: Date:	missioners' Agenda
AGENDA ITEM REQUEST	
KENDALL COUNTY COMMISSIONER	RS COURT
COURT DATE: Regular Agenda :	
SUBJECT: SERVICE HWARD	
REQUESTED BY: SHORY D'SPAIN (Please print your name and title) PHONE NUMBER/EXTENSION: X 220	
TIME NEEDED FOR PRESENTATION: A minutes	
WORDING OF AGENDA ITEM (Please write it the way you think it sh	nould appear):
SUSAN MCCORD 15 YEARS	Ausit
(Signature)	1 8 114 (Date)

KENDALL COUNTY COMMISSIONERS COURT

X Regular Agenda: 01-13-2014 | Supplemental Agenda: Special Agenda: Special Agenda: Special Agenda: Subject: Minutes | Minutes |

REQUESTED BY: Sally W. Peters, Deputy Clerk / Administrative Assistant (Please print your name and title)

PHONE #/EXT: 212 | TIME NEEDED FOR PRESENTATION: 1 minute |

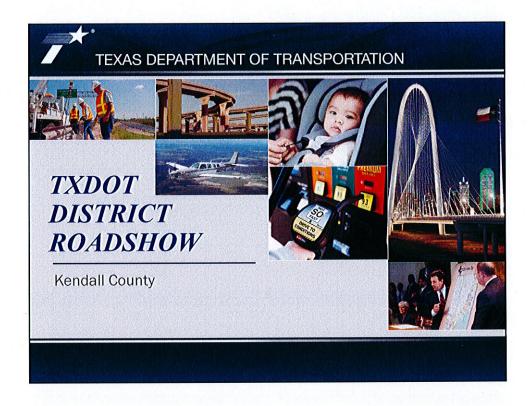
WORDING OF AGENDA ITEM (Please write it the way you think it should appear): Consideration and action on approval of the Minutes for December 23, 2013.

Received:		Commissioners' Agenda
	:	Date:
		Time:

KENDALL COUNTY COMMISSIONERS COURT

COURT DATE:	
☑ Regular Agenda: 01/13/2014	
□ Supplemental Agenda:	
□ Special Agenda:	
☐ Executive Session:	
SUBJECT: Accounts Payable Claims	_
REQUESTED BY: Corinna Speer, County Auditor	
(Please print your name and title)	
PHONE NUMBER/EXTENSION: 240	_
TIME NEEDED FOR PRESENTATION: WORDING OF AGENDA ITEM (Please write it the way you think it should appear):	
Consideration and action on the approval of accounts payable claims for purchases, services and vendors.	_
Cotune Speed 1814 (Signature) (Date)	

KENDALL COUNTY COMMISSIONERS COURT



TxDOT Road Show

- Purpose of today's meeting:
 - Highlight/review recent projects
 - Revisit priorities
 - Plan for next Rural TIP
 - Discuss local issues

Projects Let or Completed

- Upgraded Traffic Signal
 - US 87 in Boerne at School Street, FM 474 , Rosewood, SH 46 and Walmart
- Seal Coats & Pavement Markings
 - IH 10 FM 289 to Ranger Creek Road
 - SH 46 1 mile East of Esser to Kendall/Comal County Line

Funding Category 2015-2018

- 1. Preventative Maintenance and Rehabilitation
- 2. Metro and Urban Area Corridor Projects
- 3. Non-Traditionally Funded Transportation Projects
- 4. Statewide Connectivity Corridor Projects
- 5. Congestion Mitigation and Air Quality (CMAQ)
- 6. Structures Replacement and Rehabilitation
- 7. Metropolitan Mobility and Rehabilitation
- 8. Safety
- 9. Transportation Enhancements
- 10. Supplemental Transportation Projects
- 11. District Discretionary
- 12. Strategic Priority

4

San Antonio District Fu	inding 2015-2018
-------------------------	------------------

Category	2015	2016	2017	2018	Total
1	\$70.0	\$77.5	\$83.8	s of many	\$231.3
2	\$63.7	\$25.3	\$25.3	\$25.3	\$139.6
3	\$27.5	NA	NA	NA	\$27.5
4	NA	NA	NA	NA	NA
5	NA	NA	NA	NA	NA
6	\$1.7	\$5.3	\$14.0	*	\$21.0
7	\$27.6	\$28.1	\$28.4	\$28.8	\$112.9
8	\$18.1	\$4.7	\$31.0	*	\$53.8
9	\$6.8	\$2.5	\$2.6	\$2.6	\$14.5
10	NA	NA	NA	NA	NA
11	\$2.5	\$2.5	\$2.5	\$2.5	\$10.0
12	\$1.0	\$1.0	NA	\$1.0	\$3.0
TOTAL	\$218.9	\$136.9	\$187.6	\$60.2	\$613.6

