



City Council

Monday, February 10, 2025 - 6:30 PM

Regular Council Meeting
210 S. Walnut Street
Venus, Texas 76084

AGENDA

1. Call to Order, Roll Call, Invocation, Pledge of Allegiance, Pledge to Texas Flag:

2. Announcements from Mayor:

Cell phones are to be placed on vibrate/silent only. No conversation or comment from the audience is permitted unless specifically called upon by the Mayor. Please remain respectfully quiet.

3. Citizen Public Comment Period:

Thank you for your participation in tonight's Public Comments Session. This segment is a crucial component of our local government meetings, where each speaker is allotted 4 minutes. While the City Council and I consider all input, the Texas Open Meetings Act mandates that this be a time for us to listen rather than engage in dialogue. Rest assured, our City Administrator and City Secretary are diligently recording notes should any actions be necessary. When you are ready, you may begin, and your time will start.

4. Consent Agenda:

All matters listed under consent agenda have been previously discussed, require little or no deliberation, or are routine by the council. If discussion is desired, then an item will be removed from the consent agenda and considered separately. Otherwise, approval of the consent agenda authorizes the City Administrator to implement each item in accordance with staff's recommendation.

4.1. Approval of meeting minutes for regular called meeting on January 13, 2025.

4.2. Ratifying bills and monthly financial report for the month of December 2024.

4.3. Fire Marshal's 2024 Racial Profiling Report

4.4. Approval of Interlocal Agreement with Ellis County for rehabilitation to East County Road 109.

4.5. A Resolution adding TexSTAR Investment Pool as an Authorized Investment and approval of application in the TexSTAR program.

4.6. Venus Police Department 2024 Racial Profiling Report

4.7. Approval of Agreement for Tax Increment Reinvestment Zone Administration Services.

4.8. Quarterly Investment Report

4.9. Consider an Ordinance authorizing the release from the City of Venus' Extra Territorial Jurisdiction of the property addressed as 744 W U. S. Highway 67 (Lot 1 & Lot 2, Block 1, the Adel Addition), which consists of an approximately 4.252 acre tract of land, known as property ID 126.4401.00010, and ordering the changing of the City of Venus' Extra Territorial Jurisdiction boundary map in accordance with said change.

4.10. Consider an Ordinance authorizing the release from the City of Venus' Extra Territorial Jurisdiction of the property addressed as 2079 C. R. 214, which consists of an approximately 11.90 acre tract of land, known as property ID 126.0134.00085, and ordering the changing of the City of Venus' Extra Territorial Jurisdiction boundary map.

5. Presentation and Proclamations:

6. Public Hearings and Action Items:

7. Discussion and Consideration Items:

7.1. Discuss and Consider an Amendment to the Exclusive Franchise Agreement with Frontier Waste Solutions for the Collection, Hauling, Recycling and Disposal of Municipal Solid Waste, Construction and Demolition Waste, and Recyclable Materials in the City of Venus, TX.

8. Executive Session:

IN ACCORDANCE WITH TEXAS GOVERNMENT CODE, SECTION 551.001, ET SEQ. THE CITY COUNCIL WILL RECESS INTO EXECUTIVE SESSION (CLOSED MEETING) TO DISCUSS THE FOLLOWING: Sec. 551.071- Private Consultation with City Attorney

8.1. Discussion regarding a resolution authorizing the use of eminent domain to condemn property rights in fee simple for land owned by the City of approximately 104.95 acres (4,571,447.76 sq. ft.) and generally located at 920 CR 110, and authorizing the initiation and filing of eminent domain proceedings for the public purpose of construction of a water tower and determining the necessity, public purpose, and public of same, as well as for any other public purposes permitted by law.

9. Items for Future Agendas:

10. Adjournment:

The City Council reserves the right to meet in Executive Session closed to the public at any time in the course of this meeting to discuss matters listed on the agenda, pursuant to authorization by the Texas Open Meetings Act TEXAS GOVERNMENT CODE, Chapter 551.071 (Private consultation with attorney for the city), 551.072 (deliberations about real property), 551.073 (deliberations about gifts and donations), 551.074 (personnel matters), 551.076 (deliberations about security devices), 551.087 (economic development), 418.183 (homeland security).

This is to certify that a copy of this Notice of Meeting was posted on the bulletin board at City Hall, 700 W. Hwy 67 Venus, Texas and at a place readily accessible to the general public at all times and to the City's website www.cityofvenus.org, on February 5, 2025 on or before 5:30 p.m.

Callie Green, TRMC

City Secretary

For more information or a copy of the Open Meetings Act, please contact the Attorney General of Texas at 1-800-252-8011. This building is wheelchair accessible. Any requests for Interpretive Services must be made 48 hours in advance of the scheduled meeting. To make arrangements please call 972-366-3348.

Removed: _____

Time: _____

CITY COUNCIL
MEETING MINUTES
Regular Council Meeting
JANUARY 13, 2025

1. Call to Order, Roll Call, Invocation, Pledge of Allegiance, Pledge to Texas Flag:

Mayor Galaviz called the meeting to order at 6:30 p.m., City Attorney Halla gave the Invocation, and all lead the Pledge of Allegiance and Pledge to the Texas Flag. Councilmembers present: Alejandro Galaviz, Teresa Hoffman, Tony Bovinich, Sheryl Kiser and Michelle Hamm. Councilmember absent: Drew Wilson Staff present: Callie Green, City Attorney, Melissa Westen, Kyle Sugg and Oscar Ortiz.

2. Announcements from Mayor:

Cell phones are to be placed on vibrate/silent only. No conversation or comment from the audience is permitted unless specifically called upon by the Mayor. Please remain respectfully quiet. Hope everyone had a good New Year.

3. Citizen Public Comment Period:

No public comments.

4. Consent Agenda:

All matters listed under consent agenda have been previously discussed, require little or no deliberation, or are routine by the council. If discussion is desired, then an item will be removed from the consent agenda and considered separately. Otherwise, approval of the consent agenda authorizes the City Administrator to implement each item in accordance with staff's recommendation.

4.1. Approval of meeting minutes of regular called meeting on December 9, 2024.

4.2. Consider approval of professional services agreement with Kimley-Horn to develop a comprehensive Wastewater Master Plan for the City of Venus.

I make a motion to approve the consent agenda as presented.

Moved by: Tony Bovinich

Seconded by: Teresa Hoffman

For: Unanimous. Motion carried Yes 4, No 0, Abstained 0.

5. Presentation and Proclamations:

None

6. Public Hearings and Action Items:

None.

7. Discussion and Consideration Items:

7.1. Discuss and consider a Resolution ordering a General Election for May 3, 2025, for the purpose of electing a Mayor and two (2) City Councilmembers (Places 1 & 2) at-large, designate location of polling places; ordering Notice of Election to be given as prescribed by law in connection with such election; authorizing execution of joint election agreements; and providing for an effective date. (Green)

I make a motion to approve a Resolution ordering the 2025 General Election.

Moved by: Tony Bovinich

Seconded by: Sheryl Kiser

For: Unanimous. Motion carried Yes 4, No 0, Abstained 0.

7.2. Discuss and consider entering into an agreement with Venus Independent School District for joint election services. (Green)

I make a motion to approve an agreement for joint election services with the Venus ISD.

Moved by: Tony Bovinich

Seconded by: Sheryl Kiser

For: Unanimous. Motion carried Yes 4, No 0, Abstained 0.

7.3. Discuss and consider approving a compromise agreement with Arrington Outdoor Advertising, Inc. re: an advertising billboard and located in the territorial limits of the City of Venus, Texas.

I make a motion to approve the compromise agreement subject to the changes.

Moved by: Michelle Hamm

Seconded by: Tony Bovinich

For: Unanimous. Motion carried Yes 4, No 0, Abstained 0.

7.4. Discuss and consider a Resolution for the minor renovation to the Ellis County Appraisal District office.

I make a motion to approve Resolution.

Moved by: Tony Bovinich

Seconded by: Teresa Hoffman

For: Unanimous. Motion carried Yes 4, No 0, Abstained 0.

8. Executive Session:

IN ACCORDANCE WITH TEXAS GOVERNMENT CODE, SECTION 551.001, ET SEQ. THE CITY COUNCIL WILL RECESS INTO EXECUTIVE SESSION (CLOSED MEETING) TO DISCUSS THE FOLLOWING: Section 551.071- Consultation with Attorney. 1. Discussion with City Attorney to receive legal advice regarding pending or contemplated policy changes, re: Personnel Policy. No executive Session.

9. Items for Future Agendas:

Mayor Pro Tem Bovinich would like the city to look into tabletop scenarios for natural disasters. E.g. Tornadoes.

10. Adjournment:

Mayor Galaviz adjourned the meeting at 06:43 PM.

Mayor

City Secretary

ITEM REPORT

To: City Council
From: Becky Wilkins, Finance Director
Subject: Ratifying bills and monthly financial report for the month of December 2024.
Department/Office: Finance

Summary:

Recommended Action:

Approve monthly financial report.

Budget:

Attachments:

1. December 2024 Disbursement Report
2. December 2024 Credit Card Charges
3. DEC Dashboard 2024 bw pdf

VENDOR NAME	DESCRIPTION	FUND	DEPARTMENT	AMOUNT
AFLAC	NOVEMBER 2024 AFLAC BILL	GENERAL FUND	NON-DEPARTMENTAL	1,968.83
	NOVEMBER 2024 AFLAC BILL	GENERAL FUND	ADMINISTRATION	68.52
	NOVEMBER 2024 AFLAC BILL	WATER & SEWER FUND	NON-DEPARTMENTAL	357.93
	TOTAL:			2,395.28
AMAZON CAPITAL SERVICES	HOLE PUNCH & PAPER CLIPS	GENERAL FUND	ADMINISTRATION	26.43
	AA BATTERIES	GENERAL FUND	ADMINISTRATION	25.49
	HP 910XL INK CARTRIDGES	GENERAL FUND	ADMINISTRATION	37.99
	TO DO LIST PAD	GENERAL FUND	ADMINISTRATION	6.38
	WALL CALENDAR	GENERAL FUND	ADMINISTRATION	9.99
	WALL CALENDAR	GENERAL FUND	PERMITS & INSPECTIONS	9.99
	THE ELEMENTS OF GREAT MANA	GENERAL FUND	POLICE DEPARTMENT	14.49
	LIEUTENANT BARS	GENERAL FUND	POLICE DEPARTMENT	24.50
	MAGNETIC DRY ERASE BOARD	GENERAL FUND	POLICE DEPARTMENT	26.79
	WORLD'S GREAT MANAGERS DO	GENERAL FUND	POLICE DEPARTMENT	18.84
	AA BATTERIES	GENERAL FUND	CODE ENFORCE/ANIMAL CO	14.59
	ANIMAL CONTROL POLE & GLOV	GENERAL FUND	CODE ENFORCE/ANIMAL CO	390.75
	DOG LEASH & O-RING SLIDE L	GENERAL FUND	CODE ENFORCE/ANIMAL CO	31.30
	HDMI & ETHERNET CABLES	GENERAL FUND	CODE ENFORCE/ANIMAL CO	25.88
	SURGE PROTECTOR (3) & DESK	GENERAL FUND	CODE ENFORCE/ANIMAL CO	139.49
	COFFEE/PAPER TOWELS/TIDE P	GENERAL FUND	FIRE DEPARTMENT	248.49
	PLASTIC CUPS (2) & BOWLS (	GENERAL FUND	CITY-WIDE (NON-DEPARTM	24.66
	MEDIUM ROAST COFFEE PODS	GENERAL FUND	CITY-WIDE (NON-DEPARTM	25.99
	POP-UP NOTES/BUSI CARD HOL	GENERAL FUND	CITY-WIDE (NON-DEPARTM	65.10
	PLATES/SYRUP/MEASURING CUP	VCSDC	ECONOMIC DEVELOPMENT	148.61
	BUTTERMILK PANCAKE/WAFFLE	VCSDC	ECONOMIC DEVELOPMENT	38.94
	WALL CALENDAR	WATER & SEWER FUND	ADMINISTRATION	7.99
	IPHONES 15 PLUS SCREEN PRO	WATER & SEWER FUND	ADMINISTRATION	9.69
	TOTAL:			1,372.37
AMERIFLEX	HRA ADMIN FEES 51 EMP @ \$5	GENERAL FUND	ADMINISTRATION	262.65
	TOTAL:			262.65
ATMOS ENERGY CORP.	101 W 3RD - FD - GAS BILL	GENERAL FUND	FIRE DEPARTMENT	139.70
	301 S MAIN ST - WD - GAS B	WATER & SEWER FUND	WATER DEPARTMENT	86.59
	TOTAL:			226.29
AUC GROUP, LLC	JANUARY 2025 LEASE PAYMENT	BRAHMAN RANCH WTPP	NON-ADMINISTRATION	14,750.00
	TOTAL:			14,750.00
CAREFLITE	NOVEMBER 24 CITIZEN BILLIN	WATER & SEWER FUND	NON-DEPARTMENTAL	319.00
	TOTAL:			319.00
CARENOW CORPORATE	SCREENING - J. MARRS	GENERAL FUND	ADMINISTRATION	108.00
	SCREENING - N. SHOTWELL	GENERAL FUND	ADMINISTRATION	108.00
	SCREENING - S. HARRINGTON	GENERAL FUND	ADMINISTRATION	48.00
	SCREENING - C. ADAMS	GENERAL FUND	ADMINISTRATION	180.00
	SCREENING - C. ADAMS	GENERAL FUND	ADMINISTRATION	180.00
	SCREENING - W. OXFORD	GENERAL FUND	ADMINISTRATION	180.00
	SCREENING - W. OXFORD	GENERAL FUND	ADMINISTRATION	180.00
	SCREENING - A. PACHECO	GENERAL FUND	ADMINISTRATION	180.00
	SCREENING - A. PACHECO	GENERAL FUND	ADMINISTRATION	180.00
	TOTAL:			1,344.00
CENTRAL APPRAISAL DISTRICT OF JOHNSON	APPRAISAL SVCS - 1ST QTR 2	GENERAL FUND	ADMINISTRATION	9,699.51
	TOTAL:			9,699.51

VENDOR NAME	DESCRIPTION	FUND	DEPARTMENT	AMOUNT
CHILD SUPPORT DISTRIBUTION FUND	CC-D20220018	GENERAL FUND	NON-DEPARTMENTAL	468.82
	CC-D20220018	GENERAL FUND	NON-DEPARTMENTAL	468.54
	001416398532571060821	GENERAL FUND	NON-DEPARTMENTAL	295.38
	001416398532571060821	GENERAL FUND	NON-DEPARTMENTAL	295.38
	001243867195045D	GENERAL FUND	NON-DEPARTMENTAL	115.38
	001243867195045D	GENERAL FUND	NON-DEPARTMENTAL	115.38
	CC-D20220018	VCSDC	NON-DEPARTMENTAL	98.49
	CC-D20220018	VCSDC	NON-DEPARTMENTAL	99.06
	0011598503 1006247V	WATER & SEWER FUND	NON-DEPARTMENTAL	215.08
	0011598503 1006247V	WATER & SEWER FUND	NON-DEPARTMENTAL	215.08
	CC-D20220018	WATER & SEWER FUND	NON-DEPARTMENTAL	468.84
	CC-D20220018	WATER & SEWER FUND	NON-DEPARTMENTAL	468.55
	TOTAL:			3,323.98
CINTAS	WOMENS BLACK FLEECE	GENERAL FUND	MAYOR & COUNCIL	54.89
	CANTU/FIELDS/MOORE	GENERAL FUND	PARKS & RECREATION	25.85
	CANTU/FIELDS/MOORE	GENERAL FUND	PARKS & RECREATION	25.85
	CANTU/FIELDS/MOORE	GENERAL FUND	PARKS & RECREATION	25.85
	CITY HALL FLOOR MATS	GENERAL FUND	CITY-WIDE (NON-DEPARTM	44.22
	CITY HALL FLOOR MATS	GENERAL FUND	CITY-WIDE (NON-DEPARTM	44.22
	CITY HALL FLOOR MATS	GENERAL FUND	CITY-WIDE (NON-DEPARTM	44.22
	SMITH & COKER	WATER & SEWER FUND	WATER DEPARTMENT	11.35
	SMITH & COKER	WATER & SEWER FUND	WATER DEPARTMENT	11.35
	SMITH & COKER	WATER & SEWER FUND	WATER DEPARTMENT	11.35
	SMITH & COKER	WATER & SEWER FUND	SEWER DEPARTMENT	11.34
	SMITH & COKER	WATER & SEWER FUND	SEWER DEPARTMENT	11.34
	SMITH & COKER	WATER & SEWER FUND	SEWER DEPARTMENT	11.34
	TOTAL:			333.17
CITIBANK	HP: MONTHLY PRINTER INK SU	GENERAL FUND	ADMINISTRATION	6.99
	STARBUCKS: JAVA WITH JOSH	GENERAL FUND	ADMINISTRATION	60.00
	FULLID:NEW HIRE BADGE PACH	GENERAL FUND	ADMINISTRATION	29.00
	NOTHING: MUNICIPAL COURT W	GENERAL FUND	ADMINISTRATION	46.80
	FULLID: FD NEW HIRE BADGES	GENERAL FUND	ADMINISTRATION	46.00
	4IMPRINT: EMPLOYEE APPREC	GENERAL FUND	ADMINISTRATION	373.33
	CHICK-FIL-A: GFOAT LNCH FR	GENERAL FUND	ADMINISTRATION	9.95
	EMBASSY: GFOAT 2 NIGHTS	GENERAL FUND	ADMINISTRATION	434.70
	TML: CGFO REGISTRATION FEE	GENERAL FUND	ADMINISTRATION	100.00
	JOCO: SQUAD VEHICLE REGIST	GENERAL FUND	POLICE DEPARTMENT	1.00
	JOCO: SQUAD VEHICLE REGIST	GENERAL FUND	POLICE DEPARTMENT	8.25
	HOLIDY INN: CHIEF TRAINING	GENERAL FUND	POLICE DEPARTMENT	171.35
	TX POLICE: CHIEF TRAINING	GENERAL FUND	POLICE DEPARTMENT	410.00
	TX POLICE: SGT MARTINEZ TR	GENERAL FUND	POLICE DEPARTMENT	370.00
	JOCO: SQUAD VEHICLE REGIST	GENERAL FUND	POLICE DEPARTMENT	1.00
	JOCO: SQUAD VEHICLE REGIST	GENERAL FUND	POLICE DEPARTMENT	1.00
	JOCO: SQUAD VEHICLE REGIST	GENERAL FUND	POLICE DEPARTMENT	8.25
	JOCO: SQUAD VEHICLE REGIST	GENERAL FUND	POLICE DEPARTMENT	8.25
	IACP: CHIEF MEMBERSHIP	GENERAL FUND	POLICE DEPARTMENT	220.00
	VISTA: VPD CHRISTMAS CARDS	GENERAL FUND	POLICE DEPARTMENT	104.62
	TX OAG OPEN REC: 2024-2861	GENERAL FUND	POLICE DEPARTMENT	7.50
	OSS ACA: USE OF FORCE #210	GENERAL FUND	POLICE DEPARTMENT	50.00
	LAW: CODE ENFORCE TAGS/STI	GENERAL FUND	CODE ENFORCE/ANIMAL CO	506.00
	CHARLEY: LUNCH INTERVIEW P	GENERAL FUND	FIRE DEPARTMENT	48.64
	STAR: UNIFORMS NEW PERSONN	GENERAL FUND	FIRE DEPARTMENT	689.21
	PETRA: EMBROIDERY UNIFORMS	GENERAL FUND	FIRE DEPARTMENT	165.00
	WALMART: TV ADD SLEEP QTRS	GENERAL FUND	FIRE DEPARTMENT	139.05

VENDOR NAME	DESCRIPTION	FUND	DEPARTMENT	AMOUNT
	GOTO: CITY WIDE PHONE SYST	GENERAL FUND	CITY-WIDE (NON-DEPARTM	896.50
	ADOBE: MONTHLY SUBSCRIPTIO	GENERAL FUND	CITY-WIDE (NON-DEPARTM	377.87
	UATTEND: MONTHLY SUBSCRIPT	GENERAL FUND	CITY-WIDE (NON-DEPARTM	185.00
	CHARLEY: SALES TAX PAID	WATER & SEWER FUND	NON-DEPARTMENTAL	4.01
	OFFICE: SALES TAX PAID	WATER & SEWER FUND	NON-DEPARTMENTAL	2.31
	VISTA: SALES TAX PAID	WATER & SEWER FUND	NON-DEPARTMENTAL	8.63
	HP: SALES TAX PAID	WATER & SEWER FUND	NON-DEPARTMENTAL	0.58
	STARBUCKS: SALES TAX PAID	WATER & SEWER FUND	NON-DEPARTMENTAL	4.95
	CHICK-FIL-A: SALES TAX PAI	WATER & SEWER FUND	NON-DEPARTMENTAL	0.82
	OFFICE: NEW INVOICE STAMP	WATER & SEWER FUND	ADMINISTRATION	27.99
	ACAD: RUBBER HIP BOOT PACH	WATER & SEWER FUND	WATER DEPARTMENT	49.99
	BOOT: PANTS & BOOTS PACHEC	WATER & SEWER FUND	WATER DEPARTMENT	341.99
	NAVARRO: TRAINING JEREMY	WATER & SEWER FUND	SEWER DEPARTMENT	25.00
	NAVARRO: TRAINING JEREMY	WATER & SEWER FUND	SEWER DEPARTMENT	25.00
	NAVARRO: TRAINING JEREMY	WATER & SEWER FUND	SEWER DEPARTMENT	25.00
	NAVARRO: TRAINING JEREMY	WATER & SEWER FUND	SEWER DEPARTMENT	25.00
	TRACTOR SUPPLY: BARN LIME	WATER & SEWER FUND	SEWER DEPARTMENT	151.62
	TOTAL:			6,168.15
CITY OF MIDLOTHIAN	CONSUMP - 19,788,700 GALLO	WATER & SEWER FUND	WATER DEPARTMENT	92,065.50
	TOTAL:			92,065.50
CIVICPLUS, LLC	CC SOFTWARE	GENERAL FUND	CITY SECRETARY	9,998.00
	TOTAL:			9,998.00
DATAPROSE, LLC	NOV-24 LATE NOTI/WT BILL P	WATER & SEWER FUND	ADMINISTRATION	1,234.04
	NOV-24 LATE NOTICES/STATEM	WATER & SEWER FUND	ADMINISTRATION	769.61
	TOTAL:			2,003.65
DEARBORN LIFE INSURANCE CO	DECEMBER 2024 LVE	GENERAL FUND	NON-DEPARTMENTAL	603.80
	DECEMBER 2024 LVS	GENERAL FUND	NON-DEPARTMENTAL	45.55
	DECEMBER 2024 LVC	GENERAL FUND	NON-DEPARTMENTAL	33.90
	DECEMBER 2024 LIFE/ADD	GENERAL FUND	ADMINISTRATION	13.36
	DECEMBER 2024 LTD	GENERAL FUND	ADMINISTRATION	86.47
	DECEMBER 2024 STD	GENERAL FUND	ADMINISTRATION	75.87
	DECEMBER 2024 LIFE/ADD	GENERAL FUND	PERMITS & INSPECTIONS	7.31
	DECEMBER 2024 LTD	GENERAL FUND	PERMITS & INSPECTIONS	58.28
	DECEMBER 2024 STD	GENERAL FUND	PERMITS & INSPECTIONS	57.70
	DECEMBER 2024 LIFE/ADD	GENERAL FUND	PLANNING & DEVELOPMENT	4.45
	DECEMBER 2024 LTD	GENERAL FUND	PLANNING & DEVELOPMENT	27.64
	DECEMBER 2024 STD	GENERAL FUND	PLANNING & DEVELOPMENT	27.40
	DECEMBER 2024 LIFE/ADD	GENERAL FUND	POLICE DEPARTMENT	84.55
	DECEMBER 2024 LTD	GENERAL FUND	POLICE DEPARTMENT	417.23
	DECEMBER 2024 STD	GENERAL FUND	POLICE DEPARTMENT	417.54
	DECEMBER 2024 LIFE/ADD	GENERAL FUND	COURT	4.45
	DECEMBER 2024 LTD	GENERAL FUND	COURT	19.44
	DECEMBER 2024 STD	GENERAL FUND	COURT	19.95
	DECEMBER 2024 LIFE/ADD	GENERAL FUND	FIRE DEPARTMENT	31.15
	DECEMBER 2024 LTD	GENERAL FUND	FIRE DEPARTMENT	158.22
	DECEMBER 2024 STD	GENERAL FUND	FIRE DEPARTMENT	154.18
	DECEMBER 2024 LIFE/ADD	GENERAL FUND	STREETS	11.12
	DECEMBER 2024 LTD	GENERAL FUND	STREETS	42.17
	DECEMBER 2024 STD	GENERAL FUND	STREETS	40.61
	DECEMBER 2024 LIFE/ADD	GENERAL FUND	PARKS & RECREATION	20.03
	DECEMBER 2024 LTD	GENERAL FUND	PARKS & RECREATION	72.05
	DECEMBER 2024 STD	GENERAL FUND	PARKS & RECREATION	71.28

VENDOR NAME	DESCRIPTION	FUND	DEPARTMENT	AMOUNT
	DECEMBER 2024 LIFE/ADD	GENERAL FUND	CITY-WIDE (NON-DEPARTM	4.45
	DECEMBER 2024 LTD	GENERAL FUND	CITY-WIDE (NON-DEPARTM	10.92
	DECEMBER 2024 STD	GENERAL FUND	CITY-WIDE (NON-DEPARTM	11.21
	DECEMBER 2024 LVE	WATER & SEWER FUND	NON-DEPARTMENTAL	117.30
	DECEMBER 2024 LVS	WATER & SEWER FUND	NON-DEPARTMENTAL	16.90
	DECEMBER 2024 LVC	WATER & SEWER FUND	NON-DEPARTMENTAL	13.55
	DECEMBER 2024 LIFE/ADD	WATER & SEWER FUND	ADMINISTRATION	17.79
	DECEMBER 2024 LTD	WATER & SEWER FUND	ADMINISTRATION	82.13
	DECEMBER 2024 STD	WATER & SEWER FUND	ADMINISTRATION	74.39
	DECEMBER 2024 LIFE/ADD	WATER & SEWER FUND	WATER DEPARTMENT	6.68
	DECEMBER 2024 LTD	WATER & SEWER FUND	WATER DEPARTMENT	29.43
	DECEMBER 2024 STD	WATER & SEWER FUND	WATER DEPARTMENT	27.55
	DECEMBER 2024 LIFE/ADD	WATER & SEWER FUND	SEWER DEPARTMENT	6.67
	DECEMBER 2024 LTD	WATER & SEWER FUND	SEWER DEPARTMENT	29.43
	DECEMBER 2024 STD	WATER & SEWER FUND	SEWER DEPARTMENT	27.55
			TOTAL:	3,081.65
DESIGN A SIGN INC.	BRKT 50007 CTR MNT BACKING	GENERAL FUND	STREETS	15.50
	SIGNCADE (3)/18X24 SIGN (6	VCSDC	ECONOMIC DEVELOPMENT	344.25
			TOTAL:	359.75
EIGHT 20 CONSULTING	DOUG MARTELLA CFO	GENERAL FUND	ADMINISTRATION	3,500.00
			TOTAL:	3,500.00
ELLIS CENTRAL APPRAISAL DISTRICT	1ST QTR-25 EAD BUDGET ALLO	GENERAL FUND	ADMINISTRATION	3,456.91
			TOTAL:	3,456.91
ENTERPRISE FLEET MANAGEMENT INC	PERMITS VEHICLE LEASE PAYM	GENERAL FUND	PERMITS & INSPECTIONS	1,308.90
	PERMITS VEHICLE MAINT PLAN	GENERAL FUND	PERMITS & INSPECTIONS	82.94
	PERMITS VEHICLE R&M	GENERAL FUND	PERMITS & INSPECTIONS	15.00
	POLICE VEHICLE LEASE PAYMN	GENERAL FUND	POLICE DEPARTMENT	12,393.61
	POLICE VEHICLE MAINT PLAN	GENERAL FUND	POLICE DEPARTMENT	102.00
	POLICE VEHICLE R&M	GENERAL FUND	POLICE DEPARTMENT	3,202.86
	CODE/ANIMAL CONTR MAINT PL	GENERAL FUND	CODE ENFORCE/ANIMAL CO	6.00
	FIRE VEHICLE LEASE PAYMNT	GENERAL FUND	FIRE DEPARTMENT	2,011.86
	FIRE VEHICLE MAINT PLAN	GENERAL FUND	FIRE DEPARTMENT	53.95
	STREETS VEHICLE LEASE PAYM	GENERAL FUND	STREETS	1,156.56
	STREETS VEHICLE MAINT PLAN	GENERAL FUND	STREETS	67.91
	WATER/SEWER VEHICLE LEASE	GENERAL FUND	STREETS	5,530.63
	WATER/SEWER VEHICLE MAINT	GENERAL FUND	STREETS	206.55
	WATER/SEWER VEHICLE R&M	GENERAL FUND	STREETS	284.65
	PARKS VEHICLE LEASE PAYMNT	GENERAL FUND	PARKS & RECREATION	1,891.19
	PARKS VEHICLE MAINT PLAN	GENERAL FUND	PARKS & RECREATION	107.42
	ADMIN VEHICLE LEASE PAYMNT	GENERAL FUND	CITY-WIDE (NON-DEPARTM	892.03
	ADMIN VEHICLE MAINT PLAN	GENERAL FUND	CITY-WIDE (NON-DEPARTM	54.49
	PW ADMIN LEASE PAYMNT	GENERAL FUND	CITY-WIDE (NON-DEPARTM	486.05
	PW ADMIN VEHICLE MAINT PLA	GENERAL FUND	CITY-WIDE (NON-DEPARTM	61.43
	PW ADMIN VEHICLE R&M	GENERAL FUND	CITY-WIDE (NON-DEPARTM	29.75
			TOTAL:	29,376.48
FREEDOM FUN DALLAS	GENERATORS (3)	VCSDC	ECONOMIC DEVELOPMENT	447.00
	REMAINING DAMAGE WAIVER FE	VCSDC	ECONOMIC DEVELOPMENT	44.70
			TOTAL:	491.70
FRONTIER ACCESS LLC	PUBLIC WORKS	GENERAL FUND	STREETS	45.30
	PUBLIC WORKS	GENERAL FUND	PARKS & RECREATION	45.31

VENDOR NAME	DESCRIPTION	FUND	DEPARTMENT	AMOUNT
	CITY HALL	GENERAL FUND	CITY-WIDE (NON-DEPARTM	181.23
	CIVIC CENTER	VCSDC	ECONOMIC DEVELOPMENT	144.23
	PUBLIC WORKS	WATER & SEWER FUND	WATER DEPARTMENT	45.31
	1944 RESIDENTIAL CARTS	WATER & SEWER FUND	SANITATION	24,300.00
	69 RESIDENTIAL EXTRA CARTS	WATER & SEWER FUND	SANITATION	431.25
	1944 RESIDENTIAL RECYCLE C	WATER & SEWER FUND	SANITATION	9,486.72
	8 COMMERICAL CARTS	WATER & SEWER FUND	SANITATION	180.56
	3 COMMERICAL EXTRA CARTS	WATER & SEWER FUND	SANITATION	40.65
	DUMPSTERS	WATER & SEWER FUND	SANITATION	12,456.35
	ROLL-OFFS	WATER & SEWER FUND	SANITATION	8,846.87
	PUBLIC WORKS	WATER & SEWER FUND	SEWER DEPARTMENT	45.31
			TOTAL:	56,249.09
FRONTIER COMMUNICATIONS	PD FAX LINE 12.01.24-12.31	GENERAL FUND	POLICE DEPARTMENT	110.15
			TOTAL:	110.15
GOVERNMENT FINANCE OFFICERS ASSOCIATIO	MEMBERSHIP RENEW 12/1-11/3	GENERAL FUND	ADMINISTRATION	160.00
			TOTAL:	160.00
GUADALAJARA TIRES	2857017 TIRES (4)	WATER & SEWER FUND	SEWER DEPARTMENT	800.00
			TOTAL:	800.00
HOLT CAT RENTAL	TROUBLESHOOT AFTER TREAT S	WATER & SEWER FUND	SEWER DEPARTMENT	1,819.76
			TOTAL:	1,819.76
INTERNATIONAL CYBERNETICS COMPANY, LP	IRISPRO SERVICES - MUNI &	STREET TAX MAINT F	PUBLIC WORKS	7,020.00
			TOTAL:	7,020.00
IWERK	IWERK MANAGED USER SVCS (3	GENERAL FUND	CITY-WIDE (NON-DEPARTM	2,850.00
	SENTINEL/PROOFPOINT/OFFICE	GENERAL FUND	CITY-WIDE (NON-DEPARTM	1,778.38
	MERAKI CLOUD LICENSE RENEW	GENERAL FUND	CITY-WIDE (NON-DEPARTM	2,026.00
			TOTAL:	6,654.38
JAXSON LOMAX	REIMBURSEMENT FOR BOOTS	GENERAL FUND	FIRE DEPARTMENT	150.00
			TOTAL:	150.00
JOHNSON COUNTY WINWATER CO	CLAMPS/COUPLING/BVLV/PLUG/	WATER & SEWER FUND	WATER DEPARTMENT	9,502.69
	2 1/2 F NST X 3 MNPT HYD (	WATER & SEWER FUND	WATER DEPARTMENT	284.20
	PVC ULTRA/MJ ACCESS/MARK P	WATER & SEWER FUND	SEWER DEPARTMENT	622.38
			TOTAL:	10,409.27
LOWES BUSINESS ACCT/SYNCB	YARD ART/KRYLON SNOW/HOOK/	VCSDC	ECONOMIC DEVELOPMENT	388.64
	GREEN OUTDOOR/GFCT/SNOWFLK	VCSDC	ECONOMIC DEVELOPMENT	258.80
	OUTDCOR/LITTLE TREES/TAPE/	VCSDC	ECONOMIC DEVELOPMENT	100.07
	GE SB 18-FT GARLAND WARM	VCSDC	ECONOMIC DEVELOPMENT	142.38
	55-GAL 1-MIL 40-CT DRUM	VCSDC	ECONOMIC DEVELOPMENT	18.98
			TOTAL:	908.87
MCCREARY, VESELKA, BRAGG AND ALLEN P.C	OCTOBER 2024 COLLECTIONS	GENERAL FUND	NON-DEPARTMENTAL	572.97
			TOTAL:	572.97
METLIFE	DECEMBER 2024 DENTAL/VISIO	GENERAL FUND	NON-DEPARTMENTAL	828.86
	DECEMBER 2024 DENTAL/VISIO	GENERAL FUND	ADMINISTRATION	146.61
	DECEMBER 2024 DENTAL/VISIO	GENERAL FUND	PERMITS & INSPECTIONS	184.56
	DECEMBER 2024 DENTAL/VISIO	GENERAL FUND	PLANNING & DEVELOPMENT	84.07
	DECEMBER 2024 DENTAL/VISIO	GENERAL FUND	POLICE DEPARTMENT	1,223.05

