



CITY OF TEXARKANA

CITY COUNCIL

MINUTES • APRIL 28, 2014

Council Chambers

Regular Meeting

6:00 PM

220 TEXAS BLVD.
TEXARKANA, TX 75501

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

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

Staff Present: City Manager John Whitson, Jennifer Evans, J.D. Phillips, Jim Cornelius, Bill King, Wesley Belk, Charlie Bassett, David Orr, Shirley Jaster, Lisa Thompson, Kyle Dooley, Craig Lindholm, Eric Schlotter, Karey Parker, Kristin Peeples, Holly Wall, and Cheryl Haff.

Legal Counsel: None.

II. INVOCATION AND PLEDGE BY MAYOR BOB BRUGGEMAN

III. IMPORTANT DATES, OTHER CITY EVENTS, SPECIAL EVENTS, MAYOR'S COMMENTS, APPOINTMENTS TO BOARDS AND COMMISSIONS, PRESENTATIONS

City Council Meetings:

Monday, May 12, 2014 at 6:00 p.m.
Tuesday, May 27, 2014 at 6:00 p.m.
 Monday, June 9, 2014 at 6:00 p.m.
 Monday, June 23, 2014 at 6:00 p.m.

Park & Recreation Events:

May 1st
Spring Lake Park: Senior Day at the Park

May 3rd
Wallace Park: Softball Tournament

May 8th

Spring Lake Park: Movies at the Park (Despicable Me 2)

Other City Events:

May 7th 10:00 a.m. - Sullivan Performing Arts Center

Peace Officer Memorial Day & Appreciation Ceremony

May 10th

No City Election to be held on May 10, 2014 - Mayor, Ward 1, Ward 4, and Ward 6 seats were uncontested

Special Events:

May 10th 9:00 a.m. - 2:00 p.m.

Housing Authority of Texarkana, Texas - Pecan Ridge Homes & Apartments Community Block Party

May 10th 10:00 a.m. - 6:00 p.m.

Better Block/Texarkana - More Information at www.texarkanalive.com

Mayor's Comments

Mayor Bruggeman announced that former Texarkana, Arkansas Police Department Chief, John Butler, died earlier this month. He served in the department for 34 years. He served along side of former Texarkana, Texas Police Chief, Harold McGee.

Mayor Bruggeman thanked the citizens of Texarkana, Texas for their confidence in the current City Council. Seats for Mayor, Ward 1, Ward 4, and Ward 6 were uncontested this year.

Mayor Bruggeman invited everyone to attend the Peace Officer Memorial Celebration on Wednesday, May 7th in special honor of last year's fallen Police Officer Jason Sprague.

Appointments to Boards & Commissions

Mayor Bruggeman made the following appointments to the TexAmericas Center Board:

Don Morriss (re-appointment)

Ben King (new appointment, replacing Brenda Rochelle)

Mayor Bruggeman recognized Ms. Rochelle for her 15 years of service on this board.

Presentations

Keep Texarkana Beautiful Awards for April

Mayor Bruggeman and Ward 4 Councilmember Dr. Brian Matthews presented.

Residential Recipients- Diane and Coy Icenhower - 1204 Lavaca Street

Business Recipient - Kim Polk, representative of Summerhill Woods Apartments
- 4501 Summerhill Road

Comprehensive Annual Financial Report for the Fiscal Year Ended - September 30,
2013

Faith Phillips of Holliday, Lemons, & Cox, P.C. presented this report.

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

Brenda Rochelle addressed Council in opposition of the Texas Water Development Board Executive Director Kevin Patteson's recommendations for conflict resolution attached to Resolution No. 2014-049 concerning the Region C and D Water Plan Interregional Conflict.

Jo Ann Duman addressed Council in opposition of the Texas Water Development Board Executive Director Kevin Patteson's recommendations for conflict resolution attached to Resolution No. 2014-049 concerning the Region C and D Water Plan Interregional Conflict.

Josh Morriss III addressed Council in favor of Resolution 2014-044 concerning the proposed Grim Hotel redevelopment project.

Tracey Prather addressed Council in favor of Resolution 2014-044 concerning the proposed Grim Hotel redevelopment project.

Sara Whitaker addressed Council in opposition of the Texas Water Development Board Executive Director Kevin Patteson's recommendations for conflict resolution attached to Resolution No. 2014-049 concerning the Region C and D Water Plan Interregional Conflict.

