City of Shoreacres



NOTICE OF MEETING

Notice is hereby given that a Regular Meeting of the **City Council**

of the City of Shoreacres, Texas, will be held on Monday, February 9, 2015 at 7:00 p.m.

in the City Council Chambers on the first floor at City Hall, 601 Shore Acres Blvd., Shoreacres, Texas, at which time the following subjects will be discussed, to wit:

- 1.0 CALL TO ORDER / ROLL CALL: Members Present and Absent
- 2.0 PLEDGES OF ALLEGIANCE

Texas Pledge:

Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible.

- 3.0 SPECIAL PRESENTATIONS
 - 3.1 South East Texas Housing Finance Corporation Phillip Yovino
 - 3.2 Community Rating System David Stall
- 4.0 APPROVAL OF MINUTES
 - 4.1 Regular Council Meeting: January 26, 2015.
- 5.0 COUNCIL REPORTS & REQUESTS
 - 5.1 Mayor Moses Report on meetings attended.
- 6.0 PUBLIC HEARINGS & PUBLIC COMMENTS
 - 6.1 Public Comments

This is the opportunity for the public to address council or comment on items which appear on the agenda. Time is limited to five minutes per speaker. Comments are to be directed to the city council and dialogue with the audience is not permitted. Councilmembers are prohibited by law from participating in discussion or deliberation of items not specifically identified on this agenda.

7.0 ADMINISTRATIVE REPORTS

- 7.1 City Administrator David Stall General Activity Report.
- 7.2 Monthly Police Department Report. Chief Harrison
- 7.3 Monthly Public Works Department Report. Erick Ingram

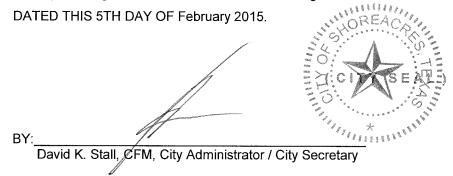
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8.0 BUSINESS

- 8.1 Consideration and approval of invoices. Stall
- 8.2 Consideration and action to adopt Resolution No. 2015-140 nominating a representative to the Southeast Texas Housing Finance Corporation (SETH) Board of Directors for a two-year term ending April 30, 2017. Arons
- 8.3 Consideration and approval of Resolution No. 2015-141 approving an Investment Policy pursuant to the Public Funds Investment Act; and, other related provisions. Stall
- 8.4 Consideration and approval of Resolution No. 2015-142 appointing a Presiding Judge and Alternate Judges of the municipal court of the City of Shoreacres for a term of two years. Moses
- 8.5 Consideration and action to adopt Ordinance No. 2015-176 approving an interlocal agreement (renewal) with the City of La Porte to provide the City of Shoreacres with fire protection service (Fire Department). Stall

9.0 ADJOURNMENT

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the governing body of the City of Shoreacres, Texas is a true and correct copy of said Notice and that I posted a copy of said Notice on the bulletin board at City Hall on February 5, 2015 at or before 6:00 p.m., at a place convenient and readily accessible to the general public at all times; to remain so posted continuously for at least 72 hours preceding the scheduled time of said Meeting.



SHOREACRES, TEXAS

The City Council of the City of Shoreacres reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.086 (Economic Development).

The City Council Chamber is wheelchair accessible and accessible parking spaces are available.

Requests for accommodations or interpretive services must be made at least two (2) working days prior to the meeting. Please contact City Office at 281.471.2244 or fax 281.471.8955 for additional information.

| I, the undersigned | , do hereby certify that t | this Notice of Meeting was removed from the City | Hall bulletir |
|--------------------|----------------------------|--|---------------|
| board at | AM/PM on | , 2015. | |
| | | RV. | |

City of Shoreacres



MEETING MINUTES

The City Council of the City of Shoreacres, Texas, met in Regular Session on Monday, January 26, 2015 at 7:00 p.m.

in the City Council Chambers of City Hall, 601 Shore Acres Blvd., Shoreacres, Texas with the following present constituting a quorum:

Mayor Rick Moses

Mayor pro tem Richard Adams

Alderman Bo Bunker Alderman Neil Moyer

Alderwoman Nancy J. Schnell
Alderman Mike Wheeler

City Administrator / City Secretary David K. Stall, CFM

1.0 CALL TO ORDER / ROLL CALL:

The meeting was called to order by Mayor Moses at 7:00 p.m.

