



CITY OF TEXARKANA

CITY COUNCIL

AGENDA • MARCH 10, 2014

Council Chambers

Regular Meeting

6:00 PM

**220 TEXAS BLVD.
TEXARKANA, TX 75501**

Mayor

Bob Bruggeman

Ward 1

Brad Casteel

Ward 3

Tina Veal-Gooch

Ward 5

Bill Miller

Ward 2

Willie Ray

Ward 4

Brian Matthews

Ward 6

Josh Davis



The City Council reserves the right to convene into closed session on any agenda item or issue should the need arise and if applicable pursuant to authorization by the Texas Open Meetings Act (Title 5, Chapter 551 of the Texas Government Code).

If the City Council convenes into closed session, they will reconvene in one hour or less to take any final action, decision, or vote on a matter deliberated in closed session.

- I. CALL TO ORDER, ROLL CALL, ESTABLISHMENT OF QUORUM**
- II. INVOCATION AND PLEDGE**
- III. IMPORTANT DATES, APPOINTMENTS TO BOARDS AND COMMISSIONS, PRESENTATIONS, PUBLIC RECOGNITION**

Important Dates to remember

City Council Meetings:

- Monday, March 24, 2014 at 6:00 p.m.
- Monday, April 14, 2014 at 6:00 p.m.
- Monday, April 28, 2014 at 6:00 p.m.
- Monday, May 12, 2014 at 6:00 p.m.
- Tuesday, May 27, 2014 at 6:00 p.m.

Parks & Recreation Events:

March 10-14, 2014

Southwest Center: Spring Break Mini-Camp

March 21-27, 2014

Wallace Park: Huggins Memorial Baseball Tournament

March 22, 2014

Wallace Park: Non-Stop Softball Tournament

March 29, 2014

Wallace Park: Spring Soccer League Begins

March 29, 2014

Karrh Park: Spring Softball League Begins

Appointments to Boards & Commissions

Presentations

Presentation by Better Block of Texarkana - Lee Medley

Presentation by Cable One - Greg Capranica

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

V. ITEMS FOR CONSIDERATION

Consent Items

1. Consider approval of the minutes of the Regular Meeting of the City Council held on February 24, 2014 at 6:00 PM.

2. Resolution No. 2014-016 authorizing such action as may be necessary for the Downtown Development Area to be designated as a United States Department of HUD Designated Local Revitalization Area.

Public Hearing: February 10, 2014

Second Briefing: February 24, 2014

Council Vote: March 10, 2014

3. Ordinance No. 2014-039 approving the cancellation of the May 10, 2014 Election for Mayor, a Councilmember for Ward 1, a Councilmember for Ward 4, and a Councilmember for Ward 6 as all current incumbents are unopposed.

Public Hearing:

Second Briefing:

Council Vote: March 10, 2014

Action Items

VI. FIRST BRIEFINGS

1. Resolution No. 2014-037 accepting a bid and authorizing the City Manager to enter into an Annual Concrete Materials Contract for one (1) year with four (4) additional one-year renewal options with Smith's Ready Mix, Inc. of Nashville, Arkansas for concrete materials used by the street maintenance division on an as-needed basis.

Public Hearing:

Second Briefing:

Council Vote: March 24, 2014

VII. PUBLIC HEARINGS

1. Consider Ordinance No. 2014-033 amending Section 3103.1.1 of the International Building Code as adopted in Chapter 5, Section 1.1 of the Code of Ordinances of the City of Texarkana, Texas pertaining to temporary structures.

Public Hearing: March 10, 2014

Second Briefing: March 24, 2014

Council Vote: April 14, 2014

VIII. SECOND BRIEFING WITH UPDATES

IX. SECOND BRIEFING WITHOUT UPDATES

1. Ordinance No. 2014-019 amending PD-14 for site plan approval to allow the location of an additional sign in Block 19, Ghio-Fish Boulevard Addition, located at 4220 Texas Boulevard. William Dudley, Jr., owner. Terrie Jarvis, agent. (Due to Planning and Zoning Commission denial, a 3/4 vote by the City Council will be required to approve this request)

Public Hearing: February 24, 2014
Second Briefing: March 10, 2014
Council Vote: March 24, 2014

2. Ordinance No. 2014-027 rezoning a 1.48 acre tract of land being part of the H.S. Janes HRS, A-306, located at 3723 South Lake Drive. Single Family-2 to Commercial. Carl Daily, owner. Landon Huffer, agent.

Public Hearing: February 24, 2014
Second Briefing: March 10, 2014
Council Vote: March 24, 2014

3. Ordinance No. 2014-028 rezoning Lots 114, 115, 116, 117, part of 118, 140, 141, 142, 143, west part of 144 and 170, Belmont Subdivision, located south of Arizona Avenue in the 900 block of North Bishop Road. Single Family-2 to Commercial. Carl Daily, owner. Landon Huffer, agent.

Public Hearing: February 24, 2014
Second Briefing: March 10, 2014
Council Vote: March 24, 2014

4. Ordinance No. 2014-029 granting a Specific Use Permit to allow the one additional use of a tattoo studio on a .31 acre tract of land being part of the Howard Ethridge HRS, A-182, located at 1414 New Boston Road. Sammie Strange, owner. Reggie Keith, agent.

Public Hearing: February 24, 2014
Second Briefing: March 10, 2014
Council Vote: March 24, 2014

X. ITEMS FOR DISCUSSION

Staff Updates

XI. ADMINISTRATIVE COMMENTS

1. Council
2. Staff

INFORMATION ITEMS

City of Texarkana, Texas Quarterly Investment Report For the Quarter Ended December 31, 2013

Public Hearing:
Second Briefing:
Council Vote:

XII. ADJOURNMENT

Jennifer Evans, City Secretary

This meeting is being conducted in accordance with the Texas Open Meetings Law (V.T.C.A. Government Code 551).

This meeting is being conducted in accordance with the Americans with Disabilities Act [42 USC 12101 (1991)]. The facility is wheelchair accessible and handicap parking is available. Requests for sign interpretive services are available upon requests received at least 48 hours prior to the meeting. To make arrangements for these services, please call 903.798.3917, Personnel or (TDD) 1.800.RELAY.TX (1.800.735.2989).



CITY OF TEXARKANA
CITY COUNCIL
REVISED SUMMARY • FEBRUARY 24, 2014

Council Chambers

Regular Meeting

6:00 PM

220 TEXAS BLVD.
TEXARKANA, TX 75501

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

Member Name	Title	Status	Arrived
Bruggeman	Mayor	Present	
Boyd	Ward 1	Present	
Boyd	Ward 2	Present	
Boyd	Ward 3	Present	
Boyd	Ward 4	Present	
Boyd	Ward 5	Present	
Boyd	Ward 6	Present	

II. INVOCATION AND PLEDGE BY MAYOR BOB BRUGGEMAN

III. IMPORTANT DATES, MAYOR'S COMMENTS, APPOINTMENTS TO BOARDS & COMMISSIONS, PRESENTATIONS

Important Dates to remember

Council Meeting Dates:

Monday, March 10, 2014 at 6:00 p.m.

Monday, March 24, 2014 at 6:00 p.m.

Monday, April 14, 2014 at 6:00 p.m.

Monday, April 28, 2014 at 6:00 p.m.

Parks & Recreation Dates:

February 27-28, 2014

Spring Lake Park: 22nd Annual Fishing Derby

March 10-14, 2014

Southwest Center: Spring Break Mini-Camp

March 21-27, 2014

Spring Lake Park: Huggins Memorial Baseball Tournament

Mayor's Comments

Mayor Bruggeman announced that a follow-up meeting will be held on Thursday, February 27th at 6:30 p.m. at Highland Park Elementary School to discuss issues in the Highland Park neighborhood. Mayor Bruggeman thanked Mr. Littman's Texas High School government class students for attending the council meeting.

Appointments to Boards & Commissions

None

Keep Texarkana Beautiful Presentations

KTB award presentations for home and business of the month

Residential Recipient - Mary Wadley, 208 Wildwood Drive

Commercial Recipient - Christus St. Michael Health System, 2600 St. Michael Drive

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

Ina McDowell, Main Street Texarkana Director along with Alison Sellie and Andrea Mitchell, Benjamin Moore representatives, addressed council about the *Paint What Matters* kick-off celebration scheduled for March 10.

Rickie Tigue and Mignon Diaz addressed council about the "Making a Change" homeless camp.

Robert Little addressed council about homeless camps.

Dorothy Battle addressed council about redevelopment and homeowner responsibility in the Beverly Heights neighborhood.

V. ITEMS FOR CONSIDERATION*Consent Items*

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Bill Miller, Ward 5
SECONDER:	Josh Davis, Ward 6
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 February 10, 2014 at 6:00 PM.

2. Ordinance No. 2014-015 approving the assumption by Mary Lee Pops, heir of L. Lee Richardson, of that certain 2010 Community Block Grant (CDBG) HUD Program, Owner Occupied Housing Reconstruction Assistance Grant, Deferred-Forgivable Loan to L. Lee Richardson of 3311 Davis Street, Texarkana, Texas for home reconstruction and real property improvements and ratifying past actions.

Public Hearing: February 10, 2014

Second Briefing:

Council Vote: February 24, 2014

3. Resolution No. 2014-030 authorizing the development of the Texarkana Housing Authority Robison Terrace Development.

Public Hearing: February 24, 2014

Second Briefing: February 24, 2014

Council Vote: February 24, 2014

4. Resolution No. 2014-034 supporting the submission of an application to the 2014 Competitive Housing Tax Credit (HTC) Program through the Texas Department of Housing and Community Affairs (TDHCA) by the Housing Authority of the City of Texarkana, Texas as Robison Redevelopment, L.P. for the project known as "Robison Terrace" located at 1010 Dan Haskins Way.

Public Hearing:

Second Briefing:

Council Vote: February 24, 2014

5. Resolution No. 2014-032 approving the agreement between the State of Texas and the City of Texarkana, Texas, for the maintenance, control, supervision, and regulation of certain state highways and/or portions of state highways in the City of Texarkana, Texas, and providing for the execution of said agreement.

Public Hearing:

Second Briefing:

Council Vote: February 24, 2014

Action Items

6. Resolution No. 2014-031 Acknowledging the receipt of the 2013 Police Department Racial Profiling Report.

Public Hearing:

Second Briefing:

Council Vote: February 24, 2014

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

7. Resolution No. 2014-035 in support of the submission of an application to the 2014 Competitive Housing Tax Credit (HTC) Program through the Texas Department of Housing and Community Affairs (TDHCA) by Palladium Texarkana, LTD for the project known as "Palladium Texarkana".

Public Hearing:

Second Briefing:

Council Vote: February 24, 2014

A motion was made by Councilmember Casteel that this item be approved, seconded by none. This item failed for lack of a second.

RESULT:	FAILED/LACK OF SECOND
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VI. FIRST BRIEFINGS

1. Consider Ordinance No. 2014-033 amending Section 3103.1.1 of the International Building Code as adopted in Chapter 5, Section 1.1 of the Code of Ordinances of the City of Texarkana, Texas pertaining to temporary structures.

Public Hearing: March 10, 2014

Second Briefing: March 24, 2014

Council Vote: April 14, 2014

Shirley Jaster spoke to this item.

RESULT:	MOVED FORWARD
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Next: 3/10/2014 6:00 PM

VII. PUBLIC HEARINGS

1. Ordinance No. 2014-019 amending PD-14 for site plan approval to allow the location of an additional sign in Block 19, Ghio-Fish Boulevard Addition, located at 4220 Texas Boulevard. William Dudley, Jr., owner. Terrie Jarvis, agent. (Due to Planning and Zoning Commission denial, a 3/4 vote by the City Council will be required to approve this request)

Public Hearing: February 24, 2014
 Second Briefing: March 10, 2014
 Council Vote: March 24, 2014

No comments were made at the public hearing on this item.

RESULT:	MOVED FORWARD
----------------	----------------------

Next: 3/10/2014 6:00 PM

2. Ordinance No. 2014-027 rezoning a 1.48 acre tract of land being part of the H.S. Janes HRS, A-306, located at 3723 South Lake Drive. Single Family-2 to Commercial. Carl Daily, owner. Landon Huffer, agent.

Public Hearing: February 24, 2014
 Second Briefing: March 10, 2014
 Council Vote: March 24, 2014

No comments were made at the public hearing on this item.

RESULT:	MOVED FORWARD
----------------	----------------------

Next: 3/10/2014 6:00 PM

3. Ordinance No. 2014-028 rezoning Lots 114, 115, 116, 117, part of 118, 140, 141, 142, 143, west part of 144 and 170, Belmont Subdivision, located south of Arizona Avenue in the 900 block of North Bishop Road. Single Family-2 to Commercial. Carl Daily, owner. Landon Huffer, agent.

Public Hearing: February 24, 2014
 Second Briefing: March 10, 2014
 Council Vote: March 24, 2014

No comments were made at the public hearing on this item.

Minutes Acceptance: Minutes of Feb 24, 2014 6:00 PM (Consent Items)

RESULT:	MOVED FORWARD
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Next: 3/10/2014 6:00 PM

4. Ordinance No. 2014-029 granting a Specific Use Permit to allow the one additional use of a tattoo studio on a .31 acre tract of land being part of the Howard Ethridge HRS, A-182, located at 1414 New Boston Road. Sammie Strange, owner. Reggie Keith, agent.

Public Hearing: February 24, 2014

Second Briefing: March 10, 2014

Council Vote: March 24, 2014

Maurietta Jordan and Reggie Keith of Inktville Body Art Tattoo Shop spoke at the public hearing on this item.

RESULT:	MOVED FORWARD
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Next: 3/10/2014 6:00 PM

VIII. SECOND BRIEFING WITH UPDATES

None

IX. SECOND BRIEFING WITHOUT UPDATES

1. Resolution No. 2014-016 authorizing such action as may be necessary for the Downtown Development Area to be designated as a United States Department of HUD Designated Local Revitalization Area.

Public Hearing: February 10, 2014

Second Briefing: February 24, 2014

Council Vote: March 10, 2014

RESULT:	MOVED FORWARD
----------------	----------------------

Next: 3/10/2014 6:00 PM

X. ITEMS FOR DISCUSSION

Regulation of the sale of E-Cigarettes

Councilmember Davis opened the discussion expressing his concern that minors in Texarkana can easily purchase e-cigarettes and related products from various retail establishments in Texarkana. He said he is concerned that the potential health hazards have not been fully vetted. He displayed a number of sample products that he purchased from retail outlets in Texarkana and reported that he was never asked for an ID. Shanna Richardson of East Texas Vapes and Robby Smith addressed council. After additional instructions, the Mayor determined that the council, by consensus, desires that staff develop and present a city ordinance aimed at prohibiting sales of e-cigarettes to minors in Texarkana.

XI. ADMINISTRATIVE COMMENTS

1. Council Members

No comments were made.

2. City Staff

No comments were made.

XII. ADJOURNMENT

1. Motion to Adjourn

A motion was made to adjourn the meeting.

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

Bob Bruggeman, Mayor

Jennifer Evans, City Secretary

Minutes Acceptance: Minutes of Feb 24, 2014 6:00 PM (Consent Items)

City of Texarkana, Texas

Briefing Sheet

Version:

Update Date: 3/4/2014 9:19 AM

Lead Department:	<u>Community Redevelopment and Grants</u>	Action Officer:	<u>Craig Lindholm, Executive Director of CRG</u>
Subject:	<u>Resolution No. 2014-016 authorizing such action as may be necessary for the Downtown Development Area to be designated as a United States Department of HUD Designated Local Revitalization Area.</u>		
Briefing:	<u>3/10/2014</u>	Public Hearing:	<u>2/10/2014</u>
		Second Briefing:	<u>February 24, 2014</u>
		Council Vote:	<u>3/10/2014</u>

Item Schedule

Schedule 3: No briefing required (one week)

Updates/History of Briefing:

NOT APPLICABLE

Executive Summary and Background Information:

This ordinance/resolution defines the boundaries of the Downtown Development Area and designates the area within those boundaries as "Local Designated Revitalization Area" for recognition by the US Department of Housing and Urban Development (HUD) and other federal and state agencies for the purpose of securing and leveraging funding specific to the redevelopment of the designated area.

This resolution establishes the boundaries of the Texarkana Texas Downtown Development Areas as:

North: 19th Street and New Boston Road
 West: Kansas City Southern Railroad Tracks
 South: West Front Street
 East: State Line Avenue

These Boundaries fall within Census Tract 105.00 a HUD designated qualified census tract.

There are no fiscal implications to this resolution, but the establishment of the Downtown Development Area as a HUD designated Revitalization Area will provide for greater flexibility in the use of HUD Community Development Block Grant funding as well HOME Investment Partnership Funding. The establishment of the district will also provide for enhancement of more grant and tax credit investment opportunities related to the commercial and residential/commercial mixed used development. Additionally, the development of this district will assist in obtaining US Department of Interior National Historic Trust Designation for many of the commercial and residential structures in the area, should this be deemed appropriate to further re-development objectives.

Potential Options:

- None

City of Texarkana, Texas

Staff Recommendation:

Recommend Approval

Advisory Board/Committee Review:

None

Board/Committee Recommendation:

NOT APPLICABLE

Advisory Board/Committee Meeting Date and Minutes:

NOT APPLICABLE

Attachments

- a. Goals and Perspectives Downtown Development Area Designation 2014 - 16 (DOC)
 - b. Exhibit "A" Downtown Development Boundaries Qualified Census Tract 105 (PDF)
 - c. Resolution 2014 - 016 Establishment of Downtown Development Area as a Designated Revitalization Area (DOC)
-

Staff Coordination

Community Redevelopment and Grants	Craig Lindholm	Department Head Review
Completed	12/31/2013 1:26 PM	
City Manager	John Whitson	City Manager Review Completed 01/07/2014 5:56 PM
City Council	Jennifer Evans	Meeting Completed 02/13/2014 12:49 PM

Meeting History

01/27/14	City Council	MOVED FORWARD	Next: 02/10/14
02/10/14	City Council	MOVED FORWARD	Next: 02/24/14
02/24/14	City Council	MOVED FORWARD	Next: 03/10/14

Goal and Perspectives Resolution 2014 – 016 Downtown Development District**Contact Person:**

Craig Lindholm, Executive Director Community Redevelopment and Grants

Background Information:

This ordinance/resolution defines the boundaries of the Downtown Development Area and designates the area within those boundaries as “Local Designated Revitalization Area” for recognition by the US Department of Housing and Urban Development (HUD) and other federal and state agencies for the purpose of securing and leveraging funding specific to the redevelopment of the designated area.

This resolution establishes the boundaries of the Texarkana Texas Downtown Development Areas as:

North: 19th Street and New Boston Road
West: Kansas City Southern Railroad Tracks
South: West Front Street
East: State Line Avenue

These Boundaries fall within Census Tract 105.00 a HUD designated qualified census tract.

The establishment of the Downtown Development Area as a HUD designated Revitalization Area will provide for greater flexibility in the use of HUD Community Development Block Grant funding as well HOME Investment Partnership Funding. The establishment of the district will also provide for enhancement of more grant and tax credit investment opportunities related to the commercial and residential/commercial mixed used development. Additionally, the development of this district will assist in obtaining US Department of Interior National Historic Trust Designation for many of the commercial and residential structures in the area, should this be deemed appropriate to further re-development objectives.



