council and the Planning and Zoning Commission of the City of Seabrook met in special joint session on Tuesday, November 5, 2013 at 6:00 p.m. in Seabrook City Hall, 1700 First Street, Seabrook, Texas to discuss, consider and if appropriate, take action on the items listed below.

THOSE PRESENT WERE:

CITY COUNCIL

GLENN R. ROYAL	MAYOR
ROBERT LLORENTE	COUNCIL PLACE NO. 1
MIKE GIANGROSSO	COUNCIL PLACE NO. 2
GARY JOHNSON	COUNCIL PLACE NO. 3
DON HOLBROOK	COUNCIL PLACE NO. 4
THOM KOLUPSKI	COUNCIL PLACE NO. 5
LAURA DAVIS	MAYOR PRO TEM & COUNCIL PLACE NO. 6

PLANNING & ZONING COMMISSION

MICHAEL POTTS	CHAIRMAN
ROSEBUD CARADEC	MEMBER
MIKE DEHART (absent)	MEMBER
BUDDY HAMMANN	VICE-CHAIR
BOLIVAR F. LEWIS, III (ex. Abs.)	MEMBER
DODIE MILLER	MEMBER
MICHAEL SHARPE	MEMBER

STAFF

GAYLE COOK	INTERIM CITY MANAGER
MICHELE L. GLASER	CITY SECRETARY
ALESIA HAMMOCK	P&Z COMMISSION SECRETARY
SEAN LANDIS	DIRECTOR OF COMMUNITY DEVELOPMENT
STEVEN L. WEATHERED	CITY ATTORNEY

Mayor Royal and Chairman Potts called the meeting to order at 6:00 p.m., each declaring a quorum was present.

1.0 PUBLIC COMMENTS AND ANNOUNCEMENTS

There were no comments.

2.0 WORK SESSION ITEMS

**2.1 Review/consideration of zoning and use of Planned Unit Developments (PUD's).
(Landis)**

Mr. Landis reviewed the PUD ordinance, stating that requirements for approval of a PUD are similar to approval of a zoning change. Public hearings are required before the City Council and the Commission for both the preliminary approval and final approval. If Council and

Seabrook City Council & Planning & Zoning Commission
Joint Special Meeting of November 5, 2013
Page 2

P&Z meet jointly for both public hearings, the number of meetings required for approval will be reduced to three meetings: 1) joint public hearing for preliminary approval; 2) joint public hearing for final approval and first reading of the ordinance establishing the PUD; and 3) second reading of the PUD ordinance. Immediately after each joint public hearing, both bodies will meet separately to review the PUD and consider approval.

Mr. Landis stated that the minimum PUD size is 3.5 acres and that not less than 20 percent of the land must be reserved for open space. The Commission and Council have the authority to set a time schedule for the PUD development. Developers shall report on the progress on a bi-annual basis. If the PUD process fails, all land reverts back to conditions in effect before the PUD application.

Mr. Landis made the following statements in answer to questions from the Commission and Council. Public hearings are required before both preliminary plan approval and final plan approval, even if there are no changes made after preliminary approval. Open space can include parking areas and internal streets. Maintenance of privately owned open space must be maintained by the property owner(s) and the city can require the formation of a Homeowners' Association (HOA) to do the maintenance. Streets may remain private only with permission of the City Council and the streets must be designed to city standards. HOA covenants cannot be less stringent than city ordinances but may be more stringent than city ordinances. The city does not enforce the deed restrictions. Any changes made during preliminary review, must be made on the plan before final review.

Mr. Weathered reminded council and commission members of conflict of interest statutes.

3.0 EXECUTIVE SESSION

No executive session was held.

Upon motions made by the respective bodies, Mayor Royal and Chairman Potts adjourned the joint meeting at 6:46 p.m.

Approved by the Planning & Zoning Commission and the City Council on this 19th day of November 2013.

Glenn R. Royal, Mayor

Michael Potts, Chairman
Planning and Zoning Commission

Michele L. Glaser, TRMC
City Secretary

**Seabrook City Council Regular Meeting
Minutes of November 5, 2013
Page 1**

The City Council of the City of Seabrook met in regular session on Tuesday, November 5, 2013 at 7:00 p.m. in Seabrook City Hall, 1700 First Street, Seabrook, Texas to discuss, consider and if appropriate, take action on the items listed below.

THOSE PRESENT WERE:

GLENN R. ROYAL	MAYOR
ROBERT LLORENTE	COUNCIL PLACE NO. 1
MIKE GIANGROSSO	COUNCIL PLACE NO. 2
GARY JOHNSON	COUNCIL PLACE NO. 3
DON HOLBROOK	COUNCIL PLACE NO. 4
THOM KOLUPSKI	COUNCIL PLACE NO. 5
LAURA DAVIS	MAYOR PRO TEM & COUNCIL PLACE NO. 6
GAYLE COOK	INTERIM CITY MANAGER
STEVEN L. WEATHERED	CITY ATTORNEY
MEREDITH BRANT	ASSISTANT CITY SECRETARY

Mayor Royal called the meeting to order at 7:00 p.m. and led the audience in the United States and Texas Pledges of Allegiance.

1.0 PRESENTATIONS

1.1 Present a proclamation declaring November 4-8, 2013 as "Municipal Court Week." (Courts)

Mayor Royal presented the proclamation to Judge Webbon and her staff.

1.2 Recognize Court Administrator, Jessica Ancira as a recipient of the "Distinguished Service Award" from the Texas Court Clerks Association. (Council)

Judge Webbon presented Court Administrator Jessica Ancira an award she recently received as distinguished court administrator in Texas.

1.3 Presentation by Bob Mitchell and Dan Seal, Bay Area-Houston Economic Partnership concerning the proposed "Storm Surge Protective Technologies System" also known as the "Ike Dike." (BAHEP)

Mr. Seal made the presentation of the proposed dike which would be patterned after dikes built in the Netherlands. The dike would be placed at the coast to prevent water from entering Galveston Bay. The total cost is estimated to be up to six billion dollars. Mr. Seal asked City Council to approve a resolution supporting the project.

1.4 Presentation from traffic engineer on issues surrounding left turn movements from traffic on SH 146 including, but not limited to, southbound traffic in the proximity of Third Street and consider authorizing implementation of needed safety measures. (Council)

Seabrook City Council Regular Meeting
Minutes of November 5, 2013
Page 2

Mark Ingram, Cobb Fendley & Associates stated that the city can insert delineators (white sticks) to prevent vehicles from turning left. He stated that TxDOT does not object to this solution, although the city would have to pay the cost which is estimated at approximately \$7,000 - \$8,000. TxDOT representatives stated that the city should be prepared to inform affected businesses that this solution will restrict access. TxDOT also has no objection to way finding signs, but again TxDOT does not plan to pay any costs. Mr. Ingram suggested that the city approach TxDOT with these options and ask TxDOT to partner and pay for at least some of the improvements.

2.0 PUBLIC COMMENTS AND ANNOUNCEMENTS

Gary Bell, Hamblen, asked to be considered for appointment to the EDC Board.

2.1 Mayor, City Council and/or members of the city staff may make announcements about city/community events. (Council)

Several upcoming events were announced.

3.0 BID AWARDS

3.1 Consider Bid Project No. 2013-09, "Pine Gully Channel Improvements, Phase II Project" by awarding the bid to low bidder, Double Oak Construction, Inc. in the amount of \$393,115.00 and approve applicable contract subject to review by the city attorney. Money is available in the Ike Recovery Funds. (Chairez)

Motion was made by Councilor Holbrook and seconded by Councilor Llorente

To approve Bid Project No. 2013-09 as presented and to approve applicable contracts subject to review by the city attorney.

MOTION CARRIED BY UNANIMOUS CONSENT.

4.0 CONSENT AGENDA

4.1 Approve an agreement between the Seabrook Economic Development Corporation and CenterPoint Energy Houston Electric LLC for utilities on Waterfront Drive in the amount of \$303,000. This is a budgeted item in the EDC Budget. (EDC)

4.2 Approve the minutes of the October 15, 2013 regular Council meeting. (Glaser)

4.3 Approve second and final reading of proposed Ordinance No. 2013-22, "Amendment to the Official Zoning Map to Rezone 1.8365 acres south of NASA Parkway, east of Elam Road and north of Pirates' Landing Apartments from WAD to C-2. (P&Z/Applicant)

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SEABROOK WHICH IS PART OF THE SEABROOK CITY CODE OF ORDINANCES,

Seabrook City Council Regular Meeting
Minutes of November 5, 2013
Page 3

APPENDIX A, "COMPREHENSIVE ZONING", ARTICLE 2, ADMINISTRATION
SECTION 2.05, "OFFICIAL ZONING MAP", BY REZONING 1.5109 ACRES OF TRACT
I, AND 0.3256 ACRES OF TRACT II OF LAND, SITUATED IN ABSTRACT 52 OF THE
RITSON MORRIS SURVEY, HARRIS COUNTY, TEXAS FROM WAD WATERFRONT
ACTIVITY DISTRICT TO C-2 MEDIUM COMMERCIAL DISTRICT AND REQUIRING
THAT THE ZONING MAP BE AMENDED TO REFLECT THIS CHANGE.

