

AGENDA

BE IT KNOWN that the **CITY COUNCIL** of the City of Richwood will meet in **Public Hearing and Regular Meeting** on **Monday, February 12, 2018** at **6:00 PM** at 1800 N. Brazosport Blvd., Richwood, TX 77531 at the Richwood City Hall in the Council Chambers with the following agenda:

- I. CALL TO ORDER
- II. INVOCATION
- III. PLEDGES OF ALLEGIANCE
 - Pledge of Allegiance & Texas Pledge
- IV. ROLL CALL OF COUNCIL MEMBERS
- V. RECOGNITIONS
 - A. Court Administrator Melanie Garza - Certified Level I Court Clerk 3
- VI. CONSENT AGENDA
 - A. Approval of Minutes of Previous Meetings 5
 - B. Payment of Bills 20
- VII. DISCUSSION AND ACTION ITEMS
 - A. Public Hearing on request to rezone Lots 26-5, Block 7 and Lots 1-11, Block 17 of Glenwood Bayou Subdivision from R-1, Single Family to R-1A, Single Family Zero Lot Line. Said property being the undeveloped property located between by Wisteria Street, Oyster Creek Drive and Yaupon Street 42
 - B. Action on request to rezone Lots 26-5, Block 7 and Lots 1-11, Block 17 of Glenwood Bayou Subdivision from R-1, Single Family to R-1A, Single Family Zero Lot Line. Said property being the undeveloped property located between by Wisteria Street, Oyster Creek Drive and Yaupon Street 171
 - C. Public Hearing on proposed changes to Chapter 3 Animals of the Code of Ordinances, to include but not limited to, changes to the livestock and fowl, domestic animals, and other sections 172
 - D. Discuss and consider an ordinance setting the utility rate and fees 214
 - E. Discuss and consider a resolution amending the FY 2018 Adopted Utility Fund Budget 220
 - F. Discuss and consider ordinance amending Article XI Outdoor lighting of the code of ordinances 223
 - G. Review of Oakwood Shores ground penetrating radar study 231
 - H. Review of policies pertaining to board and commission memberships 242
 - I. Review of gun range and noise ordinances 243
 - J. Update on review of home based business ordinance 251
 - K. Approve items removed from Consent Agenda
- VIII. EXECUTIVE SESSION in accordance with Subchapter D of the Open Meetings

Act, Texas Government code Section 551.001, et. Seq., to review and consider the following:

- A. Under authority of Section 551.074 to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or a charge against an officer or employee: Bryan Corb, Police Chief

IX. RECONVENE FROM EXECUTIVE SESSION and take action, if any.

X. REPORTS 254
Reports that require no action.

XI. CITY MANAGER'S REPORT 260

XII. PUBLIC COMMENTS

All public comments will be subject to the following rules: All speakers will be permitted to speak no longer than 3 minutes; all speakers will only be permitted to speak once; speakers cannot defer their 3 minutes to another speaker. Discussion is not allowed on items not posted on the agenda.

XIII. FUTURE AGENDA ITEMS

XIV. COUNCIL MEMBER COMMENTS & REPORTS

XV. MAYOR'S REPORT

XVI. ADJOURNMENT

The City Council may go into Executive Session on any item listed on the Agenda in accordance with Section 551.071 of the Government Code (attorney-client privilege).

I, Giani B. Cantu, do hereby certify that I did, on 2/9/18 at _____ p.m., post this notice of meeting on the bulletin board at 1800 N. Brazosport Blvd., Richwood, TX, in compliance with the Texas Open Meetings Law.

Giani Cantu, City Secretary
City of Richwood

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary's Office at (979) 265-2082 or FAX (979) 265-7345 for further information.

RICHWOOD MUNICIPAL COURT CLERK CERTIFIED

Court Administrator, Melanie Garza, of the Municipal Court in Richwood , Texas has completed all of the requirements for Level I of the Municipal Court Clerk Certification Program and was awarded certification on December 6, 2017, by the Texas Court Clerks Association (TCCA) in conjunction with the Texas Municipal Courts Education Center (TMCEC), the Texas Municipal Courts Association (TMCA), and Texas State University-San Marcos. Melanie has served in the Richwood Municipal Court since January of 2016.

To qualify for Level I Certification, clerks must complete 40-hours of continuing education and pass a four-hour exam. Areas covered by the examination include an overview of the courts, ethics, authority and duties, procedures before trial, trial processes, post-trial procedures, state and city reports, traffic law, communications and stress management and juveniles.

TCCA is a non-profit professional association of municipal and justice court clerks and administrators. Its purpose is to increase the proficiency of judicial administrators and clerical personnel through education and the exchange of ideas. Founded in 1972, TCCA is an affiliate of the Texas Municipal League and offers its members a variety of services and programs.

TMCEC is a 501(c)(3) nonprofit organization funded by a grant from the Texas Court of Criminal Appeals to provide judicial and legal education for municipal judges, clerks and prosecutors through monthly regional seminars and an (800) telephone line. TMCA is an association composed of municipal judges, clerks, prosecutors and court support personnel. It monitors legislation, attorney general opinions and changes in case law to ensure that the 918 municipal courts in Texas remain up-to-date on the law.

Please join me in congratulating Melanie Garza on her hard work and dedication. This is quite an accomplishment.



Giani Cantu
City Secretary/Finance Director

Municipal Court Clerk Certification Program

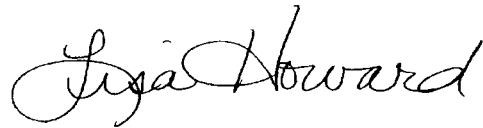
Be it known that

Melanie Garza

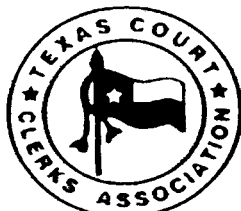
Satisfactorily completed the prescribed
course of study as required by the
Municipal Court Clerk Certification
Certified Court Clerk Level I

This certificate duly signed has been issued
by the Boards of Directors of Texas Court
Clerks Association, Texas Municipal Courts
Association, and Texas Municipal Courts
Education Center in cooperation with
Texas State University-San Marcos

Issued on the 6th day of December, 2017.



Texas Court Clerks Association President



Minutes of City Council Regular Meeting

The City Council City of Richwood

A City Council Regular Meeting of the City Council of City of Richwood was held Monday, January 8, 2018, beginning at 6:15 PM in the Richwood City Hall, 1800 N. Brazosport Blvd. Richwood, Texas.

CALL TO ORDER

The meeting was called to order at 7:22 pm

INVOCATION

PLEDGES OF ALLEGIANCE

Pledge of Allegiance & Texas Pledge

ROLL CALL OF COUNCIL MEMBERS

CONSENT AGENDA

Approval of Minutes of Previous Meetings

Payment of Bills

Interlocal Agreement with Brazoria County for street repair and maintenance

Accept resignation of Justin Gatlin from Crime Control Prevention District and Keep Richwood Beautiful

Accept resignation of Katherine Venegas from Keep Richwood Beautiful

Appoint Kathy Vickers to the Crime Control and Prevention District Board

Accept \$8,331 from the Dow Gives Community Grant and authorize the expenditure of the grant funds to purchase five Automated External Defibrillators (AEDs)

On motion by Lauren LaCount second by Sarah Reed with all present members voting “aye” the following consent agenda items were approved

Approval of Minutes of Previous Meetings

Payment of Bills

Interlocal Agreement with Brazoria County for street repair and maintenance

Accept resignation of Justin Gatlin from Crime Control Prevention District and Keep Richwood Beautiful

Accept resignation of Katherine Venegas from Keep Richwood Beautiful

Appoint Kathy Vickers to the Crime Control and Prevention District Board
Accept \$8,331 from the Dow Gives Community Grant and authorize the expenditure of the grant funds to purchase five Automated External Defibrillators (AEDs)

Final review and action on replat of Lots 82 & 83, Block 3, Oakwood Shores Subdivision Sec I, said lots being located on Bayou Bend

DISCUSSION AND ACTION ITEMS

Public Hearing on proposed changes to Chapter 3 Animals of the Code of Ordinances, to include but not limited to, changes to the livestock and fowl, domestic animals, and other sections

Lynsey Ellison gave a summarization of proposed changes to Chapter 3 Animals of the Code of Ordinances.

Council thanked the committee for their work.

Mark Brown stated we just need to make sure we are consistent with the language.

Benny Howard asked if cats would have free walk.

Lynsey Ellison stated if someone has a complaint of nuisance animal it includes cats.

Mark Brown stated any animal falls under the nuisance animal.

Frank Mancuso asked if someone is allowed to keep cattle in a trailer.

Mayor Guthrie stated that would definitely be a nuisance.

Michael Coon asked if the committee included the requirement for all dogs and cats to be chipped.

Lynsey Ellison stated there is no way to enforce the chipping without incurring additional expense on city, so the committee felt it best to leave it out.

Lauren LaCount stated they could always add the requirement for two reasons: could possibly be anyone that's asking for a variance of number of animals or someone who has frequent at large vaccinations.

Mark Brown asked about dogs that have puppies.

Lauren LaCount stated that dogs older than 6 months must be registered with the city.

Mr. Howard asked about looking into feral cats.

Council member LaCount stated the committee discussed going with the option that the Clute just recently adopted which was the trap, neuter and spayed, then release.

Ms. Ellison stated the committee talked about it but stated it could be done at a later date.

Mr. Coon stated a trap spayed neuter release program would require substantial investment from the city to pay for spay or neuter.

Mike Firkens asked why the proposed changes are only specifying hens.

Ms. Ellison stated it is to prohibit rosters or other fowl.

Mayor Guthrie closed the public hearing at 8:01 pm.

Appoint Flood Advisory Committee liaison

Michael Coon summarized Mark Brown's interest in becoming committee liaison.

On motion by Lauren LaCount second by Sarah Reed with all present members Voting "aye" Mark Brown was appointed as liaison.

Update from Flood & Drainage Advisory Committee and consider authorizing the City Manager to execute a contract with LJ Engineering not to exceed \$24,700.

Pat Wade, 1010 Mockingbird Lane, stated the committee is looking at three points of attack: one immediate course and two long-term.

Benny Howard, 314 N Yaupon, stated the committee met last week and listened to an in depth program from LJA Engineering regarding the Bastrop Bayou for temporary solutions for flood mitigation.

John Grounds, LJA Engineering, gave a presentation. He stated one long-term solution would be a study of the Bastrop Bayou at Brazosport Boulevard to ensure water is able to pass. With an immediate course being, can you put pumps there to pump from one side to the other. Another long-term solution would be a Gladys Polk Elementary area relief channel that drains to big slough.

Mr. Grounds also reported that LJA has been involved with Lake Jackson, Brazoria County and the airport in correcting the FEMA flood rate maps. The area suffers from coastal flooding – water coming from the gulf. This will not be looked at. Other areas of flooding include rain water and flooding from rivers and streams. They will be looking at these and will also provide some GIS mapping.

Pat Wade stated they will provide a quantitative amount of what these options will cost and gets us past the concept into something workable.

Mark Brown stated last year he saw no water. This year he saw water and decided he needs to get involved. Immediately solutions are necessary.

Mr. Howard stated before the city can do anything, the study has to be done. Cost is more than anticipated but less than what it could have been. The committee urges council to approve this budget to show the residents that the city is doing something.

On motion by Lauren LaCount second by Chris Hardison with all present members voting “aye” approval was granted to the City Manager to enter into an agreement with LJA Engineering for a study on immediate and long term solutions of flood mitigation in an amount not to exceed \$24,700.00.

Council member LaCount asked if we were going to reach out to surrounding agencies to ask for pitching in.

Mr. Coon stated the City of Richwood is currently getting the added benefit of piggy backing off of the County and Lake Jackson’s studies of Bayou and those agencies have not asked Richwood for any monies. This is saving the city a lot of money.

Review of gun range and noise ordinances

Michael Coon gave a presentation of comparison of noise ordinances.

Recommendation is to remove the decibel from the gun range ordinance and to allow the noise ordinance to address the noise levels.

Council member Brown asked about hours of operation

Mr. Firkens stated they are open from 10a -8p on weekdays, 9a – 9p on Saturday and 12:30p – 7p on Sunday.

Michael Coon stated he was not sure how the 50 caliber firearm sounded.

Mr. Firkens stated he believed the decibel levels are low. In defense of the gun range, they are willing to set time limits on when they allow 50 caliber guns to be fired.

Council member Brown stated it’s only fair for all businesses to have the same standard.

Mr. Firkens stated there are other sounds that emit more noise than the gun range.

Council member LaCount asked what other studies were done.

Mr. Coon stated, for example, a diesel truck leaving the gas station made more noise above 60 decibels.

Mike Firkens, read a letter from Mr. Kinear owner of Big Kountry Shooter Gun Range.

Nancee Smith, 101 Austins Ct, neighbor of the gun range, read the current noise ordinance.

Daryl Wilson, 109 Brazos CT, stated he is retired to Richwood three years ago, thoroughly enjoyed it. There have been a couple hiccups, one is the flooding. The other is the gun range. He is a gun supporter and was excited for the gun range. The last part of the current ordinance is what really hits him. It states a continued noise and that is what they hear. It's not one reading whatever the decibel point will be. It's a constant noise. No complaints that he knows of in regards to traffic but that's because it's occasional. It's the constant repetitive nature of the bang that causes such a nuisance in our neighborhood. It's unavoidable because it goes all day long. Day after day, month after month. If it was a dog that barked all day and night, someone would be calling on that. He encouraged council to think about the fact that this is not an occasional noise that you hear from road traffic and such. It is constant repetitive noise day after day. He appreciates the studies but encourages Council to revisit what the noise causes. Also consider the resale value for someone to come in and hear the pop pop pop.

Glenn Patton, 102 Austin Ct, stated he supported the gun range in the beginning. He stills support the gun range. The option was then that there was a guarantee that there would be no noise outside of the range. He wishes that he could use the range but he cannot contribute to the nuisance in the neighborhood. He is a veteran that suffers from PTSD and at times it gets bad enough that he must leave his home. It's not the pistols. It's the larger guns. He believes the gun range causes more devalue to his home due to the noise being constant than the flooding does. He invited Council to, before taking action, come over and sit at one of the homes on a Saturday afternoon.

Jason McMillan, 107 Austin's Ct, stated he built in Richwood because there is not a lot of commercial and it is built for residents. He chose to pay a higher tax rate because of it. He disagrees with changing the rules after the fact and feels like the city is letting him down, if this is approved.

Mr. Ferkins stated the gun range has met all the state laws and would like to know if the no noise was put in writing.

Council member LaCount stated she asked for this to be on the agenda because she felt it was subjective to one business. While she is sensitive and empathizes with

the complaints, the ordinance is subject to the interpretation of who is reading it. We have an ordinance where there is no measurable level of noise. However, when laws are written they have to be enforceable. She suggests that the noise ordinance be written to include a quantifiable amount and reduce the subjectiveness. Her suggestion is made in the effort of fairness.

Council member Brown asked where the readings are being taken from.

Mr. Ferkins stated readings have been taken from various locations and they have all the data.

Mayor Guthrie suggested a consult with an environmental engineer to define the difference in a decibel reading and a repetitive reading.

Daryl Wilson stated the difference is he did not choose to be next to the gun range. Ms. LaCount chose to be around dogs. It is an imposition on the residents. Their only choice is to sell. In the matter of fairness, this has been put in place after.

Brian Corb stated Local Government Code specifically states that as long as the gun range is in compliance with the gun range laws it prohibits governments from taking any kind of action and there is a review of pending litigation.

Mr. Patton stated it's an excellent idea to have a sound engineer to come in to study the situation. It'll avoid the he said she said.

Council member Brown asked what the readings are at the homes?

Mr. Patton stated from 40 to 60 decibels and that is not acceptable.

Council member Brown asked does it make sense to spend money on something for that level of noise?

Mr. Coon suggested to have residents come speak with City Manager and see if they can't come to solution to present to council.

Council member Hardison challenged the owner to look at other options and to get with the sound engineer that they consulted with in the initial design to see if there is anything that can be done.

Mr. Ferkins asked at what level below the government requirements would be acceptable?

Council member LaCount stated she doesn't think it's up to council to dictate how a business spends their money to appease a subjective matter.

No further discussion was held.

Sarah Reed left the meeting at 9:06 pm.

Review and discussion of the solid waste collections contract with Waste Connections

Ryan Skylar, site manager for Waste Connections based out of Angleton, was present. He stated he has met with Michael Coon and Council member Brown with certain concerns that the city had. He is open to discussing any concerns and does appreciate the cities business.

Council member LaCount asked if the issues were straightened out.

Mr. Coon stated that Ryan has been great at communicating and believes we are moving in a positive direction.

Council member Hardison asked about the pickup schedule after holidays and how much notice is given.

Mr. Skylar stated typically notice is given in advance of a month or so. There are only 2 holidays they don't work: Christmas Day and New Year's day.

Review the Utility Fund's financial forecast and discuss potential rate increases and amendments to the FY 2018 Adopted Budget

Michael Coon stated the rate increase was delayed due to Harvey. Taking into account projected revenues and reduced usage, it is projected the utility fund will come in under \$314,401 of the projected revenue budget. There are things that can be cut to maintain current rates this year. We need to make sure the customers are being taken care of and as well make sure that the city is taking care of our failing utility system. In the future, we will also need to make sure we are charging appropriately for new constructions.

Council member Brown asked if we can charge the impact fees now?

Mr. Coon stated not without the impact fee study.

Council member Brown stated so cutting will delay that.

Coon stated, yes, some cuts to cover the shortage would be Sewer jetter is over 15 years old. It could last the year or could not lasts the week. Chlorine Room already has leaks it he room and cutting contingency fund.

The following table shows some reductions that could be made to the adopted budget to cover the anticipated loss.

Reductions to Adopted Budget	Amount
2 New Personnel	\$99,809
New Diesel Truck	\$45,777
Impact Fee Study	\$75,000
Sewer Jetter Replacement	\$59,999
Chlorine Room Replacement	\$20,255
Transfer to Contingency Fund	\$13,561
Total Reductions	\$314,401

The table below summarizes some rate structure options and the reductions that would be included for each one. In the scenarios below, it is assumed that the rate increase would go into effect in March. However, that date is not set and new calculations can be completed for other dates.

	FY18 Budget	Current Estimate	Option 1	Option 2	Option 3
Total Water &	\$1,682,634	\$1,368,233	\$1,528,681	\$1,461,918	\$1,402,650
Difference from	\$0	(\$314,401)	(\$153,953)	(\$220,716)	(\$279,984)
Incorporated	None	2 New	2 New	2 New	2 New
		New Deisel	New Deisel	New Deisel	New Deisel
		Impact Fee	Impact Fee	Impact Fee	Impact Fee
		Sewer Jeter			Sewer Jeter
		Chlorine			
		Contingency			
Base Water		\$19.50	\$24.10	\$22.60	\$20.50
Base Sewer		\$17.50	\$22.10	\$20.60	\$18.50
Charge Per		\$3.85	\$4.35	\$4.00	\$3.95

Council member LaCount stated they need to be able to give the public ample notice.

Council member Brown asked what the rate would be to include all the things.

Mr. Coon stated in the future there are still things that will need to happen. There are water problems at Oakwood Shores.

Council member LaCount stated she likes option 1.

Council member Brown stated we got to do something to get us out of the hole.

Council member Hardison stated he believes it's a good idea to split the impact fee study into two years.

Mr. Coon stated in regards to notifying the public, it is not required and asked if council would like to have a public hearing.

Council member LaCount stated all other cities raised rates without notifying. She just wants to make sure the residents get notified.

Mayor Guthrie asked if we can publish something.

Mr. Coon stated yes. We can publish it as public notice not public hearing.

Council member LaCount stated she also would like to let the public to know that we were the only city that held off in lieu of Harvey.

Council member Brown stated we just need to be clear on the notice.

Council member Hardison stated we can do public hearing to get input and do action on the same agenda.

Mr. Coon stated yes.

Review and discuss changes to the outdoor lighting ordinance

Chief Corb presented. He stated he compared the current ordinance with surrounding cities.

- **ARTICLE XI. - OUTDOOR LIGHTING**[\[8\]](#)

- **Sec. 4-321. - Purpose.**

The purpose of this article is to:

- (1) Reduce the problems created by improperly designed and installed outdoor lighting. *Permit the use of outdoor lighting that does not exceed the minimum levels specified for night time safety, security, enjoyment, and commerce.*
- (2) Eliminate problems of glare on operators of motor vehicles, pedestrians and land uses.
- (3) Minimize *the adverse impacts of lighting such as* light trespass *and obtrusive light.*
- (4) Reduce the energy and financial costs of outdoor lighting by establishing regulations, which limit the area that certain kinds of outdoor lighting fixtures can illuminate.
- (5) Create standards for controlling lighting and glare to reduce light trespass that would otherwise create an annoyance and inconvenience to property owners and traffic hazards to motorists. These standards are intended to allow reasonable enjoyment of adjacent and nearby property by their owners and occupants while requiring adequate levels of lighting for security and parking areas. *preserve and protect the safe and appropriate night time use and enjoyment of all properties in the City of Richwood.*
- (6) Preserve the night sky as a natural resource and thus people's enjoyment of looking at the stars. (*Ord. No. 398* , § 1, 3-16-15)

- **Sec. 4-322. - Definitions.**

City means the City of Richwood

Direct illumination means light emitted directly from the lamp, off of the reflector or reflector diffuser, or through the refractor or diffuser lens, of a luminaire.

Fixture means the assembly that houses the lamp or lamps and can include all or some of the following parts: a housing, a mounting bracket or pole socket, a lamp holder, a ballast, a reflector or mirror, and/or a refractor lens.

Glare means light entering the eye directly from luminaires or indirectly from reflective surfaces that causes visual discomfort or reduced visibility.

Landscape lighting means lighting used to highlight flag poles, trees, shrubs, or other plant material as well as ponds and other landscape features.

Light trespass means light that falls beyond the property it is intended to illuminate.

Luminaire means the complete lighting unit (fixture), consisting of a lamp, or lamps and ballast(s) (when applicable), together with the parts designed to distribute the light (reflector, lens, diffuser), to position and protect the lamps, and to connect the lamps to the power supply.

Outdoor lighting means lighting installed within the property line and outside of the building, whether attached to poles, building structures, the earth, or any other location.

Property Line means the edges of the legally defined extent of privately owned property.

Seasonal Lighting means temporary lighting installed and operated in connection with holidays or other traditions.

Shielded directional luminaire means a luminaire that includes an adjustable mounting device allowing aiming in any direction and contains a shield, louver, or baffle to reduce direct view of the lamp.

Time switch means an automatic lighting control device that switches lights according to time of day.

([Ord. No. 398](#) , § 2, 3-16-15)

- **Sec. 4-323. - Nonresidential site lighting and glare standards.**

(a) Any use shall be operated so as not to produce obnoxious and intense glare or direct illumination across the bounding property line from a visible source of illumination of such intensity as to create a nuisance or detract from the use or enjoyment of adjacent property. All outside lights shall be made up of a light source and reflector so selected that acting together, the light beam is controlled and not directed across any bounding property line above a height of three feet. The allowable maximum intensity measured at the property line of a residential use in a residential district shall be 0.25 foot-candles. Light poles shall be placed on the site a setback equal to its height from all adjacent residential property.

(b) Lighting within the parking areas shall meet the following minimum requirements:

(1) Intensity. Illumination shall not exceed an average of one foot-candle at ground level and shall distribute not more than 0.25 foot-candle of light upon any adjacent residentially zoned area.

(2) Height.

a. The maximum height for poles with lights is 35 feet.

b. Special lighting or lighting higher than 35 feet may be approved as specifically noted on the applicable required plan (i.e., land development plan, concept plan, site plan, etc.).

c. *Nonresidential lighting plans require approval by the city inspector and must include square footage of area to be illuminated, number of fixtures and the lumens for each fixture*

([Ord. No. 398](#) , § 3, 3-16-15)

- **Sec. 4-324. - Residential lighting and glare standards.**

(a) Residential lighting for security and night recreation use.

(1) Fixture must be a shielded directional luminaire *unless it is designed with a motion sensing device.*

(2) *If the fixture is activated by a motion sensor designed to extinguish reduce the lumens by at least 25% within 15 minutes of activation or is controlled by a time switch that deactivates reduces the luminaire, such lighting does not need to be fully shielded as long the light does not trespass on another property. not later than 11:00 p.m. The city may require additional shielding or diffusing if the light trespasses on another property.*

(3) No light source shall exceed 35 feet in height.

(4) Lighting shall not directly shine on adjacent dwellings.

(b) Landscape lighting. Landscape lighting shall not be aimed onto adjacent properties *and shall not exceed 800 lumens.*

(c) [Permitted light source types.] Light sources shall be of a down-light type, indirect, diffused, or shielded type luminaires installed and maintained so as to reduce glare effect and consequent interference with use of adjacent properties and boundary streets. Bare bulbs above 75 watts and strings of lamps are prohibited, except for temporary lighting as provided in section 4-326.

(Ord. No. 398 , § 4, 3-16-15)

- **Sec. 4-325. - Lighting by special permit only.**

Lighting systems prohibited from being installed or used except by special use permit are as follows:

(1) Temporary lighting in which any single luminaire exceeds 20,000 initial luminaire lumens or the total lighting load exceeds 160,000 lumens.

(2) Aerial lasers.

(3) Searchlights.

(4) Other very intense lighting defined as having a light source exceeding 200,000 initial luminaire lumens or an intensity in any direction of more than 2,000,000 candelas.

(Ord. No. 398 , § 5, 3-16-15)

- **Sec. 4-326. - Special or temporary lighting—Low wattage.**

Bare bulbs or strings of lamps are prohibited, except during holidays special lighting shall be permitted for a maximum time period of 45 calendar days for each holiday used.

(Ord. No. 398 , § 6, 3-16-15)

- **Sec. 4-327. - Exemptions and exceptions.**

Government, street lights and other public safety lighting shall be exempt from this article.

(Ord. No. 398 , § 7, 3-16-15)

- **Sec. 4-328. - Penalties.**

Any person who violates this article shall be guilty of a misdemeanor, and upon conviction thereof shall be fined as provided in section 1-6 of the Code of Ordinances of the City of Richwood.

(Ord. No. 398 , § 8, 3-16-15)

Secs. 4-298—4-320. - Reserved.

Council member LaCount asked if Chief Corb thought this will be easier to enforce and not subjective.

Chief Corb stated yes. Its going to be very easy for officers to tell if the ordinance is being enforced.

Council member Hardison asked how lumens are measured.

Chief Corb stated it is measured by wattage.

Council member Brown asked how many complaints do we get?

Chief Corb stated up until a few months ago they were dealing with them often.

Council member Brown stated this also should be able to settle neighbor disputes.

Update on review of home based business ordinance

Council member LaCount reported that she and Council member Brown reviewed and wrote it based on an ordinance out of Austin. She also reached out to residents. She did receive one response that was completely against any home business period.

Council member LaCount presented the following:

(A) A home occupation is a commercial use that is accessory to a residential use. A home occupation must comply with the requirements of this section and all Texas occupational licensing laws.

(B) A home occupation must be conducted entirely within the dwelling unit or one accessory garage.

(C) Participation in a home occupation is limited to occupants of the dwelling unit, except that one person who is not an occupant may participate if off-street parking is provided for that person.

(D) The residential character of the lot and dwelling must be maintained. A home occupation that requires a structural alteration of the dwelling to comply with a nonresidential construction code is prohibited. This prohibition does not apply to modifications to comply with accessibility requirements.

(E) A home occupation may not generate customer-related vehicular traffic that impedes normal residential traffic flow or city streets for parking, pick up, or drop off of people, goods or services.

(F) Equipment or materials associated with the home occupation must not be visible from locations off the premises, including merchandise displays.

(G) A home occupation may not produce noise, vibration, smoke, dust, odor, heat, glare, fumes, electrical interference, or waste run-off outside the dwelling unit or garage in violation of City of Richwood nuisance ordinances.

(H) Parking a commercial vehicle on a street adjacent to residentially zoned property is prohibited.

(I) Advertising a home occupation by a sign on the premises is prohibited. Advertising the street address of a home occupation through signs, billboards, television, radio, or newspapers is prohibited.

(J) The following are prohibited as home occupations:

(1) animal hospitals, animal breeding;

(2) clinics, hospitals, hospital services;

(3) contractors yards;

- (4) dance studios;
- (5) scrap and salvage services;
- (6) massage parlors other than those employing massage therapists licensed by the state;
- (7) restaurants;
- (8) cocktail lounges;
- (9) rental outlets;
- (10) equipment sales;
- (11) adult oriented businesses;
- (12) manufacture or sale of product regulated by the FDA, ATF, or other Federal and State Regulators;
- (13) recycling centers;
- (14) drop-off recycling collection facilities;
- (15) an activity requiring a variance under Richwood Uniform Building Code;
- (16) automotive repair services; and
- (17) businesses involving the repair of any type of internal combustion engine, including equipment repair services.

Patty Guthrie asked for clarification on the last two.

Council member Brown stated he personally doesn't see any issue with the mechanic as long as he is not being a nuisance.

Mr. Coon stated the only issue would be to limit the number of cars, so residents wouldn't have a collection of cars in the yard and driveway.

Discussion was held on allowing mechanical business.

This item will be brought back next month.

Resolution adopting the investment policy for 2017-2018

On motion by Lauren LaCount second by Chris Hardison with Mark Brown abstaining and all others voting "aye" motion carries.

Resolution appointing member to serve as Houston Galveston Area Council representative and designating an alternate

Council member LaCount recommended to wait until all members are present.

Mayor Guthrie stated this is time sensitive.

Ms. Cantu stated yes, it is already past due technically and should have been done in December.

Mr. Coon explained the benefits to the city of participating.

Mayor Guthrie asked if we lose out if no members are appointed.

Mr. Coon stated no, it's just networking.

Mayor Guthrie asked if any Council members would volunteer.

Council member Brown stated he was uncertain what it entails and can't commit without knowing.

Council member LaCount believes its quarterly meetings.

Council member Brown volunteered and Mayor Guthrie volunteer for alternate.

On motion by Lauren LaCount second by Chris Hardison with all present members voting aye Mark Brown was appointed as liaison and Mark Guthrie was appointed as an alternate liaison.

Ordinance calling the City of Richwood's General Election for May 5, 2018 for the purpose of electing certain officers

On motion by Lauren LaCount second by Chris Hardison with all present members voting "aye" the ordinance called the general election for May 5, 2018 for the purpose of electing certain officers was approved and adopted.

Approve items removed from Consent Agenda

No items were removed from consent.

REPORTS

Reports that require no action.

CITY MANAGER'S REPORT

BWA water was restored. There was an issue with automatic valves that open and shut. Valves are currently being shut manually but we are connected to 12 inch.

PUBLIC COMMENTS

All public comments will be subject to the following rules: All speakers will be permitted to speak no longer than 3 minutes; all speakers will only be permitted to speak once; speakers cannot defer their 3 minutes to another speaker. Discussion is not allowed on items not posted on the agenda.

There were no public comments.

FUTURE AGENDA ITEMS

There were no future agenda items.

COUNCIL MEMBER COMMENTS & REPORTS

There were no comments or reports.

MAYOR'S REPORT

There was no report.

ADJOURNMENT

There being no further business, the meeting adjourned at 9:52 pm

These minutes were read and approved on this ____ day of _____,
20____.

Attest:

Mark Guthrie, Mayor

Giani Cantu, City Secretary

City of Richwood
Council Approval Report for FIRST NATIONAL BANK--100103073
(Council Approval Report)

Vendor										
InvoiceNumber	Date	Description	Due Date	Invoice Amt	Approved Amt	Account Number	Account Description	Budgeted \$	YTD Balance	
574	FIRST NATIONAL BANK OF LAKE JACKSON, P.O. BOX 3100, LAKE JACKSON, TX, 77566									
january17-	01/04/18	loan payment for tractor for january	01/04/18	\$2,212.90	\$2,212.90	10-02-5935	Equipment - Time Paymer	\$26,554.00	\$22,017.55	
january17-	01/04/18	loan payment for tractor for december	01/04/18	\$2,323.55	\$2,323.55	10-02-5935	Equipment - Time Paymer	\$26,554.00	\$22,017.55	
					\$4,536.45					
Total Bills To Pay:					\$4,536.45					

Council Approval Report for FIRST NATIONAL BANK--100103073
(Council Approval Report)

Vendor									
InvoiceNumber	Date	Description	Due Date	Invoice Amt	Approved Amt	Account Number	Account Description	Budgeted \$	YTD Balance
19	AT&T, PO BOX 105414, ATLANTA, GA, 30348-5414								
january18	01/09/18	telephone	01/09/18	\$125.23	\$125.23	10-07-5420	Telephone	\$2,200.00	\$1,656.36
					\$125.23				
49	BRAZORIA COUNTY TREASURER, , , ,								
eng 18-010	01/09/18	brazoria county stormwater	01/09/18	\$893.43	\$893.43	10-10-5660	Dues & Subscriptions	\$10,800.00	\$9,105.14
					\$893.43				
54	CENTERPOINT ENERGY, PO BOX 4981, HOUSTON, TX, 77210-4981								
january18	01/09/18	natural gas	01/09/18	\$25.69	\$25.69	10-01-5430	Natural Gas	\$713.00	\$664.97
january18-	01/09/18	natural gas	01/09/18	\$22.00	\$22.00	10-07-5430	Natural Gas	\$300.00	\$256.72
					\$47.69				
117	KILLUM PEST CONTROL, 224 PLANTATION DR, LAKE JACKSON, TX, 77566								
142614	01/09/18	pest control	01/09/18	\$235.00	\$235.00	10-01-5310	Building & Grounds M&R	\$15,000.00	\$12,258.15
					\$235.00				
127	MALONE, DON, 105A Woodland Rd, Lake Jackson, TX, 77566								
january18	01/09/18	inspections	01/09/18	\$25.00	\$25.00	10-10-5102	Contract Labor	\$4,500.00	\$1,425.00
january18-	01/09/18	inspections	01/09/18	\$100.00	\$100.00	10-10-5102	Contract Labor	\$4,500.00	\$1,425.00
					\$125.00				
155	QUILL CORPORATION, PO BOX 37600, PHILADELPHIA, PA, 91901-0600								
3076959	01/09/18	copy paper	01/09/18	\$179.94	\$179.94	10-01-5210	Office Supplies	\$20,936.00	\$12,462.28
3283874	01/09/18	office supplies	01/09/17	\$27.98	\$27.98	10-01-5210	Office Supplies	\$20,936.00	\$12,462.28
51889	01/09/18	credit copy paper	01/09/18	(\$179.94)	(\$179.94)	10-01-5210	Office Supplies	\$20,936.00	\$12,462.28
3283874	01/09/18	office supplies	01/09/17	\$15.99	\$15.99	10-02-5210	Office Supplies	\$500.00	\$484.01
3283874	01/09/18	office supplies	01/09/17	\$50.48	\$50.48	10-06-5210	Office Supplies	\$5,200.00	\$4,685.83
					\$94.45				
156	R & M TELEPHONE SERVICE, 108 THAT WAY, LAKE JACKSON, TX, 77566								
45549	01/09/18	phone repair	01/09/18	\$65.00	\$65.00	10-01-5320	Office Furniture/Fixture M	\$500.00	\$435.00
					\$65.00				
192	TEXAS MUNICIPAL RETIREMENT SYSTEM, PO BOX 149153, AUSTIN, TX, 78714-9153								
january18	01/09/18	retirement	01/09/18	\$15,281.10	\$15,281.10	10-29-2132	Retirement Payable	\$0.00	\$58,140.07
					\$15,281.10				
201	COMCAST, PO BOX 660618, DALLAS, TX, 75266-0618								
january18	01/09/18	telephone	01/09/18	\$59.34	\$59.34	10-01-5420	Telephone	\$2,040.00	\$1,575.68
january18	01/09/18	telephone	01/09/18	\$59.34	\$59.34	10-04-5294	Expenditures - Court Tech	\$2,000.00	\$1,842.35
january18	01/09/18	telephone	01/09/18	\$220.42	\$220.42	10-05-5420	Telephone	\$11,772.00	\$9,915.80
january18-	01/09/18	internet	01/09/18	\$79.45	\$79.45	10-07-5420	Telephone	\$2,200.00	\$1,656.36
january18--	01/09/18	internet	01/09/18	\$10.80	\$10.80	10-07-5420	Telephone	\$2,200.00	\$1,656.36

Council Approval Report for FIRST NATIONAL BANK--100103073
(Council Approval Report)

Vendor									
InvoiceNumber	Date	Description	Due Date	Invoice Amt	Approved Amt	Account Number	Account Description	Budgeted \$	YTD Balance
					\$429.35				
235	WALMART STORES, INC., P.O. BOX 530934, ATLANTA, GA, 30353								
p927300af015zee5	01/09/18	christmas decorations	01/09/17	\$58.58	\$58.58	10-01-5210	Office Supplies	\$20,936.00	\$12,462.28
P927300A7012P3	01/09/18	marker kit	01/09/17	\$5.97	\$5.97	10-06-5130	Training & Travel	\$2,500.00	\$1,072.59
p927300af015zee5l	01/09/18	candy canes	01/09/17	\$13.00	\$13.00	10-08-5851	Parks & Recreation	\$7,000.00	\$5,742.72
					\$77.55				
239	WHOLESALE ELECTRIC SUPPLY CO, PO BOX 230197, HOUSTON, TX, 77223-0197								
71-4734676	01/09/18	1000watt metal halide bulbs	01/09/18	\$432.00	\$432.00	10-08-5310	Building & Grounds M&R	\$15,000.00	\$8,858.38
71-4738012	01/09/18	lamp sockets for Bobby Ford Park	01/09/18	\$25.32	\$25.32	10-08-5310	Building & Grounds M&R	\$15,000.00	\$8,858.38
71-4738012	01/09/18	ballast kit for Bobby Ford Park	01/09/18	\$536.25	\$536.25	10-08-5310	Building & Grounds M&R	\$15,000.00	\$8,858.38
					\$993.57				
387	TEXAS SOCIAL SECURITY PROGRAM, P.O. BOX 13207, AUSTIN, TX, 78711-3207								
january18	01/09/18	annual fee	01/09/18	\$35.00	\$35.00	10-01-5660	Dues & Subscriptions	\$11,161.00	\$6,233.47
					\$35.00				
389	DIAMOND CLEANING EQUIPMENT CO., INC., P.O. BOX 1512, EL CAMPO, TX, 77437-1512								
1712139	01/09/18	control switch	01/09/18	\$96.04	\$96.04	10-02-5365	Other Equipment M&R	\$4,000.00	\$3,877.42
					\$96.04				
428	EVR-GREEN, P.O. BOX 3582, LAKE JACKSON, TX, 77566								
19582	01/09/18	labor for flower beds at city hall	01/09/18	\$200.63	\$200.63	10-02-5310	Building & Grounds M&R	\$4,000.00	\$1,568.81
19764	01/09/18	labor for city hall flower beds	01/09/18	\$123.28	\$123.28	10-02-5310	Building & Grounds M&R	\$4,000.00	\$1,568.81
					\$323.91				
514	P C CARE, 221 PARKING WAY, LAKE JACKSON, TX, 77566								
80088	01/09/18	backup services	01/09/18	\$99.95	\$99.95	10-01-5550	Information Technology S	\$20,726.00	\$20,148.40
80190	01/09/18	password guidelines	01/09/18	\$134.75	\$134.75	10-01-5550	Information Technology S	\$20,726.00	\$20,148.40
					\$234.70				
853	PRATHER & HARLAN AIR CONDITIONING, P.O. BOX 418, CLUTE, TX, 77531								
29701	01/09/18	maint on ac at city hall	01/09/18	\$375.00	\$375.00	10-01-5310	Building & Grounds M&R	\$15,000.00	\$12,258.15
					\$375.00				
889	BCOS OFFICE TECHNOLOGIES, ATTN: ACCOUNTS RECEIVABLES, 1111 COUNTY ROAD 44, ANGLETON, TX, 77515								
ar230049	01/09/18	copier	01/09/18	\$54.59	\$54.59	10-01-5240	Expendable Operating Su	\$19,620.00	\$17,322.94
ar230050	01/09/18	copier	01/09/18	\$47.83	\$47.83	10-01-5240	Expendable Operating Su	\$19,620.00	\$17,322.94
					\$102.42				
1142	C & S JANITORIAL SERVICES, INC., 6611 THEALL ROAD, HOUSTON, TX, 77066								
27148	01/09/18	janitorial for january	01/09/18	\$275.00	\$275.00	10-01-5310	Building & Grounds M&R	\$15,000.00	\$12,258.15
					\$275.00				
1157	COMCAST, P.O. BOX 37601, PHILADELPHIA, PA, 19101-0601								

Council Approval Report for FIRST NATIONAL BANK--100103073
(Council Approval Report)

Vendor										
InvoiceNumber	Date	Description	Due Date	Invoice Amt	Approved Amt	Account Number	Account Description	Budgeted \$	YTD Balance	
59401112/5840848	01/09/18	telephone	01/09/18	\$166.36	\$166.36	10-01-5420	Telephone	\$2,040.00	\$1,575.68	
59401112/5840848	01/09/18	telephone	01/09/18	\$416.00	\$416.00	10-05-5420	Telephone	\$11,772.00	\$9,915.80	
					\$582.36					
1220	DAHILL, P.O. BOX 205354, DALLAS, TX, 75320-5354									
in1465653	01/09/18	printer	01/09/18	\$190.26	\$190.26	10-01-5210	Office Supplies	\$20,936.00	\$12,462.28	
in1465653	01/09/18	printers	01/09/18	\$96.00	\$96.00	10-06-5210	Office Supplies	\$5,200.00	\$4,685.83	
					\$286.26					
1316	DE LAGE LANDEN FINANCIAL SERVICES, INC., PO BOX 41602, PHILADELPHIA, PA, 19101-1602									
57489861	01/09/18	copier	01/09/18	\$395.15	\$395.15	10-01-5935	Equipment - Time Paymer	\$4,800.00	\$3,614.55	
57489673	01/10/18	copier	01/10/18	\$176.15	\$176.15	10-05-5210	Office Supplies	\$4,600.00	\$3,059.31	
					\$571.30					
1373	MOMENTUM RENTAL & SALES, 809 SOUTH HIGHWAY 35, PORT LAVACA, TX, 77979									
50187-3	01/09/18	boom rental	01/09/18	\$1,978.76	\$1,978.76	10-08-5310	Building & Grounds M&R	\$15,000.00	\$8,858.38	
					\$1,978.76					
1404	YAKLIN BRAZOSPORT, 1200 N. HWY. 288-B, RICHWOOD, TX, 77531									
326428	01/09/18	vehicle maint	01/09/18	\$74.45	\$74.45	10-05-5230	Gas, Oil, & Lubricants	\$30,208.00	\$18,125.51	
					\$74.45					
1427	KONA ICE, P.O. BOX 297, BRAZORIA, TX, 77422-0297									
inv-0029	01/09/18	snow cones for christmas in the park festival	01/09/18	\$450.00	\$450.00	10-08-5851	Parks & Recreation	\$7,000.00	\$5,742.72	
					\$450.00					
1536	SPRINT, P.O. BOX 4181, CAROL STREAM, IL,									
677639496-005	01/09/18	rollover phone for city hall	01/09/18	\$21.51	\$21.51	10-01-5420	Telephone	\$2,040.00	\$1,575.68	
					\$21.51					
1546	SEASIDE GARDENS, 65 ROBINHOOD, RICHWOOD, TX, 77531									
12292017	01/09/18	flowers for G Cantu	01/09/17	\$50.00	\$50.00	10-01-5240	Expendable Operating Su	\$19,620.00	\$17,322.94	
					\$50.00					
Total Bills To Pay:					\$23,824.08					

City of Richwood
Council Approval Report for FIRST NATIONAL BANK--100103073
(Council Approval Report)

Vendor									
InvoiceNumber	Date	Description	Due Date	Invoice Amt	Approved Amt	Account Number	Account Description	Budgeted \$	YTD Balance
22	AUL AMERICAN UNITED LIFE INS., GROUP UNIT 2, 5570 RELIABLE PARKWAY, CHICAGO, IL, 60686-0055								
1581105	01/12/18	insurance	01/12/18	\$40.00	\$40.00	10-01-5115	Hospitalization	\$35,932.55	\$23,794.19
1581105	01/12/18	insurance	01/12/18	\$10.00	\$10.00	10-02-5115	Hospitalization	\$17,966.28	\$12,709.77
1581105	01/12/18	insurance	01/12/18	\$60.00	\$60.00	10-05-5115	Hospitalization	\$80,848.25	\$52,675.50
1581105	01/12/18	insurance	01/12/18	\$20.00	\$20.00	10-06-5115	Hospitalization	\$17,966.28	\$11,931.80
1581105	01/12/18	insurance	01/12/18	\$10.00	\$10.00	10-09-5115	Hospitalization	\$8,983.14	\$5,953.62
1581105	01/12/18	insurance	01/12/18	\$10.00	\$10.00	10-10-5115	Hospitalization	\$8,983.14	\$5,951.94
					\$150.00				
195	TML - IEBP, PO BOX 732791, DALLAS, TX, 75373-2791								
7071801a	01/12/18	insurance	01/12/18	\$2,993.53	\$2,993.53	10-01-5115	Hospitalization	\$35,932.55	\$23,794.19
7071801a	01/12/18	insurance	01/12/18	\$1,491.22	\$1,491.22	10-02-5115	Hospitalization	\$17,966.28	\$12,709.77
7071801a	01/12/18	insurance	01/12/18	\$7,525.43	\$7,525.43	10-05-5115	Hospitalization	\$80,848.25	\$52,675.50
7071801a	01/12/18	insurance	01/12/18	\$1,487.56	\$1,487.56	10-06-5115	Hospitalization	\$17,966.28	\$11,931.80
7071801a	01/12/18	insurance	01/12/18	\$746.32	\$746.32	10-09-5115	Hospitalization	\$8,983.14	\$5,953.62
7071801a	01/12/18	insurance	01/12/18	\$746.74	\$746.74	10-10-5115	Hospitalization	\$8,983.14	\$5,951.94
7071801a	01/12/18	insurance	01/12/18	\$1,797.96	\$1,797.96	10-29-2136	Insurance Payable	\$0.00	\$5,501.40
					\$16,788.76				
Total Bills To Pay:					\$16,938.76				

City of Richwood
Council Approval Report for W/S FIRST NATIONAL BANK--100103081
(Council Approval Report)

Vendor										
InvoiceNumber	Date	Description	Due Date	Invoice Amt	Approved Amt	Account Number	Account Description	Budgeted \$	YTD Balance	
22	AUL AMERICAN UNITED LIFE INS., GROUP UNIT 2, 5570 RELIABLE PARKWAY, CHICAGO, IL, 60686-0055									
1581105--01	01/12/18	insurance	01/12/18	\$40.00	\$40.00	30-21-5115	Hospitalization	\$53,188.55	\$40,753.67	
					\$40.00					
62	CLUTE POSTMASTER, , CLUTE, TX, 77531									
january18	01/12/18	postage for late notices	01/12/18	\$100.98	\$100.98	30-21-5210	Office Supplies	\$6,000.00	\$4,186.24	
					\$100.98					
195	TML - IEBP, PO BOX 732791, DALLAS, TX, 75373-2791									
7071801a--01	01/12/18	insurance	01/12/18	\$2,984.95	\$2,984.95	30-21-5115	Hospitalization	\$53,188.55	\$40,753.67	
7071801a--01	01/12/18	insurance	01/12/18	\$961.76	\$961.76	30-30-2136	Insurance Payable	\$0.00	\$2,782.52	
					\$3,946.71					
Total Bills To Pay:					\$4,087.69					

City of Richwood
Council Approval Report for FIRST NATIONAL BANK--100103073
(Council Approval Report)

Vendor										
InvoiceNumber	Date	Description	Due Date	Invoice Amt	Approved Amt	Account Number	Account Description	Budgeted \$	YTD Balance	
574	FIRST NATIONAL BANK OF LAKE JACKSON, P.O. BOX 3100, LAKE JACKSON, TX, 77566									
january18	01/17/18	loan payment	01/17/18	\$5,347.16	\$5,347.16	40-50-5960	Bank Note	\$21,389.00	\$16,041.84	
					\$5,347.16					
Total Bills To Pay:					\$5,347.16					

Council Approval Report for FIRST NATIONAL BANK--100103073
(Council Approval Report)

Vendor									
InvoiceNumber	Date	Description	Due Date	Invoice Amt	Approved Amt	Account Number	Account Description	Budgeted \$	YTD Balance
8	AFLAC INSURANCE, 1932 WYNNTON ROAD, COLUMBUS, GA, 31999-0797								
632106	01/18/18	insurance	01/18/18	\$28.06	\$28.06	10-29-2136	Insurance Payable	\$0.00	\$5,529.46
					\$28.06				
127	MALONE, DON, 105A Woodland Rd, Lake Jackson, TX, 77566								
january18--	01/18/18	inspections	01/18/18	\$50.00	\$50.00	10-10-5102	Contract Labor	\$4,500.00	\$1,350.00
january18----	01/18/18	inspections	01/18/18	\$25.00	\$25.00	10-10-5102	Contract Labor	\$4,500.00	\$1,350.00
					\$75.00				
146	PENNEY'S ELECTRIC, PO BOX 2888, FREEPORT, TX, 77541								
17968	01/18/18	light repair at baseball field	01/18/18	\$4,813.15	\$4,813.15	10-08-5310	Building & Grounds M&R	\$15,000.00	\$379.57
18318	01/18/18	light repair at soccer and baseball field	01/18/18	\$3,204.66	\$3,204.66	10-08-5310	Building & Grounds M&R	\$15,000.00	\$379.57
					\$8,017.81				
155	QUILL CORPORATION, PO BOX 37600, PHILADELPHIA, PA, 91901-0600								
3481451	01/18/18	office supplies	01/18/18	\$45.98	\$45.98	10-01-5210	Office Supplies	\$20,936.00	\$12,416.30
					\$45.98				
165	SCHILHAB, BRETT, , , ,								
january18	01/18/18	reimbursement for training cost	01/18/18	\$35.00	\$35.00	10-05-5130	Training & Travel	\$11,300.00	\$10,005.66
					\$35.00				
201	COMCAST, PO BOX 660618, DALLAS, TX, 75266-0618								
january18---	01/18/18	internet	01/18/18	\$80.65	\$80.65	10-07-5420	Telephone	\$2,200.00	\$1,575.71
					\$80.65				
213	TX COMPTROLLER OF PUBLIC ACCOUNTS, P.O. BOX 149361, AUSTIN, TX, 78714-9361								
january18	01/18/18	state criminal costs and fees	01/18/18	\$16,781.36	\$16,781.36	10-29-2140	Municipal Court Costs	\$0.00	\$15,014.21
					\$16,781.36				
239	WHOLESALE ELECTRIC SUPPLY CO, PO BOX 230197, HOUSTON, TX, 77223-0197								
71-4743336	01/18/18	175 w led dusk to dawn lamp	01/18/18	\$254.00	\$254.00	10-08-5310	Building & Grounds M&R	\$15,000.00	\$379.57
71-4744492	01/18/18	175 w led dusk to dawn lamp	01/18/18	\$127.00	\$127.00	10-08-5310	Building & Grounds M&R	\$15,000.00	\$379.57
					\$381.00				
266	AIRGAS USA, LLC, PO BOX 676015, DALLAS, TX, 75267-6015								
9950455923	01/18/18	rental for acetylene and oxygen	01/18/18	\$61.03	\$61.03	10-02-5230	Gas, Oil, & Lubricants	\$8,000.00	\$6,543.60
					\$61.03				
311	METRO FIRE APPARATUS INC., 1745 PARNA DR., HOUSTON, TX, 77080								
117185-1	01/18/18	abc extinguisher	01/18/18	\$168.00	\$168.00	10-07-5220	Tools	\$12,000.00	\$3,849.00
117185-1	01/18/18	strainer	01/18/18	\$441.00	\$441.00	10-07-5220	Tools	\$12,000.00	\$3,849.00
117185-1	01/18/18	water extinguisher	01/18/18	\$131.00	\$131.00	10-07-5220	Tools	\$12,000.00	\$3,849.00
117185-1	01/18/18	traffic cone pack	01/18/18	\$160.00	\$160.00	10-07-5220	Tools	\$12,000.00	\$3,849.00
117202-1	01/18/18	rubber supply hose	01/18/18	\$2,820.00	\$2,820.00	10-07-5220	Tools	\$12,000.00	\$3,849.00

Council Approval Report for FIRST NATIONAL BANK--100103073
(Council Approval Report)

Vendor									
InvoiceNumber	Date	Description	Due Date	Invoice Amt	Approved Amt	Account Number	Account Description	Budgeted \$	YTD Balance
117561-1	01/18/18	flex lite suction hose	01/18/18	\$820.00	\$820.00	10-07-5220	Tools	\$12,000.00	\$3,849.00
117598-1	01/18/18	freight	01/18/18	\$150.00	\$150.00	10-07-5220	Tools	\$12,000.00	\$3,849.00
117598-1	01/18/18	flex lite suction hose	01/18/18	\$410.00	\$410.00	10-07-5220	Tools	\$12,000.00	\$3,849.00
117598-1	01/18/18	storz	01/18/18	\$146.00	\$146.00	10-07-5220	Tools	\$12,000.00	\$3,849.00
117608-1	01/18/18	variable strap	01/18/18	\$104.00	\$104.00	10-07-5220	Tools	\$12,000.00	\$3,849.00
117608-1	01/18/18	suction hose	01/18/18	\$2,400.00	\$2,400.00	10-07-5220	Tools	\$12,000.00	\$3,849.00
117608-1	01/18/18	variable strap	01/18/18	\$56.00	\$56.00	10-07-5220	Tools	\$12,000.00	\$3,849.00
117608-1	01/18/18	mounting plate	01/18/18	\$76.00	\$76.00	10-07-5220	Tools	\$12,000.00	\$3,849.00
117812-1	01/18/18	freight	01/18/18	\$14.00	\$14.00	10-07-5220	Tools	\$12,000.00	\$3,849.00
117812-1	01/18/18	reducer adapter	01/18/18	\$19.00	\$19.00	10-07-5220	Tools	\$12,000.00	\$3,849.00
117812-1	01/18/18	blind cap	01/18/18	\$118.00	\$118.00	10-07-5220	Tools	\$12,000.00	\$3,849.00
117814-1	01/18/18	blind cap	01/18/18	\$118.00	\$118.00	10-07-5220	Tools	\$12,000.00	\$3,849.00
					\$8,151.00				
514	P C CARE, 221 PARKING WAY, LAKE JACKSON, TX, 77566								
80048	01/18/18	it services	01/18/18	\$55.00	\$55.00	10-05-5365	Other Equipment M&R	\$940.00	\$511.50
80227	01/18/18	it services	01/18/18	\$110.00	\$110.00	10-05-5365	Other Equipment M&R	\$940.00	\$511.50
					\$165.00				
521	THE BANK OF NEW YORK MELLON, P.O. BOX 392005, PITTSBURGH, PA, 15251-9005								
january18	01/18/18	combination tax and revenue certificates of obligation	01/18/18	\$14,525.00	\$14,525.00	10-29-2165	Accounts Payable - Debt	\$0.00	(\$3,820.82)
					\$14,525.00				
851	MISSOURI CITY POLICE DEPARTMENT, 3849 CARTWRIGHT ROAD, MISSOURI CITY, TX, 77459								
january18	01/18/18	tuition jarrett skelton training	01/18/18	\$199.00	\$199.00	10-05-5130	Training & Travel	\$11,300.00	\$10,005.66
					\$199.00				
889	BCOS OFFICE TECHNOLOGIES, ATTN: ACCOUNTS RECEIVABLES, 1111 COUNTY ROAD 44, ANGLETON, TX, 77515								
ar231061	01/18/18	copier	01/18/18	\$33.41	\$33.41	10-01-5240	Expendable Operating Su	\$19,620.00	\$17,264.27
ar231062	01/18/18	copier	01/18/18	\$25.26	\$25.26	10-01-5240	Expendable Operating Su	\$19,620.00	\$17,264.27
					\$58.67				
1061	PERDUE, BRANDON, FIELDER, COLLINS & MOTT LLP, 1235 NORTH LOOP WEST, SUITE 600, HOUSTON, TX, 77008								
ivc00038418	01/18/18	attorney fee for fine collection	01/18/18	\$930.54	\$930.54	10-29-2140	Municipal Court Costs	\$0.00	\$15,014.21
					\$930.54				
1157	COMCAST, P.O. BOX 37601, PHILADELPHIA, PA, 19101-0601								
60411617	01/18/18	telephone	01/18/18	\$83.18	\$83.18	10-01-5420	Telephone	\$2,040.00	\$1,492.50
60411617	01/18/18	telephone	01/18/18	\$207.90	\$207.90	10-05-5420	Telephone	\$11,772.00	\$9,707.90
					\$291.08				
1171	TCEQ, P.O. BOX 13089, AUSTIN, TX, 78711-3089								
qps0208871	01/18/18	stormwater permit for fy 2018	01/18/18	\$100.00	\$100.00	10-10-5660	Dues & Subscriptions	\$10,800.00	\$9,005.14

