



CITY OF TEXARKANA
CITY COUNCIL
MINUTES • JANUARY 12, 2015

Council Chambers**Regular Meeting****6:00 PM**

220 TEXAS BLVD.
TEXARKANA, TX 75501

I. CALL TO ORDER, ROLL CALL, ESTABLISHMENT OF QUORUM

Attendee Name	Title	Status	Arrived
Bob Bruggeman	Mayor	Present	
Brad Casteel	Ward 1	Present	
Willie Ray	Ward 2	Present	
Tina Veal-Gooch	Ward 3	Present	
Brian Matthews	Ward 4	Present	
Bill Miller	Ward 5	Present	
Josh Davis	Ward 6	Present	

Staff Present: City Manager John Whitson, Jennifer Evans, Shirley Jaster, Jim Powell, Charlie Bassett, Eric Schlotter, Karey Parker, Bill King, Robby Robertson, Kyle Dooley, David Orr, Lisa Thompson, and Jerry Sparks.

Legal Counsel: None

II. INVOCATION AND PLEDGE BY MAYOR BOB BRUGGEMAN

III. MAYOR'S OPENING REMARKS

Upcoming City Council Meetings:

Monday, January 26, 2015 at 6:00 p.m.
Monday, February 9, 2015 at 6:00 p.m.
Monday, February 23, 2015 at 6:00 p.m.
Monday, March 9, 2015 at 6:00 p.m.
Monday, March 23, 2015 at 6:00 p.m.

Parks & Recreation Events:

Tuesday, January 13th - AARP "55 Alive" driving class for senior citizens at the Collins Senior Center - call 903-798-3978.

Saturday, January 17th - 9:00 a.m. - 2:00 p.m. - Community Health Care Event with numerous health checks available; other activities include: pet adoption, financial education, reading corner, face painting, magic show, food, drinks and much more.

For a complete list of Parks & Recreation activities and information call 903-798-3978.

Other City Events:

Thursday, January 29th - Public Safety Communications Community Update at the Texarkana Convention Center at 3:00 p.m.

Mayor Bruggeman announced that the new Wal-Mart Neighborhood Market, located at 3302 Summerhill Road, has an opening scheduled for Wednesday, January 21st from 7:30 a.m. to 9:30 a.m.

Mayor Bruggeman informed the audience that two former Texarkana, Texas mayors had passed away: Neal Courtney who served as mayor from 1964 to 1968 and A.P. Miller, Jr. Who served as mayor from 1954 to 1960. Condolences were expressed to both families.

Mayor Bruggeman, welcomed, recognized and honored the following three citizens with a city lapel pin:

Judge Jack Carter who has retired after 33 years of judicial service.

Reba Kirby who turned 100 years old on December 28, 2014 and served the community through education.

Mayor Ruth Penney Bell who is the first female mayor for Texarkana, Arkansas.

Appointments to Boards & Commissions

There were no appointments made.

IV. OPEN FORUM: COMMENTS FROM THE PUBLIC (LIMIT 5 MINUTES EACH)

Items scheduled for "Public Hearing" or have been heard at a previous "Public Hearing" are not to be addressed at the "Open Forum".

Pastor Donald Ryan asked council to consider allowing an adjustment to the insurance coverage requirement specified in the Request for Proposal for the Beverly Community Center. Pastor Ryan submitted the request in writing.

John Mitchell addressed council regarding remedies for properties considered a public nuisance.

V. ITEMS FOR CONSIDERATION

Consent Items

(6:35 p.m.)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Bill Miller, Ward 5
SECONDER:	Brian Matthews, Ward 4
AYES:	Casteel, Ray, Veal-Gooch, Matthews, Miller, Davis
EXCUSED:	Bruggeman

1. Consider approval of the minutes of the Regular Meeting of the City Council held on December 8, 2014 at 6:00 PM.

Action Items

2. Resolution No. 2015-005 Accepting the resignation of Ward 5 Councilmember Bill Miller and calling for Letters of Interest from Ward 5 Residents who desire to be appointed by the City Council to serve for the remaining Ward 5 Councilmember Term.

Public Hearing:

Second Briefing:

Council Vote: January 12, 2015

Mayor Bruggeman and council members accepted a letter of resignation from Ward 5 Council Member Bill Miller with mixed emotions. Mayor Bruggeman read the letter to the audience. Council Member Miller has served on the city council since 2011. The City Council conveyed their congratulations to Council Member Miller for his appointment, by Governor Rick Perry, to preside as the 5th Judicial District Judge for Bowie and Cass counties. The City Council expressed well wishes for his outstanding service and commitment to the citizens of Ward 5 and his professional and personal friendship to each council member.

Council Member Miller said "Thank You" for all of the kind words and said he appreciated the hard work of the city council and staff for moving Texarkana forward during the last few years. Council Member Miller shook hands with city staff and left the meeting to prepare for his new appointment.

(6:49 p.m.)

RESULT:	ADOPTED [5 TO 0]
MOVER:	Brian Matthews, Ward 4
SECONDER:	Tina Veal-Gooch, Ward 3
AYES:	Casteel, Ray, Veal-Gooch, Matthews, Davis
ABSTAIN:	Miller
EXCUSED:	Bruggeman

VI. FIRST BRIEFINGS

1. Ordinance No. 2015-001 amending Chapter 7, Section 7-3 of the Code of Ordinances to establish city polling places.

Public Hearing: January 26, 2015
Second Briefing: February 9, 2015
Council Vote: February 23, 2015

City Manager Whitson briefed this item.

RESULT:	MOVED FORWARD	Next: 1/26/2015 6:00 PM
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2. Ordinance No. 2015-002 calling for a General City Election to be held on the second Saturday in May, 2015 for the purpose of electing a Council Member for Ward Two, a Council Member for Ward Three, and a Council Member for Ward Five.

Public Hearing: January 26, 2015
Second Briefing: February 9, 2015
Council Vote: February 23, 2015

City Manager Whitson briefed this item.

RESULT:	MOVED FORWARD	Next: 1/26/2015 6:00 PM
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3. Ordinance No. 2015-003 regulating the speed of motor vehicles upon a certain section of US 67 within the corporate limits of the City of Texarkana, Texas; registering the set speed limits in the City's Traffic Register; authorizing the Texas Department of Transportation to erect signs.

Public Hearing: January 20, 2015
Second Briefing: February 9, 2015
Council Vote: February 23, 2015

Kyle Dooley briefed this item.

RESULT:	MOVED FORWARD	Next: 1/26/2015 6:00 PM
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4. Resolution No. 2015-004 adoption of recommended revisions to Human Resources Handbook.

Public Hearing: January 26, 2015
Second Briefing: February 9, 2015
Council Vote: February 23, 2015

Jim Powell briefed this item.

RESULT: MOVED FORWARD**Next: 1/26/2015 6:00 PM**

5. Ordinance No. 2015-009 granting a Specific Use Permit to allow the one additional use of an outdoor auto sales lot on Lots 17-19, Block 3, Feinberg Heights Addition, located at 1502 Summerhill Road. James Wilmoth, applicant.

Public Hearing: January 26, 2015
Second Briefing: February 9, 2015
Council Vote: February 23, 2015

David Orr briefed this item.

RESULT: MOVED FORWARD**Next: 1/26/2015 6:00 PM**

6. Ordinance No. 2015-006 amending PD-97-4(GR) for site plan approval to allow the location of a new and used boat sales business (Gregg Orr Marine) on Lot 2, Block 1, Richmond West Pavilion Addition, located at 3911 Mall Drive. Gregg Orr, applicant. Kayla Wood, MTG Engineering, agent. (Due to a petition in opposition, a 3/4 vote will be required to approve this request)

Public Hearing: January 26, 2015
Second Briefing: February 9, 2015
Council Vote: February 23, 2015

Kayla Wood, of MTG Engineering, briefed this item.

RESULT: MOVED FORWARD**Next: 1/26/2015 6:00 PM**

7. Ordinance No. 2015-007 amending PD-14-1(GR) for site plan revision on Lot 1, Block 1, Walsh Carter Master Tract Second Addition, located at 5002 North Cowhorn Creek Loop Road (proposed Steak 'n Shake Restaurant). John Ryden, applicant. Jeff Whitten, Whitten Engineering, agent.

Public Hearing: January 26, 2015
Second Briefing: February 9, 2015
Council Vote: February 23, 2015

Jeff Whitten, of Whitten Engineering, briefed this item.
(Council Member Casteel stepped out of the meeting at 8:37 p.m.)

RESULT: MOVED FORWARD**Next: 1/26/2015 6:00 PM**

8. Ordinance No. 2015-008 rezoning a 3.75 acre tract of land (Tract 51) in the J.A. Talbot HRS, A-564, located at 5808 Richmond Road. Single Family-1 to Planned Development-Office. Dr. Randy Johns, applicant. David Williams, MTG Engineering, agent.

Public Hearing: January 26, 2015
Second Briefing: February 9, 2015
Council Vote: February 23, 2015

Kayla Wood, of MTG Engineering, briefed this item.
(Council Member Casteel returned to the meeting at 8:41 p.m.)

RESULT: MOVED FORWARD**Next: 1/26/2015 6:00 PM**

VII. PUBLIC HEARINGS - NONE.

VIII. SECOND BRIEFING WITH UPDATES - NONE.

IX. SECOND BRIEFING WITHOUT UPDATES - NONE.

X. ITEMS FOR DISCUSSION

Proposed Date for Joint Meeting with City of Texarkana, Arkansas Board of Directors Discussion

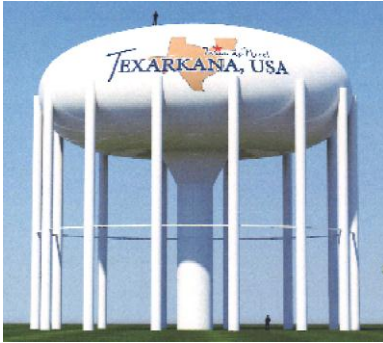
City Manager Whitson opened the discussion informing council that Leadership Texarkana would like to sponsor a joint meeting for the two Texarkana governing bodies to address joint issues in Texarkana. The proposed meeting date is Wednesday, February 11, 2015 from 11:00 a.m. to 2:00 p.m. The meeting would be held at Texarkana College.

City Manager Whitson said that staff would prepare a resolution for council to adopt authorizing this special meeting of the council.

Council Member Veal-Gooch asked if a proposed agenda could be obtained and given to council for review prior to voting for this special meeting. City Manager Whitson responded that staff would make the request for the proposed agenda.

Water Tower Discussion

Mayor Bruggeman opened the discussion stating that the council had six water tower logo choices before them to review and to decide which logo should go on the Interstate 30 water tower. After comments from each council member, the consensus of the council was choice number six. (See photo)

**XI. ADMINISTRATIVE COMMENTS**

1. City Council - Council had no comments.
2. City Staff - Staff had no comments.

XII. ADJOURNMENT

A motion was made to adjourn the meeting.
(8:57 p.m.)

RESULT:	ADOPTED [5 TO 0]
MOVER:	Willie Ray, Ward 2
SECONDER:	Brad Casteel, Ward 1
AYES:	Casteel, Ray, Veal-Gooch, Matthews, Davis
EXCUSED:	Bruggeman
AWAY:	Miller

Jennifer Evans
City Secretary

Bob Bruggeman
Mayor



CITY OF TEXARKANA

CITY COUNCIL

MINUTES • DECEMBER 8, 2014

Council Chambers

Regular Meeting

6:00 PM

220 TEXAS BLVD.
TEXARKANA, TX 75501

I. CALL TO ORDER, ROLL CALL, ESTABLISHMENT OF QUORUM

Attendee Name	Title	Status	Arrived
Bob Bruggeman	Mayor	Present	
Brad Casteel	Ward 1	Present	
Willie Ray	Ward 2	Absent	
Tina Veal-Gooch	Ward 3	Present	
Brian Matthews	Ward 4	Present	
Bill Miller	Ward 5	Present	
Josh Davis	Ward 6	Present	

Staff Present: City Manager John Whitson, Jennifer Evans, Shirley Jaster, Charlie Bassett, Eric Schlotter, Ryan Durham, Kyle Dooley, Michael Henry, Dan Shiner, Lisa Thompson, Jim Powell, Robby Robertson, David Orr and Jerry Sparks.

Legal Counsel: Jeff Lewis

II. INVOCATION AND PLEDGE BY COUNCILMEMBER DR. BRIAN MATTHEWS

III. MAYOR'S OPENING REMARKS

Upcoming City Council Meetings:

Monday, January 12, 2015 at 6:00 p.m.
Monday, January 26, 2015 at 6:00 p.m.
Monday, February 9, 2015 at 6:00 p.m.
Monday, February 23, 2015 at 6:00 p.m.

Parks & Recreation Events:

Wednesday, December 10th - Senior Holidays at the Southwest Center

Other City Events:

Thursday, December 11th - KCS Holiday Express Train - Park at TISD Tiger Stadium at Grim Park
Line up to be shuttled to train will begin at 5 p.m.

Minutes Acceptance: Minutes of Dec 8, 2014 6:00 PM (Consent Items)

Mayor Bruggeman invited the audience to a free old fashioned "Chili Supper" to be held at the Four States Fairgrounds All-Purpose Building on Wednesday, December 10th from 5:30 p.m. to 8:00 p.m. Several dignitaries representing the cities will be in attendance. The event will be hosted by Texas Mayor Bob Bruggeman, Arkansas Mayor-Elect Ruth Penny Bell, Bowie County Judge-Elect James Carlow and Miller County Judge Larry Burgess. Mayor Bruggeman thanked former Arkansas-side Mayor Bobby Ferguson and Dr. Jerry Shipp for sponsoring the event.

Mayor Bruggeman expressed congratulations to Pastor Jeff Schreve of the First Baptist Church - Moores Lane. Pastor Schreve is receiving his Doctor of Ministry degree this Friday, December 12th, from Southeastern Baptist Theological Seminary at Wake Forest, North Carolina. This is a major accomplishment and milestone for Pastor Schreve.

Appointments to Boards & Commissions

Council Member Miller recommended Mr. Kelly Mitchell for reappointment to the Riverbed Water Resources District board.

Mayor Bruggeman recommended Dr. Bob Bell and Ms. Ann Burke for reappointments to the Library Commission.

Motion to make reappointments to Riverbend Water Resources District and Library Commission.

(6:13 p.m.)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Bill Miller, Ward 5
SECONDER:	Tina Veal-Gooch, Ward 3
AYES:	Casteel, Veal-Gooch, Matthews, Miller, Davis
ABSENT:	Ray
EXCUSED:	Bruggeman

IV. OPEN FORUM: COMMENTS FROM THE PUBLIC (LIMIT 5 MINUTES EACH)

Items scheduled for "Public Hearing" or have been heard at a previous "Public Hearing" are not to be addressed at the "Open Forum".

Steve Ledwell addressed Council about Resolution No. 2014-131 concerning the proposed purchase of a public safety communications system. Mr. Ledwell is opposed to this resolution.

Pastor Donald Ryan asked Council for an extension of up to 45 days instead of the 30-day deadline to submit a Request for Proposal (RFP) for the Beverly Center. The RFP is due January 8, 2015. In addition, Pastor Ryan invited Council to the Annual Community Christmas Dinner on December 21, 2014 from 4:00 p.m. to 6:00 p.m. at Theron Jones Elementary School on 15th Street.

Mayor Bruggeman recognized Bowie County Commissioner Mike Carter in the audience and welcomed his attendance at the meeting.

Pastor Tip Davidson asked Council to honor Pastor Ryan's request and grant the extension on the deadline for the Beverly Center RFP.

Bonnie Judd addressed Council about needed street repairs on Tamar Drive.

Alan Schimming addressed Council about Resolution No. 2014-131 concerning the proposed purchase of a public safety communications system. Mr. Schimming asked Council to postpone the scheduled December 8, 2014 vote and request additional bids for the communications system.

Bobby Mixon addressed Council concerning burned out residential structures found in several neighborhoods and what the city can do to get the property owners to take responsibility for their structures.

Bill Cork addressed Council about Resolution No. 2014-131 concerning the proposed purchase of a public safety communications system. Mr. Cork expressed three areas of feedback that the Texarkana Chamber of Commerce has received: 1) there is strong support for better and safer technology for public safety officials, 2) the need for more transparency of the procurement process for the needed equipment, and 3) dissatisfaction with the lack of coordination between the city and the affected agencies early in the process.

V. ITEMS FOR CONSIDERATION

Consent Items

(6:34 p.m.)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Tina Veal-Gooch, Ward 3
SECONDER:	Brian Matthews, Ward 4
AYES:	Casteel, Veal-Gooch, Matthews, Miller, Davis
ABSENT:	Ray
EXCUSED:	Bruggeman

1. Consider approval of the minutes of the Regular Meeting of the City Council held on November 24, 2014 at 6:00 PM.
2. Resolution No. 2014-126 approving Bowie County Appraisal District's 2014 Tax Rolls.

Public Hearing: November 10, 2014
 Second Briefing: November 24, 2014
 Council Vote: December 8, 2014

Action Items

3. Resolution No. 2014-125 naming the newly constructed street between Cowhorn Creek Road and Robin Lane to Galleria Oaks Drive and renaming Morris Lane between Robin Lane and Arista Boulevard to Galleria Oaks Drive.

Public Hearing: November 10, 2014
 Second Briefing: November 24, 2014
 Council Vote: December 8, 2014

(6:35 p.m.)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Bill Miller, Ward 5
SECONDER:	Brian Matthews, Ward 4
AYES:	Casteel, Veal-Gooch, Matthews, Miller, Davis
ABSENT:	Ray
EXCUSED:	Bruggeman

4. Resolution No. 2014-131 authorizing the City Manager to enter into a municipal lease-purchase agreement with Motorola Solutions for the purchase and installation of a public safety communications system, to include a computer aided dispatch system and a records management system, through an interlocal agreement with Houston-Galveston Area Council (HGAC) in a total amount not to exceed EIGHT MILLION AND NO/100 DOLLARS (\$8,000,000) and authorizing discontinuance of appropriations for purchasing, leasing, operating, or maintaining the current public safety radio and computer aided dispatching system.

Public Hearing: November 10, 2014
 Second Briefing: November 24, 2014
 Council Vote: December 8, 2014

Mayor Bruggeman asked the City Secretary for a roll call vote. After the vote failed, City Manager Whitson asked for additional guidance from council on how council would like for staff to proceed. City Manager Whitson gave a brief overview of another option and made final comments. Council consensus was for staff to discuss the proposal with all affected parties and jurisdictions and to offer this substantial purchase out for competitive bids. Council Member Miller said he would like for the city to explore the proposal and offer presented by Steve Ledwell in a letter given to the Council. City Manager Whitson said council direction is noted and staff would begin working on the process.

(6:58 p.m.)

RESULT:	FAILED [1 TO 4]
MOVER:	Bill Miller, Ward 5
SECONDER:	Tina Veal-Gooch, Ward 3
AYES:	Casteel
NAYS:	Veal-Gooch, Matthews, Miller, Davis
ABSENT:	Ray
EXCUSED:	Bruggeman

VI. FIRST BRIEFINGS

None.

Minutes Acceptance: Minutes of Dec 8, 2014 6:00 PM (Consent Items)

VII. PUBLIC HEARINGS

1. Motion to move Ordinance No. 2014-136 up for Council vote.

(7:19 p.m.)

RESULT:	ADOPTED [4 TO 0]
MOVER:	Brian Matthews, Ward 4
SECONDER:	Tina Veal-Gooch, Ward 3
AYES:	Casteel, Veal-Gooch, Matthews, Miller
ABSTAIN:	Davis
ABSENT:	Ray
EXCUSED:	Bruggeman

2. Ordinance No. 2014-136 amending PD-02-13(GR) to allow a revision to the existing site plan to allow the location of a storage building on Lot 1, Block 4, Richmond Development 5th Addition, located at 3515 Arista Boulevard. William Davis, applicant.

Public Hearing: December 8, 2014
 Second Briefing: January 12, 2015
 Council Vote: January 26, 2015

No citizen comments were made at this public hearing.
 (7:20 p.m.)

RESULT:	ADOPTED [4 TO 0]
MOVER:	Brian Matthews, Ward 4
SECONDER:	Tina Veal-Gooch, Ward 3
AYES:	Casteel, Veal-Gooch, Matthews, Miller
ABSTAIN:	Davis
ABSENT:	Ray
EXCUSED:	Bruggeman

3. Motion to move Ordinance No. 2014-138 up for council vote.

(7:23 p.m.)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brian Matthews, Ward 4
SECONDER:	Bill Miller, Ward 5
AYES:	Casteel, Veal-Gooch, Matthews, Miller, Davis
ABSENT:	Ray
EXCUSED:	Bruggeman

4. Ordinance No. 2014-138 rezoning and approving a site plan for a 3.3 acre tract of land in the Adolphus Hope HRS, A-261, located at 2407 Galleria Oaks Drive. Agriculture to Planned Development-Office. Christus Health Ark La Tex, owner. Kayla Wood, MTG Engineering, agent.

Public Hearing: December 8, 2014
 Second Briefing: January 12, 2015
 Council Vote: January 26, 2015

Kayla Wood, of MTG Engineering, requested Council to move this item up for vote. No other citizen comments were made at this public hearing.

(7:23 p.m.)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brian Matthews, Ward 4
SECONDER:	Tina Veal-Gooch, Ward 3
AYES:	Casteel, Veal-Gooch, Matthews, Miller, Davis
ABSENT:	Ray
EXCUSED:	Bruggeman

VIII. SECOND BRIEFING WITH UPDATES

None.

IX. SECOND BRIEFING WITHOUT UPDATES

None.

X. ITEMS FOR DISCUSSION

Interstate Welcome Sign

Mayor Bruggeman led the discussion and stated that incoming Keep Texarkana Beautiful President, Tom Sadowski, informed him that the City of Texarkana, Arkansas is putting up a "Welcome to Texarkana" sign at the edge of their city on Interstate 30 for westbound traffic entering Texarkana. Mr. Sadowski asked if the City of Texarkana, Texas would consider putting up a similar "Welcome to Texarkana" sign on Interstate 30 for incoming eastbound traffic. After discussion, it was Council consensus that staff move forward and bring back information and details on what it would take to put up a "Welcome to Texarkana" sign on Interstate 30 for eastbound traffic entering our city.

XI. ADMINISTRATIVE COMMENTS

1. Council

Council Member Veal-Gooch asked if the extension to 45 days is granted for Pastor Ryan's request on the Request for Proposal for the Beverly Center, will the extension be granted to all of the other parties who submit a Request for Proposal. City Manager Whitson responded if the Council grants an extension to Pastor Ryan, then all the parties who submit a Request for Proposal would be granted the extension for more time.

Council Member Miller asked where is the city on the process for 10 Holly Ridge. Shirley Jaster responded that the city is working on a court date and it will most likely be in January.

Council Member Davis said he would like it confirmed on record that this issue at 10 Holly Ridge has been ongoing for quite some time. Shirley Jaster said yes and confirmed this is an ongoing issue and that the city has been working with the owner for over a year. A tree limb has fallen through the roof and the city has compiled a lot of documentation in the file. The city is continuing to work on rectifying this matter through the court system.

Council Member Miller asked for an update on the disposal of the rubble at the former Masonic Lodge location. City Manager Whitson said he will contact the owner this week and get an update.

2. Staff

City of Texarkana, Texas Investment Report for the Quarter Ended September 30, 2014

Charlie Bassett informed Council that the September 30, 2014 Quarter Ended Investment Report is now posted on the city's website for review.

XII. ADJOURNMENT

Motion to adjourn the Council Meeting.

(7:42 p.m.)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brian Matthews, Ward 4
SECONDER:	Tina Veal-Gooch, Ward 3
AYES:	Casteel, Veal-Gooch, Matthews, Miller, Davis
ABSENT:	Ray
EXCUSED:	Bruggeman



Jennifer Evans
City Secretary



Bob Bruggeman
Mayor

City of Texarkana, Texas

Briefing Sheet

Version: A

Update Date: 1/9/2015 11:17 AM

Lead Department: City Manager **Action Officer:** John Whitson, City Manager
Resolution No. 2015-005 Accepting the resignation of Ward 5 Councilmember
Bill Miller and calling for Letters of Interest from Ward 5 Residents who desire
to be appointed by the City Council to serve for the remaining Ward 5
Subject: Councilmember Term.

Briefing: 1/12/2015 **Public Hearing:** **Second Briefing:** **Council Vote:** 1/12/2015

Item Schedule

Updates/History of Briefing:

NOT APPLICABLE

Executive Summary and Background Information:

Councilmember Miller has been appointed by Governor Perry to serve as the next Texas 5th Judicial District Judge and he expects to assume that office immediately. Councilmember Miller must resign from his Councilmember position before assuming the Judgeship.

As permitted by the city charter the city council may appoint a Ward 5 resident and qualified voter to serve the remaining Ward 5 Councilmember term which expires in May, 2015. The attached resolution is the city council's action accepting the resignation and calling for Letter of Interest from Ward 5 residents who desire to be appointed.

Residents who are interested in being appointed must submit their letters to the city secretary no later than 5:00 p.m. on Thursday, January 22, 2015. All letters of interest must be in her possession by the deadline in order to permit the letters to be included with the Friday posting of the City Council agenda for the Regular Council Meeting to be convened at 6:00 p.m. on Monday, January 26, 2015.

Potential Options:

- None
-

Fiscal Implications:

None

Staff Recommendation:

Adopt Resolution 2015-005

Advisory Board/Committee Review:

NONE

Board/Committee Recommendation:

City of Texarkana, Texas

NOT APPLICABLE

Advisory Board/Committee Meeting Date and Minutes:

NOT APPLICABLE

Attachments

- a. Goals and Perspectives (DOCX)
- b. RES No. 2015-005 Accepting Resignation of CM Miller (PDF)
- c. Reso. 2015-005 signed (PDF)

Staff Coordination

City Manager	John Whitson	Department Head Review	Completed	
	01/09/2015 10:13 AM			
City Attorney	Jeffery C. Lewis	Review	Completed	01/09/2015
	10:33 AM			
Public Information Officer		Lisa Thompson	PIO Review	Completed
	01/09/2015 10:42 AM			
City Manager	John Whitson	City Manager Review	Completed	01/09/2015
	10:48 AM			
City Council	Jennifer Evans	Meeting	Completed	01/12/2015
	6:00 PM			

Meeting History

City of Texarkana, Texas

Developing Perspectives and Goals Pending Approval by the City Council:

Perspectives	Goals
Serve the Community	☐ Promote an Environmentally Sensitive & Livable Community ☐ Provide a Safe Community ☐ Deliver Quality Services ☐ Foster a Healthy Community
Run the Operations	☐ Enhance Community Preparedness & Responsiveness ☐ Maximize Partnership Opportunities ☐ Provide Courteous & Responsive Customer Service ☐ Model a Positive City Image ☐ Deliver Efficient Services ☐ Cultivate Community Involvement & Access
Manage the Resources	☐ Maintain Fiscal Strength ☐ Maximize Utilization & Resources ☐ Invest in Infrastructure & Transportation
Develop Personnel	☐ Develop a Skilled & Diverse Workforce ☐ Create a Positive & Rewarding Work Culture

Perspectives and Goals Additional Comments:

NONE

Resource Impact:

Staff time required if item is approved: No Additional

Other Potential Impacts:

NONE APPLICABLE

Public Information Plan:

☐ Newspaper Notice (Required by Statute)	☐ Public Hearing (Required by Statute)
☐ Public Forum/Input Session	☐ Press Release
☐ E-News Distribution	☐ Website Notice
☐ Social Media (Twitter, Facebook, etc.)	☐ Special Mailing
☐ Flyers Posted	☐ Banners Posted
☐ Survey	☐ Automated Phone Call
☐ None Required	☐

Other:

RESOLUTION NO. 2015 - 005

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, ACCEPTING THE RESIGNATION OF WARD 5 COUNCILMEMBER BILL MILLER AND CALLING FOR APPLICATIONS AND LETTERS OF INTEREST FROM WARD 5 RESIDENTS WHO DESIRE TO BE APPOINTED TO THE OFFICE OF WARD 5 COUNCILMEMBER FOR THE REMAINING TERM; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, Councilmember Bill Miller is currently serving as Ward 5 Councilmember; and

WHEREAS, the current Ward 5 Term of Office ends in May, 2015; and

WHEREAS, Councilmember Miller has been appointed by Governor Perry to serve as the Texas 5th Judicial District Judge and is expected to assume that office immediately; and

WHEREAS, the Texas Constitution in Article XVI, Section 40 states, “No person shall hold or exercise at the same time, more than one civil office of emolument....”; and

WHEREAS, Councilmember Miller has submitted his resignation to the city council for consideration; and

WHEREAS, the City Charter states in Article II, Section 6 (a) that the city council may, by majority vote of the remaining councilmembers (including the Mayor as a temporary, full-voting member), fill a vacancy in council membership, including the office of Mayor; and

WHEREAS, the City Charter states in Article II, Section 6 (c) that the city council may defer filling a vacancy in council membership until the next regular City election;

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

SECTION 1: The City Council thanks Councilmember Miller for his service as Councilmember, graciously accepts this resignation, and congratulates him on his appointment as Judge of the Texas 5th Judicial District Judge.

SECTION 2: The City Council also directs that former Councilmember Miller will receive only one-half month’s compensation as authorized by Article II, Section 2(b) of the City Charter, for his service for the month of January, 2015.

SECTION 3: The City Council hereby announces that they will consider appointing a Ward 5 resident, who is a registered voter and otherwise fully qualified, to the position of Ward 5 Councilmember to serve the remaining term which ends in May 2015.

SECTION 4: Ward 5 residents who are interested in being appointed to the position of Ward 5 Councilmember shall by 5:00 p.m., Thursday, January 22, 2015, submit a Letter of Interest in the appointment to the City Secretary stating his or her reasons for desiring to serve (postmarks will not qualify the application, the Letter of Interest must be in the City Secretary's possession by the stated deadline). All Letters of Interest will be public record and included with the City Council Agenda for the City Council meeting to be convened at 6:00 p.m. in City Hall on January 26, 2015. All candidates for the appointment will likely be interviewed by the City Council during the January 26, 2015 Regular Council Meeting and should plan to attend the meeting.

SECTION 5: That this Resolution shall be in full force and effect from and after its passage and approval.

PASSED AND APPROVED in Regular Council Session on this the 12th day of January, 2015.

ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR

RESOLUTION NO. 2015 - 005

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, ACCEPTING THE RESIGNATION OF WARD 5 COUNCILMEMBER BILL MILLER AND CALLING FOR APPLICATIONS AND LETTERS OF INTEREST FROM WARD 5 RESIDENTS WHO DESIRE TO BE APPOINTED TO THE OFFICE OF WARD 5 COUNCILMEMBER FOR THE REMAINING TERM; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, Councilmember Bill Miller is currently serving as Ward 5 Councilmember; and

WHEREAS, the current Ward 5 Term of Office ends in May, 2015; and

WHEREAS, Councilmember Miller has been appointed by Governor Perry to serve as the Texas 5th Judicial District Judge and is expected to assume that office immediately; and

WHEREAS, the Texas Constitution in Article XVI, Section 40 states, "No person shall hold or exercise at the same time, more than one civil office of emolument..."; and

WHEREAS, Councilmember Miller has submitted his resignation to the city council for consideration; and

WHEREAS, the City Charter states in Article II, Section 6 (a) that the city council may, by majority vote of the remaining councilmembers (including the Mayor as a temporary, full-voting member), fill a vacancy in council membership, including the office of Mayor; and

WHEREAS, the City Charter states in Article II, Section 6 (c) that the city council may defer filling a vacancy in council membership until the next regular City election;

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

SECTION 1: The City Council thanks Councilmember Miller for his service as Councilmember, graciously accepts this resignation, and congratulates him on his appointment as Judge of the Texas 5th Judicial District Judge.

SECTION 2: The City Council also directs that former Councilmember Miller will receive only one-half month's compensation as authorized by Article II, Section 2(b) of the City Charter, for his service for the month of January, 2015.

SECTION 3: The City Council hereby announces that they will consider appointing a Ward 5 resident, who is a registered voter and otherwise fully qualified, to the position of Ward 5 Councilmember to serve the remaining term which ends in May 2015.

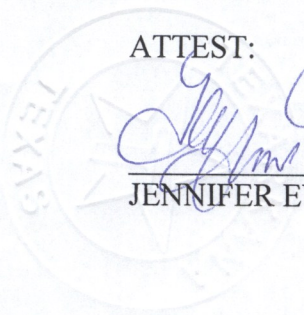
Attachment: Reso. 2015-005 signed (1243 : Res No. 2015-005 Accepting Resignation of Ward 5 CM Miller)

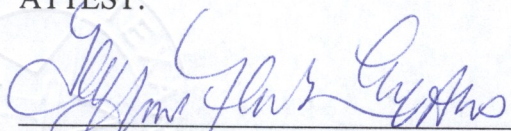
SECTION 4: Ward 5 residents who are interested in being appointed to the position of Ward 5 Councilmember shall by 5:00 p.m., Thursday, January 22, 2015, submit a Letter of Interest in the appointment to the City Secretary stating his or her reasons for desiring to serve (postmarks will not qualify the application, the Letter of Interest must be in the City Secretary's possession by the stated deadline). All Letters of Interest will be public record and included with the City Council Agenda for the City Council meeting to be convened at 6:00 p.m. in City Hall on January 26, 2015. All candidates for the appointment will likely be interviewed by the City Council during the January 26, 2015 Regular Council Meeting and should plan to attend the meeting.

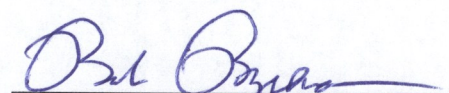
SECTION 5: That this Resolution shall be in full force and effect from and after its passage and approval.

PASSED AND APPROVED in Regular Council Session on this the 12th day of January, 2015.

ATTEST:




JENNIFER EVANS, CITY SECRETARY


BOB BRUGGEMAN, MAYOR

6:49 p.m.

City of Texarkana, Texas

Version: E

Update Date: 1/7/2015 11:03 AM

Briefing Sheet

Lead Department: City Manager **Action Officer:** Jennifer Evans, City Secretary
Subject: Ordinance No. 2015-001 amending Chapter 7, Section 7-3 of the Code of Ordinances to establish city polling places.
Briefing: 1/26/2015 **Public Hearing:** 1/26/2015 **Second Briefing:** February 9, 2015 **Council Vote:** 2/23/2015

Item Schedule**Updates/History of Briefing:**

NOT APPLICABLE

Executive Summary and Background Information:

The city has established and designated by ordinance city wards, precincts and polling places. In the past, the city has consolidated precinct polling places within the wards as outlined in Ordinance No. 037-2012 and Ordinance No. 048-2012. In the interests of efficiency, reduced election costs and ease of voting for Texarkana, Texas citizens, the city desires to designate and establish each of the six city wards as an election precinct, and to designate a single polling place for each election precinct that will be used for City-ordered elections.

Potential Options:

•

Fiscal Implications:

Based on FY 2012 election costs, the proposed ordinance would come close to cutting the election costs in half. (See FY 2012 Election Costs Summary spreadsheet)

Staff Recommendation:

Staff recommends for approval.

Advisory Board/Committee Review:

NONE

Board/Committee Recommendation:

NOT APPLICABLE

Advisory Board/Committee Meeting Date and Minutes:

NOT APPLICABLE

City of Texarkana, Texas

Attachments

- a. Goals and Perspectives (DOCX)
- b. Ord. 037-2012 (Wards, Precincts, Polling Places) (PDF)
- c. Ord. 048-2012 (Establish Precinct & Polling Place) (PDF)
- d. Ord. 207-2011 Establishing Ward Boundary Lines (PDF)
- e. txelectionmap CURRENT Exhibit A (PDF)
- f. txelectionmap PROPOSED Exhibit B (PDF)
- g. Ord. No. 2015-001 jcl rev2 (DOC)
- h. Election Costs FY 2012 Summary (PDF)
- i. Ord. 2015-001 signed (PDF)

Staff Coordination

City Manager	John Whitson	Department Head Review	Completed	
	12/18/2014 4:35 PM			
City Attorney	Jeffery C. Lewis	Review	Completed	12/31/2014
	10:33 AM			
Public Information Officer		Lisa Thompson	PIO Review	Completed
	12/31/2014 10:47 AM			
City Manager	John Whitson	City Manager Review	Completed	01/05/2015
	8:13 AM			
City Council	Jennifer Evans	Meeting	Completed	01/12/2015
	6:00 PM			

Meeting History

City of Texarkana, Texas

Developing Perspectives and Goals Pending Approval by the City Council:

Perspectives	Goals
Serve the Community	☐ Promote an Environmentally Sensitive & Livable Community ☒ Provide a Safe Community ☐ Deliver Quality Services ☐ Foster a Healthy Community
Run the Operations	☐ Enhance Community Preparedness & Responsiveness ☐ Maximize Partnership Opportunities ☒ Provide Courteous & Responsive Customer Service ☐ Model a Positive City Image ☐ Deliver Efficient Services ☐ Cultivate Community Involvement & Access
Manage the Resources	☐ Maintain Fiscal Strength ☒ Maximize Utilization & Resources ☐ Invest in Infrastructure & Transportation
Develop Personnel	☐ Develop a Skilled & Diverse Workforce ☐ Create a Positive & Rewarding Work Culture

Perspectives and Goals Additional Comments:

NONE

Resource Impact:Staff time required if item is approved: [Select One By Clicking Here](#)**Other Potential Impacts:**

NONE APPLICABLE

Public Information Plan:

☐ Newspaper Notice (Required by Statute)	☐ Public Hearing (Required by Statute)
☐ Public Forum/Input Session	☐ Press Release
☐ E-News Distribution	☐ Website Notice
☐ Social Media (Twitter, Facebook, etc.)	☐ Special Mailing
☐ Flyers Posted	☐ Banners Posted
☐ Survey	☐ Automated Phone Call
☐ None Required	☐

Other:

ORDINANCE NO. 037-2012

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AMENDING CHAPTER 7, SECTIONS 7-1, 7-2, AND 7-3 OF THE CODE OF ORDINANCES OF THE CITY OF TEXARKANA, TEXAS TO REESTABLISH CITY WARDS, CITY PRECINCTS AND CITY POLLING PLACES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the U. S. Census of 2010 required a redistricting plan which was adopted by the Texarkana, Texas City Council on December 19, 2011, by Ordinance No. 207-2011, redefining the single-member council city ward boundary lines as provided by the retained firm of Bickerstaff Heath Delgado Acosta LLP; and

WHEREAS, the State of Texas has been in litigation regarding the proper redistricting for the State of Texas, causing a delay in redefining certain voting lines in the state; and

WHEREAS, in the interest of economy and stability in the election process, the City of Texarkana, in accordance with Texas Election Code, deems it necessary to redefine by number the election wards, precincts, and polling places that will be used in the City elections, as further defined on the map attached hereto and incorporated herein as Exhibit "A"; and

WHEREAS, pursuant to the Department of Justice guidelines, these amendments will be submitted to the Department of Justice for preclearance before these changes are enacted;

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS:

SECTION 1: That Chapter 7, Sections 7-1, 7-2, and 7-3 of the Code of Ordinances of the City of Texarkana, Texas be amended in their entirety to read as follows:

CHAPTER 7

ELECTIONS

Sec. 7-1. City Wards – Designated and defined by Ordinance.