**4.4 Approve Resolution No. 2013-21, "Casting a Ballot for the election of Ed Heathcott to
the Board of Directors of the Harris County Appraisal District." (Council)**

Motion was made by Councilor Giangrosso and seconded by Councilor Holbrook

To approve the Consent Agenda as presented.

MOTION CARRIED BY UNANIMOUS CONSENT.

END OF CONSENT AGENDA

5.0 NEW BUSINESS

5.1 Consider authorizing a traffic study for El Mar Lane. (Cook)

Ms. Cook stated that school zone signs are posted on a portion of El Mar without an
ordinance and without a traffic study which is required to designate a school zone. The cost
of the traffic study is estimated to be \$5,000.

Motion was made by Councilor Holbrook and seconded by Councilor Kolupski

To authorize the city manager to conduct a traffic study on El Mar for the purpose of
establishing a school zone.

MOTION CARRIED BY UNANIMOUS CONSENT.

**5.2 Review Lakeside traffic study to consider placing a stop sign at the intersection of
Lakeside Drive and Seaward Drive. (Giangrosso)**

Councilor Giangrosso stated that it is difficult for ongoing traffic to see cross traffic due to a
curve in the road. Ms. Cook stated that traffic studies in 2005 and 2011 did not support a stop
sign. Brad Matlock, City Engineer said that his firm can relook at the traffic study for a
non-substantial cost.

Motion was made by Councilor Llorente and seconded by Councilor Giangrosso

To direct the city manager to have the traffic studies reviewed again based on this issue.

MOTION CARRIED BY UNANIMOUS CONSENT.

Seabrook City Council Regular Meeting
Minutes of November 5, 2013
Page 4

5.3 Consider a request from Hal Wixon of the Film Festival in the amount of \$2,500 from Hotel Tax Funds, FY 2013/14. If approved, Council must make a finding that the expenditure meets the criteria for hotel tax funds. (Applicant)

Mr. Wixon stated that 2013 will be the 16th season for the event which is held in September, with several venues throughout the years in Seabrook. LeaAnn Dearman, Director of Information stated that the committee had reviewed the application and recommended a contribution of \$1,000 this year, as funds for FY 2013/14 had already been allocated and only \$5,000 remained as a contingency for the remainder of the year.

Motion was made by Councilor Giangrosso and seconded by Councilor Davis

To allot \$1,000 for the event in FY 2013/14 with the finding that it meets criteria for the expenditure of hotel tax funds as it promotes the arts and increases overnight stays in Seabrook.

Motion was made by Councilor Davis and seconded by Councilor Llorente

To increase the amount from \$1,000 to \$2,500 for FY 2013/14.

MOTION TO AMEND CARRIED BY UNANIMOUS CONSENT.

Mayor Royal then called for a vote on the original motion as amended.

MOTION CARRIED BY UNANIMOUS CONSENT.

5.4 Consider approval of the first reading of proposed Ordinance No. 2013-24, "Ethics Review Commission, Change in Frequency of Required Meetings." (ERC)

AN ORDINANCE AMENDING THE CODE OF THE CITY OF SEABROOK, CHAPTER 2. "ADMINISTRATION", ARTICLE VI. "CODE OF ETHICS", DIVISION 2. "ETHICS REVIEW COMMISSION", SEC. 2-209 "MEETINGS" BY CHANGING THE FREQUENCY OF REQUIRED MEETINGS FROM QUARTERLY TO SEMI-ANNUALLY. THIS ORDINANCE REPEALS ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HERewith; AND PROVIDES FOR SEVERABILITY.

Motion was made by Councilor Davis and seconded by Councilor Llorente

To approve proposed Ordinance No. 2013-24 on first reading with the reading of the caption serving as the reading of the ordinance.

MOTION CARRIED BY UNANIMOUS CONSENT.

Seabrook City Council Regular Meeting
Minutes of November 5, 2013
Page 5

5.5 Consider an appointment to the Economic Development Corporation Board for an unexpired term ending May 2014. (EDC)

Ms. Glaser announced that Melissa Botkin had asked that her name be withdrawn from consideration.

Motion was made by Councilor Holbrook and seconded by Councilor Kolupski

To appoint Gary Bell to the EDC Board of Directors for an unexpired term ending May 2014.

MOTION CARRIED BY UNANIMOUS CONSENT.

5.6 Consider approval of a one- time advanced funding of \$275,000 from General Fund Reserves for the Seascape I - Paving & Water Line Improvements - Phase III. This money will be repaid with franchise fees. (Cook)

Motion was made by Councilor Llorente and seconded by Councilor Johnson

To approve the funding as requested.

MOTION CARRIED BY UNANIMOUS CONSENT.

6.0 ROUTINE BUSINESS

6.1 Consider approval of the Action Items Checklist which is attached and made a part of this agenda. (Council)

Councilor Davis asked if there had been any progress concerning Item #4, parking for visitors to Bayport for cruises. There had not.

Motion was made by Councilor Holbrook and seconded by Councilor Giangrosso

To approve the Action Items Checklist.

MOTION CARRIED BY UNANIMOUS CONSENT.

6.2 Establish future meeting dates and agenda items, including: 1) a decision concerning holding the December 17 regular meeting; and 2) a reminder of the special joint public hearing to be held with the Planning & Zoning Commission on November 19, 2013 at 6:00 p.m. (Council)

Mr. Landis talked about scheduling the required public hearing on the proposed final PUD plan for the apartments and the two readings of the ordinance. The public hearing for the preliminary plan will be on November 19. If the public hearing on the final plan is scheduled to be held on December 3, publication and notification must take place before the first public hearing has been held. Holding the second public hearing on December 17 would allow

Seabrook City Council Regular Meeting
Minutes of November 5, 2013
Page 6

sufficient time for notice, but would not allow for a second reading of the ordinance in 2013, as Seabrook's Charter requires at least two weeks between ordinance readings. Staff was asked to work out a schedule for Council consideration. Members did not object to holding a meeting on December 17 if needed.

Requested items for the November 19 agenda are: 1) Ike Dike Resolution (Giangrosso) and 2) Ordinance addressing peddlers and solicitors (Davis).

7.0 EXECUTIVE SESSION

At 8:41 p.m. Mayor Royal announced that City Council would hold a closed executive meeting pursuant to the provisions of the open meetings Act, Charter 551, Government Code, and Vernon's Texas Codes Annotated, in accordance with the authority contained in Section 551.074, Personnel Matters and Section 551.087, Economic Development.

Section 551.087

7.1 Discuss or deliberate commercial/financial information and offer of financial or other business incentive relating to a business prospect that the City seeks to have locate, stay or expand in the City and with which it is conducting economic development negotiations as provided by Section 551.087 Texas Government Code. (Templin)

Section 551.074

7.2 Deliberate the appointment, evaluation, reassignment and duties of the city manager/interim city manager as provided in the Texas Government Code, Section 551.074. (Council)

8.0 OPEN MEETING

Mayor Royal reconvened the open meeting at 10:02 p.m. and stated that Items 7.1 and 7.2 had been discussed in executive session, but no action had yet been taken.

Mayor Royal asked Ms. Cook and Mr. Weathered to draft an employment contract, for consideration on November 19, naming Gayle Cook as City Manager as of December 1, 2013.

MOTION CARRIED BY UNANIMOUS CONSENT.

Upon motion, Mayor Royal adjourned the meeting at 10:03 p.m.

Approved this 19th day of November 2013.