Marshall Wood, of Riverbend Resources Water District, addressed Council in opposition of the Texas Water Development Board Executive Director Kevin Patteson's recommendations for conflict resolution attached to Resolution No. 2014-049 concerning the Region C and D Water Plan Interregional Conflict.

Brian Goesl, Executive Director of TRAHC, addressed Council in favor of Resolution No. 2014-044 concerning the proposed Grim Hotel redevelopment project.

V. ITEMS FOR CONSIDERATION

Consent Items

(Adopted 6:54 p.m.)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Bill Miller, Ward 5
SECONDER:	Tina Veal-Gooch, Ward 3
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 April 14, 2014 at 6:00 PM.

2. Resolution No. 2014-047 accepting bids for the Wright Patman Water Treatment Plant 24" Water Meter and Piping.

Public Hearing:

Second Briefing:

Council Vote: April 28, 2014

Action Items

3. Resolution No. 2014 - 044 supporting the application by Sari & Company for New Market Tax Credits and approving the commitment of project funding in the form of a loan.

Public Hearing:

Second Briefing:

Council Vote: April 28, 2014

Craig Lindholm spoke to this item.

(Adopted 7:02 p.m.)

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

4. Resolution No. 2014-046 authorizing the City Manager to enter into a contract with George Lavender of Texarkana, Texas for the funding of street improvements to property at 4619 Summerhill Road; allowing use of part of the 2012 TIRZ Bond Fund in an amount not to exceed One Million Dollars (\$1,000,000) for street construction.

Public Hearing:

Second Briefing:

Council Vote: April 28, 2014

Kyle Dooley spoke to this item. Alan Schimming spoke to this item.

Richard Reynolds, representing George Lavender, spoke to this item.

Stephen Raffaelli spoke to this item and provided an approval letter from Guaranty Bond Bank for financing the construction of the proposed road.

(Adopted 7:27 p.m.)

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

5. Resolution No. 2014-049 recommending the support of a resolution of Region C and D Water Plan Interregional Conflict.

Public Hearing: April 14, 2014

Second Briefing:

Council Vote: April 28, 2014

Bill King spoke to this item. Marshall Wood, of Riverbend Water Resources District, spoke to this item. Sara Whitaker spoke to this item.

Councilmember Veal-Gooch thanked the City's representatives on the Riverbend Water Resources Board for their comments and the citizens who commented on this item.

Councilmember Davis said he opposes the recommendations of Executive Director Kevin Patteson of the Texas Water Development Board concerning the Interregional Conflict between Region C and Region D Regional Water Plans.

Councilmember Matthews said he opposes the recommendations of Executive Director Kevin Patteson of the Texas Water Development Board concerning the Interregional Conflict between Region C and Region D Regional Water Plans.

(Adopted 7:54 p.m.)

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

VI. FIRST BRIEFINGS

1. Ordinance No. 2014-050 amending Chapter 13 Motor Vehicles and Traffic of the Code of Ordinances regulating the parking of vehicles in front yards of residential structures.

Public Hearing: May 12, 2014

Second Briefing: May 27, 2014

Council Vote: June 9, 2014

Shirley Jaster spoke to this item.

RESULT: MOVED FORWARD**Next: 5/12/2014 6:00 PM**

2. Ordinance No. 2014-051 granting a Specific Use Permit to allow the one additional use of a tattoo studio on the east 75' of Lots 1-3, C.E. Huckabee's Garden Addition, located at 1002 Westlawn Drive. Ronald Griffith, owner. Eric McIntyre, applicant.

Public Hearing: May 12, 2014
Second Briefing: May 27, 2014
Council Vote: June 9, 2014

Jonathan McIntyre spoke to this item.

RESULT: MOVED FORWARD**Next: 5/12/2014 6:00 PM**

3. Ordinance No. 2014-052 granting a Specific Use Permit to allow the location of a CEVMS (digital) billboard on a part of Tract 18, George Brinlee HRS, A-18, located at 2506 Richmond Road. Mark Liepman, owner. Chad Shipp, Shipp Outdoor, LLC, agent. (a 3/4 vote will be required by City Council to approve this item due to Planning and Zoning Commission denial).