Council Approval Report for FIRST NATIONAL BANK--100103073
(Council Approval Report)

Vendor									
InvoiceNumber	Date	Description	Due Date	Invoice Amt	Approved Amt	Account Number	Account Description	Budgeted \$	YTD Balance
					\$100.00				
1254	Y. TELLO FLOORCARE, 4522 LINCOLNSHIRE, HOUSTON, TX, 77048								
338651	01/18/18	floor service for comm bldg.	01/18/18	\$80.00	\$80.00	10-08-5310	Building & Grounds M&R	\$15,000.00	\$379.57
					\$80.00				
1282	CORB, BRYAN, , , ,								
january18	01/18/18	reimbursement for decibel meter	01/18/18	\$22.90	\$22.90	10-05-5240	Expendable Operating Su	\$630.00	\$171.82
					\$22.90				
1341	WASTE CONNECTIONS OF TEXAS, P.O. BOX 660177, DALLAS, TX, 75266-0177								
1530358	01/18/18	roll off dumpster rental and dump fee	01/18/18	\$244.23	\$244.23	10-02-5245	Dump Charges	\$6,000.00	\$3,725.43
					\$244.23				
1397	CORDOBA LAW FIRM. P.L.L.C., 85 OAK DRIVE, SUITE 102, LAKE JACKSON, TX, 77566								
42585	01/18/18	attorney fees	01/18/18	\$820.00	\$820.00	10-06-5570	Attorney's Fees	\$9,500.00	\$5,030.00
					\$820.00				
1404	YAKLIN BRAZOSPORT, 1200 N. HWY. 288-B, RICHWOOD, TX, 77531								
326854	01/18/18	vehicle maint	01/18/18	\$77.45	\$77.45	10-05-5230	Gas, Oil, & Lubricants	\$30,208.00	\$17,970.61
327026	01/18/18	vehicle maint	01/18/18	\$77.45	\$77.45	10-05-5230	Gas, Oil, & Lubricants	\$30,208.00	\$17,970.61
					\$154.90				
1444	MILLER UNIFORMS & EMBLEMS, 826 RUTLAND DRIVE, AUSTIN, TX, 78758								
96298	01/18/18	uniform	01/18/18	\$102.03	\$102.03	10-05-5190	Uniforms	\$3,800.00	\$2,398.13
					\$102.03				
1490	ICMA-RC PLAN #307447, 777 NORTH CAPITOL STREET NE, STE 600-TAX, WASHINGTON, DC, 20002-4240								
january18	01/18/18	457 plan contributions	01/18/18	\$1,279.40	\$1,279.40	10-29-2132	Retirement Payable	\$0.00	\$59,569.47
					\$1,279.40				
1495	ICMA-RC PLAN #706183, 777 NORTH CAPITOL STREET NE, STE 600-TAX, WASHINGTON, DC, 20002-4240								
january18	01/18/18	roth contributions	01/18/18	\$150.00	\$150.00	10-29-2132	Retirement Payable	\$0.00	\$59,569.47
					\$150.00				
1529	TEXAS MUNICIPAL COURTS EDUCATION CENTER, 2210 HANCOCK DRIVE, AUSTIN, TX, 78756								
13879	01/18/18	seminar for judge zavalá	01/18/18	\$446.00	\$446.00	10-06-5130	Training & Travel	\$2,500.00	\$626.59
					\$446.00				
Total Bills To Pay:					\$53,225.64				

Council Approval Report for W/S FIRST NATIONAL BANK--100103081
(Council Approval Report)

Vendor									
InvoiceNumber	Date	Description	Due Date	Invoice Amt	Approved Amt	Account Number	Account Description	Budgeted \$	YTD Balance
19	AT&T, PO BOX 105414, ATLANTA, GA, 30348-5414								
january18-	01/18/18	telephone	01/18/18	\$80.97	\$80.97	30-21-5420	Telephone	\$2,500.00	(\$5.72)
january18--	01/18/18	telephone for scada	01/18/18	\$708.69	\$708.69	30-21-5420	Telephone	\$2,500.00	(\$5.72)
					\$789.66				
36	BRAZORIA COUNTY GROUNDWATER CONSERVATION DISTRICT, 111 E. LOCUST, BLDG. A- 29, SUITE 140, ANGLETON, TX, 77515								
january18-	01/18/18	yearly well permit renewal	01/18/18	\$500.00	\$500.00	30-21-5390	Water Lines M&R	\$45,000.00	\$29,153.38
					\$500.00				
39	BRAZORIA COUNTY WATER LAB, 408 E. ORANGE, ANGLETON, TX, 77515								
january18	01/18/18	water sample test	01/18/18	\$135.00	\$135.00	30-21-5390	Water Lines M&R	\$45,000.00	\$29,153.38
					\$135.00				
42	BRAZOSPORT WATER AUTHORITY, 1251 FM 2004, LAKE JACKSON, TX, 77566								
07-0443	01/18/18	brazosport water authority fees	01/18/18	\$22,219.25	\$22,219.25	30-21-5995	Brazosport Water Authori	\$262,330.50	\$196,389.50
					\$22,219.25				
680	FLANIKEN, GREG, 1101 N. BRAZOSPORT, FREEPORT, TX, 77541								
january18	01/18/18	water deposit refund	01/18/18	\$8.18	\$8.18	30-30-2220	Customer Meter Deposits	\$0.00	(\$916.82)
					\$8.18				
889	BCOS OFFICE TECHNOLOGIES, ATTN: ACCOUNTS RECEIVABLES, 1111 COUNTY ROAD 44, ANGLETON, TX, 77515								
ar231061--01	01/18/18	copier	01/18/18	\$33.41	\$33.41	30-21-5240	Expendable Operating S	\$2,200.00	\$1,788.87
ar231062--01	01/18/18	copier	01/18/18	\$25.27	\$25.27	30-21-5240	Expendable Operating S	\$2,200.00	\$1,788.87
					\$58.68				
1157	COMCAST, P.O. BOX 37601, PHILADELPHIA, PA, 19101-0601								
60411617--01	01/18/18	telephone	01/18/18	\$41.59	\$41.59	30-21-5420	Telephone	\$2,500.00	(\$5.72)
					\$41.59				
1341	WASTE CONNECTIONS OF TEXAS, P.O. BOX 660177, DALLAS, TX, 75266-0177								
1530359	01/18/18	residential trash services	01/18/18	\$20,562.27	\$20,562.27	30-21-5994	Solide Waste Charges	\$257,320.01	\$216,195.47
					\$20,562.27				
1523	CORE & MAIN, P.O. BOX 28330, ST. LOUIS, MO, 63146								
i267707	01/18/18	barrel locks	01/18/18	\$258.20	\$258.20	30-21-5220	Tools	\$2,000.00	\$1,595.77
					\$258.20				
Total Bills To Pay:					\$44,572.83				

Council Approval Report for FIRST NATIONAL BANK--100103073
(Council Approval Report)

Vendor									
InvoiceNumber	Date	Description	Due Date	Invoice Amt	Approved Amt	Account Number	Account Description	Budgeted \$	YTD Balance
19	AT&T, PO BOX 105414, ATLANTA, GA, 30348-5414								
january18----	01/25/18	telephone	01/25/18	\$124.13	\$124.13	10-01-5420	Telephone	\$2,040.00	\$1,303.56
january18---	01/24/18	telephone	01/24/18	\$317.56	\$317.56	10-05-5420	Telephone	\$11,772.00	\$9,149.64
					\$441.69				
22	AUL AMERICAN UNITED LIFE INS., GROUP UNIT 2, 5570 RELIABLE PARKWAY, CHICAGO, IL, 60686-0055								
1588008	01/25/18	insurance	01/25/18	\$40.00	\$40.00	10-01-5115	Hospitalization	\$35,932.55	\$23,754.19
1588008	01/25/18	insurance	01/25/18	\$10.00	\$10.00	10-02-5115	Hospitalization	\$17,966.28	\$12,699.77
1588008	01/25/18	insurance	01/25/18	\$50.00	\$50.00	10-05-5115	Hospitalization	\$80,848.25	\$52,625.50
1588008	01/25/18	insurance	01/25/18	\$20.00	\$20.00	10-06-5115	Hospitalization	\$17,966.28	\$11,911.80
1588008	01/25/18	insurance	01/25/18	\$10.00	\$10.00	10-09-5115	Hospitalization	\$8,983.14	\$5,943.62
1588008	01/25/18	insurance	01/25/18	\$10.00	\$10.00	10-10-5115	Hospitalization	\$8,983.14	\$5,941.94
					\$140.00				
41	BRAZOSPORT AREA CHAMBER OF COMMERCE, 300 ABNER JACKSON PARKWAY, LAKE JACKSON, TX, 77566								
5526	01/25/18	yearly dues	01/25/18	\$250.00	\$250.00	10-01-5660	Dues & Subscriptions	\$11,161.00	\$4,928.23
					\$250.00				
49	BRAZORIA COUNTY TREASURER, , , ,								
eng18-020	01/24/18	stormwater interlocal	01/24/18	\$552.68	\$552.68	10-10-5660	Dues & Subscriptions	\$10,800.00	\$8,452.46
					\$552.68				
54	CENTERPOINT ENERGY, PO BOX 4981, HOUSTON, TX, 77210-4981								
january18----	01/25/18	natural gas	01/25/18	\$173.96	\$173.96	10-01-5430	Natural Gas	\$713.00	\$491.01
january18---	01/25/18	natural gas	01/25/18	\$19.65	\$19.65	10-02-5430	Natural Gas	\$400.00	\$316.01
january18-----	01/25/18	natural gas	01/25/18	\$22.00	\$22.00	10-07-5430	Natural Gas	\$300.00	\$234.72
					\$215.61				
58	CITY OF CLUTE, 108 EAST MAIN STREET, CLUTE, TX, 77531								
JANUARY18	01/25/18	quarterly ems for qtr ending 12/31/17 and 03/31/18	01/25/18	\$37,500.00	\$37,500.00	10-07-5566	Contractural Services - A	\$85,000.00	\$47,500.00
					\$37,500.00				
90	FACTS, THE, PO BOX 549, CLUTE, TX, 77531								
16596-1217	01/24/18	ads	01/24/18	\$758.20	\$758.20	10-01-5685	Publishing & Advertising	\$7,995.00	\$4,458.30
					\$758.20				
119	LAKE HARDWARE, PO BOX 898, LAKE JACKSON, TX, 77566								
392069	01/24/18	baseball fence repair parts	01/24/18	\$6.84	\$6.84	10-08-5310	Building & Grounds M&R	\$15,000.00	(\$1,863.55)
					\$6.84				
127	MALONE, DON, 105A Woodland Rd, Lake Jackson, TX, 77566								
january18---	01/24/18	inspections	01/24/18	\$150.00	\$150.00	10-10-5102	Contract Labor	\$4,500.00	\$1,200.00
					\$150.00				

Council Approval Report for FIRST NATIONAL BANK--100103073
(Council Approval Report)

Vendor									
InvoiceNumber	Date	Description	Due Date	Invoice Amt	Approved Amt	Account Number	Account Description	Budgeted \$	YTD Balance
132	MCCOY'S BUILDING SUPPLY, PO BOX 1362, SAN MARCOS, TX, 78667								
1381210	01/24/18	lumber - picnic table rebuild	01/24/18	\$991.49	\$991.49	10-08-5310	Building & Grounds M&R	\$15,000.00	(\$1,863.55)
					\$991.49				
152	BUSINESS CARD, PO BOX 15796, WILMINGTON, DE, 19886-5710								
5543286734620073	01/25/18	training for council member	01/25/18	\$145.00	\$145.00	10-01-5130	Training & Travel	\$15,480.00	\$12,137.74
0543684735710010	01/25/18	party supplies	01/25/18	\$12.02	\$12.02	10-01-5201	Food	\$2,460.00	\$1,773.86
0543684735350019	01/25/18	postage	01/25/18	\$200.00	\$200.00	10-01-5240	Expendable Operating Su	\$19,620.00	\$16,590.28
5543286735520065	01/25/18	stamps.com monthly fee	01/25/18	\$34.99	\$34.99	10-01-5240	Expendable Operating Su	\$19,620.00	\$16,590.28
5542950735489492	01/25/18	membership to icma	01/25/18	\$759.00	\$759.00	10-01-5660	Dues & Subscriptions	\$11,161.00	\$4,928.23
5543286735520056	01/25/18	tcma dues	01/25/18	\$274.60	\$274.60	10-01-5660	Dues & Subscriptions	\$11,161.00	\$4,928.23
5554186735700402	01/25/18	adobe subscription	01/25/18	\$21.64	\$21.64	10-01-5660	Dues & Subscriptions	\$11,161.00	\$4,928.23
0543684734030015	01/25/18	lunch for a&m compensation study	01/25/18	\$576.74	\$576.74	10-01-5695	Special Services - Miscell	\$7,400.00	\$6,846.33
0558745734200000	01/25/18	credit	01/25/18	(\$23.07)	(\$23.07)	10-01-5695	Special Services - Miscell	\$7,400.00	\$6,846.33
5543286736320004	01/25/18	misc supplies	01/25/18	\$179.81	\$179.81	10-02-5220	Tools	\$2,500.00	\$1,224.52
5549967736379600	01/25/18	flints	01/25/18	\$3.69	\$3.69	10-02-5220	Tools	\$2,500.00	\$1,224.52
5549967736279600	01/25/18	heater	01/25/18	\$21.49	\$21.49	10-02-5240	Expendable Operating Su	\$3,000.00	\$2,753.44
5543286734920033	01/25/18	electrical supplies	01/25/18	\$133.83	\$133.83	10-02-5310	Building & Grounds M&R	\$4,000.00	\$1,434.98
5554750734012238	01/25/18	flat repair on trailer	01/25/18	\$15.00	\$15.00	10-02-5365	Other Equipment M&R	\$4,000.00	\$3,754.42
5543286735420050	01/25/18	membership	01/25/18	\$11.90	\$11.90	10-02-5660	Dues & Subscriptions	\$9,000.00	\$8,964.30
5542950734671903	01/25/18	training for officer schilhab	01/25/18	\$280.00	\$280.00	10-05-5130	Training & Travel	\$11,300.00	\$9,526.66
0543684735410010	01/25/18	business cards	01/25/18	\$189.95	\$189.95	10-05-5210	Office Supplies	\$4,600.00	\$2,793.60
5513158800240080	01/25/18	microsoft office renewal	01/25/18	\$75.76	\$75.76	10-05-5210	Office Supplies	\$4,600.00	\$2,793.60
5530959734283800	01/25/18	wiper blades	01/25/18	\$51.22	\$51.22	10-05-5230	Gas, Oil, & Lubricants	\$30,208.00	\$17,919.39
1527420800325882	01/25/18	system id equipment	01/25/18	\$123.31	\$123.31	10-05-5240	Expendable Operating Su	\$630.00	(\$81.80)
5554650734020627	01/25/18	vinyl parking permits	01/25/18	\$84.00	\$84.00	10-05-5240	Expendable Operating Su	\$630.00	(\$81.80)
2553606736210104	01/25/18	vehicle registration	01/25/18	\$16.50	\$16.50	10-05-5340	Vehicle M&R	\$11,000.00	\$9,897.27
2553606736210105	01/25/18	vehicle registration fee	01/25/18	\$4.00	\$4.00	10-05-5340	Vehicle M&R	\$11,000.00	\$9,897.27
0543684734910008	01/25/18	extension cord	01/25/18	\$7.58	\$7.58	10-06-5210	Office Supplies	\$5,200.00	\$4,328.25
5549967735279600	01/25/18	cleaning supplies	01/25/18	\$60.44	\$60.44	10-08-5215	Custodial Supplies	\$1,500.00	\$1,136.81
5531020735498100	01/25/18	paint supplies for spalsh pad	01/25/18	\$532.16	\$532.16	10-08-5310	Building & Grounds M&R	\$15,000.00	(\$1,863.55)
5543286735420034	01/25/18	electrical supplies	01/25/18	\$157.86	\$157.86	10-08-5310	Building & Grounds M&R	\$15,000.00	(\$1,863.55)
5549967734679600	01/25/18	paint supplies	01/25/18	\$76.73	\$76.73	10-08-5310	Building & Grounds M&R	\$15,000.00	(\$1,863.55)
5549967735479600	01/25/18	paint supplies	01/25/18	\$8.22	\$8.22	10-08-5310	Building & Grounds M&R	\$15,000.00	(\$1,863.55)
5549967736279600	01/25/18	supplies for park lighting	01/25/18	\$11.69	\$11.69	10-08-5310	Building & Grounds M&R	\$15,000.00	(\$1,863.55)
7519116734590001	01/25/18	oil filter	01/25/18	\$23.30	\$23.30	10-08-5365	Other Equipment M&R	\$7,500.00	\$7,118.72
					\$4,069.36				
156	R & M TELEPHONE SERVICE, 108 THAT WAY, LAKE JACKSON, TX, 77566								
45592	01/24/18	it services	01/24/18	\$350.00	\$350.00	10-06-5210	Office Supplies	\$5,200.00	\$4,328.25
					\$350.00				

Council Approval Report for FIRST NATIONAL BANK--100103073
(Council Approval Report)

Vendor									
InvoiceNumber	Date	Description	Due Date	Invoice Amt	Approved Amt	Account Number	Account Description	Budgeted \$	YTD Balance
201	COMCAST, PO BOX 660618, DALLAS, TX, 75266-0618								
january18----	01/25/18	telephone	01/25/18	\$64.81	\$64.81	10-01-5420	Telephone	\$2,040.00	\$1,303.56
january18----	01/25/18	telephone	01/25/18	\$64.81	\$64.81	10-04-5294	Expenditures - Court Tech	\$2,000.00	\$1,777.54
january18----	01/25/18	telephone	01/25/18	\$240.70	\$240.70	10-05-5420	Telephone	\$11,772.00	\$9,149.64
january18----	01/25/18	telephone	01/25/18	\$10.79	\$10.79	10-07-5420	Telephone	\$2,200.00	\$1,564.92
					\$381.11				
205	UNITED SYSTEMS TECHNOLOGY, INC, PO BOX 743722, ATLANTA, GA, 30374-3722								
si-107348	01/24/18	envelopes and forms for w2's	01/24/18	\$240.00	\$240.00	10-01-5210	Office Supplies	\$20,936.00	\$12,053.03
					\$240.00				
206	UTILITY DATA SYSTEMS OF TEXAS, LLC, P.O. BOX 6147, FRISCO, TX, 75035								
16158	01/24/18	software support for mcrcs	01/24/18	\$1,725.00	\$1,725.00	10-06-5660	Dues & Subscriptions	\$200.00	(\$2,732.00)
					\$1,725.00				
207	VERIZON WIRELESS, PO BOX 660108, DALLAS, TX, 75266-0108								
979054859	01/24/18	broadband	01/24/18	\$303.92	\$303.92	10-05-5695	Special Services - Miscell	\$1,000.00	(\$215.78)
					\$303.92				
208	VERNOR MATERIAL & EQUIPMENT, PO BOX 967, CLUTE, TX, 77531								
inv0144022	01/24/18	ton concrete sand	01/24/18	\$550.85	\$550.85	10-03-5380	Streets M&R	\$48,000.00	\$33,371.17
inv0144083	01/24/18	ton concrete sand	01/24/18	\$547.46	\$547.46	10-03-5380	Streets M&R	\$48,000.00	\$33,371.17
inv0144114	01/24/18	ton crushed limestone	01/24/18	\$979.29	\$979.29	10-03-5380	Streets M&R	\$48,000.00	\$33,371.17
					\$2,077.60				
334	EVCO INDUSTRIAL HARDWARE, INC, 606 BRAZOSPORT BLVD., FREEPORT, TX, 77541								
578825	01/25/18	pump	01/25/18	\$129.40	\$129.40	10-07-5220	Tools	\$12,000.00	\$3,719.60
					\$129.40				
514	P C CARE, 221 PARKING WAY, LAKE JACKSON, TX, 77566								
80307	01/25/18	backup services	01/25/18	\$99.95	\$99.95	10-01-5550	Information Technology S	\$20,726.00	\$19,993.45
80385	01/24/18	it services	01/24/18	\$55.00	\$55.00	10-01-5550	Information Technology S	\$20,726.00	\$19,993.45
80293	01/24/18	it services	01/24/18	\$143.00	\$143.00	10-05-5220	Tools	\$1,816.00	\$1,673.00
80189	01/24/18	it services	01/24/18	\$82.50	\$82.50	10-06-5550	Information Technology S	\$0.00	(\$82.50)
					\$380.45				
568	KEY, JASON, 219 Caladium, Lake Jackson, TX, 77566								
cor147	01/25/18	monthly outlook maint	01/25/18	\$439.00	\$439.00	10-01-5240	Expendable Operating Su	\$19,620.00	\$16,590.28
					\$439.00				
774	ZEIGLER'S SCREEN PRINTING, 137 EAST MULBERRY, ANGLETON, TX, 77515								
19276	01/25/18	banner patches for chirstmas in the park	01/25/18	\$23.00	\$23.00	10-08-5851	Parks & Recreation	\$7,000.00	\$5,719.72
					\$23.00				
889	BCOS OFFICE TECHNOLOGIES, ATTN: ACCOUNTS RECEIVABLES, 1111 COUNTY ROAD 44, ANGLETON, TX, 77515								

Council Approval Report for FIRST NATIONAL BANK--100103073
(Council Approval Report)

Vendor									
InvoiceNumber	Date	Description	Due Date	Invoice Amt	Approved Amt	Account Number	Account Description	Budgeted \$	YTD Balance
ar231350	01/24/18	copier	01/24/18	\$46.31	\$46.31	10-05-5240	Expendable Operating Su	\$630.00	(\$81.80)
					\$46.31				
897	CRAFCO TEXAS, INC., 105 TOWER DRIVE, SAN ANTONIO, TX, 78232								
9401734412	01/25/18	Pallet of Polyflex III asphalt sealant	01/25/18	\$2,340.00	\$2,340.00	10-03-5380	Streets M&R	\$48,000.00	\$33,371.17
9401750266	01/25/18	Pallet of Polyflex III asphalt sealant	01/25/18	\$2,340.00	\$2,340.00	10-03-5380	Streets M&R	\$48,000.00	\$33,371.17
9401755715	01/25/18	Crack ceiling machine rental / 1 month rental	01/25/18	\$4,800.00	\$4,800.00	10-03-5380	Streets M&R	\$48,000.00	\$33,371.17
					\$9,480.00				
903	RO'VIN GARRETT, RTA, 111 E. LOCUST, ANGLETON, TX, 77515								
91-	01/25/18	commission fees for 2017	01/25/18	\$602.56	\$602.56	10-01-5556	Contractural Services - Ta	\$13,000.00	\$6,347.41
					\$602.56				
915	PENGUIN MANAGEMENT, INC., 2 KIEL AVENUE, KINNELON, NJ, 07405								
47434	01/25/18	fire dept dispatch services	01/25/18	\$948.00	\$948.00	10-07-5660	Dues & Subscriptions	\$2,800.00	\$1,852.00
					\$948.00				
1135	GONZALES, MARCYE, , , ,								
january18	01/24/18	mileage for 1/12/18	01/24/18	\$3.71	\$3.71	10-01-5130	Training & Travel	\$15,480.00	\$12,137.74
					\$3.71				
1254	Y. TELLO FLOORCARE, 4522 LINCOLNSHIRE, HOUSTON, TX, 77048								
338683	01/25/18	floor maint for comm bldg.	01/25/18	\$80.00	\$80.00	10-08-5310	Building & Grounds M&R	\$15,000.00	(\$1,863.55)
					\$80.00				
1373	MOMENTUM RENTAL & SALES, 809 SOUTH HIGHWAY 35, PORT LAVACA, TX, 77979								
50905-3	01/24/18	towable boom rental	01/24/18	\$378.13	\$378.13	10-08-5310	Building & Grounds M&R	\$15,000.00	(\$1,863.55)
					\$378.13				
1397	CORDOBA LAW FIRM. P.L.L.C., 85 OAK DRIVE, SUITE 102, LAKE JACKSON, TX, 77566								
42584	01/24/18	attorney fees	01/24/18	\$220.00	\$220.00	10-01-5570	Attorney's Fees	\$17,000.00	\$11,523.16
42584	01/24/18	attorney fees	01/24/18	\$380.00	\$380.00	10-05-5570	Attorney's Fees	\$5,000.00	\$4,620.00
42584	01/24/18	attorney fees	01/24/18	\$6.56	\$6.56	10-09-5570	Attorney's Fees	\$2,500.00	\$2,233.44
42586	01/24/18	attorney fees	01/24/18	\$260.00	\$260.00	10-09-5570	Attorney's Fees	\$2,500.00	\$2,233.44
					\$866.56				
1444	MILLER UNIFORMS & EMBLEMS, 826 RUTLAND DRIVE, AUSTIN, TX, 78758								
97750	01/24/18	uniforms	01/24/18	\$113.65	\$113.65	10-05-5190	Uniforms	\$3,800.00	\$2,284.48
					\$113.65				
1517	TXU ENERGY, P O BOX 650638, DALLAS, TX, 75265-0638								
054004067143	01/24/18	electricity	01/24/18	\$626.60	\$626.60	10-01-5410	Electricity	\$9,000.00	\$6,945.46
054004067143	01/24/18	electricity	01/24/18	\$2,834.66	\$2,834.66	10-02-5410	Electricity	\$31,500.00	\$23,243.91
054004067143	01/24/18	electricity	01/24/18	\$71.53	\$71.53	10-07-5410	Electricity	\$2,250.00	\$2,038.68
054004067143	01/24/18	electricity	01/24/18	\$198.88	\$198.88	10-08-5410	Electricity	\$1,694.00	\$1,389.76

City of Richwood
Council Approval Report for FIRST NATIONAL BANK--100103073
(Council Approval Report)

Vendor									
InvoiceNumber	Date	Description	Due Date	Invoice Amt	Approved Amt	Account Number	Account Description	Budgeted \$	YTD Balance
					\$3,731.67				
1550	TRAINING FORCE USA, 3681 LOMA FARM ROAD, TALLAHASSEE, FL, 32309								
JANUARY18	01/25/18	TRAINING FEE	01/25/18	\$199.00	\$199.00	10-05-5130	Training & Travel	\$11,300.00	\$9,526.66
					\$199.00				
Total Bills To Pay:					\$67,574.94				

Council Approval Report for W/S FIRST NATIONAL BANK--100103081
(Council Approval Report)

Vendor									
InvoiceNumber	Date	Description	Due Date	Invoice Amt	Approved Amt	Account Number	Account Description	Budgeted \$	YTD Balance
19 AT&T, PO BOX 105414, ATLANTA, GA, 30348-5414									
january18-----	01/25/18	telephone	01/25/18	\$81.02	\$81.02	30-21-5420	Telephone	\$2,500.00	(\$169.24)
					\$81.02				
22 AUL AMERICAN UNITED LIFE INS., GROUP UNIT 2, 5570 RELIABLE PARKWAY, CHICAGO, IL, 60686-0055									
1588008--01	01/25/18	insurance	01/25/18	\$40.00	\$40.00	30-21-5115	Hospitalization	\$53,188.55	\$40,713.67
					\$40.00				
36 BRAZORIA COUNTY GROUNDWATER CONSERVATION DISTRICT, 111 E. LOCUST, BLDG. A- 29, SUITE 140, ANGLETON, TX, 77515									
january18--	01/25/18	annual fee	01/25/18	\$1,920.00	\$1,920.00	30-21-5390	Water Lines M&R	\$45,000.00	\$21,882.66
january18----	01/25/18	production fee for december	01/25/18	\$81.76	\$81.76	30-21-5660	Dues & Subscriptions	\$19,736.00	\$19,469.69
					\$2,001.76				
54 CENTERPOINT ENERGY, PO BOX 4981, HOUSTON, TX, 77210-4981									
january18--	01/25/18	natural gas	01/25/18	\$22.34	\$22.34	30-21-5430	Natural Gas	\$600.00	\$532.98
					\$22.34				
58 CITY OF CLUTE, 108 EAST MAIN STREET, CLUTE, TX, 77531									
january18-	01/25/18	transmission line lease for qtr. Ending 12/31/17 and 03/31/18	01/25/18	\$68,402.50	\$68,402.50	30-21-5505	Lease expense	\$137,252.00	\$68,849.50
					\$68,402.50				
62 CLUTE POSTMASTER, , CLUTE, TX, 77531									
january18-	01/25/18	postage for utility bills	01/25/18	\$334.22	\$334.22	30-21-5210	Office Supplies	\$6,000.00	\$3,852.02
					\$334.22				
82 DXI INDUSTRIES, INC., PO BOX 301049, DALLAS, TX, 75303-1049									
055000228-18	01/24/18	chlorine	01/24/18	\$369.16	\$369.16	30-21-5270	Chemicals	\$7,500.00	\$4,705.53
055019375-17	01/24/18	chlorine	01/24/18	\$114.60	\$114.60	30-21-5270	Chemicals	\$7,500.00	\$4,705.53
de05010204-17	01/24/18	chlorine	01/24/18	\$40.00	\$40.00	30-21-5270	Chemicals	\$7,500.00	\$4,705.53
de05010757-17	01/24/18	chlorine	01/24/18	\$10.00	\$10.00	30-21-5270	Chemicals	\$7,500.00	\$4,705.53
de05010758-17	01/24/18	chlorine	01/24/18	\$30.00	\$30.00	30-21-5270	Chemicals	\$7,500.00	\$4,705.53
de05010759-17	01/24/18	chlorine	01/24/18	\$30.00	\$30.00	30-21-5270	Chemicals	\$7,500.00	\$4,705.53
de05010798-17	01/24/18	chlorine	01/24/18	\$20.00	\$20.00	30-21-5270	Chemicals	\$7,500.00	\$4,705.53
					\$613.76				
152 BUSINESS CARD, PO BOX 15796, WILMINGTON, DE, 19886-5710									
554464173640817	01/25/18	tools	01/25/18	\$182.96	\$182.96	30-21-5220	Tools	\$2,000.00	\$1,412.81
554996773527960	01/25/18	padlocks	01/25/18	\$94.12	\$94.12	30-21-5240	Expendable Operating S	\$2,200.00	\$1,629.33
554996773627960	01/25/18	supplies for freeze prevention	01/25/18	\$65.42	\$65.42	30-21-5240	Expendable Operating S	\$2,200.00	\$1,629.33
554887273632580	01/25/18	oil change and inspection	01/25/18	\$78.49	\$78.49	30-21-5340	Vehicle M&R	\$3,000.00	\$2,518.06
554996773547960	01/25/18	paint supplies	01/25/18	\$35.61	\$35.61	30-21-5390	Water Lines M&R	\$45,000.00	\$21,882.66
554996773547960	01/25/18	paint supplies	01/25/18	\$8.22	\$8.22	30-21-5390	Water Lines M&R	\$45,000.00	\$21,882.66
554996780047960	01/25/18	galvanized plug	01/25/18	\$2.39	\$2.39	30-21-5390	Water Lines M&R	\$45,000.00	\$21,882.66

Council Approval Report for W/S FIRST NATIONAL BANK--100103081
(Council Approval Report)

Vendor			Description	Due Date	Invoice Amt	Approved Amt	Account Number	Account Description	Budgeted \$	YTD Balance
InvoiceNumber	Date									
554996773617960	01/25/18	Is# 10 repair		01/25/18	\$13.96	\$13.96	30-21-5392	Sewer Lines M&R	\$72,200.00	\$67,340.69
						\$481.17				
160	RICHWOOD V.F.D., , , ,									
january18	01/25/18	contributions for qtr ending 12/31/17		01/25/18	\$5,446.07	\$5,446.07	30-30-2241	Fire Department Donatio	\$0.00	(\$1,797.43)
						\$5,446.07				
161	RICHWOOD BEAUTIFICATION, , , ,									
january18	01/25/18	contributions for qtr ending 12/31/17		01/25/18	\$3,575.03	\$3,575.03	30-30-2242	Beautification Donations	\$0.00	(\$1,181.97)
						\$3,575.03				
354	AQUA METRIC SALES, CO., 4050 FLAT ROCK DRIVE, RIVERSIDE, CA, 92505									
8101100-in	01/25/18	annual maint and support		01/25/18	\$5,304.50	\$5,304.50	30-21-5390	Water Lines M&R	\$45,000.00	\$21,882.66
						\$5,304.50				
514	P C CARE, 221 PARKING WAY, LAKE JACKSON, TX, 77566									
80189--01	01/24/18	it services		01/24/18	\$82.50	\$82.50	30-21-5420	Telephone	\$2,500.00	(\$169.24)
						\$82.50				
861	WELLS FARGO BANK, N.A., NW 6222, P.O. BOX 1450, MINNEAPOLIS, MN, 55485-6222									
rich 15022018	01/25/18	tx tax & rev certificate of obligation		01/25/18	\$32,137.50	\$32,137.50	30-25-5991	RB I&S Series 2004	\$0.00	(\$32,137.50)
						\$32,137.50				
1517	TXU ENERGY, P O BOX 650638, DALLAS, TX, 75265-0638									
054004067143--01	01/24/18	electricity		01/24/18	\$4,103.34	\$4,103.34	30-21-5410	Electricity	\$47,000.00	\$35,806.52
						\$4,103.34				
Total Bills To Pay:						\$122,625.71				

Council Approval Report for FIRST NATIONAL BANK--100103073
(Council Approval Report)

Vendor									
InvoiceNumber	Date	Description	Due Date	Invoice Amt	Approved Amt	Account Number	Account Description	Budgeted \$	YTD Balance
8	AFLAC INSURANCE, 1932 WYNNTON ROAD, COLUMBUS, GA, 31999-0797								
980925	01/30/18	insurance	01/30/18	\$28.06	\$28.06	10-29-2136	Insurance Payable	\$0.00	\$10,165.33
					\$28.06				
45	BEST INSURANCE SERVICE, P.O. BOX 428, LAKE JACKSON, TX, 77566								
january18	01/31/18	notry bonds for mayfield and correia	01/31/18	\$198.00	\$198.00	10-05-5220	Tools	\$1,816.00	\$1,475.00
					\$198.00				
71	CONCORDE CHEMICAL & SUPPLIES, 4318 PERDIDO BAY, KATY, TX, 77450								
13338	01/30/18	Delta Dust Fireant Pesticide	01/30/18	\$660.00	\$660.00	10-02-5270	Chemicals	\$2,000.00	\$1,340.00
13338	01/30/18	Delta Dust Fireant Pesticide	01/30/18	\$660.00	\$660.00	10-08-5270	Chemicals	\$2,000.00	\$1,300.00
13338	01/30/18	Freight	01/30/18	\$40.00	\$40.00	10-08-5270	Chemicals	\$2,000.00	\$1,300.00
					\$1,360.00				
104	GULF COAST PAPER, PO BOX 4227, VICTORIA, TX, 77903								
1441753	01/30/18	case wypall roll towel	01/30/18	\$48.96	\$48.96	10-02-5215	Custodial Supplies	\$700.00	\$651.04
1441753	01/30/18	box urinal block	01/30/18	\$12.14	\$12.14	10-08-5215	Custodial Supplies	\$1,500.00	\$1,015.75
1441753	01/30/18	box clear trash can line .6 mil	01/30/18	\$108.92	\$108.92	10-08-5215	Custodial Supplies	\$1,500.00	\$1,015.75
					\$170.02				
142	PACE, LINDA, , , ,								
january30	01/30/18	travel to FNBLJ	01/30/18	\$27.80	\$27.80	10-01-5130	Training & Travel	\$15,480.00	\$11,722.25
					\$27.80				
155	QUILL CORPORATION, PO BOX 37600, PHILADELPHIA, PA, 91901-0600								
4162108	01/30/18	protector label, end tab labels	01/30/18	\$313.18	\$313.18	10-01-5210	Office Supplies	\$20,936.00	\$11,509.56
					\$313.18				
195	TML - IEBP, PO BOX 732791, DALLAS, TX, 75373-2791								
7071802a	01/31/18	insurance	01/31/18	\$2,993.53	\$2,993.53	10-01-5115	Hospitalization	\$35,932.55	\$20,760.66
7071802a	01/31/18	insurance	01/31/18	\$1,491.22	\$1,491.22	10-02-5115	Hospitalization	\$17,966.28	\$11,208.55
7071802a	01/31/18	insurance	01/31/18	\$5,264.03	\$5,264.03	10-05-5115	Hospitalization	\$80,848.25	\$47,361.47
7071802a	01/31/18	insurance	01/31/18	\$1,487.56	\$1,487.56	10-06-5115	Hospitalization	\$17,966.28	\$10,424.24
7071802a	01/31/18	insurance	01/31/18	\$746.32	\$746.32	10-09-5115	Hospitalization	\$8,983.14	\$5,197.30
7071802a	01/31/18	insurance	01/31/18	\$746.74	\$746.74	10-10-5115	Hospitalization	\$8,983.14	\$5,195.20
7071802a	01/31/18	insurance	01/31/18	\$1,810.46	\$1,810.46	10-29-2136	Insurance Payable	\$0.00	\$10,165.33
					\$14,539.86				
235	WALMART STORES, INC., P.O. BOX 530934, ATLANTA, GA, 30353								
p927300d501twwjh	01/30/18	election binders and office supplies	01/30/18	\$40.03	\$40.03	10-01-5210	Office Supplies	\$20,936.00	\$11,509.56
					\$40.03				
449	CITY OF LAKE JACKSON, 25 OAK DRIVE, LAKE JACKSON, TX, 77566								
29254	09/29/17	dispatch services for 4th qtr 2017	09/29/17	\$10,750.00	\$10,750.00	10-05-5540	Dispatch Services	\$45,000.00	\$2,000.00
29254-	01/30/18	DISPATCH SERVICES - QUARTERLY	01/30/18	\$10,750.00	\$10,750.00	10-05-5540	Dispatch Services	\$45,000.00	\$34,250.00

Council Approval Report for FIRST NATIONAL BANK--100103073
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Vendor										
InvoiceNumber	Date	Description	Due Date	Invoice Amt	Approved Amt	Account Number	Account Description	Budgeted \$	YTD Balance	
					\$21,500.00					
514	P C CARE, 221 PARKING WAY, LAKE JACKSON, TX, 77566									
80403	01/30/18	it services	01/30/18	\$82.50	\$82.50	10-01-5550	Information Technology S	\$20,726.00	\$19,910.95	
					\$82.50					
1135	GONZALES, MARCYE, , , ,									
january18-	01/31/18	travel to po and fnblj	01/31/18	\$7.09	\$7.09	10-01-5130	Training & Travel	\$15,480.00	\$11,722.25	
					\$7.09					
1142	C & S JANITORIAL SERVICES, INC., 6611 THEALL ROAD, HOUSTON, TX, 77066									
27436	01/30/18	janitorial for february	01/30/18	\$275.00	\$275.00	10-01-5310	Building & Grounds M&R	\$15,000.00	\$12,106.42	
					\$275.00					
1220	DAHILL, P.O. BOX 205354, DALLAS, TX, 75320-5354									
in1496101	01/30/18	printers	01/30/18	\$190.26	\$190.26	10-01-5210	Office Supplies	\$20,936.00	\$11,509.56	
in1496101	01/30/18	printers	01/30/18	\$97.00	\$97.00	10-06-5210	Office Supplies	\$5,200.00	\$4,231.25	
					\$287.26					
1316	DE LAGE LANDEN FINANCIAL SERVICES, INC., PO BOX 41602, PHILADELPHIA, PA, 19101-1602									
57886955	01/30/18	copiers	01/30/18	\$395.15	\$395.15	10-01-5935	Equipment - Time Paymer	\$4,800.00	\$3,219.40	
57885921	01/30/18	copier	01/30/18	\$167.76	\$167.76	10-05-5935	Equipment - Time Paymer	\$1,613.00	(\$436.63)	
					\$562.91					
1357	CHASTANG FORD, INTERSTATE BILLING SERVICE, P.O. BOX 2208, DECATUR, AL, 35609-2208									
212695	01/30/18	repair 06 f-650 dump truck fuel line brake and lighting	01/30/18	\$3,696.95	\$3,696.95	10-02-5340	Vehicle M&R	\$6,000.00	\$523.44	
					\$3,696.95					
1473	GARCIA, KIRSTEN, , , ,									
january18	01/30/18	travel and meals for court training	01/30/18	\$124.17	\$124.17	10-06-5130	Training & Travel	\$2,500.00	\$185.47	
					\$124.17					
1484	OMNIBASE SERVICES OF TEXAS, LP, P.O. BOX 421449, HOUSTON, TX, 77242									
417-111020	01/30/18	failure to appear program	01/30/18	\$84.00	\$84.00	10-29-2140	Municipal Court Costs	\$0.00	(\$2,380.79)	
					\$84.00					
1504	CANTU, GIANI, , , ,									
january18	01/30/18	travel pay to FNBLJ	01/30/18	\$38.20	\$38.20	10-01-5130	Training & Travel	\$15,480.00	\$11,722.25	
january18-	01/30/18	travel pay to training	01/30/18	\$342.40	\$342.40	10-01-5130	Training & Travel	\$15,480.00	\$11,722.25	
					\$380.60					
1551	LOPEZ, UBER, 2001 BRAZOSPORT BLVD. N #245, FREEPORT, TX, 77541									
january18	01/31/18	deposit refund	01/31/18	\$100.00	\$100.00	10-29-2133	Facility Rental Deposits	\$0.00	(\$900.00)	
					\$100.00					

City of Richwood
Council Approval Report for FIRST NATIONAL BANK--100103073
(Council Approval Report)

Vendor										
InvoiceNumber	Date	Description	Due Date	Invoice Amt	Approved Amt	Account Number	Account Description	Budgeted \$	YTD Balance	
1552	ZAVALA, DOROTHY, , , ,									
january18	01/31/18	travel and meals for judge's training	01/31/18	\$316.95	\$316.95	10-06-5130	Training & Travel	\$2,500.00	\$185.47	
					\$316.95					
1553	PERMENTER, BRIANNA, 6127 FOX RIDGE DRIVE, ANGLETON, TX, 77515									
january18	01/31/18	deposit refund	01/31/18	\$100.00	\$100.00	10-29-2133	Facility Rental Deposits	\$0.00	(\$900.00)	
					\$100.00					
1554	GUTIERREZ, ARACELI, 425 E. RIVER DRIVE, CLUTE, TX, 77531									
JANUARY18	01/31/18	deposit refund	01/31/18	\$100.00	\$100.00	10-29-2133	Facility Rental Deposits	\$0.00	(\$900.00)	
					\$100.00					
Total Bills To Pay:					\$44,294.38					

City of Richwood
Council Approval Report for W/S FIRST NATIONAL BANK--100103081
(Council Approval Report)

Vendor									
InvoiceNumber	Date	Description	Due Date	Invoice Amt	Approved Amt	Account Number	Account Description	Budgeted \$	YTD Balance
195	TML - IEBP, PO BOX 732791, DALLAS, TX, 75373-2791								
7071802a--01	01/31/18	insurance	01/31/18	\$2,984.95	\$2,984.95	30-21-5115	Hospitalization	\$53,188.55	\$37,728.72
7071802a--01	01/31/18	insurance	01/31/18	\$961.76	\$961.76	30-30-2136	Insurance Payable	\$0.00	\$2,152.09
					\$3,946.71				
1220	DAHILL, P.O. BOX 205354, DALLAS, TX, 75320-5354								
in1496101--01	01/30/18	printer	01/30/18	\$103.26	\$103.26	30-21-5210	Office Supplies	\$6,000.00	\$3,748.76
					\$103.26				
1259	BANCORPSOUTH EQUIPMENT FINANCE, P.O. BOX 3488, DEPT# 05-138, TUPELO, MS, 38803-3488								
638081	01/31/18	WATER METERING EQUIPMENT	01/31/18	\$73,790.55	\$73,790.55	30-21-5505	Lease expense	\$137,252.00	(\$4,941.05)
					\$73,790.55				
1555	PEREZ, IVETTE, 109 BLUEBIRD CT., RICHWOOD, TX, 77531								
JANUARY18	01/31/18	WATER DEPOSIT REFUND	01/31/18	\$2.02	\$2.02	30-30-2220	Customer Meter Deposits	\$0.00	(\$123,420.00)
					\$2.02				
Total Bills To Pay:					\$77,842.54				

MEMORANDUM

To: The Honorable Mark Guthrie, Mayor and Members of the Richwood City Council

From: Michael Coon, City Manager

Date: February 9, 2018

Subject: Public Hearing on request to rezone Lots 26-5, Block 7 and Lots 1-11, Block 17 of Glenwood Bayou Subdivision from R-1, Single Family to R-1A, Single Family Zero Lot Line. Said property being the undeveloped property located between by Wisteria Street, Oyster Creek Drive and Yaupon Street

During the first public hearing for the rezoning there was some discussion about making sure the development would have appropriately sized detention ponds and drainage infrastructure. The preliminary plans for the proposed development included about 1.82-acre feet of storage in the detention ponds, which did not meet the same detention requirements that were placed upon the Creek Bend Subdivision.

This week, the engineer for the Magnolia project submitted a proposal for the detention proposed retention of about 2.76-acre feet. This new proposal does appear to be in line with the requirements imposed upon the other development.

Planning Dec 11
Council Jan 8



1800 Brazosport Blvd
Richwood, TX 77531
(979)265-2082 (979)265-7345 (fax)

APPLICATION FOR ZONING CHANGE REQUEST

PLEASE NOTE: The following questions must be answered completely. If additional space is needed, attach extra pages to the application. Contact the City of Richwood at (979) 265-2082 for clarification of terms or for specific zone district requirements.

DATA ON APPLICANT AND OWNER:

Name: Nehi Trading LLC Date: 11-21-2017
Address: 2226 Blue Rose Drive, Missouri City, Texas 77459
Home Phone: 281-433-5858 Business Phone: 281-433-5858

SUBJECT PROPERTY:

Address of property in question: Magnolia Street East of Oyster Creek Drive
Legal Description of property: Lots 1-11 and Lots 26-35 Glenwood Bayou
Current Zone: R-1
Zone being requested: R-1A; single family residence, Zone lot lines

PURPOSE OF THE RE-ZONE (be specific): Build one story 3 bedrooms,
2 baths, 2 car garages homes on 55' lots

Application for Zoning Request

I (we) certify that all of the above statements and the statements contained in any papers or plans submitted herewith are true and accurate to the best of my knowledge and belief. I also hereby give permission for the members of the City of Richwood Board of Adjustments and City Staff to access the property in question for the purpose of gathering information to make an informed decision on this request.

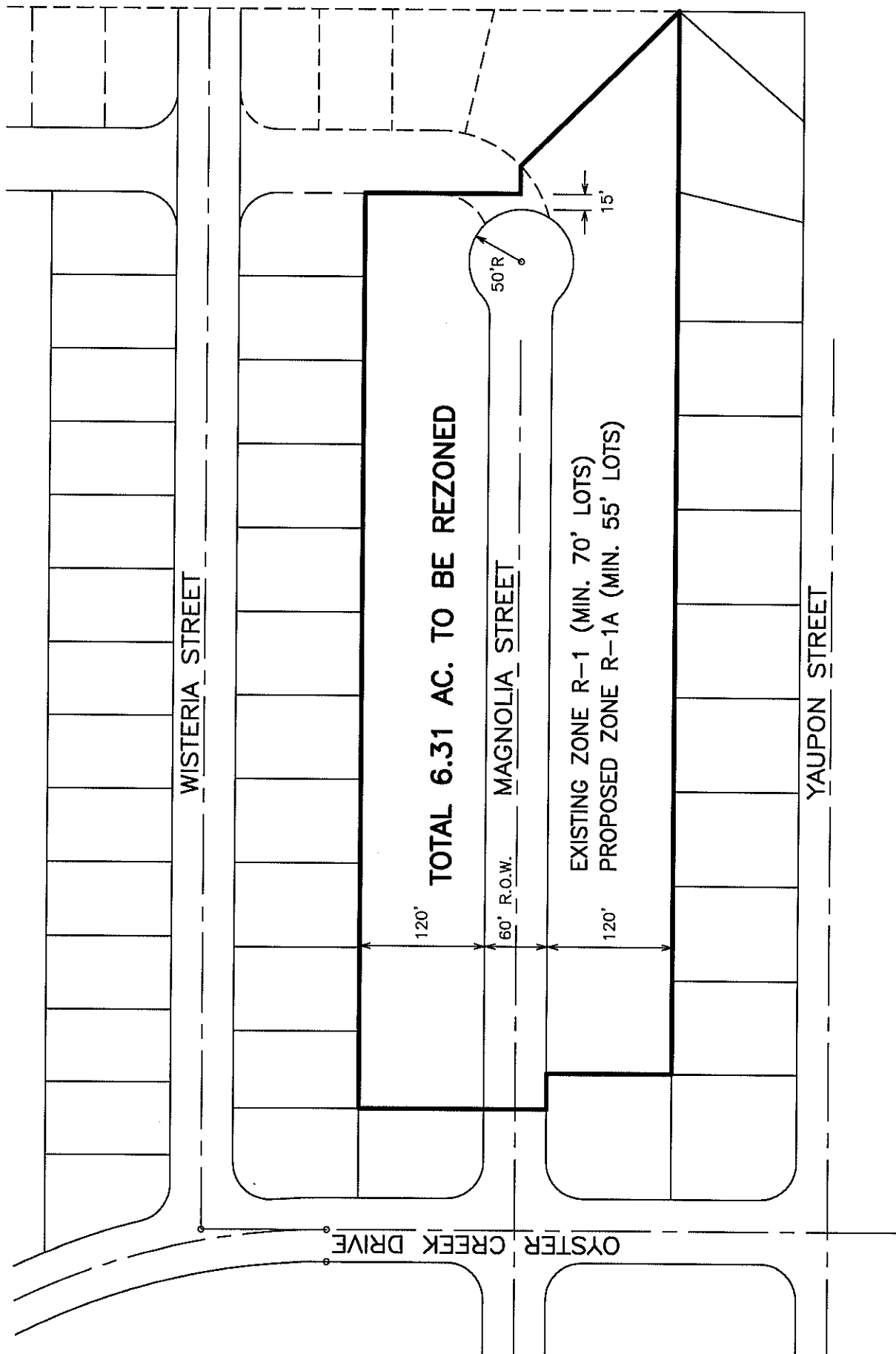
NCHI TRADING LLC
Name of Applicant

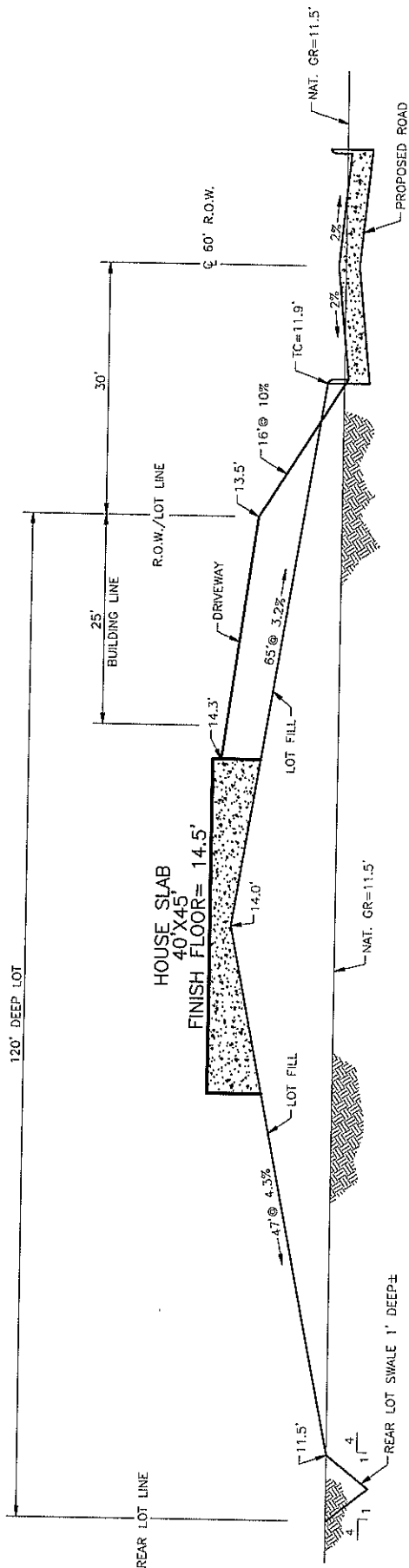

Signature of Applicant

11-21-2017
Date

IMPORTANT:

A drawing, including all dimensions and structures, must be attached along with the applicable fee, to be considered. Failure to include both will result in automatic denial of application.