2.0 PLEDGE OF ALLEGIANCE

3.0 SPECIAL PRESENTATION

3.1 None

4.0 APPROVAL OF MINUTES

4.1 Regular Council Meeting January 12, 2015 – Neil Moyer moved to approve the January 12, 2015 Regular Council Meeting minutes with the following clarification from Nancy Schnell relating to Item 8.4, "The reasoning behind the requirement of department head to attend all regular council meeting is the fact that only 74.7% of the City's purchased water is metered and I would like for the Public Works Director to be here to answer some of those questions"; Seconded by Bo Bunker. Motion carried unanimously.

5.0 COUNCIL REPORTS & REQUESTS

5.1 <u>Mayor Moses</u> – Report on meetings attended.

I had a meeting with Mr. Stall and Chief Harrison to discuss code enforcement status. Also, I would like to remind the citizens that the City will be having an election in May; applications will be available online and at city hall for those that are interested in running for office.

6.0 PUBLIC HEARINGS & PUBLIC COMMENTS

6.1 Citizen Comments:

There were no public comments.

7.0 ADMINISTRATIVE REPORTS

7.1 <u>City Administrator Report</u>: Mr. Stall reported that the Army Corps of Engineers has received the city's shoreline erosion control project permit application. After some heavy rainfall, he and the City Engineer toured the city to observe the functioning of our storm water system and to record any maintenance needs. The old fire hydrant at Centre and S. Country Club has been removed. Harris County has filed a tax suit against the owner of the property at 902 N. Country Club; with that knowledge the city's tax attorney has intervened to preserve our interest in the property.

7.2 <u>Monthly Financial report</u>

| General Fund | \$ 72,103.87 |
|-----------------|--------------|
| Utility Fund | \$ 18,107.35 |
| Service Deposit | \$ 54,463.00 |
| TxCDBG | \$100,636.22 |
| TexPool | \$655,420.62 |
| CD's | \$249,741.50 |

Property tax collected for YTD \$466,745.07 General sales tax collected YTD \$18,700.95 Road maintenance sales tax collected YTD \$4,675.24

8.0 BUSINESS

8.1 Consideration and approval of invoices.

Richard Adams moved to pay our bills; Seconded by Neil Moyer. Motion carried unanimously.

8.2 Consideration and approval of Ordinance No. 2015-175 ordering the City of Shoreacres 2015 City Officers' Election; designating election precincts and polling places; providing for the use of voting machines; appointing election officials; providing for method and dates of early voting; providing for an early voting ballot board; providing for return and canvass of votes of said election; providing for notice; and, providing for filing deadline.

Nancy Schnell motion to approve Ordinance No. 2015-175; Seconded by Mike Wheeler. Motion carried unanimously.

8.3 <u>Annual Shoreacres Police Department Tier 1 Partial Exemption Racial Profiling</u>
Report and review of *Bias Based Profiling and Video Policy*.

Mr. Stall reported on the annual Shoreacres Police Department Tier 1 Partial Exemption Racial Profiling Report that was submitted to the Texas Commission on Law Enforcement.

8.4 <u>Discussion of water distribution system and water line repair costs.</u>

Mr. Moyer thanked Mr. Stall and Mr. Ingram for providing detailed cost and maintenance analysis of the city's water system. The report gives us an insight to anticipated costs for repairs, upgrades and relocations of our water systems.

ADJOURNMENT:

The meeting was adjourned at 7:19 p.m.

PASSED AND APPROVED ON THIS 9^{th} DAY OF FEBRUARY, 2015.

| (CITY SEAL) | | |
|-------------------------------------|-------------------|--|
| ATTEST: | Rick Moses, Mayor | |
| David K. Stall, CFM | | |
| City Administrator / City Secretary | | |

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Shoreacres Police Department



602 Shore Acres Blvd., Shoreacres, Texas 77571 / 281.307.1950 / Fax: 281.471.8955

MEMORANDUM

DATE: January 6, 2015 TO: City Council FROM: Troy D. Harrison

RE: January, 2015 Activity report

Below are the listed calls for service during the month of January, 2015:

