

State of Texas        )  
County of Harris     )  
City of La Porte     )

**La Porte Fire Control, Prevention, And  
Emergency Medical Services District**

Notice is hereby given of a Special Called Regular Meeting of the La Porte Fire Control, Prevention, and Emergency Medical Services District Temporary Board to be held **February 15, 2011 at 5:30 p.m.** at the **Fire Administration Building, 124 South 2<sup>nd</sup> St, La Porte, Texas** regarding the items of business according to the agenda listed below.

1. Call to order
2. Consider approval or other action of minutes of Special Called Regular Meeting and Public Hearing of the Temporary Board of the La Porte Fire Control, Prevention, and Emergency Medical Services held on February 8, 2011 –T. Kannarr
3. Consider approval or other action regarding a resolution of the Temporary Board of the La Porte Fire Control, Prevention, and Emergency Medical Services District ordering the creation and Tax Election of the La Porte Fire Control, Prevention, and Emergency Medical Services District to be held on May 14, 2011 – (Res. 2011-2) – D. Ladd
4. Set next meeting for May 23, 2011 at 5:30 p.m. at La Porte City Hall
5. Board comments
  - A. Matters appearing on agenda
  - B. Inquiring of staff requiring a statement of factual information of a recitation of existing policy
6. Adjournment

THERE MAY BE A QUORUM OF CITY COUNCIL PRESENT AT THIS MEETING AND MAY PARTICIPATE IN DISCUSSION AT THIS MEETING, HOWEVER, THEY WILL NOT VOTE ON MATTERS.

THIS FACILITY HAS DISABILITY ACCOMMODATIONS AVAILABLE. REQUESTS FOR ACCOMMODATIONS OR INTERPRETIVE SERVICES AT MEETINGS SHOULD BE MADE 48 HOURS PRIOR TO THIS MEETING. PLEASE CONTACT CITY SECRETARY'S OFFICE AT 281-471-5020 OR TDD LINE 281-471-5030 FOR FURTHER INFORMATION.

Sharon Harris, TRMC  
Assistant City Secretary

\_\_\_\_\_  
Date posted

**La Porte Fire Control, Prevention, and Emergency Medical Services District  
Minutes from February 8, 2011**

Meeting held at Fire Administration - 124 South 2<sup>nd</sup> St, La Porte, Texas.

Members present – Dottie Kaminski, Robert, Eldridge, Danny Campise, Paul Hickenbottom, Johnny Jones, Tom Dye, and Rick Guzman

City Employees present: Fire Chief Mike Boaze, Assistant Fire Chief Donald Ladd, Fire Dept Administrative Assistant Tammy Kannarr

Others present – City of La Porte Attorney Knox Askins,

Citizens present – Ted Powell

Danny Campise called the meeting to order @ 5:33pm.

Donald Ladd spoke about the La Porte Fire Control, Prevention, and Emergency Medical Services District's purpose and budget.

Danny Campise open the Public Hearing @ 5:52pm

Ted Powell spoke on his concern for a sales tax increase to the small business in La Porte. Why all of the sudden does the Fire Dept need this money

No one else spoke

Minutes from the January 18, 2011 meeting was approved by a motion from Tom Dye, seconded by Johnny Jones, all in favor, motion carried.

Discussions was held regarding funds not used by the La Porte Fire Control, Prevention and Emergency Medical Services District.

Public Hearing closed @ 6:09pm

Motion was made by Paul Hickenbottom to accept Resolution 2011-1, seconded by Johnny Jones, all in favored, motion passed.

Meeting for February 15, 2011 was set by a motion from Robert Eldridge, seconded by Johnny Jones, all in favor, motion passed.