- (a) The wards of the city shall be designated and defined by Ordinance of the City of Texarkana, Texas. The City Secretary shall at all times keep a correct and complete description and an official map on file, with any recent annexations and de-annexations.
- (b) The wards of the city shall be numbered as follows and shall remain in effect until changed by Ordinance of the City of Texarkana, Texas.

1. Ward One (1)
2. Ward Two (2)
3. Ward Three (3)
4. Ward Four (4)
5. Ward Five (5)
6. Ward Six (6)

Sec. 7-2. City election precincts; designated and described by Ordinance.

- (a) The election precincts of the city shall be designated and defined by Ordinance of the City of Texarkana, Texas. The City Secretary shall at all times keep a correct and complete description and an official map on file, with any recent annexations and de-annexations.
- (b) The election precincts of the city shall be numbered as follows and shall remain in effect until changed by Ordinance of the City of Texarkana, Texas.
 1. Precinct 1-A, and Precinct 1-B.
 2. Precinct 2-A, Precinct 2-B, and Precinct 2-C.
 3. Precinct 3-A, and Precinct 3-B.
 4. Precinct 4-A, Precinct 4-B, Precinct 4-C, Precinct 4-D, and Precinct 4-E.
 5. Precinct 5-A, Precinct 5-B, and Precinct 5-C.
 6. Precinct 6-A, and Precinct 6-B.

Sec. 7-3. City polling places designated.

Each of the city election precincts, as established in Section 7-2 of the Code of Ordinances of the City of Texarkana, shall be designated to one (1) polling place as follows:

- (a) The polling place for Election Precinct 1-A shall be the Academic Learning Center (Options) located at 3201 Lincoln Avenue.
- (b) The polling place for Election Precinct 1-B shall be the Liberty-Eylau C. K. Bender Elementary School located at 2300 Buchanan Road.
- (c) The polling place for Election Precinct 2-A shall be the Liberty-Eylau Pre-Kindergarten Center /Grandview Campus located at 3105 Norris Cooley Drive.
- (d) The polling place for Election Precinct 2-B and 2-C shall be the Theron Jones Early Literacy Center located at 2600 West 15th Street.
- (e) The polling place for Election Precinct 3-A shall be the Collins Memorial Building located at 3028 Texas Boulevard.
- (f) The polling place for Election Precinct 3-B shall be the Texas City Hall Municipal Building located at 220 Texas Boulevard.

Publish

- (g) The polling place for Election Precinct 4-A, 4-C, 4-D, and 4-E shall be Texarkana College located at 2500 N. Robison Road.
- (h) The polling place for Election Precinct 4-B shall be the Spring Lake Park Elementary School located at 4324 Ghio Fish Boulevard.
- (i) The polling place for Election Precinct 5-A and 5-B shall be the Kenwood Fire Station at 306 S. Kenwood Road.
- (j) The polling place for Election Precinct 5-C shall be the Pleasant Grove High School located at 5406 McKnight Road.
- (k) The polling place for Election Precinct 6-A shall be First Baptist Church located at 3015 Moores Lane.
- (l) The polling place for Election Precinct 6-B shall be the Pleasant Grove Middle School located at 5605 Cooks Lane; and

SECTION 2: That the City Secretary be and is hereby directed to publish the caption of this Ordinance for three (3) successive days in the Texarkana Gazette within ten (10) days of the passage of this Ordinance, as provided in Article XI, Section 3 of the Charter of the City of Texarkana, Texas.

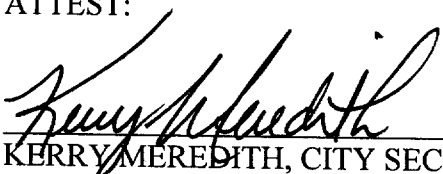
SECTION 3: That in case a section, clause, sentence or part of this Ordinance shall be deemed or adjudged by a Court of competent jurisdiction to be invalid, then such invalidity shall not affect, impair or invalidate the remainder of this Ordinance.

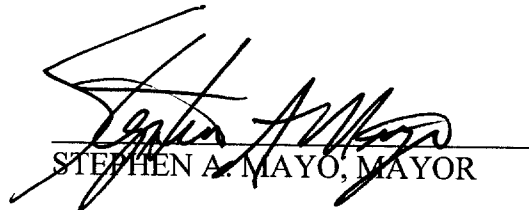
SECTION 4: That all ordinances or parts of ordinances in conflict herewith are specifically repealed to the extent of such conflict.

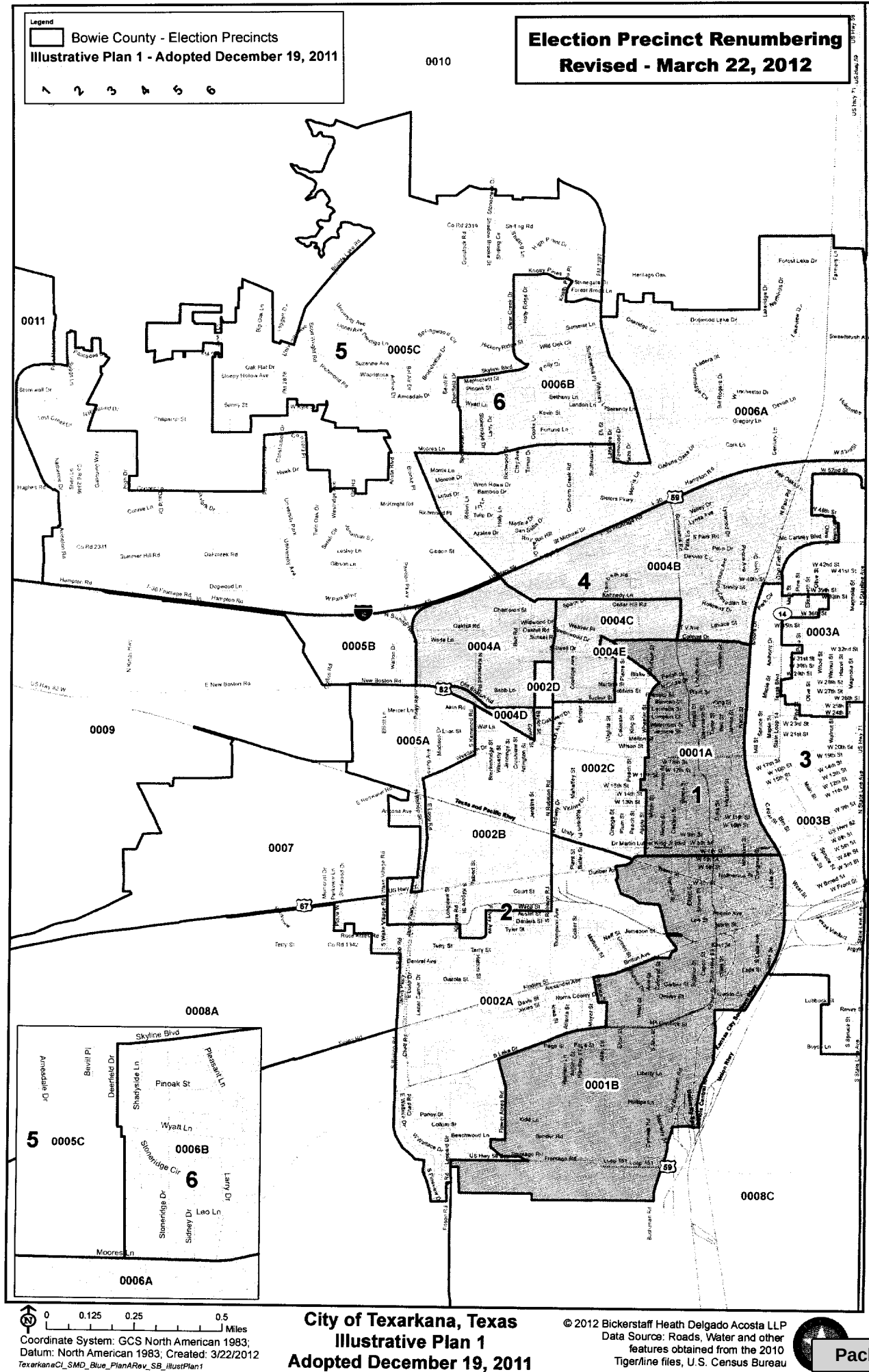
SECTION 5: That this Ordinance, upon publication as provided herein, shall be in full force and effect ten (10) days after its passage and approval.

PASSED AND APPROVED in Regular Council Session on this the 26th day of March, 2012.

ATTEST:


KERRY MEREDITH, CITY SECRETARY


STEPHEN A. MAYO, MAYOR



ORDINANCE NO. 048-2012

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AMENDING CHAPTER 7, SECTIONS 7-2(b)(2), AND 7-3(d) OF THE CODE OF ORDINANCES OF THE CITY OF TEXARKANA, TEXAS TO ESTABLISH A CITY PRECINCT AND A CITY POLLING PLACE FOR PRECINCT 2-D; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the U. S. Census of 2010 required a redistricting plan which was adopted by the Texarkana, Texas City Council on December 19, 2011, by Ordinance No. 207-2011, redefining the single-member council city ward boundary lines as provided by the retained firm of Bickerstaff Heath Delgado Acosta LLP; and

WHEREAS, the State of Texas has been in litigation regarding the proper redistricting for the State of Texas, causing a delay in redefining certain voting lines in the state; and

WHEREAS, in the interest of economy and stability in the election process, the City of Texarkana, in accordance with Texas Election Code, redefined the election wards, precincts, and polling places by Ordinance No. 037-2012, dated March 26th, 2012; and

WHEREAS, the area defined as Precinct 2-D was inadvertently omitted from the lists of precincts and the City desires to make this additional change to Chapter 7 to provide the proper number of precincts and polling places for the election process; and

WHEREAS, pursuant to the Department of Justice guidelines, these amendments will be submitted to the Department of Justice for preclearance before these changes are enacted;

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS:

SECTION 1: That Chapter 7, Sections 7-2(b)(2), and 7-3(d) of the Code of Ordinances of the City of Texarkana, Texas be amended in their entirety to read as follows:

Sec. 7-2(b)(2). City election precincts; designated and described by Ordinance.

The election precincts of the city shall be numbered as follows and shall remain in effect until changed by Ordinance of the City of Texarkana, Texas by amending Sec. 7-2(b)(2) to read as follows:

2. Precinct 2-A, Precinct 2-B, Precinct 2-C, and Precinct 2-D.

Publish

Sec. 7-3(d). City polling places designated.

Each of the city election precincts, as established in Section 7-2 of the Code of Ordinances of the City of Texarkana, shall be designated to one (1) polling place by amending Sec. 7-3(d) to read as follows:

(d) The polling place for Election Precinct 2-B, 2-C, and 2-D shall be the Theron Jones Early Literacy Center located at 2600 West 15th Street.

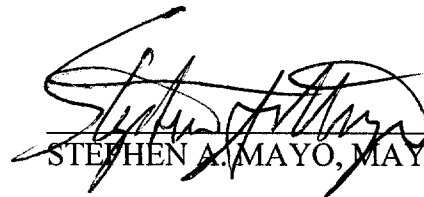
SECTION 2: That the City Secretary be and is hereby directed to publish the caption of this Ordinance for three (3) successive days in the Texarkana Gazette within ten (10) days of the passage of this Ordinance, as provided in Article XI, Section 3 of the Charter of the City of Texarkana, Texas.

SECTION 3: That in case a section, clause, sentence or part of this Ordinance shall be deemed or adjudged by a Court of competent jurisdiction to be invalid, then such invalidity shall not affect, impair or invalidate the remainder of this Ordinance.

SECTION 4: That all ordinances or parts of ordinances in conflict herewith are specifically repealed to the extent of such conflict.

SECTION 5: That this Ordinance, upon publication as provided herein, shall be in full force and effect ten (10) days after its passage and approval.

PASSED AND APPROVED in Special Council Session on this the 9th day of April, 2012.


 STEPHEN A. MAYO, MAYOR

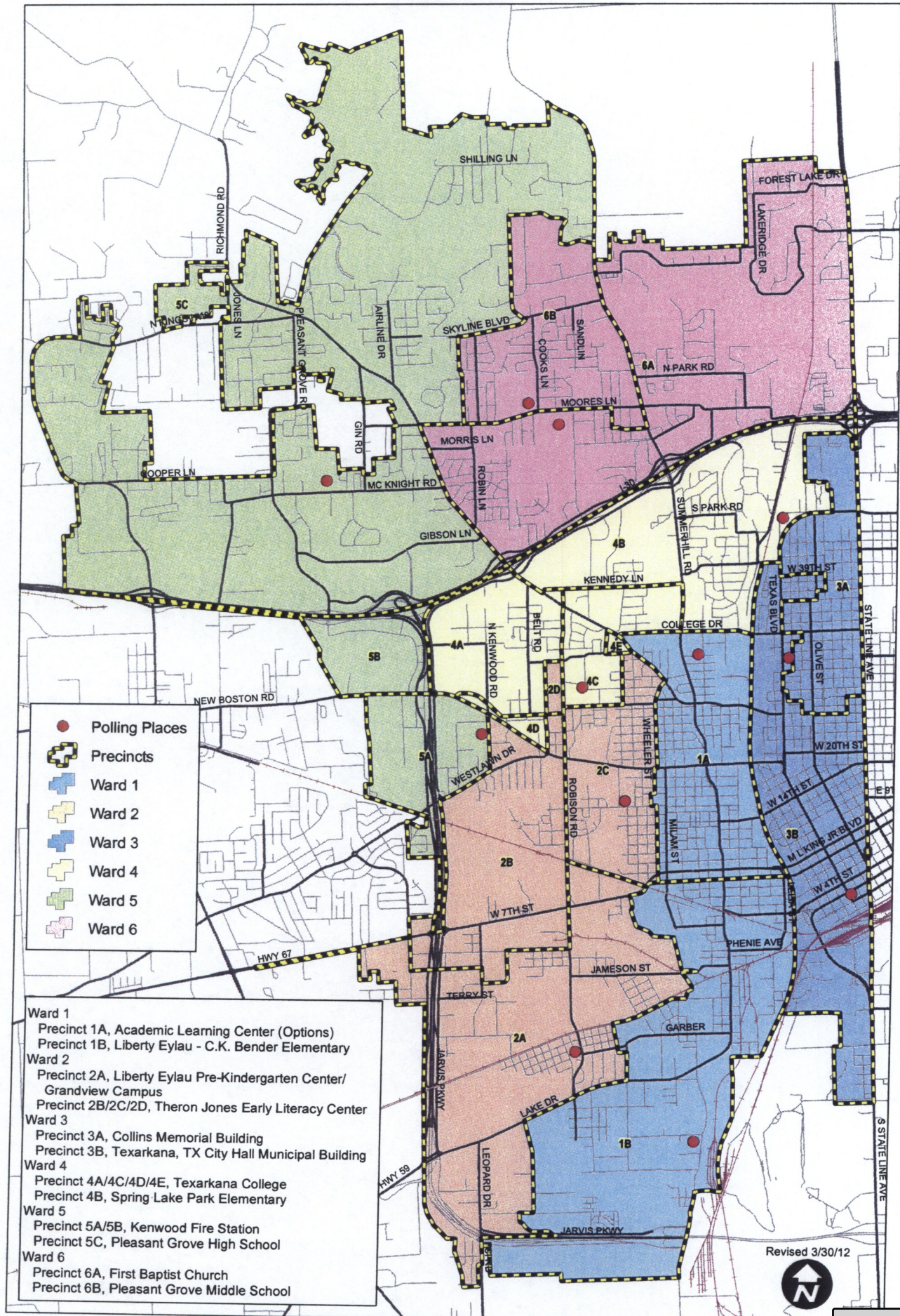
ATTEST:


 KERRY MEREDITH, CITY SECRETARY

Attachment: Ord. 048-2012 (Establish Precinct & Polling Place) (1229 : Ord. No. 2015-001 Establishing City Polling Places)

City Election Map

Texarkana, TX



ORDINANCE NO. 207-2011

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, APPROVING THE REDISTRICTING OF THE CITY'S SINGLE-MEMBER COUNCIL WARDS AND ESTABLISHING NEW WARD BOUNDARY LINES BASED ON 2010 CENSUS DATA FOR TEXARKANA CITY COUNCIL ELECTIONS; DIRECTING THE CITY'S REDISTRICTING CONSULTANT TO SUBMIT THE ADOPTED PLAN FOR PRECLEARANCE UNDER SECTION 5 OF THE FEDERAL VOTING RIGHTS ACT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the results of the 2010 federal Census have been considered and indicate that the City of Texarkana's single-member council wards are sufficiently out of population balance to require redistricting in order to comply with the "one-person, one-vote" (equal population) principle established by the U.S. Constitution; and

WHEREAS, the City of Texarkana (the "City") engaged the law firm of Bickerstaff Heath Delgado Acosta LLP to act as the City's redistricting consultant, including advising and assisting the City Council in preparation of a new redistricting plan in compliance with applicable requirements of state and federal law; and

WHEREAS, on October 24, 2011, the City Council adopted redistricting criteria to assist the City and the public in developing redistricting plans which comply with applicable federal and state laws, and the adopted redistricting criteria were applied in the development of the City's new redistricting plan; and

WHEREAS, on October 24, 2011, the City Council also adopted redistricting guidelines regarding the submission of comments and proposed plans by the public, to ensure the ability of the City to timely receive and adequately consider them; and

WHEREAS, during the redistricting process the City provided notice to the public of its proposed discussions and development of a redistricting plan through meeting agendas posted in compliance with the Texas Open Meetings Act, notices on the City's website, and publication of newspaper notices, as well as providing certain individual notices regarding public hearings; and

WHEREAS, the City Council has considered the proposed redistricting plan at a public hearing held on December 19, 2011, and a proposed plan regarding the appropriate reconfiguration of the council member city wards; and

WHEREAS, the City Council finds that the attached city council ward redistricting plan is in the best interest of the citizens of the City, complies with the adopted redistricting criteria, and is believed to comply with all state and federal requirements, including requirements for preclearance under Section 5 of the federal Voting Rights Act;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS:

SECTION 1: That the existing single-member council city ward boundary lines for the City of Texarkana are hereby amended, and the new districting plan depicted on the map attached hereto as **Exhibit A**, defining new wards, as such new wards are further described in the tables attached hereto as **Exhibit B** reporting populations and demographic statistics for each such new ward, is hereby adopted and designated to define the City's six single-member council wards from and after the Effective Date; that Exhibits A and B are incorporated by reference in and made a part of this ORDINANCE, and shall be kept on file in the City Secretary's Office; and, further, that the City's redistricting consultant is hereby authorized and directed to submit the adopted plan to the United States Department of Justice for preclearance under the Section 5 of the Voting Rights Act.

SECTION 2: That this ORDINANCE shall take and be given effect immediately upon preclearance of the adopted plan under Section 5 of the Voting Rights Act; and that thereafter all Texarkana City Council elections shall be held under and in accordance with the new single-member council ward districting plan here adopted by the City Council and precleared by the Department of Justice, until such time as a subsequent lawfully-enacted districting plan shall be adopted to replace this plan and has been precleared under Section 5 or its successor statute, as applicable.

PASSED AND APPROVED by the City Council of the City of Texarkana, Texas this 19th day of December, 2011.

CITY OF TEXARKANA, TEXAS


STEPHEN A. MAYO, MAYOR

ATTEST:


KERRY MEREDITH, CITY SECRETARY

EXHIBIT A

EXHIBIT B

City of Texarkana, Texas

Illustrative Plan 1

Summary 2010 Census Total and Voting Age Population

District	Persons	Deviation	Hispanic % of Total Population	Non-Hispanic Anglo % of Total Population	Non-Hispanic Black % of Total Population	Non-Hispanic Asian % of Total Population	Non-Hispanic Other % of Total Population
1	5,782	-4.73%	8.98%	24.35%	63.39%	0.33%	2.96%
2	5,910	-2.62%	7.50%	25.77%	64.48%	0.20%	2.05%
3	6,301	3.82%	8.17%	49.94%	38.53%	0.67%	2.68%
4	6,230	2.65%	5.86%	52.25%	38.30%	1.44%	2.15%
5	6,175	1.75%	4.18%	82.77%	8.87%	2.61%	1.59%
6	6,013	-0.92%	3.92%	81.51%	9.98%	2.66%	1.91%
Totals	36,411		6.42%	53.13%	36.91%	1.33%	2.22%

Ideal Size = 36,411 / 6 = 6,069 per district.

Total Maximum Deviation = 3.82% - (-4.73%) = 8.55%

Some percentages may be subject to rounding error.

District	Total VAP*		Hispanic % of Total VAP	Non-Hispanic Anglo % of Total VAP	Non-Hispanic Black % of Total VAP	Non-Hispanic Asian % of Total VAP	Non-Hispanic Other % of Total VAP
1	4,040		7.15%	27.20%	63.42%	0.40%	1.83%
2	4,250		6.47%	31.15%	60.73%	0.28%	1.36%
3	4,835		7.20%	54.71%	35.49%	0.74%	1.86%
4	4,666		5.25%	58.32%	33.39%	1.50%	1.54%
5	4,604		3.39%	85.23%	7.93%	2.19%	1.26%
6	4,609		3.36%	83.88%	8.81%	2.39%	1.56%
Totals	27,004		5.44%	57.69%	34.02%	1.28%	1.57%

*This report is modified to reflect a split block in District 5 and 6 (Block 1025)

*Voting Age Population

Some percentages may be subject to rounding error.

12/14/2011

City of Texarkana, Texas

Illustrative Plan 1

Detailed 2010 Census Total and Voting Age Population

District	Persons	Ideal Size	Deviation	Hispanic	% of Total Hispanic Population	Anglo	% of Total Anglo Population	Black	% of Total Black Population	American Indian	% of Total American Indian Population	Asian	% of Total Asian Population	Hawaiian-Pacific Islander	% of Total Hawaiian-Pacific Islander Population	Other	% of Total Other Population	Two or More	% of Total Two or More Population
1	5,782	6,069	-4.73%	519	8.98%	1,408	24.35%	3,665	63.39%	17	0.29%	19	0.33%	1	0.02%	9	0.16%	144	2.49%
2	5,910	6,069	-2.62%	443	7.50%	1,523	25.77%	3,811	64.48%	15	0.25%	12	0.20%	1	0.02%	6	0.10%	99	1.68%
3	6,301	6,069	3.82%	515	8.17%	3,147	49.94%	2,428	38.53%	42	0.67%	42	0.67%	0	0.00%	14	0.22%	113	1.79%
4	6,230	6,069	2.65%	365	5.86%	3,255	52.25%	2,366	38.30%	19	0.30%	90	1.44%	3	0.05%	8	0.13%	104	1.67%
5	6,175	6,069	1.75%	258	4.18%	5,111	82.77%	548	8.87%	29	0.47%	161	2.61%	1	0.02%	1	0.02%	67	1.09%
6	6,013	6,069	-0.92%	236	3.92%	4,901	81.51%	600	9.98%	25	0.42%	160	2.66%	3	0.05%	2	0.03%	85	1.41%
Totals	36,411			2,336	6.42%	19,345	53.13%	13,438	36.91%	147	0.40%	484	1.33%	9	0.02%	40	0.11%	612	1.68%

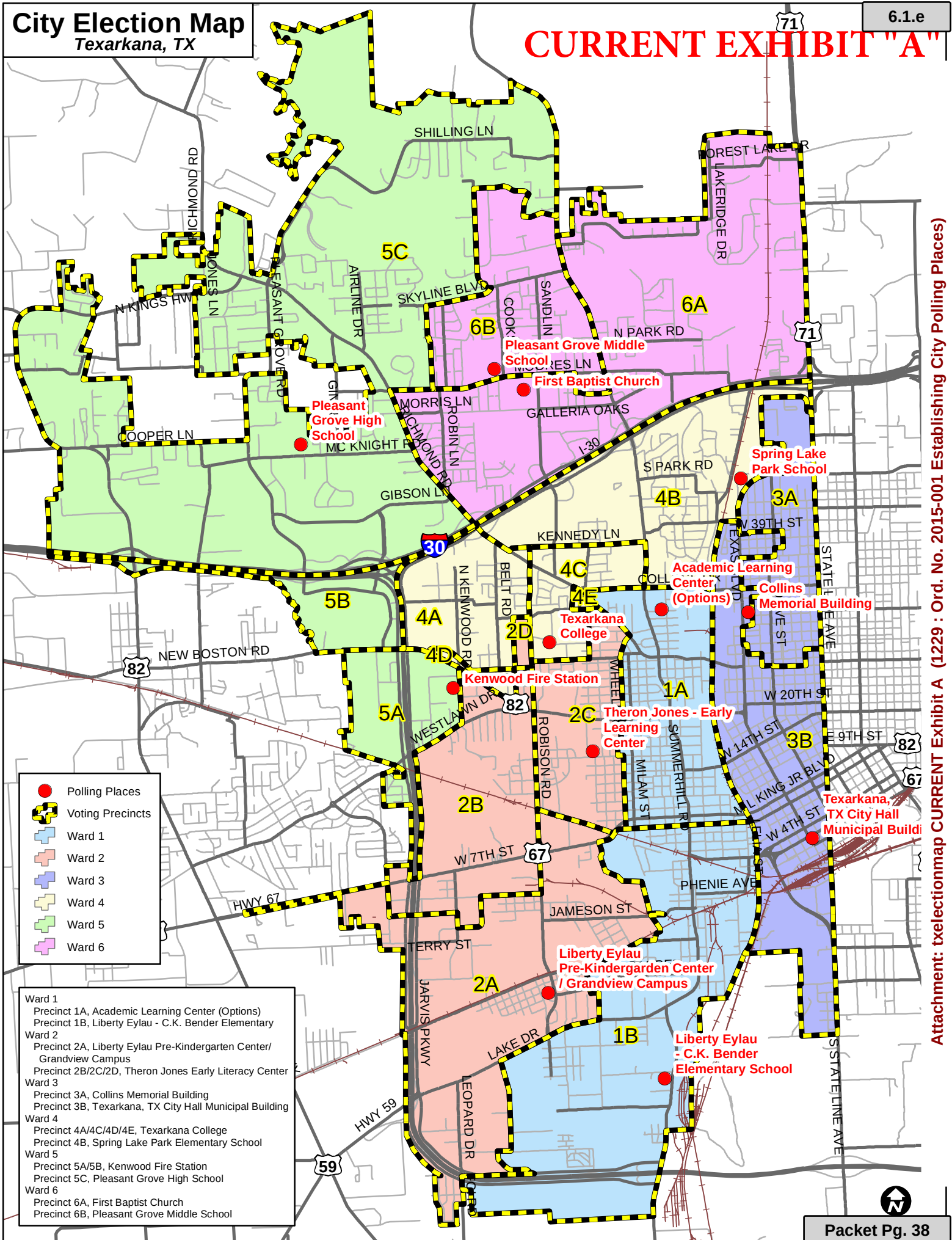
Ideal Size = 36,411 / 6 = 6,069 per district.

Some percentages may be subject to rounding error.

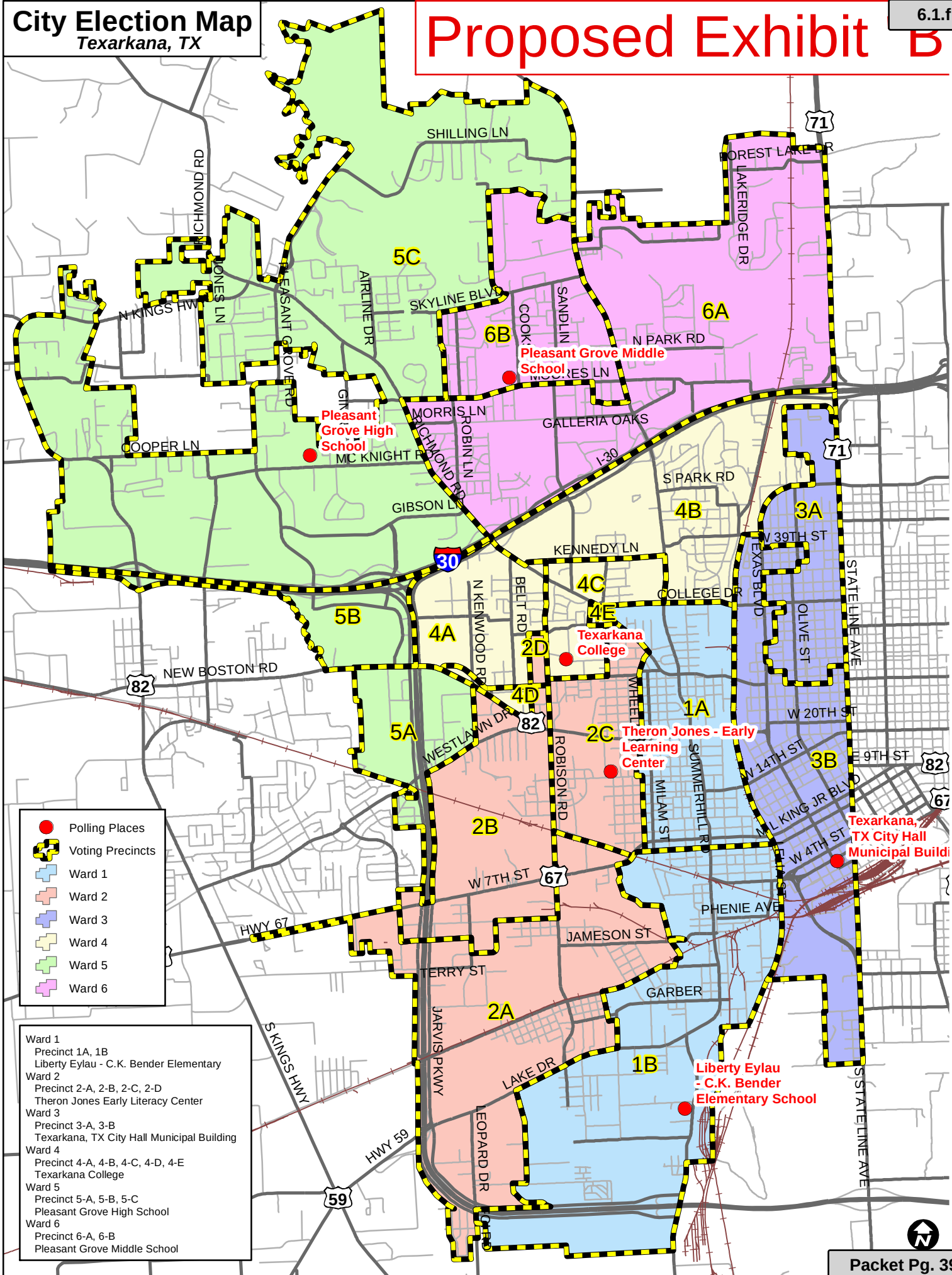
District	Total VAP*	Hispanic VAP	% of Total Hispanic VAP	Anglo VAP	% of Total Anglo VAP	Black VAP	% of Total Black VAP	American Indian VAP	% of Total American Indian VAP	Asian VAP	% of Total Asian VAP	Hawaiian-Pacific Islander VAP	% of Total Hawaiian-Pacific Islander VAP	Other VAP	% of Total Other VAP	Two or More VAP	% of Total Two or More VAP
1	4,040	289	7.15%	1,099	27.20%	2,562	63.42%	12	0.30%	16	0.40%	1	0.02%	2	0.05%	59	1.46%
2	4,250	275	6.47%	1,324	31.15%	2,581	60.73%	10	0.24%	12	0.28%	1	0.02%	4	0.09%	43	1.01%
3	4,835	348	7.20%	2,645	54.71%	1,716	35.49%	33	0.68%	36	0.74%	0	0.00%	5	0.10%	52	1.08%
4	4,666	245	5.25%	2,721	58.32%	1,558	33.39%	17	0.36%	70	1.50%	3	0.06%	5	0.11%	47	1.01%
5	4,604	156	3.39%	3,924	85.23%	365	7.93%	21	0.46%	101	2.19%	0	0.00%	1	0.02%	36	0.78%
6	4,609	155	3.36%	3,866	83.88%	406	8.81%	19	0.41%	110	2.39%	3	0.07%	2	0.04%	48	1.04%
Totals	27,004	1,468	5.44%	15,579	57.69%	9,188	34.02%	112	0.41%	345	1.28%	8	0.03%	19	0.07%	285	1.06%

*Voting Age Population

Some percentages may be subject to rounding error.



Attachment: txelectionmap CURRENT Exhibit A (1229 : Ord. No. 2015-001 Establishing City Polling Places)



ORDINANCE NO. 2015-001

AN ORDINANCE OF THE CITY OF TEXARKANA, TEXAS; AMENDING CHAPTER 7, SECTIONS 7-2(b) AND 7-3 OF THE CODE OF ORDINANCES TO ESTABLISH EACH CITY WARD AS AN ELECTION PRECINCT, AND DESIGNATING A SINGLE POLLING LOCATION FOR EACH ELECTION PRECINCT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; PROVIDING FOR PUBLICATION OF PUBLIC NOTICE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, Section 42.061(a) of the Texas Election Code provides that the governing body of a political subdivision other than a county shall establish the election precincts for elections ordered by an authority of the political subdivision; and

WHEREAS, Section 43.001 of the Texas Election Code states each election precinct established for an election shall be served by a single polling place located within the boundary of the precinct; and

WHEREAS, Article II, Section 1 of the City Charter of the City of Texarkana, Texas, and Chapter 7, Section 7-1 of the Code of Ordinances, divides the city into six wards; and

WHEREAS, the Chapter 7, Section 7-2 of the Code of Ordinances designates and describes the following election precincts which correspond to county election precincts: Precinct 1-A, Precinct 1-B, Precinct 2-A, Precinct 2-B, Precinct 2-C, Precinct 2-D, Precinct 3-A, Precinct 3-B, Precinct 4-A, Precinct 4-B, Precinct 4-C, Precinct 4-D, Precinct 4-E, Precinct 5-A, Precinct 5-B, Precinct 5-C, Precinct 6-A, and Precinct 6-B; and

WHEREAS, Chapter 7, Section 7-3 of the Code of Ordinances designates a single polling place for each election precinct, as follows:

1. The polling place for Election Precinct 1-A shall be the Academic Learning Center (Options) located at 3201 Lincoln Avenue.
2. The polling place for Election Precinct 1-B shall be the Liberty-Eylau C. K. Bender Elementary School located at 2300 Buchanan Road.
3. The polling place for Election Precinct 2-A shall be the Liberty-Eylau Pre-Kindergarten Center/Grandview Campus located at 3105 Norris Cooley Drive.
4. The polling place for Election Precinct 2-B, 2-C, and 2-D shall be the Theron Jones Early Literacy Center located at 2600 West 15th Street.
5. The polling place for Election Precinct 3-A shall be the Collins Memorial Building located at 3028 Texas Boulevard.
6. The polling place for Election Precinct 3-B shall be the Texas City Hall Municipal Building located at 220 Texas Boulevard.
7. The polling place for Election Precinct 4-A, 4-C, 4-D, and 4-E shall be Texarkana College located at 2500 N. Robison Road.

Publish

8. The polling place for Election Precinct 4-B shall be the Spring Lake Park Elementary School located at 4324 Ghio Fish Boulevard.

9. The polling place for Election Precinct 5-A and 5-B shall be the Kenwood Fire Station at 306 S. Kenwood Road.

10. The polling place for Election Precinct 5-C shall be the Pleasant Grove High School located at 5406 McKnight Road.

11. The polling place for Election Precinct 6-A shall be First Baptist Church located at 3015 Moores Lane.

12. The polling place for Election Precinct 6-B shall be the Pleasant Grove Middle School located at 5605 Cooks Lane; as defined on the map attached as Exhibit “A”; and

WHEREAS, county election precincts are not required to be used for municipality-ordered elections held in May (see Section 42.002 of the Texas Election Code); and

WHEREAS, in the interest of efficiency in the election process, reduction of election-related costs, and the ease of voting for the citizens of Texarkana, Texas, the City Council desires to designate and establish each of the six city wards as an election precinct, and to designate a single polling place for each election precinct that will be used for City-ordered elections, as further defined on the map attached as Exhibit “B”.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS:

SECTION 1: That Section 7-2(b) of the Code of Ordinances of the City of Texarkana, Texas, be amended to read as follows:

- (b) The election precincts of the City shall be numbered as follows and shall remain in effect until changed by ordinance of the City of Texarkana, Texas.
 - (1) Election Precinct 1 (Ward 1)
 - (2) Election Precinct 2 (Ward 2)
 - (3) Election Precinct 3 (Ward 3)
 - (4) Election Precinct 4 (Ward 4)
 - (5) Election Precinct 5 (Ward 5)
 - (6) Election Precinct 6 (Ward 6)

SECTION 2: That Chapter 7, Section 7-3 of the Code of Ordinances of the City of Texarkana, Texas be amended to read as follows:

Sec. 7-3. – City polling places designated.

Each of the City election precincts, as established in section 7-2 of the Code of Ordinances of the City of Texarkana, shall be designated to one (1) polling place as follows:

Publish

1. The polling place for Election Precinct 1 (Ward 1) shall be the Liberty-Eylau C. K. Bender Elementary School located at 2300 Buchanan Road.
2. The polling place for Election Precinct 2 (Ward 2) shall be the Theron Jones Early Literacy Center located at 2600 West 15th Street.
3. The polling place for Election Precinct 3 (Ward 3) shall be the Texas City Hall Municipal Building located at 220 Texas Boulevard.
4. The polling place for Election Precinct 4 (Ward 4) shall be Texarkana College located at 2500 N. Robison Road.
5. The polling place for Election Precinct 5 (Ward 5) shall be the Pleasant Grove High School located at 5406 McKnight Road.
6. The polling place for Election Precinct 6 (Ward 6) shall be the Pleasant Grove Middle School located at 5605 Cooks Lane.