Unit No. Nature Calls ABANDONED VEHICLE 1 ALARM BURGLAR 4 ANIMAL CONTROL PROBLEM 3 **ASSIST BY LAW** 30 ASSIST CITIZEN 13 BURGLARY 2 CRIMINAL MISCHIEF DISABLED VEHICLE 9 5 DISTURBANCE **FOLLOW UP** 5 HARASSMENT **ID THEFT** INTOXICATED DRIVER PERSON LOST MISSING RECOVERED ABDUCTD 5 LOUD MUSIC NOISE 5 MINOR ACCIDENT 5 PARKING VIOLATION 3 PROPERTY LOST RECOVERED 1 RECKLESS DRIVER CONDUCT 9 SUSPICIOUS CIRC PERSON VEHICLE 19 **THEFT** 1 TRAFFIC HAZ PROB DIRECT RELAT 9 TRAFFIC STOP 114 **TRESPASS** 1 UNAUTHORIZED USE OF M/V 1 VIOLATION CITY ORDINANCE 1 WARRANT SERVICE 1 WELFARE CONCERN 2 **Total Calls** 253 **Total Citations** 160

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MEMORANDUM

City of Shoreacres



601 Shore Acres Blvd., Shoreacres, TX 77571-7262 / 281.471.2244 / 281.471.8955 Fax

DATE: Feb 2nd, 2015

TO: David K. Stall, City Administrator

CC:

FROM: Erick Ingram, Public Works Director

REF: Public Works Monthly Report (January) 2015

FILE REFERENCE: Monthly Memo January 2015.docx

Public Works purchased 4,584,000 Gallons of water in January.

Public Works employees repaired 5 water leaks 1-Mainline 4-Service connection.

Parks Crew repaired/replaced twelve safety and notification signs. Vacant Public Works position posted and we will begin interviewing asap.

Public Works crews will begin painting fire hydrants for new service classifications asap.

There are no other special projects to report on at this time.

PUBLIC WORKS Monthly Productivity Report

Month: January 2015

| | Total Calls | | Total Collected in Cu. Yrds. |
|--|--|---|------------------------------------|
| ***Water/Wastewater*** Water Repairs Meter Changeouts Backfills (Yard Cleanups) Fire Hydrant Repairs Water Taps Water Plant Repairs Sewer Taps Sewer Point Repairs Lift Station Repairs Manhole Repairs After Hour Repairs | 5 5 0 3 2 0 0 0 0 0 | ***Solid Waste*** Recycling: * Paper * Plastic * Cardboard * Aluminum Cans * Glass Debris Removal | 40 12 8 16 2 2 0 |
| | Repairs | | |
| ***Streets and Drainage*** Potholes: * Concrete Repairs * Asphalt Repairs Drainage Cave-in Repairs | 0 0 3 0 | ***ROW Maintenance*** Miles Mowed Miles of Ditch Inspected Culverts Inspected Hours Mowed | 0 1 1 0 |
| *** Traffic *** Stop Sign Repairs Safety Sign Repairs Public Notification Signs Repaired | 2 2 8 12 | ***Parks*** Cubic Yards of Trash Removed Park Equipment Repair Lighting Repairs | 1 0 0 |