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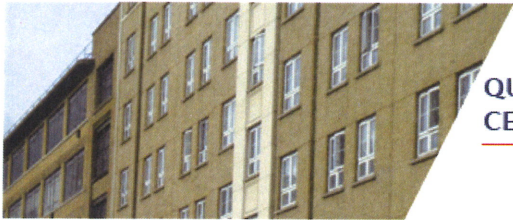
RESEARCH FINDER

PERIODICALS

DATA SETS

QUICK LINKS

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QUALIFIED CENSUS TRACTS

The 2013 Qualified Census Tracts (QCTs) are effective beginning January 1, 2013. The 2013 designation uses data from the 2010 Decennial Census and the 2006 to 2010 American Community Survey (ACS) 5-year tabulations. The 2012 designations for American Samoa, Guam, the Northern Mariana Islands, and the U.S. Virgin Islands will remain in effect because data from the 2010 Decennial Census is not available for these areas. Maps of 2012 QCTs, which use 2000 census tract boundaries, are available at <http://qct.huduser.org/QCTGIS/US/Map.aspx>.

Enter an Address, city, state or tract

Go

Texas

Bowie

Go

Map Options : Clear | Reset

QCT Legend (%): — Tract Outline

Qualified Census Tracts (2013) LIHTC Project

QCT Options

15 Current Zoom Level

- ☒ Show Tracts Outline (Zoom 11+)
- ☐ Show LIHTC Projects (Zoom 11+)
- ☐ Color Qualified Tracts (Zoom 7+)

This placement is Approximate.
Please click here for the correct tract number.

The Address "105.00" falls under Tract "18067010100".
This tract is **Not Qualified** for 2013



Downtown Development Area Boundaries
 North: 19th - New Boston Road
 West: KCS tracks
 South: West Front Street
 East: State line Ave
 Qualified Census Tract 105


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QUALIFIED CENSUS TRACTS

The 2013 Qualified Census Tracts (QCTs) are effective beginning January 1, 2013. The 2013 designation uses data from the 2010 Decennial Census and the 2006 to 2010 American Community Survey (ACS) 5-year tabulations. The 2012 designations for American Samoa, Guam, the Northern Mariana Islands, and the U.S. Virgin Islands will remain in effect because data from the 2010 Decennial Census is not available for these areas. Maps of 2012 QCTs, which use 2000 census tract boundaries, are available at <http://qct.huduser.org/QCTGIS/US/Map.aspx>.

Enter an Address, city, state or tract

Go

Texas

Bowie

Go

Map Options : [Clear](#) | [Reset](#)QCT Legend (%): [Tract Outline](#)[Qualified Census Tracts \(2013\)](#)[LIHTC Project](#)

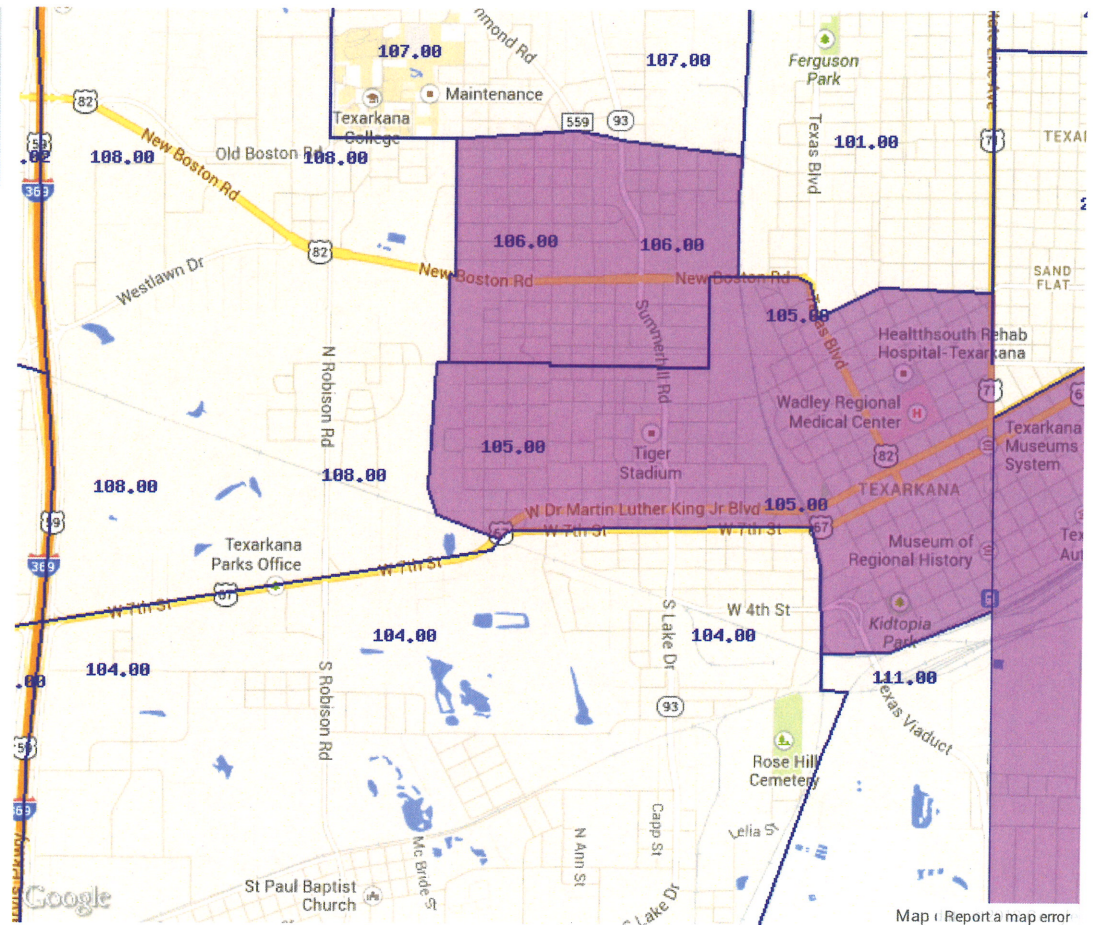
QCT Options

14 Current Zoom Level

- ☒ Show Tracts Outline (Zoom 11+)
- ☐ Show LIHTC Projects (Zoom 11+)
- ☒ Color Qualified Tracts (Zoom 7+)

This placement is Approximate.
Please click here for the correct
tract number.

The Address "105.00" falls
under Tract "18067010100".
This tract is **Not Qualified** for
2013

Map | [Report a map error](#)

RESOLUTION NO. 2014 – 016

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AUTHORIZING SUCH ACTION AS MAY BE NECESSARY FOR THE DOWNTOWN DEVELOPMENT AREA TO BE DESIGNATED AS A UNITED STATES DEPARTMENT OF HUD DESIGNATED LOCAL REVITALIZATION AREA; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the designation of the Downtown Development Area as a “Designated Revitalization Area” would provide for numerous incentives and benefits which would allow for greater flexibility of fund use in the CDBG Section 108 Loan Program and the HOME Investment Partnership Program in this designated area, and the City to leverage additional funding and other resources necessary for redevelopment; and

WHEREAS, the City of Texarkana, Texas, desires to endorse the establishment of the Downtown Development Area, as defined on the maps, attached as Exhibit “A,” to be designated as a United States Department of HUD Local Designated Revitalization Area; and

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

SECTION 1: That such action as may be necessary by the City Staff to proceed with the designation of the Downtown Development Area, with boundaries defined by the attached maps, attached as Exhibit “A,” as a United States Department of HUD Local Designated Revitalization Area is hereby authorized and approved.

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 10th day of March, 2014.

ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR

City of Texarkana, Texas

Version: C

Update Date: 3/5/2014 1:39 PM

Briefing Sheet

Lead Department: City Secretary **Action Officer:** Jennifer Evans, City Secretary
Subject: Ordinance No. 2014-039 approving the cancellation of the May 10, 2014 Election for Mayor, a Councilmember for Ward 1, a Councilmember for Ward 4, and a Councilmember for Ward 6 as all current incumbents are unopposed.
Briefing: 3/10/2014 **Public Hearing:** **Second Briefing:** **Council Vote:** 3/10/2014

Item Schedule

Updates/History of Briefing:

NOT APPLICABLE

Executive Summary and Background Information:

Ordinance No. 2014-022 called and ordered an election to be held in the City of Texarkana, Texas for the May 10, 2014 Election. All current incumbents in the seats of Mayor, Councilmember Ward 1, Councilmember Ward 4 and Councilmember Ward 6 are unopposed. This ordinance is to call and order a cancellation of the May 10, 2014 Election for the City of Texarkana, Texas.

Potential Options:

- None
-

Fiscal Implications:

None

Staff Recommendation:

Approval by City Council

Advisory Board/Committee Review:

NONE

Board/Committee Recommendation:

NOT APPLICABLE

Advisory Board/Committee Meeting Date and Minutes:

NOT APPLICABLE

Attachments

- a. Goals and Perspectives (DOCX)

City of Texarkana, Texas

- b. Ord. Cancelling Election May 10 (2014-039) (DOC)
- c. Cert Unopposed Candidate Election 2014 (PDF)
- d. Order of Cancellation Election 2014 (PDF)

Staff Coordination

City Manager	Jennifer Evans	Department Head Review	Pending
Public Information Officer		PIO Review	Pending
City Manager		City Manager Review	Pending
City Council	Pam Burns	Meeting	Pending

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. 2014-039

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, APPROVING THE CANCELLATION OF THE MAY 10, 2014 ELECTION FOR THE PURPOSE OF ELECTING A MAYOR, A COUNCILMEMBER FOR WARD ONE, A COUNCILMEMBER FOR WARD FOUR, AND A COUNCILMEMBER FOR WARD SIX FOR THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS IN ACCORDANCE WITH THE TEXAS ELECTION CODE, SECTION 2.052(A), BY CERTIFYING THAT EACH CANDIDATE IS UNOPPOSED; PROVIDING FOR PUBLICATION; PROVIDING FOR A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Texarkana, Texas by Ordinance No. 2014-022 dated February 10, 2014, called and ordered an election to be held in the City of Texarkana, Texas, at the respective voting places in each ward, said election to be held May 10, 2014, for the purpose of electing a Mayor, a Councilmember for Ward One, a Councilmember for Ward Four, and a Councilmember for Ward Six of the City of Texarkana, Texas; and

WHEREAS, the current Mayor and Councilmembers for Wards One, Four, and Six, who made application for the May 10, 2014 ballot were unopposed as of March 1, 2014 and as provided by the Texas Election Code, Section 2.052(a) the Certification of Unopposed Candidates For Other Political Subdivisions is attached as Exhibit "A" declaring the following candidates unopposed:

Mayor	Mr. Bob Bruggeman
Councilmember Ward One (1):	Mr. Bradfield Casteel
Councilmember Ward Four (4):	Mr. Brian Matthews
Councilmember Ward Six (6):	Mr. Josh Davis; and

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

SECTION 1: That the cancellation of the May 10, 2014 election for the purpose of electing a Mayor, a Councilmember for Ward One, a Councilmember for Ward Four, and a Councilmember for Ward Six for the City Council of the City of Texarkana, Texas, in accordance with the Texas Election Code, Section 2.052(a), by certifying that each candidate is unopposed, is hereby approved, a copy of which is attached hereto and incorporated herein as Exhibit "A".

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.

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.

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 10th day of March, 2014.

BOB BRUGGEMAN, MAYOR

ATTEST:

JENNIFER EVANS
CITY SECRETARY

**CERTIFICATION OF UNOPPOSED CANDIDATES
 FOR OTHER POLITICAL SUBDIVISIONS (NOT COUNTY)
 CERTIFICACIÓN DE CANDIDATOS ÚNICOS
 PARA OTRAS SUBDIVISIONES POLITICAS (NO EL CONDADO)**

To: Presiding Officer of Governing Body
Al: Presidente de la entidad gobernante

As the authority responsible for having the official ballot prepared, I hereby certify that the following candidates are unopposed for election to office for the election scheduled to be held on May 10, 2014.

Como autoridad a cargo de la preparación de la boleta de votación oficial, por la presente certifico que los siguientes candidatos son candidatos únicos para elección para un cargo en la elección que se llevará a cabo el 10 mayo de 2014.

List offices and names of candidates:
Lista de cargos y nombres de los candidatos:

Office(s) Cargo(s)

Candidate(s) Candidato(s)

Mayor
 Councilmember Ward One
 Councilmember Ward Four
 Councilmember Ward Six

Bob Bruggeman
 Bradfield Casteel
 Brian Matthews
 Josh Davis

Signature (Firma)

Jennifer Evans

Printed name (Nombre en letra de molde)

 City Secretary

Title (Puesto)

 March 10, 2014

Date of signing (Fecha de firma)

(Seal) (sello)

Attachment: Cert Unopposed Candidate Election 2014 (1061 : Ordinance No. 2014-039 Cancelling May 2014 Elections)

SAMPLE ORDER OF CANCELLATION
EJEMPLO DE ORDEN DE CANCELACIÓN

The City Council of Texarkana, Texas hereby cancels the election scheduled to be held on
(official name of governing body)
May 10, 2014 in accordance with Section 2.053(a) of the Texas
(date on which election was scheduled to be held)
Election Code. The following candidates have been certified as unopposed and are hereby
elected as follows:

El ciudad conceyal de Texarkana _____ *por la presente cancela la elección que, de lo contrario,*
(nombre oficial de la entidad gobernante)
se hubiera celebrado el 10 mayo de 2014 *de conformidad, con*
(fecha en que se hubiera celebrado la elección)
la Sección 2.053(a) del Código de Elecciones de Texas. Los siguientes candidatos han sido
certificados como candidatos únicos y por la presente quedan elegidos como se haya indicado
a continuación:

Candidate (<i>Candidato</i>)	Office Sought (<i>Cargo al que presenta candidatura</i>)
Bob Bruggeman	Mayor
Bradfield Casteel	Councilmember Ward One
Brian Matthews	Councilmember Ward Four
Josh Davis	Councilmember Ward Six

A copy of this order will be posted on Election Day at each polling place that would have
been used in the election.

El Día de las Elecciones se exhibirá una copia de esta orden en todas las mesas electorales
que se hubieran utilizado en la elección.

President (*Presidente*) Bob Bruggeman

Secretary (*Secretario*) Jennifer Evans

(seal) (*sello*)

Date of adoption (*Fecha de adopción*)

See reverse side for instructions
Instrucciones en el reverso

Attachment: Order of Cancellation Election 2014 (1061 : Ordinance No. 2014-039 Cancelling May 2014 Elections)

City of Texarkana, Texas

Briefing Sheet

Version: A

Update Date: 3/5/2014 1:45 PM

Lead Department: Purchasing and Contracting **Action Officer:** Sharon Moore, Purchasing Manager
Resolution No. 2014-037 accepting a bid and authorizing the City Manager to enter into an Annual Concrete Materials Contract for one (1) year with four (4) additional one-year renewal options with Smith's Ready Mix, Inc. of Nashville, Arkansas for concrete materials used by the street maintenance division on an as-needed basis.

Subject: as-needed basis.

Briefing: 3/10/2014 **Public Hearing:** **Second Briefing:** **Council Vote:** 3/24/2014

Item Schedule

Schedule 2: Brief once - vote once (two weeks)

Updates/History of Briefing:

NOT APPLICABLE

Executive Summary and Background Information:

On February 20, 2014 sealed bids were opened for the annual concrete materials contract. Two bids were received. Per the attached tabulation sheet, Smith's Ready Mix of Nashville, Arkansas submitted the apparent low bid. The contract term is one year with four (4) one-year renewal options.

Potential Options:

- None

Fiscal Implications:

The Street Department has this item budgeted in accounts 101-1904-53306 and 101-1904-53309.

Staff Recommendation:

Recommended by City staff

Advisory Board/Committee Review:

NONE

Board/Committee Recommendation:

NOT APPLICABLE

Advisory Board/Committee Meeting Date and Minutes:

NOT APPLICABLE

Attachments

City of Texarkana, Texas

- a. Goals and Perspectives (DOCX)
- b. Concrete Contract Bid Tab (PDF)
- c. 2014-037 Annual Concrete Materials Contract (DOC)

Staff Coordination

Purchasing and Contracting	Completed	Sharon Moore	Department Head Review	
		02/26/2014 2:57 PM		
Finance	Charlie Bassett	Finance Review	Completed	02/27/2014
1:52 PM				
Public Information Officer		Lisa Thompson	PIO Review	Completed
	02/27/2014 3:07 PM			
City Manager	John Whitson	City Manager Review	Completed	02/27/2014
3:24 PM				
City Council	Pam Burns	Meeting	Pending	

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: Medium

Other Potential Impacts:

NON 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:

Bid Tabulation for Concrete Contract

Item #	Description	Qty.	U/M	Smith's Ready Mix Nashville, AR		Transit Mix Texarkana, Texas	
				Unit Price	Total	Unit Price	Total
1	Class A Concrete	100	c.y.	\$83.95	\$8,395.00	\$85.00	\$8,500.00
2	Class C Concrete	2500	c.y.	\$87.90	\$219,750.00	\$91.00	\$227,500.00
3	K-Modified	150	c.y.	\$105.00	\$15,750.00	\$97.00	\$14,550.00
4	Type III Flowable Fill	500	c.y.	\$71.00	\$35,500.00	\$79.00	\$39,500.00
5	Dry Cement	140	ton	\$150.00	\$21,000.00	\$135.00	\$18,900.00
	Minimum load		c.y.	3CY		5CY	
	TOTAL				\$ 300,395.00		\$ 308,950.00

Attachment: Concrete Contract Bid Tab (1059 : Res. No. 2014-037 Accept bid for Annual Concrete Materials Contract)

RESOLUTION NO. 2014-037

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, ACCEPTING BIDS AND AUTHORIZING THE CITY MANAGER TO ENTER INTO AN ANNUAL CONCRETE MATERIALS CONTRACT FOR ONE (1) YEAR WITH FOUR (4) ADDITIONAL ONE-YEAR RENEWAL OPTIONS WITH SMITH'S READY MIX, INC. OF NASHVILLE, ARKANSAS USED BY THE STREET MAINTENANCE DIVISION FOR THE MAINTENANCE OF STREETS AND ALLEYS ON AN AS-NEEDED BASIS; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, in response to the City's request for bids for an annual contract for one (1) year with four (4) additional one-year renewal options to provide Class A Concrete, Class C Concrete, K-Modified, Type III Flowable Fill, and Dry Cement to be used for the maintenance of streets and alleys in the City of Texarkana, Texas, on an as-needed basis, the City received bids from two (2) bidders whose bids are shown on the Bid Tabulation Worksheet attached hereto as Exhibit "A"; and

WHEREAS, the "best value" by a responsible bidder meeting specifications for the above-described concrete materials and shown on the Bid Tabulation Worksheet Exhibit "A", was submitted by Smith's Ready Mix, Inc. of Nashville, Arkansas, in a total amount not to exceed THREE HUNDRED THOUSAND THREE HUNDRED NINETY-FIVE AND NO/100 DOLLARS (\$300,395.00); and

WHEREAS, funds are available for the purchase of these materials in account numbers 101-1904-53306 and 101-1904-53309;

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

SECTION 1: That the bid of Smith's Ready Mix, Inc. of Nashville, Arkansas, in a total amount not to exceed THREE HUNDRED THOUSAND THREE HUNDRED NINETY-FIVE AND NO/100 DOLLARS (\$300,395.00), being the "best value" by a responsible bidder meeting specifications for the above-described concrete materials, as set forth and described on the Bid Tabulation Worksheet attached hereto as Exhibit "A", be and is hereby accepted.

SECTION 2: That the City Manager is hereby authorized to enter into a one year contract with four (4) additional one-year renewal options with Smith's Ready Mix, Inc. of Nashville, Arkansas, for the provision of the above-described concrete materials.

SECTION 3: 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 24th day of March, 2014.

ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR

City of Texarkana, Texas

Version: B

Update Date: 3/4/2014 9:42 AM

Briefing Sheet

Lead Department: Public Works **Action Officer:** Debbie Burk
Subject: Consider Ordinance No. 2014-033 amending Section 3103.1.1 of the International Building Code as adopted in Chapter 5, Section 1.1 of the Code of Ordinances of the City of Texarkana, Texas pertaining to temporary structures.
Public Hearing: 3/10/2014 **Second Briefing:** March 24, 2014 **Council Vote:** 4/14/2014

Item Schedule

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

Updates/History of Briefing:

Executive Summary and Background Information:

A letter was received by the mayor from Mr. Ken McClain at B & K Rentals, Inc. (see attachment) requesting the City to review the Ordinance concerning temporary structures. He requested that the limit on permits allowed be increased from 10 to 14 days and from 3 to 5 times in a calendar year. Staff has now reviewed usage over the past year for all temporary structures permitted. The most common temporary structure is a tent used for outdoor sales and events. These tents are also regulated by the fire department (see attachment).

Potential Options:

None

Fiscal Implications:

Small increase in permit fees due to additional usage.

Staff Recommendation:

Staff is in agreement with Mr. McClain's request. Staff has also recognized a need for a seasonal type permit for temporary structures, i.e. Christmas tree sales, mother's day sales. Therefore, staff recommends for approval of the proposed amendment to this Ordinance.

Advisory Board/Committee Review:

None

Board/Committee Recommendation:

Not applicable.

City of Texarkana, Texas

Advisory Board/Committee Meeting Date and Minutes:

Not applicable.

Attachments

- a. Goals and Perspectives (DOCX)
- b. Ord 2014-033 Temp structures (DOCX)
- c. Attachment Ordinance 2014-33 letter (PDF)
- d. Attachment to Ord. 2014-033 (redlined amend.) (DOCX)
- e. Attachment to Ord. 2014-033 (fire code for temporary structures) (DOCX)

Staff Coordination

Public Works	Shirley Jaster 02/12/2014 4:38 PM	Department Head Review	Completed	
Public Information Officer		Lisa Thompson	Review	Completed
	02/13/2014 11:18 AM			
City Attorney 12:42 PM	Jennifer Evans	Review	Skipped	02/18/2014
City Manager 12:42 PM	Jennifer Evans	City Manager Review	Skipped	02/18/2014
City Council 11:59 AM	Jennifer Evans	Meeting	Completed	03/03/2014

Meeting History

02/24/14 City Council MOVED FORWARD Next: 03/10/14
Shirley Jaster spoke to this item.

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

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. 2014 -033

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AMENDING SECTION 3103.1.1 OF THE INTERNATIONAL BUILDING CODE AS ADOPTED IN CHAPTER 5, SECTION 1.1, “AMENDMENTS, MODIFICATIONS, DELETIONS” OF THE CODE OF ORDINANCES OF THE CITY OF TEXARKANA, TEXAS, TO LIMIT THE USE OF TEMPORARY STRUCTURES, PROVIDING FOR A PENALTY CLAUSE; PROVIDING FOR PUBLICATION; PROVIDING FOR A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, City staff has reviewed and makes the recommendation that Chapter 5, Section 1.1, *Temporary Structures*, be amended.

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

SECTION 1: That Section 5-1.1 “*Amendments, modifications, deletions.*” of the Code of Ordinances of the City of Texarkana, Texas, is hereby amended by the addition of the following language:

Section 3103.1.1 Permit required of the said International Building Code adopted by Section 5-1 herein, is hereby amended in its entirety to read as follows: “Temporary structures shall not be erected, operated, or maintained for any commercial purpose without obtaining a permit from the building official. A permit is valid for a period of time not longer than fourteen (14) days. A permit may not be granted more than five (5) times in each calendar year for any lot, premises, or location. Permits may not be granted for consecutive periods of time. The building official can approve a one-time seasonal permit for a period not to exceed forty-five (45) days i.e. Christmas, Valentine’s Day, Mother’s Day etc.”

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 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 14th day of April, 2014.

ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR

Mayor Bob Bruggeman

Municipal Building, 3rd and Spruce Street

Texarkana, TX 75501

Subject: Ordinance 173-08

Date 8-19-13

Dear Mayor Bruggeman,

The cited Ordinance requires permits and places limits for temporary structures such as tents that our business rents. It states that a permit is valid for a period of time" not longer than ten days and will not be granted more than three times in a calendar year for any lot, premises, or location."

As a partner in B & K. Rentals, Inc. I respectfully request that the limit on permits allowed be increased from ten to fourteen days and five times in a calendar year.

The extensions requested for permits would be not only beneficial for my business; but should also allow for payment of increased taxes to the city since these extensions would accommodate that. At the same time, these limited extensions, if allowed, would not open the door for establishments to have repeated sales and over usage of temporary structures.

Sincerely,


Ken McClain

B&K Rentals, Inc. dba The Big Event and Astrojump

Copy furnished to Ms. Shirley Jaster, Community Development and Code Enforcements

Attachment: Attachment Ordinance 2014-33 letter (1046 : Ord. # 2014-033 (Amendment to code- temporary structures))

BELOW IS THE CURRENT SECTION HIGHLIGHTED IN RED WITH THE PROPOSED AMENDED CHANGES:

Section 3103.1.1 Permit required. of the said International Building Code adopted by section 5-1 herein, is hereby amended in its entirety to read as follows: "**Temporary structures** shall not be erected, operated, or maintained for any commercial purpose without obtaining a permit from the building official. A permit is valid for a period of time not longer than ~~10~~ **fourteen (14)** days. A permit may not be granted more than ~~three (3)~~ **five (5)** times in each calendar year for any lot, premises, or location. Permits may not be granted for consecutive periods of time." **The building official can approve a one- time seasonal permit for a period not to exceed forty-five (45) days i.e. Christmas, Valentine's Day, Mother's Day etc.**

(Ord. No. 001-06, § 1, 1-9-06; Ord. No. 173-08, § 1, 8-25-08)

Attachment: Attachment to Ord. 2014-033 (redlined amend.) (1046 : Ord. # 2014-033 (Amendment to code- temporary structures))

2006 International Fire Code

Chapter 24 - Tents, Canopies and Other Membrane Structures

SECTION 2402 DEFINITIONS

2402.1 Definitions.

CANOPY. A structure, enclosure or shelter constructed of fabric or pliable materials supported by any manner, except by air or the contents it protects, and is open without sidewalls or drops on 75 percent or more of the perimeter.

TENT. A structure, enclosure or shelter constructed of fabric or pliable material supported by any manner except by air or the contents that it protects.

SECTION 2403 TEMPORARY TENTS, CANOPIES AND MEMBRANE STRUCTURES

2403.1 General.

All temporary tents, canopies and membrane structures shall comply with this section.

2403.2 Approval required.

Tents and membrane structures having an area in excess of 200 square feet (19 m²) and canopies in excess of 400 square feet (37 m²) shall not be erected, operated or maintained for any purpose without first obtaining a permit and approval from the fire code official.

Exceptions:

1. Tents used exclusively for recreational camping purposes.
2. Fabric canopies open on all sides which comply with all of the following:
 - 2.1. Individual canopies having a maximum size of 700 square feet (65 m²).
 - 2.2. The aggregate area of multiple canopies placed side by side without a fire break clearance of 12 feet (3658 mm), not exceeding 700 square feet (65 m²) total.
 - 2.3. A minimum clearance of 12 feet (3658 mm) to all structures and other tents.

2403.5 Use period.

Temporary tents, air-supported, air-inflated or tensioned membrane structures and canopies shall not be erected for a period of more than 180 days within a 12-month period on a single premises.

2403.6 Construction documents.

A detailed site and floor plan for tents, canopies or membrane structures with an occupant load of 50 or more shall be provided with each application for approval. The tent, canopy or membrane structure floor plan shall indicate details of the means of egress facilities, seating capacity, arrangement of the seating and location and type of heating and electrical equipment.

2403.8.2 Location.

Tents, canopies or membrane structures shall not be located within 20 feet (6096 mm) of lot lines, buildings, other tents, canopies or membrane structures, parked vehicles or internal combustion engines. For the purpose of determining required distances, support ropes and guy wires shall be considered as part of the temporary membrane structure, tent or canopy.

Exceptions:

1. Separation distance between membrane structures, tents and canopies not used for cooking, is not required when the aggregate floor area does not exceed 15,000 square feet (1394 m²).
2. Membrane structures, tents or canopies need not be separated from buildings when all of the following conditions are met:
 - 2.1. The aggregate floor area of the membrane structure, tent or canopy shall not exceed 10,000 square feet (929 m²).
 - 2.2. The aggregate floor area of the building and membrane structure, tent or canopy shall not exceed the allowable floor area including increases as indicated in the *International Building Code*.
 - 2.3. Required means of egress provisions are provided for both the building and the membrane structure, tent or canopy, including travel distances.
 - 2.4. Fire apparatus access roads are provided in accordance with [Section 503](#).

2403.12 Means of egress.

Means of egress for temporary tents, canopies and membrane structures shall be in accordance with Sections 2403.12.1 through 2403.12.8.

2403.12.1 Distribution.

Exits shall be spaced at approximately equal intervals around the perimeter of the tent, canopy or membrane structure, and shall be located such that all points are 100 feet (30 480 mm) or less from an exit.

2403.12.2 Number.

Tents, canopies or membrane structures or a usable portion thereof shall have at least one exit and not less than the number of exits required by Table 2403.12.2. The total width of means of egress in inches (mm) shall not be less than the total occupant load served by a means of egress multiplied by 0.2 inches (5 mm) per person.

TABLE 2403.12.2 MINIMUM NUMBER OF MEANS OF EGRESS AND MEANS OF EGRESS WIDTHS FROM TEMPORARY MEMBRANE STRUCTURES, TENTS AND CANOPIES

OCCUPANT LOAD	MINIMUM NUMBER OF MEANS OF EGRESS	MINIMUM WIDTH OF EACH MEANS OF EGRESS (inches)	MINIMUM WIDTH OF EACH MEANS OF EGRESS (inches)
		Tent or Canopy	Membrane Structure
10 to 199	2	72	36
200 to 499	3	72	72
500 to 999	4	96	72
1,000 to 1,999	5	120	96
2,000 to 2,999	6	120	96
Over 3,000 ^a	7	120	96

2403.12.5 Aisle.

The width of aisles without fixed seating shall be in accordance with the following:

1. In areas serving employees only, the minimum aisle width shall be 24 inches (610 mm) but not less than the width required by the number of employees served.
2. In public areas, smooth-surfaced, unobstructed aisles having a minimum width of not less than 44 inches (1118 mm) shall be provided from seating areas, and aisles shall be progressively increased in width to provide, at all points, not less than 1 foot (305 mm) of aisle width for each 50 persons served by such aisle at that point.

2403.12.6 Exit signs.

Exits shall be clearly marked. Exit signs shall be installed at required exit doorways and where otherwise necessary to indicate clearly the direction of egress when the exit serves an occupant load of 50 or more.

2403.12.6.1 Exit sign illumination.

Exit signs shall be of an approved self-luminous type or shall be internally or externally illuminated by luminaires supplied in the following manner:

1. Two separate circuits, one of which shall be separate from all other circuits, for occupant loads of 300 or less; or
2. Two separate sources of power, one of which shall be an approved emergency system, shall be provided when the occupant load exceeds 300. Emergency systems shall be supplied from storage batteries or from the on-site generator set, and the system shall be installed in accordance with the ICC *Electrical Code*.

2403.12.7 Means of egress illumination.

Means of egress shall be illuminated with light having an intensity of not less than 1 foot-candle (11 lux) at floor level while the structure is occupied. Fixtures required for means of egress illumination shall be supplied from a separate circuit or source of power.

2404.2 Flame propagation performance treatment. +

Before a permit is granted, the owner or agent shall file with the fire code official a certificate executed by an approved testing laboratory certifying that the tents; canopies and membrane structures and their appurtenances; sidewalls, drops and tarpaulins; floor coverings, bunting and combustible decorative materials and effects, including sawdust when used on floors or passageways, shall be composed of material meeting the flame propagation performance criteria of NFPA 701 or shall be treated with a flame retardant in an approved manner and meet the flame propagation performance criteria of NFPA 701, and that such flame propagation performance criteria are effective for the period specified by the permit.

2404.3 Label.

Membrane structures, tents or canopies shall have a permanently affixed label bearing the identification of size and fabric or material type.

2404.5 Combustible materials.

Hay, straw, shavings or similar combustible materials shall not be located within any tent, canopy or membrane structure containing an assembly occupancy, except the materials necessary for the daily feeding and care of animals. Sawdust and shavings utilized for a public performance or exhibit shall not be prohibited provided the sawdust and shavings are kept damp. Combustible materials shall not be permitted under stands or seats at any time. The areas within and adjacent to the tent or air-supported structure shall be maintained clear of all combustible materials or vegetation that could create a fire

hazard within 20 feet (6096 mm) of the structure. Combustible trash shall be removed at least once a day from the structure during the period the structure is occupied by the public.

2404.12 Portable fire extinguishers.

Portable fire extinguishers shall be provided as required by [Section 906](#).

2404.15 Heating and cooking equipment.

Heating and cooking equipment shall be in accordance with Sections 2404.15.1 through 2404.15.7.

2404.15.1 Installation.

Heating or cooking equipment, tanks, piping, hoses, fittings, valves, tubing and other related components shall be installed as specified in the *International Mechanical Code* and the *International Fuel Gas Code*, and shall be approved by the fire code official.

2404.15.2 Venting.

Gas, liquid and solid fuel-burning equipment designed to be vented shall be vented to the outside air as specified in the *International Fuel Gas Code* and the *International Mechanical Code*. Such vents shall be equipped with approved spark arresters when required. Where vents or flues are used, all portions of the tent, canopy or membrane structure shall be not less than 12 inches (305 mm) from the flue or vent.

2404.15.3 Location.

Cooking and heating equipment shall not be located within 10 feet (3048 mm) of exits or combustible materials.

2404.15.4 Operations.

Operations such as warming of foods, cooking demonstrations and similar operations that use solid flammables, butane or other similar devices which do not pose an ignition hazard, shall be approved.

2404.15.5 Cooking tents.

Tents where cooking is performed shall be separated from other tents, canopies or membrane structures by a minimum of 20 feet (6096 mm).

2404.15.6 Outdoor cooking.

Outdoor cooking that produces sparks or grease-laden vapors shall not be performed within 20 feet (6096 mm) of a tent, canopy or membrane structure.

2404.15.7 Electrical heating and cooking equipment.

Electrical cooking and heating equipment shall comply with the ICC *Electrical Code*.

2404.16 LP-gas.

The storage, handling and use of LP-gas and LP-gas equipment shall be in accordance with Sections 2404.16.1 through 2404.16.3.

2404.16.1 General.

LP-gas equipment such as tanks, piping, hoses, fittings, valves, tubing and other related components shall be approved and in accordance with [Chapter 38](#) and with the *International Fuel Gas Code*.

2404.16.2 Location of containers.

LP-gas containers shall be located outside. Safety release valves shall be pointed away from the tent, canopy or membrane structure.

2404.16.2.1 Containers 500 gallons or less.

Portable LP-gas containers with a capacity of 500 gallons (1893 L) or less shall have a minimum separation between the container and structure not less than 10 feet (3048 mm).

2404.16.2.2 Containers more than 500 gallons.

Portable LP-gas containers with a capacity of more than 500 gallons (1893 L) shall have a minimum separation between the container and structures not less than 25 feet (7620 mm).

2404.16.3 Protection and security.

Portable LP-gas containers, piping, valves and fittings which are located outside and are being used to fuel equipment inside a tent, canopy or membrane structure shall be adequately protected to prevent tampering, damage by vehicles or other hazards and shall be located in an approved location. Portable LP-gas containers shall be securely fastened in place to prevent unauthorized movement.

2404.17 Flammable and combustible liquids.

The storage of flammable and combustible liquids and the use of flammable-liquid-fueled equipment shall be in accordance with Sections 2404.17.1 through 2404.17.3.

2404.17.1 Use.

Flammable-liquid-fueled equipment shall not be used in tents, canopies or membrane structures.

2404.17.2 Flammable and combustible liquid storage.

Flammable and combustible liquids shall be stored outside in an approved manner not less than 50 feet (15 240 mm) from tents, canopies or membrane structures. Storage shall be in accordance with [Chapter 34](#).

2404.17.3 Refueling.

Refueling shall be performed in an approved location not less than 20 feet (6096 mm) from tents, canopies or membrane structures.

2404.18 Display of motor vehicles.

Liquid- and gas-fueled vehicles and equipment used for display within tents, canopies or membrane structures shall be in accordance with Sections 2404.18.1 through 2404.18.5.3.

2404.18.1 Batteries.

Batteries shall be disconnected in an appropriate manner.

2404.18.2 Fuel systems.

Vehicles or equipment shall not be fueled or defueled within the tent, canopy or membrane structure.

2404.18.2.1 Quantity limit.

Fuel in the fuel tank shall not exceed one-quarter of the tank capacity or 5 gallons (19 L), whichever is less.

2404.18.2.2 Inspection.

Fuel systems shall be inspected for leaks.

2404.18.2.3 Closure.

Fuel tank openings shall be locked and sealed to prevent the escape of vapors.

2404.18.3 Location.

The location of vehicles or equipment shall not obstruct means of egress.

City of Texarkana, Texas

Version: D

Update Date: 3/4/2014 9:22 AM

Briefing Sheet

Lead Department: Municipal Services and Public Works **Action Officer:** Debbie Burk,
Ordinance No. 2014-019 amending PD-14 for site plan approval to allow the
location of an additional sign in Block 19, Ghio-Fish Boulevard Addition,
located at 4220 Texas Boulevard. William Dudley, Jr., owner. Terrie Jarvis,
agent. (Due to Planning and Zoning Commission denial, a 3/4 vote by the City
Subject: Council will be required to approve this request)

Briefing: 3/10/2014 **Public Hearing:** 2/24/2014 **Second Briefing:** March 10, 2014 **Council Vote:** 3/24/2014

Item Schedule

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

Updates/History of Briefing:

Executive Summary and Background Information:

This is a request by William Dudley, Jr., owner, and Terrie Jarvis, agent for site plan approval to allow the location of a new sign at 4220 Texas Boulevard (Block 19, Ghio-Fish Boulevard Addition). A dental office and a dental assistant training school is currently sharing this office space. The tenant has added a new wall sign to the building advertising "Eastex Dental Academy" and this tenant is asking to add additional signage to the current sign along Texas Boulevard.

The adjacent zoning is PD-Office to the north, south and east and Office and SF-2 to the west across Texas Boulevard. The adjacent land use offices to the north, south and east and offices and residences across Texas Boulevard to the west.

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

This request is to allow an additional sign at this location. There is currently a multi-tenant sign located along Texas Boulevard advertising two dental offices that conforms with the current Planned Development regulations. In order to be in compliance with the current PD regulations, any new signage would have to be attached to the current multi-tenant sign.

The applicant has provided a drawing showing a 3' x 8' sign attached to the top of the existing multi-tenant sign. (see attached drawing). The proposed sign is wooden and does not match the existing internally lit signage. It also will be bolted to the top of the existing sign. The new proposed overall sign would be 9' in height and 8' in length. The existing sign is 6' in height and 8' in length.

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

Potential Options:

None

Fiscal Implications:

City of Texarkana, Texas

None

Staff Recommendation:

Staff recommends for denial of the proposed new sign since it is not of the same material and design of the existing multi-tenant signage. Furthermore, the existing sign has served these two buildings for numerous years. The tenant would be allowed to add their name to the existing sign on one of the two existing name plates. Additional signage could set a precedent for other tenant separations to also ask for adding to existing signage.

