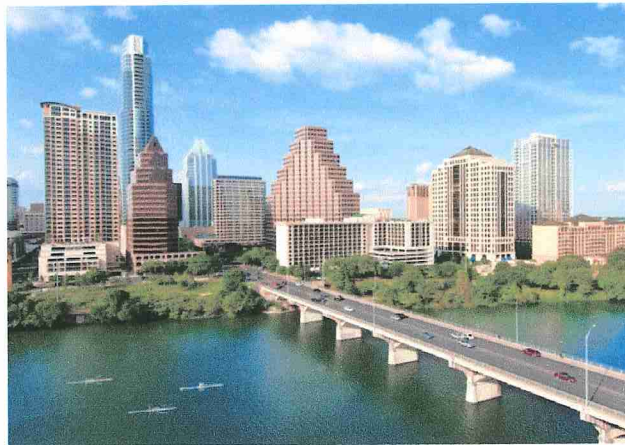


Texas City Attorneys Association

Board of Directors Meeting

Austin

October 9, 2013





TEXAS CITY ATTORNEYS ASSOCIATION

AN AFFILIATE OF THE
TEXAS MUNICIPAL LEAGUE

September 25, 2013

1821 RUTHERFORD LANE
SUITE 400 • AUSTIN
TEXAS 78754-5128
TEL: 512-231-7400
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www.texascityattorneys.org

MEMORANDUM

TO: TCAA Board
FROM: Scott Houston
SUBJECT: October 9, 2013, TCAA Board Meeting

The Fall TCAA Board meeting will be held on Wednesday, October 9, 2013, at 6:00 p.m. at Eddie V's Restaurant, which is located at 301 East 5th Street in Austin. We will have a private room for dinner.

You can find a map to the restaurant at www.eddiev.com.

Your packet for the agenda is enclosed. The packet is three-hole punched and divided for your convenience.

I look forward to seeing you in Austin. Please contact me at 512-231-7464 (office) or 512-791-4158 (mobile) should you have questions.

Agenda

TCAA Board of Directors
Wednesday, October 9, 2013
Eddie V's Restaurant
6:00 p.m.

1. Consider the minutes from the June 5, 2013, board meeting.
2. TCAA fall conference program and attendee list.
3. Fifteenth Annual Riley Fletcher Basic Municipal Law Seminar: Approve date and speaker program.
4. TCAA budget update.
5. TCAA board applicant list.
6. Approve honorary members for induction in summer 2014: Carroll Graham (Deceased) – Dallas, Jimmy Bray – Corpus Christi (Deceased), Tom Akins - Denison (Retired), and Diane Wetherbee (Soon-to-be retired).
7. Set date and time for next TCAA board meeting to be held in Angleton on January ____, 2014.
8. TCAA Summer Conference location.
9. Other business.
10. Adjourn.

TCAA
Board of Directors
2012-2013

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TAB

1

Minutes

TCAA Board of Directors

Wednesday, June 5, 2013 – Isla Grand Beach Resort – South Padre Island

Board President Frank Garza called the meeting to order at 4:10 p.m.

Board members present:

Mary Kay Fischer

Marcus Norris

Dottie Palumbo

Alan Bojorquez

Frank Garza

Tyrone Cooper

Kathy Davis

Paige Mims

Karen Horner

Karen Kennard

Board members absent:

Sylvia Firth

TML staff present:

Scott Houston

JJ Rocha

1. Consider the minutes from the February 8, 2013, board meeting.

Motion was made and seconded to amend the minutes, in item #3, to reflect that the registration fee for the 2014 Riley Fletcher Seminar will increase from \$99 to \$150, and the motion was unanimously adopted. Motion was made and seconded to approve the amended minutes and the amended minutes were unanimously approved.

2. Thirteenth Annual Riley Fletcher Basic Municipal Law Seminar update and evaluations, including expanding the program.

Staff updated the board on the seminar, which was by all accounts very successful.

3. Approve program for TCAA Fall Conference in Austin, scheduled for October 10, 2013.

After a briefing by staff on the City of West explosion, and discussion related to emergency management topics, the board approved the program to focus on emergency management issues and directed staff to implement the program. A request was made to seek a larger room to provide more space and to accommodate any additional interest.

4. Consider formation of city attorneys responding in an emergency (TCAA CARE) Unit.

Staff briefed the board on assistance that was provided by surrounding cities and TML to the City of West. The board approved the creation of the CARE Unit, which is essentially a list held by the TML general counsel of attorneys who are willing to help surrounding cities should the need arise. In addition, a motion was made and seconded to authorize the TCAA President to spend up to \$5,000 for up to 5 attorneys (\$1,000 each) to cover reimbursement

of actual expenditure related to assisting a city hit by a disaster, and the motion was unanimously approved.

5. Approve TML affiliate services agreement for 2013-2014.

Staff briefed the board on some slight increases in the agreement. Motion was made and seconded to approve the agreement and the motion was unanimously approved. President Frank Garza executed to the agreement on behalf of TCAA.

6. Adopt TCAA budget for fiscal year 2013-2014.

Staff reported on the proposed 2013-2014 budget. The income portion of the budget failed to reflect the increase in registration fees for the 2014 summer conference and the 2014 Riley Fletcher seminar. Those amounts were corrected. In addition, the IMLA conference scholarships were modified from two \$2,000 scholarships to add two more scholarships, for a total of four \$2,000 scholarships. Motion was made and seconded to adopt the budget as corrected and the motion was unanimously approved.

7. Authorize staff to enter into Isla Grand contract from 2016-2018.

(Note: This item was considered at the podium at a conference break on Thursday, June 6, 2013.) Motion was made and seconded and unanimously approved to authorize staff to negotiate and execute contracts with the Isla Grand through 2018.

8. Adjourn.

The next TCAA Board meeting will be held in Austin on October 9, 2012, at Eddie V's, at 6:00 p.m.