Water Leaks Jan-15

| Date: | Location: | Duration: | Main size | City/Cust | Water Loss/gls |
|------------|----------------------------|-----------|-----------|-----------|----------------|
| | | | | | , , |
| 12/16/2014 | 632 Oakdale | 2 weeks | 2 inch | City | 500,000 |
| 10/14/2014 | Soundwall | 1 month | 8 inch | City | 1,250,000 |
| | | | | <i>'</i> | , , |
| 12/10/2014 | Soundwall | 2 weeks | 8 inch | City | 500,000 |
| 12/26/2014 | 518 Meadowlawn | 1 day | 2 inch | City | 50,000 |
| 12/26/2014 | 3430 Bayou Forest | 1 day | Meter | Cust | Metered |
| 1/8/2015 | W.country club @ fairfield | 1 day | Meter | city | 1000 |
| 1/9/2015 | 502 E. Forest | 1 week | Meter | city | 2500 |
| 1/19/2015 | 519 Shoreacres | 1 day | Meter | City | 100 |
| 1/19/2015 | 217 E Forest | 1 day | 3 inch | City | 2000 |
| 1/20/2015 | #3 Bay oaks | 2 weeks | Meter | City | 500 |
| | | | | | |
| | | | | | Total Gallons |
| | | | | | 6100 |
| | | | | | |
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| | Chlorine R | esidual | Date | Gallons |
|---------------------------------------|------------|---------|-----------|---------|
| Monthly Flushing Report Jan-15 | 5 | | | |
| 3548 Bayou Forest | 2.8 | | 1/28/2015 | 6000 |
| Shore Acres Blvd @ W. Country Club | 3 | | 1/28/2015 | 6000 |
| N. Country Club @ Centre | 2.4 | | 1/28/2015 | 6000 |
| S. Country Club @ Centre | 2.7 | | 1/26/2015 | 6000 |
| E. Country Club @ Forest | 2.6 | | 1/28/2015 | 6000 |
| Shore Acres Blvd @ Old Hwy 146 | 2.7 | | 1/26/2015 | 6000 |
| Fairfield @ Byway | 2.7 | | 1/26/2015 | 7200 |
| Baywood @ Byway | 2.5 | | 1/26/2015 | 6000 |
| Shore Acres Blvd @ Sunrise | 2.7 | | 1/26/2015 | 8400 |
| Westview between Shady Lawn & Oakdale | 2.6 | | 1/26/2015 | 6000 |
| Park @ Baywood | 2.4 | | 1/26/2015 | 6000 |
| 635 Baywood | 2.5 | | 1/26/2015 | 1250 |
| Fairfield @ Sunrise | 2 | | 1/26/2015 | 6000 |
| Fairfield @ Miramar | 2.6 | | 1/26/2015 | 6000 |
| Miramar @ Forest | 2.5 | | 1/26/2015 | 6000 |
| Oakdale @ Brookside | 2.4 | | 1/26/2015 | 6000 |
| Miramar @ Oakdale | 2.8 | | 1/26/2015 | 6000 |
| Miramar @ Baywood | 2.4 | | 1/26/2015 | 6000 |
| Forest @ Byway | 2.6 | | 1/26/2015 | 6000 |
| Total Gallons Flushed | | | | 112,850 |

RESOLUTION No. 2015-140 CITY OF SHOREACRES

DESIGNATION OF REPRESENTATIVE SOUTHEAST TEXAS HOUSING FINANCE CORPORATION

* * * *

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SHOREACRES:

THAT Phil Yovino be, and is hereby designated as its Representative to the Southeast Texas Housing Finance Corporation (SETH) for a two-year term beginning May 1, 2015, and ending April 30, 2017.

THAT the Executive Director of the Southeast Texas Housing Finance Corporation be notified of the designation of the hereinabove named representative.

The City Council officially finds, determines, recites, and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Open Meetings Law, Chapter 551, Texas Government Code; and that this meeting has been open to the public as required by law at all times during which this resolution and the subject matter thereof has been discussed, considered and formally acted upon. The City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

This Resolution shall take effect upon passage.

| Р | ASSED | AND | APPROVED |). this | 9th day | ∕ of | February | 2015 |
|---|---------------|------------|--------------------------------------|---------|---------|------|-----------|-------------|
| | , , , , , , , | / \l \ \ \ | / \ \ \ \ \ \ \ \ \ \ | , | our aa | , . | 1 0014417 | , _ 0 : 0 : |

| (CITY S | EAL) | | OTT OF GRONE/LONES |
|-----------------------------|-----------|-----|--------------------|
| | | By: | |
| | | , | Rick Moses, Mayor |
| ATTEST: | | | |
| | | | |
| | | | |
| David K. Stall, CFM, City S | Secretary | | |

CITY OF SHOREACRES

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RESOLUTION NO. 2015–141 CITY OF SHOREACRES

RESOLUTION OF THE CITY OF SHOREACRES APPROVING AN INVESTMENT POLICY PURSUANT TO THE PUBLIC FUNDS INVESTMENT ACT; AND, CONTAINING OTHER PROVISIONS RELATING TO THE SUBJECT; AND, FINDING COMPLIANCE WITH THE OPEN MEETINGS LAW.

* * * *

WHEREAS, the City Council adopted an Investment Policy at its February 28, 2005 meeting in order to comply with the Public Funds Investment Act with respect to the duty of local governments and other governmental entities to adopt investment policies and to define the investments which such public entities may purchase, sell or invest in; and,

WHEREAS, the City Council affirmed the investment policy and strategies set forth therein by resolution approved on February 10, 2014; and,

WHEREAS, the City Council desires to review and approve the Investment Policy and strategies set forth therein in accordance with Section 2256.005(e) of the Public Funds Investment Act;

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

Section 1. The matters and facts recited in the preamble to this Resolution are found to be true and correct and the same are incorporated herein as a part of this Resolution.

Section 2. The Council has reviewed the City's Investment Policy and the strategies set forth therein in accordance with the requirements of Section 2256.005(e) of the Public Funds Investment Act. Upon review, the Council declares that the Investment Policy and strategies attached hereto as Exhibit "A" is hereby approved and adopted.