Glenn R. Royal, Mayor

Michele L. Glaser, TRMC
City Secretary

**CITY OF SEABROOK
RESOLUTION NO. 2013 – 22
IN SUPPORT OF THE “IKE DIKE PROJECT”**

A RESOLUTION SUPPORTING THE “IKE DIKE PROJECT” FOR A COASTAL BARRIER TO PROTECT THE HOUSTON-GALVESTON REGION, INCLUDING GALVESTON BAY, FROM HURRICANE STORM SURGES; DIRECTING THE CITY SECRETARY TO SEND A CERTIFIED COPY OF THIS RESOLUTION TO REAR ADMIRAL ROBERT SMITH III, USN, PRESIDENT AND CHIEF EXECUTIVE OFFICER OF TEXAS A&M UNIVERSITY AT GALVESTON; PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION

WHEREAS, the City of Seabrook is located on the southeast Texas border, bordered by Galveston Bay;

WHEREAS, on September 13, 2008, Hurricane Ike caused devastation and destruction in Seabrook and across the Houston-Galveston region with massive flooding from storm surge waters, Galveston Island and the Bolivar Peninsula being the hardest hit areas;

WHEREAS, the Houston-Galveston region is home to a concentration of petrochemical plants along the Houston Ship Channel and the Port of Houston, one of the nation’s busiest ports;

WHEREAS, Professor Bill Merrell of Texas A&M University at Galveston has conceived the “Ike Dike Project” which is a proposal to create a “coastal spine” with a combination of barriers and gates extending along Galveston Island and the Bolivar Peninsula;

WHEREAS, flood gates at Bolivar Roads, the entrance to the Houston, Texas City, and Galveston ship channels, and at the San Luis Pass would provide the necessary barriers to protect these vulnerable areas against Gulf surges into Galveston Bay;

WHEREAS, the “Ike Dike Project” looks to existing technologies created in the Netherlands and duplicated with the building of the Greater New Orleans Barrier that protects New Orleans from storm surges;

WHEREAS, providing a comprehensive system of barriers and gates along the Gulf Coast would protect the economy, the environment, and more importantly, the people in the region;

WHEREAS, in 2010, the Texas Governor’s Commission on Recovery and Renewal reviewed the Ike Dike Project and recommended that a six county public corporation be established to explore viable options for storm surge protection of the Houston-Galveston region; and

WHEREAS, the City Council of the City of Seabrook desires to support the “Ike Dike Project” in order to advance the need for a costal barrier to protect the Houston-Galveston region from hurricane storm surges.

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

**City of Seabrook
Resolution No. 2013-22
Page 2**

- SECTION 1:** The findings and recitations set out in the preamble to this Resolution are found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes.
- SECTION 2:** The City Council of the City of Seabrook, Texas, hereby wholeheartedly supports and endorses efforts by Professor Bill Merrell of Texas A&M University at Galveston to create the "Ike Dike Project" for a coastal barrier to be completed for protection of the Houston-Galveston region from hurricane storm surges including Galveston Bay.
- SECTION 3:** The City Council of the City of Seabrook, Texas, hereby pledges its support and encourages efforts to create a coastal barrier to protect Galveston Island and surrounding communities from hurricane storm surges.
- SECTION 4:** The City Council of the City of Seabrook, Texas, hereby directs the City Secretary to send a certified copy of this Resolution to Rear Admiral Robert Smith III, USN, President and Chief Executive Officer of Texas A&M University at Galveston
- SECTION 5:** This Resolution shall become effective after its adoption.

PASSED, APPROVED AND ADOPTED THIS 19th DAY OF NOVEMBER 2013.

Glenn R. Royal, Mayor

ATTEST:

Michele L. Glaser, TRMC
City Secretary

**CITY OF SEABROOK
RESOLUTION NO. 2013-23
OPPOSING THE CENTENNIAL GATE CONCEPT**

A RESOLUTION OF THE CITY OF SEABROOK, TEXAS OPPOSING THE CENTENNIAL GATE CONCEPT IN ITS CURRENT FORM BEING PROPOSED BY THE RICE UNIVERSITY SSPEED CENTER (SEVERE STORM PREDICTION, EDUCATION AND EVACUATION FROM DISASTERS) AND PROVIDING FOR THE DELIVERY OF SUCH RESOLUTION TO THE SSPEED CENTER AS WELL AS TO REGIONAL ECONOMIC DEVELOPMENT AGENCIES AND STATE LEGISLATORS THAT REPRESENT SEABROOK

WHEREAS, the City of Seabrook, Texas is a coastal community with frontage on Galveston Bay and a significant population of residents and businesses that can be affected by storm surge and sub-tropical coastal rain events; and

WHEREAS, a storm-surge suppression concept called Centennial Gate has been developed by the SSPEED Center as a structural means to protect the Houston Ship Channel area upstream of the Fred Hartman Bridge; and

WHEREAS, Centennial Gate has been proposed in one of two proposed locations known as Option A and Option B; and

WHEREAS, the Centennial Gate concept, if constructed in either of its currently proposed locations, is projected to cause six additional inches of flooding beyond the otherwise-expected storm surge, for the low elevation areas seaward of Centennial Gate; and

WHEREAS, any such increase in storm surge will not only affect the physical state of improvements of Seabrook residents and businesses contending with such an event, but will also exacerbate flood insurance costs by increasing the depth of flooding for those unprotected by the Centennial Gate; and

WHEREAS, the City of Seabrook does not accept the premise that areas of lower elevation seaward of Centennial Gate within any community fronting on Galveston Bay should be considered collateral damage from the impacts of storm surge;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF SEABROOK, STATE OF TEXAS, THAT:

Section 1. The City Council finds that the recitals above are true and correct.

Section 2. The City Council hereby agrees that industries along the Houston Ship Channel should be protected, but opposes the Centennial Gate concept in its current form due to storm surge impacts that have been represented to disproportionately increase damage for unprotected areas of the City of Seabrook and other communities that front Galveston Bay.

City of Seabrook
Resolution No. 2013-23
Page 2

47 Section 3. The City Council hereby directs the City Secretary to send this Resolution to
48 the SSPEED Center as well as to area regional economic development agencies and all State of Texas
49 Legislators that represent Seabrook Texas.
50

51 PASSED, APPROVED AND ADOPTED ON THE 19TH DAY OF NOVEMBER, 2013.
52

53 CITY OF SEABROOK, TEXAS
54
55

56 _____
57 Glenn R. Royal, Mayor
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60 _____
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62 Michele L. Glaser, TRMC
63 City Secretary
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CITY OF LA PORTE PLANNING DEPARTMENT

604 W. Fairmont Parkway, La Porte, TX 77571

www.laportetx.gov

Phone: (281) 471-5020 / Fax (281) 470-5005

Interoffice Memo

To: Mayor and Members of City Council

From: Tim Tietjens, Director of Planning

Through: Corby Alexander, City Manager

Date: 10-10-13

Re: Centennial Gate Concept

I recently attended a workshop meeting at the Rice University SSPEED Center (Severe Storm Prediction, Education and Evacuation from Disasters), regarding the "Centennial Gate" concept. It is one of the various structural alternatives proposed by Professor Philip Bedient after Hurricane Ike to enhance the regions ability to protect certain areas from storm surge. Led by Rice University, the SSPEED Center organizes universities, researchers, emergency managers, and private and public entities to address severe storm prediction and its impact on the Gulf Coast area.

According to studies discussed at the meeting, a major hurricane hitting near San Luis Pass, could push a surge of up to 25 feet into Galveston Bay and the Houston Ship Channel causing nearly \$150 billion in estimated damage — from flooded industrial facilities, downtime, productivity loss, clean-up and the likely environmental catastrophe. In order to protect the region's overall economy and environment, the Centennial Gate project would need a coalition of public money, industry investment and federal funds that, at this time, are unfunded.

The Centennial Gate concept is a structural successor to the "Ike Dike" with the notable exception that is much farther up into Galveston Bay. The Ike Dike would withhold a 25 foot storm surge at the mouth of Galveston Bay and the San Luis Pass using large, movable components, and using Galveston Island and Bolivar Peninsula as a barrier with extensions to the seawall. The surge effects would be theoretically withheld and dissipated in the gulf. Centennial Gate, on the other hand, would only withhold water that had already amassed in Galveston Bay from the ship channel beyond one of two points currently being considered. "Option A" is alongside the Fred Hartman Bridge linking La Porte and Baytown, while "Option B" extends from the end of Morgans Point across Atkinson Island over to Baytown. Both Option A and B would also have moveable components capable of withholding a 25

foot surge, but they would not be based upon a levee or seawall at the shoreline. Instead, to withhold water it would use a combination of SH146 and an inland levee constructed to a top elevation of 25 feet until it reaches that elevation of natural topography. In the case of Option B, it was reported that the inland levee would exist within Barbours Cut Blvd. and would need to be about six feet high. The first attached slide shows the two location options proposed on a map. The red line indicates the gate system and the levee while the yellow circles indicate cross-access points that would be some form of gate system. The second attached slide shows a perspective view of the proposed structure looking southward into the bay.

Surge effects for both options of Centennial Gate would mean an increase of flood levels for the unprotected areas of La Porte. There was an acknowledgement that there will be "collateral damage" – those areas unprotected by Centennial Gate. The dome of surge water, once in Galveston Bay, would have no place to go but further inland for all bay shoreline areas. The third slide attached contains bullet points presented regarding this collateral damage. Both options claim to have "minimal effect on any increases nearby" although Option B shows a "slightly larger effect than option A". According to the discussion at the meeting, the water levels for such a major storm would rise *an additional six inches above what would have otherwise been the surge level*. A slide showing the areas of additional inundation was presented at the meeting, but is not on the SSPEED website at this time.

The forth slide attached shows Centennial Gate on a map with LiDAR elevations. It appears to show an elevation on Barbours cut of something less than 19 feet, which throws into question the claim that the Barbours cut levee would only be six feet high.