LOOKING EAST

MAGNOLIA STREET TYPICAL LOT FILL

FINNISH FLOOR ELEVATION = 14.5'
FUTURE B.F.E. = 13.5'

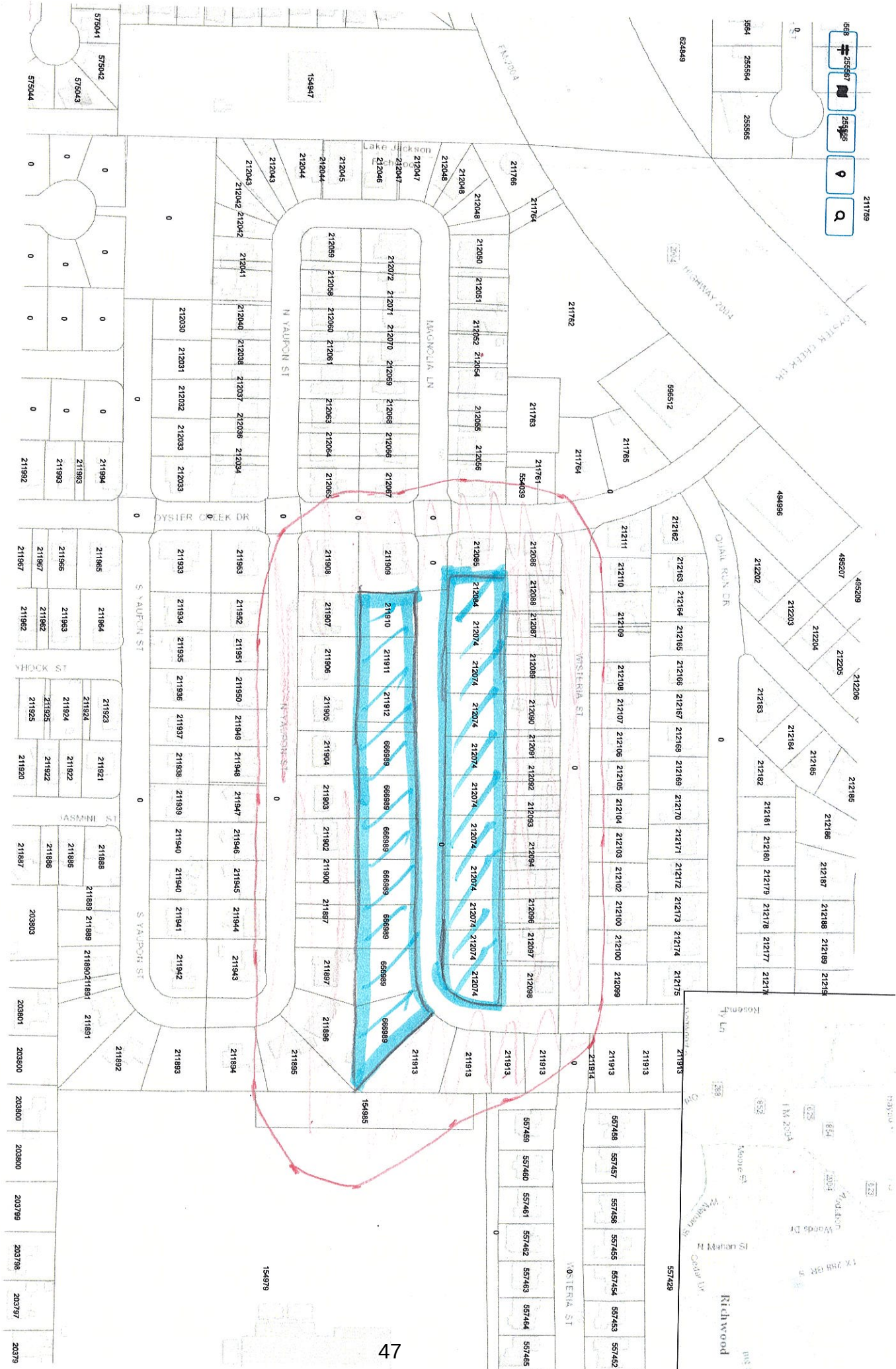
SCALE:
HORZ: 1" = 20'
VERT: 1" = 4'



300 E. Cedar, Angleton, TX 77515
Phone # 979-849-6681
www.BakerLawson.com
TBPLS Licensed Surveying
Firm No. 10052500

211769

5684 255564 255565
 568449



Property Address	Owner	
154979	BRAZOSPORT ISD	
154985 100 GLENFOREST DR	BRAZOSPORT ISD	
211761	CITY OF RICHWOOD	
211764	CITY OF RICHWOOD	
211894 302 N YAUPON ST	BRYANT LEE E	
211895 306 N YAUPON ST	GILBERT DAVID & MARLA	
211896 310 N YAUPON ST	MCGEE DANIEL & LAUREN	
211897 314 N YAUPON ST	HOWARD BENNY	
211900 N YAUPON ST	GULF FREEWAY TRUST	
211901 N YAUPON ST	BEASLEY (SCHMIDT) KELLI M	
211902 326 N YAUPON ST	WALKUP BRENDA M REVOCABLE LIVING TRUST	
211903 402 N YAUPON ST	O'NEILL JOHN & ANNETTE	
211904 406 N YAUPON ST	PHILLIPS CURTIS L	
211905 410 N YAUPON ST	SEDILLO VERONICA ANN & JOSE ALBERTO RODRIGUEZ	
211906 414 N YAUPON ST	WILSON ROBERT E JR	
211907 418 N YAUPON ST	MANCUSO FRANCIS H JR	
211908 422 N YAUPON ST	STUTZMAN ROLLIN JOSEPH & DALIA G	
211909 423 MAGNOLIA	MESSICK JEANETTE	
211910 MAGNOLIA	NCHI TRADING	
211911 MAGNOLIA	NCHI TRADING	
211912 MAGNOLIA	NCHI TRADING	
211913 MAGNOLIA	CITY OF RICHWOOD	
211914 WISTERIA	CITY OF RICHWOOD	
211914 WISTERIA	CITY OF RICHWOOD	
211943 303 N YAUPON ST	AGUILAR GILBERT MATA	
211944 307 N YAUPON ST	ENNIS AARON E	
211945 311 N YAUPON ST	HARPER ROGER W & WREN PRATT	
211946 315 N YAUPON ST	RIVAS MICHAEL ANTHONY & SYLVIA LAFAYE	
211947 403 N YAUPON ST	REED FRANCES M	
211948 407 N YAUPON ST	CROSS ALLEN A	
211949 411 N YAUPON ST	KARL JAMES C	
211950 415 N YAUPON ST	MURRAY BRENDA KAY	
211951 419 N YAUPON ST	CATALENA MARK ALLEN	
211952 423 N YAUPON ST	PENA ALBERT	
211953 427 N YAUPON	PETTIT FAMILY TRUST	
212056 506 MAGNOLIA LN	RHOADES DUSTIN ALAN	
212057 502 MAGNOLIA LN	WALDEN CARL D	
212065 502 N YAUPON ST	NEWSOM DUSTIN A	
212067 503 MAGNOLIA	DAIGLE JESSE M	

212074	MAGNOLIA	NCHI TRADING	
212084	MAGNOLIA	NCHI TRADING	
212085	430 MAGNOLIA	DANFORD AMANDA & RUSTIN V	
212086	425 WISTERIA	DOYLE BRIAN CALEY & MALLORY P	
212087	423 WISTERIA	GREEN LAWRENCE D JR & DENISE MILLER	
212088	421 WISTERIA	LEWIS ROY L	
212089	413 WISTERIA	HANKS RASHAWN D	
212090	409 WISTERIA	PROPERTY OWNER	
212091	405 WISTERIA	NAVA JUAN & NORMA	
212092	407 WISTERIA	CORTEZ TANYA MEHL	
212093	403 WISTERIA	DOSKOCIL LEONARD	
212094	317 WISTERIA	BORGER JUDITH FANTT	
212095	319 WISTERIA	JORDAN ROBERT F & JESSIE LEE	
212096	315 WISTERIA	FISHER JAMES M & KRISTI S	
212097	311 WISTERIA	LOZANO MARIA B	
212098	303 WISTERIA	KLUGE BARRY D	
212099	WISTERIA	SIMMONS ALAN	
212100	306 WISTERIA	PROPERTY OWNER	
212102	314 WISTERIA	TIMAEUS ERIC CURTIS	
212103	318 WISTERIA	TAYLOR MARCUS	
212104	322 WISTERIA	WADE VICTOR ROBERT	
212105	402 WISTERIA	CEBALLOS OSCAR & MARTHA PORTALES	
212106	406 WISTERIA	BAILEY CASSANDRA D	
212107	410 WISTERIA	COGER CHARLENE	
212108	414 WISTERIA	SCHOCKMEL BERNADINE MARIE	
212109	422 WISTERIA	KNOCKNINNY HILL	
212110	426 WISTERIA	BRYAN ANNA JEANNE	
212111	430 WISTERIA	RESURIZ ROBERT	
554039		SWATI MOHAMMAD A & TAHIRA	
666989	MAGNOLIA	NCHI TRADING	



1800 Brazosport Blvd N
Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

BRAZOSPORT ISD
PO BOX Z
FREEPORT, TX 77542-1926

Dear Sir or Madam,

Notice is hereby given that a Public Hearing will be held before the City Council of the City of Richwood for the purpose of re-zoning Lots 26 through 35, Block 7 and Lots 1 through 11, Block 17, Glenwood Bayou Subdivision. The lots in question are currently zoned R-1, Single Family and are undeveloped. The request is to rezone the property as R-1A, Single Family Zero Lot Line or Patio Homes. This rezone is being requested by NCHI Trading LLC. The property is shown on the public notice printed on the back of this letter.

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If you have any questions or concerns, please feel free to contact me at 979-265-2082. My email is gcantu@richwoodtx.gov

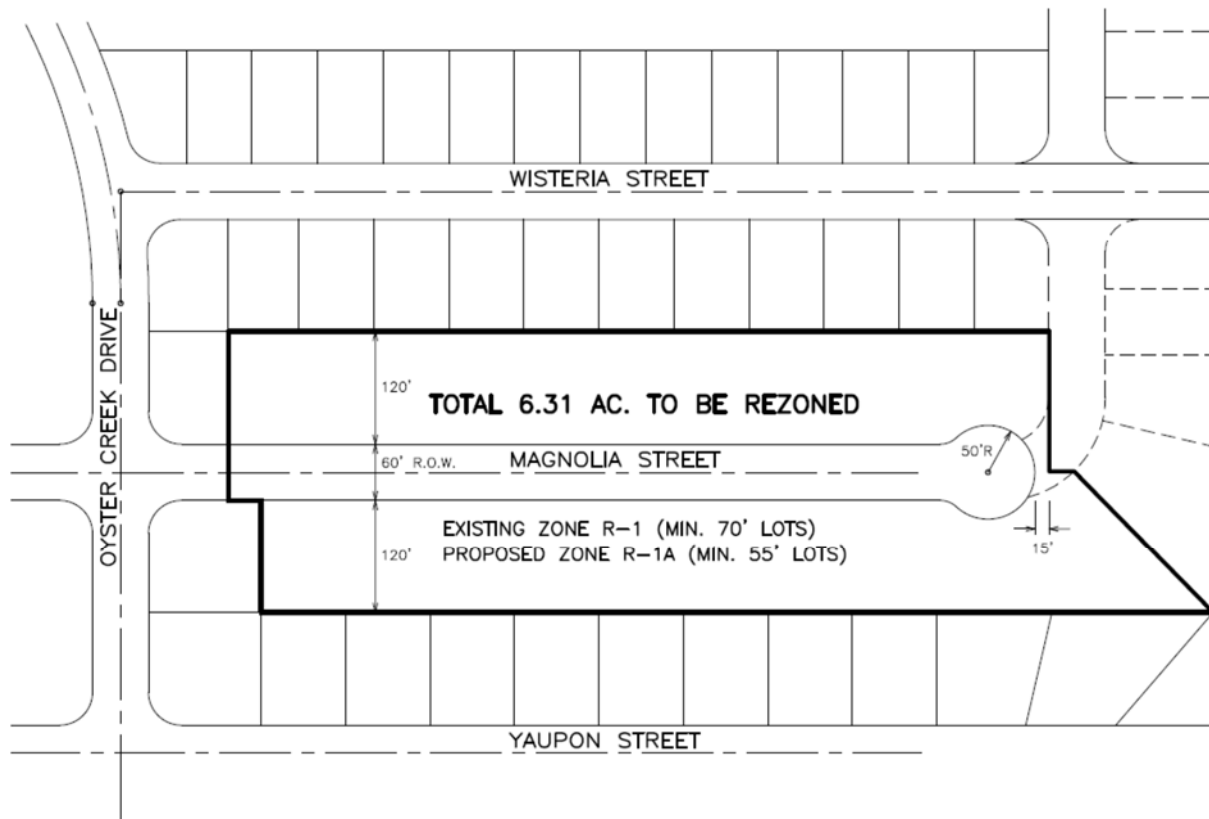
Sincerely,

Giani Cantu
City Secretary/Finance Director

(See Public Notice on back)

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Michael Coon
City Manager



1800 Brazosport Blvd N
Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

BRYANT LEE E
302 N YAUPON ST
RICHWOOD, TX 77531-2223

Dear Sir or Madam,

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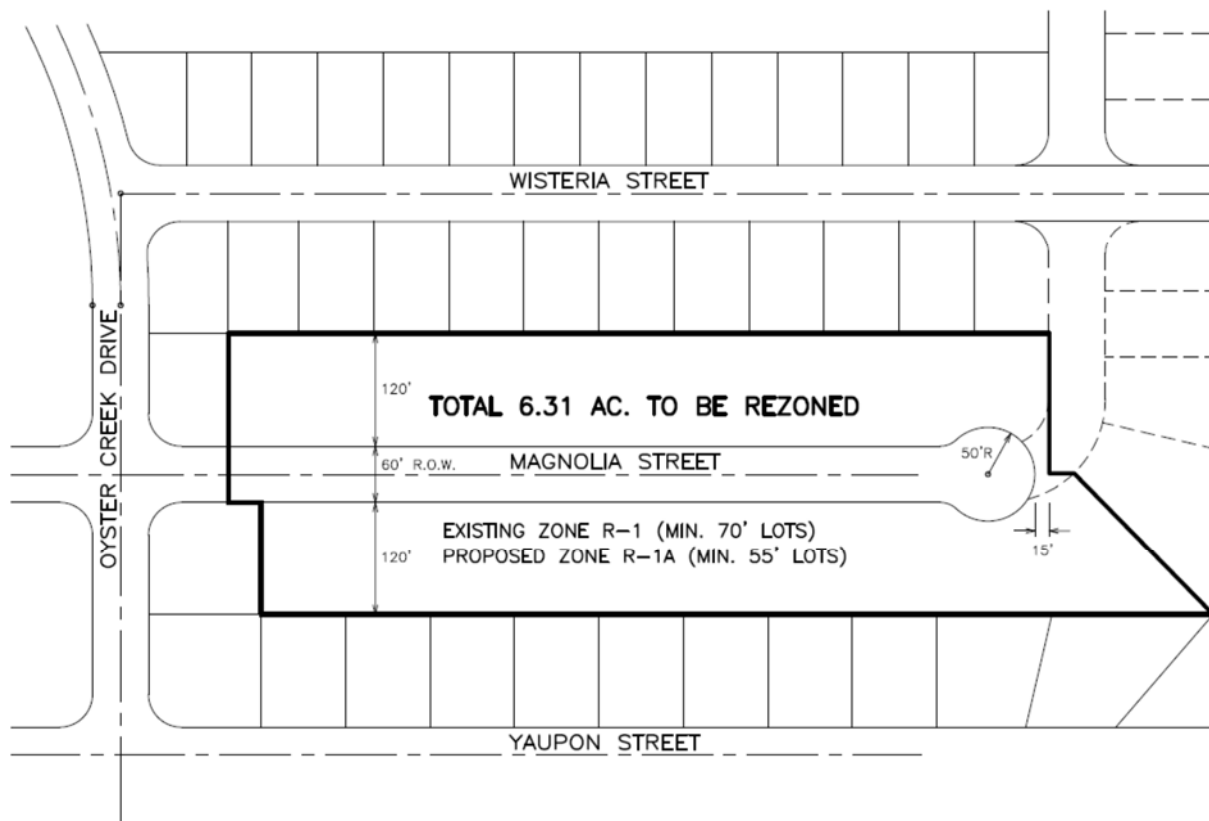
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Michael Coon
City Manager



1800 Brazosport Blvd N
Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

GILBERT DAVID & MARLA
306 N YAUPON STREET
RICHWOOD, TX 77531-2223

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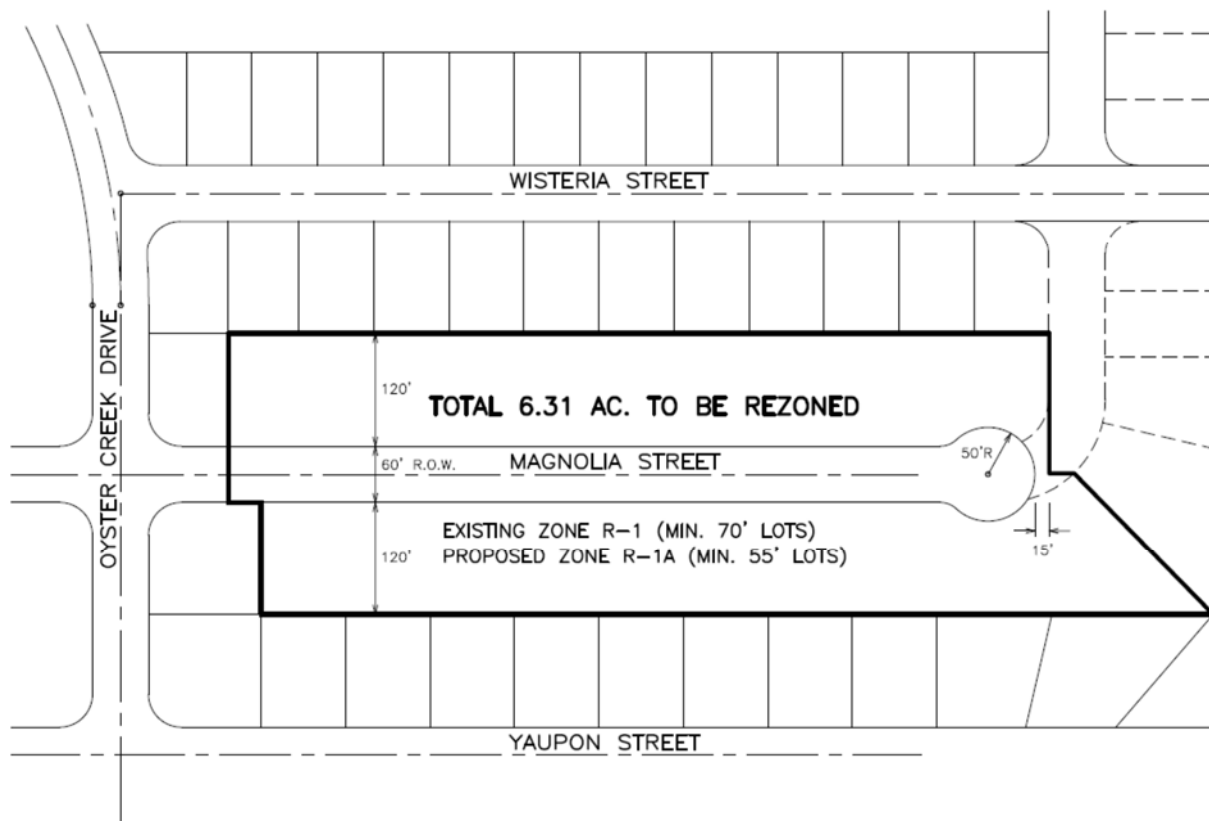
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Michael Coon
City Manager



1800 Brazosport Blvd N
Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

MCGEE DANIEL & LAUREN
310 N YAUPON ST
RICHWOOD, TX 77531-2223

Dear Sir or Madam,

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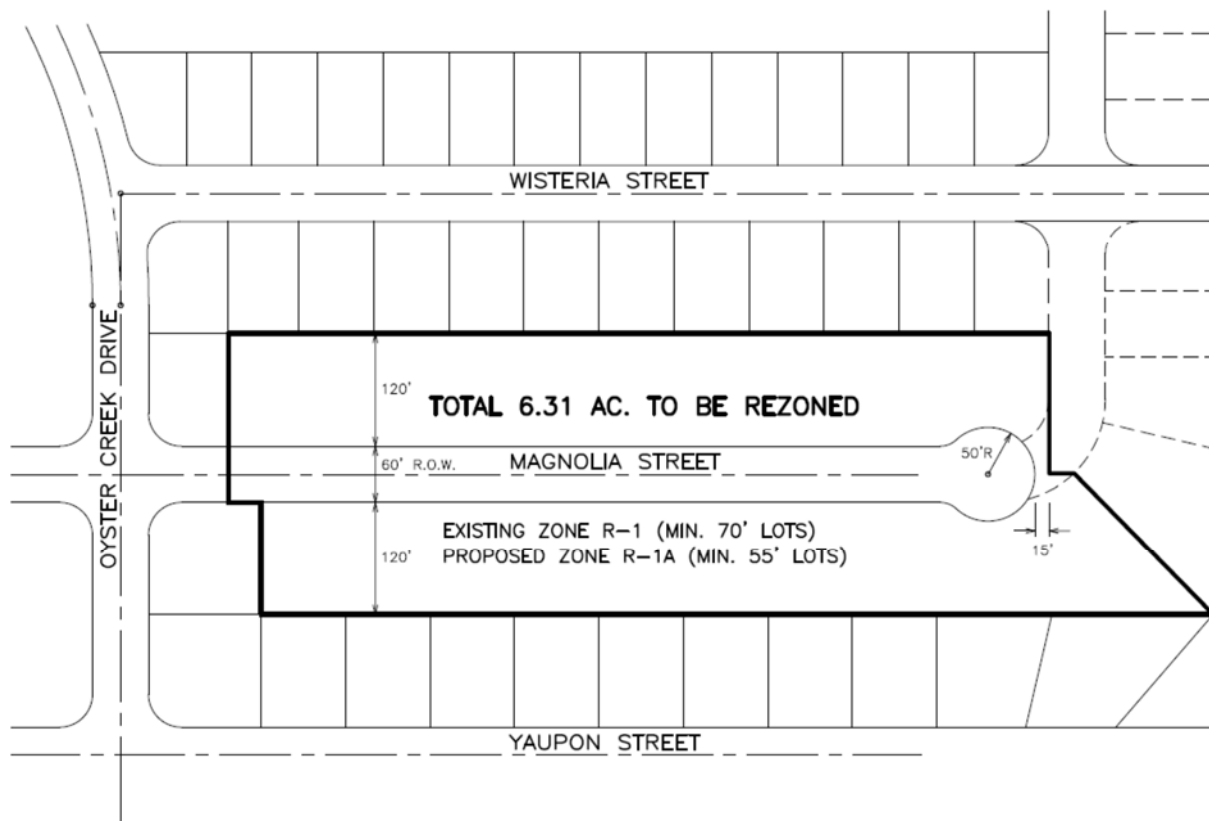
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Michael Coon
City Manager



1800 Brazosport Blvd N
Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

HOWARD BENNY
314 N YAUPON ST
RICHWOOD, TX 77531-2223

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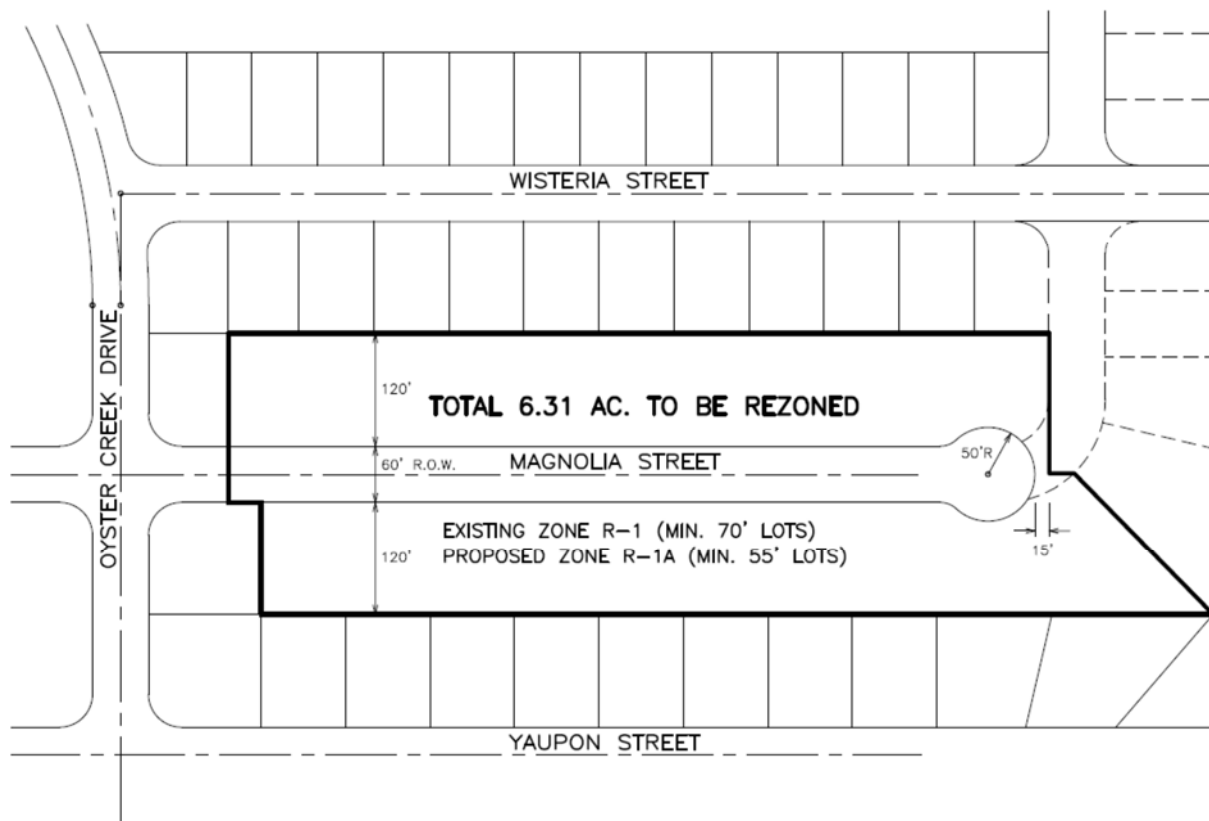
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Michael Coon
City Manager



1800 Brazosport Blvd N
Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

GULF FREEWAY TRUST
% JENNIFER PINE
10220 MEMORIAL DR #112
HOUSTON, TX 77024-3231

Dear Sir or Madam,

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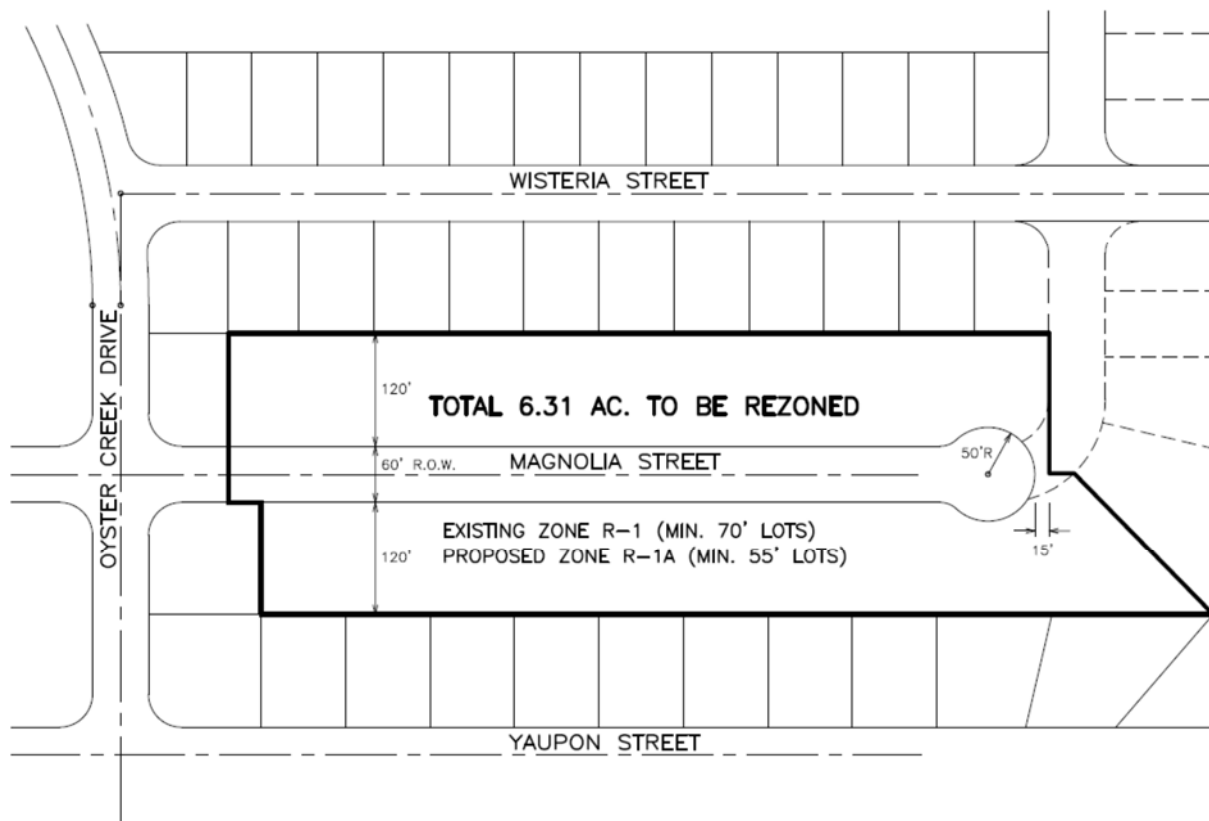
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Michael Coon
City Manager



1800 Brazosport Blvd N
Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

BEASLEY (SCHMIDT) KELLI M
28 N MOSSROCK RD
SPRING, TX 77380-1846

Dear Sir or Madam,

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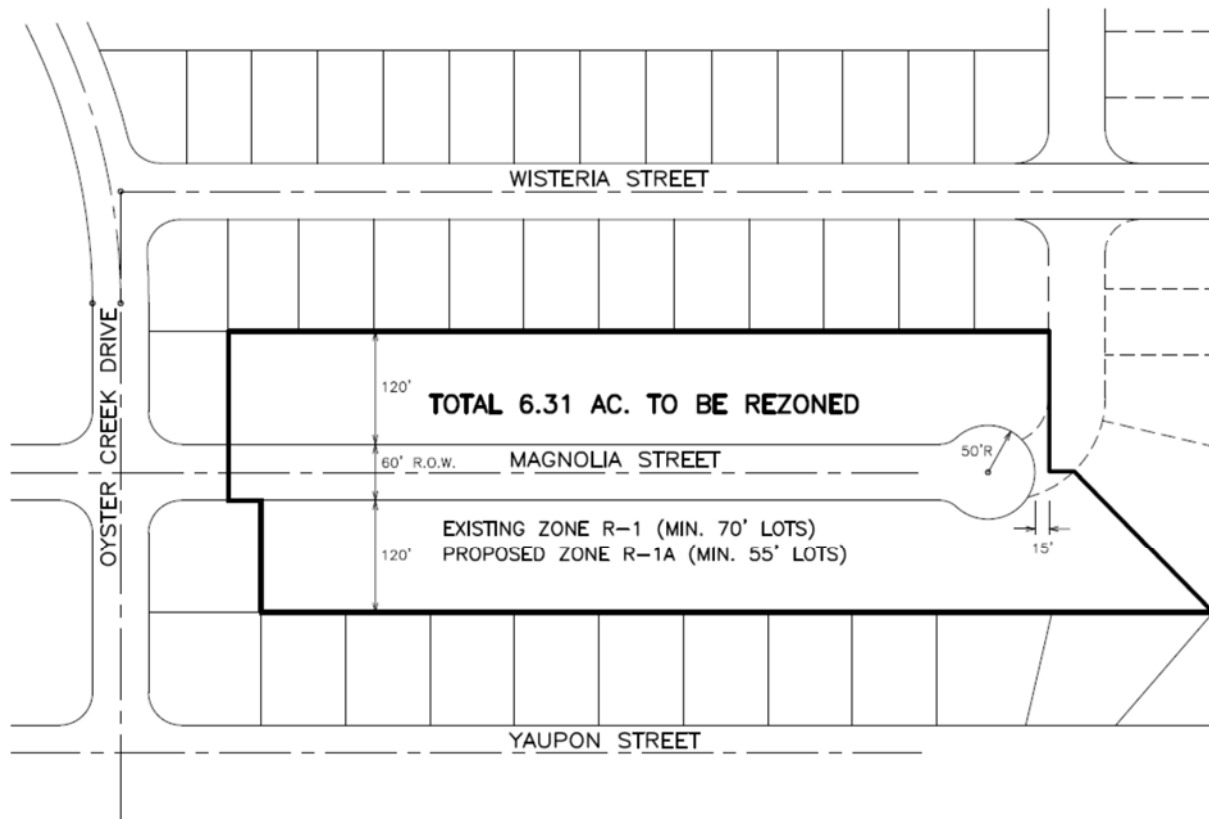
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Michael Coon
City Manager



1800 Brazosport Blvd N
Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

WALKUP BRENDA M REVOCABLE LIVING TRUST
326 N YAUPON ST
RICHWOOD, TX 77531-2223

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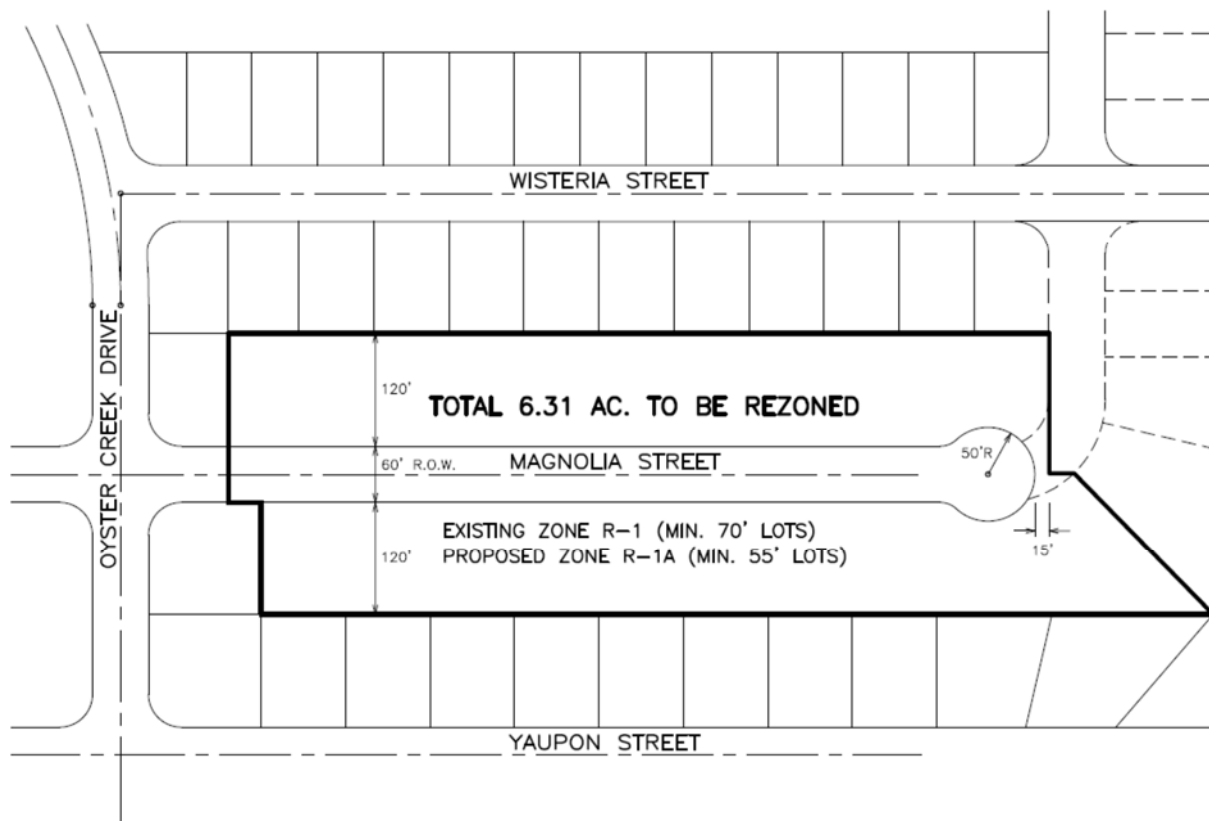
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Michael Coon
City Manager



1800 Brazosport Blvd N
Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

O'NEILL JOHN & ANNETTE
402 N YAUPON ST
RICHWOOD, TX 77531-2223

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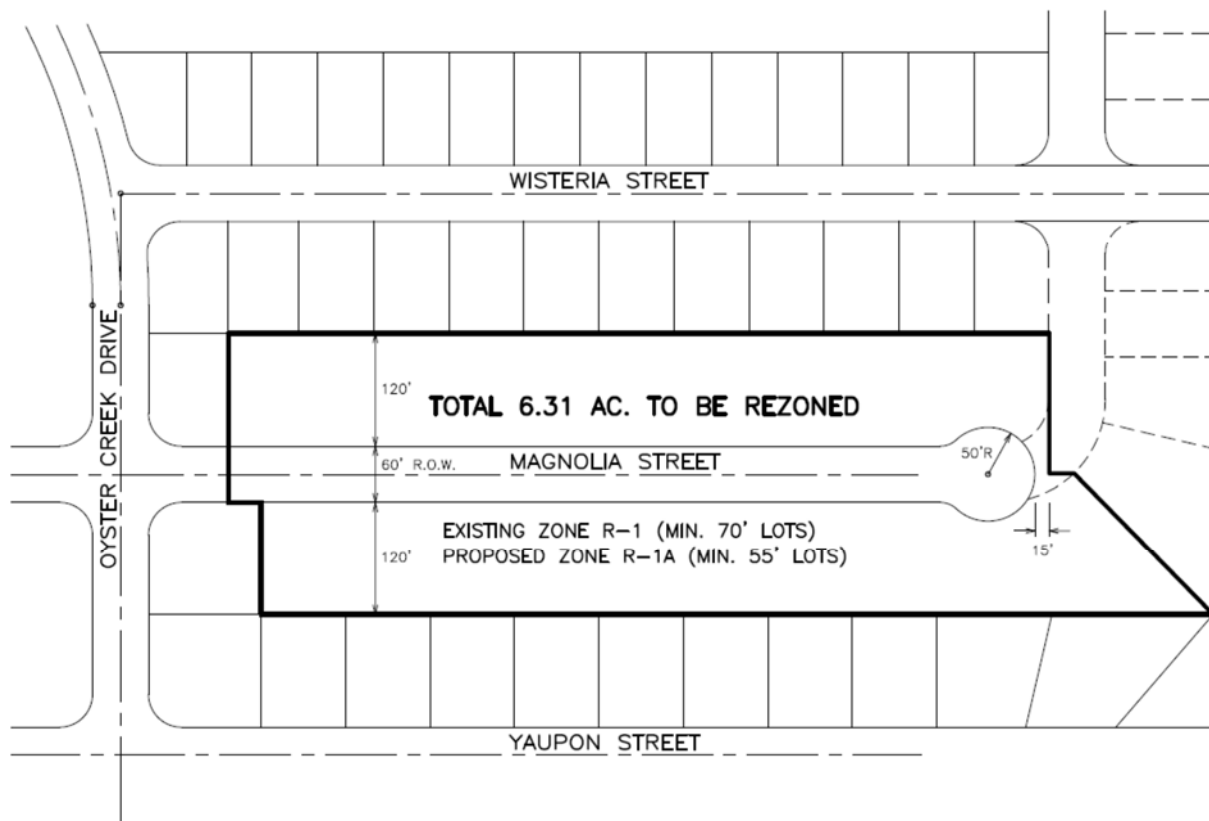
Sincerely,

Giani Cantu
City Secretary/Finance Director

(See Public Notice on back)

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Phone 979-265-2082
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January 11, 2018

PHILLIPS CURTIS L
406 N YAUPON ST
RICHWOOD, TX 77531-2223

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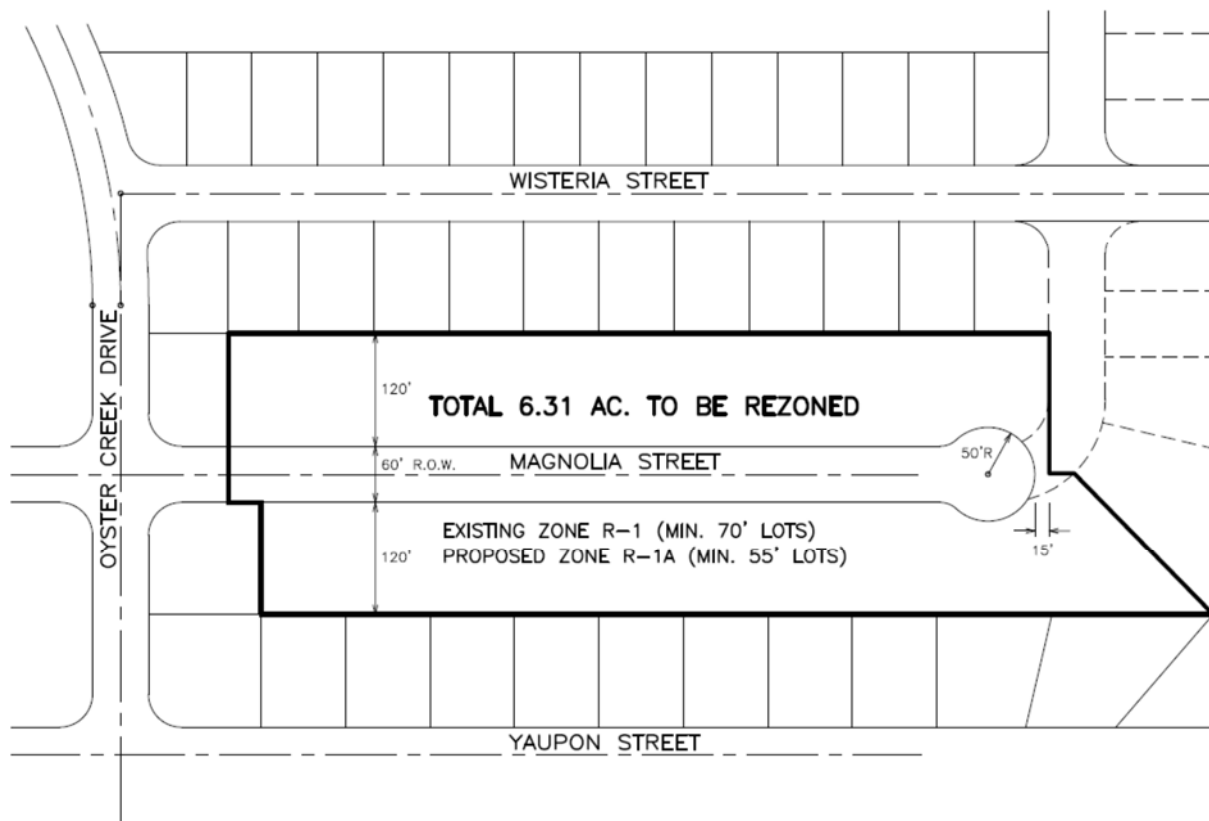
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City Manager



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Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

SEDILLO VERONICA ANN & JOSE ALBERTO RODRIGUEZ
410 N YAUPON ST
RICHWOOD, TX 77531-2223

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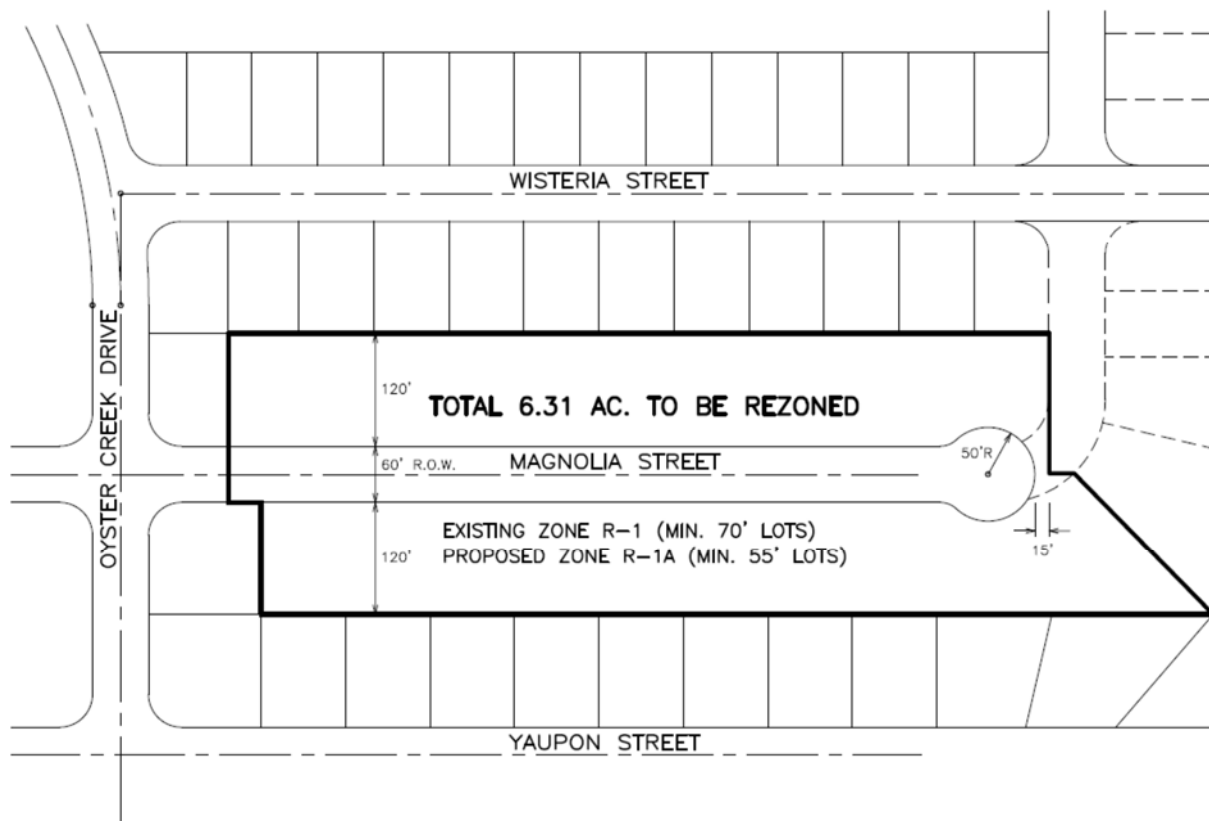
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Michael Coon
City Manager



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Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

WILSON ROBERT E JR
414 N YAUPON ST
RICHWOOD, TX 77531-2223

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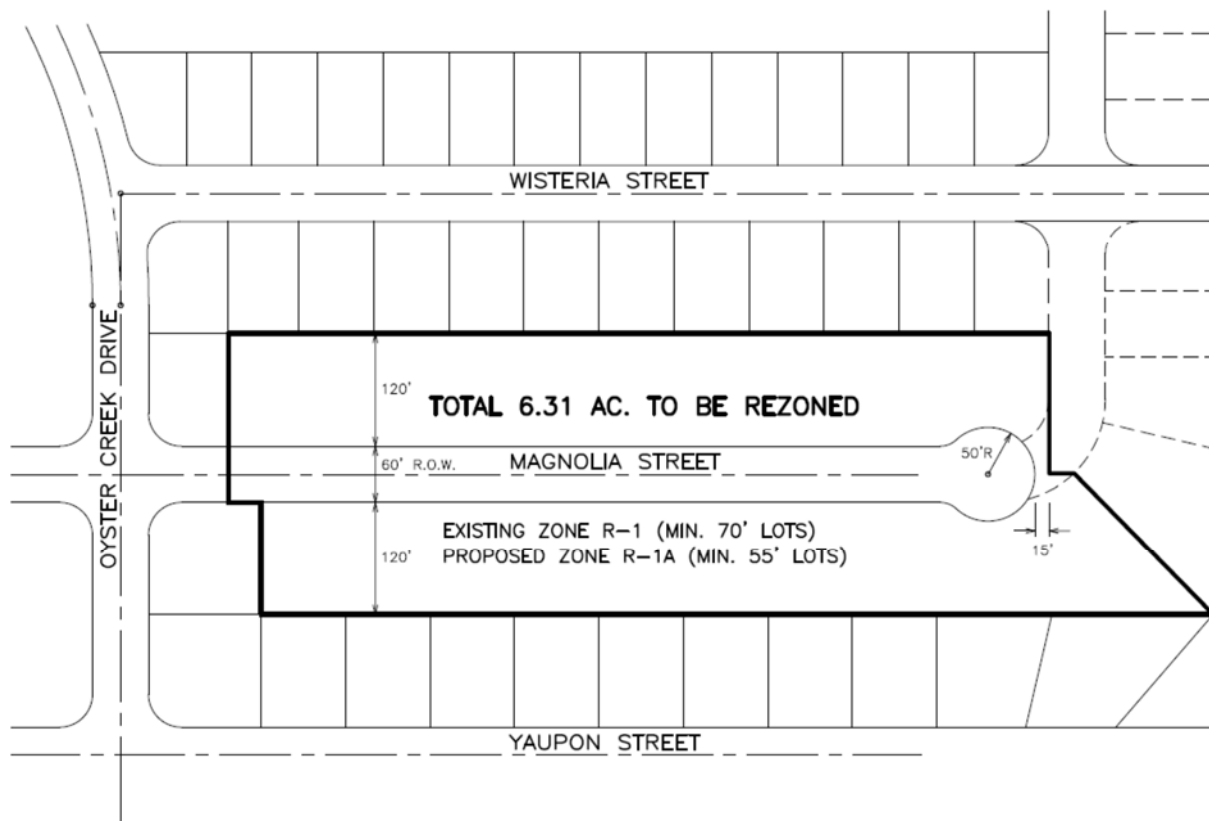
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Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

MANCUSO FRANCIS H JR
PO BOX 304
CLUTE, TX 77531-0304

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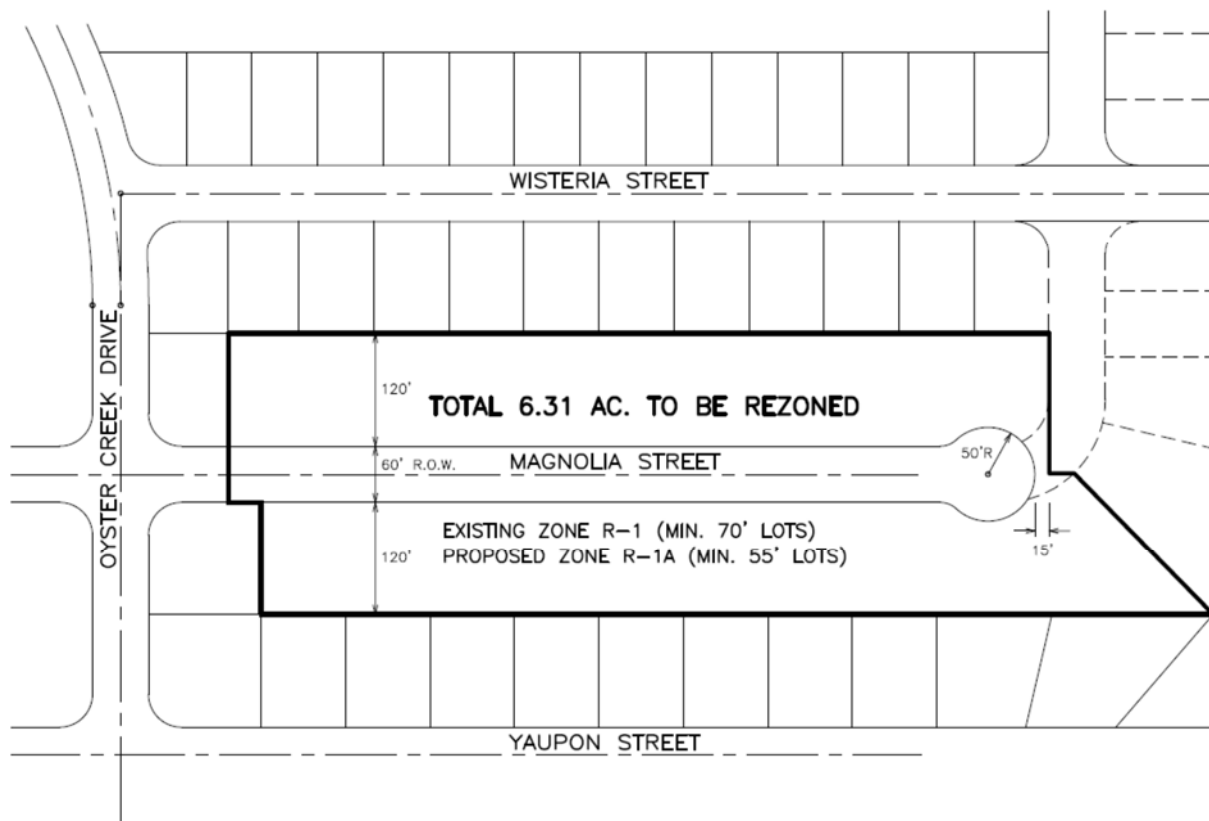
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Michael Coon
City Manager



1800 Brazosport Blvd N
Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

STUTZMAN ROLLIN JOSEPH & DALIA G
422 N YAUPON ST
RICHWOOD, TX 77531-2223

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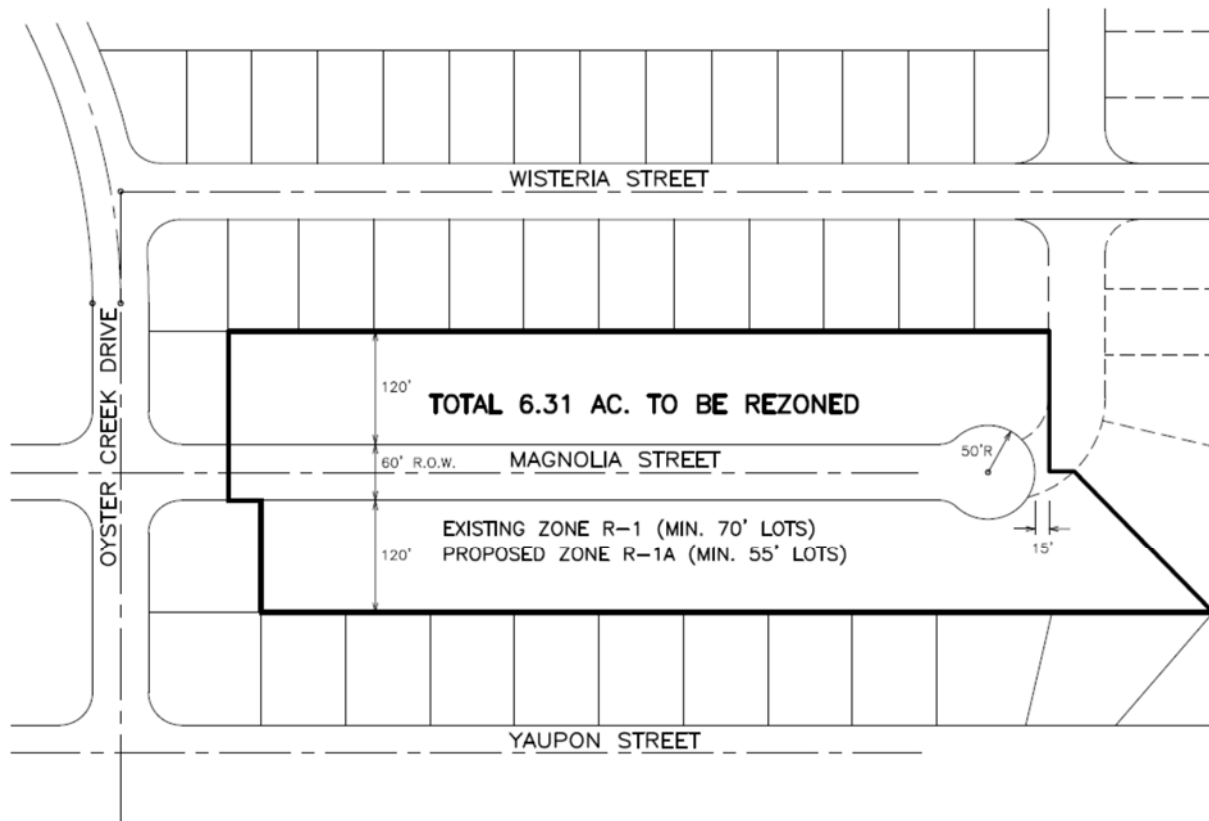
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Phone 979-265-2082
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January 11, 2018