Discussion was held on the wording of the ballot

A motion to adjourn the meeting was made by Dottie Kaminski and seconded by Johnny Jones. The motion carried, meeting adjourned @ 6:40pm

Approved:

Signed: \_\_\_\_\_

Signed: \_\_\_\_\_

Title: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

Date: \_\_\_\_\_

RESOLUTION NO. 2011-2

A RESOLUTION OF THE TEMPORARY BOARD OF THE LA PORTE FIRE CONTROL, PREVENTION, AND EMERGENCY MEDICAL SERVICES DISTRICT ORDERING THE CREATION AND TAX ELECTION OF THE LA PORTE FIRE CONTROL, PREVENTION, AND EMERGENCY MEDICAL SERVICES DISTRICT TO BE HELD ON 14<sup>TH</sup> DAY OF MAY, 2011, FOR THE PURPOSE OF CREATING THE LA PORTE FIRE CONTROL, PREVENTION, AND EMERGENCY MEDICAL SERVICES DISTRICT AND LEVYING A SALES AND USE TAX; DESIGNATING ELECTION PRECINCTS AND POLLING PLACES; PROVIDING FOR THE USE OF ELECTRONIC 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; PROVIDING A SAVINGS CLAUSE; FINDING COMPLIANCE WITH THE OPEN MEETINGS LAW; AND PROVIDING AN EFFECTIVE DATE HEREOF.

BE IT RESOLVED BY THE TEMPORARY BOARD OF DIRECTORS OF THE LA PORTE FIRE CONTROL, PREVENTION, AND EMERGENCY MEDICAL SERVICES DISTRICT:

Section 1. That the creation and tax election of the La Porte Fire Control, Prevention, and Emergency Medical Services District (the "District"), prescribed in Chapter 344 of the Texas Local Government Code, and pursuant to sections 41.001 and 41.031 of the Texas Election Code, shall be held between seven o'clock (7:00) A.M. and seven o'clock (7:00) P.M., on the 14<sup>th</sup> day of May, 2011, in the District's territory, which is the incorporated limits of the City of La Porte for the purpose of creating the La Porte Fire Control, Prevention, and Emergency Medical Services District and levying a one-fourth of one percent (0.25%) sales and use tax.

The election will be a Joint Election with the City of La Porte; the La Porte Independent School District; and the San Jacinto Community College District.

Section 2. That the approved fire control, prevention, and emergency medical services plan is designed to enhance public safety in the City of La Porte and specifies methods for annually evaluating the effectiveness and efficiency of the individual fire control, prevention, and emergency medical services strategies identified in the plan. Those strategies to be supported by the District include funding for a Safety/Training Officer for the essential training of the members of the City's Fire Department and new fire response and technology equipment. The plan also provides for an emergency medical services technology and capital equipment program to replace the aging vehicle fleet on a systematic basis thereby decreasing down-time and increasing response reliability and to replace mission critical medical devices in order to perform accurate and timely diagnosis and treatment. The approved plan will provide funding for personnel to attend training classes and seminars, and to keep the fire training facility functioning to insure the development of future fire fighters.

Section 3. That the approved budget plan provides the necessary resources to further the purposes of the approved fire control, prevention, and emergency medical services plan. Specifically, the budget plan allows for a one-fourth of one percent (0.25%) sales and use tax on retail items for an initial five (5) year period. The budget plan for the first two (2) years is summarized as follows:

TWO YEAR BUDGET SUMMARY		
YEAR 1		
REVENUES (sales and use tax based upon ¼ of one percent)		\$716,000
USES		
Personnel	\$86,000	
Supplies-Personal Protection Equipment-Medical	\$220,000	
Training	\$46,000	
Equipment	\$353,000	
Cost of Administration of Strategies	\$0	
TOTAL	\$705,000	
AVAILABLE FOR YEAR 2		\$11,000
YEAR 2		
BEGINNING BALANCE		\$11,000
REVENUES (sales and use tax based upon ¼ of one percent)		\$716,000
Personnel	\$90,000	
Supplies-Personal Protection Equipment-Medical	\$220,000	
Training	\$46,000	
Equipment	\$303,000	
Contingency	\$60,000	
Cost of Administration of Strategies	0	
TOTAL	\$719,000	
AVAILABLE FOR YEAR 3		\$8,000

Section 4. That the form of the ballot for said election shall be substantially as follows:

PROPOSITION NO. 1

- [ ] FOR                    The creation of the La Porte Fire Control, Prevention, and Emergency Medical Services District dedicated to fire safety and emergency medical services and the adoption of a proposed local sales and use tax at a rate of one-fourth of one percent (0.25%).
- [ ] AGAINST