The fifth slide attached includes their bullet points regarding conclusions and future work. It states the positive impacts on areas upstream of the gate but for those seaward of the gate, the suggestion seems to only be "expanding the current warning systems for the bay area, and educating the public as they move into the surge zone".

The argument was made that such a gate would also very likely increase industrial investment in the ship channel, knowing that facilities built there would be hardened against the region's sole major natural disaster. While this is very likely true, the obvious effect, seaward of the gate, would be the opposite effect. The notion that there is only a minimal effect to the unprotected areas is a poor argument at best. Any increase at all opens the concept up to legal challenge not to mention the moral effects of such a value judgment of who is expendable and who is not.

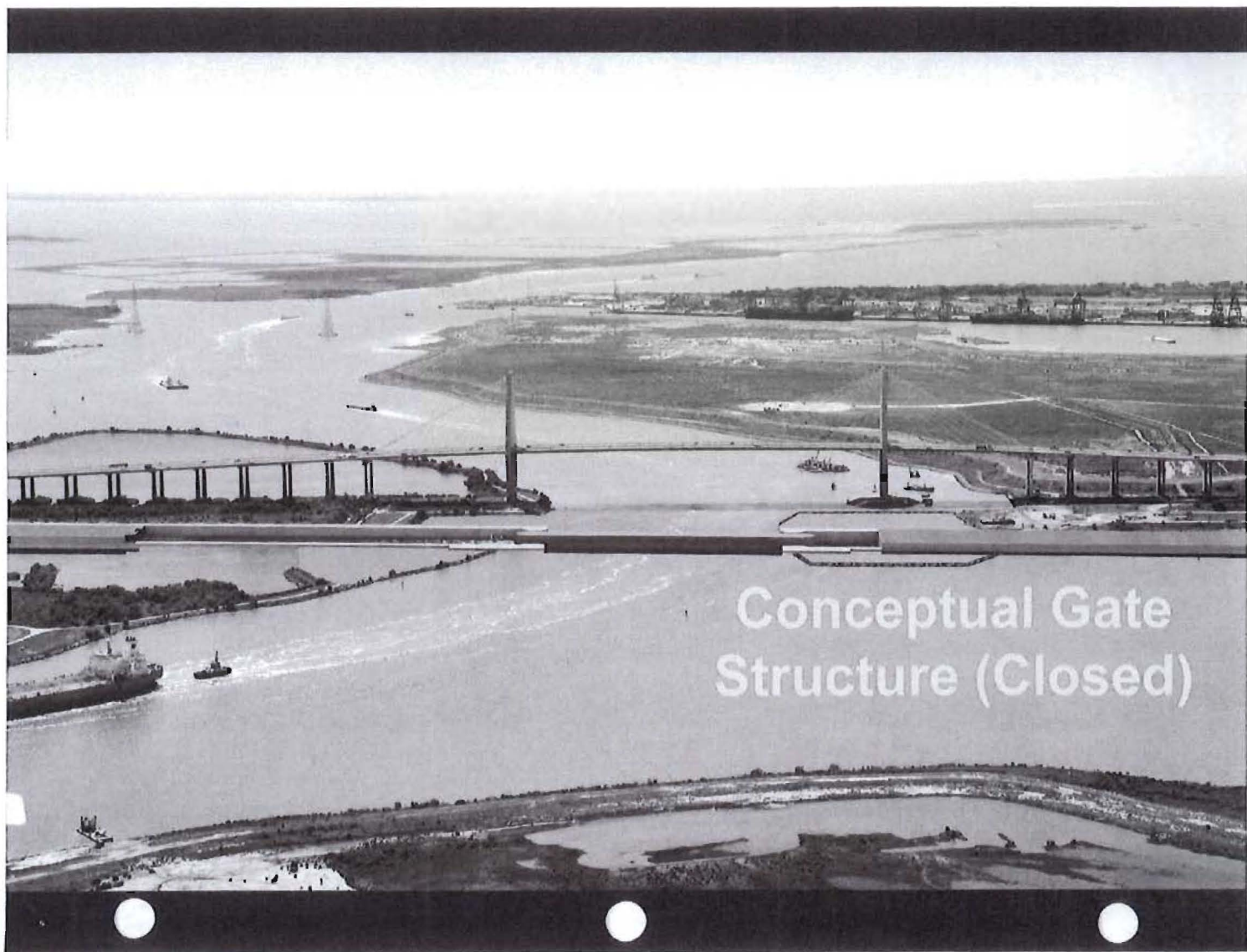
The slides included in this presentation are a part of the conference presentation which can be viewed at www.sspeerd.rice.edu, then click on the "events" tab, scroll down to "prior events", click on the Hurricane Ike conference "link to slides".

C: Traci Leach, Assistant City Manager
Dave Mick, Acting City Engineer

Proposed Gate Locations

OPTION A

OPTION B



Conceptual Gate
Structure (Closed)

Collateral Effects

- Computer models are being run to compare with and without the gate option in place for the rest of the bay.
- We are using a variety of storm tracks, winds, and surge levels for comparison.
- Option A has been shown to have minimal effects on any increases nearby in the bay due to the large area over which the impact can be dissipated.
- Option B is currently being run and early results indicate a slightly larger effect than Option A, with some small impact near and in front of the levee and gate.
- These impacts are manageable compared to a direct hit

Centennial Gate Locations



Conclusions and Future Work

- Protect HSC with Centennial Gate since it is a critical facility for the region and a major energy center.
- Centennial Gate also provides positive benefits to both industry and communities upstream of the gate.
- Environmental impact on Galveston Bay is as important as surge protection for HSC based on model results.
- Expand current flood warning systems to include surge prediction in the Galveston Bay area.
- Educate the public as new expanding population moves into surge zones.

ORDINANCE NO. 2013-24
ETHICS REVIEW COMMISSION
CHANGE IN FREQUENCY OF REQUIRED MEETING

AN ORDINANCE AMENDING THE CODE OF THE CITY OF SEABROOK, CHAPTER 2. "ADMINISTRATION", ARTICLE VI. "CODE OF ETHICS", DIVISION 2. "ETHICS REVIEW COMMISSION", SEC. 2-209 "MEETINGS" BY CHANGING THE FREQUENCY OF REQUIRED MEETINGS FROM QUARTERLY TO SEMI-ANNUALLY. THIS ORDINANCE REPEALS ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HERewith; AND PROVIDES FOR SEVERABILITY.

WHEREAS, the Ethics Review Commission currently has a requirement to hold regular quarterly meetings; and

WHEREAS, the Chair or three members of the Commission may call for more frequent meetings as necessary; and

WHEREAS, there have been no complaints for the Commission to consider in many years; and

WHEREAS, the Ethics Review Commission has recommended that Council reduce the number of required meetings from quarterly to semi-annually; and

WHEREAS, the Council has agreed with these recommendations; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SEABROOK, STATE OF TEXAS:

SECTION 1. AMENDMENT TO THE CODE.

The Code of the City of Seabrook, Chapter 2. "Administration", Article VI. "Code of Ethics", Division 2. "Ethics Review Commission", Sections 2-209 is hereby amended as shown below.

Sec. 2-209. Meetings.

The Commission shall have regular [~~quarterly~~] **semi-annual** meetings and such other meetings as may be necessary to fulfill its responsibilities. The chairperson or any three members of the commission may call a meeting, in compliance with the Open Meetings Act, provided that reasonable notice is given to each member and to any person who requests notice of such meetings.

(Code 1976, § 2-83(3); Code 1996, § 2-209; Ord. No. 2008-16, § 2, 8-5-2008; Ord. No. 2013-04, § 1, 3-5-2013)

Secs. 2-210—2-230. - Reserved.

SECTION 2. REPEAL OF CONFLICTING ORDINANCES.

In the event any clause phrase, provision, sentence, or part of this Ordinance 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 Ordinance as a whole or any part of provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Seabrook, Texas, declares that it would have passed each 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 AND APPROVED on first reading this 5th day of November 2013.

PASSED, APPROVED, AND ADOPTED on second and final reading this 19th day of November, 2013.

By: _____
Glenn R. Royal
Mayor

ATTEST:

By: _____
Michele L. Glaser, TRMC
City Secretary

Approved as to form:

By: _____
Steven L. Weathered, City Attorney



DATE: October 28, 2013
TO: Seabrook City Council
FROM: Ethics Review Commission
RE: Recommended changes to the Code of Ethics

The Ethics Review Commission has reviewed Article VI Code of Ethics Section 2-209 "Meetings." Currently, this section of the code requires that the Commission meet quarterly. The Commission is proposing that instead of "quarterly meetings" meetings should be scheduled "semi-annual" as shown below.

"Sec. 2.209 Meetings.

The Commission shall have regular [~~quarterly~~] **semi-annual** meetings and such other meetings as may be necessary to fulfill its responsibilities."