Advisory Board/Committee Review:

Planning and Zoning Commission.

Board/Committee Recommendation:

The Planning and Zoning Commission at their meeting on February 3, 2014 unanimously by a vote of 6 to 0 recommended to deny this request. Due to P & Z denial, a $\frac{3}{4}$ vote will be required to approve this request.

The Commissioners stated that the existing multi-tenant sign was adequate for this location. They stated that if the request is approved, a precedent could be set for similar requests if additional tenants were added. Commissioners indicated that the applicant should make arrangements with the landlord/owner to utilize half of the existing signage. This would allow one panel of the existing sign for each building.

Advisory Board/Committee Meeting Date and Minutes:

The minutes have not been prepared yet for this meeting.

Attachments

- a. Goals and Perspectives (DOCX)
- b. Ordinance No. 2014-019 (DOCX)
- c. Exhibit "A" attachment to Ord. # 2014-019 (PDF)
- d. Exhibit "B" attachment to Ord. # 2014-019 (PDF)
- e. maps & drawing for Ord. # 2014-019(PDF)
- f. Ward map for Ord. No. 2014-019 (PDF)

Staff Coordination

Public Works	Debbie Burk 02/05/2014 1:19 PM	Department Head Review	Completed
Municipal Services and Public Works	Shirley Jaster 02/05/2014 4:42 PM	Review	Completed
City Manager 8:47 AM	John Whitson	City Manager Review Completed	02/06/2014
City Council 8:23 AM	Jennifer Evans	Meeting Completed	02/26/2014

City of Texarkana, Texas**Meeting History**

02/10/14	City Council	MOVED FORWARD	Next: 02/24/14
02/24/14	City Council	MOVED FORWARD	Next: 03/10/14

No comments were made at the public hearing on this item.

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

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

ORDINANCE NO. 2014-019

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AMENDING PD-14 (OFFICE) FOR SITE PLAN APPROVAL TO ALLOW AN ADDITIONAL SIGN IN BLOCK 19, GHIO-FISH BOULEVARD ADDITION, LOCATED AT 4220 TEXAS BOULEVARD 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 to allow the location of an additional sign** (Exhibit “A”) in Block 19, Ghio-Fish Boulevard Addition (Exhibit “B”), located at 4220 Texas Boulevard, 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 six (6) to zero (0) to recommend denial of the petition for the request for site plan approval to allow the location of an additional sign** (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 to allow the location of an additional sign** 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 **amendment to the site plan to allow the location of an additional sign** in Block 19, Ghio-Fish Boulevard Addition, located at 4220 Texas Boulevard, in the City of Texarkana, Texas, Bowie County, Texas, be and is hereby approved and hereby amends PD-14(O).

Attachment: Ordinance No. 2014-019 [Revision 2] (1031 : Ord.2014-019 (Amend. to PD-14) 4220 Texas Blvd.)

SECTION 2: 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 3: All Ordinances or parts of Ordinances in conflict herewith are specifically repealed to the extent of such conflict.

SECTION 4: 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 24th day of March, 2014.

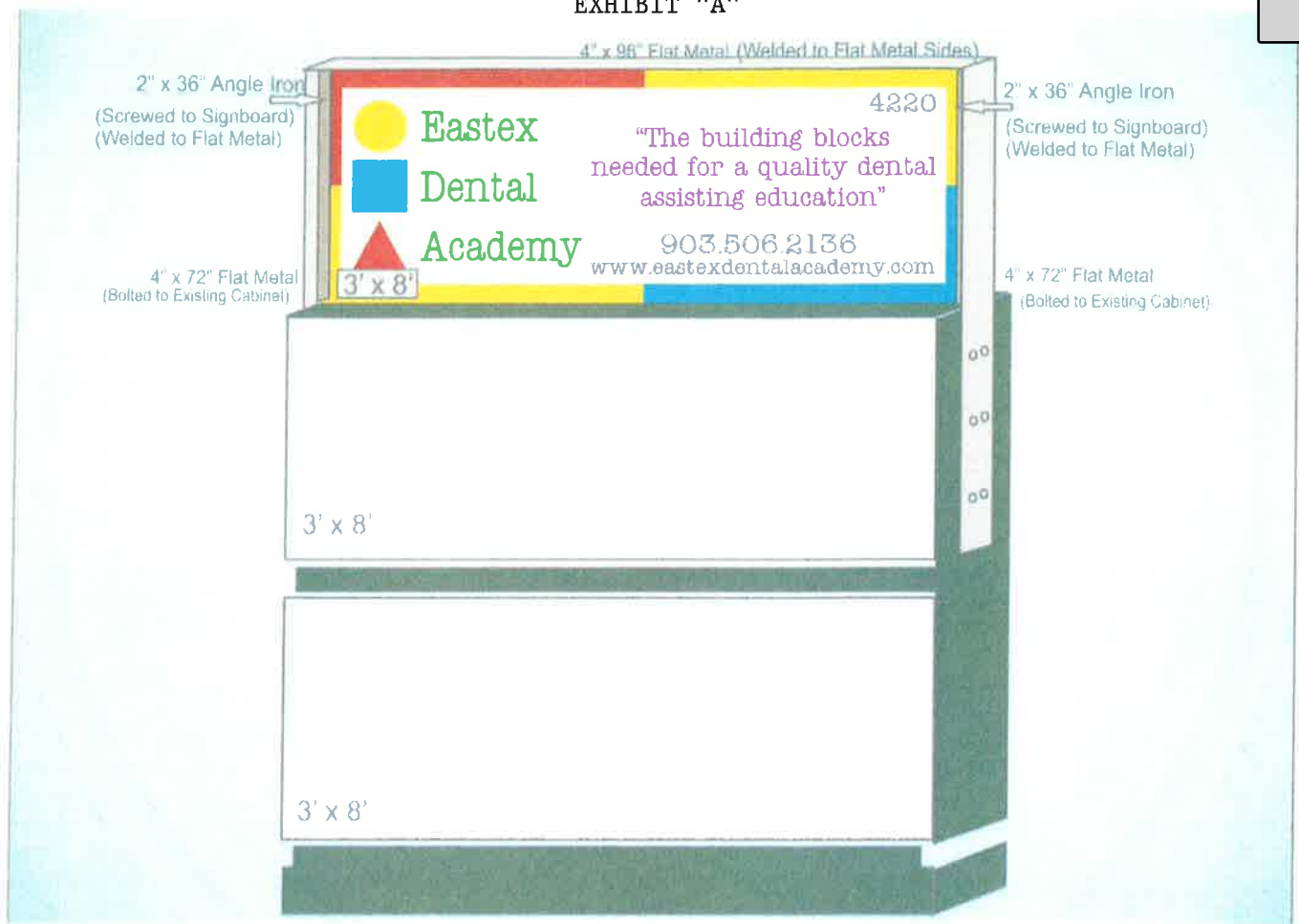
ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR

EXHIBIT "A"

9.1.c



Attachment: Exhibit ?A? attachment to Ord. # 2014-019 (1031 : Ord.2014-019 (Amend. to PD-14) 4220 Texas Blvd.)

12/17/2013 TUE 13:58 FAX

9.1.d

EXHIBIT "B"

A part of Block No. 19 GHIO-FISH BLVD. ADDITION to the City of Texarkana, Bowie County, and the South One-Half (1/2) of Houston Street lying East of Texas Boulevard and located between Blocks No. 18 and 19 of said Ghio-Fish Blvd., Addition; and being more particularly described by metes and bounds as follows:

BEGINNING at an iron pipe 91.83 ft. West and 30.00 ft. North of the Northeast corner of Block No. 19, Ghio-Fish Blvd. Addition to the City of Texarkana, Bowie County, Texas, same being in the centerline of Houston Street;

THENCE South, 179.00 ft.;

THENCE West, 144.04 ft. to the East right of way of Texas Boulevard; same being a curve to the right having a radius of 1382.40 ft.; the radius point bears South 74°34'55" East;

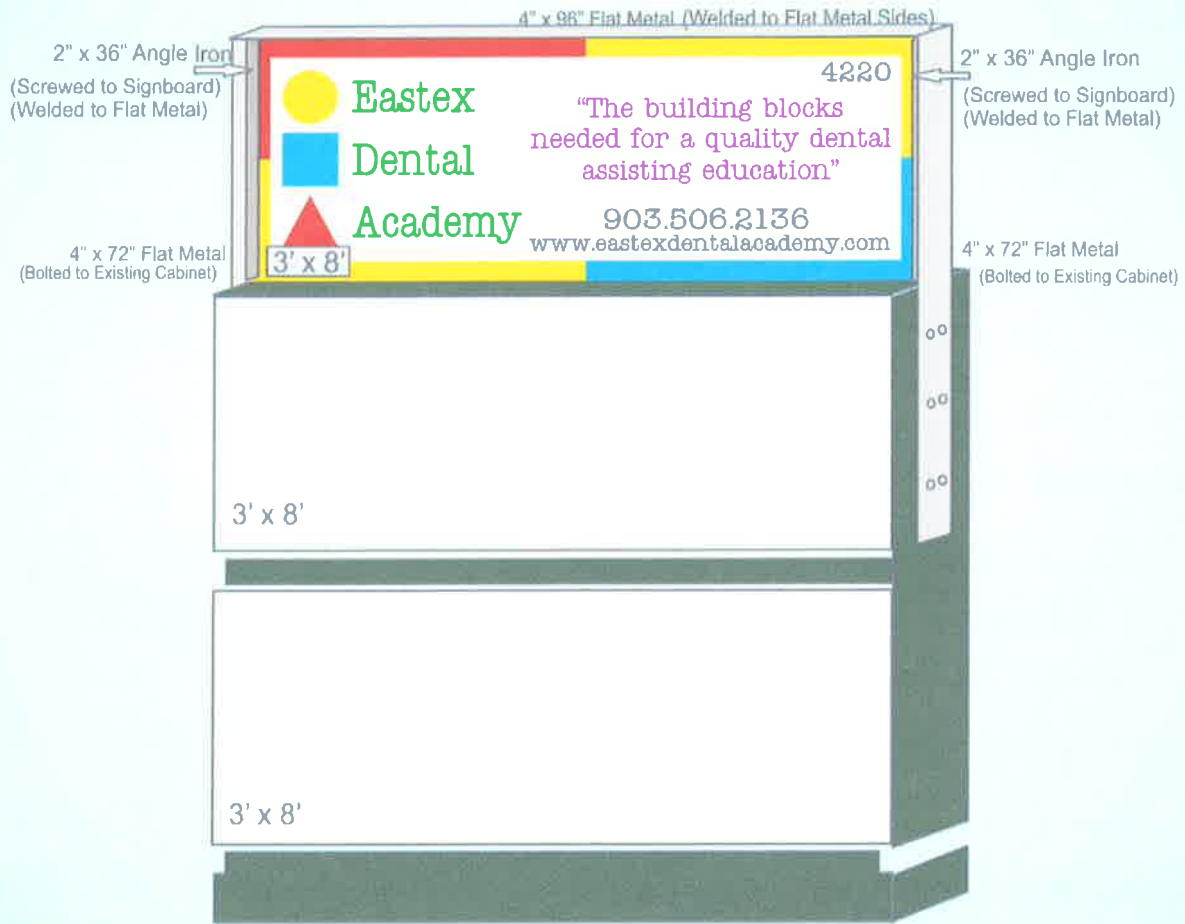
THENCE Northeasterly with said East right of way of Texas Boulevard, and said curve a distance of 189.87 ft. through a central angle of 07°52'10" to a 1" iron pipe in the centerline of the above mentioned Houston Street;

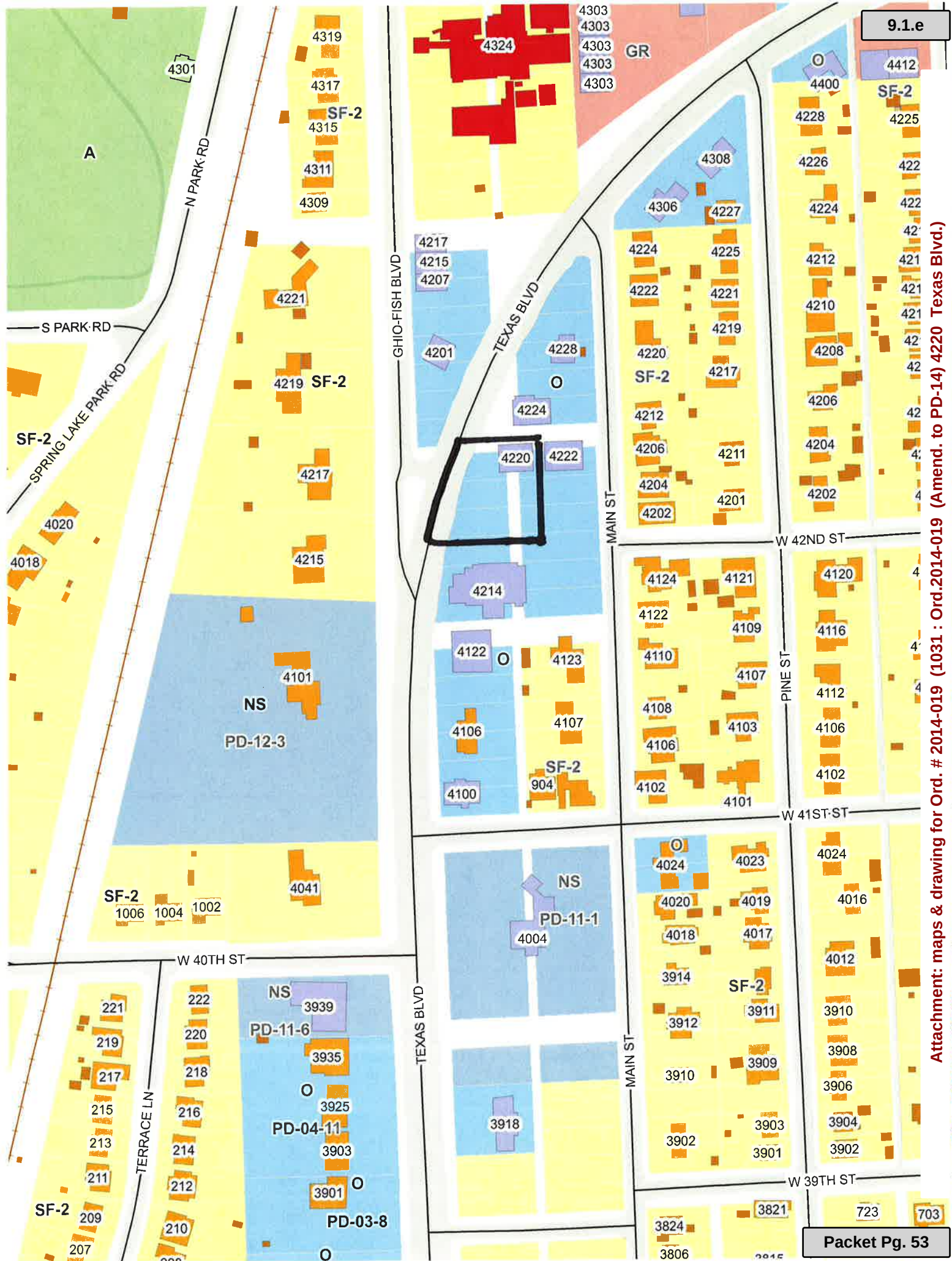
THENCE East, 81.17 ft. with the centerline of said Houston Street to the POINT OF BEGINNING and containing 0.472 acres of land, more or less.

12/18/11
JOT

12/18/11
JOT

Attachment: Exhibit ?B? attachment to Ord. # 2014-019 (1031 : Ord.2014-019 (Amend. to PD-14) 4220 Texas Blvd.)





08480003510
GHIO-FISH BOULEVARD ADDN
PT LOT 7
LAREY NIXON PROPERTIES

0848001581
GHIO-FISH BOULEVARD ADDN
PT LOT 1
RICHMOND RD PROPERTIES

4224

4220

4222

Sign

08480001800
GHIO-FISH BOULEVARD ADDN
PT OF HOUSTON ST PT OF BLK
DUDLEY, WILLIAM JR & JOHN CAYCE

08480001802
GHIO-FISH BOULEVARD ADDN
NE PT
CURRY, ANDREW & CAROLINE

TEXAS BLVD

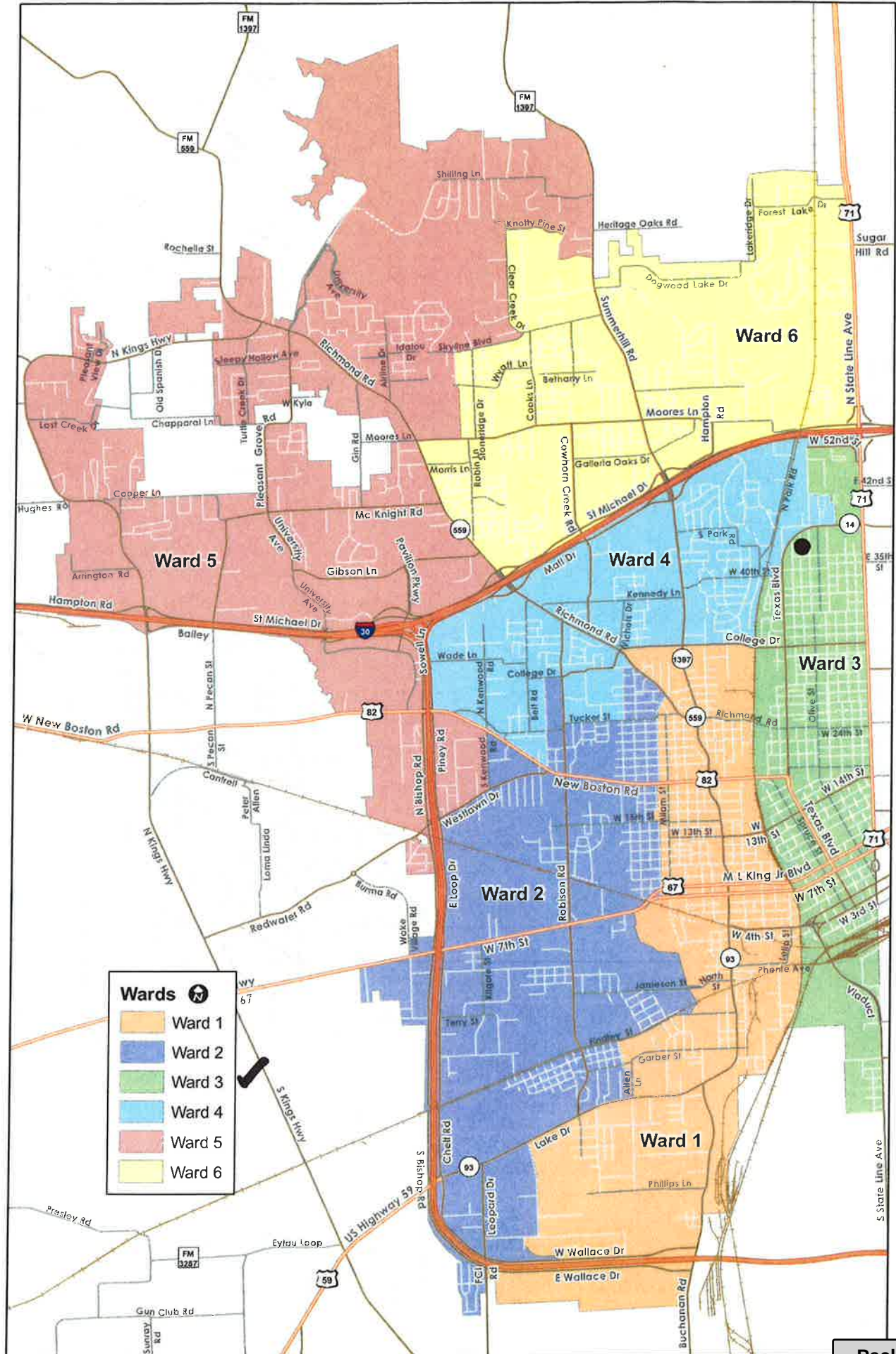
Row

08480001801
GHIO-FISH BOULEVARD ADDN
PT
OTO LARYNGOLOGY ASSOC

4214

08480002200

Texarkana, TX - Ward Map



Attachment: Ward map for Ord. No. 2014-019 (1031 : Ord.2014-019 (Amend. to PD-14) 4220 Texas Blvd.)