VENDOR NAME		DESCRIPTION	FUND	DEPARTMENT	AMOUNT
		DECEMBER 2024 DENTAL/VISIO	GENERAL FUND	COURT	37.47
		DECEMBER 2024 DENTAL/VISIO	GENERAL FUND	FIRE DEPARTMENT	362.57
		DECEMBER 2024 DENTAL/VISIO	GENERAL FUND	STREETS	116.49
		DECEMBER 2024 DENTAL/VISIO	GENERAL FUND	PARKS & RECREATION	173.19
		DECEMBER 2024 DENTAL/VISIO	GENERAL FUND	CITY-WIDE (NON-DEPARTM	37.47
		DECEMBER 2024 DENTAL/VISIO	WATER & SEWER FUND	NON-DEPARTMENTAL	65.81
		DECEMBER 2024 DENTAL/VISIO	WATER & SEWER FUND	ADMINISTRATION	206.66
		DECEMBER 2024 DENTAL/VISIO	WATER & SEWER FUND	WATER DEPARTMENT	60.78
		DECEMBER 2024 DENTAL/VISIO	WATER & SEWER FUND	SEWER DEPARTMENT	60.77
				TOTAL:	3,588.36
MICHAEL B. HALLA		PROSECUTOR DECEMBER 2024	GENERAL FUND	COURT	350.00
		PROSECUTOR NOVEMBER 2024	GENERAL FUND	COURT	350.00
		LEGAL SERVICES DECEMBER 20	GENERAL FUND	CITY-WIDE (NON-DEPARTM	5,400.00
		LEGAL SERVICES NOVEMBER 20	GENERAL FUND	CITY-WIDE (NON-DEPARTM	5,400.00
		LEGAL SERVICES DECEMBER 20	VCSDC	ECONOMIC DEVELOPMENT	250.00
		LEGAL SERVICES NOVEMBER 20	VCSDC	ECONOMIC DEVELOPMENT	250.00
				TOTAL:	12,000.00
MISC VENDOR	ERIC BEAMES	REFUND CIVIC CENTER DEPOSI	GENERAL FUND	NON-DEPARTMENTAL	300.00
	BELINDA PRUETT	REFUND CIVIC CENTER DEPOSI	GENERAL FUND	NON-DEPARTMENTAL	300.00
	MARIA GUILLEN	REFUND CIVIC CENTER DEPOSI	GENERAL FUND	NON-DEPARTMENTAL	300.00
	TIFFANI SPAIN	REFUND CIVIC CENTER DEPOSI	GENERAL FUND	NON-DEPARTMENTAL	300.00
	DAVID HENDERSON	270869 BLUESTEM DE-ANNEX R	GENERAL FUND	NON-DEPARTMENTAL	107.89
	STACEY WYMAN	BOUNCE HOUSES FOR WHOVILLE	SPECIAL EVENTS	NON-DEPARTMENTAL	275.00
	STACEY WYMAN	MAX CUT OUT & SIGN	SPECIAL EVENTS	NON-DEPARTMENTAL	36.98
	GEORGE, PAYTON	02-0276-02	WATER & SEWER FUND	NON-DEPARTMENTAL	22.34
	SFR JV-1 2020-1 BORR	02-0119-04	WATER & SEWER FUND	NON-DEPARTMENTAL	38.78
	LGI HOMES	02-0603-00	WATER & SEWER FUND	NON-DEPARTMENTAL	33.65
	LGI HOMES	02-0767-00	WATER & SEWER FUND	NON-DEPARTMENTAL	54.24
	LGI HOMES	02-0775-00	WATER & SEWER FUND	NON-DEPARTMENTAL	70.26
	LGI HOMES	02-0779-00	WATER & SEWER FUND	NON-DEPARTMENTAL	58.82
	BILTMORE HOMES	02-0857-00	WATER & SEWER FUND	NON-DEPARTMENTAL	45.09
	COLLINS, RAQUEL	02-1121-01	WATER & SEWER FUND	NON-DEPARTMENTAL	41.69
	MONREAL, JORGE	02-1240-01	WATER & SEWER FUND	NON-DEPARTMENTAL	109.19
	BILTMORE HOMES	02-1297-00	WATER & SEWER FUND	NON-DEPARTMENTAL	35.94
	BILTMORE HOMES	02-1303-00	WATER & SEWER FUND	NON-DEPARTMENTAL	35.94
	BILTMORE HOMES	02-1304-00	WATER & SEWER FUND	NON-DEPARTMENTAL	67.97
	LGI HOMES	02-1314-00	WATER & SEWER FUND	NON-DEPARTMENTAL	24.50
	LGI HOMES	02-1318-00	WATER & SEWER FUND	NON-DEPARTMENTAL	70.26
	MCKAY, KINSEY	02-1344-00	WATER & SEWER FUND	NON-DEPARTMENTAL	18.38
	BRIGHTLAND HOMES LTD	02-1369-00	WATER & SEWER FUND	NON-DEPARTMENTAL	65.68
	BRIGHTLAND HOMES LTD	02-1380-00	WATER & SEWER FUND	NON-DEPARTMENTAL	19.92
	BRIGHTLAND HOMES LTD	02-1384-00	WATER & SEWER FUND	NON-DEPARTMENTAL	1.62
	BRIGHTLAND HOMES LTD	02-1393-00	WATER & SEWER FUND	NON-DEPARTMENTAL	26.78
	GARRETT, JESSICA	02-1472-01	WATER & SEWER FUND	NON-DEPARTMENTAL	4.24
	MILLER, SONIA	02-8216-00	WATER & SEWER FUND	NON-DEPARTMENTAL	18.82
				TOTAL:	2,483.98
MOUNTAIN PEAK SPECIAL UTILITY DISTRICT		1090 N FM 157 - PW SHOP	GENERAL FUND	STREETS	13.37
		700 W HWY 67 - CITY HALL	GENERAL FUND	CITY-WIDE (NON-DEPARTM	35.13
		502 E HWY 67 - VENUS SIGN	VCSDC	ECONOMIC DEVELOPMENT	32.73
		CR 213 IRRIG - VENUS SIGN	VCSDC	ECONOMIC DEVELOPMENT	27.13
		VENUS DISCONNECTS (52)	WATER & SEWER FUND	NON-DEPARTMENTAL	2,600.00
		AFTER HOURS RECONNECTS (2)	WATER & SEWER FUND	NON-DEPARTMENTAL	150.00
		1090 N FM 157 - PW SHOP	WATER & SEWER FUND	ADMINISTRATION	13.36

VENDOR NAME	DESCRIPTION	FUND	DEPARTMENT	AMOUNT
			TOTAL:	2,871.72
NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENT	FY2025 WASTEWATER ROUNDTAB WATER & SEWER FUND	SEWER DEPARTMENT		250.00
			TOTAL:	250.00
NORTH TEXAS PYROTECHNICS LLC	FIREWORKS 6/29/24 - 2ND PA VCSDC	ECONOMIC DEVELOPMENT		7,500.00
			TOTAL:	7,500.00
PATILLO, BROWN & HILL, LLP	FINAL BILLING AUDIT FINA S GENERAL FUND	ADMINISTRATION		5,250.00
	FINAL BILLING AUDIT FINA S VCSDC	ECONOMIC DEVELOPMENT		10,500.00
	FINAL BILLING AUDIT FINA S WATER & SEWER FUND	ADMINISTRATION		5,250.00
			TOTAL:	21,000.00
PETERSON PUMP AND MOTOR SERVICE	MAIN LS PUMP/FLOAT REPAIR	WATER & SEWER FUND	SEWER DEPARTMENT	675.00
			TOTAL:	675.00
PITNEY BOWES (METER RENTAL)	POSTAGE MACHINE RENTAL	GENERAL FUND	CITY-WIDE (NON-DEPARTM	468.78
			TOTAL:	468.78
PITNEY BOWES PURCHASE POWER	POSTAGE REFILL	GENERAL FUND	CITY-WIDE (NON-DEPARTM	806.75
			TOTAL:	806.75
TRICKS WORLD OF SPORTS OF TEXAS	TALL HOODED SWEATSHIRT	WATER & SEWER FUND	SEWER DEPARTMENT	50.00
			TOTAL:	50.00
SAFEBUILT LLC	OCTOBER 2024 INSPECTIONS	GENERAL FUND	PERMITS & INSPECTIONS	840.00
			TOTAL:	840.00
SPCA OF TEXAS	NOVEMBER 2024 ANIMAL INTAK	GENERAL FUND	CODE ENFORCE/ANIMAL CO	93.00
			TOTAL:	93.00
STATE COMPTROLLER	SALES TAX COLLECTED - NOV	WATER & SEWER FUND	NON-DEPARTMENTAL	3,348.74
	SALES TAX PURCHASES - NOV	WATER & SEWER FUND	NON-DEPARTMENTAL	22.25
	TIMELY PAYMT DISCOUNT - NO	WATER & SEWER FUND	NON-DEPARTMENTAL	3.71
			TOTAL:	3,374.70
TEXAS CRIME PREVENTION ASSOCIATION	MEMBERSHIP RENEWAL	GENERAL FUND	POLICE DEPARTMENT	50.00
			TOTAL:	50.00
TEXAS DEPARTMENT OF MOTOR VEHICLES	2015 CHEVY SILVERADO TITLE	WATER & SEWER FUND	WATER DEPARTMENT	2.00
			TOTAL:	2.00
TEXAS MUNICIPAL RETIREMENT SYSTEM	TMRS RETIREMENT	GENERAL FUND	NON-DEPARTMENTAL	8,511.63
	TMRS RETIREMENT	GENERAL FUND	NON-DEPARTMENTAL	8,440.16
	TMRS RETIREMENT	GENERAL FUND	ADMINISTRATION	1,354.96
	TMRS RETIREMENT	GENERAL FUND	ADMINISTRATION	1,319.37
	TMRS RETIREMENT	GENERAL FUND	PERMITS & INSPECTIONS	754.44
	TMRS RETIREMENT	GENERAL FUND	PERMITS & INSPECTIONS	772.42
	TMRS RETIREMENT	GENERAL FUND	HUMAN RESOURCES	18.81
	TMRS RETIREMENT	GENERAL FUND	ECONOMIC DEVELOPMENT	323.73
	TMRS RETIREMENT	GENERAL FUND	ECONOMIC DEVELOPMENT	102.12
	TMRS RETIREMENT	GENERAL FUND	PLANNING & DEVELOPMENT	387.50
	TMRS RETIREMENT	GENERAL FUND	PLANNING & DEVELOPMENT	368.90
	TMRS RETIREMENT	GENERAL FUND	POLICE DEPARTMENT	5,322.21
	TMRS RETIREMENT	GENERAL FUND	POLICE DEPARTMENT	5,474.10
	TMRS RETIREMENT	GENERAL FUND	CODE ENFORCE/ANIMAL CO	16.68

VENDOR NAME	DESCRIPTION	FUND	DEPARTMENT	AMOUNT
	TMRS RETIREMENT	GENERAL FUND	CODE ENFORCE/ANIMAL CO	205.94
	TMRS RETIREMENT	GENERAL FUND	COURT	283.84
	TMRS RETIREMENT	GENERAL FUND	COURT	268.02
	TMRS RETIREMENT	GENERAL FUND	FIRE DEPARTMENT	3,216.93
	TMRS RETIREMENT	GENERAL FUND	FIRE DEPARTMENT	3,066.10
	TMRS RETIREMENT	GENERAL FUND	STREETS	593.52
	TMRS RETIREMENT	GENERAL FUND	STREETS	661.02
	TMRS RETIREMENT	GENERAL FUND	PARKS & RECREATION	568.61
	TMRS RETIREMENT	GENERAL FUND	PARKS & RECREATION	505.64
	TMRS RETIREMENT	GENERAL FUND	CITY-WIDE (NON-DEPARTM	157.27
	TMRS RETIREMENT	GENERAL FUND	CITY-WIDE (NON-DEPARTM	145.73
	TMRS RETIREMENT	VCSDC	NON-DEPARTMENTAL	57.62
	TMRS RETIREMENT	VCSDC	NON-DEPARTMENTAL	188.21
	TMRS RETIREMENT	VCSDC	ECONOMIC DEVELOPMENT	87.99
	TMRS RETIREMENT	VCSDC	ECONOMIC DEVELOPMENT	287.42
	TMRS RETIREMENT	WATER & SEWER FUND	NON-DEPARTMENTAL	1,599.93
	TMRS RETIREMENT	WATER & SEWER FUND	NON-DEPARTMENTAL	1,646.06
	TMRS RETIREMENT	WATER & SEWER FUND	ADMINISTRATION	1,282.73
	TMRS RETIREMENT	WATER & SEWER FUND	ADMINISTRATION	1,266.74
	TMRS RETIREMENT	WATER & SEWER FUND	WATER DEPARTMENT	580.30
	TMRS RETIREMENT	WATER & SEWER FUND	WATER DEPARTMENT	623.52
	TMRS RETIREMENT	WATER & SEWER FUND	SEWER DEPARTMENT	580.30
	TMRS RETIREMENT	WATER & SEWER FUND	SEWER DEPARTMENT	623.48
			TOTAL:	51,663.95
TML HEALTH	DEC 2024 MEDICAL INSURANCE	GENERAL FUND	NON-DEPARTMENTAL	8,177.04
	DEC 2024 MEDICAL INSURANCE	GENERAL FUND	ADMINISTRATION	3,308.82
	DEC 2024 MEDICAL INSURANCE	GENERAL FUND	PERMITS & INSPECTIONS	3,365.06
	DEC 2024 MEDICAL INSURANCE	GENERAL FUND	PLANNING & DEVELOPMENT	1,685.44
	DEC 2024 MEDICAL INSURANCE	GENERAL FUND	POLICE DEPARTMENT	20,481.96
	DEC 2024 MEDICAL INSURANCE	GENERAL FUND	COURT	873.14
	DEC 2024 MEDICAL INSURANCE	GENERAL FUND	FIRE DEPARTMENT	6,188.58
	DEC 2024 MEDICAL INSURANCE	GENERAL FUND	STREETS	2,290.12
	DEC 2024 MEDICAL INSURANCE	GENERAL FUND	PARKS & RECREATION	3,163.26
	DEC 2024 MEDICAL INSURANCE	GENERAL FUND	CITY-WIDE (NON-DEPARTM	873.14
	DEC 2024 MEDICAL INSURANCE	WATER & SEWER FUND	NON-DEPARTMENTAL	587.36
	DEC 2024 MEDICAL INSURANCE	WATER & SEWER FUND	ADMINISTRATION	3,865.38
	DEC 2024 MEDICAL INSURANCE	WATER & SEWER FUND	WATER DEPARTMENT	1,416.97
	DEC 2024 MEDICAL INSURANCE	WATER & SEWER FUND	SEWER DEPARTMENT	1,416.97
			TOTAL:	57,693.24
TRINITY RIVER AUTHORITY	1226VENB ANNUAL PAYMENT	WATER & SEWER FUND	NON-DEPARTMENTAL	77,500.00
	1226VENB INTEREST PAYMENT	WATER & SEWER FUND	NON-DEPARTMENTAL	21,313.00
	OPERATION & MAINTENANCE	WATER & SEWER FUND	SEWER DEPARTMENT	52,204.00
	DEBT SERVICE	WATER & SEWER FUND	SEWER DEPARTMENT	153,005.00
	OPERATION & MAINTNENACE	WATER & SEWER FUND	SEWER DEPARTMENT	52,204.00
	DEBT SERVICE	WATER & SEWER FUND	SEWER DEPARTMENT	153,005.00
			TOTAL:	509,231.00
TXU ENERGY	STLG 1 049774	GENERAL FUND	STREETS	2,277.22
	STLG 2 391223	GENERAL FUND	STREETS	30.04
	STLG-A 101-140 753619	GENERAL FUND	STREETS	50.79
	STLG-C LED 0-55 357942	GENERAL FUND	STREETS	942.16
	STLG-C LED 141-180 550367	GENERAL FUND	STREETS	175.30
			TOTAL:	3,475.51

VENDOR NAME	DESCRIPTION	FUND	DEPARTMENT	AMOUNT
U. S. TREASURY	FEDERAL WITHHOLDING	GENERAL FUND	NON-DEPARTMENTAL	11,055.24
	FEDERAL WITHHOLDING	GENERAL FUND	NON-DEPARTMENTAL	9,495.62
	FICA WITHHOLDING	GENERAL FUND	NON-DEPARTMENTAL	7,724.41
	FICA WITHHOLDING	GENERAL FUND	NON-DEPARTMENTAL	7,168.37
	MEDICARE WITHHOLDING	GENERAL FUND	NON-DEPARTMENTAL	1,806.51
	MEDICARE WITHHOLDING	GENERAL FUND	NON-DEPARTMENTAL	1,676.47
	FICA WITHHOLDING	GENERAL FUND	ADMINISTRATION	762.71
	FICA WITHHOLDING	GENERAL FUND	ADMINISTRATION	741.82
	MEDICARE WITHHOLDING	GENERAL FUND	ADMINISTRATION	178.38
	MEDICARE WITHHOLDING	GENERAL FUND	ADMINISTRATION	173.49
	FICA WITHHOLDING	GENERAL FUND	PERMITS & INSPECTIONS	401.00
	FICA WITHHOLDING	GENERAL FUND	PERMITS & INSPECTIONS	411.44
	MEDICARE WITHHOLDING	GENERAL FUND	PERMITS & INSPECTIONS	93.79
	MEDICARE WITHHOLDING	GENERAL FUND	PERMITS & INSPECTIONS	96.21
	FICA WITHHOLDING	GENERAL FUND	HUMAN RESOURCES	10.45
	MEDICARE WITHHOLDING	GENERAL FUND	HUMAN RESOURCES	2.44
	FICA WITHHOLDING	GENERAL FUND	ECONOMIC DEVELOPMENT	187.37
	FICA WITHHOLDING	GENERAL FUND	ECONOMIC DEVELOPMENT	58.84
	MEDICARE WITHHOLDING	GENERAL FUND	ECONOMIC DEVELOPMENT	43.82
	MEDICARE WITHHOLDING	GENERAL FUND	ECONOMIC DEVELOPMENT	13.76
	FICA WITHHOLDING	GENERAL FUND	PLANNING & DEVELOPMENT	198.12
	FICA WITHHOLDING	GENERAL FUND	PLANNING & DEVELOPMENT	187.33
	MEDICARE WITHHOLDING	GENERAL FUND	PLANNING & DEVELOPMENT	46.33
	MEDICARE WITHHOLDING	GENERAL FUND	PLANNING & DEVELOPMENT	43.81
	FICA WITHHOLDING	GENERAL FUND	POLICE DEPARTMENT	3,407.89
	FICA WITHHOLDING	GENERAL FUND	POLICE DEPARTMENT	3,002.60
	MEDICARE WITHHOLDING	GENERAL FUND	POLICE DEPARTMENT	796.99
	MEDICARE WITHHOLDING	GENERAL FUND	POLICE DEPARTMENT	702.23
	FICA WITHHOLDING	GENERAL FUND	CODE ENFORCE/ANIMAL CO	8.71
	FICA WITHHOLDING	GENERAL FUND	CODE ENFORCE/ANIMAL CO	119.17
	MEDICARE WITHHOLDING	GENERAL FUND	CODE ENFORCE/ANIMAL CO	2.04
	MEDICARE WITHHOLDING	GENERAL FUND	CODE ENFORCE/ANIMAL CO	27.87
	FICA WITHHOLDING	GENERAL FUND	COURT	163.17
	FICA WITHHOLDING	GENERAL FUND	COURT	154.00
	MEDICARE WITHHOLDING	GENERAL FUND	COURT	38.16
	MEDICARE WITHHOLDING	GENERAL FUND	COURT	36.02
	FICA WITHHOLDING	GENERAL FUND	FIRE DEPARTMENT	1,830.47
	FICA WITHHOLDING	GENERAL FUND	FIRE DEPARTMENT	1,743.02
	MEDICARE WITHHOLDING	GENERAL FUND	FIRE DEPARTMENT	428.10
	MEDICARE WITHHOLDING	GENERAL FUND	FIRE DEPARTMENT	407.64
	FICA WITHHOLDING	GENERAL FUND	STREETS	338.24
	FICA WITHHOLDING	GENERAL FUND	STREETS	377.23
	MEDICARE WITHHOLDING	GENERAL FUND	STREETS	79.10
	MEDICARE WITHHOLDING	GENERAL FUND	STREETS	88.22
	FICA WITHHOLDING	GENERAL FUND	PARKS & RECREATION	325.62
	FICA WITHHOLDING	GENERAL FUND	PARKS & RECREATION	288.94
	MEDICARE WITHHOLDING	GENERAL FUND	PARKS & RECREATION	76.15
	MEDICARE WITHHOLDING	GENERAL FUND	PARKS & RECREATION	67.58
	FICA WITHHOLDING	GENERAL FUND	CITY-WIDE (NON-DEPARTM	90.68
	FICA WITHHOLDING	GENERAL FUND	CITY-WIDE (NON-DEPARTM	83.98
	MEDICARE WITHHOLDING	GENERAL FUND	CITY-WIDE (NON-DEPARTM	21.21
	MEDICARE WITHHOLDING	GENERAL FUND	CITY-WIDE (NON-DEPARTM	19.64
	FEDERAL WITHHOLDING	VCSDC	NON-DEPARTMENTAL	119.13
	FEDERAL WITHHOLDING	VCSDC	NON-DEPARTMENTAL	233.96
	FICA WITHHOLDING	VCSDC	NON-DEPARTMENTAL	51.03
	FICA WITHHOLDING	VCSDC	NON-DEPARTMENTAL	166.70

VENDOR NAME	DESCRIPTION	FUND	DEPARTMENT	AMOUNT
	MEDICARE WITHHOLDING	VCSDC	NON-DEPARTMENTAL	11.94
	MEDICARE WITHHOLDING	VCSDC	NON-DEPARTMENTAL	38.98
	FICA WITHHOLDING	VCSDC	ECONOMIC DEVELOPMENT	51.03
	FICA WITHHOLDING	VCSDC	ECONOMIC DEVELOPMENT	166.70
	MEDICARE WITHHOLDING	VCSDC	ECONOMIC DEVELOPMENT	11.94
	MEDICARE WITHHOLDING	VCSDC	ECONOMIC DEVELOPMENT	38.98
	FEDERAL WITHHOLDING	WATER & SEWER FUND	NON-DEPARTMENTAL	2,224.05
	FEDERAL WITHHOLDING	WATER & SEWER FUND	NON-DEPARTMENTAL	2,322.64
	FICA WITHHOLDING	WATER & SEWER FUND	NON-DEPARTMENTAL	1,393.65
	FICA WITHHOLDING	WATER & SEWER FUND	NON-DEPARTMENTAL	1,433.90
	MEDICARE WITHHOLDING	WATER & SEWER FUND	NON-DEPARTMENTAL	325.94
	MEDICARE WITHHOLDING	WATER & SEWER FUND	NON-DEPARTMENTAL	335.33
	FICA WITHHOLDING	WATER & SEWER FUND	ADMINISTRATION	731.24
	FICA WITHHOLDING	WATER & SEWER FUND	ADMINISTRATION	721.75
	MEDICARE WITHHOLDING	WATER & SEWER FUND	ADMINISTRATION	171.01
	MEDICARE WITHHOLDING	WATER & SEWER FUND	ADMINISTRATION	168.79
	FICA WITHHOLDING	WATER & SEWER FUND	WATER DEPARTMENT	331.20
	FICA WITHHOLDING	WATER & SEWER FUND	WATER DEPARTMENT	356.08
	MEDICARE WITHHOLDING	WATER & SEWER FUND	WATER DEPARTMENT	77.46
	MEDICARE WITHHOLDING	WATER & SEWER FUND	WATER DEPARTMENT	83.28
	FICA WITHHOLDING	WATER & SEWER FUND	SEWER DEPARTMENT	331.19
	FICA WITHHOLDING	WATER & SEWER FUND	SEWER DEPARTMENT	356.07
	MEDICARE WITHHOLDING	WATER & SEWER FUND	SEWER DEPARTMENT	77.47
	MEDICARE WITHHOLDING	WATER & SEWER FUND	SEWER DEPARTMENT	83.26
			TOTAL:	69,717.10
USPS - P O BOX 380 FEE PAYMENT	PO BOX YEARLY SUBSCRIPTION	GENERAL FUND	CITY-WIDE (NON-DEPARTM	188.00
			TOTAL:	188.00
VENUS AUTO PARTS LLC	DRILL BIT SET & SCREWS (30	GENERAL FUND	FIRE DEPARTMENT	38.69
	BOLTS (10) & NUTS (10)	GENERAL FUND	FIRE DEPARTMENT	6.50
	DEF FLUID (2) & C2 BATTERY	GENERAL FUND	FIRE DEPARTMENT	49.96
	ZIP TIES/AA BATTERY/SAW BL	GENERAL FUND	FIRE DEPARTMENT	55.97
	FAUCET COVER & PROTECTOR	GENERAL FUND	FIRE DEPARTMENT	9.58
	KEY RINGS (12) & AAA BATTE	GENERAL FUND	FIRE DEPARTMENT	13.47
	TRASH BAGS	GENERAL FUND	FIRE DEPARTMENT	32.99
	U/BOLTS	GENERAL FUND	STREETS	13.99
	PVC PIPE FITTINGS	GENERAL FUND	PARKS & RECREATION	15.68
	FLIP COVER (4)	GENERAL FUND	PARKS & RECREATION	30.36
	CABLE CLAMPS (8) - CHRISTM	VCSDC	ECONOMIC DEVELOPMENT	7.92
	ANCHOR PINS - CHRISTMAS TR	VCSDC	ECONOMIC DEVELOPMENT	17.99
	1 INCH BALL VALVE	WATER & SEWER FUND	WATER DEPARTMENT	25.99
	GARDEN UTILITIES	WATER & SEWER FUND	SEWER DEPARTMENT	19.48
	TRAILER PLUG ADAPTER	WATER & SEWER FUND	SEWER DEPARTMENT	27.99
			TOTAL:	366.56
WALMART	SUPPLIES FOR CHIRSTMAS PAR	GENERAL FUND	ADMINISTRATION	152.74
	HIGHLIGHTERS/POST-IT NOTES	GENERAL FUND	STREETS	61.19
	BATTERIES FOR SENSOR PARK	GENERAL FUND	PARKS & RECREATION	19.84
	CORDLESS VACUUM CLEANER	GENERAL FUND	PARKS & RECREATION	99.00
	AIR & GLADE SPRAY/TRASH CA	GENERAL FUND	CITY-WIDE (NON-DEPARTM	131.84
	TINSEL BELLS/GARLAND/ORNAM	VCSDC	ECONOMIC DEVELOPMENT	92.08
	SUPPLIES FOR CHIRSTMAS EVE	VCSDC	ECONOMIC DEVELOPMENT	290.99
	TOILET PAPER & DIXIE CUPS	WATER & SEWER FUND	ADMINISTRATION	44.30
			TOTAL:	891.98

VENDOR NAME	DESCRIPTION	FUND	DEPARTMENT	AMOUNT
WHATAPOTTY SERVICES, LLC	2 WHATAPOTTY UNITS DEC 13	VCSDC	ECONOMIC DEVELOPMENT	365.00
			TOTAL:	365.00

```
===== FUND TOTALS =====
10  GENERAL FUND                257,551.28
30  VCSDC                      23,119.62
35  SPECIAL EVENTS              311.98
50  STREET TAX MAINT FUND       7,020.00
60  WATER & SEWER FUND          716,276.28
66  BRAHMAN RANCH WTPP         14,750.00
-----
      GRAND TOTAL:              1,019,029.16
-----
```

TOTAL PAGES: 11

SELECTION CRITERIA

SELECTION OPTIONS

VENDOR SET: 01-CITY OF VENUS
VENDOR: All
CLASSIFICATION: All
BANK CODE: All
ITEM DATE: 0/00/0000 THRU 99/99/9999
ITEM AMOUNT: 99,999,999.00CR THRU 99,999,999.00
GL POST DATE: 0/00/0000 THRU 99/99/9999
CHECK DATE: 12/01/2024 THRU 12/31/2024

PAYROLL SELECTION

PAYROLL EXPENSES: NO
EXPENSE TYPE: N/A
CHECK DATE: 0/00/0000 THRU 99/99/9999

PRINT OPTIONS

PRINT DATE: None
SEQUENCE: By Vendor Name
DESCRIPTION: Distribution
GL ACCTS: NO
REPORT TITLE: DECEMBER 2024 DISBURSEMENT REPORT
SIGNATURE LINES: 0

PACKET OPTIONS

INCLUDE REFUNDS: NO
INCLUDE OPEN ITEM:NO

City of Venus Credit Card Charges -Pay Request

Cardholder Name: Machelle McAnally

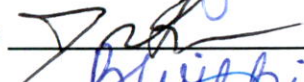
Payee: Citi Bank Master Card

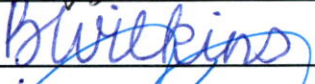
ORIGINAL RECEIPTS MUST BE ATTACHED TO THIS FORM. PLEASE TAPE RECEIPTS TO 8.5 X 11 SHEET OF PAPER.
MISSING RECEIPTS MUST BE REPLACED WITH A COMPLETED "LOST RECEIPT TEMPLATE" FORM SIGNED BY THE CITY ADMINISTRATOR.

Date	Vendor Name	Description/Purpose of Charge	Employee	GL Code #	GL Acct	Charge	Sales	Total Charge
			Initiating Purchase	5-XXXX-XXXX	Description	Amount	Taxes Paid	
11/8/2024	TX OAG Open Records	2024-286137	M. McAnally	5-0050-0460	Contract Services	7.50	-	7.50
11/18/2024	OSS Academy	On line training #2107	N. Martinez	5-0050-0415	Training	50.00		50.00
Total Monthly Charges						57.50	-	57.50

with credit card

Cardholder Signature  Date 12/5/24

Department Head Signature  Date 12/05/24

Finance Director Signature  Date 12-11-24

City Administrator's Signature  Date 12/17/24

ENTERED
BB-12.10.24

Cardholder Name: Joshua Jones

Payee: Citi Bank Master Card

MISSING RECEIPTS MUST BE REPLACED WITH A COMPLETED "LOST RECEIPT TEMPLATE" FORM SIGNED BY THE CITY ADMINISTRATOR.

Date	Vendor Name	Description/Purpose of Charge	Employee Initiating Purchase	GL Code # 5-XXXX-XXXX	GL Acct Description	Charge Amount	Sales Taxes Paid	Total Charge
11/27/2024	HP Instant Ink	Monthly Printer Ink Subscription	J. Jones	10-5-0010-0420	Office Supplies	6.99	0.58	7.57
11/11/2024	Starbucks	Java with Josh	J. Jones	10-5-0010-0495	CM Special Projects	60.00	4.95	64.95
								-
								-
								-
								-
								-
								-
								-
								-
								-
								-
								-
								-
								-
								-
								-
								-
								-
Total Monthly Charges						66.99	5.53	72.52

**Total must agree
with credit card
statement**

Cardholder Signature _____ Date 12/09/2024

Finance Director Signature [Signature] Date 12-11-24

Dept Head Signature _____ Date _____

City Administrator Signature Date 12/09/2024

ENTERED
BB-12.10.24

City of Venus Credit Card Charges -Pay Request

Cardholder N James Groom

Payee: Citi Bank Master Card

ORIGINAL RECEIPTS MUST BE ATTACHED TO THIS FORM. PLEASE TAPE RECEIPTS TO 8.5 X 11 SHEET OF PAPER.
MISSING RECEIPTS MUST BE REPLACED WITH A COMPLETED "LOST RECEIPT TEMPLATE" FORM SIGNED BY THE CITY ADMINISTRATOR.

Date	Vendor Name	Description/Purpose of Charge	Employee Initiating Purchase	GL Code # 5-XXXX-XXXX	GL Acct Description	Charge Amount	Sales Taxes Paid	Total Charge
11/7/2024	JOCO Veh Reg	Squad Registration	JG	5-0050-0445	Vehicle R & M	1.00	-	1.00
11/7/2024	JOCO Veh Reg	Squad Registration	JG	5-0050-0445	Vehicle R & M	8.25	-	8.25
11/8/2024	Law Enforcement Systems	Code Enforcement Red Tags & Stickers	JG	5-0055-0421	Office Supplies	506.00	-	506.00
11/7/2024	Holiday Inn	Chief Training	JG	5-0050-0415	Training	171.35	-	171.35
11/12/2024	TX Police Chief	Chief Training	JG	5-0050-0415	Training	410.00	-	410.00
11/12/2024	TX Police Chief	Sgt Martinez Training	JG	5-0050-0415	Training	370.00	-	370.00
11/14/2024	JOCO Veh Reg	Squad Registration	JG	5-0050-0445	Vehicle R & M	1.00	-	1.00
11/14/2024	JOCO Veh Reg	Squad Registration	JG	5-0050-0445	Vehicle R & M	1.00	-	1.00
11/14/2024	JOCO Veh Reg	Squad Registration	JG	5-0050-0445	Vehicle R & M	8.25	-	8.25
11/14/2024	JOCO Veh Reg	Squad Registration	JG	5-0050-0445	Vehicle R & M	8.25	-	8.25
11/25/2024	IACP	Chief Membership	JG	5-0050-0418	Dues and Memberships	220.00	-	220.00
12/2/2024	VistaPrint	VPD Christmas Cards	JG	5-0050-0421	Office Supplies	104.62	8.63	113.25
							-	-
							-	-
							-	-
							-	-
							-	-
							-	-
							-	-
							-	-
							-	-
Total Monthly Charges						1,809.72	8.63	1,818.35

agree with

Cardholder Signature

Date

Department Head Signature

Date

Finance Director Signature

Date

City Administrator's Signature

Date

ENTERED
BB-12.10.24

Credit Card Charges -Pay Request

Cardholder Name: Richard Allen

Payee: Citi Bank Master Card

ORIGINAL RECEIPTS MUST BE ATTACHED TO THIS FORM. PLEASE TAPE RECEIPTS TO 8.5 X 11 SHEET OF PAPER.