MESSICK JEANETTE
423 MAGNOLIA
RICHWOOD, TX 77531-2223

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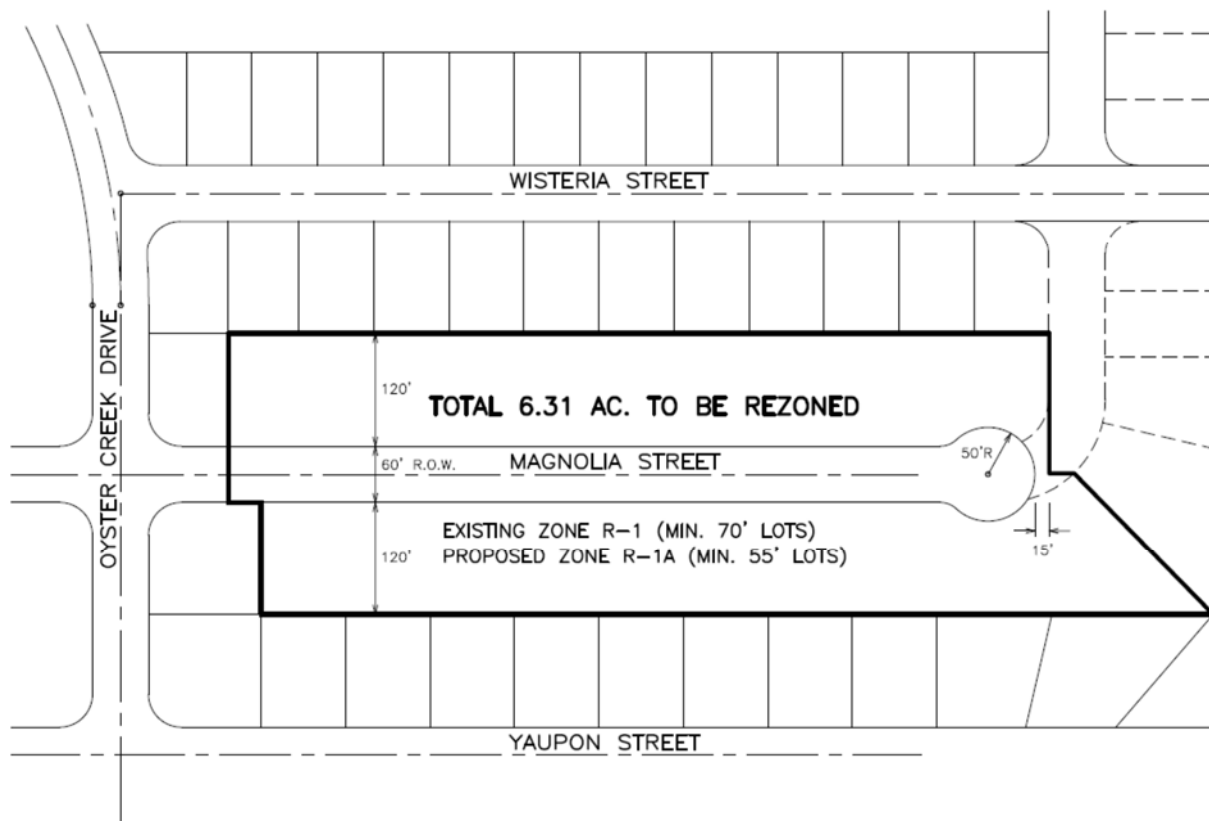
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Richwood, Texas 77531
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January 11, 2018

NCHI TRADING
2226 BLUE ROSE DR
MISSOURI CITY, TX 77459

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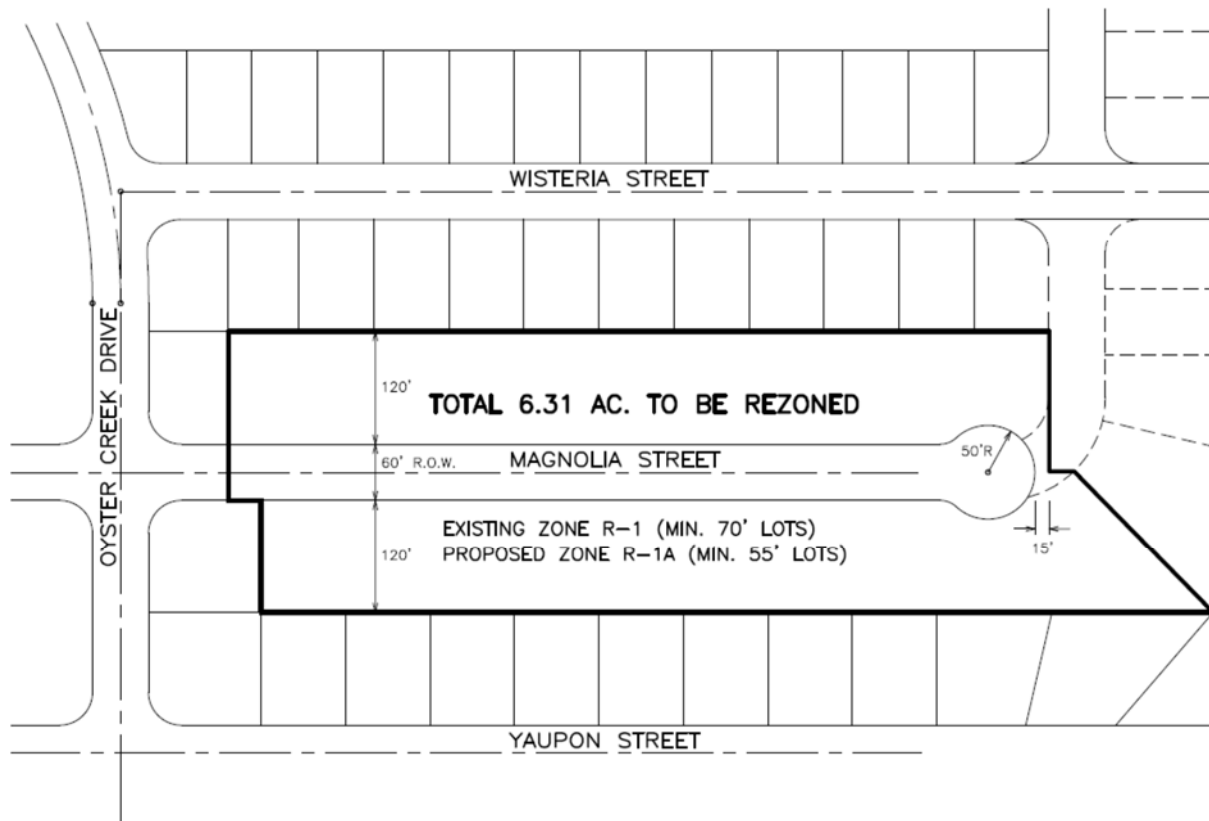
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January 11, 2018

AGUILAR GILBERT MATA
303 N YAUPON ST
RICHWOOD, TX 77531-2223

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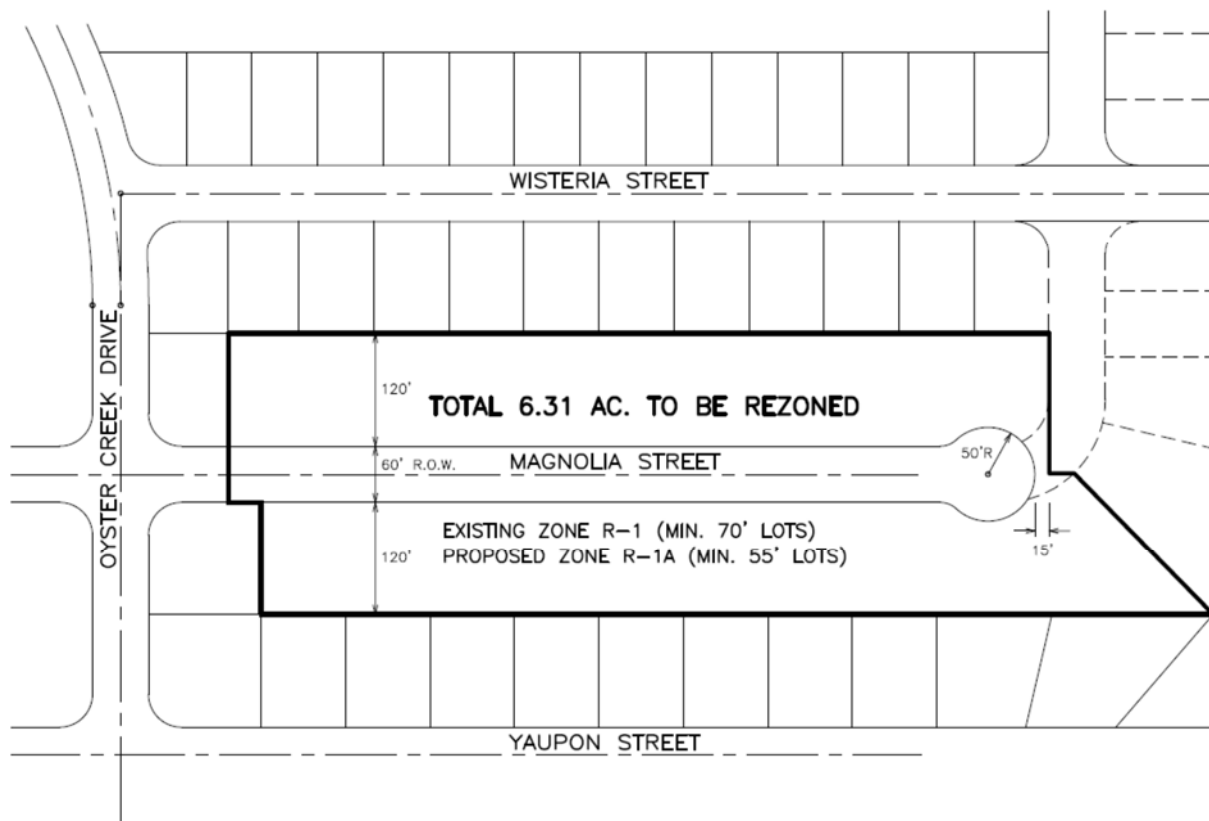
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January 11, 2018

ENNIS AARON E
307 N YAUPON ST
RICHWOOD, TX 77531-2223

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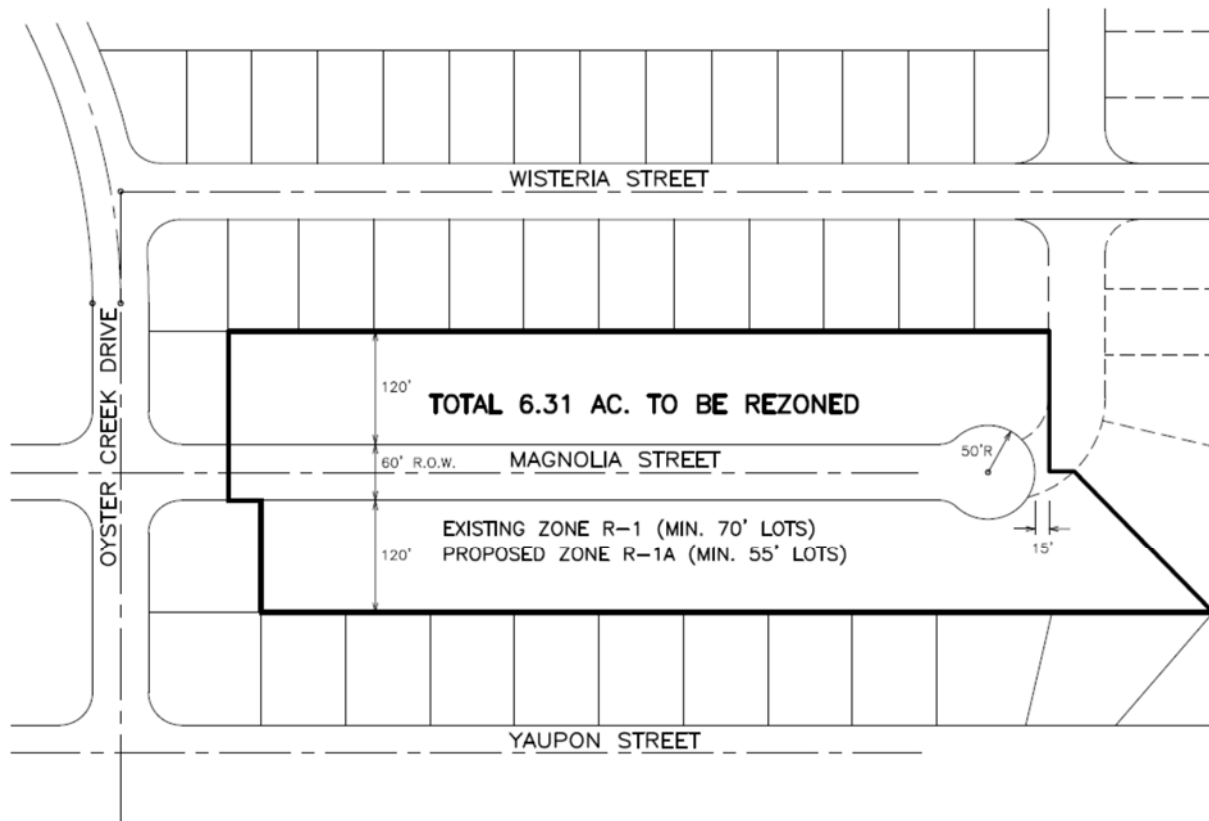
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Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

HARPER ROGER W & WREN PRATT
311 N YAUPON ST
RICHWOOD, TX 77531-2223

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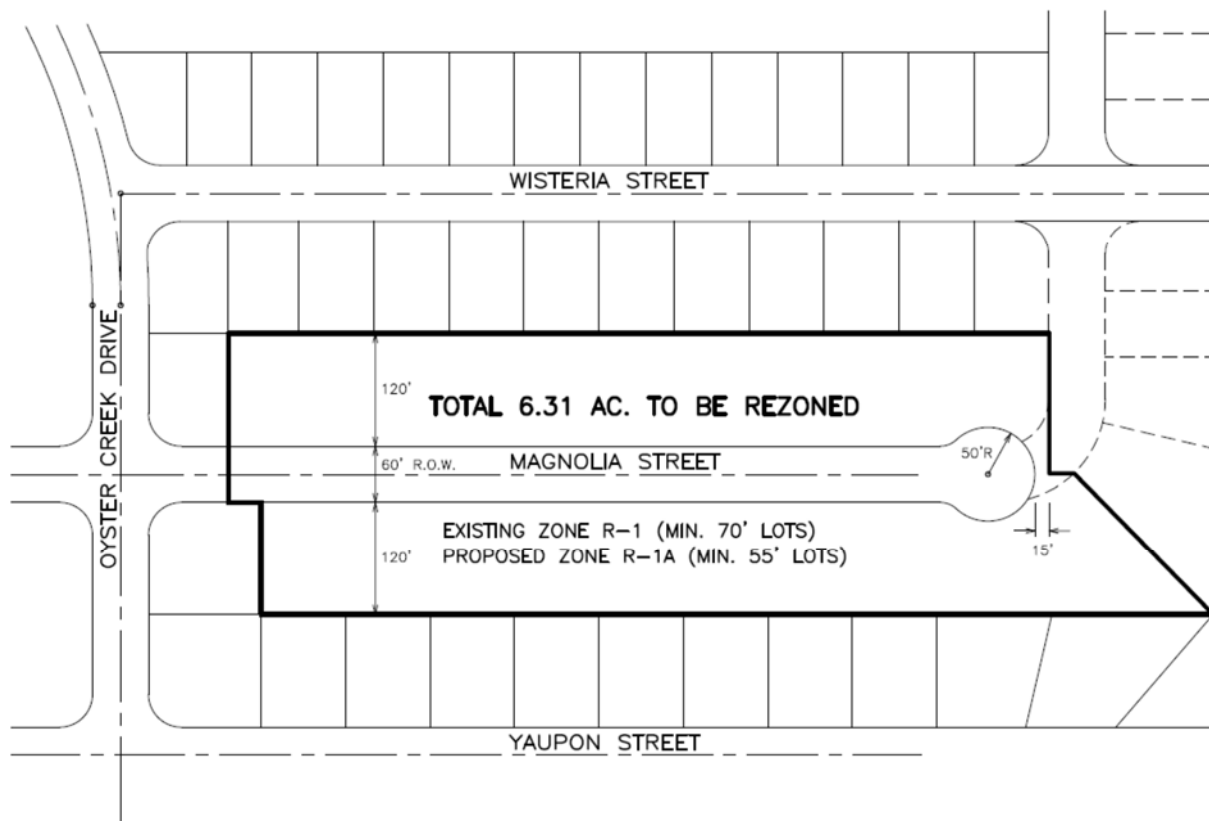
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Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

RIVAS MICHAEL ANTHONY & SYLVIA LAFAYE
315 N YAUPON ST
RICHWOOD, TX 77531-2223

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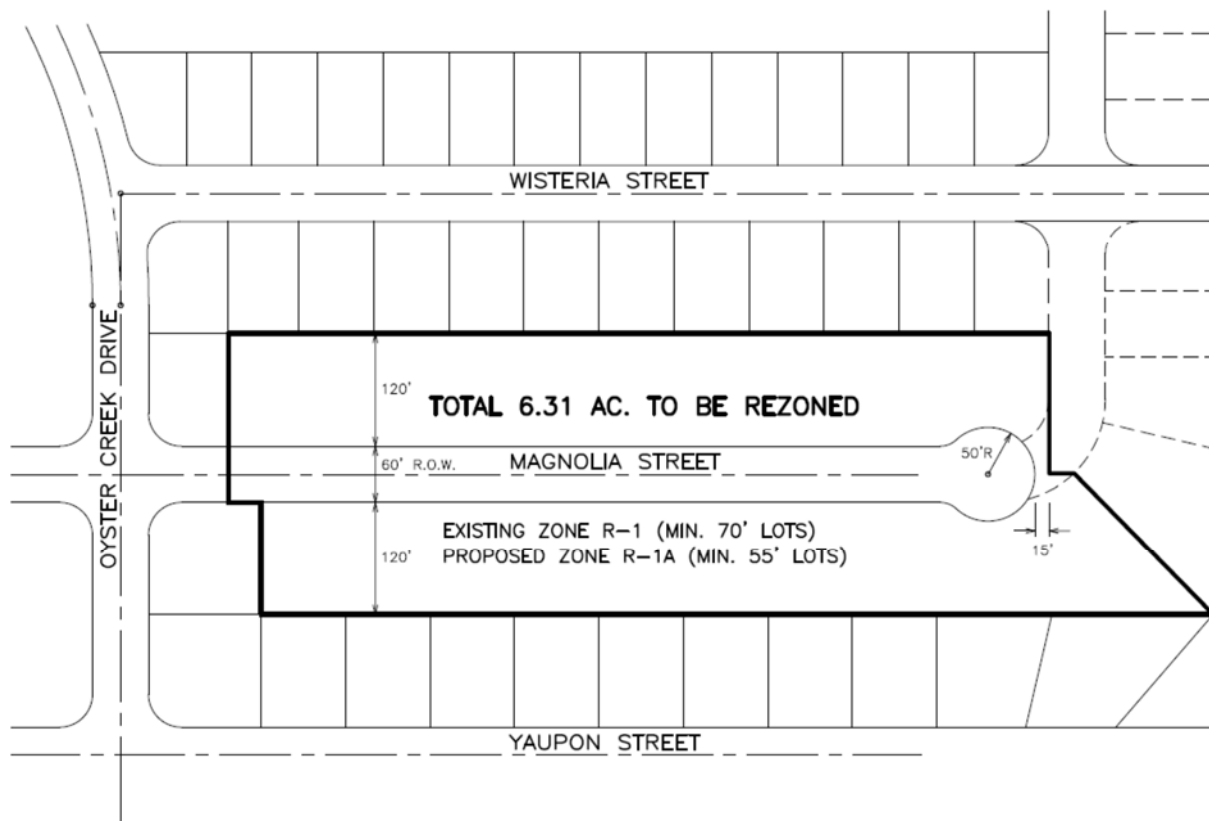
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Richwood, Texas 77531
Phone 979-265-2082
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January 11, 2018

REED FRANCES M
403 N YAUPON ST
RICHWOOD, TX 77531-2223

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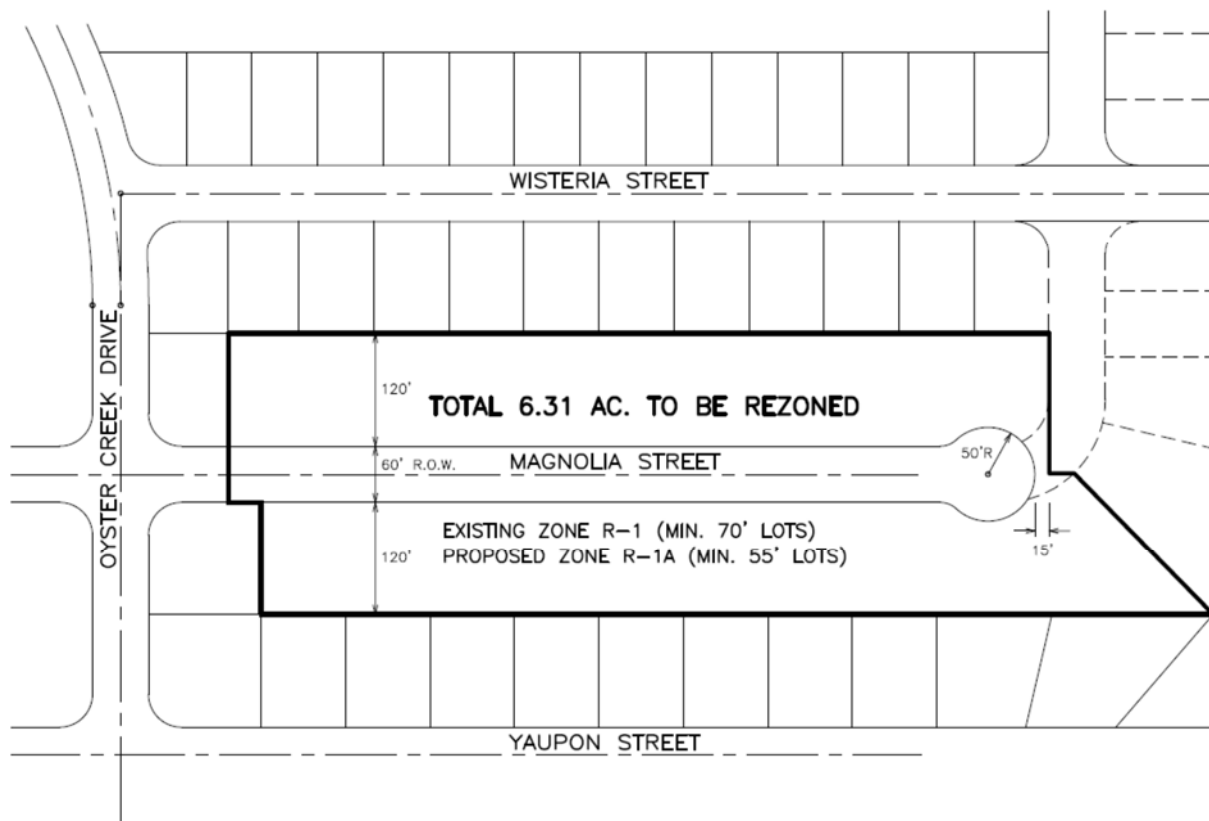
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City Secretary/Finance Director

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Michael Coon
City Manager



1800 Brazosport Blvd N
Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

CROSS ALLEN A
407 N YAUPON ST
RICHWOOD, TX 77531-2223

Dear Sir or Madam,

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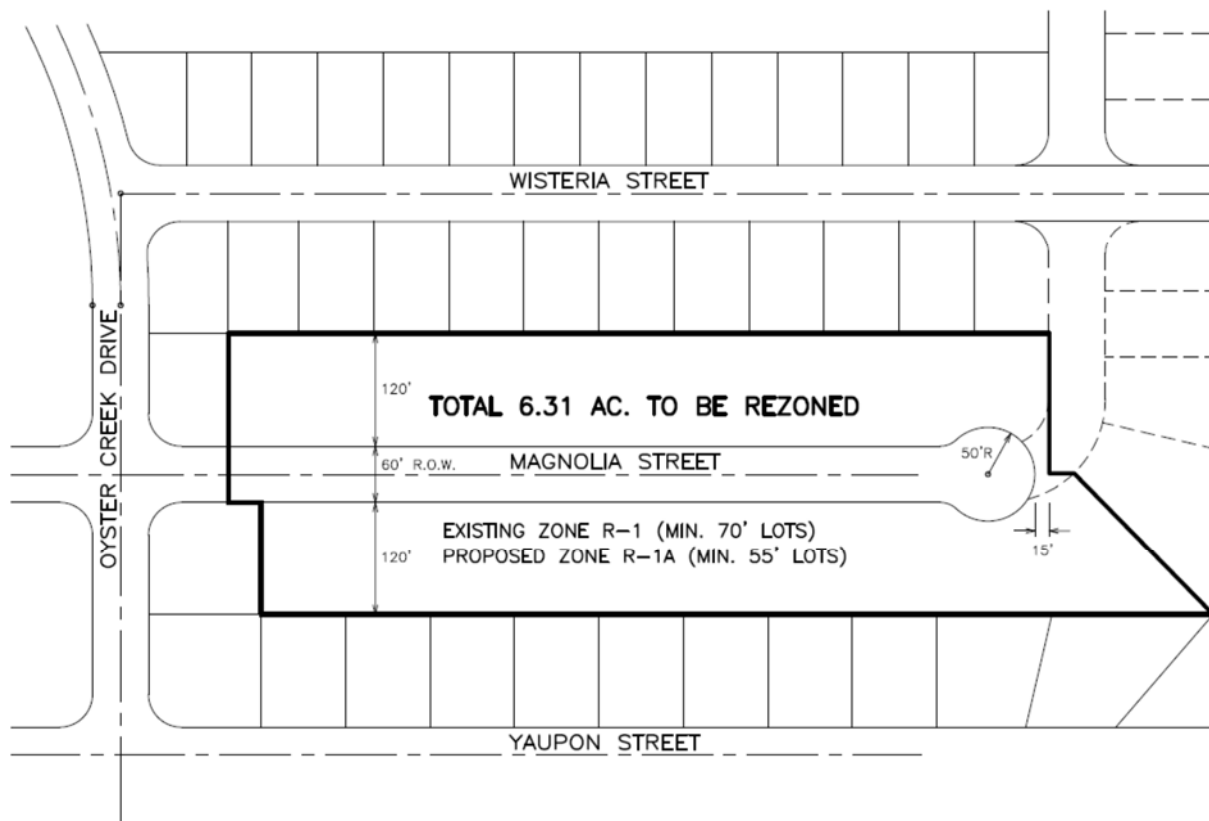
Sincerely,

Giani Cantu
City Secretary/Finance Director

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Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

KARL JAMES C
2110 ROLLING GLEN DR
SPRING, TX 77373-3172

Dear Sir or Madam,

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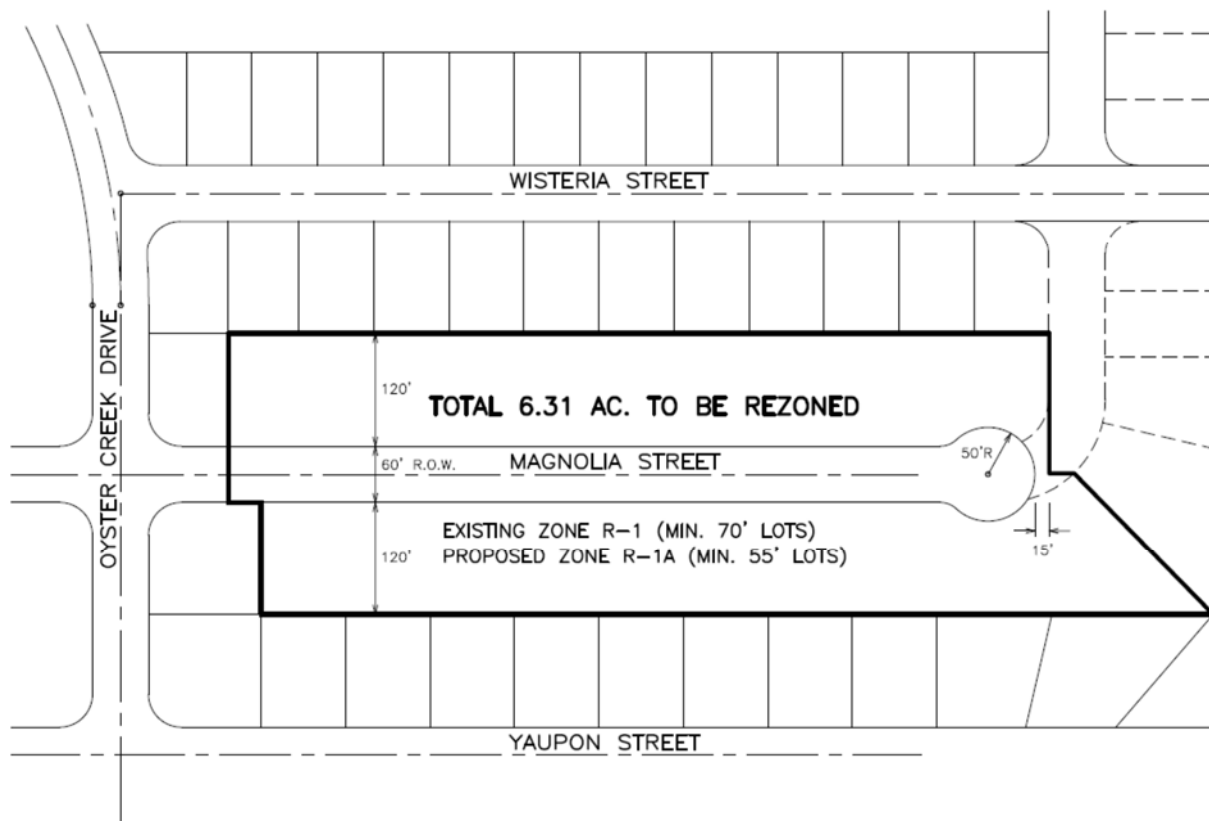
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City Manager



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Richwood, Texas 77531
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Fax 979-265-7345

January 11, 2018

MURRAY BRENDA KAY
415 N YAUPON ST
RICHWOOD, TX 77531-2223

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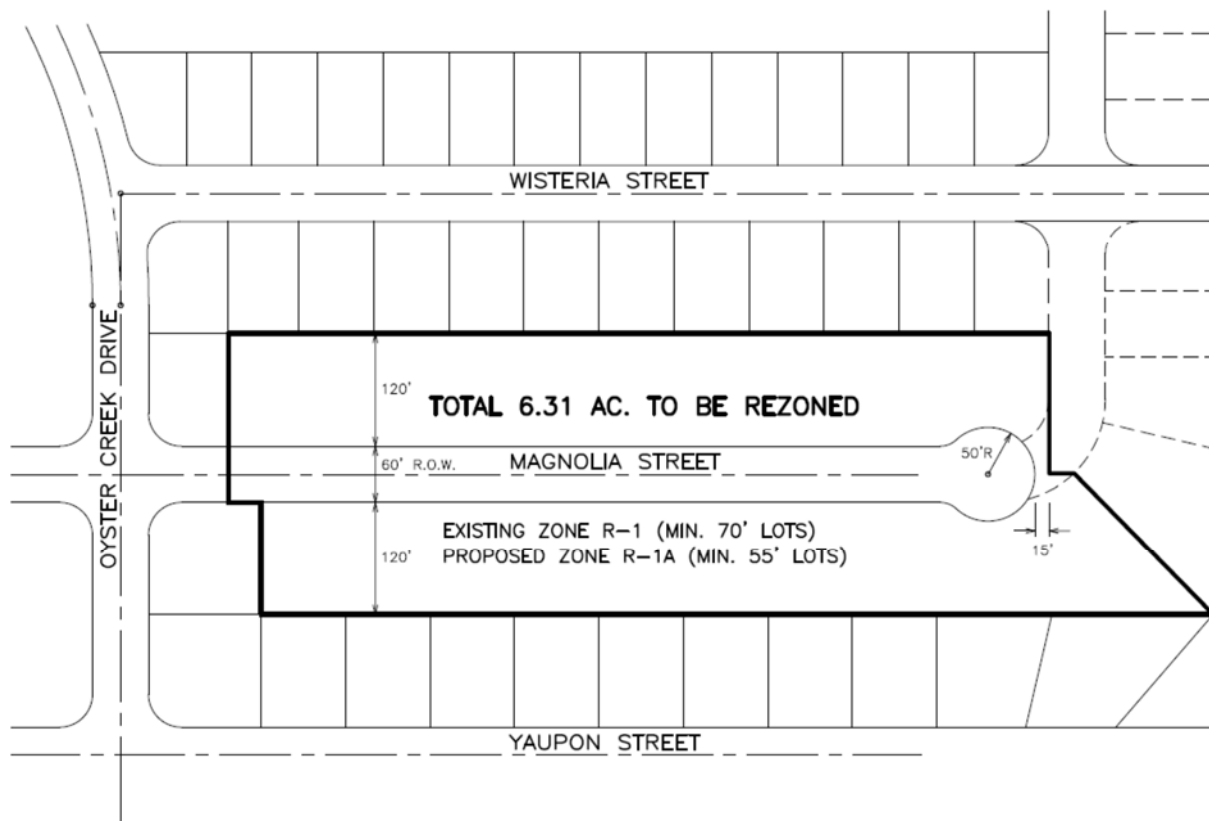
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Michael Coon
City Manager



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Richwood, Texas 77531
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Fax 979-265-7345

January 11, 2018

CATALENA MARK ALLEN
419 N YAUPON ST
RICHWOOD, TX 77531-2223

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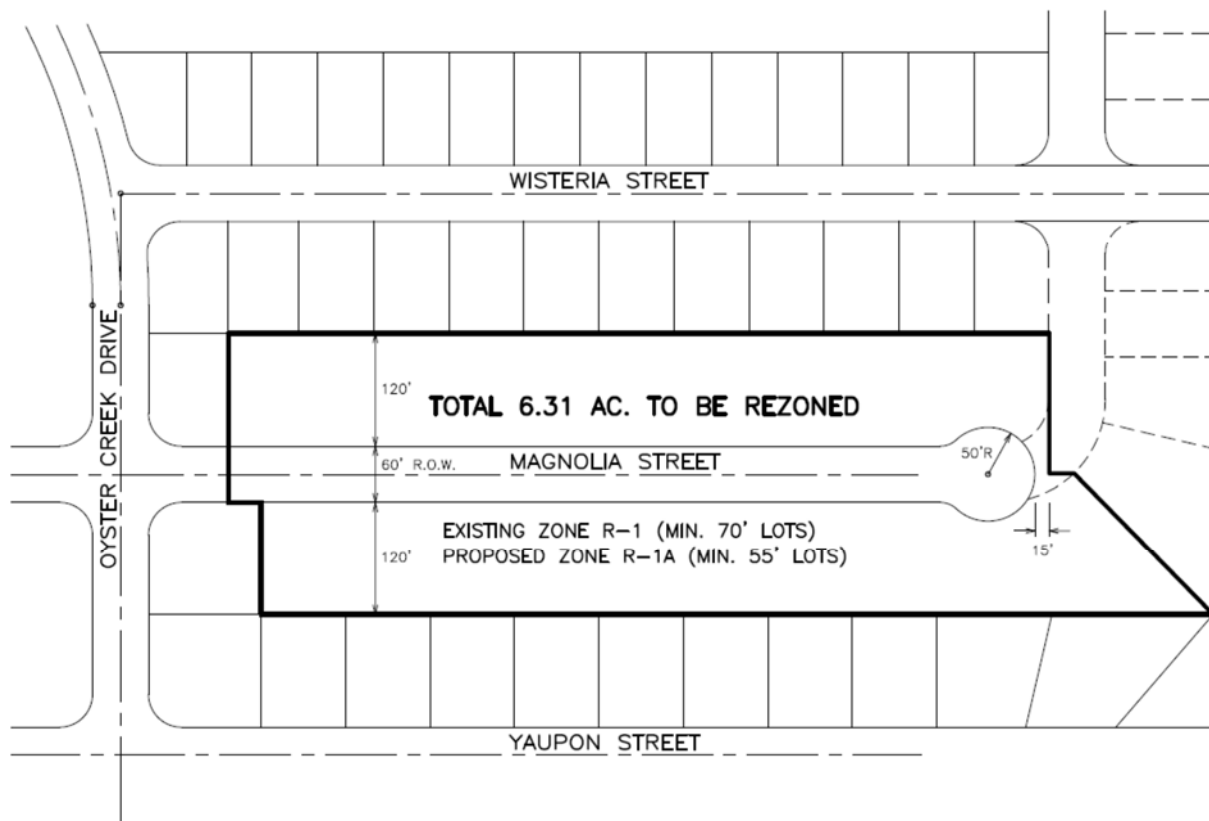
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January 11, 2018

PENA ALBERT
423 N YAUPON ST
RICHWOOD, TX 77531-2223

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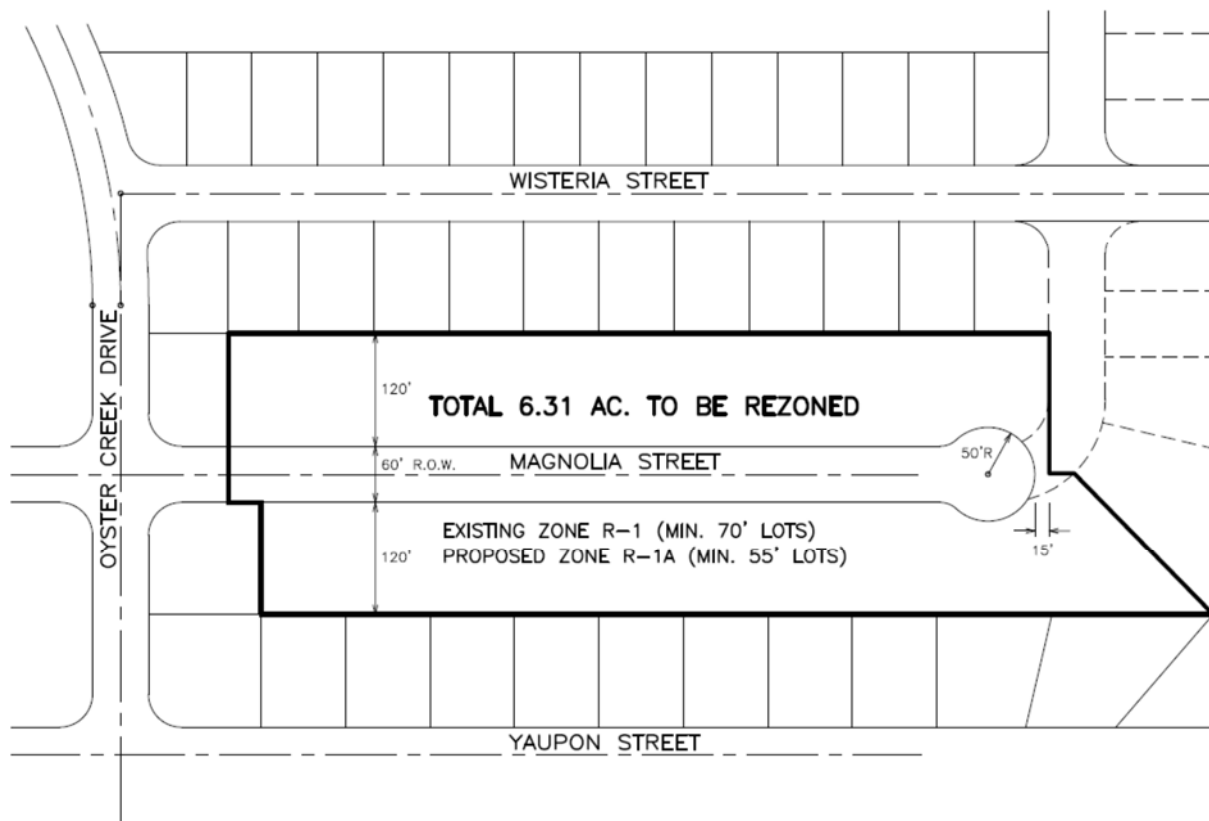
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City Manager



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Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

PETTIT FAMILY TRUST
% BERT M & VERDA L PETTIT
427 N YAUPON
RICHWOOD, TX 77531-2223

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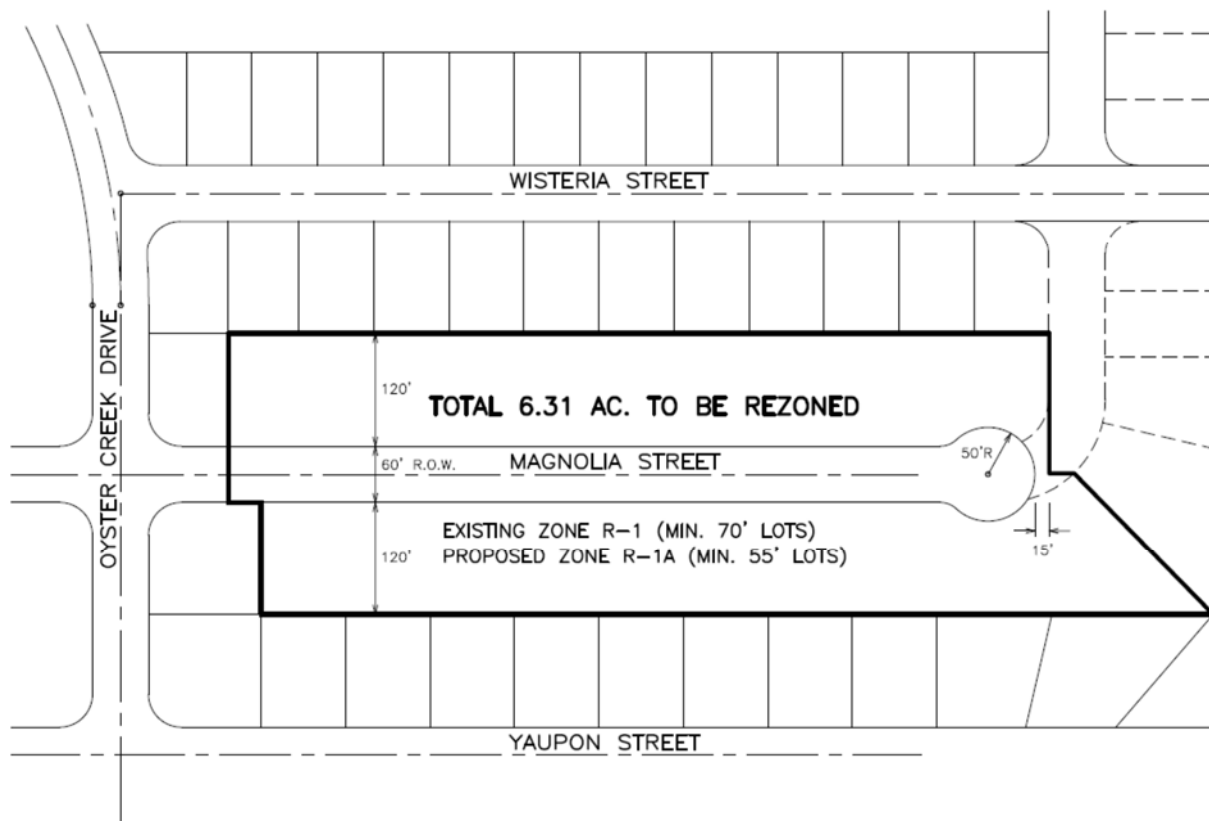
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January 11, 2018

RHOADES DUSTIN ALAN
506 MAGNOLIA LN
RICHWOOD, TX 77531-2223

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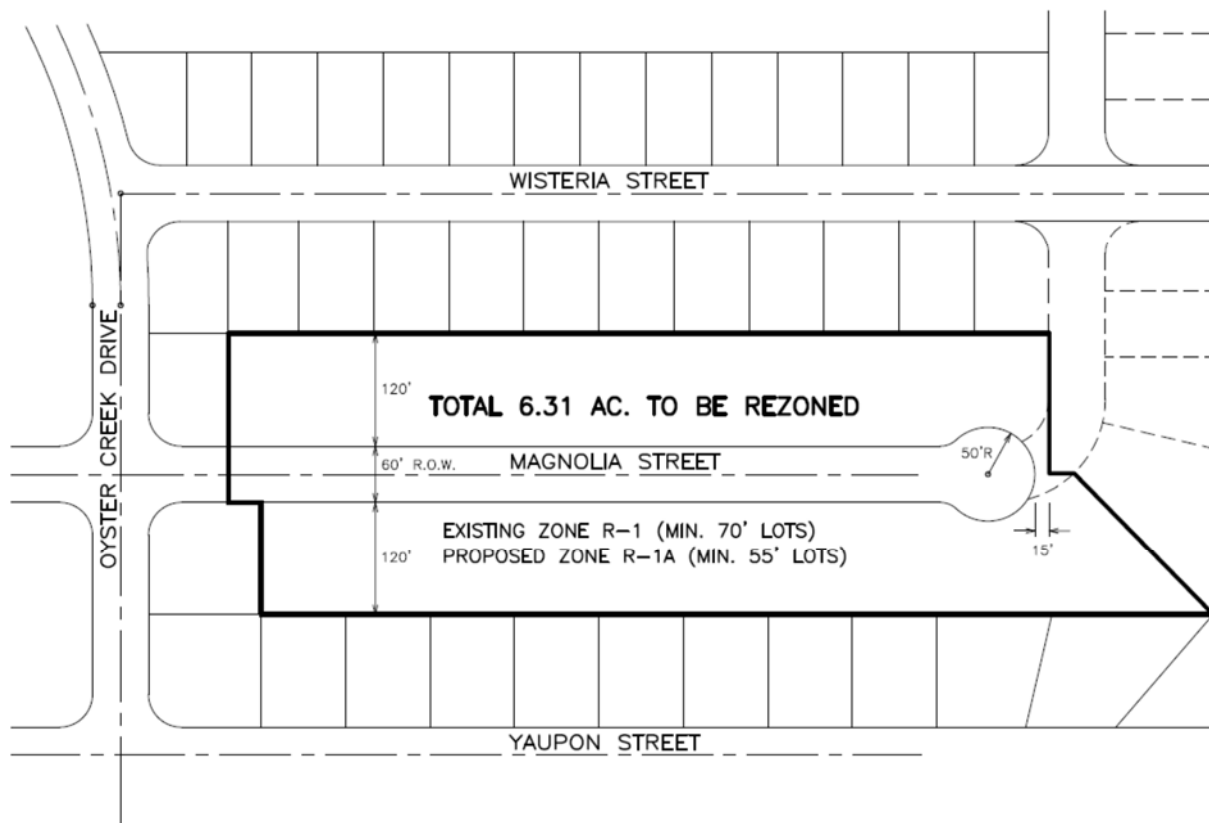
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Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

WALDEN CARL D
502 MAGNOLIA LN
RICHWOOD, TX 77531-2223

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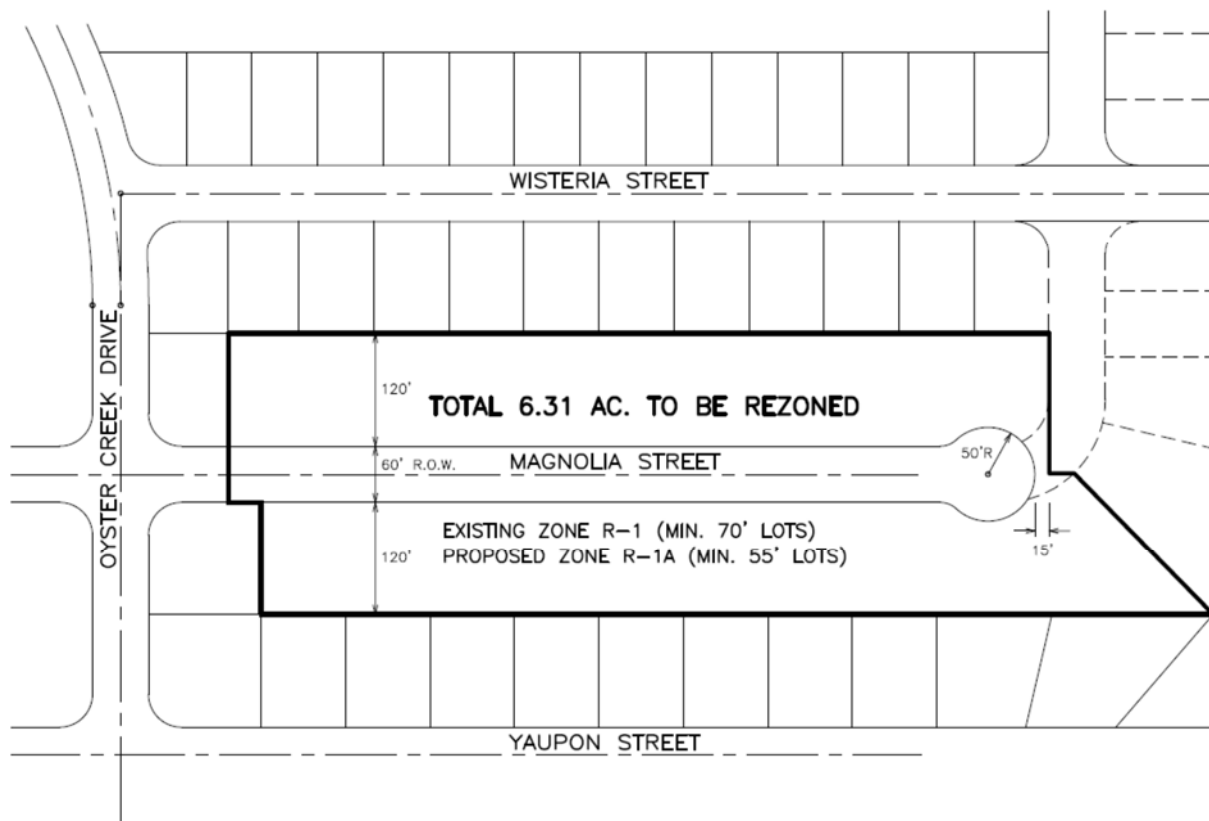
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NEWSOM DUSTIN A
502 N YAUPON ST
RICHWOOD, TX 77531-2223

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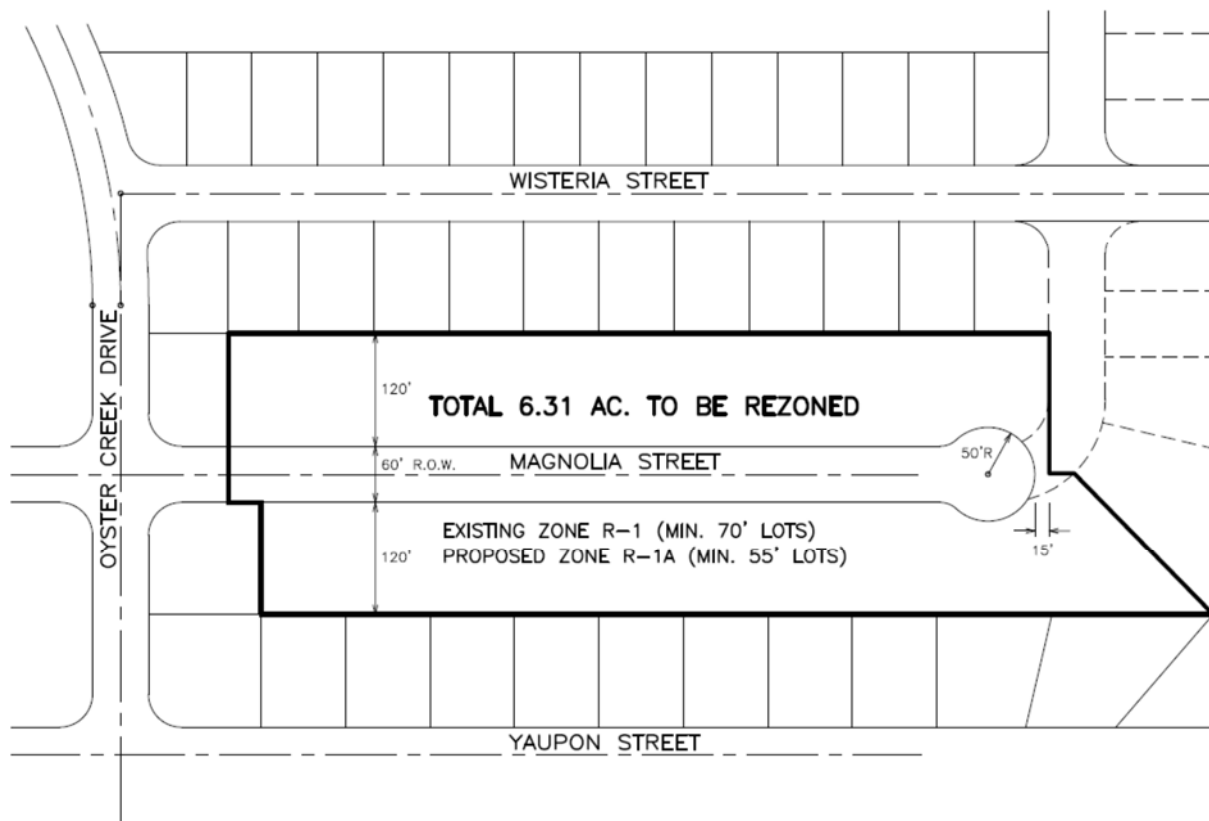
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DAIGLE JESSE M
503 MAGNOLIA
RICHWOOD, TX 77531-2223

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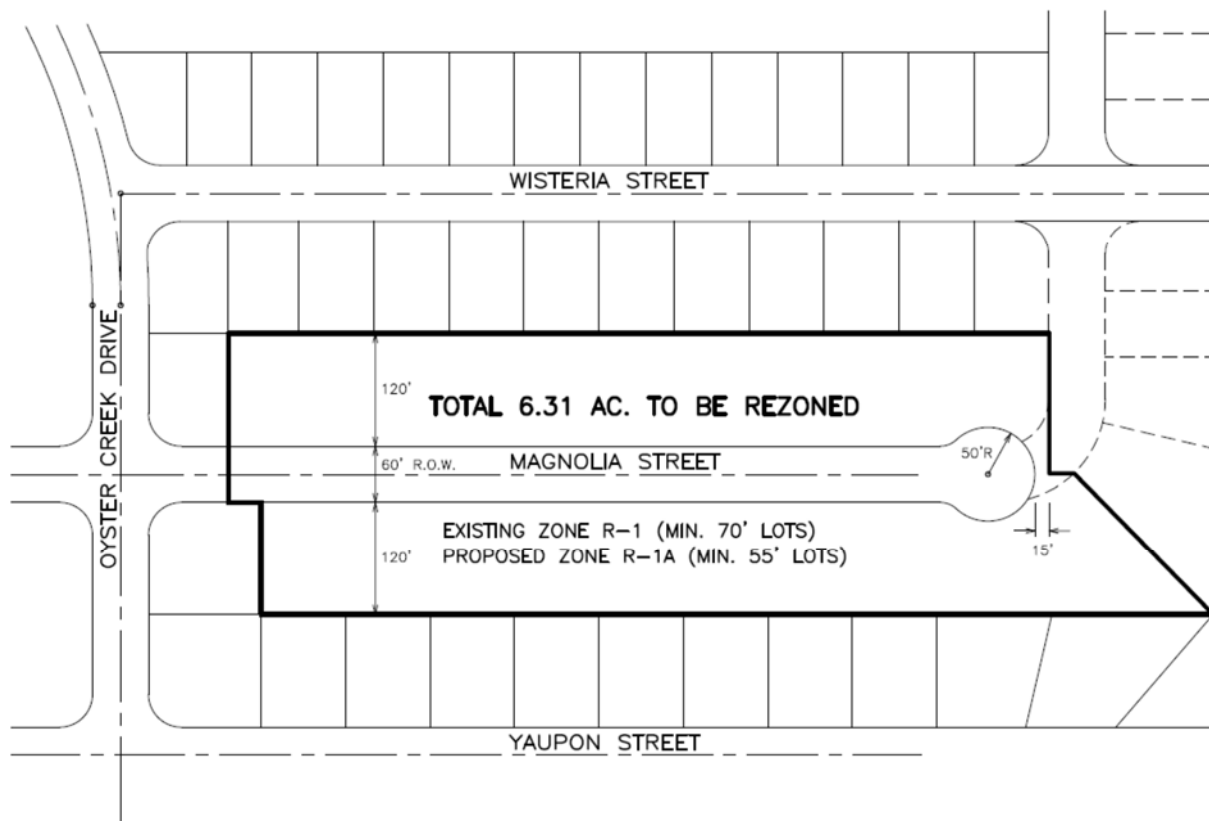
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January 11, 2018