Excerpt from draft minutes of October 24, 2013 are as follows:

"Motion was made by Craig Reynolds and seconded by Gene Scott

To amend Section 2-209 Meetings by changing the frequency of meetings from quarterly to semi-annually.

MOTION CARRIED BY UNANIMOUS CONSENT."

Your consideration of this recommendation is greatly appreciated.



**CITY
OF
SEABROOK**

**AGENDA
BRIEFING**

Date of Meeting: TUESDAY, NOVEMBER 19, 2013

Submitter/Requestor: Cook

Date Submitted: 11/12/2013 8:47:16 AM

Presenter: Cook

Description/Subject:

Discuss the feasibility of constructing a wall on the Carothers Coastal Gardens property for additional sound barrier.

Purpose/Need: NA

Background/Issue(What prompted this need):

Earlier this month, the City received additional complaints about noise levels from an event at Carothers Coastal Gardens. Seabrook Police were working the event and decibel levels were taken and noted at the property line and at the complainant's residence, both were within the set limits of the noise ordinance.

City staff has previously and continues to look into different solutions to resolve ongoing complaints with the property and its neighbors. After this event, a suggestion was made by the Director of Public Works to investigate the possibility of constructing a wall along both sides of the property that would also act as a sound barrier.

Impacted Parties(Expected/Notified):

Miscellaneous Comments:

Attachments:

(Please list description of attachments and number of pages in each attachment)
fund balance

Fiscal Impact:	Budgeted	Yes	Finance	Officer
	Budget Amendment Required	Yes	Review:	
	Future/Ongoing Impact	Yes		

Budget Dept/Line Item Number

Funding Comments:

Director of Finance reports that there is projected surplus balance in the Carothers Fund of approximately \$30,000.

Where on the agenda should this item be placed?

New Business

Suggested Motion:

Agenda Language:

Consider the feasibility of constructing a wall on the Carothers Coastal Gardens property for additional sound barrier. (Cook/Chairez)

City Manager Review:

(All items are to be reviewed and approved by the city manager, except items submitted by the mayor or any council member or routine consent agenda items such as minutes and second & third readings of ordinances)

(City Attorney should review all ordinances, resolutions, contracts and executive session items.)

Gayle Cook

From: Pam Lab
Sent: Tuesday, November 12, 2013 9:30 AM
To: Gayle Cook
Subject: Carother's fund balance

The estimated fund balance at the end of 2012-13 is \$35,000. The current budget (2013-14) is estimated to have a net income of \$13,400 which would add to the fund balance for an estimated 2013-14 ending balance of \$48,400.

Regards,

Pam Lab

Director of Finance
City of Seabrook
1700 1st Street
Seabrook, TX 77586
281-291-5677 office
281-291-5690 FAX



**AGREEMENT FOR PROFESSIONAL SERVICES
AND EMPLOYMENT AS CITY MANAGER**

THIS AGREEMENT FOR PROFESSIONAL SERVICES AND EMPLOYMENT AS CITY MANAGER (this "Agreement"), is made and entered into effective as of this **1st day of December, 2013**, by and between the City of Seabrook, Texas, a municipal corporation (the "City"), and **Gayle Cook**, (the "City Manager") to establish and set forth the terms and conditions of the employment as the City Manager of the City.

WITNESSETH:

WHEREAS, the City desires to employ the services of the Gayle Cook as the City Manager of the City, pursuant to the terms, conditions, and provisions of this Agreement; and

WHEREAS, it is the desire of the City Council of the City (the "Council") to provide compensation and benefits, establish conditions of employment for, and to set the working conditions of the City Manager as provided in this Agreement; and

WHEREAS, the Council desires to secure and retain the services of the City Manager, to provide inducements for the City Manager to accept employment as the City Manager of the City and to remain in such employment, to encourage full work productivity by assuring the City Manager's morale and peace of mind with respect to future security, and to provide a just means for terminating the services of the City Manager at such time as the City Manager may be unable to satisfactorily discharge the duties of office, or when the Council may otherwise desire to terminate the employment of the City Manager; and

WHEREAS, except as otherwise specifically provided herein, the City Manager shall have and be eligible for the same benefits as are provided to all non-public safety employees of the City; and

WHEREAS, the City Manager has agreed to accept employment as the City Manager of the City, subject to and on the terms, conditions, and provisions agreed to and set forth in this agreement; and

NOW, THEREFORE, in consideration of Gayle Cook accepting employment with the City, and other good and valuable consideration, including the mutual covenants herein contained, the City and the City Manager hereby contract, covenant, and agree as follows:

Section 1. Duties. The Council hereby employs the City Manager to perform the duties and functions specified in the City of Seabrook Charter, this Agreement, and as the Council shall, from time to time, assign to the City Manager consistent with the intent of this Agreement. The City Manager shall report for work, and the duties and employment

of Gayle Cook, as City Manager shall commence on, the 1st day of December, 2013 (the "Commencement Date").

Section 2. Term. The term of this Agreement shall be indefinite and this Agreement shall be and remain in full force and effect until terminated by the City Manager or the Council as herein provided (the "Term"). The City Manager shall serve at the pleasure of the City Council and nothing in this Agreement shall prevent, limit, or otherwise interfere with the right of the City Council, or the City Manager, to terminate the services of the City Manager at any time, subject only to the provisions set forth hereinafter in Section 16.

Section 3. Salary. City agrees to pay the City Manager an annual base salary, which salary shall initially be One Hundred Thirty-Two Thousand Four Hundred and Seventeen Dollars (\$132,417.00), payable in installments at the time as other employees of the City are paid. Thereafter, City may adjust the base salary and/or other benefits of the City Manager at least annually in such amounts and to such extent as the Council may determine desirable to do so on the basis of an annual review.

Section 4. Salary Increases and Evaluations.

A. Salary Escalator Clause. The City Manager's then current annual salary may be automatically increased each year equal to the percentage raise given to the City's other employees as approved in the budget process in the event of an approved Cost of Living Adjustment or a percentage mutually agreeable to the Council and the City Manager.

B. Performance Evaluation The Council shall review the Manager's job performance at least once annually with the first review being in May, 2014, and subsequent annual reviews to occur during the month of January of each year thereafter unless the parties agree otherwise. The annual performance reviews and evaluations may be in writing or verbal and in accordance with criteria developed jointly by the Council and the Manager. The Council shall provide the Manager a reasonable and adequate opportunity to discuss with the Council and/or respond to the Manager's evaluation.

Section 5. Deferred Compensation. City agrees to pay the City Manager annual deferred compensation in an amount of Five Percent (5%) of the annual base salary. The deferred compensation shall be paid monthly to the ICMA Retirement Corporation ("ICMA-RC"). Employer agrees to transfer ownership of contributions to succeeding employers in the event of Employee's resignation or discharge.

Section 6. Disability and Retirement Benefits. The City Manager shall be covered and governed by the same retirement system as are all other non-public safety employees. Retirement contributions shall be paid as required by the retirement system's plan documents. If the City Manager retires pursuant to a qualified retirement plan or is permanently disabled during the Term, the City Manager shall be compensated for all

vacation leave, holidays, and other benefits then accrued or credited to the City Manager and at the City Manager's option, shall be permitted to continue to participate in the City's health insurance plan on the same basis as other retirees from the City are permitted to do so, or, if such other retirees are not permitted to do so, at the cost of the City Manager, or as provided by law.

Section 7. Health Insurance. The Manager shall be covered by the same health, dental, and vision plans as all other employees, or such plans that are available through City and selected by the Manager, except that the City shall pay the employee share of the premiums for the Manager and same percentage as all other employees benefits for the Manager's dependents. The coverage shall be in full force and effect immediately upon the Commencement Date, including no waiting period for pre-existing conditions.

Section 8. Automobile. The City agrees to pay the City Manager a monthly car allowance of Six hundred dollars (\$600) per month, payable on the first regular pay day of each month.

Section 9. Leave Benefits. All provisions of the rules and regulations of the City applicable to fringe benefits, leave, and working conditions as they now exist or hereafter may be amended, shall also apply to the City Manager as they apply to all other employees of the City, in addition to the benefits enumerated specifically for the benefit of the City Manager herein.

Section 10. Professional and Civic Development. The City agrees to budget and pay for professional membership dues and subscriptions of City Manager necessary for the City Manager continuation and participation in national, regional, state, and local associations and organizations necessary and desirable for the City Manager's continued professional participation, growth, and advancement, and for the good of the City. Developing and maintaining professional association contacts and standing provide the City access to valuable resources, and the reasonable participation and attendant travel by City Manager, as provided for in the annual budget, will be a part of the City Manager's duties. The City Manager is authorized to become a member of a local civic/service organization of his choice, subject to City's approval, for which City shall pay membership dues.

Section 11. Business Expenses. Certain expenses of a non-personal and job related nature will necessarily be incurred by the City Manager in the performance of the City Manager's duties. The City will pay or reimburse such budgeted business expenses, and the Finance Director is authorized to disburse such monies upon receipt of duly executed expense or petty cash vouchers, receipts, statements, or personal affidavits. The City will also pay the full cost of the bond required by the City Charter to be made by the City Manager.