MISSING RECEIPTS MUST BE REPLACED WITH A COMPLETED "LOST RECEIPT TEMPLATE" FORM SIGNED BY THE CITY ADMINISTRATOR.

			Employee	GL Code #		Charge	Sales	
Date	Vendor Name	Description/Purpose of Charge	Initiating Purchase	5-XXXX-XXXX	GL Acct Description	Amount	Taxes Paid	Total Charge
11/2/2024	Charleys Philly Steaks	Lunch for Interview Panel	R. Allen	10-5-0070-0495	SPECIAL PROJECTS	48.64	4.01	52.65
11/18/2024	Star City Uniform	Uniform for New Personnel	R. Allen	10-5-0070-0420	UNIFORMS	689.21	-	689.21
11/21/2024	Petra's Naehstuebe	Embroidery for Uniforms	R. Allen	10-5-0070-0420	UNIFORMS	165.00	-	165.00
11/27/2024	Walmart	TV for additional sleeping quarters	R. Allen	10-5-0070-0468	INFORMATION TECH	139.05	-	139.05
							-	-
							-	-
							-	-
							-	-
								-
								-
								-
							-	-
							-	-
								-
								-
								-
								-
								-
								-
Total Monthly Charges						1,041.90	4.01	1,045.91

Cardholder Signature [Signature] Date 12/4/24

Finance Director's Signature (Derek Wilkins) Date _____

City Administrator Signature [Signature] Date 12/17/24

**Total must agree
with credit card
statement**

ENTERED
BB-12.10.24

City of Venus Credit Card Charges -Pay Request

Cardholder Name: Melissa Westen

Payee: Citi Bank Master Card

ORIGINAL RECEIPTS MUST BE ATTACHED TO THIS FORM. PLEASE TAPE RECEIPTS TO 8.5 X 11 SHEET OF PAPER.
MISSING RECEIPTS MUST BE REPLACED WITH A COMPLETED "LOST RECEIPT TEMPLATE" FORM SIGNED BY THE CITY ADMINISTRATOR.

Date	Vendor Name	Description/Purpose of Charge	Employee Initiating Purchase	GL Code # 5-XXXX-XXXX	GL Acct Description	Charge Amount	Sales Taxes Paid	Total Charge
11/5/2024	FullIdentity	New Hire Badge / Pacheco	MW	10-5-0010-0468	Information Technology	29.00		29.00
11/7/2024	Nothing Bundt Cake	Municipal Court Week	MW	10-5-0010-0475	Employee Relations	46.38		46.80
11/10/2024	GOTO	City Wide Phone Systems	MW	10-5-0095-0431	Telephone Systems	896.50		896.50
11/17/2024	Adobe	Monthly Subscriptions	MW	10-5-0095-0468	Information Technology	\$377.87		377.87
11/20/2024	Uattend.com	Time Clock Mangement	MW	10-5-0095-0468	Information Technology	185.00		185.00
11/21/2024	FullIdentity	FD New Hire Badges	MW	10-5-0010-0468	Information Technology	46.00		46.00
11/22/2024	4imprint	Employee Appreciation Bags	MW	10-5-0010-0475	Employee Relations	373.33		373.33
								-
								-
								-
								-
								-
								-
								-
								-
								-
								-
								-
								-
								-
								-
Total Monthly Charges						1,954.08	-	1,954.50

Cardholder Signature Melissa Westen Date 12/11/24
 Finance Director Signature [Signature] Date 12/17/24
 City Administrator Signature [Signature] Date _____

Dept Head Signature Melissa Westen Date 12/11/24

Total must agree
with credit card
statement

ENTERED
BB-12.11.24

City of Venus Credit Card Charges -Pay Request

Cardholder Name: Becky Wilkins

Payee: Citi Bank Master Card

ORIGINAL RECEIPTS MUST BE ATTACHED TO THIS FORM. PLEASE TAPE RECEIPTS TO 8.5 X 11 SHEET OF PAPER.
MISSING RECEIPTS MUST BE REPLACED WITH A COMPLETED "LOST RECEIPT TEMPLATE" FORM SIGNED BY THE CITY ADMINISTRATOR.

Date	Vendor Name	Description/Purpose of Charge	Employee Initiating Purchase	GL Code # 5-XXXX-XXXX	GL Acct Description	Charge Amount	Sales Taxes Paid	Total Charge
11/1/2024	Chik-fil-a	GFOAT lunch Friday	BW	10-5-0010-0416	Adm Travel/Training	9.95	0.82	10.77
11/1/2024	Embassy Suites	GFOAT 2 nights	BW	10-5-0010-0416	Adm Travel/Training	434.70		434.70
11/5/2024	TML via Paypal	CGFO registration fee	BW	10-5-0010-046	Adm Travel/Training	100.00		100.00
								-
								-
								-
								-
								-
								-
								-
								-
								-
								-
								-
								-
								-
								-
								-
								-
								-
								-
Total Monthly Charges						544.65	0.82	545.47

Cardholder Signature Becky Wilkins Date 12-4-24
 Finance Director Signature Becky Wilkins Date 12-4-24
 City Administrator Signature [Signature] Date 12/17/24

Dept Head Signature _____ Date _____

Total must agree
with credit card
statement

ENTERED
BB-12.10.24

City of Venus Dashboard

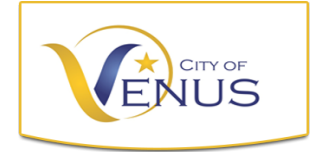
Fiscal Year Overview:

FY25

Period Ending:

December 31, 2024

25% of the fiscal year



Debt Service Fund

Revenue Summary

	Budget	YTD	% of Budget
Current Property Taxes	825,540	86,502	10%
Delinquent I&S Taxes	2,475	2,567	104%
Penalties & Interest	4,130	499	12%
Total Revenues	832,145	89,567	11%

Expenditure Summary

	Budget	YTD	% of Budget
Other contracted services	650	-	0%
Bond Principal	475,000	-	0%
Bond Interest	470,885	-	0%
Total Expenses	946,535	-	0%

City of Venus Dashboard

Fiscal Year Overview:

FY25

Period Ending:

December 31, 2024

25% of the fiscal year



General Fund

Revenue Summary

	Budget	YTD	% of Budget
Fees & Services	27,910	6,363	23%
Fines & Forfeitures	92,945	36,044	39%
Franchise Taxes	164,555	23,413	14%
Property Taxes	3,556,235	304,664	9%
Sales Taxes	961,865	211,843	22%
Contributions	160,000	250	0%
Interest	130,259	48,353	37%
Licenses & Permits	610,365	46,589	8%
Miscellaneous	5,000	2,225	44%
Intergovernmental	760,960	185,950	24%
Other Financing Sources (Uses)	-	-	0%
Total Revenue	6,470,094	865,695	13%

Expenditure Summary

	Budget	YTD	% of Budget
Council	27,160	624	2%
City Administrator Office	699,844	166,213	24%
Permits & Inspections	381,245	76,558	20%
Planning	149,315	33,153	22%
Police Department	2,621,095	696,958	27%
Code Enforcement/Animal Control	109,505	9,831	9%
Municipal Court	123,562	30,641	25%
Fire Department	1,180,750	264,074	22%
Streets	365,615	84,698	23%
Parks & Recreation	219,603	70,995	32%
City-Wide Nondepartmental	423,730	100,656	24%
Total Expenditures	6,301,424	1,534,400	24%

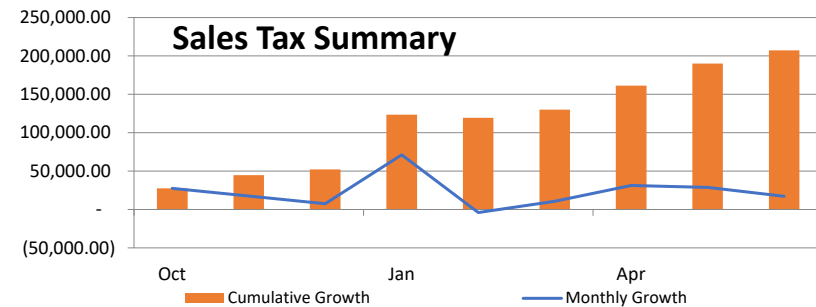
Net Surplus (deficit)	168,670	(668,705)
------------------------------	----------------	------------------

Key Revenue Sources

	Budget	YTD	% of Budget
Sales Tax City	961,865	211,843	22%
Property Taxes	3,556,235	304,664	9%

Moving Average Comparisons to Collections

	12 Month Moving Average	12-MA	Collections December 31, 2024
Sales Tax City		88,778	128,475



City of Venus Dashboard

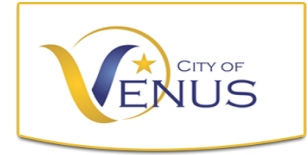
Fiscal Year Overview:

FY25

Period Ending:

December 31, 2024

25% of the fiscal year



Venus Community Service Development Corporation

Revenue Summary

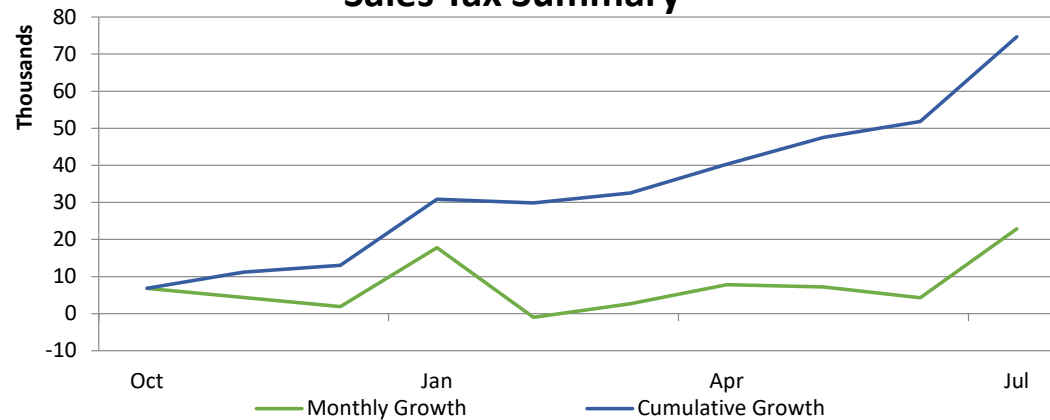
	Budget	YTD	% of Budget
Sales Tax	405,810	105,922	26%
Special events	-	-	0%
Interest Income	10,070	2,232	22%
Total Revenues	415,880	108,154	26%

Expenditure Summary

	Budget	YTD	% of Budget
Nondepartmental	464,200	22,297	5%
Total Expenses	464,200	22,297	5%

Net Surplus (deficit)	(48,320)	85,857
------------------------------	-----------------	---------------

Sales Tax Summary



City of Venus Dashboard

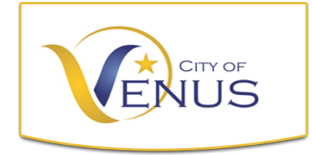
Fiscal Year Overview:

FY25

Period Ending:

December 31, 2024

25% of the fiscal year



Street Maintenance Sales Tax

Revenue Summary

	Budget	YTD	% of Budget
Street Maintenance Sales Tax	225,730	52,961	23%
Total Revenues	225,730	52,961	23%

Expenditure Summary

	Budget	YTD	% of Budget
Street Repairs	250,000	18,090	7%
Total Expenses	250,000	18,090	7%

Net Surplus (deficit)	(24,270)	34,871
------------------------------	-----------------	---------------

City of Venus Dashboard

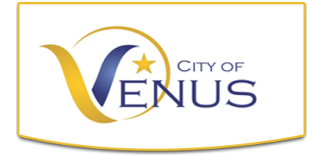
Fiscal Year Overview:

FY25

Period Ending:

December 31, 2024

25% of the fiscal year



TIRZ #1

Revenue Summary

	Budget	YTD	% of Budget
Property Tax	-	513,951	0%
Total Revenues	-	513,951	0%

Expenditure Summary

	Budget	YTD	% of Budget
Total Expenses	-	-	0%

Net Surplus (deficit)	-	513,951
------------------------------	---	----------------

City of Venus Dashboard

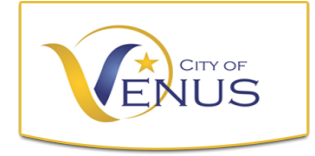
Fiscal Year Overview:

FY25

Period Ending:

December 31, 2024

25% of the fiscal year



Utility Fund

Revenue Summary

	Budget	YTD	% of Budget
Water Revenue	1,609,522	440,383	27%
Sewer Revenue	2,775,515	761,476	27%
Sanitation Revenues	699,031	168,202	24%
Administrative Fees	290,940	26,034	9%
Total Revenues	5,375,008	1,396,095	26%

Expenditure Summary

	Budget	YTD	% of Budget
Non-Departmental	672,275	98,813	15%
Administration	629,757	161,017	26%
Water Department	304,053	360,790	119%
Sanitation Department	637,160	167,243	26%
Sewer Department	3,081,015	738,201	24%
Total Expenses	5,324,260	1,526,063	29%

Net Surplus (deficit)	50,748	(129,968)
------------------------------	---------------	------------------



Cash Balances

Fund/Account	Balance	% of total
General Fund		
Cash	(496,203)	-13.94%
Pinnacle Bank - Savings	1,659,724	46.62%
Pinnacle Bank - MERP	1,986	0.06%
Debt Service Fund		
Cash	463,190	13.01%
VCSDC		
Cash	397,955	11.18%
Pinnacle Bank Checking	303,209	8.52%
ARPA		
Cash	213,957	6.01%
Court Technology		
Cash	7,453	0.21%
Court Security		
Cash	15,316	0.43%
Truancy Prevention Fund		
Cash	14,497	0.41%
Street Maintenance Tax Fund		
Cash	279,051	7.84%
Street Maintenance CIP Fund		
Cash	260,000	7.30%
TIRZ #1		
Cash	566,940	15.92%
Blue Stem PID		
Cash	10,210	0.29%
Brahman Ranch PID		
Cash	25,007	0.70%
Patriot Estates PID		
Cash	980	0.03%
Utility Fund		
Cash	(263,225)	-7.39%
Pinnacle Bank Savings	251,066	7.05%
Pinnacle Bank Savings I&S	444,972	12.50%
Water Impact Fee Fund		
Cash	7,000	0.20%
Sewer Impact Fee Fund		
Cash	7,000	0.20%
2018 Bond Funds (Utility Portion)		
Cash	(152,862)	-4.29%
Brahman Ranch WWTP		
Cash	(443,262)	-12.45%
2018 Bond Funds (General Portion)		
Cash	(13,891)	-0.39%
Total Cash Balances	3,560,071	100%

Investments

Fund/Account	Balance	% of total
General Fund		
Texpool	3,380,813	26.31%
2020 Bond Proceeds		
Texpool	4,441,635	34.56%
VCSDC		
Texpool	86,700	0.67%
Utility Fund		
Texpool	710,553	5.53%
2022 CO Bond Fund		
Texpool	4,232,162	32.93%
Total Investment Balances	12,851,863	100.00%

ITEM REPORT

To: City Council
From: Richard Allen, Fire Chief
Subject: Fire Marshal's 2024 Racial Profiling Report
Department/Office: Fire Department

Summary:

This is the annual report that is required by TCOLE to be submitted to the City's governing body.

Recommended Action:

Staff recommendation is to approve the report under the consent agenda.

Budget:

\$0.00

Attachments:

1. 2024 Racial Profiling

Racial Profiling Report | Exempt

Agency Name: VENUS FIRE MARSHALS OFFICE
Reporting Date: 01/23/2025
TCOLE Agency Number: 251310

Chief Administrator: RICHARD L. ALLEN

Agency Contact Information:
Phone: (469) 716-4978
Email: rallen@cityofvenus.org

Mailing Address:
700 West Hwy 67
VENUS, TX 76084

FULL EXEMPTION RACIAL PROFILING REPORT

Article 2.132 CCP Law Enforcement Policy on Racial Profiling a.) In this article:

1.) "Law enforcement agency" means an agency of the state, or of a county, municipality , or other political subdivision of the state, that employs peace officers who make traffic stops in the routine performance of the officers' official duties.

I certify it is not the policy of this agency to make traffic stops in the routine performance of the officers' official duties.

Executed by: RICHARD ALLEN
Fire Marshal

Date: 01/23/2025

Submitted electronically to the



The Texas Commission on Law Enforcement

ITEM REPORT

To: City Council
From: Kyle Sugg, Public Works Director
Subject: Approval of Interlocal Agreement with Ellis County for rehabilitation to East County Road 109.
Department/Office: Public Works

Summary:

The Public Works Department is requesting to enter into an Interlocal Agreement (ILA) with Ellis County for the rehabilitation of East County Road 109. This agreement will allow the City to coordinate with the County to improve the roadway's condition with the benefit of saving the costs for labor provided by the county.

Recommended Action:

Staff recommends approval of the Interlocal Agreement with Ellis County for the pavement repair and rehabilitation of CR 109.

Budget:

Refer to the attached memorandum.

Attachments:

1. Interlocal Agreement 2025 CITY OF VENUS
2. Interlocal EXHIBIT A - 2025
3. Ellis County ILA - CR 109 Rehabilitation

**INTERLOCAL AGREEMENT
BETWEEN COUNTY OF ELLIS, TEXAS
AND CITY OF VENUS, TEXAS**

This Agreement entered into between the County of Ellis, a political body of the State of Texas, hereinafter referred to as (the “County”), and the City of VENUS, a _____ of the State of Texas, hereinafter referred to as a (the “City”).

WITNESSETH:

WHEREAS, the County and City desire to increase their efficiency and effectiveness by entering into this contract; and

WHEREAS, such contract is authorized under Chapter 791 of the Government Code of the State of Texas, said law cited as the Interlocal Cooperation Act of the State of Texas; and

WHEREAS, the function of service contracted for and to be provided by this Agreement is within the definition of “Governmental Function and Services” as defined by Section 791.003 of the Government Code; and

WHEREAS, the function of service contracted to be provided is a function or service that each party to the contract is authorized to perform individually.

NOW THEREFORE, for the mutual covenants and considerations expressed herein, the County and the City hereby agree as follows:

1. The County agrees to provide labor, equipment and materials necessary to complete road maintenance, enhancements, repairs and other projects that may be requested by City and accepted by County pursuant to this Agreement. Function or services provided shall include maintenance, repair and construction of streets, roads, alleys, bridges, and parking areas, as well as the maintenance and construction of waterways and ditches. The County shall further be authorized to sell City goods and services.
2. The City shall be the party receiving the function, goods, or service and providing payment for such function, goods and/or services.
3. The City, as paying party acknowledges and certifies, as required by the Interlocal Cooperation Act, that all payments shall be made from the current revenues available to City.
4. The term of this Agreement shall be for a fixed period commencing on the date of execution by the last governing body’s authorized agent and ending on December 31st, 2025 (“Effective Period”).

5. Both parties acknowledge and understand, in reference to any project undertaken under this Agreement involving the maintenance, repair, and construction of streets, roads, alleys, bridges and parking areas, as well as the maintenance and construction of waterways and ditches, the following:
- a) that prior to beginning said project, a "Work Order" in the form similar to Exhibit A attached hereto shall be adopted describing the project to be undertaken and identifying the project's location; and
 - b) that the payment and penalty provisions set out in Section 791.014 of the Government Code Interlocal Cooperation Act shall apply to this Agreement.
6. City agrees to pay within (30) days of billing for the goods, governmental function, and/or services provided in an amount that fairly compensates for service or functions performed by under this Agreement, or as outlined by the Texas Prompt Payment Act.
7. Nothing contained in this Agreement is intended to create a partnership or joint venture between the Parties, and any implication to the contrary is hereby expressly disavowed. This Agreement does not create a joint enterprise, nor does it appoint any Party as an agent of the other Party, for any purpose whatsoever.
8. Either Party may terminate this Agreement upon thirty (30) days written notice to the other Party.

EXECUTED in duplicate this the _____ day of _____, 20____.

ELLIS COUNTY, TEXAS

By: _____
Todd B. Little, County Judge

ATTEST:

By: _____
Krystal C. Valdez, County Clerk

CITY OF VENUS, TX.

By: _____
Mayor, CITY of VENUS

Attest:

CITY Administrator

EXHIBIT A

WORK ORDER UNDER INTERLOCAL AGREEMENT

Service Provider: Ellis County, Texas

Department to Provide Service: _____

Basis of Authority to Provide Service: *Interlocal Agreement dated:* _____

per Commissioners Count Minute Order _____

Local Government Requesting Service: _____

Description of Project to be Undertaken: _____

Location of Project to be Undertaken: _____

Requested by: _____

Kyle Butler

Department: *Ellis County Commissioner, Pct. 4*

APPROVED in Open Commissioners Court per Minute Order No. _____ on the
_____ day of _____, 20____.

Todd Little

County Judge, Ellis County, Texas

ACCEPTED AND AGREED TO this ____ day of _____, 20____.

Signature: _____

Title: _____

On Behalf of: _____

Public Works Department

Memorandum



TO: Joshua Jones, City Administrator

FROM: Kyle Sugg, Public Works Director

DATE: January 23rd, 2025

SUBJECT: Council Consideration – Ellis County ILA for East CR 109 Rehabilitation

This memorandum aims to provide a summary of key components for the Council to consider regarding the proposed interlocal agreement with Ellis County for the rehabilitation of the Ellis County portion of East County Road 109. Focusing on this is not the highest priority based on the pavement condition index, but there are multiple factors that may contribute to a higher prioritization for the timing of this project. Some of the factors to consider include:

Street Condition Consideration

- The citywide street pavement assessment is nearing completion, and I have received preliminary data indicating the East CR 109 has a Pavement Condition Index (PCI) of 16 out of 100. Coincidentally, this also puts it as the 16th worst street on the list. Based on this, it is considered in “very poor” condition and a need for improvement is easily identified, but there are 15 other streets evaluated in a worse condition from preliminary data.
- It is important to note that the worst portion of East CR 109 lies in the Johnson County portion and is not covered directly under this proposed agreement. Public Works is reaching out for separate quotes for the critical portion of Johnson County for patching improvements and anticipate these spot repairs to cost around \$45,000.00.

Timing Consideration

- Ellis County is preparing to commence this project in late April or early May. They will proceed with the county portions regardless of the city’s decision.
- With TxDOT looking to begin the FM-157 Widening Project around December 2025, a large amount of traffic may be looking for an alternate route. The two most accessible alternative routes are Hickory Street and East CR 109, however Hickory would not be suitable for any larger vehicle traffic.
- Approving this ILA may save costs overall as the city benefits from no labor costs on the work provided by Ellis County.

Staff Recommendation:

Overall, the city has many infrastructure improvement needs, and this opportunity presents an efficient use of funds while also considering other contributing factors that would increase the priority need of this repair. Staff recommends approval of the Interlocal Agreement with Ellis County.

A handwritten signature in cursive script that reads "Kyle Sugg". The signature is written in black ink and is positioned above a horizontal line.

Kyle Sugg, Public Works Director

ITEM REPORT

To: City Council
From:
Subject: A Resolution adding TexSTAR Investment Pool as an Authorized Investment and approval of application in the TexSTAR program.
Department/Office: Finance

Summary:

Recommended Action:

Budget:

Attachments:

1. Enrollment PacketTexSTAR
2. TexSTAR Resolution for Feb 10



TexSTAR ENROLLMENT STEPS

In order for a governmental entity to enroll in TEXSTAR, the following procedures should be performed.

1. Submit the *Resolution* in the form entitled ***Application for Participation in TexSTAR*** to the entity's governing body for approval.
2. Complete and sign the ***Application for Participation in TexSTAR***. The Resolution in the form of the application should be signed by Board Officer, County Judge, or City Mayor and attested by Board Officer, County Clerk, or Secretary. The entity seal should be included in the space provided. A notary seal is unacceptable.
3. Complete a ***Bank Instruction Form*** for each account to be opened.
4. Send all completed documentation with original signatures and ***an approved investment policy of the enrolling entity*** to our email or fax number below:

Email: texstar@hilltopsecurities.com

Fax: 214.953.8878

5. Enrollment documentation will ordinarily be processed within five (5) business days of receipt.

SAMPLE AGENDA LANGUAGE

Short versions:

(1) Approval of TexSTAR Investment Pool as an Authorized Investment

(2) Approval of Application for Participation in the Texas Short Term Asset Reserve Program (TexSTAR)

Or

Longer versions:

(1)Recommendation to Approve an Application for Participation in the Texas Short Term Asset Reserve Program (TexSTAR).

Included in the agenda exhibit is information pertaining to the application. It is recommended that the Board approve the application as submitted.

(2)Recommendation to Approve an Application for Participation in the Texas Short Term Asset Reserve Program (TexSTAR).

Included in the agenda exhibit is information pertaining to the application. It is recommended that the Board approve the application as submitted to provide the district with an additional investment option emphasizing safety and liquidity.



APPLICATION FOR PARTICIPATION IN TexSTAR

The undersigned local government (Applicant) applies and agrees to become a Participant in the Texas Short Term Asset Reserve Program (TexSTAR).

1. **Authorization.** The governing body of Applicant has duly authorized this application by adopting the following resolution at a meeting of such governing body duly called, noticed, and held in accordance with the Texas Open Meeting Law, chapter 551, Texas Government Code, on _____, 20__:

WHEREAS, it is in the best interests of this governmental unit ("*Applicant*") to invest its funds jointly with other Texas local governments in the Texas Short Term Asset Reserve Program (TexSTAR) in order better to preserve and safeguard the principal and liquidity of such funds and to earn an acceptable yield; and

WHEREAS, Applicant is authorized to invest its public funds and funds under its control in TexSTAR and to enter into the participation agreement authorized herein;

NOW, THEREFORE, BE IT RESOLVED THAT:

SECTION 1. The form of application for participation in TexSTAR attached to this resolution is approved. The officers of Applicant specified in the application are authorized to execute and submit the application, to open accounts, to deposit and withdraw funds, to agree to the terms for use of the website for online transactions, to designate other authorized representatives, and to take all other action required or permitted by Applicant under the Agreement created by the application, all in the name and on behalf of Applicant.

SECTION 2. This resolution will continue in full force and effect until amended or revoked by Applicant and written notice of the amendment or revocation is delivered to the TexSTAR Board.

SECTION 3. Terms used in this resolution have the meanings given to them by the application."

2. **Agreement.** Applicant agrees with other TexSTAR Participants and the TexSTAR Board to the Terms and Conditions of Participation in TexSTAR, effective on this date, which are incorporated herein by reference. Applicant makes the representations, designations, delegations, and representations described in the Terms and Conditions of Participation.

3. **Taxpayer Identification Number.** Applicant's taxpayer identification number is _____

4. **Contact Information.**

Applicant primary mailing address: _____

Applicant physical address (if different): _____

Applicant main phone number: _____

Applicants main fax number: _____

5. **Authorized Representatives.** Each of the following Participant officials is designated as Participant's Authorized Representative authorized to give notices and instructions to the Board in accordance with the Agreement, the Bylaws, the Investment Policy, and the Operating Procedures:

1. Name: _____ Title: _____
 Signature: _____ Phone: _____
 Email: _____

2. Name: _____ Title: _____
 Signature: _____ Phone: _____
 Email: _____

3. Name: _____ Title: _____
 Signature: _____ Phone: _____
 Email: _____

4. Name: _____ Title: _____
 Signature: _____ Phone: _____
 Email: _____

{REQUIRED} PRIMARY CONTACT: List the name of the Authorized Representative **listed above** that will be designated as the Primary Contact and will receive all TexSTAR correspondence including transaction confirmations and monthly statements.

Name: _____

{OPTIONAL} INQUIRY ONLY CONTACT: In addition, the following additional Participant representative (**not listed above**) is designated as an ***Inquiry Only*** Representative authorized to obtain account information:

Name: _____ Title: _____
 Signature: _____ Phone: _____
 Email: _____

Applicant may designate other authorized representatives by written instrument signed by an existing Applicant Authorized Representative or Applicant's chief executive officer.

**REQUIRED
 PLACE OFFICIAL SEAL OF ENTITY HERE**

DATED _____

(NAME OF ENTITY/APPLICANT)

SIGNED BY:

 (Signature of official)

 (Printed name and title)

ATTESTED BY:

 (Signature of official)

 (Printed name and title)

**FOR INTERNAL USE ONLY
 APPROVED AND ACCEPTED: TEXAS SHORT TERM ASSET RESERVE FUND (TexSTAR)**

.....
 AUTHORIZED SIGNER

DATE

V082023

BANK INSTRUCTION FORM



PLEASE NOTE THAT A TEXSTAR REPRESENTATIVE WILL CALL TO VERIFY INSTRUCTIONS AND USER ID WITH BOTH AUTHORIZED REPRESENTATIVES WHO SIGNED THIS FORM.

PLEASE SELECT ONE OF THE FOLLOWING:

- ☐ NEW ACCOUNT: NAME _____
- ☐ CHANGE EXISTING ACCT: _____
- ☐ APPLY CHANGE TO ALL ACCOUNTS

EFFECTIVE DATE: _____

PARTICIPANT NAME: _____

ACCOUNT NUMBER: _____

Add Bank Instruction:

PLEASE INDICATE IF THIS WILL BE THE ☐ PRIMARY BANK INSTRUCTION OR ☐ ADDITIONAL BANK INSTRUCTION

SELECT ONE OF THE FOLLOWING ☐ WIRE AND ACH ☐ WIRE ONLY ☐ ACH ONLY

Bank Name: _____ City: _____

Bank ABA Number (9 digits): _____ Bank ABA for ACH (if different) (9 digits): _____

Bank Account Number: _____ Bank Account Name: _____

Correspondent Bank Name (if any): _____

Correspondent Bank ABA Number: _____ Account Number: _____

Delete Bank Instruction:

PLEASE INDICATE IF THIS WILL BE THE ☐ PRIMARY BANK INSTRUCTION OR ☐ ADDITIONAL BANK INSTRUCTION

SELECT ONE OF THE FOLLOWING ☐ WIRE AND ACH ☐ WIRE ONLY ☐ ACH ONLY

Bank Name: _____ City: _____

Bank ABA Number (9 digits): _____ Bank ABA for ACH (if different) (9 digits): _____

Bank Account Number: _____ Bank Account Name: _____

Correspondent Bank Name (if any): _____

Correspondent Bank ABA Number: _____ Account Number: _____

** If ACH availability is selected, I hereby authorize JPMorgan Chase Bank, N.A. to directly deposit and withdraw funds by means of ACH electronic transfer to and from the financial institution and the account designated above ("Designated Account"). I agree that this authorization may be withdrawn with at least 45-days advance written notice to TexSTAR Participant Services. I understand that TexSTAR reserves the right to discontinue ACH electronic transfer without advance notice. I also authorize JPMorgan Chase Bank, N.A. to deduct from the Designated Account or from subsequent deposits made to the Designated Account all amounts deposited in error. I authorize JPMorgan Chase Bank, N.A. to credit all amounts withdrawn in error to Designated Account.*

NOTE: This authorization must be executed by two current Authorized Representatives of the Participant on file with TexSTAR. As a current Authorized Representative, I certify that the above information is both true and correct.

Authorized Representative Signature

Printed Name

Title

Date

Authorized Representative Signature

Printed Name

Title

Date

Please complete this form either all typed or all handwritten. Forms with alterations (i.e. white out, mark out, etc.) will **NOT** be accepted.

TexSTAR Participant Services
Email forms to: texstar@hilltopsecurities.com
Phone: 800.839.7827 * Fax: 214.953.8878

RESOLUTION NO. ____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF VENUS, TEXAS, AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO A PARTICIPATION AGREEMENT FOR THE PURPOSE OF INVESTING ITS FUNDS JOINTLY WITH OTHER TEXAS LOCAL GOVERNMENTS IN THE TEXAS SHORT TERM ASSET RESERVE PROGRAM (“TEXSTAR”); PROVIDING FOR FINDINGS OF FACT, REPEALER, SEVERABILITY, EFFECTIVE DATE, PROPER NOTICE AND MEETING.

WHEREAS, it is in the best interests of this governmental unit (“*Applicant*”) to invest its funds jointly with other Texas local governments in the Texas Short Term Asset Reserve Program (TEXSTAR) in order better to preserve and safeguard the principal and liquidity of such funds and to earn an acceptable yield; and

WHEREAS, City of Venus is authorized to invest its public funds and funds under its control in TEXSTAR and to enter into the participation agreement authorized herein;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF VENUS:

SECTION 1. The form of application for participation in TEXSTAR attached to this resolution is approved. The officers of City of Venus specified in the application are authorized to execute and submit the application, to open accounts, to deposit and withdraw funds, to agree to the terms for use of the website for online transactions, to designate other authorized representatives, and to take all other action required or permitted by City of Venus under the Agreement created by the application, all in the name and on behalf of City of Venus;

SECTION 2. This resolution will continue in full force and effect until amended or revoked by City of Venus and written notice of the amendment or revocation is delivered to the TEXSTAR Board.

SECTION 3. Terms used in this resolution have the meanings given to them by the application. City of Venus agrees with other TEXSTAR Participants and the TEXSTAR Board to the Terms and Conditions of Participation in TEXSTAR, effective on this date, which are incorporated herein by reference. City of Venus makes the representations, designations, delegations, and representations described in the Terms and Conditions of Participation.

SECTION 4. To the extent reasonably possible, resolutions are to read together in harmony. However, all resolutions, or parts thereof, that are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters regulated.

SECTION 5. Severability: Should any of the clauses, sentences, paragraphs, sections or parts of this Resolution be deemed invalid, unconstitutional, or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this Resolution.