NCHI TRADING
2226 BLUE ROSE DR
MISSOURI CITY, TX 77459

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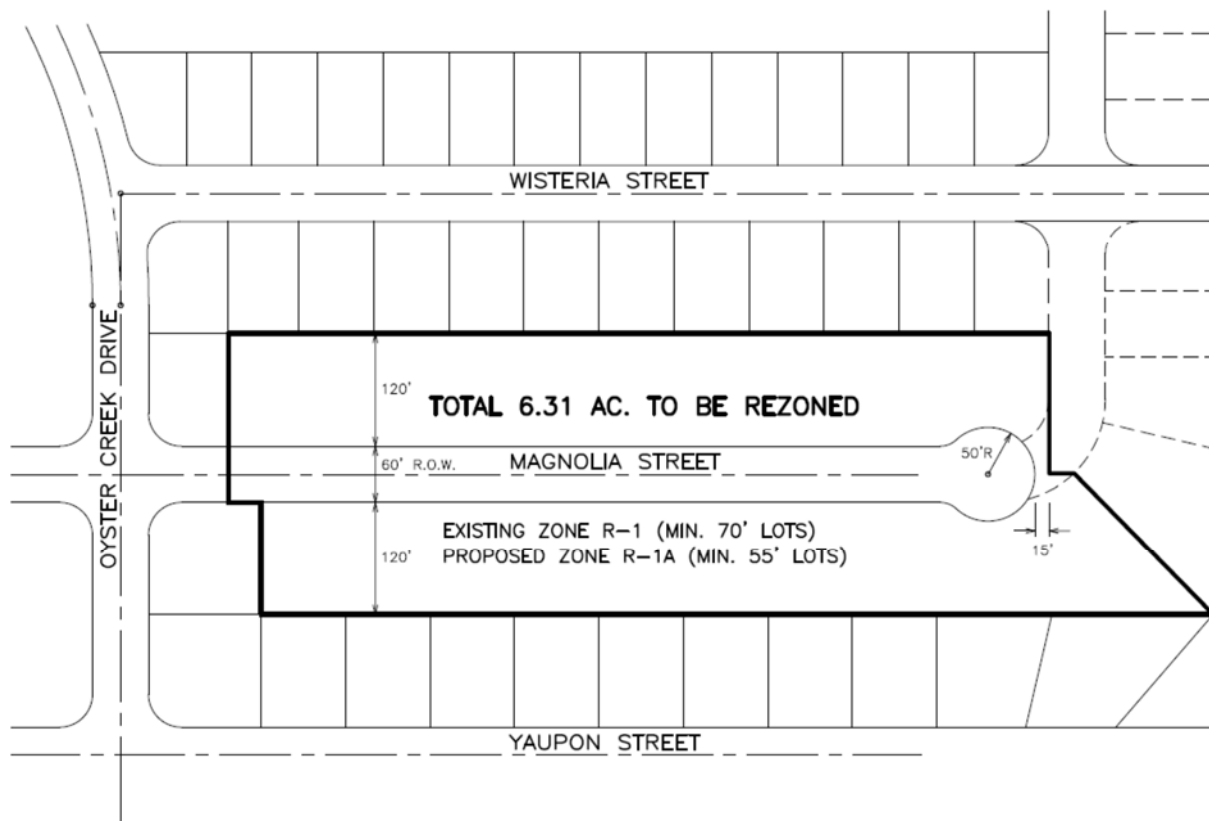
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MISSOURI CITY, TX 77459

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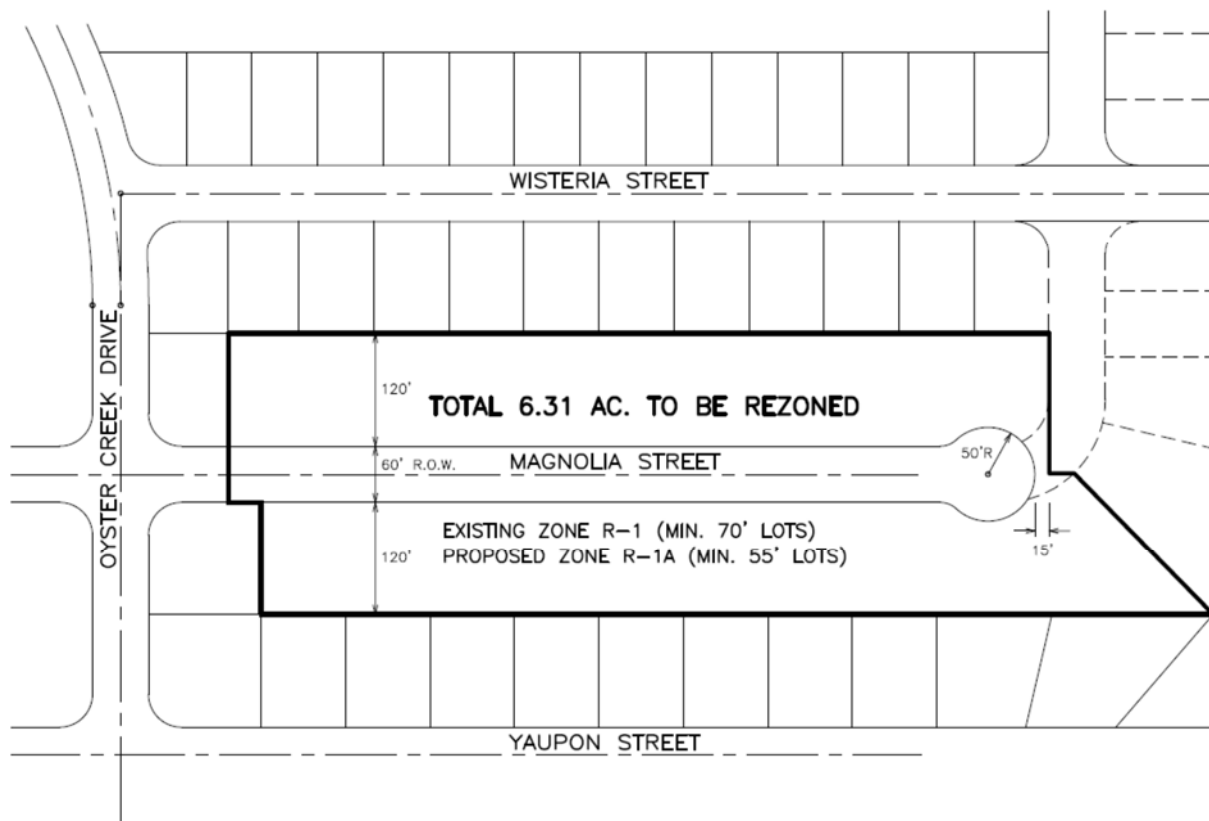
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DANFORD AMANDA & RUSTIN V
430 MAGNOLIA
RICHWOOD, TX 77531-2223

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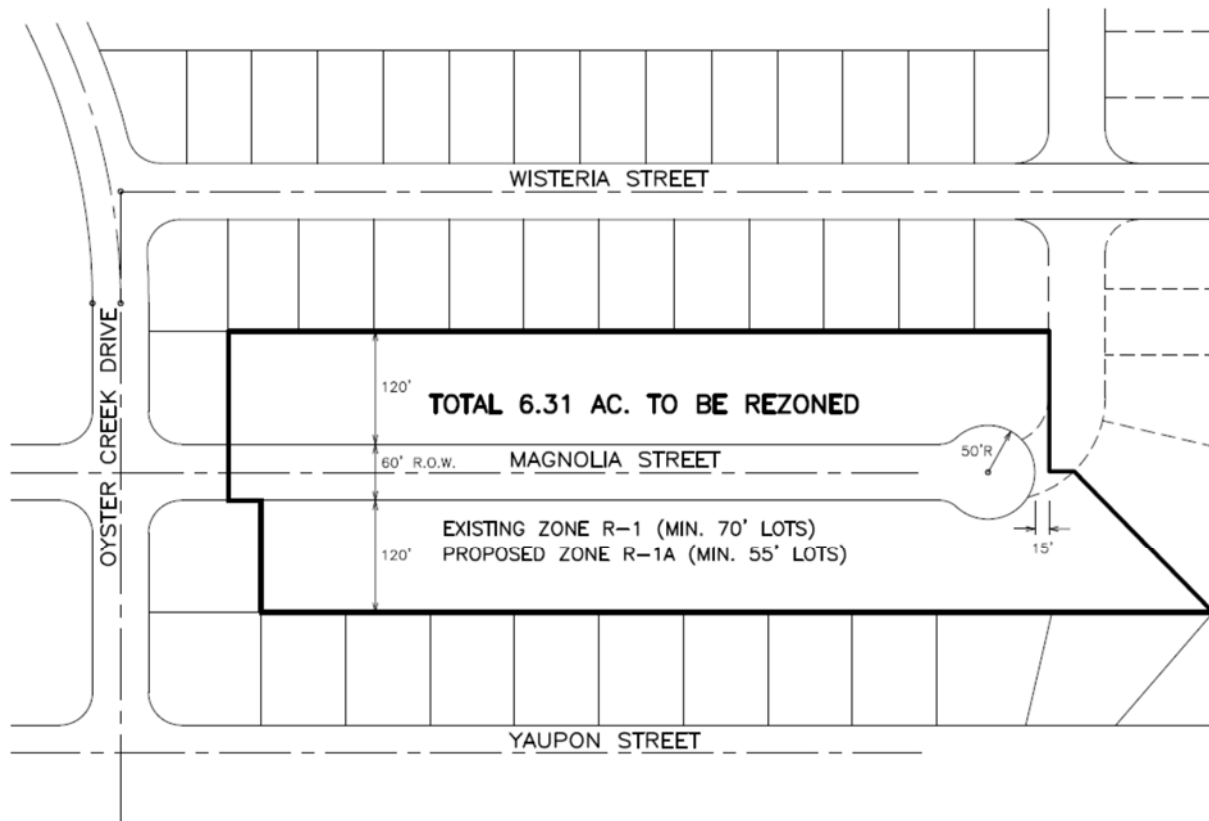
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Notice is hereby given that a Public Hearing will be held before the City Council of the City of Richwood for the purpose of re-zoning Lots 26 through 35, Block 7 and Lots 1 through 11, Block 17, Glenwood Bayou Subdivision. The lots in question are currently zoned R-1, Single Family and are undeveloped. The request is to rezone the property as R-1A, Single Family Zero Lot Line or Patio Homes. This rezone is being requested by NCHI Trading LLC and property is shown below.



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Michael Coon
City Manager



1800 Brazosport Blvd N
Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

DOYLE BRIAN CALEY & MALLORY P
P O BOX 453
LAKE JACKSON, TX 77566-0453

Dear Sir or Madam,

Notice is hereby given that a Public Hearing will be held before the City Council of the City of Richwood for the purpose of re-zoning Lots 26 through 35, Block 7 and Lots 1 through 11, Block 17, Glenwood Bayou Subdivision. The lots in question are currently zoned R-1, Single Family and are undeveloped. The request is to rezone the property as R-1A, Single Family Zero Lot Line or Patio Homes. This rezone is being requested by NCHI Trading LLC. The property is shown on the public notice printed on the back of this letter.

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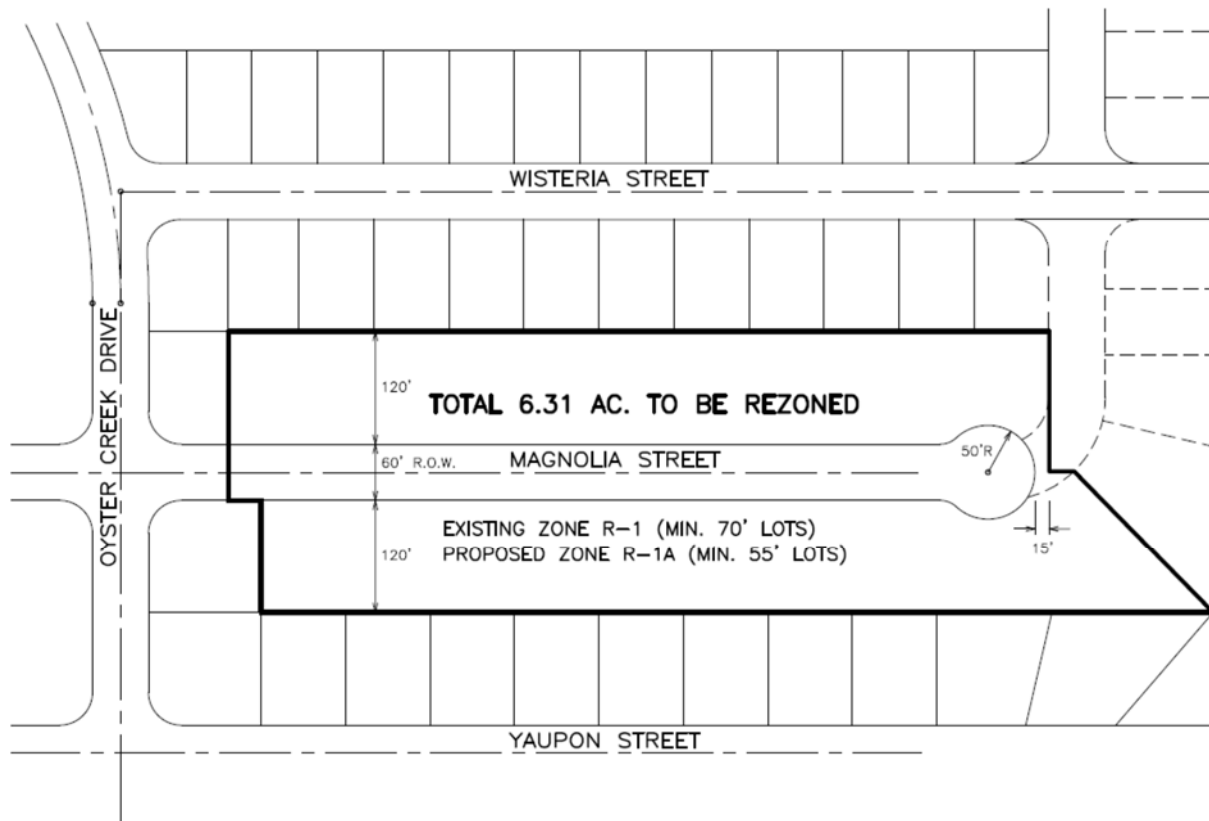
Sincerely,

Giani Cantu
City Secretary/Finance Director

(See Public Notice on back)

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City Manager



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Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

GREEN LAWRENCE D JR & DENISE MILLER
423 WISTERIA
RICHWOOD, TX 77531-2223

Dear Sir or Madam,

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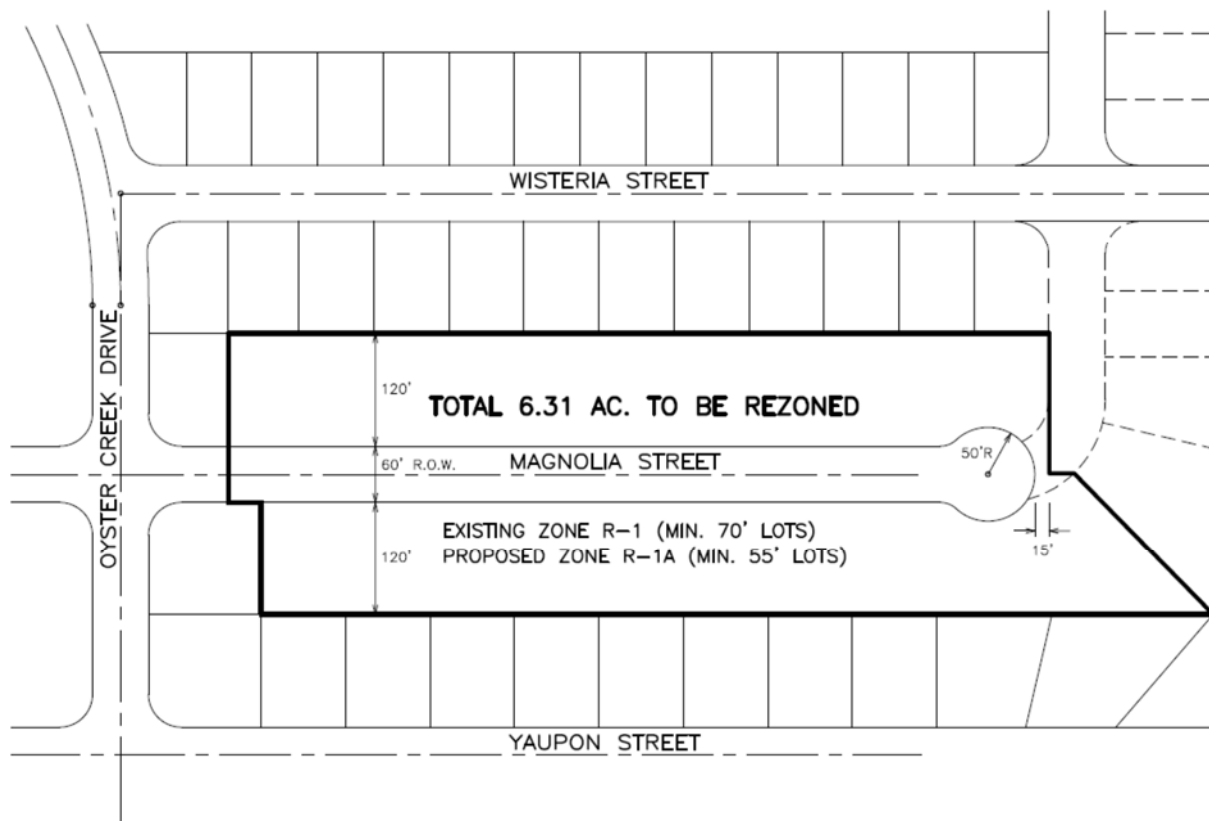
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Michael Coon
City Manager



1800 Brazosport Blvd N
Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

LEWIS ROY L
421 WISTERIA
RICHWOOD, TX 77531-2223

Dear Sir or Madam,

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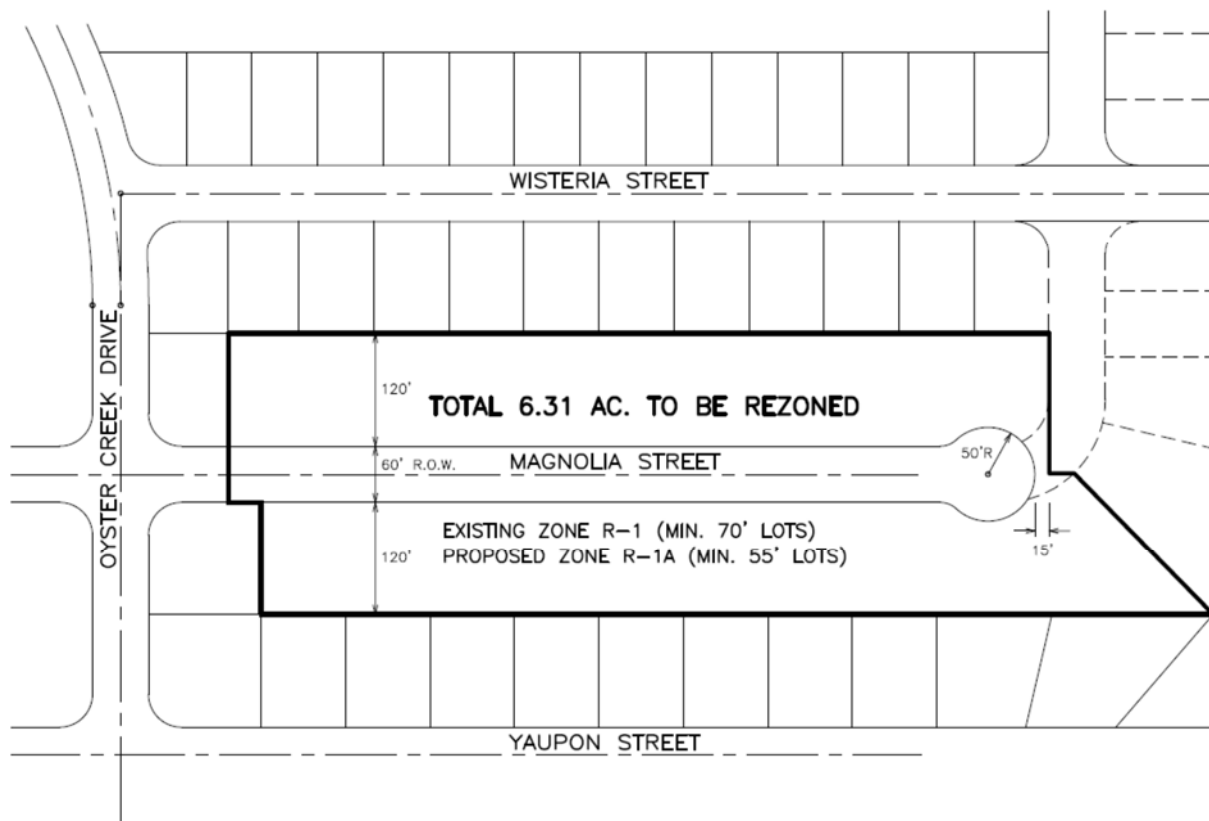
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Michael Coon
City Manager



1800 Brazosport Blvd N
Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

HANKS RASHAWN D
413 WISTERIA
RICHWOOD, TX 77531-2223

Dear Sir or Madam,

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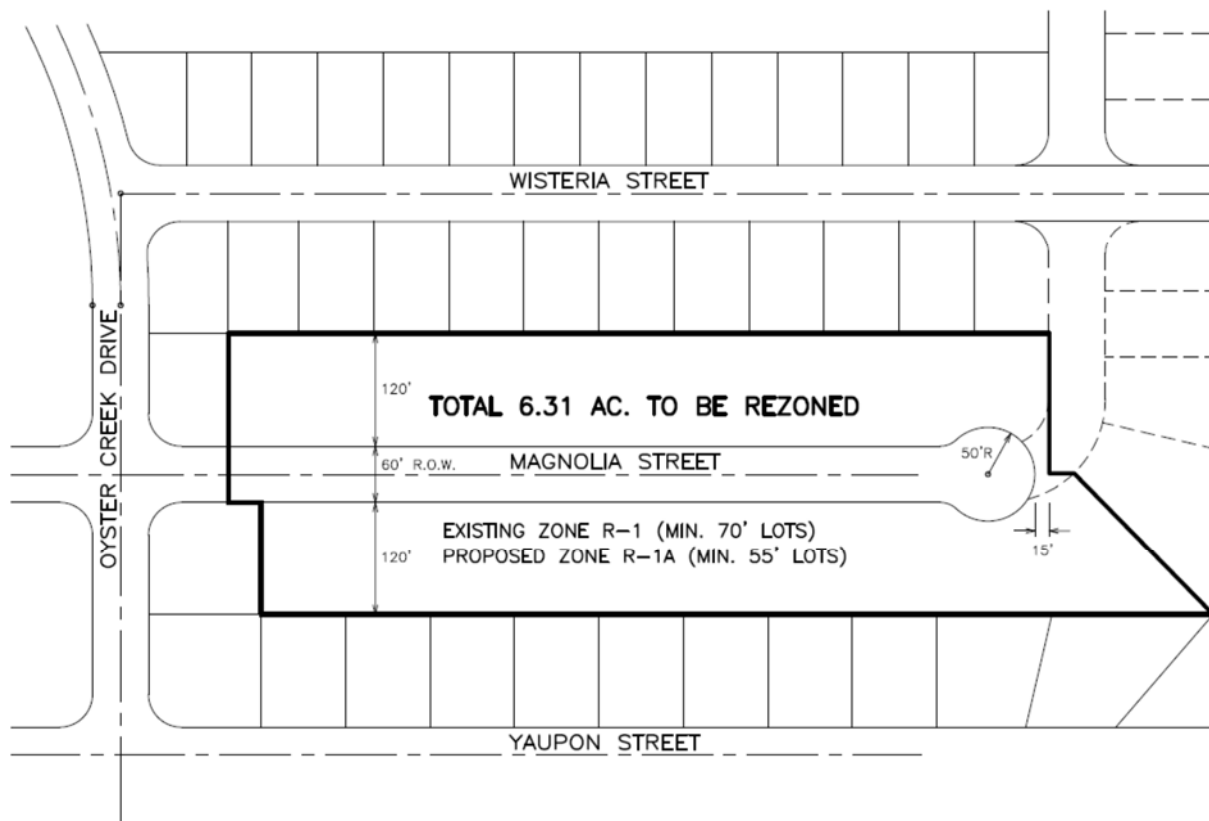
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Michael Coon
City Manager



1800 Brazosport Blvd N
Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

PROPERTY OWNER
409 WISTERIA
RICHWOOD, TX 77531-2223

Dear Sir or Madam,

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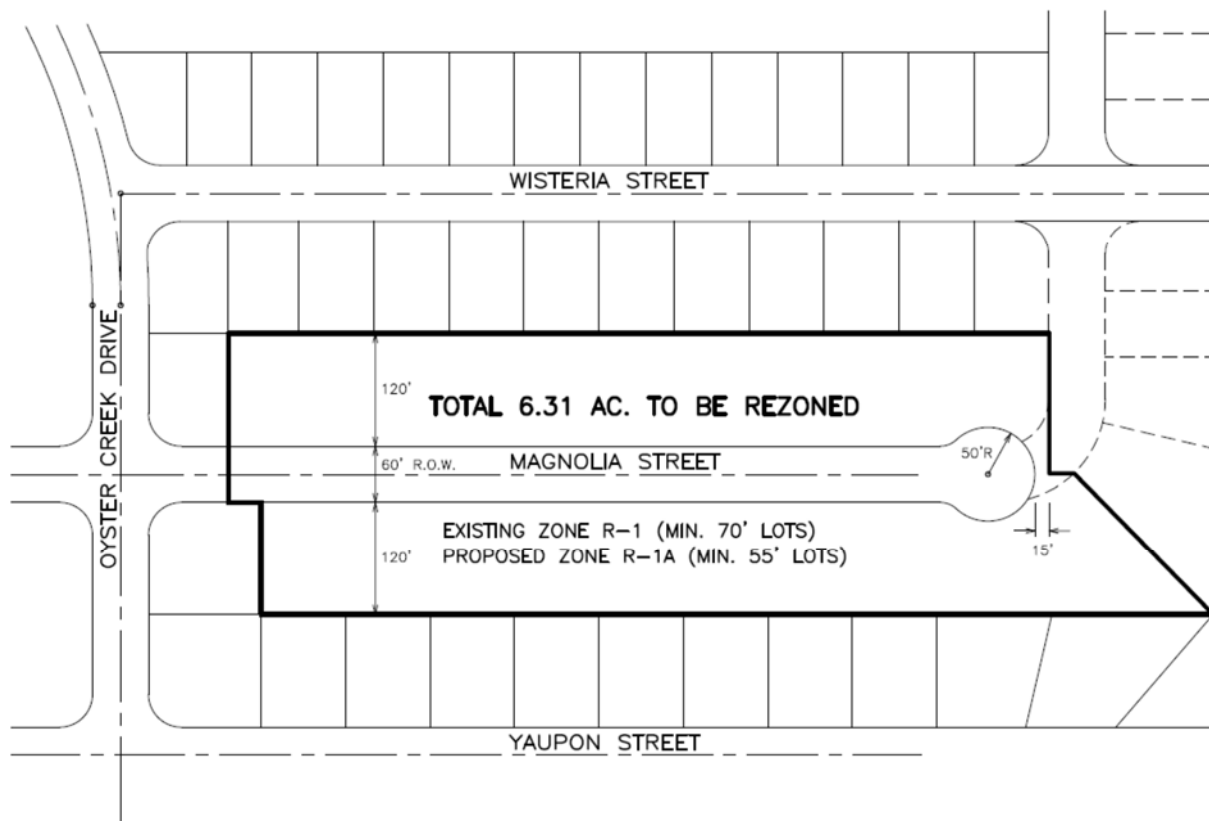
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Michael Coon
City Manager



1800 Brazosport Blvd N
Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

NAVA JUAN & NORMA
405 WISTERIA
RICHWOOD, TX 77531-2223

Dear Sir or Madam,

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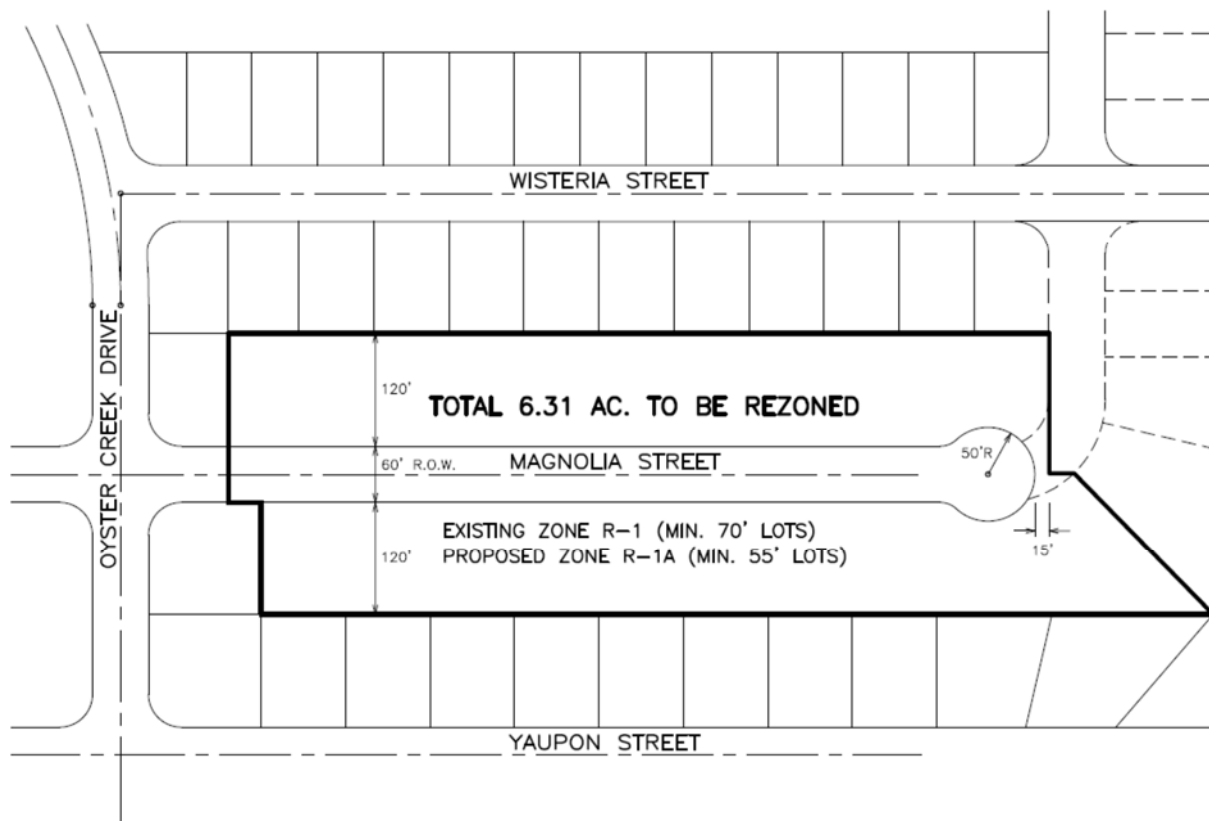
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City Manager



1800 Brazosport Blvd N
Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

CORTEZ TANYA MEHL
407 WISTERIA
RICHWOOD, TX 77531-2223

Dear Sir or Madam,

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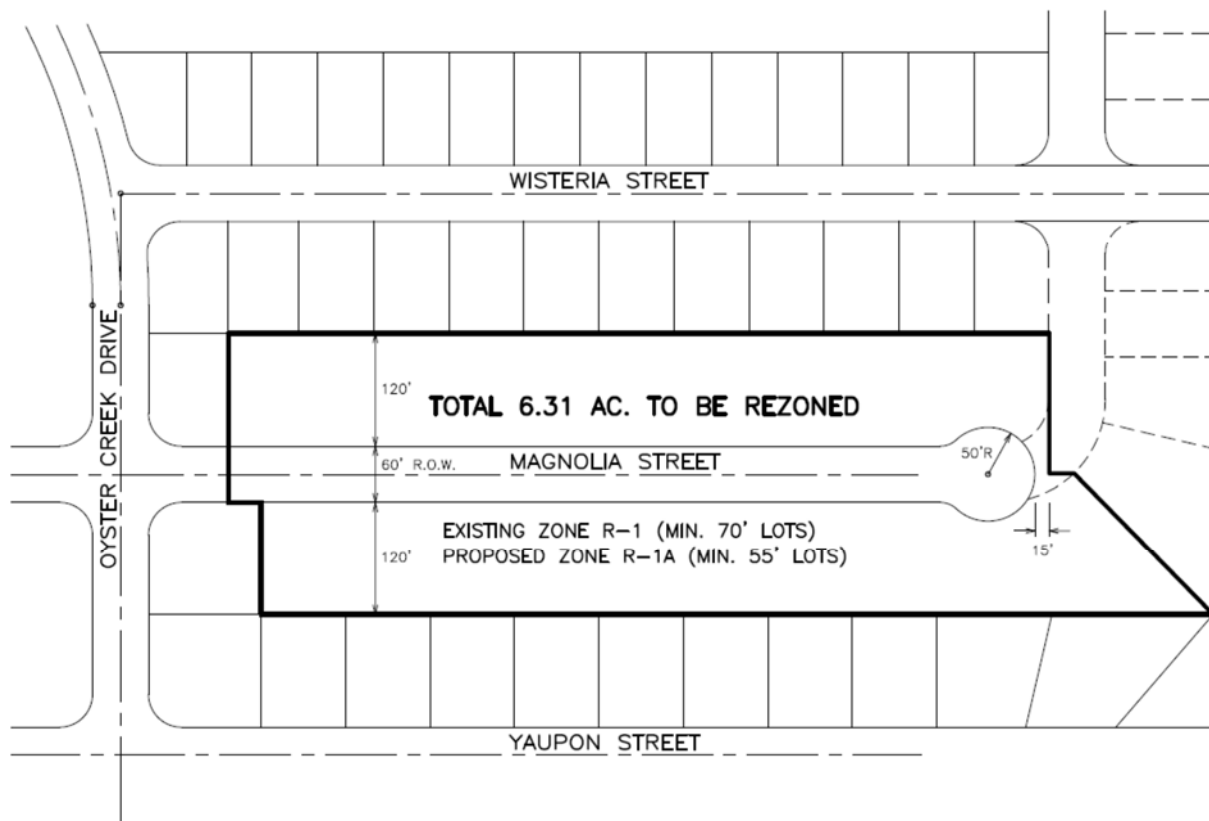
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Michael Coon
City Manager



1800 Brazosport Blvd N
Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

DOSKOCIL LEONARD
337 OAK DR
LAKE JACKSON, TX 77566-4214

Dear Sir or Madam,

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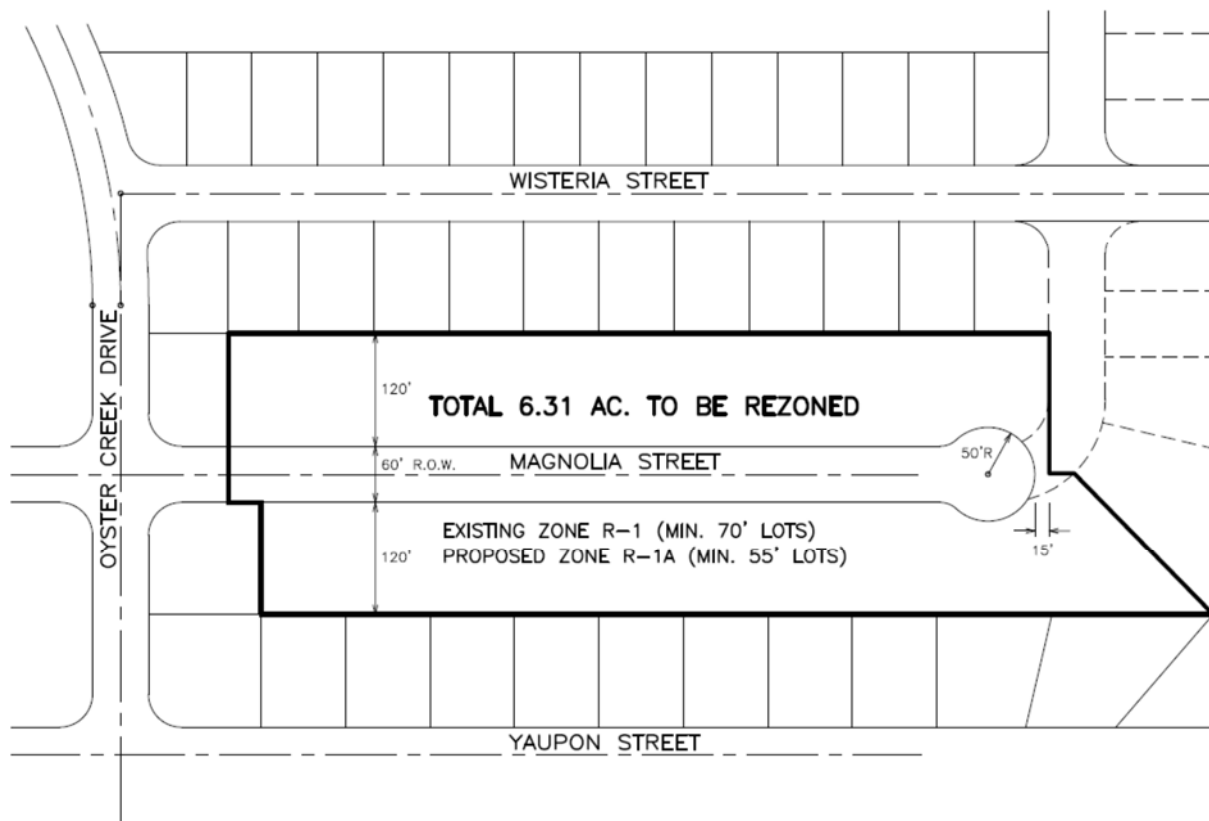
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Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

BORGER JUDITH FANTT
317 WISTERIA
RICHWOOD, TX 77531-2223

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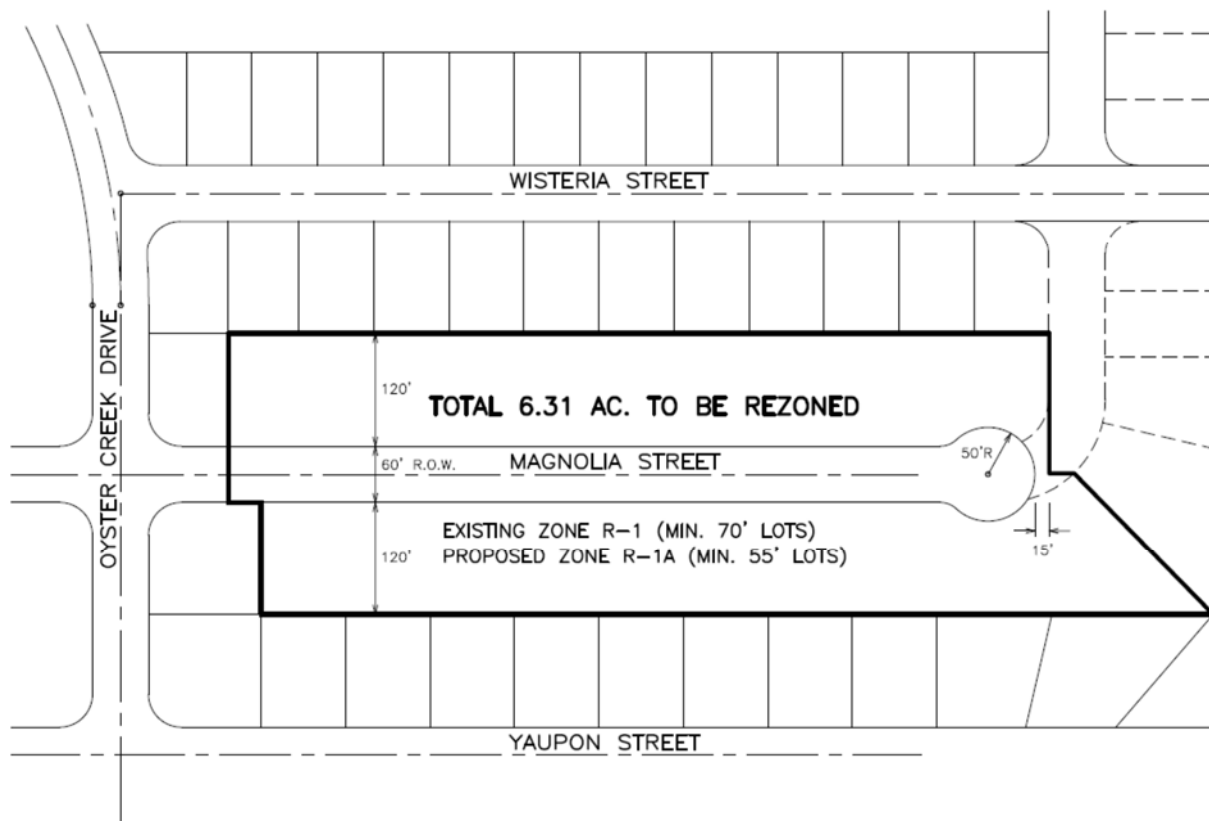
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City Manager



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Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

JORDAN ROBERT F & JESSIE LEE
REVOCABLE TRUST
PO BOX 1650
LAKE JACKSON, TX 77566-1650

Dear Sir or Madam,

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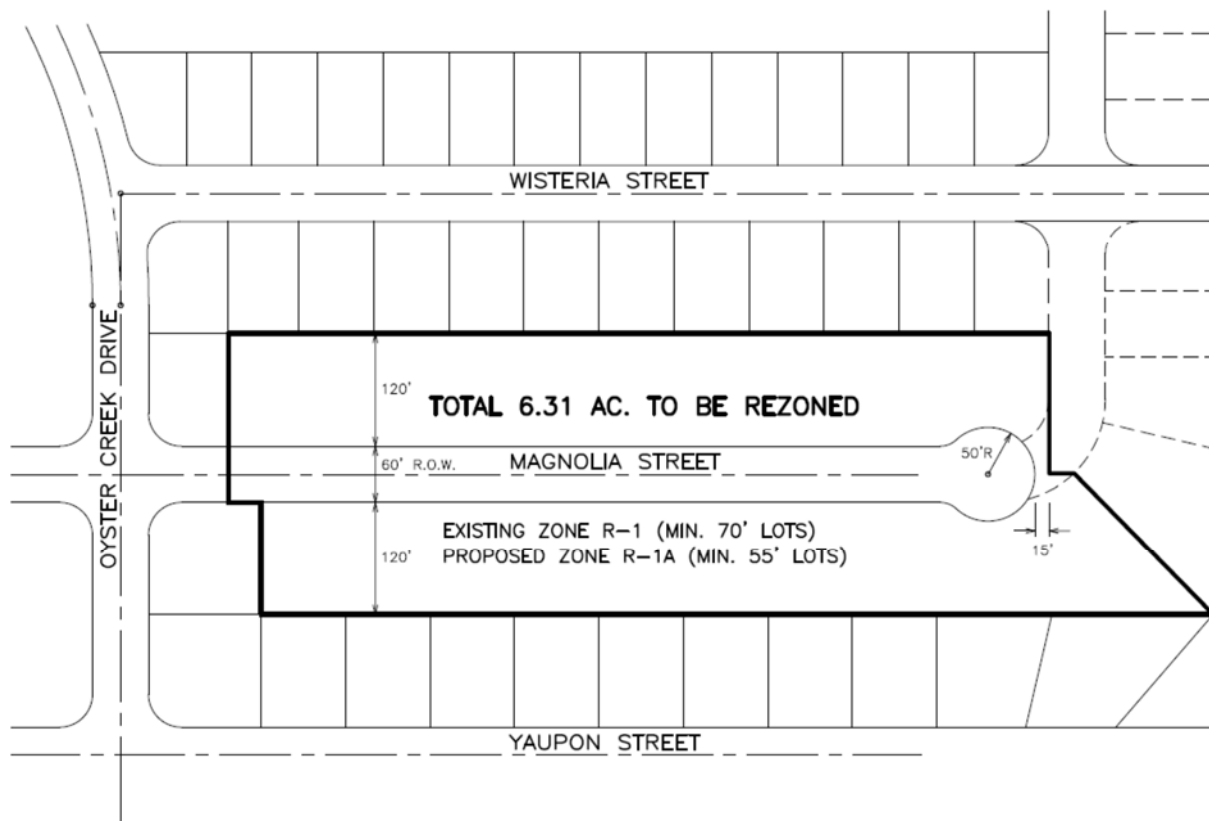
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Michael Coon
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1800 Brazosport Blvd N
Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

FISHER JAMES M & KRISTI S
315 WISTERIA
RICHWOOD, TX 77531-2223

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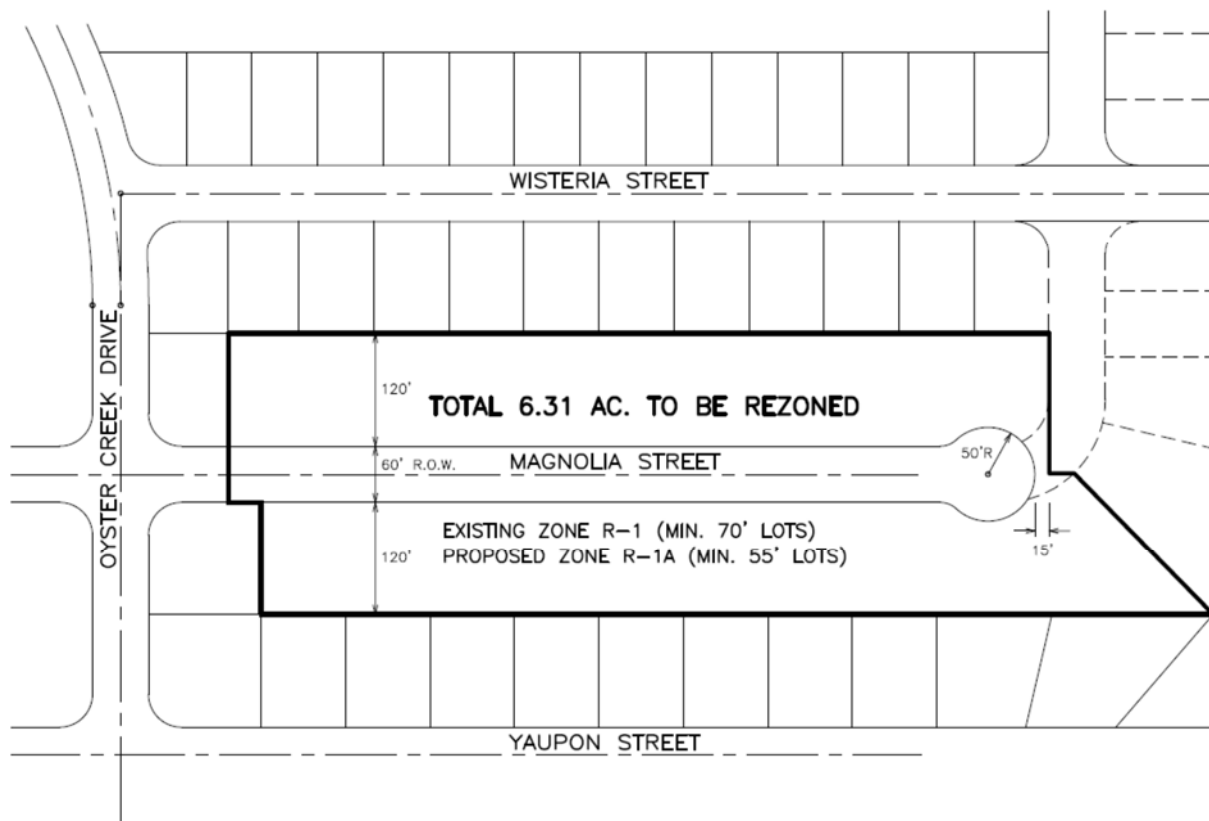
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Michael Coon
City Manager



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Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

LOZANO MARIA B
311 WISTERIA
RICHWOOD, TX 77531-2223

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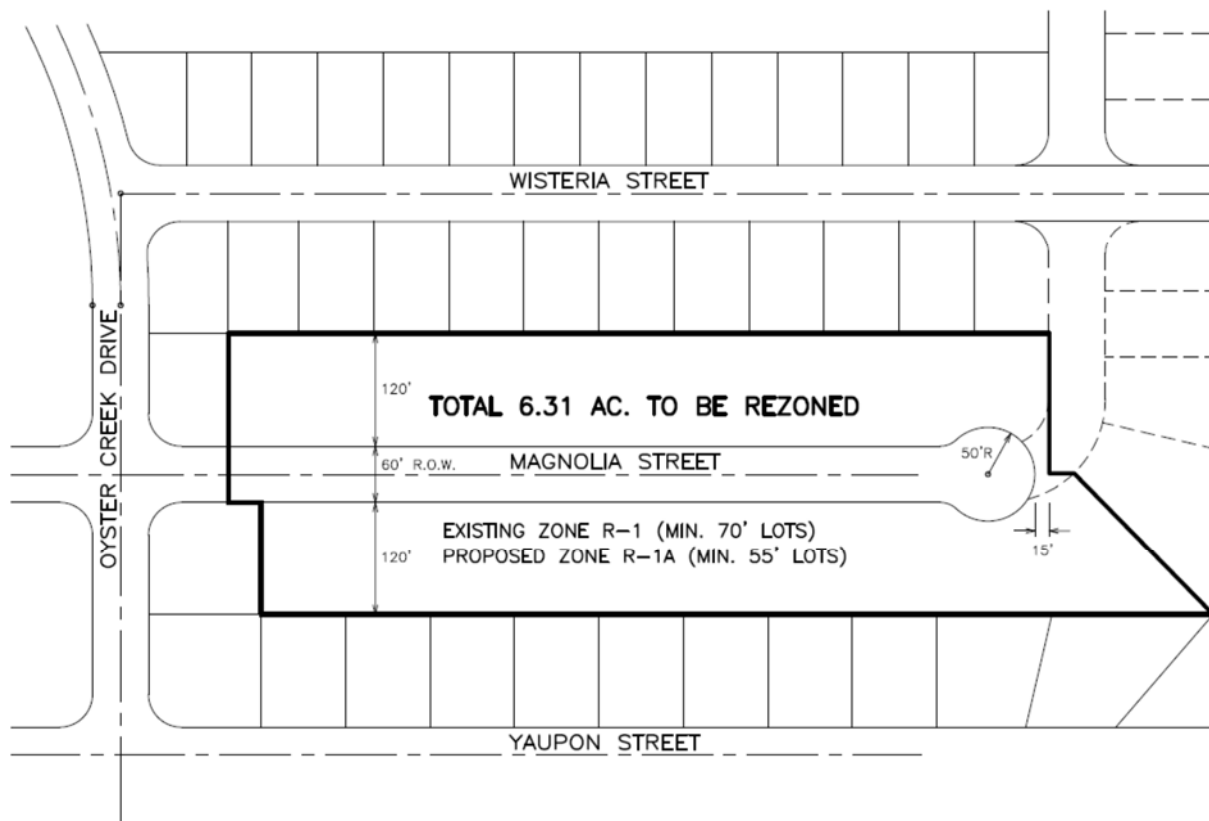
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City Manager



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Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

KLUGE BARRY D
303 WISTERIA
RICHWOOD, TX 77531-2223

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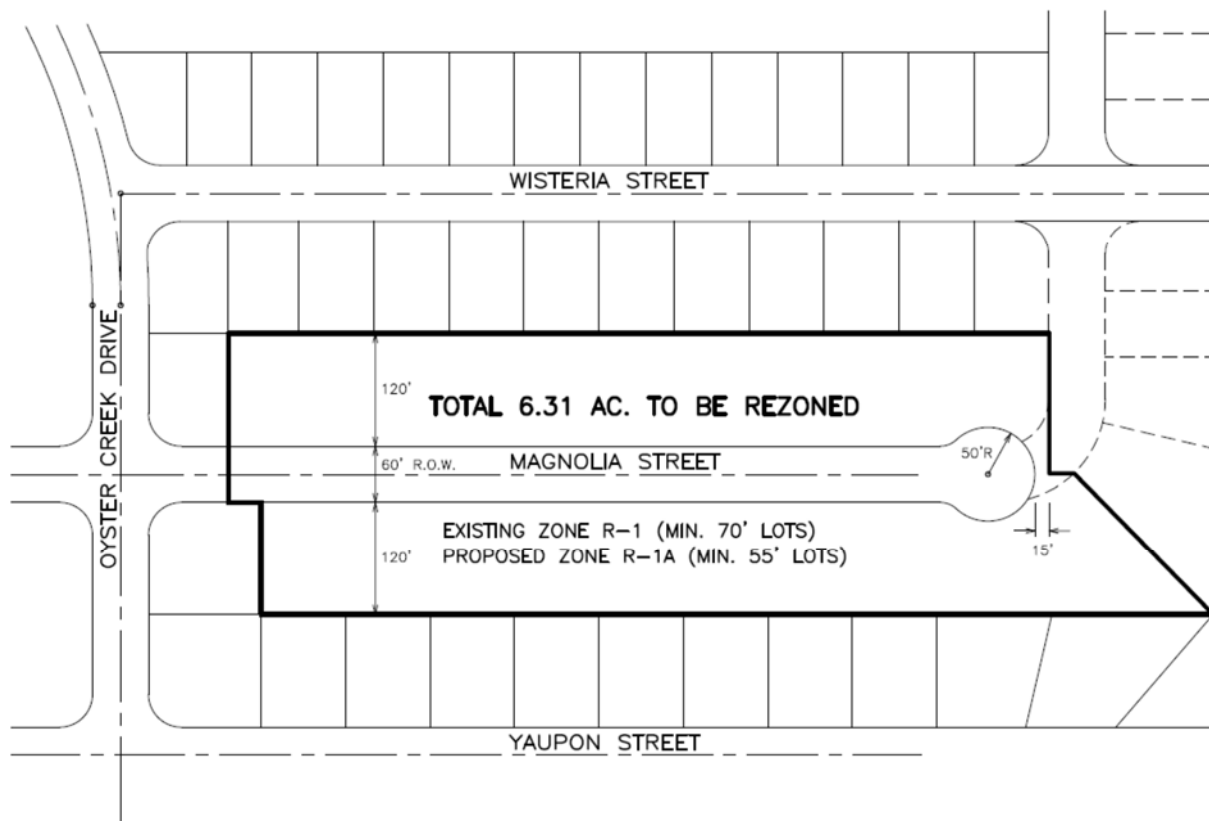
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Notice is hereby given that a Public Hearing will be held before the City Council of the City of Richwood for the purpose of re-zoning Lots 26 through 35, Block 7 and Lots 1 through 11, Block 17, Glenwood Bayou Subdivision. The lots in question are currently zoned R-1, Single Family and are undeveloped. The request is to rezone the property as R-1A, Single Family Zero Lot Line or Patio Homes. This rezone is being requested by NCHI Trading LLC and property is shown below.