Note: Dollars are in Millions * 2018 Project not identified

2015-2018 Planned Projects

Seal Coat, Pavement Markings

- RM 1376 Gillespie/Kendall County Line to US 87
- RM 473 FM 3351 to Blanco County Line
- RM 473 473 (West) to 473 (East)
- SH 46 IH 10 to City Park Road
- IH 10 FM 473 to Ranger Creek
- IH 10 .77 miles W of 87 to .31 miles W of 87

Frontage Road Operation Improvements

- IH 10 Scenic Loop to Bexar County Line
- IH 10 SH 46 to West of US 87

2015-2018 Planned Projects

Safety Project

- SH 46 Bandera County Line to IH 10
- SH 46 US 87 to FM 3351

Intersection Improvement

SH 46 @ Herff Road

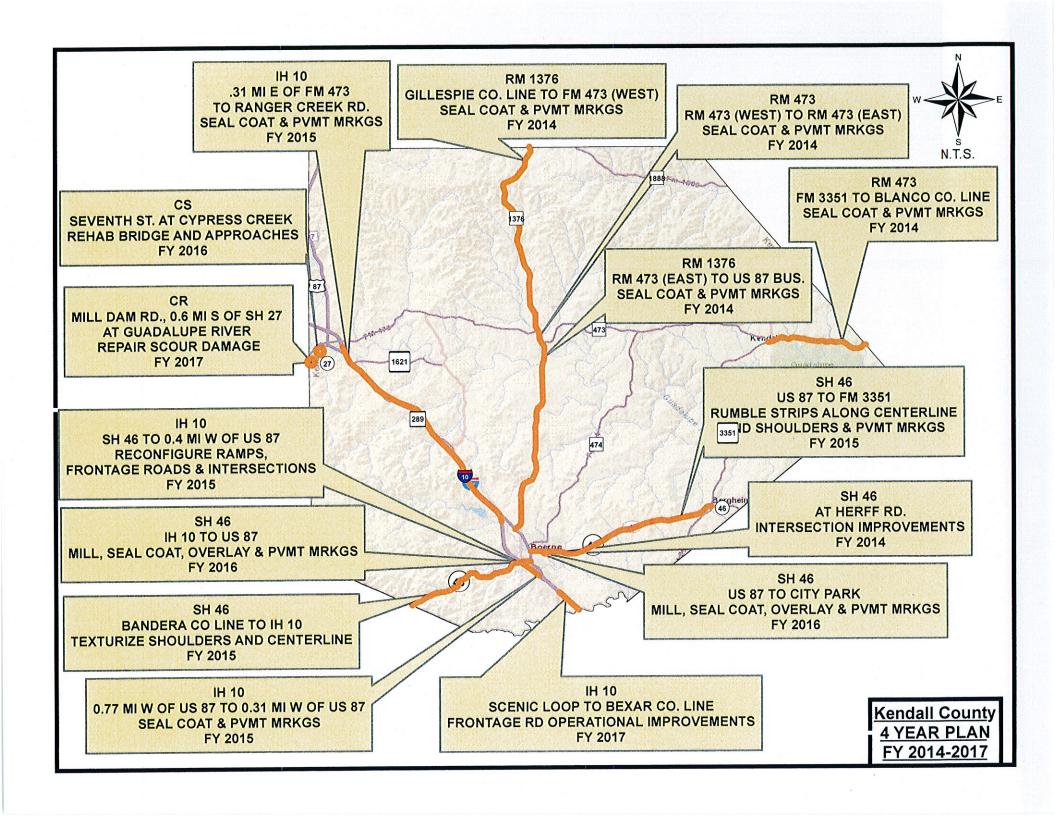
Bridge Program

- Seventh Street @ Cypress
- Mill Dam Road @ Guadalupe River

Projects Identified for Development

- RM 474 from FM 473 to Kemmer Trail Widen by adding shoulders
- SH 46 from US 87 to Comal County Line Widen to provide passing lane

- Questions and Comments
- Discussion of Plan
- Feedback on Additional Needs



KENDALL COUNTY COMMISSIONERS COURT

X Regular Agenda: 01-13-2014 | Supplemental Agenda: Special Agenda: Special Agenda: Special Agenda: Special Agenda: Subject: Burn Ban

REQUESTED BY: Darrel L. Lux, County Judge / Jeffery Fincke, Fire Marshal (Please print your name and title)

PHONE #/EXT: 213 | TIME NEEDED FOR PRESENTATION: 5 minutes

WORDING OF AGENDA ITEM (Please write it the way you think it should appear):

Consideration and action on the burn ban (Authority Section 352.081, Texas Local Government Code).