SECTION 6. Effective Date: This Resolution shall take effect upon the date of final passage noted below, or when all applicable publication requirements, if any, are satisfied in accordance with the City's Code of Ordinances, and the laws of the State of Texas.

SECTION 7. Proper Notice & Meeting: It is hereby found and determined that the meeting at which this Resolution was passed was open to the public, and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code, Chapter 551.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF VENUS ON THIS 10TH DAY OF FEBRUARY 2025.

ATTEST:

APPROVED:

Callie Green, City Secretary

Alejandro Galaviz, Mayor

ITEM REPORT

To: City Council
From: James Groom, Chief of Police
Subject: Venus Police Department 2024 Racial Profiling Report
Department/Office: Police Department

Summary:

Presentation of the annual Racial Profiling Report and Comparative Analysis for the Venus Police Department as required by the Texas Commission on Law Enforcement and state law.

Recommended Action:

Budget:

No budget impact.

Attachments:

1. Venus 2024 Racial Profiling Report-Compressed

RACIAL PROFILING REPORT

2024

VENUS Police Department



DEL CARMEN
Consulting, LLC.

LAW ENFORCEMENT EXPERTS

"Dr. Alex del Carmen's work on racial profiling exemplifies the very best of the Sandra Bland Act, named after my daughter. My daughter's pledge to fight for injustice is best represented in the high quality of Dr. del Carmen's reports which include, as required by law, the data analysis, audits, findings and recommendations. I commend the agencies that work with him as it is clear that they have embraced transparency and adherence to the law."

-Quote by Geneva Reed (Mother of Sandra Bland)



January 28, 2025

Venus City Council
PO Box 380
Venus, TX 76084

Dear Distinguished Members of the City Council,

The Texas Racial Profiling Law was enacted by the Texas Legislature in 2001, with the intent of addressing the issue of racial profiling in policing. During the last calendar year, the Venus Police Department, in accordance with the law, has collected and reported traffic and motor vehicle related contact data for the purpose of identifying and addressing (if necessary) areas of concern regarding racial profiling practices. In the 2009 Texas legislative session, the Racial Profiling Law was modified, and additional requirements were implemented. Further, in 2017 the Sandra Bland Act was passed and signed into law (along with HB 3051, which introduced new racial and ethnic designations). The Sandra Bland Law currently requires that law enforcement agencies in the state collect additional data and provide a more detailed analysis. I am pleased to report that all of these requirements have been met by the Venus Police Department and are included in this report.

In this annual report, you will find three sections with information on motor vehicle-related contacts. In addition, when applicable, documentation is included which demonstrates the way the Venus Police Department has complied with the Texas Racial Profiling Law. In section one, you will find the table of contents. Section two documents compliance by the Venus Police Department relevant to the requirements established in the Texas Racial Profiling Law. That is, you will find documents relevant to the training of all police personnel on racial profiling prevention and the institutionalization of the compliment and complaint processes, as required by law.

Section three contains statistical data relevant to contacts (as defined by the law) which were made during motor vehicle stops that took place between 1/1/24 and 12/31/24. Further, this section includes the Tier 2 form, which is required to be submitted to TCOLE (Texas Commission on Law Enforcement) and the law enforcement agency's local governing authority by March 1 of each year. The data in this report has been fully analyzed and compared to information derived from the U.S. Census Bureau's Fair Roads Standard. The final analysis and recommendations are also included in this report.

In the last section of the report, you will find the original draft of the Texas Racial Profiling Law, SB1074, as well as the Sandra Bland Act (current law). Also in this section, a list of requirements relevant to the Racial Profiling Law, as established by TCOLE is included. The findings in this report support the Venus Police Department's commitment to comply with the Texas Racial Profiling Law.

Sincerely,

Alex del Carmen, Ph.D.

Table of Contents

INTRODUCTION	
Letter to Council Members	2
Table of Contents	3
RESPONDING TO THE LAW	
Public Education on Filing Compliments and Complaints	4
Racial Profiling Course Number 3256	5
Reports on Compliments and Racial Profiling Complaints	11
Tier 2 Data (Includes tables)	13
ANALYSIS AND INTERPRETATION OF DATA	
Tier 2 Motor Vehicle-Related Contact Analysis	23
Comparative Analysis	24
Summary of Findings	26
Checklist	27
LEGISLATIVE AND ADMINISTRATIVE ADDENDUM	
TCOLE Guidelines	29
The Texas Law on Racial Profiling	34
Modifications to the Original Law	41
Racial and Ethnic Designations	49
The Sandra Bland Act	50
Venus Police Department Racial Profiling Policy	51

Public Education on Responding to Compliments and Complaints

Informing the Public on the Process of Filing a Compliment or Complaint with the Venus Police Department

The Texas Racial Profiling Law requires that police agencies provide information to the public regarding the manner in which to file a compliment or racial profiling complaint. In an effort to comply with this particular component, the Venus Police Department launched an educational campaign aimed at informing the public on issues relevant to the racial profiling complaint process.

The police department made available, in the lobby area and on its web site, information relevant to filing a compliment and complaint on a racial profiling violation by a Venus Police Officer. In addition, each time an officer issues a citation, ticket or warning, information on how to file a compliment or complaint is given to the individual cited. This information is in the form of a web address (including in the document issued to the citizen), which has instructions and details specifics related to the compliment or complaint processes.

It is believed that through these efforts, the community has been properly informed of the new policies and the complaint processes relevant to racial profiling.

All Venus Police Officers have been instructed, as specified in the Texas Racial Profiling Law, to adhere to all Texas Commission on Law Enforcement (TCOLE) training and the Law Enforcement Management Institute of Texas (LEMIT) requirements. To date, all sworn officers of the Venus Police Department have completed the TCOLE basic training on racial profiling. The main outline used to train the officers of Venus has been included in this report.

It is important to recognize that the Chief of the Venus Police Department has also met the training requirements, as specified by the Texas Racial Profiling Law, in the completion of the LEMIT program on racial profiling. The satisfactory completion of the racial profiling training by the sworn personnel of the Venus Police Department fulfills the training requirement as specified in the Education Code (96.641) of the Texas Racial Profiling Law.

Racial Profiling Course 3256

Texas Commission on Law Enforcement

September 2001

Racial Profiling 3256

Instructor's Note:

You may wish to teach this course in conjunction with Asset Forfeiture 3255 because of the related subject matter and applicability of the courses. If this course is taught in conjunction with Asset Forfeiture, you may report it under Combined Profiling and Forfeiture 3257 to reduce data entry.

Abstract

This instructor guide is designed to meet the educational requirement for racial profiling established by legislative mandate: 77R-SB1074.

Target Population: Licensed law enforcement personnel in Texas

Prerequisites: Experience as a law enforcement officer

Length of Course: A suggested instructional time of 4 hours

Material Requirements: Overhead projector, chalkboard and/or flip charts, video tape player, handouts, practical exercises, and demonstrations

Instructor Qualifications: Instructors should be very knowledgeable about traffic stop procedures and law enforcement issues

Evaluation Process and Procedures

An examination should be given. The instructor may decide upon the nature and content of the examination. It must, however, sufficiently demonstrate the mastery of the subject content by the student.

Reference Materials

Reference materials are located at the end of the course. An electronic copy of this instructor guide may be downloaded from our web site at <http://www.tcleose.state.tx.us>.

Racial Profiling 3256

1.0 RACIAL PROFILING AND THE LAW

1.1 UNIT GOAL: The student will be able to identify the legal aspects of racial profiling.

1.1.1 LEARNING OBJECTIVE: The student will be able to identify the legislative requirements placed upon peace officers and law enforcement agencies regarding racial profiling.

Racial Profiling Requirements:

Racial profiling CCP 3.05

Racial profiling prohibited CCP 2.131

Law enforcement policy on racial profiling CCP 2.132

Reports required for traffic and pedestrian stops CCP 2.133

Liability CCP 2.136

Racial profiling education for police chiefs Education Code 96.641

Training program Occupations Code 1701.253

Training required for intermediate certificate Occupations Code 1701.402

Definition of "race or ethnicity" for form Transportation Code 543.202

A. Written departmental policies

1. Definition of what constitutes racial profiling
2. Prohibition of racial profiling
3. Complaint process
4. Public education
5. Corrective action
6. Collection of traffic-stop statistics
7. Annual reports

B. Not prima facie evidence

C. Feasibility of use of video equipment

D. Data does not identify officer

E. Copy of complaint-related video evidence to officer in question

F. Vehicle stop report

1. Physical description of detainees: gender, race or ethnicity
2. Alleged violation
3. Consent to search
4. Contraband
5. Facts supporting probable cause
6. Arrest
7. Warning or citation issued

G. Compilation and analysis of data

H. Exemption from reporting – audio/video equipment

I. Officer non-liability

J. Funding

K. Required training in racial profiling

1. Police chiefs
2. All holders of intermediate certificates and/or two-year-old licenses as of 09/01/2001 (training to be completed no later than 09/01/2003) – see legislation 77R-SB1074



1.1.2 LEARNING OBJECTIVE: The student will become familiar with Supreme Court decisions and other court decisions involving appropriate actions in traffic stops.

A. Whren v. United States, 517 U.S. 806, 116 S.Ct. 1769 (1996)

1. Motor vehicle search exemption
2. Traffic violation acceptable as pretext for further investigation
3. Selective enforcement can be challenged

B. Terry v. Ohio, 392 U.S. 1, 88 S.Ct. 1868 (1968)

1. Stop & Frisk doctrine
2. Stopping and briefly detaining a person
3. Frisk and pat down

C. Other cases

1. Pennsylvania v. Mimms, 434 U.S. 106, 98 S.Ct. 330 (1977)
2. Maryland v. Wilson, 117 S.Ct. 882 (1997)
3. Graham v. State, 119 MdApp 444, 705 A.2d 82 (1998)
4. Pryor v. State, 122 Md.App. 671 (1997) cert. denied 352 Md. 312, 721 A.2d 990 (1998)
5. Ferris v. State, 355 Md. 356, 735 A.2d 491 (1999)
6. New York v. Belton, 453 U.S. 454 (1981)



2.0 RACIAL PROFILING AND THE COMMUNITY

2.1 UNIT GOAL: The student will be able to identify logical and social arguments against racial profiling.

2.1.1 LEARNING OBJECTIVE: The student will be able to identify logical and social arguments against racial profiling.

- A. There are appropriate reasons for unusual traffic stops (suspicious behavior, the officer's intuition, MOs, etc.), but police work must stop short of cultural stereotyping and racism.
- B. Racial profiling would result in criminal arrests, but only because it would target all members of a race randomly – the minor benefits would be far outweighed by the distrust and anger towards law enforcement by minorities and the public as a whole.
- C. Racial profiling is self-fulfilling bad logic: if you believed that minorities committed more crimes, then you might look for more minority criminals, and find them in disproportionate numbers.
- D. Inappropriate traffic stops generate suspicion and antagonism towards officers and make future stops more volatile – a racially-based stop today can throw suspicion on tomorrow's legitimate stop.
- E. By focusing on race, you would not only be harassing innocent citizens, but overlooking criminals of all races and backgrounds – it is a waste of law enforcement resources.

3.0 RACIAL PROFILING VERSUS REASONABLE SUSPICION

3.1 UNIT GOAL: The student will be able to identify the elements of both inappropriate and appropriate traffic stops.

3.1.1 LEARNING OBJECTIVE: The student will be able to identify elements of a racially motivated traffic stop.

A. Most race-based complaints come from vehicle stops, often since race is used as an inappropriate substitute for drug courier profile elements

B. "DWB" – "Driving While Black" – a nickname for the public perception that a Black person may be stopped solely because of their race (especially with the suspicion that they are a drug courier), often extended to other minority groups or activities as well ("Driving While Brown," "Flying While Black," etc.)

C. A typical traffic stop resulting from racial profiling

1. The vehicle is stopped on the basis of a minor or contrived traffic violation which is used as a pretext for closer inspection of the vehicle, driver, and passengers
2. The driver and passengers are questioned about things that do not relate to the traffic violation
3. The driver and passengers are ordered out of the vehicle
4. The officers visually check all observable parts of the vehicle
5. The officers proceed on the assumption that drug courier work is involved by detaining the driver and passengers by the roadside
6. The driver is asked to consent to a vehicle search – if the driver refuses, the officers use other procedures (waiting on a canine unit, criminal record checks, license-plate checks, etc.), and intimidate the driver (with the threat of detaining him/her, obtaining a warrant, etc.)



3.1.2 LEARNING OBJECTIVE: The student will be able to identify elements of a traffic stop which would constitute reasonable suspicion of drug courier activity.

A. Drug courier profile (adapted from a profile developed by the DEA)

1. Driver is nervous or anxious beyond the ordinary anxiety and cultural communication styles
2. Signs of long-term driving (driver is unshaven, has empty food containers, etc.)
3. Vehicle is rented
4. Driver is a young male, 20-35
5. No visible luggage, even though driver is traveling
6. Driver was over-reckless or over-cautious in driving and responding to signals
7. Use of air fresheners

B. Drug courier activity indicators by themselves are usually not sufficient to justify a stop

3.1.3 LEARNING OBJECTIVE: The student will be able to identify elements of a traffic stop which could constitute reasonable suspicion of criminal activity.

A. Thinking about the totality of circumstances in a vehicle stop

B. Vehicle exterior

1. Non-standard repainting (esp. on a new vehicle)
2. Signs of hidden cargo (heavy weight in trunk, windows do not roll down, etc.)
3. Unusual license plate suggesting a switch (dirty plate, bugs on back plate, etc.)
4. Unusual circumstances (pulling a camper at night, kids' bikes with no kids, etc.)

C. Pre-stop indicators

1. Not consistent with traffic flow
2. Driver is overly cautious, or driver/passengers repeatedly look at police car
3. Driver begins using a car- or cell-phone when signaled to stop
4. Unusual pull-over behavior (ignores signals, hesitates, pulls onto new street, moves objects in car, etc.)

D. Vehicle interior

1. Rear seat or interior panels have been opened, there are tools or spare tire, etc.
2. Inconsistent items (anti-theft club with a rental, unexpected luggage, etc.)

Resources

Proactive Field Stops Training Unit – Instructor's Guide, Maryland Police and Correctional Training Commissions, 2001. (See Appendix A.)

Web address for legislation 77R-SB1074:



Report on Compliments and Racial Profiling Complaints



Report on Complaints

The following table contains data regarding officers that have been the subject of a complaint, during the time period of 1/1/24-12/31/24 based on allegations outlining possible violations related to the Texas Racial Profiling Law. The final disposition of the case is also included.



A check above indicates that the Venus Police Department has not received any complaints, on any members of its police services, for having violated the Texas Racial Profiling Law during the time period of 1/1/24-12/31/24.

Complaints Filed for Possible Violations of The Texas Racial Profiling Law

Complaint Number	Alleged Violation	Disposition of the Case

Additional Comments:

Tables Illustrating Motor Vehicle-Related Contacts

TIER 2 DATA

TOTAL STOPS: 3,506

STREET ADDRESS OR APPROXIMATE LOCATION OF STOP.

City Street	897
US Highway	2,268
State Highway	183
County Road	134
Private Property	24

WAS RACE OR ETHNICITY KNOWN PRIOR TO STOP?

Yes	16
No	3,490

RACE OR ETHNICITY

Alaska Native/American Indian	22
Asian/Pacific Islander	58
Black	573
White	1,708
Hispanic/Latino	1,145

GENDER

Female Total: 1,081

Alaska Native/American Indian	3
Asian/Pacific Islander	16
Black	198
White	541
Hispanic/Latino	323

Male Total: 2,425

Alaska Native/American Indian	19
Asian/Pacific Islander	42
Black	375
White	1,167
Hispanic/Latino	822

REASON FOR STOP?

Violation of Law Total: 440

Alaska Native/American Indian	1
Asian/Pacific Islander	9
Black	84
White	199
Hispanic/Latino	147

Pre-existing Knowledge Total: 24

Alaska Native/American Indian	0
Asian/Pacific Islander	0
Black	3
White	8
Hispanic/Latino	13

Moving Traffic Violation Total: 1,839

Alaska Native/American Indian	14
Asian/Pacific Islander	36
Black	291
White	897
Hispanic/Latino	601

TIER 2 DATA

Vehicle Traffic Violation Total: 1,203

Alaska Native/American Indian	7
Asian/Pacific Islander	13
Black	195
White	604
Hispanic/Latino	384

Contraband (in plain view) Total: 11

Alaska Native/American Indian	0
Asian/Pacific Islander	0
Black	3
White	4
Hispanic/Latino	4

WAS SEARCH CONDUCTED?

	YES	NO
Alaska Native/American Indian	0	22
Asian/Pacific Islander	2	56
Black	23	550
White	37	1,671
Hispanic/Latino	33	1,112
TOTAL	95	3,411

Probable Cause Total: 43

Alaska Native/American Indian	0
Asian/Pacific Islander	0
Black	15
White	11
Hispanic/Latino	17

Inventory Total: 8

Alaska Native/American Indian	0
Asian/Pacific Islander	1
Black	0
White	4
Hispanic/Latino	3

REASON FOR SEARCH?

Consent Total: 7

Alaska Native/American Indian	0
Asian/Pacific Islander	0
Black	1
White	3
Hispanic/Latino	3

Incident to Arrest Total: 26

Alaska Native/American Indian	0
Asian/Pacific Islander	1
Black	4
White	15
Hispanic/Latino	6

TIER 2 DATA

WAS CONTRABAND DISCOVERED?

	YES	NO
Alaska Native/American Indian	0	0
Asian/Pacific Islander	0	2
Black	14	9
White	19	18
Hispanic/Latino	23	10
TOTAL	56	39

Did the finding result in arrest?

	YES	NO
Alaska Native/American Indian	0	0
Asian/Pacific Islander	0	0
Black	2	12
White	3	16
Hispanic/Latino	3	20
TOTAL	8	48

DESCRIPTION OF CONTRABAND

Drugs Total: 39

Alaska Native/American Indian	0
Asian/Pacific Islander	0
Black	13
White	12
Hispanic/Latino	14

Currency Total: 0

Alaska Native/American Indian	0
Asian/Pacific Islander	0
Black	0
White	0
Hispanic/Latino	0

Weapons Total: 4

Alaska Native/American Indian	0
Asian/Pacific Islander	0
Black	1
White	2
Hispanic/Latino	1

Alcohol Total: 16

Alaska Native/American Indian	0
Asian/Pacific Islander	0
Black	4
White	3
Hispanic/Latino	9

TIER 2 DATA

Stolen Property Total: 1

Alaska Native/American Indian	0
Asian/Pacific Islander	0
Black	0
White	0
Hispanic/Latino	1

Other Total: 3

Alaska Native/American Indian	0
Asian/Pacific Islander	0
Black	0
White	2
Hispanic/Latino	1

RESULT OF THE STOP

Verbal Warning Total: 1,659

Alaska Native/American Indian	10
Asian/Pacific Islander	22
Black	300
White	857
Hispanic/Latino	470

Written Warning Total: 928

Alaska Native/American Indian	8
Asian/Pacific Islander	21
Black	134
White	485
Hispanic/Latino	280

Citation Total: 864

Alaska Native/American Indian	4
Asian/Pacific Islander	13
Black	131
White	342
Hispanic/Latino	374

Written Warning and Arrest Total: 8

Alaska Native/American Indian	0
Asian/Pacific Islander	0
Black	1
White	4
Hispanic/Latino	3

Citation and Arrest Total: 22

Alaska Native/American Indian	0
Asian/Pacific Islander	0
Black	3
White	10
Hispanic/Latino	9

Arrest Total: 25

Alaska Native/American Indian	0
Asian/Pacific Islander	2
Black	4
White	10
Hispanic/Latino	9

TIER 2 DATA

ARREST BASED ON

Violation of Penal Code Total: 33

Alaska Native/American Indian	0
Asian/Pacific Islander	2
Black	4
White	14
Hispanic/Latino	13

Violation of Traffic Law Total: 10

Alaska Native/American Indian	0
Asian/Pacific Islander	0
Black	1
White	5
Hispanic/Latino	4

Violation of City Ordinance Total: 0

Alaska Native/American Indian	0
Asian/Pacific Islander	0
Black	0
White	0
Hispanic/Latino	0

Outstanding Warrant Total: 12

Alaska Native/American Indian	0
Asian/Pacific Islander	0
Black	3
White	5
Hispanic/Latino	4

Was physical force used resulting in bodily injury during the stop?

	YES	NO
Alaska Native/American Indian	0	22
Asian/Pacific Islander	0	58
Black	0	573
White	0	1,708
Hispanic/Latino	0	1,145
TOTAL	0	3,506

Tables Illustrating Motor Vehicle Related Contact Data

Table 1. Citations and Warnings

Race/ Ethnicity	All Contacts	Citations	Verbal Warning	Written Warning	Contact Percent	Citation Percent	Verbal Percent	Written Percent
Alaska Native/ American Indian	22	4	10	8	1%	0%	1%	1%
Asian/ Pacific Islander	58	13	22	21	2%	1%	1%	2%
Black	573	134	300	134	16%	15%	18%	14%
White	1,708	352	857	485	49%	40%	52%	52%
Hispanic/ Latino	1,145	383	470	280	33%	43%	28%	30%
TOTAL	3,506	886	1,659	928	100%	100%	100%	100%



Table 2. Motor Vehicle Contacts and Fair Roads Standard Comparison

Comparison of motor vehicle-related contacts with households that have vehicle access.

Race/Ethnicity	Contact Percentage	Households with Vehicle Access
Alaska Native/American Indian	1%	0%
Asian/Pacific Islander	2%	5%
Black	16%	14%
White	49%	60%
Hispanic/Latino	33%	19%
TOTAL	100%	98%

Table 3. Motor Vehicle Searches and Arrests.

Race/Ethnicity	Searches	Consent Searches	Arrests
Alaska Native/American Indian	0	0	0
Asian/Pacific Islander	2	0	2
Black	23	1	8
White	37	3	24
Hispanic/Latino	33	3	21
TOTAL	95	7	55

Table 4. Instances Where Peace Officers Used Physical Force Resulting in Bodily Injury

Instances Where Peace Officers Used Physical Force that Resulted in Bodily Injury	Arrest	Location of Stop	Reason for Stop

Table 5. Search Data

Race/ Ethnicity	Searches	Contraband Found Yes	Contraband Found No	Arrests	Percent Searches	Percent Contraband Found	Percent No Contraband	Percent Arrest
Alaska Native/ American Indian	0	0	0	0	0%	0%	0%	0%
Asian/ Pacific Islander	2	0	2	2	2%	0%	5%	4%
Black	23	14	9	8	24%	25%	23%	15%
White	37	19	18	24	39%	34%	46%	44%
Hispanic/ Latino	33	23	10	21	35%	41%	26%	38%
TOTAL	95	56	39	55	100%	100%	100%	100%

Table 6. Report on Audits.

The following table contains data regarding the number and outcome of required data audits during the period of 1/1/24-12/31/24.

Audit Data	Number of Data Audits Completed	Date of Completion	Outcome of Audit
1	1	03/01/24	Data was valid and reliable
2	1	06/01/24	Data was valid and reliable
3	1	09/01/24	Data was valid and reliable
4	1	12/01/24	Data was valid and reliable

ADDITIONAL COMMENTS:

Table 7. Instance Where Force Resulted in Bodily Injury.

Race/Ethnicity	Number	Percent
Alaska Native/American Indian	0	0%
Asian/Pacific Islander	0	0%
Black	0	0%
White	0	0%
Hispanic/Latino	0	0%
TOTAL	0	0%

Table 8. Reason for Arrests from Vehicle Contact

Race/ Ethnicity	Violation of Penal Code	Violation of Traffic Law	Violation of City Ordinance	Outstanding Warrant	Percent Penal Code	Percent Traffic Law	Percent City Ordinance	Percent Warrant
Alaska Native/ American Indian	0	0	0	0	0%	0%	0%	0%
Asian/ Pacific Islander	2	0	0	0	6%	0%	0%	0%
Black	4	1	0	3	12%	10%	0%	25%
White	14	5	0	5	42%	50%	0%	42%
Hispanic/ Latino	13	4	0	4	39%	40%	0%	33%
TOTAL	33	10	0	12	100%	100%	0%	100%

Table 9. Contraband Hit Rate

Race/ Ethnicity	Searches	Contraband Found Yes	Contraband Hit Rate	Search Percent	Contraband Percent
Alaska Native/ American Indian	0	0	0%	0%	0%
Asian/ Pacific Islander	2	0	0%	2%	0%
Black	23	14	61%	24%	25%
White	37	19	51%	39%	34%
Hispanic/Latino	33	23	70%	35%	41%

Analysis and Interpretation of Data

As previously noted, in 2001, the Texas Legislature passed Senate Bill 1074, which eventually became the Texas Racial Profiling Law. This particular law came into effect on January 1, 2002, and required all police departments in Texas to collect traffic-related data and report this information to their local governing authority by March 1 of each year. This version of the law remained in place until 2009, when it was modified to include the collection and reporting of all motor vehicle-related contacts in which a citation was issued, or an arrest was made. Further, the modification to the law further requires that all police officers indicate whether or not they knew the race or ethnicity of the individuals before detaining them. In addition, it became a requirement that agencies report motor vehicle-related data to their local governing authority and to the Texas Commission on Law Enforcement (TCOLE) by March 1 of each year. The purpose in collecting and disclosing this information is to determine if police officers in any particular municipality are engaging in the practice of racially profiling minority motorists.

One of the main requirements of the law is that police departments interpret motor vehicle-related data. Even though most researchers would likely agree that it is within the confines of good practice for police departments to be accountable to the citizenry while carrying a transparent image before the community, it is in fact very difficult to determine if individual police officers are engaging in racial profiling from a review and analysis of aggregate/institutional data. In other words, it is challenging for a reputable researcher to identify specific "individual" racist behavior from aggregate-level "institutional" data on traffic or motor vehicle-related contacts.

As referenced earlier, in 2009 the Texas Legislature passed House Bill 3389, which modified the Racial Profiling Law by adding new requirements; this took effect on January 1, 2010. The changes included, but are not limited to, the re-definition of a contact to include motor vehicle-related contacts in which a citation was issued, or an arrest was made. In addition, it required police officers to indicate if they knew the race or ethnicity of the individual before detaining them. The 2009 law also required adding "Middle Eastern" to the racial and ethnic category and submitting the annual data report to TCOLE before March 1 of each year.

In 2017, the Texas Legislators passed HB 3051 which removed the Middle Eastern data requirement while standardizing the racial and ethnic categories relevant to the individuals that came in contact with police. In addition, the Sandra Bland Act (SB 1849) was passed and became law. Thus, the most significant legislative mandate (Sandra Bland Act) in Texas history regarding data requirements on law enforcement contacts became law and took effect on January 1, 2018. The Sandra Bland Act not only currently requires the extensive collection of data relevant to police motor vehicle contacts, but it also mandates for the data to be analyzed while addressing the following:

1. A comparative analysis of the information compiled (under Article 2.133):

- a. Evaluate and compare the number of motor vehicle stops, within the applicable jurisdiction, of persons who are recognized as racial or ethnic minorities and persons who are not recognized as racial or ethnic minorities;*
- b. Examine the disposition of motor vehicle stops made by officers employed by the agency, categorized according to the race or ethnicity of the affected persons, as appropriate, including any searches resulting from stops within the applicable jurisdiction;*
- c. Evaluate and compare the number of searches resulting from motor vehicle stops within the applicable jurisdiction and whether contraband or other evidence was discovered in the course of those searches.*

2. Information related to each complaint filed with the agency alleging that a peace officer employed by the agency has engaged in racial profiling.

In an effort to comply with The Texas Racial Profiling/Sandra Bland Law, the Venus Police Department commissioned the analysis of its 2024 contact data. Hence, two different types of data analyses were performed. The first of these involved a careful evaluation of the 2024 motor vehicle-related data. This particular analysis measured, as required by law, the number and percentage of Whites, Blacks, Hispanics or Latinos, Asians and Pacific Islanders, Alaska Natives and American Indians, who came in contact with police in the course of a motor vehicle-related contact and were either issued a ticket, citation, or warning or an arrest was made. Also included in this data were instances when a motor vehicle contact took place for an alleged violation of the law or ordinance. The Tier 2 data analysis included, but was not limited to, information relevant to the number and percentage of contacts by race/ethnicity, gender, reason for the stop, location of stop, searches while indicating the type of search performed, result of stop, basis of an arrest, and use of physical force resulting in bodily injury.

The analysis on the data performed in this report, was based on a comparison of the 2024 motor vehicle contact data with a specific baseline. When reading this particular analysis, one should consider that there is disagreement in the literature regarding the appropriate baseline to be used when analyzing motor vehicle-related contact information. Of the baseline measures available, the Venus Police Department agreed with our recommendation to rely in part, as a baseline measure, on the Fair Roads Standard. This particular baseline is established on data obtained through the U.S. Census Bureau (2020) relevant to the number of households that have access to vehicles while controlling for the race and ethnicity of the heads of households.

It should be noted that the census data presents challenges to any effort made at establishing a fair and accurate racial profiling analysis. That is, census data contains information on all residents of a particular community, regardless whether they are among the driving population. Further, census data, when used as a baseline of comparison, presents the challenge that it captures information related to city residents only, thus excluding individuals who may have come in contact with the Venus Police Department in 2024 but live outside city limits. In some jurisdictions the percentage of the population that comes in contact with the police but lives outside city limits represents a substantial volume of all motor vehicle-related contacts made in a given year.

In 2002, major civil rights groups in Texas expressed their concern and made recommendations to the effect that all police departments should rely, in their data analysis, on the Fair Roads Standard. This source contains census data specific to the number of “households” that have access to vehicles. Thus, proposing to compare “households” (which may have multiple residents and only a few vehicles) with “contacts” (an individual-based count). In essence this constitutes a comparison that may result in ecological fallacy. Despite this risk, as noted earlier, the Venus Police Department accepted the recommendation to utilize this form of comparison (i.e., census data relevant to households with vehicles) in an attempt to demonstrate its “good will” and “transparency” before the community. Thus, the Fair Roads Standard data obtained and used in this study is specifically relevant to the Dallas Fort-Worth (DFW) Metroplex.

Tier 2 (2024) Motor Vehicle-Related Contact Analysis

When examining the enhanced and more detailed Tier 2 data collected in 2024, it was evident that most motor vehicle-related contacts were made with Whites, followed by Hispanics. Of those who came in contact with police, most tickets or citations were issued to Hispanics and Whites; this was followed by Blacks. However, in terms of written warnings, most of these were issued to Whites, followed by Hispanics.

While reviewing searches and arrests, the data showed that most searches took place among Whites. When considering all searches, most were consented by Whites and Hispanics, while most custody arrests were also of Whites. Overall, most searches resulted in contraband; of those that produced contraband, most were of Hispanics; this was followed by Whites. Of the searches that did not produce contraband, most were of Whites. Most arrests were made of Whites. Most of the arrests that originated from a violation of the penal code involved Whites. Overall, the police department does not report any instances where force was used that resulted in bodily injury.

Comparative Analysis

A comprehensive analysis of the motor vehicle contacts made in 2024 to the census data relevant to the number of “households” in DFW who indicated in the 2020 census that they had access to vehicles, produced interesting findings. Specifically, the percentage of Whites and Asians who came in contact with police was the same or lower than the percentage of White and Asian households in DFW that claimed in the last census to have access to vehicles. The opposite was true of Blacks, Hispanics, and American Indians. That is, a higher percentage of Blacks, Hispanics, and American Indians came in contact with police than the percentage of Black, Hispanic, and American Indian households in DFW that claimed in the last census to have access to vehicles. It should be noted that the percentage difference among Black and American Indian contacts with households is of less than 3%; thus, deemed by some as statistically insignificant.

The comprehensive analysis of the searches resulting in contraband shows that the most significant contraband hit rate is of Hispanics. This was followed by Blacks and Whites. This means that among all searches performed in 2024, the most significant percentage of these that resulted in contraband was among Hispanics. The lowest contraband hit rate was among Asians.

Summary of Findings

As previously noted, the most recent Texas Racial Profiling Law requires that police departments perform data audits in order to validate the data being reported. Consistent with this requirement, the Venus Police Department has engaged del Carmen Consulting, LLC in order to perform these audits in a manner consistent with normative statistical practices. As shown in Table 6, the audit performed reveals that the data is valid and reliable. Further, as required by law, this report also includes an analysis on the searches performed. This analysis includes information on whether contraband was found as a result of the search while controlling for race/ethnicity. The search analysis demonstrates that the police department is engaging in search practices consistent with national trends in law enforcement.

While considering the findings produced as a result of this analysis, it is recommended that the Venus Police Department should continue to collect and evaluate additional information on motor vehicle contact data (i.e., reason for probable cause searches, contraband detected), which may prove to be useful when determining the nature of the contacts police officers are making with all individuals.

As part of this effort, the Venus Police Department should continue to:

- 1) Perform an independent analysis on contact and search data in the upcoming year.
- 2) Commission data audits in 2025 in order to assess data integrity; that is, to ensure that the data collected is consistent with the data being reported.

The comprehensive data analysis performed serves as evidence that the Venus Police Department has complied with the Texas Racial Profiling Law and all of its requirements. Further, the report demonstrates that the police department has incorporated a comprehensive racial profiling policy, currently offers information to the public on how to file a compliment or complaint, commissions quarterly data audits in order to ensure validity and reliability, collects and commissions the analysis of Tier 2 data, and ensures that the practice of racial profiling will not be accepted or tolerated.

Checklist

The following requirements were met by the Venus Police Department in accordance with The Texas Racial Profiling Law:

- ✓ Implement a Racial Profiling Policy citing act or actions that constitute racial profiling.
- ✓ Include in the racial profiling policy, a statement indicating prohibition of any peace officer employed by the Venus Police Department from engaging in racial profiling.
- ✓ Implement a process by which an individual may file a complaint regarding racial profiling violations.
- ✓ Provide public education related to the compliment and complaint process.
- ✓ Implement disciplinary guidelines for officers found in violation of the Texas Racial Profiling Law.
- ✓ Collect, report and analyze motor vehicle data (Tier 2).
- ✓ Commission Data Audits and a Search Analysis.
- ✓ Indicate total number of officers who knew and did not know, the race/ethnicity of individuals before being detained.
- ✓ Produce an annual report on police contacts (Tier 2) and present this to the local governing body and TCOLE by March 1, 2025.
- ✓ Adopt a policy, if video/audio equipment is installed, on standards for reviewing video and audio documentation.