Section 12. Relocation. City recognizes the City Manager must relocate to the City of Seabrook and reside within the corporate limits of the City pursuant to the Seabrook City

Charter. In connection with the necessary relocation of the City Manager and the City Manager's family to the City, the City shall reimburse the City Manager for necessary and reasonable expenses incurred in moving and relocating the City Manager's family and belongings. The Manager shall document all moving and relocation expenses with receipts, cancelled checks or credit card statements, and the City shall reimburse the Manager for all such documented expenses within thirty (30) days of the City's receipt of such documented expenses.

Section 13. Residence The City Manager will maintain residence within the City's corporate boundaries during the Term of this Agreement in accordance with the City Charter.

Section 14. Indemnification. To the extent it may be permitted to do by applicable law, including, but not limited to Texas Civil Practice & Remedies Code Chapter 102, the City does hereby agree to defend, hold harmless, and indemnify City Manager from any and all demands, claims, suits, actions, judgments, expenses and attorneys' fees incurred in any legal proceedings brought against City Manager in the City Manager's individual or official capacity as an employee and as City Manager, providing the incident(s), which is (are) the basis of any such demand, claim, suits, actions, judgments, expenses and attorneys' fees, arose or does arise in the future from an act or omission of City Manager, as an employee of the City, acting within the course and scope of the City Manager's employment with the City; excluding, however, any such demand, claim, suits, actions, judgments, expenses and attorneys' fees for those claims or any causes of action where it is determined that the City Manager committed official misconduct, or committed a willful or wrongful act or omission, or an act or omission constituting gross negligence, or acted in bad faith; and excluding any costs, fees, expenses or damages that would be recoverable or payable under an insurance contract, held either by the City or by the City Manager. The selection of the City Manager's legal counsel shall be with the mutual agreement of the City Manager and the City if such legal counsel is not also City's legal counsel. A legal defense may be provided through insurance coverage, in which case the Manager's right to agree to legal counsel provided for him will depend on the terms of the applicable insurance contract. To the extent this Section 14 exceeds the authority provided and limitations imposed by Texas Civil Practice & Remedies Code, Chapter 102, it shall be construed and modified accordingly. The provisions of this Section 14 shall survive the termination, expiration or other end of this Agreement and/or the City Manager's employment with the City.

Section 15. Hours of Work. It is recognized the City Manager is expected to engage in the hours of work that are necessary to fulfill the obligations of the position, must be available at all times, and must devote a great deal of time outside the normal office hours to the business of the City. The City Manager acknowledges the proper performance of the duties of the City Manager of the City will require the City Manager to generally observe normal business hours and will also often require the performance of necessary services outside of normal business hours. The City Manager agrees to devote such additional time as is necessary for the full and proper performance of the City Manager's duties and that the compensation herein provided includes compensation for

the performance of all such services. However, the City intends that reasonable time off be permitted the City Manager, such as is customary for exempt employees, so long as the time off does not interfere with the normal conduct of the office of the City Manager, so long as it does not conflict with Manager's fiduciary duties to City.

The City Manager will devote full time and effort to the performance of the duties of the City Manager of the City, and shall remain in the exclusive employ of the City during the Term of this Agreement; provided that, with the prior consent of the Council, the City Manager may accept temporary, outside professional employment which will not in anywise limit the performance of, or the City Manager's availability for the performance of the City Manager's duties hereunder. The term "employed" shall not be construed to include occasional teaching, writing, or consulting performed on the City Manager's time off, so long as it does not conflict with Manager's fiduciary duties to City.

Section 16. Termination and Severance Pay.

- A. Termination.** In the event City Manager is terminated by the City Council and City Manager is then willing and able to perform all the duties of the City Manager under this Agreement, then, in that event, the City agrees to pay the City Manager a lump sum cash payment equal to one (1) year's salary during the first 12 months of employment and, if terminated after the first 12 months of employment the City agrees to pay the City Manager the total lump sum cash payment equal to six (6) months full salary. However, provided that, if the City Manager is terminated because of a conviction for a misdemeanor involving moral turpitude or personal gain, or any felony, then, in that event, the City shall have no obligation to pay the severance payments designated in this Section 16.
- B. Resignation.** If the City Manager terminates this Agreement by voluntary resignation of the position of City Manager, the City Manager shall give 60 days notice in advance unless the Council agrees otherwise.

Section 17. Notices. All notices, demands, and other writings may be delivered by either party hereto to the other by United States Mail, or by reliable commercial courier at the following address:

(1) City: City Secretary, 1700 1st Street, Seabrook, Texas 77586

(2) City Manager: 1700 1st Street, Seabrook, Texas 77586

Alternatively, notices required pursuant to this Agreement may be personally served in the same manner as is applicable to civil judicial practice. Notice shall be deemed given as of the date of personal service, or three (3) days after the date the notice is deposited in the United States Mail or with a commercial courier.

Section 18. Conflict of Interest Prohibition. The Manager shall not, during the Term of this Agreement, individually, as a partner, joint venturer, officer or shareholder, invest or participate in any business venture conducting business in the corporate limits of the City, (except for stock ownership in a company whose capital stock is publicly held and regularly traded on any stock exchange), without the prior written approval of the Council. For and during the Term of this Agreement, the City Manager shall, except for a personal residence or residential property acquired or held for future use as the City Manager's personal residence, not invest in any other real estate or property improvements within the City, without the prior written consent of the Council.

Section 19. Appropriations. The Council has appropriated, set aside and encumbered, and does hereby appropriate, set aside, and encumber, available and unappropriated funds of the City in an amount sufficient to fund and pay all financial obligations of the City pursuant to this Agreement, including, but not limited to, the severance pay, salary, and benefits set forth and described herein.

Section 20. General Provisions.

- A. Section Headings.** All section headings contained herein are for the convenience or reference only and are not intended to define or limit the scope of any provision of this agreement.
- B. Governing Law.** This Agreement shall be construed in accordance with, and governed by, the laws of the State of Texas. Venue shall lie exclusively in Harris County, Texas.
- C. Severability.** In the event any one or more of the sections, provisions, or clauses contained herein shall for any reason be held to be invalid, illegal, or unenforceable in any respect, such invalidity, illegality, or unenforceability shall not affect any other provision of this Agreement, but this Agreement shall be construed as if such invalid, illegal, or unenforceable provision had not been contained herein.
- D. Entire Agreement.** This Agreement incorporates all the agreements, covenants, and understandings between the City and the City Manager concerning the subject matter hereof, and all such covenants, agreements, and understandings have been merged into this written Agreement. No other prior agreements or understandings, verbal or otherwise, of the parties or their agents shall be valid or enforceable unless embodied in this Agreement.
- E. Amendment.** This Agreement shall not be modified or amended except by a written instrument executed by the City Manager and the duly authorized representative of the Council.
- F. Effective Date.** This Agreement shall be and become in full force and effect as of the date above first written upon the adoption and approval the

Council, and the execution and delivery hereof by the authorized officer of the City and the City Manager.

- G. Counterparts.** This Agreement may be executed in duplicate original counterparts, each of which when so executed shall be deemed to be an original, and such counterparts shall together constitute but one in the same instrument.

IN WITNESS WHEREOF, the City and the City Manager have executed this Agreement effective as of the date first written above.

City of Seabrook, Texas

Mayor

ATTEST:

City Secretary (seal)

Approved As To Form

City Attorney

AGREED TO AND ACCEPTED this the ____ day of _____, 2013.

City Manager

Legal Q&A

By Bill Longley, TML Legal Counsel

What is the general rule with regard to municipal regulation of peddlers?

Cities generally regulate peddlers, who sell products and services, in order to help prevent fraud and protect privacy. See *Watchtower Bible and Tract Society of New York, Inc. v. Village of Stratton*, 536 U.S. 150, 165 (2002). Express statutory authority for most general law cities to “license, tax, suppress, prevent, or otherwise regulate” peddlers is found in Section 215.031 of the Local Government Code. Home rule cities are not expressly forbidden from regulating peddlers, and thus may do so pursuant to their broad powers of self-government. See also *Tex. Loc. Gov’t Code* Sections 51.035; 51.051; *Ex parte Faulkner*, 158 S.W.2d 525 (Tex. Crim. App. 1942).

What regulations do municipal peddler ordinances typically contain?

Ordinances typically provide for the granting and issuing of licenses, direct how the licenses are issued and registered, and set the fees to be paid for licenses for commercial peddlers and noncommercial solicitors who ask for donations.