Section 3. The Council directs that the Investment Policy be utilized as specified by the Council and by the Public Funds Investment Act, as amended.

Section 4. The City Council officially finds, determines, recites, and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Open Meetings Law, Chapter 551, Texas Government Code; and that this meeting has been open to the public as required by law at all times during which this resolution and the subject matter thereof has been discussed, considered and formally acted upon. The City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

PASSED AND APPROVED this 9th day of February, 2015.

| (CITY SEAL) | |
|---------------------------------------|-------------------|
| ATTEST: | Rick Moses, Mayor |
| David K. Stall, CFM City Secretary | _ |

| M/2 | _ | Yea | Nay | N/V | Absent |
|-----|-----------------|-----|-----|-----|--------|
| | R. Moses | | | | |
| | R. Adams | | | | |
| | B. Bunker | | | | |
| | N. Schnell | | | | |
| | M. Wheeler | | | | |
| | N. Moyer | | | | |
| | | | | | |
| | Passed / Failed | | | | |

David Stall, City Secretary - Date

RESOLUTION No. 2015-142 CITY OF SHOREACRES

A RESOLUTION APPOINTING A PRESIDING JUDGE AND ALTERNATE JUDGES OF THE MUNICIPAL COURT OF THE CITY OF SHOREACRES FOR A TERM OF TWO YEARS; MAKING VARIOUS FINDINGS AND PROVISIONS RELATING TO THE SUBJECT; FINDING COMPLIANCE WITH THE OPEN MEETINGS LAW; AND PROVIDING AN EFFECTIVE DATE HEREOF.

* * * *

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SHOREACRES:

THAT the City Council hereby appoints John L. Jay, a resident of the City of Shoreacres and a citizen of the United States and this state, who is licensed to practice law in this state to be the Presiding Judge of the municipal court of the City of Shoreacres; and,

THAT the City Council hereby appoints Denise Mitrano and John Morgan, citizens of the United States and this state, who are licensed to practice law in this state to be Alternate Judges of the municipal court of the City of Shoreacres; and,

THAT such appointments shall be for a term of two years ending with the term of the office of Mayor.

The City Council officially finds, determines, recites, and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Open Meetings Law, Chapter 551, Texas Government Code; and that this meeting has been open to the public as required by law at all times during which this resolution and the subject matter thereof has been discussed, considered and formally acted upon. The City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

This Resolution shall take effect immediately upon passage.

PASSED AND APPROVED, this 26th day of January, 2015.

| | (CITY SEAL) | | CITY OF SHOREACRES |
|--------------|--------------------------|-----|--------------------|
| | | By: | |
| A TTEOT: | | , | Rick Moses, Mayor |
| ATTEST: | | | |
| | | | |
| David K. Sta | all, CFM, City Secretary | | |

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City of Shoreacres Ordinance No. 2015-176

ORDINANCE No. 2015-176 CITY OF SHOREACRES, TEXAS

AN ORDINANCE APPROVING AND AUTHORIZING AN AGREEMENT BETWEEN THE CITY OF SHOREACRES AND THE CITY OF LA PORTE FOR FIRE PROTECTION SERVICES; MAKING VARIOUS FINDINGS AND PROVISIONS RELATING TO THE SUBJECT; FINDING COMPLIANCE WITH THE OPEN MEETINGS LAW; AND PROVIDING AN EFFECTIVE DATE HEREOF.

* * * *

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SHOREACRES:

That if any section, clause, sentence, or phrase of this Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Ordinance; and,

Section 1. The City Council hereby approves and authorizes the contract, agreement, or other undertaking described in the title of this ordinance, a copy of which is on file in the office of the City Secretary. The Mayor is hereby authorized to execute all related documents on behalf of the City of Shoreacres to confirm acceptance by the City of Shoreacres. The City Secretary is hereby authorized to attest to all such signatures and to affix the seal of the City to all such documents.

Section 2. The City Council officially finds, determines, recites, and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Open Meetings Law, Chapter 551, Texas Government Code; and that this meeting has been open to the public as required by law at all times during which this ordinance and the subject matter thereof has been discussed, considered and formally acted upon. The City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

Section 3. This Ordinance shall be effective from and after its passage and approval, and it is so ordered.