Received:	Commissioners' Agenda
	Date:
	Time:

KENDALL COUNTY COMMISSIONERS COURT
COURT DATE:
Regular Agenda: 01/13/2014
Supplemental Agenda: Special Agenda: Special Agenda:
Executive Session:
SUBJECT: Fire Marshal
REQUESTED BY:
(Please print your name and title)
PHONE NUMBER/EXTENSION: 451
TIME NEEDED FOR PRESENTATION: 5 minutes
WORDING OF AGENDA ITEM (Please write it the way you think it should appear):
Discussion and Action to re-appoint Jeffery Fincke as County Fire Marshal as per Local Government
Code Title II Subtitle B Chapter 352 Subchapter B. County Fire Marshal
Jeff from 01/06/2014
(Date)

LOCAL GOVERNMENT CODE

TITLE 11. PUBLIC SAFETY

SUBTITLE B. COUNTY PUBLIC SAFETY

CHAPTER 352. COUNTY FIRE PROTECTION

SUBCHAPTER B. COUNTY FIRE MARSHAL

- Sec. 352.011. CREATION OF OFFICE; TERM. (a) The commissioners court of a county may establish the office of county fire marshal and provide office facilities, equipment, transportation, assistants, and professional services for that office.
- (b) The commissioners court shall establish the term of office for a county fire marshal for a period not to exceed two years.

Acts 1987, 70th Leg., ch. 149, Sec. 1, eff. Sept. 1, 1987.

- Sec. 352.012. QUALIFICATIONS FOR OFFICE. (a) To qualify for office, the county fire marshal must take the oath prescribed by the constitution of this state and post a bond as required by the commissioners court conditioned that the marshal will faithfully and strictly perform the duties of the office.
- (b) The county fire marshal may not be directly or indirectly interested in the sale of fire-fighting equipment and may not be engaged in any type of fire insurance business.

Acts 1987, 70th Leg., ch. 149, Sec. 1, eff. Sept. 1, 1987.

- Sec. 352.013. INVESTIGATION OF FIRES. (a) The county fire marshal shall:
- (1) investigate the cause, origin, and circumstances of fires that occur within the county but outside the

municipalities in the county and that destroy or damage property or cause injury; and

- (2) determine whether a fire was the result of negligent or intentional conduct.
- (b) The commissioners court of a county, with the advice of the county fire marshal, shall adopt rules and procedures for determining which fires warrant investigation by the county fire marshal. The county fire marshal shall begin an investigation within 24 hours after the receipt of information regarding a fire that warrants investigation under commissioners court rules and procedures. The 24-hour period does not include a Sunday.
- (c) In the performance of official duties, the county fire marshal, at any time of day, may enter and examine a structure where a fire has occurred and may examine adjacent premises.

Acts 1987, 70th Leg., ch. 149, Sec. 1, eff. Sept. 1, 1987. Amended by Acts 2003, 78th Leg., ch. 371, Sec. 1, eff. Sept. 1, 2003.

Sec. 352.014. RECORD OF INVESTIGATION. The county fire marshal shall keep a record of each fire that the marshal is required to investigate. The record must include the facts, statistics, and circumstances determined by the investigation, including the origin of the fire and the estimated amount of the loss. Each fire department and state or local agency that provides emergency medical services must submit reports requested by the county fire marshal in a timely manner.

Acts 1987, 70th Leg., ch. 149, Sec. 1, eff. Sept. 1, 1987. Amended by Acts 1989, 71st Leg., ch. 1248, Sec. 64, eff. Sept. 1, 1989; Acts 2003, 78th Leg., ch. 371, Sec. 1, eff. Sept. 1, 2003.

Sec. 352.015. ARSON INVESTIGATION. (a) If the county fire marshal determines that further investigation of a fire or of an attempt to set a fire is necessary, the marshal may:

- (1) subpoena witnesses to testify regarding the fire or attempt;
 - (2) administer oaths to the witnesses;
- (3) take and preserve written statements, affidavits, and depositions; and
- (4) require the production of an instrument that is pertinent to the investigation.
- (b) The county fire marshal shall file in a court of competent jurisdiction a complaint charging arson, attempted arson, conspiracy to defraud, or any other crime against a person the marshal believes to be guilty.
- (c) The county fire marshal shall file charges under Section 352.021 in a court of competent jurisdiction against a witness who refuses to cooperate with the investigation.

Acts 1987, 70th Leg., ch. 149, Sec. 1, eff. Sept. 1, 1987.