City ordinances usually provide for the expiration of licenses or permits, and permit durations vary from one day to one year. Under statute, most general law cities may not issue a license for a period of more than one year, and a license may not be assigned except as permitted by the governing body of the city. The licensing fees also vary according to duration, usually with a one-year license costing one hundred dollars or more, but a shorter license costing as little as five dollars per day. By statute, most general law cities may charge an amount reasonably necessary to cover their administrative and regulatory costs or costs reasonably related to their legitimate licensing objective. See *TEX. LOC. GOV’T § 215.033*; *Op. Tex. Att’y. Gen. No. JC-0145* (1999). Cities can deny or revoke a license based on their investigation or other factors. However, for most general law cities, the license can be suspended or revoked only through the municipal court based on ordinance violations. *Id.* § 215.034.

Ordinances frequently require reasonable hours that a peddler may approach private residences or work in city streets or public areas (for example, from sunrise to sunset). See *Houston Chronicle Publ’g Co. v. City of League City*, 488 F.3d 613 (5th Cir. 2007). An ordinance may also regulate which city streets and public property vendors and solicitors may or may not use for their business, so long as there are adequate alternate places for solicitation. See *id.*; *Op. Tex. Att’y. Gen. JC-0145*. However, a city may not completely prohibit peddlers from approaching private residences. *Faulkner*, 158 S.W.2d at 526; *Op. Tex. Atty. Gen. No. JC-0145* (1999). A city may also compile a “no solicitations” list that residents may sign, and the city can give this list to potential peddlers. The peddlers and solicitors can be required to comply with “no solicitor” signs, and if they are licensed, they could have their license revoked if they ignore the list. See, e.g., *Tex. Loc. Gov’t §§ 215.031; 215.033*.

What is the relationship between state law and municipal regulation of peddlers who sell alarm services?

Many Texas cities have recently received correspondence from certain alarm companies stating that they are exempt from all “license or permitting fees” charged by Texas cities, including fees and permits under a municipal peddler ordinance.

Alarm installation companies are considered to be “security services contractors” under the Texas Occupations Code. Tex. Occ. Code § 1702.102. As such, they are licensed by the Department of Public Safety (DPS). Id. Because alarm companies are regulated by the State of Texas, they are not required to pay a “local permit or licensing fee” to a city to perform their services. Id. at § 1702.134(a). However, it is unclear whether the exemption was meant to prohibit municipal licensing requirements under a city’s peddler ordinance (see below).

What changes were made to the state licensing process for alarm installation companies in the last legislative session?

House Bill 2730, the DPS sunset bill, passed in 2009 and placed additional regulations on alarm installation companies. Because many alarm companies are based out of state, law enforcement officials have traditionally had difficulty investigating whether or not a certain salesperson was licensed. After the passage of H.B. 2730, alarm companies doing business in Texas must have a physical address in Texas, and that information must be provided to the DPS. Id. at § 1702.110(b). In addition, alarm companies are now required to maintain personnel records and provide those records to the DPS. Id. at § 1702.127.

Could a city impose licensing requirements on an alarm installation company pursuant to a peddler ordinance?

Section 1702.134 of the Occupations Code exempts an alarm company that holds a state license from certain city regulations. On one hand, the statute can be read to exempt an alarm company from any licensing requirements, regardless of how they are imposed. Further, a city cannot require a license or license fee for a peddler who is already licensed by the state, such as an insurance salesman. *Combined Am. Ins. Co. v. City of Hillsboro*, 421 S.W.2d 488 (Tex. Civ. App.—Waco 1967).

On the other hand, the statute provides that a state-licensed alarm company is exempt from local requirements to obtain a permit from a city “to engage in business or perform a service under this chapter.” TEX. OCC. CODE § 1702.102(a). Many city attorneys have interpreted this section to only exempt alarm companies from city-issued licenses to engage in business in the city limits. Under that interpretation of the statute, the alarm companies would not be exempt from licensing requirements imposed on a peddler for door-to-door sales. Because of the public safety interest in keeping individuals from posing as alarm salespersons and going door to door to evaluate the security capabilities of homes within the city limits, many believe that the legislative intent behind this statute does not limit the application of local peddler ordinances.

Municipal regulation of peddlers is a complex area of the law. Each city should consult with local legal counsel prior to enforcing an ordinance against alarm company salespersons.

July 2007 Legal Q&A

By Laura Mueller
Legal Counsel

(INSERT PHOTO)

Q: What are the differences among the terms “peddler,” “solicitor,” and “canvasser?”

A: A peddler, sometimes known as an “itinerant vendor,” is a commercial dealer who goes to a public place for a temporary period, or to people’s homes or places of business, to sell or promote a product or service. *See Ex parte Hogg*, 156 S.W. 931 (1913). Solicitors are usually noncommercial, and include charities, political advocates, or other organizations that ask for money on city streets, public areas, or at private residences and businesses. *Watchtower*, 536 U.S. at 165. Finally, canvassers are generally persons who promote a political or religious idea or political candidate, but who do not actively ask for donations.

Q: Are cities authorized to regulate peddlers, solicitors, or canvassers?

A: It depends. Cities generally regulate peddlers, who sell products and services, and solicitors, who ask for donations, to help prevent fraud and protect privacy. *See Watchtower Bible and Tract Society of New York, Inc. v. Village of Stratton*, 536 U.S. 150, 165 (2002). Cities have broad authority to regulate commercial peddlers who sell goods or services and solicitors who ask for donations. On the other hand, cities may not generally regulate canvassers who promote political or religious ideas through handbills or other means *but do not ask for donations*. *Id.* Express statutory authority for most general law cities to “license, tax, suppress, prevent, or otherwise regulate” peddlers is found in Section 215.031 of the Local Government Code. Home rule cities are not expressly forbidden from regulating peddlers, and thus may do so pursuant to their broad powers of self-government. *See also* Tex. Loc. Gov’t Code Sections 51.035; 51.051; *Ex parte Faulkner*, 158 S.W.2d 525 (Tex. Crim. App. 1942).

Q: May a city bar all or certain peddlers and solicitors from transacting business in the city?

A: The state has given general law cities the authority to regulate peddlers and solicitors, but has not granted the authority to completely prohibit them. *See Faulkner*, 158 S.W.2d at 527. Even home rule cities, with their broad powers of self-government, arguably do not have the authority to outright prohibit all commercial peddlers or solicitors. And cities clearly may not prohibit noncommercial canvassers who do not request donations. *See Watchtower*, 536 U.S. at 166.

Q: What are some limitations regarding how a city may regulate commercial peddlers?

A: The main issue in regulating commercial peddlers is unlawful discrimination. A city must treat all vendors who are selling similar goods alike. *Ex parte Faulkner*, 158 S.W.2d 525 (Tex. Crim. App. 1942). An ordinance regulating peddlers must comport with the equal

protection provisions of the Texas and United States Constitutions. A city may classify peddlers according to their business and may apply different rules to different kinds of businesses so long as the differences are reasonably related to the city's permissible purposes in its regulations. In *City of New Orleans v. Dukes*, the ordinance in question only allowed food vendors who had been in the city for a certain amount of time, and prohibited all new food vendors. *City of New Orleans v. Dukes*, 427 U.S. 297, 298-99 (1976) (per curiam). The Supreme Court validated the ordinance's distinction between new food vendors and established food vendors because the city's purpose in promoting the appearance and culture of the French Quarter was permissible, and the distinction within the ordinance could reasonably achieve the city's permissible purpose. *Id.* at 304. See also *Hixon v. State*, 523 S.W.2d 711 (Tex. Crim. App. 1975). However, in *City of Houston*, Houston's ordinance prohibiting the sale of newspapers on city streets, while allowing the sale of ice cream and flowers, was struck down partly because the distinction was unlawfully discriminatory. *Houston Chronicle Publ'g Co. v. City of Houston*, 620 S.W.2d 833, 838 (Tex. Civ. App.—Houston [14th Dist.] 1981). The city claimed that the purpose of the regulation was to promote traffic safety. *Id.* However, the court struck down the ordinance because prohibiting the sale of newspapers, an activity that implicates freedom of the press, while allowing the purely commercial activity of selling ice cream and flowers, is not a reasonable distinction. *Id.* Also, the city did not provide a sufficient reason to justify the limitation of the fundamental right of freedom of the press. *Id.*

The regulation of certain peddlers also invokes fundamental personal rights such as freedom of speech, freedom of the press, and equal protection. If an ordinance restricts these rights, the city must show that the regulation is necessary to promote a compelling city interest, and that there is no less restrictive means of achieving the city's regulatory purpose. See *Houston Chronicle Publ'g Co. v. City of League City*, 2007 WL 1544645 (5th Cir. (Tex.) 2007); *Houston Chronicle Publ'g Co. v. City of Houston*, 620 S.W.2d 833, 838 (Tex. Civ. App.—Houston [14th Dist.] 1981).

Q: What are some limitations regarding how a city may regulate solicitors and canvassers?