TAB

2

**Emergency Preparedness for City Attorneys
Texas City Attorneys Association Fall Conference**
in conjunction with

Texas League 2013

*Annual Conference and Exhibition
Austin, Texas • October 8-11, 2013*

4.75 Hours of CLE Credit (Including 1 Ethics Hour) • Thursday, October 10, 2013 • Austin Convention Center

Special Thanks to Our TCAA Sponsors

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Bojorquez Law Firm, PLLC
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Davidson, Troilo, Ream & Garza, P.C.

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Municipal Code Corporation
Nichols, Jackson, Dillard, Hager & Smith, L.L.P.
Olson & Olson, L.L.P.
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Ross, Banks, May, Cron & Cavin, P.C.
Russell, Rodriguez, L.L.P.
Taylor, Olson, Adkins, Sralla & Elam, L.L.P.
Texas Municipal League Intergovernmental Risk Pool
Wolfe, Tidwell & McCoy, L.L.P.

AGENDA

Texas City Attorneys Association Fall Conference Are you prepared for an emergency in your city?

4.75 Hours of CLE Credit (Including 1 Ethics Hour)

Thursday, October 10, 2013 – Austin Convention Center

8:00 - 9:00 a.m.
Registration

9:00 - 9:15 a.m.

Welcome and Opening Remarks

TCAA President **Frank Garza**, Davidson, Troilo, Ream and Garza, San Antonio; Karen Kennard, City Attorney, Austin

9:15 - 10:15 a.m.

Overview of Emergency Management Law (1 hr)

Kevin Pagan, City Attorney and Emergency Management Coordinator, McAllen

10:15 - 10:30 a.m.

Break

10:30 - 11:00 a.m.

The Forms You Must Have (.5 hrs)

TCAA Board Member **Alan Bojorquez**, Bojorquez Law Firm, Austin

11:00 - 11:45 a.m.

The Agencies You Will Deal With: FEMA (.75 hrs)

Speaker: TBA

Noon - 1:45 p.m.

TML Delegates Luncheon and Presentation

(Separate Ticketed Event) or Lunch on Your Own

2:00 - 2:15 p.m.

Business Meeting: Election of TCAA Officers and Passing of the Gavel

2:15 - 3:00 p.m.

The Agencies You Will Deal With – TDEM (.75 hr)

W. Nim Kidd, Division Chief, Texas Department of Emergency Management, Austin

3:00 - 4:00 p.m.

Ethical Responsibilities During an Emergency (1 hr)

Stefanie Albright, Lloyd, Gosselink, Rochelle and Townsend, Austin

4:00 - 4:15 p.m.

Break

4:15 - 5:00 p.m.

Personnel Issues During and After a Disaster (.75 hrs)

Vanessa Gonzalez, Bickerstaff Heath Delgado Acosta, Austin

5:00 p.m.

Adjourn



Texas City Attorneys Association
1821 Rutherford Lane, Suite 400
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*What will you do if a disaster strikes your city?
Join us to learn about a city attorney's role
and responsibilities.*

*For more information or to register,
go to www.texascityattorneys.org*

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Nan	Rodriguez	Deputy City Attorney	City of Temple	PO Box 207	Temple, TX 76503-0207	(254) 298-5321	nrodriguez@templetx.gov
Charles	Rowland	City Attorney	City of Cedar Park	450 Cypress Creek Rd Bldg 1	Cedar Park, TX 78613-4195	(512) 401-5004	charles.rowland@cedarparktxas.gov
Camela	Sandmann	Asst. City Atmny/Civil Service Legal	City of Baytown	PO Box 424	Baytown, TX 77522-0424	(281) 420-6506	camela.sandmann@baytown.org
Dan	Santee	City Attorney	City of Abilene	PO Box 60	Abilene, TX 79604-0060	(325) 676-6251	Daniel.Santee@abilenetx.com
Audie	Scumbato	Attorney	Underwood Law Firm, P.C.	PO Box 9158	Amarillo, TX 79105-9158	(806) 379-0326	audie.scumbato@uwlaw.com
James	Shepherd	City Attorney	City of Parker	1901 N Central Expy Ste 200	Richardson, TX 75080-3528	972-234-3117	jim@ishpherdlaw.com
Linda	Siogren	City Attorney	City of Big Spring	310 Nolan St	Big Spring, TX 79720-2657	(432) 264-2401	legal@mybigspring.com
Lina	Trevino	City Attorney	City of Brownfield	201 W Broadway St	Brownfield, TX 79316-4429	(806) 637-4547	kcattorney@srcaccess.net
Carly	Wall	Mun Court Prosecutor	City of Port Lavaca	PO Box 9	Port Lavaca, TX 77979-0009	(361) 552-2971	carly@portlavacalaw.com
Paul	Wendland	Assistant City Attorney	City of San Antonio	PO Box 839966	San Antonio, TX 78283-3966	(210) 207-8940	paul.wendland@sanantonio.gov
Diane	Weatherbee	City Attorney	City of Plano	PO Box 860358	Plano, TX 75086-0358	(972) 941-7126	dianew@plano.gov
Jackie	Williamson	City Attorney	City of Gonzales	PO Box 547	Gonzales, TX 78629-0547	(830) 672-2411	cityattorney@cityofgonzales.org
Marcus	Winberry	City Attorney	City of Conroe	PO Box 3066	Conroe, TX 77305-3066	(936) 760-4687	mwinberry@cityofconroe.org
Jim	Wright	City Attorney	City of Livingston	200 W Church St	Livingston, TX 77351-3213	(936) 327-4311	cityattorney@livingston.net
Charles	Zech	Attorney	Denton Navarro Rocha & Bernal	2517 N Main Ave	San Antonio, TX 78212-4695	(210) 227-3243	charles.zech@rampage-sa.com

Total 107

TAB

3

The Fifteenth Annual Riley Fletcher Basic Municipal Law Seminar
February [6-7], [13-14], [20-21 PREFERRED], 2014

Two Ways to Attend:

Live at Texas Municipal Center, Austin or Live Videocast
8 Hours MCLE (Including .75 Ethics Hour)