Sec. 352.016. INSPECTION OR REVIEW OF PLAN FOR FIRE OR LIFE SAFETY HAZARDS. (a) In this section, "fire or life safety hazard" means any condition that endangers the safety of a structure or its occupants and promotes or causes fire or combustion, including:

- (1) the presence of a flammable substance;
- (2) a dangerous or dilapidated wall, ceiling, or other structural element;
- (3) improper electrical components, heating, or other building services or facilities;
- (4) the presence of a dangerous chimney, flue, pipe, main, or stove, or of dangerous wiring;
- (5) dangerous storage, including storage or use of hazardous substances; or
- (6) inappropriate means of egress, fire protection, or other fire-related safeguard.
- (b) In the interest of safety and fire prevention, the county fire marshal may inspect for fire or life safety hazards any structure, appurtenance, fixture, or real property located

within 500 feet of a structure, appurtenance, or fixture. The marshal shall inspect a structure for fire or life safety hazards if called on to do so. In the absence of a county fire code, the county fire marshal may conduct an inspection using any nationally recognized code or standard adopted by the state. If the marshal determines the presence of a fire or life safety hazard, the marshal may order the owner or occupant of the premises to correct the hazardous situation. If ordered to do so, an owner or occupant shall correct the hazardous situation in accordance with the order.

- (b-1) In the interest of safety and fire prevention, the county fire marshal shall, if required, and may, if requested, review the plans of a business, single-family residence, multifamily dwelling, or commercial property for fire or life safety hazards.
- (c) The commissioners court by order may authorize the county fire marshal to charge a fee to the owner of a business, a multi-family dwelling, or commercial property for a plan review or inspection conducted under this section in a reasonable amount determined by the commissioners court to cover the cost of the plan review or inspection.
- (d) The commissioners court by order may authorize the county fire marshal to charge a fee to the owner of a single-family residence for a plan review or inspection conducted under this section in a reasonable amount determined by the commissioners court to cover the cost of the plan review or inspection, if the plan review or inspection is requested by the owner of the property.

Acts 1987, 70th Leg., ch. 149, Sec. 1, eff. Sept. 1, 1987.

Amended by Acts 1989, 71st Leg., ch. 358, Sec. 1, eff. June 14, 1989; Acts 1989, 71st Leg., ch. 760, Sec. 1, eff. Aug. 28, 1989; Acts 1991, 72nd Leg., ch. 851, Sec. 1, eff. Sept. 1, 1991; Acts 2003, 78th Leg., ch. 371, Sec. 1, eff. Sept. 1, 2003.

Received:		Commissioners' Agenda Date: Time:
	AGENDA ITEM REOL	UEST

KENDALL COUNTY COMMISSIONERS COURT

COURT DATE.

COURT DATE:
✓ Regular Agenda: 01/13/2014
Supplemental Agenda:
☐ Special Agenda:
Executive Session:
SUBJECT: Ambulance Remount
REQUESTED BY: Jeffery Fincke, EMS Administrator
(Please print your name and title)
PHONE NUMBER/EXTENSION: 830 249-3721
TIME NEEDED FOR PRESENTATION: 5 minutes
WORDING OF AGENDA ITEM (Please write it the way you think it should appear):
Discussion and Action to award remount of current ambulance unit 279 to Frazer, Inc.
Jeff Low o 01/06/2014
(Signature) (Date)



December 18, 2013

Jeffery Fincke EMS Administrator Kendall County EMS Email: jeff276@aol.com

Quote # 8384A

Mr. Fincke,

Per your request we are quoting remounting and refurbishing your Frazer Type I 12' Generator Powered Module, E-1674, onto either a Dodge Ram 3500 diesel chassis or a Chevrolet C3500 diesel chassis, each with an air suspension system. For your convenience all pricing has been itemized below.

2014 Dodge Ram 3500 6.7L diesel chassis Granning air suspension system Heat shielding for diesel chassis *Remount of module (see below) Optional items (see below) Trade in credit for 2007 Chevrolet C3500 with approximately 120k miles	- Total	\$\$\$\$\$\$\$	40,750.00 6,700.00 1,500.00 13,600.00 9,125.00 2,000.00 69,675.00
**2014/2015 Chevrolet C-3500 3500 6.6L diesel chassis Granning air suspension system Heat shielding for diesel chassis *Remount of module (see below) Optional items (see below) Trade in credit for 2007 Chevrolet C3500 with approximately 120k miles	Total	\$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$	42,000.00 6,700.00 1,500.00 13,600.00 9,125.00 2,000.00 70,925.00

Remount of module includes:

- a) New black grille guard with (4) Whelen M4 series grille & intersect LEDs and (2) Federal Signal AS124 speakers
- b) New console with new Whelen 295SLSA1 siren
- c) Inspect all generator cabling, replace as needed
- d) New boot plate and boot
- e) New mounting rubber
- f) Rewire tail lights
- g) New under hood breakers
- h) Electrical check-out
- i) Add insulation to side and rear entry doors
- j) Replace entry door windows with double pane windows
- k) New weatherstripping and rivets for compartment and entry doors
- 1) Replace all non-skid material on threshold(s)
- m) Stripe new chassis

Optional items included in above total:	
Ranch Hand full replacement front bumper in lieu of standard	\$ 850.00
Running boards on chassis	\$ 450.00

Stainless steel wheel covers Whelen 295HFSC9 siren in lieu of standard	\$ \$	450.00 225.00
Remove and reinstall console w/ radios, fix switches on double switch panel, add nev		222.00
labels	\$	N/C
Spot weld nuts on inside of console, arm rests will move up and down only		N/C
Voyager color LCD monitor in truck cab (check condition of camera)	\$	1,050.00
Remove and reinstall 4 high glove box holder on back wall of truck cab	\$ \$ \$	25.00
Replace rear entry door grabbers	\$	50.00
Furnish and install dual 20 amp Kussmaul auto-eject shore power receptacles w/ whi	ite	
covers on driver's side front of unit, plate over old shore power location	\$ \$	1,300.00
Replace middle step on bumper	\$	275.00
Replace license plate light	\$	50.00
Replace interior fluorescent ceiling lights with (8) Grote LEDs, ship old fixtures and		
bulbs loose	\$	3,000.00
Replace side entry door hold-open spring	\$	75.00
Replace (8) marker lights w/ (8) LED clearance lights	\$\$\$\$\$\$\$	150.00
(2) Whelen M4 series red LEDs w/ clear lenses on front fenders (add quick connect)	\$	400.00
(6) Whelen M4 series grille and intersect LEDs w/ clear lenses (C-R-B-B-R-C)	\$	350.00
Remove and reinstall antenna on roof of cab for VHF base in electrical compartment	t \$	200.00
Add Onan buzzer kill switch in electrical compartment		225.00
450 hr. PM on 5.5 Onan generator, troubleshoot oil consumption (additional charges		
may apply)	\$	incl.
Additional items for your consideration (not included in above total):		
Replace floor with Alucabond subfloor and Lonseal vinyl floor, use new powder		
coated aluminum O2 box, replace thresholds and add non-skid tape on top,		
install new cot plates	\$	3,400.00
175-3 single position cot mount	\$ \$	N/C
Strip, prime, & repaint 12' module white to match chassis, replace corner trim and		
add corner caps OR	\$ \$	5,300.00
Buff entire exterior of module	\$	1,350.00
Replace rear lower b/t/t halogen lights w/ (2) 4" round red LEDs and (2) 4" round		
clear LED back-up lights and replace rear panels w/ diamond plate	\$	875.00
Replace treadbrite at front corners and wheel wells	\$	400.00

All pricing is F.O.B. Houston.

*Remount fee includes credit of \$400.00 for using existing powder coated console.

**This pricing is an estimate based on projected 2015 pricing from Chevrolet. Once pricing is known, we can adjust the quote accordingly.

Per TMVCC we are quoting these through our licensed franchise dealers, Dallas Dodge Chrysler Jeep and Knapp Chevrolet.

Thank you for the opportunity to quote this job. If you have any questions please call me at 888-372-9371.

Best Regards,

Laura Richardson

Frazer, Ltd.

LGR:SH

KENDALL COUNTY COMMISSIONERS COURT

Red	ceived:		Commissioners' Agenda
		.	Date: Time:
TO THE PARTY OF TH	\mathbf{AG}	ENDA ITEM REQUEST	
A superior or	KENDALL C	OUNTY COMMISSIONER	S COURT
		COURT DATE:	
X	Regular Agenda:	January 13, 2014	
	Supplemental Agenda:		
	Special Agenda:		
	Executive Session:	-	
SU	JBJECT:	Excess Mulch	
RF	EQUESTED BY:	Gene Miertschin	
		(Please print your name and title)	
PHONE NUMBER/EXTENSION: 315			
TI	ME NEEDED FOR PR	ESENTATION: 5 min	utes
W	ORDING OF AGEND.	A ITEM (Please write it the way you	ı think it should appear) :
		dology to be used to reduce the excess mul	lch at the Brush Site,
inc	luding offering for sale to comme	ercial operators	

Received:		Commissioners' Agenda
	:	Date:
		Time:

AGENDA ITEM REQUEST KENDALL COUNTY COMMISSIONERS COURT

		URT DATE: 1/13/14		
SU	BJECT: Lodging Reimbu	ırsement		
	QUESTED BY: <u>Richard Tobo</u> (Please ONE NUMBER/EXTENSIO	print your name and	d title)	
TIN	ME NEEDED FOR PRESENT	TATION:	5 minutes	
	ORDING OF AGENDA ITEN			
	ve Lowe, Parks Department.			
5001	o Bone, Tunto Beputiment	a	H	
Dar	rel L. Lux, County Judge	(Signa	olul iture)	(/ 6/10/4 (Date)

Registration Information

Conference Registration Fee:

\$120.00 per person

Fee Includes: Tuesday Meet and Greet, Thursday lunch and dinner, refreshment breaks and all materials. Great breakfasts are provided each morning by the Inn in the hotel dining room.

To Register: Complete and return the registration form along with payment for the full amount of the fee. When registration and payment are received, you will be mailed a receipt and appropriate maps to hotel and conference locations. YOU CAN REGISTER ON LINE AT: http://web.trinity.edu/x31911.xml.

Payment: The fee may be paid with a personal check (made payable to Trinity University), by charging your Discover, MasterCard, Visa or American Express bank card, or with an institutional or company purchase order which guarantees payment upon receipt of an invoice.

Cancellations and Refunds: A registration canceled prior to the beginning of the conference is refundable, less a \$25.00 cancellation fee. A registration canceled after the conference has begun is not refundable.

Hotel Information - Please Read Carefully The Inn on Barons Creek www.innonbaronscreek.com 308 South Washington Fredericksburg, Texas 78624

GROUP RATE IS NOT AVAILABLE ONLINE Room Rate: \$77 per day single occupancy PLUS \$15 per day for each additional occupant other than spouse. Spouses stay at no additional charge to daily rate. All rooms are suites with King or (2) Queens.

Phone: (866) 990-0202 fax: (830) 990-2582

Each attendee is responsible for individual reservations and payment. Any room not reserved by deposit or credit card by January 19, 2014, will be released. Reservations made after this date will be subject to availability.

*** When calling for reservations be sure to let the front desk know that you are with the University Landscape Managers Association, and that YOU ARE TAX EXEMPT!!! In addition,.....

> YOU MUST PROVIDE A TAX EXEMPT CERTIFICATE AT CHECK IN.

TWENTY-SIXTH ANNUAL CONFERENCE

(February 4, 5, & 6, 2014)

of the

UNIVERSITY LANDSCAPE MANAGERS ASSOCIATION

hosted by:

INN ON BARONS CREEK

THE FREDERICKSBURG CONVENTION VISITORS BUREAU



For conference information contact: Mike Schweitzer at (210) 999-8409 mschweit@trinity.edu

Advance Registration is Required
Register on-line at: http://web.trinity.edu/x31911.xml
Name: Steve Lowe
Title: Park Mgr.
Institution: Kendall Co. TX
Address: 201 E. San Antonio +10
City/State/Zip: Boerne TX 78006
Daytime Phone: 830 249 93425
Email address: Steve, lower co. Kendall. H
MEAL and EVENT INFORMATION (very important) Unless otherwise indicated, all meals are included in the attendee's registration fee. To help us in the planning process, please indicate which meals/functions <u>both you</u> and your spouse will be attending.
Mentber Spouse Meet and Greet – Tuesday Evening No Waste Lunch on Thursday Great Chili Cook-Off Thursday Evening Cooks Sign-up
Registration Fees:
Attendee \$120.00 Spouse (Name) \$25.00
() Check enclosed (make payable to Trinity University)
() Purchase Order #
() Discover () MasterCard () VISA () Am. Express
Card No.
Expiration Date:
Authorized Signature:
For further information on registration contact: Trinity University Off ice of Conferences & Special Programs. (210)999-7601 or, (210)999-7056 Fax Return registration form and payment to:

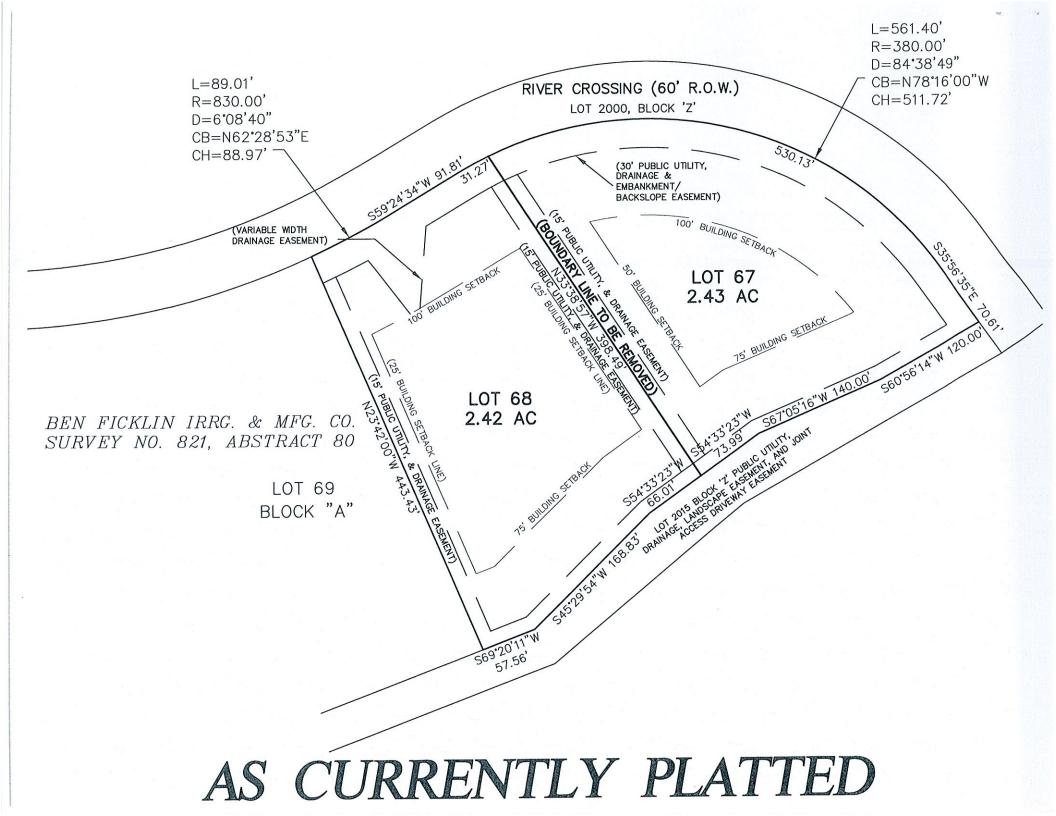
Trinity University William Knox Holt Center 106 Oakmont San Antonio, Texas 78212

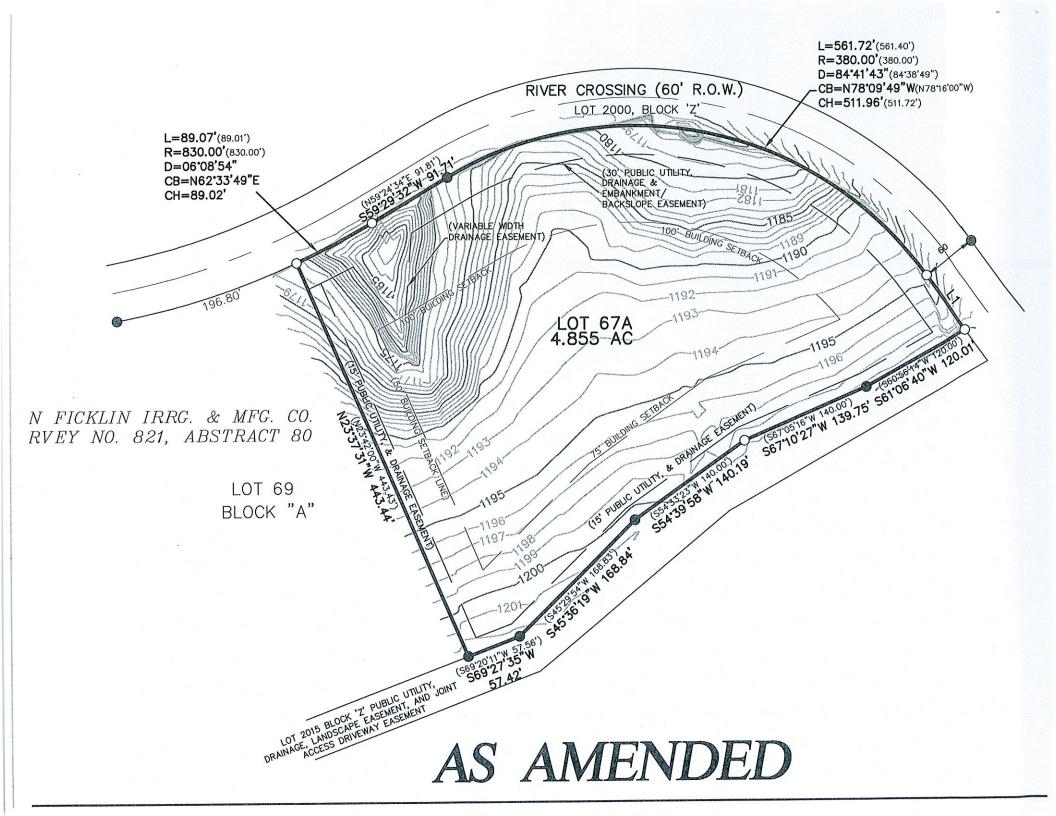
Received:		Commissioners' Agenda
	:	Date:
		Time:

KENDALL COUNTY COMMISSIONERS COURT

COURT DATE:

✓ Regular Agenda :☐ Supplemental Agenda:☐ Special Agenda:	1/13/14
☐ Executive Session:	
SUBJECT: Amending Plat	t Cordillera Unit 106B, Block A, Lots 67 & 68
REQUESTED BY: Richard To	bolka — Development Manager e print your name and title)
PHONE NUMBER/EXTENSION	
TIME NEEDED FOR PRESEN	NTATION: 5 minutes
WORDING OF AGENDA ITE	EM (Please write it the way you think it should appear):
Consideration and action on an Amend	ing Plat of Lots 67 and 68, Block A of Cordillera Ranch
Unit 106B, Kendall County Texas into	Lot 67A in accordance to section 209 of the Kendall
County Development Rules and Regula	ations. (Paul D. and Jane G. Payne)
*	
Gene Miertschin, Commissioner Pct. 2	(Signature) (Date)





Received at Collniv Judge's Offic	ved at County Judge's Office	ce
-----------------------------------	------------------------------	----

(Date and Time)

(Initial)

KENDALL COUNTY COMMISSIONERS COURT AGENDA ITEM REQUEST

COURT DATE: Jon 13, 2014 Open Session Executive Session SUBJECT: Election eering on County properly REQUESTED BY: County Attorney Don Allee PHONE NO./EXT.: 295 TIME FOR PRESENTATION: 10 min.
wording of AGENDA ITEM: Discussion Concerning order regulating election eering on County property Action as necessary.
JUSTIFICATION (REASON ITEM SHOULD BE ON AGENDA): Les IS/2 + ion passed during the recent session allows the commissioner Court to regulate election ecring on County property and does not allow the prohibition of election eering.
PERSONS SCHEDULED TO PRESENT THE ITEM: 5/201 Decker, Elections Administrator, Don Hilee, County Attorney SUPPORTING DOCUMENTATION (ATTACHED): 2015/3/10/10/10
COST (IF ANY):SOURCE OF FUNDS: PUBLIC HEARING REQUIRED:YESNO NEWSPAPER PUBLICATION REQUIRED:YESNO
Signature: Jan. 7, 2014

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. The heading to Section 61.003, Election Code, is amended to read as follows:

Sec. 61.003. ELECTIONEERING AND LOITERING NEAR POLLING PLACE [PROHIBITED].

SECTION 2. Section 61.003, Election Code, is amended by adding Subsection (a-1) and amending Subsection (b) to read as follows:

(a-1) The entity that owns or controls a public building being used as a polling place may not, at any time during the voting period, prohibit electioneering on the building's premises outside of the area described in Subsection (a), but may enact reasonable regulations concerning the time, place, and manner of electioneering.

(b) In this section:

- (1) "Electioneering" includes the posting, use, or distribution of political signs or literature.
- (2) "Voting [, "voting] period" means the period beginning when the polls open for voting and ending when the polls close or the last voter has voted, whichever is later.

SECTION 3. The heading to Section 85.036, Election Code, is amended to read as follows:

Sec. 85.036. ELECTIONEERING [PROHIBITED].

SECTION 4. Section 85.036, Election Code, is amended by adding Subsections (b) and (f) to read as follows:

(b) The entity that owns or controls a public building being used as an early voting polling place may not, at any time during the early voting period, prohibit electioneering on the building's premises outside of the area described in Subsection (a), but may enact reasonable regulations concerning the time, place, and manner of electioneering.

(f) In this section:

- (1) "Early voting period" means the period prescribed by Section 85.001.
- (2) "Electioneering" includes the posting, use, or distribution of political signs or literature.

SECTION 5. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2013.

President of the Senate

Speaker of the House

I certify that H.B. No. 259 was passed by the House on May 1, 2013, by the following vote: Yeas 136, Nays 6, 2 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 259 was passed by the Senate on May 20, 2013, by the following vote: Yeas 26, Nays 5.

Secretary of the Senate

APPROVED:

Date

Governor