City of Texarkana, Texas

Version: E

Update Date: 3/4/2014 9:23 AM

Briefing Sheet

Lead Department: Public Works **Action Officer:** Debbie Burk
Ordinance No. 2014-027 rezoning a 1.48 acre tract of land being part of the
H.S. Janes HRS, A-306, located at 3723 South Lake Drive. Single Family-2 to
Subject: Commercial. Carl Daily, owner. Landon Huffer, agent.

Public **Second** **Council**
Briefing: 3/10/2014 **Hearing:** 2/24/2014 **Briefing:** March 10, 2014 **Vote:** 3/24/2014

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

This is a request by Carl Daily, owner, and Landon Huffer, agent, to rezone a 1.48 acre tract of land being part of the H.S. Janes HRS, A-306, located at 3723 South Lake Drive from Single Family-2 (SF-2) to Commercial (C). The property is currently vacant and the proposed use is for a future commercial type business.

The adjacent zoning is PD-MF-2 to the north across Lake Drive, PD-Office and SF-2 to the east, and Commercial to the south and west. The adjacent land use is an apartment complex and vacant land to the north (across Lake Drive), a warehouse to the south, vacant land (future location for FCI credit union) and residences to the east, and vacant Land and Cook's Drywall business to the west.

The Comprehensive Plan has designated this as a Retail Area.

This property is located in close proximity to the intersection of Jarvis Parkway and South Lake Drive. There are other business uses in this area that are commercially zoned located directly to the south and west of this tract of land.

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

Potential Options:

None

Fiscal Implications:

None

Staff Recommendation:

Since there are other commercially zoned properties in this area, staff recommends for approval of this request.

Advisory Board/Committee Review:

Planning and Zoning Commission

Board/Committee Recommendation:

The Planning and Zoning Commission at their meeting on February 3, 2014 unanimously recommended for approval of this request.

City of Texarkana, Texas

Advisory Board/Committee Meeting Date and Minutes:

The minutes have not been prepared for this meeting.

Attachments

- a. Goals and Perspectives (DOCX)
- b. Ordinance No. 2014-027 (DOCX)
- c. Exhibit "A" attachment to Ord. # 2014-027 (PDF)
- d. maps for Ord. # 2014-027 (PDF)
- e. Ward map for Ord. No. 2014-027 (PDF)

Staff Coordination

City Manager 10:51 AM	Pam Burns	Review	Completed	02/05/2014
Public Works	Shirley Jaster 02/05/2014 4:26 PM	Department Head Review	Completed	
City Manager 8:27 AM	John Whitson	City Manager Review	Completed	02/06/2014
City Council 8:23 AM	Jennifer Evans	Meeting	Completed	02/26/2014

Meeting History

02/10/14	City Council	MOVED FORWARD	Next: 02/24/14
02/24/14	City Council	MOVED FORWARD	Next: 03/10/14

No comments were made at the public hearing on this item.

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: Medium

Other Potential Impacts:

None

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-14-3

ORDINANCE NO. 2014-027

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 1.48 ACRE TRACT OF LAND BEING PART OF THE H.S. JANES HRS, A-306, (EXHIBIT "A"), LOCATED AT 3723 SOUTH LAKE DRIVE IN THE CITY OF TEXARKANA, BOWIE COUNTY, TEXAS FROM SINGLE FAMILY-2 TO COMMERCIAL; 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 1.48 acre tract of land being part of the H.S. Janes HRS, A-306 (Exhibit "A"), located at 3723 South Lake Drive in the City of Texarkana, Bowie County, Texas, from **Single Family-2 to Commercial**; 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 six (6) to zero (0) to recommend the application for rezoning from Single Family-2 to Commercial** 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-2 to Commercial** 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 1.48 acre tract of land being part of the H.S. Janes HRS, A-306 (Exhibit "A"), located at 3723 South Lake Drive in the City of Texarkana, Bowie County, Texas, from **Single Family-2 to Commercial**.

Attachment: Ordinance No. 2014-027 (1032 : -Ord. No. 2014-027 (Z-14-3) 3723 S. Lake Dr. SF-2 to C)

SECTION 2: 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 3: All Ordinances or parts of Ordinances in conflict herewith are specifically repealed to the extent of such conflict.

SECTION 4: 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 24th day of March, 2014.

ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR

EXHIBIT "A"

All that certain lot, tract or parcel of land situated in Bowie County, Texas, and being a part of Block No. 25 of the Subdivision of the H. S. JAMES HEADRIGHT SURVEY, and also a part of a certain tract of land conveyed by Herman H Wommack, Jr. to L. C. Baker, on November 19, 1951, as shown by deed of record in Vol. 281 page 63 of the Deed Records of Bowie County, Texas; BEGINNING at the Northwest corner of the tract conveyed to Baker, in the South boundary line of Highway #59, an iron pipe for corner; THENCE South with the West boundary line of the Baker tract, 392.5 feet to an iron stake for corner; THENCE East 170 feet to an iron stake for corner; THENCE North 2 deg. 3 min. West, 439 1/2 feet to an iron stake in the South boundary line of Highway #59; THENCE Southwesterly with the South boundary line of said Highway, 160 feet to the place of beginning, containing 1.55 acres of land. SAVE AND EXCEPT that tract of land as described in Right-of-Way deed from Agnes Philyaw, a widow to the State of Texas, dated June 23rd, 1958, filed July 2nd, 1958, recorded in Vol. 360, Page 403 of the Deed Records of Bowie County, Texas.

Reservations from and Exceptions to Conveyance and Warranty:

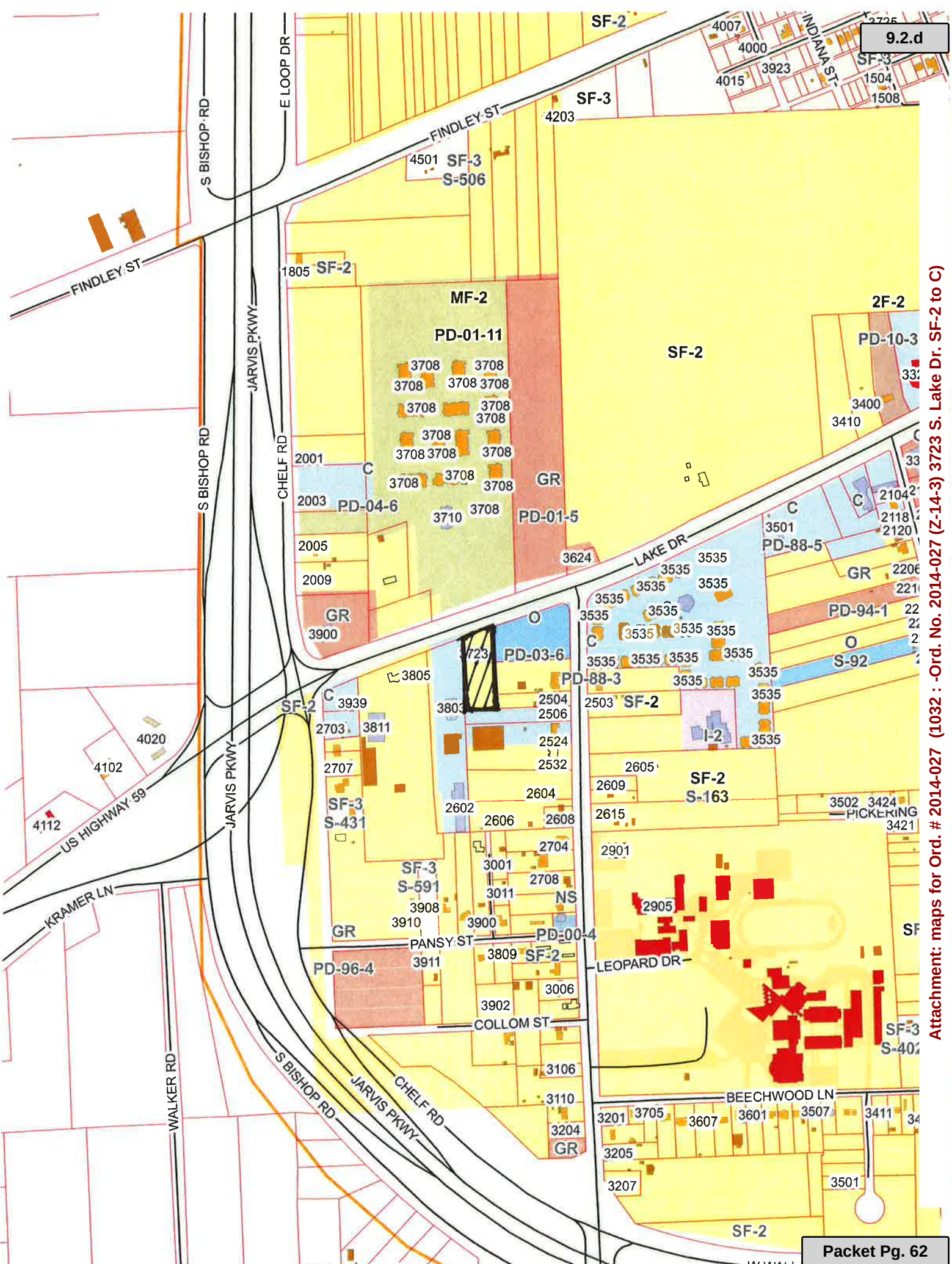
This conveyance is made subject to the following matters, to the extent same are of record at this time: Any and all restrictions, covenants, conditions,

11.00
Pd.
13513 #
3556
Page 178

For Record In
County, Texas
La Moore
nty Clerk
0,2001 at 10:01AM

Horton Kemp Jr.

Attachment: Exhibit ?A? attachment to Ord. # 2014-027 (1032 : -Ord. No. 2014-027 (Z-14-3) 3723 S. Lake Dr. SF-2 to C)



Attachment: maps for Ord. # 2014-027 (1032 : -Ord. No. 2014-027 (Z-14-3) 3723 S. Lake Dr. SF-2 to C)

Attachment: maps for Ord. # 2014-027 (1032 : -Ord. No. 2014-027 (Z-14-3) 3723 S. Lake Dr. SF-2 to C)



Attachment: maps for Ord. # 2014-027 (1032 : -Ord. No. 2014-027 (Z-14-3) 3723 S. Lake Dr. SF-2 to C)



City of Texarkana, Texas

Briefing Sheet

Version: A

Update Date: 3/4/2014 9:25 AM

Lead Department: Public Works **Action Officer:** Debbie Burk,
Ordinance No. 2014-028 rezoning Lots 114, 115, 116, 117, part of 118, 140,
141, 142, 143, west part of 144 and 170, Belmont Subdivision, located south of
Arizona Avenue in the 900 block of North Bishop Road. Single Family-2 to
Subject: Commercial. Carl Daily, owner. Landon Huffer, agent.

Briefing: 3/10/2014 **Public Hearing:** 2/24/2014 **Second Briefing:** March 10, 2014 **Council Vote:** 3/24/2014

Item Schedule

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

Updates/History of Briefing:

Executive Summary and Background Information:

This is a request by Carl Daily, owner, and Landon Huffer, agent, to rezone Lots 114, 115, 116, 117, part of 118, 140, 141, 142, 143, west part of 144 and 170, Belmont Subdivision, located south of Arizona Avenue in the 900 block of North Bishop Road from Single Family-2 to Commercial. The property is currently vacant and the proposed use is future commercial development.

The adjacent zoning is Commercial to the north, Single Family-2 to the south and west and Jarvis Parkway to the east. The adjacent land use is vacant land to the north and south, residences to the west and Jarvis Parkway to the east.

The Comprehensive Plan has designated this as a Retail Area.

It should be noted that this property borders on the boundary between Texarkana and Wake Village.

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

Potential Options:

None

Fiscal Implications:

None

Staff Recommendation:

There is currently Commercial zoned property immediately to the north of this tract of land. Commercial type uses along Jarvis Parkway are consistent with others in the area. Therefore, staff recommends for approval of this request.

Advisory Board/Committee Review:

Planning and Zoning Commission

City of Texarkana, Texas

Board/Committee Recommendation:

The Planning and Zoning Commission at their meeting on February 3, 2014 unanimously by a vote of 6 to 0 recommended for approval of this request.

Advisory Board/Committee Meeting Date and Minutes:

The minutes have not been prepared yet for this meeting.

Attachments

- a. Goals and Perspectives (DOCX)
- b. Ordinance No. 2014-028 (DOCX)
- c. maps for Ord. # 2014-028 (PDF)
- d. Ward map for Ord. No. 2014-028 (PDF)

Staff Coordination

Public Works	Shirley Jaster 02/05/2014 4:35 PM	Department Head Review	Completed
Municipal Services and Public Works	Shirley Jaster Completed 02/05/2014 4:35 PM	MS & PW Review	
City Manager 8:42 AM	John Whitson	City Manager Review Completed	02/06/2014
City Council 8:23 AM	Jennifer Evans	Meeting Completed	02/26/2014

Meeting History

02/10/14	City Council	MOVED FORWARD	Next: 02/24/14
02/24/14	City Council	MOVED FORWARD	Next: 03/10/14

No comments were made at the public hearing on this item.

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

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-14-4

ORDINANCE NO. 2014-028

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AMENDING THE ZONING ORDINANCE OF THE CITY OF TEXARKANA, TEXAS, BY REZONING LOTS 114, 115, 116, 117, PART OF 118, 140, 141, 142, 143, WEST PART OF 144, AND 170, BELMONT SUBDIVISION, LOCATED SOUTH OF ARIZONA AVENUE IN THE 900 BLOCK OF NORTH BISHOP ROAD IN THE CITY OF TEXARKANA, BOWIE COUNTY, TEXAS FROM SINGLE FAMILY-2 TO COMMERCIAL; 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 Lots 114, 115, 116, 117, part of 118, 140, 141, 142, 143, west part of 144, and 170, Belmont Subdivision, located south of Arizona Avenue in the 900 block of North Bishop Road in the City of Texarkana, Bowie County, Texas, from **Single Family-2 to Commercial**; 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 six (6) to zero (0) to recommend the application for rezoning from Single Family-2 to Commercial** 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-2 to Commercial** 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 Lots 114, 115, 116, 117, part of 118, 140, 141, 142, 143, west part of 144, and 170, Belmont Subdivision, located south of Arizona Avenue in the 900 block of North Bishop Road in the City of Texarkana, Bowie County, Texas, from **Single Family-2 to Commercial**.

Attachment: Ordinance No. 2014-028 (1033 : Ord. # 2014-028 (900. blk. N Bishop. SF-2 to C))

SECTION 2: 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 3: All Ordinances or parts of Ordinances in conflict herewith are specifically repealed to the extent of such conflict.

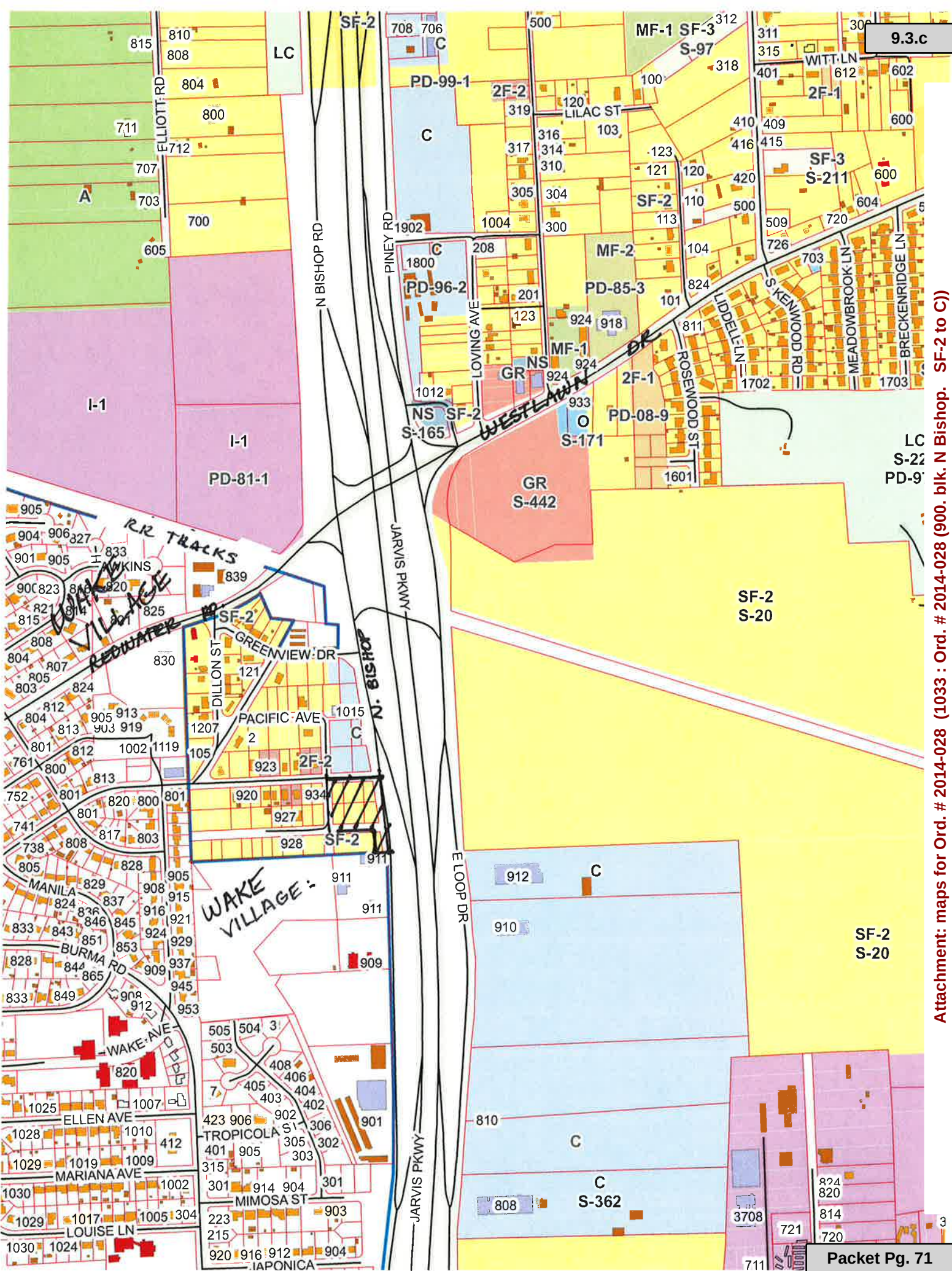
SECTION 4: That this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED AND APPROVED in Regular Council Session on this the 24th day of March, 2014.

ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR



Attachment: maps for Ord. # 2014-028 (1033 : Ord. # 2014-028 (900. blk. N Bishop. SF-2 to C))

GR
S-442

SF-2
S-20

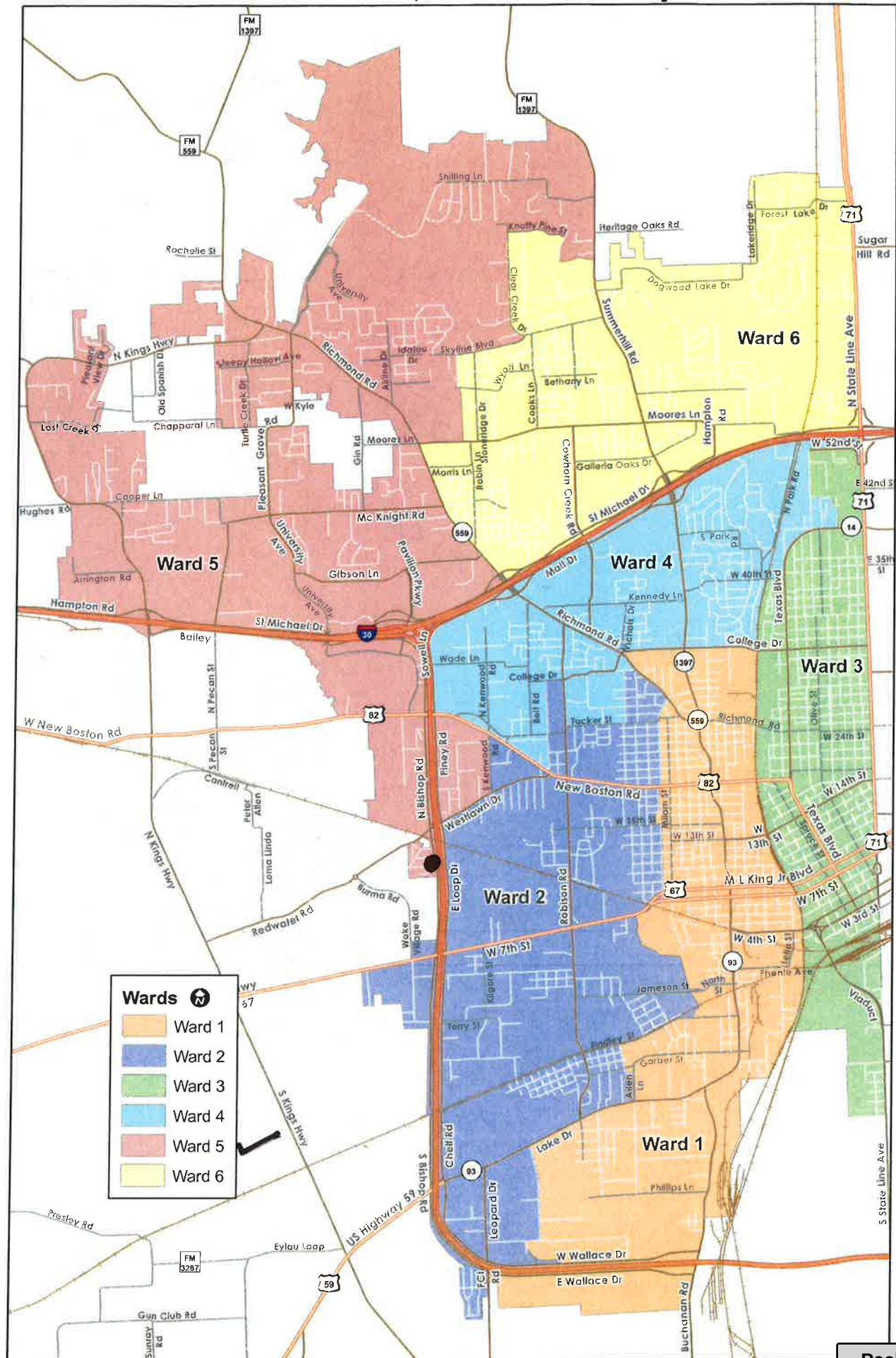
Attachment: maps for Ord. # 2014-028 (1033 : Ord. # 2014-028 (900. blk. N Bishop. SF-2 to C))

Packet Pg. 72

Wake
Village
Texas



Texarkana, TX - Ward Map



Attachment: Ward map for Ord. No. 2014-028 (1033 : Ord. # 2014-028 (900. blk. N Bishop. SF-2 to C))

City of Texarkana, Texas

Version: C

Update Date: 3/4/2014 9:34 AM

Briefing Sheet

Lead Department: Public Works **Action Officer:** Debbie Burk,
Ordinance No. 2014-029 granting a Specific Use Permit to allow the one
additional use of a tattoo studio on a .31 acre tract of land being part of the
Howard Ethridge HRS, A-182, located at 1414 New Boston Road. Sammie
Subject: Strange, owner. Reggie Keith, agent.

Briefing: 3/10/2014 **Public Hearing:** 2/24/2014 **Second Briefing:** March 10, 2014 **Council Vote:** 3/24/2014

Item Schedule

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

Updates/History of Briefing:

Executive Summary and Background Information:

S-651: This is a request by Sammie Strange, owner, and Reggie Keith, agent, for a Specific Use Permit, SUP, to allow the one additional use of a tattoo studio on a .31 acre tract of land being a part of the Howard Ethridge HRS, A-182, located in a tenant space at 1414 New Boston Road. There is currently an office type building located on the property that leases out retail/office space.

The adjacent zoning is Commercial to the north and west and Industrial-1 to the east and south. The adjacent land use is a mini-warehouse development (partially being used as a flea market) to the north, a vacant retail business to the south, a glass repair business to the east and vacant land to the west.

This property is zoned Commercial (C). A Specific Use Permit is required to allow the one additional use of a tattoo studio in this zoning district. The application of permanent cosmetics is also considered a tattoo as well as any inked body art. The State of Texas will regulate this business as to licensing and other health related issues.

There are and have been other tattoo studios located in this area of the City along New Boston Road. Therefore, this use is consistent with present and previous uses.

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

Potential Options:

None

Fiscal Implications:

None

Staff Recommendation:

There appears to be adequate parking at the business location for this additional use. Staff recommends for approval of the request with the following stipulations:

1. That the owner/or any employee performing the application of tattooing procedures be currently licensed by the State and meet all Federal, State and City licensing laws and health regulations. (A copy of the current license must be provided to the City prior to the opening of the business).
2. That if any complaints concerning minors or any violations of the regulations listed above occur, the City has the right to revoke the Specific Use Permit.

City of Texarkana, Texas

3. That if this use ever ceases at this location, the City may revoke the Specific Use Permit that allows a tattoo studio.
4. That the sale of tobacco products or drug paraphernalia is prohibited.
5. That the hours of operation will be from 11:00 a.m. until 8 p.m. (Monday – Saturday) or by appointment.
6. That any remodeling of the current building must meet all city codes and requires licensed contractors.
7. That no painting of the windows or the building with advertisement or graphic art is allowed.
8. That any signage for the tattoo business must be located on the existing multi-tenant sign.

Advisory Board/Committee Review:

Planning and Zoning Commission

Board/Committee Recommendation:

The Planning and Zoning Commission at their meeting on February 3, 2014, unanimously recommended for approval of the request with staff stipulations.

Advisory Board/Committee Meeting Date and Minutes:

The minutes have not been prepared yet for this meeting.

Attachments

- a. Goals and Perspectives (DOCX)
- b. Ordinance No. 2014-029 (DOCX)
- c. maps for Ord. # 2014-029 (PDF)
- d. Ward map for Ord. No. 2014-029 (PDF)
- e. Ord. 029-2014 - Exhibit "A" (PDF)

Staff Coordination

Public Works	Shirley Jaster	Department Head Review	Completed
	02/05/2014 4:32 PM		
Municipal Services and Public Works	Shirley Jaster	MS & PW Review	
	Completed	02/05/2014 4:32 PM	
City Manager	John Whitson	City Manager Review	Completed 02/06/2014
8:35 AM			
City Council	Jennifer Evans	Meeting	Completed 02/26/2014
8:23 AM			

Meeting History

02/10/14	City Council	MOVED FORWARD	Next: 02/24/14
02/24/14	City Council	MOVED FORWARD	Next: 03/10/14

City of Texarkana, Texas

Maurietta Jordan and Reggie Keith of Inkville Body Art Tattoo Shop spoke at the public hearing on this item.

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	☒ Sign posted

Other:

S-651

ORDINANCE NO. 2014-029

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-651 TO ALLOW ONE ADDITIONAL USE OF A TATTOO STUDIO ON A .31 ACRE TRACT OF LAND BEING PART OF THE HOWARD ETHRIDGE HRS, A-182, (EXHIBIT "A"), LOCATED AT 1414 NEW BOSTON 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 **one additional use of a tattoo studio** on a .31 acre tract of land being part of the Howard Ethridge HRS, A-182 (Exhibit "A"), located at 1414 New Boston 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 Six (6) to Zero (0) to recommend** to the City Council of Texarkana, Texas, that a **Specific Use Permit be granted to allow the one additional use of a tattoo studio** 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-650 for the purpose of allowing the one additional use of a tattoo studio** on the following described property, to-wit: **a .31 acre tract of land being part of the Howard Ethridge HRS, A-182 (Exhibit "A"), located at 1414 New Boston Road in the City of Texarkana, Bowie County, Texas.**

SECTION 2: That the following special terms and conditions are hereby imposed and made part of this Ordinance:

1. That the owner/or any employee performing the application of tattooing procedures be currently licensed by the State and meet all Federal, State and City licensing laws and health regulations. (A copy of the current license must be provided to the City prior to the opening of the business).
2. That if any complaints concerning minors or any violations of the regulations listed

- above occur, the City has the right to revoke the Specific Use Permit.
3. That if this use ever ceases at this location, the City may revoke the Specific Use Permit that allows a tattoo studio.
 4. That the sale of tobacco products or drug paraphernalia is prohibited.
 5. That the hours of operation will be from 11:00 a.m. to 8:00 p.m. (Monday –Saturday) or by appointment.
 6. That no painting of the windows or the building with advertisement or graphic art.
 7. That any signage for the tattoo business must be located on the existing multi-tenant sign.

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 24th day of March, 2014.

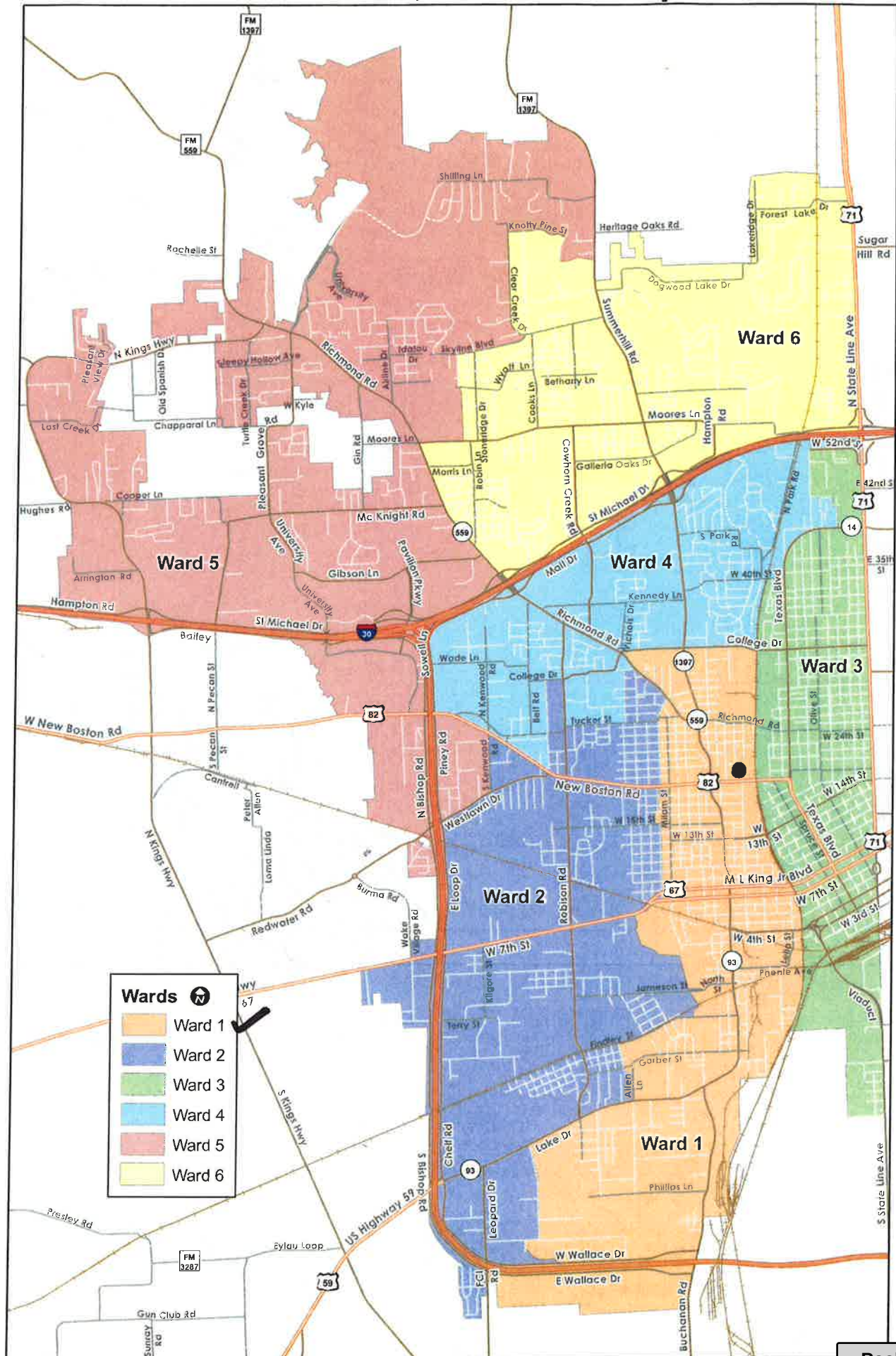
ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR



Texarkana, TX - Ward Map



Attachment: Ward map for Ord. No. 2014-029 (1036 : Ord. No. 2014-029 (S-651; 1414 N. Boston Rd. - SUP for tattoo studio))

EXHIBIT "A"

Property: All that certain tract or parcel of land located in Bowie, Texas, more specifically described as:

that certain tract or parcel of land situated in the HOWARD ETHRIDGE HRS, A-182, Bowie County, Texas, and being all of Tracts 1, 2 and 3 as described in Warranty Deed with Vendor's Lien dated March 27, 2007, from Joe Keith Ricker and wife, Barbara Diane Ricker to Charles E. Sullivan and recorded in Volume 5113, Pages 190-194, Real Property Records of Bowie County, Texas, and more particularly described as follows:

BEGINNING at a found "X" cut in concrete for the Southerly SE corner, said point being in the North R.O.W. line of U. S. Hwy. 82 (New Boston Road) and also being the occupied SE corner of referenced Tract 2;

THENCE S 88° 29' 22" W, along said R.O.W. line, 122.13 feet to a 1/2" rebar set for the SW corner, same being the SW corner of said Tract 2;

THENCE N 02° 58' 16" W, along the West line of said Tract 2, 107.298 feet to a 1/2" rebar set at a chain link fence corner, said point being the SW corner of referenced Tract 1;

THENCE N 01° 00' 00" W, along the West line of said Tract 1, 75.035 feet to a 1/2" rebar set at the Westerly SE corner of referenced Tract 3;

THENCE S 88° 06' 25" W, 53.84 feet to a 1/2" rebar set for the Westerly SW corner, same being the Westerly SW corner of said Tract 3;

THENCE N 01° 19' 31" W, along the West line of said Tract 3, 251.170 feet to a 1/2" rebar set for the Northwest corner in the South line of the W. W. Wooten HRS, said point being the Northwest corner of said Tract 3;

THENCE N 89° 33' 32" E, along said HR line, same being the North line of said Tract 3, 169.575 feet to the SE corner of said Wooten HRS, same being the SW corner of the I. M. Ball HRS, A-92;

THENCE N 89° 41' 45" E, along the South line of said Ball HRS, same being the North line of said Tract 3;

39.877 feet to a 1/2" rebar set for NE corner, same being the NE corner of said Tract 3;

THENCE S 01° 30' 54" E, at 14.4 feet, passing a chain link fence corner, and continuing along a chain link fence for a total distance of 322.512 feet to a 1/2" rebar set at a chain link fence corner for the Easterly SE corner, same being the SE corner of said Tract 3;

THENCE S 89° 00' 00" W, along the South line of said Tract 3, at 26.16 feet passing the SE corner of said Tract 1 and continuing for a total distance of 31.366 feet to a 1/2" rebar set for interior corner, same being the NE corner of said Tract 2;

THENCE S 01° 02' 57" E, along the East line of said Tract 2, 106.147 feet to the POINT OF BEGINNING and containing 1.775 acres of land, more or less.

Attachment: Ord. 029-2014 - Exhibit ?A? (1036 : Ord. No. 2014-029 (S-651; 1414 N. Boston Rd. - SUP for tattoo studio))

TOGETHER with a 30 foot access easement across the West side of a certain 0.509 acre tract of land conveyed by Stephen Oden, Substitute Trustee to Apco Liquidating Trust, May 1, 1979, and recorded in Volume 648, Page 688, Deed Records, Bowie County, Texas, and being more particularly described by metes and bounds as follows:

BEGINNING at an iron pipe for corner at the Northwest corner of said 0.509 acre tract of land, said point being North 00 deg. 25' West, 21.75 feet and South 88 deg. 50' West, 5.17 feet from the Southeast corner of subject tract;

THENCE North 88 deg. 50' East, with the North line of said 0.509 acre tract, 29.15 feet to a point for corner;

THENCE South 00 deg. 59' East, 30.0 feet East of and parallel to the West line of said 0.509 acre tract, 127.10 feet to a point for corner in North right-of-way line of U. S. Highway No. 82;

THENCE South 88 deg. 50' West, with said Highway No. 82 right-of-way line, 30.00 feet to an iron pipe for corner, the Southwest corner of said 0.509 acre tract;

THENCE North 00 deg. 59' West, with the West line of said 0.509 acre tract, 93.00 feet to a point for corner;

THENCE North 88 deg. 50' East, 0.67 feet to a point for corner;

THENCE North 00 deg. 41' West, with the West line of said 0.509 acre tract, 3.10 feet to the POINT OF BEGINNING.

Briefing Sheet

Version:
Update Date: 2/24/2014 9:59 AM

Lead Department: Finance **Action Officer:** Charlie Bassett, CFO
Subject: City of Texarkana, Texas Quarterly Investment Report For the Quarter Ended December 31, 2013

Updates/History of Briefing:

NOT APPLICABLE

Executive Summary and Background Information:

NONE

Potential Options:

NONE

Fiscal Implications:

Investment of available funds to obtain the best return.

Staff Recommendation:

NOT REQUIRED

Advisory Board/Committee Review:

Investment Committee

Board/Committee Recommendation:

Signature page attached to the report indicates Committee review and approval.

Advisory Board/Committee Meeting Date and Minutes:

Minutes of the prior meeting of the Investment Committee are included in the attachment. The Committee met on February 17, 2014 to consider and approve this report.

Attachments

- a. Goals and Perspectives (DOCX)
- b. Qtly Investment 12-31-13 (PDF)

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:

Attachment: Goals and Perspectives (1058 : Quarterly Investment Report)

City of Texarkana, Texas

QUARTERLY INVESTMENT REPORT

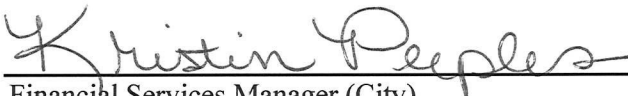
For the Quarter Ended
December 31, 2013

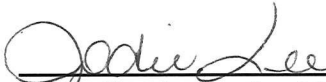
Prepared by

Valley View Consulting, L.L.C.