Thursday, February ____, 2014

- 8:30 - 9:20 a.m. Registration**
- 9:20 - 9:30 a.m. Moderator and Welcome**
Mary Kay Fischer, City Attorney, Angleton and TCAA President
- 9:30 - 9:45 a.m. Types of City Government (.25 hour)**
Heather Mahurin, Legal Counsel, Texas Municipal League
- 9:45 - 10:15 a.m. Open Meetings (.5 hours)**
Scott Houston, Deputy Executive Director and General Counsel, Texas Municipal League
- 10:15 - 10:45 a.m. Public Information Act (.5 hour)**
Bill Longley, Legal Counsel, Texas Municipal League
- 10:45 - 11:00 a.m. Break**
- 11:00 - 11:30 a.m. Economic Development (.5 hour)**
Kim Lafferty, Lafferty Law Firm, Plano
- 11:30 a.m. - 12:00 p.m. Municipal Budget and Tax Rate (.5 hour)**
Leela Fireside, Assistant City Attorney, Austin
- 12:00 - 1:00 p.m. Box Lunch – Ethics (.75 hour)**
Ross Fischer, Denton, Navarro, Rocha & Bernal, Austin
- 1:00 - 1:30 p.m. Municipal Finance (.5 hour)**
Kuruvilla Oommen, Deputy City Attorney, Irving
- 1:30 - 2:00 p.m. Purchasing (.5 hour)**
Jeff Moore, Brown and Hofmeister, Richardson
- 2:00 - 2:30 p.m. Land Use (.5 hour)**
Brad Young, Bickerstaff Heath Delgado Acosta, Austin
- 2:30 - 2:45 p.m. Break**
- 2:45 - 3:15 p.m. Annexation (.5 hour)**
Scott Houston, Deputy Executive Director and General Counsel, Texas Municipal League
- 3:15 - 3:45 p.m. Municipal Court (.5 hour)**
*Ryan Turner, General Counsel and Director of Education, Texas Municipal Courts
Education Center*
- 3:45 p.m. Adjourn**

Friday, February _____, 2014

- 8:15 - 8:45 a.m. Breakfast**
- 8:45 - 9:15 a.m. Liability (.5 hour)**
Mick McKamie, McKamie Krueger, San Antonio
- 9:15 - 9:45 a.m. Ordinances (.5 hour)**
David Johnson, Assistant City Attorney, Arlington
- 9:45 - 10:15 a.m. Election Law (.5 hour)**
Bob Heath, Bickerstaff Heath Delgado Acosta, Austin
- 10:15 - 10:45 a.m. Dealing with the Media (.5 hour)**
Frank Garza, Davidson Troilo Ream & Garza, San Antonio and TCAA President
- 10:45 - 11:00 a.m. Break**
- 11:00 - 11:30 a.m. Personnel Law (.5 hour)**
Laura Mueller, Assistant General Counsel, Texas Municipal League
- 11:30 a.m. Adjourn**

Initial Report

Last Modified: 02/22/2013

1. Please provide your name.**Text Response**

Donna Lou Johnson
 Matt Rowan
 David Ritter
 Bo Joseph
 Kristine Duff
 Zach Noblitt
 Alison Burton
 Douglas DeFratus
 Matt Durham
 Rick Hanna
 Cary Grace
 Pat Gillespie
 Natasha John
 Carolyn McLaughlin
 Marvin J. Angle

Statistic	Value
Total Responses	15

2. Please indicate any topics you would like to be included at future seminars.**Text Response**

Eminent Domain
 None spring to mind...
 Basics of real estate transactions could be a nice addition - something just a tad more in-depth than Land Use.
 Environmental topics such as TCEQ Enforcement and Permitting

Statistic	Value
Total Responses	4

3. Additional comments regarding the seminar:

Text Response

Fantastic CLE - one of the best I've ever attended. Wish I had done this earlier in my municipal law career. The topics were relevant, speakers very well prepared, and were accessible for questions afterward. I look forward to attending more TML CLE events in the future.

Consider making it a full 2-day seminar to make sessions longer. On a separate note, I was impressed with all of the TML staff!

A great seminar! But they do need more electrical outlets.

Excellent bargain. Very, very useful seminar papers.

As a recently licensed attorney new to Municipal Law this seminar was an excellent overview and helped me put so much of the work I see others doing into context. The basics of each topic were incredibly useful and the resources provided by the speakers invaluable.

Statistic	Value
Total Responses	5

4. Please provide your city or firm if applicable.

Text Response

Olson & Olson LLP
Potter Minton, P.C.
City of Plano, Texas
TML Risk Pool
City of San Antonio
Messer, Rockefeller, & Fort PLLC
City of Odessa, Texas
The City of Corpus Christi
City of Garland
City of Hereford
City of Austin
City of Columbus
Bojorquez Law Firm
City of Irving
Jacksonville, Norman Law Firm

Statistic	Value
Total Responses	15

5. Please provide your job title.

Text Response

Attorney
Attorney
Assistant City Attorney II
Attorney
Assistant City Attorney
Associate Attorney
Senior Assistant City Attorney
Assistant City Attorney
Assistant City Attorney
City Manager
Assistant City Attorney
City Attorney
Attorney
Assistant City Attorney
Partner

Statistic	Value
Total Responses	15

6. Please rank the following sessions:

#	Question	Excellent	Good	Fair	No Opinion	Total Responses	Mean
1	Types of City Government (Heather Mahurin)	11	1	2	1	15	1.53
2	Open Meetings (Scott Houston)	13	2	0	0	15	1.13
3	Public Information Act (Bill Longley)	11	4	0	0	15	1.27
4	Economic Development (Kim Lafferty)	6	7	2	0	15	1.73
5	Municipal Budget and Tax Rate (Leela Fireside)	9	5	1	0	15	1.47
6	Ethics (Ross Fischer)	12	2	1	0	15	1.27
7	Municipal Finance (Kuruvilla Oommen)	10	4	0	1	15	1.47
8	Purchasing (Jeff Moore)	9	6	0	0	15	1.40
9	Land Use (Brad Young)	8	6	1	0	15	1.53
10	Annexation (Scott Houston)	12	3	0	0	15	1.20
11	Municipal Court (Ryan Turner)	15	0	0	0	15	1.00
12	Liability (Mick)	12	2	1	0	15	1.27