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Michael Coon
City Manager



1800 Brazosport Blvd N
Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

SIMMONS ALAN
PO BOX 1593
CLUTE, TX 77531-1593

Dear Sir or Madam,

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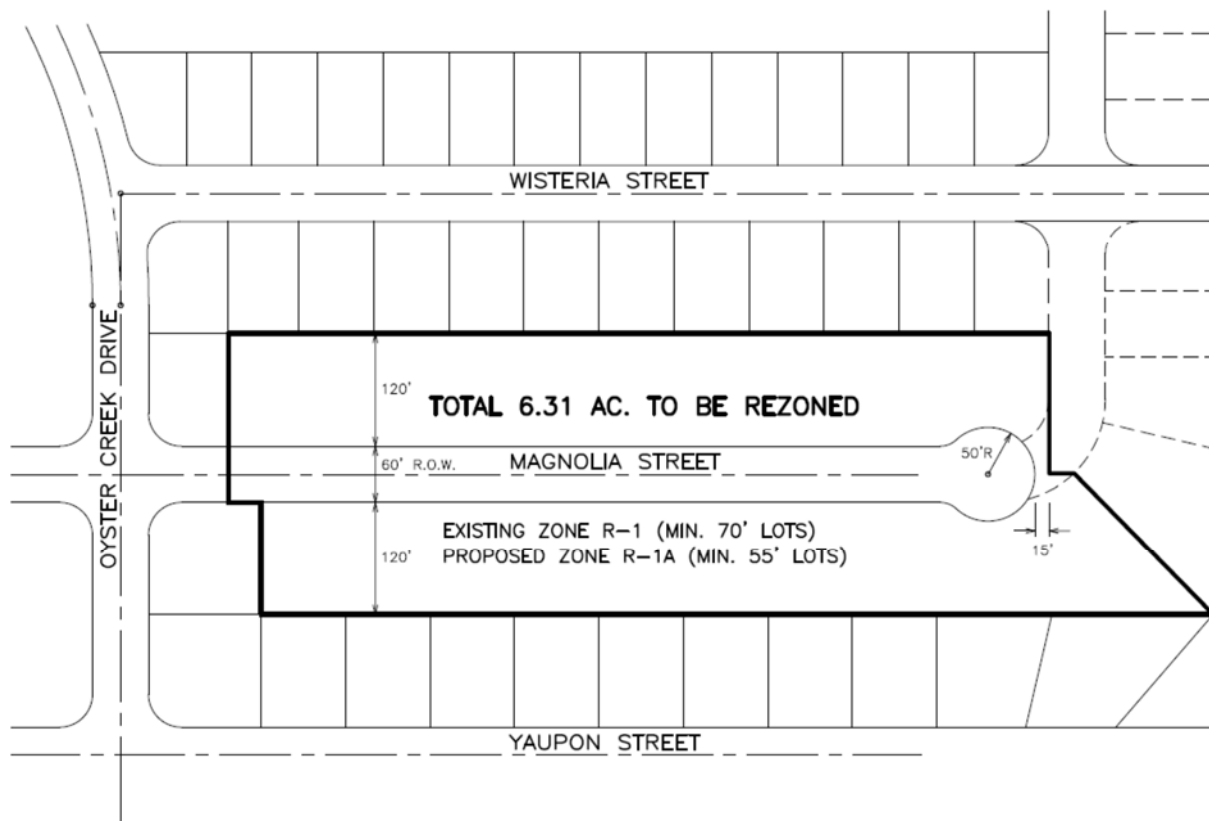
Sincerely,

Giani Cantu
City Secretary/Finance Director

(See Public Notice on back)

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Richwood, Texas 77531
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January 11, 2018

PROPERTY OWNER
306 WISTERIA
RICHWOOD, TX 77531-2223

Dear Sir or Madam,

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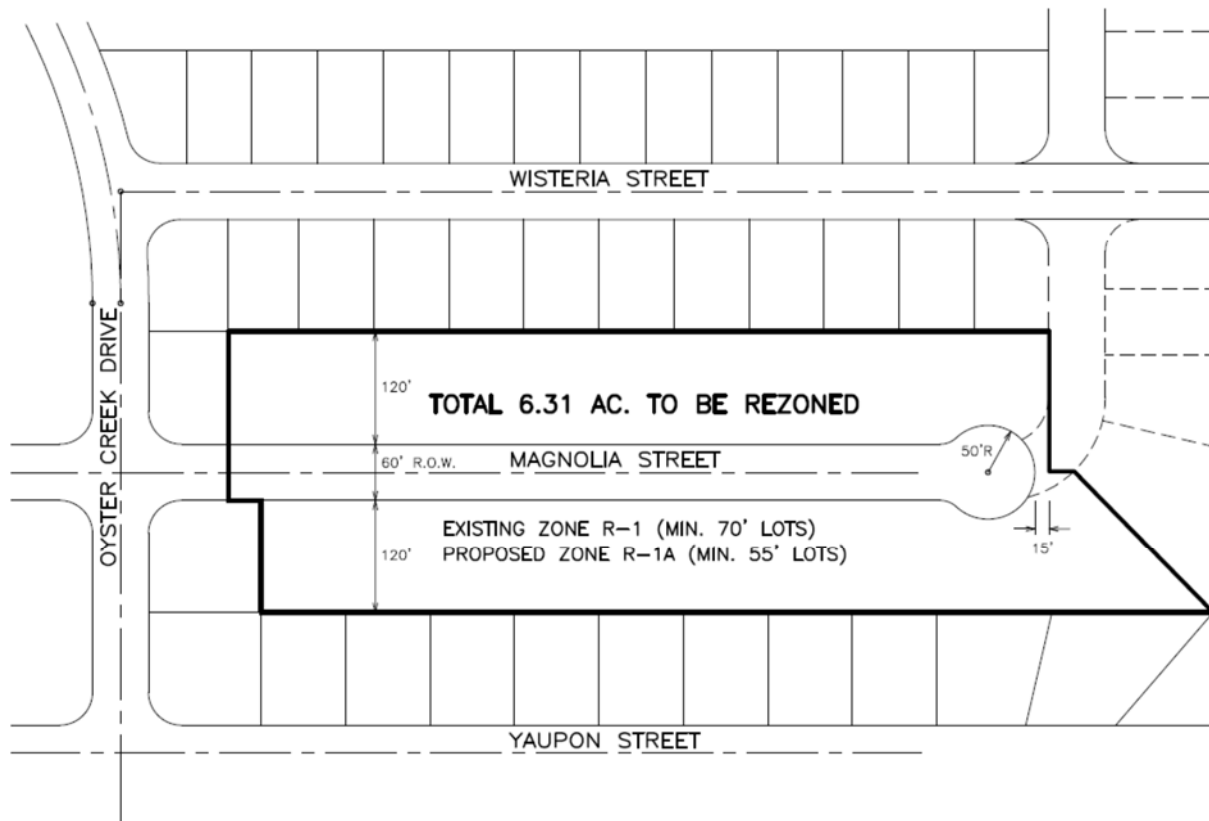
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Michael Coon
City Manager



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Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

TIMAEUS ERIC CURTIS
314 WISTERIA
RICHWOOD, TX 77531-2223

Dear Sir or Madam,

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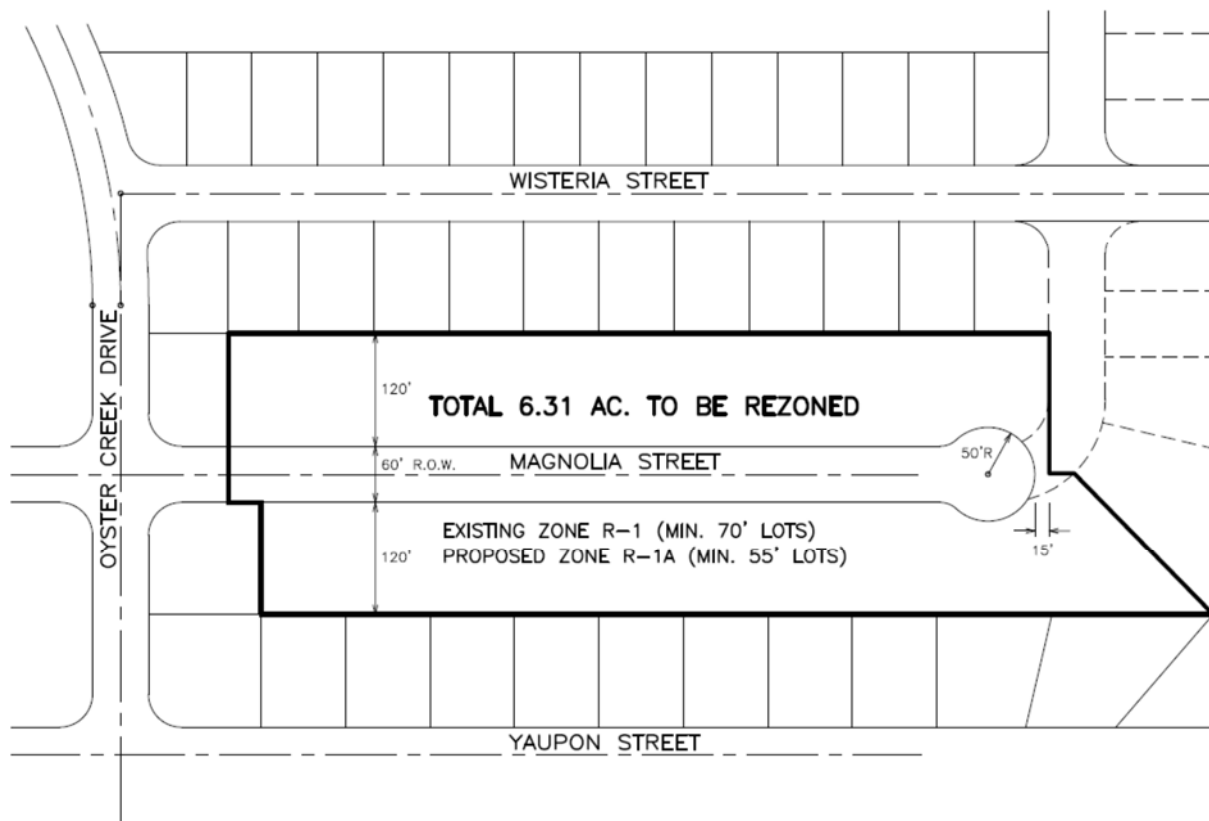
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Michael Coon
City Manager



1800 Brazosport Blvd N
Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

TAYLOR MARCUS
318 WISTERIA
RICHWOOD, TX 77531-2223

Dear Sir or Madam,

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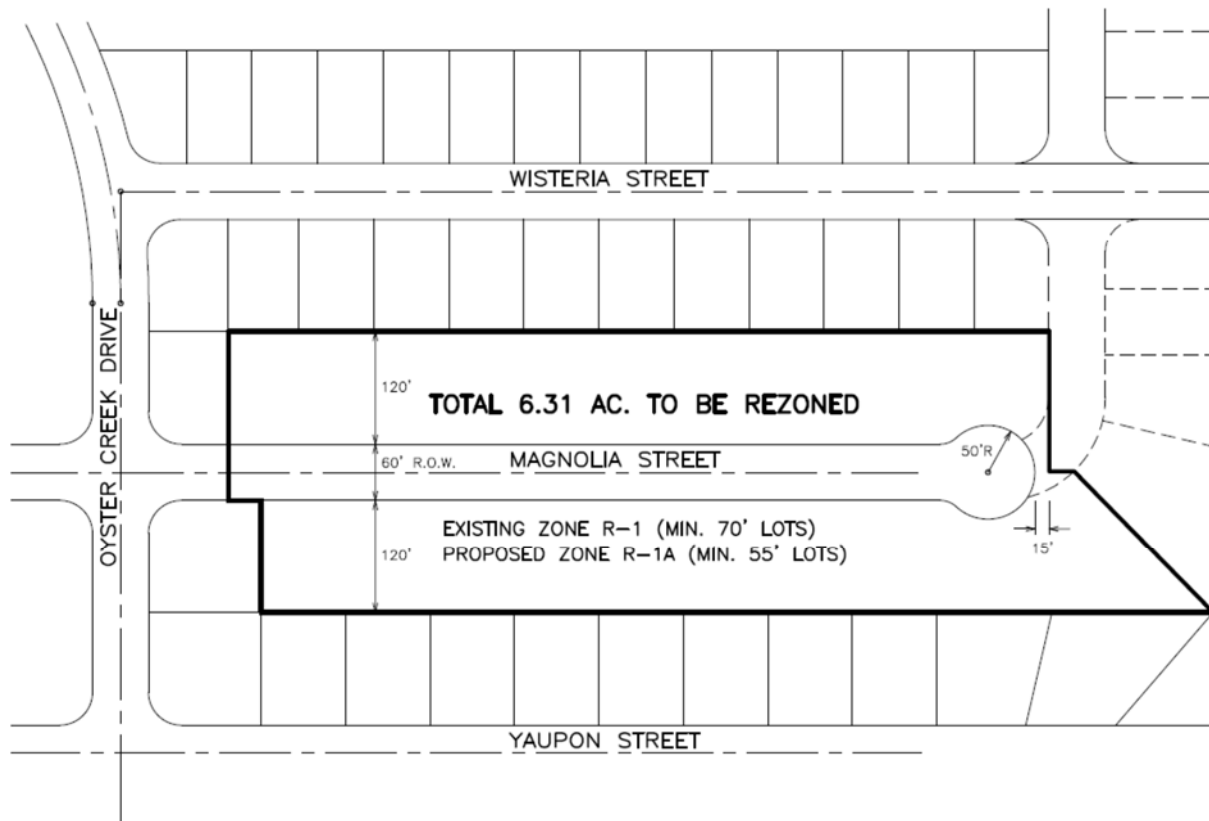
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Fax 979-265-7345

January 11, 2018

WADE VICTOR ROBERT
2314 OAKWOOD DR
LAKE JACKSON, TX 77566-3642

Dear Sir or Madam,

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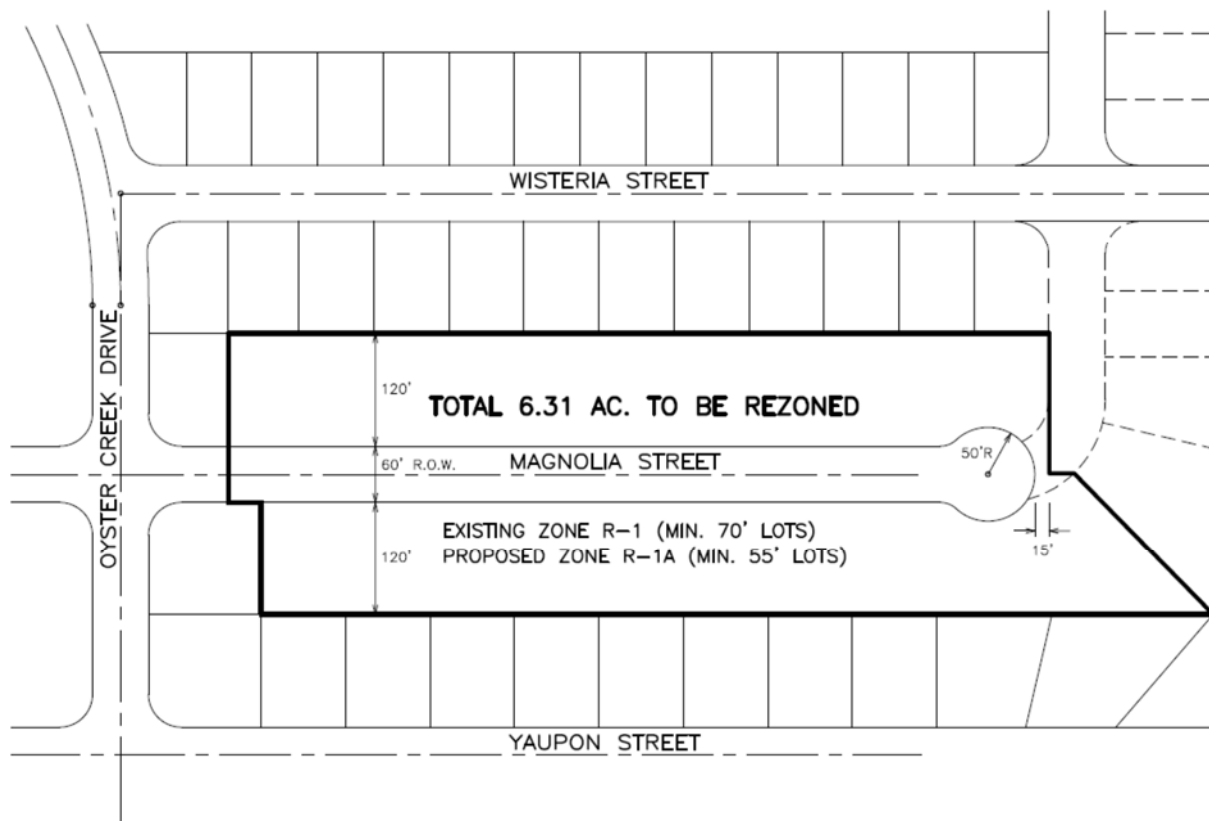
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Michael Coon
City Manager



1800 Brazosport Blvd N
Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

CEBALLOS OSCAR & MARTHA PORTALES
402 WISTERIA
RICHWOOD, TX 77531-2223

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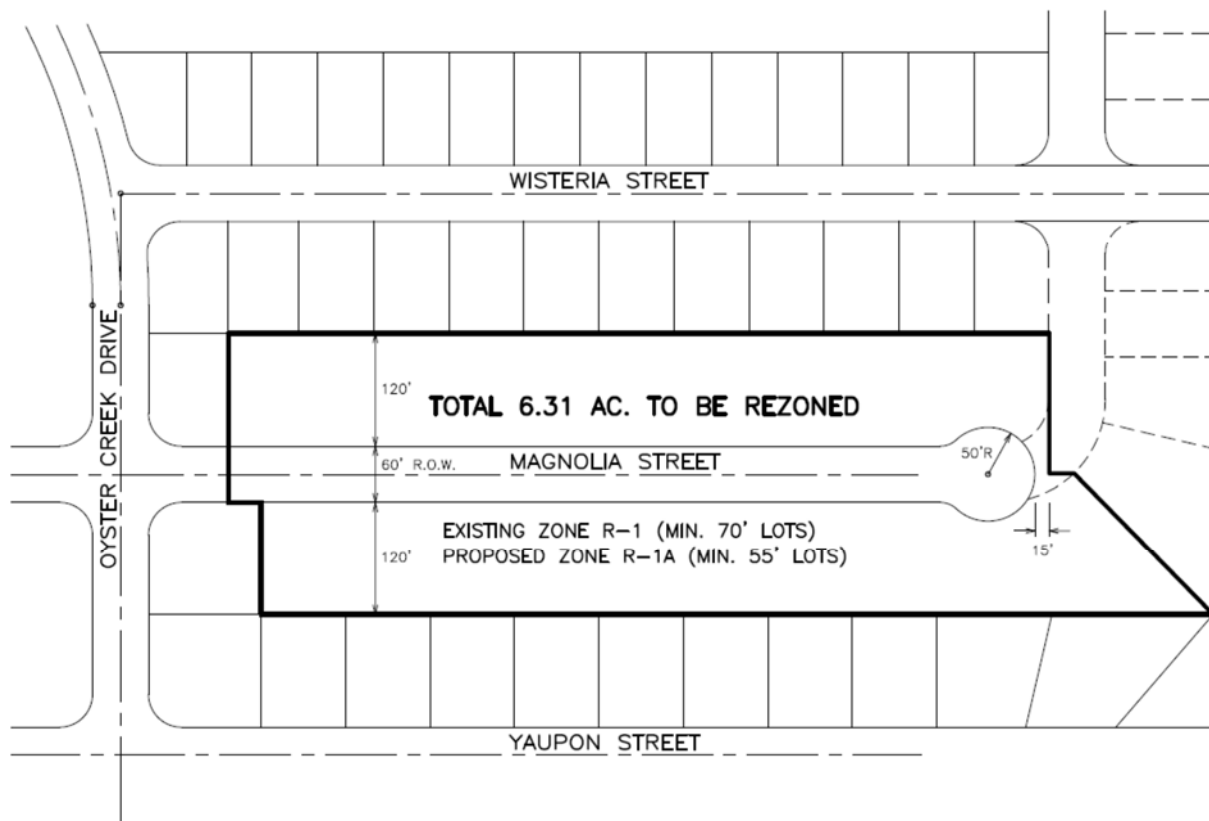
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Richwood, Texas 77531
Phone 979-265-2082
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January 11, 2018

BAILEY CASSANDRA D
406 WISTERIA
RICHWOOD, TX 77531-2223

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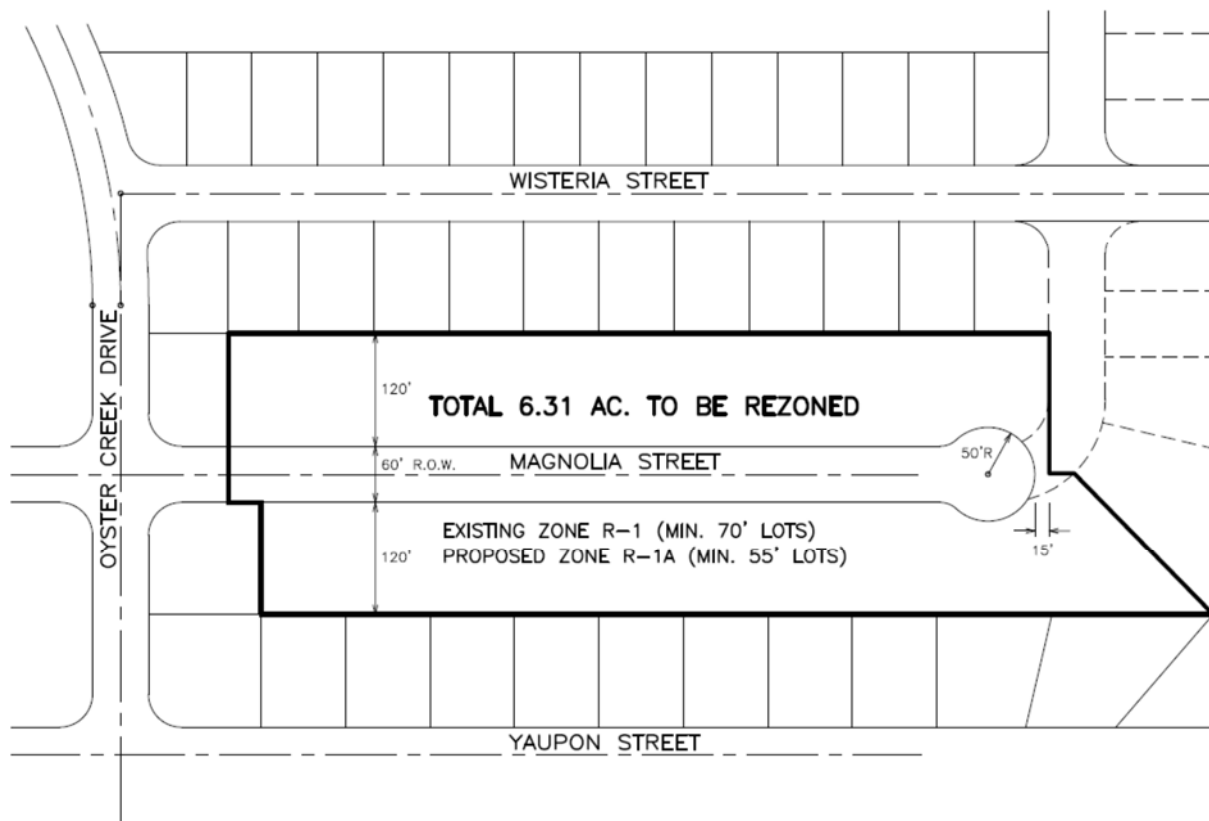
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1800 Brazosport Blvd N
Richwood, Texas 77531
Phone 979-265-2082
Fax 979-265-7345

January 11, 2018

COGER CHARLENE
410 WISTERIA
RICHWOOD, TX 77531-2223

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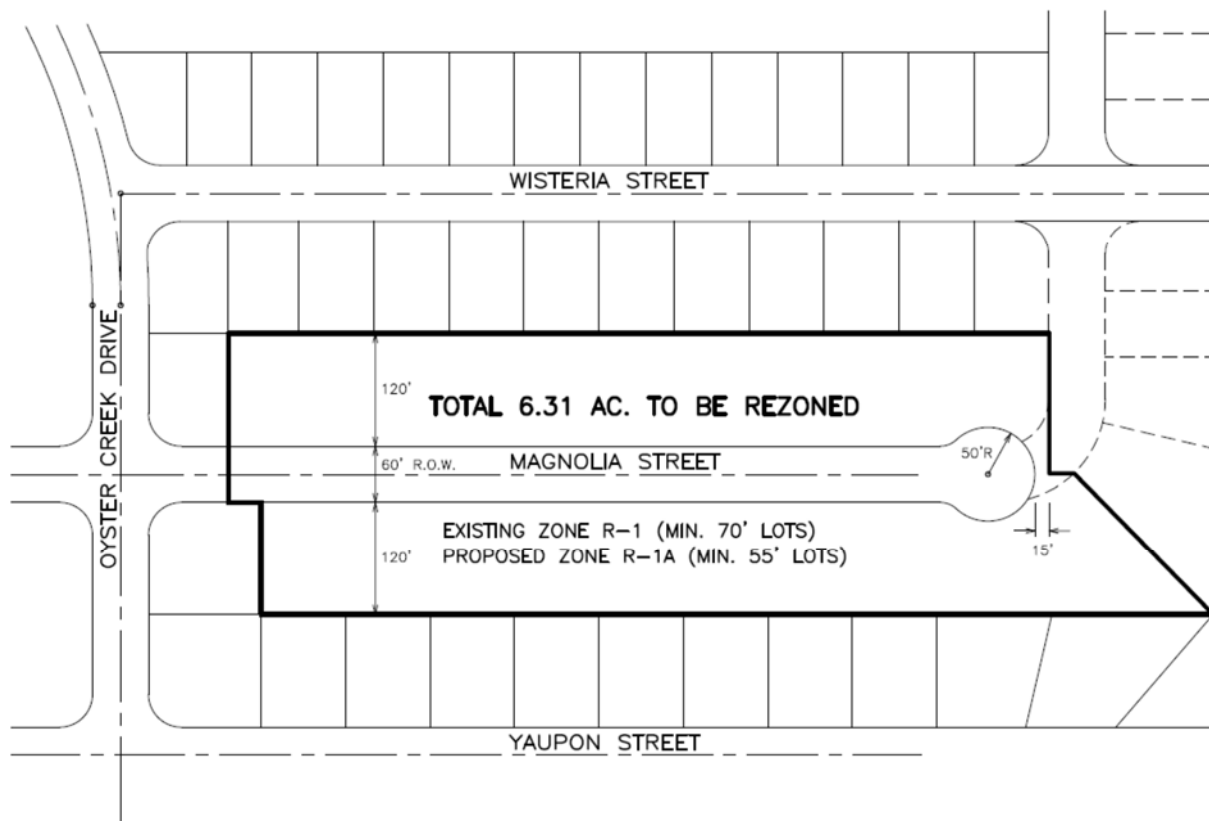
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Richwood, Texas 77531
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Fax 979-265-7345

January 11, 2018

SCHOCKMEL BERNADINE MARIE
414 WISTERIA
RICHWOOD, TX 77531-2223

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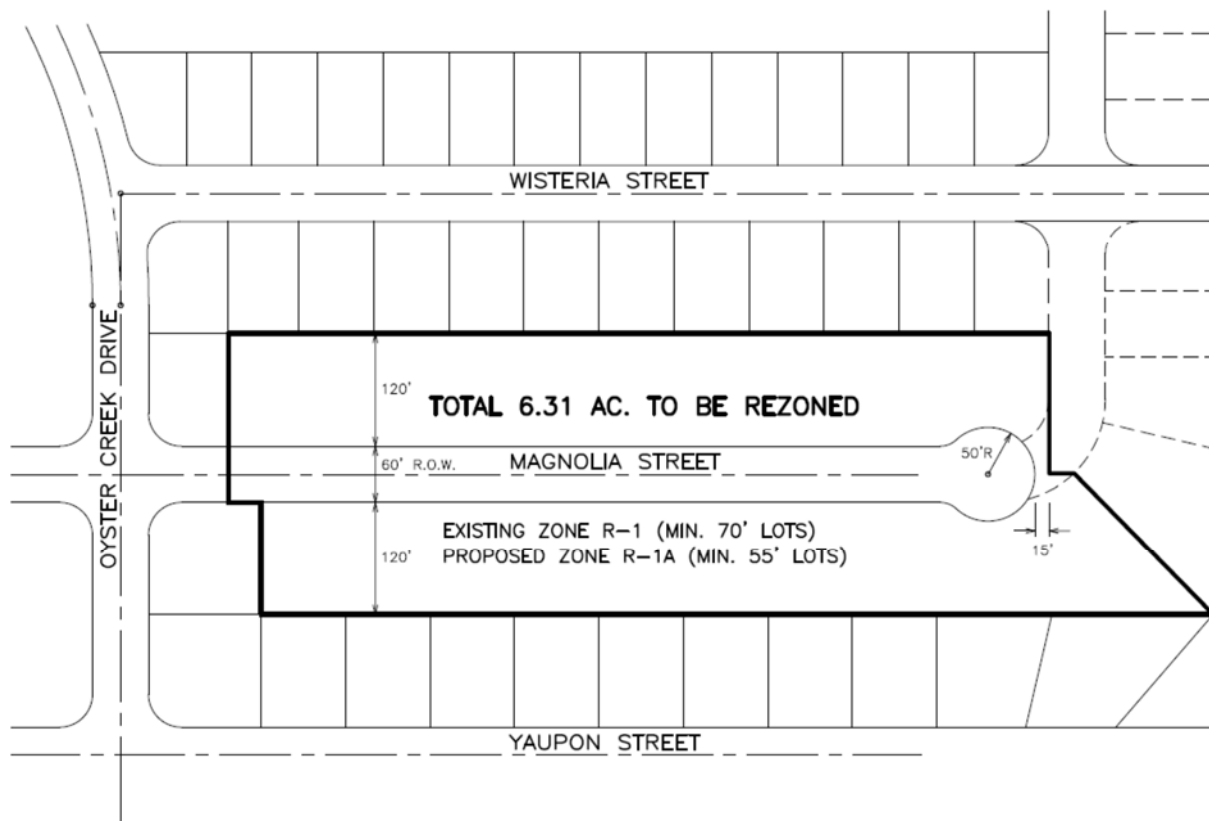
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January 11, 2018

KNOCKNINNY HILL
PO BOX 369
LAKE JACKSON, TX 77566-0369

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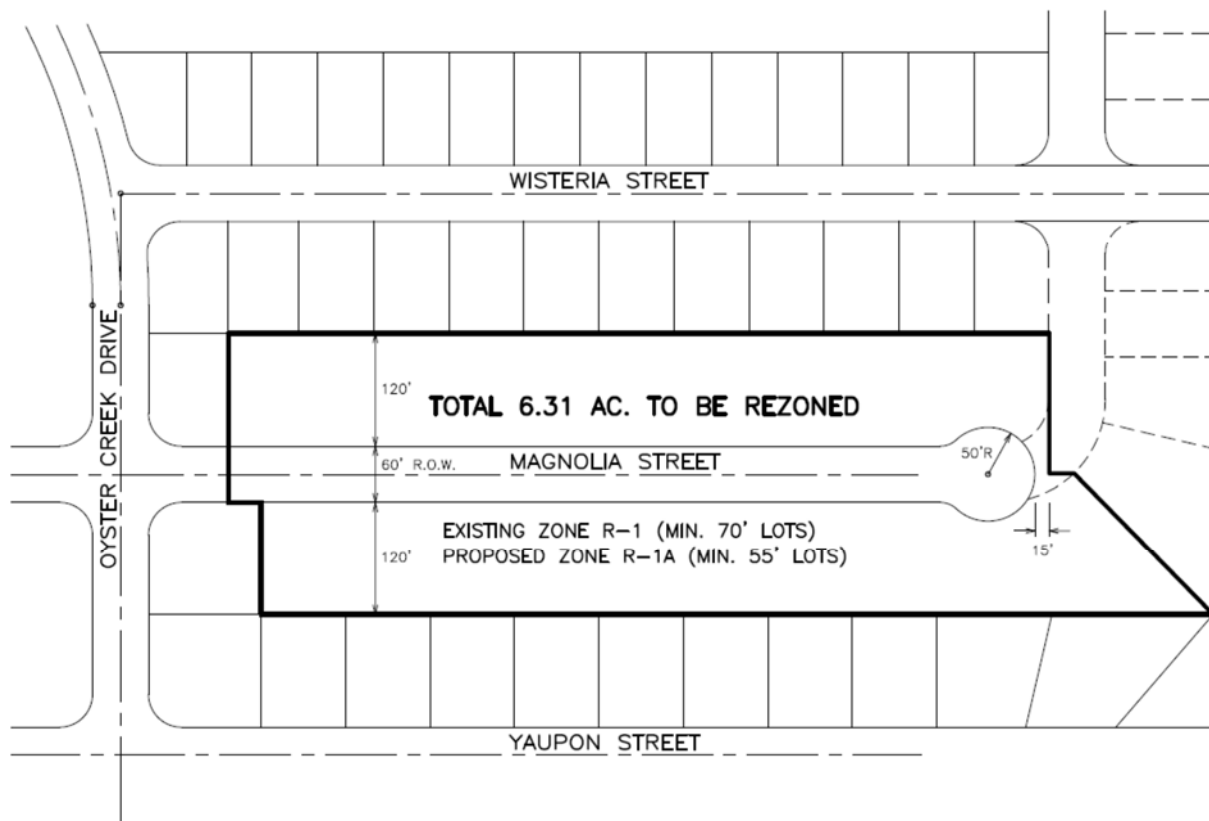
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Richwood, Texas 77531
Phone 979-265-2082
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January 11, 2018

BRYAN ANNA JEANNE
426 WISTERIA
RICHWOOD, TX 77531-2223

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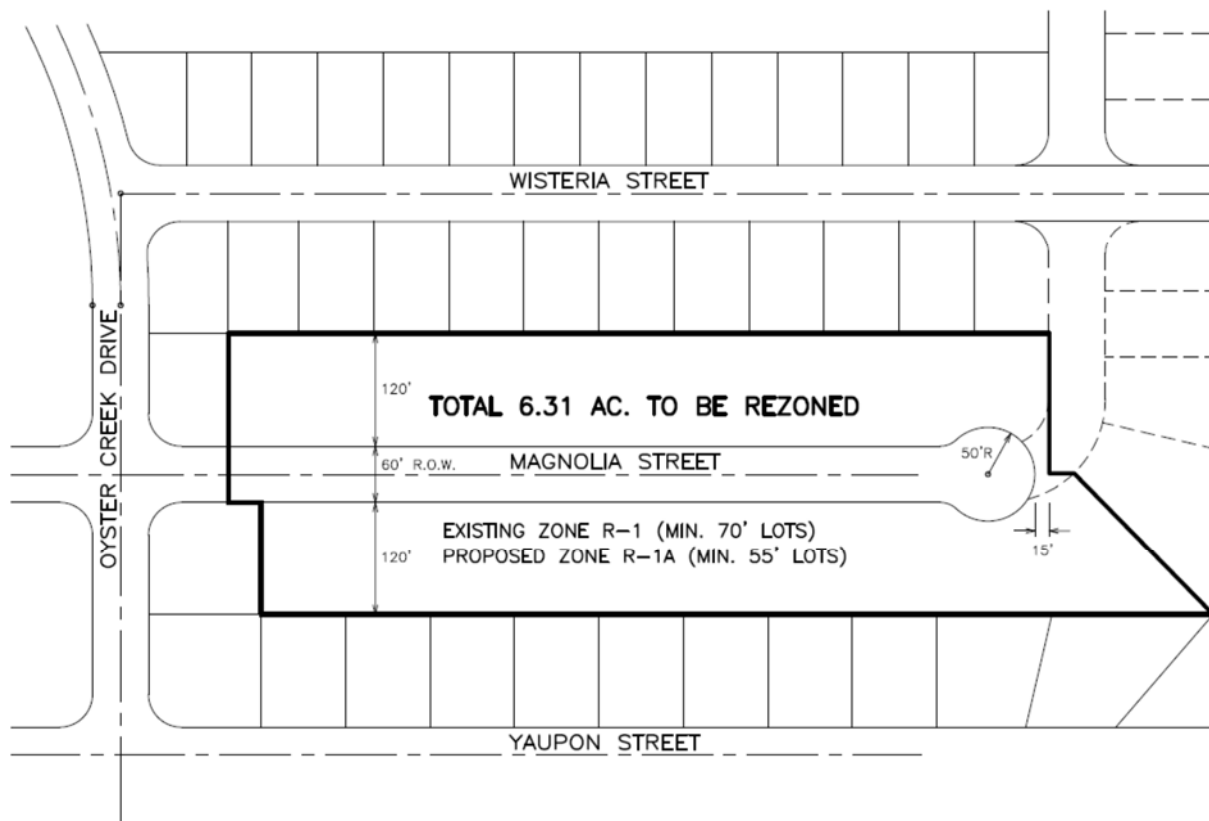
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January 11, 2018

RESURIZ ROBERT
3035 KEVAGLEN
LEAGUE CITY, TX 77573-9310

Dear Sir or Madam,

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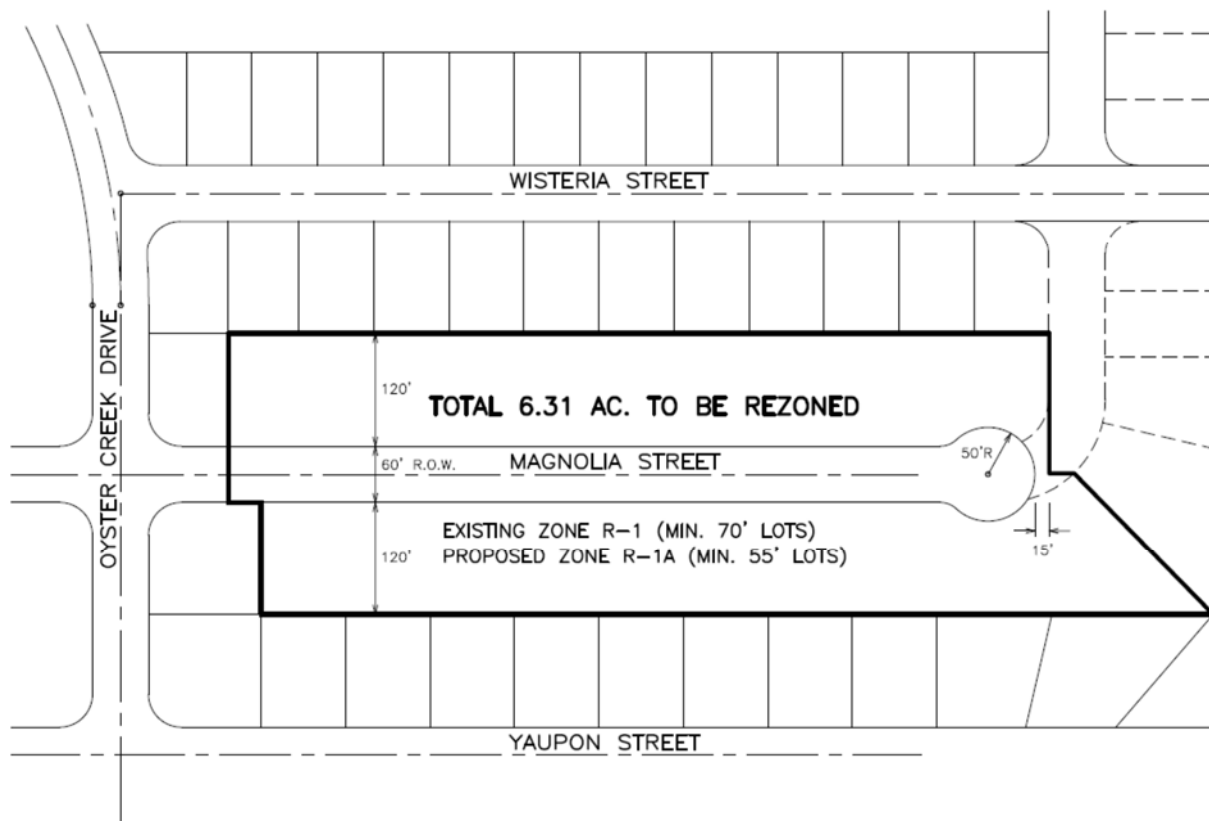
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Richwood, Texas 77531
Phone 979-265-2082
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January 11, 2018

SWATI MOHAMMAD A & TAHIRA
% DHUKA ZULFIQAR
2950 TURTLE CREEK DR
PORT ARTHUR, TX 77642-8028

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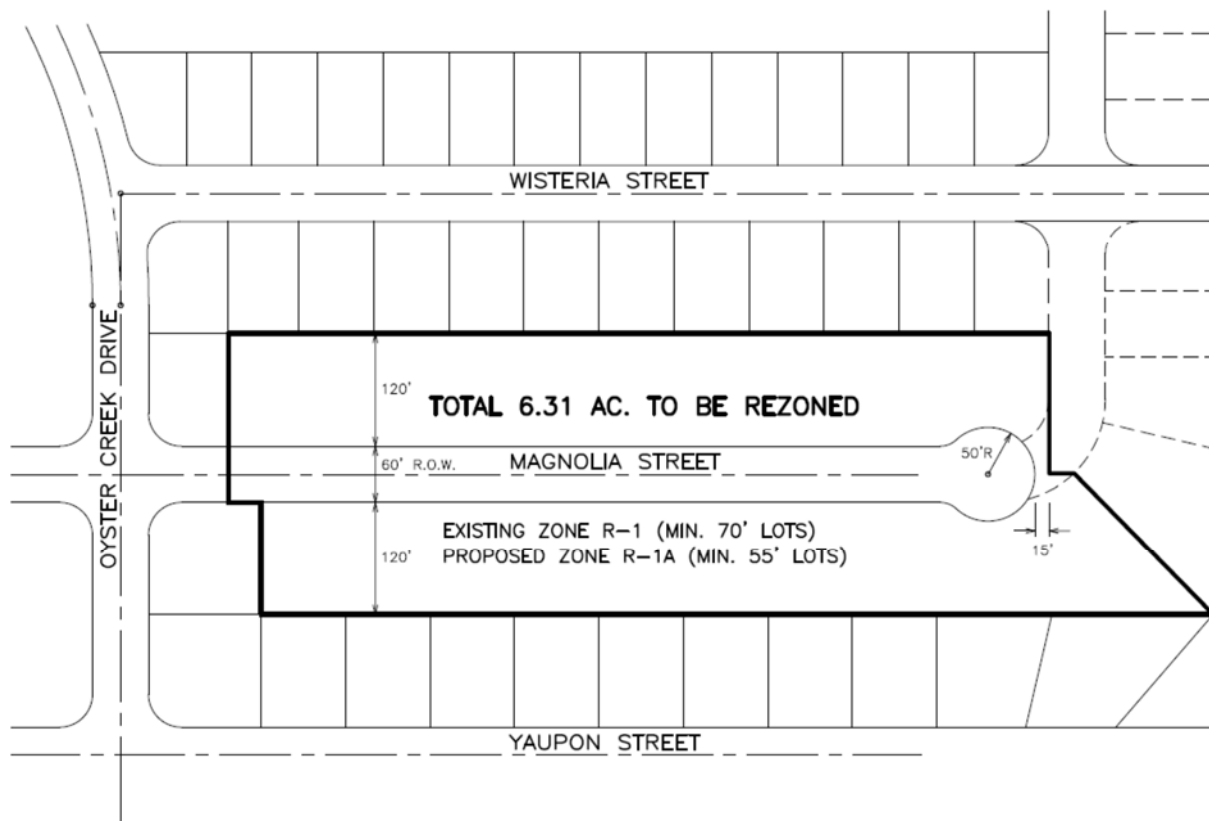
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(See Public Notice on back)

NOTICE OF PUBLIC HEARING

Notice is hereby given that a Public Hearing will be held before the City Council of the City of Richwood for the purpose of re-zoning Lots 26 through 35, Block 7 and Lots 1 through 11, Block 17, Glenwood Bayou Subdivision. The lots in question are currently zoned R-1, Single Family and are undeveloped. The request is to rezone the property as R-1A, Single Family Zero Lot Line or Patio Homes. This rezone is being requested by NCHI Trading LLC and property is shown below.

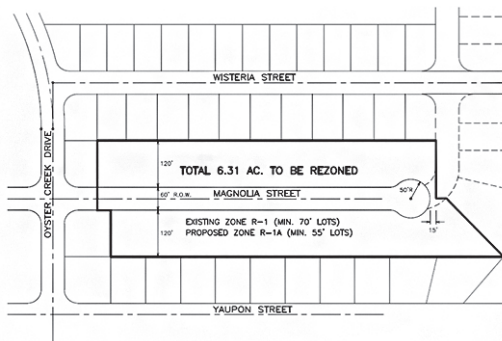


Anyone seeking to give or receive information on this amendment should be present at Richwood City Hall (1800 N. Brazosport Boulevard) on Monday, February 12, 2018 at 6:00 p.m. before the City Council.

Michael Coon
City Manager

NOTICE OF PUBLIC HEARING

Notice is hereby given that a Public Hearing will be held before the City Council of the City of Richwood for the purpose of re-zoning Lots 26 through 35, Block 7 and Lots 1 through 11, Block 17, Glenwood Bayou Subdivision. The lots in question are currently zoned R-1, Single Family and are undeveloped. The request is to rezone the property as R-1A, Single Family Zero Lot Line or Patio Homes. This rezone is being requested by NCHI Trading LLC and property is shown below.



Anyone seeking to give or receive information on this amendment should be present at Richwood City Hall (1800 N. Brazosport Boulevard) on Monday, February 12, 2018 at 6:00 p.m. before the City Council.

MEMORANDUM

To: The Honorable Mark Guthrie, Mayor and Members of the Richwood City Council

From: Michael Coon, City Manager

Date: February 9, 2018

Subject: Action on request to rezone Lots 26-5, Block 7 and Lots 1-11, Block 17 of Glenwood Bayou Subdivision from R-1, Single Family to R-1A, Single Family Zero Lot Line. Said property being the undeveloped property located between by Wisteria Street, Oyster Creek Drive and Yaupon Street

On Monday, January 8th the City Council met as the City's Planning and Zoning Commission to conduct the first public hearing for Mr. Tchamengo's request to rezone the vacant property that he has purchased along the undeveloped portion of Magnolia. At the City Council Meeting on Monday, February 12th, City Council will hold the second public hearing before any action is taken on this agenda item.

The developer for this project is asking City Council to rezone the property in question from R-1, Single Family to R-1A Single Family Zero Lot Line. The zoning change would allow for 31 zero-lot line or patio homes to be built, where now the current property is platted for 21 single family lots.

MEMORANDUM

To: The Honorable Mark Guthrie, Mayor and Members of the Richwood City Council

From: Michael Coon, City Manager

Date: February 9, 2018

Subject: Public Hearing on proposed changes to Chapter 3 Animals of the Code of Ordinances, to include but not limited to, changes to the livestock and fowl, domestic animals, and other sections

This past summer a group of residents, the Animal Ordinance Review Committee, were appointed by City Council to review the city's animal ordinances, most of which have not been updated in more than 20 years. The Animal Ordinance Review Committee has completed their review of the ordinances. The first public hearing for the committee's recommendations was held on Monday, January 8, 2018 and this will be the second public hearing.

Some of the recommendations from the Animal Ordinance Review Committee address the following items:

- Updating sections of the ordinance that currently contain out-of-date information
- Granting the power to the Humane Officer to designate an assistant
- Updating the restrictions on unrestrained and nuisance animals
- Eliminating the livestock Action Committee and replacing it with a simplified administrative process
- Updating the permitting process and requirements for keeping chickens
- Increasing the minimum acreage to house livestock from half an acre to one acre.

Animal Ordinances 2017

Suggested Changes

Section 3.1

- Except as stated otherwise, violations of this chapter are punishable as provided in section 1-6.
 - Need to make sure that all violations are up to date as far as fines and laws that may have changed.

Section 3.3 Humane Officer

- The city council shall appoint for a period to be terminated at their pleasure a qualified person to act in the capacity of city humane officer, whose duty it shall be to see that the provisions of this chapter and any other city ordinances relating to the control of animals are enforced.
 - Need to give power to appoint someone to work in place of the humane officer if the officer is not able to perform the job.

Section 3.5 Interference with Officer

- It is unlawful for any person to interfere with or oppose or resist the humane officer or his deputies, or any assistants of the humane officer, while such officers are engaged in the performance of the duties pertaining to the enforcement of this chapter. The chief of police, police officers and all of the aforementioned officers, deputies or assistants are empowered to enforce all of the provisions of this chapter.
 - Wrong Penal code attached – change to 38.15

Section 3.7 Animal bites; confinement, observation and destruction of biting animal.

- Should any person be bitten by any animal and complaint is made, the person responsible for such animal shall be notified to keep such animal confined and under observation by a licensed veterinarian for not less than ten days after such person was bitten and to release such animal only upon written approval of such veterinarian, and upon the failure of the person responsible for such animal to comply with such notice, the humane officer shall cause such animal to be confined and placed upon observation with a veterinarian duly licensed to practice in the state. The owner or owners of such animal shall be responsible for any actual expenses incurred for treatment, veterinary fees and lodging fees. If any animal dies while under observation, the head will be sent to a certified health department for examination.

Section 3.7 cont.

- All animals under quarantine will go to either owner's veterinarian or they can be transferred to Angleton Pound for the 10 days of observation. We do allow owners to do an in home quarantine for those that have an up to date rabies vaccination. There is paperwork that the city has that has to be filled out by the humane officer.

Section 3.8 Killing of Rabid Animal

- The police chief or any policeman of this city shall have the right to destroy any animal suspected of being rabid within the city limits. The head of any such animal destroyed shall be sent to a certified health department for examination.
 - Need to add in the Humane officer or appointed assistant

Section 3.9 Unrestrained and nuisance animals

- (a) It shall be the duty of the humane officer or his duly authorized assistants, or any police officer of the city to pick up unrestrained animals or nuisance animals.
- (b) It shall be a violation of this ordinance for any person to keep, own, possess, harbor, or allow to remain upon premises under his control an unrestrained or nuisance animal.
- (c) An unrestrained or nuisance animal is one which is not:
 - (1) Inside a fenced yard
 - (2) At the end of a leash controlled by a responsible person;
 - (3) In a house, apartment or in a completely enclosed cage;
 - (4) Tied or staked upon open or unfenced land.

Need to add for underground fences, electric collars and under the control of a responsible person. Not include cats

Section 3.10 Injured Animals

- (a) Any person who, as the operator of a motor vehicle strikes a domestic animal shall stop at once and render such assistance as may be possible and shall immediately report such injury or death to the animal's owner; in the event the owner cannot be ascertained and located, such operator shall at once report the accident to the appropriate law enforcement agency. Any untagged animal determined to be injured may be:
 - (1) Destroyed; or
 - (2) Given to a nonprofit animal shelter society for the protection of animals as soon as possible to prevent suffering.
- (b) Any tagged animal determined to be injured may be:
 - (1) Placed in the custody of the owner or person responsible for such animal;
 - (2) May be placed in the custody of a veterinarian, in which case the owner of said animal shall be responsible for all charges imposed by such veterinarian;
 - (3) May be placed in the custody of a nonprofit animal shelter society for the protection of animals; or
 - (4) May be destroyed to prevent further suffering
 - Need to add where the wildlife goes – we have a rehab that we work

Section 3-36 Unrestrained or nuisance animals

- It shall be the duty of the humane officer or his duly authorized assistants, or any police officer of the city to pick up unrestrained animals, excluding cats, or nuisance animals.
 - Needs to be changed to including cats and nuisance animals. Also need to add that wildlife can be picked up as well.

Section 3-70 Vicious dogs/cats - disposition

- Section d, 2 – states that the owner will be notified at last known address
 - Needs to be changed to include phone number

Section 3-91 - Definitions

- *Fowl* shall mean all members of the bird family commonly considered as fowl, including, but not limited to, chickens, ducks, geese and turkeys
 - Changed to chickens only, specifically hens

Section 3-92 Livestock Committee

- Remove this section completely

Section 3-95 Running at large

- It shall be unlawful for the owner or keeper of any geese, ducks, turkeys, chickens, or other domestic fowl to permit the same to run at large in the city.
 - Changed to just chickens, hens specifically

Section 3-67 City Registration Required

- Section (a) needs a word change from “antirabies” to rabies

Section 3-100 Minimum Areas

How it is stated now

- Every area of property upon which any livestock or fowl is proposed to be kept or maintained shall have or contain the following minimum square feet or area for each head:
- (1) Livestock, except goats or sheep:
 - a. For the first animal ½ acre
 - b. For each successive animal 1 acre
- (2) Goats or sheep 5,000
- (3) Fowl and small animals such as rabbits, etc. 5

How it needs to be changed

- Every area of property upon which any livestock or fowl is proposed to be kept or maintained shall have or contain the following minimum square feet or area for each head:
- (1) Livestock
 - A. For the first animal...1 acre
 - B. For each successive animal..1 acre
- (2) Goats or sheep....1 acre
- (3) Fowl and small animals such as rabbits, etc....5 square foot

Section 3-102 Sanitary and Maintenance

- All fowl yards and sheds shall be kept and maintained in such manner to prevent bugs and lice. All fowl sheds shall be treated weekly, or sooner if needed, with a cresylic disinfectant to prevent infection and to eliminate offensive odors.
 - Remove “weekly” and “cresylic”

Section 3-116

Permit Required

- Every person who shall own or keep livestock or fowl in or upon any property situated within the city shall register such livestock or fowl with the city secretary annually during the months of January through February. Applications for permits received during any other time of the year shall be denied. New residents who are owners of livestock or fowl shall be permitted to register within 30 days of their move into the city.

Registration Required

- Every person who shall own or keep livestock or fowl in or upon any property situated within the city shall register such livestock or fowl with the city secretary. New residents who are owners of the livestock or fowl shall be permitted to register within 30 days of their move into the city.

Section 3-118 Application

How it is stated now

- Any person desiring a permit required by the provisions of this division shall make application therefor to the city secretary. Such application shall be accompanied with adequate descriptions of the livestock or fowl, indicating the age, sex, peculiar markings, color, brand and ear tag or tattoo of each head, and a description of the property upon which such livestock or fowl are to be kept, together with measures taken to comply with the laws of the state and ordinances of the city relating to requirements of maintaining such livestock or fowl in the city. Permits must be approved by city council prior to the animal being brought into the corporate city limits.