SECTION 3: That the City Secretary be and is hereby directed to publish the caption of this Ordinance for three (3) successive days in the Texarkana Gazette within ten (10) days of the passage of this Ordinance, as provided in Article XI, Section 3 of the Charter of the City of Texarkana, Texas.

SECTION 4: That in case a section, clause, sentence or part of this Ordinance shall be deemed or adjudged by a Court of competent jurisdiction to be invalid, then such invalidity shall not affect, impair or invalidate the remainder of this Ordinance.

SECTION 5: That all ordinances or parts of ordinances in conflict herewith are specifically repealed to the extent of such conflict.

SECTION 6: That this Ordinance, upon publication as provided herein, shall be in full force and effect ten (10) days after its passage and approval.

PASSED AND APPROVED in Regular Council Session on this the **23rd day of February, 2015.**

BOB BRUGGEMAN, MAYOR

ATTEST:

JENNIFER EVANS, CITY SECRETARY

Attachment: Ord. No. 2015-001 jcl rev2 [Revision 2] (1229 : Ord. No. 2015-001 Establishing City Polling Places)

FISCAL YEAR 2012 ELECTION COSTS

Year	DR Amount	Vendor Name	Description
2012	\$50.00	JP Morgan Chase Bank	ELECTION BOOK
2012	\$56.00	JP Morgan Chase Bank	ELECTION LAWS
2012	\$1.28	Brenda Williams	
2012	\$50.00	Texas Municipal Clerks Association	2011 Texas Election Law Supplement
2012	\$488.00	JP Morgan Chase Bank	ELECTION SUPPLIES/CITY SECRETARY
2012	\$97.00	Election Systems & Software Inc.	ballots
2012	\$463.39	Election Systems & Software Inc.	precinct kits
2012	\$0.85	Brenda Williams	
2012	\$30.82	Brenda Williams	
2012	\$32.46	Brenda Williams	
2012	\$32.87	Brenda Williams	
2012	\$33.00	Brenda Williams	
2012	\$20.83	Brenda Williams	
2012	\$104.00	Amy Schulz	
2012	\$91.00	Barbara Trimble	
2012	\$104.00	Betty Williams	
2012	\$104.00	Beverly G. Burks	
2012	\$106.00	Billy R. Roberts	
2012	\$25.00	Billy R. Roberts	
2012	\$1,170.00	Bowie County Elections Office	election machines / services
2012	\$87.50	Chassitty Hemmitt	election judge
2012	\$104.00	Christopher A. West	
2012	\$94.50	Clara I. Scaggs	
2012	\$35.00	Dana Birmingham	
2012	\$76.16	Election Systems & Software Inc.	Election Supplies
2012	\$569.24	Election Systems & Software Inc.	Election Supplies
2012	\$104.00	Essie M. Dodd	
2012	\$25.00	Essie M. Dodd	
2012	\$91.00	Ethel Kelly	
2012	\$104.00	Evelyn Anne West	
2012	\$25.00	Evelyn Anne West	
2012	\$104.00	Floy Gully	
2012	\$25.00	Floy Gully	
2012	\$104.00	George Edwards	election judge
2012	\$25.00	George Edwards	election judge
2012	\$108.00	Gloria Miller	
2012	\$25.00	Gloria Miller	
2012	\$91.00	Gwen Jones	
2012	\$104.00	Harvey Cook	Election Judge
2012	\$104.00	Hattie M. Edwards	
2012	\$89.25	Henry Johnson	

Attachment: Election Costs FY 2012 Summary [Revision 2] (1229 : Ord. No. 2015-001 Establishing City Polling Places)

2012	\$91.00	Ineatta Winn	Election Judge
2012	\$106.00	Janiss Roberts	
2012	\$474.25	Joanne Reavis	EV Election Judge
2012	\$574.00	Joe E. Lane	EV Election Judge
2012	\$114.00	Joe E. Lane	EV Election Judge
2012	\$35.00	Joel Campisi	
2012	\$104.00	Kenessa Pratt	
2012	\$91.00	Kenneth Pratt	
2012	\$104.00	Ladelle Ivey	
2012	\$25.00	Ladelle Ivey	
2012	\$94.50	Lamurle White	
2012	\$92.75	LaRoy Thomas	
2012	\$94.50	Leigh Ann Renfro	
2012	\$77.00	Margaret Lewis	
2012	\$88.00	Mary Hart	
2012	\$25.00	Mary Hart	
2012	\$104.00	Melvin D. (Doug) Williams	
2012	\$88.00	Oliver W Hart	
2012	\$574.00	Patricia A. Lane	EV election judge
2012	\$114.00	Patricia A. Lane	EV election judge
2012	\$91.00	Ruth Mcfadden	
2012	\$104.00	Shirley Casteel	election judge
2012	\$25.00	Shirley Casteel	election judge
2012	\$108.00	Susan Sullivan	
2012	\$106.00	Tom Daniels	
2012	\$25.00	Tom Daniels	
2012	\$80.50	Verlendo Shavers	election judge
2012	\$91.00	Walter A. (Alan) Trimble	
2012	\$104.00	Willie Casteel	election judge
2012	\$36.23	JP Morgan Chase Bank	ELECTION DAY WORKING SUPPER
2012	\$29.75	JP Morgan Chase Bank	ELECTION JUDGE LUNCH
2012	\$33.99	JP Morgan Chase Bank	ELECTION JUDGE LUNCH
2012	\$6.81	JP Morgan Chase Bank	ELECTION JUDGE LUNCH
2012	\$359.40	JP Morgan Chase Bank	ELECTION JUDGE LUNCH FOR ELECTION DAY
2012	\$25.86	JP Morgan Chase Bank	ELECTION TRAINING
2012	\$20.64	JP Morgan Chase Bank	ELECTION WORKING SUPPER
2012	\$11.66	Brenda Williams	Petty Cash
2012	\$9.37	Brenda Williams	Petty Cash
	\$9,493.36		
	\$5,787.75	Election Judges	
	\$1,170.00	Election Machines	
	\$1,849.79	Election Supplies	

\$685.82	Election Food
\$9,493.36	

ORDINANCE NO. 2015-001

AN ORDINANCE OF THE CITY OF TEXARKANA, TEXAS; AMENDING CHAPTER 7, SECTIONS 7-2(b) AND 7-3 OF THE CODE OF ORDINANCES TO ESTABLISH EACH CITY WARD AS AN ELECTION PRECINCT, AND DESIGNATING A SINGLE POLLING LOCATION FOR EACH ELECTION PRECINCT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; PROVIDING FOR PUBLICATION OF PUBLIC NOTICE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, Section 42.061(a) of the Texas Election Code provides that the governing body of a political subdivision other than a county shall establish the election precincts for elections ordered by an authority of the political subdivision; and

WHEREAS, Section 43.001 of the Texas Election Code states each election precinct established for an election shall be served by a single polling place located within the boundary of the precinct; and

WHEREAS, Article II, Section 1 of the City Charter of the City of Texarkana, Texas, and Chapter 7, Section 7-1 of the Code of Ordinances, divides the city into six wards; and

WHEREAS, the Chapter 7, Section 7-2 of the Code of Ordinances designates and describes the following election precincts which correspond to county election precincts: Precinct 1-A, Precinct 1-B, Precinct 2-A, Precinct 2-B, Precinct 2-C, Precinct 2-D, Precinct 3-A, Precinct 3-B, Precinct 4-A, Precinct 4-B, Precinct 4-C, Precinct 4-D, Precinct 4-E, Precinct 5-A, Precinct, 5-B, Precinct 5-C, Precinct 6-A, and Precinct 6-B; and

WHEREAS, Chapter 7, Section 7-3 of the Code of Ordinances designates a single polling place for each election precinct, as follows:

1. The polling place for Election Precinct 1-A shall be the Academic Learning Center (Options) located at 3201 Lincoln Avenue.
2. The polling place for Election Precinct 1-B shall be the Liberty-Eylau C. K. Bender Elementary School located at 2300 Buchanan Road.
3. The polling place for Election Precinct 2-A shall be the Liberty-Eylau Pre-Kindergarten Center/Grandview Campus located at 3105 Norris Cooley Drive.
4. The polling place for Election Precinct 2-B, 2-C, and 2-D shall be the Theron Jones Early Literacy Center located at 2600 West 15th Street.
5. The polling place for Election Precinct 3-A shall be the Collins Memorial Building located at 3028 Texas Boulevard.
6. The polling place for Election Precinct 3-B shall be the Texas City Hall Municipal Building located at 220 Texas Boulevard.
7. The polling place for Election Precinct 4-A, 4-C, 4-D, and 4-E shall be Texarkana College located at 2500 N. Robison Road.

Publish

8. The polling place for Election Precinct 4-B shall be the Spring Lake Park Elementary School located at 4324 Ghio Fish Boulevard.

9. The polling place for Election Precinct 5-A and 5-B shall be the Kenwood Fire Station at 306 S. Kenwood Road.

10. The polling place for Election Precinct 5-C shall be the Pleasant Grove High School located at 5406 McKnight Road.

11. The polling place for Election Precinct 6-A shall be First Baptist Church located at 3015 Moores Lane.

12. The polling place for Election Precinct 6-B shall be the Pleasant Grove Middle School located at 5605 Cooks Lane; as defined on the map attached as Exhibit "A"; and

WHEREAS, county election precincts are not required to be used for municipality-ordered elections held in May (*see* Section 42.002 of the Texas Election Code); and

WHEREAS, in the interest of efficiency in the election process, reduction of election-related costs, and the ease of voting for the citizens of Texarkana, Texas, the City Council desires to designate and establish each of the six city wards as an election precinct, and to designate a single polling place for each election precinct that will be used for City-ordered elections, as further defined on the map attached as Exhibit "B".

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS:

SECTION 1: That Section 7-2(b) of the Code of Ordinances of the City of Texarkana, Texas, be amended to read as follows:

- (b) The election precincts of the City shall be numbered as follows and shall remain in effect until changed by ordinance of the City of Texarkana, Texas.
 - (1) Election Precinct 1 (Ward 1)
 - (2) Election Precinct 2 (Ward 2)
 - (3) Election Precinct 3 (Ward 3)
 - (4) Election Precinct 4 (Ward 4)
 - (5) Election Precinct 5 (Ward 5)
 - (6) Election Precinct 6 (Ward 6)

SECTION 2: That Chapter 7, Section 7-3 of the Code of Ordinances of the City of Texarkana, Texas be amended to read as follows:

Sec. 7-3. – City polling places designated.

Each of the City election precincts, as established in section 7-2 of the Code of Ordinances of the City of Texarkana, shall be designated to one (1) polling place as follows:

Attachment: Ord. 2015-001 signed (1229 : Ord. No. 2015-001 Establishing City Polling Places)

Publish

1. The polling place for Election Precinct 1 (Ward 1) shall be the Liberty-Eylau C. K. Bender Elementary School located at 2300 Buchanan Road.
2. The polling place for Election Precinct 2 (Ward 2) shall be the Theron Jones Early Literacy Center located at 2600 West 15th Street.
3. The polling place for Election Precinct 3 (Ward 3) shall be the Texas City Hall Municipal Building located at 220 Texas Boulevard.
4. The polling place for Election Precinct 4 (Ward 4) shall be Texarkana College located at 2500 N. Robison Road.
5. The polling place for Election Precinct 5 (Ward 5) shall be the Pleasant Grove High School located at 5406 McKnight Road.
6. The polling place for Election Precinct 6 (Ward 6) shall be the Pleasant Grove Middle School located at 5605 Cooks Lane.

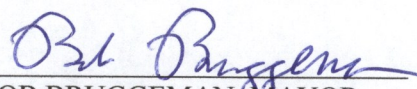
SECTION 3: That the City Secretary be and is hereby directed to publish the caption of this Ordinance for three (3) successive days in the Texarkana Gazette within ten (10) days of the passage of this Ordinance, as provided in Article XI, Section 3 of the Charter of the City of Texarkana, Texas.

SECTION 4: That in case a section, clause, sentence or part of this Ordinance shall be deemed or adjudged by a Court of competent jurisdiction to be invalid, then such invalidity shall not affect, impair or invalidate the remainder of this Ordinance.

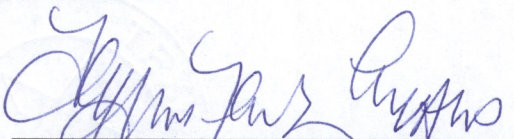
SECTION 5: That all ordinances or parts of ordinances in conflict herewith are specifically repealed to the extent of such conflict.

SECTION 6: That this Ordinance, upon publication as provided herein, shall be in full force and effect ten (10) days after its passage and approval.

PASSED AND APPROVED in Regular Council Session on this the 26th day of January, 2015.


BOB BRUGGEMAN, MAYOR

ATTEST:


JENNIFER EVANS, CITY SECRETARY

8:23 p.m.

Attachment: Ord. 2015-001 signed (1229 : Ord. No. 2015-001 Establishing City Polling Places)

City of Texarkana, Texas

Briefing Sheet

Version: A

Update Date: 12/19/2014 9:54 AM

Lead Department: City Manager **Action Officer:** Jennifer Evans, City Secretary
Ordinance No. 2015-002 calling for a General City Election to be held on the
second Saturday in May, 2015 for the purpose of electing a Council Member for
Ward Two, a Council Member for Ward Three, and a Council Member for
Subject: Ward Five.

Briefing: 1/26/2015 **Public Hearing:** 1/26/2015 **Second Briefing:** February 9, 2015 **Council Vote:** 2/23/2015

Item Schedule

Updates/History of Briefing:

NOT APPLICABLE

Executive Summary and Background Information:

Calling a General Election to be held on the second Saturday in May to elect a Council Member for Ward Two, a Council Member for Ward Three, and a Council Member for Ward 5.

Potential Options:

- None
-

Fiscal Implications:

None – in budget.

Staff Recommendation:

Staff recommends approval pursuant to state law. (TEC 3.005(c)(2))

Advisory Board/Committee Review:

NONE

Board/Committee Recommendation:

NOT APPLICABLE

Advisory Board/Committee Meeting Date and Minutes:

NOT APPLICABLE

Attachments

- Goals and Perspectives (DOCX)
- App for Gen. Election Ballot Appendix A Ord. 2015-002 (PDF)

City of Texarkana, Texas

- c. Ord. 2015-002 Calling General May Election (jcl rev) (DOC)
- d. Ord. 2015-002 signed (PDF)

Staff Coordination

City Manager	John Whitson	Department Head Review	Completed	
	12/17/2014 9:44 AM			
City Attorney	Jeffery C. Lewis	Review	Completed	12/17/2014
	10:50 AM			
Public Information Officer		Lisa Thompson	PIO Review	Completed
	12/17/2014 11:24 AM			
City Manager	John Whitson	City Manager Review	Completed	12/17/2014
	12:55 PM			
City Council	Jennifer Evans	Meeting	Completed	01/12/2015
	6:00 PM			

Meeting History

City of Texarkana, Texas

Developing Perspectives and Goals Pending Approval by the City Council:

Perspectives	Goals
Serve the Community	☐ Promote an Environmentally Sensitive & Livable Community ☐ Provide a Safe Community ☐ Deliver Quality Services ☐ Foster a Healthy Community
Run the Operations	☐ Enhance Community Preparedness & Responsiveness ☐ Maximize Partnership Opportunities ☐ Provide Courteous & Responsive Customer Service ☐ Model a Positive City Image ☒ Deliver Efficient Services ☒ Cultivate Community Involvement & Access
Manage the Resources	☐ Maintain Fiscal Strength ☐ Maximize Utilization & Resources ☐ Invest in Infrastructure & Transportation
Develop Personnel	☐ Develop a Skilled & Diverse Workforce ☐ Create a Positive & Rewarding Work Culture

Perspectives and Goals Additional Comments:

NONE

Resource Impact:

Staff time required if item is approved: [Select One By Clicking Here](#)

Other Potential Impacts:

NONE APPLICABLE

Public Information Plan:

☐ Newspaper Notice (Required by Statute)	☐ Public Hearing (Required by Statute)
☐ Public Forum/Input Session	☐ Press Release
☐ E-News Distribution	☐ Website Notice
☐ Social Media (Twitter, Facebook, etc.)	☐ Special Mailing
☐ Flyers Posted	☐ Banners Posted
☐ Survey	☐ Automated Phone Call
☐ None Required	☐

Other:

AW2-15, 7/2011

Prescribed by Secretary of State

Sections 141.031, 143.004, 143.006, Texas Election Code

All information is required to be provided unless indicated as optional.

APPLICATION FOR A PLACE ON THE CITY OF _____ GENERAL ELECTION BALLOT					
TO: City Secretary					
I request that my name be placed on the above-named official ballot as a candidate for the office indicated below.					
OFFICE SOUGHT Include any place number or other distinguishing number, if any.				INDICATE TERM ☐ FULL ☐ UNEXPIRED	
FULL NAME (First, Middle, Last)			PRINT NAME AS YOU WANT IT TO APPEAR ON THE BALLOT		
PERMANENT RESIDENCE ADDRESS (Street address and apartment number. If none, describe location of residence. Do not include P.O. Box or Rural Rt.)			MAILING ADDRESS (If different from residence address)		
CITY	STATE	ZIP	CITY	STATE	ZIP
EMAIL ADDRESS (Optional)		OCCUPATION (Do not leave blank)	DATE OF BIRTH / /	VOTER REGISTRATION VOID NUMBER (if applicable)	
TELEPHONE NUMBER (Include area code) (Optional)		Length of Continuous Residence as of Date Application Sworn			
OFFICE:		IN STATE ____ yr(s) ____ mos	IN CITY ____ yr(s) ____ mos	IN DISTRICT OR PRECINCT ¹ ____ yr(s) ____ mos	
HOME:					
If using a nickname as part of your name to appear on the ballot, you are also signing and swearing to the following statements: I further swear that my nickname does not constitute a slogan nor does it indicate a political, economic, social, or religious view or affiliation. I have been commonly known by this nickname for at least three years prior to this election.					
Before me, the undersigned authority, on this day personally appeared (name) _____, who being by me here and now duly sworn, upon oath says: "I, (name) _____, of _____, County, Texas, being a candidate for the office of _____, swear that I will support and defend the Constitution and laws of the United States and of the State of Texas. I am a citizen of the United States eligible to hold such office under the Constitution and laws of this state. I have not been finally convicted of a felony for which I have not been pardoned or had my full rights of citizenship restored by other official action. I have not been determined by a final judgment of a court exercising probate jurisdiction to be totally mentally incapacitated or partially mentally incapacitated without the right to vote. I am aware of the nepotism law, Chapter 573, Government Code.					
I further swear that the foregoing statements included in my application are in all things true and correct."					
X _____ SIGNATURE OF CANDIDATE					
Sworn to and subscribed before me at _____, this the _____ day of _____, _____					
SEAL					
Signature of Officer administering oath ²			Title of Officer administering oath		
TO BE COMPLETED BY CITY SECRETARY:					
(See Section 1.007)					
			Date Received	Signature of City Secretary	

INSTRUCTIONS

An application to have the name of a candidate placed on the ballot for any election may not be filed earlier than 30 days before the deadline prescribed by this code for filing the application. An application filed before that day is void.

The filing deadline is 5:00 p.m. 71 days prior to the election day if the election is held in May or November of an odd-numbered year, except in cases where the law specifies the contrary.

The filing deadline is 5:00 p.m. 78 days prior to the election day if the election is held in November of an even-numbered year.

The candidate **must** sign this statement indicating his awareness of the nepotism law. The nepotism prohibitions of chapter 573, Government Code, are summarized below:

No officer may appoint, or vote for or confirm the appointment or employment of any person related within the second degree by affinity (marriage) or the third degree by consanguinity (blood) to himself, or to any other member of the governing body or court on which he serves when the compensation of that person is to be paid out of public funds or fees of office. However, nothing in the law prevents the appointment, voting for, or confirmation of anyone who has been continuously employed in the office or employment for the following period prior to the election or appointment of the officer or member related to the employee in the prohibited degree: six months, if the officer or member is elected at the general election for state and county officers.

No candidate may take action to influence an employee of the office to which the candidate is seeking election or an employee or officer of the governmental body to which the candidate is seeking election regarding the appointment or employment of a person related to the candidate in a prohibited degree as noted above. This prohibition does not apply to a candidate's actions with respect to a bona fide class or category of employees or prospective employees.

Examples of relatives within the third degree of consanguinity are as follows:

- (1) First degree: parent, child;
- (2) Second degree: brother, sister, grandparent, grandchild;
- (3) Third degree: great-grandparent, great-grandchild, uncle, aunt, nephew, niece.

These include relatives by blood, half-blood, and legal adoption.

Examples of relatives within the second degree of affinity are as follows:

- (1) First degree: spouse, spouse's parent, son-in-law, daughter-in-law;
- (2) Second degree: brother's spouse, sister's spouse, spouse's brother, spouse's sister, spouse's grandparent.

Persons related by affinity (marriage) include spouses of relatives by consanguinity, and, if married, the spouse and the spouse's relatives by consanguinity. These examples are not all inclusive.

FOOTNOTE

¹If the territory for which the office is elected is citywide (at large) the length of residence in district/precinct is not required.

²All oaths, affidavits, or affirmations made within this State may be administered and a certificate of the fact given by a judge, clerk, or commissioner of any court of record, a notary public, a justice of the peace, city secretary, and the Secretary of State of Texas.

AW2-15, 7/2011
 Prescribed by Secretary of State
 Sections 141.031, 143.004, 143.006, Texas Election Code

Se requiere toda la información, a menos que haya alguna indicación que no es obligatoria.

APLICACION PARA UN LUGAR EN LA BOLETA DE LA CIUDAD DE ELECCIÓN GENERAL					
A: Secretario(a) de la Ciudad					
Solicito que mi nombre esté puesto en la arriba nombrada boleta como candidato para puesto oficial indicado abajo.					
PUESTO OFICIAL SOLICITADO Incluya cualquier número de lugar u otro número que hace el puesto oficial diferente a otros, si hay alguno.				INDIQUE TÉRMINO ☐ TÉRMINO COMPLETO ☐ NO COMPLETADO	
NOMBRE COMPLETO (Nombre de Pila, Segundo Nombre, Apellido)			ESCRIBA SU NOMBRE COMO DESEA QUE APAREZCA EN LA BOLETA		
DIRECCION DE RESIDENCIA PERMANENTE: Calle y Número de Departamento: si no tiene, describa la localidad de su residencia. No incluya su caja postal o ruta rural.			DIRECCIÓN POSTAL (Si es diferente a su dirección de residencia)		
CIUDAD	ESTADO	ZONA POSTAL	CIUDAD	ESTADO	ZONA POSTAL
CORREO ELECTRÓNICO (Optativo)		EMPLEO (No lo deje en blanco)		FECHA DE NACIMIENTO / /	NUM. DE VUID DE VOTANTE (si aplica)
NÚMERO DE TELEFONO - Incluya el código de área (Optativo) DE SU OFICINA: DE SU DOMICILIO:			TIEMPO EN QUE HA RESIDIDO EN UN SOLO LUGAR EN LA FECHA EN QUE PRESTÓ JURAMENTO SOBRE LA SOLICITUD		
			EN EL ESTADO ____ (año(s)) ____ (mes(es))	EN LA CIUDAD ____ (año(s)) ____ (mes(es))	EN EL DISTRITO O PRECINTO ¹ ____ (año(s)) ____ (mes(es))
Para poder incluir un apodo como parte de su nombre completo el la papeleta, Ud. deberá firmar la siguiente constancia: Además, juro que se me ha conocido por este apodo por más de tres años. Además, juro que el apodo no es un lema político ni una indicación de mis creencias o afiliaciones políticas, económicas, sociales, o religiosas.					
Ante mí, la autoridad, suscrita apareció en persona _____, quien habiendo aquí y ahora prestado juramento debido, bajo juramento dice: "Yo, _____, del condado de _____, Texas, siendo candidato para el puesto oficial de _____ solemnemente juro que apoyaré y defenderé la Constitución y las leyes de los Estados Unidos y del Estado de Texas. Soy ciudadano de los Estados Unidos elegible para ocupar tal puesto oficial bajo la Constitución y las leyes de este Estado. No me han determinado por un juicio final de una corte de la legalización de un testamento, ser totalmente incapacitado mentalmente o parcialmente incapacitado sin el derecho de votar, ni he sido probado culpable finalmente de una felonía por la cual no he sido perdonado o por la cual no se me han restituido enteramente mis derechos de ciudadanía por medio de otra acción oficial. Yo tengo conocimiento de la ley sobre el nepotismo según el capitulo 573 de Código Gobierno. Además juro que las anteriores declaraciones que incluyo en mi solicitud son verdaderas y están correctas en todos sentidos."					
X FIRMA DEL CANDIDATO					
Jurado y suscrito ante mí en _____, este día _____ de _____, _____					
Firma del oficial administrando el juramento ² _____				Título del oficial administrando el juramento _____	
TO BE COMPLETED BY CITY SECRETARY: (See Section 1.007)					
Date Received _____			Signature of City Secretary _____		

Attachment: App for Gen. Election Ballot Appendix A Ord. 2015-002 (1230 : Ord. No. 2015-002 Calling May General Election)

INSTRUCCIONES

Una aplicación para que le nombre de un candidato aparezca en la boleta para cualquier elección no deberá registrarse antes de 30 días antes del último día para registrar la aplicación como prescribe este código. Una aplicación registrada antes de ese día se declara inválida.

El último día para registrarse es a las 5 de la tarde 71 días antes del día de elección, si la elección es administrada en mayo o en noviembre de los años no pares menos en casos donde la ley especifique lo contrario.

El último día para registrarse es a las 5 de la tarde 78 días antes del día de elección si la elección es administrada en noviembre de los años pares.

El candidato **deberá** firmar esta declaración indicando que él/ella está enterado(a) de la ley sobre el nepotismo. Lo siguiente es un resumen de las prohibiciones del nepotismo al acuerdo al capítulo 573 de Código Gobierno:

Ningún oficial podrá nombrar, o votar por o confirmar el nombramiento o empleo de alguna persona que está emparentada con él dentro del segundo grado por afinidad (matrimonio) o dentro del tercer grado por consanguinidad (sangre), o que está emparentada con cualesquier otro miembro del cuerpo directivo o corte en que él/ella celebra sesión cuando la compensación de esa persona estará pagada con fondos públicos o los honorarios del puesto oficial. Sin embargo, la ley no prohíbe el nombramiento, el votar por, o la confirmación de alguna persona que continuamente ha sido empleado de la oficina o ha sido empleado durante el siguiente plazo antes de la elección o el nombramiento del oficial o miembro que está emparentado con el empleado en el grado prohibido: seis meses, si el oficial o miembro está elegido en una elección otra de la elección general para oficiales del estado y del condado.

Ningún candidato podrá obrar para influir a un empleado del puesto oficial al cual el candidato desea estar elegido o un empleado o oficial del cuerpo fiscal al cual el candidato desea estar elegido en cuanto al nombramiento o al empleo de una persona que está emparentada con el candidato en un grado prohibido como notado arriba. Esta restricción no se dirige a las acciones de un candidato respecto a una clase o categoría de buena fe de empleados o empleados anticipados.

Los ejemplos de parientes dentro del tercer grado de consanguinidad son los siguientes:

- (1) Primer grado: padre, madre, hijo(a);
- (2) Segundo grado: hermano(a), abuelo(a), nieto(a) primo(a);
- (3) Tercer grado: bisabuelo(a), bisnieto(a), tío(a), sobrino(a).

Los siguientes incluyen parientes de linaje (sangre), medios hermanos, y adopción legal.

Los ejemplos de parientes dentro del segundo grado de afinidad son los siguientes:

- (1) Primer grado: esposo(a), suegro(a), yerno(a);
- (2) Segundo grado: cuñado(a), abuelo(a) del esposo o esposa.

Las personas que están emparentadas por afinidad (matrimonio) están incluyen los esposos o esposas de parientes que están emparentados por consanguinidad, y, si casados, el esposo o esposa y los parientes del esposo o esposa por consanguinidad. No todos estos ejemplos son inclusivos.

NOTA

¹Si el territorio del puesto que se elige abarca la ciudad entera (plurinominal), no se requiere la duración de residencia en el distrito/precinto.

²Todo juramento, testimonio o afirmación hecho dentro de este Estado se podrá administrar y se podrá dar un certificado del hecho por un juez, escribano, o comisionado de alguna corte de registro, un notario público, un juez de paz, secretario de la ciudad, y el Secretario del Estado de Texas.

ORDINANCE NO. 2015-002

AN ORDINANCE CALLING FOR A GENERAL CITY ELECTION TO BE HELD ON THE SECOND SATURDAY IN MAY, 2015 FOR THE PURPOSE OF ELECTING A COUNCILMEMBER FOR WARD TWO, A COUNCILMEMBER FOR WARD THREE AND A COUNCILMEMBER FOR WARD FIVE FOR THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS; PRESCRIBING THE TIME, PLACE, MANNER, AND FORM FOR THE HOLDING OF SAID ELECTION; PROVIDING INSTRUCTIONS FOR THE HOLDING OF SAID ELECTION IN ACCORDANCE WITH THE LAWS OF THE STATE OF TEXAS, THE CITY CHARTER, AND ORDINANCES OF THE CITY OF TEXARKANA, TEXAS; PROVIDING FOR A LOYALTY OATH; PROVIDING FOR THE POSTING OF CANDIDATES' NAMES IN THE OFFICE OF THE CITY SECRETARY; DIRECTING THE CITY SECRETARY TO PROVIDE FOR TIMELY PRINTING OF BALLOTS; PROVIDING FOR EARLY VOTING; DIRECTING THAT POLLS BE OPENED FROM 7:00 A.M. TO 7:00 P.M. ON ELECTION DAY; PROVIDING FOR PUBLICATION OF PUBLIC NOTICE OF THIS ELECTION; PROVIDING FOR CANVASS OF THE ELECTION RESULTS BY THE CITY COUNCIL; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Section 1 of Article V of the Charter of the City of Texarkana, Texas, requires that a general (regular) election be held on the 1st Saturday in May of each year for the purpose of electing Mayor and Councilmembers whose terms are expiring; and

WHEREAS, the Texas Legislature during its **79th Legislative Session** amended Texas Election Code Section 41.001 Uniform Election Dates to provide that the general or special election date scheduled for the month of **May, 2015**, be changed from the first Saturday in May to the second Saturday in May; and

WHEREAS, the Texas Election Code, Section 41.005 General Election of Political Subdivision other than County requires the City to set its election on a date which complies with the Uniform Election Date of the second Saturday in **May, 2015**;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS:

SECTION 1: That an election is hereby called and ordered to be held in the City of Texarkana, Texas, at the respective voting places in each ward as set out hereinafter, said election to be held on the **9th day of May, 2015**, for the purpose of electing a Councilmember for Ward Two, a Councilmember for Ward Three and a Councilmember for Ward Five of the City of Texarkana, Texas.

SECTION 2: That said election shall be held in accordance with the laws of the State of Texas, the City Charter and Ordinances of the City of Texarkana, Texas.

SECTION 3: In accordance with revisions to the City Charter as approved by voters of the City in a Special Election on November 12, 1983, and as canvassed by Ordinance 309-83, enacted on November 21, 1983, the Councilmember to be elected from Wards Two, Three and Five, respectively, shall be voted on solely by the voters of each of their respective Wards.

SECTION 4: Candidates for Councilmembers in this election must meet the qualifications for candidacy as set forth in the Texas Election Code, the City Charter, and Ordinances of the City of Texarkana, Texas.

Publish

SECTION 5: That any eligible and qualified person may have his or her name printed upon the official ballot as a candidate for the office of Councilmember of **Ward Two**, Councilmember of **Ward Three** or Councilmember of **Ward Five** by filing the appropriate sworn application with the City Secretary between **January 28, 2015** through 5:00 p.m. on **February 27, 2015**, and by complying with the provisions of the Texas Election Code and applicable Statutes and Ordinances. The application shall be in the form as set forth in Appendix "A" which is attached hereto and made a part hereof as if fully set forth herein. Each candidate must also complete the Loyalty Affidavit as is set forth on the lower portion of Appendix "A" and the City Secretary is hereby directed to refuse any application for which the said affidavit has not been completed and sworn to by the candidate. The City Secretary shall provide a blank copy of Appendix "A" to those persons requesting same.

SECTION 6: That the specimen ballot shall be made available for public inspection in the office of the City Secretary and on the bulletin board in the City Hall as soon as practicable after the official ballots have been prepared for the election, as required by Section 52.007, Texas Election Code.

SECTION 7: That the City Secretary be and is hereby ordered and directed to ensure that the official ballots are printed and on hand so that early voting may commence twelve (12) days before the date of election (**April 27, 2015**). All early balloting shall be conducted in accordance with Title 7 and other applicable portions of the Texas Election Code. Each qualified voter who desires to cast an early voting ballot and who is qualified in accordance with Chapter 82 of the Texas Election Code shall be entitled to an official early voting ballot and the right to cast such ballot. All completed early voting ballots voted by personal appearance must be in the hands of the City Secretary not later than the fourth (4th) day prior to the election (i.e. by 5:00 p.m. on **May 5, 2015**).

The deadline for receipt of applications for mail ballot shall be at 5:00 p.m. on **April 30, 2015** in the City Secretary's Office in accordance with Section 84.007 of the Texas Election Code. The deadline for completed mail ballots shall be 7:00 p.m. on **May 9, 2015**, in the City Secretary's Office. Early voting ballots shall be delivered to and counted by an early voting board to be appointed by separate Ordinance.

SECTION 8: Election Officials shall be appointed hereafter by separate ordinance.

SECTION 9: That said election shall be conducted in accordance with the laws of the State of Texas and with the City Charter and Ordinances of the City of Texarkana, Texas.

SECTION 10: That the polling places for said election shall be as set forth in **Chapter 7, Section 7-3 "City polling places designated."** of the Code of Ordinances of the City of Texarkana, Texas.

SECTION 11: That the City Secretary shall give notice of this election by causing said notice to be published one time in the Texarkana Gazette, the official newspaper of the City. The said publication shall be not more than 30 days or less than 10 days prior to **May 9, 2015**. Such publication meets the requirements set forth in Section 1 of Article V of the Charter of the City of Texarkana, Texas, and the requirement set forth in Texas Election Code, Section 4.003. The City Secretary shall attach the returned certificate of publication from the newspaper editor to the original of this Ordinance on file.

SECTION 12: That the City Council shall, not earlier than the third day and not later than the eleventh day after Election Day, as set forth in Texas Election Code, Section 67.003(a), canvass the returns, investigate the qualifications of the candidate, and declare the official results of the election. The returns of the election shall be recorded in the Minutes of the Council by precinct totals, and the qualified person receiving the highest number of votes cast for each office shall thereupon be declared by said Council to

Attachment: Ord. 2015-002 Calling General May Election (jcl rev) [Revision 1] (1230 : Ord. No. 2015-002 Calling May General Election)

Publish

have been elected.

SECTION 13: Ward lines for all Wards affected by this election shall be as set forth in **Chapter 7, Section 7-1 “City wards – Designated and defined by ordinance.”** of the Code of Ordinances of the City of Texarkana, Texas.

SECTION 14: Precinct lines for all precincts affected by this election shall be as set forth in **Chapter 7, Section 7-2 “City election precincts; designated and described by ordinance.”** of the Code of Ordinances of the City of Texarkana, Texas.

SECTION 15: That all alleged criminal violations of the election laws of the State of Texas which are noted by election officials in the course of this election shall be examined by the City Attorney, who shall refer appropriate criminal complaints for prosecution to the Criminal District Attorney of Bowie County, Texas, in accordance with the laws of the State of Texas.

SECTION 16: That, by approving and signing this Ordinance, the Mayor officially confirms as his action all matters recited in the Ordinance which by law come within his jurisdiction.

SECTION 17: That this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED AND APPROVED in Regular Council Session on this the **23rd day of February, 2015.**

BOB BRUGGEMAN, MAYOR

ATTEST:

JENNIFER EVANS, CITY SECRETARY

Publish

ORDINANCE NO. 2015-002

AN ORDINANCE CALLING FOR A GENERAL CITY ELECTION TO BE HELD ON THE SECOND SATURDAY IN MAY, 2015 FOR THE PURPOSE OF ELECTING A COUNCILMEMBER FOR WARD TWO, A COUNCILMEMBER FOR WARD THREE AND A COUNCILMEMBER FOR WARD FIVE FOR THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS; PRESCRIBING THE TIME, PLACE, MANNER, AND FORM FOR THE HOLDING OF SAID ELECTION; PROVIDING INSTRUCTIONS FOR THE HOLDING OF SAID ELECTION IN ACCORDANCE WITH THE LAWS OF THE STATE OF TEXAS, THE CITY CHARTER, AND ORDINANCES OF THE CITY OF TEXARKANA, TEXAS; PROVIDING FOR A LOYALTY OATH; PROVIDING FOR THE POSTING OF CANDIDATES' NAMES IN THE OFFICE OF THE CITY SECRETARY; DIRECTING THE CITY SECRETARY TO PROVIDE FOR TIMELY PRINTING OF BALLOTS; PROVIDING FOR EARLY VOTING; DIRECTING THAT POLLS BE OPENED FROM 7:00 A.M. TO 7:00 P.M. ON ELECTION DAY; PROVIDING FOR PUBLICATION OF PUBLIC NOTICE OF THIS ELECTION; PROVIDING FOR CANVASS OF THE ELECTION RESULTS BY THE CITY COUNCIL; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Section 1 of Article V of the Charter of the City of Texarkana, Texas, requires that a general (regular) election be held on the 1st Saturday in May of each year for the purpose of electing Mayor and Councilmembers whose terms are expiring; and

WHEREAS, the Texas Legislature during its 79th Legislative Session amended Texas Election Code Section 41.001 Uniform Election Dates to provide that the general or special election date scheduled for the month of **May, 2015**, be changed from the first Saturday in May to the second Saturday in May; and

WHEREAS, the Texas Election Code, Section 41.005 General Election of Political Subdivision other than County requires the City to set its election on a date which complies with the Uniform Election Date of the second Saturday in **May, 2015**;

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SECTION 4: Candidates for Councilmembers in this election must meet the qualifications for candidacy as set forth in the Texas Election Code, the City Charter, and Ordinances of the City of Texarkana, Texas.