City of Shoreacres Ordinance No. 2015-176

The City Council officially finds, determines, recites, and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Open Meetings Law, Chapter 551, Texas Government Code; and that this meeting has been open to the public as required by law at all times during which this ordinance and the subject matter thereof has been discussed, considered and formally acted upon. The City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

PASSED AND APPROVED this the 9th day of February 2015.

| (CITY SEAL) | |
|-------------------------------|-------------------|
| | Rick Moses, Mayor |
| ATTEST: | |
| David K. Stall City Secretary | |

AGREEMENT

THE STATE OF TEXAS X

COUNTY OF HARRIS X

This Agreement made and entered into by and between the CITY OF LA PORTE, a municipal corporation of Harris County, Texas hereinafter referred to as "LA PORTE" and the CITY OF SHOREACRES, a municipal corporation of Harris County, Texas, hereinafter referred to as "CITY",

WITNESSETH

WHEREAS, CITY is in need of certain governmental services for the benefit of the people and property within its city limits, and

WHEREAS, LA PORTE is able and willing to provide said governmental services to CITY, upon the terms, conditions, and covenants herein contained:

NOW, THEREFORE, PURSUANT TO THE AUTHORITY GRANTED BY Chapter 791, "Interlocal Cooperation Contracts", Texas Government Code, and in consideration of the mutual covenants, agreements, and benefits to both cities, it is hereby agreed as follows:

A. GENERAL PROVISIONS

I.

For and during the sixty months (60) beginning on the 1st day of March 2015, and ending on the 28th day of February, 2020, LA PORTE agrees to furnish CITY, the governmental services hereinafter more specifically described. This agreement shall remain in effect during said sixty (60) month term unless canceled by either party as provided in Paragraph A-IV hereof. Furthermore, this agreement shall automatically continue on a month-to-month basis, starting March 1, 2020, until cancelled by either party by the giving of thirty (30) days advance written notice to the other party. This agreement supersedes any prior agreement between the parties on the subject matter hereof.

For and in consideration of the governmental services to be provided by LA PORTE to CITY, CITY agrees to pay LA PORTE as follows, to wit:

(1) Monthly base charge for Fire Protection:

\$11.126.81

(2) The total of such base charges to be paid in full by CITY to LA PORTE, on or before the tenth day of the month following the month in which such services were rendered. Payments by CITY shall be made from current revenues available to CITY.

III.

LA PORTE will not be liable for loss or damage to person or property arising from, caused by, or resulting from alleged negligence of LA PORTE, its employees or volunteers in carrying out the terms of this agreement. CITY agrees to indemnify, and save and hold LA PORTE harmless, from any such claim for loss or damage by itself, or by any person, firm, corporation, or association, in connection with this agreement.

IV.

Either party to this agreement may cancel by giving sixty (60) days written notice to the other party. Such notice will be effective as of midnight of the last day of the expiration of such sixty (60) days notice.

٧.

CITY personnel shall abide by all LA PORTE rules, regulations, and policies, as they now exist, or may be amended hereafter, relating to the services rendered including the use of facilities made available to the CITY under the terms of this agreement.

B. FIRE PROTECTION

١.

LA PORTE agrees to provide fire protection, limited to fire suppression services only, and specifically excluding emergency medical services, for real and personal property situated within CITY, for the term of this agreement, upon the terms and conditions herein contained.

Sole discretion will rest with the LA PORTE Fire Chief, or his duly authorized assistants, as to the fire fighters and equipment that will answer each fire alarm, provided that protection will be adequate (meaning reasonable protection, considering available fire fighters and equipment of LAPORTE'S Fire Department) and sending of fire fighters and equipment to protect property within CTIY will be subordinate to requests for, and rendering of, fire protection within LA PORTE.

II1.

City agrees to pay LA PORTE for fire protection services, the amounts, and in manner, hereinabove specified.

WITNESS OUR HANDS and the seals of our respective Cities, effective as of the 1ST day of March, 2015.

PASSED AND APPROVED by the City Council of the City of La Porte, by its Ordinance No. _____, on the _____day of _______, 2015.

CITY OF LA PORTE, TEXAS

| City Secretary | City Manager |
|-----------------------|--------------|
| | |
| | |
| Assist. City Attorney | |
| | |

| | AND APPROVED by the City Council of the City of Shoreacres, by its Ordinance on theday of2015. |
|----------------|--|
| | |
| | CITY OF SHOREACRES |
| City Secretary | City Manager |
| | |
| | |
| City Attorney | |
| | |