The investment portfolio of the City of Texarkana, TX is in compliance with the Public Funds Investment Act and the Investment Policy and Strategies


CFO/Finance Director (City)


Financial Services Manager (City)


Controller/Accounting Manager (City)


Director of Finance (Water Utilities Department)


Accounting/Human Resources Manager (Water Utilities Department)

Disclaimer: These reports were compiled using information provided by the City. No procedures were performed to test the accuracy or completeness of this information. The market values included in these reports were obtained by Valley View Consulting, L.L.C. from sources believed to be accurate and represent proprietary valuation. Due to market fluctuations these levels are not necessarily reflective of current liquidation values. Yield calculations are not determined using standard performance formulas, are not representative of total return yields and do not account for investment advisor fees.



A G E N D A

City of Texarkana, Texas
 Regular Meeting of the Investment Committee
 Monday, February 17, 2014 at 2:00 P.M.
 Municipal Building, 220 Texas Blvd., Texarkana, TX 75501

COMMITTEE MEMBERS

- Council Member (appointed by the Mayor) Bob Bruggeman, Mayor
- City CEO/Manager John Whitson (or designee) _____
- City CFO/Finance Director Charles L. Bassett, Jr.
- City Financial Services Manager Kristin Peeples
- WU Finance Director Jim Cornelius
- WU Accounting/Human Resources Manager Paula Jeans

OTHER ATTENDEES

- City Controller/Accounting Manager Jodie Lee
- Investment Advisor - Valley View Consulting Dick Long (via conference call)

A. CALL TO ORDER (General Comments)

B. MINUTES

1. Consider approval of the minutes of the Investment Committee meeting on November 11, 2013.

C. NEW BUSINESS

1. Receive a presentation of the Quarterly Investment Report for the period ending December 31, 2013, and take action as necessary.
2. Review the Collateral Report for the period ending December 31, 2013.
3. Execute Investment Report cover page.
4. Discuss the market outlook and appropriate investment strategy.
5. Discuss WU bank documentation status with WF.
6. Schedule the next Investment Committee meeting on May 5, 2014.
7. Other.

D. ADJOURNMENT

Attachments:

Minutes
Investment Report
Collateral Report
Market Outlook

Attachment: Qtly Investment 12-31-13 (1058 : Quarterly Investment Report)

Investment Committee Meeting November 11, 2013

Present: Charles L. Bassett, Jr., Chief Financial Officer
 Jim Cornelius, Interim Finance Director, TWU
 Jodie Lee, Controller/Accounting Manager
 Dick Long, Valley View Consulting (via conference call)
 Paula Jeans, Accounting/HR Manager, TWU
 Kristin Peeples, Financial Services Manager
 John Whitson, City Manager

Absent: Bob Bruggeman, Mayor

- Paula Jeans made a motion to approve the minutes from the July 22, 2013 meeting. John Whitson seconded the motion.
- Dick Long presented the investment report for the quarter ended September 30, 2013 and noted the following:
 - Money market accounts compiled 90% of the portfolio
 - Certificates of deposit compiled 10% of the portfolio
 - There was a slight decrease in the portfolio of \$2,785,338 from this time last year
 - There was a slight decrease in the average yield of .05% from this time last year
 - The City and TWU are both well collateralized
- Jim Cornelius made a motion to approve the quarterly report for the quarter ended September 30, 2013. John Whitson seconded the motion.
- John Whitson made a motion to accept the collateral report for the quarter ended September 30, 2013. Paula Jeans seconded the motion.
- Discussion regarding the bank depository agreement with Wells Fargo
 - TWU will send Valley View a copy of their Wells Fargo analysis statement
 - Contact needs to be made with Wells Fargo to find out about the depository agreement
 - Valley View will draft a depository agreement to be sent to Wells Fargo on behalf of both the City and TWU
- Discussion regarding bank documentation status
 - All Commercial National Bank documents have been finalized
 - Guaranty Bond Bank is getting bank board minutes and PFIA certificate to finish up GBB documents
- The next investment committee meeting is scheduled for February 17, 2014 at 2:00 PM
- Jim Cornelius made a motion to adjourn. John Whitson seconded the motion.

Strategy Summary:

The Federal Open Market Committee (FOMC) maintained the Fed Funds target range between 0.00% and 0.25% (actual Fed Funds traded <10 bps). The FOMC continued Quantitative Easing (QE3), but announced the first tapering phase after their December meeting (\$75 billion per month down from \$85 billion). The fixed income market anticipated the change resulting in only modest yield curve adjustments. Domestic employment data remains erratic, with lingering concern over the U-6 and participation rates. Revised third quarter GDP surged to 4.1% - a very positive sign. The US stock markets held strong. Financial institution deposits and laddering targeted cash flows still provide the best interest earnings opportunity.

Quarter End Results by Investment Category:

<u>Asset Type</u>	<u>Ave. Yield</u>	<u>December 31, 2013</u>		<u>September 30, 2013</u>	
		<u>Book Value</u>	<u>Market Value</u>	<u>Book Value</u>	<u>Market Value</u>
DDA/MMA/Pools	0.31%	\$ 37,599,833	\$ 37,599,833	\$ 32,227,931	\$ 32,227,931
CDs/Securities	0.40%	3,784,059	3,784,059	3,780,276	3,780,276
Totals		\$ 41,383,892	\$ 41,383,892	\$ 36,008,206	\$ 36,008,206

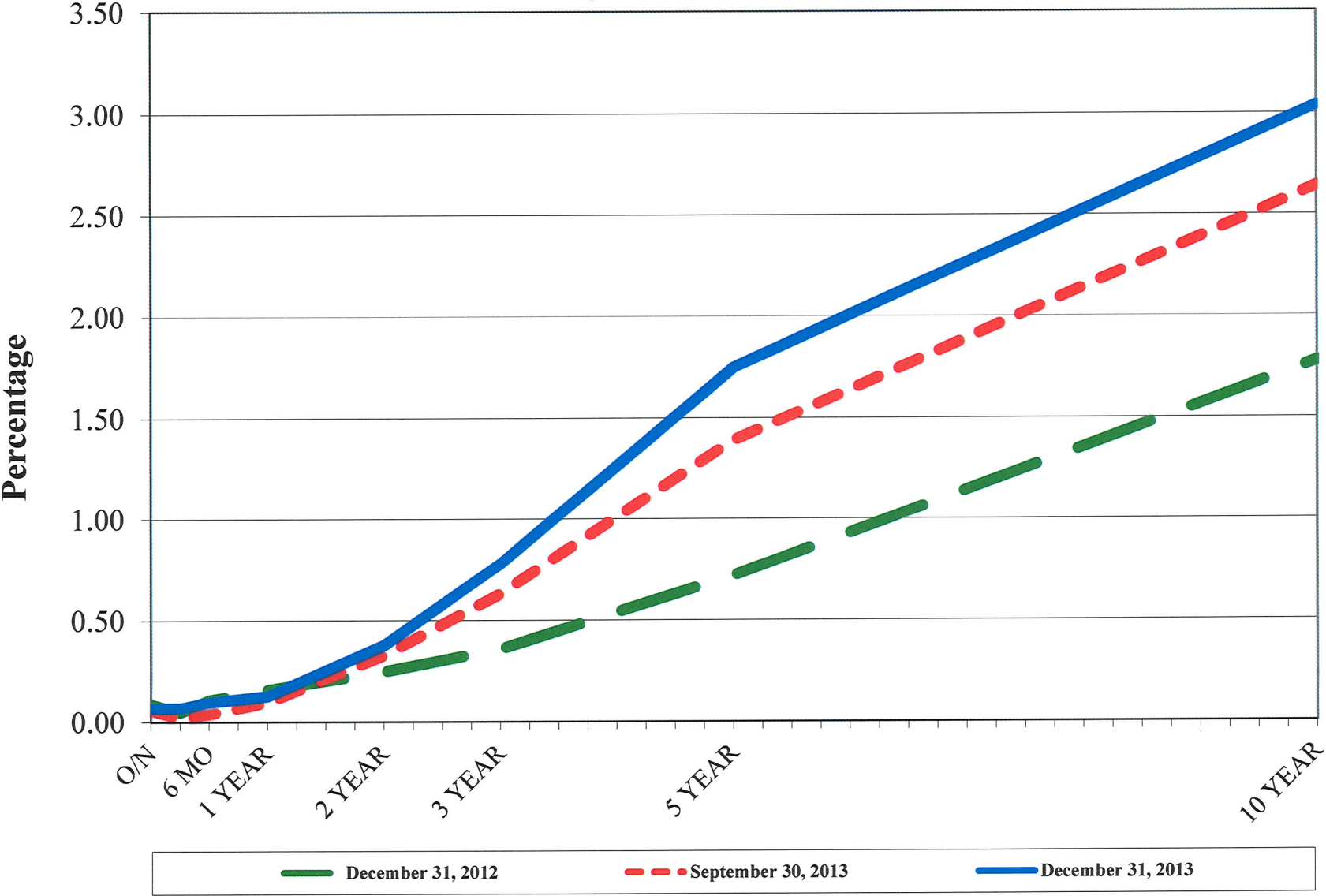
Average Yield (1)		Fiscal Year-to-Date Average Yield (2)	
Total Portfolio	0.31%	Total Portfolio	0.31%
Rolling Three Mo. Treas. Yield	0.06%	Rolling Three Mo. Treas. Yield	0.06%
Rolling Six Mo. Treas. Yield	0.08%	Rolling Six Mo. Treas. Yield	0.07%
		Quarterly TexPool Yield	0.04%
Quarterly Interest Income	\$ 33,425		
Year-to-date Interest Income	\$ 33,425		

(1) Average Yield calculated using quarter end report yields and adjusted book values and does not reflect a total return analysis or account for advisory fees.

(2) Fiscal Year-to-Date Average Yields calculated using quarter end report yields and adjusted book values and does not reflect a total return analysis or account for advisory fees.

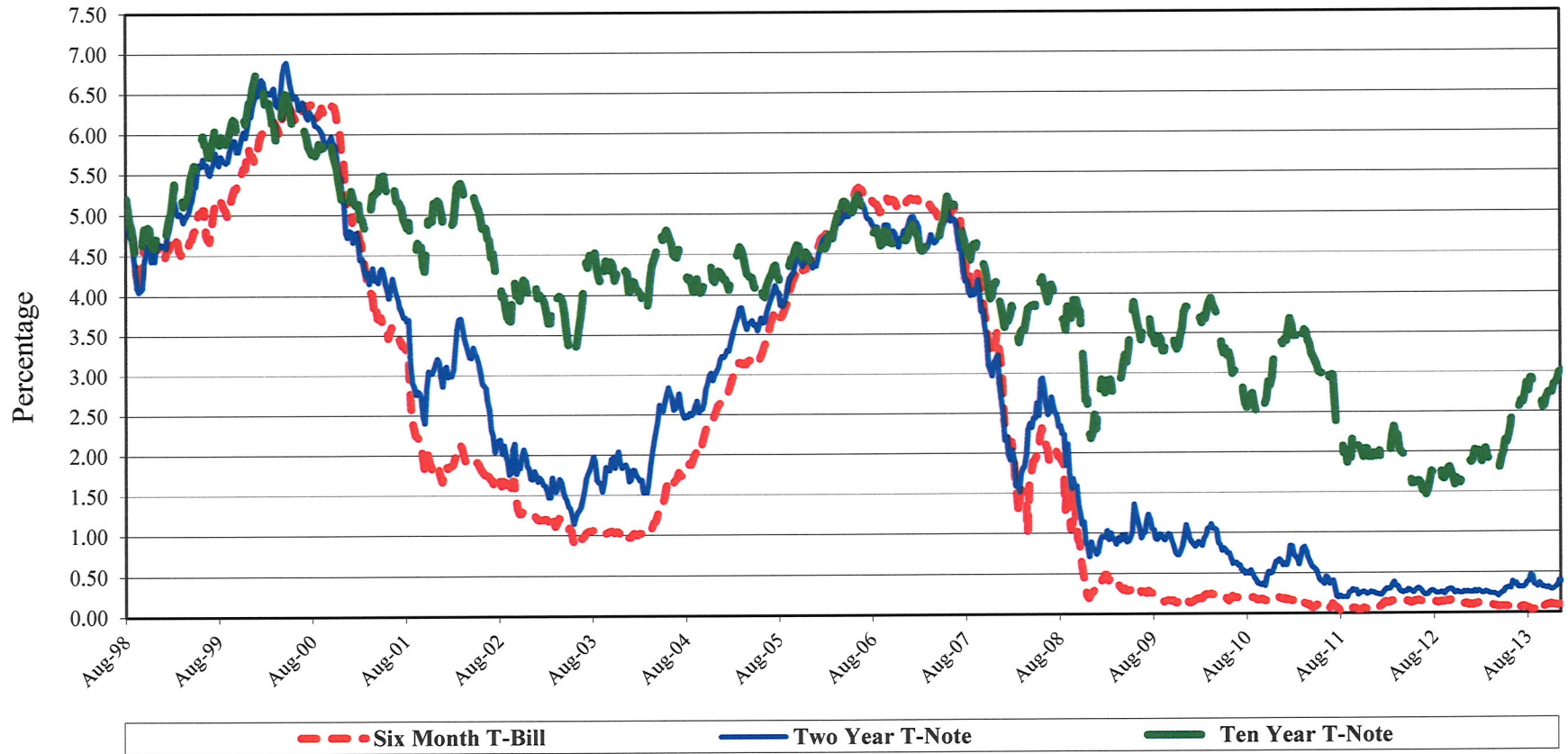
Valley View Consulting, L.L.C. currently provides advisory services to the City.

Treasury Yield Curves

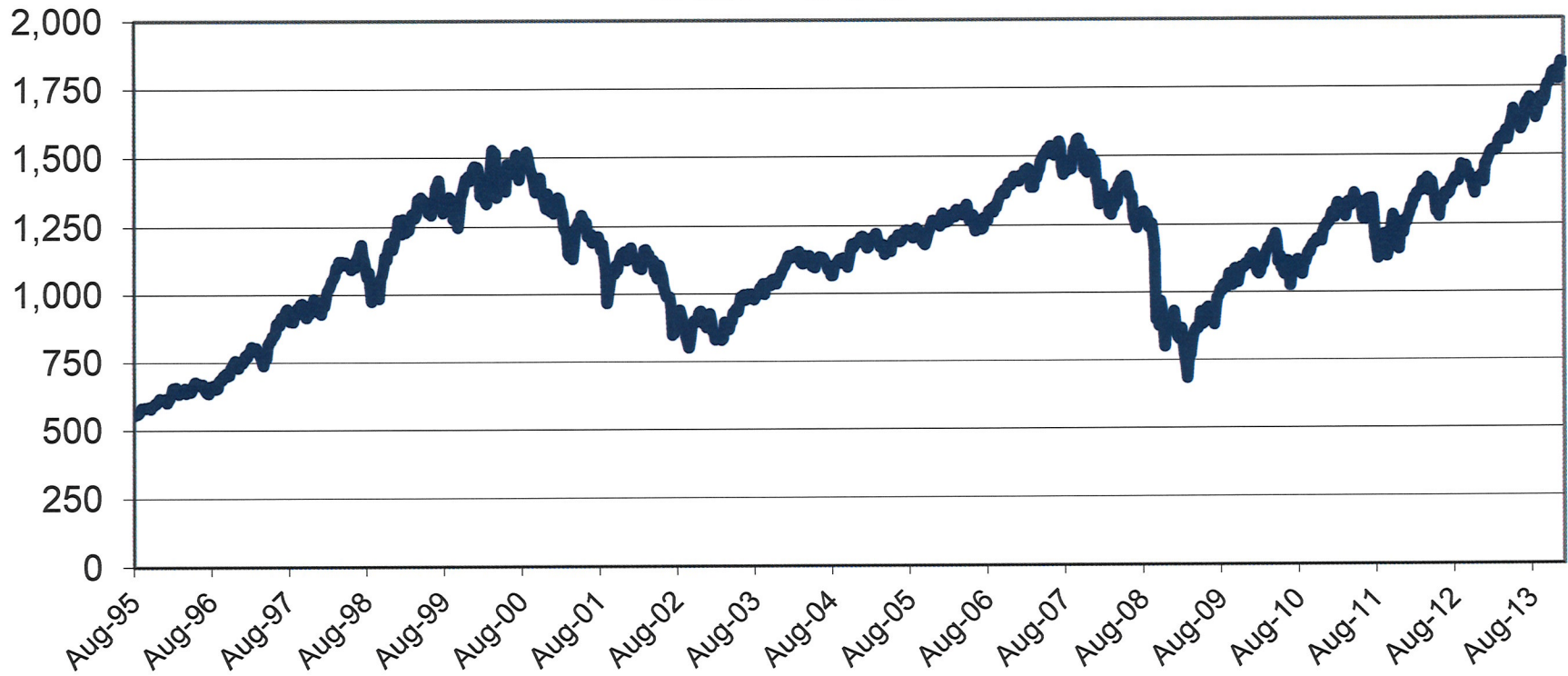


December 31, 2012 September 30, 2013 December 31, 2013

US Treasury Historical Yields



S&P 500



Detail of Investment Holdings

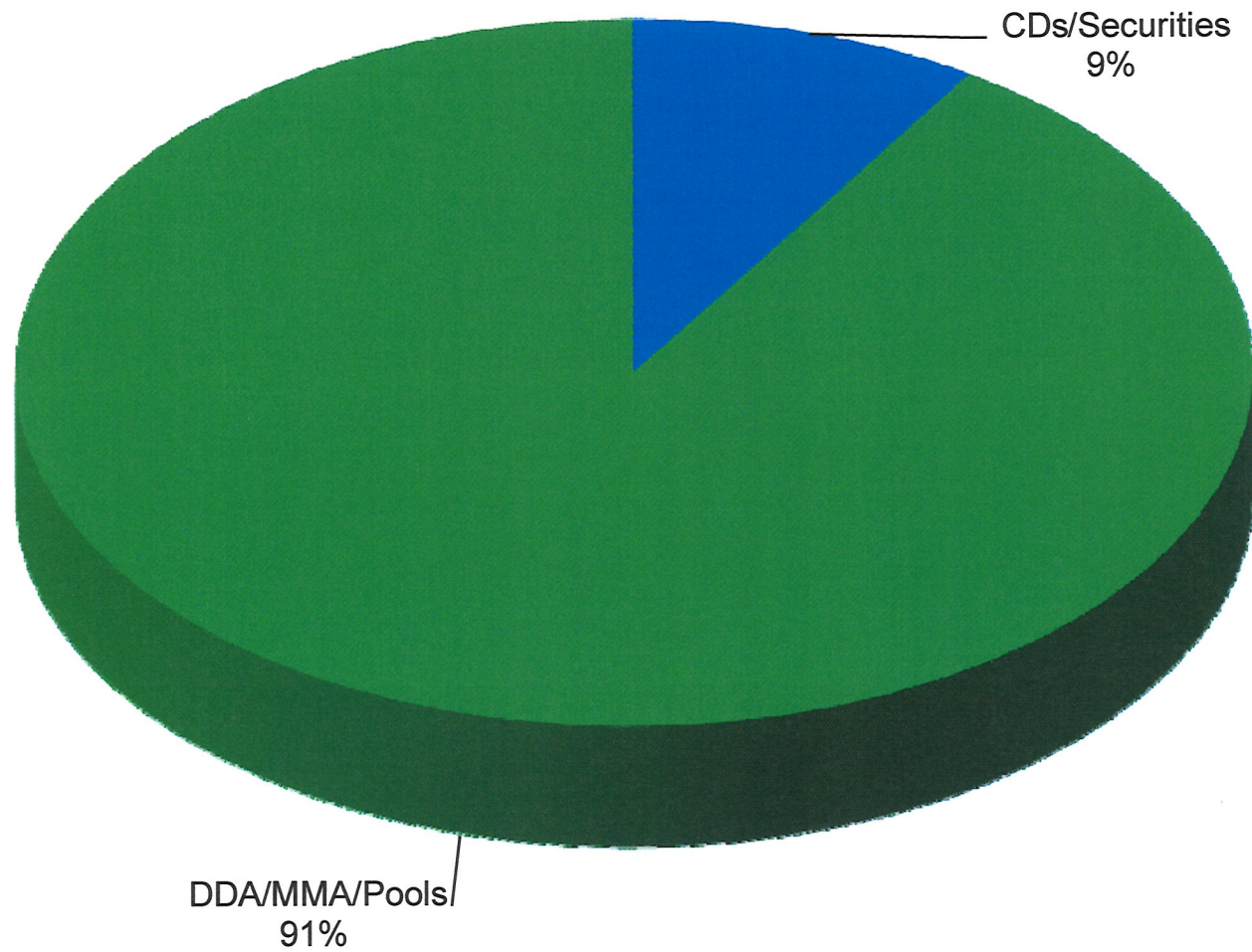
December 31, 2013

Description	Coupon/ Discount	Maturity Date	Settlement Date	Par Value	Book Value	Market Price	Market Value	Life (days)	Yield
Wells Fargo MMA	0.46%	01/01/14	12/31/13	7,989,346	7,989,346	1.00	7,989,346	1	0.46%
Guaranty Bond MMA	0.30%	01/01/14	12/31/13	22,297,166	22,297,166	1.00	22,297,166	1	0.30%
Southside Bank MMA	0.19%	01/01/14	12/31/13	7,313,321	7,313,321	1.00	7,313,321	1	0.19%
Commercial National Bank CD	0.25%	03/04/14	09/04/13	500,600	500,600	100.00	500,600	63	0.25%
Commercial National Bank CD	0.25%	03/04/14	09/04/13	500,600	500,600	100.00	500,600	63	0.25%
Commercial National Bank CD	0.40%	04/26/14	04/26/13	1,281,062	1,281,062	100.00	1,281,062	116	0.40%
Commercial National Bank CD	0.40%	09/04/14	09/04/13	500,600	500,600	100.00	500,600	247	0.40%
Commercial National Bank CD	0.55%	03/04/15	09/04/13	1,001,199	1,001,199	100.00	1,001,199	428	0.55%
				\$ 41,383,892	\$ 41,383,892		\$ 41,383,892	19	0.32%
								(1)	(2)

(1) **Weighted average life** - For purposes of calculating weighted average life, cash equivalent investments are assumed to have a one day maturity.