Section 5. Said election shall be held at each of the following voting places within said City, and the following named persons are hereby appointed as officers of said election, to-wit:

**Election Precinct #1**

**Polling Place:** Baker School (Entry Area)  
6000 West Main Street  
(West Main Street/at Underwood - enter off  
Spencer/Main)  
La Porte, Texas 77571

**Boundaries:**

BEGINNING at the intersection of the Union Pacific Railroad and "Old" Underwood Road;

THENCE south along Underwood Road to the north boundary line of the Creekmont subdivision;

THENCE east along the north boundary line of the Creekmont subdivision to Big Island Slough;

THENCE south along Big Island Slough to Meadow Place as projected west;

THENCE east along Meadow Place to the west boundary line of the La Porte Airport;

THENCE north along the west boundary line of the La Porte Airport to the north boundary line of the La Porte Airport;

THENCE east along the north boundary line of the La Porte Airport and continue to project east along this same line to Sens Road;

THENCE north along Sens Road to the Union Pacific Railroad;

THENCE west along the Union Pacific Railroad to Underwood Road the POINT OF BEGINNING.

**Election Officials:**

Earl Ehlers, Presiding Judge

Barbara Matuszak, Alternate Presiding Judge

**Election Precinct #2**

**Polling Place:** Baker School (Entry Area)  
6000 West Main Street  
(West Main Street/at Underwood - enter off  
Spencer/Main)  
La Porte, Texas 77571

**Boundaries:**

BEGINNING at the intersection of Underwood Rd. and Spencer Highway;

THENCE west along Spencer Highway to the west La Porte City Limit Line west of Luella Blvd;

THENCE south along the west La Porte City Limit Line to Fairmont Parkway;

THENCE east along Fairmont Parkway to Underwood Rd;

THENCE north along Underwood Rd. to Spencer Highway the POINT OF BEGINNING.

**Election Officials:**

Earl Ehlers, Presiding Judge  
Barbara Matuszak, Alternate Presiding Judge

**Election Precinct #3**

**Polling Place:** Baker School (Entry Area)  
6000 West Main Street  
(West Main Street/at Underwood - enter off  
Spencer/Main)  
La Porte, Texas 77571

**Boundaries:**

BEGINNING at the intersection of Underwood Road and the north boundary line of the Creekmont subdivision;

THENCE south along Underwood Road to Fairmont Parkway;

THENCE east along Fairmont Parkway to Big Island Slough;

THENCE north along Big Island Slough to Spencer Highway;

THENCE east along Spencer Highway to Glen Meadows Drive as projected south;

THENCE north along Glen Meadows Drive to Meadow Place;

THENCE west along Meadow Place, as projected west to Big Island Slough;

THENCE north along Big Island Slough to the north boundary line of the Creekmont subdivision;

THENCE west along the north boundary of the Creekmont subdivision to Underwood Road the POINT OF BEGINNING.

**Election Officials:**

Earl Ehlers, Presiding Judge  
Barbara Matuszak, Alternate Presiding Judge

Election Precinct #4

Polling Place: La Porte City Hall (Council Chambers)  
604 West Fairmont Parkway  
La Porte, Texas 77571

Boundaries:

BEGINNING at the intersection of the Union Pacific Railroad and Sens Road;

THENCE south along Sens Rd. to the north boundary of the La Porte Airport as projected east;

THENCE west along the projected north boundary line of the La Porte Airport to the east boundary line of the Airport;

THENCE south along the east boundary line of the La Porte Airport to Spencer Highway;

THENCE east along Spencer Highway to the Union Pacific Railroad;

THENCE south along the Union Pacific Railroad to Fairmont Parkway;

THENCE east along Fairmont Parkway to South Broadway (Old Hwy 146);

THENCE north along South Broadway to East "G" St.;

THENCE northeasterly along East "G" St. to South Iowa;

THENCE northwesterly along South Iowa to East "F" St.;

THENCE northeasterly along East "F" St. to South Ohio;

THENCE northwesterly along South Ohio to East "E" St.;

THENCE northeasterly along East "E" St. to the northeast La Porte City Limit Line;

THENCE northwesterly along the northeast La Porte City Limit Line to North "E" St.;

THENCE west along North "E" St. to North Blackwell;

THENCE north along North Blackwell to Barbours Cut Blvd.;

THENCE west along Barbours Cut Blvd. to North Broadway;

THENCE north along North Broadway to Union Pacific Railroad;

THENCE west along the Union Pacific Railroad to Sens Rd. the  
POINT OF BEGINNING.