Legislative & Administrative



TCOLE GUIDELINES

Guidelines for Compiling and Reporting Data under Senate Bill 1074

Background

Senate Bill 1074 of the 77th Legislature established requirements in the Texas Code of Criminal Procedure (TCCP) for law enforcement agencies. The Commission developed this document to assist agencies in complying with the statutory requirements.

The guidelines are written in the form of standards using a style developed from accreditation organizations including the Commission on Accreditation for Law Enforcement Agencies (CALEA). The standards provide a description of **what** must be accomplished by an agency but allows wide latitude in determining **how** the agency will achieve compliance with each applicable standard.

Each standard is composed of two parts: the standard statement and the commentary. The *standard statement* is a declarative sentence that places a clear-cut requirement, or multiple requirements, on an agency. The commentary supports the standard statement but is not binding. The commentary can serve as a prompt, as guidance to clarify the intent of the standard, or as an example of one possible way to comply with the standard.

Standard 1

Each law enforcement agency has a detailed written directive that:

- clearly defines acts that constitute racial profiling;
- strictly prohibits peace officers employed by the agency from engaging in racial profiling;
- implements a process by which an individual may file a complaint with the agency if the individual believes a peace officer employed by the agency has engaged in racial profiling with respect to the individual filing the complaint;
- provides for public education relating to the complaint process;
- requires appropriate corrective action to be taken against a peace officer employed by the agency who, after investigation, is shown to have engaged in racial profiling in violation of the agency's written racial profiling policy; and
- requires the collection of certain types of data for subsequent reporting.

Commentary

Article 2.131 of the TCCP prohibits officers from engaging in racial profiling, and article 2.132 of the TCCP now requires a written policy that contains the elements listed in this standard. The article also specifically defines a law enforcement agency as it applies to this statute as an “agency of the state, or of a county, municipality, or other political subdivision of the state, that employs peace officers who make traffic stops in the routine performance of the officers’ official duties.”

The article further defines race or ethnicity as being of “a particular descent, including Caucasian, African, Hispanic, Asian, or Native American.” The statute does not limit the required policies to just these ethnic groups.

This written policy is to be adopted and implemented no later than January 1, 2002.

Standard 2

Each peace officer who stops a motor vehicle for an alleged violation of a law or ordinance regulating traffic, or who stops a pedestrian for any suspected offense reports to the employing law enforcement agency information relating to the stop, to include:

- a physical description of each person detained, including gender and the person’s race or ethnicity, as stated by the person, or, if the person does not state a race or ethnicity, as determined by the officer’s best judgment;
- the traffic law or ordinance alleged to have been violated or the suspected offense;
- whether the officer conducted a search as a result of the stop and, if so, whether the person stopped consented to the search;
- whether any contraband was discovered in the course of the search, and the type of contraband discovered;
- whether probable cause to search existed, and the facts supporting the existence of that probable cause;
- whether the officer made an arrest as a result of the stop or the search, including a statement of the offense charged;
- the street address or approximate location of the stop; and
- whether the officer issued a warning or citation as a result of the stop, including a description of the warning or a statement of the violation charged.

Commentary

The information required by 2.133 TCCP is used to complete the agency reporting requirements found in Article 2.134. A peace officer and an agency may be exempted from this requirement under Article 2.135 TCCP Exemption for Agencies Using Video and Audio Equipment. An agency may be exempt from this reporting requirement by applying for the funds from the Department of Public Safety for video and audio equipment and the State does not supply those funds. Section 2.135 (a)(2) states, “the governing body of the county or municipality served by the law enforcement agency, in conjunction with the law enforcement agency, certifies to the Department of Public Safety, not later than the date specified by rule by the department, that the law enforcement agency needs funds or video and audio equipment for the purpose of installing video and audio equipment as described by Subsection (a) (1) (A) and the agency does not receive from the state funds for video and audio equipment sufficient, as determined by the department, for the agency to accomplish that purpose.”

Standard 3

The agency compiles the information collected under 2.132 and 2.133 and analyzes the information identified in 2.133.

Commentary

Senate Bill 1074 from the 77th Session of the Texas Legislature created requirements for law enforcement agencies to gather specific information and to report it to each county or municipality served. New sections of law were added to the Code of Criminal Procedure regarding the reporting of traffic and pedestrian stops. Detained is defined as when a person stopped is not free to leave.

Article 2.134 TCCP requires the agency to compile and provide an analysis of the information collected by peace officer employed by the agency. The report is provided to the governing body of the municipality or county no later than March 1 of each year and covers the previous calendar year.

There is data collection and reporting required based on Article 2.132 CCP (tier one) and Article 2.133 CCP (tier two).

The minimum requirements for “tier one” data for traffic stops in which a citation results are:

- 1) the race or ethnicity of individual detained (race and ethnicity as defined by the bill means of “a particular descent, including Caucasian, African, Hispanic, Asian, or Native American”);
- 2) whether a search was conducted, and if there was a search, whether it was a consent search or a probable cause search; and
- 3) whether there was a custody arrest.

The minimum requirements for reporting on “tier two” reports include traffic and pedestrian stops. Tier two data include:

- 1) the detained person’s gender and race or ethnicity;
- 2) the type of law violation suspected, e.g., hazardous traffic, non-hazardous traffic, or other criminal investigation (the Texas Department of Public Safety publishes a categorization of traffic offenses into hazardous or non-hazardous);
- 3) whether a search was conducted, and if so whether it was based on consent or probable cause;
- 4) facts supporting probable cause;
- 5) the type, if any, of contraband that was collected;
- 6) disposition of the stop, e.g., arrest, ticket, warning, or release;
- 7) location of stop; and
- 8) statement of the charge, e.g., felony, misdemeanor, or traffic.

Tier one reports are made to the governing body of each county or municipality served by the agency an annual report of information if the agency is an agency of a county, municipality, or other political subdivision of the state. Tier one and two reports are reported to the county or municipality not later than March 1 for the previous calendar year beginning March 1, 2003. Tier two reports include a comparative analysis between the race and ethnicity of persons detained to see if a differential pattern of treatment can be discerned based on the disposition of stops

including searches resulting from the stops. The reports also include information relating to each complaint filed with the agency alleging that a peace officer employed by the agency has engaged in racial profiling. An agency may be exempt from the tier two reporting requirement by applying for the funds from the Department of Public Safety for video and audio equipment and the State does not supply those funds [See 2.135 (a)(2) TCCP].

Reports should include both raw numbers and percentages for each group. Caution should be exercised in interpreting the data involving percentages because of statistical distortions caused by very small numbers in any particular category, for example, if only one American Indian is stopped and searched, that stop would not provide an accurate comparison with 200 stops among Caucasians with 100 searches. In the first case, a 100% search rate would be skewed data when compared to a 50% rate for Caucasians.

Standard 4

If a law enforcement agency has video and audio capabilities in motor vehicles regularly used for traffic stops, or audio capabilities on motorcycles regularly used to make traffic stops, the agency:

- adopts standards for reviewing and retaining audio and video documentation; and
- promptly provides a copy of the recording to a peace officer who is the subject of a complaint on written request by the officer.

Commentary

The agency should have a specific review and retention policy. Article 2.132 TCCP specifically requires that the peace officer be promptly provided with a copy of the audio or video recordings if the officer is the subject of a complaint and the officer makes a written request.

Standard 5

Agencies that do not currently have video or audio equipment must examine the feasibility of installing such equipment.

Commentary

None

Standard 6

Agencies that have video and audio recording capabilities are exempt from the reporting requirements of Article 2.134 TCCP and officers are exempt from the reporting requirements of Article 2.133 TCCP provided that:

- the equipment was in place and used during the proceeding calendar year; and
- video and audio documentation is retained for at least 90 days.

Commentary

The audio and video equipment and policy must have been in place during the previous calendar year. Audio and video documentation must be kept for at least 90 days or longer if a complaint has been filed. The documentation must be retained until the complaint is resolved. Peace officers are not exempt from the requirements under Article 2.132 TCCP.

Standard 7

Agencies have citation forms or other electronic media that comply with Section 543.202 of the Transportation Code.

Commentary

Senate Bill 1074 changed Section 543.202 of the Transportation Code requiring citations to include:

- race or ethnicity, and
- whether a search of the vehicle was conducted and whether consent for the search was obtained.

The Texas Law on Racial Profiling

S.B. No. 1074 - An Act relating to the prevention of racial profiling by certain peace officers.
BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Chapter 2, Code of Criminal Procedure, is amended by adding Articles 2.131 through 2.138 to read as follows:

Art. 2.131. RACIAL PROFILING PROHIBITED. A peace officer may not engage in racial profiling.

Art. 2.132. LAW ENFORCEMENT POLICY ON RACIAL PROFILING. (a) In this article:

(1) "Law enforcement agency" means an agency of the state, or of a county, municipality, or other political subdivision of the state, that employs peace officers who make traffic stops in the routine performance of the officers' official duties.

(2) "Race or ethnicity" means of a particular descent, including Caucasian, African, Hispanic, Asian, or Native American descent.

(b) Each law enforcement agency in this state shall adopt a detailed written policy on racial profiling. The policy must:

(1) clearly define acts constituting racial profiling;

(2) strictly prohibit peace officers employed by the agency from engaging in racial profiling;

(3) implement a process by which an individual may file a complaint with the agency if the individual believes that a peace officer employed by the agency has engaged in racial profiling with respect to the individual;

(4) provide public education relating to the agency's complaint process;

(5) require appropriate corrective action to be taken against a peace officer employed by the agency who, after an investigation, is shown to have engaged in racial profiling in violation of the agency's policy adopted under this article;

(6) require collection of information relating to traffic stops in which a citation is issued and to arrests resulting from those traffic stops, including information relating to:

(A) the race or ethnicity of the individual detained; and

(B) whether a search was conducted and, if so, whether the person detained consented to the search; and

(7) require the agency to submit to the governing body of each county or municipality served by the agency an annual report of the information collected under Subdivision (6) if the agency is an agency of a county, municipality, or other political subdivision of the state.

(c) The data collected as a result of the reporting requirements of this article shall not constitute prima facie evidence of racial profiling.

(d) On adoption of a policy under Subsection (b), a law enforcement agency shall examine the feasibility of installing video camera and transmitter-activated equipment in each agency law enforcement motor vehicle regularly used to make traffic stops and transmitter-activated equipment in each agency law enforcement motorcycle regularly used to make traffic stops. If a law enforcement agency installs video or audio equipment as provided by this subsection, the

policy adopted by the agency under Subsection (b) must include standards for reviewing video and audio documentation.

(e) A report required under Subsection (b)(7) may not include identifying information about a peace officer who makes a traffic stop or about an individual who is stopped or arrested by a peace officer. This subsection does not affect the collection of information as required by a policy under Subsection (b)(6).

(f) On the commencement of an investigation by a law enforcement agency of a complaint described by Subsection (b)(3) in which a video or audio recording of the occurrence on which the complaint is based was made, the agency shall promptly provide a copy of the recording to the peace officer who is the subject of the complaint on written request by the officer.

Art. 2.133. REPORTS REQUIRED FOR TRAFFIC AND PEDESTRIAN STOPS. (a) In this article:

(1) "Race or ethnicity" has the meaning assigned by Article 2.132(a).

(2) "Pedestrian stop" means an interaction between a peace officer and an individual who is being detained for the purpose of a criminal investigation in which the individual is not under arrest.

(b) A peace officer who stops a motor vehicle for an alleged violation of a law or ordinance regulating traffic or who stops a pedestrian for any suspected offense shall report to the law enforcement agency that employs the officer information relating to the stop, including:

(1) a physical description of each person detained as a result of the stop, including:

(A) the person's gender; and

(B) the person's race or ethnicity, as stated by the person or, if the person does not state the person's race or ethnicity, as determined by the officer to the best of the officer's ability;

(2) the traffic law or ordinance alleged to have been violated or the suspected offense;

(3) whether the officer conducted a search as a result of the stop and, if so, whether the person detained consented to the search;

(4) whether any contraband was discovered in the course of the search and the type of contraband discovered;

(5) whether probable cause to search existed and the facts supporting the existence of that probable cause;

(6) whether the officer made an arrest as a result of the stop or the search, including a statement of the offense charged;

(7) the street address or approximate location of the stop; and

(8) whether the officer issued a warning or a citation as a result of the stop, including a description of the warning or a statement of the violation charged.

Art. 2.134. COMPILATION AND ANALYSIS OF INFORMATION COLLECTED.

(a) In this article, "pedestrian stop" means an interaction between a peace officer and an individual who is being detained for the purpose of a criminal investigation in which the individual is not under arrest.

(b) A law enforcement agency shall compile and analyze the information contained in each report received by the agency under Article 2.133. Not later than March 1 of each year, each local law enforcement agency shall submit a report containing the information compiled

during the previous calendar year to the governing body of each county or municipality served by the agency in a manner approved by the agency.

(c) A report required under Subsection (b) must include:

(1) a comparative analysis of the information compiled under Article 2.133 to:

(A) determine the prevalence of racial profiling by peace officers employed by the agency; and

(B) examine the disposition of traffic and pedestrian stops made by officers employed by the agency, including searches resulting from the stops; and

(2) information relating to each complaint filed with the agency alleging that a peace officer employed by the agency has engaged in racial profiling.

(d) A report required under Subsection (b) may not include identifying information about a peace officer who makes a traffic or pedestrian stop or about an individual who is stopped or arrested by a peace officer. This subsection does not affect the reporting of information required under Article 2.133(b)(1).

(e) The Commission on Law Enforcement Officer Standards and Education shall develop guidelines for compiling and reporting information as required by this article.

(f) The data collected as a result of the reporting requirements of this article shall not constitute prima facie evidence of racial profiling.

Art. 2.135. EXEMPTION FOR AGENCIES USING VIDEO AND AUDIO EQUIPMENT. (a) A peace officer is exempt from the reporting requirement under Article 2.133 and a law enforcement agency is exempt from the compilation, analysis, and reporting requirements under Article 2.134 if:

(1) during the calendar year preceding the date that a report under Article 2.134 is required to be submitted:

(A) each law enforcement motor vehicle regularly used by an officer employed by the agency to make traffic and pedestrian stops is equipped with video camera and transmitter-activated equipment and each law enforcement motorcycle regularly used to make traffic and pedestrian stops is equipped with transmitter-activated equipment; and

(B) each traffic and pedestrian stop made by an officer employed by the agency that is capable of being recorded by video and audio or audio equipment, as appropriate, is recorded by using the equipment; or

(2) the governing body of the county or municipality served by the law enforcement agency, in conjunction with the law enforcement agency, certifies to the Department of Public Safety, not later than the date specified by rule by the department, that the law enforcement agency needs funds or video and audio equipment for the purpose of installing video and audio equipment as described by Subsection (a)(1)(A) and the agency does not receive from the state funds or video and audio equipment sufficient, as determined by the department, for the agency to accomplish that purpose.

(b) Except as otherwise provided by this subsection, a law enforcement agency that is exempt from the requirements under Article 2.134 shall retain the video and audio or audio documentation of each traffic and pedestrian stop for at least 90 days after the date of the stop. If a complaint is filed with the law enforcement agency alleging that a peace officer employed by the agency has engaged in racial profiling with respect to a traffic or pedestrian stop, the agency shall retain the video and audio or audio record of the stop until final disposition of the complaint.

(c) This article does not affect the collection or reporting requirements under Article 2.132.

Art. 2.136. LIABILITY. A peace officer is not liable for damages arising from an act relating to the collection or reporting of information as required by Article 2.133 or under a policy adopted under Article 2.132.

Art. 2.137. PROVISION OF FUNDING OR EQUIPMENT.

(a) The Department of Public Safety shall adopt rules for providing funds or video and audio equipment to law enforcement agencies for the purpose of installing video and audio equipment as described by Article 2.135(a)(1)(A), including specifying criteria to prioritize funding or equipment provided to law enforcement agencies. The criteria may include consideration of tax effort, financial hardship, available revenue, and budget surpluses. The criteria must give priority to:

(1) law enforcement agencies that employ peace officers whose primary duty is traffic enforcement;

(2) smaller jurisdictions; and

(3) municipal and county law enforcement agencies.

(b) The Department of Public Safety shall collaborate with an institution of higher education to identify law enforcement agencies that need funds or video and audio equipment for the purpose of installing video and audio equipment as described by Article 2.135(a)(1)(A). The collaboration may include the use of a survey to assist in developing criteria to prioritize funding or equipment provided to law enforcement agencies.

(c) To receive funds or video and audio equipment from the state for the purpose of installing video and audio equipment as described by Article 2.135(a)(1)(A), the governing body of a county or municipality, in conjunction with the law enforcement agency serving the county or municipality, shall certify to the Department of Public Safety that the law enforcement agency needs funds or video and audio equipment for that purpose.

(d) On receipt of funds or video and audio equipment from the state for the purpose of installing video and audio equipment as described by Article 2.135(a)(1)(A), the governing body of a county or municipality, in conjunction with the law enforcement agency serving the county or municipality, shall certify to the Department of Public Safety that the law enforcement agency has installed video and audio equipment as described by Article 2.135(a)(1)(A) and is using the equipment as required by Article 2.135(a)(1).

Art. 2.138. RULES. The Department of Public Safety may adopt rules to implement Articles 2.131-2.137.

SECTION 2. Chapter 3, Code of Criminal Procedure, is amended by adding Article 3.05 to read as follows:

Art. 3.05. RACIAL PROFILING. In this code, "racial profiling" means a law enforcement-initiated action based on an individual's race, ethnicity, or national origin rather than on the individual's behavior or on information identifying the individual as having engaged in criminal activity.

SECTION 3. Section 96.641, Education Code, is amended by adding Subsection (j) to read as follows:

(j) As part of the initial training and continuing education for police chiefs required under this section, the institute shall establish a program on racial profiling. The program must include an examination of the best practices for:

(1) monitoring peace officers' compliance with laws and internal agency policies relating to racial profiling;

(2) implementing laws and internal agency policies relating to preventing racial profiling;
and

(3) analyzing and reporting collected information.

SECTION 4. Section 1701.253, Occupations Code, is amended by adding Subsection (e) to read as follows:

(e) As part of the minimum curriculum requirements, the commission shall establish a statewide comprehensive education and training program on racial profiling for officers licensed under this chapter. An officer shall complete a program established under this subsection not later than the second anniversary of the date the officer is licensed under this chapter or the date the officer applies for an intermediate proficiency certificate, whichever date is earlier.

SECTION 5. Section 1701.402, Occupations Code, is amended by adding Subsection (d) to read as follows:

(d) As a requirement for an intermediate proficiency certificate, an officer must complete an education and training program on racial profiling established by the commission under Section 1701.253(e).

SECTION 6. Section 543.202, Transportation Code, is amended to read as follows:

Sec. 543.202. FORM OF RECORD. (a) In this section, "race or ethnicity" means of a particular descent, including Caucasian, African, Hispanic, Asian, or Native American descent.

(b) The record must be made on a form or by a data processing method acceptable to the department and must include:

(1) the name, address, physical description, including race or ethnicity, date of birth, and driver's license number of the person charged;

(2) the registration number of the vehicle involved;

(3) whether the vehicle was a commercial motor vehicle as defined by Chapter 522 or was involved in transporting hazardous materials;

(4) the person's social security number, if the person was operating a commercial motor vehicle or was the holder of a commercial driver's license or commercial driver learner's permit;

(5) the date and nature of the offense, including whether the offense was a serious traffic violation as defined by Chapter 522;

(6) whether a search of the vehicle was conducted and whether consent for the search was obtained;

(7) the plea, the judgment, and whether bail was forfeited;

(8) ~~[(7)]~~ the date of conviction; and

(9) ~~[(8)]~~ the amount of the fine or forfeiture.

SECTION 7. Not later than January 1, 2002, a law enforcement agency shall adopt and implement a policy and begin collecting information under the policy as required by Article 2.132, Code of Criminal Procedure, as added by this Act. A local law enforcement agency shall first submit information to the governing body of each county or municipality served by the agency as required by Article 2.132, Code of Criminal Procedure, as added by this Act, on March 1, 2003. The first submission of information shall consist of information compiled by the agency during the period beginning January 1, 2002, and ending December 31, 2002.

SECTION 8. A local law enforcement agency shall first submit information to the governing body of each county or municipality served by the agency as required by Article 2.134, Code of Criminal Procedure, as added by this Act, on March 1, 2004. The first submission of information shall consist of information compiled by the agency during the period beginning January 1, 2003, and ending December 31, 2003.

SECTION 9. Not later than January 1, 2002:

(1) the Commission on Law Enforcement Officer Standards and Education shall establish an education and training program on racial profiling as required by Subsection (e), Section 1701.253, Occupations Code, as added by this Act; and

(2) the Bill Blackwood Law Enforcement Management Institute of Texas shall establish a program on racial profiling as required by Subsection (j), Section 96.641, Education Code, as added by this Act.

SECTION 10. A person who on the effective date of this Act holds an intermediate proficiency certificate issued by the Commission on Law Enforcement Officer Standards and Education or has held a peace officer license issued by the Commission on Law Enforcement Officer Standards and Education for at least two years shall complete an education and training program on racial profiling established under Subsection (e), Section 1701.253, Occupations Code, as added by this Act, not later than September 1, 2003.

SECTION 11. An individual appointed or elected as a police chief before the effective date of this Act shall complete a program on racial profiling established under Subsection (j), Section 96.641, Education Code, as added by this Act, not later than September 1, 2003.

SECTION 12. This Act takes effect September 1, 2001

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 1074 passed the Senate on April 4, 2001, by the following vote: Yeas 28, Nays 2; May 21, 2001, Senate refused to concur in House amendments and requested appointment of Conference Committee; May 22, 2001, House granted request of the Senate; May 24, 2001, Senate adopted Conference Committee Report by a viva-voce vote.

Secretary of the Senate

I hereby certify that S.B. No. 1074 passed the House, with amendments, on May 15, 2001, by a non-record vote; May 22, 2001, House granted request of the Senate for appointment of Conference Committee; May 24, 2001, House adopted Conference Committee Report by a non-record vote.

Chief Clerk of the House

Approved:

Date

Governor

Modifications to the Original Law

(H.B. 3389)

Amend CSHB 3389 (Senate committee report) as follows:

(1) Strike the following SECTIONS of the bill:

(A) SECTION 8, adding Section 1701.164, Occupations Code (page 4, lines 61-66);

(B) SECTION 24, amending Article 2.132(b), Code of Criminal Procedure (page 8, lines 19-53);

(C) SECTION 25, amending Article 2.134(b), Code of Criminal Procedure (page 8, lines 54-64);

(D) SECTION 28, providing transition language for the amendments to Articles 2.132(b) and 2.134(b), Code of Criminal Procedure (page 9, lines 40-47).

(2) Add the following appropriately numbered SECTIONS to the bill and renumber subsequent SECTIONS of the bill accordingly: SECTION _____. Article 2.132, Code of Criminal Procedure, is amended by amending Subsections (a),(b), (d), and (e) and adding Subsection (g) to read as follows:

(a) In this article:

(1) "Law enforcement agency" means an agency of the state, or of a county, municipality, or other political subdivision of the state, that employs peace officers who make motor vehicle~~[traffic]~~ stops in the routine performance of the officers' official duties.

(2) "Motor vehicle stop" means an occasion in which a peace officer stops a motor vehicle for an alleged violation of a law or ordinance.

(3) "Race or ethnicity" means of a particular descent, including Caucasian, African, Hispanic, Asian, ~~[or]~~ Native American, or Middle Eastern descent.

(b) Each law enforcement agency in this state shall adopt a detailed written policy on racial profiling. The policy must:

(1) clearly define acts constituting racial profiling;

(2) strictly prohibit peace officers employed by the agency from engaging in racial profiling;

(3) implement a process by which an individual may file a complaint with the agency if the individual believes that a peace officer employed by the agency has engaged in racial profiling with respect to the individual;

(4) provide public education relating to the agency's complaint process;

(5) require appropriate corrective action to be taken against a peace officer employed by the agency who, after an investigation, is shown to have engaged in racial profiling in violation of the agency's policy adopted under this article;

(6) require collection of information relating to motor vehicle ~~[traffic]~~ stops in which a citation is issued and to arrests made as a result of ~~[resulting from]~~ those ~~[traffic]~~ stops, including information relating to:

(A) the race or ethnicity of the individual detained; and

(B) whether a search was conducted and, if so, whether the individual ~~[person]~~ detained consented to the search; and

(C) whether the peace officer knew the race or ethnicity of the individual detained before detaining that individual; and

(7) require the chief administrator of the agency, regardless of whether the administrator is elected, employed, or appointed, to submit ~~[to the governing body of each county or~~

~~municipality served by the agency]~~ an annual report of the information collected under Subdivision (6) to:

(A) the Commission on Law Enforcement Officer Standards and Education; and

(B) the governing body of each county or municipality served by the agency, if the agency is an agency of a county, municipality, or other political subdivision of the state.

(d) On adoption of a policy under Subsection (b), a law enforcement agency shall examine the feasibility of installing video camera and transmitter-activated equipment in each agency law enforcement motor vehicle regularly used to make motor vehicle ~~[traffic]~~ stops and transmitter activated equipment in each agency law enforcement motorcycle regularly used to make motor vehicle ~~[traffic]~~ stops. If a law enforcement agency installs video or audio equipment as provided by this subsection, the policy adopted by the agency under Subsection (b) must include standards for reviewing video and audio documentation.

(e) A report required under Subsection (b)(7) may not include identifying information about a peace officer who makes a motor vehicle ~~[traffic]~~ stop or about an individual who is stopped or arrested by a peace officer. This subsection does not affect the collection of information as required by a policy under Subsection (b)(6).

(g) On a finding by the Commission on Law Enforcement Officer Standards and Education that the chief administrator of a law enforcement agency intentionally failed to submit a report required under Subsection (b)(7), the commission shall begin disciplinary procedures against the chief administrator.

SECTION _____. Article 2.133, Code of Criminal Procedure, is amended to read as follows:

Art. 2.133. REPORTS REQUIRED FOR MOTOR VEHICLE ~~[TRAFFIC AND PEDESTRIAN]~~ STOPS. (a) In this article, "race":

~~[(1) "Race]~~ or ethnicity" has the meaning assigned by Article 2.132(a).

~~[(2) "Pedestrian stop" means an interaction between a peace officer and an individual who is being detained for the purpose of a criminal investigation in which the individual is not under arrest.]~~

(b) A peace officer who stops a motor vehicle for an alleged violation of a law or ordinance ~~[regulating traffic or who stops a pedestrian for any suspected offense]~~ shall report to the law enforcement agency that employs the officer information relating to the stop, including:

(1) a physical description of any ~~[each]~~ person operating the motor vehicle who is detained as a result of the stop, including:

(A) the person's gender; and

(B) the person's race or ethnicity, as stated by the person or, if the person does not state the person's race or ethnicity, as determined by the officer to the best of the officer's ability;

(2) the initial reason for the stop ~~[traffic law or ordinance alleged to have been violated or the suspected offense];~~

(3) whether the officer conducted a search as a result of the stop and, if so, whether the person detained consented to the search;

(4) whether any contraband or other evidence was discovered in the course of the search and a description ~~[the type]~~ of the contraband or evidence ~~[discovered];~~

(5) the reason for the search, including whether:

(A) any contraband or other evidence was in plain view;

(B) any probable cause or reasonable suspicion existed to perform the search; or

(C) the search was performed as a result of the towing of the motor vehicle or the arrest of any person in the motor vehicle ~~[existed and the facts supporting the existence of that probable cause];~~

(6) whether the officer made an arrest as a result of the stop or the search, including a statement of whether the arrest was based on a violation of the Penal Code, a violation of a traffic law or ordinance, or an outstanding warrant and a statement of the offense charged;

(7) the street address or approximate location of the stop; and

(8) whether the officer issued a written warning or a citation as a result of the stop~~[, including a description of the warning or a statement of the violation charged].~~

SECTION _____. Article 2.134, Code of Criminal Procedure, is amended by amending Subsections (a) through (e) and adding Subsection (g) to read as follows:

(a) In this article:

(1) "Motor vehicle[, "pedestrian] stop" has the meaning assigned by Article 2.132(a) ~~[means an interaction between a peace officer and an individual who is being detained for the purpose of a criminal investigation in which the individual is not under arrest].~~

(2) "Race or ethnicity" has the meaning assigned by Article 2.132(a).

(b) A law enforcement agency shall compile and analyze the information contained in each report received by the agency under Article 2.133. Not later than March 1 of each year, each ~~[local]~~ law enforcement agency shall submit a report containing the incident-based data ~~[information]~~ compiled during the previous calendar year to the Commission on Law Enforcement Officer Standards and Education and, if the law enforcement agency is a local law enforcement agency, to the governing body of each county or municipality served by the agency ~~[in a manner approved by the agency].~~

(c) A report required under Subsection (b) must be submitted by the chief administrator of the law enforcement agency, regardless of whether the administrator is elected, employed, or appointed, and must include:

(1) a comparative analysis of the information compiled under Article 2.133 to:

(A) evaluate and compare the number of motor vehicle stops, within the applicable jurisdiction, of persons who are recognized as racial or ethnic minorities and persons who are not recognized as racial or ethnic minorities ~~[determine the prevalence of racial profiling by peace officers employed by the agency]; and~~

(B) examine the disposition of motor vehicle ~~[traffic and pedestrian]~~ stops made by officers employed by the agency, categorized according to the race or ethnicity of the affected persons, as appropriate, including any searches resulting from [the] stops within the applicable jurisdiction; and

(2) information relating to each complaint filed with the agency alleging that a peace officer employed by the agency has engaged in racial profiling.

(d) A report required under Subsection (b) may not include identifying information about a peace officer who makes a motor vehicle ~~[traffic or pedestrian]~~ stop or about an individual who is stopped or arrested by a peace officer. This subsection does not affect the reporting of information required under Article 2.133(b)(1).

(e) The Commission on Law Enforcement Officer Standards and Education, in accordance with Section 1701.162, Occupations Code, shall develop guidelines for compiling and reporting information as required by this article.

(g) On a finding by the Commission on Law Enforcement Officer Standards and Education that the chief administrator of a law enforcement agency intentionally failed to submit a report required under Subsection (b), the commission shall begin disciplinary procedures against the chief administrator.

SECTION _____. Article 2.135, Code of Criminal Procedure, is amended to read as follows:

Art. 2.135. PARTIAL EXEMPTION FOR AGENCIES USING VIDEO AND AUDIO EQUIPMENT. (a) A peace officer is exempt from the reporting requirement under Article 2.133 and the chief administrator of a law enforcement agency, regardless of whether the administrator is elected, employed, or appointed, is exempt from the compilation, analysis, and reporting requirements under Article 2.134 if:

(1) during the calendar year preceding the date that a report under Article 2.134 is required to be submitted:

(A) each law enforcement motor vehicle regularly used by an officer employed by the agency to make motor vehicle ~~[traffic and pedestrian]~~ stops is equipped with video camera and transmitter-activated equipment and each law enforcement motorcycle regularly used to make motor vehicle ~~[traffic and pedestrian]~~ stops is equipped with transmitter-activated equipment; and

(B) each motor vehicle ~~[traffic and pedestrian]~~ stop made by an officer employed by the agency that is capable of being recorded by video and audio or audio equipment, as appropriate, is recorded by using the equipment; or

(2) the governing body of the county or municipality served by the law enforcement agency, in conjunction with the law enforcement agency, certifies to the Department of Public Safety, not later than the date specified by rule by the department, that the law enforcement agency needs funds or video and audio equipment for the purpose of installing video and audio equipment as described by Subsection (a)(1)(A) and the agency does not receive from the state funds or video and audio equipment sufficient, as determined by the department, for the agency to accomplish that purpose.

(b) Except as otherwise provided by this subsection, a law enforcement agency that is exempt from the requirements under Article 2.134 shall retain the video and audio or audio documentation of each motor vehicle ~~[traffic and pedestrian]~~ stop for at least 90 days after the date of the stop. If a complaint is filed with the law enforcement agency alleging that a peace officer employed by the agency has engaged in racial profiling with respect to a motor vehicle ~~[traffic or pedestrian]~~ stop, the agency shall retain the video and audio or audio record of the stop until final disposition of the complaint.

(c) This article does not affect the collection or reporting requirements under Article 2.132.

(d) In this article, "motor vehicle stop" has the meaning assigned by Article 2.132(a).

SECTION _____. Chapter 2, Code of Criminal Procedure, is amended by adding Article 2.1385 to read as follows:

Art. 2.1385. CIVIL PENALTY. (a) If the chief administrator of a local law enforcement agency intentionally fails to submit the incident-based data as required by Article 2.134, the agency is liable to the state for a civil penalty in the amount of \$1,000 for each violation. The attorney general may sue to collect a civil penalty under this subsection.

(b) From money appropriated to the agency for the administration of the agency, the executive director of a state law enforcement agency that intentionally fails to submit the incident-based

data as required by Article 2.134 shall remit to the comptroller the amount of \$1,000 for each violation.

(c) Money collected under this article shall be deposited in the state treasury to the credit of the general revenue fund.

SECTION _____. Subchapter A, Chapter 102, Code of Criminal Procedure, is amended by adding Article 102.022 to read as follows:

Art. 102.022. COSTS ON CONVICTION TO FUND STATEWIDE REPOSITORY FOR DATA RELATED TO CIVIL JUSTICE. (a) In this article, "moving violation" means an offense that:

(1) involves the operation of a motor vehicle; and

(2) is classified as a moving violation by the Department of Public Safety under Section 708.052, Transportation Code.

(b) A defendant convicted of a moving violation in a justice court, county court, county court at law, or municipal court shall pay a fee of 10 cents as a cost of court.

(c) In this article, a person is considered convicted if:

(1) a sentence is imposed on the person;

(2) the person receives community supervision, including deferred adjudication; or

(3) the court defers final disposition of the person's case.

(d) The clerks of the respective courts shall collect the costs described by this article. The clerk shall keep separate records of the funds collected as costs under this article and shall deposit the funds in the county or municipal treasury, as appropriate.