Attachment: Ord. 2015-002 signed (1230 : Ord. No. 2015-002 Calling May General Election)

Publish

SECTION 5: That any eligible and qualified person may have his or her name printed upon the official ballot as a candidate for the office of Councilmember of **Ward Two**, Councilmember of **Ward Three** or Councilmember of **Ward Five** by filing the appropriate sworn application with the City Secretary between **January 28, 2015** through 5:00 p.m. on **February 27, 2015**, and by complying with the provisions of the Texas Election Code and applicable Statutes and Ordinances. The application shall be in the form as set forth in Appendix "A" which is attached hereto and made a part hereof as if fully set forth herein. Each candidate must also complete the Loyalty Affidavit as is set forth on the lower portion of Appendix "A" and the City Secretary is hereby directed to refuse any application for which the said affidavit has not been completed and sworn to by the candidate. The City Secretary shall provide a blank copy of Appendix "A" to those persons requesting same.

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SECTION 12: That the City Council shall, not earlier than the third day and not later than the eleventh day after Election Day, as set forth in Texas Election Code, Section 67.003(a), canvass the returns, investigate the qualifications of the candidate, and declare the official results of the election. The returns of the election shall be recorded in the Minutes of the Council by precinct totals, and the qualified person receiving the highest number of votes cast for each office shall thereupon be declared by said Council to

Attachment: Ord. 2015-002 signed (1230 : Ord. No. 2015-002 Calling May General Election)

Publish

have been elected.

SECTION 13: Ward lines for all Wards affected by this election shall be as set forth in **Chapter 7, Section 7-1 "City wards – Designated and defined by ordinance."** of the Code of Ordinances of the City of Texarkana, Texas.

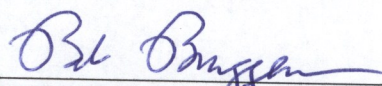
SECTION 14: Precinct lines for all precincts affected by this election shall be as set forth in **Chapter 7, Section 7-2 "City election precincts; designated and described by ordinance."** of the Code of Ordinances of the City of Texarkana, Texas.

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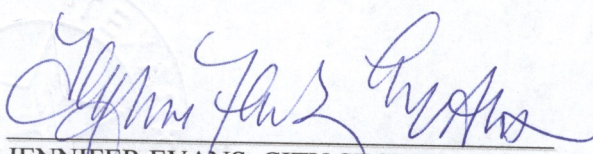
SECTION 16: That, by approving and signing this Ordinance, the Mayor officially confirms as his action all matters recited in the Ordinance which by law come within his jurisdiction.

SECTION 17: That this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED AND APPROVED in Regular Council Session on this the 26th day of January, 2015.


BOB BRUGGEMAN, MAYOR

ATTEST:


JENNIFER EVANS, CITY SECRETARY

8:22 p.m.

Attachment: Ord. 2015-002 signed (1230 : Ord. No. 2015-002 Calling May General Election)

City of Texarkana, Texas

Version: B

Update Date: 1/5/2015 8:16 AM

Briefing Sheet

Lead Department: Public Works Department **Action Officer:** Kyle Dooley,
Ordinance No. 2015-003 regulating the speed of motor vehicles upon a certain
section of US 67 within the corporate limits of the City of Texarkana, Texas;
Subject: registering the set speed limits in the City's Traffic Register; authorizing the
Texas Department of Transportation to erect signs.

Briefing: 1/26/2015 **Public Hearing:** 1/20/2015 **Second Briefing:** February 9, 2015 **Council Vote:** 2/23/2015

Item Schedule

Schedule 1: Brief twice - vote once (six weeks)

Updates/History of Briefing:

NOT APPLICABLE

Executive Summary and Background Information:

Attached as part of this item is a letter from Rebecca Wells, PE, District Traffic Engineer for the Atlanta District of the Texas Department of Transportation (TxDOT). As per this letter, TxDOT has performed an engineering study and traffic survey on US 67 (7th St.). The results of this study indicate that the appropriate maximum speed limits for US 67 (7th St.) need to be adjusted. The proposed changes to the speed zones are listed below.

- Extend the limits of the existing forty (40) mph speed zone west of the TNER railroad track. This change would include both 7th Street and MLK Boulevard.
- Decrease the speed limit from fifty (50) mph to forty-five (45) mph from west of the TNER railroad track to west of Memorial Drive.
- Create a new fifty (50) mph speed zone west of Memorial Drive to the West City Limits of Texarkana.

If approved, these changes to the speed limits will be added and kept in the Traffic Register.

Potential Options:

- Approve speed zone changes.
- Disapprove speed zone changes.

Fiscal Implications:

None

Staff Recommendation:

Staff recommends approval.

Advisory Board/Committee Review:

NONE

City of Texarkana, Texas

Board/Committee Recommendation:

NOT APPLICABLE

Advisory Board/Committee Meeting Date and Minutes:

NOT APPLICABLE

Attachments

- a. Goals and Perspectives (DOCX)
- b. Ord. No 2015-003 SpeedLimit US67 (DOC)
- c. Exhibit A - Speed Study US 67 (PDF)
- d. TxDot Letter (PDF)
- e. Current US 67 Speed Zones (PDF)
- f. Proposed US 67 Speed Zones (PDF)
- g. Ord. 2015-003 signed (PDF)

Staff Coordination

Public Works Department	Kyle Dooley	Department Head Review
Completed	12/29/2014 1:54 PM	
Public Information Officer	Lisa Thompson	PIO Review Completed
12/29/2014 3:27 PM		
Police	Dan Shiner	Review Completed 12/29/2014
3:33 PM		
Assistant City Manager	Shirley Jaster	Review Completed
12/29/2014 3:39 PM		
City Manager	John Whitson	City Manager Review Completed 01/05/2015
8:16 AM		
City Council	Jennifer Evans	Meeting Completed 01/12/2015
6:00 PM		

Meeting History

City of Texarkana, Texas

Developing Perspectives and Goals Pending Approval by the City Council:

Perspectives	Goals
Serve the Community	☐ Promote an Environmentally Sensitive & Livable Community ☒ Provide a Safe Community ☐ Deliver Quality Services ☐ Foster a Healthy Community
Run the Operations	☐ Enhance Community Preparedness & Responsiveness ☐ Maximize Partnership Opportunities ☐ Provide Courteous & Responsive Customer Service ☐ Model a Positive City Image ☒ Deliver Efficient Services ☐ Cultivate Community Involvement & Access
Manage the Resources	☐ Maintain Fiscal Strength ☐ Maximize Utilization & Resources ☐ Invest in Infrastructure & Transportation
Develop Personnel	☐ Develop a Skilled & Diverse Workforce ☐ Create a Positive & Rewarding Work Culture

Perspectives and Goals Additional Comments:

NONE

Resource Impact:

Staff time required if item is approved: No Additional

Other Potential Impacts:

NONE APPLICABLE

Public Information Plan:

☒	Newspaper Notice (Required by Statute)	☐	Public Hearing (Required by Statute)
☒	Public Forum/Input Session	☐	Press Release
☐	E-News Distribution	☐	Website Notice
☐	Social Media (Twitter, Facebook, etc.)	☐	Special Mailing
☐	Flyers Posted	☐	Banners Posted
☐	Survey	☐	Automated Phone Call
☐	None Required	☐	

Other:

PUBLISH

ORDINANCE NO. 2015-003

AN ORDINANCE OF THE CITY OF TEXARKANA, TEXAS REGULATING THE SPEED OF MOTOR VEHICLES UPON A CERTAIN SECTION OF US 67 WITHIN THE CORPORATE LIMITS OF THE CITY OF TEXARKANA, TEXAS; REGISTERING THE SET SPEED LIMITS IN THE CITY'S TRAFFIC REGISTER; AUTHORIZING THE TEXAS DEPARTMENT OF TRANSPORTATION TO ERECT SIGNS, PRESCRIBING PENALTIES; PROVIDING FOR PUBLICATION; REPEALING ALL ORDINANCES IN CONFLICT HERewith; PROVIDING A SAVINGS CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the Texas Department of Transportation has conducted engineering studies and traffic investigations to determine the reasonable and safe prima facie maximum speeds for motor vehicles upon that section of US 67 within the corporate limits of the City of Texarkana, Texas; and

WHEREAS, it has been determined by engineering studies and traffic investigations that the reasonable and safe prima facie maximum speeds for motor vehicles traveling upon said section of the hereinabove mentioned highway in the City of Texarkana, Texas should be as set out hereinafter; and

WHEREAS, said section with said reasonable and safe prima facie speed limits as hereinafter set forth has been approved by the Texas Department of Transportation upon its own independent investigations; and

WHEREAS, the Texas Department of Transportation has indicated a willingness to erect signs indicating the reasonable and safe facie maximum speed limits, along said portions of the above mentioned highways within the City of Texarkana, Texas;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS:

SECTION 1: That the following prescribed section of US 67 as indicated on the attached plan marked "EXHIBIT A" is regulated as to the speed of motor vehicles traveling thereon in the direction indicated, and it shall be unlawful for the driver of any motor vehicle to drive said vehicle within said section in the direction stated at a speed in excess of the following:

A. FOR TRAFFIC TRAVELING WEST ON US 67.

1. Forty (40) miles per hour from the intersection of US 71 (MP 0.000 Cont. 0010-13) west for a distance of 1.771 miles, to a point 471.5 ft. west of TNER Railroad (MP 1.771 Cont. 0010-13).
2. Forty-five (45) miles per hour from a point 471.5 ft. west of TNER Railroad (MP 1.771 Cont. 0010-13) west for a distance of 2.129 miles, to a point 380 ft. west of Memorial Drive (MP 3.900 Cont. 0010-13).
3. Fifty (50) miles per hour from a point 380 ft. west of Memorial Drive (MP 3.900 Cont. 0010-13) west for a distance of 0.618 miles to a point 1,000 ft. east of FM 989 (MP 4.518 Cont. 0010-13) said point being the West City Limits of Texarkana, TX., and also being the point of termination.

B. FOR TRAFFIC TRAVELING EAST ON US 67.

1. Fifty (50) miles per hour from the West City Limits of Texarkana, TX., also being 1,000 ft. east of FM 989 (4.518 Cont. 0010-13) east for a distance of 0.618 miles to a point 380 ft.

PUBLISH

west of Memorial Drive (MP 3.900 Cont. 0010-13).

2. Forty-five (45) miles per hour from a point 380 ft. west of Memorial Drive (MP 3.900 Cont. 0010-13) east for a distance of 2.129 miles to a point 471.5 ft. west TNER Railroad (MP 1.771 Cont. 0010-13).
3. Forty (40) miles per hour from a point 471.5 ft. west TNER Railroad (MP 1.771 Cont. 0010-13) east for a distance of 1.771 miles to the intersection of US 71 (MP 0.000 Cont. 0010-13) said point being the point of termination.

SECTION 2: That the hereinabove speeds for vehicular traffic traveling upon the hereinabove designated section of US 67 the direction herein specified be and they are hereby found to be reasonable and safe prima facie speed limits therefore. The fact that this regulation of the speed of motor vehicles is needed, creates an emergency which is for the immediate preservation of public safety and general welfare, requires that this ordinance take effect immediately from and after its passage and it is accordingly so ordained and registered in the City's Traffic Register.

SECTION 3: That the Texas Department of Transportation is authorized to erect signs indicating the speed limits herein designated.

SECTION 4: That any person violating any provisions of this ordinance shall upon conviction be deemed guilty of a misdemeanor and shall be fined in a sum not to exceed two hundred dollars (\$200.00).

SECTION 5: That the City Secretary be and is hereby directed to publish the caption of this Ordinance for three (3) successive days in the Texarkana Gazette within ten (10) days of the passage of this Ordinance, as provided in Article XI, Section 3 of the Charter of the City of Texarkana, Texas.

SECTION 6: That in case a section, clause, sentence or part of this Ordinance shall be deemed or adjudged by a Court of competent jurisdiction to be invalid, then such invalidity shall not affect, impair or invalidate the remainder of this Ordinance.

SECTION 7: That all ordinances or parts of ordinances in conflict herewith are specifically repealed.

SECTION 8: That this Ordinance, upon publication as provided herein, shall be in full force and effect ten (10) days after its passage and approval.

PASSED AND APPROVED in Regular Council Session on this the **23rd day of February, 2015.**

BOB BRUGGEMAN, MAYOR

ATTEST:

JENNIFER EVANS, CITY SECRETARY

December 3, 2014

Mr. Kyle Dooley
Director of Public Works
City of Texarkana Texas
919 Elm Street
Texarkana, Tx. 75501

Dear Mr. Dooley:

With reference to a recent engineering study and traffic survey conducted by the Texas Department of Transportation, the appropriate speed zones on US 67 in Texarkana have been determined. An expedient reply is requested on passage of the city ordinance in order that the speed zones may be in compliance with state traffic law.

The method the Texas Department of Transportation uses to set speed limits is a standard used throughout the country. The speed study method is known as the 85th percentile.

The results of the engineering study above for US 67 in Texarkana reveals the following speed zones:

- Extend the limits of the existing forty (40) mph speed zone west of the TNER railroad track.
- Decrease the speed limit from fifty (50) mph to forty-five (45) mph from west of the TNER railroad track to west of Memorial Drive.
- Create a new fifty (50) mph speed zone west of Memorial Drive to the West City Limits of Texarkana.

Attached are two copies of a strip map for US 67, marked "Exhibit A" with a city ordinance. Please return one strip map and a copy of the city ordinance to our office after adoption by the city.

Your cooperation in this matter is appreciated. If you should have any questions, please call me at (903) 799-1480 or via email at rebecca.wells@txdot.gov

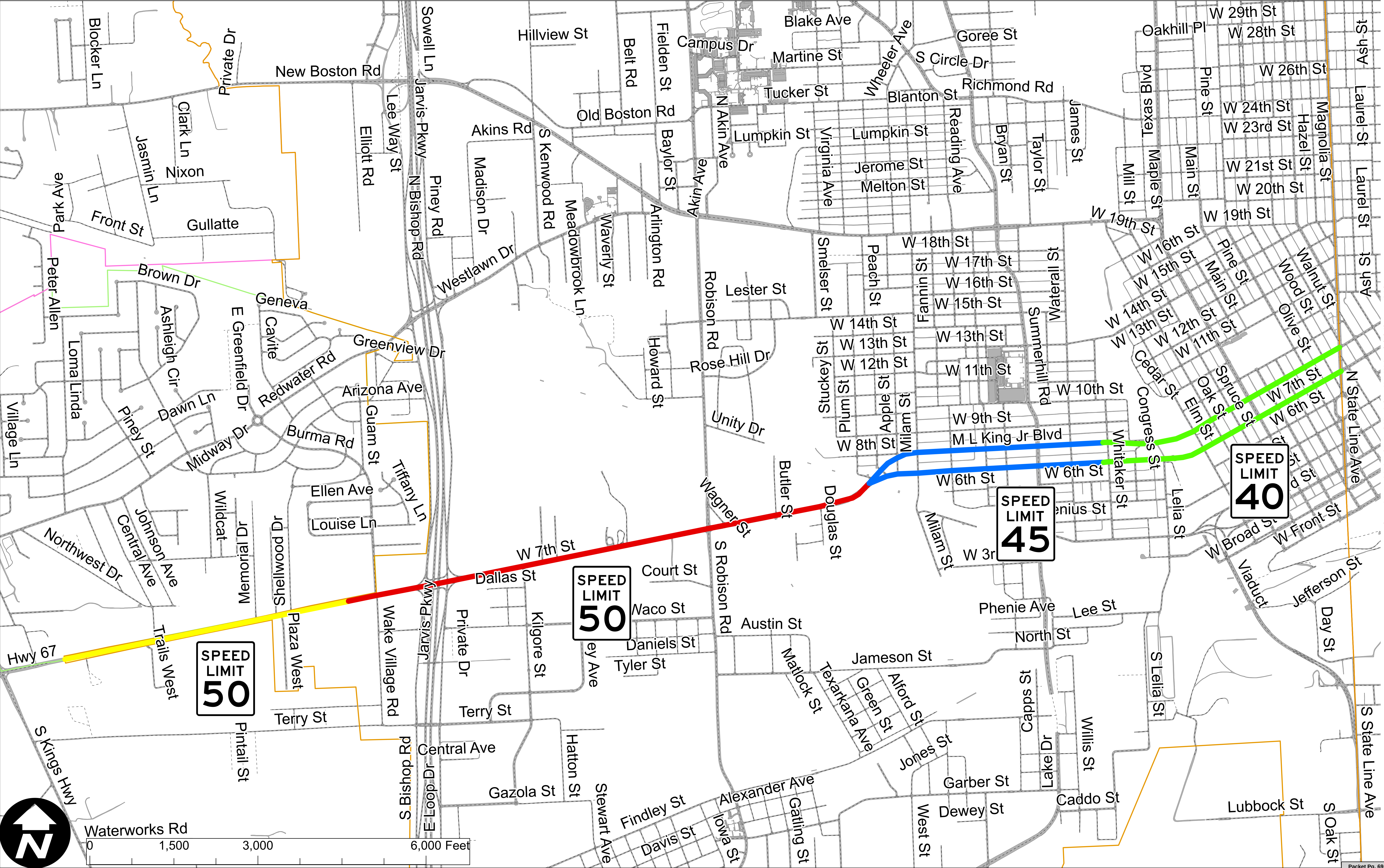
Sincerely,



Rebecca Wells P.E.
District Traffic Engineer
Atlanta District

Attachment: TxDot Letter (1235 : Ord. No. 2015-003 Speed Limit Change to US 67)

Existing Speed Zones for US 67





PUBLISH

ORDINANCE NO. 2015-003

AN ORDINANCE OF THE CITY OF TEXARKANA, TEXAS REGULATING THE SPEED OF MOTOR VEHICLES UPON A CERTAIN SECTION OF US 67 WITHIN THE CORPORATE LIMITS OF THE CITY OF TEXARKANA, TEXAS; REGISTERING THE SET SPEED LIMITS IN THE CITY'S TRAFFIC REGISTER; AUTHORIZING THE TEXAS DEPARTMENT OF TRANSPORTATION TO ERECT SIGNS, PRESCRIBING PENALTIES; PROVIDING FOR PUBLICATION; REPEALING ALL ORDINANCES IN CONFLICT HERewith; PROVIDING A SAVINGS CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the Texas Department of Transportation has conducted engineering studies and traffic investigations to determine the reasonable and safe prima facie maximum speeds for motor vehicles upon that section of US 67 within the corporate limits of the City of Texarkana, Texas; and

WHEREAS, it has been determined by engineering studies and traffic investigations that the reasonable and safe prima facie maximum speeds for motor vehicles traveling upon said section of the hereinabove mentioned highway in the City of Texarkana, Texas should be as set out hereinafter; and

WHEREAS, said section with said reasonable and safe prima facie speed limits as hereinafter set forth has been approved by the Texas Department of Transportation upon its own independent investigations; and

WHEREAS, the Texas Department of Transportation has indicated a willingness to erect signs indicating the reasonable and safe facie maximum speed limits, along said portions of the above mentioned highways within the City of Texarkana, Texas;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS:

SECTION 1: That the following prescribed section of US 67 as indicated on the attached plan marked "EXHIBIT A" is regulated as to the speed of motor vehicles traveling thereon in the direction indicated, and it shall be unlawful for the driver of any motor vehicle to drive said vehicle within said section in the direction stated at a speed in excess of the following:

A. FOR TRAFFIC TRAVELING WEST ON US 67.

1. Forty (40) miles per hour from the intersection of US 71 (MP 0.000 Cont. 0010-13) west for a distance of 1.771 miles, to a point 471.5 ft. west of TNER Railroad (MP 1.771 Cont. 0010-13).
2. Forty-five (45) miles per hour from a point 471.5 ft. west of TNER Railroad (MP 1.771 Cont. 0010-13) west for a distance of 2.129 miles, to a point 380 ft. west of Memorial Drive (MP 3.900 Cont. 0010-13).
3. Fifty (50) miles per hour from a point 380 ft. west of Memorial Drive (MP 3.900 Cont. 0010-13) west for a distance of 0.618 miles to a point 1,000 ft. east of FM 989 (MP 4.518 Cont. 0010-13) said point being the West City Limits of Texarkana, TX., and also being the point of termination.

B. FOR TRAFFIC TRAVELING EAST ON US 67.

1. Fifty (50) miles per hour from the West City Limits of Texarkana, TX., also being 1,000 ft. east of FM 989 (4.518 Cont. 0010-13) east for a distance of 0.618 miles to a point 380 ft.

PUBLISH

- west of Memorial Drive (MP 3.900 Cont. 0010-13).
2. Forty-five (45) miles per hour from a point 380 ft. west of Memorial Drive (MP 3.900 Cont. 0010-13) east for a distance of 2.129 miles to a point 471.5 ft. west TNER Railroad (MP 1.771 Cont. 0010-13).
 3. Forty (40) miles per hour from a point 471.5 ft. west TNER Railroad (MP 1.771 Cont. 0010-13) east for a distance of 1.771 miles to the intersection of US 71 (MP 0.000 Cont. 0010-13) said point being the point of termination.

SECTION 2: That the hereinabove speeds for vehicular traffic traveling upon the hereinabove designated section of US 67 the direction herein specified be and they are hereby found to be reasonable and safe prima facie speed limits therefore. The fact that this regulation of the speed of motor vehicles is needed, creates an emergency which is for the immediate preservation of public safety and general welfare, requires that this ordinance take effect immediately from and after its passage and it is accordingly so ordained and registered in the City's Traffic Register.

SECTION 3: That the Texas Department of Transportation is authorized to erect signs indicating the speed limits herein designated.

SECTION 4: That any person violating any provisions of this ordinance shall upon conviction be deemed guilty of a misdemeanor and shall be fined in a sum not to exceed two hundred dollars (\$200.00).

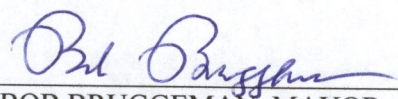
SECTION 5: That the City Secretary be and is hereby directed to publish the caption of this Ordinance for three (3) successive days in the Texarkana Gazette within ten (10) days of the passage of this Ordinance, as provided in Article XI, Section 3 of the Charter of the City of Texarkana, Texas.

SECTION 6: That in case a section, clause, sentence or part of this Ordinance shall be deemed or adjudged by a Court of competent jurisdiction to be invalid, then such invalidity shall not affect, impair or invalidate the remainder of this Ordinance.

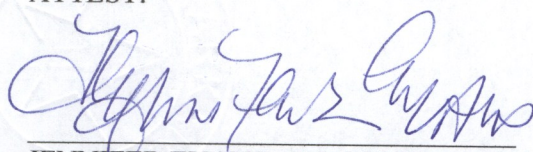
SECTION 7: That all ordinances or parts of ordinances in conflict herewith are specifically repealed.

SECTION 8: That this Ordinance, upon publication as provided herein, shall be in full force and effect ten (10) days after its passage and approval.

PASSED AND APPROVED in Regular Council Session on this the 26th day of January, 2015.


BOB BRUGGEMAN, MAYOR

ATTEST:


JENNIFER EVANS, CITY SECRETARY

8:19 p.m.

City of Texarkana, Texas

Version: B

Update Date: 1/7/2015 2:25 PM

Briefing Sheet

Lead Department: Human Resources **Action Officer:** Jim Powell, Director of Human Resources
Subject: Resolution No. 2015-004 adoption of recommended revisions to Human Resources Handbook.
Briefing: 2/9/2015 **Public Hearing:** 1/26/2015 **Second Briefing:** February 9, 2015 **Council Vote:** 2/23/2015

Item Schedule

Updates/History of Briefing:

NOT APPLICABLE

Executive Summary and Background Information:

It was determined in August, 2013, that the current Personnel Policy Manual was difficult to navigate and, in some instances, hard to interpret. A few HR issues needed to be addressed for the first time. A significant overhaul of the document was initiated in early 2014. A draft was developed by June, 2014. The draft was reviewed and edited by an evaluation committee, attorney Louise Tausch and senior staff.

Potential Options:

- None
-

Fiscal Implications:

Various reductions in personnel related expenditures.

Staff Recommendation:

Adoption of Human Resources Handbook

Advisory Board/Committee Review:

Employee Review Committee
 City Attorney Review
 Senior Staff Review

Board/Committee Recommendation:

Each review recommended approval with suggested revisions incorporated.

Advisory Board/Committee Meeting Date and Minutes:

NOT APPLICABLE

City of Texarkana, Texas

Attachments

- a. Goals and Perspectives (DOCX)
- b. 2015-004 resolution (DOC)
- c. Change Summary Doc (DOCX)
- d. HR HANDBOOK PRESENTATION 1 2015 A (PDF)
- e. HR HANDBOOK PRESENTATION 2015 PIO (PDF)

Staff Coordination

Human Resources	Jim Powell	Department Head Review	Completed	
	12/23/2014 1:06 PM			
Parks, Recreation & Health		Robby Robertson	Review	Completed
	01/06/2015 2:43 PM			
Police	Dan Shiner	Review	Completed	01/06/2015
2:46 PM				
Information Technology		Bobby Bean	Review	Completed
	01/06/2015 2:57 PM			
Building Code Administration		Lynn Henry	Review	Completed
	01/06/2015 3:15 PM			
Fire Department	Eric Schlotter	Review	Completed	01/06/2015
4:12 PM				
Public Works Department		Kyle Dooley	Review	Completed
	01/06/2015 4:18 PM			
Planning and Community Development		David Orr	Review	Completed
	01/06/2015 5:50 PM			
Finance Department	Charlie Bassett	Review	Completed	01/07/2015
3:37 PM				
Water Utilities	Jennifer Evans	Review	Skipped	01/12/2015
6:38 PM				
Assistant City Manager		Jennifer Evans	Review	Skipped
	01/12/2015 6:38 PM			
City Attorney	Jennifer Evans	Review	Skipped	01/12/2015
6:38 PM				
Public Information Officer		Jennifer Evans	PIO Review	Skipped
	01/12/2015 6:38 PM			
City Manager	Jennifer Evans	City Manager Review	Skipped	01/12/2015
6:38 PM				
City Council	Jennifer Evans	Meeting	Completed	01/12/2015
6:00 PM				

Meeting History

City of Texarkana, Texas

Developing Perspectives and Goals Pending Approval by the City Council:

Perspectives	Goals
Serve the Community	☐ Promote an Environmentally Sensitive & Livable Community ☐ Provide a Safe Community ☐ Deliver Quality Services ☐ Foster a Healthy Community
Run the Operations	☐ Enhance Community Preparedness & Responsiveness ☐ Maximize Partnership Opportunities ☐ Provide Courteous & Responsive Customer Service ☐ Model a Positive City Image ☐ Deliver Efficient Services ☐ Cultivate Community Involvement & Access
Manage the Resources	☐ Maintain Fiscal Strength ☐ Maximize Utilization & Resources ☐ Invest in Infrastructure & Transportation
Develop Personnel	☐ Develop a Skilled & Diverse Workforce ☐ Create a Positive & Rewarding Work Culture

Perspectives and Goals Additional Comments:

(Insert Text Here/or say "NONE")

Resource Impact:Staff time required if item is approved: **Other Potential Impacts:**

List or say "NONE APPLICABLE"

Public Information Plan:

☐ Newspaper Notice (Required by Statute)	☐ Public Hearing (Required by Statute)
☐ Public Forum/Input Session	☐ Press Release
☐ E-News Distribution	☐ Website Notice
☐ Social Media (Twitter, Facebook, etc.)	☐ Special Mailing
☐ Flyers Posted	☐ Banners Posted
☐ Survey	☐ Automated Phone Call
☐ None Required	☐

Other:

RESOLUTION NO. 2015 -004

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, APPROVING RECOMMENDED REVISIONS TO THE HUMAN RESOURCES HANDBOOK; REPEALING ALL ORDINANCES AND RESOLUTIONS IN CONFLICT HERewith TO THE EXTENT OF SUCH CONFLICT; PROVIDING FOR A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the Human Resources Handbook has been formulated by the Human Resources Director as a part of a comprehensive review and revision of policy related to employment, personnel actions, leave, compensation, benefits, conduct and work environment; and

WHEREAS, the Human Resources Director reviewed policy recommended by the Texas Municipal Human Resources Association, written and approved by Lynn, Ross and Gannaway, L.L.C.; and

WHEREAS, the Human Resources Director reviewed current policy from the City of Cedar Hill, Texas, Mesquite, Texas, Longview, Texas and Pearland, Texas before proposing revisions to the Human Resources Handbook; and

WHEREAS, an employee evaluation committee representing the Police, Fire, Health, Public Works, Parks, Fleet, Water, and Finance Departments participated in a review of the draft policy document submitted by the Human Resources Director; and

WHEREAS, the completed evaluation committee review was submitted to attorney, Louise Tausch of Atchley, Russell, Waldrop & Hlavinka, L.L.P. for vetting; and

WHEREAS, the completed Human Resources Handbook was submitted to senior staff for final review and completion; and

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

SECTION 1: The recommended revisions to the Human Resources Handbook are hereby approved and adopted in their entirety to read as set forth in Exhibit 1 attached hereto and made a part hereof by reference.

SECTION 2: That this Resolution shall be in full force and effect from and after its passage and approval.

PASSED AND APPROVED in Regular Council Session on this the 23rd day of February, 2015.

ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR

Attachment: 2015-004 resolution [Revision 1] (1236 : Res. 2015-004 Adoption of Human Resources Handbook)

Summary Changes to HR Handbook

Introduction:

Amendment of Policy: Page 4 allows amendments to the HR Handbook by the City Manager. Amendments of substance require Council approval.

Chapter 1 Employment:

- Section 1.0 Page 1: Added reference to Genetic Information Nondiscrimination Act.
- Section 1.06 Page 8: Disqualifications: Added last bullet item to combine all Civil Service rules, orders and directives.
- Section 1.07 Added Employment Relations to communicate expectations for an effective professional work environment.
- Section 1.08 Added Work Ethic to define ethical conduct.
- Section 1.09 Modified Employment Classifications:
 - A. Introduced "Orientation Period" to replace "probation" for non-civil service employees.
 - E. Established a specific time period for the employment of temporary and seasonal workers.
 - G. Retained Exempt Employees are not eligible to receive overtime.
- Section 1.10 Modified Orientation Period to:
 - Allows the use of sick/vacation leave during the orientation period with Director approval.
 - Defines performance evaluation during orientation as a continual process with formal evaluations at 3 and 6 months.
- Section 1.11 Clarified Nepotism: Employees who are related through blood, marriage, adoption, cohabitation or as roommates may work in the same department however, not in the same work unit, division or work in a capacity that poses or may pose a conflict of interest. Additionally, they shall not work directly for, or be supervised by any individual related through blood, marriage, adoption, cohabitation or as roommates. No person related through blood, marriage, adoption, cohabitation or as roommates to the City Manager, Mayor, or any member of the City Council, shall be employed in a paid position in the City. The City prohibits employees from the involvement in the selection, placement or discipline process of those with whom they are related through blood, marriage, adoption, cohabitation or as roommates.
- Section 1.12 Outside Employment: Added to establish procedure for outside employment.
- Section 1.15 Procedural Referral: Added as an additional option to assist employees.
- Section 1.16 Personal Relationships: Added To provide guidance in areas where personal relationships overlap with working relationships and avoid potential conflicts of interest in the workplace.

Summary Changes to HR Handbook

Chapter 2 Personnel Actions and Records:

- Section 2.01 Personnel Files: Added policy regarding maintenance and access to files.
- Section 2.02 Confidentiality of Medical Information: Added policy.
- Section 2.04 Attendance and Work Hours: Added to defined attendance, punctuality and notification procedure.
- Section 2.05 Breaks: Added Break Time for New Mothers and defined practices not permitted such as “banking” rest periods.
- Section 2.09 Separation of Employment: Established the types of separation and the basis for automatic termination.
- Section 2.10 Retirement: Recommended a change to current buyout language for employees hired after January 1, 2010;
 Para. #3
From: 25% of their current sick leave balance, sick leave balance may not exceed 2,080.
To: 720 hours of their sick leave balance.
- Retirees shall select cash payment or convert total amount to insurance premium, not both.
 para. #5; ceases health and dental insurance to retirees when they become Medicare eligible.
 para. #7; allows retiree to insure dependents through buyout and on the retiree medical plan.

Chapter 3 Leave:

- Section 3.01 Attorney suggests adding a floating administrative holiday to replace Good Friday. Evaluation Committee and Cabinet elected to leave Good Friday.
- Section 3.02 Item A,4: recommend adjusting vacation accrual carry over balance from 160 hours to 200 hours.
- Section 3.02 Item 5: Allows Department Directors to approve vacation leave for full time employees during orientation period.
- Section 3.02 C: Requires five years of continuous service to be eligible for vacation pay at termination. Statistically, if an employee leaves the city it will occur in the first five years of employment.
- Section 3.02 E: Added: If the employee is terminated or resigns without a two (2) week notice, or fails to work the final full two (2) weeks after notice, no payment for accrued vacation leave shall be made, unless the two (2) week notice is waived by the Department Directors and the Director of Human Resources.

Summary Changes to HR Handbook

- Section 3.03 Sick Leave: Allows Department Directors to approve sick leave for full time employees during orientation period.
- Section 3.03 Sick Leave: Establishes minimum increments of one hour for sick leave use.
- Section 3.04 and 3.05 Family Medical Leave and Military Leave: Provided more policy detail and application information for clarity.
- Section 3.06 Bereavement Leave: Made bereavement leave chargeable to administrative leave instead of sick leave.
- Section 3.07 Jury and Witness Duty Leave: Defined when jury duty is compensated as actual work hours and when it is charged to administrative leave.
- Section 3.08 Voting Leave: Allows for paid leave to vote under certain restrictive conditions.
- Section 3.11 Leave of Absence: Add this policy that previously did not exist. Expectations are this leave will be rare and must be approved by the City Manager.
- Section 3.12 Leave Donation Program: Allows employees to contribute leave to other employees in need based on specific qualifying events. Previous program was too restrictive and did not achieve the desired results.

Chapter 4 Compensation:

- Section 4.01 para. B, Time Not Worked; defined paid leave does not count as time worked which aligns with the Fair Labor Standards Act.
- Section 4.04 See last para. Under Non-Exempt Employees. The proposed policy removes vacation, holiday and jury duty from the calculation of overtime pay. Evaluation Committee could not reach a consensus and deferred to Department Directors.
- Section 4.04 Compensatory Time: Must be documented on the time sheet, used by the 25th pay period and the employee must be paid for accrued comp time balance on the 26th pay period. Policy allows a 40 hour carryover.
- Section 4.04 Exempt Employees: Evaluation Committee agreed to not allow overtime compensation for exempt employees.
- Section 4.05 Added: Alternative/Compressed Schedule policy. Department Directors have the authority to approve alternative or compressed work schedules.
- Section 4.07 On Call and Call Back; to standardize On Call/Emergency Call Back pay across the City and provide guidelines for employees who are subject to on call or emergency call back pay. Eliminates on-call standby overtime compensation.
- Section 4.09 Certification Pay; opens access to certification pay to all city employees.

Chapter 5:

The purpose of this chapter is to educate employees on the types of benefits available to them.

Summary Changes to HR Handbook

- Section 5.06 Deferred Compensation Plan: Added to inform employees they have access to our 457 deferred compensation plan.
- Section 5.08 Employee Assistance Program: City Manager and Finance Director were instrumental in the establishment of this program. It is the first of it's kind for the city. Several employees have participated and received assistance from the program.
- Section 5.11 Tuition Reimbursement; to provide employees with the procedures to access and utilize the City of Texarkana's Tuition Reimbursement Program. Policy was completely revised. Books and mandatory fees are included at 50% not to exceed the cost of tuition.
- Section 5.12 Education Pay: Eliminated with the adoption of this policy. Contains a grandfather clause.

Chapter 6: Employee Conduct

- Section 6.01 Defined the levels of progressive discipline.
- Section 6.02 Page 5, Lists specific examples of conduct subject to discipline. (A-X)
- Section 6.03 Disciplinary Actions Appeal Process: Created the Employee Disciplinary Review Board also referred to as a peer review. Allows employees to appeal any disciplinary action involving a written reprimand, probation and disciplinary suspension. The decision of the Review Board will be final except suspensions greater than five days may be appealed to the City Manager for final disposition.
- Section 6.04 Grievance: Established a three step process for the filing of grievances.
- Section 6.07 Harassment: Created the guidelines and procedures for defining and preventing inappropriate workplace conduct, including employee harassment, discrimination and retaliation.
- Section 6.09 Political Activity: Adopted the Texas Municipal Human Resources Association model policy.

Chapter 7: Work Environment

- Section 7.01 Cell Phone Use in the Workplace: Addresses personal cell phone use at work and provides for supervisor approval for the privilege.
- Section 7.02 Electronic Communications and System Access Use: This policy governs user behavior pertaining to access and usage of the City's electronic communications systems. This policy applies to all City employees, contractors, volunteers and other affiliates who use the City's electronic communications systems.
- Section 7.03 Social Networking: Adopted the Texas Municipal Human Resources Association model policy. The intent of these standards is to regulate the creation and distribution of information concerning the City, its employees and citizens through electronic media, including, but not limited to online forums, instant messaging and internet social media and blogging sites. This

Summary Changes to HR Handbook

policy is designed to protect the City's reputation and ensure that an employee's communications not only reflect positively on the employee as an individual, but also on the City. This policy was reviewed and edited by the Public Information Officer.

Section 7.04 Arrests, Confinements and Indictments: Adopted the Texas Municipal Human Resources Association model policy. City employees are subject to disciplinary action and/or job restrictions for violations of law. This policy applies to acts prohibited by law that result in charges being filed, arrest, confinement, indictment, and/or conviction, as well as to acts prohibited by law not resulting in charges filed, arrest, confinement, or indictment.

Section 7.05 Weapons Control and Violence Prevention Policy: Adopted the Texas Municipal Human Resources Association model policy. The City strives to provide a safe and secure working environment for its employees. This policy is designed to help prevent incidents of violence from occurring in the workplace and to provide for the appropriate response when and if such incidents do occur. Policy addresses concealed weapons permits.

Section 7.07 City Property/Equipment Use: Adopted the Texas Municipal Human Resources Association model policy. The City attempts to provide employees with adequate tools, equipment, vehicles and facilities for the job being performed, and the City requires all employees to observe safe work practices and lawful, careful and courteous operation of vehicles and equipment. Any City-provided safety equipment must be used at all times. The policy addresses take home vehicles and the likelihood of an employee to incur a federal income tax liability for the use of a take home vehicle not classified as exempt.