Needs to be changed to

- Any person desiring a permit required by the provisions of this division shall make application therefor to the city secretary. Such application shall be accompanied with adequate descriptions of the livestock or fowl, indicating the age, sex, peculiar markings, color, brand and ear tag or tattoo of each head, and a description of the property upon which such livestock or fowl are to be kept, together with measures taken to comply with the laws of the state and ordinances of the city relating to requirements of maintaining such livestock or fowl in the city. **Once all requirements are met and inspection has been completed the animal can be brought into the city**

Section 3-119 Fee

How it is stated now

- Each application for a permit required by the provisions of this division shall be accompanied with the sum of \$20.00 for each head of livestock involved and the sum of \$20.00 for each unit of 20 or less of fowl involved plus \$10.00 to cover the cost of processing such application. Payment for said application for permit must be received prior to the processing of the application. The applicant will further be responsible for all other costs as may be incurred so as to comply with the provisions of this article such as, but not limited to, postage and copies, regardless of whether or not the application is later approved. Fees for each head or unit of livestock shall be waived for students who are involved in either the FFA or 4H programs. However, they shall be responsible for all other applicable costs associated with the permitting process and for the compliance with all other provisions of this article.

Changed to

- Each application for a permit required by the provisions of this division shall be accompanied with the sum of \$20.00 for each head of livestock involved and the sum of **\$35.00** for fowl involved plus \$10.00 to cover the cost of processing such application. Payment for said application for permit must be received prior to the processing of the application. The applicant will further be responsible for all other costs as may be incurred so as to comply with the provisions of this article such as, but not limited to, postage and copies, regardless of whether or not the application is later approved. Fees for each head or unit of livestock shall be waived for students who are involved in either the FFA or 4H programs. However, they shall be responsible for all other applicable costs associated with the permitting process and for the compliance with all other provisions of this article.

Section 3-120 Inspection, Investigation

- (a) Upon receipt of the application for the permit required by this division and the required fee, the livestock action committee appointed by the city, shall inspect the property upon which the livestock or fowl are to be kept and/or maintained to determine whether or not the facilities comply with the provisions of this article and the health standards prescribed by the state. Such inspection shall be made within three days from the date the application is received. Persons or owners within 150 feet of the property where the livestock or fowl is to be kept will be contacted by the city by certified mail and written permission must be furnished to the city council before permit is approved. One letter returned disapproving the application for permit shall be sufficient grounds for denial. The letter must contain the reason for the disapproval for the denial to be considered by the council. Lack of response to the certified letters will be construed as consent.
- (b) The ultimate decision as to such application rests with the city council, however, the city council will carefully review the recommendations of the livestock action committee. In the event the permit is denied for any reason, the applicant may not submit another application for a permit for one year.

Section 3-120 Inspection, investigation

- (a) Upon receipt of the application for the permit required by this division and the required fee, the property shall be inspected upon which the livestock or fowl are to be kept and/or maintained to determine whether or not the facilities comply with the provisions of this article and the health standards prescribed by the state. There will be an additional \$20 fee for each failed inspection. Such inspection shall be made within three days from the date the application is received. Persons or owners that live directly next to the property where the livestock or fowl is to be kept will be contacted by the city by certified mail. One letter returned disapproving the application for permit shall be sufficient grounds for denial. The letter must contain the reason for the disapproval for the denial to be considered by the council. Lack of response to the certified letters will be construed as consent.
- (b) The ultimate decision as to such application rests with the city council, however, the city council will carefully review the recommendations of the livestock action committee. In the event the permit is denied for any reason, the applicant may not submit another application for a permit for one year.

Chickens Specifically

- No more than 6 chickens allowed
- All chickens must be registered with the city and have a band number at 4 months of age
- Housing must be inspected and approved before chickens are brought onto the property
- Housing must be 7 ½ feet from property line/neighboring homes
- Must have 5 square feet per chicken
- Must read/understand and sign pamphlet at time of registration that will have guidelines to follow
- Must register with the city every 2 years
- Inspection must be done every 2 years at a \$30 fee
- Humane officer will have a check list for if there are complaints against noise/smell so that it is fair
- Special request may be made to city council for different housing areas that may not be able to meet footage requirements due to yard space or lack there of

Chicken Facts

Do they smell?

- Chickens don't smell any more than other pets do. A properly cleaned chicken coop has no objectionable odors. While it's certainly true that if your chicken coop is seldom or never cleaned, it will begin to smell, the same is true of a cat box that is never cleaned, or a dog kennel that is never cleaned. There are laws against animal cruelty, animal neglect, animal abuse, and so on that apply to all pets. The bottom line is that responsible people give their pets proper care and provide them with a clean environment, regardless of what that pet may be.

Are they loud?

- The truth is that a flock of laying hens is actually quieter than dogs are. A hen will cackle or squawk when she lays an egg. That occurs once a day—or less, depending on the breed and age of the hen, as well as the season. The noise level for the squawk after egg laying is up to 70 decibels at its very loudest, or about the same volume as a normal conversation between two people. Lawn mowers and barking dogs register at around 90 -100 decibels, much louder than a few hens.

Chicken Facts cont.

Don't chickens produce a lot of waste?

- Very little solid waste is produced by chickens, and what IS produced can be composted to make great fertilizer. By way of comparison, an average dog will produce around a pound of poop in a day, whereas a flock of four hens will only produce less than half that, about 1.5 ounces of waste per hen. Four chickens produce less waste than a medium house cat, too. Plus, composted chicken manure can eventually be used for your garden.

Can they carry disease?

- Like any other animal, chickens can carry disease. While it isn't likely that you will contract an illness from your chickens, it is possible. Diseases such as Histoplasmosis, salmonella, farmer's lung, and staph infections CAN be associated with being around chickens. In order to remain healthy around chickens, most people don't need to do anything other than wash their hands after handling their chickens. However, there are many people who must be extra cautious because of suppressed immune systems, asthma, COPD or other conditions that make them more susceptible to illnesses that might be transmitted via chickens.
- Sources: www.backyardchickens.com and www.mypetchicken.com

Chapter 3 - ANIMALS⁽¹⁾

Footnotes:

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Cross reference— Health and human services, ch. 8; nuisances, ch. 13.

State Law reference— Authority to legislate for public health, safety, etc., V.T.C.A., Local Government Code §§ 51.001, 51.012; general authority relative to animals, V.T.C.A., Local Government Code § 251.025 et seq.; animals generally, V.T.C.A., Health and Safety Code chs. 821—826.

ARTICLE I. - IN GENERAL

Sec. 3-1. - Penalty.

Except as stated otherwise, violations of this chapter are punishable as provided in section 1-6.

(Ord. No. 194, § 27, 5-14-85; Ord. No. 194C, § 21, 10-28-91)

Sec. 3-2. - Purpose.

The keeping of dogs, cats and other animals and fowl in the city may constitute a nuisance. It is the desire of the city to set certain standards and conditions under which dogs and cats may be kept and regulate the keeping of fowl and other animals in the city.

(Ord. No. 194, § 1, 5-14-85)

Sec. 3-3. - Humane officer.

The city council shall appoint for a period to be terminated at their pleasure a qualified person to act in the capacity of city humane officer, whose duty it shall be to see that the provisions of this chapter and any other city ordinances relating to the control of animals are enforced.

(Ord. No. 194, § 2, 5-14-85)

Sec. 3-4. - Right of entry for enforcement.

- (a) The city humane officer or any police officer of this city having probable cause to believe that a violation of this chapter has occurred, shall have the right to enter upon all yards within the city in the course of enforcement for the purpose of impounding an animal or issuing a citation, or both.
- (b) However, nothing in this section shall be construed as to authorize the humane officer to enter dwellings or buildings attached thereto without the consent of the owner or person in control of such dwelling.

(Ord. No. 194, § 3(a), (b), 5-14-85)

Sec. 3-5. - Interference with officers.

It is unlawful for any person to interfere with or oppose or resist the humane officer or his deputies, or any assistants of the humane officer, while such officers are engaged in the performance of the duties pertaining to the enforcement of this chapter. The chief of police, police officers and all of the

aforementioned officers, deputies or assistants are empowered to enforce all of the provisions of this chapter.

(Ord. No. 194, § 3(c), 5-14-85)

State Law reference— Interference with duties of public servants, V.T.C.A., Penal Code § 38.18.

Sec. 3-6. - City declared bird refuge; hunting, shooting, etc., prohibited.

- (a) The entire area within the corporate limits of the city be and the same is hereby designated as a bird refuge.
- (b) It shall be unlawful to hunt, shoot or attempt to shoot or molest in any manner any bird or wild fowl or to rob bird nests or wild fowl nests. Provided, however, if starling or similar birds are found to be congregating in such numbers in a particular locality that they constitute a nuisance or a menace to health and property, in the opinion of the humane officer, then such birds may be destroyed in such manner as is deemed advisable by the humane officer under supervision of the chief of police.

(Ord. No. 194, § 24, 5-14-85)

Sec. 3-7. - Animal bites; confinement, observation and destruction of biting animal.

Should any person be bitten by any animal and complaint is made, the person responsible for such animal shall be notified to keep such animal confined and under observation by a licensed veterinarian for not less than ten days after such person was bitten and to release such animal only upon written approval of such veterinarian, and upon the failure of the person responsible for such animal to comply with such notice, the humane officer shall cause such animal to be confined and placed upon observation with a veterinarian duly licensed to practice in the state. The owner or owners of such animal shall be responsible for any actual expenses incurred for treatment, veterinary fees and lodging fees. If any animal dies while under observation, the head will be sent to a certified health department for examination.

(Ord. No. 194, § 16, 5-14-85)

State Law reference— Animal quarantine, V.T.C.A., Health and Safety Code § 826.042.

Sec. 3-8. - Killing of rabid animal.

The police chief or any policeman of this city shall have the right to destroy any animal suspected of being rabid within the city limits. The head of any such animal destroyed shall be sent to a certified health department for examination.

(Ord. No. 194, § 17, 5-14-85)

Sec. 3-9. - Unrestrained and nuisance animals.

- (a) It shall be the duty of the humane officer or his duly authorized assistants, or any police officer of the city to pick up unrestrained animals or nuisance animals.
- (b) It shall be a violation of this ordinance for any person to keep, own, possess, harbor, or allow to remain upon premises under his control an unrestrained or nuisance animal.
- (c) An unrestrained or nuisance animal is one which is not:

- (1) Inside a fenced yard;
 - (2) At the end of a leash controlled by a responsible person;
 - (3) In a house, apartment or in a completely enclosed cage;
 - (4) Tied or staked upon open or unfenced land.
- (d) A nuisance animal is one which:
- (1) Molests or attacks people;
 - (2) Attacks other animals;
 - (3) Is repeatedly at large;
 - (4) Damages private or public property;
 - (5) Barks, whines, or howls excessively;
 - (6) Creates an offensive odor.

(Ord. No. 194, § 9, 5-14-85; Ord. No. 194-2001, 11-12-01)

Sec. 3-10. - Injured animals.

- (a) Any person who, as the operator of a motor vehicle strikes a domestic animal shall stop at once and render such assistance as may be possible and shall immediately report such injury or death to the animal's owner; in the event the owner cannot be ascertained and located, such operator shall at once report the accident to the appropriate law enforcement agency. Any untagged animal determined to be injured may be:
- (1) Destroyed; or
 - (2) Given to a nonprofit animal shelter society for the protection of animals as soon as possible to prevent suffering.
- (b) Any tagged animal determined to be injured may be:
- (1) Placed in the custody of the owner or person responsible for such animal;
 - (2) May be placed in the custody of a veterinarian, in which case the owner of said animal shall be responsible for all charges imposed by such veterinarian;
 - (3) May be placed in the custody of a nonprofit animal shelter society for the protection of animals;
or
 - (4) May be destroyed to prevent further suffering.

(Ord. No. 194, § 20, 5-14-85)

Secs. 3-11—3-35. - Reserved.

ARTICLE II. - IMPOUNDMENT, REDEMPTION, ETC.^[2]

Footnotes:

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State Law reference— Impoundment of dogs and cats, V.T.C.A., Health and Safety Code § 826.033.

Sec. 3-36. - Unrestrained and nuisance animals.

It shall be the duty of the humane officer or his duly authorized assistants, or any police officer of the city to pick up unrestrained animals, excluding cats, or nuisance animals.

(Ord. No. 194, § 9(a), 5-14-85)

Sec. 3-37. - Fees authorized.

The city shall charge reasonable fees for the redemption of animals and for all costs and services rendered by the humane department. Such fees are to be paid by the owner or person entitled to redeem the animal. The humane officer shall keep current a schedule of items and fees to be charged, such fees to be approved by the city council when adjustments are required. All fees and monies collected under the terms of this article shall be paid into the city's general fund.

(Ord. No. 194, § 10, 5-14-85)

Sec. 3-38. - Notice of impoundment.

As soon as possible after any animals have been impounded by the humane officer, it shall be the duty of the humane officer to post notice at the door of city hall, describing each of such animals whether bearing a registration tag or not and giving the number of the tag and the name of the person registering the animal in the case where the animal bears a registration tag. In case the animal bears a vaccination tag, then in addition to posting the notice as herein provided, it shall be the duty of the humane officer to contact the veterinarian who issued the vaccination tag to determine the identity of the owner of the animal. The humane officer will notify such person to whom such vaccination tag was issued by letter, postal card or telephone. The mailing of such letter or postal card shall be deemed sufficient notice whether the person addressed receives the same or not. Notice shall be posted within 24 hours from the pick up of the animal.

(Ord. No. 194, § 11, 5-14-85)

Sec. 3-39. - Redemption by owner.

The person entitled to the possession of an animal taken up and impounded under this article, upon proper application within the time limits specified in this article after the impoundment of such animal, shall be entitled to have the animal released to him provided such animal is not affected or thought to be affected with rabies, upon the payment of the pound fee in accordance with this article and, in addition thereto, there is satisfactory evidence that such animal has been vaccinated against rabies. All fees must be paid before an animal is released.

(Ord. No. 194, § 12, 5-14-85)

Sec. 3-40. - Adoption of unredeemed animals.

- (a) If any animal after impoundment by the humane officer remains unclaimed for a period of five days after the posting of notice by the humane officer of the impounding of such animal, any interested individual may make application to the humane officer to adopt the unclaimed animal and upon payment of the appropriate pound fees, may adopt the unclaimed animal. However, the humane officer shall not release for adoption any animal more than six months of age that has not been vaccinated against rabies. The costs of vaccination must be deposited with the humane officer for

payment to a veterinarian selected by the person adopting the animal. The deposit shall be returned upon receipt by the humane officer of a notice from the veterinarian, that the animal has been vaccinated as set forth in this chapter. It shall be the duty of the person adopting the animal to transport the animal to the veterinarian.

- (b) If any interested person, whether the owner of the animal or not, indicates to the city by notice in writing that such individual is interested in an animal that has been impounded, and if such person indicates to the city that the individual will make arrangements to pick up the animal that has been impounded and pay all required fees, then such person may adopt such animal upon payment of the required fees.

(Ord. No. 194, § 13, 5-14-85; Ord. No. 194A, 6-10-86)

Sec. 3-41. - Liability of owner.

If the city has any information concerning ownership of an animal impounded under this article, and if the animal may be traced to a particular owner, then the owner of the animal will be held responsible for any pound fees incurred in reference to this matter, from initial impoundment up to and including the date of the animal's destruction, and if the animal is not destroyed, up to and including the day the animal is released from impoundment.

(Ord. No. 194A, § 13, 6-10-86)

Sec. 3-42. - Destruction—Authorized.

If any animal, after impoundment by the humane officer, remains unclaimed for a period of five days after the posting of notice by the humane officer, and no interested individual makes any application to the humane officer to adopt the animal, the city may make arrangements to have the animal destroyed.

(Ord. No. 194A, § 13, 6-10-86)

Sec. 3-43. - Same—Manner.

Animals taken up by the city shall be destroyed only in a humane manner. No dog or cat may be put to death by shooting, except in emergency field conditions or as specifically set out in this chapter. No animal shall be put to death by administering unfiltered or uncooled carbon monoxide, magnesium, salts used alone, chloral hydrate or strychnine.

(Ord. No. 194, § 25, 5-14-85)

Sec. 3-44. - Records.

The city humane officer shall record in a book the number and kind of animals taken up by him, showing the date taken up, date of release, name of person whom released to or the date destroyed. Such record book shall be kept at city hall.

(Ord. No. 194, § 15, 5-14-85)

Secs. 3-45—3-65. - Reserved.

ARTICLE III. - DOGS AND CATS

Sec. 3-66. - Vaccination required; tags.

- (a) It shall be unlawful for any person within the corporate limits of the city to own, keep, possess, harbor or to allow to remain upon the premises under his control any dog or cat without having such animal vaccinated against rabies and keeping the vaccination current.
- (b) Subsection (a) of this section shall apply to all dogs and cats in the city or brought into the city except those dogs and cats under the age of four months.
- (c) All dogs and cats four months of age or older, within the city shall be required to have a current rabies vaccination and wear a collar. Any licensed veterinarian may vaccinate any dog or cat and shall, upon administering the vaccination issue a vaccination certificate or tag to the owner of the animal showing the date of vaccination, and at the same time place a metal tag on the dog or cat's collar showing the year of vaccination. Failure of the veterinarian to perform these functions shall not relieve the animal owner from legal responsibility or penalty to ensure that any dog or cat, four months of age or older owned, kept, possessed, harbored, or allowed to remain upon premises under his control, has the vaccination tag attached to the collar at all times.

(Ord. No. 194, §§ 4—6, 5-14-85)

State Law reference— Vaccination of dogs and cats, V.T.C.A., Health and Safety Code § 826.021 et seq.; local rabies control program, V.T.C.A., Health and Safety Code § 826.015.

Sec. 3-67. - City registration required; removal of tag.

- (a) It shall be unlawful for any person within the corporate limits of the city to own, keep, possess, harbor or allow to remain on the premises under his control any dog or cat without having such animal registered with the city secretary. Upon registration a tag will be furnished by the city. A reasonable fee shall be charged for the tag. This fee shall be used to defray the costs of administration. Proof of antirabies vaccination shall be required for the issuance of the tag. All dogs and cats six months of age or older shall be registered with the city secretary. The tag issued by the city shall be attached to the collar or harness of the animal at all times.
- (b) It shall be unlawful for any person to remove any metal tag issued under the provisions of this article, or any collar from any dog or cat, without the written consent of the owner of such dog or cat.

(Ord. No. 194, §§ 7, 8, 5-14-85)

State Law reference— Authority to require registration of dogs and cats, V.T.C.A., Health and Safety Code § 826.031.

Sec. 3-68. - Number of dogs and cats.

It shall be unlawful for any resident of this city to house, keep, or possess more than three dogs or cats over the age of four months.

(Ord. No. 194, § 14, 5-14-85; [Ord. No. 194-2015](#), 3-16-15)

Editor's note— [Ord. No. 194-2015](#), adopted March 16, 2015, amended the catchline of § 3-68 from "Number of dogs" to read as herein set out.

Sec. 3-69. - Sentry dogs.

- (a) Any person owning or having custody of one or more dogs used, kept, maintained or trained or purported to be trained to work without supervision in a fenced area to deter or detain unauthorized persons found within such area shall register the dog with the humane officer. Before any sentry dog may be registered by the humane officer, evidence of training of such dog must be given so as to ensure that the person having possession of the dog is able to exercise control over it.
- (b) No person shall keep any sentry dog in any business establishment, residence or other enclosed lot unless there is posted at every entrance thereto a sign of sufficient size and design to warn persons that such a dog is used at such place.

(Ord. No. 194, §§ 21, 22, 5-14-85)

State Law reference— Guard dog companies, Vernon's Ann. Civ. St. art. 4413(29bb), §§ 14A, 14B.

Sec. 3-70. - Vicious dogs or cats—Disposition.

- (a) *Definitions.* As used in this section, the following terms shall have the respective meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning.

Humane officer means any official of the City of Richwood or any duly designated appointee.

City, where used, means the City of Richwood and the streets, alleys, roadways, and highways within and through the City of Richwood.

Dangerous dog means a dog that (a) makes an unprovoked attack on a person or another animal that causes bodily injury and occurs in a place other than an enclosure in which the dog was being kept and that was reasonably certain to prevent the dog from leaving the enclosure; or (b) commits an unprovoked act in a place other than an enclosure in which the dog was being kept and that was reasonably certain to prevent the dog from leaving the enclosure on its own and those acts cause a person to reasonably believe that the dog will attack and cause bodily injury to that person. The term dangerous dog shall also include two unprovoked attacks in an enclosure in which the dog is being kept that causes bodily injury to a person or another animal.

Dog means a domesticated animal that is a member of the canine family.

Secure enclosure means a fenced area or structure that is locked; capable of preventing the entry of the general public, including children; capable of preventing the escape or release of a dog; clearly marked as containing a dangerous dog; and in conformance with the requirements for enclosures established by the local animal control authority.

Owner means a person who owns or has custody or control of the dog.

- (b) *No dangerous dog permitted in city.* No dangerous dogs shall be permitted in the city.
- (c) *Determination that a dog is dangerous.*
 - (1) If a person reports an incident that qualifies a dog as a dangerous dog, the city or humane officer may investigate the incident. If the city determines that there is probable cause to believe the dog is a dangerous dog, the city shall notify the owner that a determination has been made that the owner's dog is a dangerous dog and the owner has 15 days from the date of notice to appeal the decision or have the animal removed from the city within 30 days.
 - (2) Within 15 days after the date the owner is notified that their dog has been determined to be a dangerous dog, the owner may appeal the decision to the municipal court of city. If the municipal court determines that the dog is a dangerous dog, the court shall order the dangerous dog be removed from the city within 30 days.
- (d) *Dangerous dogs that attack a person.*

- (1) If a person reports an incident that qualifies a dog as a dangerous dog as a result of attacking a person, the city or humane officer may investigate the incident and if the city has probable cause to believe that the dangerous dog attacked a person, the city may immediately take possession of said dangerous dog. Any and all costs associated with said impoundment shall be borne exclusively by the owner.
- (2) In the event the city takes immediate possession of the dangerous dog, the owner shall be notified within 24 hours at his last known address that the animal has been impounded and a court hearing shall be held within 15 days for a judicial finding that the animal is a dangerous dog.
- (3) If the municipal court determines that the dog is a dangerous dog, the court shall order the dangerous dog be removed from the city within 30 days.
- (e) *Destruction of dog.* If the owner does not appeal the determination that the dog is a dangerous dog to the municipal court and does not remove said dangerous dog from the city as required herein, the city may take possession of and impound said dangerous dog and seek a finding from the municipal court of city that the dog is in fact a dangerous dog, if not already done, and seek a court order that the dangerous dog be destroyed.

Any and all costs associated with said impoundment and destruction shall be borne exclusively by the owner.

- (f) *Penalty.* Any person who shall intentionally, knowingly or recklessly violate any provision of this section or have possession of a dangerous dog within the city shall be deemed guilty of a misdemeanor and, upon conviction, may be fined in an amount not to exceed \$500.00 plus costs. Each day of violation shall constitute a separate offense.

(Ord. No. 194, §§ 18, 19, 5-14-85; Ord. No. 194B, 6-10-86; Ord. No. 194-2001, 11-12-01; Ord. No. 361, § 1, 1-10-11)

State Law reference— Vicious dogs, V.T.C.A., Penal Code § 42.111.

Secs. 3-71—3-90. - Reserved.

ARTICLE IV. - LIVESTOCK AND FOWL^[3]

Footnotes:

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Editor's note— Ord. No. 194D(a), § 22, adopted June 13, 1994, repealed Ord. No. 194C, adopted Oct. 28, 1991, from which the provisions of former Art. IV, §§ 3-91—3-104, 3-116—3-121, relative to livestock and fowl derived. Sections 1—21 of said Ord. No. 194D enacted new provisions relative to similar subject matter which have been included herein within the substantive sections of Art. IV, Divs. 1 and 2.

DIVISION 1. - GENERALLY

Sec. 3-91. - Definitions.

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

Fowl shall mean all members of the bird family commonly considered as fowl, including, but not limited to, chickens, ducks, geese and turkeys.

Humane officer shall mean the superintendent of the public works department.

Livestock shall mean all animals commonly considered as livestock, including, but not limited to, horses, mules, donkeys, burros, jacks, cows, bulls, calves, goats, sheep, rabbits and other domesticated wild animals.

Owner of land means any person (other than a lienholder) having any interest, legal or equitable, in the title to any property, real, personal or mixed, and includes a lessee, tenant or any other person entitled to the use and possession thereof.

To run at large or running at large shall include any animal or fowl whatsoever, not including dogs and cats, which may be staked, tied or hobbled in any manner within the city in such a manner as to permit or allow such animal to go or get upon the adjacent sidewalk or upon the street.

(Ord. No. 194D(a), §§ 1, 7, 6-13-94)

Cross reference— Definitions and rules of construction generally, § 1-2.

Sec. 3-92. - Livestock action committee.

There is a livestock action committee which will be comprised of five members consisting of citizens of the city, including one member of city council, two livestock owners and two nonlivestock owners and shall be appointed by the council on an annual basis at their first regular meeting in September. The responsibility of the livestock action committee shall be to review all applications of individuals residing within the city to keep or maintain livestock within the city.

(Ord. No. 194D(a), § 7, 6-13-94)

Cross reference— Boards, commissions, etc., § 2-151 et seq.

Sec. 3-93. - Compliance.

It shall be unlawful for any person to own, keep or maintain, or to move into or within the city any head of livestock or fowl except in compliance with the provisions of this article.

(Ord. No. 194D(a), § 8, 6-13-94)

Sec. 3-94. - Running at large—Animals.

It shall be unlawful and is hereby declared to be a nuisance for any person to allow any horses, mules, cattle, jacks, jennets, sheep, goats or other domestic animals, other than dogs and cats, owned by him to run at large within the corporate limits of the city.

(Ord. No. 194D(a), § 2, 6-13-94)

Sec. 3-95. - Same—Fowl.

It shall be unlawful for the owner or keeper of any geese, ducks, turkeys, chickens, or other domestic fowl to permit the same to run at large in the city.

(Ord. No. 194D(a), § 3, 6-13-94)

Sec. 3-96. - Destruction of certain animals authorized.

When from any cause it may happen that any animal or fowl, not including dogs and cats, within the city shall be so wounded, maimed or injured as to render its recovery hopeless, it shall become the duty of the humane officer to kill or destroy, or cause to be killed or destroyed, such animal or fowl so injured as soon after such injury as practicable in such manner as in his judgment shall be the least painful, and to cause the carcass thereof to be removed to such a place as may be set apart for such matter.

(Ord. No. 194D(a), § 4, 6-13-94)

Sec. 3-97. - Swine prohibited.

All animals of the swine family are hereby prohibited within the city limits.

(Ord. No. 194D(a), § 5, 6-13-94)

Sec. 3-98. - Removal, disposal of carcasses.

The carcass of any animal dead of disease or other cause not slaughtered for food shall be removed and/or disposed of by the owner of such animal if known at his own expense within 24 hours after such death, according to such method as may be approved of by the health officer.

(Ord. No. 194D(a), § 6, 6-13-94)

Sec. 3-99. - Separation from other uses.

No livestock or fowl shall be kept or maintained longer than 72 hours on any property within the city unless they shall be kept in a separate enclosure or fence apart from any residential, commercial or apartment dwelling or building.

(Ord. No. 194D(a), § 15, 6-13-94)

Sec. 3-100. - Minimum area.

Every area of property upon which any livestock or fowl is proposed to be kept or maintained shall have or contain the following minimum square feet or area for each head:

- (1) Livestock, except goats or sheep:
 - a. For the first animal ½ acre
 - b. For each successive animal 1 acre
- (2) Goats or sheep 5,000
- (3) Fowl and small animals such as rabbits, etc. 5

(Ord. No. 194D(a), § 16, 6-13-94)

Sec. 3-101. - Fencing required.

Each area of property upon which livestock or fowl are proposed to be kept or maintained within the city shall be enclosed with a suitable fence that will retain the livestock or fowl kept or attempted to be kept therein.

(Ord. No. 194D(a), § 17, 6-13-94)

Sec. 3-102. - Sanitary maintenance.

All fowl yards and sheds shall be kept and maintained in such manner to prevent bugs and lice. All fowl sheds shall be treated weekly, or sooner if needed, with a cresylic disinfectant to prevent infection and to eliminate offensive odors.

(Ord. No. 194D(a), § 19, 6-13-94)

Sec. 3-103. - Compost bins.

In compact areas, or any area where the droppings may constitute a nuisance or health problem, a compost bin is to be used as a storage place for the manure. Such bin shall:

- (1) Be large enough to accommodate one week's collection of manure;
- (2) Be constructed of wire or any suitable material which will contain the manure; and
- (3) Be dusted with flowers of sulphur or lime, or any suitable material, to prevent odor or flies.

(Ord. No. 194D(a), § 20, 6-13-94)

Sec. 3-104. - Report of contagious diseases.

Any contagious infection or other illness of any livestock or fowl occurring within the city shall be reported to the city secretary within 12 hours from the time of the discovery thereof.

(Ord. No. 194D(a), § 18, 6-13-94)

Sec. 3-105. - Penalties for violation of article.

The violation of any provisions of this article, either in failure to register as is required above, or in performing any of the acts required in this article, or in doing anything prohibited above, shall be in violation hereof and any such person in violation shall be guilty and be fined an amount not less than \$10.00 and not more than \$300.00 for any such offense. In determining such offenses, every day in which such violation exists, constitutes a new and separate offense.

(Ord. No. 194D(a), § 21, 6-13-94)

Secs. 3-106—3-115. - Reserved.

DIVISION 2. - PERMIT TO KEEP

Sec. 3-116. - Permit required.

Every person who shall own or keep livestock or fowl in or upon any property situated within the city shall register such livestock or fowl with the city secretary annually during the months of January through February. Applications for permits received during any other time of the year shall be denied. New residents who are owners of livestock or fowl shall be permitted to register within 30 days of their move into the city.

(Ord. No. 194D(a), § 9, 6-13-94)

Sec. 3-117. - Moving of livestock or fowl.

It shall be unlawful for any person to move or to permit to the moving of livestock or fowl from one place to another place within the city or to move or permit the moving of livestock or fowl from outside the city into the city if the place or location where the livestock or fowl is to be moved has not been issued a permit.

(Ord. No. 194D(a), § 10, 6-13-94)

Sec. 3-118. - Application.

Any person desiring a permit required by the provisions of this division shall make application therefor to the city secretary. Such application shall be accompanied with adequate descriptions of the livestock or fowl, indicating the age, sex, peculiar markings, color, brand and ear tag or tattoo of each head, and a description of the property upon which such livestock or fowl are to be kept, together with measures taken to comply with the laws of the state and ordinances of the city relating to requirements of maintaining such livestock or fowl in the city. Permits must be approved by city council prior to the animal being brought into the corporate city limits.

(Ord. No. 194D(a), § 11, 6-13-94)

Sec. 3-119. - Fee.

Each application for a permit required by the provisions of this division shall be accompanied with the sum of \$20.00 for each head of livestock involved and the sum of \$20.00 for each unit of 20 or less of fowl involved plus \$10.00 to cover the cost of processing such application. Payment for said application for permit must be received prior to the processing of the application. The applicant will further be responsible for all other costs as may be incurred so as to comply with the provisions of this article such as, but not limited to, postage and copies, regardless of whether or not the application is later approved. Fees for each head or unit of livestock shall be waived for students who are involved in either the FFA or 4H programs. However, they shall be responsible for all other applicable costs associated with the permitting process and for the compliance with all other provisions of this article.

(Ord. No. 194D(a), § 12, 6-13-94)

Sec. 3-120. - Inspection, investigation.

- (a) Upon receipt of the application for the permit required by this division and the required fee, the livestock action committee appointed by the city, shall inspect the property upon which the livestock or fowl are to be kept and/or maintained to determine whether or not the facilities comply with the provisions of this article and the health standards prescribed by the state. Such inspection shall be made within three days from the date the application is received. Persons or owners within 150 feet of the property where the livestock or fowl is to be kept will be contacted by the city by certified mail and written permission must be furnished to the city council before permit is approved. One letter returned disapproving the application for permit shall be sufficient grounds for denial. The letter must contain the reason for the disapproval for the denial to be considered by the council. Lack of response to the certified letters will be construed as consent.
- (b) The ultimate decision as to such application rests with the city council, however, the city council will carefully review the recommendations of the livestock action committee. In the event the permit is denied for any reason, the applicant may not submit another application for a permit for one year.

(Ord. No. 194D(a), § 13, 6-13-94)

Sec. 3-121. - Transfer prohibited.

Permits under this division are not transferable and are valid only to persons to whom issued and only then on animals described in such permit. When property wherein livestock or fowl are kept is sold, traded, or possession is transferred, permit for the keeping of livestock or fowl thereon is void. A new permit must be obtained by the new owner of such realty.

(Ord. No. 194D(a), § 14, 6-13-94)

Sec. 3-1. - Penalty.

Except as stated otherwise, violations of this chapter are punishable as provided in section 1-6.

(Ord. No. 194, § 27, 5-14-85; Ord. No. 194C, § 21, 10-28-91)

Sec. 3-2. - Purpose.

The keeping of dogs, cats and other animals and fowl in the city may constitute a nuisance. It is the desire of the city to set certain standards and conditions under which dogs and cats may be kept and regulate the keeping of fowl and other animals in the city.

(Ord. No. 194, § 1, 5-14-85)

Sec. 3-3. - Humane officer.

The city council shall appoint for a period to be terminated at their pleasure a qualified person to act in the capacity of city humane officer, whose duty it shall be to see that the provisions of this chapter and any other city ordinances relating to the control of animals are enforced.

(Ord. No. 194, § 2, 5-14-85)

Sec. 3-4. - Right of entry for enforcement.

- (a) The city humane officer or any police officer of this city having probable cause to believe that a violation of this chapter has occurred, shall have the right to enter upon all yards within the city in the course of enforcement for the purpose of impounding an animal or issuing a citation, or both.
- (b) However, nothing in this section shall be construed as to authorize the humane officer to enter dwellings or buildings attached thereto without the consent of the owner or person in control of such dwelling.

(Ord. No. 194, § 3(a), (b), 5-14-85)

Sec. 3-5. - Interference with officers.

It is unlawful for any person to interfere with or oppose or resist the humane officer or his deputies, or any assistants of the humane officer, while such officers are engaged in the performance of the duties pertaining to the enforcement of this chapter. The chief of police, police officers and all of the aforementioned officers, deputies or assistants are empowered to enforce all of the provisions of this chapter.

(Ord. No. 194, § 3(c), 5-14-85)

State Law reference— Interference with duties of public servants, V.T.C.A., Penal Code § 38.18.

Sec. 3-6. - City declared bird refuge; hunting, shooting, etc., prohibited.

- (a) The entire area within the corporate limits of the city be and the same is hereby designated as a bird refuge.
- (b) It shall be unlawful to hunt, shoot or attempt to shoot or molest in any manner any bird or wild fowl or to rob bird nests or wild fowl nests. Provided, however, if starling or similar birds are found to be congregating in such numbers in a particular locality that they constitute a nuisance or a menace to health and property, in the opinion of the humane officer, then such birds may be destroyed in such manner as is deemed advisable by the humane officer under supervision of the chief of police.

(Ord. No. 194, § 24, 5-14-85)

Sec. 3-7. - Animal bites; confinement, observation and destruction of biting animal.

Should any person be bitten by any animal and complaint is made, the person responsible for such animal shall be notified to keep such animal confined and under observation by a licensed veterinarian for not less than ten days after such person was bitten and to release such animal only upon written approval of such veterinarian, and upon the failure of the person responsible for such animal to comply with such notice, the humane officer shall cause such animal to be confined and placed upon observation with a veterinarian duly licensed to practice in the state. The owner or owners of such animal shall be responsible for any actual expenses incurred for treatment, veterinary fees and lodging fees. If any animal dies while under observation, the head will be sent to a certified health department for examination.

(Ord. No. 194, § 16, 5-14-85)

State Law reference— Animal quarantine, V.T.C.A., Health and Safety Code § 826.042.

Sec. 3-8. - Killing of rabid animal.

The police chief or any policeman of this city shall have the right to destroy any animal suspected of being rabid within the city limits. The head of any such animal destroyed shall be sent to a certified health department for examination.

(Ord. No. 194, § 17, 5-14-85)

Sec. 3-9. - Unrestrained and nuisance animals.

- (a) It shall be the duty of the humane officer or his duly authorized assistants, or any police officer of the city to pick up unrestrained animals or nuisance animals.
- (b) It shall be a violation of this ordinance for any person to keep, own, possess, harbor, or allow to remain upon premises under his control an unrestrained or nuisance animal.
- (c) An unrestrained or nuisance animal is one which is not:
 - (1) Inside a fenced yard;
 - (2) At the end of a leash controlled by a responsible person;

- (3) In a house, apartment or in a completely enclosed cage;
- (4) Tied or staked upon open or unfenced land.
- (d) A nuisance animal is one which:
 - (1) Molests or attacks people;
 - (2) Attacks other animals;
 - (3) Is repeatedly at large;
 - (4) Damages private or public property;
 - (5) Barks, whines, or howls excessively;
 - (6) Creates an offensive odor.

(Ord. No. 194, § 9, 5-14-85; Ord. No. 194-2001, 11-12-01)

Sec. 3-10. - Injured animals.

- (a) Any person who, as the operator of a motor vehicle strikes a domestic animal shall stop at once and render such assistance as may be possible and shall immediately report such injury or death to the animal's owner; in the event the owner cannot be ascertained and located, such operator shall at once report the accident to the appropriate law enforcement agency. Any untagged animal determined to be injured may be:
 - (1) Destroyed; or
 - (2) Given to a nonprofit animal shelter society for the protection of animals as soon as possible to prevent suffering.
- (b) Any tagged animal determined to be injured may be:
 - (1) Placed in the custody of the owner or person responsible for such animal;
 - (2) May be placed in the custody of a veterinarian, in which case the owner of said animal shall be responsible for all charges imposed by such veterinarian;
 - (3) May be placed in the custody of a nonprofit animal shelter society for the protection of animals;
or
 - (4) May be destroyed to prevent further suffering.

(Ord. No. 194, § 20, 5-14-85)

Secs. 3-11—3-35. - Reserved.

NOTICE OF PUBLIC HEARING

Notice is hereby given that a Public Hearing will be held before the City Council of the City of Richwood for the purpose of considering amendments to Chapter 3 Animals of the Code of Ordinances, to include but not limited to, changes to the livestock and fowl, domestic animals, and other sections.

Anyone seeking to give or receive information on this amendment should be present at Richwood City Hall (1800 N. Brazosport Boulevard) on Monday, February 12, 2018 at 6:15 p.m. before the City Council.

Michael Coon
City Manager

MEMORANDUM

To: The Honorable Mark Guthrie, Mayor and Members of the Richwood City Council

From: Michael Coon, City Manager

Date: February 9, 2018

Subject: Review the Utility Fund's financial forecast and discuss potential rate increases and amendments to the FY 2018 Adopted Budget

The Utility Fund Budget of for FY 2017-2018 was built around an anticipated increase in the utility rates. The budget was approved by City Council; however, the rate increases were postponed so that residents and businesses would not be faced with an additional financial burden while they were recovering from the flooding associated with Hurricane Harvey.

It is estimated that without a rate increase during the current budget cycle that the utility revenues will end the year \$314,401 lower than budgeted. To address the projected shortfall, staff is recommending implementing rate increases similar to those that were proposed in September and to reduce the budget by \$153,755.

The table below summarizes the proposed rates that would go into effect March 9, 2018, if approved by the City Council.

Summary of Proposed Rate Changes

	Current	Proposed
Base Water Rate	\$19.50	\$24.40
Base Sewer Rate	\$17.50	\$22.40
Senior Base Discount	\$0.00	\$15.00*
Firefighter & Council Base Discount	\$44.70	\$55.50
Charge Per 1000 gallons	\$3.85	\$4.35
Senior, Firefighter, & Council Charge Per 1000 gallons	\$2.85	\$4.35
Standard Deposit	\$50.00	\$100.00
Rental Deposit	\$75.00	\$150.00
Standard Water Tap	\$500.00	\$575.00
Standard Sewer Tap	\$500.00	\$575.00
Bore Surcharge	\$0.00	\$335.00

**\$7.50 each for Water & Sewer*

In addition to the proposed rate changes, staff is proposing to change the late payment and cut off time from 5 PM on the 10th and 20th of every month to 2 PM on the 10th and 20th of every month.

ORDINANCE NO. 18-417

AN ORDINANCE BY THE COUNCIL OF THE CITY OF RICHWOOD, TEXAS AMENDING SECTIONS 21-27, 21-29 AND 21-54(b) OF THE CODE OF ORDINANCES, REPEALING ORDINANCE 81L-15 AND SETTING FEES FOR WATER, SEWER, AND SOLID WASTE COLLECTION SERVICES; REPEALING ALL ORDINANCES IN CONFLICT HERewith; PROVIDING FOR A SAVINGS CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

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

Section 1: That SECTION 21-27 – Service deposit is amended to read as follows:

Sec. 21-27. - Service deposit.

Prior to the receipt of any water, sewage or garbage services by any residential customer, the following utilities deposit shall be required as the circumstances necessitate:

- (1) An advanced deposit shall be made before any water, sewage or garbage services shall be provided to any premises with each residential home owner registered upon the tax rolls of the city being required to place as a deposit the sum of \$100.00 to be held with the city at no interest to the customer and to be repaid to such customer only after all such services of water, sewage and garbage are discontinued and at that time such \$100.00 shall have deducted from it any outstanding charges for services due and owing to the city for water, sewage and garbage service or any part thereof. The aforementioned provisions apply whether discontinuation of services is voluntary or involuntary.
- (2) Any request for water, sewage or garbage services by a person who is not the owner of a residence as listed upon the tax rolls of the city shall be required to place a deposit in the sum of \$150.00 to be held with the city at no interest to the customer and to be repaid to such customer only after all such services of water, sewage and garbage are discontinued and at that time such \$150.00 shall have deducted from it any outstanding charges for services due and owing to the city for water, sewage or garbage or any part thereof. The aforementioned provisions apply whether discontinuation of services is voluntary or involuntary.

Section 2: That SECTION 21-29 – Payment is amended to read as follows:

Sec. 21-29. - Payment.

- (a) All charges for water, sewer and solid waste collection services shall be due and payable by 2:00 pm on the tenth day of the month following the previous month usage period during any portion of which such services are furnished or made available, respectively to any premises.
- (b) If payment is not received from the customer by 2:00 pm on the tenth day of the month the city will give notice of delinquency to the customer by leaving a door tag at the service address.
- (c) If payment is not received from the customer by 2:00 pm on the 20th day of each month

(such date being ten days after the due date) the city shall terminate such service immediately without further notice and the same shall not be reconnected and no additional water will be furnished until all past due accounts are paid in full and a reconnection fee of \$25.00 is paid to the city. If the reconnect is requested and completed outside of regular business hours, a reconnection fee of \$100.00 will be charged.

- (d) Additionally, if any fee for solid waste collection is past due, a late charge shall be assessed the customer, and such late charge shall be ten percent of the current billing.

Section 3: That SECTION 21-54(b) – Water tap is amended to read as follows:

- (b) The tapping into a water main or a sewer main by a consumer or by any person developing a lot or representing a consumer shall be based upon the following rates, exclusive of additional charges as may be set out:

- (1) Three-fourths-inch service:

Water Tap*	\$575.00
Sewer Tap*	\$575.00
Bore Surcharge	\$335.00

*plus all costs incurred in such taps

- (2) Anything else will be charged at a cost plus basis.

Section 4: Ordinance 81L-15 is hereby repealed.

Section 5: The following fees are hereby adopted:

WATER RATE FEES AND CHARGES

- A. The rates, fees and charges for furnishing water services by the City of Richwood for each month's service shall be set for each unit, whether a single residence user on one meter or a single commercial user on one meter at the following rate:

GALLONS OF WATER PER MONTH	CHARGE PER MONTH
Minimum monthly charge	
2,000	\$24.40

Amounts in excess of 2,000 gallons charged at the rate \$4.35 per each additional 1,000 gallons of usage.

- B. In the event of service being furnished through one meter to multiple dwelling units or multiple commercial units, whether such be Mobile Home Parks, Trailer Parks, Apartment

Houses, Duplexes, or otherwise, then the water billing rate shall be based upon that schedule set forth above with the minimum fee being set at 2,000 gallons times the number of user units, whether such unit to be dwelling or a commercial user or otherwise and with that number of gallons, to-wit 2,000 gallons times such unit, the basic fee will be \$24.40 each such 2,000 gallons and all usage over 2,000 gallons per unit shall be charged per the schedule above in Section One (1) A so that the total usage of such meter servicing multiple dwelling units or multiple commercial user shall be scheduled so that each such users shall pay not less than that scale set forth above were each user independently metered.

- C. Schools or other governmental buildings using Richwood City water shall pay at a regular residential water rate as if such building were a single unit being serviced through one meter.

RATES FOR RESIDENTIAL AND COMMERCIAL SEWER USERS

- A. The rates, fees and charges for furnishing sewer services by the City of Richwood for each month's service shall be set for each unit, whether a single residence user on one meter or a single commercial user on one meter at the following rate:

GALLONS OF FLUID INTRODUCED INTO THE SANITARY SEWER PER MONTH	CHARGE PER MONTH
---	---------------------

Minimum monthly charge

2,000	\$22.40
-------	---------

Amounts in excess of 2,000 gallons charged at the rate \$4.35 per each additional 1,000 gallons of usage

The amount of fluids introduced into the City sanitary sewer system by the patron in question shall be presumed to be equal to the amount of water metered by the City of Richwood for said patron.

- B. The monthly service charge for providing sanitary sewer service to special commercial and industrial customers shall be based upon the number of gallons of water used by the patron in question as metered by the City of Richwood or the number of gallons of waste water and other fluids introduced into the City sanitary sewer system by the patron in question, as estimated or metered by the City of Richwood, whichever is greater, plus, where applicable, a monthly surcharge on the basis of the industrial waste ordinance of the City of Richwood, Texas for industrial customers that have sewage strengths in excess of 250 mg/l (BOD) and 250 mg/l (TSS).
- C. In addition industrial customers, in accordance with the Environmental Protection Agency's assistance grant cost recovery requirements, will be subject to pay their proportionate share of the City's Federal Assistance Grant amount allocable to the treatment of the City's waste.

A monthly surcharge shall be applicable to all industrial customers which introduce waste water and other fluids into the city sanitary sewer system which has strengths in excess of 250 mg/l (BOD) and 250 mg/l (TSS). All charges hereunder shall be determined pursuant to the following formula:

Industrial Surcharge

$$Cu = Vu (Bu - 250) B + (Su - 250) S$$

Where: Cu is the surcharge for user X

Vu is the billing volume for user X, in thousands

Bu is the tested BOD level for user X or 250 mg/1 whichever is greater

B is the unit cost factor for treating one unit of BOD per 1,000 gallons

Su is the tested TSS level for user X or 250 mg/1 whichever is greater

S is the unit cost factor for treating one unit of TSS per 1,000 gallons

- D. Section 2 of this Ordinance entitled Special Commercial and Industrial Customers is included in this ordinance with the knowledge that at present time there is not such sanitary sewer patrons in the City of Richwood. It is the intention of the City Council in enacting this Ordinance that in the event the City acquires such customers in the future, the Council shall review Section 2B of this Ordinance and make any amendments, deletions or additions as may be required to adequately establish sanitary sewer service rates, based on the information available to the City Council at that time.

BASE DISCOUNTS

- A. Any person who is over 65 will qualify for a discount of \$7.50 off any of their base rates for water and sewer services.
- B. Any person who meet the criteria of "Voting member" of the Richwood Volunteer Fire Department as defined by their Constitution and By-Laws, or any member of the Richwood City Council, will receive the first 4,000 gallons free and then be charged \$4.35 per each additional 1,000 gallons of usage.

Section 6: That if any provision of this ordinance or application thereof to any person or circumstance is held invalid by any court, such holding shall not affect the validity of the remaining portions of this ordinance, and the City Council of the City of Richwood, Texas, hereby declares that it would have enacted such remaining portions despite any such invalidity.

Section 7: That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict only.

Section 8: That this ordinance shall effect the billings for the items in this ordinance on the ninth day of March, 2018.

Passed and Approved on first and final reading this 12th day of February, 2018.

Mark Guthrie, Mayor

ATTEST:

Giani Cantu, City Secretary

APPROVED AS TO FORM:

Jason Cordoba, City Attorney

MEMORANDUM

To: The Honorable Mark Guthrie, Mayor and Members of the Richwood City Council

From: Michael Coon, City Manager

Date: February 9, 2018

Subject: Discuss and consider a resolution amending the FY 2018 Adopted Utility Fund Budget

As discussed in the previous agenda item, the budget for the Utility Fund was built around an anticipated increase in the utility rates. However, the rate increases were postponed so that residents and businesses would not be faced with an additional financial burden while they were recovering from the flooding associated with Hurricane Harvey. The budget amendments that are summarized below reflect the reductions that would be necessary to account for the lower than budgeted revenues, even after the proposed rate increases.

AMENDMENTS TO ADOPTED BUDGET	
UTILITY FUND	
UTILITY FUND	
Revenue	
Decrease Water & Wastewater Revenues	(\$153,755)
NET INCREASE (DECREASE)	<u>(\$153,755)</u>
Expenditures	
Remove 2 New Positions	(\$99,809)
Remove New Deisel Truck	(\$45,777)
Remove Portion of Impact Fee Study	(\$8,169)
NET INCREASE (DECREASE)	<u>(\$153,755)</u>
UTILITY FUND REVISED REVENUES	\$2,272,065
UTILITY FUND REVISED EXPENSES	\$2,272,065

During this fiscal year the City has been awarded a grant from the Texas Workforce Commission that provides us with two temporary employees. While these employees are limited in some of the things they can do, they will help to offset the reduction of the two full-time positions.

Res. No. 18-R-01

**A RESOLUTION AMENDING THE FISCAL YEAR 2017-2018 BUDGET TO
DECREASE UTILITY FUND REVENUES AND DECREASE UTILITY FUND
EXPENDITURES**

WHEREAS, the City of Richwood City Council adopted a budget for the City of Richwood, Texas, for the fiscal year 2017-2018 in September 2017;

WHEREAS, the water and wastewater revenues are projected to fall under the previous forecasted amount in the budget this year due to the effects of a prior rate increase being delayed during Hurricane Harvey and the flooding events that occurred in September 2017; and

WHEREAS, it is necessary to amend the budget to reflect a more accurate expected revenue, which will require reducing expenditures in the Utility Fund.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF RICHWOOD, TEXAS HEREBY AMENDS THE FISCAL YEAR 2017-2018 BUDGET AS FILED WITH THE CITY SECRETARY AS FOLLOWS:

Revenue	
Decrease Water & Wastewater Revenues	(\$153,755)
NET INCREASE (DECREASE)	<u>(\$153,755)</u>
Expenditures	
Remove 2 New Positions	(\$99,809)
Remove New Deisel Truck	(\$45,777)
Remove Portion of Impact Fee Study	(\$8,169)
NET INCREASE (DECREASE)	<u>(\$153,755)</u>
UTILITY FUND REVISED REVENUES	\$2,272,065
UTILITY FUND REVISED EXPENSES	\$2,272,065

PASSED AND APPROVED on this 9th day of February, 2018.

Mark Guthrie, Mayor

ATTEST:

Giani Cantu
City Secretary

APPROVED AS TO FORM:

Jason Cordoba
City Attorney



BRYAN CORB
Chief of Police

RICHWOOD POLICE DEPARTMENT

1800 N Brazosport Blvd
Richwood, Texas 77531



Business (979) 265-2640
Emergency (979) 265-2222
Fax (979) 266-8533

January 4, 2018

Memo to Richwood City Council

Re: Purposed changes to the Outdoor Light Ordinance

Mayor and Members of City Council,

The purposed changes to the outdoor light ordinance is being submitted for your review. You will notice lines through words that are proposed for removal and words in red that are proposed as additions to the ordinance.

Respectfully,

Bryan Corb,
Chief of Police

- **ARTICLE XI. - OUTDOOR LIGHTING**^[8]

- **Sec. 4-321. - Purpose.**

The purpose of this article is to:

- (1) ~~Reduce the problems created by improperly designed and installed outdoor lighting.~~ Permit the use of outdoor lighting that does not exceed the minimum levels specified for night time safety, security, enjoyment, and commerce.
- (2) ~~Eliminate problems of glare on operators of motor vehicles, pedestrians and land uses.~~
- (3) Minimize the adverse impacts of lighting such as light trespass and obtrusive light.
- (4) Reduce the energy and financial costs of outdoor lighting by establishing regulations, which limit the area that certain kinds of outdoor lighting fixtures can illuminate.
- (5) Create standards for controlling lighting and glare to ~~reduce light trespass that would otherwise create an annoyance and inconvenience to property owners and traffic hazards to motorists. These standards are intended to allow reasonable enjoyment of adjacent and nearby property by their owners and occupants while requiring adequate levels of lighting for security and parking areas.~~ preserve and protect the safe and appropriate night time use and enjoyment of all properties in the City of Richwood.
- (6) Preserve the night sky as a natural resource and thus people's enjoyment of looking at the stars.

([Ord. No. 398](#) , § 1, 3-16-15)

- **Sec. 4-322. - Definitions.**

City means the City of Richwood

Direct illumination means light emitted directly from the lamp, off of the reflector or reflector diffuser, or through the refractor or diffuser lens, of a luminaire.

Fixture means the assembly that houses the lamp or lamps and can include all or some of the following parts: a housing, a mounting bracket or pole socket, a lamp holder, a ballast, a reflector or mirror, and/or a refractor lens.

Glare means light entering the eye directly from luminaires or indirectly from reflective surfaces that causes visual discomfort or reduced visibility.

Landscape lighting means lighting used to highlight flag poles, trees, shrubs, or other plant material as well as ponds and other landscape features.

Light trespass means light that falls beyond the property it is intended to illuminate.

Luminaire means the complete lighting unit (fixture), consisting of a lamp, or lamps and ballast(s) (when applicable), together with the parts designed to distribute the light (reflector, lens, diffuser), to position and protect the lamps, and to connect the lamps to the power supply.

Outdoor lighting means lighting installed within the property line and outside of the building, whether attached to poles, building structures, the earth, or any other location.

Property Line means the edges of the legally defined extent of privately owned property.

Seasonal Lighting means temporary lighting installed and operated in connection with holidays or other traditions.

Shielded directional luminaire means a luminaire that includes an adjustable mounting device allowing aiming in any direction and contains a shield, louver, or baffle to reduce direct view of the lamp.

Time switch means an automatic lighting control device that switches lights according to time of day.

([Ord. No. 398](#) , § 2, 3-16-15)

- **Sec. 4-323. - Nonresidential site lighting and glare standards.**

(a) Any use shall be operated so as not to produce obnoxious and intense glare or direct illumination across the bounding property line ~~from a visible source of illumination of such intensity as to create a nuisance or detract from the use or enjoyment of adjacent property.~~ All outside lights shall be made up of a light source and reflector so selected that acting together, the light beam is controlled and not directed across any bounding property line above a height of three feet. The allowable maximum intensity measured at the property line of a residential use in a residential district shall be 0.25 foot-candles. Light poles shall be placed on the site a setback equal to its height from all adjacent residential property.

(b) Lighting within the parking areas shall meet the following minimum requirements:

(1) *Intensity.* Illumination shall not exceed an average of one foot-candle at ground level and shall distribute not more than 0.25 foot-candle of light upon any adjacent residentially zoned area.