(2) **Weighted average yield to maturity** - The weighted average yield to maturity is based on adjusted book value, realized and unrealized gains/losses and investment advisory fees are not considered. The yield for the reporting month is used for cash equivalent investments.

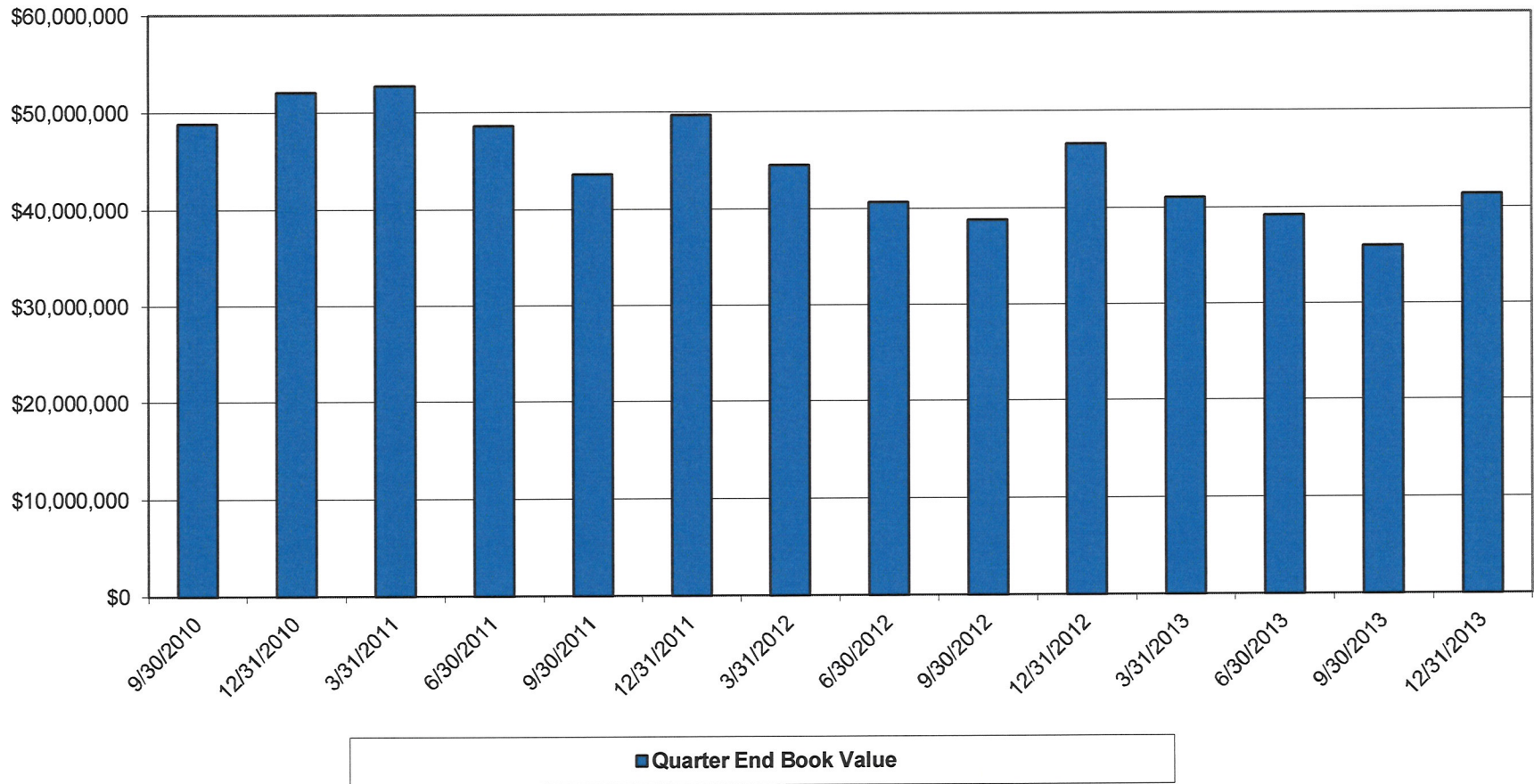
Portfolio Composition



Valley View Consulting, L.L.C.

Attachment: Qtly Investment 12-31-13 (1058 : Quarterly Investment Report)

Total Portfolio



Book Value Comparison

Description	Coupon/ Discount	Maturity Date	September 30, 2013		Purchases/ Adjustments	Sales/Adjust/ Maturities	December 31, 2013	
			Par Value	Book Value			Par Value	Book Value
Wells Fargo MMA	0.46%	01/01/14	\$ 8,180,567	\$ 8,180,567		\$ (191,222)	\$ 7,989,346	\$ 7,989,346
Guaranty Bond MMA	0.30%	01/01/14	14,043,130	14,043,130	8,254,036		22,297,166	22,297,166
Southside Bank MMA	0.19%	01/01/14	10,004,233	10,004,233		(2,690,912)	7,313,321	7,313,321
Commercial National Bank CD	0.25%	03/04/14	500,000	500,000	600		500,600	500,600
Commercial National Bank CD	0.25%	03/04/14	500,000	500,000	600		500,600	500,600
Commercial National Bank CD	0.40%	04/26/14	1,280,276	1,280,276	786		1,281,062	1,281,062
Commercial National Bank CD	0.40%	09/04/14	500,000	500,000	600		500,600	500,600
Commercial National Bank CD	0.55%	03/04/15	1,000,000	1,000,000	1,199		1,001,199	1,001,199
TOTAL			\$ 36,008,206	\$ 36,008,206	\$ 8,257,819	\$ (2,882,133)	\$ 41,383,892	\$ 41,383,892

Market Value Comparison

Description	Coupon/ Discount	Maturity Date	September 30, 2013		Qtr to Qtr Change	December 31, 2013	
			Par Value	Market Value		Par Value	Market Value
Wells Fargo MMA	0.46%	01/01/14	\$ 8,180,567.49	\$ 8,180,567.49	\$ (191,221.64)	\$ 7,989,345.85	\$ 7,989,345.85
Guaranty Bond MMA	0.30%	01/01/14	14,043,130	14,043,130	8,254,036	22,297,166	22,297,166
Southside Bank MMA	0.19%	01/01/14	10,004,233	10,004,233	(2,690,912)	7,313,321	7,313,321
Commercial National Bank CD	0.25%	03/04/14	500,000	500,000	600	500,600	500,600
Commercial National Bank CD	0.25%	03/04/14	500,000	500,000	600	500,600	500,600
Commercial National Bank CD	0.40%	04/26/14	1,280,276	1,280,276	786	1,281,062	1,281,062
Commercial National Bank CD	0.40%	09/04/14	500,000	500,000	600	500,600	500,600
Commercial National Bank CD	0.55%	03/04/15	1,000,000	1,000,000	1,199	1,001,199	1,001,199
TOTAL			\$ 36,008,206	\$ 36,008,206	\$ 5,375,686	\$ 41,383,892	\$ 41,383,892

City Fund Allocation
Book & Market Value
December 31, 2013

Fund #	Fund Name	Total	Guaranty Bond MMA	Southside Bank MMA	0.25 CNB CD 9/4/13-3/4/14	0.25 CNB CD 9/4/13-3/4/14	0.40 CNB CD 4/26/13 - 4/13/14	0.40 CNB CD 9/4/13 - 9/4/14	0.55 CNB CD 9/4/13 - 3/4/15
101	GENERAL FUND - Pooled Cash	\$ 8,761,222	\$ 6,258,224	\$ -	\$ 500,600	\$ 500,600		\$ 500,600	\$ 1,001,199
101	GENERAL FUND	2,237	2,237						
102	NARCOTICS DIVISION OPERATIONS	226,812	226,812						
103	PERSONNEL POLICY	640,535	640,535						
104	WORKER'S COMP	409,412	409,412						
107	COURT SECURITY FUND	311,383	311,383						
108	TUTD PAYROLL ACCOUNT	558	558						
109	GENERAL PROPERTY & LIAB	53,487	53,487						
111	POLICE EVIDENCE ESCROW FUND	23,515	23,515						
113	ENERGY CONSERVATION REVOLVING LOAN	24,113	24,113						
114	COURT TECHNOLOGY FUND	(4,877)	(4,877)						
115	TECHNOLOGY FUND	162,975	162,975						
116	TIRZ #2	373,613	373,613						
201	SUPPORTIVE HOUSING GRANT	(70,623)	(70,623)						
204	HCD FUND	56,670	56,670						
205	EPA PETROLEUM GRANT	3,260	3,260						
206	EPA JOB TRAINING GRANT	58,609	58,609						
207	EPA REVOLVINGLOAN GRANT	719	719						
208	EPA MULTI-PURPOSE GRANT	11,392	11,392						
209	HOME PROGRAM	2,343	2,343						
210	TEEN COURT	(68)	(68)						
211	THEATRE FUND	92,205	92,205						
212	HOTEL/MOTEL TAX FD	237,559	237,559						
213	PEROT THEATRE BLDG MAINT	693,677	192,674				501,003		
215	HOUSING FUND	609,285	609,285						
217	LAW ENFORCEMENT BLOCK GRANT	1,176	1,176						
219	LAW ENFORCEMENT PROGRAM	9,281	9,281						
220	METRO PLANNING ORG	(27,083)	(27,083)						
223	ECONOMIC DEVELOPMENT	1,145,719	645,221				500,499		
225	EPA BROWNFIELD GRANT	4,045	4,045						
301	INTEREST & SINKING	2,673,011	2,673,011						
415	2003 BOND FUND	618,298	618,298						
417	2005 BOND FUND	741,111	712,052				29,058		
420	2009 BOND FUND	5,934,597	769,073	4,915,021			250,502		
422	TIRZ BOND FUND	3,108,079	709,779	2,398,300					
501	HEALTH FUND	186,329	186,329						
502	PUBLIC LIBRARY	50,847	50,847						
601	DRUG ESCROW	28,058	28,058						
605	FEDERAL ASSET FORFEITURE	74,853	74,853						
701	EMPLOYEE BENEFIT	1,221,155	1,221,155						
702	BENEFIT PAYMENT	7,763	7,763						
703	FLEET SERVICES	92,851	92,851						
704	CAPITAL REPLACEMENT	35,518	35,518						
810	MEMBER CITY WATER REVENUE	31,373	31,373						
	TOTAL	\$ 28,616,991	\$ 17,519,610	\$ 7,313,321	\$ 500,600	\$ 500,600	\$ 1,281,062	\$ 500,600	\$ 1,001,199

**Water Fund Allocation
December 31, 2013**

Book & Market Value	Total	Revenue	Customer Loan	Water Plant Construction	Technology	2004 Bond	2004 Construction	2005 Bond	2013 Bond	2013 Construction
Wells Fargo MMA	\$ 7,989,346	\$ 9,914	\$ -	\$ -	\$ 61	\$ -	\$ -	\$ -	\$ -	\$ -
Guaranty Bond MMA	4,777,556	956,035	39,827	45	580,659	153,788	2,901	48,379	47,994	320,776
	\$ 12,766,902	\$ 965,949	\$ 39,827	\$ 45	\$ 580,720	\$ 153,788	\$ 2,901	\$ 48,379	\$ 47,994	\$ 320,776

**Water Fund Allocation
December 31, 2013**

Book & Market Value	LTWSC Capital Improvement	Capital Improvement	Compost	Customer Deposit	Equipment Acquisition	Infrastructure	Personnel	Reserve	WWTP Depreciation	Waggoner Creek CIP
Wells Fargo MMA	\$ 671,335	\$ 975,561	\$360,200	\$ 633,138	\$ 668,800	\$ 1,766,317	\$ 16	\$ 676,341	\$ 277,100	\$ 1,950,563
Guaranty Bond MMA	281,041	737,763	187,788	49,987	361,112	253,567	165,772	22,120	194,434	373,569
	\$ 952,375	\$ 1,713,324	\$547,988	\$ 683,125	\$ 1,029,912	\$ 2,019,885	\$ 165,788	\$ 698,461	\$ 471,534	\$ 2,324,132

City Fund Allocation
Book & Market Value

Fund #	Fund Name	Total	Guaranty Bond MMA	Southside Bank MMA	0.25 CNB CD 9/4/13-3/4/14	0.25 CNB CD 9/4/13-3/4/14	0.40 CNB CD 4/26/13 - 4/13/14	0.40 CNB CD 9/4/13 - 9/4/14	0.55 CNB CD 9/4/13 - 3/4/15
101	GENERAL FUND - Pooled Cash	\$ 10,360,877	\$ 7,360,378	\$ -	\$ 500,000	\$ 500,000	\$ 500,499	\$ 500,000	\$ 1,000,000
102	NARCOTICS DIVISION OPERATIONS ACCT.	187,278	187,278						
111	POLICE EVIDENCE ESCROW FUND	23,498	23,498						
113	ENERGY CONSERVATION REVOLVING LOAN ACCOUNT	22,470	22,470						
116	TIRZ #2	101,154	101,154						
213	PEROT THEATRE BLDG MAINT	500,499					500,499		
217	LAW ENFORCEMENT BLOCK GRANT	1,175	1,175						
219	LAW ENFORCEMENT PROGRAM	10,085	10,085						
415	2003 BOND FUND	624,623	624,623						
417	2005 BOND FUND	740,543	711,514				29,029		
420	2009 BOND FUND	8,410,058	552,637	7,607,171			250,249		
421	2010 CONV CTR BOND FUND	(270,705)	(270,705)						
422	TIRZ BOND FUND	3,573,992	1,176,930	2,397,062					
601	DRUG ESCROW	35,717	35,717						
605	FEDERAL ASSET FORFEITURE	107,783	107,783						
702	BENEFIT PAYMENT	(5,382)	(5,382)						
TOTAL		\$ 24,423,664	\$ 10,639,156	\$ 10,004,233	\$ 500,000	\$ 500,000	\$ 1,280,276	\$ 500,000	\$ 1,000,000

**Water Fund Allocation
September 30, 2013**

Book & Market Value	Total	Revenue	Customer Loan	Water Plant Construction	Technology	2004 Bond	2004 Construction	2005 Bond	2013 Bond	2013 Construction
Wells Fargo MMA	\$ 8,180,567	\$ 9,901	\$ -	\$ -	\$ 61	\$ -	\$ -	\$ -	\$ -	\$ -
Guaranty Bond MMA	3,403,974	951,505	39,743	45	488,235	32,436	2,898	34,344	4,481	145,591
	\$ 11,584,542	\$ 961,406	\$ 39,743	\$ 45	\$ 488,296	\$ 32,436	\$ 2,898	\$ 34,344		\$ 145,591

**Water Fund Allocation
September 30, 2013**

Book & Market Value	LTWSC Capital Improvement	Capital Improvement	Compost	Customer Deposit	Equipment Acquisition	Infrastructure	Personnel	Reserve	WWTP Depreciation	Waggoner Creek CIP
Wells Fargo MMA	\$ 670,596	\$ 974,488	\$ 359,803	\$ 632,442	\$ 668,065	\$ 1,764,374	\$ 16	\$ 675,643	\$ 476,762	\$ 1,948,417
Guaranty Bond MMA	177,481	458,233	147,696	40,630	196,235	160,035	172,148	22,103	19,297	310,837
	\$ 848,077	\$ 1,432,721	\$ 507,500	\$ 673,071	\$ 864,300	\$ 1,924,410	\$ 172,164	\$ 697,746	\$ 496,059	\$ 2,259,254

Collateral Position

December 31, 2013

	CITY			WATER UTILITY		Combined
	Guaranty Bond	Southside Bank	Commercial National Bank	Wells Fargo	Guaranty Bond	Guaranty Bond
Collateral Value	\$ 18,782,006	\$ 10,139,299	\$ 3,613,615	\$ 8,755,150	\$ 5,745,193	\$ 24,527,199
+ FDIC Insurance	250,000	250,000	250,000	250,000	-	250,000
Total Enhancement	\$ 19,032,006	\$ 10,389,299	\$ 3,863,615	\$ 9,005,150	\$ 5,745,193	\$ 24,777,199
Total Deposits	\$ 17,519,610	\$ 7,313,321	\$ 3,784,059	\$ 7,989,346	\$ 4,777,556	\$ 22,297,166
Excess Coverage	\$ 1,512,396	\$ 3,075,978	\$ 79,556	\$ 1,015,804	\$ 967,637	\$ 2,480,033
Percentage Coverage	109%	142%	102%	113%	120%	111%
Collateral Type:						
Treasuries						
Agency Bullets						
Agency Callable						
Munis						
Mortgage Backed Securities	\$ 18,782,006			\$ 8,755,150	\$ 5,745,193	\$ 24,527,199
Real Estate Mortgage Investment						
Conduits/ Collateralized Mortgage						
Obligations (1)		\$ 10,139,299	\$ 3,613,615			

(1) The Public Funds Collateral Act requires all REMIC/CMOs to have an expected weighted average life of 10 years or less and not constitute a high-risk security as determined by a 300 basis point market movement stress test.