(e) The custodian of a county or municipal treasury shall:

(1) keep records of the amount of funds on deposit collected under this article; and

(2) send to the comptroller before the last day of the first month following each calendar quarter the funds collected under this article during the preceding quarter.

(f) A county or municipality may retain 10 percent of the funds collected under this article by an officer of the county or municipality as a collection fee if the custodian of the county or municipal treasury complies with Subsection (e).

(g) If no funds due as costs under this article are deposited in a county or municipal treasury in a calendar quarter, the custodian of the treasury shall file the report required for the quarter in the regular manner and must state that no funds were collected.

(h) The comptroller shall deposit the funds received under this article to the credit of the Civil Justice Data Repository fund in the general revenue fund, to be used only by the Commission on Law Enforcement Officer Standards and Education to implement duties under Section 1701.162, Occupations Code.

(i) Funds collected under this article are subject to audit by the comptroller.

SECTION _____. (a) Section 102.061, Government Code, as reenacted and amended by Chapter 921 (H.B. 3167), Acts of the 80th Legislature, Regular Session, 2007, is amended to conform to the amendments made to Section 102.061, Government Code, by Chapter 1053 (H.B. 2151), Acts of the 80th Legislature, Regular Session, 2007, and is further amended to read as follows:

Sec. 102.061. ADDITIONAL COURT COSTS ON CONVICTION IN STATUTORY COUNTY COURT: CODE OF CRIMINAL PROCEDURE. The clerk of a statutory county court shall collect fees and costs under the Code of Criminal Procedure on conviction of a defendant as follows:

(1) a jury fee (Art. 102.004, Code of Criminal Procedure) . . . \$20;

(2) a fee for services of the clerk of the court (Art. 102.005, Code of Criminal Procedure) . . . \$40;

- (3) a records management and preservation services fee (Art. 102.005, Code of Criminal Procedure) . . . \$25;
- (4) a security fee on a misdemeanor offense (Art. 102.017, Code of Criminal Procedure) . . . \$3;
- (5) a juvenile delinquency prevention and graffiti eradication fee (Art. 102.0171, Code of Criminal Procedure) . . . \$50 [~~\$5~~]; [~~and~~]
- (6) a juvenile case manager fee (Art. 102.0174, Code of Criminal Procedure) . . . not to exceed \$5; and
- (7) a civil justice fee (Art. 102.022, Code of Criminal Procedure) . . . \$0.10.

(b) Section 102.061, Government Code, as amended by Chapter 1053 (H.B. 2151), Acts of the 80th Legislature, Regular Session, 2007, is repealed. Section 102.061, Government Code, as reenacted and amended by Chapter 921 (H.B. 3167), Acts of the 80th Legislature, Regular Session, 2007, to reorganize and renumber that section, continues in effect as further amended by this section.

SECTION _____. (a) Section 102.081, Government Code, as amended by Chapter 921 (H.B. 3167), Acts of the 80th Legislature, Regular Session, 2007, is amended to conform to the amendments made to Section 102.081, Government Code, by Chapter 1053 (H.B. 2151), Acts of the 80th Legislature, Regular Session, 2007, and is further amended to read as follows:

Sec. 102.081. ADDITIONAL COURT COSTS ON CONVICTION IN COUNTY COURT: CODE OF CRIMINAL PROCEDURE. The clerk of a county court shall collect fees and costs under the Code of Criminal Procedure on conviction of a defendant as follows:

- (1) a jury fee (Art. 102.004, Code of Criminal Procedure) . . . \$20;
- (2) a fee for clerk of the court services (Art. 102.005, Code of Criminal Procedure) . . . \$40;
- (3) a records management and preservation services fee (Art. 102.005, Code of Criminal Procedure) . . . \$25;
- (4) a security fee on a misdemeanor offense (Art. 102.017, Code of Criminal Procedure) . . . \$3;
- (5) a juvenile delinquency prevention and graffiti eradication fee (Art. 102.0171, Code of Criminal Procedure) . . . \$50 [~~\$5~~]; [~~and~~]
- (6) a juvenile case manager fee (Art. 102.0174, Code of Criminal Procedure) . . . not to exceed \$5; and
- (7) a civil justice fee (Art. 102.022, Code of Criminal Procedure) . . . \$0.10.

(b) Section 102.081, Government Code, as amended by Chapter 1053 (H.B. 2151), Acts of the 80th Legislature, Regular Session, 2007, is repealed. Section 102.081, Government Code, as amended by Chapter 921 (H.B. 3167), Acts of the 80th Legislature, Regular Session, 2007, to reorganize and renumber that section, continues in effect as further amended by this section.

SECTION _____. Section 102.101, Government Code, is amended to read as follows:

Sec. 102.101. ADDITIONAL COURT COSTS ON CONVICTION IN JUSTICE COURT: CODE OF CRIMINAL PROCEDURE. A clerk of a justice court shall collect fees and costs under the Code of Criminal Procedure on conviction of a defendant as follows:

- (1) a jury fee (Art. 102.004, Code of Criminal Procedure) . . . \$3;
- (2) a fee for withdrawing request for jury less than 24 hours before time of trial (Art. 102.004, Code of Criminal Procedure) . . . \$3;
- (3) a jury fee for two or more defendants tried jointly (Art. 102.004, Code of Criminal Procedure) . . . one jury fee of \$3;

- (4) a security fee on a misdemeanor offense (Art. 102.017, Code of Criminal Procedure) . . . \$4;
- (5) a fee for technology fund on a misdemeanor offense (Art. 102.0173, Code of Criminal Procedure) . . . \$4;
- (6) a juvenile case manager fee (Art. 102.0174, Code of Criminal Procedure) . . . not to exceed \$5;
- (7) a fee on conviction of certain offenses involving issuing or passing a subsequently dishonored check (Art. 102.0071, Code of Criminal Procedure) . . . not to exceed \$30; ~~and~~
- (8) a court cost on conviction of a Class C misdemeanor in a county with a population of 3.3 million or more, if authorized by the county commissioners court (Art. 102.009, Code of Criminal Procedure) . . . not to exceed \$7; and
- (9) a civil justice fee (Art. 102.022, Code of Criminal Procedure) . . . \$0.10.

SECTION _____. Section 102.121, Government Code, is amended to read as follows:

Sec. 102.121. ADDITIONAL COURT COSTS ON CONVICTION IN MUNICIPAL COURT: CODE OF CRIMINAL PROCEDURE. The clerk of a municipal court shall collect fees and costs on conviction of a defendant as follows:

- (1) a jury fee (Art. 102.004, Code of Criminal Procedure) . . . \$3;
- (2) a fee for withdrawing request for jury less than 24 hours before time of trial (Art. 102.004, Code of Criminal Procedure) . . . \$3;
- (3) a jury fee for two or more defendants tried jointly (Art. 102.004, Code of Criminal Procedure) . . . one jury fee of \$3;
- (4) a security fee on a misdemeanor offense (Art. 102.017, Code of Criminal Procedure) . . . \$3;
- (5) a fee for technology fund on a misdemeanor offense (Art. 102.0172, Code of Criminal Procedure) . . . not to exceed \$4; ~~and~~
- (6) a juvenile case manager fee (Art. 102.0174, Code of Criminal Procedure) . . . not to exceed \$5; and
- (7) a civil justice fee (Art. 102.022, Code of Criminal Procedure) . . . \$0.10.

SECTION _____. Subchapter D, Chapter 1701, Occupations Code, is amended by adding Section 1701.164 to read as follows:

Sec. 1701.164. COLLECTION OF CERTAIN INCIDENT-BASED DATA SUBMITTED BY LAW ENFORCEMENT AGENCIES. The commission shall collect and maintain incident-based data submitted to the commission under Article 2.134, Code of Criminal Procedure, including incident-based data compiled by a law enforcement agency from reports received by the law enforcement agency under Article 2.133 of that code. The commission in consultation with the Department of Public Safety, the Bill Blackwood Law Enforcement Management Institute of Texas, the W. W. Caruth, Jr., Police Institute at Dallas, and the Texas Police Chiefs Association shall develop guidelines for submitting in a standard format the report containing incident-based data as required by Article 2.134, Code of Criminal Procedure.

SECTION _____. Subsection (a), Section 1701.501, Occupations Code, is amended to read as follows:

(a) Except as provided by Subsection (d), the commission shall revoke or suspend a license, place on probation a person whose license has been suspended, or reprimand a license holder for a violation of:

- (1) this chapter;

(2) the reporting requirements provided by Articles 2.132 and 2.134, Code of Criminal Procedure;
or

(3) a commission rule.

SECTION _____. (a) The requirements of Articles 2.132, 2.133, and 2.134, Code of Criminal Procedure, as amended by this Act, relating to the compilation, analysis, and submission of incident-based data apply only to information based on a motor vehicle stop occurring on or after January 1, 2010.

(b) The imposition of a cost of court under Article 102.022, Code of Criminal Procedure, as added by this Act, applies only to an offense committed on or after the effective date of this Act. An offense committed before the effective date of this Act is covered by the law in effect when the offense was committed, and the former law is continued in effect for that purpose. For purposes of this section, an offense was committed before the effective date of this Act if any element of the offense occurred before that date.

Racial and Ethnic Designations (H.B. 3051)

H.B. No. 3051 - An Act relating to the categories used to record the race or ethnicity of persons stopped for or convicted of traffic offenses.

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

SECTION 1. Article 2.132(a)(3), Code of Criminal Procedure, is amended to read as follows:

(3) "Race or ethnicity" means the following categories:

(A) Alaska native or American Indian;

(B) [of a particular descent, including Caucasian, African, Hispanic,] Asian or Pacific Islander;

(C) black;

(D) white; and

(E) Hispanic or Latino [~~Native American, or Middle Eastern descent~~].

SECTION 2. Section 543.202(a), Transportation Code, is amended to read as follows:

(a) In this section, "race or ethnicity" means the following categories:

(1) Alaska native or American Indian;

(2) [of a particular descent, including Caucasian, African, Hispanic,] Asian or Pacific Islander;

(3) black;

(4) white; and

(5) Hispanic or Latino [~~or Native American descent~~].

SECTION 3. This Act takes effect September 1, 2017.

President of the Senate

Speaker of the House

I certify that H.B. No. 3051 was passed by the House on May 4, 2017, by the following vote: Yeas 143, Nays 2, 2 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 3051 was passed by the Senate on May 19, 2017, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor

The Sandra Bland Act

(S.B. 1849)

S.B. No. 1849

An Act relating to interactions between law enforcement and individuals detained or arrested on suspicion of the commission of criminal offenses, to the confinement, conviction, or release of those individuals, and to grants supporting populations that are more likely to interact frequently with law enforcement.

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

ARTICLE 1. SHORT TITLE

SECTION 1.01. SHORT TITLE. This Act shall be known as the Sandra Bland Act, in memory of Sandra Bland.

ARTICLE 2. IDENTIFICATION AND DIVERSION OF AND SERVICES FOR PERSONS SUSPECTED OF HAVING A MENTAL ILLNESS, AN INTELLECTUAL DISABILITY, OR A SUBSTANCE ABUSE ISSUE

SECTION 2.01. Article 16.22, Code of Criminal Procedure, is amended to read as follows:

Art. 16.22. EARLY IDENTIFICATION OF DEFENDANT SUSPECTED OF HAVING MENTAL ILLNESS OR INTELLECTUAL DISABILITY [MENTAL RETARDATION]. (a)(1) Not later than 12 [72] hours after receiving credible information that may establish reasonable cause to believe that a defendant committed to the sheriff's custody has a mental illness or is a person with an intellectual disability [mental retardation], including observation of the defendant's behavior immediately before, during, and after the defendant's arrest and the results of any previous assessment of the defendant, the sheriff shall provide written or electronic notice of the information to the magistrate. On a determination that there is reasonable cause to believe that the defendant has a mental illness or is a person with an intellectual disability [mental retardation], the magistrate, except as provided by Subdivision

(2), shall order the local mental health or intellectual and developmental disability [mental retardation] authority or another qualified mental health or intellectual disability [mental retardation] expert to:

(A) collect information regarding whether the defendant has a mental illness as defined by Section 571.003,

Health and Safety Code, or is a person with an intellectual disability [mental retardation] as defined by Section 591.003, Health and Safety Code, including information obtained from any previous assessment of the defendant; and

(B) provide to the magistrate a written assessment of the information collected under Paragraph (A).

(2) The magistrate is not required to order the collection of information under Subdivision

(1) if the defendant in the year preceding the defendant's applicable date of arrest has been determined to have a mental illness or to be a person with an intellectual disability [mental retardation] by the local mental health or intellectual and developmental disability [mental retardation] authority or another mental health or intellectual disability [mental retardation] expert described by Subdivision

(1). A court that elects to use the results of that previous determination may proceed under Subsection (c).

(3) If the defendant fails or refuses to submit to the collection of information regarding the defendant as required under Subdivision (1), the magistrate may order the defendant to submit to an examination in a mental health facility determined to be appropriate by the local mental health or intellectual and developmental disability [mental retardation] authority for a reasonable period not to exceed 21 days. The magistrate may order a defendant to a facility operated by the Department of State Health Services or the Health and Human Services Commission [Department of Aging and Disability Services] for examination only on request of the local mental health or intellectual and developmental disability [mental retardation] authority and with the consent of the head of the facility. If a defendant who has been ordered to a facility operated by the Department of State Health Services or the Health and Human Services Commission [Department of Aging and Disability Services] for examination remains in the facility for a period exceeding 21 days, the head of that facility shall cause the defendant to be immediately transported to the committing court and placed in the custody of the sheriff of the county in which the committing court is located. That county shall reimburse the facility for the mileage and per diem expenses of the personnel required to transport the defendant calculated in accordance with the state travel regulations in effect at the time.

(b) A written assessment of the information collected under Subsection (a)(1)(A) shall be provided to the magistrate not later than the 30th day after the date of any order issued under Subsection (a) in a felony case and not later than the 10th day after the date of any order issued under that subsection in a misdemeanor case, and the magistrate shall provide copies of the written assessment to the defense counsel, the prosecuting attorney, and the trial court. The written assessment must include a description of the procedures used in the collection of information under Subsection (a)(1)(A) and the applicable expert's observations and findings pertaining to:

(1) whether the defendant is a person who has a mental illness or is a person with an intellectual disability [mental retardation];

(2) whether there is clinical evidence to support a belief that the defendant may be incompetent to stand trial and should undergo a complete competency examination under Subchapter B, Chapter 46B; and

(3) recommended treatment.

(c) After the trial court receives the applicable expert's written assessment relating to the defendant under Subsection (b) or elects to use the results of a previous determination as described by Subsection (a)(2), the trial court may, as applicable:

(1) resume criminal proceedings against the defendant, including any appropriate proceedings related to the defendant's release on personal bond under Article 17.032;

(2) resume or initiate competency proceedings, if required, as provided by Chapter 46B

or other proceedings affecting the defendant's receipt of appropriate court-ordered mental health or intellectual disability [mental retardation] services, including proceedings related to the defendant's receipt of outpatient mental health services under Section 574.034, Health and Safety Code; or

(3) consider the written assessment during the punishment phase after a conviction of the offense for which the defendant was arrested, as part of a presentence investigation report, or in connection with the impositions of conditions following placement on community supervision, including deferred adjudication community supervision.

(d) This article does not prevent the applicable court from, before, during, or after the collection of information regarding the defendant as described by this article: (1) releasing a defendant who has a mental illness [mentally ill] or is a person with an intellectual disability [mentally retarded defendant] from custody on personal or surety bond; or

(2) ordering an examination regarding the defendant's competency to stand trial.

SECTION 2.02. Chapter 16, Code of Criminal Procedure, is amended by adding Article 16.23 to read as follows:

Art. 16.23. DIVERSION OF PERSONS SUFFERING MENTAL HEALTH CRISIS OR SUBSTANCE ABUSE ISSUE. (a) Each law enforcement agency shall make a good faith effort to divert a person suffering a mental health crisis or suffering from the effects of substance abuse to a proper treatment center in the agency's jurisdiction if:

(1) there is an available and appropriate treatment center in the agency's jurisdiction to which the agency may divert the person;

(2) it is reasonable to divert the person;

(3) the offense that the person is accused of is a misdemeanor, other than a misdemeanor involving violence; and

(4) the mental health crisis or substance abuse issue is suspected to be the reason the person committed the alleged offense.

(b) Subsection (a) does not apply to a person who is accused of an offense under Section 49.04, 49.045, 49.05, 49.06, 49.065, 49.07, or 49.08, Penal Code.

SECTION 2.03. Section 539.002, Government Code, is amended to read as follows:

Sec. 539.002. GRANTS FOR ESTABLISHMENT AND EXPANSION OF COMMUNITY COLLABORATIVES. (a) To the extent funds are appropriated to the department for that purpose, the department shall make grants to entities, including local governmental entities, nonprofit community organizations, and faith-based community organizations, to establish or expand community collaboratives that bring the public and private sectors together to provide services to persons experiencing homelessness, substance abuse issues, or [and] mental illness. [The department may make a maximum of five grants, which must be made in the most populous municipalities in this state that are located in counties with a population of more than one million.] In awarding grants, the department shall give special consideration to entities:

(1) establishing [a] new collaboratives; or

(2) establishing or expanding collaboratives that serve two or more counties, each with a population of less than 100,000 [collaborative].

(b) The department shall require each entity awarded a grant under this section to:

(1) leverage additional funding from private sources in an amount that is at least equal to the amount of the grant awarded under this section; [and]

(2) provide evidence of significant coordination and collaboration between the entity, local mental health authorities, municipalities, local law enforcement agencies, and other community stakeholders in establishing or expanding a community collaborative funded by a grant awarded under this section; and

(3) provide evidence of a local law enforcement policy to divert appropriate persons from jails or other detention facilities to an entity affiliated with a community collaborative for the purpose of providing services to those persons.

SECTION 2.04. Chapter 539, Government Code, is amended by adding Section 539.0051 to read as follows:

Sec. 539.0051. PLAN REQUIRED FOR CERTAIN COMMUNITY COLLABORATIVES. (a) The governing body of a county shall develop and make public a plan detailing:

(1) how local mental health authorities, municipalities, local law enforcement agencies, and other community stakeholders in the county could coordinate to establish or expand a community collaborative to accomplish the goals of Section 539.002;

(2) how entities in the county may leverage funding from private sources to accomplish the goals of Section 539.002 through the formation or expansion of a community collaborative; and

(3) how the formation or expansion of a community collaborative could establish or support resources or services to help local law enforcement agencies to divert persons who have been arrested to appropriate mental health care or substance abuse treatment.

(b) The governing body of a county in which an entity that received a grant under Section 539.002 before September 1, 2017, is located is not required to develop a plan under Subsection (a).

(c) Two or more counties, each with a population of less than 100,000, may form a joint plan under Subsection (a).

ARTICLE 3. BAIL, PRETRIAL RELEASE, AND COUNTY JAIL STANDARDS

SECTION 3.01. The heading to Article 17.032, Code of Criminal Procedure, is amended to read as follows:

Art. 17.032. RELEASE ON PERSONAL BOND OF CERTAIN [MENTALLY ILL] DEFENDANTS WITH MENTAL ILLNESS OR INTELLECTUAL DISABILITY.

SECTION 3.02. Articles 17.032(b) and (c), Code of Criminal Procedure, are amended to read as follows:

(b) A magistrate shall release a defendant on personal bond unless good cause is shown

otherwise if the:

(1) defendant is not charged with and has not been previously convicted of a violent offense;

(2) defendant is examined by the local mental health or intellectual and developmental disability [mental retardation] authority or another mental health expert under Article 16.22 [of this code];

(3) applicable expert, in a written assessment submitted to the magistrate under Article 16.22:

(A) concludes that the defendant has a mental illness or is a person with an intellectual disability [mental retardation] and is nonetheless competent to stand trial; and

(B) recommends mental health treatment or intellectual disability treatment for the defendant, as applicable; and

(4) magistrate determines, in consultation with the local mental health or intellectual and developmental disability [mental retardation] authority, that appropriate community-based mental health or intellectual disability [mental retardation] services for the defendant are available through the [Texas] Department of State [Mental] Health Services [and Mental Retardation] under Section 534.053, Health and Safety Code, or through another mental health or intellectual disability [mental retardation] services provider.

(c) The magistrate, unless good cause is shown for not requiring treatment, shall require as a condition of release on personal bond under this article that the defendant submit to outpatient or inpatient mental health or intellectual disability [mental retardation] treatment as recommended by the local mental health or intellectual and developmental disability [mental retardation] authority if the defendant's:

(1) mental illness or intellectual disability [mental retardation] is chronic in nature; or

(2) ability to function independently will continue to deteriorate if the defendant is not treated.

SECTION 3.03. Article 25.03, Code of Criminal Procedure, is amended to read as follows:

Art. 25.03. IF ON BAIL IN FELONY. When the accused, in case of felony, is on bail at the time the indictment is presented, [it is not necessary to serve him with a copy, but] the clerk shall [on request] deliver a copy of the indictment [same] to the accused or the accused's [his] counsel[,], at the earliest possible time.

SECTION 3.04. Article 25.04, Code of Criminal Procedure, is amended to read as follows:

Art. 25.04. IN MISDEMEANOR. In misdemeanors, the clerk shall deliver a copy of the indictment or information to the accused or the accused's counsel at the earliest possible time before trial [it shall not be necessary before trial to furnish the accused with a copy of the indictment or information; but he or his counsel may demand a copy, which shall be given as early as possible

SECTION 3.05. Section 511.009(a), Government Code, as amended by Chapters 281 (H.B. 875), 648 (H.B. 549), and 688 (H.B. 634), Acts of the 84th Legislature, Regular Session, 2015, is reenacted and amended to read as follows:

- (a) The commission shall:
- (1) adopt reasonable rules and procedures establishing minimum standards for the construction, equipment, maintenance, and operation of county jails;
 - (2) adopt reasonable rules and procedures establishing minimum standards for the custody, care, and treatment of prisoners;
 - (3) adopt reasonable rules establishing minimum standards for the number of jail supervisory personnel and for programs and services to meet the needs of prisoners;
 - (4) adopt reasonable rules and procedures establishing minimum requirements for programs of rehabilitation, education, and recreation in county jails;
 - (5) revise, amend, or change rules and procedures if necessary;
 - (6) provide to local government officials consultation on and technical assistance for county jails;
 - (7) review and comment on plans for the construction and major modification or renovation of county jails;
 - (8) require that the sheriff and commissioners of each county submit to the commission, on a form prescribed by the commission, an annual report on the conditions in each county jail within their jurisdiction, including all information necessary to determine compliance with state law, commission orders, and the rules adopted under this chapter;
 - (9) review the reports submitted under Subdivision (8) and require commission employees to inspect county jails regularly to ensure compliance with state law, commission orders, and rules and procedures adopted under this chapter;
 - (10) adopt a classification system to assist sheriffs and judges in determining which defendants are low-risk and consequently suitable participants in a county jail work release program under Article 42.034, Code of Criminal Procedure;
 - (11) adopt rules relating to requirements for segregation of classes of inmates and to capacities for county jails;
 - (12) require that the chief jailer of each municipal lockup submit to the commission, on a form prescribed by the commission, an annual report of persons under 17 years of age securely detained in the lockup, including all information necessary to determine compliance with state law concerning secure confinement of children in municipal lockups;
 - (13) at least annually determine whether each county jail is in compliance with the rules and procedures adopted under this chapter;
 - (14) require that the sheriff and commissioners court of each county submit to the commission, on a form prescribed by the commission, an annual report of persons under 17 years of age securely detained in the county jail, including all information necessary to determine compliance with state law concerning secure confinement of children in county jails;
 - (15) schedule announced and unannounced inspections of jails under the commission's jurisdiction using the risk assessment plan established under Section 511.0085 to guide the inspections process;
 - (16) adopt a policy for gathering and distributing to jails under the commission's jurisdiction information regarding:
 - (A) common issues concerning jail administration;
 - (B) examples of successful strategies for maintaining compliance with state law and the rules,

standards, and procedures of the commission; and

(C) solutions to operational challenges for jails;

(17) report to the Texas Correctional Office on Offenders with Medical or Mental Impairments on a jail's compliance with Article 16.22, Code of Criminal Procedure;

(18) adopt reasonable rules and procedures establishing minimum requirements for jails to:

(A) determine if a prisoner is pregnant; and

(B) ensure that the jail's health services plan addresses medical and mental health care, including nutritional requirements, and any special housing or work assignment needs for persons who are confined in the jail and are known or determined to be pregnant;

(19) provide guidelines to sheriffs regarding contracts between a sheriff and another entity for the provision of food services to or the operation of a commissary in a jail under the commission's jurisdiction, including specific provisions regarding conflicts of interest and avoiding the appearance of impropriety; [and]

(20) adopt reasonable rules and procedures establishing minimum standards for prisoner visitation that provide each prisoner at a county jail with a minimum of two in-person, noncontact visitation periods per week of at least 20 minutes duration each;

(21) [(20)] require the sheriff of each county to:

(A) investigate and verify the veteran status of each prisoner by using data made available from the Veterans Reentry Search Service (VRSS) operated by the United States Department of Veterans Affairs or a similar service; and

(B) use the data described by Paragraph (A) to assist prisoners who are veterans in applying for federal benefits or compensation for which the prisoners may be eligible under a program administered by the United States Department of Veterans Affairs;

(22) [(20)] adopt reasonable rules and procedures regarding visitation of a prisoner at a county jail by a guardian, as defined by Section 1002.012, Estates Code, that:

(A) allow visitation by a guardian to the same extent as the prisoner's next of kin, including placing the guardian on the prisoner's approved visitors list on the guardian's request and providing the guardian access to the prisoner during a facility's standard visitation hours if the prisoner is otherwise eligible to receive visitors; and

(B) require the guardian to provide the sheriff with letters of guardianship issued as provided by Section 1106.001, Estates Code, before being allowed to visit the prisoner; and

(23) adopt reasonable rules and procedures to ensure the safety of prisoners, including rules and procedures that require a county jail to:

(A) give prisoners the ability to access a mental health professional at the jail through a telemental health service 24 hours a day;

(B) give prisoners the ability to access a health professional at the jail or through a telehealth service 24 hours a day or, if a health professional is unavailable at the jail or through a telehealth service, provide for a prisoner to be transported to access a health professional; and

(C) if funding is available under Section 511.019, install automated electronic sensors or cameras to ensure accurate and timely in-person checks of cells or groups of cells confining at-risk individuals.

SECTION 3.06. Section 511.009, Government Code, is amended by adding Subsection (d) to read

as follows:

(d) The commission shall adopt reasonable rules and procedures establishing minimum standards regarding the continuity of prescription medications for the care and treatment of prisoners. The rules and procedures shall require that a qualified medical professional shall review as soon as possible any prescription medication a prisoner is taking when the prisoner is taken into custody.

SECTION 3.07. Chapter 511, Government Code, is amended by adding Sections 511.019, 511.020, and 511.021 to read as follows:

Sec. 511.019. PRISONER SAFETY FUND. (a) The prisoner safety fund is a dedicated account in the general revenue fund.

(b) The prisoner safety fund consists of:

(1) appropriations of money to the fund by the legislature; and
(2) gifts, grants, including grants from the federal government, and other donations received for the fund.

(c) Money in the fund may be appropriated only to the commission to pay for capital improvements that are required under Section 511.009(a)(23).

(d) The commission by rule may establish a grant program to provide grants to counties to fund capital improvements described by Subsection (c). The commission may only provide a grant to a county for capital improvements to a county jail with a capacity of not more than 96 prisoners.

Sec. 511.020. SERIOUS INCIDENTS REPORT. (a) On or before the fifth day of each month, the sheriff of each county shall report to the commission regarding the occurrence during the preceding month of any of the following incidents involving a prisoner in the county jail:

(1) a suicide;
(2) an attempted suicide;
(3) a death;
(4) a serious bodily injury, as that term is defined by
Section 1.07, Penal Code;
(5) an assault;
(6) an escape;
(7) a sexual assault; and
(8) any use of force resulting in bodily injury, as that term is defined by Section 1.07, Penal Code.

(b) The commission shall prescribe a form for the report required by Subsection (a).

(c) The information required to be reported under Subsection (a)(8) may not include the name or other identifying information of a county jailer or jail employee.

(d) The information reported under Subsection (a) is public information subject to an open records request under Chapter 552.

Sec. 511.021. INDEPENDENT INVESTIGATION OF DEATH OCCURRING IN COUNTY JAIL. (a) On the death of a prisoner in a county jail, the commission shall appoint a law enforcement agency, other

than the local law enforcement agency that operates the county jail, to investigate the death as soon as possible.

(b) The commission shall adopt any rules necessary relating to the appointment of a law enforcement agency under Subsection

(a), including rules relating to cooperation between law enforcement agencies and to procedures for handling evidence.

SECTION 3.08. The changes in law made by this article to Article 17.032, Code of Criminal Procedure, apply only to a personal bond that is executed on or after the effective date of this Act. A personal bond executed before the effective date of executed, and the former law is continued in effect for that purpose.

SECTION 3.09. Not later than January 1, 2018, the Commission on Jail Standards shall:

(1) adopt the rules and procedures required by Section 511.009(d), Government Code, as added by this article, and the rules required by Section 511.021(b), Government Code, as added by this article; and

(2) prescribe the form required by Section 511.020(b), Government Code, as added by this article.

SECTION 3.10. Not later than September 1, 2018, the Commission on Jail Standards shall adopt the rules and procedures required by Section 511.009(a)(23), Government Code, as added by this article. On and after September 1, 2020, a county jail shall comply with any rule or procedure adopted by the Commission on Jail Standards under that subdivision.

SECTION 3.11. To the extent of any conflict, this Act prevails over another Act of the 85th Legislature, Regular Session, 2017, relating to non-substantive additions to and corrections in enacted codes.

ARTICLE 4. PEACE OFFICER AND COUNTY JAILER TRAINING

SECTION 4.01. Chapter 511, Government Code, is amended by adding Section 511.00905 to read as follows:

Sec. 511.00905. JAIL ADMINISTRATOR POSITION; EXAMINATION REQUIRED. (a) The Texas Commission on Law Enforcement shall develop and the commission shall approve an examination for a person assigned to the jail administrator position overseeing a county jail.

(b) The commission shall adopt rules requiring a person, other than a sheriff, assigned to the jail administrator position overseeing a county jail to pass the examination not later than the 180th day after the date the person is assigned to that position. The rules must provide that a person who fails the examination may be immediately removed from the position and may not be reinstated until the person passes the examination.

(c) The sheriff of a county shall perform the duties of the jail administrator position at any time there is not a person available who satisfies the examination requirements of this

section.

(d) A person other than a sheriff may not serve in the jail administrator position of a county jail unless the person satisfies the examination requirement of this section.

SECTION 4.02. Section 1701.253, Occupations Code, is amended by amending Subsection (j) and adding Subsection (n) to read as follows: commission shall require an officer to complete a 40-hour statewide education and training program on de-escalation and crisis intervention techniques to facilitate interaction with persons with mental impairments. An officer shall complete the program not later than the second anniversary of the date the officer is licensed under this chapter or the date the officer applies for an intermediate proficiency certificate, whichever date is earlier. An officer may not satisfy the requirements of this subsection [section] or Section 1701.402(g) by taking an online course on de-escalation and crisis intervention techniques to facilitate interaction with persons with mental impairments.

(n) As part of the minimum curriculum requirements, the commission shall require an officer to complete a statewide education and training program on de-escalation techniques to facilitate interaction with members of the public, including techniques for limiting the use of force resulting in bodily injury.

SECTION 4.03. Section 1701.310(a), Occupations Code, is amended to read as follows:

(a) Except as provided by Subsection (e), a person may not be appointed as a county jailer, except on a temporary basis, unless the person has satisfactorily completed a preparatory training program, as required by the commission, in the operation of a county jail at a school operated or licensed by the commission. The training program must consist of at least eight hours of mental health training approved by the commission and the Commission on Jail Standards.

SECTION 4.04. Section 1701.352(b), Occupations Code, is amended to read as follows:

(b) The commission shall require a state, county, special district, or municipal agency that appoints or employs peace officers to provide each peace officer with a training program at least once every 48 months that is approved by the commission and consists of:

- (1) topics selected by the agency; and
- (2) for an officer holding only a basic proficiency certificate, not more than 20 hours of education and training that contain curricula incorporating the learning objectives developed by the commission regarding:
 - (A) civil rights, racial sensitivity, and cultural diversity;
 - (B) de-escalation and crisis intervention techniques to facilitate interaction with persons with mental impairments; [and]
 - (C) de-escalation techniques to facilitate interaction with members of the public, including techniques for limiting the use of force resulting in bodily injury; and
 - (D) unless determined by the agency head to be inconsistent with the officer's assigned duties:
 - (i) the recognition and documentation of cases that involve child abuse or neglect, family violence, and sexual assault; and
 - (ii) issues concerning sex offender characteristics.

SECTION 4.05. Section 1701.402, Occupations Code, is amended by adding Subsection (n) to read

as follows:

(n) As a requirement for an intermediate proficiency certificate or an advanced proficiency certificate, an officer must complete the education and training program regarding de-escalation techniques to facilitate interaction with members of the public established by the commission under Section 1701.253(n).

SECTION 4.06. Not later than March 1, 2018, the Texas Commission on Law Enforcement shall develop and the Commission on Jail Standards shall approve the examination required by Section 511.00905, Government Code, as added by this article.

SECTION 4.07. (a) Not later than March 1, 2018, the Texas Commission on Law Enforcement shall establish or modify training programs as necessary to comply with Section 1701.253, Occupations Code, as amended by this article.

(b) The minimum curriculum requirements under Section 1701.253(j), Occupations Code, as amended by this article, apply only to a peace officer who first begins to satisfy those requirements on or after April 1, 2018.

SECTION 4.08. (a) Section 1701.310, Occupations Code, as amended by this article, takes effect January 1, 2018.

(b) A person in the position of county jailer on September 1, 2017, must comply with Section 1701.310(a), Occupations Code, as amended by this article, not later than August 31, 2021.