**Election Officials:**

Mary Ann Trainer, Presiding Judge

Norma Repman, Alternate Presiding Judge

**Election Precinct #5**

**Polling Place:** La Porte City Hall (Council Chambers)  
604 East Fairmont Parkway  
La Porte, Texas 77571

**Boundaries:**

**TRACT ONE**

BEGINNING at the intersection of East "E" St. and the  
northeast La Porte City Limit Line;

THENCE southeasterly along the La Porte City Limit Line to  
the shoreline of Galveston Bay;

THENCE southerly along the shoreline of Galveston Bay to the  
southern La Porte City Limit Line and the northern Shoreacres  
City Limit Line;

THENCE west along the southern La Porte City Limit Line to  
the west right-of-way line of State Highway 146;

THENCE north along the west right-of-way line of State  
Highway 146 to McCabe Rd.;

THENCE west along McCabe Rd. to Union Pacific Railroad;

THENCE north along Union Pacific Railroad to Fairmont  
Parkway;

THENCE east along Fairmont Parkway to South Broadway (Old Hwy  
146);

THENCE north along South Broadway to East "G" St.;

THENCE northeasterly along East "G" St. to South Iowa;

THENCE northwesterly along South Iowa to East "F" St.;

THENCE northeasterly along East "F" St. to South Ohio;

THENCE northwesterly along South Ohio to East "E" St.;

THENCE northeasterly along East "E" St. to the northeast La

Porte City Limit Line the POINT OF BEGINNING.

TRACT TWO

BEGINNING at the intersection of South Broadway (Old Hwy 146) and the City of Shoreacres southern City Limit Line;

THENCE east along Shoreacres southern City Limit Line to the shoreline of Galveston Bay;

THENCE southerly meandering the shoreline of Galveston Bay to the southernmost La Porte City Limit Line;

THENCE west along the southernmost City Limit Line to South Broadway (Old Hwy 146);

THENCE north along South Broadway to the southern City Limit Line of City of Shoreacres being the POINT OF BEGINNING.

Election Officials:

Mary Ann Trainer, Presiding Judge

Norma Repman, Alternate Presiding Judge

Election Precinct #6

Polling Place: Baker School (Entry Area)  
6000 West Main Street  
(West Main Street/at Underwood - enter off  
Spencer/Main)  
La Porte, Texas 77571

Boundaries:

BEGINNING at the intersection of Big Island Slough and Spencer Highway;

THENCE south along Big Island Slough to Fairmont Parkway;

THENCE east along Fairmont Parkway to the Union Pacific Railroad;

THENCE north along the Union Pacific Railroad to Spencer Highway;

THENCE west along Spencer Highway to the east boundary line of the La Porte Airport;

THENCE north along the La Porte Airport east boundary line to the north boundary line of the airport;

THENCE west along the La Porte Airport north boundary line to the west boundary line of the airport;

THENCE south along the west boundary of the La Porte Airport to Meadow Place as projected east;

THENCE west along Meadow Place to Glen Meadows Dr.;

THENCE south along Glen Meadows Dr. and as projected south to Spencer Highway;

THENCE west along Spencer Highway to Big Island Slough the POINT OF BEGINNING.

**Election Officials:**

Earl Ehlers, Presiding Judge

Barbara Matuszak, Alternate Presiding Judge

**Early Voting Place:** La Porte City Hall (Council Chambers)  
604 West Fairmont Parkway  
La Porte, Texas 77571

**Bilingual Election Clerk:** Barbara Eldridge

Section 6. Voting at said election, including early voting, shall be by the use of voting machines, and the ballots of said election shall conform to the Texas Election Code, as amended.

Section 7. An Early Voting Ballot Board is hereby created to process Early Voting results for the election and the runoff election, if necessary. Peggy Holland is appointed Presiding Judge of the Early Voting Ballot Board. At least two (2) other members of the Early Voting Ballot Board shall be appointed by the Presiding Judge, in the same manner as the precinct election clerks.