Public Hearing: May 12, 2014
Second Briefing: May 27, 2014
Council Vote: June 9, 2014

Shirley Jaster spoke to this item.

Chad Shipp, of Shipp Outdoor, LLC, spoke to this item and provided support letters from local business owners.

RESULT: MOVED FORWARD**Next: 5/12/2014 6:00 PM**

4. Ordinance No. 2014-053 revoking Specific Use Permit #S-628 that permitted the location of a tattoo studio on Lots 14-16, Block 2, Beverly Addition, located at 2402 New Boston Road. City of Texarkana, Texas, agent.

Public Hearing: May 12, 2014
Second Briefing: May 27, 2014
Council Vote: June 9, 2014

Shirley Jaster spoke to this item.

RESULT:	MOVED FORWARD
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Next: 5/12/2014 6:00 PM

VII. PUBLIC HEARINGS

1. Resolution No. 2014-042 accepting a bid and authorizing the City Manager to enter into a contract for the construction of Phase IV TAMU East Approach.

Public Hearing: April 28, 2014
Second Briefing: May 12, 2014
Council Vote: May 27, 2014

Kyle Dooley spoke to this item and informed Council that a draft resolution and bid information would be available at the second briefing scheduled for May 12, 2014.

No comments were received from citizens at this public hearing.

RESULT:	MOVED FORWARD
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Next: 5/12/2014 6:00 PM

2. Ordinance No. 2014-045 amending Chapter 2, Administration, Section 2-14, "Local Registrar of Vital Statistics; copies of Birth, Death, Stillborn Certificates" of the Code of Ordinances of the City of Texarkana, Texas, to update and redefine the Local Registrar position title.

Public Hearing: April 28, 2014
Second Briefing: May 12, 2014
Council Vote: May 27, 2014

No comments were received from citizens at this public hearing.
(Adopted 8:37 p.m.)

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

3. Ordinance No. 2014-048 amending Chapter 15, Offenses and Miscellaneous Provisions; of the Texarkana City Code by Prohibiting the sale to a minor of electronic Cigarettes and/or liquid nicotine and prohibiting self-service merchandising.

Public Hearing: April 28, 2014
Second Briefing: May 12, 2014
Council Vote: May 27, 2014

Shanna Richardson spoke to this item. Councilmember Josh Davis spoke to this item.

RESULT:	MOVED FORWARD
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Next: 5/12/2014 6:00 PM

VIII. SECOND BRIEFING WITH UPDATES

None

IX. SECOND BRIEFING WITHOUT UPDATES

1. Ordinance No. 2014-038 amending Chapter 13, "Motor Vehicles and Traffic", Article v, "Stopping, Standing and Parking", Division 1, "Generally", Section 13-96, "Penalties for Overtime Parking" and Sec. 13-97, "Fine Deposit Boxes" of the Code of Ordinances of the City of Texarkana, Texas.

Public Hearing: April 14, 2014
Second Briefing: April 28, 2014
Council Vote: May 12, 2014

(Adopted 8:51 p.m.)

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

X. ITEMS FOR DISCUSSION

Staff Updates

City Manager Whitson said there were no staff updates.

Sagging Pants Concerns.

City Manager Whitson updated the City Council on his continued research into the matter of cities prohibiting the wearing of sagging pants. Whitson reported that he contacted the Texas Municipal League (TML) who reported that they had not assisted any Texas city develop a Sagging Pants ordinance. TML's research confirmed that only some cities in Louisiana, including Shreveport and Alexandria, have ordinances that prohibit the wearing of sagging pants. Whitson also reported that the police department is concerned that requiring police department staff to enforce the ordinance may serve to harm their efforts to have good relationships in certain neighborhoods of the city. After additional discussion by the city council, the consensus of the city council was for the staff to present an ordinance for further city council consideration.

XI. ADMINISTRATIVE COMMENTS

1. Council Members

None

2. City Staff

None

XII. ADJOURNMENT

XIII. Motion to Adjourn

A motion was made to adjourn the meeting.
(Adjourned 9:16 p.m.)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Willie Ray, Ward 2
SECONDER:	Bill Miller, Ward 5
AYES:	Casteel, Ray, Veal-Gooch, Matthews, Miller, Davis
EXCUSED:	Bruggeman



Jennifer Evans
City Secretary



Bob Bruggeman
Mayor