ARTICLE 5. MOTOR VEHICLE STOPS, RACIAL PROFILING, AND ISSUANCE OF CITATIONS

SECTION 5.01. Article 2.132, Code of Criminal Procedure, is amended by amending Subsections (b) and (d) and adding Subsection (h) to read as follows:

(b) Each law enforcement agency in this state shall adopt a detailed written policy on racial profiling. The policy must:

(1) clearly define acts constituting racial profiling;

(2) strictly prohibit peace officers employed by the agency from engaging in racial profiling;

(3) implement a process by which an individual may file a complaint with the agency if the individual believes that a peace officer employed by the agency has engaged in racial profiling with respect to the individual;

(4) provide public education relating to the agency's compliment and complaint process, including providing the telephone number, mailing address, and e-mail address to make a compliment or complaint with respect to each ticket, citation, or warning issued by a peace officer;

(5) require appropriate corrective action to be taken against a peace officer employed by the agency who, after an investigation, is shown to have engaged in racial profiling in violation of the agency's policy adopted under this article;

(6) require collection of information relating to motor vehicle stops in which a ticket, citation, or warning is issued and to arrests made as a result of those stops, including information

relating to:

- (A) the race or ethnicity of the individual detained;
- (B) whether a search was conducted and, if so, whether the individual detained consented to the search; [and]
- (C) whether the peace officer knew the race or ethnicity of the individual detained before detaining that individual;
- (D) whether the peace officer used physical force that resulted in bodily injury, as that term is defined by Section 1.07, Penal Code, during the stop;
- (E) the location of the stop; and
- (F) the reason for the stop; and

(7) require the chief administrator of the agency, regardless of whether the administrator is elected, employed, or appointed, to submit an annual report of the information collected under Subdivision (6) to:

- (A) the Texas Commission on Law Enforcement; and
- (B) the governing body of each county or municipality served by the agency, if the agency is an agency of a county, municipality, or other political subdivision of the state.

(d) On adoption of a policy under Subsection (b), a law enforcement agency shall examine the feasibility of installing video camera and transmitter-activated equipment in each agency law enforcement motor vehicle regularly used to make motor vehicle stops and transmitter-activated equipment in each agency law enforcement motorcycle regularly used to make motor vehicle stops. The agency also shall examine the feasibility of equipping each peace officer who regularly detains or stops motor vehicles with a body worn camera, as that term is defined by Section 1701.651, Occupations Code. If a law enforcement agency installs video or audio equipment or equips peace officers with body worn cameras as provided by this subsection, the policy adopted by the agency under Subsection (b) must include standards for reviewing video and audio documentation.

(h) A law enforcement agency shall review the data collected under Subsection (b)(6) to identify any improvements the agency could make in its practices and policies regarding motor vehicle stops.

SECTION 5.02. Article 2.133, Code of Criminal Procedure, is amended by amending Subsection (b) and adding Subsection (c) to read as follows:

(b) A peace officer who stops a motor vehicle for an alleged violation of a law or ordinance shall report to the law enforcement agency that employs the officer information relating to the stop, including:

(1) a physical description of any person operating the motor vehicle who is detained as a result of the stop, including:

- (A) the person's gender; and
- (B) the person's race or ethnicity, as stated by the person or, if the person does not state the person's race or ethnicity, as determined by the officer to the best of the officer's ability;

(2) the initial reason for the stop;

(3) whether the officer conducted a search as a result of the stop and, if so, whether the person detained consented to the search;

(4) whether any contraband or other evidence was discovered in the course of the search

and a description of the contraband or evidence;

(5) the reason for the search, including whether:

(A) any contraband or other evidence was in plain view;

(B) any probable cause or reasonable suspicion existed to perform the search; or

(C) the search was performed as a result of the towing of the motor vehicle or the arrest of any person in the motor vehicle;

(6) whether the officer made an arrest as a result of the stop or the search, including a statement of whether the arrest was based on a violation of the Penal Code, a violation of a traffic law or ordinance, or an outstanding warrant and a statement of the offense charged;

(7) the street address or approximate location of the stop; [and]

(8) whether the officer issued a verbal or written warning or a ticket or citation as a result of the stop; and

(9) whether the officer used physical force that resulted in bodily injury, as that term is defined by Section 1.07, Penal Code, during the stop.

(c) The chief administrator of a law enforcement agency, regardless of whether the administrator is elected, employed, or appointed, is responsible for auditing reports under Subsection (b)

to ensure that the race or ethnicity of the person operating the motor vehicle is being reported.

SECTION 5.03. Article 2.134(c), Code of Criminal Procedure, is amended to read as follows:

(c) A report required under Subsection (b) must be submitted by the chief administrator of the law enforcement agency, regardless of whether the administrator is elected, employed, or appointed, and must include:

(1) a comparative analysis of the information compiled under Article 2.133 to:

(A) evaluate and compare the number of motor vehicle stops, within the applicable jurisdiction, of persons who are recognized as racial or ethnic minorities and persons who are not recognized as racial or ethnic minorities; [and]

(B) examine the disposition of motor vehicle stops made by officers employed by the agency, categorized according to the race or ethnicity of the affected persons, as appropriate, including any searches resulting from stops within the applicable jurisdiction; and

(C) evaluate and compare the number of searches resulting from motor vehicle stops within the applicable jurisdiction and whether contraband or other evidence was discovered in the course of those searches; and

(2) information relating to each complaint filed with the agency alleging that a peace officer employed by the agency has engaged in racial profiling.

SECTION 5.04. Article 2.137, Code of Criminal Procedure, is amended to read as follows:

Art. 2.137. PROVISION OF FUNDING OR EQUIPMENT. (a) The Department of Public Safety shall adopt rules for providing funds or video and audio equipment to law enforcement agencies for the purpose of installing video and audio equipment in law enforcement motor vehicles and motorcycles or equipping peace officers with body worn cameras [as described by Article 2.135(a)(1)(A)], including specifying criteria to prioritize funding or equipment provided to law enforcement agencies. The criteria may include consideration of tax effort, financial hardship,

available revenue, and budget surpluses. The criteria must give priority to:

(1) law enforcement agencies that employ peace officers whose primary duty is traffic enforcement;

(2) smaller jurisdictions; and

(3) municipal and county law enforcement agencies.

(b) The Department of Public Safety shall collaborate with an institution of higher education to identify law enforcement agencies that need funds or video and audio equipment for the purpose of installing video and audio equipment in law enforcement motor vehicles and motorcycles or equipping peace officers with body worn cameras [as described by Article 2.135(a)(1)(A)]. The collaboration may include the use of a survey to assist in developing criteria to prioritize funding or equipment provided to law enforcement agencies.

(c) To receive funds or video and audio equipment from the state for the purpose of installing video and audio equipment in law enforcement motor vehicles and motorcycles or equipping peace officers with body worn cameras [as described by Article 2.135(a)(1)(A)], the governing body of a county or municipality, in conjunction with the law enforcement agency serving the county or municipality, shall certify to the Department of Public Safety that the law enforcement agency needs funds or video and audio equipment for that purpose.

(d) On receipt of funds or video and audio equipment from the state for the purpose of installing video and audio equipment in law enforcement motor vehicles and motorcycles or equipping peace officers with body worn cameras [as described by Article 2.135(a)(1)(A)], the governing body of a county or municipality, in conjunction with the law enforcement agency serving the county or municipality, shall certify to the Department of Public Safety that the law enforcement agency has taken the necessary actions to use and is using [installed] video and audio equipment and body worn cameras for those purposes [as described by Article 2.135(a)(1)(A) and is using the equipment as required by Article 2.135(a)(1)].

SECTION 5.05. Article 2.1385(a), Code of Criminal Procedure, is amended to read as follows:

(a) If the chief administrator of a local law enforcement agency intentionally fails to submit the incident-based data as required by Article 2.134, the agency is liable to the state for a civil penalty in an [the] amount not to exceed \$5,000 [of \$1,000] for each violation. The attorney general may sue to collect a civil penalty under this subsection.

SECTION 5.06. Article 2.135, Code of Criminal Procedure, is repealed.

SECTION 5.07. Articles 2.132 and 2.134, Code of Criminal Procedure, as amended by this article, apply only to a report covering a calendar year beginning on or after January 1, 2018.

SECTION 5.08. Not later than September 1, 2018, the Texas Commission on Law Enforcement shall:

(1) evaluate and change the guidelines for compiling and reporting information required under Article 2.134, Code of Criminal Procedure, as amended by this article, to enable the guidelines to better withstand academic scrutiny; and

(2) make accessible online:

(A) a downloadable format of any information submitted under Article 2.134(b), Code of Criminal

Procedure, that is not exempt from public disclosure under Chapter 552, Government Code; and
(B) a glossary of terms relating to the information to make the information readily understandable to the public. This Act takes effect September 1, 2017.

Senate Speaker of the House

I hereby certify that S.B. No. 1849 passed the Senate on May 11, 2017, by the following vote:
Yeas 31, Nays 0.

Secretary of the Senate

I hereby certify that S.B. No. 1849 passed the House on May 20, 2017, by the following vote:
Yeas 137, Nays 0, one present not voting.

ARTICLE 6. EFFECTIVE DATE

SECTION 6.01. Except as otherwise provided by this Act,

Approved:

Date

Governor

Chief Clerk of the House

**VENUS
POLICE DEPARTMENT
RACIAL PROFILING POLICY**

	VENUS POLICE DEPARTMENT	
	Policy 2.2 Professional Police Contacts	
	Effective Date: 12-30-15	Replaces: NEW
	Approved: <u>Michael Boese</u> Chief of Police	
	Reference:	

I. PURPOSE

The purpose of this policy is to unequivocally state that bias-based profiling in law enforcement is totally unacceptable, to provide guidelines for officers to prevent such occurrences, and to protect our officers when they act within the dictates of the law and policy from unwarranted accusations. This directive strictly prohibits the use of bias based profiling by employees of the Venus Police Department.

II. POLICY

It is the policy of this Department to patrol in a proactive manner, to aggressively investigate suspicious persons and circumstances, and to actively enforce the statutes, laws, and ordinances while insisting that individuals will only be stopped or detained when there exists reasonable suspicion to believe they have committed, are committing, or are about to commit, an infraction of the law. Employees of the Venus Police Department are prohibited from practices of bias-based profiling. Any employee found, after thorough investigation and review, to have engaged in racial or bias-based profiling shall be subject to disciplinary action up to and including termination. Any person or persons alleging racial or bias-based profiling may file a complaint against any employee(s) of the Department.

III. DEFINITIONS

- A. Bias-based Profiling – The detention, interdiction, search or seizure of any person based upon the person's age, gender, sexual orientation, race, color, creed, ethnicity, national origin, or similar personal characteristic.
- B. Racial Profiling – A law enforcement-initiated action based on an individual's race, ethnicity, or national origin rather than on the individual's behavior or on information identifying the individual as having engaged in criminal activity.
 1. Examples of racial profiling include but are not limited to the following:
 - a. Detaining a driver who is speeding in a stream of traffic, where most other drivers are speeding, because of the driver's race, ethnicity, or national origin.
 - b. Detaining the driver of a vehicle based on the determination that a person of that race, ethnicity, or national origin is unlikely to own or possess that specific make or model of vehicle.
 - c. Detaining an individual based on the determination that a person of that race, ethnicity or national origin does not belong in a specific part of town or a specific place.
- C. Race or Ethnicity – Means of a particular descent, including Caucasian, African, Hispanic, Asian, Native American or Middle Eastern descent.
- D. Motor Vehicle Stop – An occasion in which a peace officer stops a motor vehicle for an alleged violation of a law or ordinance.
- E. Reasonable Suspicion – Also known as articulable suspicion. Specific, articulable facts and circumstances, and reasonable inferences from those facts and circumstances, that would lead a reasonable peace officer to believe that some type of criminal activity is afoot, and the person(s) detained are somehow involved.

	VENUS POLICE DEPARTMENT	
	Policy 2.2 Professional Police Contacts	
	Effective Date: 12-30-15	Replaces: NEW
	Approved: <u>Michael Boese</u> Chief of Police	
	Reference:	

- F. Detention – Any restriction upon a person's liberty imposed by a peace officer.
- G. Seizure – any taking of property from an individual without the individual's consent or any restriction of an individual's liberty without the individual's consent. A detention will be considered a seizure, as will an arrest.

IV. PROCEDURES

A. Training

1. Officers will receive initial and ongoing training in proactive enforcement tactics, including training in officer safety, courtesy, cultural diversity, the laws governing search and seizure, racial profiling, and interpersonal communication skills. Training will also cover bias based profiling issues including legal aspects.
2. Training programs will emphasize the need to respect the rights of all persons to be free from unreasonable government intrusion or police action.
3. The Chief's Office shall make available to the public information describing the process by which a complaint may be filed. The information will be readily accessible to the public in the police department lobby and other City facilities open to the public.

B. Stops / Detentions

1. Individuals shall only be subjected to stops, seizures or detentions based upon reasonable suspicion that they have committed, are committing, or are about to commit an infraction.
2. In the absence of a specific, credible report containing a physical description, a person's gender, sexual orientation, race, color, creed, ethnicity, national origin, or similar personal characteristic or any combination of these shall not be a factor in determining probable cause for an arrest or reasonable suspicion for a stop.

C. Oversight

1. Enforcement of statutes, laws, and ordinances will be accompanied by consistent, ongoing supervisory oversight to ensure that officers do not go beyond the parameters of reasonableness in conducting such activities.
2. Supervisors shall randomly review vehicle related Mobile Digital Video Recordings (MDVR) and or body camera recordings of each of their subordinates.
3. The supervisor shall determine compliance with this and other applicable directives.
4. The supervisor shall discuss their assessment with the respective employee.
5. The supervisor shall report his/her assessment each calendar quarter, via chain of command, to the Chief of Police. The reports shall be uniformly structured and contain:
 - a. The name of the employee under review
 - b. The date and time stamp of each contact reviewed
 - c. A written assessment of each contact reviewed, which shall include:
 - (1) The race/ethnicity of the person detained

	VENUS POLICE DEPARTMENT	
	Policy 2.2 Professional Police Contacts	
	Effective Date: 12-30-15	Replaces: NEW
	Approved: <u>Michael Boese</u> Chief of Police	
	Reference:	

- (2) Whether a search was conducted
- (3) If a search was conducted, whether consent was provided by the person
- (4) Whether employee actions were in accordance with Department policy and procedures
- (5) A summary of the feedback provided to the employee

D. Seven Point Violator Contact

1. Absent some articulable reason for deviation, officers shall utilize the following seven-step action, in the order specified, when conducting motor vehicle stops.
 - a. Greeting and identifying the police officer and the police agency. The greeting is accomplished in the most natural way for the officer. He will introduce himself as Officer John Doe with the Venus Police Department. This is a courtesy we owe every person stopped. The objectives in the greeting are to employ business courtesy, to help make the person feel at ease, and to establish a common ground free of superiority or deference. Example: "Hello. I'm Officer Doe, with the Venus Police Department."
 - b. Stating the reason for the stop. This will be done upon initial contact as a basic courtesy. The officer should ascertain whether extenuating circumstances might morally justify the infraction to a normal, prudent person. This offers the individual stopped an opportunity to justify his actions if a reason exists and, if none, places him in the position of admitting the violation. Listen politely and allow the person ample opportunity to explain his perspective. However, with the above exception, one should refrain from asking questions concerning the person's knowledge of the violation committed. Remarks made by the officer should be in the form of a statement rather than a question. Example: "The reason your vehicle was stopped was for speeding, 55 in a 40 mph zone. Do you have an emergency?"
 - c. Identifying the individual detained and checking their condition as well as the vehicle. The officer should identify every individual stopped by requesting their driver license. If the person has no license, the officer should ask for other forms of identification, preferably one that carries the person's description. The officer should not accept an identification document if offered in a wallet, case or purse – ask the person to remove the document and accept that only. The officer, after identifying the person, should call him by name for the remainder of the interview.
 - d. State the action being taken. The officer should make a clear statement, in a firm but calm manner that will leave no doubt as to the action being taken. For example, "You are receiving a citation for the offense of speeding. Officers should refrain from using the word "I" during the interview. Place emphasis on the person and the violation committed by using the word "you". This technique keeps the person from shifting blame onto the officer. Officers have the option of informing the person of the action being taken during the first or second contact.
 - e. Taking the action. Issue the citation, take the person into custody, or call his attention to the seriousness of the violation and possible consequences (warning).
 - f. Explaining what the person is to do. Explain to the person exactly what action he must

	VENUS POLICE DEPARTMENT	
	Policy 2.2 Professional Police Contacts	
	Effective Date: 12-30-15	Replaces: NEW
	Approved: <u>Michael Boese</u> Chief of Police	
	Reference:	

take. That is, he is to sign the citation and contact the court within a certain time frame, or, he is under arrest and will be required to post a cash bond, etc. In some cases a short explanation helps to dispel much of the uncertainty in the mind of the person detained. Make the explanation clear and be sure that the person understands. Example: "You will need to contact the Municipal Court within eleven (11) days to arrange for a court date and/or pay the fine."

- g. Leaving. Closing the contact with the person is awkward for many officers. It is an opportunity to create feelings of friendliness if the proper technique is used. An expression of helpfulness and service is desired. The leave-taking should be as firm and impersonal as the approach. A "take care" or "drive carefully" spoken in a sincere, yet business-like tone is sufficient. Do not use the trite expression, "have a nice day" or "good afternoon", which would be inappropriate in these circumstances. When the contact with the person has been broken, make sure the driver is able to merge safely back into the traffic stream.

E. Enforcement Action

1. Appropriate enforcement action should always be completed. A written warning, citation, juvenile notice/warning, or arrest should be made when probable cause exists. Verbal warnings may be issued when appropriate. Field Contact Information should be completed when the stop or detention was made based on reasonable suspicion and no other enforcement action will be taken.
2. No person, once cited or warned, shall be detained beyond the point where there exists no reasonable suspicion of further criminal activity, and no person or vehicle shall be searched in the absence of a warrant, a legally recognized exception to the warrant requirement, or the person's voluntary consent.

F. Mobile Digital Vehicle Recording (MDVR) Equipment

1. Officers shall ensure the MDVR and body camera are activated to record before the stop, to document the behavior of the vehicle or person. The MDVR and body camera shall remain activated until the person is released to resume their journey. Officers may elect not to activate the MDVR microphone as long as their body camera is activated and in working order throughout the contact.
2. Officers are responsible for ensuring the body camera and the vehicle's recording equipment are fully operational throughout their tour of duty. Any equipment failures or repairs needed should be immediately reported to a direct supervisor.
3. Should a MDVR or body camera fail during a motor vehicle stop or a stop is not recorded, the officer shall note such on the citation, the juvenile warning/notice, the written warning, arrest report, or Field Contact Information.
4. Body camera recordings and MDVR recordings shall be retained for a period of at least one-hundred and eighty (180) days, in accordance with Department policy. However, if a complaint is filed alleging an employee engaged in racial profiling with respect to a motor vehicle or pedestrian stop, the recording of the stop shall be retained until final disposition of the complaint. Upon the commencement of such a complaint, and pursuant to his or her written request, the officer who is the subject of the complaint shall be provided a copy of the

	VENUS POLICE DEPARTMENT	
	Policy 2.2 Professional Police Contacts	
	Effective Date: 12-30-15	Replaces: NEW
	Approved: <u>Michael Boese</u> Chief of Police	
	Reference:	

recording.

G. Consent to Search

1. It is not necessary for a consent search to be supported by reasonable suspicion or probable cause. Voluntary consent to search may be utilized by officers for the search of both persons and property, and may be used at any point during the detention.
2. The officer should ask for consent to search a vehicle before the person detained is released and the initial detention is completed. However, any further detention or consent to search at this point must be completely voluntary by the driver or owner of the vehicle, or the person being detained.
3. Consent searches should only be conducted when consent is documented in writing or video/audio recording.

H. Reporting

1. When completing a citation, a written warning, a juvenile notice/warning, an adult or juvenile arrest report or a field contact information, officers shall report the following information:
 - a. The race and ethnicity of the individual detained as determined by the officer.
 - (1) Officers should avoid asking detained individuals what their race or ethnicity is.
 - b. Whether the officer knew the race or ethnicity of the individual detained before detaining that individual.
 - c. Whether a search was conducted, and, if so
 - d. Whether the individual detained consented to the search.
2. The Office of the Chief of Police shall submit to the Texas Commission on Law Enforcement Officer's Standards and Education and to the Office of the City Administrator, no later than March 1 of each year an annual report concerning citation and arrest data recorded in the preceding year.

For additional questions regarding the information presented in this report, please contact:

Del Carmen Consulting©
817.681.7840
www.texasracialprofiling.com
www.delcarmenconsulting.com

Disclaimer: The author of this report, Alejandro del Carmen/del Carmen Consulting ©, is not liable for any omissions or errors committed in the acquisition, analysis, or creation of this report. Further, Dr. del Carmen/del Carmen Consulting © is not responsible for the inappropriate use and distribution of information contained in this report. Further, no liability shall be incurred as a result of any harm that may be caused to individuals and/or organizations as a result of the information contained in this report.



Copyright: This report may not be altered or reproduced outside the agreed terms, in any manner whatsoever without the written permission of the author.

ITEM REPORT

To: City Council
From:
Subject: Approval of Agreement for Tax Increment Reinvestment Zone
Administration Services.
Department/Office: Finance

Summary:

Recommended Action:
Approve agreement.

Budget:

Attachments:

1. 2025-01-28-P3 TIRZ-1-Venus-Contract

AGREEMENT FOR TAX INCREMENT REINVESTMENT ZONE ADMINISTRATION SERVICES

This Agreement for Tax Increment Reinvestment Zone ("TIRZ") Creation and Administration Services ("Agreement") is entered into this _____ day of _____, 2025, by and between P3Works, LLC ("P3Works"), and the City of Venus, Texas ("City").

RECITALS

WHEREAS, the City Council contemplates creating the City of Venus Tax Increment Financing Zone No. 1, (the "Zone") for the benefit of property within the Zone; and as authorized by the Tax Increment Financing Act of the Texas Tax Code, Chapter 311, as amended; and

WHEREAS, the City requires specialized services related to the creation, revision, and updating of the Final Project and Finance Plan ("Final Plan"), and the Annual Reporting of the TIRZ as more fully set forth in this Agreement; and

WHEREAS, P3Works has the expertise to properly administer the Zone and ensure compliance with Texas Tax Code Chapter 311; and

WHEREAS, the City desires to retain P3Works to provide TIRZ creation and administration services;

NOW THEREFORE, in consideration of the mutual promises and covenants contained in this Agreement, and for good and valuable consideration, P3Works and the City agree as follows:

ARTICLE I

TERM OF AGREEMENT

1.0 The Agreement shall be effective as of its approval by all parties, shall be for a period of three (3) years, and shall automatically continue on a year-to-year basis until terminated pursuant to Article IV of this Agreement.

ARTICLE II

SERVICES TO BE PROVIDED BY P3WORKS

2.0 The scope and timing of services to be performed by P3Works are set forth in Exhibit "A", which is attached hereto and incorporated into this Agreement by this reference.

2.1 P3Works agrees its services pursuant to this Agreement shall at all times be subject to the control and supervision of the City and nothing in this Agreement shall constitute an assignment of any right or obligation of the City under any applicable contract, agreement, or law. P3Works shall

not represent to any property owner or any other person that it or any of its employees, agents or representatives are acting as the City or employees of the City.

2.2 No substantial changes in the scope of services shall be made without the prior written approval of P3Works and the City.

2.3 P3Works shall supply all tools and means necessary to perform the services and production of the work product described in Exhibit "A".

ARTICLE III

PAYMENT TERMS AND CONDITIONS

3.0 In consideration for the services to be performed by P3Works, the City agrees to pay P3Works the fees for all services and related costs and expenses set forth in Exhibit "A", beginning the first of the month following the execution of this Agreement.

3.1 Monthly invoices shall be submitted to the City for work completed under the rates provided in Exhibit "A". City agrees to pay the amount due to P3Works upon receipt of each invoice.

3.2 Copies of all invoices to P3Works for expenses, materials, or services provided to P3Works will accompany the invoice to the City. P3Works will pass any third-party cost through to the City without markup and will not incur any expense in excess of \$200 without written consent of the City.

3.3 P3Works agrees the only source of payment for P3Works' fees and services shall be the Zone or funds advanced by the developer. It is expressly agreed and understood the City general fund shall never be used to pay for any expenses relating to P3Works' administration of the Zone. The City has entered into a Professional Services Reimbursement Agreement with the developer or landowner to fund an escrow, from which the City will pay for services until Zone funds shall be used. In the event there is insufficient Zone funds in a given year to pay P3Works' fees and expenses, P3Works agrees to defer the fees and expenses until such time as there are sufficient Zone funds or funds advanced by the developer. However, if the developer or landowner does not fund or replenish the funds under the Professional Services Reimbursement Agreement, then at P3Works' discretion and in accordance with such Agreement, work will cease until such time as the escrow is funded and past due invoices are paid.

ARTICLE IV

TERMINATION OF THIS AGREEMENT

4.0 Notwithstanding any other provisions of this Agreement, either party may terminate this Agreement at any time by giving sixty (60) days written notice to the other party without penalty and without limitation of its right to seek damages. City shall pay P3Works, within 30 days of such termination, all of P3Works' fees and expenses actually accrued or incurred to and including the date of termination, including any amount incurred or accrued in connection with work in progress.

ARTICLE V

INDEMNIFICATION

5.0 GENERAL INDEMNIFICATION – P3WORKS HEREBY COVENANTS AND AGREES TO INDEMNIFY, HOLD HARMLESS AND DEFEND THE CITY, ITS OFFICERS, AGENTS, SERVANTS AND EMPLOYEES FROM AND AGAINST ANY AND ALL CLAIMS OR LAWSUITS OF ANY KIND OR CHARACTER, WHETHER REAL OR ASSERTED, FOR EITHER PROPERTY DAMAGE OR LOSS (INCLUDING ALLEGED DAMAGE OR LOSS TO P3WORKS’ BUSINESS AND ANY RESULTING LOST PROFITS) AND/OR PERSONAL INJURY, INCLUDING DEATH, TO ANY AND ALL PERSONS ARISING OUT OF OR IN CONNECTION WITH THIS AGREEMENT, TO THE EXTENT CAUSED BY THE NEGLIGENT ACTS OR OMISSIONS OR MALFEASANCE OF P3WORKS, ITS OFFICERS, AGENTS, SERVANTS OR EMPLOYEES.

ARTICLE VI

GENERAL PROVISIONS

6.0 This Agreement supersedes any and all agreements, including any Original TIRZ Administration Agreement, either oral or written, between the parties hereto with respect to rendering of services by P3Works for the City and contains all of the covenants and agreements between the parties with respect to the rendering of such services in any manner whatsoever. Each party of this Agreement acknowledges that no representations, inducements, promises, or agreements, orally or otherwise, have been made by any party which are not embodied herein and that no other agreement, statement, or promise not contained in this Agreement shall be valid or binding.

6.1 Forum Selection and Severability - This Agreement shall be administered and interpreted under the laws of the State of Texas. Venue for any dispute brought for this Agreement shall be in Tarrant County, Texas. This Agreement shall not be construed for or against any party by reason of who drafted the provisions set forth herein. If any part of this Agreement is found to be in conflict with applicable laws, such part shall be inoperative, null and void insofar as it is in conflict with said laws, but the remainder of this Agreement shall remain in full force and effect.

6.2 Neither this Agreement nor any duties or obligations under this Agreement may be assigned by P3Works without the prior written consent of the City, which shall not be unreasonably withheld.

6.3 P3Works is a PID/TIRZ Administration firm, does not provide financial advice, and is not an Independent Registered Municipal Advisor under the SEC and MSRB Rules. Therefore, P3Works will request an IRMA Exemption Letter if not already provided on the City’s website, and then will provide to the City an IRMA Exemption Acceptance Letter in the general form attached as Exhibit “B” upon execution of the Agreement.

6.4 Independent contractor. It is expressly understood and agreed that P3Works shall operate as an independent consultant as to all rights and privileges granted herein, and not as agent,

representative, or employee of the City. Subject to and in accordance with the conditions and provisions of this Agreement, P3Works shall have the exclusive right to control the details of its operations and activities and be solely responsible for the acts and omissions of its officers, agents, servants, employees, consultants and subcontractors. P3Works acknowledges that the doctrine of respondeat superior shall not apply as between the City, its officers, agents, servants and employees, and P3Works, its officers, agents, employees, servants, consultants and subcontractors. P3Works further agrees that nothing herein shall be construed as the creation of a partnership or joint enterprise between the City and P3Works. Neither P3Works nor any of P3Works' employees or agents, shall be entitled to any benefits accorded to City's employees, including without limitation, worker's compensation, disability insurance, vacation, or sick pay.

6.5 The waiver by either party of a breach or violation of any provision of this Agreement will not operate as or be construed to be a waiver of any subsequent breach thereof.

6.6 Upon acceptance or approval by City, all deliverables prepared or assembled by P3Works under this Agreement, and any other related documents or items shall be delivered to City, in hard copy and digital format for City use only. All digital data which contains algorithms, formulas, methodologies, and related content provided to the City by P3Works shall remain the property of P3Works, and is provided as backup documentation to the deliverables, but shall not be released in digital format to any third-parties due to the proprietary nature of the intellectual data.

6.7 The City acknowledges P3Works' ownership of its software, programs, inventions, know-how, trade secrets, confidential knowledge, source code, or other proprietary information relating to products, processes, services, software, formulas, developmental or experimental work, business plans, financial information, or other subject matter ("Confidential Information") pertaining to the business of P3Works. This Agreement shall not in any way give rise to any requirement or obligation for P3Works to disclose or release any Confidential Information. "Confidential Information" means all information that meets one or more of the following three conditions: (i) it has not been made available generally to the public either by P3Works, or by a third party with P3Works' consent, (ii) it is useful or of value to the P3Works's current or anticipated business or research and development activities, or those of a customer or supplier of P3Works, or (iii) it either has been identified as confidential to the City by P3Works (orally or in writing) or it has been maintained as confidential from outside parties and is recognized as intended for internal disclosure only. Confidential Information may include without limitation, technical, engineering, scientific, financial and commercial information, designs, inventions, copyright material, know-how, ideas, studies, findings, conclusions, data, samples, drawings, plans, charts, graphs, financial models, photographs, reports, letters, specifications, manuals, tables, formulae, formulations, spreadsheets, processes, operating and testing procedures, customer lists and pricing information. All records, reports, and other documents prepared by P3Works for the purposes of providing the services described in this Agreement shall be the property of the City. All such documents shall be made available to the City during the course of performance of this Agreement. Any reports, studies, photographs, negatives, or other documents or drawings prepared by P3Works in the performance of its obligations under this Agreement shall be the exclusive property of the City and all such materials shall be remitted to the City by P3Works upon completion, termination, or cancellation of this Agreement.

6.8 No deliverables or other information (including information given by City to P3Works to assist P3Works' performance under this Agreement) developed by, given to, prepared by or assembled under this Agreement shall be disclosed or made available to any third-party individual or

organization that is not engaged to work on this project on behalf of the City by P3Works without the express prior written approval of the City.

6.9 The headings and article titles of this Agreement are not a part of this Agreement and shall have no effect upon the construction or interpretation of any part hereof.

6.10 Should either party commence any legal action or proceeding against the other based upon this Agreement, the prevailing party shall be entitled to an award of reasonable attorney's fees and costs.

6.11 All notices, requests, demands, and other communications which are required to be given under this agreement shall be in writing and shall be deemed to have been duly given upon the delivery by registered or certified mail, return receipt requested, postage prepaid thereon, as follows:

To P3Works:

Mary V. Petty
President and Founder
P3Works, LLC
9284 Huntington Square
North Richland Hills, Texas 76182

To City:

Joshua Jones
City Administrator
City of Venus
700 W. US Highway 67
Venus, Texas 76084

6.12 The parties hereby warrant that the persons executing this Agreement are authorized to execute this Agreement and are authorized to obligate the respective parties to perform this Agreement. A facsimile signature on this Agreement shall be treated for all purposes as an original signature.

6.13 By executing this Agreement, P3Works verifies it (i) does not boycott Israel (in accordance with Chapter 2272 of the Texas Government Code) and will not during the term of this Agreement, (ii) does not engage in business with Iran, Sudan or any company on the list referenced in Section 2252.152 of the Texas Government Code; (iii) does not boycott energy companies and will not during the term of this Agreement per Section 2274.002 of the Texas Government Code; and (iv) does not have a practice, policy, guidance or directive in this Agreement against a firearm entity or firearm trade association and will not during the term of this Agreement.

6.14 Counterparts. This Contract may be executed in two or more counterparts (including fax, email or electronic PDF counterparts), each of which shall be deemed an original and all of which together shall constitute one instrument.

6.15 Sovereign Immunity. The Parties agree neither the execution of this Agreement by the City nor another conduct, action or inaction of any City representative relating to the Agreement constitutes a waiver of sovereign immunity by the City.

Executed on this _____ day of _____, 2025:

P3Works, LLC

BY: _____
Mary V. Petty
President and Founder

City of _____

BY: _____

Joshua Jones
City Administrator

EXHIBIT A
TAX INCREMENT REINVESTMENT ZONE SERVICES TO BE PROVIDED

**TIRZ FORMATION, PRELIMINARY AND FINAL PROJECT AND FINANCE PLAN
PREPARATION SERVICES**

Billed at P3Works' prevailing hourly rates, which are currently as follows:

<i>Title</i>	<i>Hourly Rate</i>
<i>Partner</i>	<i>\$250</i>
<i>Project Manager</i>	<i>\$210</i>
<i>Senior Analyst</i>	<i>\$185</i>
<i>Analyst II</i>	<i>\$160</i>
<i>Analyst</i>	<i>\$135</i>
<i>Administrative</i>	<i>\$100</i>

**P3Works' hourly rates may be adjusted from time to time to reflect increased costs of labor and/or adding/reclassifying titles. P3Works shall give notice of such adjustment at least (60) days in advance of the effective date of adjustment. Travel times will be billed at hourly rates.*

Zone Due Diligence and Preparation of TIRZ Project and Finance Plan

1. P3Works will review project information and prepare a Preliminary Plan for the proposed creation, including:
 - a) Assessed value schedules and overall structuring to achieve City goals and objectives.
 - b) Drafting the TIRZ Agreement.
 - c) At the direction of Staff, facilitate presentations to the Council and the TIRZ Board.
2. Evaluate annual TIRZ Credit by lot type or allocation of TIRZ Credit by TIRZ Agreement, as needed.