Early Voting by personal appearance shall begin on the 12th day and shall continue through the 4th day preceding the day of election.

Early Voting by mail shall begin on the 45th day preceding the date of the election, or as soon thereafter as ballots are

available, and shall continue until seven o'clock (7:00) P.M. on election day.

Early Voting shall be conducted by a clerk for Early Voting, namely, Patrice Fogarty, and the place at which the Early Voting shall be conducted is designated as the La Porte City Hall, 604 West Fairmont Parkway, La Porte, Texas, to which address ballot applications and ballots voted by mail may be mailed. Early Voting by personal appearance shall begin on Monday, May 2, 2011, and continue through Tuesday, May 10, 2011. Early voting by personal appearance shall be conducted on the weekdays of the early voting period, from 8:00 a.m. to 5:00 p.m., except for Wednesday, May 4, 2011, and Tuesday May 10, 2011, from 7:00 a.m. to 7:00 p.m.; and on Saturday, May 7, 2011, from 8:00 a.m. to 5:00 p.m.

Section 8. The City Secretary's election office in the La Porte City Hall is hereby designated as the Central Counting Station to receive all ballots cast at said election, and Patrice Fogarty is hereby appointed the Presiding Manager for said Central Counting Station, and Sharon Harris is hereby appointed the Alternate Presiding Manager for said Central Counting Station. Said Manager shall appoint any clerks necessary to assist in receiving ballots and other records and in performing the other duties of said Manager in this regard. The City Secretary is hereby authorized and directed to obtain, or cause to be obtained, the necessary electronic tabulating equipment, to arrange for the testing thereof as provided by law and to employ a duly qualified manager and a duly qualified tabulation supervisor to perform the

duties respectively imposed on them by law with respect to the processing and tabulation of ballots at the Central Counting Station.

Section 9. That all election materials including notice of the election, ballots, instruction cards, affidavits and other forms which voters may be required to sign and all early voting materials shall be printed in both English and Spanish, or Spanish translations thereof shall be made available in the circumstances permitted and in the manner required by law.

Section 10. The Secretary of the Temporary Board of Directors of the District is hereby directed to give notice of said election by publishing a substantial copy of the election order in the HOUSTON CHRONICLE, a newspaper with general circulation in the proposed District, once per week for two consecutive weeks, the first publication to appear before the 35<sup>th</sup> day before the date set for the election.

Section 11. Said election shall be held in accordance with the general election laws of the State of Texas governing general and municipal elections, so far as same may be applicable thereto.

Section 12. Immediately after said election, the officers holding the same shall make and deliver the returns of the results thereof and the accompanying records for use in the official canvass to the Temporary Board of Directors of the District, and to the City Council of the City of La Porte, and the Temporary Board of the District and the City Council shall canvass said returns at the earliest practicable time, and shall, immediately after canvassing the returns, declare the results of the election.

Section 13. Each and every provision, paragraph, sentence and clause of this Resolution has been separately considered and passed by the Temporary Board of Directors of the District, and each said provision would have been separately passed without any other provision, and if any provision hereof shall be ineffective, invalid or unconstitutional, for any cause, it shall not impair or affect the remaining portion, or any part thereof, but the valid portion shall be in force just as if it had been passed alone.

Section 14. This Resolution shall be in effect immediately upon its passage and approval.

Section 15. The Temporary Board of Directors of the District officially finds, determines, recites, and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the Temporary Board of Directors was posted at a place convenient to the public at the Fire Administration Building of the City of La Porte 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 Temporary Board of the District further ratifies, approves and confirms such written notice and the contents and posting thereof.

PASSED AND APPROVED, this 15th day of February, 2011.

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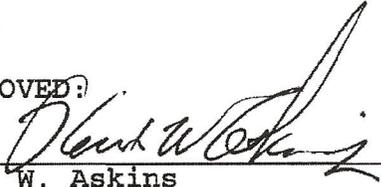
Danny Campise, Chairman  
Temporary Board of Directors

ATTEST:

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Tammy Kannarr  
Secretary

APPROVED:



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Knox W. Askins  
General Counsel