Section 7.11 Tobacco Use: Adopted the Texas Municipal Human Resources Association model policy. In keeping with the City's intent to provide a safe and healthful work environment, smoking and the use of smokeless tobacco products (e.g. chewing tobacco, snuff, vapor e-cigarettes, etc.) are prohibited on City property including the parking areas, in City-owned or municipal buildings or in City-owned, rented, or leased vehicles or equipment. No employee shall use tobacco products while making public contact. In City-owned buildings, employees may use tobacco products outdoors, in non-public entrance areas designated by the Department Director, during their break or meal period.

Chapter 8: Miscellaneous

Section 8.01 Media Relations: Adopted the Texas Municipal Human Resources Association model policy. Standardizes the City's communication with the media and assure that information about the City and its policies, practices, and programs are communicated properly and reported accurately to the

Summary Changes to HR Handbook

media. Policy was reviewed and edited for content by the Public Information Officer.

Unless otherwise authorized, the City's spokespersons are:

- Mayor
- City Manager, Assistant City Manager
- Public Information Officer
- Department Directors or their designee have the authority to communicate with the media within areas of their responsibility and expertise. Other staff should refer media requests to their Department Director or Public Information Office without comment.
- The Public Information Office must be notified of all potentially sensitive, contentious, or controversial media inquiries with respect to City activities.

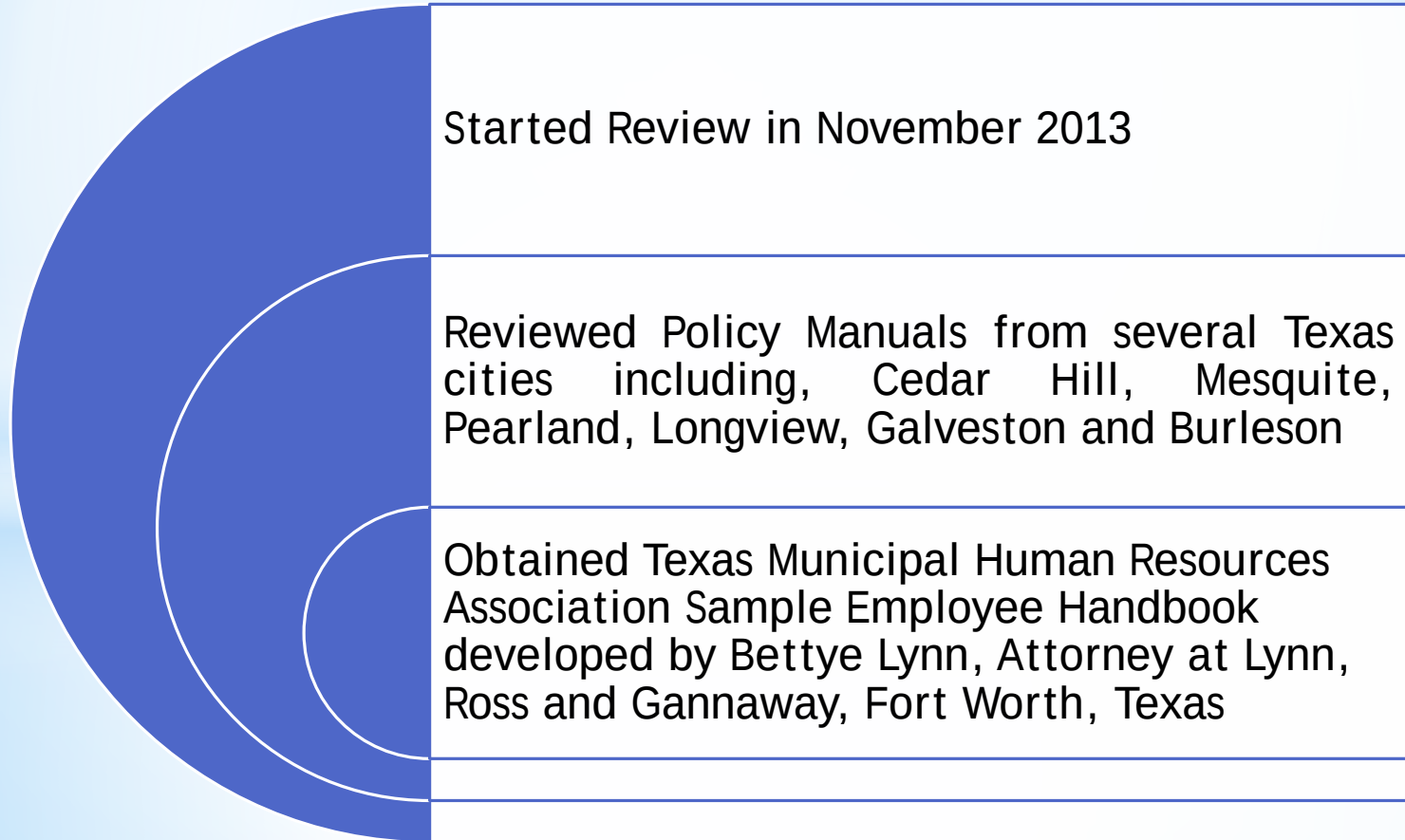


HR HANDBOOK 2015

A Comprehensive Review of Policy

*In the beginning:

6.4.e



Attachment: HR HANDBOOK PRESENTATION 1 2015 A (1236 : Res. 2015-004 Adoption of

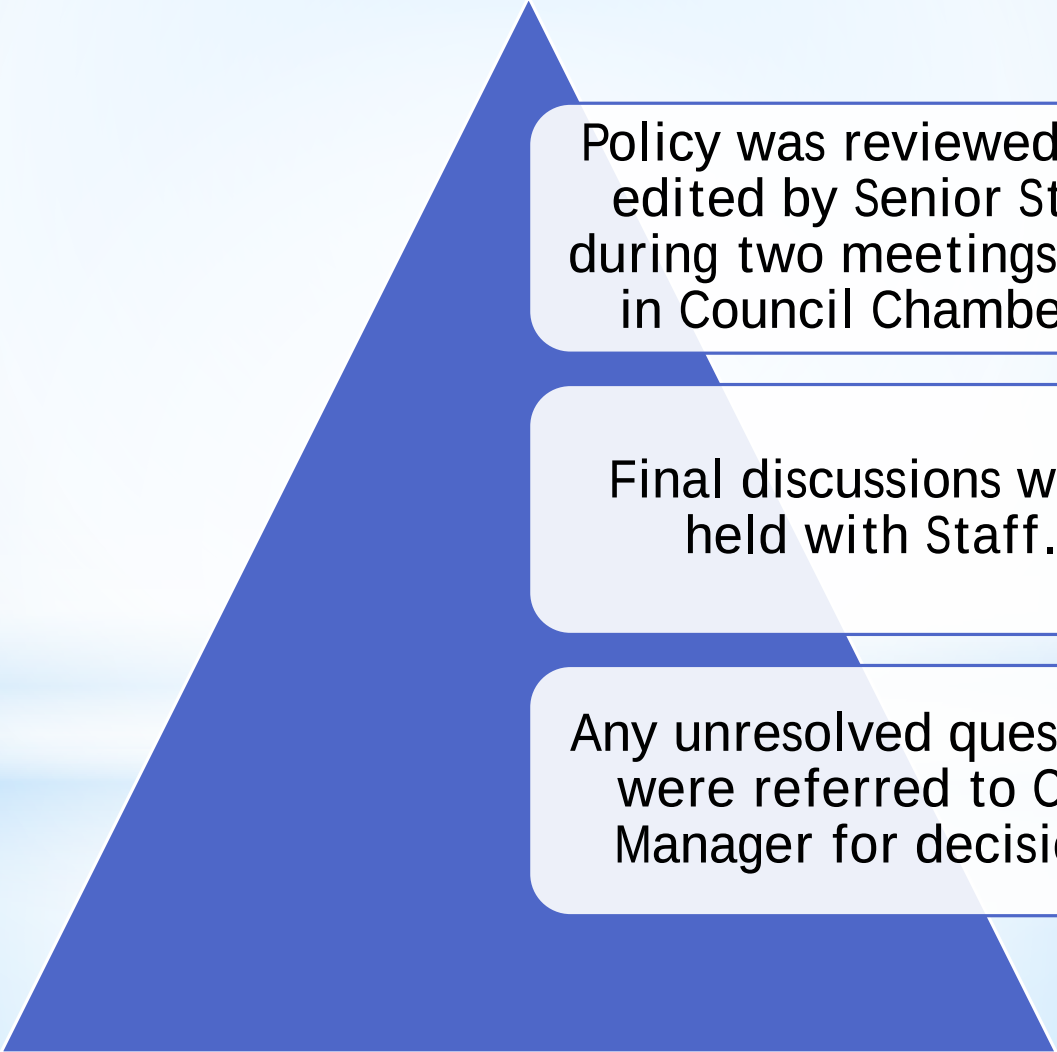
*Review Process

Evaluation Committee was created

- | | |
|--------------------|-----------------------|
| • Paula Jeans | TWU |
| • Charles Kreidler | Police |
| • Kyle Dooley | Public Works |
| • Robby Robertson | Parks |
| • Cheryl Haff | Health |
| • Jeff Heminger | Fleet |
| • Nancy Carter | Finance |
| • Chris Black | Fire |
| • Jennifer Evans | City Manager's Office |

*Staff Review

6.4.e



Policy was reviewed and edited by Senior Staff during two meetings held in Council Chambers.

Final discussions were held with Staff.

Any unresolved questions were referred to City Manager for decision.

*FINAL ATTORNEY REVIEW

6.4.e

The final draft document was submitted for review and editing
by Louise Tausch, City Attorney



SUMMARY OF CHANGES TO HR HANDBOOK

*INTRODUCTION

Amendment of Policy

Page 4 allows amendments to the HR Handbook by the City Manager.

Amendments of substance require Council approval

* Chapter 1 Employment

6.4.e

Section 1.09

Modified Employment Classifications

E. Established a specific time period for the employment of temporary and seasonal workers.

F. Retained Exempt employees are not eligible to receive overtime.

*Chapter 1 Employment

6.4.e

Section 1.10

Modified Orientation Period

Allows the use of sick/vacation leave during the orientation period with Director approval.

* Chapter 1 Employment

6.4.e

Section 1.11

Clarified Nepotism

Employees who are related through blood, marriage, adoption, cohabitation or as roommates may worker in the same department however, not in the same work unit, division or work in a capacity that poses or may pose a conflict of interest. Additionally, they shall not work directly for, or be supervised by any individual related through blood, marriage, adoption, cohabitation or as roommates. No person related through blood, marriage, adoption, cohabitation or as roommates to the City Manager, Mayor, or any member of the City Council, shall be employed in a paid position in the City. The City prohibits employees from the involvement in the selection, placement or discipline process of those with whom they are related through blood, marriage, adoption, cohabitation or as roommates.

* Chapter 2

Personnel Actions and Records

Section 2.10

Retirement

Recommended a change to current buyout language for employees hired after January 1, 2010;

Para.#3

From: 25% of their current sick leave balance, sick leave balance may not exceed 2,080.

To: 720 hours of their leave balance.

Retirees shall select cash payment or convert total amount to insurance premium, not both.

* Chapter 2

Personnel Actions and Records

Section 2.10

Retirement

Para.#5

Ceases health and dental insurance to retirees when they become Medicare eligible.

Para.#7

Allows retiree to insure dependents through buyout and on the retiree medical plan.

* Chapter 3 Leave

6.4.e

Section 3.01

Attorney suggests adding a floating administrative holiday to replace Good Friday. Evaluation Committee and Cabinet elected to leave Good Friday.

Section 3.02

Item A,4:

Recommend adjusting vacation accrual carry over balance from 160 hours to 200 hours.

Item 5:

Allows Department Directors to approve vacation leave for full time employees during orientation period.

* Chapter 3 Leave

6.4.e

Section 3.02 C:

Requires five years of continuous service to be eligible for vacation pay at termination. Statistically, if an employee leaves the city it will occur in the first five years of employment.

* Chapter 3 Leave

6.4.e

Section 3.06

Bereavement Leave:

Made bereavement leave chargeable to administrative leave instead of sick leave.

Section 3.07

Jury and Witness Duty Leave:

Defined when jury duty is compensated as actual work hours and when it is charged to administrative leave.

Section 3.08

Voting Leave:

Allows for paid leave to vote under certain restrictive conditions.

* Chapter 3 Leave

6.4.e

Section 3.11

Leave of Absence:

Add this policy that previously did not exist. Expectations are this leave will be rare and must be approved by the City Manager.

Section 3.12

Leave Donation Program:

Allows employees to contribute leave to other employees in need based on specific qualifying events. Previous program was too restrictive and did not achieve the desired results.

* Chapter 4 Compensation

6.4.e

Section 4.01

Para. B, **Time Not Worked**; defined paid leave does not count as time worked which aligns with the Fair Labor Standards Act.

Section 4.04

See last para. **Under Non-Exempt Employees**. The proposed policy removes vacation, holiday and jury duty from the calculation of overtime pay.

* Chapter 4 Compensation

6.4.e

Section 4.04

Compensatory Time

Must be documented on the time sheet, used by the 25th pay period and the employee must be paid for accrued comp time balance on the 26th pay period. Policy allows a 40 hour carryover.

Section 4.04

Exempt Employees

Evaluation Committee agreed to not allow overtime compensation for exempt employees.

* Chapter 4 Compensation

6.4.e

Section 4.05

Added:

Alternative/Compressed Schedule Policy. Department Directors have the authority to approve alternative or compressed work schedules.

Section 4.07

On Call and Call Back

To standardize On Call/Emergency Call Back pay across the City and provide guidelines for employees who are subject to on call or emergency call back pay. Eliminates on-call standby overtime compensation.

Section 4.09

Certification Pay

Opens access to certification pay to all city employees.

* Chapter 5 Benefits

6.4.e

Section 5.06

Deferred Compensation Plan

Added to inform employees they have access to our 457 deferred compensation plan.

Section 5.08

Employee Assistance Program

City Manager and Finance Director were instrumental in the establishment of this program. It is the first of it's kind for the city. Several employees have participated and received assistance from the program.

* Chapter 5 Benefits

6.4.e

Section 5.11

Tuition Reimbursement

To provide employees with the procedures to access and utilize the City of Texarkana's Tuition Reimbursement Program. Policy was completely revised. Books and mandatory fees are included at 50% not to exceed the cost of tuition.

Section 5.12

Education Pay

Eliminated with the adoption of this policy. Contains a grandfather clause.

* Chapter 6 Employee Conduct

6.4.e

Section 6.03

Disciplinary Actions Appeal Process

Created the Employee Disciplinary Review Board also referred to as a peer review. Allows employees to appeal any disciplinary action involving a written reprimand, probation and disciplinary suspension. The decision of the Review Board will be final except suspensions greater than five days may be appealed to the City Manager for final disposition.

Section 6.04

Grievance

Established a three step process for the filing of grievances.

* Chapter 6 Employee Conduct

6.4.e

Section 6.07

Harassment

Created the guidelines and procedures for defining and preventing inappropriate workplace conduct, including employee harassment, discrimination and retaliation.

Section 6.09

Political Activity

Adopted the Texas Municipal Human Resources Association model policy.

* Chapter 7 Work Environment

6.4.e

Section 7.01

Cell Phone Use in the Workplace

Addresses personal cell phone use at work and provides for supervisor approval for the privilege.

Section 7.02

Electronic Communications and System Access Use

This policy governs user behavior pertaining to access and usage of the City's electronic communications systems. This policy applies to all City employees, contractors, volunteers and other affiliates who use the City's electronic communications systems.

* Chapter 7 Work Environment

6.4.e

Section 7.03

Social Networking

Adopted the Texas Municipal Human Resources Association model policy. The intent of these standards is to regulate the creation and distribution of information concerning the City, its employees and citizens through electronic media, including, but not limited to online forums, instant messaging and internet social media and blogging sites. This policy is designed to protect the City's reputation and ensure that an employee's communications not only reflect positively on the employee as an individual, but also on the City. This policy was reviewed and edited by the Public Information Officer.

* Chapter 7 Work Environment

6.4.e

Section 7.04

Arrests, Confinements and Indictments

Adopted the Texas Municipal Human Resources Association model policy. City employees are subject to disciplinary action and/or job restrictions for violations of law. This policy applies to acts prohibited by law that result in charges being filed, arrest, confinement, indictment, and/or conviction, as well as to acts prohibited by law not resulting in charges filed, arrest, confinement, or indictment.

* Chapter 7

Work Environment

Section 7.05

Weapons Control and Violence Prevention Policy

Adopted the Texas Municipal Human Resources Association model policy. The City strives to provide a safe and secure working environment for its employees. This policy is designed to help prevent incidents of violence from occurring in the workplace and to provide for the appropriate response when and if such incidents do occur. Policy addresses concealed weapons permits.

* Chapter 7 Work Environment

6.4.e

Section 7.07

City Property/Equipment Use

Adopted the Texas Municipal Human Resources Association model policy. The City attempts to provide employees with adequate tools, equipment, vehicles and facilities for the job being performed, and the City requires all employees to observe safe work practices and lawful, careful and courteous operation of vehicles and equipment. Any City-provided safety equipment must be used at all times. The policy addresses take home vehicles and the likelihood of an employee to incur a federal income tax liability for the use of a take home vehicle not classified as exempt.

* Chapter 7 Work Environment

6.4.e

Section 7.11

Tobacco Use

Adopted the Texas Municipal Human Resources Association model policy. In keeping with the City's intent to provide a safe and healthful work environment, smoking and the use of smokeless tobacco products (e.g. chewing tobacco, snuff, vapor e-cigarettes, etc.) are prohibited on City property including the parking areas, in City-owned or municipal buildings or in City-owned, rented, or leased vehicles or equipment. No employee shall use tobacco products while making public contact. In City-owned buildings, employees may use tobacco products outdoors, in non-public entrance areas designated by the Department Director, during their break or meal period.

*QUESTIONS?



CITY OF

TEXARKANA
TEXAS

6.4.f

HR HANDBOOK 2015

A Comprehensive Review of Policy

Attachment: HR HANDBOOK PRESENTATION 2015 PIO (1236 : Res. 2015-004 Adoption of

In the beginning:

- Started Review in November 2013
- Reviewed Policy Manuals from several Texas cities including, Cedar Hill, Mesquite, Pearland, Longview, Galveston and Burleson
- Obtained Texas Municipal Human Resources Association Sample Employee Handbook developed by Bettye Lynn, Attorney at Lynn, Ross and Gannaway, Fort Worth, Texas



Evaluation Committee:

Paula Jeans	TWU
Charles Kreidler	TTPD
Kyle Dooley	Public Works
Robby Robertson	Parks
Cheryl Haff	Health
Jeff Heminger	Fleet
Nancy Carter	Finance
Chris Black	TTFD
Jennifer Evans	City Manager's Office



Staff Review:

- Policy was reviewed and edited by Senior Staff during two meetings held in Council Chambers.
- Final discussions were held with Staff.
- Any unresolved questions were referred to City Manager for decision.

Final Attorney Review:

- The final draft document was submitted for review and editing by Louise Tausch, City Attorney



Summary of Changes to HR Handbook:

Section	Amendment of Policy	Detail
Introduction	Page 4 allows amendments to the HR Handbook by the City Manager.	Amendments of substance require council approval.
Chapter 1: Employment Section 1.09 Modified Employment Classifications	Established a specific time period for the employment of temporary and seasonal workers.	
Chapter 1: Employment Section 1.09 Modified Employment Classifications	Retained Exempt employees are not eligible to receive overtime.	



Summary of Changes to HR Handbook:

Section	Amendment of Policy	Detail
Chapter 1: Employment Section 1.10 Modified Orientation Period	Allows the use of sick/vacation leave during the orientation period with Director approval.	
Chapter 1: Employment Section 1.11 Clarified Nepotism	Employees who are related through blood, marriage, adoption, cohabitation or as roommates may work in the same department. However, they may not work in the same work unit, division or work in a capacity that poses or may pose a conflict of interest. Additionally, they shall not work directly for, or be supervised by any individual related through blood, marriage, adoption, cohabitation or as roommates. (cont.)	No person related through blood, marriage, adoption, cohabitation or as roommates to the City Manager, Mayor, or any member of the City Council, shall be employed in a paid position with the City. The City prohibits employees from the involvement in the selection, placement or discipline process of those with whom they are related through blood, marriage, adoption, cohabitation or as roommates.

Summary of Changes to HR Handbook:

Section	Amendment of Policy	Detail
Chapter 2 Personnel Actions and Records: Section 2.10 Retirement	Recommended a change to current buyout language for employees hired after January 1, 2010;	Para.#3 From: 25% of their current sick leave balance, sick leave balance may not exceed 2,080. To: 720 hours of their leave balance. <i>Retirees shall select cash payment or convert total amount to insurance premium, not both.</i>
Chapter 2 Personnel Actions and Records: Section 2.10 Retirement	- Para.#5 Ceases health and dental insurance to retirees when they become Medicare eligible. - Para.#7 Allows retiree to insure dependents through buyout and on the retiree medical plan.	



Summary of Changes to HR Handbook:

Section	Amendment of Policy	Detail
Chapter 3 Leave: Section 3.01	Attorney suggests adding a floating administrative holiday to replace Good Friday. Evaluation Committee and Cabinet elected to leave Good Friday.	
Chapter 3 Leave: Section 3.02	Item A,4: Recommend adjusting vacation accrual carry over balance from 160 hours to 200 hours.	
Chapter 3 Leave: Section 3.02	Item 5: Allows Department Directors to approve vacation leave for full time employees during orientation period.	



Summary of Changes to HR Handbook:

Section	Amendment of Policy	Detail
Chapter 3 Leave: Section 3.02 C	Requires five years of continuous service to be eligible for vacation pay at termination.	Statistically, if an employee leaves the city it will occur in the first five years of employment.
Chapter 3 Leave: Section 3.06 Bereavement Leave	Made bereavement leave chargeable to administrative leave instead of sick leave.	
Chapter 3 Leave: Section 3.07 Jury and Witness Duty Leave	Defined when jury duty is compensated as actual work hours and when it is charged to administrative leave.	



Summary of Changes to HR Handbook:

Section	Amendment of Policy	Detail
Chapter 3 Leave: Section 3.08 Voting Leave	Allows for paid leave to vote under certain restrictive conditions.	
Chapter 3 Leave: Section 3.11 Leave of Absence	Add this policy that previously did not exist.	Expectations are this leave will be rare and must be approved by the City Manager.
Chapter 3 Leave: Section 3.12 Leave Donation Program	Allows employees to contribute leave to other employees in need based on specific qualifying events.	Previous program was too restrictive and did not achieve the desired results.



Summary of Changes to HR Handbook:

Section	Amendment of Policy	Detail
Chapter 4 Compensation Section 4.01	Para. B, Time Not Worked; defined paid leave does not count as time worked which aligns with the Fair Labor Standards Act.	
Chapter 4 Compensation Section 4.04	See last para. Under Non-Exempt Employees. The proposed policy removes vacation, holiday and jury duty from the calculation of overtime pay.	
Chapter 4 Compensation Section 4.04 Compensatory Time	Must be documented on the time sheet, used by the 25th pay period and the employee must be paid for accrued comp time balance on the 26th pay period. Policy allows a 40 hour carryover.	



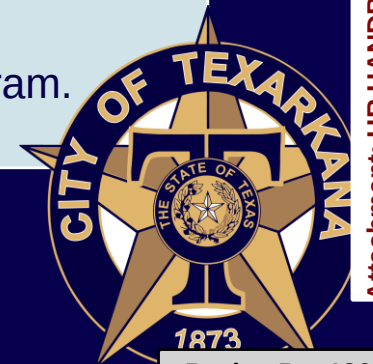
Summary of Changes to HR Handbook:

Section	Amendment of Policy	Detail
Chapter 4 Compensation Section 4.04 Exempt Employees	Evaluation Committee agreed to not allow overtime compensation for exempt employees.	
Chapter 4 Compensation Section 4.05	Added: Alternative/Compressed Schedule Policy. Department Directors have the authority to approve alternative or compressed work schedules.	
Chapter 4 Compensation Section 4.07 On Call and Call Back	To standardize On Call/Emergency Call Back pay across the City and provide guidelines for employees who are subject to on call or emergency call back pay. Eliminates on-call standby overtime compensation.	



Summary of Changes to HR Handbook:

Section	Amendment of Policy	Detail
Chapter 4 Compensation Section 4.09 Certification Pay	Opens access to certification pay to all city employees.	
Chapter 5 Benefits Section 5.06 Deferred Compensation Plan	Added to inform employees they have access to our 457 deferred compensation plan.	
Chapter 5 Benefits Section 5.08 Employee Assistance Program	Added information about EAP	City Manager and Finance Director were instrumental in the establishment of this program. It is the first of its kind for the city. Several employees have participated and received assistance from the program.



Summary of Changes to HR Handbook:

Section	Amendment of Policy	Detail
Chapter 5 Benefits Section 5.11 Tuition Reimbursement	To provide employees with the procedures to access and utilize the City of Texarkana's Tuition Reimbursement Program. Policy was completely revised.	Books and mandatory fees are included at 50% not to exceed the cost of tuition.
Chapter 5 Benefits Section 5.12 Education Pay	Eliminated with the adoption of this policy.	Contains a grandfather clause.
Chapter 6 Employee Conduct Section 6.03 Disciplinary Actions Appeal Process	Created the Employee Disciplinary Review Board also referred to as a peer review. Allows employees to appeal any disciplinary action involving a written reprimand, probation and disciplinary suspension. The decision of the Review Board will be final except suspensions greater than five days may be appealed to the City Manager for final disposition.	



Summary of Changes to HR Handbook:

Section	Amendment of Policy	Detail
Chapter 6 Employee Conduct Section 6.04 Grievances	Established a three step process for the filing of grievances.	
Chapter 6 Employee Conduct Section 6.07 Harassment	Created the guidelines and procedures for defining and preventing inappropriate workplace conduct, including employee harassment, discrimination and retaliation.	
Chapter 6 Employee Conduct Section 6.09 Political Activity	Adopted the Texas Municipal Human Resources Association model policy.	



Summary of Changes to HR Handbook:

Section	Amendment of Policy	Detail
Chapter 7 Work Environment Section 7.01 Cell Phone Use in the Workplace	Addresses personal cell phone use at work and provides for supervisor approval for the privilege.	
Chapter 7 Work Environment Section 7.02 Electronic Communications and System Access Use	This policy governs user behavior pertaining to access and usage of the City's electronic communications systems. This policy applies to all City employees, contractors, volunteers and other affiliates who use the City's electronic communications systems.	
Chapter 7 Work Environment Section 7.03 Social Networking	Adopted the Texas Municipal Human Resources Association model policy. The intent of these standards is to regulate the creation and distribution of information concerning the City, its employees and citizens through electronic media, including, but not limited to online forums, instant messaging and internet social media and blogging sites.	This policy is designed to protect the City's reputation and ensure that an employee's communications not only reflect positively on the employee as an individual, but also on the City. This policy was reviewed and edited by the Public Information Officer.

Summary of Changes to HR Handbook:

Section	Amendment of Policy	Detail
Chapter 7 Work Environment Section 7.04 Arrests, Confinements and Indictments	Adopted the Texas Municipal Human Resources Association model policy. City employees are subject to disciplinary action and/or job restrictions for violations of law.	This policy applies to acts prohibited by law that result in charges being filed, arrest, confinement, indictment, and/or conviction, as well as to acts prohibited by law not resulting in charges filed, arrest, confinement, or indictment.
Chapter 7 Work Environment Section 7.05 Weapons Control and Violence Prevention Policy	Adopted the Texas Municipal Human Resources Association model policy. The City strives to provide a safe and secure working environment for its employees. This policy is designed to help prevent incidents of violence from occurring in the workplace and to provide for the appropriate response when and if such incidents do occur.	Policy addresses concealed weapons permits.



Summary of Changes to HR Handbook:

Section	Amendment of Policy	Detail
Chapter 7 Work Environment Section 7.07 City Property/Equipment Use	Adopted the Texas Municipal Human Resources Association model policy. The City attempts to provide employees with adequate tools, equipment, vehicles and facilities for the job being performed, and the City requires all employees to observe safe work practices and lawful, careful and courteous operation of vehicles and equipment. Any City-provided safety equipment must be used at all times.	The policy addresses take home vehicles and the likelihood of an employee to incur a federal income tax liability for the use of a take home vehicle not classified as exempt.
Chapter 7 Work Environment Section 7.11 Tobacco Use	Adopted the Texas Municipal Human Resources Association model policy. In keeping with the City's intent to provide a safe and healthful work environment, smoking and the use of smokeless tobacco products (e.g. chewing tobacco, snuff, vapor e-cigarettes, etc.) are prohibited on City property including the parking areas, in City-owned or municipal buildings or in City-owned, rented, or leased vehicles or equipment. No employee shall use tobacco products while making public contact.	In City-owned buildings, employees may use tobacco products outdoors, in non-public entrance areas designated by the Department Director, during their break or meal period.

City of Texarkana, Texas

Version: G

Update Date: 1/13/2015 9:49 AM

Briefing Sheet

Lead Department: Assistant City Manager **Action Officer:** Debbie Burk,
Ordinance No. 2015-009 granting a Specific Use Permit to allow the one
additional use of an outdoor auto sales lot on Lots 17-19, Block 3, Feinberg
Heights Addition, located at 1502 Summerhill Road. James Wilmoth,
Subject: applicant.

Briefing: 1/26/2015 **Public Hearing:** 1/26/2015 **Second Briefing:** February 9, 2015 **Council Vote:** 2/23/2015

Item ScheduleSchedule 1: Brief twice - vote once (six weeks)**Updates/History of Briefing:****Executive Summary and Background Information:**

This is a request by James Wilmoth, owner, for a Specific Use Permit, SUP, to allow the one additional use of "an outdoor automobile sales lot" on Lots 17, 18, & 19, Block 8, Feinberg Heights Addition, located at 1502 Summerhill Road. The property is currently zoned Planned Development-General Retail. The current use is a vacant shaved ice business. (The property was rezoned to General Retail because of the drive-thru for the shaved ice business.)

The adjacent zoning is Single Family-2 to the north, south, east and west. The adjacent land usage is residences to the north, south, east and west.

In July, 2011, this property was rezoned from Single Family-2 to Planned Development-General Retail to allow the location of a shaved ice business. The applicant, Mr. Wilmoth, developed the property for this business and constructed a building for the shaved ice business, a large parking lot and a privacy fence between the business and adjacent residential properties.

Mr. Wilmoth has indicated that the shaved ice business did not do well financially and he began to look for another use for the property. He has stated that he feels the property is a good location for a car sales lot. A Specific Use Permit is required by Section 8-108 of the Zoning Ordinance to allow the one additional use of "outdoor auto sales lot" in the General Retail zoning district.

The Comprehensive Plan has designated this as a mixed use area. Mixed use indicates that there are several types of uses in the area. There is a church and a few office uses along this corridor of Summerhill Road from 7th Street to New Boston Road. Texarkana Independent School District has Tiger Stadium and its bus maintenance facility from West 10th Street to West 18th Streets. But mostly single family residences are located in this corridor.

All notification and applicant requirements have been met to consider this request.

City of Texarkana, Texas

Potential Options:

None

Fiscal Implications:

None

Staff Recommendation:

Staff feels that the “mixed uses” in this corridor of Summerhill Road should be more office or neighborhood service type uses and not include any type of outdoor sales. A car sales lot would be intrusive into this mostly residential use area. Therefore, staff recommends for denial of this request.

Advisory Board/Committee Review:

Planning and Zoning Commission

Board/Committee Recommendation:

The Planning and Zoning Commission unanimously recommended for approval of the Specific Use Permit with the following stipulations:

1. No more than five automobiles on sales lot at any one time.
2. Automobiles to be placed behind the existing office building and on a paved surface.
3. Hours of operation will be from 8 a.m. to 5 p.m. Monday through Saturday.
4. Any outdoor lighting will be shielded away from any adjacent residential properties.
5. Decorative perimeter fencing surrounding the property is allowed.

Advisory Board/Committee Meeting Date and Minutes:

December 1, 2014

Attachments

- a. Goals and Perspectives (DOCX)
- b. Ord. No. 2015-009 (DOCX)
- c. Maps for Ord. 2015-009 (PDF)
- d. Site Plan for Ord. 2015-009 (PDF)

Staff Coordination

Assistant City Manager

Shirley Jaster

Review

Completed

01/09/2015 8:47 AM

City of Texarkana, Texas

Public Information Officer	Lisa Thompson	PIO Review	Completed
	01/09/2015 9:28 AM		
City Manager	John Whitson	City Manager Review	Completed
10:14 AM			01/09/2015
City Council	Jennifer Evans	Meeting	Completed
6:00 PM			01/12/2015

Meeting History

City of Texarkana, Texas

Developing Perspectives and Goals Pending Approval by the City Council:

Perspectives	Goals
Serve the Community	☐ Promote an Environmentally Sensitive & Livable Community ☐ Provide a Safe Community ☐ Deliver Quality Services ☐ Foster a Healthy Community
Run the Operations	☐ Enhance Community Preparedness & Responsiveness ☐ Maximize Partnership Opportunities ☐ Provide Courteous & Responsive Customer Service ☒ Model a Positive City Image ☐ Deliver Efficient Services ☒ Cultivate Community Involvement & Access
Manage the Resources	☐ Maintain Fiscal Strength ☐ Maximize Utilization & Resources ☐ Invest in Infrastructure & Transportation
Develop Personnel	☐ Develop a Skilled & Diverse Workforce ☐ Create a Positive & Rewarding Work Culture

Perspectives and Goals Additional Comments:

None

Resource Impact:

NA

Select One By Clicking Here

Other Potential Impacts:

NA

Public Information Plan:

☒	Newspaper Notice (Required by Statute)	☒	Public Hearing (Required by Statute)
☐	Public Forum/Input Session	☐	Press Release
☐	E-News Distribution	☒	Website Notice
☐	Social Media (Twitter, Facebook, etc.)	☒	Special Mailing
☐	Flyers Posted	☐	Banners Posted
☐	Survey	☐	Automated Phone Call
☐	None Required	☒	Sign posted

Other:

ORDINANCE NO. 2015-009

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS AMENDING THE ZONING MAP SHOWING THE LOCATION, BOUNDARY AND USE OF CERTAIN PROPERTY BY THE GRANTING OF SPECIFIC USE PERMIT NO. S-658 TO ALLOW THE LOCATION OF OUTDOOR AUTOMOBILE SALES ON LOTS 17-19, BLOCK 3, FEINBERG HEIGHTS ADDITION, LOCATED AT 1502 SUMMERHILL ROAD IN THE CITY OF TEXARKANA, BOWIE COUNTY, TEXAS; CONTAINING A REPEALER CLAUSE; CONTAINING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, an application has been filed with the City of Texarkana, Texas, requesting an Amendment to the Zoning Ordinance so as to grant a **Specific Use Permit** to allow the **location of outdoor automobile sales** on Lots 17-19, Block 3, Feinberg Heights Addition, located at 1502 Summerhill Road in the City of Texarkana, Bowie County, Texas; and

WHEREAS, the Planning and Zoning Commission of the City of Texarkana, Texas and the City Council of the City of Texarkana, Texas, in compliance with the laws of the State of Texas with reference to the granting of zoning classifications and changes, have given the requisite notices by publication and otherwise, and after holding hearings and affording a full and fair hearing to all property owners generally and to all persons interested and situated in the affected area and in the vicinity thereof; and

WHEREAS, after consideration of said application, the Planning and Zoning Commission of the City of Texarkana, Texas, voted **unanimously Five (5) to Zero (0) to recommend** to the City Council of the City of Texarkana, Texas **that a Specific Use Permit be granted to allow the location of outdoor automobile sales** on said property; and

WHEREAS, after consideration of said application and the recommendation of the Planning and Zoning Commission, the City Council of the City of Texarkana, Texas, does hereby find that granting the **Specific Use Permit** is in the best interest of the public health, safety, morals and general welfare of the City;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS:

SECTION 1: That the Zoning Ordinance of the City of Texarkana, Texas, Ordinance No. 127-70, passed and approved on September 14, 1970, be further amended so as to grant a **Specific Use Permit numbered S-658 for the purpose of allowing the location of outdoor automobile sales** on the following described property, to-wit: **Lots 17-19, Block 3, Feinberg Heights Addition, located at 1502 Summerhill Road in the City of Texarkana, Bowie County, Texas.**

SECTION 2: That the following stipulations are hereby imposed and made a part of this Ordinance:

1. No more than five automobiles on sales lot at any one time.
2. Automobiles to be placed behind the existing office building and on a paved surface.
3. Hours of operation will be from 8 a.m. to 5 p.m. Monday through Saturday.
4. Any outdoor lighting will be shielded away from any adjacent residential properties.
5. Decorative perimeter fencing surrounding the property is allowed.

SECTION 3: All ordinances or parts of ordinances in conflict herewith are specifically repealed to the extent of such conflict.

SECTION 4: It is further provided that in case a section, clause, sentence or part of this Ordinance shall be deemed or adjudged by a court of competent jurisdiction to be invalid, then such invalidity shall not affect, impair, or invalidate the remainder of this Ordinance.