Preparation of Preliminary and Final Project Plan

1. P3Works will prepare a Preliminary Project and Finance Plan ("PPFP") and a Final Project and Finance Plan ("FPFP") to be adopted by the TIRZ Board and the City Council and included in the County Participation Agreement or related TIRZ Agreement.
2. P3Works will, as requested, review TIRZ Agreements to be adopted by the TIRZ Board
3. P3Works will, as requested, present the PPFP to the Council at the creation of the TIRZ and request approval of TIRZ Creation Ordinance.
4. P3Works will present the FPFP to the Council after conducting all necessary steps for public hearings and notifications and request approval of TIRZ FPFP.
5. P3Works will assist in filing the necessary creation forms with the Secretary of the State of Texas after the creation of the TIRZ.

Bond Issuance Support

1. P3Works will in conjunction with the City's Financial Advisors, ensure bond documents, are all consistent with the TIRZ Final Plan.
2. P3Works will provide ad-hoc analysis as requested by the City Financial Advisor and/or underwriter in preparation of the preliminary official statement.

Participation in Presentations to City Council or other Public Forums

1. P3Works will prepare and present information as requested to the City Council or any other public forum.
2. If requested by the City, P3Works will respond to any calls and or emails relating to the TIRZ.
3. P3Works will only provide technical answers relating to the annual TIRZ Credit or the TIRZ generally.
4. P3Works will not provide any commentary on City policy relating to TIRZs.

BASIC DISTRICT/ZONE ADMINISTRATION SERVICES

Billed at P3Works' prevailing hourly rates, which are currently as follows:

<i>Title</i>	<i>Hourly Rate</i>
<i>Partner</i>	<i>\$250</i>
<i>Project Manager</i>	<i>\$210</i>
<i>Senior Analyst</i>	<i>\$185</i>
<i>Analyst II</i>	<i>\$160</i>
<i>Analyst</i>	<i>\$135</i>
<i>Administrative</i>	<i>\$100</i>

Preparation of the Annual Report to be filed with the Secretary of State and then presented to the TIRZ Board and City Council for approval.

See Section below related to "Consulting Services Relating to Future Improvement Areas and related Bond Issuance" for hourly fees if future PID/TIRZ changes are contemplated.

Consulting Services Relating to Improvement Areas and/or TIRZ Agreement

1. P3Works will coordinate with City Staff related to the various TIRZ Agreements and creation the procedures and reporting framework to administer the TIRZ and related Agreements.
2. P3Works will prepare any additional reports or analyses as needed to support City Staff or the Council.

Prepare Annual Report

1. If possible, obtain updated construction cost estimates (or actual costs for completed facilities) for TIRZ improvements.
2. Update Annual Report as necessary to account for any changes in development plan or land uses.
3. Identify parcel subdivisions, conveyance to owners' associations, changes in land use, and any other information relevant to anticipated estimate of Tax Increment to be generated.
4. Calculate annual TIRZ Credit for each parcel or amounts collected by parcel/TIRZ Agreement boundary area.
5. Present preliminary Annual Report to TIRZ Board. Upon approval by TIRZ Board and City Council, assist in submission of final Annual Report to the Texas Secretary of State.

EXHIBIT B
IRMA EXEMPTION LETTER



P3Works, LLC.
9284 Huntington Sq.
North Richland Hills,
Texas 76182

Mary V. Petty
President and Founder
817.393.0353 Phone
Contracts@P3-Works.com

[Date]

City Administrator: Joshua Jones
700 W. US Highway 67
Venus, TX 76084

RE: IRMA Exemption/Acceptance Letter

To Whom It May Concern:

We have received your written representation, dated _____, 20__, that the City of _____ (the "City") has engaged and is represented by _____, an independent registered Municipal Advisor ("IRMA"). In accordance with Section 15Ba1-1(d)(3)(vi) of the Securities Exchange Act of 1934 ("Securities Exchange Act"), we understand and intend for the City to rely on IRMA's advice in evaluating recommendations brought forward by P3Works, LLC that constitute "advice" as defined in the Securities Exchange Act ("IRMA Exemption").

Furthermore, P3Works, LLC has conducted reasonable due diligence and is confirming that to the best of our knowledge, the IRMA is independent from P3Works, LLC, that P3Works, LLC is not a municipal advisor and is not subject to the fiduciary duty to municipal entities that the Security and Exchange Act imposes on municipal advisors, and that P3Works, LLC has a reasonable basis for relying on the IRMA Exemption. We will advise you, in writing, if we become aware of any changes.

P3Works, LLC provides PID Administration as consult services to Cities and Counties.

As required by the relevant sections of the Securities Exchange Act regarding Municipal Advisors, we are informing your identified IRMA of these facts.

Mary V. Petty
President and Founder

P3Works, LLC

ITEM REPORT

To: City Council
From:
Subject: Quarterly Investment Report
Department/Office: Finance

Summary:

Recommended Action:

Budget:

Attachments:

1. Quarterly Investment Report O-N-D 2024

City of Venus
Summary of Investment Portfolio Activity
10/01/2024 to 12/31/2024

All Accounts

Account Type	Beginning Balance	Purchases\ Additions	Sales\ Reductions	Ending Balance	Increases\ (Decreases)	Market \ Value
General Fund Fund 10						
Claim on Cash	329,104	1,007,094	-1,832,401	-496,203	2,839,496	-496,203
Pinnacle-General Fund Savings	1,651,399	182,511	-174,187	1,659,724	356,698	1,659,724
Pinnacle-MERP Fund	1,350	7,000	-3,978	4,372	3,022	4,372
Texpool GF	0	0	0	0	0	0
	1,981,853	1,189,606	-2,006,588	1,167,893	3,199,216	1,163,521
2020 Bond Proceed Fund 11						
Claim on Cash	-7,553			-7,553	0	-7,553
Texpool	4,389,046	52,589	0	4,441,635	52,589	4,441,635
Total	4,381,493	2,438,801	-4,017,154	4,434,082	52,589	4,434,082
Restricted Funds Funds 20-51						
Claim on Cash-Debt Service (20)	374,129	89,661	-600	463,190	89,061	463,190
Claim on Cash-VCSDC (30)	375,073	74,262	-51,379	397,955	22,883	397,955
Pinnacle-VCSDC (30)	302,003	1,205	0	303,209	1,205	303,209
Claim on Cash-Special Events (35)	-21,042	0	0	-21,042	0	-21,042
Claim on Cash-ARPA (40)	213,957	0	0	213,957	0	213,957
Claim on Cash-Court Technology (45)	6,324	1,129	0	7,453	1,129	7,453
Claim on Cash-Court Security (46)	13,926	1,042	0	14,969	1,042	14,969
Claim on Cash-Truancy Prevention (47)	13,103	1,394	0	14,497	1,394	14,497
Claim on Cash-Street Tax Maint. (50)	253,258	36,901	-11,109	279,051	25,793	279,051
Claim on Cash-Street Tax CIP (51)	260,000	0	0	260,000	0	260,000
	1,790,733	205,595	-63,088	1,933,240	142,507	1,933,240

TIRZ & PIDS Funds 52-57

Claim on Cash-TIRZ #1	566,940	0	0	566,940	0	566,940
Claim on Cash-Allied PID	-4,712	0	0	-4,712	0	-4,712
Claim on Cash-Blue Stem PID	23,906	0	0	23,906	0	23,906
Pinnacle-Blue Stem PID	-51,024	16,908	0	-34,116	16,908	-34,116
Brahman Ranch PID	24,766	241	0	25,007	241	25,007
Patriot Estates PID	386	594	0	980	594	980
Total	560,262	17,743	0	578,006	17,743	578,006

Water & Sewer Funds 60-62

Account Type	Beginning Balance	Purchases\ Additions	Sales\ Reductions	Ending Balance	Increases\ (Decreases)	Market \ Value
Claim on Cash	-335,835	1,598,576	-1,525,967	-263,225	72,610	-263,225
Pinnacle Savings	250,908	158	0	251,066	158	251,066
Pinnacle Interest & Sinking	444,691	280	0	444,972	280	444,972
TexPool	702,140	8,413	0	710,553	8,413	710,553
Water Impact Fees	7,000	0	0	7,000	0	7,000
Sewer Impact Fees	7,000	0	0	7,000	0	7,000
Total	1,075,905	1,607,427	-1,525,967	1,157,365	81,461	1,157,365

2018 CO Bond Fund 64

Claim on Cash	-151,194	0	0	-151,194	0	-151,194
Texpool	-1,668	0	0	-1,668	0	-1,668
Total	-152,862	0	0	-152,862	0	-152,862

Brahman Ranch WW Fund 66

Claim on Cash	-399,012	0	-44,250	-443,262	-44,250	-443,262
Total	-399,012	0	-44,250	-443,262	-44,250	-443,262

2018 Bond Fund 70							
Claim on Cash	-13,891			-13,891	0	-13,891	
Total	-13,891	0	0	-13,891	0	-13,891	
2022 CO Bond Fund 71							
Claim on Cash	-390,262	0	0	-390,262	0	-390,262	
Texpool	4,182,053	50,109	0	4,232,162	50,109	4,232,162	
Total	3,791,791	50,109	0	3,841,900	50,109	3,841,900	
Pooled Cash Fund 99							
Cash	1,145,375	2,752,821	-3,295,806	602,390	-542,985	602,390	
Total	1,145,375	2,752,821	-3,295,806	602,390	-542,985	602,390	

The quarterly report is in full compliance with the investment strategy as established in the City's Investment Policy and the Public Funds Investment Act, Chapter 2256, Texas Government Code.

Becky Wilkins, Finance Director 02-04-2025

Becky Wilkins, Finance Director Date



City Council Agenda Item Report

February 10, 2025

Oscar Ortiz, City Planner

972-366-3348 ext. 206

oortiz@cityofvenus.org

**AN ORDINANCE TO RELEASE FROM THE CITY OF VENUS' ETJ THE
PROPERTY ADDRESSED AS 744 W U. S. HIGHWAY 67 AND CHANGE THE
ETJ BOUNDARY MAP.**

1. **BACKGROUND/HISTORY:** An ETJ is the unincorporated area that is contiguous to the Venus' city limits and is located within one (1) mile of those boundaries where the city can exercise certain legal powers. On September 1, 2023, Senate Bill 2038 (SB 2038) granted property owners the ability to unilaterally release themselves from an ETJ through either petition or election. The Texas Constitution and Statutes, Local Government Code, Chapter 42, Subchapter D. "Release of an area by petition of landowner from Extra Territorial Jurisdiction" states that to process a petition or application received pursuant to the Code Section certain requirements and conditions shall be met.
2. **FINDINGS / CURRENT ACTIVITY:** The requirements have been met by the applicant to be removed from the city's ETJ.
3. **RECOMMENDATIONS:** Approved item as presented.
4. **ATTACHMENTS:** Ordinance, Exhibit A, and Exhibit B.

ORDINANCE No.

AN ORDINANCE AUTHORIZING THE RELEASE FROM THE CITY OF VENUS' EXTRA TERRITORIAL JURISDICTION OF THE PROPERTY ADDRESSED AS 744 W U. S. HIGHWAY 67 (LOT 1 & LOT 2, BLOCK 1, THE ADEL ADDITION), WHICH CONSISTS OF AN APPROXIMATELY 4.252 ACRE TRACT OF LAND, KNOWN AS PROPERTY ID 126.4401.00010, AND ORDERING THE CHANGING OF THE CITY OF VENUS' EXTRA TERRITORIAL JURISDICTION BOUNDARY MAP IN ACCORDANCE WITH SAID CHANGE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VENUS, TEXAS:

WHEREAS, as authorized by Subchapter D of Chapter 42 of the Texas Local Government Code, the landowners of the herein described property have requested and petitioned in writing that the City of Venus ("City") exclude the property herein described from the City's Extra Territorial Jurisdiction ("ETJ"); and

WHEREAS, City staff has determined that the submitted petition, case number ETJ-RLS-01-2025, complies with the requirements of Subchapter D of Chapter 42 of the Texas Local Government Code and that such law requires the release of the herein described property from the City's ETJ.

NOW, THEREFORE, the following described tract of land is hereby released and removed from the City's ETJ, effective as of the date of the passage of this Ordinance:

All those certain lots, tracts, or parcels of land situated in Johnson County, Texas, and being more particularly described by legal description, metes and bounds, and plat in Exhibit A and shown on the location map in Exhibit B, which are made a part hereof and attached hereto for all purposes.

The City's ETJ boundary is hereby amended in accordance with the said change. City staff is hereby directed to make all required changes to the City map showing the boundaries of the City's ETJ, as required by Section 411.002 of the Texas Local Government Code, and to promptly notify Johnson County of such changes.

PASSED, APPROVED AND ADOPTED on this 10th day of February, 2025.

Mayor

ATTEST:

City Secretary

EXHIBIT A

LEGAL DESCRIPTION

LOT 1 & LOT 2, BLOCK 1, THE ADEL ADDITION

METES AND BOUNDS

BEING ALL THAT CERTAIN LOT, TRACT OR PARCEL OF LAND SITUATED IN THE B. B. AND C. RAILROAD COMPANY SURVEY, ABSTRACT No. 93 IN THE JOHNSON COUNBTY, TEXAS, AND BEING THAT SAME 4.265 ACRE TRACT OF LAND AS CONVEYED TO ADEL AND LINA SEBITA BY DEED AS RECORDED IN VOLUME 2824, PAGE 227 OF THE DEED RECORDS OF JOHNSON COUNTY, TEXAS (DRJCT), AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A CONCRETE HIGHWAY MONUMENT FOUND FOR THE SOUTHEAST CORNER OF SAID 4.265 ACRE TRACT AND SAME FOR THIS TRACT AND THE SOUTHWEST CORNER OF A CALLED 6.220 ACRE TRACT OF LAND CONVEYED TO AMERIGAS PROPANE LP BY DEED AS RECORDED IN VOLUME 2455, PAGE 778 DRJCT IN THE NORTH LINE OF U.S. HIGHWAY 67, A VARIABLE WIDTH PUBLIC RIGHT F WAY (APPROXIMATELY 235 FEET);

THENCE S 85° 37' 57" W, 409.52 FEET (DEED REFERENCE BEARING) ALONG THE NORTH LINE OF SAID HIGHWAY 67 TO A CONCRETE HIGHWAY MONUMENT FOUND FOR THE SOUTHWEST CORNER OF SAID 4.265 ACRE TRACT AND SAME FOR THIS TRACT AND THE SOUTHEAST CORNER OF A CALLED 28.041 ACRE TRACT OF LAND CONVEYED TO J. L. RUSSELL, ET AL BY DEED AS RECORDED IN VOLUME 1623, PAGE 362 DRJCT;

THENCE N 29° 16' 18" W, 413.82 FEET (DEED N 29° 21' 00" W, 414.73 FEET) TO A ½" STEEL ROD FOUND FOR THE NORTHWEST CORNER OF SAID 4.265 ACRE TRACT AND SAME FOR THIS TRACT AND THE SOUTHWEST CORNER OF A CALLED 15.33 ACRE TRACT OF LAND CONVEYED TO EUGENE BAILEY BY DEED AS RECORDED IN VOLUME 846, PAGE 353 DRJCT IN THE EAST LINE OF SAID 28.041 ACRE TRACT;

THENCE N 61° 15' 34" E, 371.92 FEET (DEED N 61° 31' 40" E, 377.89 FEET) TO A 5/8" STEEL ROD FOUND FOR THE NORTHEAST CORNER OF SAID 4.265 ACRE TRACT AND SAME FOR THIS TRACT AND THE NORTHWEST CORNER OF SAID 6.220 ACRE TRACT IN THE SOUTH LINE OF SAID 15.33 ACRE TRACT;

THENCE S 29° 13' 33" E, 582.83 FEET (DEED S 29° 05' 25" E, 581.97 FEET) ALONG THE EAST LINE OF SAID 4.265 ACRE TRACT AND THE WEST LINE OF SAID 6.220 ACRE TRACT TO THE POINT OF BEGINNING AND CONTAINING APPROXIMATELY 4.252 ACRES OF LAND.

PLAT

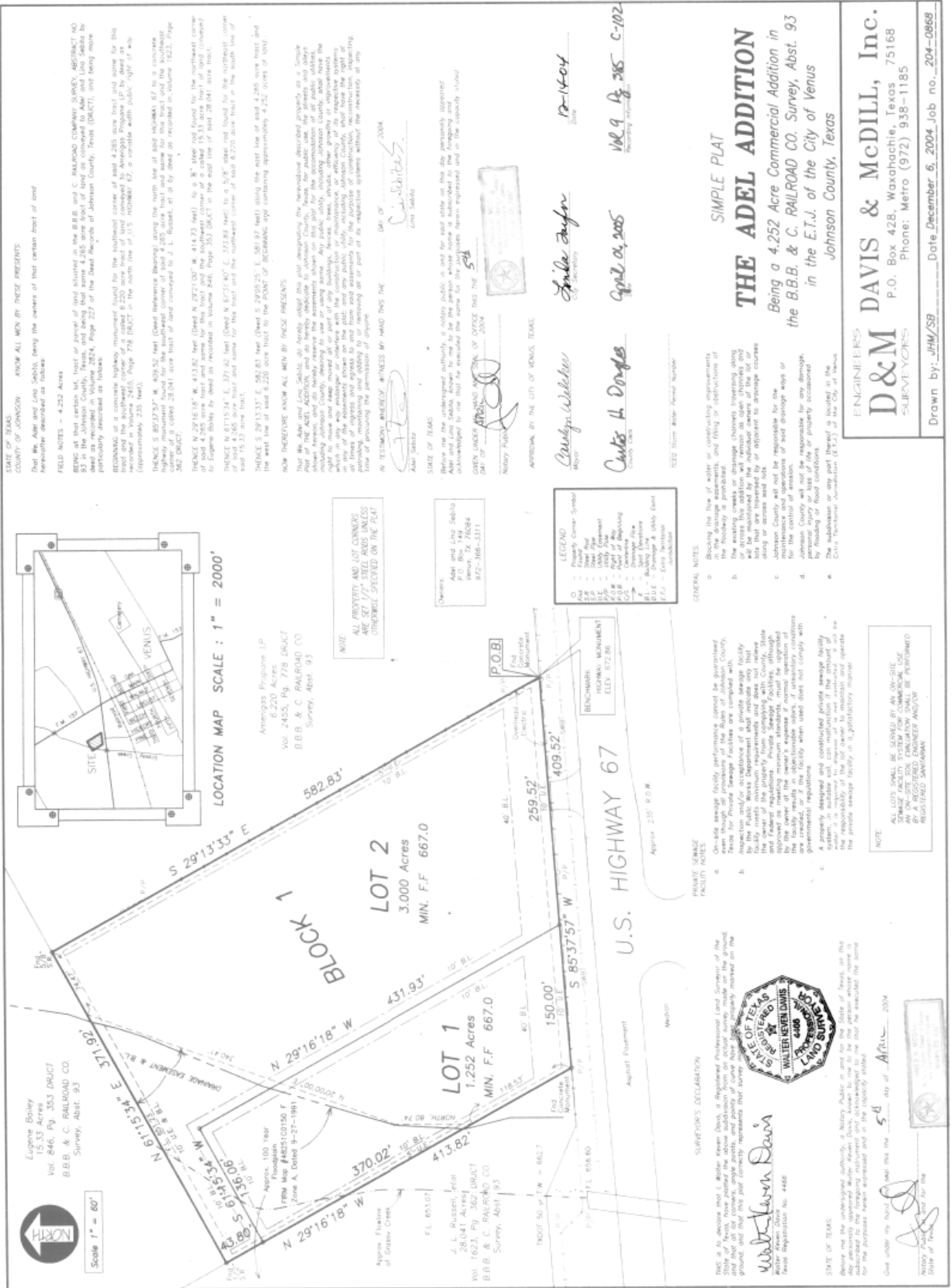


EXHIBIT B
LOCATION MAP



744 W U. S. HIGHWAY 67



City Council Agenda Item Report

February 10, 2025

Oscar Ortiz, City Planner

972-366-3348 ext. 206

oortiz@cityofvenus.org

**AN ORDINANCE TO RELEASE FROM THE CITY OF VENUS' ETJ THE
PROPERTY ADDRESSED AS 2079 C. R. 214 AND CHANGE THE ETJ
BOUNDARY MAP.**

1. **BACKGROUND/HISTORY:** An ETJ is the unincorporated area that is contiguous to the Venus' city limits and is located within one (1) mile of those boundaries where the city can exercise certain legal powers. On September 1, 2023, Senate Bill 2038 (SB 2038) granted property owners the ability to unilaterally release themselves from an ETJ through either petition or election. The Texas Constitution and Statutes, Local Government Code, Chapter 42, Subchapter D. "Release of an area by petition of landowner from Extra Territorial Jurisdiction" states that to process a petition or application received pursuant to the Code Section certain requirements and conditions shall be met.
2. **FINDINGS / CURRENT ACTIVITY:** The requirements have been met by the applicant to be removed from the city's ETJ.
3. **RECOMMENDATIONS:** Approved item as presented.
4. **ATTACHMENTS:** Ordinance, Exhibit A, and Exhibit B.

ORDINANCE No.

AN ORDINANCE AUTHORIZING THE RELEASE FROM THE CITY OF VENUS' EXTRA TERRITORIAL JURISDICTION OF THE PROPERTY ADDRESSED AS 2079 C. R. 214, WHICH CONSISTS OF AN APPROXIMATELY 11.90 ACRE TRACT OF LAND, KNOWN AS PROPERTY ID 126.0134.00085, AND ORDERING THE CHANGING OF THE CITY OF VENUS' EXTRA TERRITORIAL JURISDICTION BOUNDARY MAP IN ACCORDANCE WITH SAID CHANGE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VENUS, TEXAS:

WHEREAS, as authorized by Subchapter D of Chapter 42 of the Texas Local Government Code, the landowners of the herein described property have requested and petitioned in writing that the City of Venus ("City") exclude the property herein described from the City's Extra Territorial Jurisdiction ("ETJ"); and

WHEREAS, City staff has determined that the submitted petition, case number ETJ-RLS-02-2025, complies with the requirements of Subchapter D of Chapter 42 of the Texas Local Government Code and that such law requires the release of the herein described property from the City's ETJ.

NOW, THEREFORE, the following described tract of land is hereby released and removed from the City's ETJ, effective as of the date of the passage of this Ordinance:

All those certain lots, tracts, or parcels of land situated in Johnson County, Texas, and being more particularly described by legal description, metes and bounds, and survey in Exhibit A and shown on the location map in Exhibit B, which are made a part hereof and attached hereto for all purposes.

The City's ETJ boundary is hereby amended in accordance with the said change. City staff is hereby directed to make all required changes to the City map showing the boundaries of the City's ETJ, as required by Section 411.002 of the Texas Local Government Code, and to promptly notify Johnson County of such changes.

PASSED, APPROVED AND ADOPTED on this 10th day of February, 2025.

Mayor

ATTEST:

City Secretary

EXHIBIT A

LEGAL DESCRIPTION & METES AND BOUNDS

BEING A TRACT OF LAND SITUATED IN THE J. T. CADENHEAD SURVEY, ABSTRACT No. 134, OF JOHNSON COUNTY, TEXAS, AND BEING A TRACT OF LAND CONVEYED TO STEPHEN ALAN AND CORLISS DENISE ALEXANDER, AS RECORDED IN VOLUME 2528, PAGE 124, OF THE DEED RECORDS OF JOHNSON COUNTY, TEXAS, AS SHOWN ON THIS SURVEY AND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING AT A RAILROAD SPIKE FOUND FOR CORNER BEING ON THE NORTHEAST RIGHT-OF-WAY LINE OF COUNTY ROAD 214, AND BEING THE WESTERN MOST SOUTH CORNER OF A TRACT OF LAND CONVEYED TO HENRY M. AND LINDA PERETH, AS RECORDED IN INSTRUMENT No. 2013-006878, OF THE DEED RECORDS OF JOHNSON COUNTY, TEXAS, AND BEING THE WEST CORNER OF SAID ALEXANDER TRACT;

THENCE NORTH 60 DEGREES, 01 MINUTES, 20 SECONDS EAST, A DISTANCE OF 492.21 FEET TO A 5/8 INCH IRON FOUND FOR CORNER;

THENCE SOUTH 30 DEGREES, 07 MINUTES, 28 SECONDS EAST, A DISTANCE OF 1,052.98 FEET TO A ½ INCH YELLOW-CAPPED IRON ROD SET FOR CORNER;

THENCE SOUTH 60 DEGREES, 00 MINUTES, 00 SECONDS WEST, A DISTANCE OF 492.21 FEET TO A ½ INCH IRON ROD FOUND FOR CORNER, BEING ON THE NORTHEAST RIGHT-OF-WAY LINE OF SAID FARM TO MARKET 214;

THENCE NORTH 30 DEGREES, 07 MINUTES, 28 SECONDS WEST, A DISTANCE OF 1,053.17 FEET TO THE PLACE OF BEGINNING AND CONTAINING 11.90 ACRES OF LAND.

SURVEY PLAT

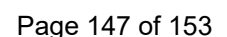
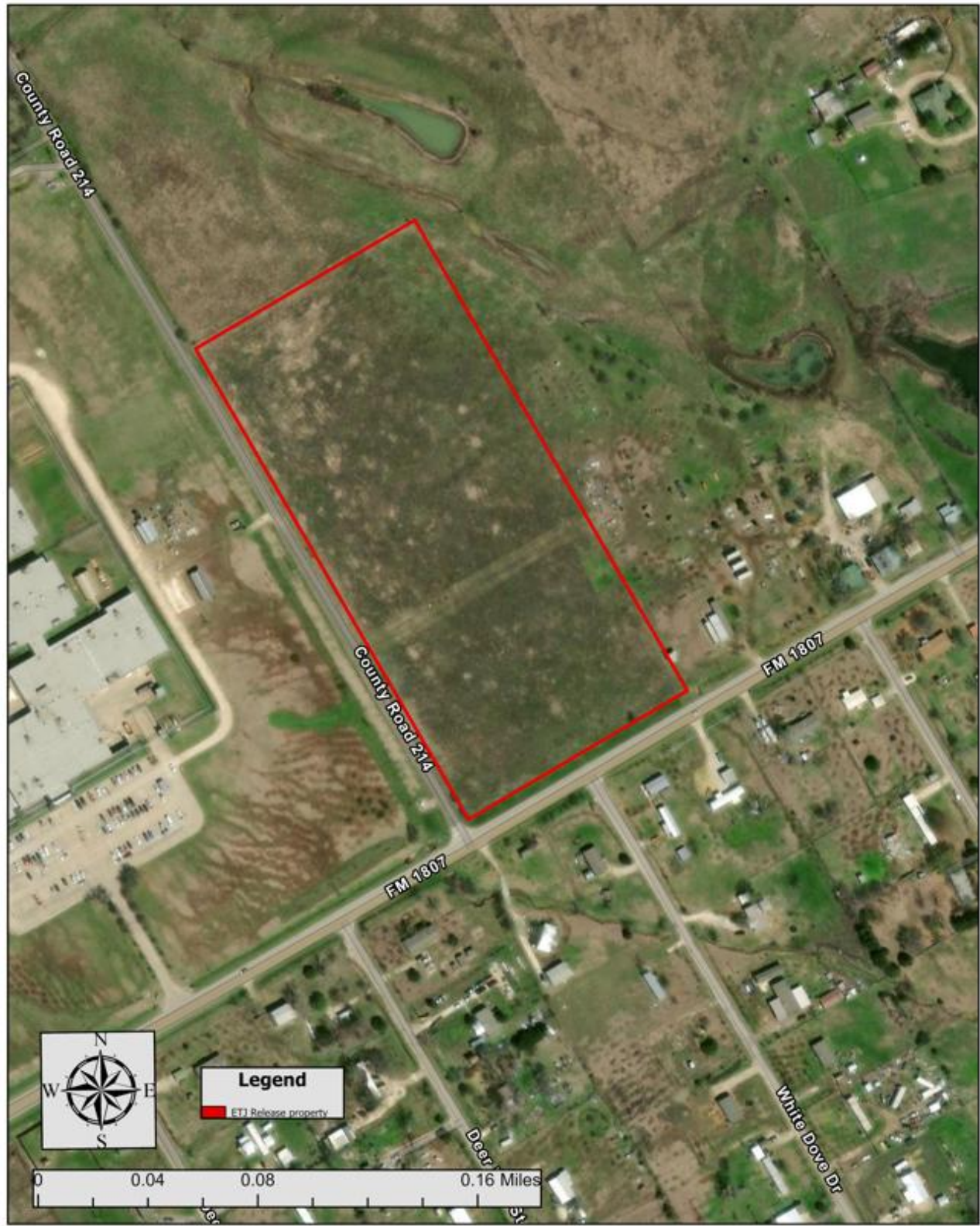


EXHIBIT B
LOCATION MAP



2079 C. R. 214

ITEM REPORT

To: City Council
From: Joshua Jones, City Administrator
Subject: Discuss and Consider an Amendment to the Exclusive Franchise Agreement with Frontier Waste Solutions for the Collection, Hauling, Recycling and Disposal of Municipal Solid Waste, Construction and Demolition Waste, and Recyclable Materials in the City of Venus, TX.
Department/Office: Administration

Summary:

The City of Venus entered into an exclusive franchise agreement ("the Agreement") with Frontier Waste Solutions ("FWS") in April 2019 for trash collection services. The term of the initial agreement was for April 2019 to April 2022, with the provision of an extension *"for one (1) successive period of three (3) years provided that neither party provides the other party with written notice of its intent to terminate the Agreement at least 90 days prior to the expiration date of the Agreement"*. The City nor FWS provided that written notice. Therefore, the Agreement was renewed for an additional 3-year term and now expires in April 2025.

This item is an Amendment to the Agreement that will provide the following changes:

- Extend the expiration to April 2030, with a 5-year automatic renewal.
- Change the 60-day *"notice of termination"* by either party to 180 days (6 months).
- Add *"glass bottles and jars (excluding mirrors, windows, ceramics and other glass products)"* to the definition of *"Recyclable Materials"*.
- Add parameters for when FWS may request a *"fuel-cost adjustment"* (surcharge) based on increases of more than 15% in its cost of diesel fuel over the course of an annual quarter (3 months).

(Amendment No. 1 was an update to solid waste service rates effective April 1, 2024.)

Recommended Action:

Approve item as presented.

Budget:

N/A

Attachments:

1. Frontier Waste - Contract Amendment No. 2

AMENDMENT NO. 2

EXCLUSIVE FRANCHISE AGREEMENT FOR THE COLLECTION, HAULING, RECYCLING AND DISPOSAL OF MUNICIPAL SOLID WASTE, CONSTRUCTION AND DEMOLITION WASTE, AND RECYCLABLE MATERIALS IN THE CITY OF VENUS, TEXAS

This Amendment No. 2 to the Exclusive Franchise Agreement for the Collection, Hauling, Recycling and Disposal of Municipal Solid Waste, Construction and Demolition Waste, and Recyclable Materials in the City of Venus, Texas (“Amendment”) is made and entered into effective as of February 10, 2025, by and between the City of Venus, Texas (the “City”), and Frontier Texas Ventures I, LLC, a Delaware limited liability company doing business in Texas as “Frontier Waste Solutions” (“Service Provider”).

RECITALS:

WHEREAS, the City and Frontier Access, LLC, predecessor-in-interest to the Service Provider’s rights under the Agreement (as defined below), entered into an Exclusive Franchise Agreement for the Collection, Hauling, Recycling and Disposal of Municipal Solid Waste, Construction and Demolition Waste, and Recyclable Materials in the City of Venus, Texas with an effective date of April 9, 2019 (as amended, the “Agreement”); and

WHEREAS, the City and Service Provider desire to amend the Agreement as more fully described herein.

AGREEMENT:

NOW, THEREFORE, in consideration of the mutual covenants and agreements contained herein and in the Agreement, the parties hereto hereby agree as follows:

1. Recyclable Materials. The following shall be included within the definition of Recyclable Materials: “glass bottles and jars (excluding mirrors, windows, ceramics and other glass products)”.

2. Fuel Cost Adjustment. Section 10.B. of the Agreement is hereby deleted in its entirety and replaced with the following:

“Commencing April 9, 2026, in the event diesel gasoline prices increase by more than 15% in any quarter, the Service Provider may request, and the City Council shall approve a fuel surcharge adjustment for all rates hereunder in an amount sufficient to offset such increased costs. The amount of the fuel surcharge adjustment shall be applied in addition to any applicable CPI-U adjustment. The City’s designated representative shall review the surcharge and shall discontinue the surcharge when the conditions for the surcharge no longer exist. Extra cart fees are not subject to fuel surcharge adjustments.”

3. Term. Section 12 of the Agreement is hereby deleted in its entirety and replaced with the following:

“The term of this Agreement shall be for a period of five (5) years, commencing on April 9, 2025 and concluding on April 8, 2030. At the expiration of the term of this Agreement, this Agreement will be extended for successive periods of five (5) years; provided, that neither party provides the other party with written notice of intent to terminate this Agreement at least one hundred eight (180) days prior to the expiration date of this Agreement or 180 days prior to any of the then applicable individual five (5) year extension periods. If either party provides such notice, this Agreement will cease to be renewed and will terminate at the end of either this five (5) year Agreement, or at the end of the subsequent five (5) year extension period, as applicable.”

4. Acknowledgement of Assignment. All references in the Agreement to the Service Provider shall refer to Frontier Texas Ventures I, LLC.

5. No Other Amendments. Except as specifically provided in this Amendment, no other amendments, revisions, or changes are made or have been made to the Agreement. All other terms and conditions of the Agreement remain in full force and effect and the parties hereby ratify and confirm their respective rights, obligations, and representations under the Agreement, as amended.

6. Successors and Assigns. This Amendment may be executed in any number of counterparts, each of which shall be deemed an original but all of which shall constitute one and the same instrument.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

The parties hereto have executed this Amendment date first written above.

Frontier Texas Ventures I, LLC,
a Delaware limited liability company

By: _____
John C. Gustafson, President & CEO

THE CITY OF VENUS, TEXAS,
a Texas municipality

By: _____
Name: Alejandro Galaviz
Title: Mayor

ATTESTED:

By: _____
Name: Callie Green
Title: City Secretary