(2) *Height.*

a. The maximum height for poles with lights is 35 feet.

b. Special lighting or lighting higher than 35 feet may be approved as specifically noted on the applicable required plan (i.e., land development plan, concept plan, site plan, *etc.*).

c. *Nonresidential lighting plans require approval by the city inspector and must include square footage of area to be illuminated, number of fixtures and the lumens for each fixture*

([Ord. No. 398](#) , § 3, 3-16-15)

- **Sec. 4-324. - Residential lighting and glare standards.**

(a) *Residential lighting for security and night recreation use.*

(1) Fixture must be a shielded directional luminaire **unless it is designed with a motion sensing device.**

(2) **If the fixture is activated by a motion sensor designed to ~~extinguish~~ reduce the lumens by at least 25% within 15 minutes of activation or is controlled by a time switch that ~~deactivates~~ reduces the luminaire, such lighting does not need to be fully shielded as long the light does not trespass on another property. ~~not later than 11:00 p.m.~~ The city may require additional shielding or diffusing if the light trespasses on another property.**

(3) No light source shall exceed 35 feet in height.

(4) Lighting shall not directly shine on adjacent dwellings.

(b) *Landscape lighting.* Landscape lighting shall not be aimed onto adjacent properties **and shall not exceed 800 lumens.**

(c) ~~Permitted light source types.~~ Light sources shall be of a down-light type, indirect, diffused, or shielded type luminaires installed and maintained so as to reduce glare effect and consequent interference with use of adjacent properties and boundary streets. Bare bulbs above 75 watts and strings of lamps are prohibited, except for temporary lighting as provided in [section 4-326](#).

([Ord. No. 398](#) , § 4, 3-16-15)

- **Sec. 4-325. - Lighting by special permit only.**

Lighting systems prohibited from being installed or used except by special use permit are as follows:

(1) Temporary lighting in which any single luminaire exceeds 20,000 initial luminaire lumens or the total lighting load exceeds 160,000 lumens.

(2) Aerial lasers.

(3) Searchlights.

(4) Other very intense lighting defined as having a light source exceeding 200,000 initial luminaire lumens or an intensity in any direction of more than 2,000,000 candelas.

([Ord. No. 398](#) , § 5, 3-16-15)

- **Sec. 4-326. - Special or temporary lighting—Low wattage.**

Bare bulbs or strings of lamps are prohibited, except during holidays special lighting shall be permitted for a maximum time period of 45 calendar days for each holiday used.

([Ord. No. 398](#) , § 6, 3-16-15)

- **Sec. 4-327. - Exemptions and exceptions.**

Government, street lights and other public safety lighting shall be exempt from this article.

([Ord. No. 398](#), § 7, 3-16-15)

- **Sec. 4-328. - Penalties.**

Any person who violates this article shall be guilty of a misdemeanor, and upon conviction thereof shall be fined as provided in [section 1-6](#) of the Code of Ordinances of the City of Richwood.

([Ord. No. 398](#), § 8, 3-16-15)

[Secs. 4-298—4-320. - Reserved.](#)

ORDINANCE 18-421

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF RICHWOOD, TEXAS AMENDING CHAPTER 4 BUILDINGS AND BUILDING REGULATIONS, ARTICLE XI OUTDOOR LIGHTING OF THE CODE OF ORDINANCES TO AMEND THE PURPOSE, ADD DEFINITIONS, AND MODIFY RESIDENTIAL AND NON-RESIDENTIAL STANDARDS; REPEALING ALL ORDINANCES IN CONFLICT HERewith; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING FOR A PENALTY AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on January 8, 2018, the City Council discussed amendments to Article XI Outdoor Lighting for purposes of clarifying the ordinance; and

WHEREAS, The City of Richwood now wishes to amend the purpose, add definitions, and modify the residential and non-residential standards for outdoor lighting;

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

Section 1: That Article XI. - Outdoor Lighting, Section 4-321 – Purpose is hereby amended to read:

The purpose of this article is to:

- 1) Permit the use of outdoor lighting that does not exceed the minimum levels specified for night time safety, security, enjoyment, and commerce.
- 2) Minimize the adverse impacts of lighting such as light trespass and obtrusive light.
- 3) Reduce the energy and financial costs of outdoor lighting by establishing regulations, which limit the area that certain kinds of outdoor lighting fixtures can illuminate.
- 4) Create standards for controlling lighting and glare to preserve and protect the safe and appropriate night time use and enjoyment of all properties in the City of Richwood.
- 5) Preserve the night sky as a natural resource and thus people's enjoyment of looking at the stars.

Section 2: That Section 4-322 is hereby amended to add the following definitions:

City means the City of Richwood

Outdoor lighting means lighting installed within the property line and outside of the building, whether attached to poles, building structures, the earth, or any other location.

Property Line means the edges of the legally defined extent of privately owned property.

Seasonal Lighting means temporary lighting installed and operated in connection with holidays or other traditions.

Section 2: That Section 4-323(a) Nonresidential site lighting and glare standards is hereby amended to read as follows:

- (a) Any use shall be operated so as not to produce obnoxious and intense glare or direct illumination across the bounding property line. All outside lights shall be made up of a light source and reflector so selected that acting together, the light beam is controlled and not directed across any bounding property line above a height of three feet. The allowable maximum intensity measured at the property line of a residential use in a residential district shall be 0.25 foot-candles. Light poles shall be placed on the site a setback equal to its height from all adjacent residential property.

Section 3: That Section 4-323(b)(2) Nonresidential site lighting and glare standards is hereby amended to read as follows:

- (b) Lighting within the parking areas shall meet the following minimum requirements:

- (2) *Height.*

- a. The maximum height for poles with lights is 35 feet.
 - b. Special lighting or lighting higher than 35 feet may be approved as specifically noted on the applicable required plan (i.e., land development plan, concept plan, site plan, etc.).
 - c. Nonresidential lighting plans require approval by the city inspector and must include square footage of area to be illuminated, number of fixtures and the lumens for each fixture

Section 4: That Section 4-324(a)(1-2) Residential lighting and glare standards is hereby amended to read as follows:

- (a) *Residential lighting for security and night recreation use.*

- (1) Fixture must be a shielded directional luminaire unless it is designed with a motion sensing device.
 - (2) If the fixture is activated by a motion sensor designed to reduce the lumens by at least 25% within 15 minutes of activation or is controlled by a time switch that reduces the luminaire, such lighting does not need to be fully shielded as long the light does not trespass on another property. The city may require additional shielding or diffusing if the light trespasses on another property.
 - (3) No light source shall exceed 35 feet in height.
 - (4) Lighting shall not directly shine on adjacent dwellings.

Section 5: That Section 4-324(b) Residential lighting and glare standards is hereby amended to read as follows:

(b) *Landscape lighting.* Landscape lighting shall not be aimed onto adjacent properties and shall not exceed 800 lumens.

Section 4: Severability. In the event any section, paragraph, subdivision, clause, phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstance shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Richwood, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, or whether there be one or more parts.

Section 5: Repeal. All other ordinances or parts of ordinances in conflict or inconsistent herewith are, to the extent of such conflict or inconsistency, hereby repealed.

Section 6: Penalty. Any person who violates this article shall be guilty of a misdemeanor, and upon conviction thereof shall be fined as provided in section 1-6 of the Code of Ordinances of the City of Richwood

Section 7: Effective date. The city secretary shall publish the caption of this ordinance and this ordinance shall be effective and in full force and effect five days after publication.

PASSED, APPROVED, AND ADOPTED this 12th day of February, 2018.

Mark Guthrie, Mayor

ATTEST:

Giani Cantu, City Secretary

APPROVED AS TO FORM:

Jason Cordoba, City Attorney

MEMORANDUM

To: The Honorable Mark Guthrie, Mayor and Members of the Richwood City Council

From: Clif Custer, Public Works Director

Date: February 9, 2018

Subject: Review of Oakwood Shores Ground Penetrating Radar Study

This Memo is to inform Richwood City Council, and Citizens that the ground penetrating radar study of Oakwood Shores roads is complete. The data has been delivered to Richwood and has been put into a presentation format for the purposes of informing Council, and Richwood Citizens with an explanation of why Oakwood Shores roads are systematically failing.

It's been known for at least 5 years that voids existed under the roads of Oakwood Shores. This particular study was initiated to provide the following:

1. The extent of voids within the subbase of Oakwood Shores road ways
2. What exactly was responsible for creating voids within the subbase of Oakwood Shores road ways
3. The amount of road way subbase within the subdivision of Oakwood Shores that had voids
4. The depth of any subbase void that could be detected
5. An introductory information source to provide an engineering firm, for the purposes of developing future repair standards
6. Provide a transparent explanation of moneys that had been expended within the area of Oakwood Shores.

Richwood's intention with the ground penetrating information is to ultimately establish a standard for road repair in the instance that subbase voids are detected under any road way within the City. This particular information will serve useful in future developments since the whole of Richwood has similar virgin soil conditions of the Oakwood Shores development, which is clay.

Oakwood Shores Ground Penetrating Radar

CONDUCTED BY GPR INC.

Towable ground penetrating radar cart with
3 feet width, and 12 feet depth capacity.



Data provided by GPR Inc. gives three points of reference

Amberjack

Loc. X (ft.)	Loc. Y (ft.)	Depth (in.)
15	124.6	5.84
15	130.3	6.56
15 001	186.1	11.97
15 001	207.8	5.84

Blue Marlin

Loc. X (ft.)	Loc. Y (ft.)	Depth (ft.)
15	75.3	1.5
15	83.7	.9
12 001	76.9	2.8
12 001	83.6	2.4



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0 3 6 9 12 15



Oakwood Shores Subbase

GPR Data Inc. Target Picks

Legend

 Crawford Furniture

 Feature 1

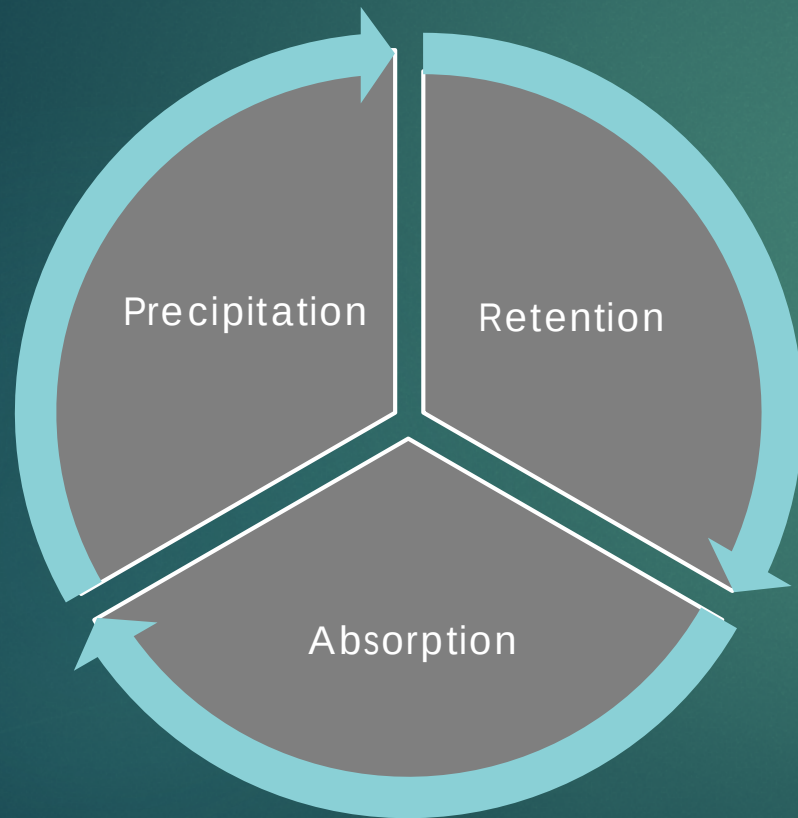
 Start

 Untitled Polygon

236



Soil in Oakwood Shores consists primarily of black clay.
Hydration occurs as clay packets absorb water and swell.
This process traps water within the subbase causing soft spots.



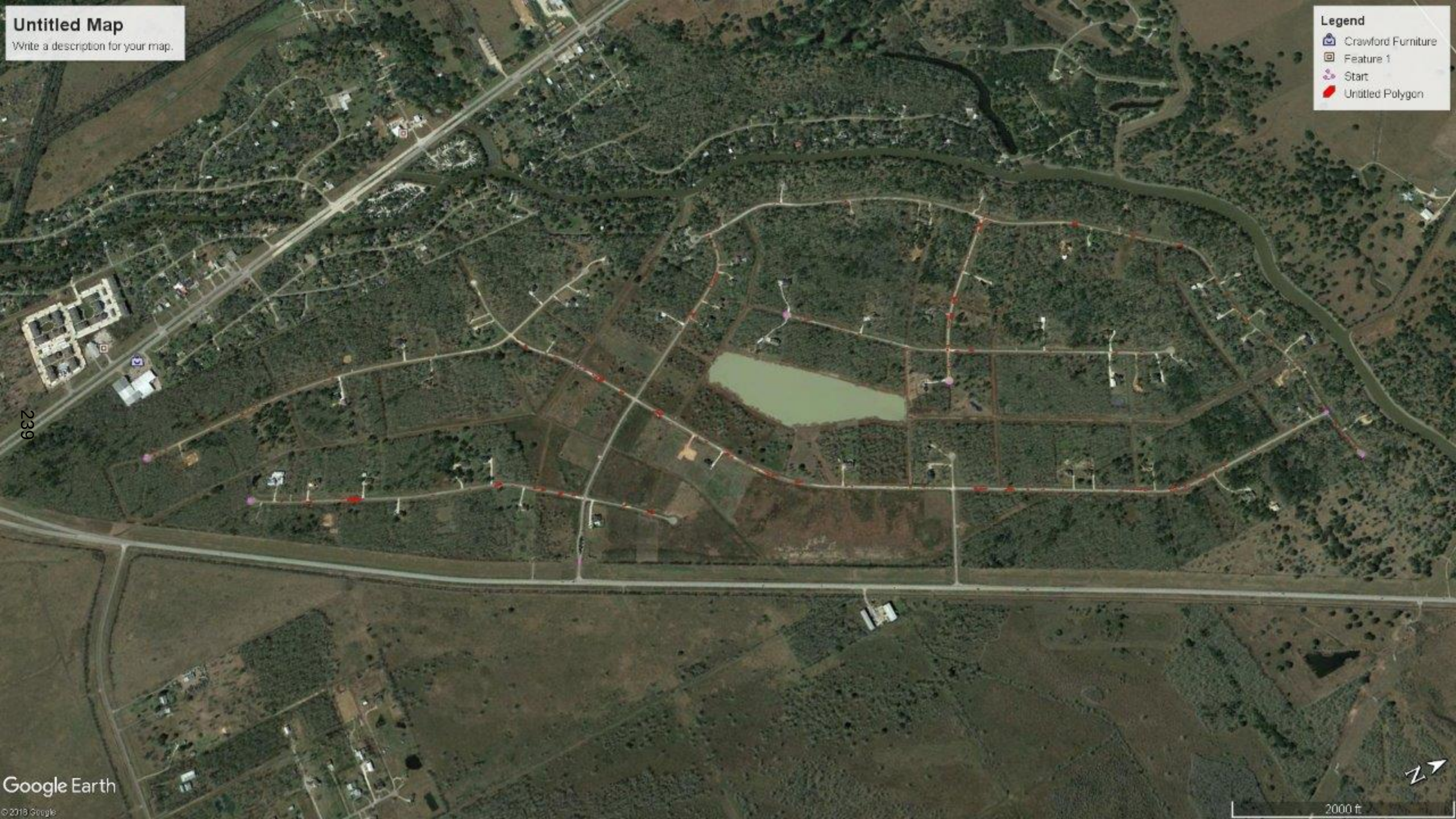
Potential Solutions

BEGIN DISCUSSING WHAT RICHWOOD WILL EXPECT FROM OAKWOOD SHORES IN THE FUTURE IN REGARDS TO WEIGHT LIMITS.

ESTABLISH AN ENGINEERED STANDARD FOR FUTURE LARGE SCALE ROAD REPAIRS WITHIN OAKWOOD SHORES.

Legend

-  Crawford Furniture
-  Feature 1
-  Start
-  Untitled Polygon



Filename	Target Picks Name	Loc. X(ft)	Loc. Y(ft)	Target Picks Depth(in)
	SECTION	15	124.601	5.84
	SECTION	15	130.268	6.56
	SECTION_001	15	186.135	11.97
	SECTION_001	15	207.801	5.84
	SECTION_003	15	356.202	4.34
	SECTION_003	15	387.469	5.1
	SECTION_005	9	843.072	6.56
	SECTION_005	9	860.473	5.84
3DAMBJAC	SECTION_005	0	903.473	9.31
3DAMBJAC	SECTION_005	0	933.606	7.95
	SECTION_006	12	885.139	7.95
	SECTION_006	12	905.073	12.63
	SECTION_007	15	891.206	5.84
	SECTION_007	15	906.14	4.34
	SECTION_008	15	1202.142	6.56
	SECTION_008	15	1244.342	7.26
	SECTION_009	12	1203.608	10.64
	SECTION_009	12	1242.475	5.84
3DAMBJAC	SECTION_009	0	1225.875	6.56
3DAMBJAC	SECTION_009	0	1244.409	8.63
3DAMBJAC	SECTION_010	0	1330.876	12.63
3DAMBJAC	SECTION_010	0	1358.543	12.63
	SECTION_010	6	1541.744	13.28
	SECTION_010	6	1580.144	11.97
	SECTION_011	9	1554.211	12.63
	SECTION_011	9	1569.344	4.34
	SECTION_012	12	1562.211	5.1
	SECTION_012	12	1579.078	6.56
	SECTION_012	15	1561.477	6.56
	SECTION_012	15	1576.944	6.56
	SECTION_013	3	1746.012	8.63
	SECTION_013	3	1771.412	7.26
	SECTION_014	15	1782.746	4.34
	SECTION_014	15	1818.013	6.56
	SECTION_015	15	1845.813	4.34
	SECTION_015	15	1861.479	0
	SECTION_016	3	1772.545	6.56
	SECTION_016	3	1806.079	5.84
	SECTION_017	15	1886.28	9.31
	SECTION_017	15	1927.547	9.31
3DAMBJAC	SECTION_019	0	1874.546	8.63
3DAMBJAC	SECTION_019	0	1912.346	13.94
	SECTION_020	15	1928.88	8.63
	SECTION_020	15	1953.28	5.84
3DAMBJAC	SECTION_022	0	2132.281	12.63
3DAMBJAC	SECTION_022	0	2136.148	12.63

Filename	Target Picks Name	Loc. X(ft)	Loc. Y(ft)	Target Picks Depth(ft)
	SECTION	15	75.333	1.465
	SECTION	15	83.733	0.975
	SECTION_001	12	76.933	2.751
	SECTION_001	12	83.6	2.43
	SECTION_003	9	75	3.018
	SECTION_003	9	84.667	2.484
	SECTION_004	6	85.2	3.231
	SECTION_004	6	75.867	2.911
	SECTION_005	3	76.533	2.964
	SECTION_005	3	86.267	3.178
	SECTION_006	0	83.733	2.698
	SECTION_006	0	76.267	2.911
	SECTION_007	3	119.267	1.788
	SECTION_007	3	124.467	1.788
	SECTION_008	6	127	1.734
	SECTION_008	6	143.2	1.734
	SECTION_009	9	125.8	1.68
	SECTION_009	9	141.133	1.734
	SECTION_010	9	192.2	1.895
	SECTION_010	9	207.667	1.841
	SECTION_011	6	192.733	2.484
	SECTION_011	6	207.867	2.698
	SECTION_012	9	661.6	1.841
	SECTION_012	9	669.2	1.248
	SECTION_014	6	656.267	2.056
	SECTION_014	6	667.933	1.788
	SECTION_016	9	882.933	2.002
	SECTION_016	9	888	1.734
	SECTION_017	6	910.133	1.357
	SECTION_017	6	914.733	1.194
	SECTION_018	6	1051.2	1.949
	SECTION_018	6	1059.4	1.949
	SECTION_020	12	982.467	1.788
	SECTION_020	12	1003.8	1.734
	SECTION_021	15	975.8	1.68
	SECTION_021	15	1002.467	1.949
	SECTION_022	3	1048.4	1.626
	SECTION_022	3	1059.467	2.109
	SECTION_023	3	1109.6	1.68
	SECTION_023	3	1113	1.734
	SECTION_024	0	1072.933	2.056
	SECTION_024	0	1085.267	1.302
	SECTION_025	0	1170.6	1.519
	SECTION_025	0	1187.933	1.519
	SECTION_026	3	1177.933	1.573
	SECTION_026	3	1189.267	1.68

MEMORANDUM

To: The Honorable Mark Guthrie, Mayor and Members of the Richwood City Council

From: Giani Cantu, City Secretary

Date: February 9, 2018

Subject: Policies of membership to boards and commissions

There are currently no written policies for boards and commissions. It is possible these may have been discussed during past council meetings but I have been unable to locate the minutes. The purpose of this item is for discussion to clarify and set some guidelines to create a written policy to be brought in ordinance format at a future date. The ordinance would line out qualification requirements, number of members and term limits for the various boards and commissions.

At one point in time the city allowed anyone with vested interested in the City of Richwood to serve on the various boards and commissions. That was changed to require only residents of Richwood to serve.

Vested interested could be anyone who owns property, who owns a business or anyone who has children who attend schools in Richwood.

There are individuals who wish to serve on boards and commissions but are not residents of Richwood.

MEMORANDUM

To: The Honorable Mark Guthrie, Mayor and Members of the Richwood City Council

From: Michael Coon, City Manager

Date: February 9, 2018

Subject: Review of gun range and noise ordinances

During the last Council Meeting staff proposed amending the noise ordinance to prohibit noises in excess of 65 Db in residential areas. This would create a fair and consistent standard that would be easily enforced. However, some of the residents shared their concerns that such an ordinance would not address potential nuisances created by repetitive noises with lower decibels.

To address the concern about repetitive noises, it could be possible to look at a time-weighted average for decibel readings. This is a practice that is commonly used in industrial settings and around airports. Staff will be reaching out to some environmental engineers to discuss the feasibility of implementing something like this in Richwood.

Sec. 10-4. - Noise control.

- (a) Any loud, irritating, vexing or disturbing noise which causes distress, annoyance, discomfort or injury to, or which interferes with the comfort and repose of any person of normal nervous sensibilities in the vicinity or hearing thereof, is declared to be a "noise nuisance", and is unlawful and prohibited.
- (b) The following acts, among others not hereinafter enumerated, are declared to be "noise nuisances," unlawful, and in violation of the provisions of this section when such acts are done or accomplished or carried on in such a manner or with such volume, intensity, or with continued duration, so as to annoy, to distress, or to disturb the quiet, comfort, or repose of, persons of normal nervous sensibilities within the vicinity or hearing thereof:
 - (1) The playing of any radio, phonograph, juke box, nickelodeon or any musical instrument.
 - (2) Any loud or vociferous language or any soliciting for, or description of, any amusement house, moving picture theater or other like place of amusement, or for the performance therein, in the entrance thereto, the foyer or lobby thereof, or on the sidewalks adjoining the same.
 - (3) The keeping of any animal, fowl or bird which makes frequent or long, continued noise.
 - (4) The continued or frequent sounding of any horn or other signal device on any automobile or vehicle, motorcycle, bus or other vehicle, except as a danger signal.
 - (5) The running of any motor of any automobile or vehicle, motorcycle or other motor vehicle so out of repair, or so loaded, or so operated, as to create loud, grating, grinding, jarring or rattling noise vibrations.
 - (6) The discharge into the open air of the exhaust of any steam engine, stationary internal combustion engine, automobile, motorcycle or other motor vehicle or boat, except through a muffler or other device which prevents loud or explosive noises therefrom.
 - (7) The crying, calling or shouting, in person or by a mechanical device, or the use of any whistle, rattle, bell, gong, clapper, hammer, drum, horn, loudspeaker or phonograph with or without an amplifier, hand organ or other devices or instruments, musical or otherwise, for the purpose of advertising any candidates for elective office, any goods, wares or merchandise, or for the purpose of attracting attention to or inviting persons to any political rally, meeting or gathering, to any place of amusement, to any performance or show, or to any business or activity whatsoever.
 - (8) The raucous shouting, whistling, yelling, singing, hooting or crying of peddlers, hawkers, vendors or any other persons.
 - (9) The operation of an electronic sound generating device from a vehicle by any person, in either a public or private place within the city in such a manner so that the sound generated by such a device causes vibrations in any object or person which are noticed by a person outside of the vehicle.

It is an affirmative defense if the electronic sound generating device is a horn being used in the manner required by the Texas Transportation Code; or

The vehicle is an authorized emergency vehicle as defined by the Texas Transportation Code.

- (c) It shall be unlawful for any person to create or cause any noise nuisance within the corporate limits of the city. It shall be unlawful for any person to permit or allow to be created or caused a noise nuisance within the corporate limits of the city.
- (d) All territory embraced within a distance of 250 feet of the real property upon which is situated any school or institution of learning, public and private, shall be held to be, and are hereby declared to be, "quiet zones" during the period of time such schools and institutions of learning are in session. All territory embraced within a distance of 250 feet of the real property upon which each of the hereinafter named schools and institutions of learning, public and private, are situated are hereby declared to be "quiet zones."

	Schools	Address
(1)	Gladys Polk Elementary School	Glen Forest Drive
(2)	Our Lady Queen of Peace Catholic School	Hwy. 2004

- (e) The chief of police may at the council's request place and maintain, or cause to be placed and maintained, on lampposts or other such post or object in some conspicuous place on every street, avenue and alley in the vicinity of every school or other institution of learning, public and private, signs or placards which shall indicate that the same is a "quiet zone." Such signs or placards shall be placed on such streets, avenues and alleys at a distance of not less than 250 feet in every direction from the real property upon which is situated, any school, or other institution of learning. Such signs or placards shall read in a manner similar to, but not restricted to the following: "School—Quiet Zone". Where proper and lawful, such signs or placards designating a quiet zone may also designate the lawful speed limit in such school, or other institute of learning, zone or area in a manner similar to, but not restricted to, the following: "School - Quiet Zone - Speed Limit _____ MPH."
- (f) The making, causing or creating, or permitting or allowing to be made, caused or created, any loud vexing, irritating or disturbing noise which interferes with the operations or workings of any school, or other institution of learning situated within an area designated as a "quiet zone" is hereby declared to be a "noise nuisance," and is unlawful and prohibited.

(Ord. No. 237, §§ 1—5, 1-8-90; Ord. No. 237A, 3-12-07)

ARTICLE XI. - INDOOR GUN RANGES^[9]

Footnotes:

--- (9) ---

Editor's note— [Ord. No. 409](#), §§ 1—11, adopted Sept. 7, 2016, did not specifically amend the Code; hence, Art. XI, §§ 9-321—9-331, has been codified as herein set out, at the discretion of the editor.

Sec. 9-321. - General requirements.

- (a) Any shooting range applicant within the city must show intent to comply with these Code requirements before a building permit will be granted and must demonstrate compliance before occupancy in order to receive a permit to operate.
- (b) The range is understood to include the entire space enclosed by the building structure in which the discharge of firearms may take place.
- (c) Compliance will be determined from the building plans provided for obtaining the building permit and from such additional data as may be requested.
- (d) In recognition that special considerations are sometimes involved, the building official may add further requirements as he sees fit.
- (e) The primary type of shooting activity that will be conducted must be established for the record. All other shooting activities that might be conducted must also be established. In case of conflict the most severe activity will govern compliance.
- (f) Except as provided in the sections for special ranges, the range must be of the fixed firing line type in which the shooters remain at one firing line and the targets are brought back and forth to the target line(s) mechanically.

([Ord. No. 409](#), § 1, 9-7-16)

Sec. 9-322. - Site selection.

The range must not constitute a nuisance nor a hazard to its contiguous areas. It must be established that:

- (1) The owner controls the contiguous areas;
- (2) The zoning or natural configurations of the contiguous areas prevents them from being occupied by sensitive areas; or
- (3) There will not be more than 40 dB of noise emanating from the range into the contiguous areas.

([Ord. No. 409](#), § 2, 9-7-16)

Sec. 9-323. - Special considerations.

- (a) The shooting portion of the range must be totally enclosed.
- (b) The shooting lanes must have a length so that the shooters will never be closer than 35 feet to the bullet trap (as measured by the longest projection of the bullet trap upon the floor) unless a range safety officer is downrange with the shooter(s) and the backstop is made from rubberized material and sufficient for proper door placement as defined.

- (c) The width must be sufficient to provide three-foot minimum width shooting points for ranges with shooting separators and five-foot minimum width points for those without separators.
- (d) The height at the firing line must be eight-foot minimum from floor to ceiling.
- (e) The following regulations apply to doors:
 - (1) There shall be no downrange doors into occupied areas. Downrange shall be understood to be from a point three feet behind the firing line to the bullet trap. If there is more than one firing line the most distant one from the trap governs.
 - (2) There may be downrange doors into unoccupied areas if human egress is not possible.
 - (3) There may be downrange doors into normally unoccupied areas that permit human egress provided that they are equipped with electrical safety devices that will provide an alarm to the firing line if the area is occupied and that will provide an alarm in the area if any of the ordinary range functions are commenced (turning on target lights, target systems, etc.).
- (f) Windows are governed by the following requirements:
 - (1) There shall be no windows into contiguous areas not controlled by the owner.
 - (2) Downrange windows shall be governed as stipulated for downrange doors.

([Ord. No. 409](#) , § 3, 9-7-16)

Sec. 9-324. - Ballistic security; prevention of bullet escape.

- (a) *Weapons*. It must be established for the record what weapons and ammunition will be used.
- (b) *Secure area*. The range is situated so that an escaped bullet cannot fall into or pass through areas which are or could be occupied; there is no ballistic security requirement for the structure separating the range from such areas. The range design manuals of the regular military services shall govern the amount of secure area required in such cases.
- (c) *Earth separation*. Earth separation of three feet or greater is sufficient to eliminate any ballistic security requirement of the structure in that particular direction.
- (d) *Critical zones*. Critical zones must be penetration proof for the heaviest ammunition that might be used on the range fired point blank into it (at 90 degrees to the surface).
 - (1) The horizontal critical zone is any surface that a shooter in any shooting point can hit from 45 degrees downrange on either side to 20 degrees behind him on either side.
 - (2) The vertical critical zone is any surface that a shooter in any shooting point can hit when facing downrange from straight down to straight up.

([Ord. No. 409](#) , § 4, 9-7-16)

Sec. 9-325. - Minimum specifications.

The applicant for a license under this division shall, before the license is issued, provide certification by the manufacturer of the range equipment that such equipment meets or exceeds the specifications hereinafter set forth, along with certification by the installer that the equipment has been properly installed. The minimum specifications are as follows:

- (1) *Range; minimum specifications*.
 - a. The bullet trap shall be designed for use of all handgun ammunition, all shot shell ammunition, including slugs and .22 rim fire rifle ammunition as well as soft point rifle and

machine gun ammunition with muzzle velocities and energies under 2,000 feet per second and/or 2,200 foot pounds, respectively. Use of armor piercing ammunition is prohibited.

- b. The bullet trap for each shooting position shall be constructed of three five-sixteenths-inch thick armor alloy impact plates of 400 to 440 BHN hardness arranged so that the trailing edge of the lowest plate covers the leading edge of the next highest plate. Use of a single continuous impact plate is prohibited. The continuous line of the impact plates shall extend upward at a mean angle not greater than 40 degrees from the horizontal plane to a height of 92 inches. The bullet trap shall be designed to direct all impacted bullets upward into the deceleration chamber so that spent lead projectiles are directed to the collection chamber at the foot of the bullet trap. All impact plates shall be interchangeable and reversible. Bullet trap sidewall plates shall be fabricated from ten-gauge hot roll steel. There shall be no external bolts exposed to gunfire. The bullet trap shall be so constructed that no gap exists between the ceiling slope and the scrolls which could result in a bullet escaping the trap.
 - c. The air foil lead recovery plates and deceleration chamber shall be fabricated from one-quarter-inch thick armor alloy plates with a hardness of 340 to 380 BHN.
 - d. A rubber/granular composite bullet trap or equivalent shall be used for rifle fire.
- (2) *Rifle bullet trap minimum specifications.* The rifle bullet trap shall be designed to withstand the following types of ammunition:
- a. Commercially loaded handgun ammunition not exceeding a muzzle velocity of 3,500 feet per second and a bullet weight of 300 grains.
 - b. Commercially loaded rifle ammunition not exceeding a muzzle velocity of 3,500 feet per second and a bullet weight of 300 grains.
 - c. Commercially loaded shotgun ammunition not to exceed a muzzle velocity of 1,560 feet per second and a bullet weight of one and one-quarter ounce.
- (3) *Shooting stall; minimum specifications.* The wall of each shooting stall shall be designed to effectively stop a .44 caliber magnum bullet fired at point blank range.
- (4) *Range ceiling minimum specifications.* The range ceiling shall be designed to provide full ballistic protection from rounds fired from floor level to the top of the stall. The design shall be such that bullets so fired cannot escape through the ceiling. The ceiling shall be constructed of four feet by four feet panels of one-half-inch thick plywood, reinforced by four feet by four feet ten-gauge.
- (5) *Hot-rolled steel sheets.* The wall shall be constructed using eight-inch number grade concrete blocks. It shall extend from the rear of the bullet trap to a point at least four feet past the shooting stall and shall have a minimum height of eight feet.
- (6) *Plumbing (for flushing out the unburned gunpowder.)*
- a. In new construction there shall be a floor drain downrange and a hose bib in the range area.
 - b. In existing construction the floor drain may be waived if a slop sink is located within 50 feet of the range.
- (7) Wood facings are not allowed for protection of surfaces unless they are separated from any hard surface (steel or masonry) behind them by an air space of at least one inch.

([Ord. No. 409](#) , § 5, 9-7-16)

Sec. 9-326. - Noise attenuation.

- (a) The maximum noise that may escape the range into areas not controlled by the owner is 40 dB.

- (b) Sufficient acoustical treatment shall be provided to reduce the sound level from magnum ammunition by ten dB minimum.
- (c) Acoustical materials subject to splaying shall not be used.

([Ord. No. 409](#) , § 6, 9-7-16)

Sec. 9-327. - Ventilation.

- (a) The permissible exposure to toxic lead products of gunfire shall be governed by current U.S. Department of Labor standards.
- (b) There must be positive flow of air past the shooter in a downrange direction, with all exhaust downrange.
- (c) The minimum operating temperature shall be 50 degrees Fahrenheit and the maximum 90 degrees Fahrenheit.

([Ord. No. 409](#) , § 7, 9-7-16)

Sec. 9-328. - Lighting.

- (a) There shall be general illumination in the firing line area of 30 MFC as measured at the floor. The minimum downrange general illumination shall be ten MFC at the floor. The light control switch must be controlled from behind the secured counter by range personnel only.
- (b) At least one circuit must be on dual switches so that it may be turned on from the door.
- (c) There shall be emergency lighting that will automatically illuminate if the lights fail. This must be on standby power.

([Ord. No. 409](#) , § 8, 9-7-16)

Sec. 9-329. - Equipment selection.

(a) *Shooting separators.*

- (1) All ranges shall have physical separation between the shooting points unless positive reasons are established to show that this cannot be provided.
- (2) The separators shall be structurally sound and functional for the type of range.
- (3) The separators shall be so designed that any misdirected shot 60 degrees to the right or left of a shooter that hits any portion of the stall will be deflected downrange without further interruption to its line of travel that may cause ricochet back towards the shooters.

(b) *Target retrieval system.*

- (1) A mechanical means for transporting the targets between the firing line and the one or more target lines shall be provided.
- (2) All portions of the target retrieval system(s) that may be hit by a shooter(s) from an angle of 60 degrees to the vertical to its furthest end are to be armored to prevent damage and suitably angled to redirect the bullets downrange. (This includes the target carrying car, any tracks that may be used, and all supporting hardware.)
- (3) If electrically powered, the target system shall not have any high voltage (over 50 volt) wiring extending downrange of the firing line; and all metal parts shall be earth grounded.

- (4) Any controls beyond the shooting point (i.e., to a range master's control console) shall be on low voltage circuits.

([Ord. No. 409](#), § 9, 9-7-16)

Sec. 9-330. - Special requirements.

- (a) *Rifle ranges*—(centerfire rifles, not required for rim fire rifles.) The minimum ballistic security requirements shall be increased to six inches of reinforced concrete in the critical zone and four inches elsewhere. (Applies to all separating surfaces except those backed by earth or an adequate secure area.)
- (b) *Advanced training ranges* (on which courses are conducted downrange of the firing line) require that the ballistic security considerations be planned from each of the various lines along which shooting will take place.
- (c) *Carnival type ranges* do not come under the requirements of this Code providing they are used only with frangible .22 caliber ammunition in smooth bore weapons.
- (d) *Liability insurance required.* Each application for a license issued under this division shall be accompanied by evidence that the applicant has obtained a general liability insurance policy in an amount not less than \$1,000,000.00. Such insurance policy shall remain in force and effect during the term of the license. Such insurance policy shall contain a clause requiring the insurer to immediately notify the city if for any reason, coverage under the policy terminates. The proof of insurance required by this section shall be furnished to the city upon each renewal of the license. Additionally, the licensee shall furnish to the city proof of insurance when requested to do so.
- (e) *Hours of operation.* An indoor shooting range licensed under this division shall limit its operation to the hours between 7:00 a.m. and 10:00 p.m. daily.

([Ord. No. 409](#), § 10, 9-7-16)

Sec. 9-331. - Penalty.

Any person who shall intentionally, knowingly or recklessly violate any provisions of this article shall be deemed guilty of a misdemeanor and, upon conviction, may be fined as provided for in section 1-6 of this Code. Each day of violation shall constitute a separate offense.

([Ord. No. 409](#), § 11, 9-7-16)

Secs. 9-332—9-360. - Reserved.

MEMORANDUM

To: The Honorable Mark Guthrie, Mayor and Members of the Richwood City Council

From: Michael Coon, City Manager

Date: February 9, 2018

Subject: Review of home based business ordinance

During the last Council Meeting, the Council discussed the revisions to the home based business ordinance that were proposed by Councilmember LaCount and Councilmember Brown. Included below is a summary of the proposed changes.

Recommended Home Based Business Ordinance

(A) A home occupation is a commercial use that is accessory to a residential use. A home occupation must comply with the requirements of this section and all Texas occupational licensing laws.

(B) A home occupation must be conducted entirely within the dwelling unit or one accessory garage.

(C) Participation in a home occupation is limited to occupants of the dwelling unit, except that one person who is not an occupant may participate if off-street parking is provided for that person."

(D) The residential character of the lot and dwelling must be maintained. A home occupation that requires a structural alteration of the dwelling to comply with a nonresidential construction code is prohibited. This prohibition does not apply to modifications to comply with accessibility requirements.

(E) A home occupation may not generate customer-related vehicular traffic that impedes normal residential traffic flow or city streets for parking, pick up, or drop off of people, goods or services.

(F) Equipment or materials associated with the home occupation must not be visible from locations off the premises, including merchandise displays.

(G) A home occupation may not produce noise, vibration, smoke, dust, odor, heat, glare, fumes, electrical interference, or waste run-off outside the dwelling unit or garage in violation of City of Richwood nuisance ordinances.

(H) Parking a commercial vehicle on a street adjacent to residentially zoned property is prohibited.

(I) Advertising a home occupation by a sign on the premises is prohibited. Advertising the street address of a home occupation through signs, billboards, television, radio, or newspapers is prohibited.

(J) For home occupations only one additional vehicle, not owned by the property owner, can be parked on the property and it cannot be parked on an unimproved surface.

(K) The following are prohibited as home occupations:

(1) animal hospitals;

(2) clinics, hospitals, hospital services;

(3) contractors yards;

(4) dance studios;

(5) scrap and salvage services;

(6) massage parlors other than those employing massage therapists licensed by the state;

(7) restaurants;

(8) cocktail lounges;

(9) rental outlets;

(10) equipment sales;

(11) adult oriented businesses;

(12) manufacture or sale of product regulated by the FDA, ATF, or other Federal and State Regulators;

(13) recycling centers;

(14) drop-off recycling collection facilities; and

(15) an activity requiring a variance under Richwood Uniform Building Code

Appendix B: Zoning Ordinance

Sec. 5. - General provisions.

17. Home occupations. Home occupations may be conducted in the home within the limits of the following:

1. *Uses permitted.* Home occupations include home office for a salesman, sales or service representative, manufacturer representative, studio of an artist, musician, music teacher, etiquette teacher, photographer, writer, tailor, architect, dressmaker, launderer, registered family homes, agency homes, community home for the disabled, daycare facilities for 12 or fewer persons, caterers licensed by the city or other similar occupations.
2. *Uses not permitted.* Uses not considered customary home occupations include, but are not limited to, barbershops, beauty parlors, animal hospitals, kennels, carpenter shops, electrical shops, plumbing shops, radio shops, tin shops, auto repair, auto paint and body repair shops, furniture repairing shops, clinics, doctor offices, hospitals, real estate offices, insurance agent offices, health studios, palm readers, day care centers or day care facilities which care for more than 12 persons, taxi and limousine services, garage/yard sales (except that as many as four garage/yard sales may be held per year), major appliance repair shops, dance studios or other similar occupations.
3. *Use restrictions.* In addition to the requirements of the appropriate section of this chapter, a home occupation shall comply with the following restrictions:
 - a. No home occupation shall cause, by reason of its existence, a significant increase in the number of vehicles traveling to and from the home or on the public streets surrounding or abutting the home, nor shall the home occupation receive regular deliveries from delivery trucks.
 - b. A home occupation shall in no way destroy, restrict or interfere with the primary use of the home as a place of residence.
 - c. No stock in trade shall be displayed or sold on the premises except that which is custom made to order.
 - d. The home occupation shall be conducted entirely within the principal dwelling unit or accessory structure, and in no event shall such use be visible from any other residential structure or public way.
 - e. There shall be no outdoor storage of equipment or material used in the home occupation.
 - f. No mechanical, electrical or other equipment which produces noise, electrical or magnetic interference, vibration, heat, glare or other annoyance outside the residential or accessory structure shall be used.
 - g. No home occupation shall be permitted which is noxious or offensive to a person of ordinary sensitivity or hazardous by reason of vehicular traffic, generation or emission of noise, vibration, smoke, dust, or other particulate matter, odorous matter, heat, humidity, glare, refuse, radiation or other objectionable emission.
 - h. No person other than members of the family residing on the premises shall be engaged in the home occupation unless required by licensing requirements or where such engagement is occasional and incidental to the occupation.
4. *Advertising.* No sign advertising the home occupation shall be allowed on or off the premises.
5. *Preexisting day care facilities.* Day care facilities operating prior to June 1, 1992, which are permitted for more than 12 persons may continue to exist or operate, provided that such facilities do not modify the terms and conditions of their current license with regard to owner and number of clients.

([Ord. No. 324-15A](#) , 8-10-15)

as of September 30, 2017

254

City of Richwood
Investment Report
Quarter Ending
30-Sep-17

Description of Investment Type	Amortized or Maturity Value	Current Price	Market Price	Current Yield	Maturity Date	Term
TEXPOOL			305,761.43			
TEXSTAR			152,700.43			
LOGIC			223,652.36			
CERTIFICATES OF DEPOSIT						
	25741		58,315.55	0.15%	20-Jan-18	181 days
	25765		90,771.46	0.10%	8-Feb-18	90 days
	1286		105,706.96	0.50%	19-Mar-18	90 days
	25766		126,580.80	0.20%	8-Feb-18	180 days
	25718		124,942.70	0.20%	6-Jan-18	181 days

I, Giani B. Cantu, as investment officer of the City of Richwood certify that the amounts represent the market value of all portfolio investments and all investment are in compliance with the City of Richwood Investment Policy as adopted by the City Council.

Giani B. Cantu, Finance Director



Issue Name	Pledge	Maturity Date	Principal
Comb Ref Bonds Ser 2011	GO	8/15/2032	1,075,000.00
GO Ref Bonds Ser 2011	GO	8/15/2024	645,000.00
FNBLJ Loan	GO	4/18/2033	300,000.00
Tax & Rev CO 2004	REV	8/15/2025	335,000.00
Tax & Rev CO 2011	REV	8/15/2031	720,000.00

I, Giani B. Cantu, as Finance Director, certify that all the covenants required in bond and loan documents have been met.

Giani B. Cantu



CITY OF RICHWOOD - INVESTMENT REPORT													
as of December 31, 2017													
	General Fund	Water/Sewer Fund	GO I&S	RB I&S	Water Meter Deposit	Capital Improvement	Capital Projects	Insurance Cont.	GF Capital Projects	Transportation	Replacement Fund	Crime Control and Prevention	TOTAL
TEXPOOL	169,099.99				65,443.16	31,912.87						39,305.41	305,761.43
TEXSTAR	129,457.26									1,754.75	6,939.84	14,548.58	152,700.43
LOGIC	158,279.88		1,449.53	818.70		2,285.16				55,202.34	5,616.75		223,652.36
													-
CERTIFICATES OF DEPOSIT													-
25741	57,713.42										602.13		58,315.55
25765	19,114.39					763.55				4,328.39		66,542.74	90,749.07
1286	45,147.62		46,933.90					13,495.29					105,576.81
25766	33,241.68	40,430.21	18,749.20			11,910.04				22,249.67			126,580.80
25718	32,821.93	9,235.92	27,374.29		28,267.09	27,243.47							124,942.70
TOTAL	644,876.17	49,666.13	94,506.92	818.70	93,710.25	74,115.09	-	13,495.29	-	83,535.15	13,158.72	120,396.73	1,188,279.15
PURCHASES													-
DISBURSEMENTS													-
TRANS. TO OPERATING DEPOSITS	(160,000.00)												(160,000.00)
INTEREST EARNINGS	1,209.61		62.18	2.44	108.45	57.42		16.64		170.41	35.96	78.41	1,741.52
NET EFFECT	(158,790.39)	-	62.18	2.44	108.45	57.42	-	16.64	-	170.41	35.96	78.41	(158,258.48)
											STATEMENT TOTAL		1,030,020.67
TEXPOOL	109641.45				65551.61	31963.48						39327.9	246,484.44
TEXSTAR	129815.96									1759.61	6959.07	14588.89	153,123.53
LOGIC	58528.17		1453.85	821.14		2291.97				55366.82	5633.48		124,095.43
CERTIFICATES OF DEPOSIT													-
25741	57713.42										602.13		58,315.55
25765	19119.1					763.74				4329.45		66559.15	90,771.44
1286	45203.28		46991.76					13511.92					105,706.96
25766	33241.68	62679.88	18749.2			11910.04							126,580.80
25718	32821.94	9235.92	27374.29		28267.09	27243.47							124,942.71
	486,085.00	71,915.80	94,569.10	821.14	93,818.70	74,172.70	-	13,511.92	-	61,455.88	13,194.68	120,475.94	1,030,020.86
											GL VARIANCE		0.19

City of Richwood
Investment Report
Quarter Ending
31-Dec-17

Description of Investment Type	Amortized or Maturity Value	Current Price	Market Price	Current Yield	Maturity Date	Term
TEXPOOL			246,484.44			
TEXSTAR			153,123.53			
LOGIC			124,095.43			
CERTIFICATES OF DEPOSIT						
25741			58,315.55	0.15%	20-Jan-18	181 days
25765			90,771.46	0.10%	8-Feb-18	90 days
1286			105,706.96	0.50%	19-Mar-18	90 days
25766			126,580.80	0.20%	8-Feb-18	180 days
25718			124,942.71	0.20%	6-Jan-18	181 days

I, Giani B. Cantu, as investment officer of the City of Richwood certify that the amounts represent the market value of all portfolio investments and all investment are in compliance with the City of Richwood Investment Policy as adopted by the City Council.

Giani B. Cantu, Finance Director



Issue Name	Pledge	Maturity Date	Principal
Comb Ref Bonds Ser 2011	GO	8/15/2032	1,075,000.00
GO Ref Bonds Ser 2011	GO	8/15/2024	645,000.00
FNBLJ Loan	GO	4/18/2033	300,000.00
Tax & Rev CO 2004	REV	8/15/2025	335,000.00
Tax & Rev CO 2011	REV	8/15/2031	720,000.00

I, Giani B. Cantu, as Finance Director, certify that all the covenants required in bond and loan documents have been met.

Giani B. Cantu



CONFIDENTIAL MATERIAL
CITY MANAGER'S INTRA-AGENCY INFORMATION
DISCLOSURE PROHIBITED AND PUNISHABLE
UNDER SECTION 552.352 OF THE
TEXAS GOVERNMENT CODE

Manager's Letter Supplement
2/12/2018

City Council Meeting

Recognitions

Court Administrator Melanie Garza – Certified Level I Court Clerk

Melanie has worked really hard to complete her certification and the knowledge she has gained is already paying dividends.

Consent Agenda

Approval of Minutes

No additional comments.

Payment of Bills

No additional comments.

Discussion & Action Items

Public Hearing on request to rezone Lots 26-5, Block 7 and Lots 1-11, Block 17 of Glenwood Bayou Subdivision from R-1, Single Family to R-1A, Single Family Zero Lot Line. Said property being the undeveloped property located between by Wisteria Street, Oyster Creek Drive and Yaupon Street.

This will be the second and final public hearing that is required before City Council can take any action on the potential rezoning.

Action on request to rezone Lots 26-5, Block 7 and Lots 1-11, Block 17 of Glenwood Bayou Subdivision from R-1, Single Family to R-1A, Single Family Zero Lot Line. Said property being the undeveloped property located between by Wisteria Street, Oyster Creek Drive and Yaupon Street

Since the last public hearing the engineer has increased the proposed detention to more closely match the requirement that the Creek Bend Development was held to. Our third-party engineer has not yet reviewed the new retention proposal. However, it will have to meet his approval before any plans are approved.

In order to have enough space for the required retention pond the developer will need to place a large portion of the pond on the City's adjoining property. In return the developer would be giving a piece of his property that could eventually be used to help create a nice park. To facilitate this process the City would need to enter into a 380 Agreement with the developer. One of the nice benefits of the 380 Agreement is that we could use it to enforce higher retention or building standards than those that are in our current ordinances. In essence with the 380 Agreement, we would have the leverage we need to make sure the development is done right.

I is still my belief that rezoning this piece of property may be its best chance for a quality housing development. Due to the money involved in placing the infrastructure on the property, it would be hard for an investor to make an adequate profit to build on this land if it is not rezoned to R-1A. However, that does not mean that the property couldn't potentially be used for additional park facilities and/or retention ponds in the future.

Public Hearing on proposed changes to Chapter 3 Animals of the Code of Ordinances, to include but not limited to changes to the livestock and fowl, domestic animals, and other sections

Since the last public hearing staff has been unable to meet with Mrs. Ellison to put the committees recommendations into ordinance format. Staff will make sure an ordinance is ready for the March meeting.

If there is anything at all from the committees recommendations that you would like to see changed or taken out, please don't forget to bring it up during the meeting.

Discuss and consider an ordinance setting the utility rate and fees

Per the discussion that took place at the last Council Meeting, staff has moved forward with the proposed utility rate increases. Giani took care of posting an advertisement in the newspaper and sharing the meeting notice on the website and Facebook page. Also, I have asked our reporter to do a brief article on the proposed increases. He said he will try to get it in the paper this weekend or on Monday.

Besides the changes to the utility rates, there is one other change that is included in the ordinance. It is proposed that the deadline for late payments and cutoffs be changed from 5 PM to 2 PM. This would allow staff more time to properly process all the payments and still send out the late notices in a timely manner.

Discuss and consider a resolution amending the FY 2018 Adopted Utility Fund Budget

This budget adjustment accounts for the reduction in spending that would be necessary assuming that the proposed utility rate is approved. Per the previous discussions, the two new employees and their vehicle would be delayed until next year and the impact fee study would be split over two fiscal years.

Discuss and consider ordinance amending Article XI Outdoor lighting of the code of ordinances

Since the last meeting there have been no changes to the proposed ordinance and it is ready for your consideration. This ordinance will be much easier to enforce than the previous one and it will allow for residents use security lighting in a reasonable manner.

Review of Oakwood Shores ground penetrating radar study

Clif has put a lot of long hours into creating the map to highlight the damages found in the ground penetrating radar study. He will highlight why the roads are in such poor condition and some potential steps we can take to start improving the road conditions. After the meeting we will also be creating a place on the website to place the report from the survey and the summaries and guides that Clif has created.

Review of policies pertaining to board and commission memberships

One of the main intents of this item is to start the process of creating an ordinance to properly summarize all the policies for the boards and commissions.

The other goal for this item is to consider allowing individuals with vested interests in Richwood to serve on the boards and commissions. As you are all aware, we are having a hard time filling these volunteer positions and allowing a limited number of people to serve if they have a vested interest could make it easier to find volunteers. In fact Denise Green, already has talked to one or two people that could be interested in serving with KRB and/or Parks.

I think it is important to remember that one check and balance to allowing those with vested interests to serve is that you, the City Council, will have to review the application for and appoint the volunteers. You would also have the power to remove a volunteer at any time, if the need were to arise.

Review of Gun Range and Noise Ordinances

Since the last meeting I have met with Mr. Kinnear and he is in the process of building some dampers that he can install around the exhaust vents. There is no guarantee this will help with the noise, but seeing as how this improvement would be fairly low cost, Mr. Kinnear is willing to try it out.

Due to being out on vacation and spending a significant amount of the time with the audit and the bank reconciliations, I have not had the time to properly research including a time-weighted average of decibel

readings to account for repetitive noises. I have found some local environmental engineering firms that I will be reaching contacting to start making some more progress on this item.

Update on review of home based business ordinance

Based on the discussion during the last council meeting, I have removed the following prohibitions from the proposed ordinance:

- automotive repair services; and
- businesses involving the repair of any type of internal combustion engine, including equipment repair services

In an effort to account for some of the negative impacts that automotive repair services can have to a residential neighborhood, I have drafted the following and included it in the proposed ordinance.

- For home occupations only one additional vehicle, not owned by the property owner, can be parked on the property and it cannot be parked on an unimproved surface.

There very well could be a better way to word this requirement, or maybe there is another way entirely of addressing the matter. If you have any thoughts or recommendations, please feel free to share them so they can be incorporated into the ordinance that will be brought back at the next meeting.

Executive Session

Under authority of Section 551.074 to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or a charge against an officer or employee: Bryan Corb, Police Chief

I believe that as public servants everyone on staff should do their best to earn the trust and respect of the public and City Council. In accordance with this belief, over the course of the past year I have worked hard to try and improve the standards for transparency and integrity that are expected of me and the rest of the city staff. Most of the staff have worked hard to achieve these higher standards; however, far too often I find myself having discussions with Chief Corb about the need to raise improve his behaviors to meet these higher standards. The complaints I outlined in Chief Corb's PIP serve as examples of events that have transpired since November where Chief Corb, in my belief, failed to live up to the standards that should be expected of a police chief and of a public servant.

More than any other position in the City, I feel that the police chief should be someone that I can depend upon and trust to always make the right or the ethical decision. I also feel the that City of Richwood and the residents who live hear deserve to have a police chief that they can trust. However, that is not the case with Chief Corb. He has misused city resources, lied to me, withheld important information from me, been insubordinate, and treated other people in an unfair manner. For these reasons I would like to start the process to consider terminating Chief Corb. At this point I don't think that termination is the only option. Chief Corb could still choose to resign or if he were to show an appropriate amount of contrition and dedication to improvement, another option could be an unpaid suspension.

After you have the chance to hear from and to ask questions to Chief Corb and I, you may find it appropriate to begin an official investigation to gather further information. If Council comes to that decision, or to any other decision, you would then need to go back into open session to take any official action.