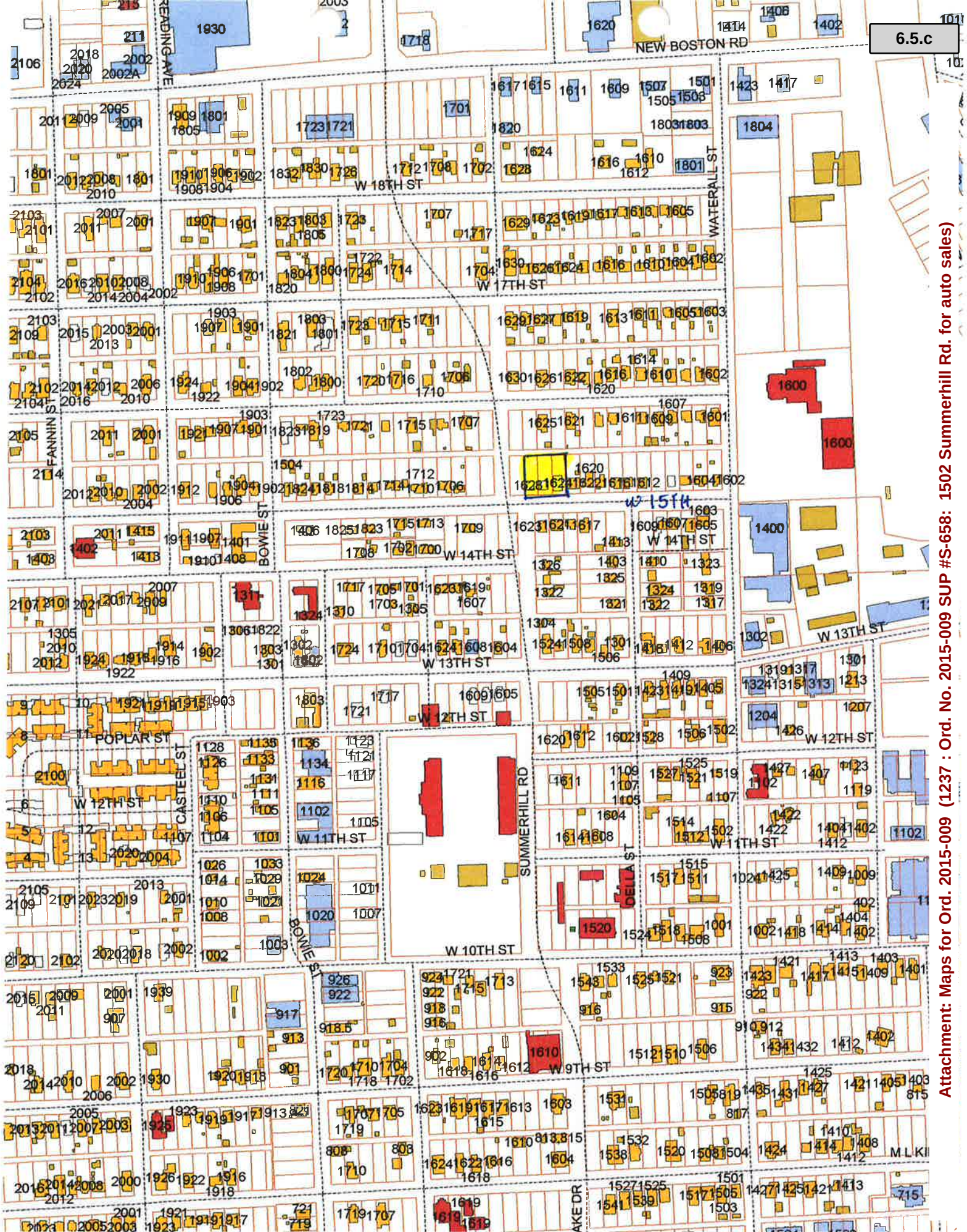
SECTION 5: That this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED AND APPROVED in regular Council Session on this the **23rd** day of **February, 2015**.

ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR



6.5.c

Attachment: Maps for Ord. 2015-009 (1237 : Ord. No. 2015-009 SUP #S-658: 1502 Summerhill Rd. for auto sales)



Attachment: Maps for Ord. 2015-009 (1237 : Ord. No. 2015-009 SUP #S-658: 1502 Summerhill Rd. for auto sales)

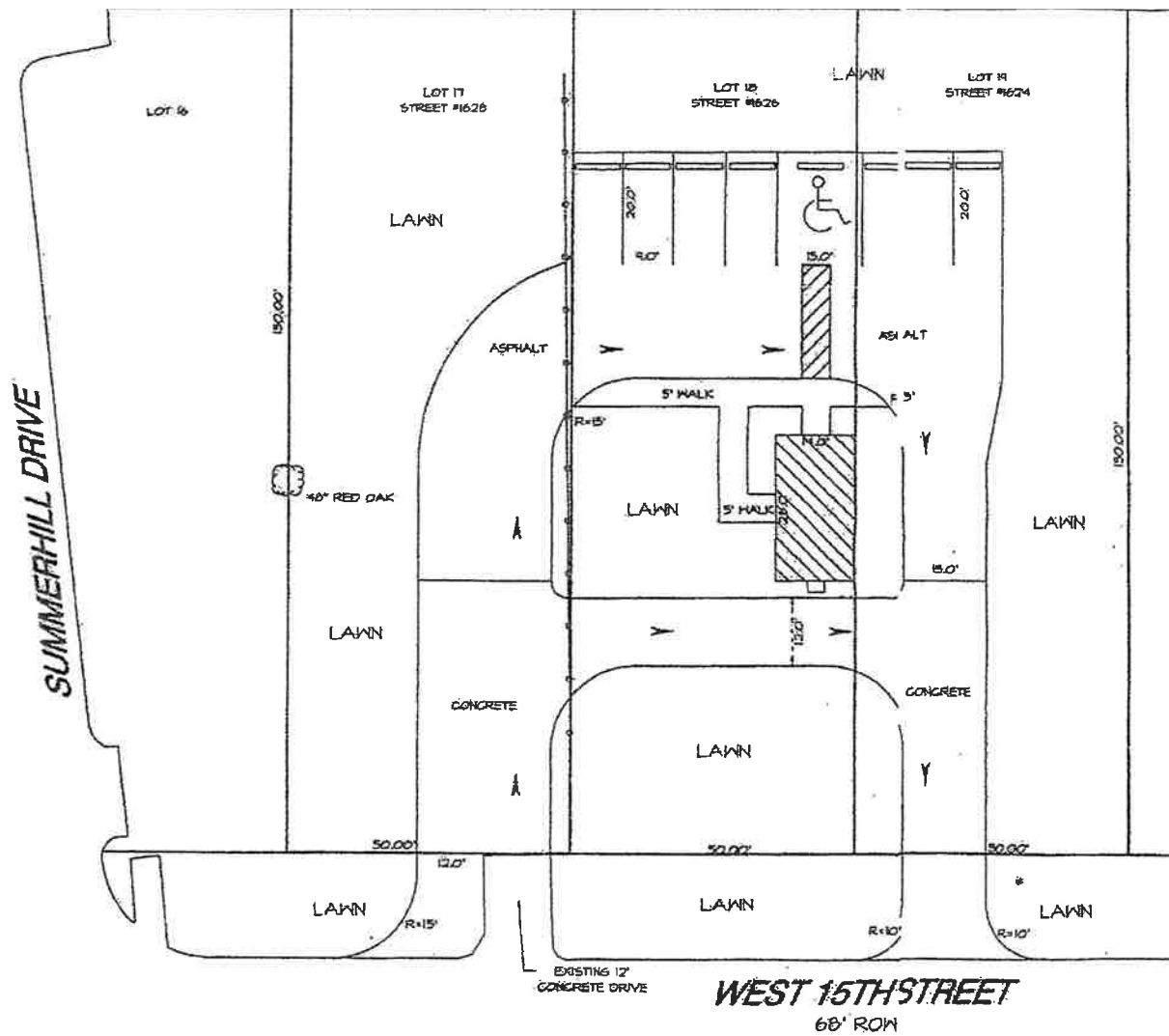


Exhibit "A"

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PREP

City of Texarkana, Texas

Version: J

Update Date: 1/8/2015 10:14 AM

Briefing Sheet

Lead Department: Assistant City Manager **Action Officer:** Debbie Burk,
Ordinance No. 2015-006 amending PD-97-4(GR) for site plan approval to allow
the location of a new and used boat sales business (Gregg Orr Marine) on Lot 2,
Block 1, Richmond West Pavilion Addition, located at 3911 Mall Drive. Gregg
Orr, applicant. Kayla Wood, MTG Engineering, agent. (Due to a petition in
Subject: opposition, a 3/4 vote will be required to approve this request)

Briefing: 1/26/2015 **Public Hearing:** 1/26/2015 **Second Briefing:** February 9, 2015 **Council Vote:** 2/23/2015

Item Schedule

Schedule 1: Brief twice - vote once (six weeks)

Updates/History of Briefing:

Executive Summary and Background Information:

Amendment to PD-97-4(GR): This is a request by Gregg Orr, under contract to purchase, and Kayla Wood, MTG Engineering, agent, for Site Plan Approval to allow the location of "Gregg Orr Marine" on Lot 2, Block 1, Richmond West Pavilion Addition, located at 3911 Mall Drive. The property is currently undeveloped vacant land.

The adjacent zoning is PD-General Retail to the east and west, Single Family-2 to the south and I-30 to the north. The adjacent land usage is Cavender's Boot Store to the east, vacant land to the south, the corporate office and parking lot area for Gregg Orr Auto Classic to the west, and I-30 to the north.

The Comprehensive Plan has designated this as a retail area. This property is zoned PD-General Retail.

The site plan shows the following:

- An approximate 4,200 square foot office building with rock and metal exterior.
- A 35' tall pylon sign with 50 square foot electronic messaging board at the northwest corner of the property
- 8' ornamental aluminum perimeter fencing (along front and sides of building).
- Boat display in front of the building and along the side of the building under a covered awning. Boat display also inside the building. (Staff was concerned about boats being parked along the frontage road. However, it appears from aerial photographs, there should be plenty of right-of-way to off-set boats being displayed close to the road pavement.
- Cross access on the east and west sides during business hours. A gate will block access to the boat sales area to provide security at this location.
- A current joint driveway between Cavender's Boot Store and this proposed business.
- Customer and employee parking at the rear of the property and front of the building.

City of Texarkana, Texas

- A 7' wooden privacy screening device fence along the south property line.

All notification and applicant requirements have been met to consider this request.

A petition from an adjacent land owner in the form of a written letter has been received on this site plan approval request. (See attachment)

Potential Options:

Approve the request for site plan approval. This will require a $\frac{3}{4}$ th vote of the City Council due to a petition by one land owner to the south of this proposed business which has more than 20 % of land requirement to force a $\frac{3}{4}$ th vote.

Deny the request for site plan approval.

Fiscal Implications:

None

Staff Recommendation:

Staff recommends for approval of the site plan as submitted.

Advisory Board/Committee Review:

Planning and Zoning Commission

Board/Committee Recommendation:

Planning and Zoning Commission unanimously recommended for approval of the site plan with the following stipulations:

1. An approximate 4,200 square foot office building with rock and metal exterior.
2. A 35' tall pylon sign with 50 square foot electronic messaging board at the northwest corner of the property.
3. 8' ornamental aluminum perimeter fencing (along front and sides of building).
4. Boat display in front of the building and along the side of the building (under a covered awning). Boat display also inside the building.
5. Cross access on the east and west sides during business hours. A gate will block access to the boat sales area to provide security at this location after business hours.
6. A current joint driveway will remain between Cavender's Boot Store and this proposed business.
7. Customer and employee parking at the rear of the property and front of the building.

City of Texarkana, Texas

8. A 7' wooden privacy screening device fence along the south property line.

Advisory Board/Committee Meeting Date and Minutes:

December 1, 2014.

Attachments

- a. Goals and Perspectives (DOCX)
- b. Ord. No. 2015-006 (DOCX)
- c. Exhibit "A" for Ord. No. 2015-006 (PDF)
- d. Maps for Ord. 2015-006 (PDF)
- e. Building elevations for Ord. 2015-006 (PDF)
- f. Floor plan for Ord. No. 2015-006 (PDF)
- g. Sample of ornamental fencing for Ord. 2015-006 (PDF)
- h. Petition in opposition for Ord. 2015-006 (PDF)
- i. Ord. 2015-006 signed (PDF)

Staff Coordination

Assistant City Manager	Shirley Jaster	Review	Completed
01/07/2015 1:41 PM			
Public Information Officer	Lisa Thompson	PIO Review	Completed
01/07/2015 1:42 PM			
City Manager	John Whitson	City Manager Review	Completed
2:10 PM			01/07/2015
City Council	Jennifer Evans	Meeting	Completed
6:00 PM			01/12/2015

Meeting History

City of Texarkana, Texas

Developing Perspectives and Goals Pending Approval by the City Council:

Perspectives	Goals
Serve the Community	☐ Promote an Environmentally Sensitive & Livable Community ☐ Provide a Safe Community ☐ Deliver Quality Services ☐ Foster a Healthy Community
Run the Operations	☐ Enhance Community Preparedness & Responsiveness ☐ Maximize Partnership Opportunities ☐ Provide Courteous & Responsive Customer Service ☒ Model a Positive City Image ☐ Deliver Efficient Services ☒ Cultivate Community Involvement & Access
Manage the Resources	☐ Maintain Fiscal Strength ☐ Maximize Utilization & Resources ☐ Invest in Infrastructure & Transportation
Develop Personnel	☐ Develop a Skilled & Diverse Workforce ☐ Create a Positive & Rewarding Work Culture

Perspectives and Goals Additional Comments:

None

Resource Impact:

NA

Select One By Clicking Here

Other Potential Impacts:

NA

Public Information Plan:

☒	Newspaper Notice (Required by Statute)	☒	Public Hearing (Required by Statute)
☐	Public Forum/Input Session	☐	Press Release
☐	E-News Distribution	☒	Website Notice
☐	Social Media (Twitter, Facebook, etc.)	☒	Special Mailing
☐	Flyers Posted	☐	Banners Posted
☐	Survey	☐	Automated Phone Call
☐	None Required	☒	Sign posted

Other:

Attachment: Goals and Perspectives [Revision 1] (1238 : Ord, No, 2015-006 Amend. to PD-97-4 for boat sales. 3911 Mall Drive)

ORDINANCE NO. 2015-006

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AMENDING PD-97-4(GR) FOR SITE PLAN APPROVAL TO ALLOW THE LOCATION OF A NEW AND USED BOAT SALES BUSINESS ON LOT 2, BLOCK 1, RICHMOND WEST PAVILION ADDITION, LOCATED AT 3911 MALL DRIVE, IN THE CITY OF TEXARKANA, BOWIE COUNTY, TEXAS, CONTAINING A REPEALER CLAUSE; CONTAINING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, an application has been filed requesting the **approval of a site plan (Exhibit “A”) to allow the location of a new and used boat sales business** on Lot 2, Block 1, Richmond West Pavilion Addition, located at 3911 Mall Drive, in the City of Texarkana, Bowie County, Texas; and

WHEREAS, the Planning and Zoning Commission of the City of Texarkana, Texas and the City Council of the City of Texarkana, Texas, in compliance with the laws of the State of Texas with reference to the granting of zoning classifications and changes, have given the requisite notices by publication and otherwise, and after holding hearings and affording a full and fair hearing to all property owners generally and to all persons interested and situated in the affected area and in the vicinity thereof; and

WHEREAS, after consideration of said application, the Planning and Zoning Commission of the City of Texarkana, Texas, **voted unanimously by a vote of Five (5) to Zero (0) to recommend approval of the petition for the request for the site plan to allow the location of a new and used boat sales business (Exhibit “A”)** to the City Council of Texarkana, Texas; and

WHEREAS, after consideration of said application and the recommendation of the Planning and Zoning Commission, the City Council of the City of Texarkana, Texas, does hereby find that the approval of the site plan for the above-described property is in the best interest of the public health, safety, morals and general welfare of the City;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS:

SECTION 1: That the site plan (Exhibit “A”) submitted to allow a new and used boat sales business on Lot 2, Block 1, Richmond West Pavilion Addition, located at 3911 Mall Drive in the City of Texarkana, Bowie County, Texas, be and is hereby approved and hereby amends PD-97-4(GR).

SECTION 2: That the following stipulations are hereby imposed and made a part of this Ordinance:

1. An approximate 4,200 square foot office building with rock and metal exterior.
2. A 35' tall pylon sign with 50 square foot electronic messaging board at the northwest corner of the property.
3. 8' ornamental aluminum perimeter fencing (along front and sides of building).
4. Boat display in front of the building and along the side of the building (under a covered awning). Boat display also inside the building.
5. Cross access on the east and west sides during business hours. A gate will block access to the boat sales area to provide security at this location after business hours.
6. A current joint driveway will remain between Cavender's Boot Store and this proposed business.
7. Customer and employee parking at the rear of the property and front of the building.
8. A 7' wooden privacy screening device fence along the south property line.

SECTION 3: It is further provided that in case a section, clause, sentence or part of this Ordinance shall be deemed or adjudged by a court of competent jurisdiction to be invalid, then such invalidity shall not affect, impair, or invalidate the remainder of this Ordinance.

SECTION 4: All Ordinances or parts of Ordinances in conflict herewith are specifically repealed to the extent of such conflict.

SECTION 5: That this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED AND APPROVED in Regular Council Session on this the **23rd day of February, 2015.**

ATTEST:

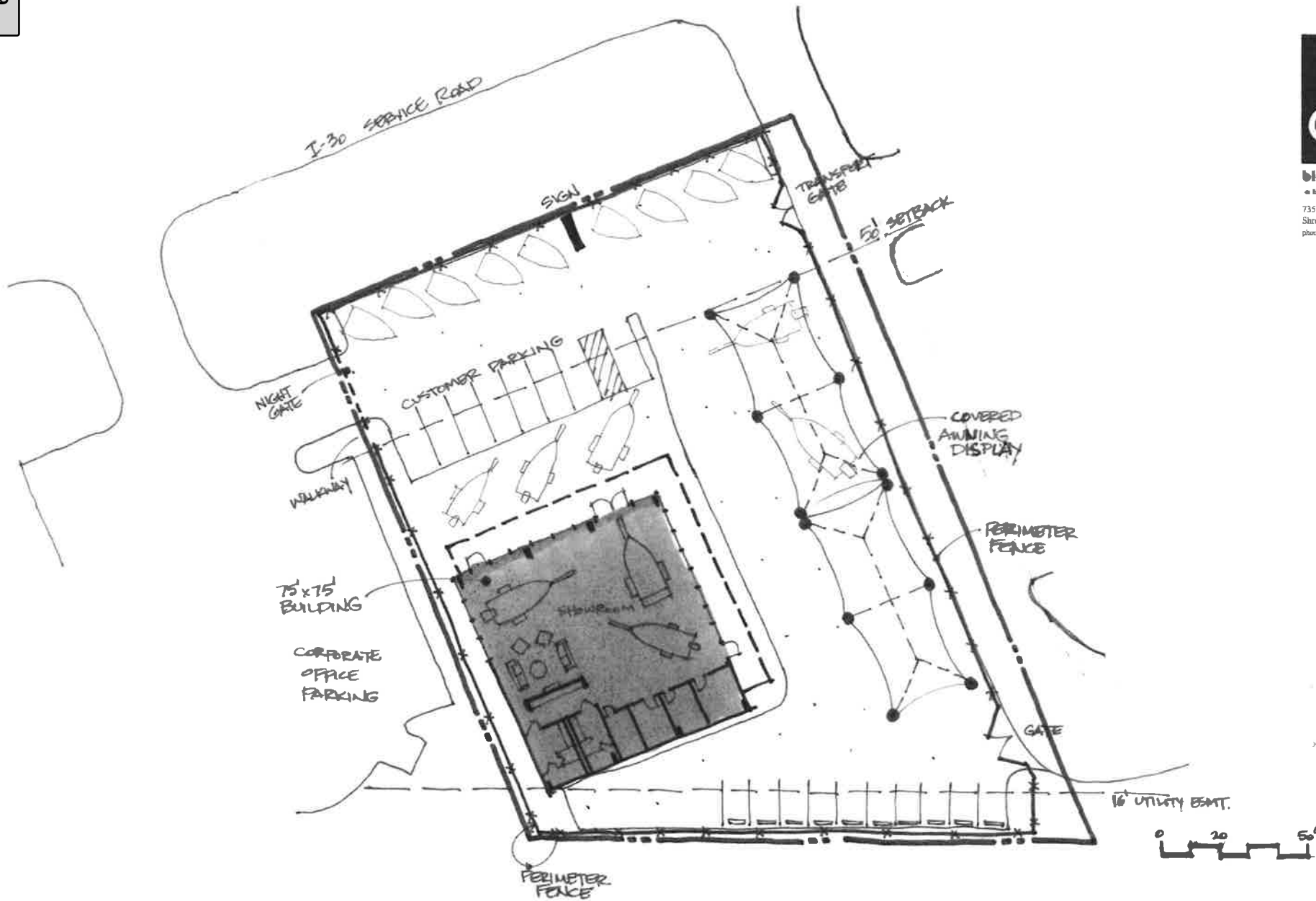
JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR

EXHIBIT "A"



735 Robinhood St.
Shreveport, Louisiana 71106
phone 318/219-2293 fax 318/219-2296



GREGG ORR MARINE
Texarkana, Texas

CONCEPT SITE PLAN

job no. 1431

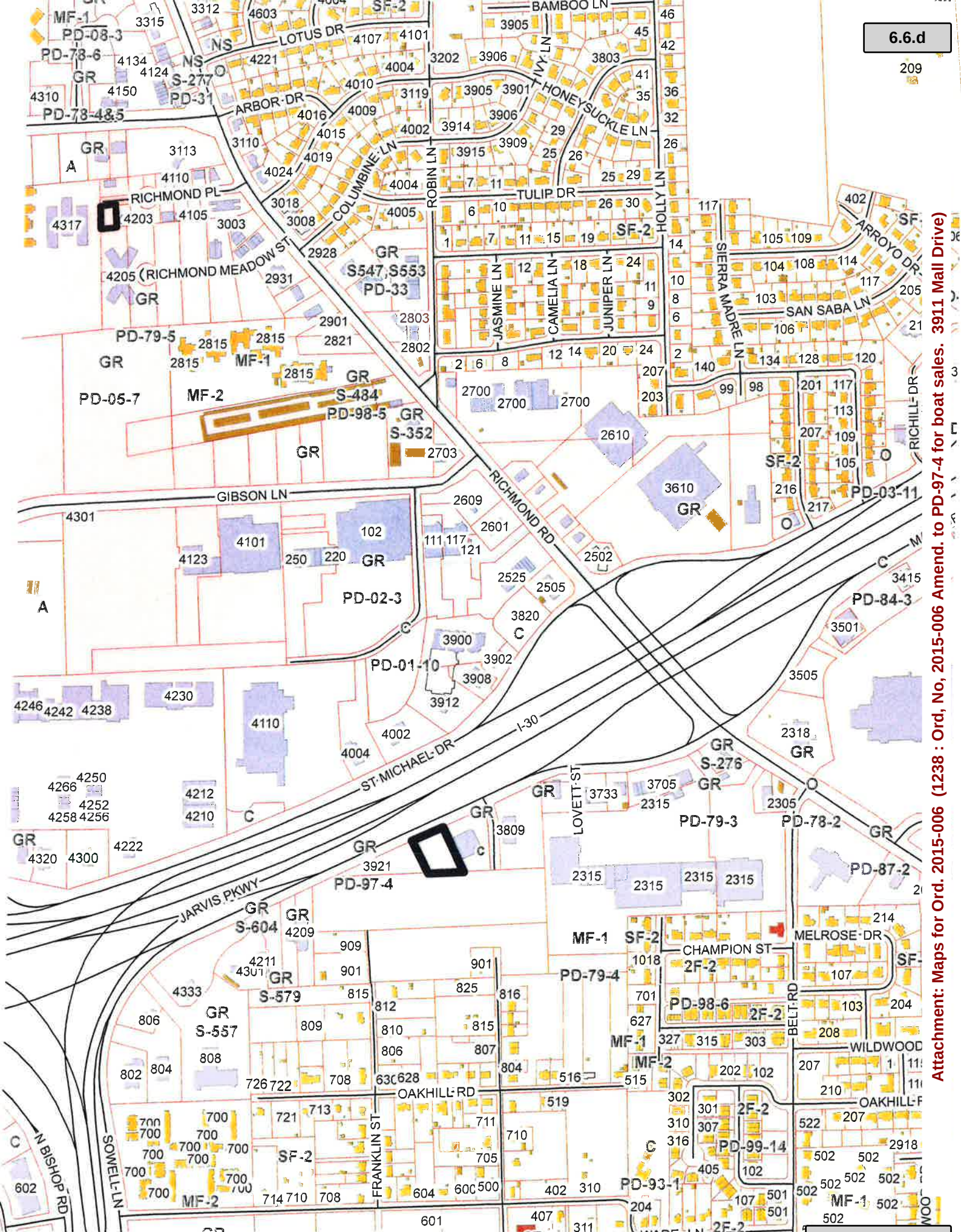
15 SEP 2014

sheet

A

0 20 50'

seq 1 of 1

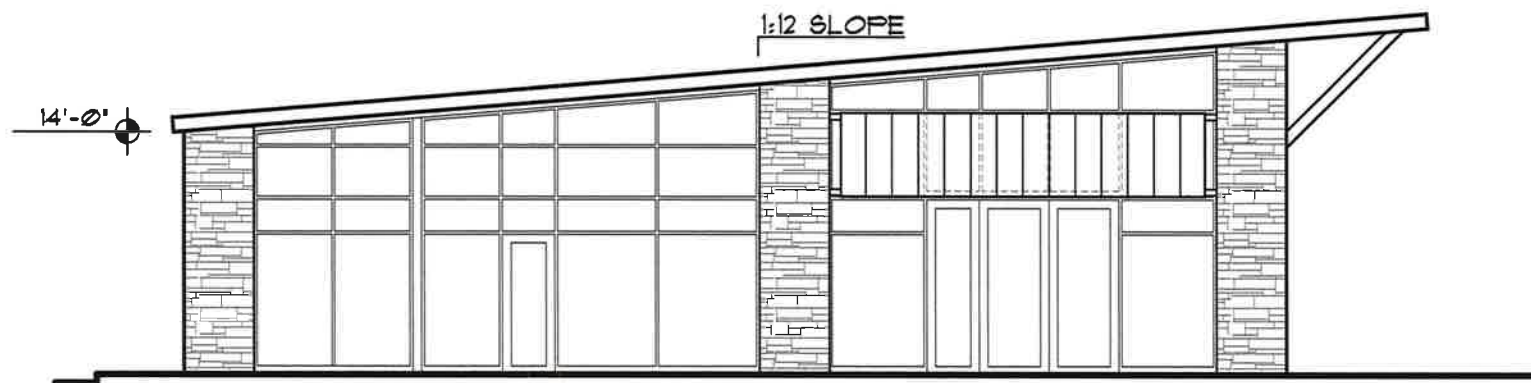




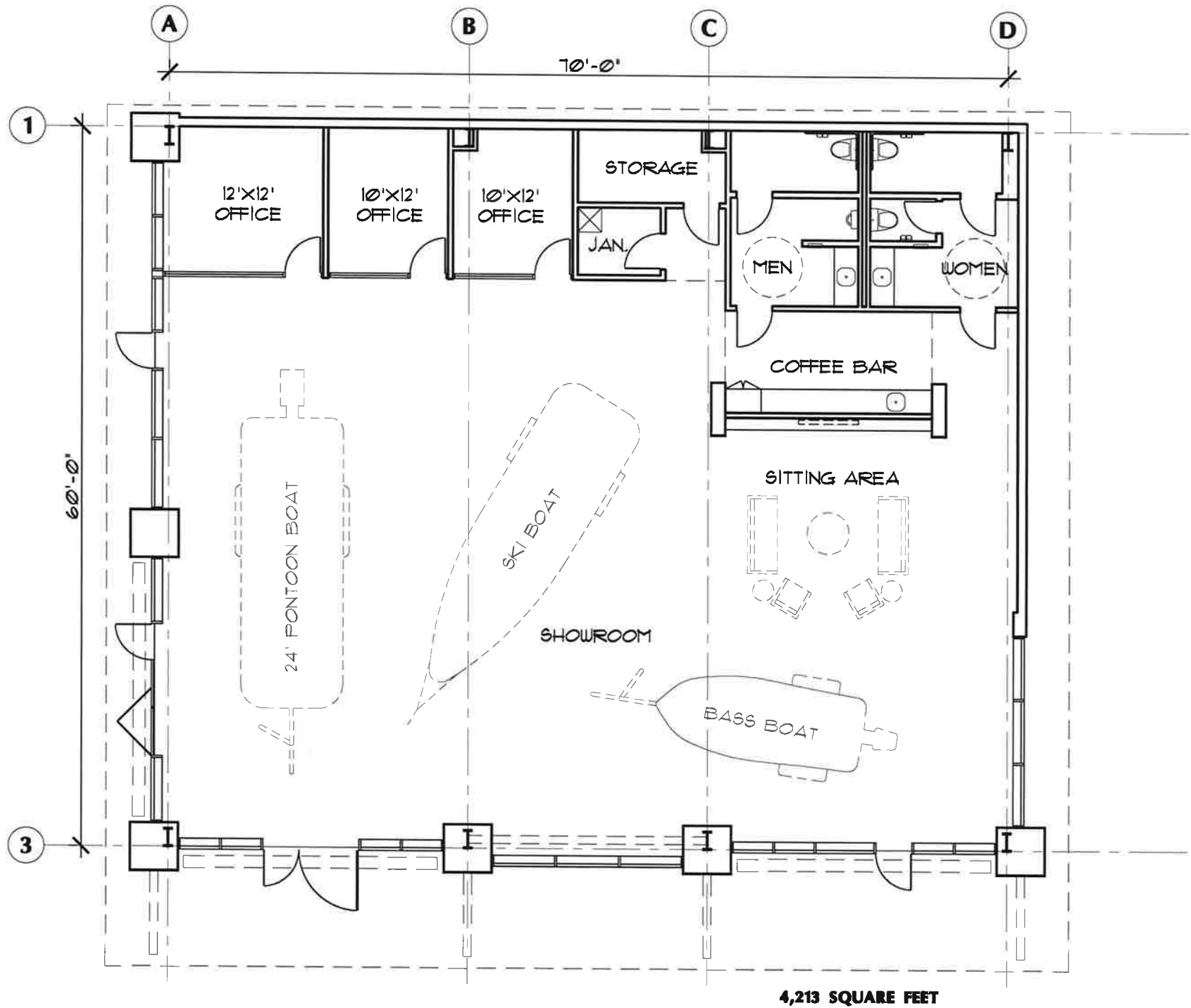
6.6.d

Attachment: Maps for Ord. 2015-006 (1238 : Ord, No, 2015-006 Amend. to PD-97-4 for boat sales. 3911 Mall Drive)





01 EAST ELEVATION
SCALE: 3/32" = 1'-0"



Attachment: Floor plan for Ord. No. 2015-006 (1238 : Ord, No, 2015-006 Amend. to PD-97-4 for boat sales. 3911 Mall Drive)

Fencing shall be an 8' monumental aluminum fence similar to picture. The back fence will be a wooden privacy fence in accordance with city ordinance



PETITION

RE: Amendment to PD-97-4 (GR)

November 25, 2014

This Petition is filed in response to the proposed Planning & Zoning Commission hearing December 1, 2014 and City Council hearing January 26, 2015 in Texarkana, Texas; specifically regarding Gregg Orr's proposed **Amendment to PD-97-4 (GR)** requesting site plan approval to allow the location of a new and used boat sales business (reportedly for Gregg Orr Marine) at 3911 Mall Drive, Texarkana, Texas, a property located on Lot 2, Block 1, Richmond West pavilion Addition.

As the designated Owner of the land immediately south of this tract (PD-97-4), a tract which exceeds 20% of the land within 200 feet of the proposed change, I DO OBJECT to this proposed use, as this proposed retail and non-pedestrian use will be inconsistent with nearby existing family oriented retail - and more importantly, this proposed use is inconsistent with both existing residential uses and new higher density (*and more valuable*) mixed use residential-retail uses now being planned to support improved roadway plans in this area.

Given these development opportunities for this critical tract, this proposed used boat sales business is clearly not the highest and best use for this critical remaining undeveloped tract fronting the I-30 access road, and will be a significant detriment to further development plans for the area.

Again as we noted in an earlier petition, for the record, Mr Orr through an intermediary has proposed to purchase several acres of land from us to make this proposed "boat sales operation" viable, and we do not intend to pursue this transaction, as we believe further development in this overall area needs to be pursued more comprehensively – allowing the City to pursue plans that better serve nearby pedestrian-oriented retail and residential uses.

William T. Adams

6642 Deloache Avenue

Dallas, TX 75225

214.505.3111

Attachment: Petition in opposition for Ord. 2015-006 (1238 : Ord, No, 2015-006 Amend. to PD-97-4 for boat sales. 3911 Mall Drive)

Amendment to
PD-97-4(GR)

ORDINANCE NO. 2015-006

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AMENDING PD-97-4(GR) FOR SITE PLAN APPROVAL TO ALLOW THE LOCATION OF A NEW AND USED BOAT SALES BUSINESS ON LOT 2, BLOCK 1, RICHMOND WEST PAVILION ADDITION, LOCATED AT 3911 MALL DRIVE, IN THE CITY OF TEXARKANA, BOWIE COUNTY, TEXAS, CONTAINING A REPEALER CLAUSE; CONTAINING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, an application has been filed requesting the **approval of a site plan (Exhibit "A") to allow the location of a new and used boat sales business** on Lot 2, Block 1, Richmond West Pavilion Addition, located at 3911 Mall Drive, in the City of Texarkana, Bowie County, Texas; and

WHEREAS, the Planning and Zoning Commission of the City of Texarkana, Texas and the City Council of the City of Texarkana, Texas, in compliance with the laws of the State of Texas with reference to the granting of zoning classifications and changes, have given the requisite notices by publication and otherwise, and after holding hearings and affording a full and fair hearing to all property owners generally and to all persons interested and situated in the affected area and in the vicinity thereof; and

WHEREAS, after consideration of said application, the Planning and Zoning Commission of the City of Texarkana, Texas, **voted unanimously by a vote of Five (5) to Zero (0) to recommend approval of the petition for the request for the site plan to allow the location of a new and used boat sales business (Exhibit "A")** to the City Council of Texarkana, Texas; and

WHEREAS, after consideration of said application and the recommendation of the Planning and Zoning Commission, the City Council of the City of Texarkana, Texas, does hereby find that the approval of the site plan for the above-described property is in the best interest of the public health, safety, morals and general welfare of the City;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS:

SECTION 1: That the site plan (Exhibit "A") submitted to allow a new and used boat sales business on Lot 2, Block 1, Richmond West Pavilion Addition, located at 3911 Mall Drive in the City of Texarkana, Bowie County, Texas, be and is hereby approved and hereby amends PD-97-4(GR).

SECTION 2: That the following stipulations are hereby imposed and made a part of this Ordinance:

Attachment: Ord. 2015-006 signed (1238 : Ord, No, 2015-006 Amend. to PD-97-4 for boat sales. 3911 Mall Drive)

1. An approximate 4,200 square foot office building with rock and metal exterior.
2. A 35' tall pylon sign with 50 square foot electronic messaging board at the northwest corner of the property.
3. 8' ornamental aluminum perimeter fencing (along front and sides of building).
4. Boat display in front of the building and along the side of the building (under a covered awning). Boat display also inside the building.
5. Cross access on the east and west sides during business hours. A gate will block access to the boat sales area to provide security at this location after business hours.
6. A current joint driveway will remain between Cavender's Boot Store and this proposed business.
7. Customer and employee parking at the rear of the property and front of the building.
8. A 7' wooden privacy screening device fence along the south property line.

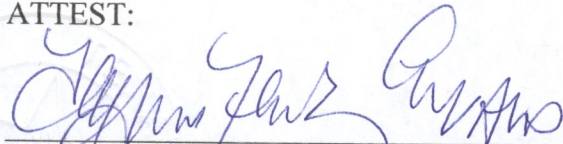
SECTION 3: It is further provided that in case a section, clause, sentence or part of this Ordinance shall be deemed or adjudged by a court of competent jurisdiction to be invalid, then such invalidity shall not affect, impair, or invalidate the remainder of this Ordinance.

SECTION 4: All Ordinances or parts of Ordinances in conflict herewith are specifically repealed to the extent of such conflict.

SECTION 5: That this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED AND APPROVED in Regular Council Session on this the **26th day of January, 2015.**

ATTEST:


JENNIFER EVANS, CITY SECRETARY


BOB BRUGGEMAN, MAYOR

8:44 p.m.

City of Texarkana, Texas

Version: G

Update Date: 1/8/2015 5:08 PM

Briefing Sheet

Lead Department: Assistant City Manager **Action Officer:** Debbie Burk,
Ordinance No. 2015-007 amending PD-14-1(GR) for site plan revision on Lot
1, Block 1, Walsh Carter Master Tract Second Addition, located at 5002 North
Cowhorn Creek Loop Road (proposed Steak 'n Shake Restaurant). John Ryden,
Subject: applicant. Jeff Whitten, Whitten Engineering, agent.

Briefing: 1/26/2015 **Public** **Second** February 9, **Council**
Hearing: 1/26/2015 **Briefing:** 2015 **Vote:** 2/23/2015

Item Schedule

Schedule 1: Brief twice - vote once (six weeks)

Updates/History of Briefing:

Executive Summary and Background Information:

This is a request by John Ryden, owner, and Jeff Whitten, Whitten Engineering, agent for a revision to the site plan to revise the parking and to relocate the proposed monument sign on Lot 1, Block 1, Walsh-Carter Master Tract Second Addition, located at 5002 North Cowhorn Creek Road (proposed location of Steak "n Shake Restaurant).

The adjacent zoning is Agriculture to the north, PD-General Retail and Agriculture to the east, PD-General Retail to the south and PD-Commercial to the west. The adjacent land use is vacant land to the north, Red Lobster Restaurant to the south, a hotel to the east and a hotel and vacant land to the west.

A site plan was approved for the proposed Steak 'n Shake Restaurant in August, 2014. Since that time, the applicant has requested the following changes:

- Move the location of the proposed CEVMS monument sign to the curve of the property on North Cowhorn Creek Loop Road. Please see site plan showing the previous and proposed location of the monument sign as well as the location for the pole sign. The monument sign is proposed to be 9' in height and 8'.3" in width with a 4' 5" x 8'3" electronic messaging (CEVMS) board.
- Remove curbside pick-up and adjust the covered motorcycle parking along the drive-thru.

On the previously approved site plan, both signs (pole and monument) were located at the same location appearing as one sign. Staff has determined that the new proposal on the signage shows two separate signs since they are not together at the same location. It should be noted that additional signage was allowed along the I-30 frontage road where a sign easement currently exists.

Staff has approved some administrative changes to the square footage of the building to accommodate entry access at the front. Also, in reviewing this new site plan, staff would like some additional information concerning the ATM drive-thru previously approved as to

City of Texarkana, Texas

whether a canopy or some type of structure will be used. If a structure will be constructed, elevations need to be provided.

All notification and applicant requirements have been met to consider this request.

Potential Options:

None

Fiscal Implications:

NA

Staff Recommendation:

Staff recommends approval of only one of these signs and adjusting the parking.

Staff has asked the developer to provide a sample of the proposed ATM canopy at this location. (A sample was provided and is attached).