A: A city's ability to regulate canvassers who do not ask for donations is extremely limited. *Watchtower*, 536 U.S. at 166; *City of League City*, 2007 WL 1544645. The limited ability to regulate solicitors who request donations comes from the fact that the solicitation of charitable funds has historically involved fraudulent activity, the prevention of which is the most common purpose in peddler regulation. *Watchtower*, 536 U.S. at 165. Unfortunately, because of the nature of religious and political speech, attempts to license or otherwise regulate solicitors and canvassers will often lead to litigation. On the other hand, limited time, place, and manner regulation (such as reasonable hours of approaching people or limiting the intersections where solicitation or canvassing may occur) may be permissible. *City of League City*, 2007 WL 1544645.

Q: What regulations do city ordinances typically contain?

A: Ordinances typically provide for the granting and issuing of licenses, direct how the licenses are issued and registered, and set the fees to be paid for licenses for commercial peddlers and noncommercial solicitors who ask for donations.

For example, the *Watchtower* case indicates that a license or permit application can request information that would allow a city to verify whether a potential peddler gives correct information and whether the peddler poses a threat of fraud or crime. 536 U.S. at 169. Ordinance provisions that require names, addresses, business names, and photo identification are arguably permissible, and perhaps even necessary for a valid ordinance that provides for the issuance of a permit or license. *See id.* (holding that the ordinance's permit requirement was not permissible partially because the information the city required would not have allowed the city to actually verify the peddlers' identities).

City ordinances usually provide for the expiration of licenses or permits, permit durations vary from one day to one year. Under statute, most general law cities may not issue a license for a period of more than one year, and a license may not be assigned except as permitted by the governing body of the city. The licensing fees also vary according to duration, usually with a year license costing a hundred dollars or more, but a shorter license costing as little as five dollars a day. By statute, most general law cities may charge an amount reasonably necessary to cover their administrative and regulatory costs or costs reasonably related to its legitimate licensing objective. *See* TEX. LOC. GOV'T § 215.033; Tex. Atty. Gen'l Op. JC-0145 (1999). Cities can deny or revoke a license based on their investigation or other factors. However, for most general law cities, the license can be suspended or revoked only through the municipal court based on ordinance violations. *Id.* § 215.034. A city cannot require a license or license fee for a peddler who is already licensed by the state, such as an insurance salesman. *Combined Am. Ins. Co. v. City of Hillsboro*, 421 S.W.2d 488 (Tex. Civ. App.—Waco 1967). A city may not levy an occupation tax on street vendors or peddlers since the state has not chosen to levy such a tax. *See* TEX. CONST. art. VIII, 5 l(f).

Ordinances frequently require reasonable hours that a peddler may approach private residences or work in city streets or public areas (e.g., from sunrise to sunset). *See City of League City*, 2007 WL 1544645. An ordinance may also regulate which city streets and public property vendors and solicitors may or may not use for their business, so long as there are adequate alternate places for solicitation. *See id.*; Tex. Atty. Gen'l Op. JC-0145. However, a city may not completely prohibit peddlers from approaching private residences. *Faulkner*, 158 S.W.2d at 526; Tex. Atty. Gen'l Op. JC-0145 (1999). A city may also compile a "no solicitations" list that residents can sign up for, and the city can give this list to potential peddlers. The peddlers and solicitors can be required to comply with no solicitor signs, and if licensed, could have their license revoked. *See, e.g.,* Tex. Loc. Gov't §§ 215.031; 215.033

Municipal regulation of peddlers is a complex area of the law. Each city should consult with local legal counsel prior to adopting or amending an ordinance.



**CITY
OF
SEABROOK**

**AGENDA
BRIEFING**

Date of Meeting: TUESDAY, NOVEMBER 19, 2013

Submitter/Requestor: Community Development Date Submitted: 11/8/2013 9:17:53 AM

Presenter: Sean Landis

Description/Subject:

A request for approval of a Preliminary Planned Unit Development (PUD) to create "The Commons at Seabrook." A 14.734 acre, 416 unit, luxury apartment complex, 6.58 acres of retail development and 1.295 acres for the construction of a public street.

Due to the length of the attachment, a paper copy is available for review at city hall.

Purpose/Need: Policy Issue

Background/Issue(What prompted this need):

The applicants: W.M.F. Investments along with Western Rim Development are requesting the approval of a preliminary Planned Unit Development (PUD) "The Commons at Seabrook". The project will be a mixed used development that encompasses both commercial developments along with a 416 unit, luxury apartment complex.

The project will be constructed on a 22.609 acre site located east of SH 146, due north of Seabrook Circle, and south of Bayview Drive.

The applicant believes the development will create a variety of work, shop, and living experiences within the City of Seabrook. The developer believes the project will provide a provocative, exciting, high-quality, tax revenue source for the City of Seabrook.

Impacted Parties(Expected/Notified):

Miscellaneous Comments:

Applicant: WMF Investments/Western Rim Development

Legal Description:

TR 21E 1803.08 ft of Lots 19, 20 & adj.93.13 ft of Lot 21, Ruggles West, of Harris County, Texas.

The property lies east of SH 146, due north of Seabrook Circle and south of Bayview Drive.

Attachments:

(Please list description of attachments and number of pages in each attachment)

Fiscal Impact:	Budgeted	No	Finance	Officer
	Budget Amendment Required	No	Review:	
	Future/Ongoing Impact	No		
	Budget Dept/Line Item Number			

Funding Comments:**Where on the agenda should this item be placed?**

New Business

Suggested Motion:**Agenda Language:**

Consider a request for preliminary approval of a Planned Unit Development (PUD) to create "The Commons at Seabrook" ,a 14.734 acre, 416 unit, luxury apartment complex, 6.58 acres of retail development and 1.295 acres for the construction of a public street. The required public hearing for this request was held on November 19 at 6:00 p.m. in joint session with the Planning & Zoning Commission. (Applicant)

City Manager Review:

(All items are to be reviewed and approved by the city manager, except items submitted by the mayor or any council member or routine consent agenda items such as minutes and second & third readings of ordinances)

(City Attorney should review all ordinances, resolutions, contracts and executive session items.)

ACTION ITEM CHECK LIST STATUS

#	STATUS	DATE ASSIGNED	NEXT REVIEW DATE	PROPOSED CLOSURE DATE	RESPONSIBLE ORGANIZATION	City Council RESPONSIBILITY	PLANNING OBJECTIVE #	AGENDA ITEM NUMBER	DESCRIPTION OF ACTION ITEM	STATUS AND DATE
4	OPEN/IN WORK	12/4/2012			Staff/Council			6.1	Consider transportation alternatives from hotels to new cruise terminal.	Bay Area Visitors & Convention Center working with a shuttle service to provide transportation.
5	OPEN/IN WORK	12/4/2012			Staff/P&Z			5.4	Ord. No. 2012-24, "Deleting Existing Point Overlay Sign Regulations" was tabled for staff & P&Z review.	P&Z recommends future discussion/consideration be deferred until the waterfront improvements are complete.
9	OPEN/IN WORK	1/22/2013			Ad hoc members/city manager			5.2	Ad hoc committee to deal with fire department issues.	Ongoing. Meeting held with SVFD on 8/21.
14	OPEN/IN WORK	4/2/2013			City Manager			6.2	Meet with city engineers for recommendations concerning safety of left turns from SH 146.	In progress. Update on 11/05/13 agenda.
19	OPEN/IN WORK	8/20/2013			City Manager			4.5	Coordinate and lead project to attempt to have Surf Oaks Drive dedicated to allow Precinct 2 to repave.	In progress. Update provided on 10/15/13.
20	OPEN/IN WORK	11/5/2013			City Manager			5.1	Perform traffic study for possible school zone on El Mar.	In progress.
21	OPEN/IN WORK	11/5/2013			City Manager			5.2	Revisit traffic study to determine if stop sign can be erected at Lakeside & Seward	In progress

December 2013

Sun	Mon	Tue	Wed	Thu	Fri	Sat
1	2	3 Council 7 p.m.	4	5 OSC 5pm P&Z 7pm Xmas tree lighting 7pm	6	7 Breakfast with Santa 9 a.m.
8	9	10 Share Your Christmas ends	11	12 EDC 7 p.m.	13	14 SVFD Santa Run
15	16	17 Joint Public Hear- ing at 6 p.m. Council 7 p.m.	18	19 HCMCA	20	21
22	23	24 Xmas holiday	25 Xmas holiday	26	27	28
29	30	31				

November 2013

Sun	Mon	Tue	Wed	Thu	Fri	Sat
					1	2 J-FEST
3 J-FEST	4	5 Joint meeting w/P&Z 6 pm Council 7pm.	6	7 Open Space 5 p.m.	8	9 Happy Hikers
10	11	12	13	14 Economic Alli- ance Banquet	15	16
17	18 Share Your Christmas Begins	19 Joint hearing w/P&Z 6 pm Council 6:30	20 EDC	21 P&Z HCMCA	22	23
24	25	26	27	28 Thanksgiving	29 Thanksgiving	30