7. Please indicate your experience with the following elements of the meeting:

#	Question	Excellent	Good	Fair	No Opinion	Total Responses	Mean
1	Relevancy of Session Topics	14	1	0	0	15	1.07
2	Reasonableness of Seminar Pricing	11	3	0	1	15	1.40
3	Publicity	6	8	1	0	15	1.67
4	Location of Seminar	12	3	0	0	15	1.20
5	Meeting Facility	12	3	0	0	15	1.20
6	On-site Staff	14	1	0	0	15	1.07
7	Overall Opinion of the Seminar	15	0	0	0	15	1.00

Statistic	Relevancy of Session Topics	Reasonableness of Seminar Pricing	Publicity	Location of Seminar	Meeting Facility	On-site Staff	Overall Opinion of the Seminar
Min Value	1	1	1	1	1	1	1
Max Value	2	4	3	2	2	2	1
Mean	1.07	1.40	1.67	1.20	1.20	1.07	1.00
Variance	0.07	0.69	0.38	0.17	0.17	0.07	0.00
Standard Deviation	0.26	0.83	0.62	0.41	0.41	0.26	0.00
Total Responses	15	15	15	15	15	15	15

Initial Report

Last Modified: 02/28/2013

1. Please provide your name.**Text Response**

Michelle M Kretz
 Ron Schoenbrun
 Ronda Reichle
 Annie Smith
 Jim Wright

Statistic	Value
Total Responses	5

2. Please indicate any topics you would like to be included at future seminars.**Text Response**

Code enforcement

Statistic	Value
Total Responses	1

3. Additional comments regarding the livecast:**Text Response**

This was extremely convenient and affordable. Will certainly make an effort to participate in this capacity every year it's offered.
 Excellent seminar and livecast.
 Regarding Economic Development (Kim Lafferty) - excellent materials; she's not a great speaker

Statistic	Value
Total Responses	3

4. Please provide your city or firm if applicable.

Text Response
<p>Fort Worth</p> <p>Starr Schoenbrun Comte McGuire PLLC/City of Whitehouse</p> <p>City of Granite Shoals</p> <p>City of Rocksprings</p> <p>Livingston TX</p>

Statistic	Value
Total Responses	5

5. Please provide your job title.

Text Response
<p>Assistant City Attorney I</p> <p>Partner/City Attorney</p> <p>City Secretary</p> <p>City Manager</p> <p>City Attorney</p>

Statistic	Value
Total Responses	5

6. Please rank the following sessions:

#	Question	Excellent	Good	Fair	No Opinion	Total Responses	Mean
1	Types of City Government (Heather Mahurin)	3	3	0	0	6	1.50
2	Open Meetings (Scott Houston)	4	1	0	1	6	1.67
3	Public Information Act (Bill Longley)	4	1	0	1	6	1.67
4	Economic Development (Kim Lafferty)	0	4	0	2	6	2.67
5	Municipal Budget and Tax Rate (Leela Fireside)	3	2	0	1	6	1.83
6	Ethics (Ross Fischer)	6	0	0	0	6	1.00
7	Municipal Finance (Kuruvilla Oommen)	3	1	0	1	5	1.80
8	Purchasing (Jeff Moore)	2	3	0	1	6	2.00
9	Land Use (Brad Young)	5	0	0	0	5	1.00
10	Annexation (Scott Houston)	3	1	0	2	6	2.17
11	Municipal Court (Ryan Turner)	5	0	0	1	6	1.50
12	Liability (Mick)	5	0	0	1	6	1.50

7. Please indicate your experience with the following elements of the meeting:

#	Question	Excellent	Good	Fair	No Opinion	Total Responses	Mean
1	Relevancy of Session Topics	6	0	0	0	6	1.00
2	Reasonableness of the Livecast Pricing	5	0	0	0	5	1.00
3	Publicity	5	0	0	0	5	1.00
4	Internet Livecast	5	0	0	1	6	1.50
5	Technical Support	5	0	0	1	6	1.50
6	Overall Opinion of the Livecast	5	0	0	1	6	1.50

Statistic	Relevancy of Session Topics	Reasonableness of the Livecast Pricing	Publicity	Internet Livecast	Technical Support	Overall Opinion of the Livecast
Min Value	1	1	1	1	1	1
Max Value	1	1	1	4	4	4
Mean	1.00	1.00	1.00	1.50	1.50	1.50
Variance	0.00	0.00	0.00	1.50	1.50	1.50
Standard Deviation	0.00	0.00	0.00	1.22	1.22	1.22
Total Responses	6	5	5	6	6	6

TAB

4

Texas City Attorneys Association

Budget Summary

FY 2013 - 2014

INCOME:

Membership Dues	23,080
Investment Income	7,000
Semi-Annual Meeting (Summer)	45,000
Riley Fletcher Seminar	11,250
Sponsor Revenue	<u>17,500</u>
TOTAL:	\$103,830

EXPENSES:

Board Meetings	3,520
Semi-Annual Meeting (TML)	9,200
Semi-Annual Meeting (Summer)	25,850
Riley Fletcher Seminar	8,450
Newsletter	14,280
Web site	4,840
Administrative Services	9,290
Miscellaneous	<u>15,075</u>
TOTAL:	\$90,505

2013 - 2014 BUDGETED SURPLUS: \$13,325
TOTAL RESERVE FUNDS: (Approximate) \$180,000.00

Texas City Attorneys Association

Budget Detail

FY 2013 - 2014

INCOME

Membership Dues:

194 City Attorneys (\$60.00)	11,640
183 Assistant City Attorneys (\$30.00)	5,490
85 Associate Members (\$70.00)	<u>5,950</u>
Total:	\$23,080

Investment Income:

Current Rates	\$7,000
---------------	----------------

Semi-Annual Meeting (Summer):

180 Registered (\$250.00)	\$45,000
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Riley Fletcher Seminar:

75 Registered (\$150.00)	\$11,250
--------------------------	-----------------

Sponsor Revenue:

\$17,500

TOTAL INCOME: \$103,830

EXPENSES

Board Meetings:

3 Board Meetings (\$420 staff time each), plus board shirts and misc	2,520
Out of town Board Meeting staff travel	<u>1,000</u>
Total:	\$3,520