After AEP/SWEPCO reviewed the parking lot changes, it was determined that a power pole will need to be adjusted. This will not affect the number of parking spaces as shown on site plan.

City Manager comment: This development project is an example of a significant shortcoming in the city's development ordinances. The city's ordinances does not require developers (petitioners) to conduct any traffic analysis or to prepare and submit a traffic impact analysis. I feel that this particular development and its associated traffic will cause an adverse impact on traffic in and around the site. A properly conducted analysis and prepared Traffic Impact Analysis (TIA) report would likely show a need for a dedicated right-turn/deceleration lane on Saint Michael Drive and maybe a second right-turn lane on North Cowhorn Creek Loop at Saint Michael Drive or a center-turn on North Cowhorn Creek Loop to enter into the access between Red Lobster and Steak and Shake. This type of infrastructure improvements caused by development should be borne by the development project generally.

Advisory Board/Committee Review:

Planning and Zoning Commission.

Board/Committee Recommendation:

The Planning and Zoning Commission unanimously recommended for approval of this request with the following stipulations:

1. Move the location of the proposed electronic messaging (CEVMS) monument sign (Exhibit "B") to the curve of the property on North Cowhorn Creek Loop Road. Monument sign not to exceed 60 square feet in size with no more than one-half being CEVMS.
2. Move 35' pylon pole sign (Exhibit "C") to the northwest corner of the property.

City of Texarkana, Texas

3. Remove curbside pick-up spaces and adjust the covered motorcycle parking along the drive-thru.

Advisory Board/Committee Meeting Date and Minutes:

December 1, 2014

Attachments

- a. Goals and Perspectives (DOCX)
- b. Ord. No. 2015-007 (DOCX)
- c. Exhibit "A" for Ord. 2015-007 (PDF)
- d. Exhibit "B" for Ord. 2015-007 (PDF)
- e. Exhibit "C" for Ord. 2015-007 (PDF)
- f. Maps for Ord. 2015-007 (PDF)
- g. Sample ATM awning for Ord. 2015-007 (PDF)
- h. Ord. 2015-007 signed (PDF)

Staff Coordination

Assistant City Manager	Shirley Jaster	Review	Completed
01/09/2015 8:52 AM			
Planning and Community Development	Shirley Jaster	Review	Skipped
01/09/2015 10:19 AM			
Finance Department	Charlie Bassett	Finance Review	Completed
10:25 AM			01/09/2015
Public Information Officer	Lisa Thompson	PIO Review	Completed
01/09/2015 10:35 AM			
City Manager	John Whitson	City Manager Review	Completed
10:48 AM			01/09/2015
City Council	Jennifer Evans	Meeting	Completed
6:00 PM			01/12/2015

Meeting History

City of Texarkana, Texas

Developing Perspectives and Goals Pending Approval by the City Council:

Perspectives	Goals
Serve the Community	☐ Promote an Environmentally Sensitive & Livable Community ☐ Provide a Safe Community ☐ Deliver Quality Services ☐ Foster a Healthy Community
Run the Operations	☐ Enhance Community Preparedness & Responsiveness ☐ Maximize Partnership Opportunities ☐ Provide Courteous & Responsive Customer Service ☒ Model a Positive City Image ☐ Deliver Efficient Services ☒ Cultivate Community Involvement & Access
Manage the Resources	☐ Maintain Fiscal Strength ☐ Maximize Utilization & Resources ☐ Invest in Infrastructure & Transportation
Develop Personnel	☐ Develop a Skilled & Diverse Workforce ☐ Create a Positive & Rewarding Work Culture

Perspectives and Goals Additional Comments:

None

Resource Impact:

NA

Select One By Clicking Here

Other Potential Impacts:

NA

Public Information Plan:

☒	Newspaper Notice (Required by Statute)	☒	Public Hearing (Required by Statute)
☐	Public Forum/Input Session	☐	Press Release
☐	E-News Distribution	☒	Website Notice
☐	Social Media (Twitter, Facebook, etc.)	☒	Special Mailing
☐	Flyers Posted	☐	Banners Posted
☐	Survey	☐	Automated Phone Call
☐	None Required	☒	Sign posted

Other:

Amendment to
PD-14-1(GR)

ORDINANCE NO. 2015-007

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AMENDING PD-14-1(GR) TO ALLOW REVISIONS TO THE EXISTING SITE PLAN FOR A RESTAURANT ON LOT 1, BLOCK 1, WALSH CARTER MASTER TRACT SECOND ADDITION, LOCATED AT 5002 NORTH COWHORN CREEK LOOP ROAD IN THE CITY OF TEXARKANA, BOWIE COUNTY, TEXAS, CONTAINING A REPEALER CLAUSE; CONTAINING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, an application has been filed requesting **revisions to the existing site plan (Exhibit “A”) for a Steak and Shake restaurant** on Lot 1, Block 1, Walsh Carter Master Tract Second Addition, located at 5002 North Cowhorn Creek Loop Road in the City of Texarkana, Bowie County, Texas; and

WHEREAS, the Planning and Zoning Commission of the City of Texarkana, Texas and the City Council of the City of Texarkana, Texas, in compliance with the laws of the State of Texas with reference to the granting of zoning classifications and changes, have given the requisite notices by publication and otherwise, and after holding hearings and affording a full and fair hearing to all property owners generally and to all persons interested and situated in the affected area and in the vicinity thereof; and

WHEREAS, after consideration of said application, the Planning and Zoning Commission of the City of Texarkana, Texas, voted **unanimously by a vote of five (5) to zero (0) to recommend approval of the petition for revisions to the existing site plan (Exhibit “A”)** with stipulations to the City Council of Texarkana, Texas; and

WHEREAS, after consideration of said application and the recommendation of the Planning and Zoning Commission, the City Council of the City of Texarkana, Texas, does hereby find that the approval of the revisions to the site plan with stipulations for the above described property is in the best interest of the public health, safety, morals and general welfare of the City;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS:

SECTION 1: That the site plan (Exhibit “A”) submitted to allow revisions to the existing site plan on Lot 1, Block 1, Walsh-Carter Master Tract Second Addition, located at 5002 North Cowhorn Creek Loop Road in the City of Texarkana, Texas, Bowie County, Texas, be and is hereby approved and hereby amends PD-14-1(GR).

Attachment: Ord. No. 2015-007 [Revision 1] (1239 : Ord. No. 2015-007 Amend. to PD-14-1 for revision to site plan for Steak n Shake.)

SECTION 2: The original stipulations will remain and the following stipulations are hereby imposed and made a part of this Ordinance.

1. Move the location of the proposed electronic messaging (CEVMS) monument sign (Exhibit “B”) to the curve of the property on North Cowhorn Creek Loop Road. Monument sign not to exceed 60 square feet in size with no more than one-half being CEVMS.
2. Move 35’ pylon pole sign (Exhibit “C”) to the northwest corner of the property.
3. Remove curbside pick-up spaces and adjust the covered motorcycle parking along the drive-thru.

SECTION 3: It is further provided that in case a section, clause, sentence or part of this Ordinance shall be deemed or adjudged by a court of competent jurisdiction to be invalid, then such invalidity shall not affect, impair, or invalidate the remainder of this Ordinance.

SECTION 4: All Ordinances or parts of Ordinances in conflict herewith are specifically repealed to the extent of such conflict.

SECTION 5: That this Ordinance shall be in full force and effect from and after its passage and approval.

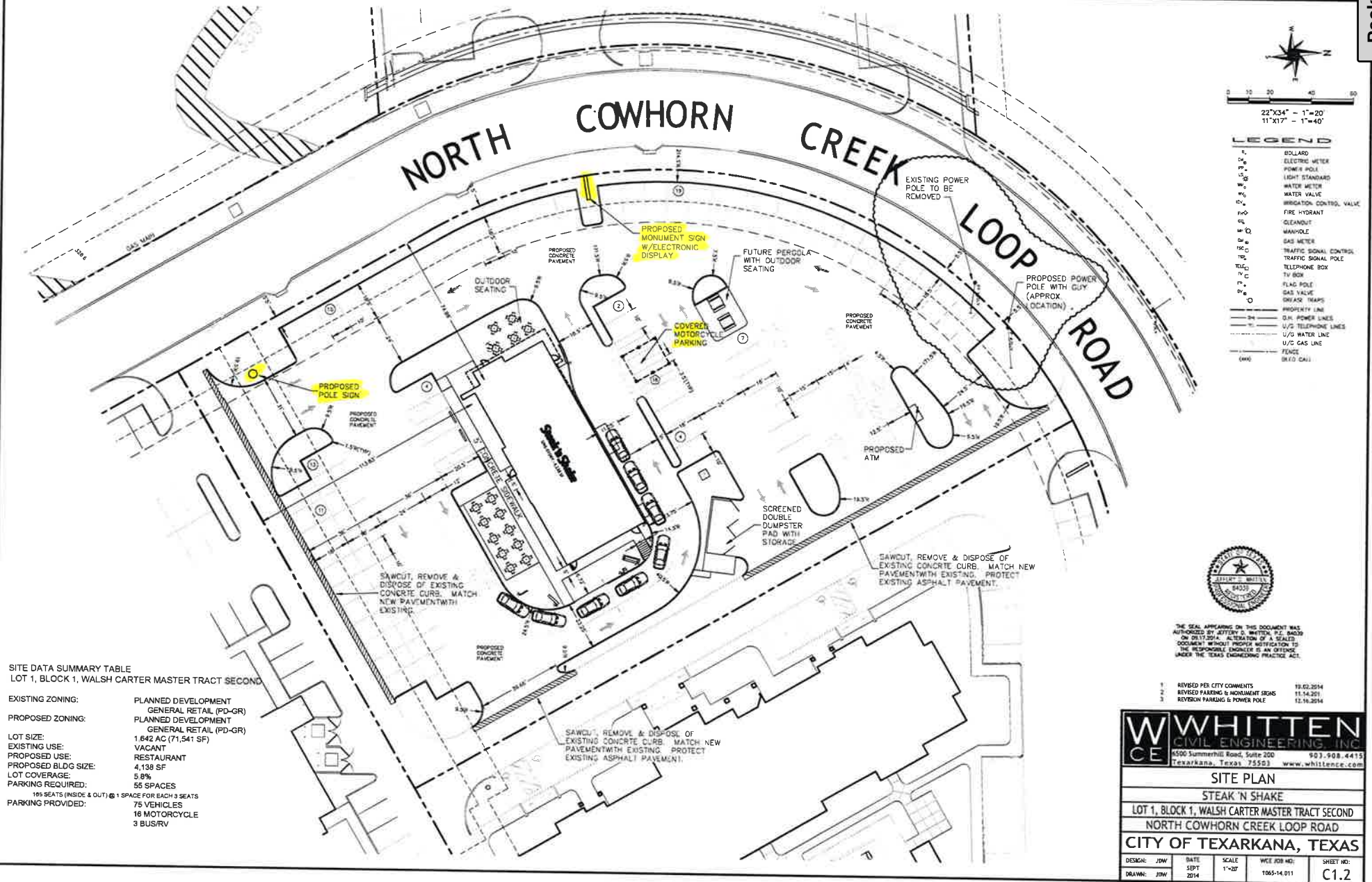
PASSED AND APPROVED in Regular Council Session on this the **23rd day of February, 2015.**

ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR

EXHIBIT "A"



SITE DATA SUMMARY TABLE
LOT 1, BLOCK 1, WALSH CARTER MASTER TRACT SECOND

EXISTING ZONING:	PLANNED DEVELOPMENT
PROPOSED ZONING:	GENERAL RETAIL (PD-GR)
LOT SIZE:	PLANNED DEVELOPMENT
EXISTING USE:	GENERAL RETAIL (PD-GR)
PROPOSED USE:	1.642 AC (71,541 SF)
PROPOSED BLDG SIZE:	VACANT
LOT COVERAGE:	RESTAURANT
PARKING REQUIRED:	4,138 SF
PARKING PROVIDED:	5.8%
	55 SPACES
	165 SEATS (INSIDE & OUT) @ 1 SPACE FOR EACH 3 SEATS
	75 VEHICLES
	16 MOTORCYCLE
	3 BUS/RV



EXHIBIT 'B'
SAMPLE OF MONUMENT SIGN



Sign not to exceed 60 square feet in size with no more than one-half being CEVMS (electronic)



Underwriters
Laboratories Inc.®
LISTED

THIS IS AN ORIGINAL UNPUBLISHED DRAWING
CREATED BY ENTERA BRANDING. IT IS SUBMITTED
FOR YOUR PERSONAL USE IN CONNECTION
WITH A PROJECT BEING PLANNED FOR YOU BY
ENTERA BRANDING. IT IS NOT TO BE SHOWN TO
ANYONE OUTSIDE YOUR ORGANIZATION, NOR
IS IT TO BE USED, REPRODUCED, COPIED, OR
EXHIBITED IN ANY FASHION.

CLIENT:	STEAK 'N' SHAKE	SCALE:	1/2" = 1'-0"
LOCATION:	TEXARKANA, TX	DATE:	10 - 24 - 14
DRAWN BY:	ANT	DWG. NO.:	TEXARKANA, TX

Attachment: Exhibit "B" for Ord. 2015-007 (1239 : Ord. No. 2015-007 Amend. to PD-14-1 for revision to site plan for Steak n Shake.)



200 SF PYLON @ 35' OAH

EXHIBIT "C"



steel tube painted silver
(final coat to be applied
after installation by
installer).
Paint provided by sign mfg.

Electrical service to sign by others -
120V 20 amp circuit with disconnect.

DOUBLE FACE INTERNALLY ILLUMINATED PYLON SIGN

Aluminum cabinet construction.
Panaflex sign faces for "Steak 'n Shake".
Cabinet filler painted red.
White faces with 3M red vinyl copy.
Cabinet wings painted Silver.
Logo can painted gloss black.
Logo face clear acrylic background
decorated with 3M black vinyl (2nd surface) -
copy 3M white vinyl.
1" trim cap.
Tagline can painted gloss black.
Tagline face clear acrylic.
Background decorated with 3M black
vinyl copy (2nd surface) -
copy 3M white vinyl.
Silhouette-Illuminated silver above
cabinets & below SNS cabinet.

LED Illumination - LED by
GE Lighting Solutions.

DOUBLE FACE INTERNALLY ILLUMINATED PYLON SIGN

Description	A	B	C	Actual	Boxed	Max
P200 Pylon Sign	8'-11 3/4"	21'-8 3/4"	1'-10 5/8"	163 sq.ft.	194.8 sq.ft.	12.55

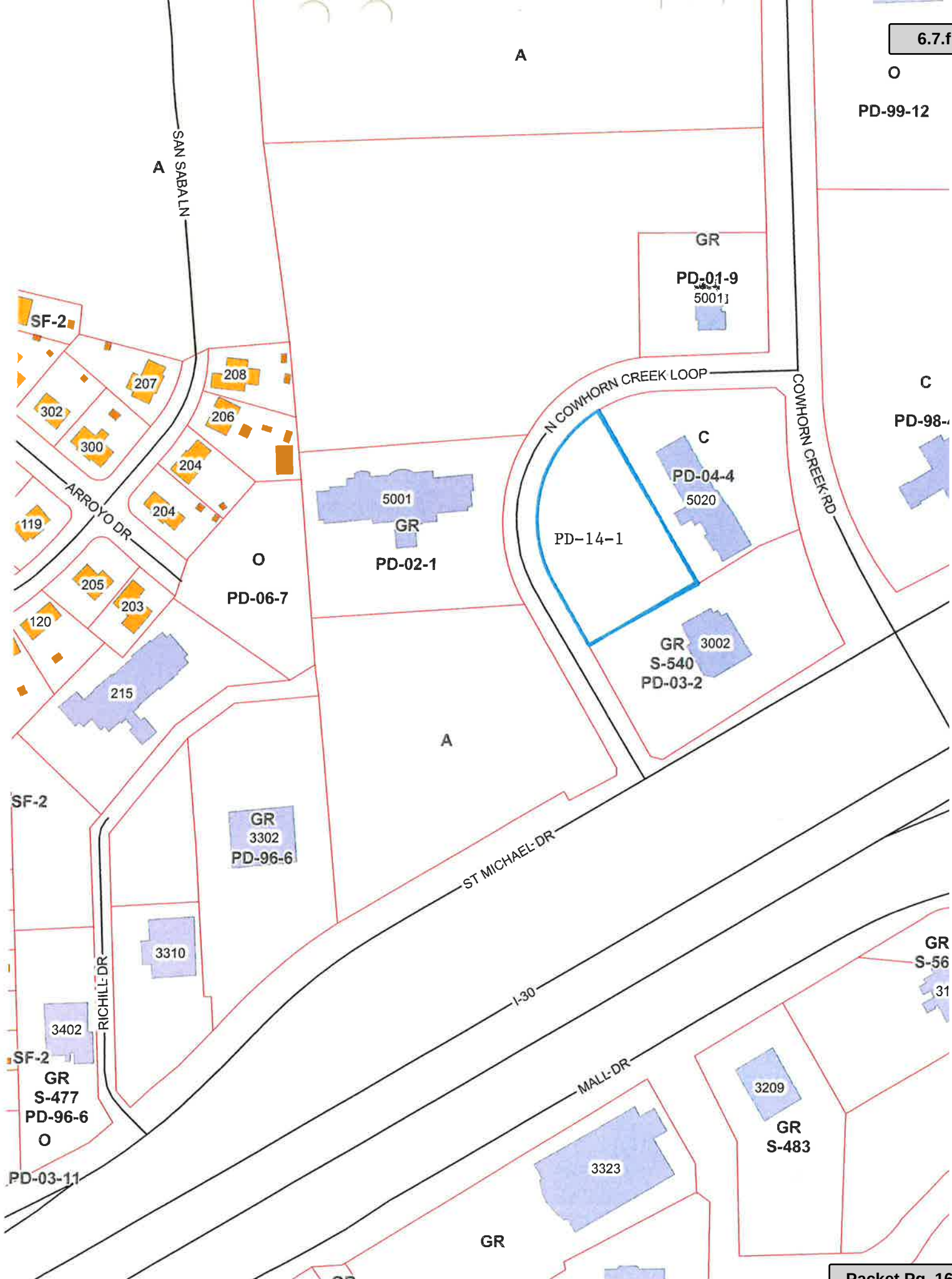
MAXIMUM SIGN HEIGHT OF 35 FEET



THIS IS AN ORIGINAL UNPUBLISHED DRAWING
CREATED BY ENTERA BRANDING. IT IS SUBMITTED
FOR YOUR PERSONAL USE IN CONNECTION
WITH A PROJECT BEING PLANNED FOR YOU BY
ENTERA BRANDING. IT IS NOT TO BE SHOWN TO
ANYONE OUTSIDE YOUR ORGANIZATION. NOR
IS IT TO BE USED, REPRODUCED, COPIED, OR
EXHIBITED IN ANY FASHION.

CLIENT:	STEAK 'N' SHAKE	SCALE:	NTS
LOCATION:	TEXARKANA, TX	DATE:	10 - 24 - 14
DRAWN BY:	ANT	DWG. NO.:	TEXARKANA, TX

O
PD-99-12



Attachment: Maps for Ord. 2015-007 (1239 : Ord. No. 2015-007 Amend. to PD-14-1 for revision to site plan for Steak n Shake.)





Amendment to
PD-14-1(GR)

ORDINANCE NO. 2015-007

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AMENDING PD-14-1(GR) TO ALLOW REVISIONS TO THE EXISTING SITE PLAN FOR A RESTAURANT ON LOT 1, BLOCK 1, WALSH CARTER MASTER TRACT SECOND ADDITION, LOCATED AT 5002 NORTH COWHORN CREEK LOOP ROAD IN THE CITY OF TEXARKANA, BOWIE COUNTY, TEXAS, CONTAINING A REPEALER CLAUSE; CONTAINING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, an application has been filed requesting **revisions to the existing site plan (Exhibit "A") for a Steak and Shake restaurant** on Lot 1, Block 1, Walsh Carter Master Tract Second Addition, located at 5002 North Cowhorn Creek Loop Road in the City of Texarkana, Bowie County, Texas; and

WHEREAS, the Planning and Zoning Commission of the City of Texarkana, Texas and the City Council of the City of Texarkana, Texas, in compliance with the laws of the State of Texas with reference to the granting of zoning classifications and changes, have given the requisite notices by publication and otherwise, and after holding hearings and affording a full and fair hearing to all property owners generally and to all persons interested and situated in the affected area and in the vicinity thereof; and

WHEREAS, after consideration of said application, the Planning and Zoning Commission of the City of Texarkana, Texas, voted **unanimously by a vote of five (5) to zero (0) to recommend approval of the petition for revisions to the existing site plan (Exhibit "A")** with stipulations to the City Council of Texarkana, Texas; and

WHEREAS, after consideration of said application and the recommendation of the Planning and Zoning Commission, the City Council of the City of Texarkana, Texas, does hereby find that the approval of the revisions to the site plan with stipulations for the above described property is in the best interest of the public health, safety, morals and general welfare of the City;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS:

SECTION 1: That the site plan (Exhibit "A") submitted to allow revisions to the existing site plan on Lot 1, Block 1, Walsh-Carter Master Tract Second Addition, located at 5002 North Cowhorn Creek Loop Road in the City of Texarkana, Texas, Bowie County, Texas, be and is hereby approved and hereby amends PD-14-1(GR).

Attachment: Ord. 2015-007 signed (1239 : Ord. No. 2015-007 Amend. to PD-14-1 for revision to site plan for Steak n Shake.)

SECTION 2: The original stipulations will remain and the following stipulations are hereby imposed and made a part of this Ordinance.

1. Move the location of the proposed electronic messaging (CEVMS) monument sign (Exhibit "B") to the curve of the property on North Cowhorn Creek Loop Road. Monument sign not to exceed 60 square feet in size with no more than one-half being CEVMS.
2. Move 35' pylon pole sign (Exhibit "C") to the northwest corner of the property.
3. Remove curbside pick-up spaces and adjust the covered motorcycle parking along the drive-thru.

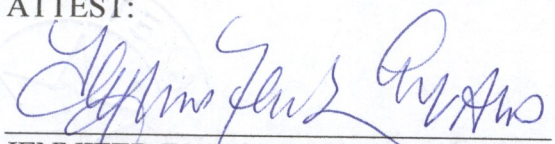
SECTION 3: It is further provided that in case a section, clause, sentence or part of this Ordinance shall be deemed or adjudged by a court of competent jurisdiction to be invalid, then such invalidity shall not affect, impair, or invalidate the remainder of this Ordinance.

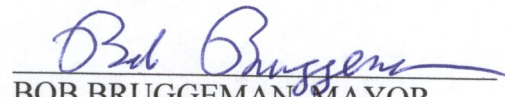
SECTION 4: All Ordinances or parts of Ordinances in conflict herewith are specifically repealed to the extent of such conflict.

SECTION 5: That this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED AND APPROVED in Regular Council Session on this the **26th day of January, 2015.**

ATTEST:


JENNIFER EVANS, CITY SECRETARY


BOB BRUGGEMAN, MAYOR

8:49 p.m.

Attachment: Ord. 2015-007 signed (1239 : Ord. No. 2015-007 Amend. to PD-14-1 for revision to site plan for Steak n Shake.)

City of Texarkana, Texas

Version: D

Update Date: 1/7/2015 2:30 PM

Briefing Sheet

Lead Department: Assistant City Manager **Action Officer:** Debbie Burk,
Ordinance No. 2015-008 rezoning a 3.75 acre tract of land (Tract 51) in the J.A.
Talbot HRS, A-564, located at 5808 Richmond Road. Single Family-1 to
Planned Development-Office. Dr. Randy Johns, applicant. David Williams,
Subject: MTG Engineering, agent.

Briefing: 1/26/2015 **Public** **Second** February 9, **Council**
Hearing: 1/26/2015 **Briefing:** 2015 **Vote:** 2/23/2015

Item Schedule

Schedule 1: Brief twice - vote once (six weeks)

Updates/History of Briefing:

Executive Summary and Background Information:

This is a request by Dr. Randy Johns, owner, and David Williams, MTG Engineering, agent, to rezone a 3.75 acre tract of land (Tract 51) of the J.A. Talbot HRS, A-564, located at 5808 Richmond Road from Single Family-1 to Office. A single family residence is currently located on the front portion of the property. The proposed use is an assisted living facility.

The adjacent zoning is Single Family-1 to the north, south, east and west. The adjacent land use is residences to the north and west, a church, cemetery and vacant land to the east and a residence and church to the south.

The Comprehensive Plan has designated this as a Mixed Use Area.

This area has seen continued expansion of retail and mixed uses north of Moores Lane. The completed 5 lane widening of Richmond Road to University Avenue has increased the potential for additional business uses along this stretch of roadway. The Comprehensive Plan has designated much of Richmond Road with Mixed Use designation due to the transition of the area.

This is a large tract of land with potential for uses not on application. Several properties in this area of Richmond Road have been rezoned with the Planned Development (PD) designation. If a PD is placed on the property, the following items can be regulated:

- Site plan review by the Planning and Zoning Commission and City Council.
- Certain uses could be prohibited that are currently allowed in the Office zoning district.
- Any signage for the assisted living facility.

City of Texarkana, Texas

The applicant should be aware that a 7' screening device would be required along the north, east and west property lines.

All notification and application requirements have been met to consider this request.

Potential Options:

None

Fiscal Implications:

None

Staff Recommendation:

Staff recommends for approval to Planned Development-Office with the following stipulation:

- The following uses are prohibited: any non-single family residential uses, hotel/motel, sorority or fraternity house, hospital, medical office with more than two doctors, emergency medical care clinic.

Advisory Board/Committee Review:

Planning and Zoning Commission.

Board/Committee Recommendation:

The applicant agreed to amend the application to include the Planned Development designation. The Planning and Zoning Commission unanimously recommended for approval to PD-Office with the following stipulations:

- The following uses are prohibited: any non-single family residential uses, hotel/motel, sorority or fraternity house, hospital, medical office with more than two doctors, and emergency medical care clinic.

Advisory Board/Committee Meeting Date and Minutes:

December 1, 2014

Attachments

- a. Goals and Perspectives (DOCX)
- b. Ord. No. 2015-008 (DOCX)
- c. Exhibit "A" for Ord. No. 2015-008 (PDF)
- d. Maps for Ord. 2015-008 (PDF)
- e. Ord. 2015-008 signed (PDF)

City of Texarkana, Texas

Staff Coordination

Assistant City Manager	Shirley Jaster	Review	Completed
01/07/2015 1:56 PM			
Public Information Officer	Lisa Thompson	PIO Review	Completed
01/07/2015 2:14 PM			
City Manager	John Whitson	City Manager Review	Completed
2:33 PM			01/07/2015
City Council	Jennifer Evans	Meeting	Completed
6:00 PM			01/12/2015

Meeting History

City of Texarkana, Texas

Developing Perspectives and Goals Pending Approval by the City Council:

Perspectives	Goals
Serve the Community	☐ Promote an Environmentally Sensitive & Livable Community ☐ Provide a Safe Community ☐ Deliver Quality Services ☐ Foster a Healthy Community
Run the Operations	☐ Enhance Community Preparedness & Responsiveness ☐ Maximize Partnership Opportunities ☒ Provide Courteous & Responsive Customer Service ☐ Model a Positive City Image ☐ Deliver Efficient Services ☒ Cultivate Community Involvement & Access
Manage the Resources	☐ Maintain Fiscal Strength ☐ Maximize Utilization & Resources ☐ Invest in Infrastructure & Transportation
Develop Personnel	☐ Develop a Skilled & Diverse Workforce ☐ Create a Positive & Rewarding Work Culture

Perspectives and Goals Additional Comments:

None

Resource Impact:

NA

Select One By Clicking Here

Other Potential Impacts:

NA

Public Information Plan:

☒	Newspaper Notice (Required by Statute)	☒	Public Hearing (Required by Statute)
☐	Public Forum/Input Session	☐	Press Release
☐	E-News Distribution	☒	Website Notice
☐	Social Media (Twitter, Facebook, etc.)	☒	Special Mailing
☐	Flyers Posted	☐	Banners Posted
☐	Survey	☐	Automated Phone Call
☐	None Required	☒	Sign posted

Other:

Z-14-11

ORDINANCE NO. 2015-008

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AMENDING THE ZONING ORDINANCE OF THE CITY OF TEXARKANA, TEXAS, BY REZONING A CERTAIN 3.75 ACRE TRACT OF LAND (TRACT 51) LOCATED IN THE J.A. TALBOT HRS, A-564, LOCATED AT 5808 RICHMOND ROAD IN THE CITY OF TEXARKANA, BOWIE COUNTY, TEXAS FROM SINGLE FAMILY-1 TO PLANNED DEVELOPMENT-OFFICE; CONTAINING A REPEALER CLAUSE; CONTAINING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, an application has been filed requesting an amendment to the Zoning Ordinance of the City of Texarkana, Texas, to rezone a certain 3.75 acre tract of land (Tract 51) located in the J.A. Talbot HRS, A-564 (Exhibit "A"), located at 5808 Richmond Road in the City of Texarkana, Bowie County, Texas, from **Single Family-1 to Planned Development-Office**; and

WHEREAS, the Planning and Zoning Commission of the City of Texarkana, Texas and the City Council of the City of Texarkana, Texas, in compliance with the laws of the State of Texas with reference to the granting of zoning classifications and changes, have given the requisite notices by publication and otherwise, and after holding hearings and affording a full and fair hearing to all property owners generally and to all persons interested and situated in the affected area and in the vicinity thereof; and

WHEREAS, after consideration of said application, the Planning and Zoning Commission of the City of Texarkana, Texas **voted five (5) to zero (0) to recommend the application for rezoning from Single Family-1 to Planned Development-Office** to the City Council of Texarkana, Texas; and

WHEREAS, after consideration of said application and the recommendation of the Planning and Zoning Commission, the City Council of the City of Texarkana, Texas, does hereby find that rezoning the property from **Single Family-1 to Planned Development-Office** is in the best interest of the public health, safety, morals and general welfare of the City;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS:

SECTION 1: That the Zoning Ordinance of the City of Texarkana, Texas, Ordinance No. 127-70, passed and approved on September 14, 1970, be and is hereby further amended to rezone a certain 3.75 acre tract of land (Tract 51) located in the J.A. Talbot HRS, A-421 (Exhibit "A"), located at 5808 Richmond Road in the City of Texarkana, Bowie County, Texas, from **Single Family-1 to Planned Development-Office**.

Attachment: Ord. No. 2015-008 [Revision 1] (1240 : Ord. No. 2015-008 Z-14-11- 5808 Richmond. SF-1 to PD-Office.)

SECTION 2: That the following stipulation is hereby imposed and made a part of this Ordinance:

1. The following uses are prohibited: any non-single family residential uses, hotel/motel, sorority or fraternity house, hospital, medical office with more than two doctors, and emergency medical care clinic.

SECTION 3: It is further provided that in case a section, clause, sentence or part of this Ordinance shall be deemed or adjudged by a court of competent jurisdiction to be invalid, then such invalidity shall not affect, impair, or invalidate the remainder of this Ordinance.

SECTION 4: All Ordinances or parts of Ordinances in conflict herewith are specifically repealed to the extent of such conflict.

SECTION 5: That this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED AND APPROVED in Regular Council Session on this the **23rd day of February, 2015.**

ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR

EXHIBIT "A"

Property: All that certain real property located in Bowie County, Texas, more specifically described as:

All that certain tract or parcel of land being a part of the JOHN A. TALBOT HEADRIGHT SURVEY, Abstract No. 564, Bowie County, Texas, and the herein described tract being a part of a certain 10 acre tract conveyed from A. J. Hetchell and wife, to R. L. McGraw by Deed dated October 13, 1915, and recorded in Volume 164, Page 457 of the Deed Records of Bowie County, Texas, and the herein described tract being a part of that certain called 4.94 acre tract conveyed from R. L. McGraw and wife, Myrtle McGraw to Jim Lusk and wife, Lora Lusk by Deed dated February 13, 1950, and recorded in Volume 263, Page 312 of the Deed Records of Bowie County, Texas, and the subject tract being more particularly described by metes and bounds as follows:

BEGINNING at a 1 inch pipe found for corner in an existing fence corner at the Northwest corner of said Lusk tract;

THENCE N 87°16'00" E 252.96 feet primarily with an existing fence line, being the North line of said Lusk tract and the South line of a certain tract conveyed to Dennis R. Burnham by Deed dated November 15, 1976, and recorded in Volume 607, Page 839 of the Deed Records of Bowie County, Texas, to a 1/2 inch reinforcing steel rod found for corner;

THENCE S 06°39'02" W 566.87 feet primarily with an existing fence line, being the West line of a certain tract conveyed to Northwood Presbyterian Church by Deed dated July 14, 1976, and recorded in Volume 602, Page 412 of the Deed Records of Bowie County, Texas, to a 1/2 inch reinforcing steel rod found for corner at the North right-of-way line of F. M. Road No. 559 (Richmond Road);

THENCE N 64°05'16" W 314.54 feet along the North right-of-way line of F. M. Road No. 559 and being the South line of said Lusk tract to a 1/2 inch reinforcing steel rod found for corner in an existing fence corner at the Southwest corner of said Lusk tract;

THENCE N 11°43'56" E 523.85 feet along an existing fence line, being the West line of said Lusk tract and the East line of a certain tract conveyed to S. E. and Ida Dyer by Deed dated November 17, 1961, and recorded in Volume 403, Page 579 of the Deed Records of Bowie County, Texas, to the POINT OF BEGINNING and containing 3.752 acres of land, more or less.

Reservations from Conveyance: None

Exceptions to Conveyance and Warranty: Liens described as part of the Consideration and any other liens described in this deed as being either assumed or subject to which title is taken, validly existing easements, rights-of-way, and prescriptive rights, whether of record or not; all presently recorded and validly existing restrictions, reservations, covenants, conditions, oil and gas leases, mineral interests, and water interests outstanding in persons other than Grantor, and other instruments, other than conveyances of the surface fee estate, that affect the Property; validly existing rights of adjoining owners in any walls and fences situated on a common boundary; any discrepancies, conflicts, or shortages in area or boundary lines; any encroachments or overlapping of improvements; all rights, obligations, and other matters arising from and existing by reason of all zoning laws regulations and ordinances of municipal and/or other governmental authorities, if any; and taxes for 2004, which Grantee assumes and agrees to pay. A fence that lies both inside and outside of the property line as shown on a survey dated November 15, 2004, by Wallace D. Roy, registered professional land surveyor, Texas, no. 2107.

Grantor, for the Consideration and subject to the Reservations from Conveyance and the Exceptions to Conveyance and Warranty, grants, sells, and conveys to Grantee the Property, together with all and singular the rights and appurtenances thereto in any way belonging, to have and to hold it to Grantee and Grantee's heirs, successors, and assigns forever. Grantor binds Grantor and Grantor's heirs and successors to warrant and forever defend all and singular the Property to Grantee and Grantee's heirs, successors, and assigns against every person whomsoever lawfully claiming or to claim the same or any part thereof.

*Save + except any ROW for
Richmond Road.*

Attachment: Exhibit "A" for Ord. No. 2015-008 (1240 : Ord. No. 2015-008 Z-14-11- 5808 Richmond. SF-1 to PD-Office.)

Z-14-11

ORDINANCE NO. 2015-008

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AMENDING THE ZONING ORDINANCE OF THE CITY OF TEXARKANA, TEXAS, BY REZONING A CERTAIN 3.75 ACRE TRACT OF LAND (TRACT 51) LOCATED IN THE J.A. TALBOT HRS, A-564, LOCATED AT 5808 RICHMOND ROAD IN THE CITY OF TEXARKANA, BOWIE COUNTY, TEXAS FROM SINGLE FAMILY-1 TO PLANNED DEVELOPMENT-OFFICE; CONTAINING A REPEALER CLAUSE; CONTAINING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, an application has been filed requesting an amendment to the Zoning Ordinance of the City of Texarkana, Texas, to rezone a certain 3.75 acre tract of land (Tract 51) located in the J.A. Talbot HRS, A-564 (Exhibit "A"), located at 5808 Richmond Road in the City of Texarkana, Bowie County, Texas, from **Single Family-1 to Planned Development-Office**; and

WHEREAS, the Planning and Zoning Commission of the City of Texarkana, Texas and the City Council of the City of Texarkana, Texas, in compliance with the laws of the State of Texas with reference to the granting of zoning classifications and changes, have given the requisite notices by publication and otherwise, and after holding hearings and affording a full and fair hearing to all property owners generally and to all persons interested and situated in the affected area and in the vicinity thereof; and

WHEREAS, after consideration of said application, the Planning and Zoning Commission of the City of Texarkana, Texas **voted five (5) to zero (0) to recommend the application for rezoning from Single Family-1 to Planned Development-Office** to the City Council of Texarkana, Texas; and

WHEREAS, after consideration of said application and the recommendation of the Planning and Zoning Commission, the City Council of the City of Texarkana, Texas, does hereby find that rezoning the property from **Single Family-1 to Planned Development-Office** is in the best interest of the public health, safety, morals and general welfare of the City;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS:

SECTION 1: That the Zoning Ordinance of the City of Texarkana, Texas, Ordinance No. 127-70, passed and approved on September 14, 1970, be and is hereby further amended to rezone a certain 3.75 acre tract of land (Tract 51) located in the J.A. Talbot HRS, A-421 (Exhibit "A"), located at 5808 Richmond Road in the City of Texarkana, Bowie County, Texas, from **Single Family-1 to Planned Development-Office**.

Attachment: Ord. 2015-008 signed (1240 : Ord. No. 2015-008 Z-14-11- 5808 Richmond. SF-1 to PD-Office.)

SECTION 2: That the following stipulation is hereby imposed and made a part of this Ordinance:

1. The following uses are prohibited: any non-single family residential uses, hotel/motel, sorority or fraternity house, hospital, medical office with more than two doctors, and emergency medical care clinic.

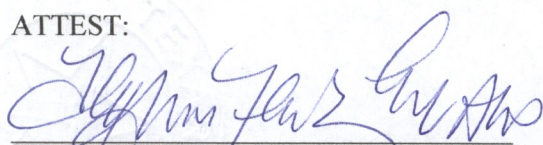
SECTION 3: It is further provided that in case a section, clause, sentence or part of this Ordinance shall be deemed or adjudged by a court of competent jurisdiction to be invalid, then such invalidity shall not affect, impair, or invalidate the remainder of this Ordinance.