Semi-Annual Meeting (TML):

MCLE	200
Refreshment Breaks	4,000
AV Charges	4,000
Miscellaneous (Including publicity)	<u>1,000</u>
Total:	\$9,200

Semi-Annual Meeting (Summer):

Conference Gift (e.g. coolers)	3,000
MCLE	200
Refreshment Breaks	8,500
TML Staff Contract	3,990
TML Staff Expenses	1,500
Conference Supplies	1,650
Postage	500
Galen Sparks/ Susan Rocha Attendees	1,350

Texas City Attorneys Association

Budget Detail

FY 2013 - 2014

Speaker Expenses	1,000
Publicity	1,000
Miscellaneous	<u>3,160</u>
Total:	\$25,850

Riley Fletcher Seminar:

MCLE	200
Publicity	1,000
Staff Expenses	800
Refreshment Breaks and Luncheon	3,000
AV Charges	1,560
Administrative Agreement	<u>1,890</u>
Total:	\$8,450

Newsletter:

12 issues (\$1,190 per issue)	\$14,280
-------------------------------	-----------------

Website:

Annual Service Agreement	840
New Additions	2,000
Video Replay Posting and Admin Costs	<u>2,000</u>
Total:	\$4,840

Administrative Services:

506 Members (\$15.00)	7,590
Financial Charges	<u>1,700</u>
Total:	\$9,290

Miscellaneous:

Printing and Reproduction	300
Awards and Recognition	1,300
Office Supplies	100
Public Relations	300
Professional Fee - Audit	1,000
Telephone	75
LisTCAA Listserv Service Fee	600
Postage	300
IMLA Small City Membership Contributions	3,000
Four IMLA Conference Scholarships	8,000
Miscellaneous	<u>100</u>
Total:	\$15,075

TOTAL EXPENSES: \$90,505

Texas City Attorneys Association
Profit and Loss Statement
For the Twelve Months Ending June 30, 2013

	April	May	June	YTD	Budget	Variance
Membership Dues	\$492.63	\$127.66	\$304.31	\$24,503.24	\$23,100.00	(\$1,403.24)
Investment Income	397.21	424.09	513.07	5,400.70	7,000.00	1,599.30
Semi-Annual Meeting (Summer)	11,612.99	10,158.36	1,597.01	30,753.36	31,500.00	746.64
Sponsor Revenue	750.00			18,250.00	16,000.00	(2,250.00)
Riley Fletcher Seminar				10,682.74	7,425.00	(3,257.74)
CML Revenue	900.00	900.00		2,050.00		(2,050.00)
Total Revenue	14,152.83	11,610.11	2,414.39	91,640.04	85,025.00	(6,615.04)
Professional Fees				1,000.00	1,000.00	
Telephone	4.66	1.34	1.51	14.74	75.00	60.26
Postage	9.76	41.14	23.35	357.71	300.00	(57.71)
Boards and Committees	788.06		907.62	3,792.27	2,700.00	(1,092.27)
Semi-Annual Meeting (TML)		90.62		8,700.39	7,300.00	(1,400.39)
Semi-Annual Meeting (Summer)	1,203.28	4,776.04	23,009.62	30,458.44	29,860.00	(598.44)
Riley Fletcher Seminar			1,620.00	7,358.58	6,450.00	(908.58)
Public Relations			26.99	82.61	300.00	217.39
IMLA Scholarships		1,459.89		5,485.72	6,000.00	514.28
IMLA Small Cities Membership Contributions				3,000.00	3,000.00	
Printing and Reproduction	0.28	37.02	0.32	131.10	300.00	168.90
Newsletter	1,020.00	1,020.00	1,020.00	12,240.00	12,240.00	
Awards & Recognition	211.52			814.09	1,300.00	485.91
Office Supplies		9.72		66.92	100.00	33.08
LisTCAA Listserve	50.00	50.00	50.00	600.00	600.00	
Web Site Expenses	75.00	75.00	2,461.51	3,335.56	9,500.00	6,164.44
Miscellaneous		50.00		168.46	100.00	(68.46)
Administrative Services	290.07	215.07	245.07	9,270.84	7,900.00	(1,370.84)
Total Expenses	3,652.63	7,825.84	29,365.99	86,877.43	89,025.00	2,147.57
Net Income (Loss)	10,500.20	3,784.27	(26,951.60)	4,762.61	(4,000.00)	(8,762.61)
Beginning Net Assets				175,879.90		
Ending Net Assets				180,642.51		

TAB

5

Scott Houston

From: Frank Garza <FGarza@dtgrglaw.com>
Sent: Wednesday, September 11, 2013 10:05 AM
To: Diane Wetherbee; 'tcooper@ci.beaumont.tx.us'; charles.zech@rampage-sa.com
Cc: Scott Houston; JJ Rocha; Heather Mahurin
Subject: FW: TCAA Nominscotating Committee - LET ME KNOW!
Attachments: 2013-2014 Nominating Committee Report.doc; Map of Board and Applicants 2013.pptx; 2013 Board Applications Combined.pdf

Importance: High

Diane, Tyrone and Charlie

Thank you for agreeing to be the Nominating Committee for the TCAA Board. Please appoint among yourselves a Chair for this committee. Attached are the applications for the following 10 applicants in alphabetical order:

1. Barbara Boulware-Wells, Partner, McKamie, Krueger & Knight, Austin
2. John Chosy, Assistant City Attorney, Brownsville
3. Angela Deluca, Assistant City Attorney, Bryan
4. Julie Fort, Partner, Messer, Rockefeller & Fort, Frisco (Note: Julie has applied every year since 2005.)
5. Julian Grant, Senior Assistant City Attorney, Corpus Christi
6. Kayla Landeros, Assistant City Attorney, Temple
7. Liz Plaster, City Attorney, Lewisville
8. Jennifer Richie, City Attorney, Waco
9. Miles Risley, City Attorney, Wichita Falls
10. Ron Stutes, Potter Minton, Tyler (Note: Ron has applied every year since 2009.)

There is one director position to be filled this year due to the customary succession plan of officers "rising through the ranks."