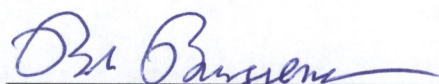
SECTION 4: All Ordinances or parts of Ordinances in conflict herewith are specifically repealed to the extent of such conflict.

SECTION 5: That this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED AND APPROVED in Regular Council Session on this the **26th day of January, 2015.**

ATTEST:


JENNIFER EVANS, CITY SECRETARY


BOB BRUGGEMAN, MAYOR

8:51 p.m.

Attachment: Ord. 2015-008 signed (1240 : Ord. No. 2015-008 Z-14-11- 5808 Richmond. SF-1 to PD-Office.)

Briefing Sheet

Version:
Update Date: 1/6/2015 12:48 PM

Lead Department: City Manager

Action Officer: Pam Burns, Municipal Clerk

Subject: Water Tower Discussion

Attachments

- a. Water Tower Poll Results for Texarkana (PDF)
- b. Water Tower Logo Options NOV 2014 (PDF)

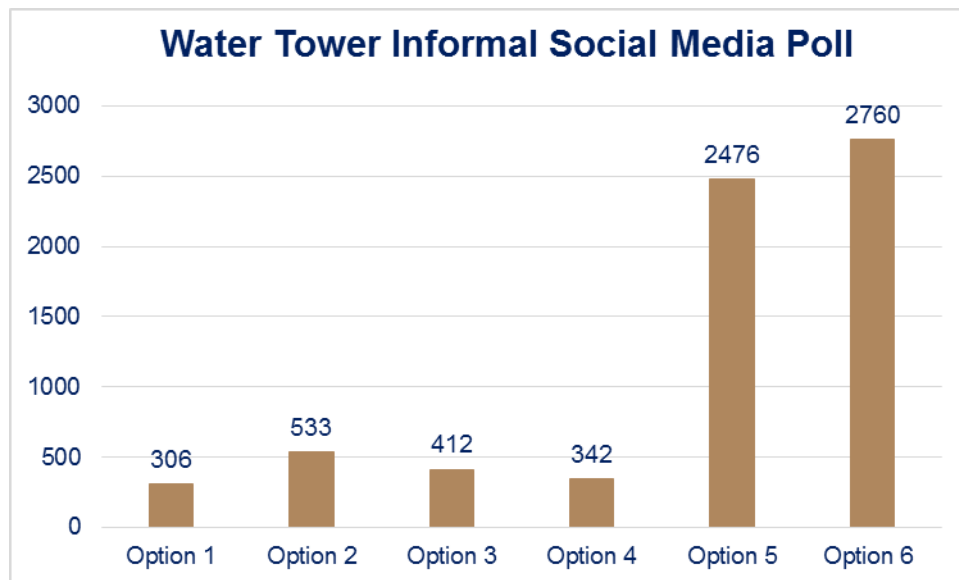


CITY OF TEXARKANA TEXAS

Water Tower Poll for Texarkana, Texas City Council

On Tuesday, November 25, 2014 an informal poll was launched on the city's social media sites to gather public opinion related to the repainting of the I-30 water tower near Spring Lake Park. The poll, while not scientific in nature, gave participants a choice between the six most prevalent options that council has discussed. Media outlets, individuals, and civic groups "shared" the poll on their pages, and in total over 6,800 votes were cast.

Here are the results:



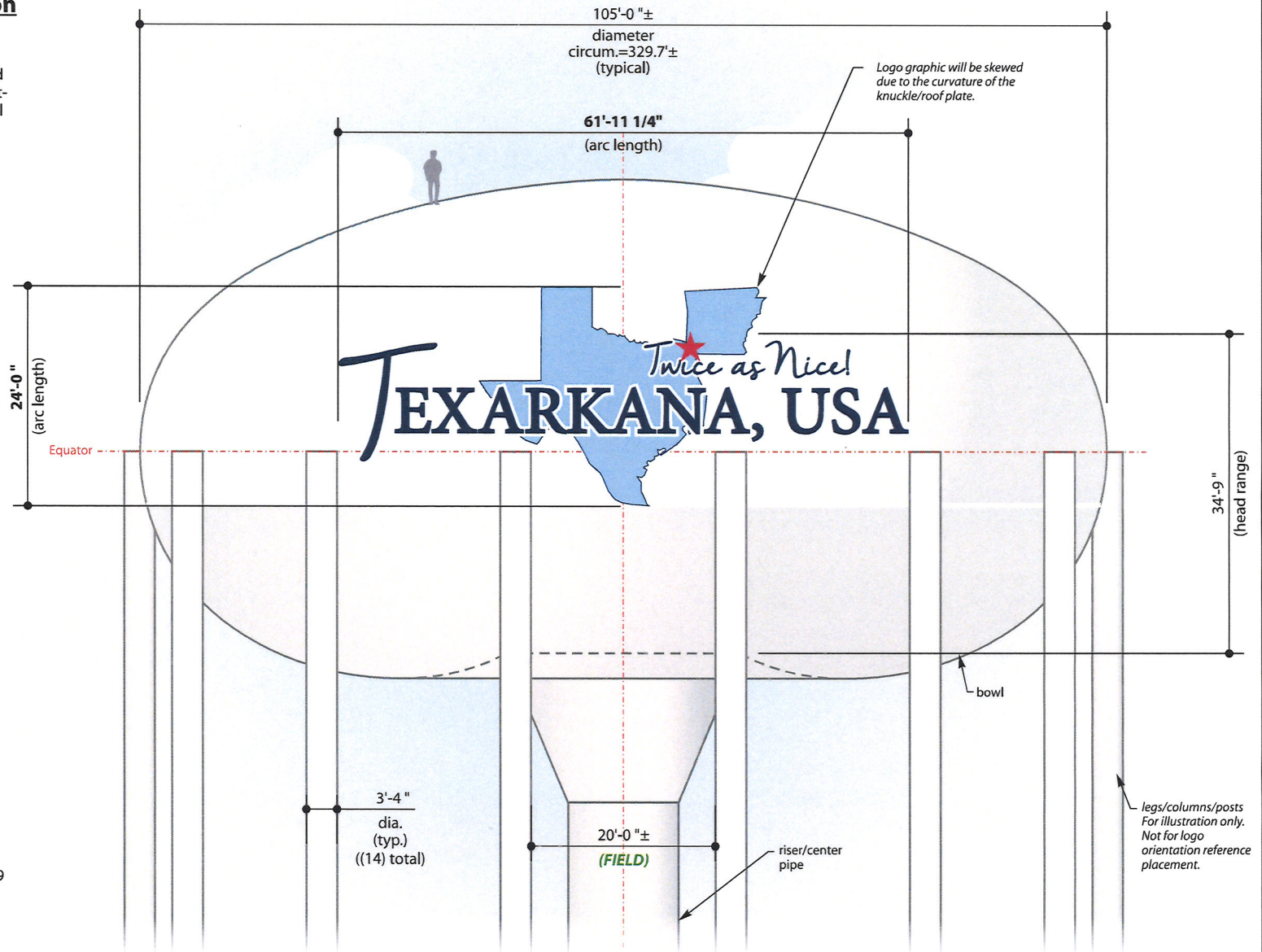
Tank Reservoir Elevation

Planar measurements of graphics.

Tank measurements shown are based on a typical 2M gallon tank and client-provided information. 1971 Universal Tank. 111' HWL.

Owner / Contractor should verify all measurements prior to final approvals and production.

Quantity: (2) sides.
Exact orientation to be determined / verified in the field by owner.



Tim Donovan | Owner
8327 Sawyer Brown Rd.
Nashville, TN 37221
615.473.0272 tel
888.492.1831 fax
Tim@TankLOGOS.com

Client: USCI
Design: Texarkana TX Fair Oaks Dr 2MG EWT DO
Revision Date:
First Print Date: 11-10-14
Scale: 1/16"=1'-0" ±

Please sign copy(s) of this drawing and accompanying estimate if approved and return or fax to begin work.

Signature _____
APPROVED ☐ DATE _____
APPROVED AS NOTED ☐ DATE _____
REVISE + RESUBMIT ☐ DATE _____

Colors shown are close approximations due to uncontrollable variations in output devices, lighting conditions and media viewed on. Refer to color call-outs when specified. All renderings shown are approximate and are provided as a visualization aid. This design is copyright of TankLOGOS.com. Any unauthorized use of this drawing without exclusive permission from TankLOGOS.com is prohibited.

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10.b



Direct Front



Tim Donovan | Owner
 8327 Sawyer Brown Rd.
 Nashville, TN 37221
 615.473.0272 tel
 888.492.1831 fax
 Tim@TankLOGOS.com

Client: USCI
Design: Texarkana TX Fair Oaks Dr 2MG EWT D0
Revision Date:
First Print Date: 11-10-14
Scale: nts

Please sign copy(s) of this drawing and accompanying estimate if approved and return or fax to begin work.

Signature _____

APPROVED ☐ **DATE** _____
APPROVED AS NOTED ☐ **DATE** _____
REVISE + RESUBMIT ☐ **DATE** _____

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10.b



600'± away



600'± away



Tim Donovan | Owner
 8327 Sawyer Brown Rd.
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 888.492.1831 fax
 Tim@TankLOGOS.com

Client: USCI
Design: Texarkana TX Fair Oaks Dr 2MG EWT DO
Revision Date:
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APPROVED AS NOTED ☐ **DATE** _____
REVISE + RESUBMIT ☐ **DATE** _____

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4

10.b



600'± away



Tim Donovan | Owner
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 888.492.1831 fax
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Client: USCI
Design: Texarkana TX Fair Oaks Dr 2MG EWT D0
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APPROVED AS NOTED ☐ **DATE** _____
REVISE + RESUBMIT ☐ **DATE** _____

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4

10.b

Tank Reservoir Elevation

Planar measurements of graphics.

Tank measurements shown are based on a typical 2M gallon tank and client-provided information. 1971 Universal Tank. 111' HWL.

Owner / Contractor should verify all measurements prior to final approvals and production.

Quantity: (2) sides.

Exact orientation to be determined / verified in the field by owner.

VERIFY COLORS

Note: Due to paint color matching limitations, similar colors may be combined.

U of A Logo

Unknown.
Client must provide color match.

Texarkana College Logo

match
Pantone 430c

match
Pantone 2965c

Texas A&M Univ. Texarkana Logo

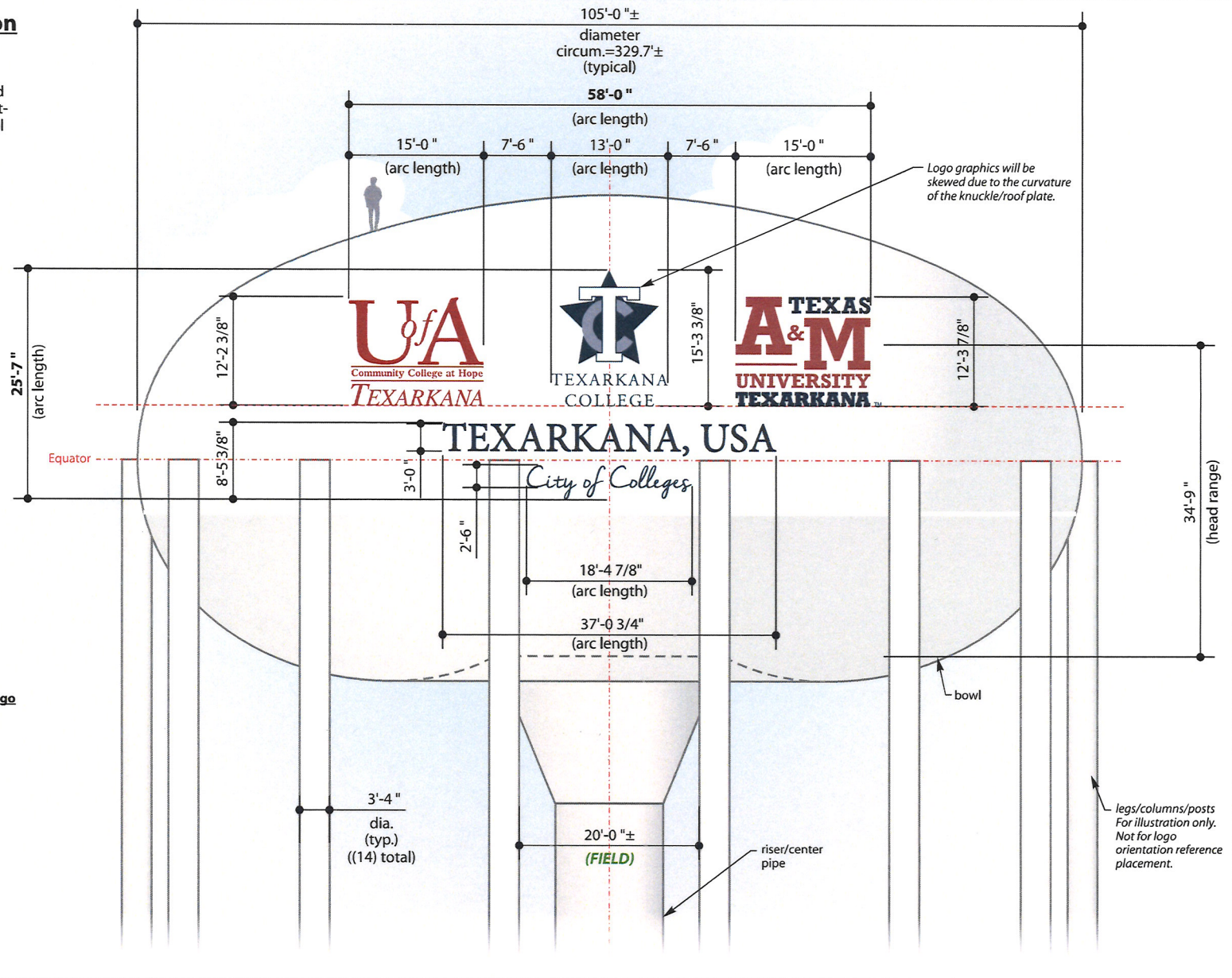
match
Pantone 195c

match
Pantone 282c

Texarkana, USA City of Colleges

Either of the DARK BLUE
color matches.

Sherwin Williams
Pillar White SW4029



Tim Donovan | Owner
8327 Sawyer Brown Rd.
Nashville, TN 37221
615.473.0272 tel
888.492.1831 fax
Tim@TankLOGOS.com

Client: USCI
Design: Texarkana TX Fair Oaks Dr 2MG EWT E0
Revision Date:
First Print Date: 11-10-14
Scale: 1/16" = 1'-0" ±

Please sign copy(s) of this drawing and accompanying estimate if approved and return or fax to begin work.

Signature _____
APPROVED ☐ DATE _____
APPROVED AS NOTED ☐ DATE _____
REVISE + RESUBMIT ☐ DATE _____

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OF
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10.b



Direct Front



Tim Donovan | Owner
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 888.492.1831 fax
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Client: USCI
Design: Texarkana TX Fair Oaks Dr 2MG EWT E0
Revision Date:
First Print Date: 11-10-14
Scale: nts

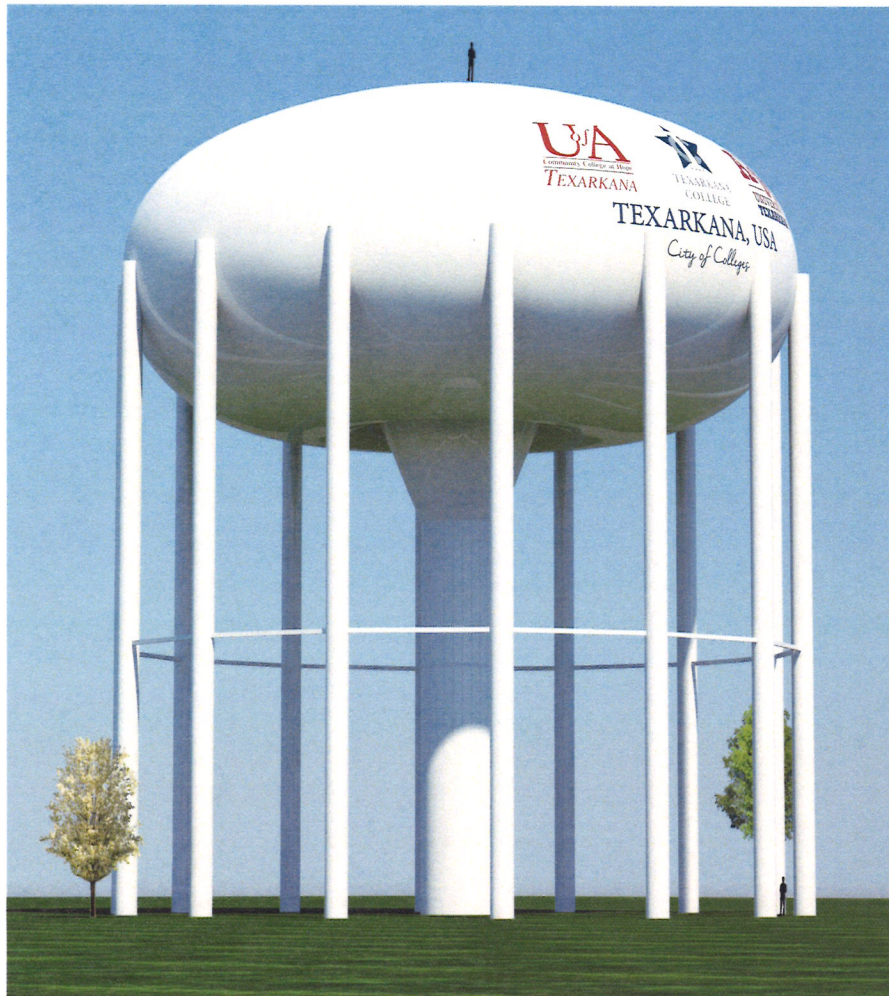
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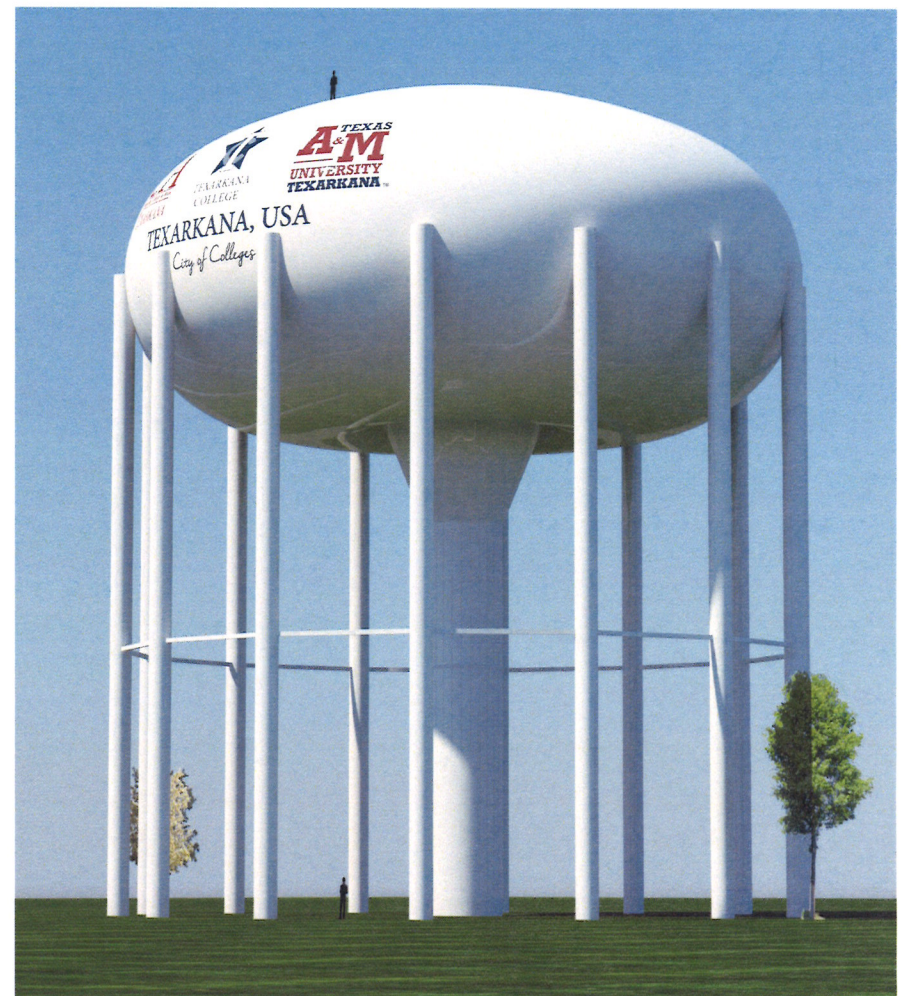
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600'± away



600'± away



Tim Donovan | Owner
 8327 Sawyer Brown Rd.
 Nashville, TN 37221
 615.473.0272 tel
 888.492.1831 fax
 Tim@TankLOGOS.com

Client: USCI
Design: Texarkana TX Fair Oaks Dr 2MG EWT E0
Revision Date:
First Print Date: 11-10-14
Scale: nts

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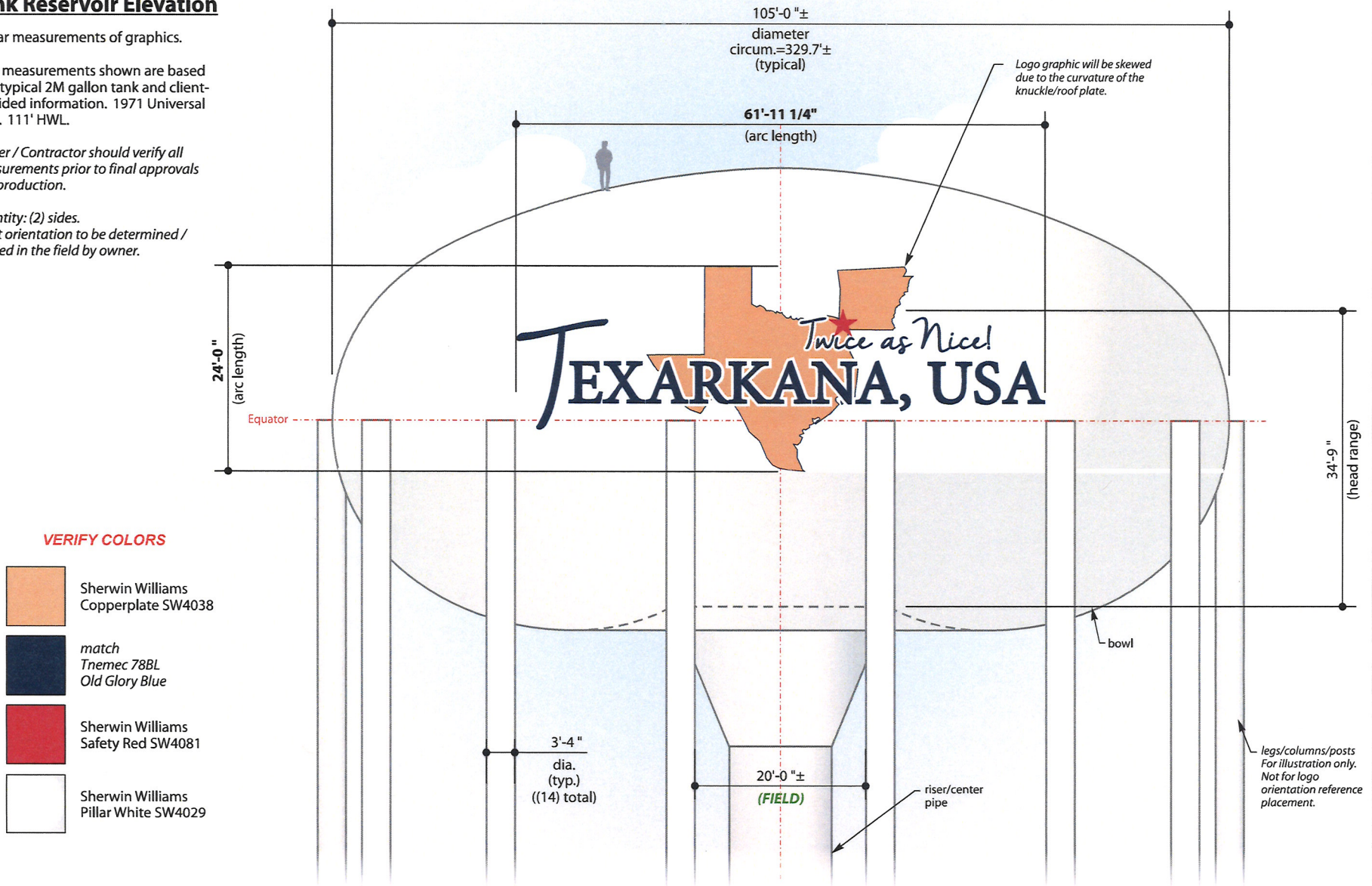
Tank Reservoir Elevation

Planar measurements of graphics.

Tank measurements shown are based on a typical 2M gallon tank and client-provided information. 1971 Universal Tank. 111' HWL.

Owner / Contractor should verify all measurements prior to final approvals and production.

Quantity: (2) sides.
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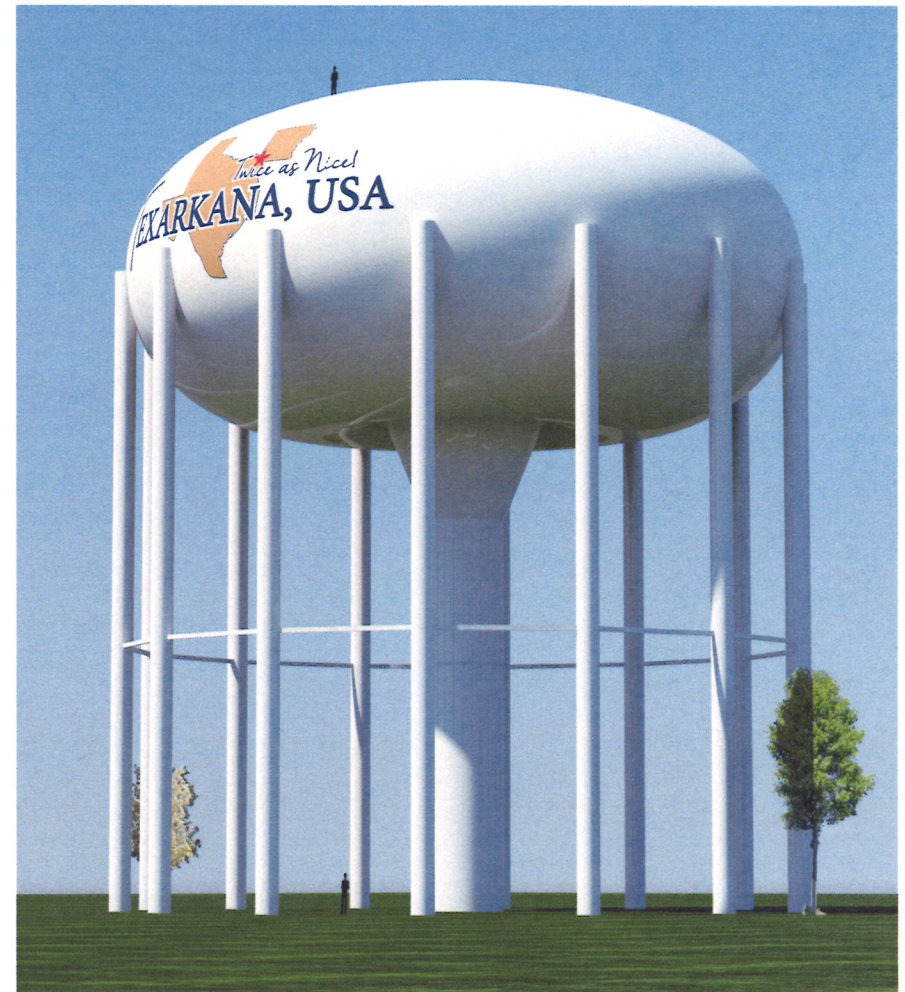
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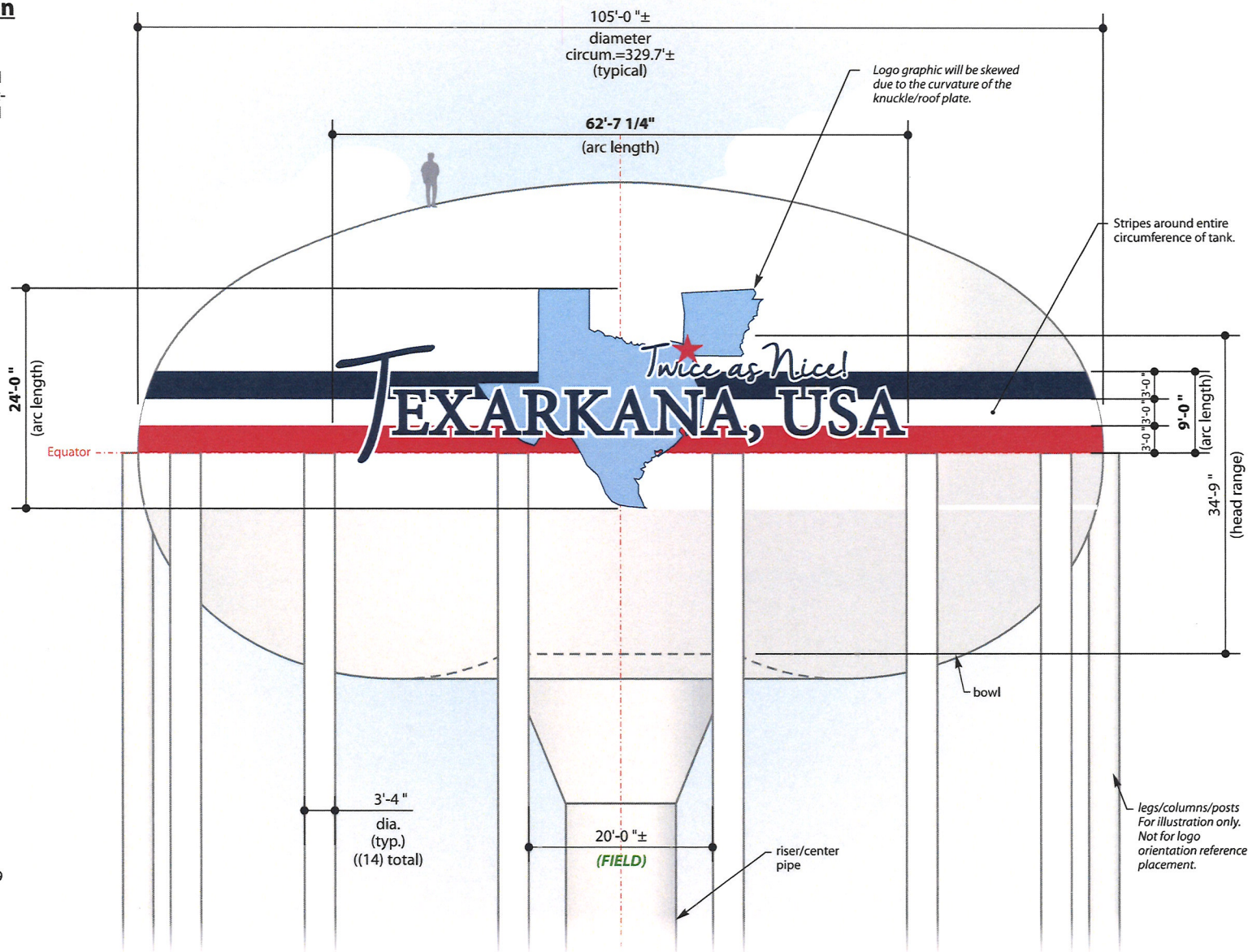
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VERIFY COLORS

	Sherwin Williams Spillway SW4062
	match Tnemec 78BL Old Glory Blue
	Sherwin Williams Safety Red SW4081
	Sherwin Williams Pillar White SW4029



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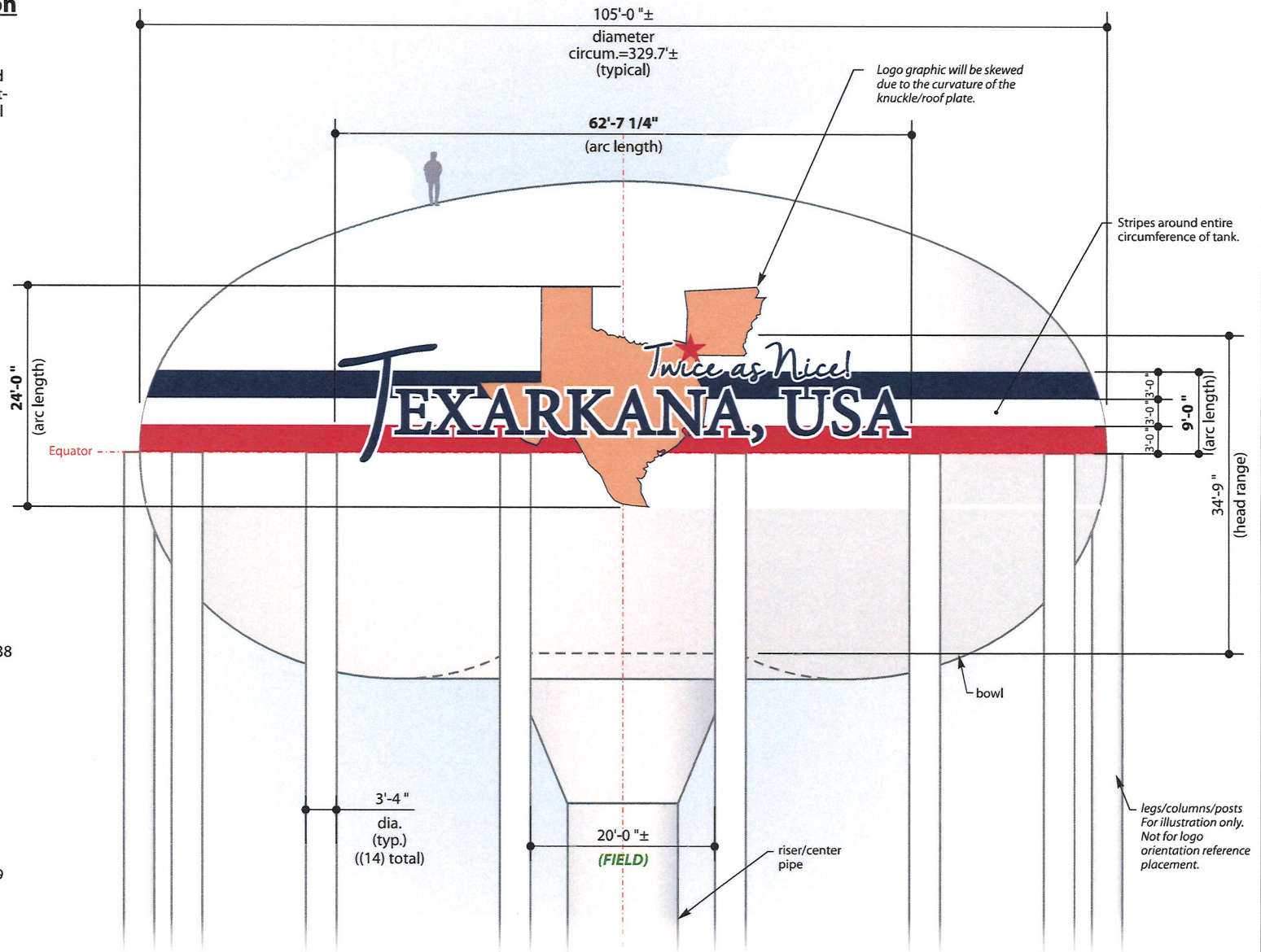
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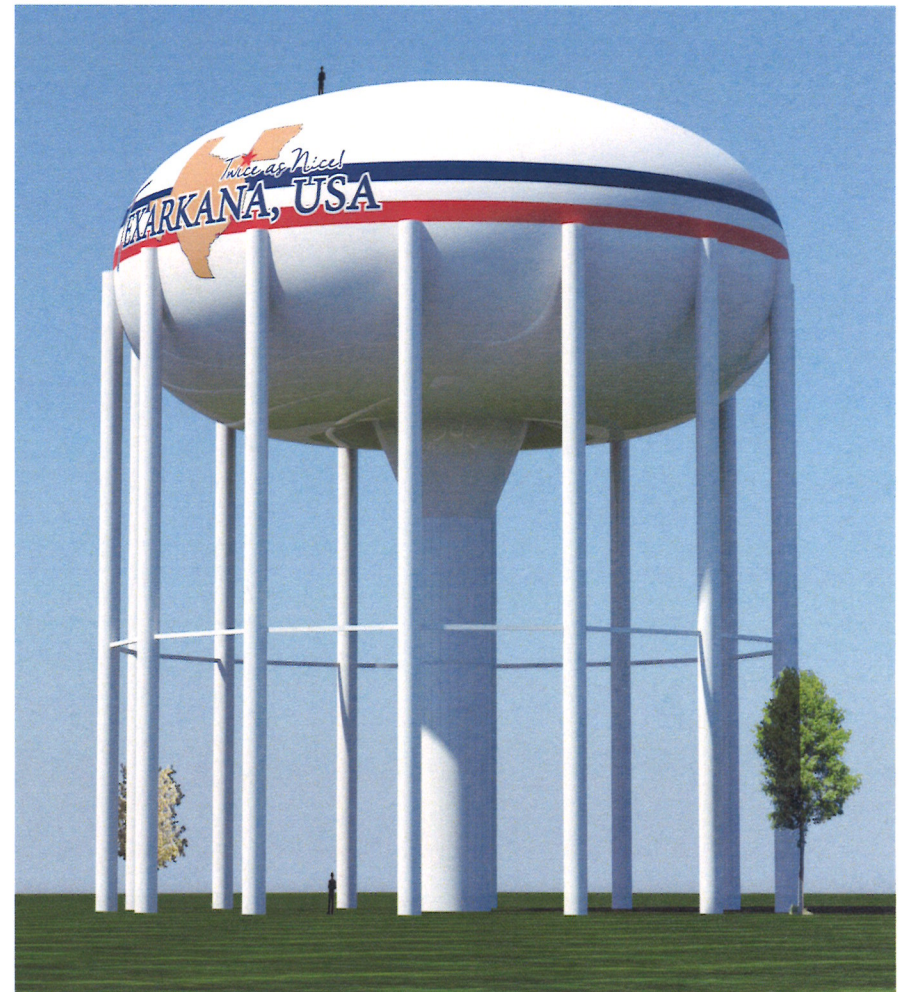
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