Also attached is the map showing where each applicant and current board member resides. I do have favorites from this list, but I will keep it to myself unless asked by the Committee. Whoever is selected, will be part of the decision making process as to where TCAA holds its summer conference in the future. So we need a reasonable, practical and "can play with the other kids" kind of person. Also, the person nominated must be "*any person duly licensed to practice law in this state who have been duly elected or appointed to the office of city attorney or assistant city attorney of a city, town, or village which is an active member of the Texas Municipal League.*" Just because they practice municipal law does not qualify them for the board, they must be an appointed City Attorney or Assistant City Attorney.

Of the 9 board members (not including Marcus(outgoing) or Tyrone(TML Rep)) we have the following:

2 male 7 female
2 Hispanic
1 African American
2 outside counsel (law firm) 7 in house

These statistics are provided for informational purposes only. Scott may be sending a follow up email, pointing out what I have forgotten to mention, but please let either Scott or I know if any of you have any questions.

Francisco J. Garza



7550 W. Interstate 10 Suite 800
San Antonio, Texas 78229
210-349-6484 Main Office
210-442-2324 Direct
210-349-0041 Fax

TCAA Nominating Committee Report

October 10, 2013

Committee Members: (1) Diane Wetherbee, City Attorney, Plano; (2) Charles Zech, Denton, Navarro, Rocha & Bernal, San Antonio; and (3) Tyrone Cooper, City Attorney, Beaumont.

President

Mary Kay Fischer, City Attorney, Angleton

First Vice-President

Karen Kennard, City Attorney, Austin

Second Vice-President

Kathy Davis, City Attorney, Killeen

Recorder

Karen Horner, Assistant City Attorney, Baytown

Directors

Dottie Palumbo, City Attorney, Galveston

Sylvia Firth, Assistant City Attorney, El Paso

Paige Mims, Deputy City Attorney, Plano

Alan Bojorquez, The Bojorquez Law Firm, Austin

To be filled: _____

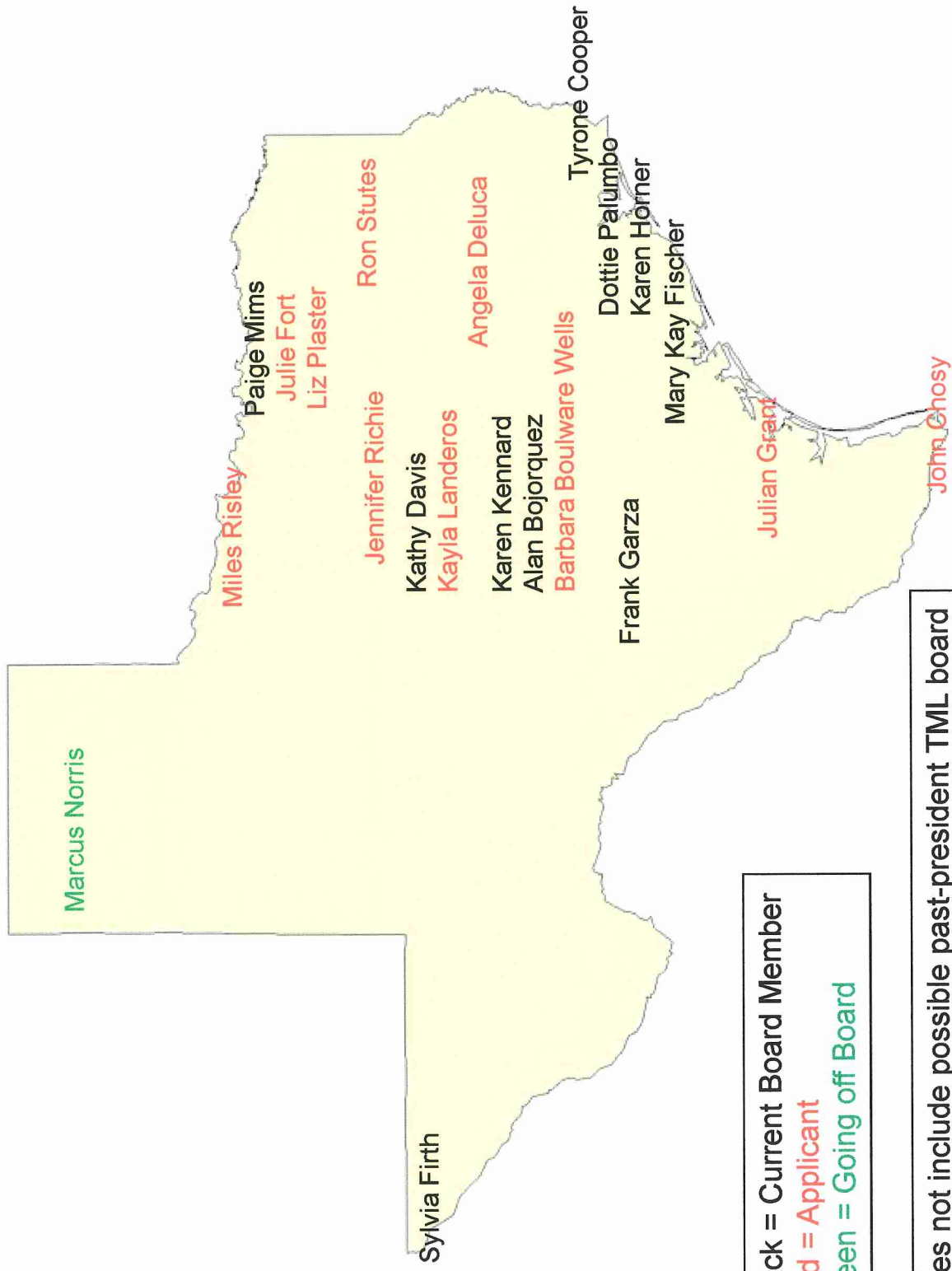
Past President

Frank Garza, Davidson, Troilo, Ream & Garza, San Antonio

TML Board Representative

Tyrone Cooper, City Attorney, Beaumont

TCAA Current Board Members and Director Applicants



Black = Current Board Member
Red = Applicant
Green = Going off Board

Note: Does not include possible past-president TML board representative appointees.

TAB

6

Proposed Honorary Members

TCAA Proposed Honorary Members: (1) Diane Wetherbee (upon retirement); (2) Tom Akins; (3) Jimmy Bray; and (4) Carroll Graham. Background information follows.

TCAA Constitution, Article III, Sec. 3:

Honorary Members - Honorary members shall be chosen because of distinguished service in the field of municipal law. They shall pay no dues, hold no office, nor vote, and no person who is eligible for active membership in the association shall be chosen as an honorary member. They shall be proposed by at least five (5) active members and shall be elected only upon unanimous recommendation of the executive committee and a majority vote of the members present at any annual or semi-annual meeting of the association. An election of an honorary member shall be cancelled if not accepted within six (6) months after the candidate has received notice of his election.

DIANE WETHERBEE, PLANO

City attorney submits resignation

By Conner Hammett

Plano Star-courier

Published: Friday, May 31, 2013 1:25 PM CDT

City Attorney Diane Wetherbee has submitted her resignation to the city, Mayor Harry LaRosiliere announced at Tuesday's City Council meeting.

Wetherbee leaves the city after 17 years as its attorney. She was previously the city's deputy city attorney, and her 28-year legal career includes work for the cities of Abilene, Denton, Georgetown and Greenville. Her resignation will be effective January 2014.

"I've been here 20 years, and my decision really comes from wanting to spend some more time on some other things that a position like this doesn't allow me to do, with more flexibility," she said after the meeting. "I've been honored to be the city attorney. It's probably the best job anyone could have, and so I leave with a little bit of sadness, but a lot of excitement, too, so Plano has been very, very good to me."

City Manager Bruce Glasscock said city staff is working with the council to identify a firm to conduct a national search for Wetherbee's replacement.

"We've got plenty of time, but it takes time to identify a search firm and then get a process in place," he said. "I think council would like to see somebody in place in or around the time of departure so there's a smooth transition and we wouldn't have to be dealing with an interim in the

office."

No formal action will be taken until the resignation is official, Glasscock said, adding he was surprised when he first heard about Wetherbee's decision to leave.

"It's a big loss," he said. "She's got a great legal mind and she knows the city well, so it's going to be a challenge to find somebody to step in and pick up where she left off."

TOM AKINS, DENISON

Long-time Denison city attorney retires | Herald Democrat

By Jonathan Cannon

Herald Democrat

For likely more than 2,000 sessions, Denison City Attorney Tom Akins has represented the city's interests in municipal court. On Monday, he did it for what will likely be the last time. Tuesday will be his last official day as he moves into retirement.

"Tom is, simply put, a huge asset to the city of Denison," Denison Mayor Jared Johnson said on Monday. "Not only is he is a great attorney ... he understands the community he serves."

Akins has been the city's legal counselor for 25 years and represented the city on a contract basis for six years before that. It's "almost surreal because everything happened so fast," the 65-year-old said.

Akins informed the Denison City Council at the start of this month of his plans to retire. "I've worked with a lot of city attorneys in my career, and Tom is by far one of the better ones," City Manager Robert Hanna said. "When you bring a problem to him, instead of finding road blocks he find solutions."

Akins said he originally planned to retire early next year. However, during some recent retirement planning, he learned it would be more financially advantageous for him to retire sooner. "Fortunately the council was very understanding," Akins said.

A graduate of Texas Tech University, Akins began his career as a city attorney for Abilene. Then, in 1976, he took a job working for the city of Sherman before entering private practice the next year. Still he stayed connected to municipal law, working mostly for public entities.

In 1988, when Denison, which had been one his clients, decided to hire a full-time attorney, Akins was selected for the job. "It's been a great decision," he said of the move to Denison. Akins said, only once did he consider making a change. In 1996 he applied for a job as the city attorney for Lubbock. It was a position the self-described Red Raider said was a fantasy job. "I had to try." Akins said he made it to the final round of interviews, but wasn't selected.

“This ended up being my dream job, because of the stability it provided me,” Akins said. “We had a great quality of life.” Akins and his wife Dana raised their family in the area with their children first attending Sherman Independent School District, during Akins’ years in private practice, and then Denison ISD.

In addition to praising the life Grayson County offered, the long-time attorney praised all the councils he’s worked under in Denison. “We’ve had differences of opinion, and I’ve had council members that didn’t like what I had to say, legally, on subject, but they’ve been easy to represent,” he said.

In his quarter-of-a-century representing the city, Akins said it was the recent years working on the Preston Harbour Development that he looks back on most fondly, describing it as both “fun” and “frustrating.” The high-end development is planned for the shore of Lake Texoma and will be within the city limits. “That thing had so many moving parts,” Akins said. Perhaps the most unique one, he said, was working with the U.S. Army Corps of Engineers on the conveyance of 600 acres of Lake Texoma shoreline to the city of Denison and then on to Schuler Development, the developer for Preston Harbour. The Corps conveyed the land to the city in March.

“If done right, one of these days, Denison will be in a better financial situation than it is now” because of the expanded tax base the projects offers, Akins said. The development is predicted to create \$1.9 billion in new value. “I think it’s done right,” he said.

Johnson also mentioned Akins’ work on the development as one a highlight. “Obviously the work that he did on the Schuler Development was critical to helping the Council navigate the right path through that process,” Johnson said.

While he has enjoyed his legal work, Akins said, what he will miss most is “the people, there is no doubt about it. ... I enjoy the relationships that I create. I’ll miss the citizens.” “The people have been good,” he continued. “I think you just treat people with dignity and you’re courteous, and you remind yourself that regardless of what’s going on, you’re being paid by 23,000 bosses.” Looking forward, Akins seems excited about the next chapter in his life. “Dana and I have got some things we want to do, some places we want to see,” he said. “We’re (two) of the few remaining folks that really enjoy the car trip.”

Last summer, the couple took a 23-day, 5,500-mile road trip in the truest sense, traveling from town to town with no reservations, simply finding a hotel at the end of the day. Akins mentioned Prince Edward Island, Glacier National Park, Seattle and Alaska as a few future destinations.

“We want to do it while we can,” Akins said. Akins also said he hopes to get more involved in the community by volunteering but hasn’t decided exactly where that will be. “He’ll be sorely missed and he’ll be tough to replace,” Johnson said.

Hanna said a Council committee will meet Thursday to review potential search firms to look for a replacement for Akins. Once a firm is hired, the search process will likely take several months. In the meantime, the firm of Messer, Rockefeller, & Fort, a municipal law firm based in Frisco, will provide contract legal services for the city of Denison.

JIMMY BRAY, CORPUS CHRISTI

TCAA Newsletter

City attorneys have lost a great friend and mentor. Many of us were lucky enough to know Jimmy Bray, the longtime city attorney for Corpus Christi. He passed away last Wednesday, but his memory will live on in the city attorney community. The Texas City Attorneys Association has made a donation to the Coastal Conservation Association in his honor. Following is Jimmy's obituary:

Jimmy Bray (James Robert Bray, Jr.), 63, joined the church triumphant surrounded by his family at home Wednesday evening, May 8, 2013, in Nacogdoches. One of his final wishes was fulfilled in returning home for a few more days to be surrounded by family and the laughter of his grandchildren. Jimmy was Corpus Christi City Attorney from 1991 to 2003. He joined the city attorney's office in 1976 and retired in 2003, but continued to do some contract work with the Corpus Christi legal department through 2010. A graduate of John H. Reagan High School in Austin, he majored in government at the University of Texas at Austin, then attended Bates College of Law at the University of Houston, graduating with honor as a member of the Order of the Barons. He was known for his dedication to public service, long work days, and encyclopedic knowledge of municipal law. He spent years as police advisor and head of the legal department administrative section before becoming First Assistant City Attorney, and finally City Attorney. He took special pride in working with Mayor Mary Rhodes, Council, and other city staff to develop water resources for the future, including the "Mary Rhodes Pipeline" and Choke Canyon Reservoir. He was a devoted fisherman. One of his passions was the Padre Island National Seashore. He shared dozens of fishing and camping trips to Padre Island with family and friends, and knew that his father and namesake, James Robert Bray, Sr. helped bring about the creation of the park while on the staff of former U.S. Sen. Ralph W. Yarborough. Jimmy also worked for Yarborough, part time as a political aide and law clerk from 1970 to 1975. Jimmy died after a nine-year fight with mantle cell lymphoma. During the treatment periods he exercised with great determination. When hospitalized, he usually walked one to three miles daily around the M.D. Anderson hallways. During periods of good health he enjoyed his family, fished and travelled. He was born July 19, 1949, in Amarillo, Texas. He was preceded in death by his parents, James Robert Bray, Sr. and Nina May Owings Bray of Austin. He is survived by his wife, Dr. Christell Oberdorf Bray; his son Brian Walker Bray (Claire) of Nacogdoches; his daughter Julia Bray Crim (Chad) of New Zealand; sisters Leola May Bray (Andy Uhr) of Brevard, NC, Alice Elizabeth Bray (Corpus Christi), Frances Ann Bray (Corpus Christi); brother William Archer Bray (Carol) of Corpus Christi; six grandchildren: Bray Brian Crim, Truett James Crim, Eliana Elizabeth Crim, Erickson David Crim, Julia Eleanor Bray and Audrey Walker Bray; nieces and nephews Nicholas Patrick Davis (Christina) and Travis James Springer of St. Louis; William Graham Bray (Rachel) and Emily Laura Bray of Corpus Christi; and great nieces and nephews David Alexander Davis, Erin Ashland Davis, Clare Dianne Davis, Gillian Nichole Davis, Elise Julia Davis, and Diana Sage Bray. The family belonged to Parkway Presbyterian Church in Corpus Christi prior to moving to Nacogdoches in 2003. A memorial service will be held in Nacogdoches on Monday, May 13, 2013, at 10 a.m. at Westminster Presbyterian Church. At his request, his ashes will be spread at Padre Island at a later date. Arrangements are through Laird

Funeral Home, Nacogdoches. Two suggested memorials to the memory of James Robert Bray Jr. are: The Mission Fund, Westminster Presbyterian Church, 903 North St., Nacogdoches, TX, 75964, (936) 564-0203, www.westpreschurch.com; and the Coastal Conservation Association Marine Habitat Fund, 6919 Portwest, suite 100, Houston, TX, 77024, (713) 626-4234, www.ccatexas.org.

CARROLL GRAHAM, DALLAS

Dear Scott,

Here is another great loss to the profession. He worked for Dallas more than 20 years. Seeing this obituary brought back such good memories of a senior assistant city attorney who kindly helped my early attempts to practice municipal law.

Thirty-five years ago, Mr. Graham taught this rookie eminent domain. He knew everything about the substantive law, the procedures and the policy ramifications. In the midst of the Fair Park condemnations and the acquisition of ROW for what became Woodall Rogers, he had the patience to teach me the basics. He worked on the biggest and hottest land issues, but would take the call of a lowly assistant in Garland who was just trying to find her way to the courthouse. He was a true gentleman.

Karen Brophy | Senior Assistant City Attorney
City of Irving Office of City Attorney

Obituary

Graham, Carroll Ross Born on October 23, 1926 in the Friendship community of Milam County, Texas and died on May 04, 2013 in Dallas, Texas. After graduating from Sharp High School, Carroll served in the US Navy during World War II. He graduated from The University of Texas Law School and practiced law for over 50 years in the state of Texas. Carroll was a faithful member of the Church of the Incarnation. He is preceded in death by his wife, Shirley Graham and daughter, Paula Graham. Carroll is survived by his daughter, Robin Shannon and husband Robert; son, Ross Graham and wife Karen; sister, Eddie Pope; grandchildren, Justin, Bo, Kirk, and Codi; one niece and three nephews. Visitation will be held from 6:00 to 8:00 PM on Tuesday, May 7, 2013 at Restland Funeral Home. A memorial service will be at 11:00 AM on Wednesday, May 8, 2013 at the Church of the Incarnation. In lieu of flowers memorials may be made to CC Young Retirement Center 4829 W. Lawther Dallas, Texas 75214.